

SENATE FILE 312

*Do Pass 4/5/81
(p. 1297)*

Ways and Means
Readinger, Chairperson
Rodgers
Hester

SENATE FILE 312

Energy
Readinger, Chairperson
Rodgers
Ramsey

*Do Pass 1/25/81
(p. 128)*
FILED FEB 25 1981

SENATE FILE 312

BY COMMITTEE ON ENERGY
Approved 2/25 (p. 579)
(FORMERLY SSB 209)

Senate File 312

*2/12/82
(p. 404)*

Senate File 312

3 v Do Pass 3/18 (894)

Ways and Means: Petrick, Chair; Bennett and Davitt.

~~Passed Senate, Date 2-5-82 (p. 205)~~ Passed House, Date 3-26-82 (p. 1034)

Vote: Ayes 43 Nays 0 Vote: Ayes 94 Nays 0

Approved April 30 1982

*Report Senate for House amendment
4-12-82 (p. 1135)
48-1*

A BILL FOR

1 An Act providing that passive solar energy systems added
2 as improvements to buildings shall not increase the
3 actual assessed and taxable value of the property for
4 designated assessment years and making the Act
5 retroactive.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SENATE FILE 312
FISCAL NOTE

REQUESTED BY SENATOR READINGER

In compliance with a written request there is hereby submitted a Fiscal Note for Senate File 312 pursuant to Joint Rule 16.

SF312 includes passive solar energy systems in the section of the Code and provides that a solar energy system shall receive a property tax exemption for a period of five years. The bill provides that the assessor, in valuing for tax purposes, shall disregard any value which may be added to a building because of a solar energy system. The bill is retroactive to assessment years beginning on or after January 1, 1981.

While specific estimates of the fiscal impact of this bill cannot be made, SF312 is expected to have a minimal decreasing effect on the tax receipts of local governments and an even lesser effect on the state.

FILED
FEBRUARY 4, 1982

BY GERRY RANKIN, DIRECTOR
LEGISLATIVE FISCAL BUREAU

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1 Section 1. Section 441.21, subsection 13, paragraph c,
2 Code 1981, is amended by striking the paragraph and inserting
3 in lieu thereof the following:

4 c. As used in this subsection "solar energy system" means
5 either of the following:

6 (1) A system of equipment capable of collecting and con-
7 verting incident solar radiation or wind energy into thermal,
8 mechanical or electrical energy and transforming these forms
9 of energy by a separate apparatus to storage or to a point
10 of use.

11 (2) A system that uses the basic design of the building
12 to maximize solar heat gain during the cold season and to
13 minimize solar heat gain in the hot season and that uses
14 natural means to collect, store and distribute solar energy.

15 In assessing and valuing the property for tax purposes,
16 the assessor shall disregard any market value added by a solar
17 energy system to a building. The director of revenue shall
18 adopt rules, after consultation with the energy policy council,
19 specifying the types of equipment and structural components
20 to be included under the guidelines provided in this sub-
21 section.

22 Sec. 2. This Act becomes effective for assessment years
23 beginning on or after January 1, 1981 and ending on December
24 31, 1985 and to that extent this Act is retroactive.

25 EXPLANATION

26 This bill includes passive solar energy systems in the
27 section of the Code and provides that a solar energy system
28 shall receive a property tax exemption for a period of five
29 years. The bill provides that the assessor, in valuing for
30 tax purposes, shall disregard any value which may be added
31 to a building because of a solar energy system. The bill
32 is retroactive to assessment years beginning on or after
33 January 1, 1981.

