FEB 17 2004 WAYS AND MEANS

HOUSE FILE 2283 BY THOMAS

Passed	House,	Date		Passed	Senate,	Date _	
Vote:	Ayes		Nays	Vote:	Ayes _	Nays	
	A	pprov	red	_			

A BILL FOR														
1	An	Act	re	lati	ng t	o th	ne allow	ance of	and i	reimh	ourseme	ent	for the	
2		elderly and disabled property tax credits and increasing												
3		appropriations previously reduced and including an effective												
4		date.												
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- 1 Section 1. ELDERLY AND DISABLED TAX CREDIT.
- 2 1. 2003 Iowa Acts, chapter 179, section 12, is repealed.
- 3 2. Additional funds available from the appropriation in
- 4 section 425.39, as a result of subsection 1, shall be used to
- 5 reimburse all counties for elderly and disabled tax credits
- 6 allowed pursuant to section 425.23. The department of revenue
- 7 shall determine an additional reimbursement percentage by
- 8 dividing the amount of additional funds available by the total
- 9 statewide claims reimbursed by the department.
- 10 3. The department shall reimburse to each county that
- ll granted to the taxpayers the maximum allowable elderly and
- 12 disabled tax credit pursuant to section 425.23, the amount of
- 13 the additional reimbursement percentage for each credit
- 14 granted. Payments made pursuant to this subsection shall not
- 15 be made sooner than March 15, 2004.
- 16 4. Each county that did not grant the maximum elderly and
- 17 disabled tax credit allowed pursuant to section 425.23 to each
- 18 taxpayer shall grant a carryover elderly and disabled tax
- 19 credit. The carryover elderly and disabled tax credit shall
- 20 apply against taxes due and payable in the fiscal year
- 21 beginning July 1, 2004, to each property that was granted the
- 22 elderly and disabled tax credit for taxes due and payable in
- 23 the fiscal year beginning July 1, 2003. The carryover credit
- 24 shall be granted whether the property or taxpayer continues to
- 25 qualify for the elderly and disabled tax credit for taxes due
- 26 and payable in the fiscal year beginning July 1, 2004. The
- 27 amount of the carryover credit equals the additional
- 28 reimbursement percentage. A county granting the carryover tax
- 29 credit shall be reimbursed for the amount of the credit from
- 30 the elderly and disabled tax credit fund. Payments made
- 31 pursuant to this subsection shall be made one-half on November
- 32 15, 2004, and one-half on March 15, 2005.
- Notwithstanding sections 8.33 and 425.39, any funds
- 34 remaining from the appropriation made in section 425.39 shall
- 35 not revert but shall be available for use as provided in this

1 subsection for the succeeding fiscal year. Sec. 2. EFFECTIVE DATE. This Act, being deemed of 3 immediate importance, takes effect upon enactment. 4 EXPLANATION As a result of legislation enacted in the 2003 regular 5 6 session, the elderly and disabled tax credits were not funded 7 at the level required by the Code. Counties were authorized 8 to reduce the amount of the credit based upon the amount of 9 reimbursement available. This bill provides for an increase 10 in appropriations so that these counties will receive 11 additional reimbursement otherwise specified in the Code for 12 fiscal year 2003-2004. The bill requires counties to grant a 13 carryover tax credit to be applied to taxes due and payable in 14 fiscal year 2004-2005 for an additional amount. 15 additional amount of reimbursement or carryover credit is 16 based upon the increase in appropriation made as a result of 17 the bill. 18 The bill takes effect upon enactment. 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34

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