

MAR 6 1997

LOCAL GOVERNMENT

HOUSE FILE
BY MERTZ

488

Passed House, Date _____

Passed Senate, Date _____

Vote: Ayes _____ Nays _____

Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to levee and drainage districts by providing for
2 the assessment of lands owned by the department of natural
3 resources.

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

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HF 488

1 Section 1. Section 468.43, unnumbered paragraph 3, Code
2 1997, is amended to read as follows:

3 When ~~any~~ state-owned ~~lands~~ land under the jurisdiction of
4 the department of natural resources ~~are~~ is situated within a
5 levee or drainage district, the commissioners ~~to-assess~~
6 assessing benefits shall ascertain and return in their report
7 the amount of benefits and the apportionment of costs and
8 expenses to ~~such-lands~~ the land, and the board of supervisors
9 shall assess the ~~same~~ amount against ~~such-lands~~ the land.

10 ~~However, the commissioners shall not assess benefits to~~
11 ~~property below the ordinary high water mark in a sovereign~~
12 ~~state-owned lake, marsh or stream under the jurisdiction of~~
13 ~~the department of natural resources.~~

14 EXPLANATION

15 This bill amends Code chapter 468 which provides for the
16 organization and administration of drainage and levee
17 districts. Specifically, the bill amends Code section 468.43
18 which provides for assessing state-owned land under the
19 jurisdiction of the department of natural resources. The bill
20 eliminates a provision which provides that land under the
21 department's jurisdiction is not subject to an assessment if
22 it is located below the ordinary high water mark in a
23 sovereign state-owned lake, marsh, or stream.

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