

1. A county or multicounty consortium of agencies providing health, counseling, economic assistance, education, law enforcement, or therapeutic services may establish a multidisciplinary team for the more effective planning and delivery of services to an individual or family under the following conditions:

- a. The team complies with federal regulations regarding confidentiality.
- b. The agencies comprising the team have written confidentiality standards.
- c. The agencies comprising the team enter into an annual interagency agreement to comply with confidentiality standards specified in the agreement.
- d. An agency initiating a multidisciplinary team obtains a signed agreement from an individual authorizing the team to share information concerning the individual or the individual's family on a confidential basis.

2. The activities of a multidisciplinary community services team shall not duplicate the activities of a multidisciplinary team for child abuse under section 235A.13, dependent adult abuse activities under section 235B.6, area education agency activities under section 294A.14, or child victim services provided under section 910A.16.

3. A multidisciplinary community services team shall select a chairperson and other officers as deemed necessary by the members of the team. A multidisciplinary community services team is not a governmental body as defined in section 21.2 and is not subject to the provisions of chapter 21, relating to open meetings. Notwithstanding chapter 22, the confidentiality of information in the possession of a multidisciplinary team which is required by law to be confidential shall be maintained except as specifically provided by this section.

4. The members of a multidisciplinary community services team are expressly authorized to orally disclose personally identifying information to one another which is otherwise required by law to be confidential. Disclosure of confidential information other than oral information between team members under provisions of this section is expressly prohibited.

5. A member of a multidisciplinary community services team shall not use confidential information obtained from another team member except in the best interests of the subject of the confidential information and shall not disclose such information to another person except as otherwise authorized by law. A member of a multidisciplinary community services team who willfully uses or discloses confidential information in violation of this section commits a serious misdemeanor. Notwithstanding section 903.1, the penalty for a person convicted pursuant to this subsection is a fine of not more than five hundred dollars in the case of a first offense and not more than five thousand dollars in the case of each subsequent offense.

Approved April 23, 1996

CHAPTER 1157

OPEN ENROLLMENT - INSTRUCTIONAL SUPPORT FOR REORGANIZED SCHOOL DISTRICTS S.F. 2201

AN ACT relating to the open enrollment application and implementation process and to instructional support for reorganized school districts.

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

Section 1. Section 282.18, subsection 2, Code 1995, is amended to read as follows:

2. By ~~October 30~~ January 1 of the preceding school year, the parent or guardian shall

send notification to the district of residence, on forms prescribed by the department of education, that the parent or guardian intends to enroll the parent's or guardian's child in a public school in another school district. ~~The parent or guardian shall describe the reason for enrollment in the receiving district.~~ If a parent or guardian fails to file a notification that the parent intends to enroll the parent's or guardian's child in a public school in another district by the deadline of ~~October 30~~ January 1 of the previous year, and one of the criteria defined in subsection 18 exists for the failure to meet the deadline or if the request is to enroll a child in kindergarten in a public school in another district, the parent or guardian shall be permitted to enroll the child in the other district in the same manner as if the deadline had been met.

The board of directors of a school district may adopt a policy granting the superintendent of the district authority to approve open enrollment applications that are timely filed. However, the board of directors shall not grant the superintendent authority to deny open enrollment applications, except as provided in subsection 4. The board of the district of residence, or the superintendent with the board's authority to only approve applications, shall take action on the request no later than ~~November 30~~ February 1 of the preceding school year and shall transmit any approved request within five days after board action on the request. The parent or guardian may withdraw the request at any time prior to the start of the school year. The board of the receiving district, or the superintendent with the board's authority to approve applications only, shall take action to approve or disapprove the request no later than ~~December 31~~ March 1 of the preceding school year. The board of the receiving district shall enroll the pupil in a school in the receiving district for the following school year unless the receiving district does not have classroom space for the pupil. If the request is granted, the board shall transmit a copy of the form to the school district of residence within five days after board action.

