

FILED FEB 14 2005

SENATE FILE 148
BY BRUNKHORST

WAYS & MEANS

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

A BILL FOR

1 An Act relating to the property taxation of property of public
2 entities used in competition with private commercial business
3 enterprises.

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

5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

SC 148
WAYS & MEANS

1 Section 1. Section 427.1, subsection 2, Code 2005, is
2 amended by adding the following new unnumbered paragraph:
3 NEW UNNUMBERED PARAGRAPH. If a private commercial business
4 enterprise believes that a public entity of a county,
5 township, city, school corporation, levee district, or
6 drainage district is competing against it for commercial
7 business, the business may request the county board of
8 supervisors to subject the property or portion of the property
9 of such public entity that is involved in the competition to
10 property taxation. If upon determination that such
11 competition exists and if the board of supervisors at its
12 discretion so decides, the property or portion of the property
13 of the public entity that is involved in the business
14 competition shall be subject to taxation at the consolidated
15 rate for each fiscal year for which the board of supervisors
16 agrees to impose the tax. Property tax imposed shall be
17 collected in the same manner as other property tax and shall
18 be apportioned to all jurisdictions as other property tax.

19 EXPLANATION

20 This bill allows the county board of supervisors to subject
21 public entities to property taxation if they are in
22 competition with private commercial business enterprises. The
23 private business must request such taxation and if the board
24 of supervisors, at its discretion, agrees to tax the entity,
25 then the property involved in the competition would be subject
26 to taxation imposed by all jurisdictions of the county for
27 each fiscal year the board continues to agree to subject the
28 property to tax. Property tax imposed shall be collected like
29 other property tax imposed on taxable property and shall be
30 apportioned to the taxing jurisdictions in a like manner.

31
32
33
34
35