



CHESTER J. CULVER
GOVERNOR

OFFICE OF THE GOVERNOR

PATTY JUDGE
LT. GOVERNOR

March 13, 2009

The Honorable Michael Mauro
Secretary of State
State Capitol Building
L O C A L

Dear Mr. Secretary:

I hereby transmit:

House File 233, an Act relating to the disposition of school property and providing an effective date.

The above House File is hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Chester Culver".

Chester J. Culver
Governor

CJC:bdj

cc: Secretary of the Senate
Chief Clerk of the House





HOUSE FILE 233

AN ACT

RELATING TO THE DISPOSITION OF SCHOOL PROPERTY AND PROVIDING
AN EFFECTIVE DATE.

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

Section 1. Section 278.1, subsection 1, paragraph b, Code 2009, is amended to read as follows:

b. Except when restricted by section 297.25, direct the sale, lease, or other disposition of any schoolhouse or school site or other property belonging to the corporation, and the application to be made of the proceeds thereof. However, nothing in this section shall be construed to prevent the ~~independent-action-by-the-board-of-directors-of-the corporation-to-sell~~ sale, lease, exchange, gift, or grant, ~~or otherwise-dispose and acceptance~~ of any interest in real or other property of the corporation to the extent authorized in section 297.22. ~~For-the-purposes-of-this-paragraph, "dispose" or "disposition" includes the exchange, transfer, demolition, or destruction of any real or other property of the corporation.~~

Sec. 2. Section 297.22, subsection 1, paragraph e, Code 2009, is amended by striking the paragraph.

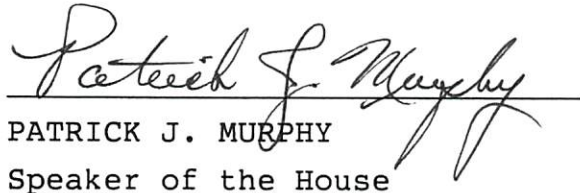
Sec. 3. Section 297.25, Code 2009, is amended to read as follows:

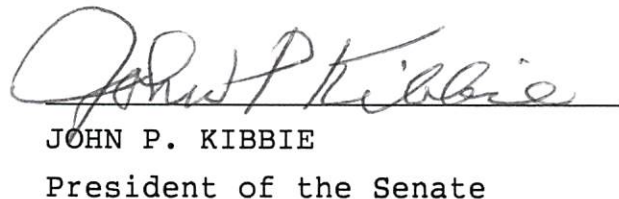
297.25 RULE OF CONSTRUCTION.

Section 297.22 shall be construed as independent of the power vested in the electors by section 278.1, and as additional to such power. If a board of directors has exercised its independent power under section 297.22 regarding the disposition of real or personal property of the school

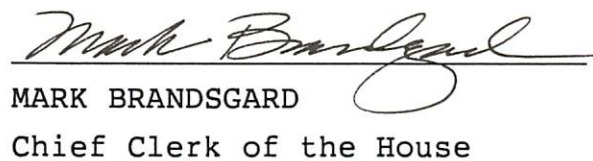
district and has by resolution approved such action, the electors may subsequently proceed to exercise their power under section 278.1 for a purpose directly contrary to an action previously approved by the board of directors in accordance with section 297.22. However, the electors shall be limited to ~~twelve-calendar-months~~ ten days after an action by the board to exercise such power for a purpose directly contrary to the board's action.

Sec. 4. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

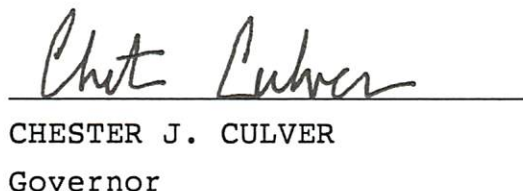

PATRICK J. MURPHY
Speaker of the House


JOHN P. KIBBIE
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 233, Eighty-third General Assembly.


MARK BRANDSGARD
Chief Clerk of the House

Approved March 13th, 2009


CHESTER J. CULVER
Governor