Sec. 2. Section 282.18, subsections 7, 8, and 18, Code 1995, are amended to read as follows:

7. A request under this section is for a period of not less than one year. If the request is for more than one year and the parent or guardian desires to have the pupil enroll in a different district, the parent or guardian may petition the current receiving district by ~~October 30~~ January 1 of the previous school year for permission to enroll the pupil in a different district for a period of not less than one year. Upon receipt of such a request, the current receiving district board may act on the request to transfer to the other school district at the next regularly scheduled board meeting after the receipt of the request. The new receiving district shall enroll the pupil in a school in the district unless there is insufficient classroom space in the district or unless enrollment of the pupil would adversely affect the court-ordered or voluntary desegregation plan of the district. A denial of a request to change district enrollment within the approved period is subject to appeal under section 290.1. However, a pupil who has been in attendance in another district under this section may return to the district of residence and enroll at any time, once the parent or guardian has notified the district of residence and the receiving district in writing of the decision to enroll the pupil in the district of residence.

8. A pupil participating in open enrollment shall be counted, for state school foundation aid purposes, in the pupil's district of residence. A pupil's residence, for purposes of this section, means a residence under section 282.1. The board of directors of the district of residence shall pay to the receiving district the ~~lower district state cost per pupil of~~ for the two districts previous school year, plus any moneys received for the pupil as a result of the non-English speaking weighting under section 280.4, subsection 4, for each the previous school year multiplied by the state cost for the previous year. The district of residence shall also transmit the phase III moneys allocated to the district for the previous year for the full-time equivalent attendance of the pupil, who is the subject of the request, to the receiving district specified in the request for transfer.

18. For purposes of this section, "good cause" means a change in a child's residence due to a change in family residence, a change in the state in which the family residence is

located, a change in a child's parents' marital status, a guardianship proceeding, placement in foster care, adoption, participation in a foreign exchange program, or participation in a substance abuse or mental health treatment program, or a similar set of circumstances consistent with the definition of good cause; a change in the status of a child's resident district, such as removal of accreditation by the state board, surrender of accreditation, or permanent closure of a nonpublic school, the failure of negotiations for a whole-grade sharing, reorganization, dissolution agreement or the rejection of a current whole-grade sharing agreement, or reorganization plan, or a similar set of circumstances consistent with the definition of good cause. If the good cause relates to a change in status of a child's school district of residence, however, action by a parent or guardian must be taken to file the notification within forty-five days of the last board action or within thirty days of the certification of the election, whichever is applicable to the circumstances.

Sec. 3. Section 282.18, subsection 12, Code 1995, is amended by striking the subsection.

Sec. 4. INSTRUCTIONAL SUPPORT FOR REORGANIZED SCHOOL DISTRICTS. Notwithstanding section 257.18, subsection 3, and section 257.27, a school district participating in an instructional support program on or after July 1, 1995, which reorganizes effective July 1, 1996, may continue to participate in the instructional support program for the budget year beginning July 1, 1996. The percent of income surtax imposed for the budget year beginning July 1, 1996, by the board of directors of the school district that reorganizes effective July 1, 1996, shall not exceed seventeen percent.

Approved April 23, 1996

CHAPTER 1158

POSTSECONDARY SCHOOLS AND LOAN PROGRAMS

S.F. 2157

AN ACT relating to postsecondary educational programs, the duties of the college student aid commission in administering the Iowa guaranteed loan program, creating a chiropractic loan revolving fund, providing for matters related to the chiropractic graduate student forgivable loan program, modifying the registration requirements for postsecondary schools, and increasing registration fees.

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

Section 1. Section 261.37, subsections 3 and 6, Code 1995, are amended to read as follows:

3. Collect an insurance premium of not more than ~~one percent per annum of the principal amount of any loan guaranteed, beginning with the date of disbursement and ending one year after the date on which the borrower expects to complete the course of study for which the loan was made~~ the amount authorized by the federal Higher Education Act of 1965. ~~Such~~ The premium shall be collected by the lender upon the disbursement of the loan and shall be remitted promptly to the commission.

6. To reimburse eligible lenders for ~~one hundred percent of the principal and accrued interest~~ the amount authorized by the federal Higher Education Act of 1965 on defaulted loans guaranteed by the commission upon receipt of written notice of ~~such~~ the default accompanied by evidence that the lender has exercised the required degree of diligence in efforts to collect the loan.