

1 SEC. 14. NEW SECTION. **Monitoring of hallways and common**  
 2 **areas.** County care facilities may install electronic audio and visual  
 3 monitoring devices in lieu of other monitoring methods within require-  
 4 ments of the fire safety rules and regulations.

1 SEC. 15. NEW SECTION. **Effect of approval of plans.** When plans  
 2 for construction or modification of a county care facility have been  
 3 properly approved by the department of health or other appropriate  
 4 state agency, the facility constructed in accord with the plans so  
 5 approved shall not for a period of at least ten years from completion  
 6 of the construction or modification be considered deficient or ineligible  
 7 for licensing by reason of failure to meet any regulation or standard  
 8 established subsequent to approval of the construction and modifica-  
 9 tion plans, unless a clear and present danger exists that would ad-  
 10 versely affect the residents of the facility.

Approved March 15, 1974

## CHAPTER 1167

### GROUP ANNUITY CONTRACTS

#### H. F. 98

AN ACT to allow school boards, county school boards, area school boards, the state board of regents and the state board of public instruction to provide group contracts, and the board for the educational radio and television facility to provide group or individual contracts, for tax-sheltered annuities to employees.

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

1 SECTION 1. Section two hundred fifty-seven point ten (257.10),  
 2 subsection thirteen (13), Code 1973, is amended to read as follows:  
 3 13. At the request of an employee through contractual agreement the  
 4 board may arrange for the purchase of ~~an~~ group or individual annuity  
 5 ~~contract contracts~~ for any of ~~their~~ its respective employees from any  
 6 company the employee may choose that is authorized to do business in  
 7 this state and through an Iowa-licensed insurance agent that the  
 8 employee may select, for retirement or other purposes and may make  
 9 payroll deductions in accordance with such arrangements for the pur-  
 10 pose of paying the entire premium due and to become due under such  
 11 contract. The deductions shall be made in the manner which will  
 12 qualify the annuity premiums for the benefits afforded under section  
 13 403b of the Internal Revenue Code of 1954 and amendments thereto.  
 14 The employee's rights under such annuity contract shall be nonforfeit-  
 15 able except for the failure to pay premiums.

16 *Whenever an existing tax-sheltered annuity contract is to be re-*  
 17 *placed by a new contract the agent or representative of the company*  
 18 *shall submit a letter of intent to the company being replaced, to the*  
 19 *insurance commissioner of the state of Iowa, and to his own company*  
 20 *at least thirty days prior to any action by registered mail. This letter*  
 21 *of intent shall contain the policy number and description of the con-*  
 22 *tract being replaced and a description of the replacement contract.*

1 SEC. 2. Section two hundred seventy-three point thirteen (273.13),  
2 subsection fifteen (15), Code 1973, is amended to read as follows:

3 15. At the request of an employee through contractual agreement the  
4 board may arrange for the purchase of ~~an~~ *group* or individual annuity  
5 ~~contract contracts~~ for any of ~~their~~ *its* respective employees from any  
6 company the employee may choose that is authorized to do business in  
7 this state and through an Iowa-licensed insurance agent that the  
8 employee may select, for retirement or other purposes and may make  
9 payroll deductions in accordance with such arrangements for the pur-  
10 pose of paying the entire premium due and to become due under such  
11 contract. The deductions shall be made in the manner which will  
12 qualify the annuity premiums for the benefits afforded under section  
13 403b of the Internal Revenue Code of 1954 and amendments thereto.  
14 The employee's rights under such annuity contract shall be nonforfeit-  
15 able except for the failure to pay premiums.

16 *Whenever an existing tax-sheltered annuity contract is to be re-*  
17 *placed by a new contract the agent or representative of the company*  
18 *shall submit a letter of intent to the company being replaced, to the*  
19 *insurance commissioner of the state of Iowa, and to his own company*  
20 *at least thirty days prior to any action by registered mail. This letter*  
21 *of intent shall contain the policy number and description of the con-*  
22 *tract being replaced and a description of the replacement contract.*

1 SEC. 3. Section two hundred eighty A point twenty-three  
2 (280A.23), subsection ten (10), Code 1973, is amended to read as fol-  
3 lows:

4 10. At the request of an employee through contractual agreement the  
5 board may arrange for the purchase of ~~an~~ *group* or individual annuity  
6 ~~contract contracts~~ for any of ~~their~~ *its* respective employees from any  
7 company the employee may choose that is authorized to do business in  
8 this state and through an Iowa-licensed insurance agent that the  
9 employee may select, for retirement or other purposes and may make  
10 payroll deductions in accordance with such arrangements for the pur-  
11 pose of paying the entire premium due and to become due under such  
12 contract. The deductions shall be made in the manner which will  
13 qualify the annuity premiums for the benefits afforded under section  
14 403b of the Internal Revenue Code of 1954 and amendments thereto.  
15 The employee's rights under such annuity contract shall be nonforfeit-  
16 able except for the failure to pay premiums.

17 *Whenever an existing tax-sheltered annuity contract is to be re-*  
18 *placed by a new contract the agent or representative of the company*  
19 *shall submit a letter of intent to the company being replaced, to the*  
20 *insurance commissioner of the state of Iowa, and to his own company*  
21 *at least thirty days prior to any action by registered mail. This letter*  
22 *of intent shall contain the policy number and description of the con-*  
23 *tract being replaced and a description of the replacement contract.*

1 SEC. 4. Section two hundred ninety-four point sixteen (294.16),  
2 Code 1973, is amended to read as follows:

3 **294.16 Annuity contracts.** At the request of an employee through  
4 contractual agreement a school district may purchase ~~an~~ *group* or  
5 individual annuity ~~contract contracts~~ for an employee, from such  
6 insurance organization authorized to do business in this state and  
7 through an ~~Iowa~~ *Iowa-licensed* Iowa-licensed insurance agent as the em-

8 ployee may select, for retirement or other purposes and may make  
9 payroll deductions in accordance with such arrangements for the pur-  
10 pose of paying the entire premium due and to become due under such  
11 contract. The deductions shall be made in the manner which will  
12 qualify the annuity premiums for the benefit afforded under section  
13 403b (26 USC §403b) of the federal internal revenue code and amend-  
14 ments thereto. The employee's rights under such annuity contract  
15 shall be nonforfeitable except for the failure to pay premiums.

