March 13, 1969
Passed on File
Higher Education 3-17
Pass Per Lisle amendment 4-17
Reassigned 1-13

SENATE FILE 468

By LISLE

Passed Senate, Date..... Passed House, Date .....

Vote: Ayes ..... Nays ..... Vote: Ayes ..... Nays .....

Approved .....

A BILL FOR

An Act relating to the reclamation of former junior colleges or community colleges and authorizing tax levies for the support and improvement of the reclaimed college.

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

Section 1. Section two hundred eighty A point twenty-six (280A.26), Code 1966, is hereby amended by adding the following:

"When a junior or community college has been converted into an area school, as provided in this section, and the board of directors of the local school district which formerly operated the junior or community college subsequently determines that the best educational interests of the local district have not been satisfactorily served by the conversion, the board of directors of the local school district may, by resolution entered in its minutes, direct its secretary to notify the board of directors of the merged area that it intends to submit the question of reclamation of the junior or community college to the voters of the local school district.

After notification, the board of directors of the local school district may cause to be submitted to the voters of the district, at the next regular election, or at a special election called for that purpose, the question of whether the area school formerly operated by the district shall be reclaimed and again operated by the district as a junior or community college.

1 If the proposition to reclaim an area school receives the
2 favorable vote of a majority of those voting on the question,
3 control of the facilities of said institution shall revert
4 from the merged area board to the board of the local school
5 district on July first following the election, and no merged
6 area tax under the provisions of this chapter shall there-
7 after be levied upon any property located within the bounda-
8 ries of the local school district.
9 Title to any real or personal property sold or conveyed
10 by the local school district to the merged area at the time
11 of, or in connection with, conversion of the former junior or
12 community college into an area school, shall be conveyed back
13 to the local school district upon repayment of the purchase
14 price, less depreciation, plus the value of any improvements
15 which may have been made by the merged area. In the event of
16 disagreement over the amount of repayment to be made, the
17 question may be determined by arbitration and, where necessary,
18 appeal to the district court, as in this section provided.
19 Pendency of such arbitration or appeal shall not delay the
20 effective date for resumption of control and operation by the
21 board of directors of the local school district.
22 When a junior or community college has been reclaimed under
23 the provisions of this section, the board of directors of the
24 local school district may annually certify, in addition to all
25 other taxes, a three-fourths mill levy for the support of the
26 college, in the same manner as provided in section two hundred
27 eighty A point seventeen (280A.17) of the Code. Such levy and
28 expenditures budgeted thereunder shall be excluded from con-
29 sideration in all computations under chapter three hundred
30 fifty-six (356), Acts of the Sixty-second General Assembly.
31 Where a tax has been voted for the merged area under section
32 two hundred eighty A point twenty-two (280A.22) of the Code,
33 the board of the local school district may continue to certify
34 such tax for levy against taxable property in the district,
35 for the number of years for which it was authorized by the

1 merged area voters, and expend the proceeds for capital im-
2 provements at the junior college. Thereafter, such tax may
3 be again submitted to the voters of the district for renewal
4 of its authorization, for periods not exceeding five years."

EXPLANATION OF SENATE FILE 468

When Senate File 550, now in chapter 280A of the Code, which set up the area schools, was enacted four years ago, all but one of the public junior colleges were absorbed into the system. In some cases, dissatisfaction has been evident. This may happen when the school district where the junior college is located is some distance from the central location of the area school. In certain cases, the people in the school district where the junior college is located have felt that their needs are not being met. Where dissatisfaction exists, with this bill they will be able to return the junior or community college to local control by a vote of the people in that district, and will no longer be taxed for the benefit of the area school. The local board will be permitted to levy a tax for the reclaimed school similar to that levied for a merged area school.

1 Amend Senate File 468 by adding the following section:
2 Section 3 of chapter two hundred forty-four (244), Acts
3 of the Sixty-second General Assembly, is amended by striking
4 from lines three (3) and four (4) the words and figure "one (1)
5 dollar" and inserting in lieu thereof the words and figures
6 "two (2) dollars and twenty-five (25) cents".
7 Further amend Senate File 468 by inserting in line two (2)
8 of page one (1), immediately following the word "levies", the
9 words "and aid".

Filed
March 21, 1969

By LISLE