

MAR 13 1997

WAYS AND MEANS

HOUSE FILE  
BY HEATON

*607*

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

A BILL FOR

1 An Act relating to the process for creation of aviation  
 2 authorities.

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

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*HF 607*

1 Section 1. Section 330A.6, subsection 1, Code 1997, is  
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. f. The financial obligation of the  
4 municipality to the authority or to other municipalities upon  
5 the creation of the authority.

6 Sec. 2. Section 330A.6, subsection 2, Code 1997, is  
7 amended to read as follows:

8 2. After-the-hearing, and Within thirty days after the  
9 hearing on the resolution under subsection 1, the governing  
10 body of the municipality shall submit to the registered voters  
11 of the municipality a proposition to approve or disapprove of  
12 the participation of the municipality in the creation of an  
13 authority if the governing body receives a petition signed by  
14 five percent of the registered voters of the municipality.  
15 The proposition shall include a statement describing the  
16 municipality's financial obligation to the authority or to  
17 other municipalities upon creation of the authority and a  
18 statement listing the names of other municipalities which have  
19 expressed their intention to join in the creation of the  
20 authority. The proposition shall be submitted at a general  
21 election or at a special election called for that purpose.  
22 The municipality shall not participate in the creation of the  
23 authority if the majority of the votes cast on the proposition  
24 are opposed to the municipality's involvement in the creation  
25 of the authority. If a petition is not received within the  
26 prescribed time period, the governing body of the municipality  
27 may submit the proposition to the registered voters. If the  
28 issue is not submitted to a vote and if in the best interests  
29 of the municipality, the municipality shall enact an ordinance  
30 authorizing the creation of the authority. For the purposes  
31 of this subsection, the unincorporated area of a county shall  
32 be considered a separate municipality.

33 EXPLANATION

34 This bill adds to the items required in a resolution  
35 adopted by a municipality regarding the creation of an

1 aviation authority the financial obligation of the  
2 municipality to the authority or to other municipalities if  
3 the aviation authority is created.

4 The bill also provides for a referendum on the involvement  
5 of a municipality in the creation of an aviation authority if,  
6 within 30 days of the hearing required on the issue, a  
7 petition requesting the referendum bearing the signatures of  
8 at least 5 percent of the eligible voters of the municipality  
9 is received by the governing body of the municipality. The  
10 ballot shall state the financial obligation of the  
11 municipality if the authority is created and the names of  
12 other municipalities which have expressed their intention to  
13 join in the creation of the authority. The municipality shall  
14 not participate in the creation of the authority if a majority  
15 of the votes cast oppose the creation of the authority.

16 In the absence of a petition, the governing body of the  
17 municipality may submit the issue of whether to join in the  
18 creation of the aviation authority to the voters and shall, if  
19 the issue is not put to a vote, enact an ordinance authorizing  
20 the creation of the authority if in the best interests of the  
21 municipality.

22 The bill also provides that the unincorporated area of a  
23 county is considered a separate municipality for purposes of  
24 the referendum.

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