

April 3, 1957.

**Senate File 1**

(As Passed by the House)

By PRENTIS, ELWOOD, MOLISON and HENRY.  
(By request of Tax Study Committee)

Passed Senate, Date 4-15 Passed House, Date 4-4-57

Vote: Ayes 42 Nays 4 Vote: Ayes 95 Nays 10

Approved by Gov. May 1 - 57

**A BILL FOR**

*See Amendment  
by Senate  
on SF 1  
Filed 1-16*

An Act relating to school districts, reorganization of school districts, providing for the classification of property for the purposes of taxation for the cost of operation of school districts, and for the payment of tuition and transportation for pupils designated for attendance outside their school district of residence *House vote 4-25 ayes 92*

*Senate concurs in House Amendment -*

Be It Enacted by the General Assembly of the State of Iowa: *Senate vote 4-25*

1 Section 1. Section two hundred seventy-five point one (275.1) *ayes 40*  
2 Code 1954, is hereby amended by adding the following: *nays 1*

3 "It is further declared to be the policy of the state that all  
4 counties in the state of Iowa shall have completed the survey and  
5 plans provided for in section 275.1 to 275.4 by July 1, 1958.  
6 If any county of the state has not completed said survey and plan  
7 by July 1, 1958, it shall be the duty of the state board of public  
8 instruction to complete said survey and plan on or before  
9 January 1, 1959.

10 All information regarding such proposed reorganization plan  
11 shall be available in the office of county superintendent  
12 to all residents of all area involved.

13 It is further declared to be the policy of the state that all  
14 the area of the state shall be in a district maintaining twelve  
15 grades by July 1, 1962. If any area of the state is not in such  
16 a district by July 1, 1962, it shall be attached by the county  
17 board of education to some such district, provided, however

18 that such attachment has the approval of the state board of  
19 public instruction before becoming effective  
20 and the full payment of the agriculture land tax credit  
21 as provided for in chapter four hundred twenty-six (426),  
22 Code of Iowa, has been made for at least one (1) year prior  
23 to July 1, 1962.

24 Any such district or part thereof attached by the county  
25 board of education, with the approval of the state board of  
26 public instruction, shall have the right to appeal this  
27 attachment to a court of record in the county in which said  
28 district or part thereof is located within twenty (20) days  
29 after the date of the approval by the state board of public  
30 instruction."

1 Sec. 2. Section two hundred eighty-two point eight  
2 (282.8), Code 1954, is hereby amended by inserting in line  
3 eight (8) after the word "school" the following: "in his  
4 district of residence or".

1 Sec. 3. Section two hundred eighty-five point one (285.1),  
2 Code 1954, is hereby amended by striking the period at the end  
3 of subsection eight (8) and adding thereto the following: "and  
4 when the school or schools are closed to all children."

1 Sec. 4. It is further declared to be the policy of the  
2 state that no existing district, or part thereof shall be  
3 included in such twelve grade district prior to July 1, 1962  
4 without the electors of such existing district or part thereof  
5 having an opportunity to vote the proposition to include such  
6 existing district or part thereof in said twelve grade district.



21 include such existing district in said twelve grade district."

EXPLANATION OF SENATE FILE 1

The purpose of this bill is to bring all areas of the state into districts maintained twelve grades by July 1, 1962.

SENATE FILE 1

1 Amend Senate File 1 by striking the last paragraph of section one (1)

Filed  
February 27, 1957.

COMMITTEE ON SCHOOLS, LIBRARIES AND  
STATE EDUCATIONAL INSTITUTIONS.

SENATE FILE 1

1 Amend Senate File 1, section one (1) by striking lines  
2 ten (10) to sixteen (16), inclusive.

Filed  
March 22, 1957.

LUCKEN of Plymouth.  
STEVENS of Greene.  
RUSK of Jasper.

SENATE FILE 1

1 Amend Senate File 1 by striking the period in line 16  
2 and adding the following: "and further provided, however,  
3 that the State Superintendent of Public Instruction shall  
4 have authority to grant permission to a county board of  
5 education to allow area to remain unattached, if such  
6 request is accompanied by evidence tending to show sparsity  
7 of public school population, natural barriers or other good  
8 reason to make it impractical to attach said territory to  
9 a high school district."

Filed  
March 22, 1957.

FROMMELT of Dubuque.  
BAUMHOVER of Carroll.

