

CHAPTER 1136
PROPERTY TAXATION
H. F. 2072

AN ACT relating to property taxation by providing additional property tax credits for property owners by increasing the homestead tax credit and the agricultural land tax credit, by providing for the valuation of agricultural structures, commercial property, industrial property, and property valued by the department of revenue at a percentage of its actual value for tax purposes, by providing a procedure to exceed levy limits, by establishing agricultural dwellings as one class of property and combining agricultural buildings with agricultural land into another class of property, by altering the qualification for a county to levy a property tax because of a federal ordinance and making the Act retroactive.

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

Section 1. Section four hundred twenty-five point one (425.1), subsections two (2), four (4), and seven (7), Code 1979, are amended to read as follows:

2. The homestead credit fund shall be apportioned each year so as to give a credit against the tax on each eligible homestead in the state in an amount equal to the actual levy on the first four thousand five eight hundred fifty dollars of actual value for each homestead.

4. Annually the department of revenue shall estimate the credit not to exceed the actual levy on the first four thousand five eight hundred fifty dollars of actual value of each eligible homestead, and shall certify to the county auditor of each county such the credit and the its amount in dollars thereof. Each county auditor shall then enter such the credit against the tax levied on each eligible homestead in each county payable during the ensuing year, designating on the tax lists such the credit as being from the homestead credit fund, and credit shall then be given to the several taxing districts in which such eligible homesteads are located in an amount equal to the credits allowed on the taxes of such the homesteads. The amount of said credits shall be apportioned by each county treasurer to the several taxing districts as provided by law, in the same manner as though the amount of the credit had been paid by the owners of said the homesteads, ~~provided, however, that.~~ However, the several taxing districts shall not ~~be permitted to~~ draw the funds so credited until after the semiannual allocations have been received by the county treasurer, as provided in this chapter. Each county treasurer shall show on each tax receipt the amount of credit received from the homestead credit fund.

7. Where any special charter city levies and collects its own taxes, the amount of the homestead tax credit allowed on eligible homesteads within the city shall be computed as follows:

a. In an amount equal to the tax levy by the special charter city on the first ~~forty-five-hundred~~ four thousand eight hundred fifty dollars of actual value for each eligible homestead.

b. In an amount equal to the remainder of the consolidated levy as established by the county auditor on the first ~~forty-five--hundred~~ four thousand eight hundred fifty dollars of actual value for each eligible homestead.

The homestead tax credit computed under this subsection shall be applicable for each homestead tax credit claimed between January 1 and July 1 of the year in which the valuation being taxed by the city and county respectively was established.

Sec. 2. Section four hundred twenty-six point one (426.1), Code 1979, is amended to read as follows:

426.1 AGRICULTURAL LAND CREDIT FUND. There is hereby created as a permanent fund in the office of the treasurer of state a fund to be known as the agricultural land credit fund, and for the purpose of establishing and maintaining said fund for each fiscal year there is appropriated thereto from funds in the general fund not otherwise appropriated the sum of ~~forty-two~~ forty-three million five hundred thousand dollars. Any balance in said fund on June 30 shall revert to the general fund.

Sec. 3. Section four hundred forty-one point twenty-one (441.21), subsection three (3), unnumbered paragraph one (1), Code 1979, is amended to read as follows:

"Actual value", "taxable value", or "assessed value" as used in other sections of the Code in relation to assessment of property for taxation shall mean the valuations as determined by this section; however, other provisions of the Code providing special methods or formulas for assessing or valuing specified property shall remain in effect, but this section shall be applicable to the extent consistent with such provisions. The assessor and department of revenue shall disclose at the written request of the taxpayer all information in any formula or method used to determine the actual value of his property.

