

JAN 24 2005
ECONOMIC GROWTH

HOUSE FILE 117
BY STRUYK, HUSER, MERTZ,
PETERSEN, and LUKAN

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

A BILL FOR

1 An Act establishing a regulatory efficiency commission.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 117

1 Section 1. REGULATORY EFFICIENCY COMMISSION.

2 1. A regulatory efficiency commission is established for
3 purposes of identifying unneeded regulations, fines, and fees
4 that hinder business development. The commission shall also
5 identify methods for streamlining access to regulatory
6 information.

7 2. The commission shall consist of eight voting members
8 appointed by the governor and four ex officio members.

9 a. The eight voting members appointed by the governor are
10 subject to the requirements of sections 69.16, 69.16A, and
11 69.19. The eight members shall consist of the following:

12 (1) Two members shall be economic development
13 representatives from two different chambers of commerce. One
14 shall be from a metropolitan area with more than fifty
15 thousand people and one shall be from a metropolitan area with
16 fifty thousand people or less.

17 (2) Two members representing agricultural interests.

18 (3) One member representing the Iowa association of
19 business and industry.

20 (4) Two members representing commercial-based and
21 manufacturing-based businesses.

22 (5) One member representing the Iowa environmental
23 council.

24 b. The four ex officio members shall be members of the
25 general assembly. Two members shall be from the senate and
26 two members shall be from the house of representatives, with
27 not more than one member from each chamber being from the same
28 political party. The two senators shall be designated by the
29 president of the senate after consultation with the majority
30 and minority leaders of the senate. The two representatives
31 shall be designated by the speaker of the house of
32 representatives after consultation with the majority and
33 minority leaders of the house of representatives. Legislative
34 members shall serve in an ex officio, nonvoting capacity.

35 3. Meetings of the commission are subject to the

1 provisions of chapter 21.

2 4. By January 10, 2006, the commission shall submit a
3 written report to the governor and the general assembly. The
4 report shall include the findings and legislative
5 recommendations of the commission. The report shall be
6 distributed by the secretary of the senate and the chief clerk
7 of the house of representatives to the chairpersons and
8 members of the administrative rules review committee and the
9 economic growth committees in the senate and the house of
10 representatives.

11 Sec. 2. APPOINTMENTS DURING BIPARTISAN CONTROL.

12 Appointments of general assembly members of the regulatory
13 efficiency commission created pursuant to this Act which are
14 to be made by the president of the senate or by the majority
15 or minority leader of the senate during the period that the
16 senate for the Eighty-First General Assembly is composed of an
17 equal number of members of each major political party, shall
18 be made jointly by the co-presidents or co-floor leaders, as
19 appropriate, in accordance with Senate Resolution 1, adopted
20 during the 2005 legislative session.

21 EXPLANATION

22 This bill establishes a regulatory efficiency commission
23 for purposes of identifying unneeded regulations, fines, and
24 fees that hinder business development. The bill provides that
25 the commission shall also identify methods for streamlining
26 access to regulatory information. The bill provides that the
27 commission shall consist of eight voting members appointed by
28 the governor and four nonvoting ex officio members of the
29 general assembly. The bill provides that the meetings of the
30 commission are subject to open meetings laws. The bill
31 provides that, by January 10, 2006, the commission shall
32 submit a written report to the governor and the general
33 assembly that includes the findings and legislative
34 recommendations of the commission. The bill provides that the
35 report shall be distributed by the secretary of the senate and

1 the chief clerk of the house of representatives to the
2 chairpersons and members of the administrative rules review
3 committee and the economic growth committees in the senate and
4 the house of representatives.

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**EIGHTY-FIRST GENERAL ASSEMBLY
2005 REGULAR SESSION
DAILY
HOUSE CLIP SHEET**

MARCH 11, 2005

HOUSE FILE 118

H-1055

1 Amend House File 118 as follows:

2 1. By striking everything after the enacting
3 clause and inserting the following:

4 "Section 1. Section 275.15, unnumbered paragraph
5 1, Code 2005, is amended to read as follows:

6 At the hearing, which shall be held within ten days
7 of the final date set for filing objections,
8 interested parties, both petitioners and objectors,
9 may present evidence and arguments, and the area
10 education agency board shall review the matter on its
11 merits ~~and within~~. Within ten days after the
12 conclusion of any hearing, shall rule on the
13 objections and the area education agency board shall
14 rule on the objections and shall issue its
15 recommendations regarding the boundaries. Within
16 sixty days after the issuance of its recommendations,
17 the area education agency board shall enter an order
18 fixing the boundaries for the proposed school
19 corporation as will in its judgment be for the best
20 interests of all parties concerned, having due regard
21 for the welfare of adjoining districts, or dismiss the
22 petition. However, if an appeal has been filed with
23 the state board of education pursuant to section
24 275.17A, subsection 5, the area education agency board
25 shall not enter an order fixing the boundaries until
26 the state board issues its final decision.

