

Re. 2/21/85

House File 639

Education: Tabor, Chair: Branstad and Zimmerman.

House File 639

EDUCATION: Colton, Chair: Hannon and Lind

So Pass 4/1/85

HOUSE FILE

639

BY ROSENBERG

Passed House, Date 3-26-85 (p.1059) Passed Senate, Date 4-18-85 (p.1474)

Vote: Ayes 93 Nays 0 Vote: Ayes 41 Nays 0

Approved May 14, 1985

A BILL FOR

1 An Act relating to the presence and removal of asbestos in
2 public school buildings.

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

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HF 639

1 Section 1. Section 279.43, subsection 2, Code 1985, is
2 amended to read as follows:

3 2. The board of directors may also submit a proposal to
4 the qualified electors of the school district at a regular
5 school election ~~held in September, 1984~~ or at a special
6 election ~~held not later than February 15, 1985~~, to authorize
7 an additional tax levy to pay the actual cost of an asbestos
8 removal or encapsulation project.

9 Sec. 2. Section 279.43, subsection 3, paragraphs c and d,
10 Code 1985, are amended to read as follows:

11 c. If a property tax levy is selected under paragraph "b",
12 subparagraph (1), the levy shall be certified for not more
13 than three consecutive years ~~commencing not later than March~~
14 ~~15, 1985 and ending not later than March 15, 1987~~.

15 d. If a combination of an enrichment property tax and a
16 school district income surtax is selected, the amount of tax
17 revenue raised shall not exceed the actual cost of the removal
18 or encapsulation of the asbestos or the maximum amount which
19 may be raised by the levy of the combination of the taxes for
20 the three school years, ~~beginning July 1, 1985 and ending July~~
21 ~~1, 1987~~ as determined under section 442.14, subsections 3 and
22 4, whichever amount is less.

23 Sec. 3. Not later than September 15, 1985, the board of
24 directors of each school district shall provide information in
25 writing to the parents of students enrolled in the school
26 district concerning the presence of building materials
27 containing friable asbestos in buildings owned or leased by
28 the school district.

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EXPLANATION

30 This bill removes the deadline dates for school districts
31 to authorize a tax levy or a combination of a tax levy and in-
32 come surtax to fund the costs of removal of asbestos in school
33 buildings. It also requires school districts to inform
34 parents of students about the presence of asbestos in build
35 ings.

HOUSE FILE 639

AN ACT

RELATING TO THE PRESENCE AND REMOVAL OF ASBESTOS IN PUBLIC
SCHOOL BUILDINGS.

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

Section 1. Section 279.43, subsection 2, Code 1985, is amended to read as follows:

2. The board of directors may also submit a proposal to the qualified electors of the school district at a regular school election held in September, 1984 or at a special election held not later than February 15, 1985, to authorize an additional tax levy to pay the actual cost of an asbestos removal or encapsulation project.

Sec. 2. Section 279.43, subsection 3, paragraphs c and d, Code 1985, are amended to read as follows:

c. If a property tax levy is selected under paragraph "b", subparagraph (1), the levy shall be certified for not more than three consecutive years commencing not later than March 15, 1985 and ending not later than March 15, 1987.

d. If a combination of an enrichment property tax and a school district income surtax is selected, the amount of tax revenue raised shall not exceed the actual cost of the removal or encapsulation of the asbestos or the maximum amount which may be raised by the levy of the combination of the taxes for the three school years, beginning July 1, 1985 and ending July 1, 1987 as determined under section 442.14, subsections 3 and 4, whichever amount is less.

Sec. 3. Not later than September 15, 1985, the board of directors of each school district shall provide information in

writing to the parents of students enrolled in the school district concerning the presence of building materials containing friable asbestos in buildings owned or leased by the school district.

DONALD D. AVENSON
Speaker of the House

ROBERT T. ANDERSON
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 639, Seventy-first General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved May 14, 1985

TERRY E. BRANSTAD
Governor