

Ed Ed 4/10/87

Senate File 350

EDUCATION. Murphy, Chair: Horn and Taylor

FILED MAR 09 1987

SENATE FILE 350  
BY COMMITTEE ON EDUCATION  
(formerly SSB 175) approved (p. 605)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the membership on the boards of directors of  
2 merged areas and area education agencies.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

SF 350

1 Section 1. Section 273.3, subsection 17, Code 1987, is  
2 amended by striking the subsection.

3 Sec. 2. Section 273.4, Code 1987, is amended by adding the  
4 following new subsection:

5 NEW SUBSECTION. 4. Serve as a member of the board of  
6 directors of the corresponding merged area.

7 Sec. 3. Section 273.8, subsection 1, Code 1987, is  
8 amended by striking the subsection and inserting in lieu  
9 thereof the following:

10 1. The board of directors of an area education agency  
11 shall consist of not less than seven nor more than eleven  
12 members, one of whom is a member of the board of directors of  
13 the corresponding merged area, one of whom is the area school  
14 superintendent, and the remainder of whom are elected from  
15 director districts in the manner provided in this section.  
16 The director districts in an area education agency shall be  
17 approximately equal in population and one elected member shall  
18 be elected from each. Each elected director shall serve a  
19 three-year term which commences at the organizational meeting.  
20 The member of the board of the corresponding merged area shall  
21 be selected annually by the board of the corresponding merged  
22 area.

23 Sec. 4. Section 273.8, subsection 2, unnumbered paragraph  
24 1, Code 1987, is amended to read as follows:

25 The elected members of the board of directors of the area  
26 education agency shall be elected at director district  
27 conventions attended by members of the boards of directors of  
28 the local school districts located within the director  
29 district. The member of the area education agency board to be  
30 elected at the director district convention may be a member of  
31 a local school district board of directors and shall be an  
32 elector and a resident of the director district, other than  
33 school district employees.

34 Sec. 5. Section 273.8, subsection 2, unnumbered paragraph  
35 4, Code 1987, is amended to read as follows:

1 Vacancies, as defined in section 277.29, in the elected  
2 membership of the area education agency board shall be filled  
3 for the unexpired portion of the term at a special director  
4 district convention called and conducted in the manner  
5 provided in this subsection for regular director district  
6 conventions.

7 Sec. 6. Section 280A.11, Code 1987, is amended to read as  
8 follows:

9 280A.11 GOVERNING BOARD.

10 The governing board of a merged area is a board of  
11 directors composed of ~~one-member-elected-from-each-director~~  
12 ~~district-in-the-area-by-the-electors-of-the-respective~~  
13 ~~district not less than seven nor more than eleven members, one~~  
14 ~~of whom is a member of the board of directors of the~~  
15 ~~corresponding area education agency, one of whom is the area~~  
16 ~~education agency administrator, and the remainder of whom are~~  
17 ~~elected from director districts by the electors of the~~  
18 ~~respective districts. Members Elected members~~ of the board  
19 shall be residents of the district from which elected.  
20 Successors shall be chosen at the annual school elections for  
21 members whose terms expire. The term of ~~a~~ an elected member  
22 of the board of directors is three years and commences at the  
23 organization meeting. Vacancies on the board from the elected  
24 membership which occur more than ninety days prior to the next  
25 regular school election may be filled at the next regular  
26 meeting of the board by appointment by the remaining members  
27 of the board. A member so chosen shall be a resident of the  
28 district in which the vacancy occurred and shall serve until a  
29 member is elected pursuant to section 69.12 to fill the  
30 vacancy for the balance of the unexpired term. A vacancy is  
31 defined in section 277.29. A member shall not serve on the  
32 board of directors who is a member of a board of directors of  
33 a local school district or a member of an area education  
34 agency board except as otherwise provided in this section.  
35 ~~Commencing with the regular school election in 1987 the~~

1 governing-board-of-a-merged-area-shall-consist-of-not-less  
2 than-five-not-more-than-nine-members: The member of the board  
3 of the area education agency shall be selected annually by the  
4 board of the area education agency.

5 Director districts of elected members shall be of  
6 approximately equal population within each merged area.

7 Sec. 7. Section 280A.13, subsection 1, Code 1987, is  
8 amended to read as follows:

9 1. The board of a merged area may change the number of  
10 elected directors on the board and shall make corresponding  
11 changes in the boundaries of director districts. Changes  
12 shall be completed not later than July 1 of a fiscal year for  
13 the regular school election to be held the next following  
14 September.

15 EXPLANATION

16 This bill expands the memberships of the boards of  
17 directors of merged areas and area education agencies. It  
18 adds a member of the board and the administrator of the  
19 corresponding area education agency to each merged area board  
20 and a member of the board and the superintendent of the  
21 corresponding merged area to each area education agency board.  
22 It also strikes a requirement that the two boards meet jointly  
23 at least annually.

24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

SENATE FILE 350

S-3187

1 Amend Senate File 350 as follows:

2 1. Page 1, line 5, by striking the word "a" and  
3 inserting the following: "an ex officio nonvoting".

4 2. Page 1, line 6, by inserting after the word  
5 "area" the following: "or designate an individual to  
6 serve as a member".

7 3. Page 1, by striking lines 8 through 22 and  
8 inserting the following: "amended to read as follows:

9 1. BOARD OF DIRECTOR". The board of directors of  
10 an area education agency shall consist of not less  
11 than five nor more than nine members, each a resident  
12 of and elected in the manner provided in this section  
13 from a director district that is approximately equal  
14 in population to the other director districts in the  
15 area education agency plus two ex officio nonvoting  
16 members, one of whom is a member of the board of  
17 directors of the corresponding merged area and one of  
18 whom is the area school superintendent, or the  
19 superintendent's designee. Each elected director  
20 shall serve a three-year term which commences at the  
21 organization meeting. The ex officio member who is a  
22 member of the board of the corresponding merged area  
23 shall be selected annually by the board of the  
24 corresponding merged area."