27 Sec. 2. NEW SECTION. 275.17A PETITION TO JOIN
28 CONTIGUOUS SCHOOL DISTRICT.

29 1. For the school year commencing July 1, 2006,
30 and each succeeding school year, a person owning land
31 within the territory described in a petition filed in
32 accordance with section 275.12 may, within fifteen
33 days after the publication of a board ruling and
34 issuance of its recommendations regarding the
35 boundaries under section 275.15 or, if a controversy
36 arises and a party brings the controversy to the
37 department of education under section 275.16, within
38 twenty days after the decision of the department of
39 education under section 275.16, petition the
40 appropriate area education agency administrator to
41 join a school district that is contiguous to the
42 person's land.

43 2. Any person owning land that is contiguous to
44 the land owned by a person who files a petition to
45 join a contiguous school district in accordance with
46 subsection 1 may also file a petition to join the same
47 school district within the same time period specified
48 in subsection 1. However, not more than five
49 petitions submitted pursuant to this subsection shall
50 be approved by a school district under subsection 3.

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1 3. The board of directors of a school district
2 that receives a petition to join the school district
3 in accordance with subsections 1 and 2 shall take
4 action on the petition within thirty days of the
5 filing. Petitions shall be reviewed on a first come,
6 first served basis. Petitions may only be approved
7 until the property tax valuation of the land described
8 in the petitions exceeds five percent of the property
9 tax valuation of the proposed reorganized area. If a
10 petition is approved by the board, the board shall
11 notify the secretary of state and the area education
12 agency in the proposed reorganized area of its
13 approval within ten days of its action and the
14 secretary of state shall redraw the boundaries
15 specified for the proposed reorganized area to remove
16 the land area specified in the petition.

17 4. If the property tax valuation of the land
18 excluded from the proposed reorganized area in
19 accordance with this section reaches five percent of
20 the property tax valuation of the proposed reorganized
21 area, the area education agency in the proposed
22 reorganized area shall notify the board of directors
23 of the school district that the property tax valuation
24 limit specified in subsection 3 has been reached.

25 5. The board of directors of a school district may
26 appeal the decision of the contiguous school district
27 to the state board of education under chapter 290.

28 6. If the proposed reorganized area as redrawn by
29 the secretary of state is determined by the area
30 education agency board to comply with the plans which
31 were adopted by the board in accordance with section
32 275.5, the area education administrator shall proceed
33 as provided under section 275.18.

34 Sec. 3. Section 275.54, unnumbered paragraph 2,
35 Code 2005, is amended to read as follows:

36 ~~If~~ Except as provided in section 275.54A, if a
37 dissolution proposal adopted by a board contains
38 provisions that ninety-five percent or more of the
39 taxable valuation of the dissolving district would be
40 assumed and attached to a single school district, the
41 dissolving school district shall cease further
42 proceedings to dissolve and shall comply with
43 reorganization procedures specified in this chapter.

44 Sec. 4. NEW SECTION. 275.54A PETITION TO JOIN A
45 CONTIGUOUS SCHOOL DISTRICT.

46 1. Not later than twenty days following the date
47 of the final hearing on the dissolution proposal, a
48 person owning land within the territory described in
49 the petition may petition the appropriate area
50 education agency administrator to join a school

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1 district that is contiguous to the person's land.

2 2. Any person owning land that is contiguous to
3 the land owned by a person who files a petition to
4 join a contiguous school district in accordance with
5 subsection 1 may also file a petition to join the same
6 school district within the same time period specified
7 in subsection 1.

8 3. The board of directors of a school district
9 that receives a petition to join the school district
10 in accordance with this section shall take action on
11 the petition within fifteen days of the filing. If a
12 petition is approved by the board, the board shall
13 notify the appropriate area education agency
14 administrator and that portion of the dissolution
15 proposal shall not be included in the proposal voted
16 upon under section 275.55 and the director of the
17 department of education shall attach the area to the
18 contiguous school district."

19 2. Title page, line 1, by inserting after the
20 word "reorganization" the following: "and
21 dissolution".

22 3. Title page, line 2, by inserting after the
23 word "reorganizing" the following: "or dissolving".

COMMITTEE ON EDUCATION

TYMESON of Madison, Chairperson

H-1055 FILED MARCH 10, 2005

HOUSE FILE 118

H-1334

1 Amend the amendment, H-1055, to House File 118 as
2 follows:

3 1. Page 1, by striking lines 48 through 50 and
4 inserting the following: "in subsection 1."

By GRANZOW of Hardin

H-1334 FILED APRIL 6, 2005
