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SENATE FILE 2118
BY BOLKCOM and FINK

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

A BILL FOR

1 An Act establishing a center for community development planning
2 and providing for fees, and an appropriation.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 2118
SMALL BUS., ECON. DEV. & TOUR.

1 Section 1. NEW SECTION. 263.21 DEFINITIONS.

2 As used in this section:

3 1. "Center" means the center for community development
4 planning established pursuant to section 263.22.

5 2. "Community" means a county or city.

6 3. "Council" means the community development planning
7 council established pursuant to section 261.23.

8 4. "Executive director" means the executive director of
9 the center as provided in section 263.22.

10 5. "University" means the university of Iowa.

11 Sec. 2. NEW SECTION. 263.22 ESTABLISHMENT OF CENTER --
12 PURPOSE -- EXECUTIVE DIRECTOR.

13 1. The center for community development planning is
14 established at the university. The purpose of the center is
15 to assist communities in planning for development.

16 2. The center shall be administered by an executive
17 director appointed by the president of the university. The
18 director shall employ necessary staff. The director and staff
19 shall be employees of the university.

20 Sec. 3. NEW SECTION. 263.23 COMMUNITY DEVELOPMENT
21 PLANNING COUNCIL.

22 1. A community development planning council is established
23 which shall advise the executive director in carrying out the
24 purpose of the center.

25 2. The council shall be composed of seven individuals,
26 appointed by the president of the university, who shall be
27 knowledgeable about community development issues, including
28 persons with expertise in areas related to economic
29 development, land use planning, transportation, soil
30 conservation, and local government.

31 3. The terms of the members of the council shall begin and
32 end as provided in section 69.19. The terms shall be for four
33 years and shall be staggered as determined by the president of
34 the university. Members who are not employed by the state or
35 a political subdivision shall be reimbursed for actual and

1 necessary expenses incurred while engaged in their official
2 duties. However, a member shall not be entitled to per diem
3 compensation as authorized under section 7E.6.

4 Sec. 4. NEW SECTION. 263.24 COMMUNITY PLANNING
5 ASSISTANCE.

6 1. The center shall assist communities in making planning
7 decisions, including planning decisions relating to all of the
8 following:

9 a. The classification of land based on use, including
10 agricultural, commercial, industrial, residential,
11 recreational, cultural, and historic uses.

12 b. The manner in which development occurs, including by
13 incorporation, discontinuation, annexation, severance, and
14 consolidation. The center shall assist two or more
15 communities in cooperating with one another to develop or
16 preserve areas of common interest.

17 c. The provision of public benefits and services in areas
18 being developed or in areas planned for development, including
19 but not limited to the construction and maintenance of
20 infrastructure, such as transportation systems and public
21 utilities; the construction of public buildings, such as
22 schools; and the delivery of services, such as fire protection
23 and suppression, law enforcement, and the collection and
24 disposal of refuse.

25 d. Fiscal impacts resulting from development. The center
26 shall provide economic models in order to evaluate development
27 strategies.

28 e. The impact of development on the natural environment,
29 business expansion, and housing.

30 2. The center shall provide technical and outreach support
31 to communities, including but not limited to providing
32 information and advice. The center shall provide assistance
33 to communities in adopting comprehensive plans, zoning
34 regulations, and sustainable development policies.

35 3. The center shall cooperate with private organizations

1 and governmental entities, including but not limited to other
2 regents institutions; the state department of transportation;
3 the department of natural resources; and regional development
4 authorities, such as a council of governments established
5 pursuant to chapter 28H or a joint planning commission
6 established pursuant to chapter 28I.

7 Sec. 5. NEW SECTION. 263.25 COMMUNITY DEVELOPMENT
8 PLANNING CENTER FUND.

9 1. A community development planning center fund is created
10 in the state treasury under the control of the executive
11 director. The fund is composed of fees paid to the department
12 of revenue and finance which have been collected by county
13 auditors for deposit into the fund pursuant to section
14 331.507. The fund may include moneys appropriated by the
15 general assembly and other moneys available to and obtained or
16 accepted by the center.

17 2. Moneys in the fund are appropriated to carry out the
18 functions of the center as provided in this chapter, including
19 the payment of salaries and benefits to the executive director
20 and other staff. Moneys in the fund are subject to an annual
21 audit by the auditor of state. The fund is subject to
22 warrants issued by the director of revenue and finance, drawn
23 upon the written requisition of the executive director.

24 3. Section 8.33 does not apply to moneys in the fund.
25 Notwithstanding section 12C.7, income or earnings derived from
26 the investment of moneys in the fund shall be credited to the
27 fund.

28 Sec. 6. Section 331.507, subsection 2, unnumbered
29 paragraph 1, Code 1999, is amended to read as follows:

30 The auditor ~~is-entitled-to~~ shall collect the following
31 fees:

32 Sec. 7. Section 331.507, subsection 2, paragraph a,
33 unnumbered paragraph 1, Code 1999, is amended to read as
34 follows:

35 For a transfer of property made in the transfer records,

1 five eight dollars for each separate parcel of real estate
2 described in a deed, or transfer of title certified by the
3 clerk of the district court. However, the fee shall not
4 exceed fifty fifty-three dollars for a transfer of property
5 which is described in one instrument of transfer.

6 Sec. 8. Section 331.507, subsection 3, Code 1999, is
7 amended to read as follows:

8 3. Fees collected ~~or-received~~ by the auditor under this
9 section shall be accounted for and paid as follows:

10 a. The first five dollars collected under this section for
11 each separate parcel of real estate, up to fifty dollars for
12 transfers of property described in one instrument shall be
13 paid into the county treasury as provided in section 331.902.

14 b. The remaining moneys collected under this section shall
15 be paid to the department of revenue and finance on a monthly
16 basis for deposit in the community development planning center
17 fund created in section 263.25.

18 EXPLANATION

19 This bill establishes the center for community development
20 planning as part of the university of Iowa. According to the
21 bill, the purpose of the center is to assist communities,
22 including counties and cities, in planning for community
23 development. The bill provides for an executive director to
24 administer the center and a council to advise the executive
25 director.

26 The bill provides that the center is required to assist
27 communities in making planning decisions, including planning
28 decisions relating to the classification of land based on use;
29 the manner in which development occurs; the provision of
30 public benefits and services; fiscal impacts; and the impact
31 of development on the natural environment, business expansion,
32 and housing.

33 The bill requires the center to provide technical and
34 outreach support to communities, including but not limited to
35 providing information and advice. The bill requires the

1 center to cooperate with private organizations and
2 governmental entities.

3 The bill increases the fees required to be collected by
4 county auditors for the transfer of real estate documents such
5 as deeds from \$5 to \$8. The additional fees are to be paid to
6 the department of revenue and finance for deposit into a
7 community development planning center fund established under
8 the bill. Moneys in the fund are appropriated to support the
9 activities of the center.

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