

1 **SEC. 5. Specified payments.** Any society shall have the right to
 2 provide in its laws and the certificate issued hereunder for specified
 3 payments on account of the expense or general fund, which payments
 4 shall or shall not be mingled with the general fund of the society as its
 5 constitution and by-laws may provide.

1 **SEC. 6. Lapse of membership of parent, etc.—continuing cer-**
 2 **tificate.** In the event of the termination of membership in the society
 3 by a person responsible for the support of any child, on whose account
 4 a certificate may have been issued, the certificate may be continued
 5 for the benefit of the estate of the child, provided the contributions
 6 are continued, or for the benefit of any other person responsible for
 7 the support and maintenance of such child, who shall assume the pay-
 ment of the required contributions.

Approved May 14, A. D. 1917.

CHAPTER 432.

CONSOLIDATED INDEPENDENT SCHOOL DISTRICTS.

S. F. 579.

AN ACT to amend section twenty-seven hundred ninety-four a (2794-a) of the supplemental supplement to the code of Iowa, 1915, relating to consolidated school districts.

Be it enacted by the General Assembly of the State of Iowa:

1 **SECTION 1. Consolidated independent districts—petition—notice**
 2 **—hearing—appeal—election—buildings.** That section twenty-seven
 3 hundred ninety-four a (2794-a) of the supplemental supplement to the
 4 code, 1915, be and the same is hereby amended by striking therefrom
 5 subdivision "a" thereof and inserting the following in lieu thereof:

6 "When a petition describing the boundaries of contiguous territory,
 7 containing not less than sixteen sections within one or more counties
 8 is signed by one-third of the electors residing in such territory, and
 9 filed with the county superintendent, or if the proposed consolidated
 10 district is made up of a part of two or more counties, then with the
 11 county superintendent of the county in which the greatest number of
 12 freeholders in the proposed district reside.

13 The county superintendent with whom such petition is filed, shall
 14 fix a time for hearing such petition not less than five nor more than
 15 fifteen days thereafter at which time written objections to the pro-
 16 posed boundaries of the proposed consolidated district may be filed
 17 with such county superintendent by any person residing or owning
 18 land within such proposed boundaries or any person living in any
 19 sub-district; a part of which is included in such proposed consolidated
 20 district. Notice of the time and place of hearing shall be given in a
 21 newspaper published in such proposed consolidated district if there
 22 be such paper, and if there be none, then such notice shall be pub-
 23 lished in the official papers of the county in which the county super-
 intendent giving such notice shall reside.

24 At the time and place so fixed, all objections to said proposed
25 boundaries then filed shall be heard by such county superintendent
26 upon their merits, after which hearing, the said county superin-
27 tendent shall fix and determine the boundaries of the proposed con-
28 solidated district. The ruling upon such objections and fixing of
29 boundaries shall be made in writing within five days after the same
30 have been finally submitted. Any person having filed such objections
31 and being aggrieved by the ruling of the county superintendent may
32 appeal therefrom to the county board of education within five days
33 after the ruling is filed by the county superintendent and shall serve
34 notice on said county superintendent. When the county superin-
35 tendent is notified that an appeal has been taken from the ruling, such
36 county superintendent shall within five days thereafter file with the
37 county board of education all of the original papers together with
38 the transcript of the proceedings before the county superintendent.
39 When the time for taking such appeal has expired, the county board
40 of education shall fix a time not later than ten days thereafter when
41 all such appeals shall be heard; the persons taking such appeal shall
42 serve notice thereof upon the persons or school corporations in in-
43 terest by posting notices in five conspicuous public places in said pro-
44 posed district giving at least five days notice of the time and place
45 where such appeal will be heard. The county board of education shall
46 determine such appeal within three days after the submission thereof,
47 which decision shall be final as to said boundaries.

48 If no objections be filed, or if, after final hearing, the objections
49 are not sustained, and the said petition is approved it shall be the
50 duty of said board of directors, within ten days, to call an election
51 in the proposed consolidated district, notice of which shall be given
52 by publication in one issue of some paper published in the proposed
53 consolidated district if one is so published. If there be no such paper,
54 the notice shall be published in one issue of the official papers of the
55 county or counties in which the proposed consolidated district is lo-
56 cated, at which election all voters residing in the proposed con-
57 solidated district shall be entitled to vote by ballot for or against such
58 separate organization.

59 When it is proposed to include in such district a school corporation
60 containing a city, town or village with a population of one hundred
61 or more inhabitants, the voters residing upon the territory outside the
62 limits of the said school corporation shall vote separately upon the
63 proposition to create such new district. The judges of said election
64 shall provide separate ballot boxes in which shall be deposited the
65 votes cast by the voters from their respective territory, and if a
66 majority of the votes cast by the electors residing either within or
67 without the limits of such city, town or village, is against the proposi-
68 tion to form a consolidated independent corporation, then the pro-
69 posed corporation shall not be formed. If a majority of the votes so
70 cast in each territory shall be in favor of such independent organiza-
71 tion, the organization of the proposed consolidated independent school
72 corporation shall be completed by the election of a board of directors
73 for said school corporation, as provided in section twenty-seven hun-
74 dred ninety-five of the code, and when so organized shall not be re-
75 duced to less than sixteen sections unless dissolved as provided by
76 this act.

77 No remaining portion of any school corporation from which terri-
78 tory is taken to form such a consolidated independent corporation
79 shall, after the change, contain less than four government sections,
80 which territory shall be contiguous and so situated as to form a suit-
81 able corporation. In the formation of such consolidated school cor-
82 poration the boundary lines shall conform to those of corporations or
83 districts already established, so far as practicable and in case the
84 boundary of such district be a public highway, then the said con-
85 solidated district may include such tracts of one hundred sixty acres
86 or less as are contiguous to the said highway and the county super-
87 intendent after a full and fair hearing gives his approval. And where
88 after the formation of such consolidated school corporation, there is
89 left in any school township one or more pieces of territory containing
90 four or more government sections, each of such pieces of territory
91 shall thereon become a rural independent school corporation, unless
92 two or more sub-districts remain in a contiguous body, in which event
93 such remaining portion of territory shall constitute a school town-
94 ship, and it shall be the duty of the officers of the former school town-
95 ship to call an election in each of such remaining pieces of territory
96 for the purpose of electing school officers in the manner provided by
97 law for the election of officers in rural independent school and school
98 township corporations.

99 All costs incurred shall be paid by the school district in which such
100 consolidation is proposed.

101 By inserting after the comma in line six (6) of sub-division "e"
102 thereof the following "or for the building of a superintendent's and
103 teachers' house" and also by striking from line sixteen (16) of said
104 sub-division "e" the word "incorporated" and also by inserting after
105 the comma following the word "village" in said line sixteen (16) the
106 following "or upon lands contiguous to such limits."

107 This act shall not affect or be construed to affect action now pend-
108 ing in the formation of any consolidated school district.

Approved May 14, A. D. 1917.