

CHAPTER 128

UTILITY LIENS

H. F. 790

AN ACT relating to the time the lien for rates or charges for utility services attaches.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 384.84, subsection 1, Code 1981, is amended to read as follows:

1. The governing body of a city utility, combined utility system, city enterprise, or combined city enterprise may establish, impose, adjust, and provide for the collection of rates to produce gross revenues at least sufficient to pay the expenses of operation and maintenance of the city utility, combined utility system, city enterprise, or combined city enterprise and, whenever revenue bonds or pledge orders are issued and outstanding pursuant to ~~the--provisions-of~~ this division, shall establish, impose, adjust, and provide for the collection of rates to produce gross revenues at least sufficient to pay the expenses of operation and maintenance of the city utility, combined utility system, city enterprise, or combined city enterprise, and to leave a balance of net revenues sufficient at all times to pay the principal of and interest on the revenue bonds and pledge orders as ~~the-same~~ they become due and to maintain a reasonable reserve for the payment of ~~such~~ principal and interest, and a sufficient portion of net revenues must be pledged for ~~such~~ that purpose. Rates must be established by ordinance of the council or by resolution of the trustees, published in the same manner as an ordinance. All rates or charges for the services of sewer systems, sewage treatment, solid waste collection, solid waste disposal, or any of these, if not paid as provided by ordinance of council, or resolution of trustees, ~~shall~~ constitute a lien upon the premises served by any of these services and upon certification to the county auditor that the rates or charges are owing. The rates or charges may be certified to the county auditor and collected in the same manner as taxes.

Approved May 5, 1981