

15 Whenever an existing tax-sheltered annuity contract is to be re-  
 16 placed by a new contract the agent or representative of the company  
 17 shall submit a letter of intent to the company being replaced, to the  
 18 insurance commissioner of the state of Iowa, and to his own company  
 19 at least thirty days prior to any action by registered mail. This letter  
 20 of intent shall contain the policy number and description of the con-  
 21 tract being replaced and a description of the replacement contract.

Approved May 2, 1974

## CHAPTER 1168

### EDUCATIONAL PROGRAM

S. F. 126

AN ACT relating to the educational program of schools.

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

1 SECTION 1. Section two hundred fifty-seven point twenty-five  
 2 (257.25), Code 1973, is amended to read as follows:

3 **257.25 Educational standards.** In addition to the responsibilities  
 4 of the state board of public instruction and the state superintendent  
 5 of public instruction under other provisions of the Code, the state  
 6 board of public instruction shall, except as otherwise provided in this  
 7 section, establish standards, regulations, and rules for the approval  
 8 of approving all public, parochial, and private nursery, kindergarten,  
 9 elementary, junior high, and high nonpublic schools and all area  
 10 vocational schools, area community colleges, and public community  
 11 or junior colleges in Iowa offering instruction at any or all levels  
 12 from the prekindergarten level through grade twelve. A nonpublic  
 13 school which offers only a prekindergarten program may, but shall  
 14 not be required to, seek and obtain approval under this chapter. A list  
 15 of approved schools shall be maintained by the department of public  
 16 instruction. With respect to area or public community or junior col-  
 17 leges, such standards, regulations, and rules shall be established by  
 18 the state board of public instruction and the state board of regents,  
 19 acting jointly. Such The approval standards, regulations, and rules  
 20 established by the state board shall prescribe delineate and be based  
 21 upon implement the minimum curriculum educational program de-  
 22 scribed below:

23 1. Nursery school activities ~~If a school offers a prekindergarten~~  
 24 ~~program, the program shall be designed to help children to work and~~  
 25 ~~play with others, to express themselves, to learn to use and manage~~  
 26 ~~their bodies, and to extend their interests and understanding of the~~  
 27 ~~world about them, work and play with others and to express them-~~  
 28 ~~selves. The prekindergarten program shall relate the role of the~~  
 29 ~~family to the child's developing sense of self and his perception of~~  
 30 ~~others. Planning and carrying out prekindergarten activities de-~~  
 31 ~~signed to encourage cooperative efforts between home and school~~  
 32 ~~shall focus on community resources. A prekindergarten teacher~~  
 33 ~~employed by a school corporation or county or joint county school~~

34 system, or its successor agency, and receiving a salary from state  
35 and local funds shall hold a certificate certifying that the holder is  
36 qualified to teach in prekindergarten.

37 2. ~~Kindergarten~~ If a school offers a kindergarten ~~programs~~ pro-  
38 gram, the program shall include experiences designed to develop  
39 healthy emotional and social ~~living~~ habits and growth in the language  
40 arts and communication skills, as well as a capacity for the comple-  
41 tion of individual tasks, and protection and development of physical  
42 being, ~~growth in expression, and language arts and communication~~  
43 ~~readiness~~. A kindergarten teacher shall hold a certificate certifying  
44 that the holder is qualified to teach in kindergarten.

45 3. The following areas shall be taught in the elementary school,  
46 grades one through six: Language arts, including reading, hand-  
47 writing, spelling, oral and written English, and literature; social  
48 studies, including geography, history of the United States and Iowa  
49 with attention given to the role in history played by all persons, and  
50 a positive effort shall be made to reflect the achievements of women,  
51 minorities, and any others who, in the past, may have been ignored  
52 or overlooked by reason of race, sex, religion, physical disability, or  
53 ethnic background, cultures of other peoples and nations, and Amer-  
54 ican citizenship, including the elementary study of national, state,  
55 and local government in the United States; mathematics; science,  
56 including conservation of natural resources and environmental  
57 awareness; health and physical education, including the effects of  
58 alcohol, ~~narcotics~~ tobacco, drugs, and poisons on the human body;  
59 the characteristics of communicable diseases; traffic safety, including  
60 pedestrian and bicycle safety procedures; music; and art.

61 4. The following shall be taught in grades seven and eight as a  
62 minimum program: Science, including conservation of natural re-  
63 sources and environmental awareness; mathematics; social studies  
64 with attention given to the role in history played by all persons, and a  
65 positive effort shall be made to reflect the achievements of women,  
66 minorities, and any others who, in the past, may have been ignored  
67 or overlooked by reason of race, sex, religion, physical disability, or  
68 ethnic background, cultures of other peoples and nations, and Amer-  
69 ican citizenship; language arts which may shall include reading, spell-  
70 ing, grammar, oral and written composition, and may include other  
71 communication subjects; health and physical education, including the  
72 effects of alcohol, tobacco, drugs and poisons on the human body, the  
73 characteristics of communicable diseases, including venereal diseases  
74 and current crucial health issues; ~~reading; physical education;~~ music;  
75 and art.

76 5. Provision for special education services and programs, which  
77 may be shared by public schools, shall be made for children requiring  
78 special education, who are or would otherwise be enrolled in kinder-  
79 garten through grade eight of such schools.

