

A BILL

FOR AN ACT TO PROVIDE FOR THE COMMISSION FORM OF SCHOOL GOVERNMENT OF CERTAIN SCHOOL DISTRICTS AND THE ADOPTION THEREOF BY SPECIAL ELECTION; ALSO PROVIDING FOR THE ELECTION OF MEMBERS OF THE CITIZENS SCHOOL BOARD IN SUCH DISTRICTS AND DEFINING THE POWERS OF SAID COMMISSION AND BOARD.

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

SECTION 1. That any school district now or hereafter having a population of 25,000 or over,
2 as shown by the last preceding State of United States census, may become organized as a school
3 district under the provisions of this act by proceeding as hereinafter provided.

SEC. 2. Upon petition of qualified electors equal in number to 25 per cent of the highest
2 vote cast for any candidate at the last preceding school election in such school district,
3 the president of then existing board of education shall, by proclamation, submit the question
4 of organizing as a school district under this act, at a special election to be held at the time
5 specified therein, which time shall not be more than three months nor less than two months
6 after said petition is filed. If said proposition is not adopted at the special election called
7 the question of adopting said proposition shall not be submitted to the voters of the said school
8 district for adoption within one year hereafter, and then the question to adopt shall be re-
9 submitted upon the presentation of a new petition signed by qualified electors, equal in num-
10 ber to 25 per cent of votes cast for the candidate receiving the highest number of votes at the
11 last preceding general school election.

12 At such election the proposition to be submitted shall be, "Shall the proposition to organize
13 the (name of school district) school district under chapter (naming chapter containing this
14 act) of the Acts of the Thirty-third General Assembly be adopted?" and the election thereupon
15 shall be conducted, the vote canvassed, and the result declared in the same manner as provided
16 by law in respect to other school elections. If a majority of votes cast shall be in favor thereof,
17 the school district shall thereupon proceed to the election of five members of the citizens'
18 school board as hereinafter provided. Immediately after such proposition is adopted the Secre-
19 tary of the then existing board of education shall transmit to the Governor of the State, to the
20 State Superintendent of Public Instruction, the county superintendent of education, and to the

21 county treasurer and auditor, each a certificate stating that such proposition was adopted.

22 At the next regular school election after the adoption of such proposition, there shall be
23 elected five members of the citizens' school board, provided, however, that if the next regular
24 school election does not occur within one year after such special election, the president of the
25 then existing board of education shall, within ten days after such special election, by proclama-
26 tion, call a special election to elect five members of the citizens' school board or any other offi-
27 cers provided by law to be elected under this act. Sixty days' notice thereof being given in
28 such case; such election in either case, to be conducted as in this act provided.

SEC. 3. The citizens' school board shall consist of five persons, male or female, elected by
2 the qualified electors of the school district. Said officers shall qualify, and their terms of
3 office begin on the second Monday after their election. The term of office, except as herein
4 provided, shall be two years. At the first election after the adoption of this form of school
5 government five members of the citizens' school board shall be elected, two of whom receiving
6 the largest number of votes shall serve for a term of one year, and three receiving the next
7 largest number of votes for a term of two years, and thereafter they shall be elected alter-
8 nately each year—two, and then three members of the citizens' school board. Any vacancy
9 occurring in any such office shall be filled by appointment by the said citizens' school board,
10 provided that said citizens' school board shall appoint the person who receives the next
11 highest number of votes after the persons elected at the last school election, which person
12 shall fill such vacancy during the balance of the unexpired term.

SEC. 4. All laws governing school districts not inconsistent with the provisions of this act
2 shall apply to the government of any school district organized under this act. All rules,
3 regulations and resolutions lawfully passed and in force in any such school district under the
4 former organization, shall remain in force until altered or repealed by the citizens' school
5 board elected under the provisions of this act. The territorial limit of such school district
6 shall remain the same as under its former organization and all rights and property of
7 every discription which were vested in any school district under its former organization
8 shall vest in the same under the organization herein provided for and no rights or liability,
9 either in favor of or against such school district, existing at the time, and no suit or prose-
10 cution of any kind shall be affected by such change, unless otherwise provided for in this act.

SEC. 5. Any person desiring to become a candidate for any office provided for in this
2 act shall at least ten days prior to the date of the election at which such officers are to be
3 elected file with the Secretary of the Board of Education, and after the organization of the
4 school district under this act, with the secretary of the citizens' school board, a statement of
5 such candidacy, in substantially the following form:

6 State of Iowa,
7 County of (name of county)

8 I,, being first duly sworn, say that I reside at
 9 street, city of, county of, and State of Iowa; that I am a
 10 qualified voter therein; that I am a candidate for the office of, to be voted
 11 upon at the general or special election to be held on the Monday of,
 12 19.., and hereby request that my name be placed upon the official ballot for election to such
 13 office. I furthermore declare that if I am elected I will qualify as such officer.

14 Signed

15 Subscribed and sworn to (or affirmed) before me by this day of
 16 19....

17

18 Notary Public.

19 And shall at the same time file therewith a petition of at least 100 qualified voters request-
 20 ing such candidacy. Each petition shall be verified by one or more persons as to the quali-
 21 fications and residence, with street number of each of the persons so signing said petition,
 22 and said petition shall be in substantially the following form:

23 the undersigned duly qualified electors of the school district, and residing at the
 24 places set opposite their respective names hereto, do hereby request that the name of (name
 25 of candidate) be placed upon the official ballot as a candidate for (name of office) at the
 26 school election to be held in such school district on theMonday of
 27 19.... We furthermore state that we know him to be a qualified elector of said school
 28 district and a person of good moral character and qualified in our judgment for duties of
 29 said office.

