

disturbing behavior to an intermediate care facility or skilled nursing facility when the intermediate care facility or skilled nursing facility has a program which has received prior approval from the department to properly care for and manage the patient. An intermediate care facility or skilled nursing facility is required to transfer or discharge a resident with dangerous or disturbing behavior when the intermediate care facility or skilled nursing facility cannot control the resident's dangerous or disturbing behavior. The department, in coordination with the state mental health and mental retardation commission, shall adopt rules pursuant to chapter 17A for programs to be required in intermediate care facilities and skilled nursing facilities that admit patients or have residents with histories of dangerous or disturbing behavior.

Approved May 2, 1983

CHAPTER 77

REDISTRICTING SCHOOL DIRECTOR DISTRICTS

S.F. 485

AN ACT requiring director districts of certain school districts to be redistricted following each federal decennial census as necessary to reflect population changes within the districts.

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

Section 1. Section 39.24, Code 1983, is amended to read as follows:

39.24 SCHOOL OFFICERS. Members of boards of directors of community and independent school districts, and boards of directors of merged areas shall be elected at the school election. Their respective terms of office shall be three years, except as otherwise provided by section 275.23A or 280A.11.

Sec. 2. Section 49.8, subsection 4, Code 1983, is amended to read as follows:

4. When the boundaries of any a county supervisor, city council, or school director district, or any other district from which one or more members of any public representative body other than the general assembly are elected by the voters thereof, are changed by annexation, reprecincting or other means, the change shall not result in the term of any officer elected from the former district being terminated before or extended beyond the expiration of the term to which the officer was last elected, except as provided under section 275.23A.

Sec. 3. **NEW SECTION.** 275.23A REDISTRICTING FOLLOWING FEDERAL DECEN-
NIAL CENSUS.

1. School districts which have directors who represent director districts as provided in section 275.12, subsection 2, paragraphs b through e, shall be divided into director districts on the basis of population as determined from the most recent federal decennial census. The director districts shall be as nearly equal as practicable to the ideal population for the districts as determined by dividing the number of director districts to be established into the population of the school district. The director districts shall be composed of contiguous territory as compact as practicable.

2. If following a federal decennial census a school district fails to meet population equality requirements, the board of directors of the school district shall adopt a resolution redrawing the director districts not earlier than November 15 of the year immediately following the year in which the federal decennial census is taken nor later than May 30 of the second year immediately following the year in which the federal decennial census is taken. A copy of the adopted plan shall be filed with the area education agency administrator of the area education agency in which the school's electors reside.

3. The school board shall notify the state commissioner of elections and the county commissioner of elections of each county in which a portion of the school district is located whenever the boundaries of director districts are changed. The board shall provide the commissioners with maps showing the new boundaries. If, following a federal decennial census a school district elects not to redraw director districts under this section, the school board shall so certify to the state commissioner of elections, and the school board shall also certify to the state commissioner the populations of the retained director districts as determined under the latest federal decennial census. Upon failure of a district board to make the required changes by the dates established under this section, the state commissioner of elections shall make or cause to be made the necessary changes as soon as possible, and shall assess any expenses incurred to the school district. The state commissioner may request the services of personnel of and materials available to the legislative service bureau to assist the commissioner in making any required boundary changes.

4. If more than one incumbent director, whose term extends beyond the organizational meeting of the board of directors after the regular school election following the adoption of the redrawn districts, reside in a redrawn director district, the terms of office of the affected directors expire at the organizational meeting of the board of directors following the next regular school election.

5. The boundary changes under this section take effect July 1 following their adoption for the next regular school election.

6. Section 275.9 and sections 275.14 through 275.23 do not apply to changes in director district boundaries made under this section.

Sec. 4. In order to allow for the implementation of section 275.23A created under this Act, the school boards for school districts which do not comply with section 275.23A, subsection 1 shall adopt a resolution redrawing the school's director districts not later than May 30 of the year following the year in which this Act takes effect.

Approved May 2, 1983