

Senate Study Bill 1256

SENATE FILE _____
BY (PROPOSED REBUILD IOWA
COMMITTEE BILL BY
CHAIRPERSON HOGG)

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

A BILL FOR

1 An Act providing for the establishment of a municipal energy
2 enterprise under specified circumstances.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 2434SC 83
5 rn/nh/8

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1 1 Section 1. NEW SECTION. 364.23A MUNICIPAL ENERGY
1 2 ENTERPRISES.
1 3 A city with a population of more than one hundred thousand
1 4 may establish by ordinance a municipal energy enterprise as
1 5 provided in this section. A municipal energy enterprise may
1 6 provide heat energy to entities deemed by the city to be
1 7 critical to the health of the local economy. Heat energy
1 8 shall be supplied to an entity only after the city council
1 9 holds a public hearing on the question of providing heat
1 10 energy and the adoption of an ordinance describing the reasons
1 11 for providing heat energy and authorizing the providing of
1 12 such heat energy to specifically named entities. A municipal
1 13 energy enterprise shall be a city enterprise for purposes of
1 14 chapter 384, and its activities are a public purpose for
1 15 purposes of chapters 6A and 6B.
1 16 Sec. 2. Section 384.24, subsection 2, Code 2009, is
1 17 amended by adding the following new paragraph:
1 18 NEW PARAGRAPH. m. Municipal energy enterprises as
1 19 provided in section 364.23A.
1 20 EXPLANATION
1 21 This bill authorizes a city with a population of more than
1 22 100,000 to establish by ordinance a municipal energy
1 23 enterprise. The bill provides that a municipal energy
1 24 enterprise may provide heat energy to entities deemed by the
1 25 city to be critical to the health of the local economy. The
1 26 bill provides that the city council shall conduct a public
1 27 hearing on the question of providing heat energy and adopt an
1 28 ordinance describing the reasons for providing heat energy and
1 29 authorizing the providing of such heat energy to specifically
1 30 named entities.
1 31 The bill provides that a municipal energy enterprise shall
1 32 be a city enterprise for purposes of city finance provisions
1 33 pursuant to Code chapter 384, and that its activities are a
1 34 public purpose for purposes of Code chapters 6A and 6B,
1 35 relating to eminent domain procedures.
2 1 LSB 2434SC 83
2 2 rn/nh/8