Names of Qualified Electors	Number	Street

30 Properly verified, affidavit of person who circulated the petition.
 31 Immediately upon the expiration of the time of the filing of the said statement and petition,
 32 the said Secretary of the existing Board of Education, or citizens' school board, shall cause
 33 to be published for three successive days in all daily newspapers published in such school
 34 district in proper form, the names of all the candidates for the respective offices as they
 35 are to appear on the official ballot, and if there are no daily newspapers, then in two issues
 36 of any other newspaper that may be published in said school district, and the said Secretary
 37 shall thereupon cause the official ballot to be printed, and authenticated with the fac simile
 38 of his signature. Upon the said ballot the names of the candidates for the respective offices
 39 arranged alphabetically shall first be placed with a square at the left of each name, and im-
 40 mediately below the words "vote for one," "vote for two," "vote for three," etc., depending
 41 upon the number of persons to be elected for any office or offices. The ballot shall be printed

42 upon plain, substantial white paper and shall be headed: CANDIDATES FOR MEMBER
43 OF CITIZENS' SCHOOL BOARD, but shall have no party designation or mark whatever.
44 The ballot shall be substantially the following form:

45 "Place a cross in the square preceding the names of the parties you favor for election
46 for the respective offices."

47 OFFICIAL BALLOT.

48 CANDIDATES FOR MEMBERS OF CITIZENS' SCHOOL BOARD.



(Name of candidate.)

(Vote for two.)

51 Official ballot attest:

52 (Signature)

53 Secretary of Citizens' School Board.

54 Having caused said ballots to be printed the said Secretary shall cause to be delivered to
55 the election officials at each polling place a sufficient number of ballots for the voters in
56 such polling precincts.

SEC. 6. The annual election of the members of the citizens' school board shall be held on
2 the second Monday of March of each year. The polls shall be open from 7 a. m. till 7 p. m.
3 All school elections held under this act shall be conducted under the provisions of the general
4 Australian ballot laws, except as herein otherwise provided. Voting machines may be used.

SEC. 7. Elections shall be held and conducted by the board of election appointed by the
2 board of education, or the citizens' school board, and any qualified voter in such school dis-
3 trict shall be eligible to appointment as a judge or clerk of election provided he is a resi-
4 dent of that polling precinct. And each such member of the board of elections shall take the
5 usual oaths or affirmation as prescribed by the general laws of the State to be taken by
6 judges and clerks of election, and shall have power to appoint clerks of such election and to
7 administer the necessary oaths.

8 The provisions of section 2755 of the Code of Iowa 1897 respecting election precincts
9 and the register of voters and the provisions of section 2756 of the Code of Iowa 1897 respecting
10 the manner of conducting elections not consistent with the provisions of this act shall apply
11 to and govern school districts organized under this act. All school elections shall be con-
12 ducted in school houses insofar as possible. A plurality of votes shall elect. As far as ap-
13 plicable and unless inconsistent with some provision of this act all elections provided for in
14 this act shall be conducted, the votes canvassed and the results announced in the same man-
15 ner as provided by the laws of the State governing general elections, and judges and clerks
16 of election shall receive such compensation as may be fixed by the board of education, or citi-
17 zens' school board, not exceeding that allowed by the general laws to judges and clerks of
18 election. When any person is voted for for less than a full term the length of such term

19 shall be properly designated and the plurality of votes shall elect. When two or more can-
20 didates shall receive the same number of votes for the same office the election may be de-
21 termined by the casting of lots in the presence of the board of education, or citizens' school
22 board, at a regular or special meeting at such time and in such manner as they may direct
23 The expenses of all elections provided for in this act shall be paid by the board of education
24 or citizens' school board out of the contingent school fund.

SEC. 8. When the election is closed the number of votes for each person voted for and
2 for and against each proposition or question voted upon, shall be forthwith canvassed and
3 the results ascertained by the judges and clerks of election and they shall make returns
4 thereof, stating the number of votes for each person for each office, or for and against each
5 proposition or question voted upon and shall deliver such returns to the secretary of the
6 board of education or citizens' school board within 18 hours after any election. And on
7 the first Monday after any election the board of education, or the citizens' school board,
8 shall meet and re-canvass the returns thereof and declare the result as it appears from same
9 and the secretary of the board of education or citizens' school board shall forthwith give
10 notice to each of the persons so elected of their respective elections. The judges and clerks
11 of election shall, upon completing the count of ballots, place them in a sack and seal the
12 same, which seal shall not be broken, except in the presence of, and by the board of educa-
13 tion or citizens' school board, and then only on the first Monday after such election when
14 they shall have met to re-canvass the said election returns.

