

House File 2580

H-8403

1 Amend House File 2580 as follows:

2 1. Page 2, after line 24 by inserting:

3 <n. "Wind energy conversion property" means the same as  
4 defined in section 427B.26.>

5 2. Page 9, after line 24 by inserting:

6 <16. a. In addition to property taxes due and payable in  
7 fiscal years beginning on or after July 1, 2027, a surcharge  
8 is imposed on all wind energy conversion property valued under  
9 section 427B.26 in an amount equal to the difference, but not  
10 less than zero, between the following using the wind energy  
11 conversion property's net acquisition cost as the actual value  
12 of the property:

13 (1) The amount of property taxes that would be due and  
14 payable if the wind energy conversion property were assessed  
15 as industrial property under section 441.21, subsection 5,  
16 paragraph "c", using the wind energy conversion property's net  
17 acquisition cost as the actual value of the property, and taxed  
18 at the levy rates applicable to industrial property in the  
19 taxing district where the property is located.

20 (2) The amount of property taxes due and payable on the wind  
21 energy conversion property for the applicable fiscal year.

22 b. The surcharge imposed under this subsection shall  
23 apply to all wind energy conversion property subject to  
24 special valuation under section 427B.26, whether such property  
25 commenced commercial operation before or after the effective  
26 date of this Act.

27 c. The surcharge amount due under this subsection for each  
28 fiscal year in which property taxes are due and payable on  
29 the wind energy conversion property shall be calculated by  
30 the county assessor of the county in which the wind energy  
31 conversion property is located.

32 d. The surcharge imposed under this subsection shall  
33 be assessed, billed, and collected by the county assessor  
34 and county treasurer of the county in which the wind energy  
35 conversion property is located, in the same manner and subject

1 to the same penalties, interest, and enforcement provisions  
2 as property taxes imposed on wind energy conversion property  
3 subject to special valuation under section 427B.26.

4 *e.* The proceeds of the surcharge imposed under this  
5 subsection shall be distributed as follows:

6 (1) Fifty percent shall be apportioned and paid by the  
7 county treasurer to the taxing authorities in the taxing  
8 district where the wind energy conversion property is located  
9 in the same proportions as property taxes due and payable  
10 are imposed for the same fiscal year. Such amounts shall be  
11 used by each recipient taxing authority to reduce the taxing  
12 authority's property tax dollars levied on all property in the  
13 succeeding fiscal year.

14 (2) Fifty percent shall be remitted by the county treasurer  
15 to the treasurer of state for deposit in the general fund of  
16 the state.

17 *f.* The surcharge imposed under this subsection is in  
18 addition to, and not in lieu of, any other tax, fee, or  
19 financial obligation imposed on wind energy conversion property  
20 or its owner or operator under any other provision of law.  
21 Payment of the surcharge shall not be credited against, or  
22 otherwise reduce, any other tax or financial obligation of the  
23 wind energy conversion property owner or operator.

24 *g.* The department of revenue shall, by January 1, 2028,  
25 and January 1 of each year thereafter, prepare and submit to  
26 the general assembly a report detailing, for the most recently  
27 completed fiscal year, the total amount of surcharges collected  
28 statewide; the amount distributed to each taxing authority in  
29 each county; the amount remitted to the general fund; and the  
30 estimated reduction in property tax levies achieved in each  
31 taxing district as the result of the surcharge.>

32 3. By renumbering, redesignating, and correcting internal  
33 references as necessary.

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