

**EIGHTY-FOURTH GENERAL ASSEMBLY  
2012 REGULAR SESSION  
DAILY  
HOUSE CLIP SHEET**

MARCH 13, 2012

**HOUSE FILE 2380**

**H-8216**

1 Amend House File 2380 as follows:

2 1. Page 14, by striking lines 14 and 15 and  
3 inserting:

4 <DIVISION \_\_\_\_

5 SCHOOL FUNDING PROVISIONS

6 Sec. \_\_\_\_ Section 256C.5, subsection 1, paragraph  
7 c, Code Supplement 2011, is amended to read as follows:

8 c. "Preschool budget enrollment" means the figure  
9 that is equal to ~~fifty~~ sixty percent of the actual  
10 enrollment of eligible students in the preschool  
11 programming provided by a school district approved  
12 to participate in the preschool program on October 1  
13 of the base year, or the first Monday in October if  
14 October 1 falls on a Saturday or Sunday.>

15 2. Page 15, by striking lines 5 and 6 and  
16 inserting:

17 <DIVISION \_\_\_\_

18 SCHOOL INSTRUCTIONAL TIME

19 Sec. \_\_\_\_ Section 256C.3, subsection 3, paragraph  
20 f, Code 2011, is amended to read as follows:

21 f. A minimum of ~~ten~~ fifteen hours per week of  
22 instruction delivered on the skills and knowledge  
23 included in the student learning standards developed  
24 for the preschool program.>

25 3. By renumbering as necessary.

**By** STECKMAN of Cerro Gordo  
WINCKLER of Scott  
MASCHER of Johnson

**H-8216** FILED MARCH 12, 2012

**HOUSE FILE 2380**

**H-8217**

1 Amend the amendment, H-8181, to House File 2380 as  
2 follows:

3 1. Page 1, line 4, by striking <TRAINING> and  
4 inserting <TRAINING,>

5 2. Page 3, line 13, by striking <postgraduate> and  
6 inserting <postsecondary>

**By** CHAMBERS of O'Brien

**H-8217** FILED MARCH 12, 2012

HOUSE FILE 2380

H-8218

1 Amend House File 2380 as follows:

2 1. Page 27, after line 4 by inserting:

3 <Sec. \_\_\_\_\_. Section 279.13, subsections 2 and 3,  
4 Code 2011, are amended to read as follows:

5 2. The contract shall remain in force and effect  
6 for the period stated in the contract, ~~and shall be~~  
7 ~~automatically continued for equivalent periods~~ except  
8 as modified or terminated by mutual agreement of the  
9 board of directors and the teacher or as terminated  
10 in accordance with the provisions specified in this  
11 chapter. A contract shall not be offered by the  
12 employing board to a teacher under its jurisdiction  
13 prior to March 15 of any year. A teacher who has  
14 not accepted a contract for the ensuing school year  
15 tendered by the employing board may resign effective at  
16 the end of the current school year by filing a written  
17 resignation with the secretary of the board. The  
18 resignation must be filed not later than the last day  
19 of the current school year or the date specified by the  
20 employing board for return of the contract, whichever  
21 date occurs first. However, a teacher shall not be  
22 required to return a contract to the board or to resign  
23 less than twenty-one days after the contract has been  
24 offered.

25 3. If the provisions of a contract executed ~~or~~  
26 ~~automatically renewed~~ under this section conflict with  
27 a collective bargaining agreement negotiated under  
28 chapter 20 and effective when the contract is executed  
29 or renewed, the provisions of the collective bargaining  
30 agreement shall prevail.>

31 2. Page 27, after line 22 by inserting:

32 <Sec. \_\_\_\_\_. Section 279.14, subsection 1, Code 2011,  
33 is amended to read as follows:

34 1. The board shall establish evaluation criteria  
35 and shall implement evaluation procedures. If an  
36 exclusive bargaining representative has been certified,  
37 the board shall negotiate in good faith with respect to  
38 evaluation procedures pursuant to chapter 20. However,  
39 the evaluation procedures established by the board  
40 shall prevail, absent a showing that the evaluation  
41 procedures are arbitrary or capricious.

42 Sec. \_\_\_\_\_. Section 279.17, subsection 6, Code 2011,  
43 is amended to read as follows:

44 6. a. The adjudicator may affirm board action  
45 or remand to the board for further proceedings. The  
46 adjudicator ~~shall~~ may only reverse, modify, or grant  
47 any appropriate relief from the board action if  
48 substantial rights of the teacher establishes by clear  
49 and convincing evidence, after giving deference and  
50 weight to the findings of fact of the board, that

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1 substantial rights of the teacher have been unduly  
2 prejudiced because the board action ~~is~~ meets any of the  
3 following criteria:

4 a. (1) ~~In~~ Is in clear violation of a an explicitly  
5 expressed board rule or policy or contract; ~~or.~~

6 b. (2) ~~Unsupported~~ Is unsupported by a  
7 ~~preponderance of the any~~ competent evidence in the  
8 record made before the board when that record is viewed  
9 as a whole; ~~or~~ and is clearly unreasonable, arbitrary,  
10 or capricious.

11 e. ~~Unreasonable, arbitrary or capricious or~~  
12 ~~characterized by an abuse of discretion or a clearly~~  
13 ~~unwarranted exercise of discretion.~~

14 b. At all times, the adjudicator shall give  
15 deference to the discretion of the board and shall view  
16 the evidence in the light most favorable to the board's  
17 decision.>

18 3. By renumbering as necessary.

**By** CHAMBERS of O'Brien

HOUSE FILE 2380

H-8219

1 Amend House File 2380 as follows:

2 1. Page 54, after line 11 by inserting:

3 <DIVISION \_\_\_\_

4 TOBACCO PROHIBITED ON SCHOOL PROPERTY

5 Sec. \_\_\_\_ Section 279.9, Code 2011, is amended to  
6 read as follows:

7 279.9 Use of tobacco, alcoholic beverages, or  
8 controlled substances.

9 1. ~~The rules shall prohibit the use of tobacco,~~  
10 ~~including nicotine products, and the use or possession~~  
11 ~~of alcoholic liquor, wine, or beer or any controlled~~  
12 ~~substance as defined in section 124.101, subsection 5,~~  
13 ~~by any student of the schools, and the or by anyone on~~  
14 ~~school property, is prohibited. The school board may~~  
15 ~~suspend or expel a student for a violation of a rule~~  
16 ~~under this section. For violation of this section, a~~  
17 ~~school board may remove a person from school property~~  
18 ~~and may bar the person's future presence on school~~  
19 ~~property.~~

20 2. As used in this section, "nicotine product"  
21 means any product containing nicotine or any other  
22 preparation of tobacco not described in section 453A.1,  
23 and any product or formulation of matter containing  
24 biologically active amounts of nicotine that is  
25 manufactured, sold, offered for sale, or otherwise  
26 distributed with the expectation that the product  
27 or matter will be introduced into the human body.  
28 "Nicotine product" does not include any cessation  
29 product specifically approved by the United States food  
30 and drug administration for use in reducing, treating,  
31 or eliminating nicotine or tobacco dependence.>

32 2. By renumbering as necessary.

By ABDUL-SAMAD of Polk

H-8219 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8220

1 Amend House File 2380 as follows:

2 1. By striking page 5, line 6, through page 14,  
3 line 5.

4 2. By striking page 16, line 4, through page 55,  
5 line 1.

6 3. Page 55, by striking lines 23 through 35.

7 4. Title page, by striking lines 3 through 5 and  
8 inserting <school districts, and accredited nonpublic  
9 schools.>

10 5. By renumbering as necessary.

By STECKMAN of Cerro Gordo

GAINES of Polk

MASCHER of Johnson

COHOON of Des Moines

WINCKLER of Scott

HANSON of Jefferson

ABDUL-SAMAD of Polk

KELLEY of Jasper

H-8220 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8221

1 Amend House File 2380 as follows:  
2 1. Page 3, line 1, after <studies.> by inserting  
3 <The state board shall establish scoring levels of  
4 excellence by which students who achieve those levels  
5 may qualify for an Iowa scholars program scholarship.>  
By MASCHER of Johnson

H-8221 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8222

1 Amend House File 2380 as follows:  
2 1. Page 55, before line 23 by inserting:  
3 <DIVISION \_\_\_\_  
4 SCHOOL START DATE PROVISIONS  
5 Sec. \_\_\_\_ Section 257.17, Code 2011, is amended to  
6 read as follows:  
7 257.17 Aid reduction for early school starts.  
8 State aid payments made pursuant to section  
9 257.16 for a fiscal year shall be reduced by one  
10 one-hundred-eightieth for each day of that fiscal year  
11 for which the school district begins school before the  
12 earliest starting date specified in section 279.10,  
13 subsection 1. However, this section does not apply  
14 to a school district that has received approval from  
15 the ~~director of state board of education for a year~~  
16 around school year under section 256.20, or from  
17 the department of education under section 279.10,  
18 subsection 4, to commence classes for regularly  
19 established elementary and secondary schools in advance  
20 of the starting date established for a pilot program  
21 for an innovative school year in accordance with  
22 section 279.10, subsection 4 3.  
23 Sec. \_\_\_\_ Section 279.10, subsection 2, Code 2011,  
24 is amended to read as follows:  
25 2. The board of directors shall hold a public  
26 hearing on any ~~proposal~~ request for approval made  
27 pursuant to subsection 3 prior to submitting it to the  
28 department of education for approval.  
29 Sec. \_\_\_\_ Section 279.10, subsection 4, Code 2011,  
30 is amended by striking the subsection.>  
31 2. By renumbering as necessary.

By J. SMITH of Dickinson  
COWNIE of Polk

H-8222 FILED MARCH 12, 2012

HOUSE FILE 2360

H-8192

1 Amend House File 2360 as follows:

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

4 <Section 1. Section 543B.7, subsection 5, Code  
5 2011, is amended to read as follows:

6 5. The acts of an auctioneer who is not a licensee  
7 in conducting a public sale or auction, as provided in  
8 this subsection.

9 a. The auctioneer's role must be limited to  
10 establishing the time, place, and method of an auction;  
11 advertising the auction including which shall be  
12 limited to a brief description of the property for  
13 auction and the time and place for the auction; and  
14 crying the property at the auction.

15 (1) The auctioneer shall provide in any advertising  
16 the name and address of the real estate broker who is  
17 providing brokerage services for the transaction and  
18 the name of the real estate broker, ~~or~~ attorney, or  
19 closing company who is responsible for closing the sale  
20 of the property.

21 (2) The real estate broker providing brokerage  
22 services shall be present at the time of the auction  
23 and, if found to be in violation of this subsection,  
24 shall be subject to a civil penalty of ~~two~~ one thousand  
25 ~~five hundred~~ dollars.

26 (3) If the auctioneer closes or attempts to close  
27 the sale of the property or otherwise engages in acts  
28 defined in sections 543B.3 and 543B.6, or paragraph  
29 "b" of this subsection, then the requirements of this  
30 chapter do apply to the auctioneer.

31 b. An auctioneer who is not a licensee is expressly  
32 prohibited from engaging in the following acts:

33 (1) Contacting the public regarding real property  
34 beyond that which is permitted under this section with  
35 the purpose of securing or facilitating the sale of  
36 such real property.

37 (2) Independently showing property or hosting open  
38 houses.

39 (3) Making material and substantive representations  
40 regarding title, financing, or closings.

41 (4) Discussing or explaining a contract, lease,  
42 agreement, or other real estate document, other than  
43 the contract for conducting the auction or other acts  
44 permitted by this subsection, with a prospective buyer,  
45 owner, or tenant of the real property, with the purpose  
46 of securing or facilitating the sale of such real  
47 property.

48 (5) Collecting or holding deposit moneys, rent,  
49 other moneys, or anything of value received from the  
50 owner of real property or from a prospective buyer

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1 or tenant, other than fees, commissions, or other  
2 consideration paid in exchange for conducting the  
3 auction or other acts permitted by this subsection,  
4 with the purpose of securing or facilitating the sale  
5 of such real property.

6 (6) Providing owners of real property or  
7 prospective buyers or tenants with advice,  
8 recommendations, or suggestions regarding the sale,  
9 purchase, exchange, rental, or leasing of real  
10 property, except with regard to acts permitted under  
11 this subsection.

12 (7) Falsely representing in any manner, orally or  
13 in writing, that the auctioneer is a licensee.

14 c. If an investigation pursuant to this chapter  
15 reveals that an auctioneer has violated this subsection  
16 or has assumed to act in the capacity of a real  
17 estate broker or real estate salesperson, the real  
18 estate commission ~~may~~ shall issue a cease and desist  
19 order, and shall ~~issue a warning letter notifying the~~  
20 auctioneer of the violation impose a penalty of one  
21 thousand dollars for the first offense, and impose a  
22 penalty of up to the greater of ten thousand dollars  
23 or ten percent of the real estate sales price for each  
24 subsequent violation.>

25 2. Title page, by striking lines 1 through 3 and  
26 inserting <An Act relating to the authorized activities  
27 of auctioneers in conducting a public sale or auction  
28 of real estate, and providing penalty provisions.>

By BALTIMORE of Boone

HOUSE FILE 2380

H-8175

1 Amend House File 2380 as follows:

2 1. Page 3, line 25, after <rule.> by inserting  
3 <The provisions of section 256.18 shall be considered  
4 by the state board in developing the core curriculum  
5 requirements.>

6 2. Page 4, after line 12 by inserting:

7 <Sec. \_\_\_\_ . Section 256.18, subsection 1, Code 2011,  
8 is amended by adding the following new paragraph:

9 NEW PARAGRAPH. 0b. Implementation of the core  
10 curriculum requirements established pursuant to  
11 section 256.7, subsection 26, on-going professional  
12 development, and assessment in the areas of student  
13 performance and educator performance shall include high  
14 expectations, fair and reliable measures of student  
15 achievement and teacher performance, and building  
16 capacities that address research-based and data-driven  
17 intentional cultures of safety and engagement,  
18 competencies for positive behaviors, competencies for  
19 deeper learning, and college, career, and citizenship  
20 readiness.>

21 3. By renumbering as necessary.

**By** RAECKER of Polk

CHAMBERS of O'Brien

H-8175 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8176

1 Amend House File 2380 as follows:  
2 1. Page 5, line 11, by striking <and  
3 administration>  
4 2. Page 7, line 30, by striking <chapter 272> and  
5 inserting <chapter 272>  
6 3. Page 7, line 31, by striking <chapter 256>  
7 4. Page 10, by striking lines 11 through 15 and  
8 inserting <repealed effective July 1, 2013, if the  
9 general assembly fails to enact legislation during  
10 the 2013 Regular Session of the Eighty-fifth General  
11 Assembly advancing the proposed statewide evaluator  
12 evaluation system task force recommendations, as  
13 approved by the state board of education, relating to  
14 the establishment of a statewide teacher evaluation  
15 system and a statewide administrator evaluation  
16 system.>  
17 5. Page 10, line 18, by striking <providing for>  
18 and inserting <during the 2013 Regular Session of the  
19 Eighty-fifth General Assembly advancing the proposed  
20 statewide evaluator evaluation system task force  
21 recommendations, as approved by the state board of  
22 education, relating to>  
23 6. Page 10, lines 20 and 21, by striking <during  
24 the 2013 Regular Session of the Eighty-fifth General  
25 Assembly>  
26 7. Title page, line 4, by striking <and providing>  
27 and inserting <providing>  
28 8. Title page, line 5, by striking <funds> and  
29 inserting <funds; and including effective date  
30 provisions>

**By** CHAMBERS of O'Brien

H-8176 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8177

1 Amend House File 2380 as follows:

2 1. Page 49, line 21, after <the> by inserting  
3 <school district shall notify the student's parent  
4 or guardian that the parent or guardian may enroll  
5 the student in a summer reading program offered in  
6 accordance with subsection 3, paragraph "b". If the  
7 parent or guardian does not enroll the student in the  
8 summer reading program or if the student does not  
9 successfully complete the summer reading program, the>

10 2. Page 49, line 22, after <three.> by inserting  
11 <If the student successfully completes the summer  
12 reading program but is not proficient as demonstrated  
13 by scoring on an assessment approved by the department  
14 pursuant to section 256.9, subsection 53, the student  
15 may be promoted to grade four but, until proficiency  
16 is reached, shall be required to participate for  
17 at least one class period per day in the corrective  
18 reading program curriculum established by the national  
19 institute for direct instruction.>

20 3. Page 51, line 35, after <including> by inserting  
21 <a summer reading program and>

22 4. Page 52, by striking line 12.

