

January 17, 1963.

Passed on File.

*Schools and Education 1/17 Pass as amended 3/28*

**Senate File 18**

By SHOEMAN, SCOTT, VANCE,  
FLATT and WALKER.

Passed Senate, Date *4-9-63*

Passed House, Date *5-9-63*

Vote: Ayes *39* Nays *6*

Vote: Ayes *46* Nays *57*

Approved.....

*Referring Committee 4/15  
Reconsideration failed vote 5/4*

# A BILL FOR

An Act to create an appointive state board of public instruction.

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

1 Section 1. Section two hundred fifty-seven point one (257.1),  
2 Code 1962, is hereby amended by striking from line five (5) the  
3 word "nine" and inserting in lieu thereof the word "seven".

1 Sec. 2. Section two hundred fifty-seven point two (257.2),  
2 Code 1962, is hereby amended by inserting in line three (3) of  
3 such section after the word "state" the words "and of the con-  
4 gressional district from which they are appointed".

1 Sec. 3. Section two hundred fifty-seven point three (257.3),  
2 Code 1962, is hereby repealed and the following enacted in lieu  
3 thereof:

4 "The state is hereby divided into state board of public in-  
5 struction districts, the boundaries of which shall be contermi-  
6 nous with the seven congressional districts as they existed on  
7 January 1, 1963, and there shall be one member of the board ap-  
8 pointed from each such district. Said members shall be appointed  
9 by the governor from the electors of the state, subject to con-  
10 firmation by two-thirds of the senate in executive session and  
11 shall be appointed for overlapping terms of six years. On July 1,  
12 1963 the terms of all members of the board of public instruction  
13 as it exists on the effective date of this Act, are hereby termi-  
14 nated. After the effective date of this Act the governor shall

15 appoint, as provided herein, successors to the members whose  
16 terms are hereby terminated, as follows: Two for terms expiring  
17 July 1, 1965, three for terms expiring July 1, 1967 and two for  
18 terms expiring July 1, 1969. At the expiration of such terms all  
19 appointments shall be for terms of six years. No member who is  
20 appointed for a six-year term will be permitted to succeed him-  
21 self.

22 "At the first meeting of the board, after new appointments, the  
23 board shall elect a president and vice-president who shall serve  
24 for two years."

1 Sec. 4. Section two hundred fifty-seven point four (257.4),  
2 Code 1962, is hereby repealed and the following enacted in lieu  
3 thereof:

4 "The members of the state board shall qualify by taking the  
5 regular oath of office as prescribed by law for state officers.  
6 Vacancies occurring while the general assembly is in session  
7 shall be filled for the unexpired portion of the term in the man-  
8 ner that full-term appointments are made. Vacancies occurring  
9 while the general assembly is not in session shall be filled by  
10 the governor, but such appointments shall terminate at the end of  
11 thirty days after the convening of the next general assembly,  
12 unless sooner confirmed by the senate."

1 Sec. 5. Section two hundred fifty-seven point five (257.5),  
2 Code 1962, is hereby repealed.

1 Sec. 6. This Act being deemed of immediate importance shall  
2 be in full force and effect from and after its publication in  
3 the ....., a newspaper published at .....  
4 ....., Iowa, and in the .....,  
5 a newspaper published at ....., Iowa.

SENATE FILE 18

1 Amend Senate File 18 by striking all after the enacting clause  
2 and substituting the following in lieu thereof:

3 Section 1. Amend section two hundred fifty-seven point three  
4 (257.3) as follows:

5 1. By striking in line four (4) the words, "election or".

6 2. By striking in line five (5) the word "either" and the  
7 words "or elected".

8 3. By striking all of the second paragraph.

9 4. By striking the beginnig words "One member" in paragraph  
10 three and inserting in lieu thereof the words "All members".

11 5. By adding the following paragraph:

12 "All members of the state board of public instruction presently  
13 serving at the time this law takes effect shall continue to serve  
14 until the expiration of their respective terms. Appointment of  
15 board members shall take place as termination of present terms  
16 expire but such appointment shall terminate at the end of thirty  
17 days after the convening of the next general assembly unless sooner  
18 confirmed by the Senate."

19 Sec. 2. Amend section two hundred fifty-seven point four  
20 (257.4) by striking all after the first sentence and substituting  
21 in lieu thereof:

22 "A vacancy occurring while the general assembly is in session  
23 shall be filled for the unexpired portion of the term in the  
24 manner that full-term appointments are made. Vacancies occurring  
25 while the general assembly is not in session shall be filled by  
26 the Governor, but such appointments shall terminate at the end of  
27 thirty days after the convening of the next general assembly,  
28 unless sooner confirmed by the Senate."

29 Sec. 3. By striking all of section two hundred fifty-seven  
30 point five (257.5).

31 Sec. 4. By striking all of section two hundred fifty-seven  
32 point eleven (257.11) and substituting in lieu thereof: "The  
33 state board shall appoint a superintendent of public instruction  
34 who shall serve at the discretion of the state board."

Filed  
March 26, 1963.

*Adopted as amended 4/9* By WEARIN and RIGLER

*Adopted as amended 4/9*

*Filed 3/26  
Wearin  
Rigler*

SENATE FILE 18

1 Amend the Wearin and Rigler amendment to Senate File 18, filed  
2 March 26, 1963, by striking all of section 4.

Filed  
April 2, 1963.

*Adopted 4/9* By SHOEMAN.

SENATE FILE 18

1 Amend the Wearin and Rigler amendment to Senate File 18  
2 filed March 26, 1963, by adding at the end of Section 1, sub-  
3 section 5 the following: "Not more than five (5) of the  
4 members of the board shall be from the same political party."

Filed and adopted  
April 9, 1963.

By SHAFF.

SENATE FILE 18.

- 1 Amend the Petersen amendment to Senate File 18, filed
- 2 May 7, 1963, as follows: By striking in section 3, line
- 3 98 the words "not more than".

~~Filed~~ and adopted  
May 7, 1963.

PETERSEN of Dallas.

SENATE FILE 18

- 1 Amend Senate File 18 by striking all after the enacting
- 2 clause and substituting in lieu thereof the contents of
- 3 House File 314.

~~Filed~~ and lost  
May 7, 1963.

KNOCK of Union.

SENATE FILE 18

- 1 Amend Senate File 18 by striking all after the en-
- 2 acting clause and inserting in lieu thereof the contents
- 3 of House File 388.

Filed  
May 7, 1963.

*Lost*  
*5/8/63*

PETERSEN of Dallas.  
MOFFITT of Appanoose.  
OLSON of Cerro Gordo.  
CUNNINGHAM of Story.