Sec. 4. Section four hundred forty-one point twenty-one (441.21), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter twenty-five (25), sections three (3), four (4), five (5), and six (6), is amended by inserting after subsection five (5) the following new subsection:

NEW SUBSECTION. For valuations established as of January 1, 1979, commercial property and industrial property, excluding properties referred to in section four hundred twenty-seven A point one (427A.1), subsection six (6), of the Code, shall be assessed as a percentage of the actual value of each class of property. The percentage shall be determined for each class of property by the director of revenue for the state in accordance with the provisions of this section. For valuations established as of January 1, 1979, the percentage shall be the quotient of the dividend and divisor as defined in this section. The dividend for each class of property shall be the total actual valuation for each class of property established for 1978, plus six percent of the amount so determined. The divisor for each class of

property shall be the valuation for each class of property established for 1978, as reported by the assessors on the abstracts of assessment for 1978, plus the amount of value added to the total actual value by the revaluation of existing properties in 1979 as equalized by the director of revenue pursuant to section four hundred forty-one point forty-nine (441.49) of the Code. For valuations established as of January 1, 1979, property valued by the department of revenue pursuant to chapter* four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code shall be considered as one class of property and shall be assessed as a percentage of its actual value. The percentage shall be determined by the director of revenue in accordance with the provisions of this section. For valuations established as of January 1, 1979, the percentage shall be the quotient of the dividend and divisor as defined in this section. The dividend shall be the total actual valuation established for 1978 by the department of revenue, plus ten percent of the amount so determined. The divisor for property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code shall be the valuation established for 1978, plus the amount of value added to the total actual value by the revaluation of the property by the department of revenue as of January 1, 1979. For valuations established as of January 1, 1980, commercial property and industrial property, excluding properties referred to in section four hundred twenty-seven A point one (427A.1), subsection six (6), of the Code, shall be assessed at a percentage of the actual value of each class of property. The percentage shall be determined for each class of property by the director of revenue for the state in accordance with the provisions of this section. For valuations established as of January 1, 1980, the percentage shall be the quotient of the dividend and divisor as defined in this section. The dividend for each class of property shall be the dividend as determined for each class of property for valuations established as of January 1, 1979, adjusted by the product obtained by multiplying the percentage determined for that year by the amount of any additions or deletions to actual value, excluding those resulting from the revaluation of existing properties, as reported by the assessors on the abstracts of assessment for 1979, plus four percent of the amount so determined. The divisor for each class of property shall be the total actual value of all such property in 1979, as equalized by the director of revenue pursuant to section four hundred forty-one point forty-nine (441.49) of the Code, plus the amount of value added to the total actual value by the revaluation of existing properties in 1980. The director shall utilize information reported on the abstracts of assessment submitted pursuant to section four hundred forty-one point forty-five (441.45) of the Code in determining such percentage. For valuations established as of January 1, 1980, property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code shall be assessed at a percentage of

*According to enrolled Act

its actual value. The percentage shall be determined by the director of revenue in accordance with the provisions of this section. For valuations established as of January 1, 1980, the percentage shall be the quotient of the dividend and divisor as defined in this section. The dividend shall be the total actual valuation established for 1979 by the department of revenue, plus eight percent of the amount so determined. The divisor for property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code shall be the valuation established for 1979, plus the amount of value added to the total actual value by the revaluation of the property by the department of revenue as of January 1, 1980. For valuations established as of January 1, 1981, and each year thereafter, the percentage of actual value as equalized by the director of revenue as provided in section four hundred forty-one point forty-nine (441.49) of the Code at which commercial property and industrial property, excluding properties referred to in section four hundred twenty-seven A point one (427A.1), subsection six (6), of the Code, shall be assessed shall be calculated in accordance with the methods provided herein, except that any references to six percent in this subsection shall be four percent. For valuations established as of January 1, 1981, and each year thereafter, the percentage of actual value at which property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code shall be assessed shall be calculated in accordance with the methods provided herein, except that any references to ten percent in this subsection shall be eight percent. Beginning with valuations established as of January 1, 1979, and each year thereafter, property valued by the department of revenue pursuant to chapter four hundred thirty-four (434) of the Code shall also be assessed at a percentage of its actual value which percentage shall be equal to the percentage determined by the director of revenue for commercial property, industrial property, or property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code, whichever is lowest.

