

CHAPTER 10

DISPOSITION OF SCHOOL PROPERTY

H.F. 233

AN ACT relating to the disposition of school property and providing an effective date.

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

Section 1. Section 278.1, subsection 1, paragraph b, Code 2009, is amended to read as follows:

b. Except when restricted by section 297.25, direct the sale, lease, or other disposition of any schoolhouse or school site or other property belonging to the corporation, and the application to be made of the proceeds thereof. However, nothing in this section shall be construed to prevent the independent action by the board of directors of the corporation to sell sale, lease, exchange, gift, or grant, ~~or otherwise dispose and acceptance~~ of any interest in real or other property of the corporation to the extent authorized in section 297.22. ~~For the purposes of this paragraph, "dispose" or "disposition" includes the exchange, transfer, demolition, or destruction of any real or other property of the corporation.~~

Sec. 2. Section 297.22, subsection 1, paragraph e, Code 2009, is amended by striking the paragraph.

Sec. 3. Section 297.25, Code 2009, is amended to read as follows:
297.25 RULE OF CONSTRUCTION.

Section 297.22 shall be construed as independent of the power vested in the electors by section 278.1, and as additional to such power. If a board of directors has exercised its independent power under section 297.22 regarding the disposition of real or personal property of the school district and has by resolution approved such action, the electors may subsequently proceed to exercise their power under section 278.1 for a purpose directly contrary to an action previously approved by the board of directors in accordance with section 297.22. However, the electors shall be limited to ~~twelve calendar months~~ ten days after an action by the board to exercise such power for a purpose directly contrary to the board's action.

Sec. 4. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved March 13, 2009

CHAPTER 11

PROPERTY TAX SALES — BIDDERS AND OWNERS OF TAX SALE CERTIFICATES

H.F. 256

AN ACT relating to bidders at a property tax sale and owners of tax sale certificates and including effective and applicability date provisions.

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

Section 1. Section 446.16, Code 2009, is amended by adding the following new subsection:
NEW SUBSECTION. 4. Only those persons as defined in section 4.1 are authorized to reg-

ister to bid or to bid at the tax sale or to own a tax sale certificate by purchase, assignment, or otherwise. To be authorized to register to bid or to bid at a tax sale or to own a tax sale certificate, a person, other than an individual, must have a federal tax identification number and either a designation of agent for service of process on file with the secretary of state or a verified statement meeting the requirements of chapter 547 on file with the county recorder of the county in which the person wishes to register to bid or to bid at tax sale or of the county where the property that is the subject of the tax sale certificate is located.

Sec. 2. EFFECTIVE AND APPLICABILITY DATES. This Act, being deemed of immediate importance, takes effect upon enactment and applies to tax sales held on or after June 1, 2009.

Approved March 13, 2009

CHAPTER 12

REGISTRATION OF POSTSECONDARY SCHOOLS

S.F. 270

AN ACT transferring the authority to register postsecondary schools from the secretary of state to the college student aid commission and providing for related matters, and making penalties applicable.

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

Section 1. Section 261.2, subsection 7, unnumbered paragraph 1, Code 2009, is amended to read as follows:

Adopt rules to establish reasonable registration standards for the approval, pursuant to section 261B.3A, of postsecondary schools that are required to register with the ~~secretary of state~~ commission in order to operate in this state. The registration standards established by the commission shall ensure that all of the following conditions are satisfied:

Sec. 2. Section 261.2, subsection 8, Code 2009, is amended by striking the subsection.

Sec. 3. Section 261B.2, Code 2009, is amended by adding the following new subsection: **NEW SUBSECTION.** 0A. "Commission" means the college student aid commission created pursuant to section 261.1.

Sec. 4. Section 261B.2, subsection 4, Code 2009, is amended by striking the subsection.

Sec. 5. Section 261B.3, Code 2009, is amended to read as follows:
261B.3 REGISTRATION.

1. ~~A Except as provided in section 261B.11, a school that maintains or conducts one or more courses of instruction, including courses of instruction by correspondence or other distance delivery method, offered in this state or which has a presence in this state and offers courses in other states or foreign countries shall register with the secretary~~ commission. Registrations shall be renewed every four years or upon any substantive change in program offerings, location, or accreditation. Registration shall be made on application forms approved and supplied by the ~~secretary~~ commission and at the time and in the manner prescribed by the ~~secretary~~ commission. Upon receipt of a complete and accurate registration application, the ~~secretary~~ commission shall issue an acknowledgment of document filed and send it to the school.

2. The ~~secretary~~ commission may request additional information as necessary to enable the