

April 1, 1969

HOUSE FILE 737

Placed on Calendar

*Pass as amended, Judiciary 1-13, adopted 1-14  
Sen. Judiciary 1-20, Pass 4-27*

By COMMITTEE ON JUDICIARY

Passed House, Date *1-15-70* Passed Senate, Date *1-30-70*

Vote: Ayes *106* Nays *2* Vote: Ayes *57* Nays *0*

Approved *2-12-70*

## A BILL FOR

- 1 An Act to legalize the hospital maintenance levy heretofore
- 2 made in the county of Humboldt.
- 3 WHEREAS, on November 5, 1946, an election was held in the
- 4 county of Humboldt on the proposition of building a county
- 5 hospital as follows:
- 6 "Shall the county of Humboldt establish, erect, equip and
- 7 maintain a county hospital in the city of Humboldt and procure
- 8 a site therefor and borrow money by issuance and sale of bonds
- 9 in the sum of \$100,000 to pay the cost of establishing, erect-
- 10 ing and equipping said hospital and procuring a site therefor
- 11 and levy a tax on all the taxable property within said county
- 12 at a rate not to exceed one-half mill on the dollar of the
- 13 taxable value in addition to all other taxes, year by year,
- 14 commencing with the current levies to pay said bonds, and the
- 15 interest thereon, until said bonds and the interest thereon
- 16 are completely paid." and
- 17 WHEREAS, the people of Humboldt did authorize said hospital
- 18 and the issuance of bonds and taxes to pay the principal and
- 19 interest thereon by a vote of 2355 "yes" to 917 "no"; and
- 20 WHEREAS, taxes were levied in the year 1947 and the years
- 21 following until the bonds were fully paid in the years 1963,
- 22 1964, 1965 and 1966; and
- 23 WHEREAS, the hospital was not built for insufficiency of
- 24 funds; and
- 25 WHEREAS, a donation of \$40,000 has been given to the county

1 of Humboldt conditioned on the building of said hospital; and  
2 WHEREAS, a maintenance levy for said hospital was made in  
3 the years 1967 and 1968 and said tax has accumulated the sum  
4 of \$45,673.03; and

5 WHEREAS, bids for said construction were called for on  
6 September 12, 1968; the contract let on September 13, 1968  
7 conditioned on completion within five hundred forty days after  
8 written notice to the contractor and said notice was given  
9 October 3, 1968; and

10 WHEREAS, said hospital is now under construction but doubts  
11 have arisen on the validity of the levy for maintenance before  
12 the construction of said hospital; and

13 WHEREAS, the levy was merely premature and not unnecessary  
14 since said fund will be needed at once upon completion of the  
15 hospital later this year; Now Therefore,

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

17 Section 1. The action of the county of Humboldt in levy-  
18 ing a tax for maintenance of a county hospital before comple-  
19 tion of said hospital is hereby legalized.

20 Section 2. The moneys received by the county of Humboldt  
21 from the proceeds of the aforesaid levy may be used by the  
22 county officers of said county in the future maintenance of  
23 said hospital.

24 Section 3. This Act being of immediate importance shall  
25 be in full force and effect after its publication in The  
26 Humboldt Republican, a newspaper published at Humboldt, Iowa,  
27 and The Laurens Sun, a newspaper published at Laurens, Iowa,  
28 without expense to the state.

- 1 Amend House File 737 as follows:  
2 1. On page 2 insert in line nineteen (19) after the word "legalized"  
3 the following:  
4 " , except that any taxpayer who applies to the Humboldt County  
5 treasurer before December 31, 1970, may obtain a refund of such tax  
6 paid by him for the year 1967.  
7 The Humboldt County treasurer shall publish once each week for two  
8 weeks, in all official newspapers of the county, a conspicuous notice  
9 addressed to all taxpayers, stating the millage rate to be refunded  
10 and the procedure to be followed by a taxpayer in order to receive  
11 his refund. The two publications shall be made before December 1,  
12 1970."  
13 2. On page two, insert in line twenty-one (21) after the word  
14 "levy" the words "and not refunded under the provisions of section one  
15 (1) of this Act".  
3. On page 2, by striking all of Section 3.

Filed - *adopted 1-15*  
January 13, 1970

COMMITTEE ON JUDICIARY  
William Hill, Chairman

- 1 Amend House File 737, page 2, by striking all of section 3.

Filed - *Withdrawn 1-15*  
April 10, 1969

KNIGHT of Humboldt

- 1 Amend House File 737 as follows:  
2 1. On page two (2) insert in line nineteen (19) after  
3 the word "legalized" the following:  
4 " , except that any taxpayer who applies to the Humboldt  
5 County treasurer before December 31, 1969, may obtain a re-  
6 fund of such tax paid by him for the year 1967.  
7 The Humboldt County treasurer shall publish once each  
8 week for four weeks, in all official newspapers of the county,  
9 a conspicuous notice addressed to all taxpayers, stating the  
10 millage rate to be refunded and the procedure to be followed  
11 by a taxpayer in order to receive his refund. The four publi-  
12 cations shall be made before December 1, 1969."  
13 2. On page two (2), insert in line twenty-one (21) after  
14 the word "levy" the words "and not refunded under the pro-  
15 visions of section one (1) of this Act".

Filed - *Withdrawn 1-15*  
April 28, 1969

GRAHAM of Ida-Sac

- 1 Amend the Graham amendment to House File 737 by striking  
2 from line 8 and line 11 the word "four" and inserting in lieu  
3 thereof the word "two."

Filed - *Withdrawn 1-15*  
May 20, 1969

HILL of Marshall  
GRAHAM of Ida-Sac