Sec. 5. Section four hundred forty-one point twenty-one (441.21), subsection six (6), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter twenty-five (25), section six (6), is amended to read as follows:

6. Beginning with valuations established as of January 1, 1978, the assessors shall report the aggregate taxable values and the number of dwellings located on agricultural land and the aggregate taxable value of all other structures on agricultural land. Beginning with valuations established as of January 1, 1981, ~~such--agricultural--structures--and~~ the agricultural dwellings located on agricultural land shall be valued at their market value as defined in this section ~~and--agricultural--structures~~ and agricultural dwellings shall ~~each--constitute--a--separate--class--of~~ be valued as rural

residential property and shall be assessed at the same percentage of actual value as is all other residential property.

Sec. 6. Section four hundred forty-one point twenty-one (441.21), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter twenty-five (25), sections three (3), four (4), five (5), and six (6), is amended by inserting after subsection eight (8) the following new subsection:

NEW SUBSECTION. For valuations established as of January 1, 1980, against which taxes will be levied for the fiscal year beginning in the 1980 calendar year by any special charter city that levies and collects its own taxes, the percentage of actual value at which commercial and industrial property, excluding properties referred to in section four hundred twenty-seven A point one (427A.1), subsection six (6), of the Code, shall be assessed shall be the quotient of the dividend and divisor as defined in this section. The dividend for each class of property shall be the valuation for each class of property for valuations established as of January 1, 1979, and upon which any special charter city levied its taxes in 1979, plus four percent of the amount so determined. The divisor for each class of property shall be the total actual value of all such property for 1979, as equalized by the director of revenue pursuant to section four hundred forty-one point forty-nine (441.49) of the Code, plus the amount of value added to said total actual value by the revaluation of existing properties in 1980. For valuations established as of January 1, 1980, property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code shall be considered as one class of property and shall be assessed at a percentage of its actual value. The percentage shall be determined by the director of revenue in accordance with the provisions of this section. For valuations established as of January 1, 1980, the percentage shall be the quotient of the dividend and divisor as defined in this section. The dividend shall be the total actual valuation established for 1979 by the department of revenue, plus eight percent of the amount so determined. The divisor for property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code shall be the valuation established for 1979, plus the amount of value added to the total actual value by the revaluation of the property by the department of revenue as of January 1, 1980. For valuations established as of January 1, 1980, and each year thereafter, property valued by the department of revenue pursuant to chapter four hundred thirty-four (434) of the Code shall also be assessed at a percentage of its actual value which shall be equal to the percentage determined by the director of revenue for commercial property, industrial property, or property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code,

whichever is lowest. The percentage at which commercial property, industrial property and property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-four (434), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code shall be assessed will be certified by the director on or before May 31, 1980 to the appropriate city official in special charter cities that levy and collect their own taxes. The percentage so certified shall be applicable only to those valuations against which the special charter city levies its own tax. For valuations established as of January 1, 1981, and each year thereafter for any special charter city that levies and collects its own taxes, the percentage of actual value as equalized by the director of revenue as provided in section four hundred forty-one point forty-nine (441.49) at which commercial property and industrial property, excluding property referred to in section four hundred twenty-seven A point one (427A.1), subsection six (6), of the Code, shall be assessed shall be calculated in accordance with the methods provided herein adjusted to include the applicable and current values as equalized by the director of revenue, except that any references to six percent in this subsection shall be four percent. The assessor shall provide valuation information to the director of revenue sufficient for the computation of the assessment percentage by May fifteenth of each year on forms prescribed by the director of revenue. For valuations established as of January 1, 1981, and each year thereafter, in a special charter city which levies and collects its own taxes, the percentage of actual value at which property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code shall be assessed shall be calculated in accordance with the methods provided herein, except that any references to ten percent in this subsection shall be eight percent.

Sec. 7. Section four hundred forty-one point twenty-one (441.21), subsection ten (10), Code 1979, is amended to read as follows:

10. For the purpose of computing the debt limitations for municipalities, political subdivisions and school districts, the term "actual value" means the "actual value" as determined by subsections one (1) through three (3) of this section without application of any percentage reduction and entered opposite each item, and as listed on the tax list as provided in section 443.2 as "actual value".

Whenever any board of review or other tribunal changes the assessed value of property, all applicable records of assessment shall be adjusted to reflect such change in both assessed value and actual value of such property.