SEC. 9. If any person shall swear falsely in an endeavor to vote at any school election
2 he shall be deemed guilty of perjury and shall be punished as provided by law. If any per-
3 son not qualified to vote shall vote at any election held pursuant to this act, or if any person
4 shall vote in any other election district than the one in which he resides, or shall vote
5 more than once at any election, he shall be deemed guilty of misdemeanor and upon con-
6 viction thereof shall be punished by a fine of not less than \$50.00 nor more than \$200.00, and
7 shall be imprisoned not less than ten days nor more than thirty days. If any clerk or
8 judge of election shall knowingly or corruptly receive the vote of any person not authorized
9 to vote, or shall make other false returns of election, or shall not write down the name of
10 any voter as he votes, or shall wilfully make untrue accounts or tables of votes, each and
11 every such clerk or judge shall be deemed guilty of misdemeanor, and upon conviction there-
12 of shall be punished by a fine of not less than \$50.00 nor more than \$200.00, and shall be
13 imprisoned not less than ten days nor more than thirty days. Any person knowingly pro-
14 curing, aiding or abetting in any of the violations of this act respecting the manner of con-
15 ducting elections, canvassing returns, or declaring results thereof, shall be guilty of dismeanor
16 and punishable as last above provided.

17 Any person who shall agree to perform any services in the interest of any candidate for

18 any office provided for in this act in consideration of any money or other valuable thing
19 for such service, performed in the interest of any candidate, shall be punished by a fine not
20 exceeding \$300.00 and imprisonment in the county jail not less than ten days or more than
21 thirty days.

22 Any person offering to give a bribe, either in money or other consideration to any elect-
23 or for the purpose of influencing his vote at any election provided in this act, or any elector
24 entitled to vote at any such election and accepting such bribe or other consideration, shall
25 be fined in a sum not less than \$100.00 nor more than \$500.00 and be imprisoned in the county
26 jail not less than 30 days nor more than 90 days.

SEC. 10 The citizens' school board at any general election of the school district, or special
2 election ordered by the citizens' school board for that purpose, may submit to the voters of
3 said district the question whether other and additional bonds of the district besides those
4 already issued, shall be issued. Before any such question shall be submitted the said citi-
5 zens' school board shall by resolution declare it, in the opinion of the said board, expedient
6 that a specified amount of the bonds of the district bearing a specified rate of interest not ex-
7 ceeding six per cent per annum and running a specified number of years, not exceeding
8 thirty, should be issued and that the question of their issue shall be submitted to the voters
9 of the district at an election to be held on a specified day, and such resolution shall be pub-
10 lished in connection with the notice of the election at which the question is to be submitted.
11 At such election the persons desiring to vote in favor of the issuance of such bonds shall have
12 written or printed on their tickets the words "Shall bonds be issued for (pur-
13 pose)Yes." And those desiring to vote against the issuance of such bonds shall
14 have written or printed on their ticket the words, "Shall bonds be issued for (pur-
15 pose)No." If a majority of those voting on the question shall vote in favor of
16 issuing the bonds, the said board shall have authority to cause them to be issued and the
17 same, when issued, shall be valid and binding on the district, but shall not be sold below
18 their par value.

SEC. 11 Any bank within the limits of the school district having a capital stock of at
2 least \$50,000.00, which desires to receive on deposit any or all of the funds in the hands of
3 the treasurer of the said citizens' school board, shall, prior to September first in each year,
4 file with the secretary of the citizens' school board, an application for said deposit, stating
5 that it will furnish good and sufficient bonds payable to said citizens' school board for double
6 the amount of money likely to be received, conditioned upon the safe keeping and the pay-
7 ment, upon demand by the treasurer of the citizens' school board of the funds so deposited
8 with it and interest thereon. The application so filed shall be presented to the citizens'
9 school board and the said board may then designate as the depository of the funds of said
10 board, one or more of the said banks or may reject any or all applications. The applications

11 shall state the rate of interest which the various banks will agree to pay on the average
12 daily balances of money so deposited in said bank which said interest shall be accredited
13 to the account of the citizens' school board once in each month. After such designation shall
14 have been made and the bank or banks so designated shall have executed a good and suffi-
15 cient bond which shall be presented to the citizens' school board and approved by them, then
16 all the funds in the hands of the treasurer of the citizens' school board, or thereafter re-
17 ceived by him shall be deposited in the said bank or banks in the name of the citizens'
18 school board and subject to the order of the treasurer of said board.

SEC. 12. The citizens' school board shall be empowered, and it shall be its duty, to establish
2 and maintain a "Commission of Education," the members of said commission to be denom-
3 inated as follows:

4 A commissioner of equipments.

5 A commissioner of high schools.

6 A commissioner of grades.

7 A commissioner of ethics and arts.

8 The citizens' school board shall also be empowered and it shall be its duty to divide the
9 school affairs of the school districts to which this act applies, into departments, said de-
10 partments to be denominated as follows:

11 A department of equipments.

12 A department of high schools.

13 A department of grades.

14 A department of ethics and arts.

15 The citizens' school board shall have general charge of the business of the school district
16 and of the school houses and the interest of the schools thereof, except as otherwise pro-
17 vided for in this act, and shall when deemed advisable, make, change, or repeal rules re-
18 lating to the organization and management of such citizens' school board, and the duties of
19 its officers, not specified by law.

20 The citizens' school board shall prescribe the powers and duties of officers and employes
21 of the said board, not herein otherwise specified.

