

Sen Ed 2/22 Amended per 5427 v Co Pass 3/5 (p. 961)

FEB 9 1990

EDUCATION Do Pass 2/15 (p. 407)

HOUSE FILE 2357

BY ADAMS

Passed House, Date 2/20/90 (p. 490) Passed Senate, Date 3/26/90 (p. 1314)

Vote: Ayes 73 Nays 24 Vote: Ayes 49 Nays 0

Approved April 30, 1990

Repassed House as amended (5880)
3/28/90 (p. 1511)

75-21 A BILL FOR

1 An Act relating to the applicability of school district
2 reorganization incentives and providing a retroactive
3 applicability date.

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

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HOUSE FILE 2357

H-5162

1 Amend House File 2357 as follows:
2 1. Title page, line 2, by inserting after the
3 word "providing" the following: "an effective date
4 and".

By ADAMS of Hamilton

H-5162 FILED FEBRUARY 15, 1990

Adopted 2/20 (p. 487)

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HF 2357

1 Section 1. Section 442.2, subsection 1, unnumbered
2 paragraph 3, Code Supplement 1989, is amended to read as
3 follows:

4 For purposes of this section, a reorganized school district
5 is one which absorbed at least thirty percent of the
6 enrollment of the school district affected by a reorganization
S-5427 or dissolved during a dissolution and in which reorganization
8 or dissolution was approved in an election pursuant to
9 sections 275.18 and 275.20 or section 275.55 prior to ~~July-17~~
10 ~~1989~~ November 30, 1990, and the reorganization or dissolution
11 takes effect on or after July 1, 1988.

12 Sec. 2. Section 442.2, subsection 2, unnumbered paragraph
13 2, Code Supplement 1989, is amended to read as follows:

14 The reduced property tax rates of those reorganized
15 districts that met the requirements of this section prior to
S-54216 ~~July-17-1989~~ November 30, 1990, shall continue to increase as
17 provided in this section until they reach five dollars and
18 forty cents.

19 Sec. 3. Section 442.9A, unnumbered paragraph 4, Code
20 Supplement 1989, is amended to read as follows:

21 For purposes of this section, a reorganized school district
S-542722 is one in which reorganization was approved in an election
23 pursuant to sections 275.18 and 275.20 prior to ~~July-17-1989~~
24 November 30, 1990, and will take effect on or after July 1,
25 1986.

26 Sec. 4. Section 442.39A, Code Supplement 1989, is amended
27 to read as follows:

28 442.39A SUPPLEMENTARY WEIGHTING AND SCHOOL REORGANIZATION.

29 In determining weighted enrollment under section 442.4, if
30 the board of directors of a school district has approved a
31 contract for sharing under section 442.39, subsection 2 or 4,
S-542732 and the school district has approved a reorganization prior to
33 ~~July-17-1989~~ November 30, 1990, the reorganized school
34 district shall include, for a period of five years following
35 the effective date of the reorganization, additional pupils

1 added by the application of the supplementary weighting plan,
2 equal to the pupils added by the application of the
3 supplementary weighting plan in the year preceding the
4 reorganization. However, the weighting shall be reduced by
5 the supplementary weighting added for a pupil whose residency
6 is not within the reorganized district. For purposes of this
7 section, a reorganized district is one in which the
8 reorganization was approved in an election pursuant to
9 sections 275.18 and 275.20 and takes effect on or after July
10 1, 1986.

5-5427

11 Sec. 5. This Act, being deemed of immediate importance,
12 takes effect upon enactment and is retroactively applicable to
13 May 5, 1989.

14 EXPLANATION

15 This bill provides that the reorganization incentives to
16 school districts apply to districts that approve a
17 reorganization at an election prior to November 30, 1990,
18 rather than July 1, 1989. The bill is effective upon
19 enactment and is retroactively applicable to May 5, 1989.

