

Reported Recommending .....  
Ind. Postponed .....  
Passed Senate .....  
Failed to Pass Senate.....  
Passed House .....  
Failed to Pass House.....

Senate File 45

January 21, 1947.  
Passed on File.

By BYERS and KEIR.

## A BILL FOR

An Act to provide for the assessment and taxation of certain grain; repealing section four hundred twenty-eight point ten (428.10), section four hundred ninety-nine point fifty-five (499.55) and amending subsection thirteen (13) of section four hundred twenty-seven point one (427.1), Code 1946.

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

1 Section 1. Section four hundred twenty-eight point ten  
2 (428.10), Code 1946, is hereby repealed.

1 Sec. 2. Every person engaged in handling grain as herein-  
2 after defined shall on or after January first of each year and  
3 not later than March first of each year, file with the assessor  
4 on forms to be prescribed by the state tax commission a statement  
5 giving in detail inventories of all grain handled by such person  
6 during the year next preceding January 1 of such year or during  
7 any part of such year such person was engaged in handling grain  
8 in the taxing district assessed by such assessor, and on demand  
9 the assessor shall have the right to inspect all such person's  
10 records relating to the amount of grain handled. The assessor  
11 shall, using such statement as a basis and such other information  
12 as he may require from such handler of grain, determine as nearly

13 as may be the average inventory of all varieties of grain held in  
14 the possession of such handler of grain during the period covered  
15 by the assessment. Such average inventory shall be assessed as  
16 personal property at 30 per cent of the actual value of such  
17 average inventory. This assessment shall be based as to values  
18 upon schedules to be provided all assessors by the state tax com-  
19 mission. The state tax commission shall, not later than January  
20 15 of each year, determine the basis upon which grain shall be  
21 assessed based on the average prices which prevailed during the  
22 year covered by the return for each variety of grain to be  
23 assessed. In any case where no statement is furnished as herein  
24 required, section four hundred forty-one point seven (441.7),  
25 Code 1946, shall be applicable.

1 Sec. 3. All other real and personal property of such handler  
2 of grain shall be assessed as provided generally for the assess-  
3 ment of real and personal property including the assessment of  
4 buildings on leased land.

1 Sec. 4. "Person" as used herein means individuals, corpor-  
2 ations, firms and associations of whatever form. "Handling" or  
3 "handled" as used herein means the receiving of grain at or in  
4 each elevator, warehouse, mill, drying plant, processing plant or  
5 other facility in this state in which it is received for storage,  
6 accumulation, sale, processing, or for any purpose whatsoever.  
7 "Grain" as used herein means wheat, corn, barley, oats, rye, flax  
8 seed, field peas, grain sorghums, spelts, pop-corn, field corn,  
9 seeds in general, and any other products such as are usually

10 stored in grain elevators. Such term excludes seeds after the  
11 same have been processed, and the products of processing when pack-  
12 aged or sacked, which articles shall be subject to assessment as  
13 merchandise. The term "processing" shall not include hulling,  
14 cleaning, drying, grading or polishing or a combination thereof.

1 Sec. 5. Subsection thirteen (13) of section four hundred  
2 twenty-seven point one (427.1), Code 1946, is hereby amended by  
3 adding the following: "The exemption upon agricultural products  
4 herein provided shall not apply upon produce grown primarily for  
5 sale as seed or upon produce grown under contract for sale except  
6 as to produce grown by any tenant under agreement with his land-  
7 lord, in which event the landlord's share of such produce shall  
8 be exempt as provided.

1 Sec. 6. Section four hundred ninety-nine point fifty-five  
2 (499.55), Code 1946, is hereby repealed.

1 Sec. 7. The provisions of this act shall be effective as  
2 to assessments made during the year 1947 under such regulations  
3 as the tax commission shall prescribe.

1 Sec. 8. Any tax imposed, continued or revived by this act  
2 shall be at the same rate as is imposed upon other property in  
3 the taxing districts in which such property is taxed and shall  
4 be apportioned to the funds of the taxing district involved in  
5 the same manner as other general property taxes are apportioned  
6 to such taxing district.

1 Sec. 9. This Act being deemed of immediate importance, shall  
2 be in full force and effect from and after its passage and publi-

S. F. 45

3 cation in ..... , a newspaper published at

4 ..... , Iowa, and the .....

5 a newspaper published at ..... , Iowa.