SENATE FILE 1

1 Amend Senate File 1 by adding at the end thereof the  
2 following new sections:  
3 Sec. 2. In any reorganized school district all property  
4 included therein shall be divided into two classes. One class  
5 shall be that property within the corporate limit of the city or  
6 town within the reorganized school district. The other class shall  
7 be all property outside the city limits and within the boundaries  
8 of the reorganized school district.  
9 Sec. 3. The County Auditor or auditors shall have separate  
10 valuations of the two classes of property within the reorganized  
11 districts.  
12 Sec. 4. All building costs, including bond and interest payments,  
13 maintenance costs and operating costs shall be provided for by  
14 uniform millage levy on both classes of property on assessed valuation.  
15 Sec. 5. All transportation costs less state aid, shall be  
16 charged to property outside the city or town, unless some transporta-  
17 tion is provided within the city, in which case that proportion of  
18 the total costs shall be charged to the city or town classification  
19 of property.  
20 Sec. 6. All other costs, including teachers and instructional  
21 costs and expense are to be divided according to pupil enrollment  
22 from rural and urban areas respectively. However in no instance shall  
23 the millage levy be less than fifteen mills.

Filed  
March 26, 1957.

MCNEAL of Wright.

*Not germane 3-28*

January 16, 1957.  
Passed on File.

*See Preceding Bill*

**Senate File 1**  
By PRENTIS, ELWOOD,  
MOLISON and HENRY.  
(By request of Tax Study Comm.)

Passed Senate, Date *2-6-57* Passed House, Date.....  
Vote: Ayes *74* Nays *6* Vote: Ayes..... Nays.....  
Approved.....

## A BILL FOR

An Act relating to reorganization of school districts.

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

1 Section 1. Section two hundred seventy-five point one  
2 (275.1), Code 1954, is hereby amended by adding the following:  
3 "It is further declared to be the policy of the state that  
4 all the area of the state shall be in a district maintaining  
5 twelve grades by July 1, 1962. If any area of the state is not  
6 in such a district by July 1, 1962, it shall be attached by the  
7 county board of education to some such district, provided, how-  
8 ever, that such attachment has the approval of the state board  
9 of public instruction before becoming effective."

### SENATE FILE 1 (Committee Amendment)

1 Amend Senate File 1 by striking Section 1 and inserting in lieu  
2 thereof the following:  
3 "Section 1. Section two hundred seventy-five point one (275.1),  
4 Code 1954, is hereby amended by adding the following:  
5 "It is further declared to be the policy of the state that  
6 all counties in the state of Iowa shall have completed the survey  
7 and plans provided for in sections 275.1 to 275.4 by July 1,  
8 1958. If any county of the state has not completed said survey and  
9 plan by July 1, 1958, it shall be the duty of the state board  
10 of public instruction to complete said survey and plan on or  
11 before January 1, 1959.  
12 "It is further declared to be the policy of the state that  
13 all the area of the state shall be in a district maintaining  
14 twelve grades by July 1, 1962. If any area of the state is not  
15 in such a district by July 1, 1962, it shall be attached by the  
16 county board of education to some such district, provided, how-  
17 ever, that such attachment has the approval of the state board  
18 of public instruction before becoming effective."

Filed  
February 4, 1957.

By COMMITTEE ON SCHOOLS AND  
EDUCATIONAL INSTITUTIONS,  
W. C. MOLISON, Chairman

*applies to  
Bill Filed  
Feb 3*

SENATE FILE 1

- 1 Amend Senate File 1 by striking from section 1 all of said section
- 2 after the figures "1962." in line five (5).

Filed  
February 4, 1957.

By WALKER.

SENATE FILE 1

- 1 Amend the committee amendment to Senate File 1
- 2 dated February 4, 1957, by striking the following in
- 3 lines 15 and 16 thereof: "the county board of
- 4 education" and substitute in lieu thereof the following:
- 5 "three commissioners appointed by the District Court
- 6 wherein said area is located, said commissioners to be
- 7 residents and freeholders of said county, one of whom shall
- 8 be a freeholder or resident of the area to be attached"

- 9 2. Further amend the committee amendment to Senate
- 10 File 1 by adding thereto the following as Sec. 2:

- 11 "Sec. 2. Any person aggrieved by the action of the
- 12 aforesaid commissioners may appeal to the district court
- 13 wherein said area is located by serving a written notice,
- 14 within thirty (30) days from the date of the decision
- 15 of said commissioners, upon said commissioners and the county
- 16 board of education for the county in which said area is
- 17 located. Trial upon said appeal shall be de novo."

Filed and withdrawn  
February 5, 1957

By NOLAN.