80 6. School districts with organized and administered junior high  
81 schools not limited to grades seven and eight must include the afore-  
82 mentioned minimum program for grades seven and eight regardless  
83 of the organizational structure of the district.

84 7 6. A high school, In grades nine through twelve, shall teach  
85 annually the following as a unit of credit shall consist of a course or  
86 equivalent related components or partial units taught throughout the

87 *academic year. The minimum program for grades nine through*  
88 *twelve shall be:*

89 a. Four units of science including physics and chemistry.; ~~How-~~  
90 ~~ever,~~ the units of physics and chemistry may be taught in alternate  
91 years.

92 b. Four units of the social studies. ~~Instruction in~~ American his-  
93 tory, American government, *government and cultures of other peoples*  
94 *and nations, and general consumer education, family law, and eco-*  
95 *nomics, including comparative and consumer economics, shall be*  
96 ~~included taught~~ in ~~said the~~ units but need not be required as full  
97 units. *All students shall be required to take one unit of American*  
98 *history which shall give attention to the role in history played by all*  
99 *persons, and a positive effort shall be made to reflect the achieve-*  
100 *ments of women, minorities, and any others who, in the past, may*  
101 *have been ignored or overlooked by reason of race, sex, religion,*  
102 *physical disability, or ethnic background and one half unit of the*  
103 *governments of Iowa and the United States, including instruction in*  
104 *voting statutes and procedures, voter registration requirements, the*  
105 *use of paper ballots and voting machines in the election process, and*  
106 *the method of acquiring and casting an absentee ballot.*

107 *The county auditor, upon request and at a site chosen by him, shall*  
108 *make available to schools within the county voting machines or sample*  
109 *ballots that are generally used within the county, at such times that*  
110 *these machines or sample ballots are not in use for their recognized*  
111 *purpose.*

112 c. Four units of English, including language arts.

113 d. Four units of a sequential program in mathematics.

114 e. One unit of general mathematics.

115 f. Two units of one foreign language. ~~However,~~; the units of for-  
116 eign language may be taught in alternate years, provided there is no  
117 break in the progression of instruction from one year to the next.

118 g. One unit of physical education with one-eighth unit each semes-  
119 ter required of each pupil, except that any pupil participating in an  
120 organized and supervised high school athletic program which requires  
121 at least as much time of participation per week as such one-eighth  
122 unit may be excused from the physical education course during the  
123 time of his participation in such athletic program. *All students*  
124 *physically able shall be required to participate in physical education*  
125 *activities during each semester a student is enrolled in school. A*  
126 *minimum of one-eighth unit each semester shall be required, except*  
127 *that any pupil participating in an organized and supervised high*  
128 *school athletic program which requires at least as much time of*  
129 *participation per week as one-eighth unit may be excused from the*  
130 *physical education course during the time of his participation in the*  
131 *athletic program. Physical education activities shall emphasize lei-*  
132 *sure time activities which will benefit the student outside the school*  
133 *environment and after graduation from high school.*

134 h. Five units of ~~practical arts~~ occupational education subjects. ~~Sub-~~  
135 ~~jects in this area,~~ which may include but shall not be limited to  
136 business education (including commercial typewriting), industrial  
137 arts, homemaking, agriculture, distributive education programs, ser-  
138 vices, and activities which prepare students for employment in office

- 139 and clerical, trade and industrial, consumer and homemaking, agri-  
 140 culture, distributive, and health occupations.
- 141 A unit shall consist of one academic year instruction in the subject.
- 142 8 i. Courses Units or partial units in the fine arts shall be taught  
 143 which may include art, music, and dramatics:
- 144 e. Art.
- 145 b. Music.
- 146 e. Dramatics.
- 147 j. Health education, including an awareness of physical and mental  
 148 health needs, the effects of alcohol, tobacco, drugs and poisons on the  
 149 human body, the characteristics of communicable diseases, including  
 150 venereal diseases and current crucial health issues.
- 151 7. A pupil shall not be required to enroll in either physical educa-  
 152 tion or health courses if his parent or guardian files a written state-  
 153 ment with the school principal that the course conflicts with his  
 154 religious belief.
- 155 8. Upon request of the board of directors of any public school dis-  
 156 trict or the authorities in charge of any nonpublic school, the state  
 157 board of public instruction may, for a number of years to be speci-  
 158 fied by the state board, grant the district board or the authorities in  
 159 charge of any nonpublic school exemption from one or more of the  
 160 requirements of the educational program specified in subsection six  
 161 (6). The exemption may be renewed. Such exemptions shall be  
 162 granted only if the state board deems that the request made is an  
 163 essential part of a planned innovative curriculum project which the  
 164 state board determines will adequately meet the educational needs  
 165 and interests of the pupils and be broadly consistent with the intent  
 166 of the educational program as defined in subsection six (6).
- 167 The request for exemption shall include all of the following:
- 168 a. Rationale of the project to include supportive research evidence.
- 169 b. Objectives of the project.
- 170 c. Provisions for administration and conduct of the project, includ-  
 171 ing the use of personnel, facilities, time, techniques, and activities.
- 172 d. Plans for evaluation of the project by testing and observational  
 173 measures of pupil progress in reaching the objectives.
- 174 e. Plans for revisions of the project based on evaluation measures.
- 175 f. Plans for periodic reports to the department of public instruc-  
 176 tion.
- 177 g. The estimated cost of the project.
- 178 9. To facilitate the implementation and economical operation of  
 179 the aforementioned educational program defined in subsections four  
 180 (4) and six (6) of this section, each junior or senior high school  
 181 offering any of grades seven through twelve, except a school which  
 182 offers grades one through eight as an elementary school, shall have:
- 183 a. A qualified school ~~librarian~~ media specialist who shall meet the  
 184 certification and approval standards prescribed by the department  
 185 of public instruction and adequate ~~library~~ media center facilities as  
 186 hereinafter defined.
- 187 (1) ~~LIBRARIAN SCHOOL MEDIA SPECIALIST~~. The ~~librarian~~  
 188 media specialist may be employed on a part-time or full-time basis,  
 189 or may devote only part time to ~~library~~ media service activities,  
 190 according to the needs of the school and the availability of ~~library~~  
 191 media personnel, as determined by the local board. The state board