Sec. 8. Section four hundred forty-one point twenty-one (441.21), subsection twelve (12), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter twenty-five (25), section five (5), is amended to read as follows:

12. Not later than November 1, 1979, and November first of each subsequent year, the director shall certify to the county auditor of each

county the percentages of actual value at which residential and property, agricultural property, commercial property, industrial property, and property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-four (434), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code in each assessing jurisdiction in the county shall be assessed for taxation. The county auditor shall proceed to determine the assessed values of agricultural and property, residential property, commercial property, industrial property, and property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-four (434), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code by applying such percentages to the current actual value of such property, as reported to the county auditor by the assessor, and the assessed values so determined shall be the taxable values of such properties upon which the levy shall be made.

Sec. 9. Section four hundred forty-one point twenty-one (441.21), subsection thirteen (13), Code 1979, is amended to read as follows:

13. The percentage of actual value computed by the director for agricultural and property, residential property, commercial property, industrial property and property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-four (434), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code and used to determine assessed values of those classes of property does not constitute a rule as defined in section 17A.2, subsection 7.

Sec. 10.* Section four hundred forty-one point twenty-one (441.21), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter twenty-five (25), sections three (3), four (4), five (5), and six (6), is amended by adding the following new subsection:

NEW SUBSECTION. The reduction of actual value provided in this section where applicable to property within an urban renewal area, shall be applied to reduce the initial assessed value under section four hundred three point nineteen (403.19), subsection one (1) of the Code, for the purpose of the division of revenue under that section.

Sec. 11. Section four hundred forty-three point two (443.2), Code 1979, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. The county auditor shall list the aggregate actual value and the aggregate taxable value of all taxable property within the county and each political subdivision on the tax list in order that the actual value of the taxable property within the county or a political subdivision may be ascertained and shown by the tax list for the purpose of computing the debt-incurring capacity of the county or political subdivision. As used in this section and section four hundred forty-three point five (443.5) of the Code, "actual value" is the value determined under section four hundred forty-one point twenty-one (441.21), subsections one (1) through

*Repealed by 68GA, ch 1128, §3

three (3) of the Code, prior to the reduction to a percentage of actual value as otherwise provided in section four hundred forty-one point twenty-one (441.21) of the Code.

Sec. 12. Section four hundred forty-three point five (443.5), Code 1979, is amended to read as follows:

443.5 AGGREGATE VALUATIONS CERTIFIED. At the time of delivering the list to the treasurer, the auditor shall furnish to the director of revenue a certified statement showing separately the aggregate actual and taxable valuations of the real and personal property in the county, and also the aggregate amount of each separate tax as shown by the tax list.

Sec. 13. Section twenty-four point seventeen (24.17), unnumbered paragraph one (1), Code 1979, is amended to read as follows:

The local budgets of the various political subdivisions shall be certified by the chairman of the certifying board or levying board, as the case may be, in duplicate to the county auditor not later than March 15 of each year unless a city or county holds a special levy election, in which case certification shall not be later than fourteen days following the special levy election, on blanks prescribed by the state board, and according to the rules and instruction which shall be furnished all certifying and levying boards in printed form by the state board or city finance committee in the case of cities.

Sec. 14. Section twenty-four point forty-eight (24.48), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter twenty-five (25), section one (1), is amended by adding the following new unnumbered paragraphs:

NEW UNNUMBERED PARAGRAPH. The city finance committee shall have officially notified any city of its approval, modification or rejection of the city's request for a suspension of the statutory property tax levy limitation prior to thirty-five days before March fifteenth.

NEW UNNUMBERED PARAGRAPH. The state appeals board shall have officially notified any county of its approval, modification or rejection of the county's request for a suspension of the statutory property tax levy limitation prior to thirty-five days before March fifteenth.

Sec. 15. Section three hundred eighty-four point twelve (384.12), Code 1979, is amended by adding the following new subsection:

NEW SUBSECTION. A tax that exceeds any tax levy limit within this chapter, provided; the question has been submitted at a special levy election and received a simple majority of the votes cast on the proposition to authorize the enumerated levy limit to be exceeded for the proposed budget year.

a. The election may be held as specified herein if notice is given by the city council, not later than February fifteenth, to the county commissioner of elections that the election is to be held.

b. An election under this subsection shall be held on the second Tuesday in March and be conducted by the county commissioner of elections in accordance with the law.

c. The proposition to be submitted shall be substantially in the following form:

Vote for only one of the following:

Shall the city of _____ levy a tax for the purpose of _____ at a rate of _____ which will provide \$ _____.