SENATE FILE 1

- 1 Amend the schools and educational institutions committee
- 2 amendment to Senate File 1 by adding the following:
- 3 "It is further declared to be the policy of the state
- 4 that no existing district shall be included in such
- 5 twelve grade district prior to July 1, 1962 without the
- 6 electors of such existing district having an opportunity
- 7 to vote upon the proposition to include such existing
- 8 district in said twelve grade district."

Filed and adopted  
February 5, 1967.

By ELWOOD.

SENATE FILE 1

- 1 Amend the schools and educational institutions committee amend-
- 2 ment to Senate File 1 by
- 3 striking from section 1 all of said section following the figure "1962."
- 3 in line fourteen (14).

Filed  
February 5, 1967.

*Withdrawn 2-6*  
By WALKER.

HOUSE AMENDMENTS TO SENATE FILE 1

1. Amend Senate File 1, section one (1), by adding at the end of line nine (9) the following:

"All information regarding such proposed reorganization plan shall be available in the office of county superintendent to all residents of all area involved"

*House concurs 4-25*

*Teacher from Sen. Journal 4-15*

2. Amend Senate File 1 by striking the period after the word "effective" in line sixteen (16) and substituting in lieu thereof the following: "and the full payment of the agriculture land tax credit as provided for in chapter four hundred twenty-six (426), Code of Iowa, has been made for at least one (1) year prior to July 1, 1962."

3. Amend Senate File 1 by adding after the period (.) in line sixteen (16) the following:

"Any such district or part thereof attached by the county board of education, with the approval of the state board of public instruction, shall have the right to appeal this attachment to a court of record in the county in which said district or part thereof is located within twenty (20) days after the date of the approval by the state board of public instruction."

4. Amend Senate File 1 by striking the last paragraph of section one (1).

5. Amend Senate File 1 by adding at the end thereof the following new section:

Sec. 2. Section two hundred eighty-two point eight (282.8), Code 1954, is hereby amended by inserting in line eight (8) after the word "school" the following: "in his district of residence or".

6. Amend Senate File 1 by adding thereto the following section:

Sec. 3. Section two hundred eighty-five point one (285.1), Code 1954, is hereby amended by striking the period at the end of subsection eight (8) and adding thereto the following: "and when the school or schools are closed to all children."

7. Amend Senate File 1 by adding thereto the following:

Sec. 4. It is further declared to be the policy of the state that no existing district or part thereof shall be included in such twelve grade district prior to July 1, 1962, without the electors of such existing district or part thereof having an opportunity to vote the proposition to include such existing district or part thereof in said twelve grade district.

8. Amend Senate File 1 by striking all of the title and substituting in lieu thereof the following:

"An Act relating to school districts, reorganization of school districts, providing for the classification of property for the purposes of taxation for the cost operation of school districts, and for the payment of tuition and transportation for pupils designated for attendance outside their school district of residence."

SENATE FILE 1

- 1 Amend the House amendment to Senate File 1, division 2, by
- 2 inserting after the word "has" the word "hereafter".

Filed and adopted.

April 15, 1957.

By Vest

SENATE FILE 1

- 1 Amend the House amendment to Senate File 1, division 7, by
- 2 striking the words "or part thereof" where they appear in line
- 3 5.

Filed and adopted

April 15, 1957.

By MOLISON.

SENATE FILE 1

1 Amend the House Amendment to Senate File 1 by adding the  
2 following new divisions:

3 "1. Amend Senate File 1 by adding the following new section:  
4 'Code section two hundred seventy-five point twenty  
5 (275.20), Code 1954, and any amendments thereto including  
6 amendments of the Fifty-seventh General Assembly is hereby  
7 repealed and the following substituted in lieu thereof:

8 'The voters shall vote separately in each existing school  
9 district affected or portion thereof upon the proposition to  
10 create such new school corporation. School districts affected  
11 or portion thereof shall be defined to mean that area included  
12 within the boundaries of the proposed new school corporation,  
13 except that where a portion of an existing school district  
14 operating a high school, or a rural independent school district  
15 of eight (8) sections or more operating a school formed prior to  
16 the effective date of this Act, is included within the boundaries  
17 of the proposed new school corporation, that affected school  
18 district shall be defined as that existing district within and  
19 without the proposed new school corporation, and in such districts  
20 the entire district shall vote. If the proposition receives a  
21 majority of the votes cast in each of at least seventy-five (75)  
22 per cent of the said districts, and also a majority of the total  
23 number of votes cast in all of said districts, the proposition  
24 shall be deemed carried. Provided, however, that if two or more  
25 of the school districts affected have a resident average daily  
26 attendance in public schools of three hundred (300) or more  
27 pupils who were enrolled in public schools in the preceding school  
28 year, the proposition must also receive a majority of the votes  
29 cast in each of said districts in order to be deemed carried, and  
30 in such districts the entire existing district shall vote.'"