By J. TAYLOR of Woodbury

H-8177 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8178

1 Amend House File 2380 as follows:

2 1. By striking page 25, line 21, through page 26,  
3 line 8.

4 2. Page 26, by striking lines 14 through 27.

5 3. By renumbering as necessary.

By CHAMBERS of O'Brien

H-8178 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8179

1 Amend House File 2380 as follows:

2 1. By striking page 11, line 29, through page 12,  
3 line 25, and inserting:

4 <Sec. \_\_\_\_\_. Section 256.7, subsection 8, Code  
5 Supplement 2011, is amended by striking the subsection  
6 and inserting in lieu thereof the following:

7 8. Adopt rules providing for the establishment of  
8 an online learning program model.

9 a. The rules shall limit the statewide enrollment  
10 of pupils in educational instruction and course content  
11 that is delivered primarily over the internet to not  
12 more than one-half of one percent of the statewide  
13 enrollment of all pupils.

14 b. For purposes of this section and sections  
15 256.9 and 256.27, "online learning" means educational  
16 instruction and content which is delivered primarily  
17 over the internet. "Online learning" does not include  
18 printed-based correspondence education, broadcast  
19 television or radio, videocassettes, or stand-alone  
20 educational software programs that do not have a  
21 significant internet-based instructional component.

22 Sec. \_\_\_\_\_. Section 256.9, Code Supplement 2011, is  
23 amended by adding the following new subsection:

24 NEW SUBSECTION. 65. a. Develop and establish an  
25 online learning program model in accordance with rules  
26 adopted pursuant to section 256.7, subsection 8.

27 b. Grant a waiver to school districts, charter  
28 schools, and accredited nonpublic schools that  
29 implement an online learning program aligned with the  
30 program model developed and established pursuant to  
31 this subsection. A school district or school seeking a  
32 waiver pursuant to this paragraph shall submit a plan  
33 for an online learning program to the director for  
34 approval. A school district or school whose online  
35 learning program plan is approved by the director may  
36 be granted a waiver only for purposes of implementing  
37 the approved online learning program. The standards  
38 that may be waived pursuant to this paragraph are as  
39 follows:

40 (1) The minimum number of instructional days  
41 required pursuant to section 279.10, subsection  
42 1, and the minimum number of instructional hours  
43 required pursuant to section 256.7, subsection 19.  
44 Notwithstanding any provision to the contrary, the  
45 waiver may exempt school districts and schools from  
46 any statutory requirement that students be physically  
47 present in a school building and under the guidance and  
48 instruction of the instructional professional staff  
49 employed by the school district or the school except as  
50 necessary under the rules adopted pursuant to section

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1 256.7, subsection 8.

2 (2) Any statutory requirement that a subject being  
3 studied by a student enrolled in an approved online  
4 learning program be a subject that is offered and  
5 taught by the professional staff of the school district  
6 or school.

7 c. Require that the school district or school  
8 granted a waiver pursuant to paragraph "b" implement  
9 and incorporate into its comprehensive school  
10 improvement plan required under section 256.7,  
11 subsection 21, accountability measures designed to  
12 demonstrate that academic credit is awarded based  
13 upon successful completion of content or achievement  
14 of competencies by students enrolled in the approved  
15 online learning program.

16 d. Establish criteria for school districts or  
17 schools to use when choosing providers of online  
18 learning to meet the online learning program  
19 requirements specified in rules adopted pursuant to  
20 section 256.7, subsection 8.

21 Sec. \_\_\_\_ . NEW SECTION. 256.27 Online learning  
22 program model.

23 1. Online learning program model established. The  
24 director, pursuant to section 256.9, subsection 65,  
25 shall establish an online learning program model that  
26 provides for the following:

27 a. Online access to high-quality content,  
28 instructional materials, and blended learning.

29 b. Coursework customized to the needs of the  
30 student using online content.

31 c. A means for a student to demonstrate competency  
32 in completed online coursework.

33 d. High-quality online instruction taught by  
34 appropriately licensed teachers.

35 e. Online content and instruction evaluated on the  
36 basis of student learning outcomes.

37 f. Use of funds available for online learning for  
38 program development, implementation, and innovation.

39 g. Infrastructure that supports online learning.

40 h. Online administration of online course  
41 assessments.

42 2. Online learning program waiver application. A  
43 school district, charter school, or accredited  
44 nonpublic school may apply to the department for a  
45 waiver to implement an online learning program pursuant  
46 to section 256.9, subsection 65.

47 3. Private providers. At the discretion of  
48 the school board or authorities in charge of an  
49 accredited nonpublic school, after consideration  
50 of circumstances created by necessity, convenience,

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Page 3

1 and cost-effectiveness, courses developed by private  
2 providers may be utilized by the school district or  
3 school in implementing a high-quality online learning  
4 program. Courses obtained from private providers shall  
5 be taught by teachers licensed under this chapter.

6 4. Grading. Grades in online courses shall be  
7 based, at a minimum, on whether a student mastered the  
8 subject, demonstrated competency, and met the standards  
9 established by the school district. Grades shall be  
10 conferred by appropriately licensed teachers only.

11 5. Accreditation criteria. All online courses and  
12 programs shall meet existing accreditation standards.

13 Sec. \_\_\_\_\_. Section 256.33, subsection 1, Code 2011,  
14 is amended to read as follows:

15 1. The department shall consort with school  
16 districts, area education agencies, community colleges,  
17 and colleges and universities ~~to provide assistance~~  
18 ~~to them~~ in the use of educational technology for  
19 instruction purposes. The department shall consult  
20 with the advisory committee on telecommunications,  
21 established in section 256.7, subsection 7, and other  
22 users of educational technology on the development  
23 and operation of programs under this section, section  
24 256.9, subsection 65, and section 256.27.>

25 2. By renumbering as necessary.

By CHAMBERS of O'Brien

**H-8179** FILED MARCH 12, 2012

**HOUSE FILE 2380**

**H-8180**

1 Amend House File 2380 as follows:

2 1. Page 3, after line 25 by inserting:  
3 < (3) Notwithstanding any provision to the contrary,  
4 an accredited nonpublic school is not required to  
5 meet the core curriculum and core content standards  
6 requirements of this chapter that are in conflict  
7 with tenets and practices of the bona fide religious  
8 institution in charge of the school.>

9 2. Page 14, line 11, after <submitted> by inserting  
10 <for posting>

11 3. Page 14, by striking lines 12 and 13 and  
12 inserting <districts, area education agencies, and  
13 charter schools; and may be submitted by accredited  
14 nonpublic schools.>

15 4. By renumbering as necessary.

By J. TAYLOR of Woodbury  
CHAMBERS of O'Brien

HAGENOW of Polk  
KLEIN of Washington

**H-8180** FILED MARCH 12, 2012

HOUSE FILE 2380

H-8181

1 Amend House File 2380 as follows:

2 1. Page 55, before line 23 by inserting:

3 <DIVISION \_\_\_\_

4 TRAINING PREPARATION AND LICENSURE PROVISIONS

5 Sec. \_\_\_\_ . Section 256.7, subsection 30, Code

6 Supplement 2011, is amended to read as follows:

7 30. Set standards and procedures for the approval  
8 of training programs for individuals who seek an  
9 authorization issued by the board of educational  
10 examiners for ~~employment~~ the following:

11 a. Employment as a school business official  
12 responsible for the financial operations of a school  
13 district.

14 b. Employment as a school administration manager  
15 responsible for assisting a school principal in  
16 performing noninstructional duties.

17 Sec. \_\_\_\_ . Section 256.16, subsection 1, Code 2011,  
18 is amended by striking the subsection and inserting in  
19 lieu thereof the following:

20 1. Pursuant to section 256.7, subsection 5, the  
21 state board shall adopt rules requiring all higher  
22 education institutions providing approved practitioner  
23 preparation programs to do the following:

24 a. Require any candidate for admission to the  
25 practitioner preparation program to have a cumulative  
26 postsecondary grade point average at the time of  
27 application of at least three on a four-point scale,  
28 or its equivalent if another scale is used, unless the  
29 institution, at its discretion, determines that good  
30 cause exists. Each institution shall submit to the  
31 department annually the number of students who received  
32 good cause exemptions under this paragraph, the reasons  
33 the exemptions were granted, and the academic outcomes  
34 of the students receiving good cause exemptions.

35 b. (1) Administer a basic skills test, which  
36 has been approved by the director, to practitioner  
37 preparation program admission candidates. Candidates  
38 who do not successfully pass the test with a score  
39 above the twenty-fifth percentile nationally shall be  
40 denied admission to the program.

41 (2) A student shall not successfully complete the  
42 program unless the student achieves scores above the  
43 twenty-fifth percentile nationally on an assessment  
44 approved by the director in pedagogy and at least one  
45 content area, and, beginning July 1, 2013, achieves a  
46 cumulative grade point average in the program of at  
47 least three point on a four-point grade scale, or its  
48 equivalent if another grade scale is used.

49 c. Include preparation in reading programs and  
50 integrate reading strategies into content area methods

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1 coursework.

2 d. Include in the professional education program,  
3 preparation that contributes to the education of  
4 students with disabilities and students who are  
5 gifted and talented, and preparation in classroom  
6 management addressing high-risk behaviors including  
7 but not limited to behaviors related to substance  
8 abuse. Preparation required under this paragraph must  
9 be successfully completed before graduation from the  
10 practitioner preparation program.

11 Sec. \_\_\_\_\_. Section 272.1, Code 2011, is amended by  
12 adding the following new subsection:

13 NEW SUBSECTION. 11A. "School administration  
14 manager" means a person who is authorized to assist  
15 a school principal in performing noninstructional  
16 administrative duties.

17 Sec. \_\_\_\_\_. Section 272.2, subsection 13, Code  
18 Supplement 2011, is amended to read as follows:

19 ~~13. Adopt rules to provide for nontraditional~~  
20 ~~preparation options for licensing persons who hold~~  
21 ~~a bachelor's degree from an accredited college or~~  
22 ~~university, who do not meet other requirements for~~  
23 ~~licensure~~ establish alternative licensure pathways for  
24 an initial teacher license and an initial administrator  
25 license and endorsement pursuant to section 272.16.  
26 The rules shall prescribe standards and procedures  
27 for the approval of alternative principal licensing  
28 programs which may be offered in this state by  
29 designated agencies located within or outside this  
30 state. Procedures provided for approval of alternative  
31 principal licensing programs shall include procedures  
32 for enforcement of the prescribed standards.

33 Sec. \_\_\_\_\_. NEW SECTION. 272.16 Alternative  
34 licensure and endorsement.

35 1. The board shall establish alternative licensure  
36 pathways for an initial teacher license and an initial  
37 administrator license and endorsement.

38 2. The alternative pathway for an initial teacher  
39 license shall include all of the following components:

40 a. A requirement that the applicant for the  
41 alternative pathway to an initial teacher license meet  
42 all of the following criteria:

43 (1) Hold, at a minimum, a bachelor's degree from  
44 a regionally accredited postsecondary institution and  
45 twenty-four postsecondary credit hours in the content  
46 area to be taught at the licensure level sought by the  
47 applicant; or, in order to teach a foreign language,  
48 the applicant shall hold at least a bachelor's degree  
49 and be a native speaker of the language to be taught.

50 (2) Have successfully passed a background check

1 conducted in accordance with section 272.2, subsection  
2 17.

3 (3) Have at least three recent consecutive years of  
4 successful, relevant work experience.

5 (4) Have successfully passed a basic skills test,  
6 approved by the director, for acceptance. An applicant  
7 utilizing the alternative pathway to an initial teacher  
8 license shall not be issued such a license unless  
9 the student achieves scores above the twenty-fifth  
10 percentile nationally on an examination approved by the  
11 board for knowledge of pedagogies and in at least one  
12 content area.

13 (5) Have a cumulative postgraduate grade point  
14 average of at least three on a four-point scale, or its  
15 equivalent if another grade scale is used.

16 b. A requirement that the person issued an initial  
17 teacher license pursuant to this subsection shall,  
18 during the person's first three years of teaching,  
19 successfully complete a beginning teacher mentoring and  
20 induction program pursuant to section 284.5, and shall  
21 successfully complete eighteen postsecondary credit  
22 hours of pedagogy coursework before the person may be  
23 issued a license beyond the initial license.

24 3. The alternative pathway for an initial  
25 administrator license shall include all of the  
26 following components:

27 a. A requirement that the applicant for the  
28 alternative pathway to an initial administrator license  
29 meet all of the following criteria:

30 (1) Hold, at a minimum, a bachelor's degree from a  
31 regionally accredited postsecondary institution.

32 (2) Have successfully passed a background check  
33 conducted in accordance with section 272.2, subsection  
34 17.

35 b. A requirement that a person who is issued an  
36 initial administrator license through the alternative  
37 pathway specified by this subsection may be employed by  
38 a school district or accredited nonpublic school and,  
39 for the first consecutive three years of employment  
40 as a building principal, shall be supervised and  
41 mentored by a person who holds a valid professional  
42 administrator license.

43 4. A person with at least five recent years of  
44 successful experience as a professional educator, and  
45 who is enrolled in an alternative principal licensing  
46 program approved by the board, may qualify for an  
47 initial administrator license.

48 5. A person with at least five recent years of  
49 successful management experience in business; industry;  
50 local, state, or federal government; or the military

1 service of the United States, and who has successfully  
2 completed an alternative principal licensing program  
3 approved by the board, may qualify for an initial  
4 administrator license.

5 6. a. The alternative pathway for an initial  
6 administrator endorsement for school superintendents  
7 and area education agency administrators shall require  
8 an applicant to meet all of the following criteria:

9 (1) Hold, at a minimum, a bachelor's degree from a  
10 regionally accredited postsecondary institution.

11 (2) Have successfully passed a background check  
12 conducted in accordance with section 272.2, subsection  
13 17.

14 (3) Have at least five recent years of successful,  
15 relevant experience as a professional educator or  
16 management experience in business; industry; local,  
17 state, or federal government; or the military service  
18 of the United States.

19 b. A person issued an initial administrator  
20 endorsement for superintendents or area education  
21 agency administrators under this subsection shall  
22 successfully complete a beginning mentoring and  
23 induction program with a mentor who is a superintendent  
24 or area education agency administrator, as appropriate.