192 shall recommend standards based upon the number of students in  
 193 attendance, the nature of the academic curriculum, and other appro-  
 194 priate factors.

195 (2) PREPARATION. The librarian shall meet the requirements  
 196 for classroom teachers with reference to a degree or to general and  
 197 professional preparation.

198 (3) (2) ORGANIZATION AND ADEQUACY OF COLLECTION.  
 199 The library media center shall be organized as a resource center of  
 200 instructional material for the entire educational program. The num-  
 201 ber and kind of library and reference books, periodicals, newspapers,  
 202 pamphlets, information files, audio-visual materials, and other learn-  
 203 ing aids shall be adequate for the number of pupils and the needs of  
 204 instruction in all courses.

205 (4) ADEQUACY OF COLLECTION. A minimum collection of  
 206 one thousand two hundred books exclusive of high school textbooks  
 207 and appropriate for the instruction needs of pupils, or at least seven  
 208 books per pupil enrolled, whichever is the larger, shall be provided in  
 209 the library until a school's enrollment reaches five hundred, at least  
 210 four additional books shall be provided for each pupil from five hun-  
 211 dred to two thousand enrolled, and at least three additional books per  
 212 pupil shall be provided for each pupil above two thousand enrolled.  
 213 An adequate collection of periodical and file material shall be pro-  
 214 vided.

215 b. A qualified school guidance counselor and other pupil personnel  
 216 services who shall meet the certification and approval standards  
 217 prescribed by the department of public instruction. The guidance  
 218 counselor may be employed on a part-time or full-time basis, or may  
 219 devote only part time to counseling services, according to the needs  
 220 of the school and the availability of guidance personnel, as deter-  
 221 mined by the local board. The state board shall recommend stan-  
 222 dards based upon the number of students in attendance and other  
 223 appropriate factors. Other members of the noninstructional profes-  
 224 sional staff, including but not limited to physicians, dentists, nurses,  
 225 school psychologists, speech therapists, and other specialists, may  
 226 also be employed or shared by one or more schools. The guidance  
 227 counselor shall meet the certification and approval standards of the  
 228 department of public instruction and noninstructional staff members  
 229 shall meet the professional practice requirements of this state relat-  
 230 ing to their special services.

231 c. Provision Arrangement for special education services, which  
 232 may be shared by public schools.

233 d. Adequate instructional materials for classrooms including audio-  
 234 visual.

235 10. After July 1, 1966, no public school shall participate in or  
 236 allow students representing such public school to participate in any  
 237 extra-curricular interscholastic contest or competition which is spon-  
 238 sored or administered by an organization as defined in this subsection,  
 239 unless such organization (a) is registered with the state department  
 240 of public instruction, (b) files financial statements with the state  
 241 department in the form and at the intervals prescribed by the state  
 242 board of public instruction, and (c) is in compliance with rules and  
 243 regulations which the state board of public instruction shall adopt  
 244 for the proper administration, supervision, operation, eligibility re-

245 quirements, and scheduling of such extracurricular interscholastic  
246 contests and competitions and such organizations. For the purposes  
247 of this subsection "organization" means any corporation, association,  
248 or organization which has as one of its primary purposes the spon-  
249 soring or administration of extracurricular interscholastic contests  
250 or competitions; but shall not include any agency of this state, any  
251 public or private school or school board, or any athletic conference  
252 or other association whose interscholastic contests or competitions  
253 do not include more than twenty schools.

254 ~~11~~ 10. The As a basis for inclusion on the list of approved schools,  
255 the state department of public instruction shall supervise and evalu-  
256 ate the school educational program in the several school districts sys-  
257 tems of the state for the purpose purposes of school improvement  
258 and approval, and each public and nonpublic school system shall make  
259 such reports as the superintendent of public instruction deems neces-  
260 sary to show compliance with the curriculum programs and other  
261 requirements prescribed in the Code.

262 The state superintendent shall make recommendations and sug-  
263 gestions in writing to each school, college, and school district which  
264 is subject to this section wherein when the department of public  
265 instruction determines, after due investigation, that deficiencies  
266 exist in any school or school district.

267 In addition to all other requirements of the laws of Iowa, every  
268 school, college or school district subject to this section shall have and  
269 provide adequate administration, school staffing, personnel assign-  
270 ment, teacher qualifications, certification, facilities, equipment,  
271 grounds, graduation requirements, instruction, instructional mate-  
272 rials, maintenance, and policies on extracurricular activities. Public  
273 junior or community colleges shall provide adequate courses of study.

