

# House Study Bill 219

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
JUDICIARY BILL BY  
CHAIRPERSON SWAIM)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act to eliminate an obsolete Code section reference in a  
2 utility replacement tax allocation of revenue requirement  
3 involving new major additions to taxpayer property.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 2401HC 83  
6 lh/mg:sc/14

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1 1 Section 1. Section 437A.15, subsection 3, paragraph e,  
1 2 Code 2009, is amended to read as follows:  
1 3 e. Notwithstanding the provisions of this section, if  
1 4 during the tax year a person who was not a taxpayer during the  
1 5 prior tax year acquires a new major addition, as defined in  
1 6 section 437A.3, subsection 18, paragraph "a", subparagraph  
1 7 (4), the replacement tax associated with that major addition  
1 8 shall be allocated, for that tax year, under this section in  
1 9 accordance with the general allocating formula on the basis of  
1 10 the general property tax equivalents established under  
1 11 paragraph "a" of this subsection, except that the levy rates  
1 12 established and reported to the department of management on or  
1 13 before June 30 following the tax year in which the major  
1 14 addition was acquired shall be applied to the prorated  
1 15 assessed value of the major addition ~~and provided that section~~  
~~1 16 437A.19, subsection 2, paragraph "b", subparagraph (2), is in~~  
~~1 17 any event applicable.~~ For purposes of this paragraph,  
1 18 "prorated assessed value of the major addition" means the  
1 19 assessed value of the major addition as of January 1 of the  
1 20 year following the tax year in which the major addition was  
1 21 acquired multiplied by the percentage derived by dividing the  
1 22 number of months that the major addition existed during the  
1 23 tax year by twelve, counting any portion of a month as a full  
1 24 month.

### EXPLANATION

1 25 This bill strikes a reference to Code section 437A.19,  
1 26 subsection 2, paragraph "b", subparagraph (2), in a provision  
1 27 relating to allocation of utility replacement tax revenue.  
1 28 Subparagraph (2) of Code section 437A.19, subsection 2,  
1 29 paragraph "b", was stricken as a result of a rewrite of that  
1 30 provision in 2007 Iowa Acts, chapter 150, which made a variety  
1 31 of adjustments in the utility replacement tax law.  
1 32 of adjustments in the utility replacement tax law.  
1 33 LSB 2401HC 83  
1 34 lh/mg:sc/14