

## CHAPTER 1145

## GIFTED AND TALENTED SCHOOL CHILDREN

H. F. 2275

AN ACT to provide additional allowable growth for financing programs for gifted and talented children for the 1980-1981 school year.

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

Section 1. Section four hundred forty-two point thirty-one (442.31), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter thirteen (13), section twenty (20), is amended to read as follows:

442.31 GIFTED AND TALENTED CHILDREN. For the school years beginning July 1, 1979 and July 1, 1980 only, a school district may make application to the department of public instruction for programs of instruction for gifted and talented children to be funded for the school year beginning July 1, 1979 by an increase in allowable growth, as defined in section 442.7 and funded for the school year beginning July 1, 1980, by both an increase in allowable growth, as defined in section four hundred forty-two point seven (442.7) of the Code and moneys appropriated in Acts of the Sixty-eighth General Assembly, 1979 Session, chapter thirteen (13), section seven (7), subsection twelve (12), ~~of this Act. The department shall not approve programs for which the total budgets are in excess of funds appropriated in section seven (7), subsection twelve (12), of this Act. The department shall transmit moneys allocated to each school district for a program approved under section 442.34 to that school district and the moneys shall be considered miscellaneous income and shall not be included in district cost.~~ The department shall promulgate rules under the provisions of chapter 17A relating to administration of sections 442.31 to 442.36. The rules shall require that approved gifted and talented children programs provide each child with an individually guided educational program which considers the individual abilities and needs of each child.

Sec. 2. Section four hundred forty-two point thirty-four (442.34), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter thirteen (13), section twenty-one (21), is amended to read as follows:

442.34 PROGRAMS APPROVED. The department of public instruction may approve gifted and talented children programs for the school year beginning July 1, 1979, for not more than ten school districts in this state, and for the school year beginning July 1, 1980 may renew approval for the programs established for the school year beginning July 1, 1979 and may approve additional programs for gifted and talented children in school districts in this state, including districts of various enrollments and geographic locations. The department shall approve at least one program in each area education agency to the extent that districts in an area education agency

make application for approval of a program of instruction which meets the qualifications for approval prescribed in the rules of the department. A single program may be provided by two or more districts acting jointly. For the school year beginning July 1, 1980, the department may allocate an amount to each school district not to exceed one-half the approved budget of the gifted and talented program for that school district. If moneys appropriated under Acts of the Sixty-eighth General Assembly, 1979 Session, chapter thirteen (13), section seven (7), subsection twelve (12) are insufficient to meet the allocation under this section, the department shall prorate the moneys allocated to each district.

Sec. 3. Section four hundred forty-two point thirty-five (442.35), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter thirteen (13), section twenty-two (22), is amended to read as follows:

442.35 COMMITTEE INFORMED. ~~For the school year beginning July 1, 1979,~~ the The department shall inform the school budget review committee of the names of the school districts approved for gifted and talented children programs and the approved budget of each program listed separately for each district and for the school year beginning July 1, 1980, listing the amount of moneys allocated to each district from funds appropriated under Acts of the Sixty-eighth General Assembly, 1979 Session, chapter thirteen (13), section seven (7), subsection twelve (12). The school budget review committee shall approve a modified allowable growth for each such district as an unusual circumstance, under the authority granted to it in section 442.13, to provide funds equal to the budget approved by the department of public instruction for the school year beginning July 1, 1979, and equal to the difference between the budget approved for a school district and the amount of moneys allocated to each district from funds appropriated under Acts of the Sixty-eighth General Assembly, 1979 Session, chapter thirteen (13), section seven (7), subsection twelve (12) for the school year beginning July 1, 1980.

Sec. 4. This Act, being deemed of immediate importance, takes effect from and after its publication in The Kanawha Reporter, a newspaper published in Kanawha, Iowa, and in the West Des Moines Express, a newspaper published in West Des Moines, Iowa.

Approved March 25, 1980

I hereby certify that the foregoing Act, House File 2275, was published in The Kanawha Reporter, Kanawha, Iowa on April 3, 1980, and in the West Des Moines Express, West Des Moines, Iowa on April 3, 1980.

MELVIN D. SYNHORST, *Secretary of State*