16 *Whenever an existing tax-sheltered annuity contract is to be re-*  
17 *placed by a new contract the agent or representative of the company*  
18 *shall submit a letter of intent to the company being replaced, to the*  
19 *insurance commissioner of the state of Iowa, and to his own company*  
20 *at least thirty days prior to any action by registered mail. This letter*  
21 *of intent shall contain the policy number and description of the con-*  
22 *tract being replaced and a description of the replacement contract.*

1 SEC. 5. Chapter eight A (8A), Code 1973, is amended by adding  
2 the following new section:

3 **NEW SECTION. Annuity contracts.** At the request of an employee  
4 through contractual agreement the board may arrange for the pur-  
5 chase of group or individual annuity contracts for any of its respective  
6 employees from any company the employee may choose that is author-  
7 ized to do business in this state and through an Iowa-licensed insur-  
8 ance agent that the employee may select, for retirement or other  
9 purposes and may make payroll deductions in accordance with such  
10 arrangements for the purpose of paying the entire premium due and  
11 to become due under such contract. The deductions shall be made in  
12 the manner which will qualify the annuity premiums for the benefits  
13 afforded under section four hundred three b (403b) of the Internal  
14 Revenue Code of 1954 and amendments thereto. The employee's rights  
15 under such annuity contract shall be nonforfeitable except for the fail-  
16 ure to pay premiums.

17 *Whenever an existing tax-sheltered annuity contract is to be re-*  
18 *placed by a new contract the agent or representative of the company*  
19 *shall submit a letter of intent to the company being replaced, to the*  
20 *insurance commissioner of the state of Iowa, and to his own company*  
21 *at least thirty days prior to any action by registered mail. This letter*  
22 *of intent shall contain the policy number and description of the con-*  
23 *tract being replaced and a description of the replacement contract.*

1 SEC. 6. Chapter two hundred sixty-two (262), Code 1973, is  
2 amended by adding the following new section:

3 **NEW SECTION. Annuity contracts.** At the request of an employee  
4 through contractual agreement the board may arrange for the pur-  
5 chase of group or individual annuity contracts for any of its respective  
6 employees from any company the employee may choose that is author-  
7 ized to do business in this state, for retirement or other purposes, and  
8 may make payroll deductions in accordance with such arrangements for  
9 the purpose of paying the entire premium due and to become due under  
10 such contract. The deductions shall be made in the manner which will  
11 qualify the annuity premiums for the benefits afforded under section  
12 four hundred three b (403b) of the Internal Revenue Code of 1954 and  
13 amendments thereto. The employee's rights under such annuity con-  
14 tract shall be nonforfeitable except for the failure to pay premiums.

15 Whenever an existing tax-sheltered annuity contract is to be re-  
 16 placed by a new contract the agent or representative of the company  
 17 shall submit a letter of intent to the company being replaced, to the  
 18 insurance commissioner of the state of Iowa, and to his own company  
 19 at least thirty days prior to any action by registered mail. This letter  
 20 of intent shall contain the policy number and description of the con-  
 21 tract being replaced and a description of the replacement contract.

Approved May 2, 1974

## CHAPTER 1168

### EDUCATIONAL PROGRAM

S. F. 126

AN ACT relating to the educational program of schools.

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

1 SECTION 1. Section two hundred fifty-seven point twenty-five  
 2 (257.25), Code 1973, is amended to read as follows:

3 **257.25 Educational standards.** In addition to the responsibilities  
 4 of the state board of public instruction and the state superintendent  
 5 of public instruction under other provisions of the Code, the state  
 6 board of public instruction shall, except as otherwise provided in this  
 7 section, establish standards, regulations, and rules for the approval  
 8 of approving all public, parochial, and private nursery, kindergarten,  
 9 elementary, junior high, and high nonpublic schools and all area  
 10 vocational schools, area community colleges, and public community  
 11 or junior colleges in Iowa offering instruction at any or all levels  
 12 from the prekindergarten level through grade twelve. A nonpublic  
 13 school which offers only a prekindergarten program may, but shall  
 14 not be required to, seek and obtain approval under this chapter. A list  
 15 of approved schools shall be maintained by the department of public  
 16 instruction. With respect to area or public community or junior col-  
 17 leges, such standards, regulations, and rules shall be established by  
 18 the state board of public instruction and the state board of regents,  
 19 acting jointly. Such The approval standards, regulations, and rules  
 20 established by the state board shall prescribe delineate and be based  
 21 upon implement the minimum curriculum educational program de-  
 22 scribed below:

23 1. ~~Nursery school activities~~ *If a school offers a prekindergarten*  
 24 *program, the program shall be designed to help children to work and*  
 25 *play with others, to express themselves, to learn to use and manage*  
 26 *their bodies, and to extend their interests and understanding of the*  
 27 *world about them, work and play with others and to express them-*  
 28 *selves. The prekindergarten program shall relate the role of the*  
 29 *family to the child's developing sense of self and his perception of*  
 30 *others. Planning and carrying out prekindergarten activities de-*  
 31 *signed to encourage cooperative efforts between home and school*  
 32 *shall focus on community resources. A prekindergarten teacher*  
 33 *employed by a school corporation or county or joint county school*