

CHAPTER 1125**RENT REIMBURSEMENT CLAIMS FOR LOW-INCOME PERSONS***S.F. 2133*

AN ACT relating to rent reimbursement claims for low-income persons and providing an effective and applicability date provision.

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

Section 1. Section 425.17, subsection 2, paragraph b, unnumbered paragraph 2, Code Supplement 1993, is amended to read as follows:

"Claimant" under paragraph "a" or "b" includes a vendee in possession under a contract for deed and may include one or more joint tenants or tenants in common. In the case of a claim for rent constituting property taxes paid, the claimant shall have rented the property during any part of the base year. If a homestead is occupied by two or more persons, and more than one person is able to qualify as a claimant, the persons may determine among them who will be the claimant. If they are unable to agree, the matter shall be referred to the director of revenue and finance not later than ~~October 31~~ June 1 of each year and the director's decision is final.

Sec. 2. Section 425.17, subsections 3 and 9, Code Supplement 1993, are amended to read as follows:

3. "Gross rent" means rental paid at arm's length solely for the right of occupancy of a homestead or mobile home, including rent for space occupied by a mobile home not to exceed one acre, ~~exclusive of charges for any utilities, services, furniture, furnishings, or personal property appliances furnished by the landlord as a part of the rental agreement whether or not expressly set out in the rental agreement.~~ If the director of revenue and finance determines that the landlord and tenant have not dealt with each other at arm's length, and the director of revenue and finance is satisfied that the gross rent charged was excessive, the director shall adjust the gross rent to a reasonable amount as determined by the director. ~~If the landlord does not supply the charges for any utilities, services, furniture, furnishings, or personal property appliances furnished by the landlord, or if the charges appear to be incorrect, the director of revenue and finance may apply a percentage determined from samples of similar gross rents paid solely for the right of occupancy.~~

9. "Rent constituting property taxes paid" means ~~twenty-seven and one-half~~ twenty-three percent of the gross rent actually paid in cash or its equivalent during the base year by the claimant or the claimant's household solely for the right of occupancy of their homestead in the base year, and which rent constitutes the basis, in the succeeding year, of a claim for reimbursement under this division by the claimant.

Sec. 3. Section 425.20, unnumbered paragraph 1, Code 1993, is amended to read as follows:

A claim for reimbursement for rent constituting property taxes paid shall not be paid or allowed, unless the claim is actually filed with and in the possession of the department of revenue and finance on or before ~~October 31~~ June 1 of the year following the base year.

Sec. 4. Section 425.26, subsection 2, Code 1993, is amended to read as follows:

2. Property taxes due or rent constituting property taxes paid, including ~~the portion of gross rent paid for providing utilities, services, furniture, furnishings, and personal property appliances, and~~ the name and address of the owner or manager of the property rented and a statement whether the claimant is related by blood, marriage, or adoption to the owner or manager of the property rented;

Sec. 5. This Act takes effect January 1, 1995, for rent reimbursement claims filed on or after that date.

Approved April 28, 1994

CHAPTER 1126**TEACHER LICENSES AND ENDORSEMENTS***S.F. 2169*

AN ACT relating to teacher licensure terms and endorsements.

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

Section 1. Section 272.7, unnumbered paragraph 1, Code 1993, is amended to read as follows:

A license issued under board authority is valid for the period of time for which it is issued, unless the license is suspended or revoked. A license issued by the board is valid until ~~June 30~~ August 31 of the year in which the license expires. No permanent licenses shall be issued. A person employed as a practitioner shall hold a valid license with an endorsement for the type of service for which the person is employed. This section does not limit the duties or powers of a school board to select or discharge practitioners or to terminate practitioners' contracts. A professional development program, except for a program offered by a practitioner preparation institution or area education agency and approved by the state board of education, must possess a valid license for the types of programs offered.

Sec. 2. Section 272.34, Code 1993, is repealed.

Approved April 28, 1994

CHAPTER 1127**JUDICIAL DEPARTMENT — FACILITIES — DISTRICT ASSOCIATE JUDGES***S.F. 2230*

AN ACT relating to the numbers of and facilities for officers of the judicial department; permitting an increase in the number of district associate judges in certain counties; and permitting the use of available funds for offices for judges on the court of appeals.

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

Section 1. Section 602.5205, subsection 2, Code 1993, is amended to read as follows:

2. State funds shall not be used for securing or maintaining facilities Offices may be provided for court of appeals judges or employees at any place other than the seat of state government with the approval of the supreme court within the funds available to the judicial department.

Sec. 2. Section 602.6301, Code 1993, is amended to read as follows:

602.6301 NUMBER AND APPORTIONMENT OF DISTRICT ASSOCIATE JUDGES.

There shall be one district associate judge in counties having a population, according to the most recent federal decennial census, of more than thirty-five thousand and less than eighty thousand; two in counties having a population of ~~more than~~ more than eighty thousand or more and less than one hundred twenty-five thousand; three in counties having a population of ~~more than~~ more than one hundred twenty-five thousand or more and less than two hundred thousand; ~~and~~ and four in counties having a population of two hundred thousand or above more and less than two hundred thirty-five thousand; five in counties having a population of two hundred thirty-five thousand or more and less than two hundred seventy thousand; six in counties having a population of two hundred seventy thousand or more and less than three hundred five thousand; and seven in counties having a population of three hundred five thousand or more. If the formula provided in this section results in the allocation of an additional district associate judgeship to a county,