

FILED MAR 15 1995

SENATE FILE 344
BY COMMITTEE ON LOCAL GOVERNMENT

(SUCCESSOR TO SSB 304)

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

A BILL FOR

1 An Act prohibiting a city with public safety employees under
2 civil service from contracting with or granting a franchise to
3 private contractors for those public safety jobs without a
4 public referendum.

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

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S.F. 344

1 Section 1. NEW SECTION. 400.3A PUBLIC SAFETY EMPLOYEES
2 UNDER CIVIL SERVICE -- PRIVATIZATION BY REFERENDUM.

3 1. As used in this section, "public safety employee" means
4 a city employee performing police protection services, fire
5 protection services, or emergency medical services.

6 2. If a city employs public safety employees under civil
7 service pursuant to this chapter, the city shall not contract
8 with or grant a franchise to private providers of public
9 safety services without approval of the city electorate. If a
10 city council wishes to abolish a city public safety department
11 or service provided by employees under civil service pursuant
12 to this chapter, the council shall adopt an ordinance
13 abolishing the public safety department or service and propose
14 to contract with or to grant a franchise to a private person
15 for the performance of the public safety services. However,
16 the ordinance shall not take effect until it has been
17 submitted to the voters at a regular city election and
18 approved by a majority of the voters voting on the proposal at
19 the election. The ordinance shall be published before the
20 election in the same manner as provided in section 400.3.

21 EXPLANATION

22 This bill requires a city which employs public safety
23 employees (police, fire fighter, or emergency medical service)
24 under civil service to obtain voter approval of any contract
25 or franchise agreement to have these public safety services
26 provided by private persons.

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SENATE FILE 344

S-3161

1 Amend Senate File 344 as follows:

2 1. Page 1, by inserting after line 20 the
3 following:

4 "Sec. ____ . EFFECTIVE DATE. Section 1 of this Act
5 shall not become effective until the general assembly
6 enacts legislation authorizing statewide referenda by
7 the state electorate."

8 2. Title page, line 4, by inserting after the
9 word "referendum" the following: ", and providing an
10 effective date".

By O. GENE MADDOX

S-3161 FILED MARCH 21, 1995

SENATE FILE 344

S-3162

1 Amend Senate File 344 as follows:

2 1. Page 1, by striking line 9 and inserting the
3 following: "safety services without approval of at
4 least sixty percent or more of the members of the city
5 council. If a".

6 2. Page 1, line 12, by inserting after the word
7 "adopt" the following: ", by at least a sixty percent
8 majority,".

9 3. Page 1, line 15, by striking the word
10 "However,".

11 4. Page 1, by striking lines 16 through 20.

12 5. Title page, line 3, by striking the word "a".

13 6. Title page, by striking line 4 and inserting
14 the following: "approval of at least sixty percent of
15 a city council."

By O. GENE MADDOX

S-3162 FILED MARCH 21, 1995

SENATE FILE 344

S-3356

1 Amend Senate File 344 as follows:

2 1. Page 1, by inserting after line 20 the
3 following:

4 "3. The state shall reimburse a city for any
5 additional costs incurred as a result of compliance
6 with this section. The director of revenue and
7 finance shall pay the additional costs upon receipt of
8 a certified claim from funds appropriated for that
9 purpose."

By O. GENE MADDOX

S-3356 FILED APRIL 5, 1995

SENATE FILE 344

S-3363

1 Amend Senate File 344 as follows:

2 1. Page 1, by striking lines 9 through 20 and
3 inserting the following: "safety services without
4 adopting an ordinance abolishing the public safety
5 department or service and proposing to contract with
6 or grant a franchise to a private person for the
7 performance of the public safety service.

8 Eligible electors of the city may petition the
9 council to submit to the electors the question of
10 adopting the ordinance to abolish the public safety
11 department or service and intent to contract with or
12 grant a franchise to a private person for the
13 performance of the public safety service. The minimum
14 number of signatures required on the petition shall be
15 equal in number to twenty-five percent of those who
16 voted in the last regular city election."

By MARY E. KRAMER

S-3363 FILED APRIL 6, 1995

Fraser
Black
Maddox

SSB 304
Local Government

Succeeded By

SENATE FILE 344

BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL BY
CHAIRPERSON SORENSEN)

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

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