25 4. Page 2, by striking lines 13 through 18 and  
26 inserting the following: "district not less than five  
27 nor more than nine members who are elected from  
28 director districts by the electors of the respective  
29 districts plus two ex officio nonvoting members, one  
30 of whom is a member of the board of directors of the  
31 corresponding area education agency and one of whom is  
32 the area education agency administrator, or the  
33 administrator's designee. Members Elected members of  
34 the board".

35 5. Page 3, line 2, by striking the word "member"  
36 and inserting the following: "ex officio member who  
37 is a member".

S-3187  
Filed March 18, 1987

BY RAY TAYLOR  
LARRY MURPHY

SSB #175  
Education

*Handwritten notes:*  
4/11/87  
3/22/87

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
EDUCATION BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the membership on the boards of directors of  
2 merged areas and area education agencies.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

**SUB COMMITTEE ASSIGNMENTS**

CHAIR: *Murphy*

COMMITTEE: *Education*

*3/5/87*

1 Section 1. Section 273.3, subsection 17, Code 1987, is  
2 amended by striking the subsection.

3 Sec. 2. Section 273.4, Code 1987, is amended by adding the  
4 following new subsection:

5 NEW SUBSECTION. 4. Serve as a member of the board of  
6 directors of the corresponding merged area.

7 Sec. 3. Section 273.8, subsection 1, Code 1987, is amended  
8 to read as follows:

9 1. BOARD OF DIRECTORS. The board of directors of an area  
10 education agency shall consist of not less than five nor more  
11 than nine members, each a resident of and elected in the  
12 manner provided in this section from a director district that  
13 is approximately equal in population to the other director  
14 districts in the area education agency plus two additional  
15 members, one of whom is a member of the board of directors of  
16 the corresponding merged area and one of whom is the area  
17 school superintendent. The member of the board of the merged  
18 area shall be selected annually by the board of the merged  
19 area. Each elected director shall serve a three-year term  
20 which commences at the organization meeting.

21 Sec. 4. Section 273.8, subsection 2, unnumbered paragraph  
22 1, Code 1987, is amended to read as follows:

23 The elected members of the board of directors of the area  
24 education agency shall be elected at director district  
25 conventions attended by members of the boards of directors of  
26 the local school districts located within the director  
27 district. The member of the area education agency board to be  
28 elected at the director district convention may be a member of  
29 a local school district board of directors and shall be an  
30 elector and a resident of the director district, other than  
31 school district employees.

32 Sec. 5. Section 273.8, subsection 2, unnumbered paragraph  
33 4, Code 1987, is amended to read as follows:

34 Vacancies, as defined in section 277.29, in the elected  
35 membership of the area education agency board shall be filled

1 for the unexpired portion of the term at a special director  
2 district convention called and conducted in the manner  
3 provided in this subsection for regular director district  
4 conventions.

5 Sec. 6. Section 280A.11, Code 1987, is amended to read as  
6 follows:

7 280A.11 GOVERNING BOARD.

8 The governing board of a merged area is a board of  
9 directors composed of one-member members elected from each  
10 director ~~district~~ districts in the area by the electors of the  
11 respective district and two members, one of whom is a member  
12 of the board of directors of the corresponding area education  
13 agency and one of whom is the administrator of the  
14 corresponding area education agency. Members Elected members  
15 of the board shall be residents of the district from which  
16 elected. Successors shall be chosen at the annual school  
17 elections for members whose terms expire. The term of ~~a~~ an  
18 elected member of the board of directors is three years and  
19 commences at the organization meeting. Vacancies on the board  
20 from the elected membership which occur more than ninety days  
21 prior to the next regular school election may be filled at the  
22 next regular meeting of the board by appointment by the  
23 remaining members of the board. A member so chosen shall be a  
24 resident of the district in which the vacancy occurred and  
25 shall serve until a member is elected pursuant to section  
26 69.12 to fill the vacancy for the balance of the unexpired  
27 term. A vacancy is defined in section 277.29. A member shall  
28 not serve on the board of directors who is a member of a board  
29 of directors of a local school district or a member of an area  
30 education agency board except as otherwise provided in this  
31 section.

32 ~~Commencing with the regular school election in 1981, the~~  
33 The governing board of a merged area shall consist of not less  
34 than five nor more than nine elected members plus the two  
35 other members. The member of the board of the area education

1 agency shall be selected by the board of the area education  
2 agency.

3 Director districts of elected members shall be of  
4 approximately equal population within each merged area.

5 Sec. 7. Section 280A.13, subsection 1, Code 1987, is  
6 amended to read as follows:

7 1. The board of a merged area may change the number of  
8 elected directors on the board and shall make corresponding  
9 changes in the boundaries of director districts. Changes  
10 shall be completed not later than July 1 of a fiscal year for  
11 the regular school election to be held the next following  
12 September.

13 EXPLANATION

14 This bill expands the memberships of the boards of  
15 directors of merged areas and area education agencies. It  
16 adds a member of the board and the administrator of the  
17 corresponding area education agency to each merged area board  
18 and a member of the board and the superintendent of the  
19 corresponding merged area to each area education agency board.  
20 It also strikes a requirement that the two boards meet jointly  
21 at least annually.

22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35