

FEB 13 1998

LOCAL GOVERNMENT

HOUSE FILE 2254  
BY BURNETT

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the assessment of a surcharge by a county  
2 board of supervisors and providing for a public referendum.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2254

1 Section 1. Section 34A.6A, Code 1997, is amended to read  
2 as follows:

3 34A.6A ALTERNATIVE SURCHARGE.

4 Notwithstanding section 34A.6, the board may request do  
5 either of the following:

6 1. Request imposition of a surcharge in an amount up to  
7 two dollars and fifty cents per month on each telephone access  
8 line. The board shall submit the question of the surcharge  
9 under this subsection to voters in the same manner as provided  
10 in section 34A.6. If approved, the surcharge may be collected  
11 for a period of twenty-four months. At the end of the twenty-  
12 four-month period, the rate of the surcharge shall revert to  
13 one dollar per month, per access line.

14 2. Vote to impose a surcharge in an amount up to one  
15 dollar per month on each telephone access line, which is in  
16 addition to any surcharge imposed pursuant to section 34A.6.  
17 Upon voting to impose the surcharge, the board shall conduct  
18 two public hearings on the issue of the surcharge and the  
19 amount approved by the board. The second public hearing shall  
20 be conducted not less than five or more than ten days after  
21 the first public hearing. Notice of the time and place for  
22 each public hearing shall be published as provided in section  
23 331.305. The notice shall indicate the boundaries of the E911  
24 service area which would be subject to the surcharge, if  
25 implemented. If, within ten days after the second public  
26 hearing, a petition is filed signed by no less than ten  
27 percent of the eligible voters in the E911 service area  
28 requesting a referendum, the board shall submit the question  
29 of the surcharge to voters in the same manner as provided in  
30 section 34A.6. If a petition is not filed as provided in this  
31 subsection, the board may impose the E911 service surcharge as  
32 initially approved by the board after a second approval by a  
33 simple majority vote of the voting members of the board.

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#### EXPLANATION

35 This bill provides that a joint E911 service board may vote

1 to impose a surcharge in an amount up to \$1 per month per  
2 telephone access line. Upon taking such vote, the board is to  
3 conduct two public hearings on the issue of the surcharge as  
4 approved by the board. If, within 10 days after the second  
5 public hearing, a petition requesting a referendum on the  
6 surcharge is filed with the signatures of no less than 10  
7 percent of the eligible voters in the E911 service area, the  
8 board must submit the question of the surcharge to the voters  
9 in the same manner as provided for the current surcharge  
10 provision. If a petition is not filed, the board may impose  
11 the proposed surcharge if approved by a simple majority vote  
12 of the voting members of the board.

13 The alternative surcharge created in this bill is in  
14 addition to the regular surcharge provided for in Code section  
15 34A.6 which may be imposed only after approval of the voters  
16 of the E911 service area, and is an alternative to the  
17 alternative surcharge which may be assessed in an amount up to  
18 \$2.50 per telephone access line after approval of the voters  
19 of the E911 service area.

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