

SENATE FILE 539
BY LUNDBY, HORN, and DVORSKY

(COMPANION TO LSB 2371HH
BY CORBETT)

Passed Senate, Date 4/22/97 (p.1336) Passed House, Date _____
Vote: Ayes 49 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act to legalize the proceedings taken by the Cedar Rapids
2 Community School District to participate in an instructional
3 support program and providing an effective and retroactive
4 applicability date.
5 WHEREAS, the Board of Directors of the Cedar Rapids Community
6 School District passed, on July 1, 1996, a Resolution of Intent
7 Proposing Participation in an Instructional Support Program and
8 Authorizing the Publication of Notice of Time and Place of a
9 Public Hearing which authorized the Secretary of the Board to
10 publish notice of the public hearing, which would be held on July
11 15, 1996, at 7:30 p.m., once in the Cedar Rapids Gazette as
12 required under Code section 257.18; and
13 WHEREAS, a request for publication was prepared asking for
14 publication of the notice on Friday, July 5, 1996, which did not
15 occur; and
16 WHEREAS, several newspaper articles regarding the public
17 hearing, including the date and time of the hearing and that the
18 subject of the hearing was to be participation in the proposed
19 instructional support program, were published in the Cedar Rapids
20 Gazette prior to the hearing; and
21 WHEREAS, the newspaper articles did not provide the ten-day

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1 notice required under Code section 257.18; and

2 WHEREAS, the Board met and held the public hearing on July 15,
3 1996, at 7:30 p.m., received comments from citizens within the
4 school district, and took action to approve a resolution to call
5 an election on the proposed instructional support program; and

6 WHEREAS, an election was held on September 10, 1996, at the
7 regular school election at which the instructional support
8 program was passed; NOW THEREFORE,

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

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1 Section 1. All proceedings of the Board of Directors of
2 the Cedar Rapids Community School District to approve the
3 instructional support program are hereby legalized and the
4 instructional support program is declared to have been validly
5 adopted.

6 Sec. 2. This Act, being deemed of immediate importance,
7 takes effect upon enactment and is retroactively applicable on
8 and after July 1, 1996.

9 EXPLANATION

10 This bill legalizes the proceedings of the board of
11 directors of the Cedar Rapids community school district to
12 impose an instructional support program. The board adopted a
13 resolution of intent to participate in an instructional
14 support program and set a public hearing for July 15, 1996.
15 The board sought to publish notice 10 days prior to the
16 hearing as required under Code section 257.18 in the Cedar
17 Rapids Gazette which did not occur, although several newspaper
18 articles referring to the hearing were published. The board
19 held the public hearing and approved participation in the
20 instructional support program, which was approved by the
21 voters of the school district on September 10, 1996.

22 The bill takes effect upon enactment and is retroactively
23 applicable to July 1, 1996.

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