

revenue and finance, the director shall prorate the fund to the county treasurers and notify the county auditors of the pro rata percentage on or before ~~August 1~~ June 15.

Sec. 5. Section 558.57, unnumbered paragraph 1, Code 2001, is amended to read as follows:

The recorder shall not record any deed, real estate installment contract, or other instrument unconditionally conveying real estate until the proper entries have been made upon the transfer books in the auditor's office, and endorsement made upon the deed, real estate installment contract, or other instrument properly dated and officially signed, in substantially the following form:

Sec. 6. Section 558.58, subsection 1, unnumbered paragraph 1, Code 2001, is amended to read as follows:

At the time of filing a deed, real estate installment contract, or other instrument mentioned in section 558.57, the recorder shall collect from the person filing the deed, real estate installment contract, or instrument the recording fee provided by law and the auditor's transfer fee, except as provided in subsection 2. The recorder shall deliver the deed, real estate installment contract, or instrument to the county auditor, after endorsing upon the instrument the following:

Sec. 7. Section 595.5, subsection 2, Code 2001, is amended by striking the subsection.

Sec. 8. Section 598.21, subsection 1, unnumbered paragraph 1, Code 2001, is amended to read as follows:

Upon every judgment of annulment, dissolution, or separate maintenance the court shall divide the property of the parties and transfer the title of the property accordingly, including ordering the parties to execute a quitclaim deed or ordering a change of title for tax purposes and delivery of the deed or change of title to the county recorder of the county in which each parcel of real estate is located. The county recorder shall record each quitclaim deed or change of title and shall collect the fee specified in section 331.507, subsection 2, paragraph "a", and the fee specified in section 331.604, subsection 1. The court may protect and promote the best interests of children of the parties by setting aside a portion of the property of the parties in a separate fund or conservatorship for the support, maintenance, education and general welfare of the minor children. The court shall divide all property, except inherited property or gifts received by one party, equitably between the parties after considering all of the following:

Approved May 16, 2001

CHAPTER 144

IOWA HERITAGE LICENSE PLATE FEES — ALLOCATION

H.F. 724

AN ACT relating to the allocation of special fees collected from the sale of Iowa heritage license plates.

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

Section 1. Section 303.9A, subsection 2, paragraph a, Code 2001, is amended to read as follows:

a. ~~Sixty five~~ Ninety percent shall be retained by the state historical society and used to

maintain and expand Iowa's history curriculum, to provide teacher training in Iowa history, and to support museum exhibits, historic sites, and adult education programs.

Sec. 2. Section 321.34, subsection 21, paragraph c, unnumbered paragraph 1, Code 2001, is amended to read as follows:

The special fees collected by the director under this subsection shall be paid monthly to the treasurer of state and credited to the road use tax fund. Notwithstanding section 423.24, and prior to the crediting of revenues to the road use tax fund under section 423.24, subsection 1, paragraph "b", the treasurer of state shall credit monthly to the Iowa heritage fund created under section 303.9A the amount of the special fees collected in the previous month for the Iowa heritage plates, ~~from those revenues in the following manner:~~

Sec. 3. Section 321.34, subsection 21, paragraph c, subparagraphs (1) and (2), Code 2001, are amended by striking the subparagraphs.

Approved May 16, 2001

CHAPTER 145

UTILITY REPLACEMENT TAX

H.F. 731

AN ACT regarding certain changes relating to the utility replacement tax, and providing for the Act's applicability.

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

Section 1. Section 437A.3, subsection 1, unnumbered paragraph 1, Code 2001, is amended to read as follows:

"Assessed value" means the base year assessed value, as adjusted by section 437A.19, subsection 2. "Base year assessed value", for a taxpayer other than an electric company, natural gas company, or electric cooperative, means the value attributable to property identified in section 427A.1, subsection 1, paragraph "h", certified by the department of revenue and finance to the county auditors for the assessment date of January 1, 1997, and the value attributable to property identified in section 427A.1 and section 427B.17, subsection 5, as certified by the local assessors to the county auditors for the assessment date of January 1, 1997, provided, that for a taxpayer subject to section 437A.17A, such value shall be the value certified by the department of revenue and finance and local assessors to the county auditors for the assessment date of January 1, 1998. However, "base year assessed value", for purposes of property of a taxpayer that is a municipal utility, if the property is not a major addition, and the property was initially assessed to the taxpayer as of January 1, 1998, and is not located in a county where the taxpayer had property that was assessed for purposes of this chapter as of January 1, 1997, means the value attributable to such property for the assessment date of January 1, 1998.

Sec. 2. Section 437A.3, subsection 17, paragraph d, Code 2001, is amended to read as follows:

d. Any ~~operating~~ property described in section 437A.16 in this state by a person not previously subject to taxation under this chapter.