22 It shall also have power to create any additional department or departments as they shall
23 deem necessary and in their judgment be required because of the enlargement or change in
24 the curriculum or the establishment and maintenance of industrial, trade, normal, business,
25 night or other special schools, approval therefor having first been obtained by a majority
26 vote of the qualified electors at a regular or special school election, the same having been sub-
27 mitted in the same manner as bond issues are submitted.

SEC. 13. The citizens' school board shall meet and organize on the third Monday of March
2 of each year. Such organization shall be affected by the election of a president, secretary

3 and treasurer who shall hold their offices for a term of one year or until their successors
4 are elected and qualified. The citizens' school board shall hold regular meetings once each
5 month. Such special meetings may be held as may be determined upon by the board or
6 called by the president, or by the secretary upon the written request of a majority of the mem-
7 bers of the board, notice specifying the time and place being previously delivered to each
8 member in person, but attendance of any member not so notified shall constitute a waiver of
9 such notice. All meetings shall be held at a regular meeting place within the school district.
10 All officers shall be selected by ballot, and the vote shall be recorded by the secretary of the
11 citizens' school board. All meetings shall be public.

12 The president of the citizens' school board shall be a member of the board and shall be en-
13 titled to a vote as a member. Any proper and competent person not a member of the citi-
14 zens' school board may be chosen secretary or treasurer of said board, but shall not be a
15 member of the board, nor have a vote in its proceedings. The secretary of the citizens'
16 school board shall also serve in the capacity of a secretary of the educational commission.
17 Any person so chosen as either secretary or treasurer of the citizens' school board shall
18 before entering upon the discharge of his duties as such secretary or treasurer, give good and
19 sufficient bonds for the faithful performance of his official duties in such amounts as the citi-
20 zens' school board may require. The bond given by the school district treasurer shall be in the
21 sum equal to twice the amount of money that will probably come into his hands during any one
22 year of his term which bond shall be approved by the board and filed with the secretary, con-
23 ditioned upon the faithful discharge of his duties. The treasurer may at any time be required
24 to give a new bond and upon failure to give bond as required the board may declare the
25 office vacant and appoint a successor.

SEC. 14. Any member of the Citizens school board may administer the oath of office to
2 any member-elect and to the president of the citizens' school board, or to the members of
3 the educational commission. Each member elected under this act shall, on or before the
4 date of the organization of the citizens' school board qualify by taking an oath to support
5 the constitution of the United States and that of the State of Iowa that he will faithfully
6 discharge all of he duties of his office; and shall hold the office for the term to which he is
7 elected and until his successor is elected and qualified.

SEC. 15. On the first Monday of July the citizens' school board shall meet, examine the
2 books of and settle with the secretary and treasurer for the year ending on the 30th day of
3 June, preceding, and for the transaction of such other business as may come before it.
4 Should the secretary or treasurer or any other officer fail to make the reports as provided
5 herein, in section and, it shall be the duty of the citizens' school board
6 to take any action necessary to secure a proper settlement.

SEC. 16. The president, when present, shall preside at all meetings of the board; shall

2 countersign all orders upon the treasurer for claims allowed by the citizens' school board;
3 shall represent the district in all actions and shall perform all the duties usually incumbent
4 upon such officer.

SEC. 17. The secretary shall keep in books provided for that purpose, a record of all meet-
2 ings of the citizens' school board; he shall within three days after the result of any election
3 has been declared by the citizens' school board, notify all persons elected to any office in the
4 district of their election, and shall, on or before August first of each year, prepare and com-
5 pile an annual report of the school affairs of the school district. The secretary shall keep
6 records showing the condition and value of the school property of the district and receipts
7 and disbursement for each month of the year. He shall enter in his record book, copies of
8 all of his reports and of the teachers' term reports as they appear in the teachers' registers
9 and of the proceedings of any meetings of the educational commission where he shall have
10 been present or where same shall be furnished him, and shall keep an itemized account of all
11 expenses in the district. He shall draw and sign all orders upon the treasurer for the pay-
12 ment of money allowed by the board for salaries of officers, for teachers' wages and other ex-
13 penses, and present the same to the commissioners of the proper departments and to the presi-
14 dent of the board, to be by them countersigned. All such orders shall state the consider-
15 ation, the payee and the fund and the secretary shall take a receipt therefor. Teachers'
16 wages shall have preference in the order in which they become due and no money applicable
17 for teachers' wages shall be used for any other purpose nor shall teachers' wages be paid
18 from any fund except that raised or apportioned for that purpose.

19 The secretary of the citizens' school board, immediately after the first organization of the
20 district under this act, shall solicit information from the teachers previously employed in
21 the schools of the district, and ascertain what departments they may desire to work in under
22 the new organization, and shall submit to the commissioner of high schools.