25 c. A person issued an initial administrator  
26 endorsement for superintendents or area education  
27 agency administrators pursuant to this subsection,  
28 who successfully completes three years of experience  
29 as a superintendent or area education agency  
30 administrator, may be issued a license beyond the  
31 initial administrator endorsement.

32 7. Upon application, a person who holds an initial  
33 administrator license issued pursuant to subsection 3,  
34 and who has three years of successful experience as a  
35 principal, shall be issued a professional administrator  
36 license.

37 Sec. \_\_\_\_\_. Section 272.25, subsection 1, Code 2011,  
38 is amended to read as follows:

39 1. A requirement that each student admitted to  
40 an approved practitioner preparation program must  
41 participate in field experiences that include both  
42 observation and participation in teaching activities in  
43 a variety of school settings. These field experiences  
44 shall comprise a total of at least fifty hours in  
45 duration, at least ten hours of which shall occur prior  
46 to a student's acceptance in an approved practitioner  
47 preparation program. The student teaching experience  
48 shall be a minimum of ~~twelve~~ fifteen weeks in duration  
49 during the student's final year of the practitioner  
50 preparation program.

H-8181

Page 5

1 Sec. \_\_\_\_\_. Section 272.31, Code 2011, is amended by  
2 adding the following new subsection:  
3 NEW SUBSECTION. 2A. The board shall issue a school  
4 administration manager authorization to an individual  
5 who successfully completes a training program that  
6 meets the standards set by the state board pursuant to  
7 section 256.7, subsection 30, and who complies with  
8 rules adopted by the state board pursuant to subsection  
9 3.>

10 2. By renumbering as necessary.

**By** CHAMBERS of O'Brien  
FORRISTALL of Pottawattamie  
DOLECHECK of Ringgold

H-8181 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8185

1 Amend House File 2380 as follows:

2 1. Page 11, line 16, by striking <The> and  
3 inserting <Except as otherwise provided in this  
4 subsection, the>

5 2. Page 11, line 22, after <program.> by inserting  
6 <Moneys in the fund shall not be disbursed for a grant  
7 award under this section without the approval of the  
8 state board.>

**By** J. TAYLOR of Woodbury  
KAUFMANN of Cedar  
PAUSTIAN of Scott

H-8185 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8186

1 Amend House File 2380 as follows:

2 1. Page 12, after line 1 by inserting:

3 <Sec. \_\_\_\_ NEW SECTION. 256.27 Iowa learning  
4 online initiative.

5 1. An Iowa learning online initiative is  
6 established within the department of education to  
7 partner with school districts and accredited nonpublic  
8 schools to provide distance education to high school  
9 students statewide. The department shall utilize  
10 a variety of content repositories, including those  
11 maintained by the area education agencies and the  
12 public broadcasting division, in administering the  
13 initiative.

14 2. Coursework offered under the initiative shall  
15 meet the requirements of section 256.7, subsections  
16 7, 8, and 9, and shall be taught by an appropriately  
17 licensed teacher who has completed an online-learning  
18 -for-Iowa-educators-professional-development project  
19 offered by area education agencies, a teacher  
20 preservice program, or comparable coursework.

21 3. Under the initiative, students must be enrolled  
22 in a participating school district or school, which  
23 is responsible for recording grades received for  
24 initiative coursework in a student's permanent record,  
25 awarding high school credit for initiative coursework,  
26 and issuing high school diplomas to students enrolled  
27 in the district or school who participate and complete  
28 coursework under the initiative. Each participating  
29 school district or school shall identify a site  
30 coordinator to serve as a student advocate and as a  
31 liaison between the initiative staff and teachers and  
32 the school district or school.

33 4. Coursework offered under the initiative shall  
34 be rigorous and high quality, and the department  
35 shall annually evaluate the quality of the courses,  
36 ensure that coursework is aligned with the state's  
37 core curriculum and core content requirements and  
38 standards, as well as national standards of quality for  
39 online courses issued by an internationally recognized  
40 association for kindergarten through grade twelve  
41 online learning.

42 5. The department may waive any requirement that a  
43 subject being studied under the initiative by a student  
44 enrolled in a school district or school participating  
45 in the initiative be a subject that is offered and  
46 taught by the professional staff of the participating  
47 school district or school.>

48 2. By renumbering as necessary.

By J. TAYLOR of Woodbury

H-8186 FILED MARCH 12, 2012

**HOUSE FILE 2380**

**H-8188**

1 Amend House File 2380 as follows:  
2 1. Page 55, after line 22 by inserting:  
3 <DIVISION \_\_\_\_  
4 REGENTS UNIVERSITIES -- CENTERS OF EXCELLENCE  
5 Sec. \_\_\_\_ . Section 262.9, Code Supplement 2011, is  
6 amended by adding the following new subsection:  
7 NEW SUBSECTION. 36. Provide for the establishment  
8 of a center for excellence at each of the institutions  
9 of higher education governed by the board. The goal  
10 of the board shall be to make each center unique and,  
11 in doing so, eliminate or reduce as much as reasonably  
12 possible the duplication of effort, programs, and  
13 coursework offered by the institutions of higher  
14 education the board governs.>  
15 2. Title page, line 3, after <examiners,> by  
16 inserting <the state board of regents,>  
17 3. By renumbering as necessary.

**By** BYRNES of Mitchell

**H-8188** FILED MARCH 12, 2012

**HOUSE FILE 2380**

**H-8189**

1 Amend House File 2380 as follows:  
2 1. By striking page 16, line 6, through page 21,  
3 line 13.  
4 2. Page 22, line 9, by striking <a.>  
5 3. By striking page 22, line 11, through page 23,  
6 line 35, and inserting <students enrolled in grade  
7 ten.>

**By** WINCKLER of Scott

**H-8189** FILED MARCH 12, 2012

HOUSE FILE 2380

H-8191

1 Amend House File 2380 as follows:

2 1. Page 4, after line 12 by inserting:

3 <Sec. \_\_\_\_\_. NEW SECTION. 256.27 Remediation  
4 council.

5 1. A remediation council is established consisting  
6 of eight members appointed as follows:

7 a. One member representing the community colleges  
8 appointed by the president of the Iowa association of  
9 community college presidents.

10 b. One member representing the accredited private  
11 institutions appointed by the president of the Iowa  
12 association of independent colleges and universities.

13 c. One member representing the institutions of  
14 higher education governed by the state board of regents  
15 appointed by the president of the state board of  
16 regents.

17 d. One member representing the practitioner  
18 preparation programs at institutions of higher  
19 education governed by the state board of regents  
20 appointed by the president of the state board of  
21 regents.

22 e. One member representing school districts  
23 appointed by the president of the Iowa association of  
24 school boards.

25 f. One member representing accredited nonpublic  
26 schools appointed by the director of the department of  
27 education.

28 g. One member representing the department of  
29 education appointed by the director of the department  
30 of education.

31 h. One member representing the area education  
32 agencies appointed by the area education agency  
33 administrators.

34 2. Council members shall serve three-year terms  
35 beginning and ending as provided in section 69.19,  
36 and appointments shall comply with sections 69.16 and  
37 69.16A. Vacancies on the council shall be filled in  
38 the same manner as the original appointment. A person  
39 appointed to fill a vacancy shall serve only for the  
40 unexpired portion of the term.

41 3. The member representing the department of  
42 education shall convene the initial meeting. The  
43 council shall elect one of its members as chairperson.  
44 The council shall meet at least quarterly, and at any  
45 time on the call of the chairperson.

46 4. a. The department shall provide staffing  
47 services for the council.

48 b. Notwithstanding section 257.16, subsection 5,  
49 the administrative costs of the council shall be paid  
50 from the appropriation made pursuant to section 257.16,

H-8191

1 subsection 5.

2 5. a. Prior to the initial meeting of the council,  
3 the member representing the community colleges shall  
4 convene a meeting of members appointed pursuant to  
5 subsection 1, paragraphs "a" through "d" to define  
6 "remediation" for purposes of the council and outline  
7 the skills and expectations for postsecondary level  
8 attendance. The definitions and outline shall be  
9 distributed and discussed at the initial council  
10 meeting.

11 b. The council shall identify measures to help  
12 students transition from the secondary to the  
13 postsecondary level, limit the cost of remediation,  
14 define and standardize the skill sets that determine  
15 the need for remediation, and create effective  
16 partnerships between secondary schools and higher  
17 education institutions. The council shall review  
18 activities and services designed to align school  
19 district curricula with core postsecondary level  
20 requirements and decrease the need for remedial  
21 coursework at the secondary school grade level through  
22 grade sixteen. The council shall develop strategies to  
23 strengthen grade nine through grade sixteen standards,  
24 competencies, assessment systems, and the professional  
25 development of teachers. For the fiscal year beginning  
26 July 1, 2012, the council shall focus on mathematics  
27 and English remediation measures.

28 6. The council shall submit its findings and  
29 recommendations in a report to the state board  
30 of education and the general assembly by November  
31 15 annually. The state board and department of  
32 education shall use the findings and recommendations to  
33 strengthen the common core curriculum and core content  
34 standards.>

35 2. Page 5, after line 5 by inserting:

36 <Sec. \_\_\_\_\_. CONTINGENT EFFECTIVENESS. Section  
37 256.27, subsection 4, paragraph "b", as enacted by this  
38 division of this Act, takes effect only if the section  
39 of the division of this Act enacting section 257.16,  
40 subsection 5, is enacted.>

41 3. By renumbering as necessary.

**By** BYRNES of Mitchell

HOUSE FILE 2380

H-8193

- 1 Amend House File 2380 as follows:  
2 1. Page 55, before line 23 by inserting:  
3 <DIVISION \_\_\_\_  
4 USE OF PPEL REVENUES  
5 Sec. \_\_\_\_ Section 298.3, subsection 1, paragraph i,  
6 Code Supplement 2011, is amended to read as follows:  
7 i. Purchase or repair of transportation equipment  
8 for transporting students.>  
9 2. By renumbering as necessary.

By BYRNES of Mitchell

H-8193 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8194

- 1 Amend House File 2380 as follows:  
2 1. Page 14, by striking lines 6 through 13.  
3 2. By renumbering as necessary.

By SWEENEY of Hardin  
ALONS of Sioux

H-8194 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8195

- 1 Amend House File 2380 as follows:  
2 1. Page 14, line 11, by striking <shall> and  
3 inserting <may>

By SWEENEY of Hardin  
ALONS of Sioux

H-8195 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8196

1 Amend House File 2380 as follows:

2 1. Page 55, before line 23 by inserting:

3 <DIVISION \_\_\_\_

4 KINDERGARTEN REQUIREMENT

5 Sec. \_\_\_\_ Section 299.1A, Code 2011, is amended to  
6 read as follows:

7 299.1A Compulsory attendance age.

8 1. A Except as provided in subsection 2, a  
9 child who has reached the age of six and is under  
10 sixteen years of age by September 15 is of compulsory  
11 attendance age. However, if a child enrolled in a  
12 school district or accredited nonpublic school reaches  
13 the age of sixteen on or after September 15, the child  
14 remains of compulsory age until the end of the regular  
15 school calendar.

16 2. A child who has reached the age of five by  
17 September 15 and who is enrolled in a school district  
18 shall be considered to be of compulsory attendance  
19 age.>

20 2. By renumbering as necessary.

**By** STECKMAN of Cerro Gordo

FORRISTALL of Pottawattamie

WINCKLER of Scott

DOLECHECK of Ringgold

CHAMBERS of O'Brien

H-8196 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8197

1 Amend House File 2380 as follows:

2 1. Page 4, after line 12 by inserting:

3 <Sec. \_\_\_\_\_. NEW SECTION. 256.27 Remediation  
4 council.

5 1. A remediation council is established consisting  
6 of eight members appointed as follows:

7 a. One member representing the community colleges  
8 appointed by the president of the Iowa association of  
9 community college presidents.

10 b. One member representing the accredited private  
11 institutions appointed by the president of the Iowa  
12 association of independent colleges and universities.

13 c. One member representing the institutions of  
14 higher education governed by the state board of regents  
15 appointed by the president of the state board of  
16 regents.

17 d. One member representing the practitioner  
18 preparation programs at institutions of higher  
19 education governed by the state board of regents  
20 appointed by the president of the state board of  
21 regents.

22 e. One member representing school districts  
23 appointed by the president of the Iowa association of  
24 school boards.

25 f. One member representing accredited nonpublic  
26 schools appointed by the director of the department of  
27 education.

28 g. One member representing the department of  
29 education appointed by the director of the department  
30 of education.

31 h. One member representing the area education  
32 agencies appointed by the area education agency  
33 administrators.

34 2. Council members shall serve three-year terms  
35 beginning and ending as provided in section 69.19,  
36 and appointments shall comply with sections 69.16 and  
37 69.16A. Vacancies on the council shall be filled in  
38 the same manner as the original appointment. A person  
39 appointed to fill a vacancy shall serve only for the  
40 unexpired portion of the term.

41 3. The member representing the department of  
42 education shall convene the initial meeting. The  
43 council shall elect one of its members as chairperson.  
44 The council shall meet at least quarterly, and at any  
45 time on the call of the chairperson. The department  
46 shall provide staffing services for the council.

47 4. a. Prior to the initial meeting of the council,  
48 the member representing the community colleges shall  
49 convene a meeting of members appointed pursuant to  
50 subsection 1, paragraphs "a" through "d" to define

H-8197



HOUSE FILE 2380

H-8198

1 Amend House File 2380 as follows:

2 1. Page 14, after line 27 by inserting:

3 <Sec. \_\_\_\_ Section 257.11, subsection 7, Code 2011,  
4 is amended to read as follows:

5 7. Shared classes ~~delivered over the Iowa~~  
6 ~~communications network.~~

7 a. A school district that provides a virtual class  
8 to a pupil in another school district and the school  
9 district receiving that virtual class for a pupil shall  
10 each receive a supplemental weighting of one-twentieth  
11 of the percentage of the pupil's school day during  
12 which the pupil attends the virtual class.

13 b. Fifty percent of the funding the school district  
14 providing the virtual class receives as a result of  
15 this subsection shall be reserved as additional pay for  
16 the virtual classroom instructor. If an instructor's  
17 contract provides additional pay for teaching a virtual  
18 class, the instructor shall receive the greater amount  
19 of either the amount provided for in this paragraph or  
20 the amount provided for in the instructor's contract.

21 c. A school district receiving a virtual class for  
22 a pupil from a community college, which class meets  
23 the sharing agreement requirements in subsection 3,  
24 shall receive a supplemental funding weighting of  
25 one-twentieth of the percentage of the pupil's school  
26 day during which the pupil attends the virtual class.

27 d. For the purposes of this subsection, "virtual  
28 class" means ~~either~~ any of the following:

29 (1) A class provided by a school district to  
30 a pupil in another school district via the Iowa  
31 communications network's video services.

32 (2) A class provided by a community college to a  
33 pupil in a school district via the Iowa communications  
34 network's video services.

35 (3) An advanced placement course provided to a  
36 pupil in a school district under an agreement with  
37 the Iowa online advanced placement academy science,  
38 technology, engineering, and mathematics initiative  
39 under section 263.8A, subsection 2.

40 (4) A course provided by the Iowa learning online  
41 initiative of the department of education to a pupil  
42 in a school district under an agreement with the  
43 department.>

44 2. By renumbering as necessary.

**By** WINCKLER of Scott

FORRISTALL of Pottawattamie

STECKMAN of Cerro Gordo

DOLECHECK of Ringgold

CHAMBERS of O'Brien

H-8198 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8199

1 Amend House File 2380 as follows:

2 1. By striking page 2, line 27, through page 3,  
3 line 25.

