

House Study Bill 626 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL BY
CHAIRPERSON SCHULTZ)

A BILL FOR

1 An Act relating to the period of time for issuing bonds by
2 cities and counties for certain disaster-related purposes
3 and including effective date provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 331.441, subsection 2, paragraph b,
2 subparagraphs (18) and (19), Code 2014, are amended to read as
3 follows:

4 (18) The remediation, restoration, repair, cleanup,
5 replacement, and improvement of property, buildings, equipment,
6 and public facilities that have been damaged by a disaster
7 as defined in section 29C.2 and that are located in an area
8 that the governor has proclaimed a disaster emergency or the
9 president of the United States has declared a major disaster.
10 Bonds issued pursuant to section 331.443 for the purposes
11 specified in this subparagraph shall be issued not later than
12 ~~ten~~ fifteen years after the governor has proclaimed a disaster
13 emergency or the president of the United States has declared a
14 major disaster, whichever is later.

15 (19) The reimbursement of the county's general fund or
16 other funds of the county for expenditures made related to
17 remediation, restoration, repair, and cleanup of damage caused
18 by a disaster as defined in section 29C.2, if the damage is
19 located in an area that the governor has proclaimed a disaster
20 emergency or the president of the United States has declared a
21 major disaster. Bonds issued pursuant to section 331.443 for
22 the purposes specified in this subparagraph shall be issued not
23 later than ~~ten~~ fifteen years after the governor has proclaimed
24 a disaster emergency or the president of the United States has
25 declared a major disaster, whichever is later.

26 Sec. 2. Section 384.24, subsection 3, paragraphs w and x,
27 Code 2014, are amended to read as follows:

28 w. The remediation, restoration, repair, cleanup,
29 replacement, and improvement of property, buildings, equipment,
30 and public facilities that have been damaged by a disaster
31 as defined in section 29C.2 and that are located in an area
32 that the governor has proclaimed a disaster emergency or the
33 president of the United States has declared a major disaster.
34 Bonds issued pursuant to section 384.25 for the purposes
35 specified in this paragraph shall be issued not later than ~~ten~~

1 fifteen years after the governor has proclaimed a disaster
2 emergency or the president of the United States has declared a
3 major disaster, whichever is later.

4 x. The reimbursement of the city's general fund or other
5 funds of the city for expenditures made related to remediation,
6 restoration, repair, and cleanup of damage caused by a disaster
7 as defined in section 29C.2, if the damage is located in an
8 area that the governor has proclaimed a disaster emergency
9 or the president of the United States has declared a major
10 disaster. Bonds issued pursuant to section 384.25 for the
11 purposes specified in this paragraph shall be issued not later
12 than ~~ten~~ fifteen years after the governor has proclaimed a
13 disaster emergency or the president of the United States has
14 declared a major disaster, whichever is later.

15 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
16 immediate importance, takes effect upon enactment.

17

EXPLANATION

18 The inclusion of this explanation does not constitute agreement with
19 the explanation's substance by the members of the general assembly.

20 Current Code sections 331.441 and 384.24 define "essential
21 county purpose" and "essential corporate purpose" to include
22 the remediation, restoration, repair, cleanup, replacement,
23 and improvement of property, buildings, equipment, and public
24 facilities that have been damaged by a disaster and that are
25 located in a declared disaster area and the reimbursement
26 of the county or city's general fund or other funds for
27 expenditures made related to remediation, restoration, repair,
28 and cleanup of damage caused by a disaster if the damage is
29 located in a declared disaster area. Current law requires that
30 the essential county purpose bonds or the essential corporate
31 purpose bonds issued for these disaster-related purposes
32 be issued not later than 10 years after the governor has
33 proclaimed a disaster emergency or the President of the United
34 States has declared a major disaster, whichever is later. This
35 bill changes the limitation on the period of time for the

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1 issuance of the bonds from 10 years to 15 years.

2 The bill takes effect upon enactment.