

EDUCATION

FILED FEB 13 '01

SENATE FILE 176

BY KIBBIE, HAMMOND, HARPER, DVORSKY,  
FINK, SHEARER, CONNOLLY, HORN,  
BLACK, FLYNN, McCOY, GRONSTAL,  
FRAISE, BOLKCOM, DEARDEN, HOLVECK,  
and FIEGEN

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

**A BILL FOR**

1 An Act providing for an increase in the community college  
2 equipment replacement and facilities levies.

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

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21

SF 176  
EDUCATION

1 Section 1. Section 260C.15, subsection 1, Code 2001, is  
2 amended to read as follows:

3 1. Regular elections held annually by the merged area for  
4 the election of members of the board of directors as required  
5 by section 260C.11, for the renewal of the twenty twenty-two  
6 and one-fourth three-fourths cents per thousand dollars of  
7 assessed valuation levy authorized in section 260C.22, or for  
8 any other matter authorized by law and designated for election  
9 by the board of directors of the merged area, shall be held on  
10 the date of the school election as fixed by section 277.1.  
11 The election notice shall be made a part of the local school  
12 election notice published as provided in section 49.53 in each  
13 local school district where voting is to occur in the merged  
14 area election and the election shall be conducted by the  
15 county commissioner of elections pursuant to chapters 39 to 53  
16 and section 277.20.

17 Sec. 2. Section 260C.22, subsection 1, paragraph a, Code  
18 2001, is amended to read as follows:

19 a. In addition to the tax authorized under section  
20 260C.17, the voters in any merged area may at the annual  
21 school election vote a tax not exceeding twenty twenty-two and  
22 one-fourth three-fourths cents per thousand dollars of  
23 assessed value in any one year for a period not to exceed ten  
24 years for the purchase of grounds, construction of buildings,  
25 payment of debts contracted for the construction of buildings,  
26 purchase of buildings and equipment for buildings, and the  
27 acquisition of libraries, for the purpose of paying costs of  
28 utilities, and for the purpose of maintaining, remodeling,  
29 improving, or expanding the community college of the merged  
30 area. If the tax levy is approved under this section, the  
31 costs of utilities shall be paid from the proceeds of the  
32 levy. The tax shall be collected by the county treasurers and  
33 remitted to the treasurer of the merged area as provided in  
34 section 331.552, subsection 29. The proceeds of the tax shall  
35 be deposited in a separate and distinct fund to be known as

1 the voted tax fund, to be paid out upon warrants drawn by the  
2 president and secretary of the board of directors of the  
3 merged area district for the payment of costs incurred in  
4 providing the school facilities for which the tax was voted.

5 Sec. 3. Section 260C.22, subsection 1, Code 2001, is  
6 amended by adding the following new paragraph:

7 NEW PARAGRAPH. f. If the voters in a merged area have  
8 authorized a tax pursuant to paragraph "a" not exceeding  
9 twenty and one-fourth cents per thousand dollars of assessed  
10 value prior to July 1, 2001, the tax shall continue for the  
11 period originally authorized under the voter-approved tax, and  
12 the maximum tax that can be authorized by the voters on or  
13 after July 1, 2001, under this section, for the period of the  
14 original authorized tax, is an additional amount such that the  
15 total amount of tax does not exceed twenty-two and three-  
16 fourths cents for a period to coincide with the remaining  
17 period for which the initial tax in the merged area was  
18 approved.

19 Sec. 4. Section 260C.28, subsection 1, Code 2001, is  
20 amended to read as follows:

21 1. Annually, the board of directors may certify for levy a  
22 tax on taxable property in the merged area at a rate not  
23 exceeding three five and one-half cents per thousand dollars  
24 of assessed valuation for equipment replacement for the  
25 community college.

26 Sec. 5. Section 260C.28, subsection 2, Code 2001, is  
27 amended to read as follows:

28 2. However, the board of directors may annually certify  
29 for levy a tax on taxable property in the merged area at a  
30 rate in excess of the three five and one-half cents per  
31 thousand dollars of assessed valuation specified under  
32 subsection 1 if the excess tax levied does not cause the total  
33 rate certified to exceed a rate of nine eleven and one-half  
34 cents per thousand dollars of assessed valuation, and the  
35 excess revenue generated is used for purposes of program

1 sharing between community colleges or for the purchase of  
2 instructional equipment. Programs that are shared shall be  
3 designed to increase student access to community college  
4 programs and to achieve efficiencies in program delivery at  
5 the community colleges, including, but not limited to, the  
6 programs described under sections 260C.45 and 260C.46. Prior  
7 to expenditure of the excess revenues generated under this  
8 subsection, the board of directors shall obtain the approval  
9 of the director of the department of education.

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

EXPLANATION

This bill provides for an increase in the community college facilities levy from 20.25 cents per \$1,000 of assessed property valuation to 22.75 cents per \$1,000 of assessed property valuation. The bill provides that if an existing tax has been authorized, a merged area will be permitted to levy by a vote of the people an additional tax in an amount which, when combined with the originally authorized tax, does not exceed the new maximum of 22.75 cents per \$1,000 of assessed valuation during the remaining period for which the originally authorized tax for the facilities levy was imposed.

The bill additionally provides for an increase in the board-certified community college equipment replacement levy from 3 cents per \$1,000 of assessed property valuation to 5.50 cents per \$1,000 of assessed property valuation. The bill provides that the current combined maximum authorized limit of 9 cents per \$1,000 for a board-certified and voter-approved levy pursuant to Code section 260C.28, subsections 2 and 3, shall be increased to 11.50 cents per \$1,000.