4 2. Page 5, after line 5 by inserting:

5 <Sec. \_\_\_\_ DEPARTMENT OF EDUCATION -- CORE  
6 CURRICULUM STUDY. The department of education shall  
7 conduct a study of the core curriculum and the core  
8 content standards and the skills necessary to prepare  
9 students for the future. The department shall develop  
10 a plan for meeting the global education needs of  
11 students in kindergarten through grade twelve that,  
12 at a minimum, determines how to incorporate content  
13 areas that include but are not limited to fine arts,  
14 applied arts, humanities, physical education, and world  
15 languages into the core curriculum. The department  
16 shall submit its findings and recommendations in a  
17 report to the general assembly by November 15, 2012.>

18 3. By renumbering as necessary.

By WINCKLER of Scott

H-8199 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8200

1 Amend House File 2380 as follows:

2 1. By striking page 12, line 26, through page 14,  
3 line 5.

4 2. By renumbering as necessary.

By WINCKLER of Scott

H-8200 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8201

1 Amend House File 2380 as follows:

2 1. By striking page 11, line 27, through page 12,  
3 line 25.

4 2. Page 55, by striking lines 2 through 22 and  
5 inserting:

6 <DIVISION \_\_\_\_  
7 ONLINE LEARNING

8 Sec. \_\_\_\_ Section 256.7, subsections 7, 8, and 9,  
9 Code Supplement 2011, are amended to read as follows:

10 7. Adopt rules under chapter 17A for the use  
11 of telecommunications as an instructional tool and  
12 for educational instruction and content delivery  
13 primarily over the internet for students enrolled in  
14 kindergarten through grade twelve and served by local  
15 school districts, accredited or approved nonpublic  
16 schools, area education agencies, community colleges,  
17 institutions of higher education under the state board  
18 of regents, and independent colleges and universities  
19 in elementary and secondary school classes and courses.  
20 The rules shall include but need not be limited to  
21 rules relating to programs, rigorous alignment of all  
22 coursework to the core curriculum and core content  
23 standards, educational policy, instructional practices,  
24 staff development, use of pilot projects, curriculum  
25 monitoring, and the accessibility of licensed teachers.

26 a. When curriculum is provided by means of  
27 telecommunications or delivered over the internet, it  
28 shall be taught by an appropriately licensed a teacher  
29 licensed under chapter 272. ~~The~~ When provided by  
30 means of telecommunications, the teacher shall either  
31 be present in the classroom, or be present at the  
32 location at which the curriculum delivered by means of  
33 telecommunications originates.

34 b. The rules shall provide that when the curriculum  
35 is taught by an appropriately licensed teacher at the  
36 location at which the telecommunications originates,  
37 the curriculum received at a remote site shall be under  
38 the supervision of a licensed teacher. The licensed  
39 teacher at the originating site may provide supervision  
40 of students at a remote site or the school district  
41 in which the remote site is located may provide for  
42 supervision at the remote site if the school district  
43 deems it necessary or if requested to do so by the  
44 licensed teacher at the originating site.

45 c. For the purposes of this subsection,  
46 "supervision" means that the curriculum is monitored  
47 by a ~~licensed~~ teacher licensed under chapter 272 and  
48 the teacher is accessible to the students receiving the  
49 curriculum by means of telecommunications or delivery  
50 over the internet.

1 ~~e.~~ d. The state board shall establish an  
2 advisory committee to make recommendations for  
3 rules required under this subsection on the use of  
4 telecommunications as an instructional tool and for  
5 educational instruction and content delivery primarily  
6 over the internet. The committee shall be composed  
7 of representatives from community colleges and other  
8 accredited institutions of higher education, area  
9 education agencies, accredited or approved nonpublic  
10 schools, and local school districts from various  
11 enrollment categories. The representatives shall  
12 include board members, school administrators, teachers,  
13 parents, students, and associations interested in  
14 education.

15 ~~d.~~ e. For the purpose of the rules adopted by  
16 the state board, telecommunications means narrowcast  
17 communications through systems that are directed toward  
18 a narrowly defined audience and includes interactive  
19 live communications, and coursework delivered over the  
20 internet may also be referred to as online learning.

21 8. Rules adopted under this section shall provide  
22 ~~that~~ the following:

23 a. That telecommunications and delivery of  
24 curriculum over the internet shall not be used by  
25 school districts as the exclusive means to provide any  
26 course which is required by the minimum educational  
27 standards for accreditation.

28 b. That not more than fifty percent of a student's  
29 coursework may be delivered over the internet, except  
30 when it is medically necessary for a student to take an  
31 extended leave of absence from the classroom.

32 c. That a school district implementing an online  
33 learning curriculum at its discretion may offer courses  
34 developed by private providers. However, such courses  
35 shall meet the requirements of this subsection and  
36 subsections 7 and 9.

37 9. Develop evaluation procedures that will  
38 measure the effects of instruction by means of  
39 telecommunications or delivered over the internet  
40 on student achievement, socialization, intellectual  
41 growth, motivation, and other related factors deemed  
42 relevant by the state board, for the development of an  
43 educational database. The state board shall consult  
44 with the state board of regents and the practitioner  
45 preparation departments at its institutions, other  
46 practitioner preparation departments located within  
47 private colleges and universities, educational research  
48 agencies or facilities, and other agencies deemed  
49 appropriate by the state board, in developing these  
50 procedures.

1 Sec. \_\_\_\_\_. Section 256.9, Code Supplement 2011, is  
2 amended by adding the following new subsection:

3 NEW SUBSECTION. 65. Develop and establish  
4 an online learning program model that meets the  
5 requirements of section 256.7, subsections 7, 8, and  
6 9, prepares teachers to meet the needs of students in  
7 an online environment, including but not limited to  
8 building community, developing strategies for working  
9 with virtual students, and assessing virtual students.

10 Sec. \_\_\_\_\_. NEW SECTION. 256.24 Iowa learning online  
11 initiative.

12 1. An Iowa learning online initiative is  
13 established within the department of education to  
14 partner with school districts to provide distance  
15 education to high school students statewide. The  
16 department shall utilize a variety of content  
17 repositories, including those maintained by the  
18 area education agencies and the public broadcasting  
19 division, in administering the initiative.

20 2. Coursework offered under the initiative shall  
21 meet the requirements of section 256.7, subsections  
22 7, 8, and 9, and shall be taught by an appropriately  
23 licensed teacher who has completed an online-learning  
24 -for-Iowa-educators-professional-development project  
25 offered by area education agencies, a teacher  
26 preservice program, or comparable coursework.

27 3. Under the initiative, students must be  
28 enrolled in a participating school district, which  
29 is responsible for recording grades received for  
30 initiative coursework in a student's permanent record,  
31 awarding high school credit for initiative coursework,  
32 and issuing high school diplomas to students enrolled  
33 in the district who participate and complete coursework  
34 under the initiative. Each participating school shall  
35 identify a site coordinator to serve as a student  
36 advocate and as a liaison between the initiative staff  
37 and teachers and the school district.

38 4. Coursework offered under the initiative shall  
39 be rigorous and high quality, and the department  
40 shall annually evaluate the quality of the courses,  
41 ensure that coursework is aligned with the state's  
42 core curriculum and core content requirements and  
43 standards, as well as national standards of quality for  
44 online courses issued by an internationally recognized  
45 association for kindergarten through grade twelve  
46 online learning.

47 Sec. \_\_\_\_\_. Section 256.33, subsection 3, Code 2011,  
48 is amended to read as follows:

49 3. Priority shall be given to programs integrating  
50 ~~telecommunications~~ educational technology into the

1 classroom. The department may award grants to school  
2 corporations and higher education institutions to  
3 perform the functions listed in this section.

4 Sec. \_\_\_\_ . Section 279.47, Code 2011, is amended to  
5 read as follows:

6 279.47 Telecommunications and internet delivery  
7 ---- participation by school districts in database  
8 development.

9 The board of directors of each school district  
10 ~~utilizing telecommunications as an instructional tool~~  
11 providing instruction by means of telecommunications  
12 or delivered over the internet shall participate in  
13 procedures adopted by the state board of education  
14 under section 256.7, subsection 9.>

15 3. By renumbering as necessary.

**By** MASCHER of Johnson

HOUSE FILE 2380

H-8202

1 Amend House File 2380 as follows:

2 1. Page 10, line 26, by striking <INNOVATION  
3 ACCELERATION PROGRAM> and inserting <INNOVATIVE  
4 PRACTICES COMMISSION ---- GRANTS>

5 2. By striking page 10, line 27, through page 11,  
6 line 14, and inserting:

7 <Sec. \_\_\_\_ . Section 256.7, Code Supplement 2011, is  
8 amended by adding the following new subsection:

9 NEW SUBSECTION. 35. Adopt rules relating to goals  
10 and program administration for the innovative practices  
11 grants awarded in equal amounts by the innovative  
12 practices commission to school districts under section  
13 256.25. The rules shall provide application procedures  
14 and eligibility criteria, criteria for awarding of  
15 grants, and program evaluation requirements. The goals  
16 shall be designed, at a minimum, to enable grantees to  
17 accomplish all of the following:

18 a. Expand and develop innovative practices that can  
19 serve as models of best practices.

20 b. Work in partnership with the private sector,  
21 community-based organizations, and the philanthropic  
22 community.

23 c. Identify and document best practices that can be  
24 shared and expanded based on demonstrated success.

25 Sec. \_\_\_\_ . NEW SECTION. 256.25 Innovative practices  
26 commission ---- grants ---- fund.

27 1. An innovative practices commission is  
28 established to review and evaluate applications from  
29 school districts for innovation practices grants  
30 in accordance with rules adopted by the state board  
31 pursuant to section 256.7, subsection 35. The purpose  
32 of the grants shall be to improve student education  
33 by supporting the implementation of, and investment  
34 in, innovative practices that are research-based;  
35 and have an impact on improving student achievement  
36 and student academic growth, closing achievement  
37 gaps, decreasing dropout rates, increasing parental  
38 involvement, increasing attendance rates, or increasing  
39 college career program enrollment and completion rates.  
40 The director shall disburse grant moneys from the  
41 fund established under this section in equal amounts  
42 to grant recipients as directed by the commission.  
43 The commission may designate a portion of the moneys  
44 available in the fund established under this section to  
45 be held in reserve for a designated fiscal year.

46 2. The commission shall consist of eleven voting  
47 members and five ex officio, nonvoting members  
48 appointed as follows:

49 a. The voting members shall be members of the  
50 general public appointed as follows:

- 1 (1) One member shall be appointed by the governor.
- 2 (2) Two members shall be appointed by the president  
3 of the senate.
- 4 (3) One member shall be appointed by the minority  
5 leader of the senate.
- 6 (4) Two members shall be appointed by the speaker  
7 of the house of representatives.
- 8 (5) One member shall be appointed by the minority  
9 leader of the house of representatives.
- 10 (6) One member representing public postsecondary  
11 education institutions who is employed by a public  
12 postsecondary education institution and who shall be  
13 appointed by the governor.
- 14 (7) Three members representing three different  
15 school districts who shall be appointed by the governor  
16 as follows:
  - 17 (a) One member shall be a teacher employed by  
18 a school district or area education agency who is  
19 appointed from a list of three names submitted by a  
20 certified employee organization representing teachers  
21 licensed under chapter 272.
  - 22 (b) One member shall be an administrator employed  
23 by a school district who is appointed from a list of  
24 three names submitted by a statewide organization  
25 representing administrators licensed under chapter 272.
  - 26 (c) One member shall be a member of a board of  
27 directors of a school district who is appointed by a  
28 statewide organization representing schools boards.
    - 29 b. The ex officio, nonvoting members shall be  
30 appointed as follows:
      - 31 (1) One member who is a member of the state board  
32 of education appointed by the chairperson of the state  
33 board of education.
      - 34 (2) One member who is a member of the senate shall  
35 be appointed by the president of the senate.
      - 36 (3) One member who is a member of the senate shall  
37 be appointed by the minority leader of the senate.
      - 38 (4) One member who is a member of the house of  
39 representatives shall be appointed by the speaker of  
40 the house of representatives.
      - 41 (5) One member who is a member of the house of  
42 representatives shall be appointed by the minority  
43 leader of the house of representatives.
    - 44 c. In appointing members to the commission, proper  
45 consideration shall be given to persons with experience  
46 or special knowledge in one or more of the following  
47 areas: education, business, technology, and finance.
    - 48 d. Commission appointments shall be made in a  
49 manner which provides geographical representation and  
50 complies with sections 69.16, 69.16A, and 69.16C.

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1 e. The initial meeting of the commission shall  
2 be convened by the member representing the public  
3 postsecondary education institutions. The commission  
4 members shall elect a chairperson from among the voting  
5 members of the commission.

6 f. A majority of the voting members constitutes a  
7 quorum for the transaction of any official business.

8 g. Public members of the commission are entitled  
9 to receive reimbursement for actual expenses incurred  
10 while engaged in the performance of official duties.  
11 Legislators' expenses shall be paid from funds  
12 appropriated by section 2.12.

13 h. Meetings of the commission shall be subject to  
14 chapters 21 and 22.

15 3. The department of education shall provide  
16 staffing assistance to the commission.

17 4. The commission shall report annually to the  
18 general assembly by December 1 the number grants  
19 awarded, the names of the school districts receiving  
20 grants and the grant amounts disbursed to each  
21 district, the purposes for which the grants were  
22 awarded, and the measurable outcomes achieved.>

23 3. Page 11, by striking line 15 and inserting:

24 <5. An innovative practices fund is created in the  
25 state>

26 4. Page 11, line 17, after <director> by inserting  
27 <in accordance with this section>

28 5. Page 11, lines 21 and 22, by striking <for  
29 purposes of the innovation acceleration program>

30 6. Page 11, after line 26 by inserting:

31 <Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. This division  
32 of this Act, being deemed of immediate importance,  
33 takes effect upon enactment.>

34 7. Title page, line 5, by striking <funds> and  
35 inserting <funds; and including effective date  
36 provisions>

37 8. By renumbering as necessary.

**By MASCHER of Johnson**

**H-8202** FILED MARCH 12, 2012

**HOUSE FILE 2380**

**H-8203**

1 Amend [House File 2380](#) as follows:

2 1. By striking page 16, line 6, through page 21,  
3 line 13.

4 2. Page 22, line 9, by striking <a.>

5 3. Page 22, by striking lines 12 through 17 and  
6 inserting <on or after July 1, 2012.>

7 4. By striking page 22, line 18, through page 23,  
8 line 35.

9 5. By renumbering as necessary.

**By WINCKLER of Scott**

**H-8203** FILED MARCH 12, 2012

HOUSE FILE 2380

H-8204

1 Amend House File 2380 as follows:

2 1. By striking page 5, line 6, through page 10,  
3 line 24, and inserting:

4 <DIVISION \_\_\_\_  
5 TEACHER PERFORMANCE, INSTRUCTIONAL TIME, AND SCHOOL  
6 TRANSPORTATION

7 Sec. \_\_\_\_ . TEACHER PERFORMANCE, INSTRUCTIONAL TIME,  
8 AND SCHOOL TRANSPORTATION ---- COMMISSION REPORT.

9 1. A teacher evaluation, performance, and  
10 career development commission is created to develop  
11 recommendations for measures to improve teacher  
12 evaluation, teacher performance, and career development  
13 opportunities for teachers; changes to the minimum  
14 requirements for a school day and school year; and  
15 measures to equalize school transportation costs for  
16 school districts, including but not limited to a review  
17 of alternative transportation funding methods that can  
18 provide stronger incentives for districts to operate  
19 their transportation systems efficiently. With regard  
20 to instructional time, the commission shall review the  
21 following:

22 a. Whether the minimum length of an instructional  
23 day should be extended and, if so, whether the  
24 instructional day should be extended for all students  
25 or for specific groups of students.