274 The state board of public instruction shall adopt approval stan-  
275 dards, regulations, and rules to implement, interpret, and make  
276 effective the provisions of this section. In adopting the same, the  
277 board shall take into account recognized educational standards.  
278 Standards, regulations and rules shall be adopted of general appli-  
279 cation without specific regard to school population.

280 Such standards, regulations, and rules shall be subject to the pro-  
281 visions of chapter 17A. In addition, such standards, rules, and regu-  
282 lations shall be reported by the state board to the general assembly  
283 within twenty days after the commencement of a regular legislative  
284 session, and the general assembly may enact changes therein. No  
285 school, college or school district shall be removed from the approved  
286 list for failure to comply with such standards, rules, or regulations,  
287 until at least one hundred twenty days have elapsed following the  
288 reporting of such standards, rules, and regulations to the general  
289 assembly as provided in this section.

290 ~~12~~ 11. The state board of public instruction shall remove for  
291 cause, after due investigation and notice, any such school, college, or  
292 school district failing from the approved list which fails to comply  
293 with such approval standards, rules, and regulations from the  
294 approved list; which removal shall, during the period of noncompli-  
295 ance, permit parents of children eligible for school attendance to  
296 request the county board of education to designate their children to  
297 an approved school with the district of residence responsible for the

298 tuition and transportation costs. The county board of education is  
299 hereby authorized to make such designation. Procedure, insofar as  
300 applicable, shall be that provided in chapter 285. In the event a  
301 parent of such child so designated is dissatisfied with said designa-  
302 tion, appeal may be made to the state superintendent of public in-  
303 struction as provided in section 285.12. A school, college, or school  
304 district which is removed from the approved list in accordance with  
305 this section shall be ineligible to receive state financial aid during  
306 the period of noncompliance. The state board shall allow a reason-  
307 able period of time, which shall be at least one year, for compliance  
308 with such approval standards, rules, and regulations, if such school,  
309 college, or school district is making a good faith effort and substan-  
310 tial progress toward full compliance and if the failure to comply is  
311 due to factors beyond the control of the board of directors or govern-  
312 ing body of such school, college, or school district. In allowing such  
313 time for compliance, the board shall follow consistent policies, taking  
314 into account the circumstances of each case. The reasonable period  
315 of time for compliance may be, but need not be, given prior to the  
316 one-year notice requirement that is required under subsection ~~13~~  
317 *twelve (12)* of this section. A school or school district which is  
318 removed from the approved list pursuant to the provisions of this  
319 section shall be ineligible to receive state financial aid during the  
320 period of noncompliance.

321 *The superintendent of public instruction and the president of the*  
322 *state board shall confer with the affected school board and with the*  
323 *school boards of contiguous school districts to assist the affected*  
324 *school board in determining how best to offer the students of that*  
325 *district an approved educational program. When a school district*  
326 *has been removed from the approved list, is ineligible to receive state*  
327 *aid, and can no longer continue to operate, the board of directors*  
328 *shall seek to merge the territory of the school district with one or*  
329 *more contiguous school districts pursuant to the provisions of chap-*  
330 *ter two hundred seventy-five (275) of the Code. If by the first of*  
331 *July the following school year, the district has not met the approval*  
332 *standards and any portion of the district has not been merged with*  
333 *one or more contiguous school districts, the portion that has not been*  
334 *merged shall be merged with one or more contiguous school districts*  
335 *by the state board and the provisions of sections two hundred seventy-*  
336 *five point twenty-five (275.25) through two hundred seventy-five*  
337 *point thirty-eight (275.38) of the Code shall apply.*

338 ~~13~~ 12. The department of public instruction shall give any school,  
339 college, or school district which is to be removed from the approved  
340 list at least one-year notice. Such notice shall be given by registered  
341 or certified mail addressed to the superintendent of the school district  
342 or the corresponding official of a private school, and shall specify the  
343 reasons for removal. Such notice shall also be sent by ordinary mail  
344 to each member of the board of directors or governing body of the  
345 school, college, or school district, and to the news media which serve  
346 the area where the school, college, or school district is located; but  
347 any good faith error or failure to comply with this sentence shall not  
348 affect the validity of any action by the state board. If, during said  
349 year, the school, college, or school district remedies the reasons for  
350 removal and satisfies the state board that it will thereafter comply

351 with the laws, approval standards, rules, and regulations, the state  
352 board shall continue such school, ~~college~~, or school district on the  
353 approved list and shall give the school, ~~college~~, or school district  
354 notice of such action by registered or certified mail. At any time  
355 during said year, the board of directors or governing body of the  
356 school, ~~college~~, or school district may request a public hearing before  
357 the state board of public instruction, by mailing a written request  
358 to the state superintendent by registered or certified mail. The presi-  
359 dent of the state board shall promptly set a time and place for the  
360 public hearing, which shall be either in Des Moines or in the affected  
361 area. At least thirty days' notice of the time and place of the hearing  
362 shall be given by registered or certified mail addressed to the super-  
363 intendent of the school district or the corresponding official of a  
364 private school. ~~Notice~~ *At least ten days before the hearing, notice*  
365 of the time and place of the hearing and the reasons for removal  
366 shall also be published by the state department in a newspaper of  
367 general circulation in the area where the school, ~~college~~, or school  
368 district is located, ~~at least ten days before the hearing~~. At the hearing  
369 the school, ~~college~~, or school district may be represented by counsel  
370 and may present evidence. The state board may provide for the  
371 hearing to be recorded or reported. If requested by the school, ~~col-~~  
372 ~~lege~~, or school district at least ten days before the hearing, the state  
373 board shall provide for the hearing to be recorded or reported at the  
374 expense of such school, ~~college~~, or school district, using any reason-  
375 able method specified by such school, ~~college~~, or school district.  
376 Within ten days after the hearing, the state board shall render its  
377 written decision, signed by a majority of its members, and shall  
378 affirm, modify, or vacate the action or proposed action to remove the  
379 school, ~~college~~, or school district from the approved list.

