

FILED MAR 7 1979

SENATE FILE 378
BY SOUKUP

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

A BILL FOR

1 An Act relating to the authorization of a school district board
2 of directors to impose the instructional support levy.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 378
EDUCATION

1 Section 1. Section 257.18, subsection 1, Code 2001, is
2 amended to read as follows:

3 1. An instructional support program that provides
4 additional funding for school districts is established. A
5 board of directors that wishes to consider participating in
6 the instructional support program shall hold a public hearing
7 on the question of participation. The board shall set forth
8 its proposal, including the method that will be used to fund
9 the program, in a resolution and shall publish the notice of
10 the time and place of a public hearing on the resolution.
11 Notice of the time and place of the public hearing shall be
12 published not less than ten nor more than twenty days before
13 the public hearing in a newspaper which is a newspaper of
14 general circulation in the school district. At the hearing,
15 or no later than thirty days after the date of the hearing,
16 the board shall take action to adopt a resolution to
17 participate in the instructional support program for a period
18 not exceeding five years or to direct the county commissioner
19 of elections to submit the question of participation in the
20 program for a period not exceeding ten years to the registered
21 voters of the school district at the next regular school
22 election or at a special election. If the board adopts a
23 resolution to participate in the instructional support program
24 for a period not exceeding five years, the board shall certify
25 its action to the department of management and the district
26 shall participate in the program. If the board submits the
27 question at an election and a majority of those voting on the
28 question favors participation in the program, the board shall
29 adopt a resolution to participate and certify the results of
30 the election to the department of management.

31 Sec. 2. Section 257.18, subsection 2, Code 2001, is
32 amended by striking the subsection.

33 EXPLANATION

34 This bill provides that a school district board of
35 directors may adopt a resolution to participate in the

1 instructional support program pursuant to Code section 257.18
2 for a period of five years and certify this action to the
3 department of management without providing for a reverse
4 referendum. Currently, a decision by the board to participate
5 in the instructional support program for a five-year period is
6 subject to the subsequent receipt by the board of a petition
7 containing a specified number of signatures, asking that an
8 election be called to approve or disapprove the action of the
9 board. Upon receipt of the petition, the board may either
10 rescind its action or direct the county commissioner of
11 elections to submit the question to the registered voters of
12 the school district at the next following regular school
13 election or a special election. If a majority of those voting
14 on the question at the election favors disapproval of the
15 action of the board, the district shall not participate in the
16 instructional support program. The bill provides that the
17 decision of the board to participate shall not be contingent
18 upon a subsequent receipt of a petition and an election.

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