

FILED APR 30 1973

BY COMMITTEE ON WAYS AND MEANS

Ways & Means 5/7. Pass a/w H-766 6/13

Passed Senate, Date 5-4-73 (1106) Passed House, Date 6-15-73 (2004)
Vote: Ayes 46 Nays 0 Vote: Ayes 24 Nays 7
Approved 7-18-73
motion to reconsider filed, tabled 6-15 (2004)

A BILL FOR

1 An Act to provide for the assessment and taxation of the
2 property of municipally-owned electric utilities held
3 under joint ownership.

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

5 Section 1. Section four hundred twenty-seven point one
6 (427.1), subsection two (2), Code 1973, is amended to read
7 as follows:

8 2. MUNICIPAL AND MILITARY PROPERTY. The property of a
9 county, township, city, town, school corporation, levee dis-
10 trict, drainage district or military company of the state of
11 Iowa, when devoted to public use and not held for pecuniary
12 profit except property of a municipally-owned electric util-
13 ity held under joint ownership which shall be subject to as-
14 essment and taxation under provisions of chapters four hun-
15 dred twenty-eight (428) and four hundred thirty-seven (437)
16 of the Code.

EXPLANATION

17
18 This bill provides that all property of a municipally-
19 owned electric utility which is held under joint ownership
20 shall be subject to taxation.

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H-774

1 Amend Senate File 516 as passed by the Senate, as
2 follows:

3 1. Page 1, by inserting after line 16 the follow-
4 ing:

5 Sec. _____. Section four hundred forty-two point
6 two (442.2), Code 1973, is amended by adding the
7 following new unnumbered paragraph:

8 NEW UNNUMBERED PARAGRAPH. In determining the
9 assessed valuation of all taxable property in a dis-
10 trict, the state comptroller shall include in the total
11 assessed valuation of the district for the purpose
12 of computing state school foundation aid, the assessed
13 valuation of the property of municipally-owned elec-
14 tric utilities in the district not subject to
15 assessment under chapters four hundred twenty-eight
16 (428) or four hundred thirty-seven (437) of the Code.
17 The director of revenue shall certify to each county
18 auditor and each school district the assessed valua-
19 tion of the property of municipally-owned
20 electric utilities not subject to assessment under
21 chapters four hundred twenty-eight (428) or four
22 hundred thirty-seven (437) of the Code in each dis-
23 trict, as determined by using the assessed value per
24 dollar of gross operating revenue of investor-owned elec-
25 tric utilities located in the state of Iowa and applying
26 this assessed value to the gross operating revenue of
27 the municipally-owned utilities. The state comptrol-
28 ler shall compute the foundation property tax and the
29 additional school district property tax on the assessed
30 valuation of all taxable property in the district
31 including the assessed valuation of municipally-owned
32 utility property assessed under this section, and all
33 school taxes, including those levied for the school
34 general fund and those levied for the schoolhouse
35 fund, shall be levied against such municipally-owned
36 utility property.

37 2. Page 1, line 3, by inserting before the period
38 the words "and for the assessment and levy of school
39 taxes against municipally-owned electric utilities".

H-774 Filed - *withdrawn 6/15*
June 13, 1973

By SCHROEDER of Pottawattamie

H-766

1 Amend Senate File 516, as passed by the Senate, by
2 striking lines 12 through 16 and inserting in lieu
3 thereof the following:

4 profit. However, if an electric power generating
5 plant is jointly owned by one or more cities and by
6 one or more privately-owned utility companies or
7 electric cooperatives, each city's ownership interest
8 in the electric power generating plant shall be sub-
9 ject to assessment and taxation under the provisions
10 of chapter four hundred twenty-eight (428) of the
11 Code. An electric power generating plant entirely
12 owned by one or more cities shall not be taxed.

H-766 Filed - *6/15*
June 13, 1973

By COMMITTEE ON APPROPRIATIONS
GRASSLEY of Butler, Chairman

H-772

1 Amend Senate File 516, as passed by the Senate,
2 page 1, line 12, by inserting after the word "of"
3 the words "a municipally-owned electric utility or"

H-772 Filed - *with drawn 6/15*
June 13, 1973

By SCHROEDER of Pottawattamie
BYERLY of Polk

H-784

1 Amend the Committee on Ways and Means amendment,
2 H-766, to Senate File 516, as passed by the Senate,
3 by striking from line 12 the word "not".

H-784 - *Adopted 6-15*
June 14, 1973

By SCHROEDER of Pottawattamie

H-809

1 Amend the Committee on Ways and Means amendment
2 H-766 to Senate File 516 as passed by the Senate, by
3 striking all after the period in line 11 and inserting
4 in lieu thereof the words "An electric power
5 generating plant, construction of which has been
6 commenced after December 31, 1972, and which is
7 entirely owned by two or more cities, shall be taxed."

H-809 Filed and lost
June 15, 1973

By BRUNOW of Appanoose