

CHAPTER 1089

SCHOOLHOUSES

S. F. 108

AN ACT relating to the construction and maintenance of school houses by allowing the tax levied under section two hundred ninety-seven point five (297.5) of the Code and the unexpended cash balance of a school district to be spent for major building repairs.

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

Section 1. Section two hundred ninety-seven point five (297.5), Code 1979, is amended to read as follows:

297.5 TAX. The directors in ~~any a~~ high school district maintaining a program kindergarten through grade twelve may, by March ~~15~~ fifteenth of each year certify an amount not exceeding twenty-seven cents per thousand dollars of assessed value to the board of supervisors, who shall levy the amount so certified, and the tax so levied shall be placed in the schoolhouse fund ~~and~~ to be used for the purchase and improvement of sites or for major building repairs used only for the purchase and improvement of sites in and for said school district as specified by the directors. Any funds expended by a school district for new construction of school buildings or school administration buildings must first be approved by the voters of the district.

For the purpose of this section, "improvement of sites" includes: grading, landscaping, seeding and planting of shrubs and trees; constructing new sidewalks, roadways, retaining walls, sewers and storm drains, and installing hydrants; original surfacing and soil treatment of athletic fields and tennis courts; furnishing and installing for the first time, flagpoles, gateways, fences and underground storage tanks which are not parts of building service systems; demolition work; and special assessments against the school district for capital improvements such as streets, curbs, and drains.

For the purpose of this section, "purchase of sites" includes legal costs relating to the site acquisition, costs of surveys of the sites, costs of relocation assistance under state and federal law, and other costs incidental to the site acquisition.

For purposes of this section, "major building repairs" includes reconstruction, repair, improvement or remodeling of an existing schoolhouse and additions to an existing schoolhouse and expenditures for energy conservation.

Sec. 2. Section four hundred forty-two point thirteen (442.13), subsection seven (7), Code 1979, is amended to read as follows:

7. The committee may authorize a district to spend a reasonable and specified amount from its unexpended cash balance for the ~~sole~~ purpose or

purposes of furnishing, equipping, and contributing to the construction of a new building or structure for which the voters of the district have approved a bond issue as provided by law or a tax as provided in chapter 278 and for major building repairs as defined in section two hundred ninety-seven point five (297.5) of the Code. No other expenditure, including but not limited to expenditures for salaries or recurring costs, shall be authorized under this subsection. Expenditures authorized under this subsection shall not be included in allowable growth or district cost, and the portion of the unexpended cash balance which is authorized to be spent shall be regarded as if it were miscellaneous income. Any part of such amount which is not actually spent for the authorized purpose shall revert to its former status as part of the unexpended cash balance.

Approved May 20, 1980

CHAPTER 1090
SCHOOL BUILDING BIDS
H. F. 2521

AN ACT to increase the minimum cost of repairs to school buildings for which bid procedures are required.

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

Section 1. Section two hundred ninety-seven point eight (297.8), Code 1979, is amended to read as follows:

297.8 EMERGENCY REPAIRS. When emergency repairs costing more than five ~~twenty~~ thousand dollars are necessary in order to prevent the closing of any school, the provisions of the law with reference to advertising for bids shall not apply, and in that event the board may contract for such emergency repairs without advertising for bids, ~~provided, however, that.~~ However, before such emergency repairs can be made to any schoolhouse, it shall be necessary to procure a certificate from the area education agency administrator that such emergency repairs are necessary to prevent the closing of ~~such~~ the school.

Approved April 21, 1980