

MAR 1 2005
EDUCATION

HOUSE FILE 475
BY EICHHORN

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

A BILL FOR

1 An Act providing for the election of state board of regents
2 members and providing an effective date.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 475

1 Section 1. Section 262.1, Code 2005, is amended by
2 striking the section and inserting in lieu thereof the
3 following:

4 262.1 REGENTS -- ELECTION -- TERMS.

5 The state board of regents consists of nine members, who
6 shall be elected for terms of six years each, as follows:

7 1. At the general election held in 2006, and each six
8 years thereafter, three regents shall be elected, one of whom
9 shall be a qualified elector of, and elected by the qualified
10 electors of, the first congressional district; one of whom
11 shall be a qualified elector of, and elected by the qualified
12 electors of, the fifth congressional district; and one of whom
13 shall be a qualified elector of this state and elected at
14 large by the qualified electors of this state.

15 2. At the general election held in 2008, and each six
16 years thereafter, three regents shall be elected, one of whom
17 shall be a qualified elector of, and elected by the qualified
18 electors of, the second congressional district; one of whom
19 shall be a qualified elector of, and elected by the qualified
20 electors of, the fourth congressional district; and one of
21 whom shall be a qualified elector of this state and elected at
22 large by the qualified electors of this state.

23 3. At the general election held in 2010, and each six
24 years thereafter, three regents shall be elected, one of whom
25 shall be a qualified elector of, and elected by the qualified
26 electors of, the third congressional district; and two of whom
27 shall be qualified electors of this state and elected at large
28 by the qualified electors of this state.

29 Sec. 2. Section 262.2, Code 2005, is amended by striking
30 the section and inserting in lieu thereof the following:

31 262.2 OATH OF REGENTS.

32 Each member elected pursuant to section 262.1 or appointed
33 pursuant to section 262.3 shall qualify by taking the oath of
34 office as provided in section 63.10. Such oath shall be
35 properly verified by the administering officer and filed with

1 the secretary of the board.

2 Sec. 3. NEW SECTION. 262.3 VACANCIES.

3 The governor shall fill all vacancies that may occur in the
4 state board of regents as provided in section 69.8, subsection
5 2. The individuals so appointed shall hold their offices
6 until the next general election and until their successors are
7 duly elected and duly qualified according to law.

8 Sec. 4. Sections 262.4 through 262.6, Code 2005, are
9 repealed.

10 Sec. 5. TRANSITION PROVISIONS. Appointed members of the
11 state board of regents serving on the effective date of this
12 Act shall continue to serve in office as follows:

13 1. A member whose term expires on April 30, 2007,
14 appointed by the governor to the state board of regents shall
15 continue in office until members are elected and sworn into
16 office pursuant to section 262.1, subsection 1, as amended by
17 this Act, at which time the term of the appointed member shall
18 be terminated.

19 2. A member whose term expires on April 30, 2009,
20 appointed by the governor to the state board of regents shall
21 continue in office until members are elected and sworn into
22 office pursuant to section 262.1, subsection 2, as amended by
23 this Act, at which time the term of the appointed member shall
24 be terminated.

25 3. A member whose term expires on April 30, 2011,
26 appointed by the governor to the state board of regents shall
27 continue in office until members are elected and sworn into
28 office pursuant to section 262.1, subsection 3, as amended by
29 this Act, at which time the term of the appointed member shall
30 be terminated.

31 Sec. 6. EFFECTIVE DATE. Sections 1 through 4 of this Act,
32 amending sections 262.1 and 262.2, adding new section 262.3,
33 and repealing sections 262.4 through 262.6, take effect July
34 1, 2006.

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EXPLANATION

1 This bill provides for the election of the nine state board
2 of regents members for six-year terms.

3 Under the bill, members will be elected at the general
4 elections as follows:

5 1. In 2006, and every six years thereafter, one member
6 each from the third and fifth congressional districts and one
7 at-large member.

8 2. In 2008, and every six years thereafter, one member
9 each from the second and fourth congressional districts and
10 one at-large member.

11 3. In 2010, and every six years thereafter, one member
12 from the third congressional district and two at-large
13 members.

14 Each member qualifies by taking the oath of office.
15 Vacancies are filled by the governor by individuals who will
16 hold the office until the next general election when their
17 successors are elected and take the oath of office.

18 The bill repeals provisions related to the removal and
19 suspension of members by the governor, and the filling of
20 vacancies created by appointed members.

21 The bill provides for the transition from an appointed to
22 an elected board by providing that members appointed to terms
23 ending in 2007 serve until replaced by the elected members in
24 2006, members appointed to terms ending in 2009 serve until
25 replaced by the elected members in 2008, and members appointed
26 to terms ending in 2011 serve until replaced by the elected
27 members in 2010.

28 The transitional provisions take effect July 1, 2005, while
29 the remainder of the bill takes effect July 1, 2006.

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