

February 22, 1965.  
Passed on File.

Senate File 313  
By EDUCATION COMMITTEE.

Passed Senate, Date 3/30  
Vote: Ayes 24 Nays 17

Passed House, Date 5/6  
Vote: Ayes 107 Nays 6

Approved June 3, 1965

*motion to reconsider vote tabled 3/30 ays 20*

*education 4/12  
pass 4/12*

# A BILL FOR

*motion for reconsideration 5/6  
motion lost 5/7*

An Act providing for lease-purchase option of school buildings.

*passed house without  
amendment 5/21 (99-2)*

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

1 Section 1. Section two hundred ninety-seven point twelve  
2 (297.12), Code 1962, is amended by adding thereto the follow-  
3 ing:

4 "The board may, when it deems necessary and beneficial,  
5 enter into lease-purchase option contracts for buildings for  
6 school purposes to be constructed or placed on real estate  
7 owned by the school district. Any other provisions of the  
8 law or contract notwithstanding, no lien shall attach to the  
9 land owned by the school district by reason of said construc-  
10 tion and full ownership of said buildings shall vest in said  
11 school district upon expiration of said contract, subject to  
12 performance of the contract."

1 Sec. 2. This Act, being deemed of immediate importance shall  
2 be in full force and effect from and after its passage and  
3 publication as provided by law, in the .....  
4 a newspaper published at ....., Iowa, and  
5 in the ....., a newspaper at .....  
6 ....., Iowa.

SENATE FILE 313

- 1 Amend the Rickert-Brinck amendment to Senate File 313
- 2 filed on April 30, 1965, by striking from line five (5) the
- 3 words and figure "ninety percent (90%)" and inserting in lieu
- 4 thereof the words and figure "seventy (70) percent".

Filed  
May 6, 1965.

GAUDINEER of Polk.

SENATE FILE 313

- 1 Amend Senate File 313, as passed by the Senate, by striking from
- 2 one (1) the words "The board may" and inserting in lieu thereof the
- 3 following:  
4 "When the total outstanding debt of any school district
- 5 exceeds ninety percent (90%) of its constitutional debt
- 6 limit the board may."

Filed  
April 30, 1965.

*adopted* senate refused to concur 5/10 (15-33)  
RICKERT of Louisa-Muscatine.  
BRINCK of Lee.  
*House rec'd 5/21*

SENATE FILE 313

- 1 Amend the Heying and Denman amendment to Senate File 313,
- 2 filed March 15, 1965, by striking from lines 9, 10
- 3 and 11 all after the word "agreements" in line 9
- 4 and insert in lieu thereof the words "such amounts to be paid
- 5 out of the schoolhouse fund."

Filed  
March 19, 1965.

*Withdrawn 3/30*

By SHOEMAN.

SENATE FILE 313

- 1 Amend the Heying-Denman amendment filed March 15, 1965, by
- 2 inserting the following in line 9 after the word
- 3 "agreements": "for buildings to be constructed or placed on
- 4 real estate owned by the school district,".

Filed  
March 22, 1965.

*Withdrawn 3/30*

By HEYING and DENMAN.

SENATE FILE 313

- 1 Amend Senate File 313 by striking all after the enacting
- 2 clause and inserting in lieu thereof the following:
- 3 Section 1. Section two hundred seventy-eight point one
- 4 (278.1), Code 1962, is amended by adding thereto the following
- 5 new paragraphs:
- 6 "The board may, with approval of sixty (60) percent of the
- 7 voters, voting in a regular or special election, in the school
- 8 district, make extended time contracts not to exceed twenty
- 9 (20) years in duration for rental of buildings to supplement
- 10 existing schoolhouse facilities; and where it is deemed advisa-
- 11 ble for buildings to be constructed or placed on real estate
- 12 owned by the school district, such contracts may include lease-
- 13 purchase option agreements, such amounts to be paid out of the school
- 14 house fund.
- 15 "Before entering into a rental or lease-purchase option
- 16 contract, authorized by the electors, the board shall first
- 17 adopt plans and specifications for a building or buildings
- 18 which it considers suitable for the intended use and also adopt
- 19 a form of rental or lease-purchase option contract. The board
- 20 shall then invite bids thereon, by advertisement published once
- 21 each week for two consecutive weeks, in a newspaper published
- 22 in the county in which the building or buildings are to be lo-
- 23 cated, and the rental or lease-purchase option contract shall be
- 24 awarded to the lowest responsible bidder, but the board may re-
- 25 ject any and all bids and advertise for new bids.
- 26 "The voters at the regular or special election shall have power to vote
- 27 a schoolhouse tax not exceeding five (5) mills on the dollar in
- 28 any one (1) year providing for lease-purchase option of school
- 29 buildings."
- 30 Sec. 2. This Act being deemed of immediate importance shall
- 31 take effect and be in full force from and after its publication
- 32 in the West Des Moines Express, a newspaper published at
- 33 West Des Moines, Iowa, and the Fayette County
- 34 Union, a newspaper published at West Union,
- 35 Iowa.

