

3/8/94 (House) Educ. P 461
(P. 642) 3-15-94 House - Amend / Do Pass
4/14 5376

FILED MAR 2 1994

SENATE FILE 2231
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SSB 2217)

Passed Senate, Date 3-7-94 (P. 538) Passed House, Date 4-4-94 (P. 1064)
Vote: Ayes 49 Nays 0 Vote: Ayes 88 Nays 1
Approved April 19, 1994
Passed 4-5-94
Vote 50-0 (P. 1023) Stem
A BILL FOR Vets

1 An Act relating to the sale, lease, or disposal of property by
2 area education agencies and providing area education agencies
3 with certain exemptions for a real property transaction
4 between an area education agency and a school district if the
5 real property is within the jurisdiction of both the grantee
6 and the grantor.

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

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SF. 2231

1 Section 1. Section 273.3, Code 1993, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 20. Be authorized to sell, lease, or
4 dispose of, in whole or in part, property belonging to the
5 area education agency. Before the area education agency may
6 sell property belonging to the agency, the board of directors
7 shall comply with the requirements set forth in sections
8 297.23 and 297.24. Before the board of directors of an area
9 education agency may lease property belonging to the agency,
10 the board shall obtain the approval of the director of the
11 department of education.

12 Sec. 2. Section 297.22, subsection 1, unnumbered paragraph
13 4, Code 1993, is amended to read as follows:

14 The board of directors of a school district may sell,
15 lease, exchange, give, or grant, and accept any interest in
16 real property to, with, or from a county, municipal
17 corporation, school district, ~~or township,~~ or area education
18 agency if the real property is within the jurisdiction of both
19 the grantor and grantee. In this case sections 297.15 to
20 297.20, sections 297.23 and 297.24, and appraisal requirements
21 of this section do not apply to the transaction.

22 EXPLANATION

23 This bill authorizes the board of directors of an area
24 education agency to sell, lease, or dispose of, in whole or in
25 part, agency property after advertising for bids and accepting
26 the best bid. Before leasing agency property, the board is
27 directed to obtain the approval of the director of the
28 department of education.

29 The bill also permits the board of directors of a school
30 district to sell, lease, exchange, give, or grant and accept
31 interest in real property, with, or from an area education
32 agency if the real property is within the jurisdiction of both
33 the agency and the district.

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SENATE FILE 2231

H-5376

- 1 Amend Senate File 2231 as follows:
- 2 1. Page 1, by inserting after line 21 the
- 3 following:
- 4 "Sec. _____. This Act, being deemed of immediate
- 5 importance, takes effect upon enactment."
- 6 2. Title page, line 6, by inserting after the
- 7 word "grantor" the following: "and providing an
- 8 effective date".

*Adopted 4-4-94
(P. 1064)*

By COMMITTEE ON EDUCATION
STEVEN E. GRUBBS, Chairperson

H-5376 FILED MARCH 15, 1994

HOUSE AMENDMENT TO
SENATE FILE 2231

S-5412

- 1 Amend Senate File 2231 as follows:
- 2 1. Page 1, by inserting after line 21 the
- 3 following:
- 4 "Sec. _____. This Act, being deemed of immediate
- 5 importance, takes effect upon enactment."
- 6 2. Title page, line 6, by inserting after the
- 7 word "grantor" the following: "and providing an
- 8 effective date".

Senate Concurred 4/5/94 (P. 1022)

RECEIVED FROM THE HOUSE

S-5412 FILED APRIL 4, 1994

Kibbie - Chair
Connolly
Rensink

SSB - 2217
Education

SENATE FILE 2231
BY (PROPOSED COMMITTEE ON
EDUCATION BILL BY CHAIR-
PERSON CONNOLLY)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the sale, lease, or disposal of property by
2 area education agencies and providing area education agencies
3 with certain exemptions for a real property transaction
4 between an area education agency and a school district if the
5 real property is within the jurisdiction of both the grantee
6 and the grantor.

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

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1 Section 1. Section 273.3, Code 1993, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 20. Be authorized to sell, lease, or
4 dispose of, in whole or in part, property belonging to the
5 area education agency. Before the area education agency may
6 sell property belonging to the agency, the board of directors
7 shall comply with the requirements set forth in sections
8 297.23 and 297.24. Before the board of directors of an area
9 education agency may lease property belonging to the agency,
10 the board shall obtain the approval of the director of the
11 department of education.

12 Sec. 2. Section 297.22, subsection 1, unnumbered paragraph
13 4, Code 1993, is amended to read as follows:

14 The board of directors of a school district may sell,
15 lease, exchange, give, or grant, and accept any interest in
16 real property to, with, or from a county, municipal
17 corporation, school district, or township, or area education
18 agency if the real property is within the jurisdiction of both
19 the grantor and grantee. In this case sections 297.15 to
20 297.20, sections 297.23 and 297.24, and appraisal requirements
21 of this section do not apply to the transaction.

22 EXPLANATION

23 This bill authorizes the board of directors of an area
24 education agency to sell, lease, or dispose of, in whole or in
25 part, agency property after advertising for bids and accepting
26 the best bid. Before leasing agency property, the board is
27 directed to obtain the approval of the director of the
28 department of education.

29 The bill also permits the board of directors of a school
30 district to sell, lease, exchange, give, or grant and accept
31 interest in real property, with, or from an area education
32 agency if the real property is within the jurisdiction of both
33 the agency and the district.

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Sec. 3. This Act, being deemed of immediate importance, takes effect upon enactment.

SENATE FILE 2231

AN ACT

RELATING TO THE SALE, LEASE, OR DISPOSAL OF PROPERTY BY AREA EDUCATION AGENCIES AND PROVIDING AREA EDUCATION AGENCIES WITH CERTAIN EXEMPTIONS FOR A REAL PROPERTY TRANSACTION BETWEEN AN AREA EDUCATION AGENCY AND A SCHOOL DISTRICT IF THE REAL PROPERTY IS WITHIN THE JURISDICTION OF BOTH THE GRANTEE AND THE GRANTOR AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. Section 273.3, Code 1993, is amended by adding the following new subsection:

NEW SUBSECTION. 20. Be authorized to sell, lease, or dispose of, in whole or in part, property belonging to the area education agency. Before the area education agency may sell property belonging to the agency, the board of directors shall comply with the requirements set forth in sections 297.23 and 297.24. Before the board of directors of an area education agency may lease property belonging to the agency, the board shall obtain the approval of the director of the department of education.

Sec. 2. Section 297.22, subsection 1, unnumbered paragraph 4, Code 1993, is amended to read as follows:

The board of directors of a school district may sell, lease, exchange, give, or grant, and accept any interest in real property to, with, or from a county, municipal corporation, school district, or township, or area education agency if the real property is within the jurisdiction of both the grantor and grantee. In this case sections 297.15 to 297.20, sections 297.23 and 297.24, and appraisal requirements of this section do not apply to the transaction.

LEONARD L. BOSWELL
President of the Senate

HAROLD VAN MAANEN
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2231, Seventy-fifth General Assembly.

John Dwyer
Approved April 13, 1994

JOHN F. DWYER
Secretary of the Senate

TERRY E. BRANSTAD
Governor