SEC. 18. The treasurer shall receive and be responsible for all moneys of the district;
2 shall disburse same only on the proper orders drawn and signed by the secretary and counter-
3 signed by the commissioner of the proper department and the president of the citizens' school
4 board. Each order shall state fund on which it is drawn, the name of the payee, and the
5 nature of the claim for which such order is issued. He shall keep an account of each fund
6 and of receipts and disbursement, showing the source of such receipts and the nature and pur-
7 pose of such disbursements and within three days after the first of each month shall file with the
8 secretary a monthly statement showing receipts and expenditures for the month, the nature
9 of same and the moneys on hand and the purposes for which the same are applicable; also the
10 credits of the district and all its outstanding liabilities and the nature thereof. He shall also
11 offer to the daily newspapers of the school district to which this act applies a similar state-
12 ment for publication at the same time. On or before the 15th of July of each year and within

13 ten days preceding the annual meeting and organization of the citizens' school board on the
14 third of March of each year, he shall file with the secretary of the said board, a detailed
15 financial statement covering the preceding 12 months containing all the information contained
16 in the separate monthly statements and summary thereof and such other information as the
17 board may direct. These monthly reports, together with his vouchers shall once each month
18 be examined by the citizens' school board, and if found correct, approved by resolutions, and
19 entered in the records. If incomplete or inaccurate, a further report may be required by the
20 citizens' school board, which report, when completed, shall be laid before the citizens' school
21 board to be in like manner approved. The treasurer shall make such further reports as
22 may from time to time be called for by the citizens' school board and shall perform all duties
23 usually incumbent upon such officers.

SEC. 19. Before the election or appointment of any person to the office of commissioner
2 of equipment, high school, grades, or ethics and arts, or the commissioner of any other de-
3 partment that may in the future be created under the provisions of this act, the citizens'
4 school board shall solicit and receive names of candidates for each office, each of which can-
5 didates shall file with the secretary of the citizens' school board his written application for
6 such appointment together with a sworn statement of such facts and information touching his
7 or her professional record and qualifications for the office as may be required by the citizens'
8 school board. The secretary of said board shall cause to be published at least once each week
9 for two weeks in a daily newspaper of general circulation in the school district, the names
10 and residences of each candidate for any such office together with a brief statement show-
11 ing his or her previous professional record and qualifications for the office, and the expense
12 of such publication shall be paid by the citizens' school board out of the contingent fund.
13 Any person or persons possessing knowledge of any reason why such candidate for such office
14 should not be appointed, may file a protest setting forth such reason, with the secretary of
15 the citizens' school board, who shall present the same to the said board at such time as such
16 candidate shall be by the said board considered for appointment. The secretary of said
17 board shall keep on file, as a part of the records of the school district, all applications for
18 such offices, together with the statements of the qualifications and professional record of each
19 candidate, and any protest or protests filed against any candidate, all of which shall at all
20 times be open to the public for inspection. His political beliefs and affiliations shall not be in-
21 quired into or considered in such appointments. The affirmative vote of at least three mem-
22 bers of the citizens' school board shall be necessary to appoint.

SEC. 20. The commissioner of equipments shall be a man of known and proven business
2 ability and shall have such qualifications as the citizens' school board may require. He
3 shall devote his entire time to the duties of his office and to the progressive development of
4 his department. Upon entering upon the duties of his office he shall take the usual oath of

5 office and shall give such bond as the citizens' school board may require, conditioned upon
6 the faithful preformance of his duties and the proper accounting for all property of every
7 kind and character coming into his possession as commissioner of equipments.

8 He shall have general supervision of all real estate and buildings owned or leased by the
9 citizens' school board of the school district; the supervision of construction of new buildings;
10 plans and specifications therefor; the enlarging, repairing, painting, or otherwise improving
11 of existing buildings; improvement of grounds and walks; the purchase and distribution of
12 all supplies and equipment, including fuel; the securing of insurance on buildings and equip-
13 ments and such other things as shall relate to the proper maintenance and equipment for
14 the conduct of the schools of the district. He shall have the custody of all supplies, text-
15 books, etc., purchased and shall issue the same only upon proper requisition signed by the
16 commissioner of the proper department and the building in which such requisition emanates.

17 In letting insurance he shall solicit the bids of various accredited insurance companies doing
18 business in the school district to which this act applies, and shall contract with the company or
19 companies offering the lowest bids.

20 He shall solicit and receive bids for all work to be done by contract, and shall file copies of
21 all contracts, bids, plans and specifications with the secretary of the citizens' school board,
22 which shall be open at all times for public inspection. All other things being equal, local
23 labor shall be employed, and local material used. He shall make frequent inspections of all
24 buildings and real estate of the school district, and shall report to the citizens' school board
25 the condition thereof and what fixtures, repairs, paintings, or alterations may be required and
26 furnish an estimate of the cost of the same.

27 He shall keep an account of all purchases made by him, the disbursements of all supplies
28 and equipments and the balance on hand and shall report same to the citizens' school board
29 each month. He shall annually prepare and submit to the citizens' school board at its regu-
30 lar meeting in July, a statement of the amount of various kinds of supplies, including fuel,
31 needed for the public schools for the ensuing year and after receiving bids and proposals sub-
32 mit them to the said board. He shall have charge of the heating and ventilation of the build-
33 ings and see that all rules and regulations prescribed by himself for the guidance of janitors
34 and engineers are faithfully carried out and properly posted in each building. He shall confer
35 frequently with the commissioner of ethics and arts regarding the proper heating and ventil-
36 ation of buildings and shall co-operate with him in the healthful and sanitary regulation of
37 these details.

38 He shall, subject to the approval of the citizens' school board, appoint chief janitors and
39 their assistants and engineers for the various school buildings, and also employ such other
40 assistants and helpers as may be necessary to perform the duties of the office. All such

41 janitors and engineers shall possess such qualifications, receive such salary and give such bond
42 as the citizens' school board may prescribe.

