

# House Study Bill 194

## Conference Committee Text

PAG LIN

1 1 Section 1. Section [384.38](#), subsection 3, Code 1995, is  
1 2 amended to read as follows:  
1 3 3. A city may establish, by ordinance after notice and a  
1 4 public hearing consistent with the requirements of section  
1 5 384.50, one or more districts and schedules of fees for the  
1 6 connection of property to the city sewer or water utility.  
1 7 Each person whose property will be served by connecting to the  
1 8 city sewer or water utility shall pay a connection fee to the  
1 9 city. The ordinance shall be certified by the city and  
1 10 recorded in the office of the county recorder of the county in  
1 11 which a district is located. The connection fees are due and  
1 12 payable when a utility connection application is filed with  
1 13 the city. A connection fee shall not exceed the equitable  
1 14 part of the total original cost to the city of extending the  
1 15 utility to the properties within the district, less any part  
1 16 of the cost which has been previously assessed or paid to the  
1 17 city under this division IV. All fees collected under this  
1 18 subsection shall be paid to the city treasurer. The moneys  
1 19 collected as fees shall only be used for the purposes of  
1 20 operating the utility, or to pay debt service on obligations  
1 21 issued to finance improvements or extensions to the utility.  
1 22 This subsection shall not be construed to require a city to  
1 23 establish a special assessment district when connection to the  
1 24 city sewer or water utility is requested by the person whose  
1 25 property may be served by the connection.

1 26 EXPLANATION

1 27 This bill provides that a city is not required to establish  
1 28 a special assessment district in order to connect a property  
1 29 to city sewer or water utilities if the person whose property  
1 30 will benefit from the connection requests that the sewer or  
1 31 water be connected.

1 32 LSB 2224HC 76

1 33 js/jw/5