26 b. Whether the minimum number of instructional days  
27 or hours in a school year should be increased and, if  
28 so, whether the minimum number of days or hours in a  
29 school year should be increased for all students or for  
30 specific groups of students.

31 c. Whether the minimum number of instructional days  
32 or hours should be rearranged to result in a shorter  
33 summer break, with other days or weeks off throughout  
34 the school year.

35 d. Whether the minimum school year should be  
36 defined by a number of days or by a number of  
37 instructional hours.

38 e. Whether there should be a uniform, statewide  
39 start date for the school year that can only be  
40 waived for the purpose of implementing an innovative  
41 educational program.

42 f. Whether resources necessary to extend the  
43 minimum length of an instructional day or the minimum  
44 length of a school year are justified when compared to  
45 competing education priorities.

46 2. The commission shall consist of eleven voting  
47 members and five ex officio, nonvoting members  
48 appointed by July 1, 2012, as follows:

49 a. The voting members shall be members of the  
50 general public appointed as follows:

- 1 (1) One member shall be appointed by the governor.
- 2 (2) Two members shall be appointed by the president  
3 of the senate.
- 4 (3) One member shall be appointed by the minority  
5 leader of the senate.
- 6 (4) Two members shall be appointed by the speaker  
7 of the house of representatives.
- 8 (5) One member shall be appointed by the minority  
9 leader of the house of representatives.
- 10 (6) One member representing public postsecondary  
11 education institutions who is employed by a public  
12 postsecondary education institution and who shall be  
13 appointed by the governor.
- 14 (7) Three members representing three different  
15 school districts who shall be appointed by the governor  
16 as follows:
  - 17 (a) One member shall be a teacher employed by  
18 a school district or area education agency who is  
19 appointed from a list of three names submitted by a  
20 certified employee organization representing teachers  
21 licensed under chapter 272.
  - 22 (b) One member shall be an administrator employed  
23 by a school district who is appointed from a list of  
24 three names submitted by a statewide organization  
25 representing administrators licensed under chapter 272.
  - 26 (c) One member shall be a member of a board of  
27 directors of a school district who is appointed by a  
28 statewide organization representing schools boards.
    - 29 b. The ex officio, nonvoting members shall be  
30 appointed as follows:
      - 31 (1) One member who is a member of the state board  
32 of education appointed by the chairperson of the state  
33 board of education.
      - 34 (2) One member who is a member of the senate shall  
35 be appointed by the president of the senate.
      - 36 (3) One member who is a member of the senate shall  
37 be appointed by the minority leader of the senate.
      - 38 (4) One member who is a member of the house of  
39 representatives shall be appointed by the speaker of  
40 the house of representatives.
      - 41 (5) One member who is a member of the house of  
42 representatives shall be appointed by the minority  
43 leader of the house of representatives.
    - 44 c. In appointing members to the commission, proper  
45 consideration shall be given to persons with experience  
46 or special knowledge in one or more of the following  
47 areas: education, business, technology, and finance.
    - 48 d. The initial meeting of the commission shall  
49 be convened by the member representing the public  
50 postsecondary education institutions. The commission

1 members shall elect a chairperson from among the voting  
2 members of the commission.

3 e. A majority of the voting members constitutes a  
4 quorum for the transaction of any official business.

5 f. Commission appointments shall be made in a  
6 manner which provides geographical representation and  
7 complies with sections 69.16, 69.16A, and 69.16C.

8 g. Public members of the commission are entitled  
9 to receive reimbursement for actual expenses incurred  
10 while engaged in the performance of official duties.  
11 Legislators' expenses shall be paid from funds  
12 appropriated by section 2.12.

13 3. The department of education shall provide  
14 staffing assistance to the commission.

15 4. The commission shall submit its findings and  
16 recommendations in a report to the general assembly by  
17 December 1, 2012.

18 Sec. \_\_\_\_ . EFFECTIVE UPON ENACTMENT. This division  
19 of this Act, being deemed of immediate importance,  
20 takes effect upon enactment.>

21 2. Title page, line 4, by striking <and providing>  
22 and inserting <providing>

23 3. Title page, line 5, by striking <funds> and  
24 inserting <funds; and including effective date  
25 provisions>

26 4. By renumbering as necessary.

**By** HANSON of Jefferson

HOUSE FILE 2380

H-8205

1 Amend House File 2380 as follows:

2 1. Page 55, after line 22 by inserting:

3 <DIVISION \_\_\_\_

4 REQUIREMENTS FOR SCHOOL RESOURCE OFFICERS AND  
5 PRIVATE SECURITY STAFF

6 Sec. \_\_\_\_ . Section 232.69, subsection 1, paragraph  
7 b, subparagraph (4), Code Supplement 2011, is amended  
8 to read as follows:

9 (4) A licensed school employee, certified  
10 para-educator, holder of a coaching authorization  
11 issued under section 272.31, a school resource officer  
12 or an individual who performs private security duties  
13 on school district grounds as an employee of or under  
14 contract with a school district, or an instructor  
15 employed by a community college.>

16 Sec. \_\_\_\_ . Section 279.8, Code 2011, is amended to  
17 read as follows:

18 279.8 General rules ---- bonds of employees.

19 1. The board shall make rules for its own  
20 government and that of the directors, officers,  
21 employees, teachers and pupils, and for the care of  
22 the schoolhouse, grounds, and property of the school  
23 corporation, and shall aid in the enforcement of the  
24 rules, and require the performance of duties imposed  
25 by law and the rules.

26 2. The board shall include in its rules provisions  
27 regulating the loading and unloading of pupils from  
28 a school bus stopped on the highway during a period  
29 of reduced highway visibility caused by fog, snow, or  
30 other weather conditions.

31 3. The board shall have the authority to include  
32 in its rules provisions allowing school corporation  
33 employees to use school credit cards to pay for  
34 the actual and necessary expenses incurred in the  
35 performance of work-related duties.

36 4. Employees of a school corporation maintaining a  
37 high school who have the custody of funds belonging to  
38 the corporation or funds derived from extracurricular  
39 activities and other sources in the conduct of their  
40 duties, shall be required to furnish suitable bond  
41 indemnifying the corporation or any activity group  
42 connected with the school against loss, and employees  
43 who have the custody of property belonging to the  
44 corporation or any activity group connected with the  
45 school may be required to furnish such bond. ~~Said~~ The  
46 bond or bonds may be in such form and penalty as the  
47 board may approve and the premiums on same shall be  
48 paid from the general fund of the corporation.

49 5. A school district shall not employ or contract  
50 for the services of a school resource officer or

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1 an individual to perform private security duties on  
2 school district grounds if the individual has not, at a  
3 minimum, met all of the following requirements:

4 a. Successfully completed training that includes  
5 but is not limited to de-escalation techniques, anger  
6 management techniques, civil rights and unfair or  
7 discriminatory practices awareness, recognition of  
8 fake or altered identification, and cultural diversity  
9 training.

10 b. Satisfied the training requirements of section  
11 232.69.>

12 2. By renumbering as necessary.

**By** ABDUL-SAMAD of Polk

**H-8205** FILED MARCH 12, 2012

**HOUSE FILE 2380**

**H-8207**

1 Amend House File 2380 as follows:

2 1. By striking page 28, line 12, through page 45,  
3 line 25.

4 2. By renumbering as necessary.

**By** MASCHER of Johnson

**H-8207** FILED MARCH 12, 2012

**HOUSE FILE 2380**

**H-8208**

1 Amend House File 2380 as follows:

2 1. Page 55, by striking lines 25 through 35 and  
3 inserting:

4 <Sec. \_\_\_\_\_. CONTINGENT EFFECTIVENESS. This Act  
5 shall not take effect unless an appropriation is  
6 enacted or the state's share of the cost of this Act is  
7 specified in accordance with section 25B.2, subsection  
8 3.>

9 2. Title page, line 4, by striking <and providing>  
10 and inserting <providing>

11 3. Title page, line 5, by striking <funds>  
12 and inserting <funds; and including a contingent  
13 effectiveness provision>

14 4. By renumbering as necessary.

**By** STECKMAN of Cerro Gordo

**H-8208** FILED MARCH 12, 2012

HOUSE FILE 2380

H-8209

1 Amend House File 2380 as follows:

2 1. Page 55, before line 23 by inserting:

3 <DIVISION \_\_\_\_

4 FOREIGN LANGUAGE INSTRUCTION FOR ELEMENTARY SCHOOL  
5 STUDENTS

6 Sec. \_\_\_\_ . Section 256.11, subsection 3, Code 2011,  
7 is amended to read as follows:

8 3. The following areas shall be taught in grades  
9 one through six: English-language arts, social  
10 studies, mathematics, science, health, age-appropriate  
11 and research-based human growth and development,  
12 physical education, traffic safety, music, and  
13 visual art. The health curriculum shall include the  
14 characteristics of communicable diseases including  
15 acquired immune deficiency syndrome. At least one  
16 foreign language shall be taught in grades one through  
17 six in school districts. The state board as part  
18 of accreditation standards shall adopt curriculum  
19 definitions for implementing the elementary program.

20 Sec. \_\_\_\_ . FOREIGN LANGUAGE INSTRUCTION FOR  
21 ELEMENTARY STUDENTS ---- SCHOOL DISTRICT PLAN. The board  
22 of directors of each school district shall develop and  
23 implement a plan to teach at least one foreign language  
24 in grades one through six by the school year beginning  
25 July 1, 2014.

26 Sec. \_\_\_\_ . EFFECTIVE DATE. The section of this  
27 division of this Act amending section 256.11,  
28 subsection 3, takes effect July 1, 2014.>

29 2. By renumbering as necessary.

**By** ABDUL-SAMAD of Polk

H-8209 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8210

1 Amend House File 2380 as follows:

2 1. Page 48, after line 7 by inserting:

3 <Sec. \_\_\_\_ Section 279.11, Code 2011, is amended to  
4 read as follows:

5 279.11 Number of schools ---- attendance ---- terms ----  
6 staffing.

7 1. The board of directors shall determine the  
8 number of schools to be taught, divide the corporation  
9 into such wards or other divisions for school purposes  
10 as may be proper, determine the particular school which  
11 each child shall attend, and designate the period each  
12 school shall be held beyond the time required by law.

13 2. The following minimum staffing requirements  
14 shall apply for kindergarten through grade three:

15 a. At least one teacher shall be present with  
16 students during instructional time.

17 b. One staff member and one teacher shall be  
18 present when eleven to twenty students are present in  
19 a classroom.

20 c. Students under the supervision of a staff member  
21 or teacher shall be within sight of the staff member  
22 or teacher.

23 d. Class size shall not exceed twenty students for  
24 every one teacher.>

25 2. By renumbering as necessary.

**By** STECKMAN of Cerro Gordo

H-8210 FILED MARCH 12, 2012

HOUSE FILE 2380

H-8211

1 Amend House File 2380 as follows:

2 1. Page 55, before line 23 by inserting:

3 <DIVISION \_\_\_\_

4 RETURNING DROPOUTS AND DROPOUT PREVENTION MATTERS

5 Sec. \_\_\_\_ . Section 257.31, subsection 5, unnumbered  
6 paragraph 1, Code Supplement 2011, is amended to read  
7 as follows:

8 If a district has unusual circumstances, creating  
9 an unusual need for additional funds, including  
10 but not limited to the circumstances enumerated in  
11 paragraphs "a" through ~~"n"~~ "o", the committee may  
12 grant supplemental aid to the district from any funds  
13 appropriated to the department of education for the  
14 use of the school budget review committee for the  
15 purposes of this subsection. The school budget review  
16 committee shall review a school district's unexpended  
17 fund balance prior to any decision regarding unusual  
18 finance circumstances. Such aid shall be miscellaneous  
19 income and shall not be included in district cost.  
20 In addition to or as an alternative to granting  
21 supplemental aid the committee may establish a modified  
22 allowable growth for the district by increasing its  
23 allowable growth. The school budget review committee  
24 shall review a school district's unspent balance prior  
25 to any decision to increase modified allowable growth  
26 under this subsection.

27 Sec. \_\_\_\_ . Section 257.31, subsection 5, Code  
28 Supplement 2011, is amended by adding the following new  
29 paragraph:

30 NEW PARAGRAPH. o. Unusual need for additional  
31 funds for returning dropout and dropout prevention  
32 programming pursuant to section 257.41, subsection 1.

33 Sec. \_\_\_\_ . Section 257.41, Code 2011, is amended to  
34 read as follows:

35 257.41 Funding for programs for returning dropouts  
36 and dropout prevention.

37 1. Budget. a. The budget of an approved program  
38 for returning dropouts and dropout prevention for a  
39 school district, after subtracting funds received  
40 from other sources for that purpose, shall be funded  
41 annually on a basis of one-fourth or more from  
42 the district cost of the school district and up to  
43 three-fourths by an increase in allowable growth as  
44 defined in section 257.8. Annually, the department  
45 of management shall establish a modified allowable  
46 growth for each such school district equal to the  
47 difference between the approved budget for the program  
48 for returning dropouts and dropout prevention for  
49 that district and the sum of the amount funded from  
50 the district cost of the school district plus funds

1 received from other sources.

2 b. If the board of directors of a school district  
3 determines that funding provided under paragraph "a" is  
4 insufficient to meet the returning dropout and dropout  
5 prevention programming needs of the school district,  
6 the board may submit a request for additional modified  
7 allowable growth to the school budget review committee  
8 under section 257.31, subsection 5, paragraph "o".

9 2. Appropriate uses of funding. Appropriate uses of  
10 the returning dropout and dropout prevention program  
11 funding include but are not limited to the following:

12 a. Salary and benefits for instructional staff,  
13 instructional support staff, and school-based youth  
14 services staff who are working with students who  
15 are participating in dropout prevention programs,  
16 alternative programs, and alternative schools if  
17 the staff person's time is dedicated to working with  
18 returning dropouts or students who are deemed, at  
19 any time during the school year, to be at risk of  
20 dropping out, in order to provide services beyond those  
21 which are provided by the school district to students  
22 who are not identified as at risk of dropping out.  
23 However, if the staff person works part-time with  
24 students who are participating in returning dropout and  
25 dropout prevention programs, alternative programs, and  
26 alternative schools and has another unrelated staff  
27 assignment, only the portion of the staff person's time  
28 that is related to the returning dropout and dropout  
29 prevention program, alternative program, or alternative  
30 school may be charged to the program.

31 b. Professional development for all teachers and  
32 staff working with at-risk students and programs  
33 involving dropout prevention strategies.

34 c. Research-based resources, materials, software,  
35 supplies, and purchased services that meet all of the  
36 following criteria:

37 (1) Meet the needs of kindergarten through grade  
38 twelve students identified as at risk of dropping out  
39 and of returning dropouts.

40 (2) Are beyond those provided by the regular school  
41 program.

42 (3) Are necessary to provide the services listed in  
43 the school district's dropout prevention plan.

44 (4) Will remain with the kindergarten through  
45 grade twelve returning dropout and dropout prevention  
46 program.

