

**CHAPTER 1198****REBUTTABLE PRESUMPTION REPEAL ON TRANSMISSION LINES***S.F. 314*

**AN ACT** to repeal the rebuttable presumption of negligence on the part of persons operating electrical transmission lines for injuries to person or property.

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

Section 1. Section 478.16, Code 1985, is repealed.

Approved May 21, 1986

**CHAPTER 1199****LOCAL OPTION TAXES***S.F. 2302*

**AN ACT** relating to the local option taxes and providing effective dates.

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

Section 1. Section 422A.1, unnumbered paragraph 3, Code 1985, is amended to read as follows:

A city or county shall impose a hotel and motel tax or increase the tax rate, only after an election at which a majority of those voting on the question favors imposition or increase. However, a hotel and motel tax shall not be repealed or reduced in rate if obligations are outstanding which are payable as provided in section 422A.2, unless funds sufficient to pay the principal, interest, and premium, if any, on the outstanding obligations at and prior to maturity have been properly set aside and pledged for such that purpose. The election shall be held at the time of that city's or county's general election or at the time of a special election.

Sec. 2. Section 422B.1, subsections 1 and 2, Code Supplement 1985, are amended to read as follows:

1. A ~~city or a county~~ may impose by ordinance of the ~~city council or the~~ board of supervisors local option taxes authorized by this chapter, subject to this section.

2. A local option tax shall be imposed only after an election at which a majority of those voting on the question favors imposition and shall then be imposed until repealed as provided in subsection 7, paragraph "a". ~~If the tax is a local earnings tax imposed by a city, it shall only apply within the corporate boundaries of that city and if imposed by a county, it shall only apply to unincorporated areas of that county.~~ If the tax is a local vehicle tax imposed by a county, it shall apply to all incorporated and unincorporated areas of the county. If the tax is a local sales and services tax imposed by a county, it shall only apply to those incorporated areas and the unincorporated area of that county in which a majority of those voting in the area on the tax favor its imposition. For purposes of the local sales and services tax, all cities contiguous to each other shall be treated as part of one incorporated area and the tax would be imposed in each of those contiguous cities only if the majority of those voting in the total area covered by the contiguous cities favor its imposition.

Sec. 3. Section 422B.1, subsections 3 and 4, Code Supplement 1985, are amended by striking the subsections.

Sec. 4. Section 422B.1, subsection 6, Code Supplement 1985, is amended to read as follows:

6. The county commissioner of elections shall submit the question of imposition of a local option tax at a state general election or at a special election held at any time other than the