380 14 13. Notwithstanding the foregoing provisions of this section  
381 and as an exception to their requirements, a private high school or  
382 private combined junior-senior high school operated for the express  
383 purpose of teaching a program designed to qualify its graduates for  
384 matriculation at accredited four-year or equivalent liberal arts, sci-  
385 entific, or technological colleges or universities shall be placed on  
386 a special approved list of college preparatory schools, which list shall  
387 signify approval of the school for such express purpose only, pro-  
388 vided that:

389 a. Such school complies with minimum standards established by  
390 provisions of the Code other than this section, and administrative  
391 rules thereunder, applicable to:

392 (1) Courses comprising such limited program.

393 (2) Health requirements for personnel.

394 (3) Plant facilities.

395 (4) Other environmental factors affecting such programs.

396 b. At least eighty percent of those graduating from such school  
397 within the annually most recent four calendar years, other than those  
398 graduating who are aliens, graduates entering military or alternative  
399 civilian service, or graduates deceased or incapacitated before college  
400 acceptance, have been accepted by accredited four-year or equivalent  
401 liberal arts, scientific, or technological colleges or universities.

402 Any school claiming to be a private college preparatory school  
403 which fails in any year to comply with the requirement of paragraph



404 "b" of this subsection shall be placed on the special approved list of  
 405 college preparatory schools probationally if such school complies with  
 406 the requirements of paragraph "a" of this subsection, but such pro-  
 407 bational approval shall not continue for more than four successive  
 408 years.

409 ~~15. The board or governing body of each school or school district~~  
 410 ~~shall provide such principals as it finds necessary to provide effective~~  
 411 ~~supervision and administration for each school and its faculty and~~  
 412 ~~student body.~~

413 ~~16. Any two or more school districts may jointly employ and share~~  
 414 ~~the services of any school personnel, or acquire and share the use of~~  
 415 ~~classrooms, laboratories, equipment, and facilities.~~

1 SEC. 2. Chapter two hundred eighty (280), Code 1973, is amend-  
 2 ed by striking the chapter and inserting in lieu thereof sections  
 3 three (3) through seventeen (17) of this Act.

1 SEC. 3. NEW SECTION. **Title.** This chapter may be known and  
 2 shall be cited as the Uniform School Requirements Chapter.

1 SEC. 4. NEW SECTION. **Definitions.** The term "public school"  
 2 means any school directly supported in whole or in part by taxation.  
 3 The term "nonpublic school" means any other school.

1 SEC. 5. NEW SECTION. **Duties of board.** The board of directors  
 2 of each public school district and the authorities in charge of each  
 3 nonpublic school shall prescribe the minimum educational program  
 4 for the schools under their jurisdictions. The minimum educational  
 5 program shall be the curriculum set forth in section two hundred  
 6 fifty-seven point twenty-five (257.25) of the Code, except as other-  
 7 wise provided by law. The board of directors of a public school dis-  
 8 trict shall not allow discrimination in any educational program on  
 9 the basis of race, color, creed, sex, marital status or place of national  
 10 origin.

11 A nonpublic school which is unable to meet the minimum educa-  
 12 tional program may request an exemption from the state board of  
 13 public instruction. The authorities in charge of the nonpublic school  
 14 shall file with the superintendent of public instruction the names and  
 15 locations of all schools desiring to be exempted and the names, ages,  
 16 and post office addresses of all pupils of compulsory school age who  
 17 are enrolled. The superintendent, subject to the approval of the state  
 18 board, may exempt the nonpublic school from compliance with the  
 19 minimum educational program for two school years. When the  
 20 exemption has once been granted, renewal of the exemption for each  
 21 succeeding school year may be conditioned by the state superintend-  
 22 ent, with the approval of the board, upon proof of achievement in  
 23 the basic skills of arithmetic, the communicative arts of reading,  
 24 writing, grammar, and spelling, and an understanding of United  
 25 States history, history of Iowa, and the principles of American gov-  
 26 ernment, of the pupils of compulsory school age exempted in the  
 27 preceding year. Proof of achievement shall be determined on the  
 28 basis of tests or other means of evaluation prescribed by the super-  
 29 intendent of public instruction with the approval of the board of  
 30 public instruction. The testing or evaluation, if required, shall be  
 31 accomplished prior to submission of the request for renewal of the

32 exemption. Renewal requests shall be filed with the superintendent  
33 of public instruction by April fifteenth of the school year preceding  
34 the school year for which the applicants desire exemption. This  
35 section shall not apply to schools eligible for exemption under sec-  
36 tion two hundred ninety-nine point twenty-four (299.24) of the Code.

