

Sec. 2. Section 99D.14, subsection 6, Code 1997, is amended by striking the subsection and inserting in lieu thereof the following:

6. Real property used in the operation of a racetrack or racetrack enclosure which is exempt from property taxation under another provision of the law, including being exempt because it is owned by a city, county, state, or charitable or nonprofit entity, may be subject to real property taxation by any taxing district in which the real property used in the operation of the racetrack or racetrack enclosure is located. To subject such real property to taxation, the taxing authority of the taxing district shall pass a resolution imposing the tax and shall notify the county assessor, director of revenue and finance, and the owner of record of the real property by September 1 preceding the fiscal year in which the real property taxes are due and payable. The assessed value shall be determined and notice of the assessed value shall be provided to the county auditor by the department of revenue and finance by October 15 and the owner may protest the assessed value to the state board of tax review by December 1. Property taxes due as a result of this subsection shall be paid to the county treasurer in the manner and time as other property taxes. The county treasurer shall remit the tax revenue to those taxing authorities imposing the property tax under this subsection. Real property subject to tax as provided in this subsection shall continue to be taxed until such time as the taxing authority of the taxing district repeals the resolution subjecting the property to taxation. Notwithstanding section 99D.7, the department of revenue and finance shall adopt rules to implement this subsection.

Sec. 3. Section 99F.1, subsection 15, Code 1997, is amended to read as follows:

15. "RACETRACK ENCLOSURE" means the grandstand, clubhouse, turf club, or other areas of a licensed racetrack which an individual may enter only upon payment of an admission fee, or upon payment by another, at any time, based upon the individual's admittance, or upon presentation of authorized credentials. "Racetrack enclosure" also means any additional areas designated by the commission.

Approved March 27, 1997

CHAPTER 10

EASEMENTS ON STATE LAND

S.F. 190

AN ACT relating to granting easements on certain property by the department of natural resources.

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

Section 1. Section 461A.25, Code 1997, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. The commission shall adopt rules providing for granting easements to political subdivisions and utility companies on state land under the jurisdiction of the department. An applicant for an easement shall provide the director with information setting forth the need for the easement, availability of alternatives, and measures proposed to prevent or minimize adverse impacts on the affected property. An easement shall be executed by the director, approved as to form by the attorney general, and if granted for a term longer than five years, approved by the commission.

Approved March 31, 1997