43 He shall not enter into any contract, employ any person, purchase any supplies or do any
44 other thing requiring the disbursement of any funds of the school district, except when au-
45 thorized by the citizens' school board.

46 He shall confer with other commissioners at regular or special meetings where supplies
47 or equipments are estimated or considered.

SEC. 21. The commissioner of high schools. He shall be a college or university graduate
2 of high standing, a very successful, experienced high school teacher. He shall be subject to
3 any examination the citizens' school board may deem proper, to prove his efficiency for
4 high school supervision.

5 He shall supervise the high school work, not conflicting with the supervision of other com-
6 missioners. He shall devote his entire time to the progressive development of the work
7 in his particular department, and to the guidance and direction of the teachers serving in
8 his department.

9 He shall establish and maintain a bureau of information concerning teachers for the bene-
10 fit of his department and that of all other departments as well, soliciting and securing names,
11 addresses and information respecting the professional record and qualifications of all teachers
12 employed and of all experienced teachers available for work in the various departments of
13 the school district.

14 He shall seek the lively co-operation of outside factors—parents, citizens, lecturers, etc., to
15 enrich the school life and to aid teachers and pupils.

16 He shall not supervise such subjects in the high schools as properly belong to the com-
17 missioner of ethics and arts.

18 He shall appoint all teachers engaged for work in his departments, or may dismiss the
19 same for cause.

20 At the close of each month and at the close of each school year he shall prepare an abstract
21 of the reports of the different schools in his department, together with such information and
22 suggestions as he may consider of use to the citizens' school board.

SEC. 22. The commissioner of grades shall be a graduate of a reputable normal training
2 school, an experienced superintendent of grades and an expert teacher in the same and shall
3 have such other qualifications as the citizens' school board may require.

4 He shall closely supervise the work in all of the graded schools of the school district ex-
5 cept such work assigned to other departments under the provisions of this act. He shall de-
6 vote his entire time to the supervision and progressive development of the work in his
7 department and to the guidance and direction of the work of his teachers.

8 He shall have power to appoint an assistant supervisor in his department, subject to the
9 approval of the citizens' school board.

10 He shall appoint such teachers in his department as he may deem best and necessary for
11 the proper and economical administration of his department, and dismiss the same for cause.

12 At the close of each month and at the close of each school year, he shall prepare an ab-
13 stract of the reports concerning the affairs of the different schools in his department, together
14 with such information and suggestions as he may deem of use to the citizens' school board,
15 or as they may require.

SEC. 23. The commissioner of ethics and arts shall be an experienced educator, a college
2 or university graduate of high standing, known to have had successful experience in ethical
3 training and especially fitted for the particular work in his department, and shall possess
4 such other qualifications as the citizens' school board may require.

5 He shall conduct a close supervision throughout the grades, high schools or special schools
6 of the following subjects: ethics, physiology, hygiene, music, drawing, writing, industrial
7 training, domestic science and such other subjects as the citizens' school board may add to
8 this classification.

9 He shall have ethics taught daily for a definite period and encourage its practice in every
10 way possible.

11 He shall confer with teachers concerning the ethical phase of these subjects and urge
12 them to devise means of emphasizing that phase.

13 He shall devote all his time to the close supervision of the work of his department and to
14 the guidance and direction of the teachers in his department.

15 He shall appoint on trial for five months,
16 and proper conduct, sub-supervisors of music, drawing, industrial training, domestic science
17 and writing, and remove the same for cause.

18 He shall appoint competent principals of all buildings, and may remove the same for cause.

19 He shall appoint such qualified teachers as he may deem proper for the necessary and
20 economical administration of his department, and may dismiss the same for cause.

21 He shall appoint a school physician or physicians, and nurses as he may deem necessary; al-
22 so such compulsory education officers. The appointment of such physician, physicians, nurses
23 and compulsory education officer shall be subject to the authorization and approval of the
24 citizens' school board. And he shall have power to dismiss the same for cause.

25 He shall be the final court of appeal in all matters of pupil discipline.

26 He shall have general supervision of conduct on all school playgrounds.

27 In his official capacity he shall have authority to make arrests, as shall each janitor, all of
28 whom shall have and wear "stars."

29 In case any teacher fails in discipline during the teaching period he shall confer with the

30 proper commissioner to the end that this phase of the work shall be harmoniously and proper-
31 ly attended to.

Sec. 24. The commissioners of the various departments shall meet regularly not less than
2 once each month. At such meetings the commissioners of the various departments shall be
3 chairman in rotation, and the secretary of the citizens' school board shall be secretary. The
4 purpose of such meetings shall be to confer on matters of general interest to the schools of the
4½ district to the end that all departments shall co-operate harmoniously to the attainment of
5 the best possible general results and to take up such other matters pertaining to the progressive
6 development and management of the departmental affairs as shall properly come before them.
7 In an advisory manner it shall be the duty of each commissioner of a department to co-oper-
8 ate with the commissioners of the various departments and assist each other in every way
9 possible.

