

January 25, 1957.  
Passed on File.

**Senate File 105**  
By RINGGENBERG, McFARLANE  
(Cunningham, Santee, Balch)

Passed Senate, Date..... Passed House, Date.....  
Vote: Ayes..... Nays..... Vote: Ayes..... Nays.....  
Approved.....

## A BILL FOR

An Act to amend section four hundred twenty-seven point one (427.1), Code 1954, relating to the taxation of state owned property.

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

- 1 Section 1. Section four hundred twenty-seven point one
- 2 (427.1), Code 1954, is hereby amended by striking lines one
- 3 (1) and two (2) of said section and inserting in lieu thereof
- 4 the words: "Except as hereinafter otherwise provided, the
- 5 following classes of property shall not be taxed:".
- 1 Sec. 2. Section four hundred twenty-seven point one (427.1),
- 2 subsection one (1), Code 1954, is hereby amended by adding
- 3 thereto the following:
- 4 "When twelve (12) percent or more of the area within the
- 5 boundaries of any school corporation consists of property owned
- 6 by the state of Iowa and such fact has been certified to the
- 7 state superintendent of public instruction by the auditor or
- 8 auditors of the county or counties in which said school corpo-
- 9 ration is located, and the secretary of the board of directors
- 10 of such school corporation has certified to the state super-
- 11 intendent of public instruction that during the preceding school
- 12 year twenty (20) percent, numbering five hundred (500) or more,
- 13 of the total number of pupils in average daily attendance and
- 14 educated by such school corporation had one or more parents
- 15 employed by the state of Iowa or attending one of the state's

16 institutions of higher learning, and when the state superintendent  
17 of public instruction and the state board of public instruction  
18 have certified that additional school facilities of a specific  
19 nature are required by such school corporation and the estimated  
20 cost thereof will necessitate the incurring of indebtedness by  
21 such school corporation in excess of the applicable debt limi-  
22 tation provisions computed upon the basis of the value of the  
23 taxable property within such school corporation exclusive of  
24 state owned property, then such state owned property located  
25 within the boundaries of said school corporation shall become  
26 subject to taxation by such school corporation to pay its pro-  
27 portionate share of the principal of and interest on the addi-  
28 tional indebtedness required to be incurred to pay for such  
29 additional school facilities and the state superintendent of  
30 public instruction shall notify the auditor or auditors of the  
31 county or counties in which such school corporation is located  
32 to this effect. Thereafter the state owned property located  
33 within the boundaries of said school corporation shall each  
34 year be valued at its actual value which shall be entered opposite  
35 each item and shall be assessed at sixty (60) percent of such  
36 actual value and shall be placed on the state and county tax lists  
37 in the same manner as and with and in addition to all other  
38 taxable property and the actual value of such taxable state owned  
39 property as ascertained and determined by the tax lists may be  
40 included with the value of all other taxable property in said  
41 school corporation in computing the debt limit of such school  
42 corporation.

43 When the qualified electors of any such school corporation  
44 have approved the issuance of bonds for such additional school

45 facilities in the manner prescribed by law and when a resolution  
46 has been adopted by the board of directors of such school corpora-  
47 tion providing for the annual levy of taxes upon all the taxable  
48 property in said school corporation, including state owned prop-  
49 erty, sufficient to pay the interest and principal of such  
50 bonds and a certified copy of said resolution has been filed  
51 with the auditor or auditors of the county or counties in which  
52 such school corporation is located as required by chapter seventy-  
53 six (76) of the Code of Iowa, such county auditor or auditors  
54 shall compute the proportion of such tax levy which is charge-  
55 able against the state owned property located within the bound-  
56 aries of such school corporation and shall certify to the state  
57 board of public instruction the aggregate amount of such tax  
58 levy which is chargeable against and payable by such state owned  
59 property over the whole period of time during which such bonds  
60 will be outstanding. The state superintendent of public in-  
61 struction and the state board of public instruction shall include  
62 the aggregate amount of such taxes in the estimate of expenditure  
63 requirements of the state department of public instruction which  
64 is required to be filed with the state comptroller under the  
65 provisions of sections eight point twenty-three (8.23) and two  
66 hundred fifty-seven point ten (257.10), Code 1954, and the same  
67 shall be included in the state budget. When an appropriation  
68 has been made by the general assembly of the state of Iowa  
69 covering the aggregate amount of such taxes levied against such  
70 state owned property, the total amount thereof shall be included  
71 in the next quarterly requisition for an allotment submitted to  
72 the governor on behalf of the state department of public in-  
73 struction as provided for in section eight point thirty-one

74 (8.31), Code 1954, to be allotted in one amount, as in the case  
75 of capital projects, without regard to quarterly periods. Upon  
76 the approval of such allotment by the governor, the total sum  
77 shall, upon the order of the state board of public instruction,  
78 be certified by the state superintendent of public instruction  
79 to the state comptroller and he shall approve the same and draw  
80 a warrant therefor upon the treasurer of the state payable to  
81 the order of such school corporation from the funds appropriated  
82 for that purpose. The proceeds thereof shall be remitted to  
83 the treasurer of such school corporation and shall be by him  
84 deposited in the sinking fund established for the payment of  
85 such additional bonds as a special account to be used solely  
86 and only for the payment of said bonds and the interest there-  
87 on. Thereupon the treasurer of such school corporation shall  
88 certify to the county auditor or auditors and to the county  
89 treasurer or treasurers of the county or counties in which such  
90 school corporation is located the fact that the aggregate of  
91 the taxes levied against such state owned property to pay its  
92 proportionate share of the principal and interest of said bonds  
93 has been paid by the state so that such taxes on such state  
94 owned property need not again be extended for collection.

95 None of the provisions hereinbefore set forth shall be con-  
96 strued to replace or reduce the amount of any other state or  
97 federal aid which would otherwise be available to any such school  
98 corporation under any other law if state owned property located  
99 within its boundaries had not been made subject to taxation.