

FEB 28 1973

Judiciary & Law Enforcement, Pass 3/20/73

HOUSE FILE

309

House File 309
Oakley, Chairman
Doyle
Crawford

Judiciary 4/2, Pass 4/24
House File 309
Glenn, Chairman
Kennedy
Shaw

BY BITTLE

Passed House, Date 3.30-73⁽⁶⁹⁰⁾ Passed Senate, Date 5-7-73 (1131)
Vote: Ayes 80 Nays 0 Vote: Ayes 42 Nays 0
Approved 5-15-73

A BILL FOR

1 An Act to legalize and validate the proceedings of the Board
2 of Directors of the Des Moines Area Community College
3 (Merged Area XI) in the Counties of Adair, Audubon, Boone,
4 Carroll, Clarke, Crawford, Dallas, Greene, Guthrie, Hamil-
5 ton, Hardin, Jasper, Lucas, Madison, Mahaska, Marion, Mar-
6 shall, Polk, Poweshiek, Shelby, Story and Warren, State of
7 Iowa, in connection with an election authorizing the levy
8 of a tax and declaring the validity of said election and
9 the validity of taxes levied pursuant thereto.

10 WHEREAS, it appears from the records of the Des Moines
11 Area Community College (Merged Area XI) that at a special
12 election held coincident with the regular school election
13 in and for said Merged Area on September 13, 1971, on the
14 following proposition, to-wit:

15 "Shall the Board of Directors of the Des Moines Area Com-
16 munity College (Merged Area XI), in the Counties of Adair,
17 Audubon, Boone, Carroll, Clarke, Crawford, Dallas, Greene,
18 Guthrie, Hamilton, Hardin, Jasper, Lucas, Madison, Mahaska,
19 Marion, Marshall, Polk, Poweshiek, Shelby, Story and Warren,
20 State of Iowa, cause to continue to be levied a tax not to
21 exceed three-fourths (3/4ths) mill on the dollar in any one
22 (1) year for a period of five (5) years, beginning with the
23 1972 tax levy, for any one or more of the following purposes:
24 for the purchase of grounds; construction of buildings; pay-
25 ment of debts contracted for the construction of buildings;

1 purchase of buildings and equipment for buildings; and the
2 acquisition of libraries; and for the purpose of maintaining,
3 remodeling, improving, or expanding the Des Moines Area Com-
4 munity College of the merged area; or for such other purposes
5 as authorized by law, as provided in Chapter 280A, Section
6 22 of the Code of Iowa?" was approved by more than fifty
7 percent of the total number of votes cast for and against
8 said proposition, and in reliance upon said election said
9 Board of Directors proposes to levy and collect said tax in
10 each year as authorized; and

11 WHEREAS, doubts have arisen concerning the validity and
12 legal sufficiency of said election and it is deemed advisable
13 to put such doubts and all others that might arise concerning
14 same forever at rest; NOW, THEREFORE,

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

16 Section 1. That all proceedings heretofore taken by the
17 Board of Directors of the Des Moines Area Community College
18 (Merged Area XI), preliminary to and in connection with said
19 election held in said Merged Area District on September 13,
20 1971, said election and the adoption by the voters of the
21 proposition set forth above are hereby legalized, validated
22 and confirmed and by authority of said election and this Act
23 said Board of Directors are authorized to levy said tax of
24 not to exceed three-fourths (3/4ths) of one (1) mill on all
25 taxable property within said Merged Area for the purposes
26 authorized at said election, said authorization to be ef-
27 fective for a period of five years commencing with the levy
28 for the 1972 taxes payable in 1973.

29 Sec. 2. This Act, being deemed of immediate importance,
30 shall take effect and be in force from and after its publica-
31 tion in Ankeny Press-Citizen, a newspaper published in
32 Ankeny, Iowa, and in Ames Daily Tribune,
33 a newspaper published in Ames, Iowa, without
34 expense to the state.

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EXPLANATION

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2 This Act legalizes proceedings wherein an election was
3 held authorizing Merged Area XI to levy a tax to pay for
4 purposes noted in the question submitted to the voters. The
5 question carried by a margin of 26,143 to 15,045. Confirma-
6 tion of the election is necessary to permit long range planning
7 by the merged area board.

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9 *Proof of Publication 3/2/73*
10 *Asbury Press citizen 2/8*
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