HOUSE FILE 653
BY COMMITTEE ON INFORMATION TECHNOLOGY

(SUCCESSOR TO HSB 128)

(As Amended and Passed by the House March 10, 2021)

[= New Language by the House

A BILL FOR

An Act relating to the financing of the construction or repair of works or facilities used to provide telecommunications services.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 28F.1, subsection 1, Code 2021, is amended to read as follows:

1. This chapter provides a means for the joint financing by public agencies of works or facilities useful and necessary for the collection, treatment, purification, and disposal in a sanitary manner of liquid and solid waste, sewage, and industrial waste, facilities used for the conversion of solid waste to energy, works or facilities useful for the operation of a telecommunications system or the provision of telecommunications services, gasworks and facilities useful for the delivery of natural gas service, and also electric power facilities constructed within the state of Iowa, except that hydroelectric power facilities may also be located in the waters and on the dams of or on land adjacent to either side of the Mississippi or Missouri river bordering the state of Iowa, water supply systems, swimming pools or golf courses. This chapter applies to the acquisition, construction, reconstruction, ownership, operation, repair, extension, or improvement of such works or facilities, by a separate administrative or legal entity created pursuant to chapter 28E or chapter 389. [This chapter also applies to the acquisition, construction, reconstruction, ownership, operation, repair, extension, or improvement of works or facilities useful for the operation of a telecommunications system or the provision of telecommunications services, by a city utility established pursuant to chapter 388.] When the legal entity created under this chapter is comprised solely of cities, counties, and sanitary districts established under chapter 358, or any combination thereof or any combination of the foregoing with other public agencies, the entity shall be both a corporation and a political subdivision with the name under which it was organized. The legal entity may sue and be sued, contract, acquire and hold real and personal property necessary for corporate purposes, adopt a corporate seal and alter the seal at pleasure, and execute all the powers conferred in this

chapter.

[Sec. 2. Section 28F.1, Code 2021, is amended by adding the following new subsection:

NEW SUBSECTION. 3. Only a city utility established pursuant to chapter 388 may participate in joint financing under this chapter for works or facilities useful for the operation of a telecommunications system or the provision of telecommunications services.]