

Cities: Clements, Chair; Shull and O'Kane.

Do Pass: **JAN 27 1982**  
3/2 (p. 579)

HOUSE FILE 2173

BY CLEMENTS

**CITIES**  
HOUSE FILE 2173 2/12  
Do Pass 3/22 (p. 865)  
State Government  
Schwengel, Chair  
Briles  
Palmer

Passed House, Date 3-9-82 (p. 729) Passed Senate, Date 4-2-82 (p. 1001)

Vote: Ayes 93 Nays 2 Vote: Ayes 42 Nays 5

Approved April 19, 1982

# A BILL FOR

1 An Act relating to the projects for which industrial revenue  
2 bonds may be issued under chapter 419 by including land,  
3 buildings, or improvements for the use of any housing  
4 unit or complex for the elderly or handicapped.

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

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1 Section 1. Section 419.1, subsection 2, Code 1981, as  
2 amended by Acts of the Sixty-ninth General Assembly, 1981  
3 Session, chapter 130, section 1, is amended to read as follows:  
4 2. "Project" means all or any part of, or any interest  
5 in, (a) any land, buildings or improvements, whether or not  
6 in existence at the time of issuance of the bonds issued under  
7 authority of this chapter, which ~~shall be~~ are suitable for  
8 the use of any voluntary nonprofit hospital, clinic or health  
9 care facility as defined in section 135C.1, subsection 4,  
10 or of one or more physicians for an office building to be  
11 used exclusively by professional health care providers,  
12 including appropriate ancillary facilities, or of any private  
13 college or university, or any state institution governed under  
14 chapter 262 whether for the establishment or maintenance of  
15 such college or university, or of any industry or industries  
16 for the manufacturing, processing or assembling of any  
17 agricultural or manufactured products, even though such  
18 processed products may require further treatment before  
19 delivery to the ultimate consumer, or of any commercial  
20 enterprise engaged in storing, warehousing or distributing  
21 products of agriculture, mining or industry including but  
22 not limited to barge facilities and river-front improvements  
23 useful and convenient for the handling and storage of goods  
24 and products, or of a national, regional or divisional  
25 headquarters facility of a company that does multistate  
26 business, or of a telephone company, or of a beginning  
27 businessperson for any purpose, or of any commercial amusement  
28 or theme park, or of any housing unit or complex for the  
29 elderly or handicapped, or (b) pollution control facilities  
30 which shall be suitable for use by any industry, commercial  
31 enterprise or utility. "Pollution control facilities" means  
32 any land, buildings, structures, equipment, pipes, pumps,  
33 dams, reservoirs, improvements, or other facilities useful  
34 for the purpose of reducing, preventing, or eliminating  
35 pollution of the water or air by reason of the operations

1 of any industry, commercial enterprise or utility or for the  
2 disposal, including without limitation recycling, of solid  
3 waste. "Improve", "improving" and "improvements" shall embrace  
4 include any real property, personal property or mixed property  
5 of any and every kind that can be used or that will be useful  
6 in connection with a project, including, without limiting  
7 the generality of the foregoing, rights of way, roads, streets,  
8 sidings, trackage, foundations, tanks, structures, pipes,  
9 pipelines, reservoirs, utilities, materials, equipment,  
10 fixtures, machinery, furniture, furnishings, improvements,  
11 instrumentalities and other real, personal or mixed property  
12 of every kind, whether above or below ground level.

13 EXPLANATION

14 The bill allows cities and counties to issue revenue bonds  
15 under chapter 419 for the purpose of acquiring land, buildings,  
16 or improvements for the use of any housing unit or complex  
17 for the elderly or handicapped.

18 The bill takes effect July 1 following enactment.

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HOUSE FILE 2173

AN ACT

RELATING TO THE PROJECTS FOR WHICH INDUSTRIAL REVENUE BONDS MAY BE ISSUED UNDER CHAPTER 419 BY INCLUDING LAND, BUILDINGS, OR IMPROVEMENTS FOR THE USE OF ANY HOUSING UNIT OR COMPLEX FOR THE ELDERLY OR HANDICAPPED.

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

Section 1. Section 419.1, subsection 2, Code 1981, as amended by Acts of the Sixty-ninth General Assembly, 1981 Session, chapter 130, section 1, is amended to read as follows:

2. "Project" means all or any part of, or any interest in, (a) any land, buildings or improvements, whether or not in existence at the time of issuance of the bonds issued under authority of this chapter, which ~~shall be~~ are suitable for the use of any voluntary nonprofit hospital, clinic or health care facility as defined in section 135C.1, subsection 4, or of one or more physicians for an office building to be

used exclusively by professional health care providers, including appropriate ancillary facilities, or of any private college or university, or any state institution governed under chapter 262 whether for the establishment or maintenance of such college or university, or of any industry or industries for the manufacturing, processing or assembling of any agricultural or manufactured products, even though such processed products may require further treatment before delivery to the ultimate consumer, or of any commercial enterprise engaged in storing, warehousing or distributing products of agriculture, mining or industry including but not limited to barge facilities and river-front improvements useful and convenient for the handling and storage of goods and products, or of a national, regional or divisional headquarters facility of a company that does multistate business, or of a telephone company, or of a beginning businessperson for any purpose, or of any commercial amusement or theme park, or of any housing unit or complex for the elderly or handicapped, or (b) pollution control facilities which shall be suitable for use by any industry, commercial enterprise or utility. "Pollution control facilities" means any land, buildings, structures, equipment, pipes, pumps, dams, reservoirs, improvements, or other facilities useful for the purpose of reducing, preventing, or eliminating pollution of the water or air by reason of the operations of any industry, commercial enterprise or utility or for the disposal, including without limitation recycling, of solid waste. "Improve", "improving" and "improvements" shall embrace include any real property, personal property or mixed property of any and every kind that can be used or that will be useful in connection with a project, including, without limiting the generality of the foregoing, rights of way, roads, streets, sidings, trackage, foundations, tanks, structures, pipes, pipelines, reservoirs, utilities, materials, equipment,

fixtures, machinery, furniture, furnishings, improvements, instrumentalities and other real, personal or mixed property of every kind, whether above or below ground level.

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DELWYN STROMER  
Speaker of the House

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TERRY E. BRANSTAD  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2173, Sixty-ninth General Assembly.

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ELIZABETH A. ISAACSON  
Chief Clerk of the House

Approved 4/19, 1982

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ROBERT D. RAY  
Governor