

Reprinted 2/11

To House - 1/2 (p. 337)
JAN 28 1981

HOUSE FILE 157

BY JOHNSON of Woodbury

EDUCATION

Passed House, Date 2-7-81 (p. 337) Passed Senate, Date _____
Vote: Ayes 41 Nays 2 Vote: Ayes _____ Nays _____
Approved April 28, 1981

A BILL FOR

1 An Act relating to the authority of school districts to sell,
2 lease, or dispose of school property.

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

4
5
6
7
8
9
10
11
12
13
14

157

HOUSE FILE 157

H-3057

1 Amend House File 157 as follows:

2 1. Page 1, by inserting after line 23 the following
3 section:

4 "Sec. ____ Section 297.22, unnumbered paragraph
5 6, Code 1981, is amended by striking the unnumbered
6 paragraph and inserting in lieu thereof the following:

7 The board of directors of a school corporation
8 may sell, lease, or dispose of a student-constructed
9 building and the property on which the student-
10 constructed building is located, and may purchase
11 sites for the erection of additional structures, by
12 any procedure which is adopted by the board."

13 2. By numbering and renumbering sections as
14 necessary to comply with this section.

H-3057 FILED

BY SPEAR of Lee

FEBRUARY 6, 1981

Adopted 2/9 (p. 337)

1 Section 1. Section 297.22, unnumbered paragraphs 1 and
2 2 and subsections 1, 2, 3, and 4, Code 1981, are amended by
3 striking the unnumbered paragraphs and the subsections and
4 inserting in lieu thereof the following:

5 The board of directors of a school district may sell,
6 lease, or dispose of, in whole or in part, a schoolhouse,
7 site, or other property belonging to the district for which
8 the value does not exceed twenty-five thousand dollars. If
9 the value exceeds twenty-five thousand dollars, the board
10 shall submit the question at an election under section 278.1,
11 subsection 2, to authorize the sale, lease or disposal.

12 Sec. 2. Section 297.22, unnumbered paragraph 5, Code 1981,
13 is amended to read as follows:

14 The board of directors of any a school corporation may
15 sell, lease, exchange, give or grant and accept any interest
16 in real property to, with or from any county, municipal
17 corporation, school district or township if the real property
18 is within the jurisdiction of both the grantor and grantee.
19 The provisions of sections 297.15 to 297.20, sections 297.23
20 and 297.24, and the property value ~~limitations~~ limitation
21 and appraisal requirements of this section ~~shall~~ do not apply
22 to ~~any such~~ the transaction ~~between-the-aforesaid-local-units~~
23 ~~of-government~~.

24 Sec. 3. Section 297.22, unnumbered paragraph 7, Code 1981,
25 is amended to read as follows:

26 The property value ~~limitations~~ limitation listed in this
27 section ~~shall~~ does not apply to the sale, lease, or disposi-
28 tion of real estate upon which a structure has been erected
29 by students as part of a regular course of study.

30 EXPLANATION

31 This bill strikes dollar limits of \$500 to \$10,000, and
32 an authorization without limit for certain special charter
33 cities, and inserts a uniform \$25,000 as the amount below
34 which a board of directors can sell, lease, or dispose of
35 school property without authorization in an election. The
36 bill takes effect July 1 following its enactment.

Am. 2/12

Amend per 32441
Do Pass 2/19 (p. 946)

HOUSE FILE 157

BY JOHNSON of Woodbury

(As Amended and Passed by the House)

Passed House, Date 3-9-81 (p. 337) Passed Senate, Date 4-15-81 (p. 1279)

Vote: Ayes 91 Nays 0 Vote: Ayes 45 Nays 0

Approved April 28 1981

A BILL FOR

1 An Act relating to the authority of school districts to sell,
2 lease, or dispose of school property.

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

_____ House Amendments

32447

1 Section 1. Section 297.22, unnumbered paragraphs 1 and
2 2 and subsections 1, 2, 3, and 4, Code 1981, are amended by
3 striking the unnumbered paragraphs and the subsections and
4 inserting in lieu thereof the following:

32448

5 The board of directors of a school district may sell,
6 lease, or dispose of, in whole or in part, a schoolhouse,
7 site, or other property belonging to the district for which
8 the value does not exceed twenty-five thousand dollars. If
9 the value exceeds twenty-five thousand dollars, the board
10 shall submit the question at an election under section 278.1,
11 subsection 2, to authorize the sale, lease or disposal.

12 Sec. 2. Section 297.22, unnumbered paragraph 5, Code 1981,
13 is amended to read as follows:

14 The board of directors of any a school corporation may
15 sell, lease, exchange, give or grant and accept any interest
16 in real property to, with or from any county, municipal
17 corporation, school district or township if the real property
18 is within the jurisdiction of both the grantor and grantee.
19 The provisions of sections 297.15 to 297.20, sections 297.23
20 and 297.24, and the property value ~~limitations~~ limitation
21 and appraisal requirements of this section ~~shall~~ do not apply
22 to ~~any-such the~~ transaction between the aforesaid local units
23 ~~of government.~~

24 Sec. 3. Section 297.22, unnumbered paragraph 6, Code 1981,
25 is amended by striking the unnumbered paragraph and inserting
26 in lieu thereof the following:

27 The board of directors of a school corporation may sell,
28 lease, or dispose of a student-constructed building and the
29 property on which the student-constructed building is located,
30 and may purchase sites for the erection of additional
31 structures, by any procedure which is adopted by the board.