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THURSDAY, APRIL 1, 1982

HOUSE AMENDMENT TO SENATE FILE 312

S-5413

1 Amend Senate File 312 as amended and passed by
2 the Senate as follows:
3 1. Page 1, by inserting before line 1 the
4 following:
5 "Section 1. Section 441.21, subsection 13,
6 paragraph b, Code 1981, is amended to read as follows:
7 b. Notwithstanding paragraph "a" of this
8 subsection, any construction or installation of a
9 ~~solar-energy-system-or~~ gas production systems using
10 waste or manure to produce gas completed on property
11 classified as agricultural, residential, commercial,
12 or industrial property shall not increase the actual,
13 assessed and taxable values of ~~such~~ the property for
14 assessment years beginning on January 1, 1979 and
15 ending on or before December 31, 1985. In addition,
16 notwithstanding paragraph a of this subsection, any
17 construction or installation of a solar energy system
18 on property so classified shall not increase the
19 actual, assessed and taxable values of the property
20 for five full assessment years."
21 2. Page 1, line 10, by inserting after the word
22 "use" the words and figures "which is constructed
23 or installed after January 1, 1978".
24 3. Page 1, line 14, by inserting after the word
25 "energy" the words and figures "which is constructed
26 or installed after January 1, 1981".
27 4. Page 1, lines 23 and 24, by striking the words
28 and figures "ending on December 31, 1985 and".
29 5. Renumber as necessary.
30 6. Title page, by striking lines 4 and 5 and
31 inserting in lieu thereof the following: "designated
32 assessment years, and making certain provisions of
33 the Act retroactive."

S-5413 FILED
MARCH 31, 1982

RECEIVED FROM THE HOUSE

Senate concurred 4/12 (p. 1133)

SENATE FILE 312

H-5135

- 1 Amend Senate File 312 as amended and passed by
- 2 the Senate as follows:
- 3 1. Page 1, by inserting before line 1 the
- 4 following:
- 5 "Section 1. Section 441.21, subsection 13,
- 6 paragraph b, Code 1981, is amended to read as follows:
- 7 b. Notwithstanding paragraph "a" of this
- 8 subsection, any construction or installation of a
- 9 ~~solar-energy-system-or~~ gas production systems using
- 10 waste or manure to produce gas completed on property
- 11 classified as agricultural, residential, commercial,
- 12 or industrial property shall not increase the actual,
- 13 assessed and taxable values of ~~such~~ the property for
- 14 assessment years beginning on January 1, 1979 and
- 15 ending on or before December 31, 1985. In addition,
- 16 notwithstanding paragraph a of this subsection, any
- 17 construction or installation of a solar energy system
- 18 on property so classified shall not increase the
- 19 actual, assessed and taxable values of the property
- 20 for five full assessment years."
- 21 2. Page 1, lines 23 and 24, by striking the words
- 22 and figures "ending on December 31, 1985 and".
- 23 3. Renumber as necessary.

H-5135 FILED

FEBRUARY 15, 1982

Adopted 3/26 (p. 1033)

BY COMMITTEE ON ENERGY

PELTON, Chairperson

SENATE FILE 312

H-5473

- 1 Amend Senate File 312, as amended and passed by
- 2 the Senate, as follows:
- 3 1. Page 1, line 10, by inserting after the word
- 4 "use" the words and figures "which is constructed
- 5 or installed after January 1, 1978".
- 6 2. Page 1, line 14, by inserting after the word
- 7 "energy" the words and figures "which is constructed
- 8 or installed after January 1, 1981".

H-5473 FILED MARCH 18, 1982

Adopted 3/26 (p. 1033)

BY COMMITTEE ON WAYS & MEANS

SCHNEKLOTH, Chair

SENATE FILE 312

H-5578

- 1 Amend Senate File 312, as follows:
- 2 1. Title page, by striking lines 4 and 5 and
- 3 inserting in lieu thereof the following: "designated
- 4 assessment years, and making certain provisions of
- 5 the Act retroactive."

H-5578 FILED MARCH 26, 1982

ADOPTED BY UNANIMOUS CONSENT (*p. 1033*) BY RITSEMA of Sioux

SENATE FILE 312

S-5063

1 Amend Senate File 312 as follows:

2 1. Page 1, by inserting after line 21 the
3 following:

