

Reprinted

3/15/95 Do Pass

JAN 26 1995

HOUSE FILE 84
BY OLLIE

LOCAL GOVERNMENT

Passed House ^(P. 1057) Date 3-29-95 Passed Senate, Date _____
Vote: Ayes 94 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to a city's power to allow eligible electors of
2 the city to propose or request reconsideration of a city
3 ordinance.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

5 HOUSE FILE 84

6 H-3461

7 1 Amend House File 84 as follows:

8 2 1. Page 1, by striking lines 6 through 8 and
9 3 inserting the following: "the registered voters of a
10 4 city the right to request reconsideration of a city
11 5 ordinance upon the filing of a petition signed by
12 6 registered voters of the city equal in number to not
13 7 less than twenty-five percent of the persons who voted
14 8 at the last preceding city election.

15 9 The right to request reconsideration of city
16 10 ordinances shall not extend to the following:

17 11 a. Any ordinance primarily of an administrative
18 12 nature, including one that sets the salaries of city
19 13 officers or employees.

20 14 b. The collection and expenditure of revenue by
21 15 the city.

22 16 c. The creation and payment of public debt.

23 17 d. The letting of contracts and granting of
24 18 franchises pursuant to this section.

25 19 e. Any ordinance required to be enacted by state
20 or federal law.

21 20 f. Amendments affecting the city zoning
22 ordinance."

23 23 2. Title page, line 1, by striking the words
24 24 "eligible electors" and inserting the following:
25 25 "registered voters".

26 26 3. Title page, line 2, by striking the words
27 27 "propose or".

ADOPTED 3-29-95 ^(P. 1057) BY OLLIE of Clinton

H-3461 FILED MARCH 27, 1995

HF 84

1 Section 1. Section 364.2, Code 1995, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 5. The general grant of home rule power
4 conferred by the Constitution includes the power of a city,
5 through a home rule charter adopted by the voters, to grant to
6 the eligible electors of a city the right to propose or
7 reconsider a city ordinance upon the filing of a valid
8 petition as set forth in the city's charter.

9 EXPLANATION

10 This bill allows a city, through the city's home rule
11 charter, to grant to eligible electors of the city the right
12 to petition to propose a city ordinance (initiative) or
13 request reconsideration of a city ordinance (referendum).

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S- 3/2/95 State Gov-

HOUSE FILE 84
BY OLLIE

(As Amended and Passed by the House March 29, 1995)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to a city's power to allow registered voters of
* 2 the city to request reconsideration of a city ordinance.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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House Amendments _____
Deleted Language *

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2 the following new subsection:

3 NEW SUBSECTION. 5. The general grant of home rule power
4 conferred by the Constitution includes the power of a city,
5 through a home rule charter adopted by the voters, to grant to
6 the registered voters of a city the right to request
7 reconsideration of a city ordinance upon the filing of a
8 petition signed by registered voters of the city equal in
9 number to not less than twenty-five percent of the persons who
10 voted at the last preceding city election.

11 The right to request reconsideration of city ordinances
12 shall not extend to the following:

13 a. Any ordinance primarily of an administrative nature,
14 including one that sets the salaries of city officers or
15 employees.

16 b. The collection and expenditure of revenue by the city.

17 c. The creation and payment of public debt.

18 d. The letting of contracts and granting of franchises
19 pursuant to this section.

20 e. Any ordinance required to be enacted by state or
21 federal law.

22 f. Amendments affecting the city zoning ordinance.

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