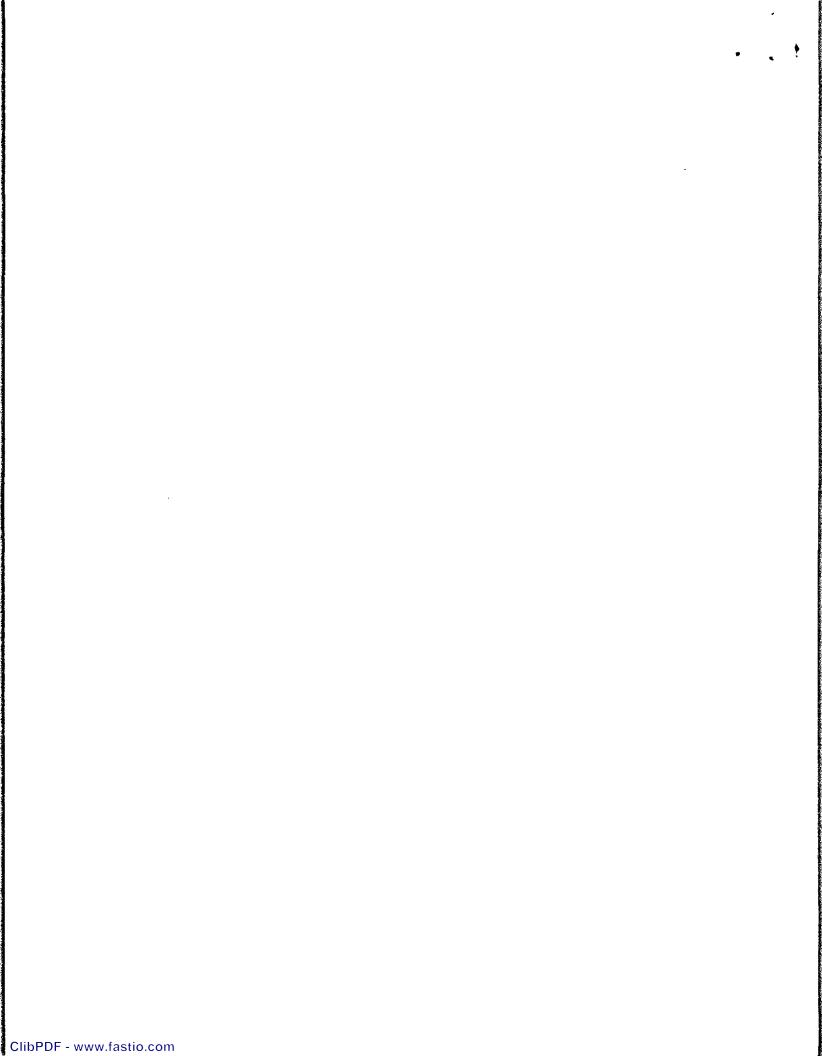


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SENATE AMENDMENT NO. 2

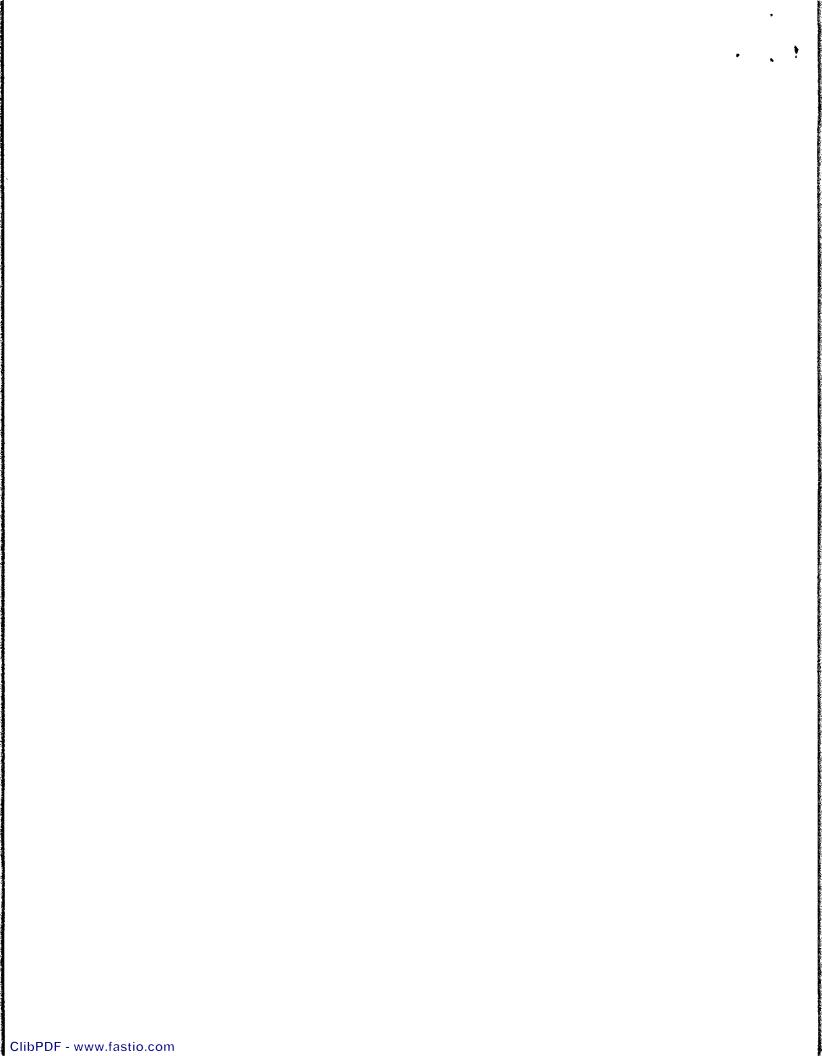
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Amen	d <u>SCS/House</u> Bill No. <u>142</u> , Page <u>2</u> , Section <u>55.030</u> , Line <u>31</u> ,
2	by inserting after all of said line the following:
3	"67.1521. 1. A district may levy by resolution one or more
4	special assessments against real property within its boundaries,
5	upon receipt of and in accordance with a petition signed by:
6	(1) Owners of real property collectively owning more than
7	fifty percent by assessed value of real property within the
8	boundaries of the district; and
9	(2) More than fifty percent per capita of the owners of all
10	real property within the boundaries of the district.
11	2. The special assessment petition shall be in
12	substantially the following form:
13	The (insert name of
14	district) Community Improvement District ("District") shall be
15	authorized to levy special assessments against real property
16	benefited within the District for the purpose of providing
17	revenue for (insert general description of
18	specific service and/or projects) in the district, such special
19	assessments to be levied against each tract, lot or parcel of
20	real property listed below within the district which receives
21	special benefit as a result of such service and/or projects, the
	offered 4-26-11 adopted 4-26-11

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cost of which shall be allocated among this property by (insert method of allocation, e.g., per square foot of property, per square foot on each square foot of improvement, or by abutting foot of property abutting streets, roads, highways, parks or other improvements, or any other reasonable method) in an amount not to exceed dollars per (insert unit of measure). Such authorization to levy the special assessment shall expire on (insert The tracts of land located in the district which will receive special benefit from this service and/or projects are: (list of properties by common addresses and legal descriptions).

- 3. The method for allocating such special assessments set forth in the petition may be any reasonable method which results in imposing assessments upon real property benefited in relation to the benefit conferred upon each respective tract, lot or parcel of real property and the cost to provide such benefit.
- 4. By resolution of the board, the district may levy a special assessment rate lower than the rate ceiling set forth in the petition authorizing the special assessment and may increase such lowered special assessment rate to a level not exceeding the special assessment rate ceiling set forth in the petition without further approval of the real property owners; provided that a district imposing a special assessment pursuant to this section may not repeal or amend such special assessment or lower the rate of such special assessment if such repeal, amendment or lower rate will impair the district's ability to pay any liabilities that it has incurred, money that it has borrowed or obligations that it has issued.



