

FILED JAN 21 1990

SENATE FILE 2136
BY VANDE HOEF, HULTMAN, PATE,
LIND, TAYLOR, GOODWIN,
HAGERLA, TIEDEN, FUHRMAN,
JENSEN, HEDGE, RIFE, DRAKE,
HESTER, NYSTROM, TINSMAN,
CORNING, AND RENSINK

(COMPANION TO LSB 7650H BY SHONING)

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

A BILL FOR

1 An Act relating to the mobile home tax reduction for the elderly
2 and disabled, the homestead tax credit, the property tax
3 credit and rent reimbursement for the elderly and disabled,
4 and the agricultural land tax credit by increasing the amount
5 of credit and reimbursement and providing effective dates.

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

SF 2136

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1 Section 1. Section 135D.22, subsection 2, Code Supplement
2 1989, is amended to read as follows:

3 2. If the owner of the mobile home is an Iowa resident,
4 was totally disabled, as defined in section 425.17, subsection
5 6 on or before December 31 of the base year, is a surviving
6 spouse having attained the age of fifty-five years on or
7 before December 31, 1988 or has attained the age of sixty-five
8 years on or before December 31 of the base year and has an
9 income when included with that of a spouse which is less than
10 five six thousand dollars per year, ~~no~~ the annual tax shall
11 not be imposed on the mobile home. If the income is five six
12 thousand dollars or more but less than twelve fourteen
13 thousand dollars, the annual tax shall be computed as follows:

14	If the Household	Annual Tax Per
15	Income is:	Square Foot:
16	\$-5,000-----5,999.99-----	3.0 cents
17	\$ 6,000 -- 6,999.99	6.0 <u>3.0 cents</u>
18	7,000 -- 7,999.99	9.0 <u>6.0</u>
19	8,000 -- 9,999.99	12.0 <u>10.0</u>
20	10,000 -- 11,999.99	15.0 <u>13.0</u>
21	<u>12,000 -- 13,999.99</u>	<u>15.0</u>

22 For purposes of this subsection "income" means income as
23 defined in section 425.17, subsection 1, and "base year" means
24 the calendar year preceding the year in which the claim for a
25 reduced rate of tax is filed. The mobile home reduced rate of
26 tax shall only be allowed on the mobile home in which the
27 claimant is residing at the time in which the claim for a
28 reduced rate of tax is filed.

29 Sec. 2. Section 425.1, subsections 2 and 4, Code 1989, are
30 amended to read as follows:

31 2. The homestead credit fund shall be apportioned each
32 year so as to give a credit against the tax on each eligible
33 homestead in the state in an amount equal to the actual levy
34 on the first four five thousand eight two hundred fifty
35 dollars of actual value for each homestead during the fiscal

1 year beginning July 1, 1990, and on the first five thousand
 2 five hundred twenty-five dollars of actual value for each
 3 homestead during the fiscal years beginning on or after July
 4 1, 1991.

5 4. ~~Annually-the~~ The department of revenue and finance
 6 shall estimate the credit not to exceed the actual levy on the
 7 first-four-thousand-eight-hundred-fifty-dollars amount of
 8 actual value of each eligible homestead specified in
 9 subsection 2, and shall certify to the county auditor of each
 10 county the credit and its amount in dollars. Each county
 11 auditor shall then enter the credit against the tax levied on
 12 each eligible homestead in each county payable during the
 13 ensuing year, designating on the tax lists the credit as being
 14 from the homestead credit fund~~7-and-credit~~. Credit shall then
 15 be given to the several taxing districts in which eligible
 16 homesteads are located in an amount equal to the credits
 17 allowed on the taxes of the homesteads. The amount of credits
 18 shall be apportioned by each county treasurer to the several
 19 taxing districts as provided by law, in the same manner as
 20 though the amount of the credit had been paid by the owners of
 21 the homesteads. However, the several taxing districts shall
 22 not draw the funds so credited until after the semiannual
 23 allocations have been received by the county treasurer, as
 24 provided in this chapter. Each county treasurer shall show on
 25 each tax receipt the amount of credit received from the
 26 homestead credit fund.

