

Senate File 2039 - Introduced

SENATE FILE 2039
BY DANIELSON

A BILL FOR

1 An Act relating to the determination of city population for
2 purposes of civil service commissions.

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

1 Section 1. Section 400.1, subsection 2, Code Supplement
2 2009, is amended to read as follows:

3 2. For the purpose of determining the population of a city
4 under this chapter, the most recent decennial federal census
5 ~~conducted in 1980~~ shall be used. However, if a city had a
6 population of eight thousand or more according to any decennial
7 federal census conducted during or after 1980, the most recent
8 decennial federal census in which the city's population was
9 eight thousand or more shall be used for determining the
10 population of the city for any purpose under this chapter.

11 Sec. 2. IMPLEMENTATION OF ACT. Section 25B.2, subsection
12 3, shall not apply to this Act.

13 EXPLANATION

14 Code section 400.1 currently requires a city having a
15 population of 8,000 or more according to the federal census
16 conducted in 1980 and having a paid fire department or a paid
17 police department, to appoint a civil service commission. Code
18 chapter 400 also establishes several other powers and duties of
19 cities based on population as determined by the federal census
20 conducted in 1980.

21 This bill requires the most recent decennial federal census
22 to be used in determining the population of a city. The bill,
23 however, provides that if a city had a population of 8,000 or
24 more according to any decennial federal census conducted during
25 or after 1980, the most recent decennial federal census in
26 which the city's population was 8,000 or more shall be used for
27 determining the population of the city for any purpose under
28 Code chapter 400.

29 The bill may include a state mandate as defined in Code
30 section 25B.3. The bill makes inapplicable Code section 25B.2,
31 subsection 3, which would relieve a political subdivision from
32 complying with a state mandate if funding for the cost of
33 the state mandate is not provided or specified. Therefore,
34 political subdivisions are required to comply with any state
35 mandate included in the bill.