

House Study Bill 81 - Introduced

HOUSE FILE _____

BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL BY
CHAIRPERSON WAGNER)

A BILL FOR

1 An Act permitting city utilities and certain cities to delegate
2 the authority to certify unpaid rates or charges for
3 collection by the county treasurer.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 384.84, subsection 4, paragraph a,
2 subparagraph (1), Code 2011, is amended to read as follows:

3 (1) Except as provided in paragraph `d`, all rates or
4 charges for the services of sewer systems, storm water drainage
5 systems, sewage treatment, solid waste collection, water,
6 solid waste disposal, or any of these services, if not paid
7 as provided by ordinance of the council or resolution of the
8 trustees, are a lien upon the property or premises served
9 by any of these services upon certification to the county
10 treasurer that the rates or charges are due. The governing
11 body of a city utility may, by resolution, delegate to a
12 designee named in the resolution the city utility's authority
13 to certify unpaid rates or charges to the county treasurer.
14 The city council of a city that is contracting with a city
15 utility for joint billing or collection or both pursuant to
16 chapter 28E may, by ordinance, delegate to such city utility,
17 or the city utility's designee, the city's authority to certify
18 unpaid rates or charges to the county treasurer.

19 EXPLANATION

20 This bill relates to the certification to a county treasurer
21 of unpaid rates or charges due for the services of sewer
22 systems, storm water drainage systems, sewage treatment, solid
23 waste collection, water, or solid waste disposal.

24 The bill would allow for a city utility to delegate its
25 certification authority to a designee by a resolution of the
26 utility's governing board. The bill also allows for a city
27 council to delegate its certification authority, by ordinance
28 of the city council, to a city utility if it has contracted
29 with the city utility under Code chapter 28E for joint billing
30 or collection services, or to that utility's designee.