

Senate File 1270
Ways and Means 3/23
Junkins, Chairperson
Taylor
Hill of Jasper

FILED MAR 22 1976

SENATE FILE 1270

By GLUBA and ORR

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

A BILL FOR

1 An Act providing reimbursement for property taxes paid or for
2 rent constituting property taxes paid for persons with
3 household incomes of less than eighteen thousand dollars.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section four hundred twenty-five point seventeen
2 (425.17), subsection six (6), as amended by Acts of the Sixty-
3 sixth General Assembly, 1975 Session, chapter two hundred
4 thirteen (213), section one (1), is amended to read as follows:

5 6. "Claimant" means a person filing a claim for
6 reimbursement under this division who has ~~attained-the-age~~
7 ~~of-sixty-five-years-on-or-before-December-31-of-the-base-year,~~
8 ~~or-who-is-a-surviving-spouse-having-attained-the-age-of-fifty-~~
9 ~~five-years-on-or-before-December-thirty-first-of-the-base~~
10 ~~year-or-who-is-totally-disabled-and-was-totally-disabled~~
11 ~~on-or-before-December-31-of-the-base-year,~~ a household income
12 of less than eighteen thousand dollars, and was domiciled
13 in this state during the entire base year and is domiciled
14 in this state at the time the claim is filed. "Claimant"
15 includes a vendee in possession under a contract for deed
16 and may include one or more joint tenants or tenants in common.
17 In the case of a claim for rent constituting property taxes
18 paid, the claimant shall have rented the property during any
19 part of the base year. When two persons of a household are
20 able to meet the qualifications for a claimant, they may
21 determine between them who will be the claimant. If they
22 are unable to agree, the matter shall be referred to the
23 director of revenue not later than July 31 of each year and
24 ~~his~~ the director's decision shall be final. If a homestead
25 is occupied by two or more persons, and more than one person
26 is able to qualify as a claimant, and some or all of the
27 qualified persons are not related, the persons may determine
28 among them who will be the claimant. If they are unable to
29 agree, the matter shall be referred to the director of revenue
30 not later than July 31 of each year and ~~his~~ the director's
31 decision shall be final.

32 Sec. 2. Section four hundred twenty-five point seventeen
33 (425.17), subsection ten (10), as amended by Acts of the
34 Sixty-sixth General Assembly, 1975 Session, chapter two hundred
35 thirteen (213), section one (1), is amended to read as follows:

1 10. "Property taxes paid" means property taxes, exclusive
2 of special assessments, delinquent interest, and charges for
3 services, paid on a claimant's homestead in this state, but
4 includes only property taxes for which the claimant was liable
5 and which were actually paid by the claimant. If the property
6 taxes have actually been paid, they shall be deemed to have
7 been paid when due, regardless of the date of actual payment.
8 "Property taxes paid" shall be computed with no deduction
9 for any credit under this division or for any homestead credit
10 allowed under section 425.1. Claims for property tax
11 reimbursement filed in 1974 shall be based upon the property
12 taxes paid in 1973. Claims for property tax reimbursement
13 filed in 1975 shall be limited to two-thirds of the property
14 taxes paid in 1974 and the first one-half of 1975. Each year
15 thereafter, each claim shall be based upon the taxes paid
16 during the base year. If a homestead is owned by two or more
17 persons as joint tenants or tenants in common, and one or
18 more persons are not a member of claimant's household,
19 "property taxes paid" is that part of property taxes paid
20 on the homestead which equals the ownership percentage of
21 the claimant and his household. The county treasurer shall
22 include with the tax receipt a statement that if the owner
23 of the property ~~is sixty-five years of age or over or is~~
24 ~~totally disabled or is a surviving spouse of such person who~~
25 ~~is over the age of fifty-five years of age~~ has a household
26 income of less than eighteen thousand dollars, the person
27 may be eligible for the credit allowed under this division.
28 If a claimant changes his or her homestead, this shall not
29 prevent ~~him~~ the claimant from filing a claim based on property
30 taxes for which the claimant was liable and which were actually
31 paid by the claimant, but duplication of claims shall not
32 be allowed. If a homestead is an integral part of a farm,
33 the claimant may use the total property taxes paid for the
34 larger unit, but not exceeding forty acres of land. If a
35 homestead is an integral part of a multidwelling or

1 multipurpose building the property taxes paid for the purpose
2 of this subsection shall be prorated to reflect the portion
3 which the value of the property that the household occupies
4 as its homestead is to the value of the entire structure.
5 For purposes of this subsection, "unit" refers to that parcel
6 of property covered by a single tax statement of which the
7 homestead is a part.

8 Sec. 3. Section four hundred twenty-five point twenty-
9 three (425.23), subsection one (1), Code 1975, as amended
10 by Acts of the Sixty-sixth General Assembly, 1975 Session,
11 chapter two hundred thirteen (213), section three (3), is
12 amended by striking paragraph a and inserting in lieu thereof
13 the following:

14 a. The amount shall be determined in accordance with the
15 following schedule:

16		Percent of property taxes
17		paid or rent constituting
18	If the household income	property taxes paid allowed
19	is:	as a reimbursement:
20	\$ 0 - 2,999.99	100%
21	3,000 - 3,999.99	90
22	4,000 - 4,999.99	80
23	5,000 - 5,999.99	70
24	6,000 - 6,999.99	60
25	7,000 - 7,999.99	50
26	8,000 - 9,999.99	40
27	10,000 - 11,999.99	30
28	12,000 - 14,999.99	20
29	15,000 - 17,999.99	10

30 Sec. 4. Section four hundred twenty-five point twenty-
31 six (425.26), Code 1975, is amended by striking subsection
32 one (1).

33 Sec. 5. The provisions of this Act shall become effective
34 January 1, 1977 for all claims for property taxes paid and
35 rent constituting property taxes paid filed on or after January

1 1, 1977.

2 EXPLANATION

3 This bill extends present property tax relief for persons
4 over sixty-five and the totally disabled to include all persons
5 whose household incomes are less than 18,000 dollars.

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