47 d. Up to five percent of the total budgeted amount  
48 received pursuant to subsection 1, paragraph "a", may  
49 be used for purposes of providing district-wide or  
50 building-wide returning dropout and dropout prevention

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1 programming targeted to students who are not deemed at  
2 risk of dropping out.>  
3 2. By renumbering as necessary.

By MASCHER of Johnson  
STECKMAN of Cerro Gordo

**H-8211** FILED MARCH 12, 2012

**HOUSE FILE 2380**

**H-8212**

1 Amend House File 2380 as follows:

2 1. Page 55, before line 23 by inserting:

3 <DIVISION \_\_\_\_  
4 USE OF PPEL REVENUES

5 Sec. \_\_\_\_ Section 297.22, subsection 2, paragraph  
6 a, Code 2011, is amended to read as follows:

7 a. The board of directors of a school district  
8 may sell, lease, exchange, give, or grant, and accept  
9 any interest in real property to, with, or from a  
10 county, municipal corporation, school district,  
11 community college for the purpose specified in section  
12 298.3, subsection 1, paragraph "n", township, or area  
13 education agency if the real property is within the  
14 jurisdiction of both the grantor and grantee.

15 Sec. \_\_\_\_ Section 298.3, subsection 1, Code  
16 Supplement 2011, is amended by adding the following new  
17 paragraph:

18 NEW PARAGRAPH. n. Notwithstanding the requirement  
19 that a school district have exclusive jurisdiction  
20 in all matters within the territory of the school  
21 district under section 274.1 and the limitation  
22 on joint buildings under section 28E.41, joint  
23 infrastructure projects with one or more school  
24 districts or one or more school districts and an  
25 Iowa community college for buildings or facilities  
26 constructed or leased for the purpose of offering  
27 classes under a district-to-community college sharing  
28 agreement or concurrent enrollment program that meets  
29 the requirements for funding under section 257.11,  
30 subsection 3. A school district that wishes to  
31 participate in a joint infrastructure project shall,  
32 prior to entering into a contract for the construction  
33 or leasing of buildings pursuant to this paragraph,  
34 hold a public hearing on the question of entering into  
35 such a contract.>

36 2. By renumbering as necessary.

By WILLEMS of Linn HANSON of Jefferson  
STECKMAN of Cerro Gordo ABDUL-SAMAD of Polk

**H-8212** FILED MARCH 12, 2012

HOUSE FILE 2380

H-8214

1 Amend House File 2380 as follows:

2 1. Page 45, line 27, by striking <THIRD GRADE> and  
3 inserting <EARLY>

4 2. Page 45, line 30, by striking <31.> and  
5 inserting <33.>

6 3. Page 46, line 29, by striking <require the  
7 retention> and inserting <provide guidance to a school  
8 district for determining the progress>

9 4. Page 46, lines 32 and 33, by striking <in  
10 accordance with section 279.68, subsection 2>

11 5. Page 47, after line 11 by inserting:

12 <Sec. \_\_\_\_ . NEW SECTION. 256.25 Iowa family  
13 literacy initiative.

14 1. An Iowa family literacy initiative shall  
15 be established and administered by the department  
16 to provide block grants to eligible entities that  
17 integrate early childhood education, adult literacy,  
18 parenting education, and interactive parent and child  
19 literacy activities. If funds are appropriated by the  
20 general assembly for the program the state board shall  
21 adopt rules for the administration of the program,  
22 which shall be modeled on the federal even start  
23 family literacy program enacted pursuant to 20 U.S.C.  
24 {6381-6381K. For purposes of this section, "eligible  
25 entity" means one or more school districts that  
26 enter into a partnership with one or more nonprofit  
27 community-based organizations, a public agency other  
28 than a school district, a community college, university  
29 of higher education governed by the state board of  
30 regents, an accredited private institution as defined  
31 in section 261.9, or a public or private nonprofit  
32 organization of demonstrated quality as determined by  
33 the department.

34 2. The department, in consultation with the  
35 child development coordinating council and the  
36 early childhood Iowa state board, shall develop an  
37 application process; establish grant application  
38 selection criteria and priorities; and develop  
39 indicators of program quality which shall be used by  
40 the department to monitor, evaluate, and improve local  
41 family literacy projects operated by grantees. The  
42 department shall develop project standards for all  
43 of the project elements established pursuant to this  
44 subsection. A local family literacy project awarded a  
45 block grant pursuant to this section shall include but  
46 not be limited to all of the following elements:

47 a. Identification and recruitment of families most  
48 in need of family literacy services.

49 b. High-quality, intensive instructional services.

50 c. Staff qualifications that meet department

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1 standards.

2 d. Year-round services.

3 e. Coordination with other programs.

4 f. Local independent evaluation, the results of

5 which shall be used for program improvement and to

6 determine whether the project is meeting expectations

7 using the indicators of program quality developed by

8 the department.

9 Sec. \_\_\_\_\_. Section 256C.3, Code 2011, is amended by  
10 adding the following new paragraph:

11 NEW PARAGRAPH. i. Provision for reimbursement of  
12 reasonable administrative costs for persons providing  
13 contract services for a local program. If justified  
14 by the expenses involved, the administrative costs may  
15 exceed eight percent of the direct costs attributed to  
16 the contract services.>

17 6. By striking page 47, line 12, through page 48,  
18 line 7.

19 7. Page 48, lines 8 and 9, by striking <and  
20 retention>

21 8. By striking page 48, line 33, through page 49,  
22 line 3.

23 9. By striking page 49, line 13, through page 51,  
24 line 20.

25 10. Page 51, by striking line 21 and inserting:

26 2. Intensive instructional services. A school>

27 11. Page 51, by striking lines 23 through 33 and  
28 inserting:

29 <a. Provide for the completion of a student  
30 portfolio for any student who exhibits a substantial  
31 deficiency in reading.

32 b. Provide students who exhibit a substantial  
33 deficiency in reading with intensive instructional  
34 services>

35 12. By striking page 52, line 16, through page 53,  
36 line 2, and inserting:

37 <\_\_\_\_. Establish a reading enhancement and  
38 acceleration development initiative designed to offer  
39 intensive accelerated reading instruction to each  
40 kindergarten through>

41 13. Page 53, by striking lines 6 through 8 and  
42 inserting:

43 <(1) Provide assessments that measure phonemic  
44 awareness,>

45 14. Page 53, line 13, by striking <31> and  
46 inserting <33>

47 15. Page 53, by striking line 23.

48 16. By striking page 53, line 33, through page 54,  
49 line 11.

50 17. By renumbering as necessary.

**By** WINCKLER of Scott

HOUSE FILE 2385

H-8174

1 Amend House File 2385 as follows:  
2 1. Page 1, by striking line 4 and inserting  
3 <teacher endorsed to teach only science, mathematics,  
4 engineering, or technology courses at the grade nine  
5 through grade twelve level, an>  
6 2. Page 1, line 7, by striking <mathematics  
7 or science> and inserting <science, mathematics,  
8 engineering, or technology>  
9 3. Page 1, line 8, after <institution;> by  
10 inserting <has successfully completed at least one  
11 semester credit hour in an online methodology course at  
12 the university of northern Iowa;>  
13 4. Page 1, by striking line 10 and inserting  
14 <experience in a profession related to science,  
15 mathematics, engineering, or technology; and>  
16 5. Title page, by striking lines 2 through 4  
17 and inserting <professional employment experience  
18 in a profession related to science, mathematics,  
19 engineering, or technology, as teachers for secondary  
20 level science, mathematics, engineering, or technology  
21 courses.>

By BYRNES of Mitchell

H-8174 FILED MARCH 12, 2012

HOUSE FILE 2400

H-8173

1 Amend the amendment, H-8072, to House File 2400 as  
2 follows:  
3 1. Page 1, after line 13 by inserting:  
4 <\_\_\_. Page 12, lines 24 and 25, by striking <to  
5 fill a vacancy in another elective city office>>  
6 2. By renumbering as necessary.

By GASKILL of Wapello

H-8173 FILED MARCH 12, 2012

HOUSE FILE 2406

H-8190

1 Amend House File 2406 as follows:  
2 1. Page 1, line 14, after <facility> by inserting  
3 <incorporated within or associated with an ethanol  
4 plant to assist the ethanol plant in meeting a low  
5 carbon fuel standard>  
6 2. Page 2, by striking lines 7 and 8 and inserting  
7 <associated with an ethanol ~~eogeneration~~ plant ~~engaged~~  
8 in the sale of ethanol to states to meet assist the  
9 ethanol plant in>

By WAGNER of Linn

QUIRK of Chickasaw

H-8190 FILED MARCH 12, 2012

HOUSE FILE 2425

H-8215

1 Amend House File 2425 as follows:  
2 1. Page 1, after line 8 by inserting:  
3 <3. For purposes of this section, reasonable  
4 attorney fees shall not exceed the hourly rate paid to  
5 court-appointed counsel and are the only attorney fees  
6 an attorney may receive in the civil action.>  
7 2. Page 3, line 1, after <fees> by inserting <,  
8 not to exceed the hourly rate paid to court-appointed  
9 counsel and are the only attorney fees an attorney may  
10 receive in the civil action>  
11 3. By renumbering as necessary.

**By** WILLEMS of Linn

H-8215 FILED MARCH 12, 2012

HOUSE FILE 2428

H-8187

1 Amend the amendment, H-8151, to House File 2428 as  
2 follows:

3 1. By striking page 1, line 4, through page 2, line  
4 14, and inserting:

5 <<Section 1. Section 321.457, subsection 2, Code  
6 2011, is amended by adding the following new paragraph:

7 NEW PARAGRAPH. n. (1) Notwithstanding paragraph  
8 "g" or any other provision of this chapter, the  
9 department is authorized to adopt rules providing for  
10 economic export corridors for the transportation of  
11 goods or products manufactured in Iowa to or through  
12 the state of South Dakota and for the return of  
13 unladen semitrailers or unladen full trailers used for  
14 the transportation of those goods or products. The  
15 rules may authorize the operation of the following  
16 combinations of vehicles on an economic export  
17 corridor:

18 (a) A truck tractor-semitrailer-semitrailer  
19 converted to a full trailer by use of a dolly equipped  
20 with a fifth wheel which is considered a part of the  
21 trailer for all purposes, and not a separate unit.

22 (b) A truck tractor-semitrailer-full trailer.

23 (c) A truck tractor-semitrailer-semitrailer.

24 (2) Rules adopted pursuant to this paragraph "n"  
25 shall provide that combinations of vehicles authorized  
26 to operate on an economic export corridor shall meet  
27 all of the following requirements:

28 (a) The length of the combination of vehicles,  
29 excluding the length of the truck tractor, shall not  
30 exceed eighty-one and one-half feet.

31 (b) The length of either semitrailer or full  
32 trailer shall not exceed forty-five feet. When the  
33 semitrailers in a truck tractor-semitrailer-semitrailer  
34 combination are connected by a rigid frame extension  
35 including a fifth wheel connection point attached  
36 to the rear frame of the first semitrailer, the  
37 length of the frame extension shall not be included  
38 when determining the overall length of the first  
39 semitrailer.

40 (c) The weight of the second semitrailer or full  
41 trailer shall not exceed the weight of the first  
42 semitrailer by more than three thousand pounds.

43 (d) The gross weight of the combination of vehicles  
44 shall not exceed eighty thousand pounds and the  
45 combination of vehicles shall not exceed the gross axle  
46 weight limits of section 321.463, subsection 2.

47 (e) The load on each semitrailer or full trailer  
48 in the combination shall be an indivisible load. For  
49 the purpose of issuing permits for height or width  
50 under chapter 321E, the combination of vehicles shall

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1 be considered an indivisible load so long as the load  
2 on each semitrailer or full trailer in the combination  
3 remains an indivisible load.

4 (3) An economic export corridor established by  
5 the department shall not include any segment of the  
6 interstate system or any part of the national network  
7 of highways identified pursuant to 23 C.F.R. pt.  
8 658. This subparagraph does not prohibit operation on  
9 any segment of the interstate system or part of the  
10 national network of highways that is permitted under  
11 paragraph "e".

12 (4) For purposes of this paragraph "n", "full  
13 trailer" means as defined in 49 C.F.R. { 390.>>

**By** WORTHAN of Buena Vista

HOUSE FILE 2428

H-8206

1 Amend the amendment, H-8151, to House File 2428 as  
2 follows:

3 1. By striking page 1, line 4, through page 2, line  
4 14, and inserting:

5 <<Section 1. Section 321.457, subsection 2, Code  
6 2011, is amended by adding the following new paragraph:

7 NEW PARAGRAPH. n. (1) Notwithstanding paragraph  
8 "g" or any other provision of this chapter, the  
9 department is authorized to adopt rules providing for  
10 economic export corridors for the transportation of  
11 goods or products manufactured in Iowa to or through  
12 the state of South Dakota and for the return of  
13 unladen semitrailers or unladen full trailers used for  
14 the transportation of those goods or products. The  
15 rules may authorize the operation of the following  
16 combinations of vehicles on an economic export  
17 corridor:

18 (a) A truck tractor-semitrailer-semitrailer  
19 converted to a full trailer by use of a dolly equipped  
20 with a fifth wheel which is considered a part of the  
21 trailer for all purposes, and not a separate unit.

22 (b) A truck tractor-semitrailer-full trailer.

23 (c) A truck tractor-semitrailer-semitrailer  
24 combination, where the semitrailers are connected  
25 by a rigid frame extension including a fifth wheel  
26 connection point attached to the rear frame of the  
27 first semitrailer. The length of the frame extension  
28 shall not be included when determining the overall  
29 length of the first semitrailer.

30 (2) Rules adopted pursuant to this paragraph "n"  
31 shall provide that combinations of vehicles authorized  
32 to operate on an economic export corridor shall meet  
33 all of the following requirements:

34 (a) The length of the combination of vehicles,  
35 excluding the length of the truck tractor, shall not  
36 exceed eighty-one and one-half feet.

37 (b) The length of either semitrailer or full  
38 trailer shall not exceed forty-five feet.

39 (c) The weight of the second semitrailer or full  
40 trailer shall not exceed the weight of the first  
41 semitrailer by more than three thousand pounds.

42 (d) The gross weight of the combination of vehicles  
43 shall not exceed eighty thousand pounds and the  
44 combination of vehicles shall not exceed the gross axle  
45 weight limits of section 321.463, subsection 2.

46 (e) The load on each semitrailer or full trailer  
47 in the combination shall be an indivisible load. For  
48 the purpose of issuing permits for height or width  
49 under chapter 321E, the combination of vehicles shall  
50 be considered an indivisible load so long as the load

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1 on each semitrailer or full trailer in the combination  
2 remains an indivisible load.

3 (3) An economic export corridor established by  
4 the department shall not include any segment of the  
5 interstate system or any part of the national network  
6 of highways identified pursuant to 23 C.F.R. pt.  
7 658. This subparagraph does not prohibit operation on  
8 any segment of the interstate system or part of the  
9 national network of highways that is permitted under  
10 paragraph "e".

11 (4) For purposes of this paragraph "n", "full  
12 trailer" means as defined in 49 C.F.R. { 390.>>

**By** WORTHAN of Buena Vista

HOUSE FILE 2429

H-8184

1 Amend House File 2429 as follows:

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

4 <Section 1. Section 715A.8, Code 2011, is amended  
5 to read as follows:

6 715A.8 Identity theft ---- offenses ---- penalties.