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SENATE AMENDMENT TO HOUSE FILE 2357

H-5880

1 Amend House File 2357, as amended and passed by the
2 House, as follows:

3 1. Page 1, by striking lines 7 through 9, and
4 inserting the following: "or dissolved during a
5 dissolution and in which action to bring about a
6 reorganization or dissolution was approved-in-an
7 election-pursuant-to-sections-275-18-and-275-20-or
8 section-275-55 initiated by a vote of the board of
9 directors or jointly by the affected boards of
10 directors prior to July-17".

11 2. Page 1, by striking lines 22 and 23, and
12 inserting the following: "is one in which action to
13 bring about a reorganization was approved-in-an
14 election-pursuant-to-sections-275-18-and-275-20
15 initiated by a vote of the board of directors or
16 jointly by the affected boards of directors prior to
17 July-17-1989".

18 3. Page 1, by striking lines 32 and 33, and
19 inserting the following: "and the school district has
20 approved initiated an action prior to November 30,
21 1990, to bring about a reorganization prior-to-July-17
22 1989, the reorganized school".

RECEIVED FROM THE SENATE

H-5880 FILED MARCH 27, 1990

Have concurred 3/28 (p. 1511)

HOUSE FILE 2357
FISCAL NOTE

A fiscal note for House File 2357 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

House File 2357 is a bill which changes the deadline for school districts to be eligible for reorganization incentives. Under current law, in order to be eligible for the incentives, a district must have reorganized prior to July 1, 1989. This bill changes that date to November 30, 1990.

Currently, 84 districts are whole grade sharing. Based on previous history, the Department of Education estimates that between four and eight districts who are currently whole grade sharing would reorganize before November 30, thus making them eligible for the incentive. Of these, it is known that Central Webster and Dayton school districts are in the midst of the reorganization process, but missed the July 1 deadline. If Central Webster and Dayton were able to take advantage of the extended incentive, the FY 1991 General Fund effect would be approximately \$140,000, and the FY 1992 effect would be \$119,000.

Fiscal Effect:

The fiscal effect of House File 2357 cannot be determined, because it is not possible to determine which districts would choose to reorganize, and which would meet the November 30 deadline.

Source: Department of Education

(LSB 8016h, CRH)

FILED FEBRUARY 20, 1990

BY DENNIS PROUTY, FISCAL DIRECTOR

S-5427

1 Amend House File 2357, as amended and passed by the
2 House, as follows:

3 1. Page 1, by striking lines 7 through 10, and
4 inserting the following: "or dissolved during a
5 dissolution and in which action to bring about a
6 reorganization or dissolution was approved-in-an
7 election-pursuant-to-sections-275-18-and-275-20-or
8 section-275-55 initiated by a vote of the board of
9 directors or jointly by the affected boards of
10 directors prior to July-17-1989 September 1, 1988, the
11 districts were receiving supplementary weighting under
12 section 442.39, and the reorganization or
13 dissolution".

14 2. Page 1, line 16, by striking the words and
15 figures "November 30, 1990" and inserting the
16 following: "September 1, 1988".

17 3. Page 1, by striking lines 22 through 24, and
18 inserting the following: "is one in which action to
19 bring about a reorganization was approved-in-an
20 election-pursuant-to-sections-275-18-and-275-20
21 initiated by a vote of the board of directors or
22 jointly by the affected boards of directors prior to
23 July-17-1989 September 1, 1988, the districts were
24 receiving supplementary weighting under section
25 442.39, and the reorganization will take effect on or
26 after July 1,".

27 4. Page 1, by striking lines 32 and 33, and
28 inserting the following: "and the school district has
29 approved initiated an action prior to September 1,
30 1988, to bring about a reorganization prior-to-July-17-
31 1989, the reorganized school".

32 5. Page 2, by striking lines 8 and 9, and
33 inserting the following: "action to bring about a
34 reorganization was approved-in-an-election-pursuant-to
35 sections-275-18-and-275-20 initiated by a vote of the
36 board of directors or jointly by the affected boards
37 of directors and takes effect on or after July".