37 The board of directors of each public school district and the  
38 authorities in charge of each nonpublic school shall establish and  
39 maintain attendance centers based upon the needs of the school age  
40 pupils enrolled in the school district or nonpublic school. Kinder-  
41 garten and prekindergarten programs may be provided. In addition,  
42 the board of directors or governing authority may include in the  
43 educational program of any school such additional courses, subjects,  
44 or activities which it deems fit the needs of the pupils.

1 SEC. 6. NEW SECTION. **Medium of instruction.** The medium of  
2 instruction in all secular subjects taught in both public and nonpublic  
3 schools shall be the English language, except when the use of a for-  
4 eign language is deemed appropriate in the teaching of any subject.

1 SEC. 7. NEW SECTION. **Display of United States flag and Iowa**  
2 **state banner.** The board of directors of each public school district  
3 and the authorities in charge of each nonpublic school shall provide  
4 and maintain a suitable flagstaff on each school site under its control,  
5 and the United States flag and the Iowa state banner shall be raised  
6 on all school days when weather conditions are suitable.

1 SEC. 8. NEW SECTION. **Religious books.** Religious books such  
2 as the Bible, the Torah, and the Koran shall not be excluded from  
3 any public school or institution in the state, nor shall any child be  
4 required to read such religious books contrary to the wishes of his  
5 parent or guardian.

1 SEC. 9. NEW SECTION. **Dental clinics.** Boards of directors in  
2 all public school districts may establish and maintain dental clinics  
3 for children and offer courses of instruction on mouth hygiene. The  
4 boards may employ such legally qualified dentists and dental hygien-  
5 ists as may be necessary to accomplish the purpose of this section.  
6 The cost of the dental clinic shall be paid from the general fund.

1 SEC. 10. NEW SECTION. **Special education required.** The board  
2 in each public school district shall make provision whereby special  
3 education services are made available to all handicapped pupils  
4 enrolled or who would be entitled to enrollment in its schools except  
5 the blind, the deaf, and other physically handicapped children attend-  
6 ing special schools or institutions provided by the state. Programs  
7 offered under this section shall comply with rules and standards  
8 promulgated by the state board of public instruction and shall be  
9 subject to approval and reimbursement of excess costs as provided  
10 in chapter two hundred eighty-one (281) of the Code. Programs  
11 offered under this section may be carried on by cooperative arrange-  
12 ments between district boards of directors and county boards of  
13 education as provided by chapter two hundred eighty-one (281) of  
14 the Code. Where special services are not available, school boards  
15 may enter into cooperative arrangements with county board of  
16 supervisors or state agencies to provide such services.

1 SEC. 11. NEW SECTION. **Career education.** The board of direc-  
2 tors of each local public school district and the authorities in charge  
3 of each nonpublic school shall incorporate into the educational pro-  
4 gram the total concept of career education to enable students to  
5 become familiar with the values of a work-oriented society. Cur-  
6 ricular and co-curricular teaching-learning experiences from the  
7 prekindergarten level through grade twelve shall be provided for  
8 all students currently enrolled in order to develop an understanding  
9 that employment may be meaningful and satisfying. However, career  
10 education does not mean a separate vocational-technical program is  
11 required. A vocational-technical program includes units or partial  
12 units in subjects which have as their purpose to equip students with  
13 marketable skills.

14 Essential elements in career education shall include, but not be  
15 limited to:

- 16 1. Awareness of self in relation to others and the needs of society.
- 17 2. Exploration of employment opportunities and experience in per-  
18 sonal decision making.
- 19 3. Experiences which will help students to integrate work values  
20 and work skills into their lives.

1 SEC. 12. NEW SECTION. **Eye-protective devices.** Every student  
2 and teacher in any public or nonpublic school shall wear industrial  
3 quality eye-protective devices at all times while participating, and  
4 while in a room or other enclosed area where others are participat-  
5 ing, in any phase or activity of a course which may subject the stu-  
6 dent or teacher to the risk or hazard of eye injury from the materials  
7 or processes used in any of the following courses:

- 8 1. Vocational or industrial arts shops or laboratories involving  
9 experience with any of the following:
  - 10 a. Hot molten metals.
  - 11 b. Milling, sawing, turning, shaping, cutting, grinding, or stamp-  
12 ing of any solid materials.
  - 13 c. Heat treatment, tempering, or kiln firing of any metal or other  
14 materials.
  - 15 d. Gas or electric arc welding.
  - 16 e. Repair or servicing of any vehicle while in the shop.
  - 17 f. Caustic or explosive materials.

18 2. Chemical or combined chemical-physical laboratories involving  
19 caustic or explosive chemicals or hot liquids or solids when risk is  
20 involved. Visitors to such shops and laboratories shall be furnished  
21 with and required to wear the necessary safety devices while such  
22 programs are in progress.

23 It shall be the duty of the teacher or other person supervising the  
24 students in said courses to see that the above requirements are com-  
25 plied with. Any student failing to comply with such requirements  
26 may be temporarily suspended from participation in the course and  
27 the registration of a student for the course may be canceled for will-  
28 ful, flagrant, or repeated failure to observe the above requirements.

29 The board of directors of each local public school district and the  
30 authorities in charge of each nonpublic school shall provide the safety  
31 devices required herein. Such devices may be paid for from the gen-  
32 eral fund, but the board may require students and teachers to pay for

33 the safety devices and shall make them available to students and  
34 teachers at no more than the actual cost to the district or school.

