

FILED JAN 14 1998

SENATE FILE 2033  
BY ANGELO

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to elections to change the boundaries of director  
2 districts after dissolution of a school district.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 2033

1 Section 1. Section 275.54, unnumbered paragraph 1, Code  
2 1997, is amended to read as follows

3 Within ten days following the filing of the dissolution  
4 proposal with the board, the board shall fix a date for a  
5 hearing on the proposal which shall not be more than sixty  
6 days after the dissolution petition was filed with the board.  
7 The board shall publish notice of the date, time, and location  
8 of the hearing at least ten days prior to the date of the  
9 hearing by one publication in a newspaper in general  
10 circulation in the district. The notice shall include the  
11 content of the dissolution proposal. A person residing or  
12 owning land in the school district may present evidence and  
13 arguments at the hearing. The president of the board shall  
14 preside at the hearing. The board shall review testimony from  
15 the hearing and shall adopt or amend and adopt the dissolution  
16 proposal. The board shall notify by registered mail the  
17 boards of directors of all school districts to which area of  
18 the affected school district will be attached and the director  
19 of the department of education of the contents of the  
20 dissolution proposal adopted by the board. If the board of a  
21 district to which area of the affected school district will be  
22 attached objects to the attachment, that portion of the  
23 dissolution proposal will not be included in the proposal  
24 voted upon under section 275.55, subsections 1, 3, 4, and 5,  
25 and the director of the department of education shall attach  
26 the area to a contiguous school district. If the board of a  
27 district to which area of the affected school district will be  
28 attached objects to the division of assets and liabilities  
29 contained in the dissolution proposal, section 275.30 applies  
30 for the division of assets and liabilities to that district.

31 Sec. 2. Section 275.55, Code 1997, is amended to read as  
32 follows:

33 275.55 ~~EBECTION~~ ELECTIONS.

34 1. The board of the school district shall call a special  
35 election to be held not later than forty days following the

1 date of the final hearing on the dissolution proposal. The  
2 special election may be held at the same time as the regular  
3 school election. The proposition submitted to the voters  
4 residing in the school district at the special election shall  
5 describe each separate area to be attached to a contiguous  
6 school district and shall name the school district to which it  
7 will be attached.

8 2. The board of a school district accepting attachments of  
9 the dissolved school district may call a special election to  
10 authorize a change of boundaries of director districts. The  
11 special election may be held at the same time as the regular  
12 school election. If a proposition submitted to the voters  
13 under this subsection is rejected, it shall not be resubmitted  
14 to the voters of the district in substantially the same form  
15 within the next three years; if it is approved, no other  
16 proposal shall be submitted to the voters of the district  
17 under this subsection within the next six years. The school  
18 board shall notify the state commissioner of elections and the  
19 county commissioner of elections of each county in which a  
20 portion of the school district is located when the boundaries  
21 of director districts are changed. The notices of changes  
22 submitted to the commissioners shall be postmarked no later  
23 than thirty days after approval by the voters. The board  
24 shall provide the commissioners with maps showing the new  
25 boundaries and shall also certify to the state commissioner  
26 the populations of the new director districts as determined  
27 under the latest federal decennial census.

28 3. The board shall give written notice of the proposed  
29 date of the an election under subsection 1 or 2 to the county  
30 commissioner of elections. The proposed date shall be  
31 pursuant to sections 39.2, subsections 1 and 2, and 47.5,  
32 subsections 1 and 2. The county commissioner of elections  
33 shall give notice of the election by-one-publication-in-the  
34 same-newspaper-in-which-the-previous-notice-was-published  
35 about-the-hearing, which-publication-shall in a newspaper of

1 general circulation not be less than four nor more than twenty  
2 days prior to the election. If the election follows a hearing  
3 as provided in section 275.54, the commissioner of elections  
4 shall give notice of the election by publication in the same  
5 newspaper in which the previous notice was published about the  
6 hearing.

7 4. The A proposition submitted pursuant to this section  
8 shall be adopted if a majority of the electors voting on the  
9 proposition approve its adoption.

10 5. The An attachment is effective July 1 following its  
11 approval. If the dissolution proposal is for the dissolution  
12 of a school district with a certified enrollment of fewer than  
13 six hundred, the territory located in the school district that  
14 dissolved is eligible, if approved by the director of the  
15 department of education, for a reduction in the foundation  
16 property tax levy under section 257.3, subsection 1. If the  
17 director approves a reduction in the foundation property tax  
18 levy as provided in this section, the director shall notify  
19 the director of the department of management of the reduction.

20 Sec. 3. EFFECTIVE DATE. This Act, being deemed of  
21 immediate importance, takes effect upon enactment.

22 EXPLANATION

23 This bill permits the board of directors of a school  
24 district accepting attachments of a dissolved school district  
25 to call a special election, which may be held at the regular  
26 school election, to authorize a change of boundaries of  
27 director districts. A rejected proposal shall not be  
28 resubmitted to the voters for three years. If voters approve  
29 the proposal, no other proposal shall be submitted to the  
30 voters within the next six years, and the school board must  
31 notify the state commissioner of elections and the county  
32 commissioner of elections of the change, supply the  
33 commissioners with maps showing the new boundaries, and  
34 certify to the state commissioner the populations of the new  
35 director districts as determined under the latest federal

1 decennial census.

2     The bill takes effect upon enactment.

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