

Senate File 374 - Introduced

SENATE FILE 374
BY KRAAYENBRINK

A BILL FOR

1 An Act relating to school district elections to authorize the
2 issuance of certain indebtedness and including effective
3 date and applicability provisions.

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

1 Section 1. Section 296.3, Code 2015, is amended to read as
2 follows:

3 **296.3 Election called.**

4 1. Within ten days of receipt of a petition filed under
5 section 296.2, the president of the board of directors shall
6 call a meeting of the board. The meeting shall be held within
7 thirty days after the petition was received. At the meeting,
8 the board shall call the election, fixing the time of the
9 election, which may, subject to the limitation in subsection 2,
10 be at the time and place of holding the regular school election
11 on a date specified in section 39.2, subsection 4, paragraph
12 "c". However, if the board determines by unanimous vote that
13 the proposition or propositions requested by a petition to be
14 submitted at an election are grossly unrealistic or contrary
15 to the needs of the school district, no election shall be
16 called. If more than one petition has been received by the
17 time the board meets to consider the petition triggering the
18 meeting, the board shall act upon the petitions in the order
19 they were received at the meeting called to consider the
20 initial petition. The decision of the board may be appealed to
21 the state board of education as provided in chapter 290. The
22 president shall notify the county commissioner of elections of
23 the time of the election.

24 2. The date of an election fixed by the board of directors
25 under subsection 1 shall be a date that is not less than one
26 year after the date of the last election held on a proposition
27 under this chapter.

28 Sec. 2. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
29 immediate importance, takes effect upon enactment.

30 Sec. 3. APPLICABILITY. This Act applies to propositions
31 submitted to voters at an election held on or after the
32 effective date of this Act.

33

EXPLANATION

34 The inclusion of this explanation does not constitute agreement with
35 the explanation's substance by the members of the general assembly.

1 This bill relates to school district elections to authorize
2 the issuance of indebtedness and general obligation bonds under
3 Code chapter 296.

4 Code chapter 296 authorizes the issuance of such
5 indebtedness and bonds to defray the cost of purchasing,
6 building, furnishing, reconstructing, repairing, improving or
7 remodeling a schoolhouse or schoolhouses and additions thereto,
8 gymnasium, stadium, field house, school bus garage, teachers'
9 or superintendent's home or homes, and procuring a site or
10 sites therefor, or purchasing land to add to a site already
11 owned, or procuring and improving a site for an athletic field,
12 or improving a site already owned for an athletic field, and
13 for any one or more of such purposes.

14 Current Code section 296.3 specifies the procedure and
15 requirements used by a school board in fixing the time for an
16 election after receiving a petition calling for an election on
17 the issuance of indebtedness or bonds in excess of 1.25 percent
18 of the assessed value of the taxable property in the school
19 district. The bill provides that the date of the election
20 may be held on a special election date specified in Code
21 section 39.2(4)(c). The bill also provides that the date of an
22 election fixed by the school board must be a date that is not
23 less than one year after the date of the last election held on a
24 proposition under Code chapter 296.

25 The bill takes effect upon enactment and applies to
26 propositions submitted to voters at an election held on or
27 after the effective date of the bill.