35 "Industrial quality eye-protective devices", as used in this section,  
36 means devices meeting American National Standard, Practice for  
37 Occupational and Educational Eye and Face Protection promulgated  
38 by the American National Standards Institute, Inc.\*

1 SEC. 13. NEW SECTION. **Ear-protective devices.** Every student  
2 and teacher in any public or nonpublic school shall wear industrial  
3 quality ear-protective devices while the student or teacher is par-  
4 ticipating in any phase or activity of a course which may subject the  
5 student or teacher to the risk or hazard of hearing loss from noise  
6 in processes or procedures used in any of the following courses:

7 1. Vocational or industrial arts shops or laboratories involving  
8 experiences with any of the following:

9 a. Milling, sawing, turning, shaping, cutting, grinding or stamping  
10 of any solid materials.

11 b. Kiln firing of any metal or other materials.

12 c. Electric arc welding.

13 d. Repair or servicing of any vehicle while in shop.

14 e. Static tests, maintenance or repair of internal combustion en-  
15 gines.

16 f. Letter press, paper folders, mono-type.

17 It shall be the duty of the teacher or other person supervising the  
18 students in said courses to see that the above requirements are com-  
19 plied with. Any student failing to comply with such requirements  
20 may be temporarily suspended from participation in the course and  
21 the registration of a student for the course may be cancelled for will-  
22 ful, flagrant, or repeated failure to observe the above requirements.

23 The board of directors of each local public school district and the  
24 authorities in charge of each nonpublic school shall provide the safety  
25 devices required herein. Such devices may be paid for from the gen-  
26 eral fund, but the board may require students and teachers to pay for  
27 the safety devices and shall make them available to students and  
28 teachers at no more than the actual cost to the district or school.

29 "Industrial quality ear-protective devices", as used in this section,  
30 means devices meeting the American National Standard for Measure-  
31 ment of the Real-Ear attenuation of Ear Protectors at Threshold  
32 promulgated by the American National Standards Institute, Inc.\*

33 "Noise" as used in this section, means a noise level that meets or  
34 exceeds damage-risk criteria established by the present\* federal stan-  
35 dard for occupational noise exposure, Occupational Safety and Health  
36 Standards.

1 SEC. 14. NEW SECTION. **Evaluation of educational program.**

2 The board of directors of each public school district and the author-  
3 ities in charge of each nonpublic school shall:

4 1. Determine major educational needs and rank them in priority  
5 order.

6 2. Develop long-range plans to meet such needs.

7 3. Establish and implement continuously evaluated year-by-year  
8 short-range and intermediate-range plans to attain the desired levels  
9 of pupil achievement.

10 4. Maintain a record of progress under the plan.

\*This section effective July 1, 1974

11 5. Make such reports of progress as the superintendent of public  
12 instruction shall require.

1 SEC. 15. NEW SECTION. **Requirements for interscholastic con-**  
2 **tests and competitions.** No public school shall participate in or allow  
3 students representing a public school to participate in any extra-  
4 curricular interscholastic contest or competition which is sponsored  
5 or administered by an organization as defined in this section, unless  
6 the organization is registered with the state department of public  
7 instruction, files financial statements with the state department in  
8 the form and at the intervals prescribed by the state board of public  
9 instruction, and is in compliance with rules and regulations which  
10 the state board of public instruction shall adopt for the proper ad-  
11 ministration, supervision, operation, adoption of eligibility require-  
12 ments, and scheduling of such extracurricular interscholastic contests  
13 and competitions and such organizations. For the purposes of this  
14 section "organization" means any corporation, association, or organ-  
15 ization which has as one of its primary purposes the sponsoring or  
16 administration of extracurricular interscholastic contests or compe-  
17 titions, but shall not include an agency of this state, a public or  
18 private school or school board, or an athletic conference or other  
19 association whose interscholastic contests or competitions do not  
20 include more than twenty schools.

1 SEC. 16. NEW SECTION. **School requirements.** The board or  
2 governing authority of each school or school district subject to the  
3 provisions of this chapter shall establish and maintain adequate  
4 administration, school staffing, personnel assignment policies, teach-  
5 er qualifications, certification requirements, facilities, equipment,  
6 grounds, graduation requirements, instructional requirements, in-  
7 structional materials, maintenance procedures, and policies on extra-  
8 curricular activities. In addition the board or governing authority  
9 of each school or school district shall provide such principals as it  
10 finds necessary to provide effective supervision and administration  
11 for each school and its faculty and student body.

1 SEC. 17. NEW SECTION. **Joint employment and sharing.** Any  
2 two or more public school districts may jointly employ and share the  
3 services of any school personnel, or acquire and share the use of class-  
4 rooms, laboratories, equipment, and facilities.

1 SEC. 18. Section two hundred eighty A point thirty-three  
2 (280A.33), Code 1973, is amended by adding the following new un-  
3 numbered paragraphs:

4 NEW UNNUMBERED PARAGRAPH. Approval standards shall be  
5 subject to the provisions of chapter seventeen A (17A). In addition,  
6 approval standards shall be reported by the state board to the gen-  
7 eral assembly within twenty days after the commencement of a  
8 regular legislative session. No area community college or area voca-  
9 tional school shall be removed from the approved list for failure to  
10 comply with the approval standards until at least one hundred twenty  
11 days have elapsed following the reporting of such standards to the  
12 general assembly as provided in this section.