10 The Commissioner of each department shall make a monthly report to the citizens school
11 board covering the work of his respective department, which report shall contain such facts
12 and information as the citizens school board may require, and shall be filed with the secretary
13 of the board, and be open for public inspection. The three other commissioners shall once each
14 month of the school session submit to the commissioner of equipments an estimate of the mate-
15 rials needed in their respective departments during the ensuing month. All commissioners of
16 departments shall also on or before July 1st of each year file a report covering the preceding
17 twelve months, containing all of the informaton and facts contained in the monthly reports to
18 the citizens' school board, and a summary thereof, and any other information required by the
19 said board. They shall likewise submit annually to the said board an estimate of the money re-
20 quired for the management of their respective departments during the ensuing year. The an-
21 nual reports of each commissioner, together with the annual reports of the secretary and
22 treasurer of the citizens' school board, shall on or before August 1st of each year be, by the cit-
23 izens' school board, published in pamphlet form for distribution through the various school
24 buildings to the patrons of the schools, and to such taxpayers in the school district who may de-
25 sire said pamphlets. The expense of such publications shall be paid out of the contingent
26 school fund. Each commissioner in charge of teachers shall apportion the work of the teach-
27 ers so that, in so far as possible, not more than four subjects shall be assigned to any teacher in
28 his department. He shall assign said teachers, however, to work in several different grades
29 where her subjects are handled, to the end that the average volume of work normally re-
30 quired of a teacher shall be performed.

31 The commissioners shall have power to make and change the curriculum, provided that
32 in so far as possible each commissioner shall be free to make and arrange that part of the cur-
33 riculum relating especially to his department, all subjects to the approval of the citizens' school
34 board, but the curriculum of no department shall be changed more than once in three years.

SEC. 25. Principals of buildings shall not be required to teach in any department, except in
2 emergency cases, when the corps has absentees. They shall co-operate closely with the com-
3 missioner of ethics and arts, and with the compulsory education officer.

4 They shall, in the capacity of assistants to the various commissioners, keep record of sup-
5 plies in their respective buildings and furnish such data as may be required by the commis-
6 sioners. They shall be chief librarians of their buildings.

7 They shall not be held responsible for the teaching work in the various departments, nor in-
8 terfere with it, except in the capacity of a disciplinarian, and in co-operation with the com-
9 missioner of ethics.

10 They shall, in the capacity of assistants to the commissioner of ethics, maintain discipline on
11 the school house play grounds, and co-operate with said commissioner throughout in ethical
12 training.

13 They shall appoint, with the approval of the commissioner of ethics, the best fitted boy or girl
14 in each building as chiefs in play.

15 As soon as practicable after the organization of departments herein provided, each commis-
16 sioner shall appoint the most efficient teacher in each department to conduct training classes
17 each Saturday morning for the purpose of coaching other teachers employed in the department.

18 Each commissioner shall list the teachers in his department into three grades of efficiency
19 in their work, and the highest shall receive the maximum salary. Such commissioners may also
20 reduce their teachers to a lower grade when, in their discretion, the inferior quality of the work
21 performed warrants, but in such cases such teachers may appeal to the citizens' school board.

22 The commissioner shall seek to devise ways and means for the special coaching at least once
23 each week of backward pupils in their departments.

SEC. 26. The teachers of the various departments and grades and classes of work shall by
2 a majority vote of those doing that work, select the text-books to be used or determined upon
3 at the time of proposed changes of text-books, provided that a text-book once adopted shall
4 not be changed within a shorter period than three years from the time of its adoption. All
5 such votes must be written, giving reason for the vote and signed by the teacher.

SEC. 27. All teachers employed in any school district operating under the provisions of
2 this act shall possess a certificate of some accredited normal training school, unless, in the dis-
3 cretion of the department in which she may desire work, she has evidence of proven com-
4 petence and ability for such work.

5 After a five months trial in which she shall have demonstrated satisfactory competence for
6 the work in any department and been accepted for service in said department, teachers shall
7 be exempt from taking any examinations or complying with any requirements that may be by
8 the general school laws of the state provided, but may, not more than once in any three

9 months, be subject to a test by that proper commissioner, in the specific subjects she engages
10 to handle.

SEC. 28. Marriage shall be no barrier to any qualified teacher who may desire to continue
2 her professional service as a teacher.

SEC. 29. After the organization of the school district under this act no teacher shall be
2 eligible for service in the schools who pays, or shall have paid any fees whatsoever to any
3 private teachers' agency for a position as a teacher in any department, or for influence lead-
4 ing to such employment. The provisions of this section shall not apply however to teachers
5 who had paid such fee under the previous organization.

SEC. 30. The school physician shall be a regular practicing physician and surgeon and shall
2 establish a system of medical inspection and advise with the educational commissioners, the prin-
3 cipals, teachers and janitors concerning sanitary requirements, and shall furnish such sugges-
4 tion for sanitary rules and regulations as the commissioner of ethics and arts shall desire.
5 He shall not engage in the home treatment of any pupils in the school system or be in any
6 way connected with such home treatment. He shall be under the immediate jurisdiction of
7 the commissioner of ethics and arts.

SEC. 31. Any teacher or other employe dismissed for cause by the commissioner of any
2 department may file protest with the secretary of the citizens' school board, and the said
3 board shall hold a public hearing of the same at a regular or special meeting called for
4 that purpose. If such protest is sustained by the affirmative vote of three members of the
5 said board, said teacher or other employe shall not be dismissed. If a teacher is dismissed
6 because of inefficiency in the work in her department she may, if qualified, be appointed as
7 a teacher in another department or in another kind of work under like requirements as ap-
8 ply to the selection of teachers.