The city of _____ shall continue under the maximum rate of _____ providing \$ _____.

d. The commissioner of elections conducting the election shall notify the city officials and other county auditors where applicable, of the results within two days of the canvass which shall be held beginning at one o'clock on the second day following the special levy election.

e. Notice of the election shall be published twice in accordance with the provisions of section three hundred sixty-two point three (362.3) of the Code, except that the first such notice shall be given at least two weeks before the election.

f. The cost of the election shall be borne by the city.

g. The election provisions of this subsection shall supersede other provisions for elections only to the extent necessary to comply with the provisions hereof.

h. The provisions of this subsection apply to all cities, however organized, including special charter cities which may adopt ordinances where necessary to carry out these provisions.

i. The council shall certify the city's budget with the tax askings not exceeding the amount approved by the special levy election.

Sec. 16. Section four hundred forty-four point nine (444.9), subsection two (2), Code 1979, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Any county may exceed a tax levy limit contained in this chapter, provided; the proposition has been submitted at a special levy election and received a simple majority of the votes cast on the proposition to authorize the enumerated levy limit rate to be exceeded. The following provisions shall prevail for special levy elections.

1. The election may be held as specified herein if notice is given by the board of supervisors, not later than February fifteenth, to the county commissioner of elections that the election is to be held.

2. An election under this subsection shall be held on the second Tuesday in March and be conducted by the county commissioner of elections in accordance with the law.

3. The proposition to be submitted shall be substantially in the following form:

Vote for only one of the following:

Shall the county of _____ levy a tax for the
 (name of county)
 purpose of _____ at a rate of
 (state purpose of levy election)
 _____ which will provide \$ _____.
 (rate) (amount)

The county of _____ shall continue under the
 maximum rate of _____ providing \$ _____.
 (amount)

4. The commissioner of elections conducting the election shall notify the board of supervisors of the results within two days of the canvass which shall be held beginning at one o'clock on the second day following the special levy election.

5. Notice of the special levy election shall be published at least twice in a newspaper having general circulation in the county prior to the date of the special levy election. The first notice shall appear as early as practicable after the county has decided to seek a special levy.

6. Election provisions conflicting with the provisions of the subsection shall not apply to a special levy election.

Sec. 17. Section four hundred forty-four point nine (444.9), subsection four (4), Code 1979, is amended to read as follows:

4. DES MOINES COUNTY LEVY. In all counties having a population of thirty-five thousand, or more, and not more than ~~forty~~ fifty-five thousand, and having an ordnance plant located therein owned by the United States government, the board of supervisors may, with the approval of the state comptroller, levy not to exceed fifty-four cents per thousand dollars of assessed value under the provisions of this section.

Sec. 18. Notwithstanding the provisions of section four hundred forty-one point twenty-one (441.21), subsection twelve (12), of the Code, as amended by section eight (8) of this Act, the director of revenue shall certify to the county auditor of each county the percentages of actual value at which commercial property, industrial property and property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-four (434), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code in each assessing jurisdiction in the county shall be assessed for taxation not later than fifteen days following the effective date of this Act. The county auditor shall immediately proceed to apply the percentages certified by the director of revenue in the manner provided under section four hundred forty-one point twenty-one (441.21), subsection twelve (12), of the Code.

Sec. 19. Notwithstanding the time limit provisions of section twenty-four point seventeen (24.17), unnumbered paragraph one (1), section twenty-four point forty-eight (24.48), section three hundred eighty-four point twelve (384.12), and section four hundred forty-four point nine (444.9), subsection two (2), of the Code as amended by this Act, a city or county wishing to

exceed a tax levy limit for the fiscal year beginning July 1, 1980, shall notify the county commissioner of elections not later than thirty days following the effective date of this Act that a special levy election is to be held and the city or county holding such an election shall certify the local budget to the county auditor not later than fourteen days following the special levy election.

