

JAN 11 1971

STATE GOVERNMENT

Pass 1-13
Senate State South 1-14, Pass per amendment 4/8

HOUSE FILE 14

By SHAW, DRAKE, and
FISHER of Greene
(Curran and Kennedy)

Passed House, Date 1-14-71 Passed Senate, Date 4-21-71

Vote: Ayes 21 Nays 7 Vote: Ayes 34 Nays 11

Approved 5-28-71

*Motion to reconsider filed 4/27, lost 5/6
Passed Senate as further amended
by House 5-20-71
aye 36 nays 8*

A BILL FOR

1 An Act relating to the leasing of property by the state conser-
2 vation commission.

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

4 Section 1. Section one hundred eleven point twenty-five
5 (111.25), Code 1971, is amended as follows:

6 111.25 LEASES. The commission may, with the approval of
7 the executive council, lease ~~for periods not exceeding five~~
8 ~~years such parts of the~~ property under its jurisdiction as ~~to~~
9 ~~it may seem advisable~~. All leases shall reserve to the public
10 of the state the right to enter upon the property leased for
11 any lawful purpose.

EXPLANATION

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13 This bill strikes the limitation that leases of property by
14 the conservation commission cannot exceed five years.

15 Governor's Economy Committee Report, Conservation Commis-
16 sion, recommendation #28.

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1 Amend House File 14 as follows:

2 1. Page 1, line 6, by striking the words ", with
3 the approval of the executive council," and inserting
4 in lieu thereof the words "~~7-with-the-approval-of-the~~
5 ~~executive-council~~, recommend that the executive council
6 il".

7 2. Page 1, line 8, by striking the word "its" and
8 inserting in lieu thereof the words "~~its~~ the commis-
9 sion's".

10 3. Page 1, line 11, by inserting after the word
11 "purpose." the following:

12 "The council may, if it approves the recommenda-
13 tion and the lease to be entered into is for five years
14 or less, execute the lease in behalf of the state and
15 commission. If the recommendation is for a lease in
16 excess of five years, the council shall advertise for
17 bids therefor as provided in section 19.20. If a bid
18 is accepted, the lease shall be let or executed by the
19 council as provided in section 19.21, except that the
20 lease shall be let or executed in accordance with the
21 most desirable bid. The lease shall not be executed
22 for a term longer than fifty years. Any such lease-
23 hold interest, including any improvements placed thereon,
24 shall be listed on the tax rolls as provided in chap-
25 ters 428 and 443; assessed and valued as provided in
Page 2

1 chapter 441; taxes levied thereon as provided in chap-
2 ter 444; collected as provided in chapter 445; and sub-
3 ject to tax sale, redemption, and apportionment of taxes
4 as provided in chapters 446, 447, and 448. It shall
5 be the duty of the lessee to discharge and pay all such
6 taxes."

Filed - Adopted 4/17
April 8, 1971

By COMMITTEE ON STATE GOVERNMENT
POTGETER, Chairman

Senatt

HOUSE AMENDMENT TO SENATE AMENDMENT
TO HOUSE FILE 14

1 Amend the Senate amendment to House File 14, line 14,
2 by inserting after the comma the words "with the
3 exception of agricultural lands specifically dealt with
4 in Article I, Section 24 of the Constitution of Iowa,".

Received from the House
May 18, 1971

Senate concurred 5/20

- 1 Amend Committee on State Government amendment to House
2 File 14 filed April 8, 1971, page 1, line 22 by striking the word
3 "fifty" and inserting in lieu thereof the word "twenty".

Filed and Lost
April 27, 1971

By MOWRY

Senators

- 1 Amend the committee amendment on State Government
2 filed April 8, 1971 to House File 14, page 1,
3 line 22 by striking the word "fifty" and inserting in lieu
4 thereof the word "twenty-five".

Filed and Lost
April 27, 1971

By VAN DRIE

Senators

SENATE AMENDMENT TO HOUSE FILE 14

- 1 Amend House File 14 as follows:
2 1. Page 1, line 6, by striking the words ", with the
3 approval of the executive council," and inserting in lieu
4 thereof the words "~~with the approval of the executive~~
5 ~~council~~; recommend that the executive council".
6 2. Page 1, line 8, by striking the word "its" and insert-
7 ing in lieu thereof the words "~~its~~ the commission's".
8 3. Page 1, line 11, by inserting after the word "purpose."
9 the following:
10 "The council may, if it approves the recommendation and
11 the lease to be entered into is for five years or less,
12 execute the lease in behalf of the state and commission.
13 If the recommendation is for a lease in excess of five
14 years, the council shall advertise for bids therefor as
15 provided in section 19.20. If a bid is accepted, the lease
16 shall be let or executed by the council as provided in
17 section 19.21, except that the lease shall be let or
18 executed in accordance with the most desirable bid. The
19 lease shall not be executed for a term longer than fifty
20 years. Any such leasehold interest, including any improve-
21 ments placed thereon, shall be listed on the tax rolls as
22 provided in chapters 428 and 443; assessed and valued as
23 provided in chapter 441; taxes levied thereon as provided
24 in chapter 444; collected as provided in chapter 445; and
25 subject to tax sale, redemption, and apportionment of taxes
26 as provided in chapters 446, 447, and 448. It shall be
27 the duty of the lessee to discharge and pay all such taxes."

Received from
the Senate.
May 6, 1971

*House concurred in
amendment as amended
5/17*