31 "2. Amend Senate File 1 by adding the following new  
32 section:

33 'This Act being deemed of immediate importance  
34 shall be in full force and effect from and after its passage  
35 and publication in The Gowrie News, a newspaper published at  
36 Gowrie, Iowa, and The Marcus News, a newspaper published at  
37 Marcus, Iowa.'"

Filed and adopted  
April 25, 1957.

By MOLISON, ELWOOD and SHAFF.

SENATE FILE 1

*with amendments 3-29*

1 Amend Senate File 1 by adding at the end thereof  
2 the following new section:  
3 Sec. 2. The board of directors of a school district  
4 maintaining a high school located near the state  
5 boundaries may designate and pay tuition and trans-  
6 portation of both elementary and high school pupils  
7 to a public school in the adjoining state when such  
8 public school building is nearer than the public school  
9 building in their own district; providing, however,  
10 the area so designated shall be contiguous.

Filed

March 27, 1957.

SERSLAND of Winneshiek.

SENATE FILE 1

*not germane 3-28*

1 Amend Senate File 1 by adding at the end thereof the  
2 following new sections  
3 Sec. 2 In any reorganized school district all property  
4 included therein shall be divided into two classes. One class  
5 shall be that property within the corporate limit of the city or  
6 town within the reorganized school district. The other class  
7 shall be all property outside the city limits and within the  
8 boundaries of the reorganized school district.  
9 Sec 3. The county auditor or auditors shall keep separate  
10 rolls of the valuations of the two classes of property within  
11 the reorganized school districts.  
12 Sec 4. All building costs, including bond and interest  
13 payments, plant operation, plant maintenance and fixed charges,  
14 normally charged to the schoolhouse fund and general fund shall  
15 be provided for by uniform millage levy on both classes of  
16 property.  
17 Sec 5. All transportation costs less state aid, shall be  
18 charged to property outside the city or town, unless some transporta-  
19 tion is provided within the city, in which case that proportion of  
20 the total costs shall be charged to the city or town classification  
21 of property.  
22 Sec 6 All other costs, charged to the division of instruction,  
23 as provided in the uniform financial accounting system for Iowa  
24 school districts, shall be pro-rated on a percentage basis according  
25 to pupil enrollment in the reorganized district from rural and urban  
26 areas respectively. However, in no instance shall the levy for costs  
27 other than transportation be less than fifteen mills.  
28 Sec 7 The provisions of sections two (2) through six (6)  
29 shall be effective July 1, 1958.

Filed

March 27, 1957.

MCNEAL of Wright.

SENATE FILE 1

*adopted 3-29*

1 Amend Senate File 1 by adding at the end thereof the  
2 following new section:  
3 Sec. 2. Section two hundred eighty-two point eight  
4 (282.8), Code 1954, is hereby amended by inserting in line  
5 eight (8) after the word "school" the following: "in his  
6 district of residence or".

Filed

March 28, 1957.

SERSLAND of Winneshiek.

SENATE FILE 1

*Adopted 3-29*

- 1 Amend Senate File 1 by adding thereto the following section:
- 2 Section two hundred eighty-five point one (285.1), Code
- 3 1954, is hereby amended by striking the period at the end of
- 4 subsection eight (8) and adding thereto the following "and
- 5 when the school or schools are closed to all children."

Filed  
March 28, 1957

ELDRED of Jones.

SENATE FILE 1

- 1 Amend Senate File 1 by striking the period after the word
- 2 "effective" in line sixteen (16) and substituting in lieu
- 3 thereof the following:
- 4 "and the full payment of the agriculture land tax credit
- 5 as provided for in chapter four hundred twenty-six (426),
- 6 Code of Iowa, has been made for at least one (1) year prior
- 7 to July 1, 1962."

Offered  
March 28, 1957.

*Adopted 4-2*  
RIEHM of Hancock.

