

APR 2 1993

WAYS & MEANS CALENDAR

*See
Development*

HOUSE FILE 656
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HSB 290)

Passed House, ^(P.1412) Date 4/19/93 Passed Senate, ^(P.1468) Date 4/29/93
Vote: Ayes 98 Nays 0 Vote: Ayes 44 Nays 2
Approved May 11, 1993

A BILL FOR

1 An Act relating to exempting methane gas conversion property from
2 taxation.

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

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HF 656

1 section 1. Section 427.1, Code 1993, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 45. METHANE GAS CONVERSION. Methane gas
4 conversion property shall be exempt from taxation.

5 For purposes of this subsection, "methane gas conversion
6 property" means personal property, real property, and
7 improvements to real property, and machinery, equipment, and
8 computers assessed as real property pursuant to section
9 427A.1, subsection 1, paragraphs "e" and "j", used in an
10 operation connected with a publicly owned sanitary landfill to
11 collect methane gas or other gases produced as a byproduct of
12 waste decomposition and to convert the gas to electricity.

13 If the property used to convert the gas to electricity also
14 burns another fuel, the exemption shall apply to that portion
15 of the value of such property which equals the ratio that its
16 use of methane gas bears to total fuel consumed.

17 EXPLANATION

18 This bill provides that a city council or county board of
19 supervisors may exempt from property taxation property
20 involved in the conversion of methane gas or other gases,
21 produced as a byproduct of the decomposition of waste in an
22 operation connected with a public sanitary landfill, into
23 electricity. The bill also provides that the exemption
24 applies proportionally to property burning methane and another
25 fuel.

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4/20/93 Senate - W. S. Means
4/28/93 Senate - D. O. Papp

HOUSE FILE 656
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HSB 290)

(As Amended and Passed by the House April 19, 1993)

Passed House, ^(p. 1412) Date 4/19/93 Passed Senate, ^(p. 1468) Date 4/29/93
Vote: Ayes 98 Nays 0 Vote: Ayes 44 Nays 2
Approved May 11, 1993

A BILL FOR

1 An Act relating to exempting methane gas conversion property from
2 taxation.

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

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House Amendments _____

1 Section 1. Section 427.1, Code 1993, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 43. METHANE GAS CONVERSION. Methane gas
4 conversion property shall be exempt from taxation.

5 For purposes of this subsection, "methane gas conversion
6 property" means personal property, real property, and
7 improvements to real property, and machinery, equipment, and
8 computers assessed as real property pursuant to section
9 427A.1, subsection 1, paragraphs "e" and "j", used in an
10 operation connected with a publicly owned sanitary landfill to
11 collect methane gas or other gases produced as a byproduct of
12 waste decomposition and to convert the gas to energy.

13 If the property used to convert the gas to energy also
14 burns another fuel, the exemption shall apply to that portion
15 of the value of such property which equals the ratio that its
16 use of methane gas bears to total fuel consumed.

17 Application for this exemption shall be filed with the
18 assessing authority not later than February 1 of each year for
19 which the exemption is requested on forms provided by the
20 department of revenue and finance. The application shall
21 describe and locate the specific methane gas conversion
22 property to be exempted. If the property consuming methane
23 gas also consumes another fuel, the first year application
24 shall contain a statement to that effect and shall identify
25 the other fuel and estimate the ratio that the methane gas
26 consumed bears to the total fuel consumed. Subsequent year
27 applications shall identify the actual ratio for the previous
28 year which ratio shall be used to calculate the exemption for
29 that assessment year.

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HOUSE FILE 656

H-3812

1 Amend House File 656 as follows:

2 1. Page 1, line 12, by striking the word
3 "electricity" and inserting the following: "energy".

4 2. Page 1, line 13, by striking the word
5 "electricity" and inserting the following: "energy".

6 3. Page 1, by inserting after line 16, the
7 following:

8 "Application for this exemption shall be filed with
9 the assessing authority not later than February 1 of
10 each year for which the exemption is requested on
11 forms provided by the department of revenue and
12 finance. The application shall describe and locate
13 the specific methane gas conversion property to be
14 exempted. If the property consuming methane gas also
15 consumes another fuel, the first year application
16 shall contain a statement to that effect and shall
17 identify the other fuel and estimate the ratio that
18 the methane gas consumed bears to the total fuel
19 consumed. Subsequent year applications shall identify
20 the actual ratio for the previous year which ratio
21 shall be used to calculate the exemption for that
22 assessment year."