5. Each special assessment which is due and owing shall constitute a perpetual lien against each tract, lot or parcel of property from which it is derived. Such lien may be foreclosed in the same manner as any other special assessment lien as provided in section 88.861 or, at the option of the county collector, and upon certification by the district for collection, each special assessment may be added to the annual real estate tax bill for the property and collected by the county collector in the same manner and procedure for collecting real estate taxes. Each special assessment remaining unpaid on the first day of January annually is delinquent and enforcement of collection of the delinquent bill by the county collector shall be governed by the laws concerning delinquent and back taxes. The lien may be foreclosed in the same manner as a tax upon real property by land tax sale under chapter 140 or, if applicable to that county, chapter 141.

- 6. A separate fund or account shall be created by the district for each special assessment levied and each fund or account shall be identifiable by a suitable title. The proceeds of such assessments shall be credited to such fund or account. Such fund or account shall be used solely to pay the costs incurred in undertaking the specified service or project.
- 7. Upon completion of the specified service or project or both, the balance remaining in the fund or account established for such specified service or project or both shall be returned or credited against the amount of the original assessment of each parcel of property pro rata based on the method of assessment of such special assessment.
 - 8. Any funds in a fund or account created pursuant to this

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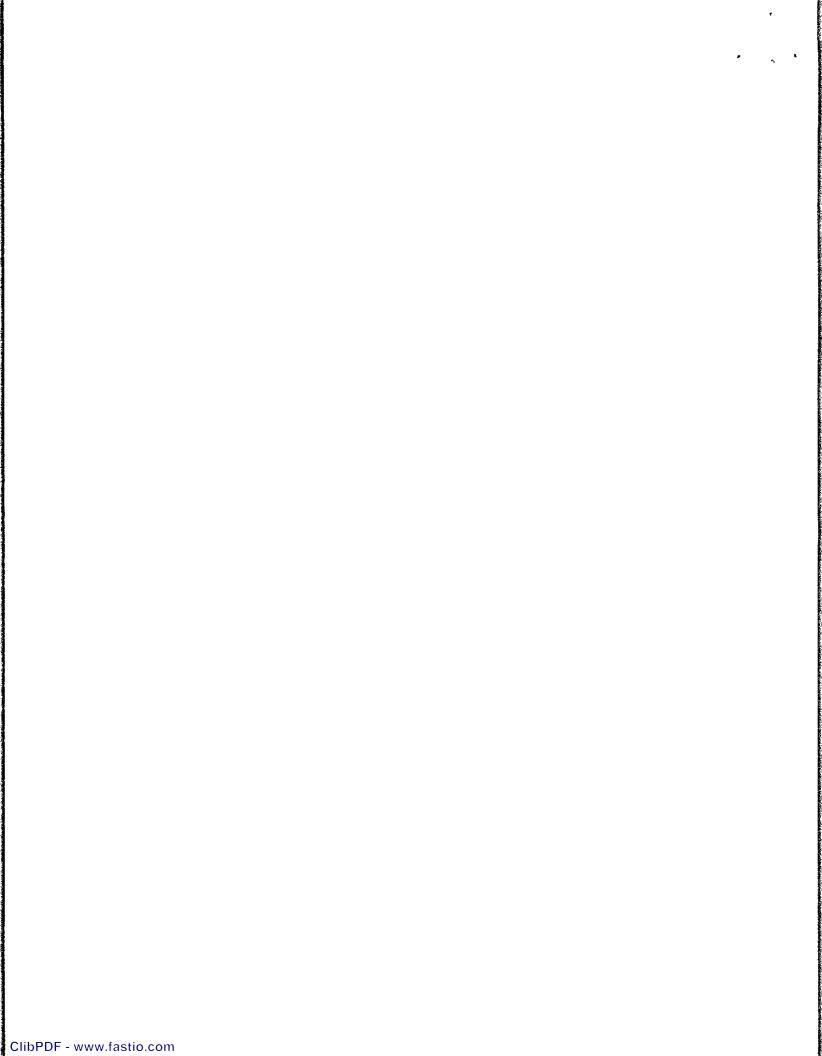
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- section which are not needed for current expenditures may be invested by the board in accordance with applicable laws relating to the investment of funds of the city in which the district is located.
- 9. The authority of the district to levy special assessments shall be independent of the limitations and authorities of the municipality in which it is located; specifically, the provisions of section 88.812 shall not apply to any district."; and

Further amend the title and enacting clause accordingly.

