

4- 80 214 50 111 212 19 1037

FILED FEB 26 1988

SENATE FILE 2236
BY COMMITTEE ON EDUCATION

(formerly ^{Approved by Senate} SSB 2176)

Passed Senate, Date 3/10/88 (y. 725) Passed House, Date 3/24/88 (y. 1121)

Vote: Ayes 44 Nays 1 Vote: Ayes 93 Nays 0

Approved April 7 1988 (y. 1309)

A BILL FOR

1 An Act relating to the qualification for office by elected school
2 board members and school officers.

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 2236

1 Section 1. Section 275.25, subsection 3, Code 1987, is
2 amended to read as follows:

3 3. The directors who are elected and qualify to serve
4 shall serve until their successors are elected and qualify.
5 At the special election, the newly elected director receiving
6 the most votes shall be elected to serve until the director's
7 successor qualifies after the fourth regular school election
8 date occurring after the effective date of the reorganization;
9 the two newly elected directors receiving the next largest
10 number of votes shall be elected to serve until the directors'
11 successors qualify after the third regular school election
12 date occurring after the effective date of the reorganization;
13 and the two newly elected directors receiving the next largest
14 number of votes shall be elected to serve until the directors'
15 successors qualify after the second regular school election
16 date occurring after the effective date of the reorganization.
17 However, in districts that include all or a part of a city of
18 fifteen thousand or more population and in districts in which
19 the proposition to establish a new corporation provides for
20 the election of seven directors, the three newly elected
21 directors receiving the most votes shall be elected to serve
22 until the directors' successors qualify after the fourth
23 regular school election date occurring after the effective
24 date of the reorganization.

25 Sec. 2. Section 277.27, Code Supplement 1987, is amended
26 to read as follows:

27 277.27 QUALIFICATION.

28 A ~~school-officer-or~~ member of the board shall, at the time
29 of election or appointment, be an eligible elector of the
30 corporation or subdistrict. Notwithstanding any contrary
31 provision of the Code, a member of the board of directors of a
32 school district shall not receive compensation directly from
33 the school board.

34 Sec. 3. Section 277.28, unnumbered paragraph 1, Code 1987,
35 is amended to read as follows:

1 Each director elected at a regular district or director
2 district election, ~~as the case may be~~, shall qualify by taking
3 the oath of office on or before the time set for the
4 organization meeting of the board ~~the third Monday in~~
5 ~~September~~, and the election and qualification entered of
6 record by the secretary. The oath may be administered by any
7 qualified member of the board or the secretary of the board
8 and may be taken in substantially the following form:

9 EXPLANATION

10 This bill removes the third Monday in September deadline
11 from the oath requirement, since the organization meeting can
12 be held before that date. It also is designed to ensure that
13 the directors elected in a special election for a newly formed
14 district qualify by taking the oath of office. In addition,
15 the bill removes the requirement that a school officer be an
16 eligible elector of the corporation or subdistrict.

17 SUCCESSOR TO SSB 2176 (LSB 8087SC)

18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

SSB 2176

SSB 217L
EDUCATION
New

EDUCATION: Dieleman, Chair, Wells and Taylor

SENATE FILE 2236
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 qualification for office by elected school
2 board members and school officers.

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

1 Section 1. Section 275.25, subsection 3, Code 1987, is
2 amended to read as follows:

3 3. The directors who are elected and qualify to serve
4 shall serve until their successors are elected and qualify.
5 At the special election, the newly elected director receiving
6 the most votes shall be elected to serve until the director's
7 successor qualifies after the fourth regular school election
8 date occurring after the effective date of the reorganization;
9 the two newly elected directors receiving the next largest
10 number of votes shall be elected to serve until the directors'
11 successors qualify after the third regular school election
12 date occurring after the effective date of the reorganization;
13 and the two newly elected directors receiving the next largest
14 number of votes shall be elected to serve until the directors'
15 successors qualify after the second regular school election
16 date occurring after the effective date of the reorganization.
17 However, in districts that include all or a part of a city of
18 fifteen thousand or more population and in districts in which
19 the proposition to establish a new corporation provides for
20 the election of seven directors, the three newly elected
21 directors receiving the most votes shall be elected to serve
22 until the directors' successors qualify after the fourth
23 regular school election date occurring after the effective
24 date of the reorganization.

25 Sec. 2. Section 277.27, Code Supplement 1987, is amended
26 to read as follows:

27 277.27 QUALIFICATION.

28 A ~~school-officer-or~~ member of the board shall, at the time
29 of election or appointment, be an eligible elector of the
30 corporation or subdistrict. Notwithstanding any contrary
31 provision of the Code, a member of the board of directors of a
32 school district shall not receive compensation directly from
33 the school board.

34 Sec. 3. Section 277.28, unnumbered paragraph 1, Code 1987,
35 is amended to read as follows:

1 Each director elected at a regular district or director
2 district election, ~~as the case may be,~~ shall qualify by taking
3 the oath of office on or before the time set for the
4 organization meeting of the board ~~the third Monday in~~
5 ~~September,~~ and the election and qualification entered of
6 record by the secretary. The oath may be administered by any
7 qualified member of the board or the secretary of the board
8 and may be taken in substantially the following form:

9 EXPLANATION

10 This bill removes the third Monday in September deadline
11 from the oath requirement, since the organization meeting can
12 be held before that date. It also is designed to ensure that
13 the directors elected in a special election for a newly formed
14 district qualify by taking the oath of office. In addition,
15 the bill removes the requirement that a school officer be an
16 eligible elector of the corporation or subdistrict.

17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

SENATE FILE 2236

AN ACT

RELATING TO THE QUALIFICATION FOR OFFICE BY ELECTED
SCHOOL BOARD MEMBERS AND SCHOOL OFFICERS.

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

Section 1. Section 275.25, subsection 3, Code 1987, is amended to read as follows:

3. The directors who are elected and qualify to serve shall serve until their successors are elected and qualify.

At the special election, the newly elected director receiving the most votes shall be elected to serve until the director's successor qualifies after the fourth regular school election date occurring after the effective date of the reorganization; the two newly elected directors receiving the next largest number of votes shall be elected to serve until the directors' successors qualify after the third regular school election date occurring after the effective date of the reorganization; and the two newly elected directors receiving the next largest number of votes shall be elected to serve until the directors' successors qualify after the second regular school election date occurring after the effective date of the reorganization. However, in districts that include all or a part of a city of fifteen thousand or more population and in districts in which the proposition to establish a new corporation provides for the election of seven directors, the three newly elected directors receiving the most votes shall be elected to serve until the directors' successors qualify after the fourth regular school election date occurring after the effective date of the reorganization.

Sec. 2. Section 277.27, Code Supplement 1987, is amended to read as follows:

277.27 QUALIFICATION.

A school-officer-or member of the board shall, at the time of election or appointment, be an eligible elector of the corporation or subdistrict. Notwithstanding any contrary provision of the Code, a member of the board of directors of a school district shall not receive compensation directly from the school board.

Sec. 3. Section 277.28, unnumbered paragraph 1, Code 1987, is amended to read as follows:

Each director elected at a regular district or director district election~~7-as-the-case-may-be7~~ shall qualify by taking the oath of office on or before the time set for the organization meeting of the board ~~the-third-Monday-in~~

September, and the election and qualification entered of record by the secretary. The oath may be administered by any qualified member of the board or the secretary of the board and may be taken in substantially the following form:

JO ANN ZIMMERMAN
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2236, Seventy-second General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved April 7, 1988

TERRY E. BRANSTAD
Governor