

**Senate Study Bill 3113 - Introduced**

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
LOCAL GOVERNMENT BILL BY  
CHAIRPERSON WEBSTER)

**A BILL FOR**

- 1 An Act relating to the provision of law enforcement services by  
2 agreement between counties and cities, and including effective  
3 date provisions.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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DIVISION I

AGREEMENT FOR LAW ENFORCEMENT SERVICES

Section 1. Section 28E.30, Code 2026, is amended to read as follows:

**28E.30 Agreement for law enforcement administrative services.**

1. A county and a city within the county may enter into an agreement to provide administrative or law enforcement services through the county sheriff to the city for its police department. In addition to other provisions required by this chapter, the agreement shall specify the administrative or law enforcement services to be provided by the sheriff and the administrative or supervisory relationship between the sheriff and the mayor and city council. The agreement is subject to the approval of the county sheriff. The sheriff may accept compensation for of no more than one hundred five percent of the actual cost of providing the administrative or law enforcement services provided to the city, which specified in the agreement. The agreement shall itemize the actual costs of providing law enforcement or administrative services, including but not limited to labor costs, equipment costs, and transportation costs. The agreement may be made to allow for a rate set by hour, per call, or by any other method otherwise agreed to. This compensation is in addition to the sheriff's compensation authorized under section 331.907. The additional compensation shall not be included in computing the total annual compensation of the sheriff pursuant to section 331.904, subsection 2.

2. If a city has contracted with the county sheriff to provide law enforcement services to the city pursuant to this section, the sheriff shall enforce city ordinances.

3. Two or more cities may enter into an agreement to provide law enforcement or administrative services pursuant to this section.

Sec. 2. Section 331.653, Code 2026, is amended by adding the following new subsection:



1 the transfer of equipment and structures, and a cost-sharing  
2 agreement. Any employee or officer who is not transferred to  
3 another agency through this proposal shall be given a hiring  
4 preference at any other city or county law enforcement agency  
5 for one year from the last day of employment with the employee's  
6 or officer's current department if that individual is applying  
7 for a similar role and is in good disciplinary standing with  
8 the current department. However, the preference shall not  
9 be construed to supersede or replace any existing collective  
10 bargaining agreements.

11 (3) If a measure is required to be submitted to voters under  
12 this section, the city shall create an agreement pursuant to  
13 section 28E.30 to contract for law enforcement services to be  
14 effective only if the measure is approved. The city shall  
15 present and discuss this contract at all required public meetings  
16 regarding the measure.

17 (4) All of the following information for the ballot measure  
18 shall be printed on the ballot:

19 (a) The current total law enforcement budget and the  
20 estimated total law enforcement budget if the measure were to be  
21 approved.

22 (b) The estimated property tax difference for law enforcement  
23 service if the measure were to be approved.

24 2. If at any time a city that has entered into an agreement  
25 in compliance with subsection 1 of this section has an average  
26 five-year crime rate that is higher than the state's average  
27 crime rate for the same time period, as determined by the  
28 department of public safety, that city may establish its own  
29 police department, notwithstanding any report and cost comparison  
30 data.

31 DIVISION III

32 EFFECTIVE DATE

33 Sec. 4. EFFECTIVE DATE. This Act, being deemed of immediate  
34 importance, takes effect upon enactment.

35 EXPLANATION

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

3           Under current law, Code section 28E.30 allows a county  
4 and cities within the county to enter into an agreement to  
5 provide administrative services through the county sheriff to the  
6 city for its police department. Code section 28E.30 requires  
7 the agreement to specify the administrative services to be  
8 provided by the sheriff, and the administrative or supervisory  
9 relationship between the sheriff and the mayor and city council.  
10 Under Code section 28E.30, the sheriff may accept compensation  
11 in addition to the compensation authorized under Code section  
12 331.907. This additional compensation shall not be included in  
13 computing the total annual compensation of the sheriff pursuant  
14 to Code section 331.904.

15          This bill authorizes a sheriff to provide law enforcement  
16 services to a city and limits the additional compensation a  
17 sheriff providing services to a city may accept. The sheriff  
18 shall not earn more than 105 percent of the actual cost  
19 of providing administrative or law enforcement services, as  
20 specified in the agreement. The agreement shall itemize the  
21 actual costs of providing law enforcement or administrative  
22 services, including but not limited to labor costs, equipment  
23 costs, and transportation costs. The agreement may be made to  
24 allow for a rate set by hour, per call, or by any other method  
25 otherwise agreed to. The bill also allows two or more cities to  
26 enter into an agreement to provide law enforcement services.

27          The bill specifies that if a sheriff is providing services to  
28 a city under an agreement pursuant to Code section 28E.30, the  
29 sheriff must enforce city ordinances.

30          In addition, the bill provides that cities with a police  
31 department and a population equal to or less than 6,000,  
32 according to the most recent federal decennial census, shall  
33 produce and submit a cost comparison report to the department of  
34 management by December 31, 2026, and by December 31 of each year  
35 thereafter in which a federal decennial census occurs.

1 The report shall compare the costs for the city to maintain  
2 its own police department, the costs for the city to contract  
3 with another city for law enforcement, and the costs for the  
4 city to contract with the county for law enforcement. The  
5 cost comparison must include at least the following costs:  
6 structure costs, equipment costs, labor costs including benefits  
7 and training, and insurance costs.

8 If the study shows that contracting for law enforcement  
9 services is more cost-effective, the city shall submit to the  
10 voters at the next general election in an odd-numbered year the  
11 question of whether the city shall contract for the services.  
12 The city council shall call a public hearing on the proposal  
13 following the notice requirements pursuant to Code section 362.3  
14 and shall follow statutory procedures for placing a measure on  
15 the ballot. If a majority of the voters voting on the measure  
16 approve it, an agreement shall be entered into and effective on  
17 or before July 1 of the next calendar year. If the voters do not  
18 approve the measure, no changes are required. An agreement shall  
19 include a plan for the transfer of current city police department  
20 employees and officers, the transfer of applicable benefits,  
21 the transfer of equipment and structures, and a cost-sharing  
22 agreement.

23 If any employee or officer is not transferred to another  
24 agency through the agreement, the officer or employee shall  
25 be given a hiring preference at any other city or county law  
26 enforcement agency for one year from the last day of employment  
27 with the officer's or employee's current department, as long as  
28 the individual is applying for a similar role and is in good  
29 disciplinary standing with the current department. However, the  
30 preference shall not be construed to supersede or replace any  
31 existing collective bargaining agreements.

32 If a measure is required to be submitted to voters, the city  
33 shall create an agreement pursuant to Code section 28E.30 to  
34 contract for law enforcement services to be effective only if the  
35 measure is approved. The city shall present and discuss this

1 contract at all required public meetings regarding the measure.  
2 The following information for the ballot measure shall be printed  
3 on the ballot: (1) the current total law enforcement budget and  
4 estimated total law enforcement budget if the measure were to be  
5 approved, and (2) the estimated property tax difference for law  
6 enforcement services if the measure were to be approved.

7 If at any time a city that has entered into an agreement in  
8 compliance with Code section 364.26(1) has an average five-year  
9 crime rate that is higher than the state's average crime rate  
10 for the same period, as determined by the department of public  
11 safety, that city may establish its own police department,  
12 notwithstanding any report and cost-saving data.

13 The bill takes effect upon enactment.

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