

JAN 29 2003
ECONOMIC GROWTH

HOUSE FILE 84
BY WENDT and WHITEAD

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

A BILL FOR

1 An Act allowing cities and counties to create enterprise zones
2 near modes of transportation.

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

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HF 84

1 Section 1. Section 15E.192, Code 2003, is amended by
2 adding the following new subsection:

3 NEW SUBSECTION. 2A. A city or county may create an
4 economic development enterprise zone as authorized in this
5 division, subject to certification by the department of
6 economic development, by designating up to four square miles
7 of the city or county for that purpose. In order for an
8 enterprise zone to be certified pursuant to this subsection,
9 an enterprise zone shall meet the distress criteria provided
10 in section 15E.194, subsection 2A. Section 15E.194,
11 subsections 1 and 2, shall not apply to an enterprise zone
12 certified pursuant to this subsection.

13 Sec. 2. Section 15E.194, subsection 2, unnumbered
14 paragraph 1, Code 2003, is amended to read as follows:

15 An enterprise zone may be designated by a city with a
16 population of twenty-four thousand or more which meets at
17 least two of the following criteria:

18 Sec. 3. Section 15E.194, Code 2003, is amended by adding
19 the following new subsection:

20 NEW SUBSECTION. 2A. A city or county may designate an
21 area of up to four square miles to be an enterprise zone if
22 the area includes or is located within one mile of at least
23 three of the following:

- 24 a. A commercial service airport.
- 25 b. A barge terminal or a navigable waterway.
- 26 c. Entry to a rail line.
- 27 d. Entry to an interstate highway.
- 28 e. Entry to a commercial and industrial highway network as
29 identified pursuant to section 313.2A.

30 Sec. 4. Section 15E.194, subsection 3, Code 2003, is
31 amended to read as follows:

32 3. The department of economic development shall certify
33 eligible enterprise zones that meet the requirements of
34 subsection 1 upon request by the county, ~~or~~ subsection 2 upon
35 request by the city, or subsection 2A upon request by the

1 county or city, as applicable.

2 Sec. 5. Section 15E.195, subsections 1 and 2, Code 2003,
3 are amended to read as follows:

4 1. A county which designates an enterprise zone pursuant
5 to section 15E.194, subsection 1 or 2A, and in which an
6 eligible enterprise zone is certified shall establish an
7 enterprise zone commission to review applications from
8 qualified businesses located within or requesting to locate
9 within an enterprise zone designated pursuant to section
10 15E.194, subsection 1 or 2A, to receive incentives or
11 assistance as provided in section 15E.196. The enterprise
12 zone commission shall also review applications from qualified
13 housing businesses requesting to receive incentives or
14 assistance as provided in section 15E.193B. The enterprise
15 zone commission shall also review applications from qualified
16 development businesses requesting to receive incentives or
17 assistance as provided in section 15E.193C. The commission
18 shall consist of nine members. Five of these members shall
19 consist of one representative of the board of supervisors, one
20 member with economic development expertise chosen by the
21 department of economic development, one representative of the
22 county zoning board, one member of the local community college
23 board of directors, and one representative of the local
24 workforce development center. These five members shall select
25 the remaining four members. If the enterprise zone consists
26 of an area meeting the requirements for eligibility for an
27 urban or rural enterprise community under Title XIII of the
28 federal Omnibus Budget Reconciliation Act of 1993, one of the
29 remaining four members shall be a representative of that
30 community. A county shall have only one enterprise zone
31 commission to review applications for incentives and
32 assistance for businesses located within or requesting to
33 locate within a certified enterprise zone designated pursuant
34 to section 15E.194, subsection 1 or 2A.

35 2. A city with-a-population-of-twenty-four-thousand-or

1 more which designates an enterprise zone pursuant to section
2 15E.194, subsection 2 or 2A, and in which an eligible
3 enterprise zone is certified shall establish an enterprise
4 zone commission to review applications from qualified
5 businesses located within or requesting to locate within an
6 enterprise zone to receive incentives or assistance as
7 provided in section 15E.196. The enterprise zone commission
8 shall review applications from qualified housing businesses
9 requesting to receive incentives or assistance as provided in
10 section 15E.193B. The enterprise zone commission shall also
11 review applications from qualified development businesses
12 requesting to receive incentives or assistance as provided in
13 section 15E.193C. The commission shall consist of nine
14 members. Six of these members shall consist of one
15 representative of an international labor organization, one
16 member with economic development expertise chosen by the
17 department of economic development, one representative of the
18 city council, one member of the local community college board
19 of directors, one member of the city planning and zoning
20 commission, and one representative of the local workforce
21 development center. These six members shall select the
22 remaining three members. If the enterprise zone consists of
23 an area meeting the requirements for eligibility for an urban
24 enterprise community under Title XIII of the federal Omnibus
25 Budget Reconciliation Act of 1993, one of the remaining three
26 members shall be a representative of that community. If a
27 city contiguous to the city designating the enterprise zone is
28 included in an enterprise zone, a representative of the
29 contiguous city, chosen by the city council, shall be a member
30 of the commission. A city in which an eligible enterprise
31 zone is certified shall have only one enterprise zone
32 commission. If a city has established an enterprise zone
33 commission prior to July 1, 1998, the city may petition to the
34 department of economic development to change the structure of
35 the existing commission.

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EXPLANATION

This bill allows the creation of a new type of enterprise zone within the economic development enterprise zone program administered by the department of economic development.

The bill provides that any city or county in the state may create an enterprise zone, subject to certification by the department, by designating up to four square miles of the city or county for that purpose. In order to be certified, the area must include or be located within one mile of three of the following: a commercial service airport, a barge terminal or a navigable waterway, entry to a rail line, entry to an interstate highway, or entry to a commercial and industrial highway network.