SEC. 32. The citizens' school board shall provide for a system of kindergartens and for the
2 work in, and the management of the same, under the direction of a chief kindergartener.

3 Children four years of age, and up to six years of age, and residents of the district, shall
4 be eligible to attend.

SEC. 33. It shall be unlawful for any pupil registered as such and attending any public
2 high school or graded school, or any special school which is partially or wholly maintained
3 by public funds, to join, become a member, or solicit any pupil in such school to join or be-
4 come a member of any secret fraternity or society wholly or partially formed from members
5 or any pupils attending any such schools or to take part in the organization or formation of
6 of such fraternity or society except such societies and associations as are sanctioned by the
7 commissioner of ethics and arts, and authorized by the citizens' school board.

8 The commissioner of ethics and arts shall have full power to suspend or dismiss any pupil
9 or pupils or prevent them or any of them from graduating or participating in any school honors,

10 when, after investigation, in his judgment such pupil or pupils are guilty of violating any of
11 the provisions of the law relating thereto or who are guilty of violating any of the rules
12 or regulations adopted by the education commission, or the citizens' school board for the pur-
13 pose of governing such schools or enforcing the law respecting such societies or associations.

14 The commissioner of ethics shall have power to create such rules and regulations respecting
15 the use of tobacco and liquor by pupils as shall in his judgment and discretion seem wise.

16 Pupils may, in such cases under this section, appeal to the citizens' school board, have a hear-
17 ing and a majority vote shall decide.

SEC. 24. The citizens' school board shall establish a system for the instruction of partially
2 deaf, blind, dumb, defective, or exceptional children in such building or buildings as they may
3 deem best and to employ instructors especially fitted to teach such children and provide a
4 special curriculum which shall equip them with proper training as far as possible.

SEC. 35. No member of the educational commission or any member of the citizens' school
2 board or any teacher or other employe connected with the schools in the school district shall
3 either directly or indirectly, accept or receive any other compensation in any manner whatso-
4 ever for their services or influence other than such compensation as they shall receive from the
5 citizens' school board as herein provided, or as shall be provided by rules and regulations of
6 the citizens' school board. Any person who shall violate any provisions of this section shall be
7 deemed guilty of misdemeanor and shall, upon conviction thereof, be fined not less than \$50.00
8 nor more than \$200.00, and be imprisoned in the county jail not less than ten days, nor more
9 than thirty days.

10 No member of the citizens' school board or any commissioner of any department shall ac-
11 cept or receive any money or any other thing of value for the purpose of influencing his or her
12 official action in any manner whatsoever, nor shall any person offer, tender or give any sum
13 of money or any other thing of value to any member of the citizens school board or commission-
14 er of any department for the purpose of influencing his or her action in any manner whatso-
15 ever. Any person convicted of violating any of the provisions of this section shall be guilty
16 of the crime of bribery, and shall be punished by a penalty as last above specified.

SEC. 36. Each pupil in any school district organized under this act shall attend school not
2 less than six months in each year.

SEC. 37. The members of the citizens' school board shall receive \$4. per day for each day for
2 attending each regular or special meetings of the said board, \$5 per day for each day actually
3 occupied in performing the duties of his office, but not more than fifty days of such service in
4 one year. The commissioners of the various departments shall receive as full compensation
5 for their services not less than \$1800.00 nor more than \$3500.00 per year. Such salary shall
6 be paid in monthly installments and shall be fixed by the citizens' school board. Every other
7 officer, teacher, or employe shall receive such salary or compensation for their services as the

8 citizens' school board shall authorize or by rules and regulations provided and payable in
9 monthly installments or at such shorter periods as the citizens' school board shall deem proper.

10 The salaries of all commissioners of departments shall be equal and uniform throughout in
11 any school district organized under this act.

SEC. 38. Any school district which shall have been in operation for more than five years
2 under the provisions of this act shall abandon such organization thereunder and accept the
3 provisions of the general law of the state then applicable to school districts of its population by
4 proceeding as follows: Upon the petition of not less than 25 per cent of electors of such school
5 district, a special election shall be called and a proposition submitted. If the majority of votes
6 cast at such special election be in favor of the proposition of abandoning this plan of govern-
7 ment for school districts, the officers elected at the next succeeding school election shall be those
8 then prescribed by the general law of the state for such school districts of like population and
9 upon the qualifications of such officers such school district shall become a school district under
10 the general law of the state; but such change shall not in any manner or degree effect the prop-
11 erty rights or liabilities of any nature of such school district, but shall merely extend to such
12 change in its former government. The filing of the petitions, manner of conducting the elec-
13 tion and the declaring of the result shall be as provided in this act insofar as the provisions
14 thereof are applicable.

SEC. 39. All acts or parts of acts in conflict and not consistent herewith are hereby repealed.

SEC. 40. This act being deemed of importance, shall take effect and be in force after its pub-
2 lication in at least one daily newspaper published in Des Moines, Iowa.

SEC. 41. Commissioners of education shall be appointed for terms not exceeding four years,
2 but at the expiration of such terms may be re-appointed.

SEC. 42. Any member of the commission may be recalled by a majority vote of the citi-
2 zens' school board.

SEC. 43. Any member of the citizens' school board may be recalled in the same manner as
2 that provided for the recall of officials in the law pertaining to the commission form of gov-
3 ernment for municipalities.