

Finance: Doderer, Chair; Halvorson of Webster and Hanson.

Do Pass 4/18/83

APR 14 1983

HOUSE FILE 622

See Ways Means 4/21/83

BY COMMITTEE ON WAYS AND MEANS

FINANCE *Do Pass 5/2/83 (p. 1478)*

(Formerly House File 455)

Passed House, Date 4-21-83 (p. 1500) Passed Senate, Date 5-4-83 (p. 1530)

Vote: Ayes 97 Nays 0 Vote: Ayes 47 Nays 0

Approved May 23, 1983

A BILL FOR

1 An Act relating to the prepayment of special assessment
2 installments.

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

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HF 622

1 Section 1. Section 384.60, subsection 5, Code 1983, is
2 amended to read as follows:

3 5. Direct the clerk to certify the final schedule to the
4 treasurer of the county or counties in which the assessed
5 property is located, and to publish notice of the schedule
6 once each week for two consecutive weeks in the manner provided
7 in section 362.3, the first publication of which shall be
8 not more than fifteen days from the date of filing of the
9 final schedule.

10 PARAGRAPH DIVIDED. On or before the second publication
11 of the notice, the clerk shall send by certified mail to each
12 property owner whose property is subject to assessment for
13 the improvement, as shown by the records in the office of
14 the county auditor, a copy of the notice. The notice shall
15 also include a statement in substance that assessments may
16 be paid in full or in part without interest within thirty
17 days after the date of ~~certification~~ the first notice of the
18 final assessment schedule, and thereafter all unpaid special
19 assessments bear interest at the rate specified by the ~~board~~
20 council, but not exceeding that permitted by chapter 74A,
21 computed to the December 1 next following the due dates of
22 the respective installments as provided in section 384.65,
23 subsection 3, and each installment will be delinquent on
24 September 30 following its due date, and will draw additionally
25 the same delinquent interest and the same penalties as ordinary
26 taxes. The notice shall also state substantially that property
27 owners may elect to pay any installment semiannually in
28 advance. If a property is shown by the records to be in the
29 name of more than one owner at the same mailing address, a
30 single notice may be mailed to all owners at that address.
31 Failure to receive a mailed notice is not a defense to the
32 special assessment.

33 Sec. 2. Section 384.65, subsection 3, Code 1983, is amended
34 to read as follows:

35 3. All future installments of an assessment may be paid

1 on any date by payment of the then outstanding balance, plus
2 interest to the next December 1 ~~following-the-due-date-of~~
3 ~~the-next-maturing-installment.~~

4 EXPLANATION

5 This bill provides that special assessment installments
6 may be prepaid by paying the outstanding balance plus interest
7 computed to the next December 1.

8 This bill takes effect July 1 following its enactment.

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HOUSE FILE 622

AN ACT
RELATING TO THE PREPAYMENT OF SPECIAL ASSESSMENT INSTALLMENTS.

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

Section 1. Section 384.60, subsection 5, Code 1983, is amended to read as follows:

5. Direct the clerk to certify the final schedule to the treasurer of the county or counties in which the assessed property is located, and to publish notice of the schedule once each week for two consecutive weeks in the manner provided in section 362.3, the first publication of which shall be not more than fifteen days from the date of filing of the final schedule.

PARAGRAPH DIVIDED. On or before the second publication of the notice, the clerk shall send by certified mail to each property owner whose property is subject to assessment for the improvement, as shown by the records in the office of the county auditor, a copy of the notice. The notice shall also include a statement in substance that assessments may be paid in full or in part without interest within thirty days after the date of ~~certification~~ the first notice of the final assessment schedule, and thereafter all unpaid special assessments bear interest at the rate specified by the ~~board~~ council, but not exceeding that permitted by chapter 74A, computed to the December 1 next following the due dates of the respective installments as provided in section 384.65, subsection 3, and each installment will be delinquent on September 30 following its due date, and will draw additionally the same delinquent interest and the same penalties as ordinary taxes. The notice shall also state substantially that property owners may elect to pay any installment semiannually in

advance. If a property is shown by the records to be in the name of more than one owner at the same mailing address, a single notice may be mailed to all owners at that address. Failure to receive a mailed notice is not a defense to the special assessment.

Sec. 2. Section 384.65, subsection 3, Code 1983, is amended to read as follows:

3. All future installments of an assessment may be paid on any date by payment of the then outstanding balance, plus interest to the next December 1 ~~following the due date of the next maturing installment.~~

.....
DONALD D. AVENSON
Speaker of the House

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ROBERT T. ANDERSON
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 622, Seventieth General Assembly.

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JOSEPH O'HERN
Chief Clerk of the House

Approved *May 23*, 1983

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TERRY E. BRANSTAD
Governor

H.F. 622