

4 "Any person making a false affidavit for the purpose of obtaining the
5 credit provided for in this section or who knowingly receives such credit
6 without being legally entitled thereto or makes claim for credit in more
7 than one county in the state shall be guilty of a misdemeanor, and upon
8 conviction thereof shall be fined not more than one hundred (100) dollars
9 or imprisoned in the county jail for not more than thirty (30) days or be
10 both fined and imprisoned. Jurisdiction shall be in each county in which an
11 affidavit has been filed."

1 SEC. 7. This Act, being deemed of immediate importance, shall be in
2 full force and effect from and after its passage and publication in The Clay-
3 ton County Register, a newspaper published at Elkader, Iowa, and in the
4 Hardin County Index, a newspaper published at Eldora, Iowa.

Approved May 14, 1969.

I hereby certify that the foregoing Act, House File 400, was published in The Clayton County Register, Elkader, Iowa, May 22, 1969 and in the Hardin County Index, Eldora, Iowa, May 23, 1969.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 255

VALUATION AND ASSESSMENT OF PROPERTY

H. F. 784

AN ACT relating to the valuation and assessment of real and personal property.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Chapter three hundred fifty-four (354), section one (1),
2 Acts of the Sixty-second General Assembly, amending section four hundred
3 forty-one point twenty-one (441.21), Code 1966, is hereby amended as fol-
4 lows:

5 1. By striking lines nineteen (19) through twenty-six (26), inclusive, and
6 inserting in lieu thereof the following:

7 "be taken into consideration in arriving at its market value. In arriving
8 at market value, sale prices of property in abnormal transactions not re-
9 flecting market value shall not be taken into account; or shall be adjusted
10 to eliminate the effect of factors which distort market value, including but
11 not limited to sales to immediate family of the seller, foreclosure or other
12 forced sales, contract sales, discounted purchase transactions or purchase
13 of adjoining land or other land to be operated as a unit.

14 Actual value of property in one county shall be equalized as compared
15 with actual value of property in an adjoining county. If a variation of five
16 percent or more exists between the actual values of similar, closely adja-
17 cent property in adjoining counties in Iowa, the director of revenue shall
18 determine whether adequate reasons exist for such variation. If no such
19 reasons exist, the director of revenue shall direct assessors to make adjust-
20 ments in such actual values to reduce the variation to five percent or less.

21 In assessing and determining the actual value of agricultural property
22 fifty percent consideration shall be given to each of the following factors:

23 a. The productivity and net earning capacity determined on the basis
24 of the use for agricultural purposes capitalized at a rate representing a

25 fair return on the investment, such rate to be established by the state
26 board of tax review and applied uniformly among counties and among class-
27 es of property.

28 *b.* The fair and reasonable market value of such property as defined here-
29 in, but such market value shall be based only on its current use and not on
30 its potential value for other uses.

31 In counties or townships in which field work on a modern soil survey
32 has been completed since January 1, 1949, the assessor and the department
33 of revenue shall place emphasis upon the results of such survey in determin-
34 ing the productive and earning capacity of such agricultural property.

35 Notwithstanding any other provision of this section, the actual value of
36 any property shall not exceed its fair and reasonable market value.

37 The market value of an inventory or goods in bulk shall be their mar-
38 ket value as such inventory or goods in bulk, not their retail or unit price.
39 Such market value shall be fair and reasonable based on market value of
40 similar classes of property."

41 2. By inserting after the period in line forty-nine (49) the following:

42 "The assessor and department of revenue shall disclose at the written re-
43 quest of the taxpayer all information in any formula or method used to
44 determine the actual value of his property."

1 SEC. 2. Chapter three hundred fifty-four (354), section eight (8), Acts
2 of the Sixty-second General Assembly, amending section four hundred
3 twenty-eight point four (428.4), Code 1966, is hereby amended by striking
4 from line three (3) the figures "1968" and inserting in lieu thereof the figures
5 "1971".

1 SEC. 3. Section four hundred forty-one point forty-seven (441.47),
2 Code 1966, is hereby amended by adding thereto the following:

3 "The director shall order the equalization of the levels of assessment of
4 each class of property in the first and third year of the quadrennial
5 assessment period. For purposes of such value adjustments and before such
6 equalization the director shall adopt, with approval of the state board of
7 tax review and in the manner prescribed by chapter seventeen A (17A) of
8 the Code, such rules as may be necessary to determine the level of assess-
9 ment for each class of property in each county. The rules shall cover:
10 (a) the proposed use of the assessment-sales ratio study set out in subsec-
11 tion six (6) of section four hundred twenty-one point seventeen (421.17)
12 of the Code; (b) the proposed use of any state-wide income capitalization
13 studies; (c) the proposed use of other methods that would assist the direc-
14 tor in arriving at the accurate level of assessment of each class of property
15 in each assessing jurisdiction."

Approved June 21, 1969.