Adopted 4/19/93

By GREIG of Emmet
CARPENTER of Polk
HALVORSON of Clayton

H-3812 FILED APRIL 8, 1993

HOUSE FILE 656

H-3787

1 Amend House File 656 as follows:

2 1. Page 1, line 12, by striking the word
3 "electricity" and inserting the following: "energy".

4 2. Page 1, line 13, by striking the word
5 "electricity" and inserting the following: "energy".

6 3. Page 1, by inserting after line 16, the
7 following:

8 "Application for this exemption shall be filed with
9 the assessing authority not later than February 1 of
10 the first year for which the exemption is requested on
11 forms provided by the department of revenue and
12 finance. The application shall describe and locate
13 the specific methane gas conversion property to be
14 exempted. If the property consuming methane gas also
15 consumes another fuel, the application shall contain a
16 statement to that effect and shall identify the other
17 fuel and estimate the ratio that the methane gas
18 consumed bears to the total fuel consumed."

By GREIG of Emmet
CARPENTER of Polk
HALVORSON of Clayton

H-3787 FILED APRIL 7, 1993

Withdrawn
4-19-93

Halvorson, Chair
Carpenter
Gill
Larson
Esterberg

NSB 290

WAYS AND MEANS

HOUSE FILE

656

BY (PROPOSED COMMITTEE ON
WAYS AND MEANS BILL BY
CHAIRPERSON HANSON of
DELAWARE)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to exempting methane gas conversion property from
2 taxation.

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

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1 Section 1. Section 427.1, Code 1993, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 43. METHANE GAS CONVERSION. Methane gas
4 conversion property shall be exempt from taxation upon
5 approval of the exemption by the city in which the property is
6 located or by the county if the property is located in an
7 unincorporated area of the county.

8 For purposes of this subsection, "methane gas conversion
9 property" means personal property, real property, and
10 improvements to real property, and machinery, equipment, and
11 computers assessed as real property pursuant to section
12 427A.1, subsection 1, paragraphs "e" and "j", used as part of
13 an operation located on public land or involved in an
14 operation connected with a sanitary landfill owned or operated
15 by a city or county to collect methane gas or other gases
16 produced as a byproduct of waste decomposition and to convert
17 the gas to electricity.

18 EXPLANATION

19 This bill provides that a city council or county board of
20 supervisors may exempt from property taxation property
21 involved in the conversion of methane gas, produced as a
22 byproduct of the decomposition of waste in a public sanitary
23 landfill, into electricity.

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HOUSE FILE 656

year which ratio shall be used to calculate the exemption for that assessment year.

AN ACT

RELATING TO EXEMPTING METHANE GAS CONVERSION PROPERTY FROM TAXATION.

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

Section 1. Section 427.1, Code 1993, is amended by adding the following new subsection:

NEW SUBSECTION. 43. METHANE GAS CONVERSION. Methane gas conversion property shall be exempt from taxation.

For purposes of this subsection, "methane gas conversion property" means personal property, real property, and improvements to real property, and machinery, equipment, and computers assessed as real property pursuant to section 427A.1, subsection 1, paragraphs "e" and "j", used in an operation connected with a publicly owned sanitary landfill to collect methane gas or other gases produced as a byproduct of waste decomposition and to convert the gas to energy.

If the property used to convert the gas to energy also burns another fuel, the exemption shall apply to that portion of the value of such property which equals the ratio that its use of methane gas bears to total fuel consumed.

Application for this exemption shall be filed with the assessing authority not later than February 1 of each year for which the exemption is requested on forms provided by the department of revenue and finance. The application shall describe and locate the specific methane gas conversion property to be exempted. If the property consuming methane gas also consumes another fuel, the first year application shall contain a statement to that effect and shall identify the other fuel and estimate the ratio that the methane gas consumed bears to the total fuel consumed. Subsequent year applications shall identify the actual ratio for the previous

HAROLD VAN HAANEN
Speaker of the House

LEONARD L. BOSWELL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 656, Seventy-fifth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved May 11, 1993

TERRY E. BRANSTAD
Governor