32449

32 Sec. 4. Section 297.22, unnumbered paragraph 7, Code 1981,
33 is amended to read as follows:

34 The property value ~~limitations~~ limitation listed in this
35 section ~~shall~~ does not apply to the sale, lease, or disposi-

1 tion of real estate upon which a structure has been erected
2 by students as part of a regular course of study.

- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28
- 29
- 30
- 31
- 32
- 33
- 34
- 35

SENATE CLIP SHEET

MARCH 25, 1981

HOUSE FILE 157

S-3244

1 Amend House File 157, as amended, passed and
2 reprinted by the House, as follows:

3 1. Page 1, by inserting before line 1 the following
4 section:

5 "Section 1. Section 278.1, subsection 2, Code
6 1981, is amended to read as follows:

7 2. Direct the sale, lease, or other disposition
8 of any schoolhouse or site or other property belonging
9 to the corporation, and the application to be made
10 of the proceeds thereof, ~~provided, however, that~~
11 ~~nothing herein shall be construed to prevent the sale,~~
12 ~~lease, exchange, gift or grant and acceptance of any~~
13 ~~interest in real or other property by the board of~~
14 ~~directors without an election to the extent authorized~~
15 ~~in section 297.22 pursuant to the requirements of~~
16 ~~sections 297.22 and 278.2."~~

17 2. Page 1, by striking lines 5 through 11 and
18 inserting in lieu thereof the following:

19 "The board of directors of a school district, by
20 majority vote of the membership of the board, may
21 sell, lease, or dispose of, in whole or in part, a
22 schoolhouse, site, or other property belonging to
23 the district when the sale is for the benefit of the
24 district."

25 3. Page 1, by striking line 20 and inserting in
26 lieu thereof the words and figures "and 297.24, and
27 ~~the property value limitations~~".

28 4. By striking page 1, line 33 through page 2,
29 line 2 and inserting in lieu thereof the following:
30 "is amended by striking the unnumbered paragraph."

31 5. Page 2, by inserting after line 2 the following
32 section:

33 "Sec. ____ . Section 297.22, unnumbered paragraph
34 8, Code 1981, is amended to read as follows:

35 The board of directors of a school corporation
36 may lease a portion of an existing school building
37 in which the remaining portion of the building will
38 be used for school purposes for a period of not to
39 exceed five years. The lease may be renewed at the
40 option of the board. Sections 297.15 to 297.20,
41 sections 297.23 and 297.24, ~~and the property value~~
42 ~~limitations~~ and appraisal requirements of this section
43 do not apply to the lease of a portion of an existing
44 school building."

-3244 FILED
MARCH 24, 1981

Lead 4/15/81 (p. 1279)

BY COMMITTEE ON EDUCATION
ARTHUR L. GRATIAS, CHAIRPERSON

HOUSE FILE 157

property on which the student-constructed building is located, and may purchase sites for the erection of additional structures, by any procedure which is adopted by the board.

Sec. 4. Section 297.22, unnumbered paragraph 7, Code 1981, is amended to read as follows:

The property value ~~limitations~~ limitation listed in this section ~~shall~~ does not apply to the sale, lease, or disposition of real estate upon which a structure has been erected by students as part of a regular course of study.

AN ACT
RELATING TO THE AUTHORITY OF SCHOOL DISTRICTS TO SELL, LEASE,
OR DISPOSE OF SCHOOL PROPERTY.

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

Section 1. Section 297.22, unnumbered paragraphs 1 and 2 and subsections 1, 2, 3, and 4, Code 1981, are amended by striking the unnumbered paragraphs and the subsections and inserting in lieu thereof the following:

The board of directors of a school district may sell, lease, or dispose of, in whole or in part, a schoolhouse, site, or other property belonging to the district for which the value does not exceed twenty-five thousand dollars. If the value exceeds twenty-five thousand dollars, the board shall submit the question at an election under section 278.1, subsection 2, to authorize the sale, lease or disposal.

Sec. 2. Section 297.22, unnumbered paragraph 5, Code 1981, is amended to read as follows:

The board of directors of any a school corporation may sell, lease, exchange, give or grant and accept any interest in real property to, with or from any county, municipal corporation, school district or township if the real property is within the jurisdiction of both the grantor and grantee. The provisions of sections 297.15 to 297.20, sections 297.23 and 297.24, and the property value ~~limitations~~ limitation and appraisal requirements of this section ~~shall do~~ not apply to ~~any such~~ the transaction ~~between the aforesaid local units of government.~~

Sec. 3. Section 297.22, unnumbered paragraph 6, Code 1981, is amended by striking the unnumbered paragraph and inserting in lieu thereof the following:

The board of directors of a school corporation may sell, lease, or dispose of a student-constructed building and the

DELWYN STROMER
Speaker of the House

TERRY E. BRANSTAD
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 157, Sixty-ninth General Assembly.

PAT H. HARPER
Chief Clerk of the House

Approved April 28, 1981

ROBERT D. RAY
Governor

H.F. 157