4 "Sec. ____ NEW SECTION. The property tax revenues
5 lost to taxing districts as a result of the property
6 tax exemption granted in section 1 of this Act shall
7 be compensated for by the state in the amount and
8 manner provided in this section. By July 15 of each
9 fiscal year for which the property tax granted in
10 section 1 of this Act applies, the county treasurer
11 or in the case of a special charter city, the city
12 treasurer shall submit a list to the state comptroller
13 which constitutes a demand for payment of the lost
14 property tax revenues. The list shall contain the
15 identification of each parcel of property for which
16 a property tax exemption under section 1 of this Act
17 has been granted for the fiscal year, the property
18 tax levy for the fiscal year which is applicable to
19 that property, and the amount of revenue lost which
20 is computed by multiplying the taxable value of the
21 amount of the property tax exemption by the levy rate
22 for the fiscal year which is applicable to the
23 property. The state comptroller shall draw warrants
24 on the general fund of the state to pay to the county
25 and city treasurer the total amount of revenues lost
26 as set forth in the list submitted to the state
27 comptroller. This amount shall be paid by the
28 comptroller in two equal installments at the same
29 time as the payment for the homestead credits are
30 paid. Upon receipt by the county treasurer of each
31 payment, the county treasurer shall apportion the
32 money to the several taxing districts, as provided
33 by law, in the same manner as though the payment was
34 paid by the owners of the property for which a property
35 tax exemption under section 1 of this Act has been
36 granted."

37 2. Title page, line 4, by inserting after the
38 word "years" the words ", providing that the state
39 reimburse the taxing districts for lost property tax
40 revenues,".

41 3. By numbering and renumbering as necessary.

S-5063 FILED
FEBRUARY 4, 1982
LOST 2/5 (p. 305)

BY LOWELL L. JUNKINS
BASS VAN GILST
WILLIAM D. PALMER

SENATE FILE 312

S-5057

- Amend Senate File 312 as follows:
1. Page 1, line 23, by striking the figure "1981"
 - and inserting in lieu thereof the figure "1982".

S-5057 FILED

BY DAVID M. READINGER

FEBRUARY 2, 1982

Adopted 2/3 (p. 273)

SENATE FILE 312

S-5060

- Amend Senate File 312 as follows:
1. Page 1, line 18, by striking the words ", after consultation with the energy policy council,".

S-5060 FILED & LOST *(p. 273)* BY EDGAR H. HOLDEN
FEBRUARY 3, 1982

SENATE FILE 312

AN ACT

PROVIDING THAT PASSIVE SOLAR ENERGY SYSTEMS ADDED AS IMPROVEMENTS TO BUILDINGS SHALL NOT INCREASE THE ACTUAL ASSESSED AND TAXABLE VALUE OF THE PROPERTY FOR DESIGNATED ASSESSMENT YEARS, AND MAKING CERTAIN PROVISIONS OF THE ACT RETROACTIVE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 441.21, subsection 13, paragraph b, Code 1981, is amended to read as follows:

b. Notwithstanding paragraph "a" of this subsection, any construction or installation of ~~a solar energy system or~~ gas production systems using waste or manure to produce gas completed on property classified as agricultural, residential, commercial, or industrial property shall not increase the actual, assessed and taxable values of ~~such~~ the property for assessment years beginning on January 1, 1979 and ending on or before December 31, 1985. In addition, notwithstanding paragraph a of this subsection, any construction or installation of a solar energy system on property so classified shall not increase the actual, assessed and taxable values of the property for five full assessment years.

Sec. 2. Section 441.21, subsection 13, paragraph c, Code 1981, is amended by striking the paragraph and inserting in lieu thereof the following:

c. As used in this subsection "solar energy system" means either of the following:

(1) A system of equipment capable of collecting and converting incident solar radiation or wind energy into thermal, mechanical or electrical energy and transforming these forms of energy by a separate apparatus to storage or to a point of use which is constructed or installed after January 1, 1978.

(2) A system that uses the basic design of the building to maximize solar heat gain during the cold season and to minimize solar heat gain in the hot season and that uses natural means to collect, store and distribute solar energy which is constructed or installed after January 1, 1981.

In assessing and valuing the property for tax purposes, the assessor shall disregard any market value added by a solar energy system to a building. The director of revenue shall adopt rules, after consultation with the energy policy council, specifying the types of equipment and structural components to be included under the guidelines provided in this subsection.

Sec. 3. This Act becomes effective for assessment years beginning on or after January 1, 1982 and to that extent this Act is retroactive.

.....
TERRY S. BRANSTAD
President of the Senate

.....
DELRWYN STROMER
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 312, Sixty-ninth General Assembly.

.....
K. MARIE THAYER
Secretary of the Senate

Approved *April 30*, 1982

.....
ROBERT D. RAY
Governor

S.F. 312