

CHAPTER 1135**ACCESS TO MENTAL HEALTH RECORDS***H.F. 2361*

AN ACT relating to the access of a spouse to the medical records of a mental health patient.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 229.25, Code 1981, is amended by adding the following new un-numbered paragraph:

NEW UNNUMBERED PARAGRAPH. When the chief medical officer deems it to be in the best interest of the patient and the spouse to do so, the chief medical officer may release appropriate information during a consultation which the hospital or facility shall arrange with the spouse of a voluntary or involuntary patient, if requested by a spouse.

Approved April 19, 1982

CHAPTER 1136**MERGED AREAS AND AREA EDUCATION AGENCY BOUNDARY LINES***H.F. 2376*

AN ACT relating to the boundary lines of merged areas and area education agencies and providing that the Act takes effect upon its publication.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 273.2, unnumbered paragraph 1, Code 1981, is amended to read as follows:

There is are established in each of the several merged areas of throughout the state an area education agency, fifteen area education agencies, each of which is governed by an area education agency board of directors. The area education agency shall have boundaries which are conterminous with the boundaries of the merged areas as provided in chapter 280A. The boundaries of an area education agency shall not divide a school district. The state board of public instruction shall change boundaries of area education agencies to take into account mergers of local school districts and changes in boundaries of local school districts, when necessary to maintain the policy of this chapter that a local school district shall not be a part of more than one area education agency.

Sec. 2. Section 273.3, subsection 13, Code 1981, is amended to read as follows:

13. Prepare an annual budget estimating income and expenditures for programs and services as provided in sections 273.1 to 273.9 and chapter 281 within the limits of funds provided under section 281.9 and chapter 442. The board shall give notice of a public hearing on the proposed budget by publication in an official county newspaper in each county located wholly or partially in the territory of the merged area education agency. The notice shall specify the date which shall be not later than November 10 of each year, time, and location of the public hearing. The proposed budget as approved by the board shall then be submitted to the state board of public instruction, on forms provided by the department, no later than December 1 preceding the next fiscal year for approval. The state board shall review the proposed budget of each area education agency and shall prior to January 1 either grant approval or return the budget without approval with comments of the state board included. Any unapproved budget shall be resubmitted to the state board for final approval.

Sec. 3. Section 273.3, subsection 17, Code 1981, as amended by Acts of the Sixty-ninth General Assembly, 1981 Session, chapter 87, section 1, is amended to read as follows:

17. Meet at least annually with the members of the ~~board~~ boards of directors of the merged ~~area~~ areas in which the area education agency is located to discuss co-ordination of programs and services and other matters of mutual interest to the ~~two~~ boards.

Sec. 4. Section 273.8, subsection 1, Code 1981, is amended by striking the subsection and inserting in lieu thereof the following:

1. BOARD OF DIRECTORS. The board of directors of an area education agency shall consist of not less than five nor more than nine members, each a resident of and elected in the manner provided in this section from a director district that is approximately equal in population to the other director districts in the area education agency. Each director shall serve a three-year term which expires on the first Monday in October.

Sec. 5. Section 273.8, subsection 2, unnumbered paragraph 1, Code 1981, is amended by striking the unnumbered paragraph.

Sec. 6. Section 273.8, Code 1981, is amended by adding the following new subsections:

NEW SUBSECTION. CHANGE IN DIRECTORS. The board of an area education agency may change the number of directors on the board and shall make corresponding changes in the boundaries of director districts. Changes shall be completed not later than July 1 of a fiscal year for the director district conventions to be held the following September.

NEW SUBSECTION. BOUNDARY LINE CHANGES. To the extent possible the board shall provide that changes in the boundary lines of director districts of area education agencies shall not lengthen or diminish the term of office of a director of an area education agency board. Initial terms of office shall be set by the board so that as nearly as possible the terms of one-third of the members expire annually.

NEW SUBSECTION. CENSUS CHANGES. The board of the area education agency shall redraw boundary lines of director districts in the area education agency after each census to compensate for changes in population if changes in population have taken place.

Where feasible, boundary lines of director districts shall coincide with the boundary lines of school districts and the boundary lines of election precincts established pursuant to sections 49.3 through 49.6.

Sec. 7. Section 280A.12, Code 1981, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Director districts shall be of approximately equal population within each merged area.

Sec. 8. Section 280A.16, Code 1981, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. The boundary lines of a merged area may divide a school district.

Sec. 9. Chapter 280A, Code 1981, is amended by adding the following new section after section 280A.13:

NEW SECTION. DIRECTOR DISTRICTS.

1. The board of a merged area may change the number of directors on the board and shall make corresponding changes in the boundaries of director districts. Changes shall be completed not later than July 1 of a fiscal year for the regular school election to be held the next following September.

2. The board of the merged area shall redraw boundary lines of director districts in the merged area after each census to compensate for changes in population if changes in population have taken place.

3. Where feasible boundary lines of director districts shall coincide with the boundary lines of school districts and the boundary lines of election precincts established pursuant to sections 49.3 through 49.6.

4. To the extent possible the board shall provide that changes in the boundary lines of director districts of merged areas do not lengthen or diminish the term of office of a director of the board. Initial terms of office shall be set by the board so that as nearly as possible the terms of one-third of the members expire annually.

Sec. 10. Section 280A.22, Code 1981, is amended by adding the following new unnumbered paragraph after unnumbered paragraph 2:

NEW UNNUMBERED PARAGRAPH. If the boundary lines of a merged area are changed, the levy of the annual tax provided in this section sufficient to pay the amount due for a loan agreement and the interest on the loan agreement to maturity shall continue in any territory severed from the merged area until the loan with interest on the loan has been paid in full.

Sec. 11. Section 280A.25, subsections 2 and 3, Code 1981, are amended to read as follows:

2. Change boundaries of director districts in any merged area when the ~~commission~~ board fails to change boundaries as required by law.

3. ~~Change boundaries of merged areas to take into account mergers of local school districts and changes in boundaries of local school districts, when necessary to maintain the policy of this chapter that no local school district shall be a part of more than one merged area. The state board may also make other changes in boundaries of merged areas with the approval of the board of directors of each merged area affected by the change. At any time when~~ When the boundaries of a merged area are ~~so~~ changed, the state board may authorize the board of directors of the merged area to levy additional taxes upon the property within the merged area, or any part thereof of the merged area, and distribute the ~~same~~ taxes so that all parts of the merged area are paying their share toward the support of the school or college.

Sec. 12. Sections 280A.4, 280A.28 and 280A.29, Code 1981, are repealed.

Sec. 13. This Act, being deemed of immediate importance, takes effect from and after its publication in the Estherville Daily News, a newspaper published in Estherville, Iowa, and in the Storm Lake Register, a newspaper published in Storm Lake, Iowa.

Approved April 19, 1982

I hereby certify that the foregoing Act, House File 2376 was published in the Estherville Daily News, Estherville, Iowa on May 4, 1982 and in the Storm Lake Register, Storm Lake, Iowa on April 24, 1982.

MARY JANE ODELL, *Secretary of State*