

Senate File 169 - Introduced

SENATE FILE 169
BY DICKEY

A BILL FOR

- 1 An Act relating to record access by members of cooperative
- 2 associations providing utility service.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. NEW SECTION. **498.38 Financial records access.**

2 An association that provides utility service to its members
3 shall, upon reasonable request by any member of the association,
4 provide to the member the association's most recent biennial
5 report and any requested financial information, including
6 the association's budget and balance sheet. The requested
7 information shall be delivered to the member no later than thirty
8 days after the request.

9 Sec. 2. NEW SECTION. **499.81 Financial records access.**

10 An association that provides utility service to its members
11 shall, upon reasonable request by any member of the association,
12 provide to the member the association's most recent biennial
13 report and any requested financial information, including
14 the association's budget and balance sheet. The requested
15 information shall be delivered to the member no later than thirty
16 days after the request.

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 This bill provides that if a nonprofit cooperative association
21 or cooperative association provides utility service to members,
22 the most recent biennial report and financial information,
23 including the budget and balance sheet, for the nonprofit
24 cooperative association or cooperative association must be made
25 available to a member within 30 days of a reasonable request by
26 the member.

27 A nonprofit cooperative association means a corporate body
28 composed of actual producers or consumers of the given commodity
29 handled by the association, whose business is conducted for
30 the mutual benefit of its members and not for the profit of
31 stockholders, and for which control is vested in its members upon
32 the basis of one vote to each member.

33 A cooperative association is one that deals with or functions
34 for its member and that distributes its net earnings among its
35 members in proportion to their dealings with it, except for

1 limited dividends or other items permitted in Code chapter 499,
2 and in which each voting member has one vote and no more.

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