

Senate Study Bill 1125 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
WAYS AND MEANS BILL BY
CHAIRPERSON FEENSTRA)

A BILL FOR

1 An Act relating to the authority of combined benefited
2 recreational lake and water quality districts when issuing
3 bonds.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 357E.11A, subsections 2 and 3, Code 2017,
2 are amended to read as follows:

3 2. A combined district shall have the same powers to issue
4 bonds, ~~including both general obligation and revenue bonds,~~
5 that cities have under the laws of this state, including but
6 not limited to [chapter 76, section 384.4](#), and sections 384.23
7 through 384.94. The bonds shall be made payable at the place
8 and be of the form as the board of trustees shall by resolution
9 designate. In the application of the laws to [this section](#),
10 the words used in the laws referring to municipal corporations
11 or to cities shall be held to include combined districts
12 organized under [this chapter](#); the words "council" or "city
13 council" shall be held to include the board of trustees of a
14 combined district; the words "mayor" and "clerk" shall be held
15 to include the president and clerk of a board of trustees; and
16 like construction shall be given to any other words in the laws
17 where required to permit the exercise of the powers by combined
18 districts under [this section](#).

19 3. ~~An~~ Except for the issuance of refunding bonds, an
20 indebtedness shall not be incurred under [this section](#) until
21 authorized by an election. The election shall be held and
22 notice given in the same manner as provided in [section 357E.8](#),
23 except that a proposition to authorize indebtedness is approved
24 if sixty percent of those voting on the proposition vote in
25 favor of the proposition. A proposition for the authorization
26 of indebtedness may be submitted to the voters at the same
27 election as the election under [section 357E.8](#).

28 EXPLANATION

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

31 This bill relates to bonding authority of a combined
32 benefited recreational lake and water quality district under
33 Code chapter 357E. The bill specifies that such a combined
34 district has the same powers to issue bonds that a city has
35 under the laws of this state, including but not limited to

1 Code chapter 76, Code section 384.4, and Code sections 384.23
2 through 384.94. Code chapter 76, Code section 384.4, and
3 Code sections 384.23 through 384.94 establish the authority,
4 requirements, and limitations for cities relating to the
5 issuance of bonds, including general obligation bonds, revenue
6 bonds, and refunding bonds.

7 The bill also excludes the issuance of refunding bonds from
8 the requirement that an indebtedness shall not be incurred by a
9 combined district until authorized at election.