By COMMITTEE ON EDUCATION
LARRY MURPHY, Chairperson

S-5427 FILED MARCH 8, 1990

Done 3/13 (p 1045)

HOUSE FILE 2357

S-5674

1 Amend House File 2357, as amended and passed by the
2 House, as follows:

3 1. Page 1, by striking lines 7 through 9, and
4 inserting the following: "or dissolved during a
5 dissolution and in which action to bring about a
6 reorganization or dissolution was approved-in-an
7 election-pursuant-to-sections-275-18-and-275-20-or
8 section-275-55 initiated by a vote of the board of
9 directors or jointly by the affected boards of
10 directors prior to July-17,".

11 2. Page 1, by striking lines 22 and 23, and
12 inserting the following: "is one in which action to
13 bring about a reorganization was approved-in-an
14 election-pursuant-to-sections-275-18-and-275-20
15 initiated by a vote of the board of directors or
16 jointly by the affected boards of directors prior to
17 July-17-1989".

18 3. Page 1, by striking lines 32 and 33, and
19 inserting the following: "and the school district has
20 approved initiated an action prior to November 30,
21 1990, to bring about a reorganization prior-to-July-17
22 1989, the reorganized school".

By LARRY MURPHY

S-5674 FILED MARCH 23, 1990

Adopted 3/26 (p. 1314)

HOUSE FILE 2357

AN ACT

RELATING TO THE APPLICABILITY OF SCHOOL DISTRICT REORGANIZATION INCENTIVES AND PROVIDING AN EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

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

Section 1. Section 442.2, subsection 1, unnumbered paragraph 3, Code Supplement 1989, is amended to read as follows:

For purposes of this section, a reorganized school district is one which absorbed at least thirty percent of the enrollment of the school district affected by a reorganization or dissolved during a dissolution and in which action to bring about a reorganization or dissolution was approved in an election pursuant to sections 275.18 and 275.20 or section 275.55 initiated by a vote of the board of directors or jointly by the affected boards of directors prior to July 17, 1989 November 30, 1990, and the reorganization or dissolution takes effect on or after July 1, 1988.

Sec. 2. Section 442.2, subsection 2, unnumbered paragraph 2, Code Supplement 1989, is amended to read as follows:

The reduced property tax rates of those reorganized districts that met the requirements of this section prior to ~~July 17, 1989~~ November 30, 1990, shall continue to increase as provided in this section until they reach five dollars and forty cents.

Sec. 3. Section 442.9A, unnumbered paragraph 4, Code Supplement 1989, is amended to read as follows:

For purposes of this section, a reorganized school district is one in which action to bring about a reorganization was approved in an election pursuant to sections 275.18 and 275.20 initiated by a vote of the board of directors or jointly by the affected boards of directors prior to July 17, 1989 November 30, 1990, and will take effect on or after July 1, 1986.

Sec. 4. Section 442.39A, Code Supplement 1989, is amended to read as follows:

442.39A SUPPLEMENTARY WEIGHTING AND SCHOOL REORGANIZATION.

In determining weighted enrollment under section 442.4, if the board of directors of a school district has approved a contract for sharing under section 442.39, subsection 2 or 4, and the school district has approved initiated an action prior to November 30, 1990, to bring about a reorganization prior to July 17, 1989, the reorganized school district shall include, for a period of five years following the effective date of the reorganization, additional pupils added by the application of the supplementary weighting plan, equal to the pupils added by the application of the supplementary weighting plan in the year preceding the reorganization. However, the weighting shall be reduced by the supplementary weighting added for a pupil whose residency is not within the reorganized district. For purposes of this section, a reorganized district is one in which the reorganization was approved in an election pursuant to sections 275.18 and 275.20 and takes effect on or after July 1, 1986.

Sec. 5. This Act, being deemed of immediate importance, takes effect upon enactment and is retroactively applicable to May 5, 1989.

DONALD D. AVENSON
Speaker of the House

JO ANN ZIMMERMAN
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2357, Seventy-third General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved April 30, 1990

TERRY E. BRANSTAD
Governor