27 Sec. 3. Section 425.23, subsection 1, Code 1989, is
 28 amended to read as follows:

29 1. The tentative credit or reimbursement shall be
 30 determined in accordance with the following schedule:

31	Percent of property taxes
32	due or rent constituting
33	property taxes paid
34 If the household	allowed as a credit or
35 income is:	reimbursement:

1	\$	0 - 4,999.99	<u>5,999.99</u>	100%
2		5,000---5,999.99	<u>6,000 - 6,999.99</u>	85
3		6,000---6,999.99	<u>7,000 - 7,999.99</u>	70
4		7,000---7,999.99	<u>8,000 - 9,999.99</u>	55 <u>50</u>
5		8,000---9,999.99	<u>10,000 - 11,999.99</u>	40 <u>35</u>
6		10,000---11,999.99	<u>12,000 - 13,999.99</u>	25

7 Sec. 4. Section 425.23, subsection 3, paragraph a,
8 Code 1989, is amended to read as follows:

9 a. Any A person who is eligible to file a claim for credit
10 for property taxes due and who has a household income of five
11 six thousand dollars or less and who has a special assessment
12 levied against the homestead may file a claim with the county
13 treasurer that the claimant had a household income of five six
14 thousand dollars or less and that a special assessment is
15 presently levied against the homestead. The department shall
16 provide to the respective county treasurers such the forms as
17 are necessary for the administration of this subsection. The
18 claim shall be filed not later than September 30 of each year.
19 Upon the filing of the claim, no a penalty or interest for
20 late payment shall not accrue against the amount of the
21 special assessment due and payable. The claim filed by the
22 claimant shall ~~constitute~~ constitutes a claim for credit of an
23 amount equal to the actual amount due and payable upon the
24 special assessment payable during the fiscal year against the
25 homestead of the claimant or an amount equal to the annual
26 payment of the special assessment levied against the homestead
27 of the claimant and payable in annual installments through the
28 period of years provided by the governing body of the city,
29 whichever is less. The department of revenue and finance
30 shall, upon the filing of the claim with the department by the
31 county treasurer, pay that amount of the special assessment
32 during the current fiscal year to the county treasurer. The
33 county treasurer shall submit the claims to the director of
34 revenue and finance not later than October 15 of each year.
35 The director of revenue and finance shall certify the amount

1 of reimbursement due each county for special assessment
2 credits allowed under this subsection. The amount of
3 reimbursement due each county shall be paid by the director of
4 revenue and finance on October 20 of each year, drawn upon
5 warrants payable to the respective county treasurer. There is
6 appropriated annually from the general fund of the state to
7 the department of revenue and finance an amount sufficient to
8 carry out the provisions of this subsection. The county
9 treasurer shall credit any moneys received from the department
10 against the amount of the special assessment due and payable
11 on the homestead of the claimant.

12 Sec. 5. Section 426.1, Code 1989, is amended to read as
13 follows:

14 426.1 AGRICULTURAL LAND CREDIT FUND.

15 There The agricultural land credit fund is hereby created
16 as-a-permanent-fund in the office of the treasurer of state a
17 fund-to-be-known-as-the-agricultural-land-credit-fund, and for
18 the-purpose-of-establishing-and-maintaining-said-fund-for-each
19 fiscal-year-there. There is appropriated thereto from funds
20 in the general fund not otherwise appropriated the sum of
21 forty-three fifty million five six hundred thousand dollars
22 for the fiscal year beginning July 1, 1990, and the sum of
23 fifty-seven million dollars for each fiscal year beginning on
24 or after July 1, 1991. Any balance in said the fund on June
25 30 shall revert to the general fund.

26 Sec. 6.

27 Sections 1, 3, and 4 of this Act are effective January 1,
28 1991, for mobile home tax claims, for property tax credit
29 claims, and for rent reimbursement claims filed on or after
30 that date.

31 Sec. 7.

32 This Act, being deemed of immediate importance, takes
33 effect upon enactment.

34

EXPLANATION

35 The bill increases the amount of mobile home tax credit,

1 property tax credit, and reimbursement for rent constituting
2 property taxes paid for the elderly and disabled. The bill
3 also increases the amount of the general homestead tax credit
4 and the agricultural land tax credit. The bill takes effect
5 January 1, 1991, for claims for credit and reimbursement for
6 the elderly and disabled, and takes effect upon enactment for
7 the general homestead tax credit and agricultural land tax
8 credit.

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DIELEMAN. CH.

HUSAK

RIORDAN

HULTMAN

DRAKE

SSB 2100

WAYS & MEANS

SENATE FILE 2136

BY (PROPOSED GOVERNOR'S BILL)

Passed Senate, Date _____

Passed House, Date _____

Vote: Ayes _____ Nays _____

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