7 1. a. For purposes of this section, "identification  
8 information" includes, but is not limited to, the  
9 name, address, date of birth, telephone number,  
10 driver's license number, nonoperator's identification  
11 card number, social security number, student  
12 identification number, military identification number,  
13 alien identification or citizenship status number,  
14 employer identification number, signature, electronic  
15 mail signature, electronic identifier ~~or screen~~  
16 ~~name, biometric identifier, genetic identification~~  
17 ~~information, access device, logo, symbol, trademark,~~  
18 ~~place of employment, employee identification number,~~  
19 ~~parent's legal surname prior to marriage, demand~~  
20 ~~deposit account number, savings or checking account~~  
21 ~~number, or credit card number of a person.~~

22 b. For purposes of this section, "financial  
23 institution" means the same as defined in section  
24 527.2, and includes an insurer organized under Title  
25 XIII, subtitle 1, of this Code, or under the laws of  
26 any other state or the United States.

27 2. a. A person commits the offense of identity  
28 theft if the person ~~fraudulently uses or attempts to~~  
29 ~~fraudulently use identification information of another~~  
30 ~~person, with the intent to obtain credit, property,~~  
31 ~~services, or other benefit~~ knowingly takes, purchases,  
32 manufactures, records, possesses, uses, or attempts to  
33 take, purchase, manufacture, record, possess, or use  
34 identification information of another person or entity  
35 without the consent of the other person or entity  
36 with the intent to obtain or use the identification  
37 information for any unlawful purpose, to cause loss  
38 to the other person or entity, to obtain or continue  
39 employment, or to obtain any pecuniary benefit to which  
40 the person would not otherwise be entitled. An offense  
41 is committed regardless of whether the other person or  
42 entity actually suffers any economic loss as a result  
43 of the offense or whether the person actually obtains  
44 any pecuniary benefit.

45 b. A person commits the offense of knowingly  
46 accepting the identity of another person if the person,  
47 in hiring an employee, knowingly does both of the  
48 following:

49 (1) Accepts any identification information of  
50 another person with knowledge that the other person

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1 presenting the identification information is not  
2 the actual person identified by that identification  
3 information.

4 (2) Uses the identification information for the  
5 purpose of determining whether the person who presented  
6 the identification information has the legal right or  
7 authorization under federal law to work in the United  
8 States as described and determined pursuant to the  
9 processes and procedures under 8 U.S.C. { 1324a.

10 c. (1) A person commits the offense of aggravated  
11 identity theft if the person does either of the  
12 following:

13 (a) Knowingly takes, purchases, manufactures,  
14 records, possesses, uses, or attempts to take,  
15 purchase, manufacture, record, possess, or use  
16 identification information of five or more other  
17 persons or entities without the consent of the other  
18 persons or entities with the intent to obtain or  
19 use the identification information for any unlawful  
20 purpose, to cause loss to the persons or entities, or  
21 to obtain any pecuniary benefit to which the person  
22 would not otherwise be entitled. An offense is  
23 committed regardless of whether the persons or entities  
24 actually suffer any economic loss as a result of the  
25 offense or whether the person actually obtains any  
26 pecuniary benefit.

27 (b) Commits the offense of identity theft under  
28 paragraph "a" and causes another person or entity to  
29 suffer an economic loss of three thousand dollars or  
30 more.

31 (2) In an action for aggravated identity  
32 theft pursuant to this paragraph "c", proof of  
33 possession outside the regular course of business of  
34 identification information of five or more persons  
35 or entities may give rise to an inference that the  
36 identification information was possessed for an  
37 unlawful purpose.

38 d. A person commits the offense of trafficking  
39 identity theft if the person knowingly sells,  
40 transfers, or transmits any identification information  
41 of another person or entity without the consent of  
42 the other person or entity for any unlawful purpose,  
43 to cause loss to the person or entity, or to obtain  
44 any pecuniary benefit to which the person would  
45 not otherwise be entitled. An offense is committed  
46 regardless of whether the other person or entity  
47 actually suffers any economic loss as a result of the  
48 offense or whether the person actually obtains any  
49 pecuniary benefit.

50 3. If the value of the credit, property, or

1 ~~services exceeds one thousand dollars, the person~~  
2 ~~commits a class "D" felony. If the value of the~~  
3 ~~credit, property, or services does not exceed one~~  
4 ~~thousand dollars, the person commits an aggravated~~  
5 ~~misdemeanor. A violation of this subsection shall be~~  
6 ~~punishable as follows:~~

7 a. A person who violates subsection 2, paragraph  
8 "a", commits a class "D" felony.

9 b. A person who violates subsection 2, paragraph  
10 "b", commits a class "D" felony, and notwithstanding  
11 section 902.9, subsection 5, shall be punished by  
12 confinement for no more than seven years and a fine of  
13 at least eight hundred fifty dollars but not more than  
14 eight thousand five hundred dollars.

15 c. A person who violates subsection 2, paragraph  
16 "c", commits a class "C" felony.

17 d. A person who violates subsection 2, paragraph  
18 "d", commits a class "C" felony, and notwithstanding  
19 section 902.9, subsection 4, shall be punished by  
20 confinement for no more than twelve years and a fine of  
21 at least one thousand two hundred fifty dollars but not  
22 more than ten thousand two hundred fifty dollars.

23 4. A person of the applicable age indicated  
24 in this section who knowingly takes, purchases,  
25 manufactures, records, possesses, uses, or attempts  
26 to take, purchase, manufacture, record, possess, or  
27 use identification information of another person or  
28 entity for the following purposes may be considered  
29 to have violated the applicable statute or ordinance  
30 governing such purposes but shall not be considered to  
31 have committed any offense of identity theft under this  
32 section:

33 a. Possession or purchase of alcohol by a person  
34 under the age of twenty-one.

35 b. Entry by a person under the age of twenty-one  
36 onto the premises of an establishment where one may  
37 purchase alcoholic beverages as defined in section  
38 123.3 for consumption on the premises and in which the  
39 serving of food is only incidental to the consumption  
40 of those beverages.

41 c. Entry by a person under the age of seventeen  
42 onto the premises of a motion picture theater for the  
43 viewing of a motion picture which is prohibited to be  
44 viewed by persons under the age of seventeen.

45 d. Possession or purchase of cigarettes or tobacco  
46 products by a person under the age of eighteen.

47 e. Entry by a person under the age of twenty-one  
48 onto the premises of a racetrack, excursion boat, or  
49 gambling structure.

50 f. Entry by a person under the age of eighteen onto

1 the premises of a business establishment other than  
2 an establishment identified in paragraph "b", "c", or  
3 "e" of this section where such entry is prohibited by  
4 persons under the age of eighteen.

5 g. Obtaining employment in violation of chapter 92.

6 ~~4.~~ 5. A violation of this section is an unlawful  
7 practice under section 714.16.

8 ~~5.~~ 6. Violations of this section shall be  
9 prosecuted in any of the following venues:

10 a. In the county in which the violation occurred.

11 b. If the violation was committed in more than  
12 one county, or if the elements of the offense were  
13 committed in more than one county, then in any county  
14 where any violation occurred or where an element of the  
15 offense occurred.

16 c. In the county where the victim resides.

17 d. In the county where the property that was  
18 ~~fraudulently used or attempted to be used~~ subject to  
19 the violation was located at the time of the violation.

20 ~~6.~~ 7. Any real or personal property obtained by  
21 a person as a result of a violation of this section,  
22 including but not limited to any money, interest,  
23 security, claim, contractual right, or financial  
24 instrument that is in the possession of the person,  
25 shall be subject to seizure and forfeiture pursuant  
26 to chapter 809A. A victim injured by a violation  
27 of this section, or a financial institution that  
28 has indemnified a victim injured by a violation of  
29 this section, may file a claim as an interest holder  
30 pursuant to section 809A.11 for payment of damages  
31 suffered by the victim including costs of recovery and  
32 reasonable attorney fees.

33 ~~7.~~ 8. A financial institution may file a complaint  
34 regarding a violation of this section on behalf of a  
35 victim and shall have the same rights and privileges as  
36 the victim if the financial institution has indemnified  
37 the victim for such violations.

38 ~~8.~~ 9. Upon the request of a victim, a peace  
39 officer in any jurisdiction described in subsection ~~5~~  
40 6 shall take a report regarding an alleged violation  
41 of this section and shall provide a copy of the  
42 report to the victim. The report may also be provided  
43 to any other law enforcement agency in any of the  
44 jurisdictions described in subsection ~~5~~ 6.>

**By** BALTIMORE of Boone

HOUSE FILE 2435

1 Amend House File 2435 as follows:

2 1. Page 29, by striking lines 10 through 13.

3 2. By renumbering as necessary.

**By** M. SMITH of Marshall

HOUSE FILE 2435

H-8213

1 Amend House File 2435 as follows:

2 1. Page 61, after line 32 by inserting:

3 <DIVISION \_\_\_\_

4 WHOLE WOMAN'S HEALTH FUNDING PRIORITIES ACT

5 Sec. \_\_\_\_ . LEGISLATIVE FINDINGS.

6 1. The general assembly finds all of the following:

7 a. Limited federal and state public funding exists  
8 for family planning and preventive health services for  
9 women generally, and for maternal and fetal patients in  
10 particular. Fiscal constraints mandate that the state  
11 allocate available funding efficiently. The principal  
12 means by which the state may fulfill its duty to manage  
13 these funds is to ensure that funds are distributed by  
14 priority to the most efficient point-of-service health  
15 care providers. The general assembly finds that public  
16 and private providers of primary and preventive care  
17 utilize public funds more effectively than providers of  
18 health care services that are specialized to particular  
19 medical services or discrete patient populations.  
20 Consequently, it is the intent of the general assembly  
21 through this Act, and any rules and policies adopted  
22 under this Act, to prioritize the distribution and  
23 utilization of public funds for family planning,  
24 reproductive health care, and maternal and fetal care  
25 to such public and private primary and preventive care  
26 providers.

27 b. Prioritization of public health care funding  
28 to primary and preventive care also reflects sound  
29 health care policy. Individuals who have a primary  
30 care clinician are more likely to access health  
31 care services, leading to more favorable long-term  
32 outcomes. Health care costs are lowered when primary  
33 and preventive care is provided by such primary care  
34 clinicians in a setting that addresses the whole  
35 person by emphasizing counseling, screening, and  
36 early detection of leading causes of morbidity and  
37 mortality including diabetes, hypertension, obesity,  
38 cardiovascular and renal diseases, and asthma.  
39 Indirect costs such as lost worker productivity and  
40 employer health care costs are also reduced. Most  
41 importantly, individual citizens will lead longer,  
42 healthier, and happier lives as a result of having less  
43 fragmented health care.

44 c. (1) It is also the public policy of this state  
45 to ensure delivery of comprehensive preconception and  
46 prenatal care for maternal and fetal patients in order  
47 to reduce maternal and fetal morbidity and mortality.

48 (2) The national prevention strategy published  
49 in June 2011 by the national prevention, health  
50 promotion, and public health council created pursuant

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1 to section 4001 of the federal Patient Protection and  
2 Affordable Care Act, Pub. L. No. 111-148, states that  
3 "Comprehensive preconception and prenatal care includes  
4 encouraging women to stop smoking, refrain from using  
5 alcohol and other drugs, eat a healthy diet, take folic  
6 acid supplements, maintain a healthy weight, control  
7 high blood pressure and diabetes, and reduce exposure  
8 to workplace and environmental hazards. In addition,  
9 screening and providing services to prevent intimate  
10 partner violence and infections (e.g., HIV, STI, and  
11 viral hepatitis) help to improve the health of the  
12 mother and the baby."

13 (3) The general assembly finds that delivery of  
14 these critical services is best accomplished through  
15 a single point-of-service provider such as a primary  
16 care provider, and directed by a primary care clinician  
17 who has knowledge of the patient's medical history and  
18 personal, familial, and environmental health factors.  
19 The utilization of public funding to maximize effective  
20 delivery of holistic prenatal and maternal health  
21 care conflicts with medical intervention models that  
22 emphasize the provision of services to discrete patient  
23 subpopulations, including women of child-bearing age,  
24 to address discrete patient conditions, or provide  
25 particular therapies.

26 d. The general assembly also finds that it is  
27 the policy of this state that federal public funds  
28 shall not be provided for the direct or indirect  
29 costs, including but not limited to administrative  
30 costs or expenses, overhead, employee salaries, rent,  
31 and telephone and other utilities of non-federally  
32 qualified abortions, abortion referral, or abortion  
33 counseling, and these activities shall not be  
34 subsidized, either directly or indirectly, by federal  
35 public funds.

36 Sec. \_\_\_\_ . NEW SECTION. 146A.1

37 This chapter shall be known and may be cited as the  
38 "Whole Woman's Health Funding Priorities Act".

39 Sec. \_\_\_\_ . NEW SECTION. 146A.2 Definitions.

40 As used in this chapter, unless the context  
41 otherwise requires:

42 1. "Abortion" means abortion as defined in section  
43 146.1.

44 2. "Department" means department as defined in  
45 section 7E.4.

46 3. "Federally qualified abortion" means an abortion  
47 qualified for federal reimbursement under the medical  
48 assistance program pursuant to 42 U.S.C. { 1396, et  
49 seq., as amended.

50 4. "Federally qualified health center" means a

1 health care provider that is eligible for federal  
2 funding under 42 U.S.C. { 1396d(1)(2)(B).

3 5. "Hospital" means a primary or tertiary care  
4 facility licensed pursuant to chapter 135B.

5 6. "Public funds" means state funds from whatever  
6 source, including without limitation state general  
7 funds, state special account and limited purpose grants  
8 or loans, and federal funds provided under Title X of  
9 the federal Public Health Service Act, 42 U.S.C. { 300,  
10 et seq.; Title V of the federal Social Security Act, 42  
11 U.S.C. { 701, et seq.; Title XIX of the federal Social  
12 Security Act, 42 U.S.C. { 1396, et seq.; or Title XX  
13 of the federal Social Security Act, 42 U.S.C. { 1397,  
14 et seq.

15 7. "Rural health clinic" means a health care  
16 provider that is eligible for federal funding under 42  
17 U.S.C. { 1395x(aa)(2).

18 Sec. \_\_\_\_\_. NEW SECTION. 146A.3 Prioritization of  
19 public funds to health care entities.

20 1. Subject to any applicable requirements  
21 of federal law, regulations, or guidelines, any  
22 expenditures or grants of public funds for family  
23 planning services by the state made by a department  
24 shall be made in the following order of priority:

25 a. To public entities.

26 b. To nonpublic hospitals and federally qualified  
27 health centers.

28 c. To rural health clinics.

29 d. To nonpublic health providers that have as their  
30 primary purpose the provision of the primary health  
31 care services specified in 42 U.S.C. { 254b(b)(1).

32 2. A department shall not enter into a contract  
33 with, or make a grant to, any entity that performs  
34 abortions that are not federally qualified abortions or  
35 maintains or operates a facility where abortions that  
36 are not federally qualified abortions are performed.

37 Sec. \_\_\_\_\_. NEW SECTION. 146A.4 Enforcement.

38 1. The attorney general may bring an action in  
39 law or equity to enforce the provisions of this  
40 chapter, and relief shall be available in appropriate  
41 circumstances including recoupment and declaratory  
42 and injunctive relief, including without limitation  
43 suspension or disbarment.

44 2. Any entity eligible for the receipt of public  
45 funds shall have standing to bring any action that  
46 the attorney general is authorized to bring pursuant  
47 to this section, if an expenditure or grant of public  
48 funds made in violation of this chapter has resulted in  
49 the reduction of public funds available to the entity,  
50 and any award of monetary relief shall be deposited in

1 a state-maintained fund or account for public funds.

