

Ways and Means 3/24 2000 5/4 (p. 1373)

HOUSE FILE 385

Ways and Means
Readinger, Chairperson
E. Hill
Hultman
Palmer
Van Gilst

HOUSE FILE 385

By COMMITTEE ON WAYS AND MEANS
(Formerly Study Bill 117B)

Passed House, Date 3-21-77 (p. 417) Passed Senate, Date 5-6-77 (p. 1372)

Vote: Ayes 69 Nays 16 Vote: Ayes 39 Nays 2

Approved 7/11/77

A BILL FOR

1 An Act to provide that Iowa urban transit systems be
2 exempted from the tax imposed on motor fuel and special
3 fuels and making the Act retroactive.

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

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1 Section 1. Section three hundred twenty-four point three
2 (324.3), Code 1977, is amended by adding the following new
3 subsection:

4 NEW SUBSECTION. Motor fuel used in the operation of an
5 Iowa urban transit system. Any fuel sold to an Iowa urban
6 transit system which is used for any purpose other than as
7 specified in section three (3) of this Act shall not be exempt
8 from the tax.

9 Sec. 2. Section three hundred twenty-four point thirty-
10 five (324.35), Code 1977, is amended by adding the following
11 new unnumbered paragraph:

12 NEW UNNUMBERED PARAGRAPH. No tax is imposed under this
13 division on special fuel used in the operation of an Iowa
14 urban transit system, except that any special fuel sold to
15 an Iowa urban transit system which is used for any purpose
16 other than as specified in section three (3) of this Act shall
17 not be exempt from the tax.

18 Sec. 3. Section three hundred twenty-four point fifty-
19 seven (324.57), Code 1977, is amended by adding the following
20 new subsection:

21 NEW SUBSECTION. An "Iowa urban transit system" is a system
22 whereby motor buses are operated primarily upon the streets
23 of cities for the transportation of passengers for an
24 established fare and which accepts passengers who present
25 themselves for transportation without discrimination up to
26 the limit of the capacity of each motor bus. Privately-
27 chartered bus services, motor carriers and interurban car-
28 riers subject to the jurisdiction of the Iowa department of
29 transportation, school bus services and taxicabs shall not
30 be construed to be an urban transit system nor a part of any
31 such system.

32 Sec. 4. The provisions of this Act are retroactive to
33 July 1, 1975 for motor fuel and special fuel purchased by
34 an Iowa urban transit system and to this extent the provisions
35 of this Act are retroactive.

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EXPLANATION

The bill provides a motor fuel tax and special fuel tax exemption for Iowa urban transit systems. Further, an Iowa urban transit system is defined for purposes of the exemption.

LSB 710H
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HOUSE FILE 385

AN ACT

TO PROVIDE THAT IOWA URBAN TRANSIT SYSTEMS BE EXEMPTED FROM THE TAX IMPOSED ON MOTOR FUEL AND SPECIAL FUELS AND MAKING THE ACT RETROACTIVE.

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

Section 1. Section three hundred twenty-four point three (324.3), Code 1977, is amended by adding the following new subsection:

NEW SUBSECTION. Motor fuel used in the operation of an Iowa urban transit system. Any fuel sold to an Iowa urban transit system which is used for any purpose other than as specified in section three (3) of this Act shall not be exempt from the tax.

Sec. 2. Section three hundred twenty-four point thirty-five (324.35), Code 1977, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. No tax is imposed under this division on special fuel used in the operation of an Iowa urban transit system, except that any special fuel sold to an Iowa urban transit system which is used for any purpose other than as specified in section three (3) of this Act shall not be exempt from the tax.

Sec. 3. Section three hundred twenty-four point fifty-seven (324.57), Code 1977, is amended by adding the following new subsection:

NEW SUBSECTION. An "Iowa urban transit system" is a system whereby motor buses are operated primarily upon the streets of cities for the transportation of passengers for an established fare and which accepts passengers who present themselves for transportation without discrimination up to the limit of the capacity of each motor bus. Privately-chartered bus services, motor carriers and interurban carriers subject to the jurisdiction of the Iowa department of

transportation, school bus services and taxicabs shall not be construed to be an urban transit system nor a part of any such system.

Sec. 4. The provisions of this Act are retroactive to July 1, 1975 for motor fuel and special fuel purchased by an Iowa urban transit system and to this extent the provisions of this Act are retroactive.

DALE M. COCHRAN
Speaker of the House

ARTHUR A. NEU
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 385, Sixty-seventh General Assembly.

DAVID L. WRAY
Chief Clerk of the House

Approved July 11, 1977

ROBERT D. RAY
Governor