Sec. 20. The provisions of section one (1) of this Act are retroactive to January 1, 1979 for credits claimed on or after January 1, 1979 and approved under chapter four hundred twenty-five (425) of the Code for a homestead tax credit on an eligible homestead and to this extent the provisions of section one (1) of this Act are retroactive.

Sec. 21. The provisions of section four (4) and sections six (6), eight (8) and nine (9) of this Act are retroactive to January 1, 1979 for actual values determined as of January 1, 1979 for commercial property, industrial property, and property valued by the department of revenue pursuant to chapters four hundred twenty-eight (428), four hundred thirty-three (433), four hundred thirty-four (434), four hundred thirty-six (436), four hundred thirty-seven (437), and four hundred thirty-eight (438) of the Code for which the assessed value shall be determined pursuant to the provisions of section four (4) and sections six (6), eight (8) and nine (9) of this Act and to this extent the provisions of section four (4) and sections six (6), eight (8) and nine (9) of this Act are retroactive.

NEW SECTION. The legislative council is directed to create a tax study committee to be composed of the following members: The lieutenant governor is to serve as chairman of this committee and the legislative council shall appoint four members of the senate and four members of the house, two from each political party, to serve on this committee. Twelve members shall be appointed from the public at large, two from each of Iowa's congressional districts. The governor shall appoint two members from each congressional district from lists submitted by the chair of the republican state party and the chair of the democratic state party. This committee shall conduct a comprehensive study of the present property tax structure. The study shall include, but not be limited to, the following:

1. How different types and classes of property should be valued for property tax assessment purposes.

2. The impact of property tax assessment limits on the distribution of state school aid under the foundation plan.

3. The impact of property tax assessment limits on city and county budgets.

4. The advisability of taxing improvements to land relatively less than unimproved land.

5. The feasibility of assessing additional classes of property on a capitalized potential income basis.

6. The impact of the failure to index the income tax to adjust for inflation.

Expenses of the study committee, including the cost for employing persons or business firms to assist the committee in its study shall be paid from funds available under section two point twelve (2.12) of the Code.

The study shall transmit copies of its final report to the governor and the members of the Sixty-ninth General Assembly, not later than January 12, 1981. The final report shall include findings of fact and its recommendations.

Sec. 22. The provisions of section seventeen (17) of this Act are retroactive to January 1, 1980 for determination of the county property tax levy for budgets for the fiscal year beginning July 1, 1980 and to this extent the provision of section seventeen (17) of this Act is retroactive.

Sec. 23. This Act, being deemed of immediate importance, shall take effect from and after its publication in the Marshalltown Times-Republican, a newspaper published in Marshalltown, Iowa, and in the Globe-Gazette, a newspaper published in Mason City, Iowa.

Approved February 14, 1980

I hereby certify that the foregoing Act, House File 2072, was published in the Marshalltown Times-Republican, Marshalltown, Iowa on February 23, 1980, and in the Globe-Gazette, Mason City, Iowa on February 23, 1980.

MELVIN D. SYNHORST, *Secretary of State*

CHAPTER 1137

ELDERLY AND DISABLED — TAX OR RENT CREDIT CLAIM

S. F. 2090

AN ACT providing for certain elderly and disabled property owners to file a claim for reimbursement of property taxes paid in the 1979-1980 fiscal year and removing the acreage limitation in determining the amount of claim for credit for property taxes due or reimbursement for rent constituting property taxes paid by certain elderly and disabled persons under chapter four hundred twenty-five (425) of the Code.

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

Section 1. Acts of the Sixty-eighth General Assembly, 1979 Session, chapter forty-three (43), section nineteen (19), is amended to read as follows:

SEC. 19. Notwithstanding any provision of this Act, the right to file a claim for reimbursement for property taxes paid in the fiscal year ending in the 1979 calendar year or for property taxes paid in the fiscal year ending in the 1980 calendar year under sections four hundred twenty-five point sixteen (425.16) to four hundred twenty-five point thirty-nine (425.39) of the Code is not abridged and the procedures for filing the claim for reimbursement, the verification of the claim, the determination of the amount of the claim and the payment of the claim shall be as specified under