SENATE FILE 1

- 1 Amend Senate File 1 by adding at the end thereof the
- 2 following sections:
- 3 Sec. 2. In any school district all property included
- 4 therein shall be divided into two classes. One class shall be
- 5 that property within the corporate limit of the city or town
- 6 within the school district. The other class shall be all property
- 7 outside the city or town limits and within the boundaries of
- 8 the school district.
- 9 Sec. 3. The county auditor or auditors shall keep separate
- 10 rolls of the valuations of the two classes of property within
- 11 the school districts.
- 12 Sec. 4. All building costs, including bond and interest
- 13 payments, plant operation, plant maintenance and fixed charges
- 14 shall be provided for by uniform millage levy on both classes
- 15 of property.
- 16 Sec. 5. All transportation costs less state aid, shall
- 17 be charged to property outside the city or town, unless some
- 18 transportation is provided within the city, in which case that
- 19 proportion of the total costs shall be charged to the city or
- 20 town classification of property.
- 21 Sec. 6. All other costs, including teachers and instructional
- 22 costs and expense, shall be pro-rated on a percentage basis
- 23 according to pupil enrollment in the district from rural and
- 24 urban areas respectively. However, in no instance shall the
- 25 levy for the general fund and special course fund be less than
- 26 fifteen mills.
- 27 Sec. 7. The provisions of section two (2) through seven
- 28 (7) shall be effective July 1, 1958.

*Wright*

Filed  
March 28, 1957.

MCNEAL of Wright.

SENATE FILE 1

- 1 Amend Senate File 1 by striking all of the title
- 2 and substituting in lieu thereof the following:
- 3 "An Act relating to school districts, reorganization
- 4 of school districts, providing for the classification of
- 5 property for the purpose of taxation for the cost of
- 6 operation of school districts, and for the payment of
- 7 tuition and transportation for pupils designated for
- 8 attendance outside their school district of residence."

Filed and adopted  
March 28, 1957

MILROY of Benton.

SENATE FILE 1

- 1 Amend the McNeal amendment to Senate File 1 by inserting
- 2 after the word "town" in line seven (7), section two (2), the
- 3 following:
- 4 " , except any tracts of land within said corporate limits
- 5 of ten (10) acres or more devoted exclusively for agricultural
- 6 purposes."

Filed and adopted  
March 28, 1957.

EDGINGTON of Franklin.

SENATE FILE 1

- 1 Amend the McNeal amendment to Senate File 1 by striking
- 2 the period in line twenty-six (26) and substituting in lieu
- 3 thereof the following: "unless the total school millage
- 4 levy for the property within the corporate limits of the city
- 5 or town is less than 15 mills."

Offered and adopted  
March 28, 1957.

RIBHM of Hancock.

SENATE FILE 1

- 1 Amend Senate File 1 by adding the following new section:
- 2 "Effective as to taxes levied for the calendar year
- 3 1958 and thereafter, no property otherwise exempt from property
- 4 taxation in whole or in part under the provisions of sections
- 5 four hundred twenty-seven point one, subsection eleven
- 6 (427.1 (11) ), four hundred twenty-seven point three (427.3)
- 7 or four hundred twenty-seven point four (427.4) of the Code
- 8 shall be exempt from the annual general school levy for the
- 9 support of schools, and such otherwise exempt property shall
- 10 be included in the adjusted taxable value of the property in
- 11 the district for the purpose of such levy, any other provisions
- 12 of the Code notwithstanding."

Filed  
March 29, 1957.

LUCKEN of Plymouth.

SENATE FILE 1

- 1 Amend Senate File 1 by adding after the period (.) in line
- 2 sixteen (16) the following:
- 3 "Any such district or part thereof attached by the county
- 4 board of education, with the approval of the state board of
- 5 public instruction, shall have the right to appeal this
- 6 attachment to a court of record in the county in which said
- 7 district or part thereof is located within twenty (20) days
- 8 after the date of the approval by the state board of public
- 9 instruction."

Filed and adopted  
March 29, 1957.

STEVENS of Greene.

SENATE FILE 1

- 1 Amend Senate File 1, section one (1), by striking
- 2 that part of line twelve (12) following the figures
- 3 "1962." and all of lines thirteen (13) to sixteen (16),
- 4 inclusive.

Filed and lost  
March 29, 1957.

LUCKEN of Plymouth.  
STEVENS of Greene.  
RUSK of Jasper.

lost  
3-29

SENATE FILE 1

- 1 Amend Senate File 1, section one (1) by adding
- 2 at the end of line nine (9) the following:
- 3 "All information regarding such proposed reorganization
- 4 plan shall be available in the office of county superintendent
- 5 to all residents of all area involved."

Filed

April 1, 1957

LUCKEN of Plymouth

SENATE FILE 1

- recepted 4-1-57*
- 1 Amend Senate File 1 by adding thereto the following:
  - 2 "It is further declared to be the policy of the state that
  - 3 no existing district or part thereof shall be included in such
  - 4 twelve grade district prior to July 1, 1962 without the electors
  - 5 of such existing district or part thereof having an opportunity
  - 6 to vote the proposition to include such existing district or part
  - 7 thereof in said twelve grade district."

Filed

April 1, 1957.

GOODE of Davis