Filed  
March 29, 1965.

*Adopted 3/30*

By HEYING AND DENMAN.

SENATE FILE 313

- 1 Amend the Heying and Denman amendment to Senate File 313
- 2 filed March 29 by striking section 2 and inserting
- 3 in lieu thereof the following:
- 4 "Sec. 2. Any litigation that is pending on the effec-
- 5 tive date of this Act shall be bound by the provisions of this
- 6 Act."
- 7 Further amend Senate File 313 by renumbering the remaining
- 8 sections.

Filed and lost  
March 30, 1965.

*Copy 5  
indys 4/6*

By COLEMAN.

SENATE FILE 313

1 Amend Senate File 313 by striking lines 4 through  
2 12 and inserting in lieu thereof the following new  
3 paragraphs:  
4 "The board may, with approval of majority of the voters in  
5 the school district, make extended time contracts, not to exceed  
6 twenty (20) years in duration for rental of buildings to supple-  
7 ment existing schoolhouse facilities; and where it is deemed  
8 advisable, such contracts may include lease-purchase agreements  
9 where the rental payments may be applied to the purchase of such  
10 buildings. Such rental or lease-purchase agreements may be con-  
11 tracted with private contractors or investors or from public  
12 organizations or a governmental agency and money from the general  
13 fund of the school districts may be used for payments on such  
14 contracts."  
15 "In addition to the above provision for a lease-purchase  
16 agreement the board, with approval of a majority of the voters  
17 in a school district, may purchase property for school purposes  
18 and erect buildings thereon, and borrow money for this purpose  
19 and to secure loans may execute mortgage on the property, such  
20 mortgage to be limited to a period of twenty (20) years."

Filed  
March 8, 1965.

*withdrawn 3/30*

By HEYING.

SENATE FILE 313

1 Amend Senate File 313 by striking all of section 2.

Filed  
March 12, 1965.

*withdrawn 3/30*

By COLEMAN.

SENATE FILE 313

1 Amend Senate File 313 by striking lines 4 through  
2 12 and inserting in lieu thereof the following new  
3 paragraphs:  
4 "The board may, with approval of fifty-five percent of the  
5 voters, voting in a regular or special election, in the school  
6 district, make extended time contracts not to exceed twenty (20)  
7 years in duration for rental of buildings to supplement exist-  
8 ing schoolhouse facilities; and where it is deemed advisable,  
9 such contracts may include lease-purchase option agreements, and  
10 payments on such contracts may be made from the general fund  
11 of the school district."  
12 "Before entering into a rental or lease-purchase option  
13 contract, authorized by the electors, the board shall first  
14 adopt plans and specifications for a building which it con-  
15 siders suitable for the intended use and also adopt a form  
16 of rental or lease-purchase option contract. The board shall  
17 then invite bids thereon, on a rental or lease-purchase  
18 option basis, by advertisement published once each week for  
19 two consecutive weeks, in some newspaper published in the  
20 county in which the building is to be located, and the rent-  
21 al or lease-purchase option contract shall be awarded to  
22 the lowest responsible bidder, but the board may reject any  
23 and all bids and advertise for new bids."

Filed  
March 15, 1965.

*withdrawn 3/30*

By HEYING and DENMAN.

SENATE FILE 313

1 Amend the Heying and Denman amendment filed March 15,  
2 1965 to Senate File 313, line 4 by striking the word  
3 "fifty-five" and substituting in lieu thereof the word  
4 "sixty".

Filed  
March 19, 1965.

*withdrawn 3/30*

By WALKER.