

Senate Study Bill 3087 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL BY
CHAIRPERSON SHIPLEY)

A BILL FOR

1 An Act providing for the removal of municipal utility board
2 members under specified circumstances and including
3 effective date provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 388.3, subsection 1, Code 2022, is
2 amended to read as follows:

3 1. If a proposal to establish a utility board receives
4 a favorable majority vote, the mayor shall appoint the board
5 members, as provided in the proposal, subject to the approval
6 of the council. The council shall by resolution provide for
7 staggered six-year terms for, and shall set the compensation
8 of, board members. Notwithstanding section 372.15, utility
9 board members are subject to removal only pursuant to section
10 66.1A.

11 Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate
12 importance, takes effect upon enactment.

13 EXPLANATION

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

16 This bill relates to utility board member removal criteria.

17 The bill provides that utility board members shall be
18 subject to removal only as provided in Code section 66.1A.
19 That section provides that an appointive or elective officer
20 may be removed from office by the district court for willful
21 or habitual neglect or refusal to perform the duties of the
22 office, willful misconduct or maladministration in office,
23 corruption, extortion, conviction of a felony, intoxication or
24 conviction for intoxication, campaign finance violations, and
25 failure to pay specified fines.

26 The bill takes effect upon enactment.