13 NEW UNNUMBERED PARAGRAPH. The department of public in-  
14 struction shall supervise and evaluate the educational program in the

15 several area community colleges and area vocational schools of the  
16 state for the purpose of the improvement and approval of such insti-  
17 tutions.

18 NEW UNNUMBERED PARAGRAPH. The superintendent of public in-  
19 struction shall make recommendations and suggestions in writing to  
20 each area community college and area vocational school if the depart-  
21 ment of public instruction determines, after due investigation, that  
22 deficiencies exist.

23 NEW UNNUMBERED PARAGRAPH. The state board shall maintain  
24 a list of approved area community colleges and area vocational  
25 schools, and it shall remove from the approved list for cause, after  
26 due investigation and notice, any area community college or area  
27 vocational school which fails to comply with the approval standards.  
28 An area community college or area vocational school which is re-  
29 moved from the approved list pursuant to this section shall be  
30 ineligible to receive state financial aid during the period of such  
31 removal. The state board shall allow a reasonable period of time,  
32 which shall be at least one year, for compliance with approval stan-  
33 dards if an area community college or area vocational school is  
34 making a good faith effort and substantial progress toward full com-  
35 pliance or if failure to comply is due to factors beyond the control  
36 of the board of directors of the merged area operating the institution.  
37 In allowing time for compliance, the board shall follow consistent  
38 policies, taking into account the circumstances of each case. The  
39 reasonable period of time for compliance may be, but need not be,  
40 given prior to the one-year notice requirement that is provided in  
41 this section.

42 NEW UNNUMBERED PARAGRAPH. The department of public in-  
43 struction shall give any area community college or area vocational  
44 school which is to be removed from the approved list at least one  
45 year's notice. The notice shall be given by registered or certified  
46 mail addressed to the superintendent of the area community college  
47 or area vocational school and shall specify the reasons for removal.  
48 The notice shall also be sent by ordinary mail to each member of the  
49 board of directors of the area community college or area vocational  
50 school, and to the news media which serve the merged area where  
51 the school is located; but any good faith error or failure to comply  
52 with this sentence shall not affect the validity of any action by the  
53 state board. If, during the year, the area community college or area  
54 vocational school remedies the reasons for removal and satisfies the  
55 state board that it will thereafter comply with the laws and approval  
56 standards the state board shall continue the area community college  
57 or area vocational school on the approved list and shall transmit to  
58 the area community college or area vocational school notice of the  
59 action by registered or certified mail.

60 NEW UNNUMBERED PARAGRAPH. At any time during the year  
61 after notice is given, the board of directors of the area community  
62 college or area vocational school may request a public hearing before  
63 the state board of public instruction, by mailing a written request  
64 to the superintendent of public instruction by registered or certified  
65 mail. The president of the state board shall promptly set a time and  
66 place for the public hearing, which shall be either in Des Moines or  
67 in the affected merged area. At least thirty days' notice of the time

68 and place of the hearing shall be given by registered or certified mail  
 69 addressed to the superintendent of the area community college or  
 70 area vocational school. At least ten days before the hearing, notice  
 71 of the time and place of the hearing and the reasons for removal shall  
 72 also be published by the state department in a newspaper of general  
 73 circulation in the merged area where the area community college or  
 74 area vocational school is located.

75 NEW UNNUMBERED PARAGRAPH. At the hearing the area com-  
 76 munity college or area vocational school may be represented by coun-  
 77 sel and may present evidence. The state board may provide for the  
 78 hearing to be recorded or reported. If requested by the area com-  
 79 munity college or area vocational school at least ten days before the  
 80 hearing, the state board shall provide for the hearing to be recorded  
 81 or reported at the expense of the area community college or area  
 82 vocational school, using any reasonable method specified by the area  
 83 community college or area vocational school. Within ten days after  
 84 the hearing, the state board shall render its written decision, signed  
 85 by a majority of its members, and shall affirm, modify, or vacate the  
 86 action or proposed action to remove the area community college or  
 87 area vocational school from the approved list.

1 SEC. 19. Section four hundred forty-two point thirteen (442.13),  
 2 Code 1973, is amended by adding the following new subsection:

3 NEW SUBSECTION. The committee may recommend that two or  
 4 more school districts jointly employ and share the services of any  
 5 school personnel, or acquire and share the use of classrooms, labora-  
 6 tories, equipment, and facilities as specified in section sixteen (16)  
 7 of this Act.

1 SEC. 20. Sections two hundred fifty-seven point twenty-seven  
 2 (257.27) and two hundred seventy-nine point thirty-nine (279.39),  
 3 Code 1973, are repealed.

Approved April 10, 1974

## CHAPTER 1169

### PUBLIC SCHOOL AUXILIARY SERVICES

#### H. F. 1476

AN ACT to provide auxiliary services, including transportation, for nonpublic school children and to provide appropriations.

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

1 SECTION 1. Section two hundred fifty-seven point twenty-six  
 2 (257.26), unnumbered paragraph two (2), Code 1973, as amended by  
 3 Acts of the Sixty-fifth General Assembly, 1973 Session, chapter one  
 4 hundred ninety-two (192), section one (1), is amended to read as  
 5 follows:

6 The provisions of this section shall not deprive the respective boards  
 7 of public school districts of any of their legal powers, statutory or