2 3. In an action brought under this section, a  
3 prevailing plaintiff shall be entitled to an award of  
4 reasonable attorney fees and costs.

5 Sec. \_\_\_\_ . NEW SECTION. 146A.5 Right of  
6 intervention.

7 A member of the general assembly may intervene in  
8 any case in which the constitutionality of this chapter  
9 is challenged as a matter of right.

10 Sec. \_\_\_\_ . NEW SECTION. 146A.6 Severability.

11 If any provision of this chapter or its application  
12 to any person or circumstance is held invalid,  
13 the invalidity does not affect other provisions or  
14 application of this chapter which can be given effect  
15 without the invalid provision or application, and to  
16 this end the provisions of this chapter are severable.

17 Sec. \_\_\_\_ . NEW SECTION. 146A.7 Effect on  
18 expenditures.

19 Any expenditure of public funds made by the  
20 department in violation of the provisions of this  
21 chapter shall be null and void, and the funds allocated  
22 pursuant to such expenditures shall be reallocated to  
23 eligible entities.>

24 2. By renumbering as necessary.

**By** SWEENEY of Hardin

ALONS of Sioux

SHAW of Pocahontas

PEARSON of Polk

SENATE FILE 2216

H-8172

1 Amend Senate File 2216, as passed by the Senate, as  
2 follows:

3 1. Page 1, by striking lines 6 through 12 and  
4 inserting <for vehicles registered by the county  
5 treasurer ~~and~~, except that "registration year" means  
6 the calendar year for ~~vehicles registered by the~~  
7 ~~department or~~ motor trucks and truck tractors with  
8 a combined gross weight exceeding five tons which  
9 are registered by the county treasurer. For leased  
10 vehicles registered by the county treasurer, except for  
11 motor trucks and truck tractors with a combined gross  
12 weight exceeding five tons, "registration year">

13 2. Page 3, by striking lines 21 and 22 and  
14 inserting:

15 <Sec. \_\_\_\_ . Section 321.39, subsection 1, Code 2011,  
16 is amended by striking the subsection.>

17 3. By striking page 4, line 22, through page 5,  
18 line 11, and inserting:

19 <Sec. \_\_\_\_ . Section 321.106, Code 2011, is amended  
20 to read as follows:

21 321.106 Registration for fractional part of year.

22 1. When a ~~vehicle is registered under chapter 326~~  
23 ~~or a~~ motor truck, truck tractor, or road tractor is  
24 registered by the county treasurer for a combined gross  
25 weight exceeding five tons and there is no delinquency  
26 and the registration is made in February or succeeding  
27 months through November, the annual registration fee  
28 shall be prorated for the remaining unexpired months  
29 of the registration year. A fee shall not be required  
30 for the month of December for a vehicle registered on a  
31 calendar year basis on which there is no delinquency.  
32 However, ~~except for a vehicle registered under chapter~~  
33 ~~326~~, when such a vehicle is registered in November, the  
34 vehicle may be registered for the remaining unexpired  
35 months of the registration year or for the remaining  
36 unexpired months of the registration year and for the  
37 next registration year, upon payment of the applicable  
38 registration fees.

39 2. When a vehicle is registered under chapter  
40 326 and there is no delinquency and the registration  
41 is made in the second through eleventh month of the  
42 registration year, the annual registration fee shall  
43 be prorated for the remaining unexpired months of the  
44 registration year. However, when such a vehicle is  
45 registered in the eleventh month of the registration  
46 year, the vehicle may be registered for the remaining  
47 unexpired months of the registration year and for the  
48 next registration year, upon payment of the applicable  
49 registration fees.

50 ~~2.~~ 3. When a vehicle is registered on a birth

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1 month basis and there is no delinquency and the  
 2 registration is made in the month after the beginning  
 3 of the registration year or succeeding months, the  
 4 annual registration fee shall be prorated for the  
 5 remaining unexpired months of the registration year.  
 6 A fee shall not be required for the month of the  
 7 owner's birthday for a vehicle on which there is no  
 8 delinquency. However, when a vehicle registered on a  
 9 birth month basis is registered during the eleventh  
 10 month of the registration year, the vehicle may be  
 11 registered for the remaining unexpired months of the  
 12 registration year or for the remaining unexpired months  
 13 of the registration year and for the next registration  
 14 year, upon payment of the applicable registration fees.

15 ~~3.~~ 4. If a fee computed under this section  
 16 contains a fractional part of a dollar, the fee  
 17 shall be computed to the nearest whole dollar. A fee  
 18 computed under this section shall not be less than five  
 19 dollars. The fee so computed shall be deemed to be  
 20 the annual registration fee for the remainder of the  
 21 registration year. This subsection does not apply to  
 22 vehicles registered under chapter 326.

23 ~~4.~~ 5. A reduction in the annual registration  
 24 fee shall not be allowed by the department until the  
 25 applicant files satisfactory evidence to prove that  
 26 there is no delinquency in registration.>

27 4. Page 6, by striking lines 19 through 21 and  
 28 inserting:

29 <Sec. \_\_\_\_\_. Section 321.134, subsections 1 and 2,  
 30 Code 2011, are amended to read as follows:>

31 5. By striking page 7, line 13, through page 8,  
 32 line 17, and inserting:

33 <2. The annual registration fee for trucks,  
 34 truck tractors, and road tractors registered by the  
 35 county treasurer, as provided in sections 321.121  
 36 and 321.122, may be payable in two equal semiannual  
 37 installments if the annual registration fee exceeds  
 38 the annual registration fee for a vehicle with a gross  
 39 weight exceeding five tons. The penalties provided  
 40 in subsection 1 shall be computed on the amount of  
 41 the first installment only and on the first day of  
 42 the seventh month of the registration period the same  
 43 rate of penalty shall apply to the second installment,  
 44 until the fee is paid. ~~Semiannual installments do~~  
 45 ~~not apply to commercial vehicles, as defined under~~  
 46 ~~section 326.2, subject to proportional registration,~~  
 47 ~~with a base state other than the state of Iowa, as~~  
 48 ~~defined in section 326.2, subsection 1. The penalty on~~  
 49 ~~vehicles registered under chapter 326 accrues August 1~~  
 50 ~~of each year except as provided in section 326.6. The~~

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Page 3

1 ~~department shall not allow the annual registration fee~~  
2 ~~for a commercial vehicle registered under chapter 326~~  
3 ~~to be paid in two equal semiannual installments for~~  
4 ~~five years after the registrant has paid the annual~~  
5 ~~registration fee late for two consecutive years.>~~

6 6. Page 8, by striking lines 18 and 19.

7 7. Page 8, by striking lines 22 through 32 and  
8 inserting:

9 <2. During or after the seventh month of a current  
10 registration year, the owner of a motor truck, truck  
11 tractor, or road tractor, ~~semitrailer or trailer~~  
12 ~~may~~, if the owner's operation has not resulted in a  
13 conviction or action pending under this section, may  
14 increase the gross weight registration of the vehicle  
15 to a higher gross weight ~~classification~~ registration by  
16 payment of one-twelfth of the difference between the  
17 annual fee for the higher gross weight and the amount  
18 of the fee for the gross weight at which ~~it~~ the vehicle  
19 is registered, multiplied by the number of unexpired  
20 months of the registration year.>

21 8. Page 25, by striking lines 16 through 23  
22 and inserting <section 321.134, subsection 2, to  
23 eliminate semiannual installment payments for certain  
24 registration fees, and the section of this Act amending  
25 section 321.106, relating to proration of certain  
26 registration fees, shall be implemented on and after>

27 9. Title page, line 1, by striking <the  
28 registration of motor trucks, truck>

29 10. Title page, by striking line 2.

30 11. By renumbering as necessary.

**By WATTS of Dallas**

**H-8172** FILED MARCH 12, 2012

**SENATE FILE 2260**

**H-8183**

1 Amend Senate File 2260, as passed by the Senate, as  
2 follows:

3 1. Page 5, by striking lines 3 through 13.

4 2. Page 6, by striking lines 9 through 25.

5 3. By renumbering as necessary.

**By SWAIM of Davis**

**H-8183** FILED MARCH 12, 2012



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# Fiscal Note

*Fiscal Services Division*



**HF 2245** – Allowable Growth for Schools (LSB 6029.S5053)

Analyst: Shawn Snyder (Phone: 515-281-7799) ([shawn.snyder@legis.state.ia.us](mailto:shawn.snyder@legis.state.ia.us))

Fiscal Note Version – As Amended by **S-5053**

## **Description**

Senate Amendment **S-5053** to **HF 2245** establishes the FY 2014 allowable growth rate at 4.0% for regular school aid and the each of the State categorical supplements. The growth rate will be applied to each of the FY 2013 State cost per pupil amounts to establish the FY 2014 State cost per pupil, district cost per pupil, and Area Education Agency (AEA) cost per pupil amounts. The following table provides the information pertaining to each of the State cost per pupil amounts impacted by **S-5053**.

	<b>FY 2013 State Cost Per Pupil</b>	<b>FY 2014 Per Pupil Cost Growth</b>	<b>FY 2014 State Cost Per Pupil</b>
Regular Program	\$ 6,001.00	\$ 240.00	\$ 6,241.00
Special Education	6,001.00	240.00	6,241.00
AEA Special Education Support Services	263.51	10.54	274.05
AEA Media Services	49.13	1.97	51.10
AEA Educational Services	54.22	2.17	56.39
Teacher Salary Supplement	517.17	20.69	537.86
Professional Development Supplement	58.57	2.34	60.91
Early Intervention Supplement	63.80	2.55	66.35
AEA Teacher Salary Supplement	27.07	1.08	28.15
AEA Professional Development Supplement	3.16	0.13	3.29

## **Assumptions**

Variables used in determining State school aid for FY 2013 have not been finalized. The following provides the assumptions used in calculating both FY 2013 and FY 2014 school aid estimates. Any variations in these assumptions will impact the overall funding amounts.

Current assumptions include:

- Taxable valuation growth of 3.8% for FY 2013 and 4.13% for FY 2014.
- Preliminary enrollments for FY 2013 and projected enrollments for FY 2014.
- Preliminary weightings for FY 2013 and an increase of 1.0% for special education weightings, 10.0% for supplementary weightings for sharing, 7.0% for English-as-a-Second Language weightings, 1.0% for at-risk weightings, and 5.0% in preschool formula enrollments for FY 2014.
- Assumes no change in the amount of funding from the Property Tax Equity and Relief Fund for FY 2014.
- The current additional State aid reduction to AEAs is \$10.0 million for FY 2013.

## **Fiscal Impact**

The estimated fiscal impact of a 4.0% allowable growth rate for State school aid includes:

- An increase of State aid for regular school aid of \$122.5 million.
- An increase of State aid for the Statewide Voluntary Preschool Program of \$5.5 million.
- An increase of State aid for the State categorical supplements of \$14.6 million.
- The total estimated General Fund expenditure increase for State school aid is estimated at \$142.6 million in FY 2014.
- The estimated increase in school aid property taxes is \$59.0 million. This amount includes a total for the budget guarantee of \$11.9 million impacting 99 school districts (28.2%).
- The estimated increase in the combined district cost is \$196.2 million.

The following table provides the estimated fiscal impact of [S-5053](#) for FY 2014.

<b>Legislative Services Agency: Estimated FY 2013 and FY 2014 State School Aid Amounts (Dollars in Millions)</b>				
<b>School Aid Funding</b>	<b>Estimated FY 2013</b>	<b>FY 2013 Change from FY 2012</b>	<b>FY 2014 with 4.0% Allowable Growth Rate Totals</b>	<b>Change from Est. FY 2013</b>
Regular School Aid	\$ 2,287.3	\$ 30.3	\$ 2,409.8	\$ 122.5
State Categorical Supplements	319.6	3.8	334.2	14.6
Preschool Formula	59.7	1.3	65.2	5.5
<b>Est. Total School Aid Amount</b>	<b>\$ 2,666.6</b>	<b>\$ 35.4</b>	<b>\$ 2,809.2</b>	<b>\$ 142.6</b>
<b>Est. School Aid Property Tax</b>	<b>\$ 1,320.6</b>	<b>\$ 6.1</b>	<b>\$ 1,379.6</b>	<b>\$ 59.0</b>
<b>Est. Combined District Cost</b>	<b>\$ 3,927.5</b>	<b>\$ 40.2</b>	<b>\$ 4,123.7</b>	<b>\$ 196.2</b>

## **Sources**

Iowa Department of Education, Preliminary Certified Enrollment file  
Iowa Department Management, School Aid file  
LSA analysis and calculations

/s/ Holly M. Lyons

March 12, 2012

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The fiscal note for this bill was prepared pursuant to **Joint Rule 17** and the correctional and minority impact statements were prepared pursuant to **Iowa Code section 2.56**. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

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# Fiscal Note

Fiscal Services Division



**HF 2380** – Education Reform (LSB 5398HV)

Analyst: Shawn Snyder (Phone: 515-281-7799) ([shawn.snyder@legis.state.ia.us](mailto:shawn.snyder@legis.state.ia.us))

Fiscal Note Version – New

## Description

**House File 2380** provides broad reforms to the Iowa public education system.

## Fiscal Impact Summary

The following table provides a summary of the estimated fiscal impact of **House File 2380**. Divisions IV (Innovation Acceleration Fund) and XIV (Third Grade Reading) will have additional costs not reflected in the table and those costs will be based on appropriations made by the General Assembly for those Programs. The estimated net General Fund impact is an increase in expenditures of \$4.9 million in FY 2013, \$6.2 million in FY 2014, and \$6.5 million in FY 2015. An analysis of each Division of the Bill is provided following the table.

**Estimated General Fund Fiscal Impact of HF 2380**

Div.	Education Reform Provision	FY 2013	FY 2014	FY 2015
I	Competency-Based Education Task Force	\$ 50,000	\$ 0	\$ 0
II	Core Curriculum	1,000,000	1,000,000	1,000,000
III	Teacher and Administrator Performance	1,000,000	1,000,000	1,000,000
III	Statewide Educator Evaluation System Task Force	50,000	0	0
III	Teacher Perf., Comp., and Career Dev. Task Force	50,000	0	0
IV	Innovation Acceleration Fund	35,000 <sup>1</sup>	35,000 <sup>1</sup>	35,000 <sup>1</sup>
V	Online Learning	0	0	0
VI	Educational Standards Exemption	0	0	0
VII	Education Job Openings Posting	0	0	0
VIII	Class Sharing Agreements	0	1,500,000	1,650,000
IX	School Instructional Time Task Force	50,000	0	0
X	Assessment - High School Exit Exams	2,000,000	2,000,000	2,000,000
X	Assessment - Value Added Assessment System	1,500,000	1,500,000	1,500,000
X	Assessment - Kindergarten Readiness	0	0	0
X	Assessment - College Readiness	1,400,000	1,400,000	1,400,000
XI	National Board for Professional Teaching Standards Awards	140,000	245,000	375,000
XII	Educator Employment and Professional Development Matters	0	0	0
XIII	Charter School Changes	500,000	500,000	500,000
XIV	Third Grade Literacy	0 <sup>2</sup>	0 <sup>2</sup>	0 <sup>2</sup>
XV	Home Rule Authority	70,000	35,000	0
XVI	Online Learning Interim Study	0	0	0
<b>Subtotal:</b>		<b>\$ 7,845,000</b>	<b>\$ 9,215,000</b>	<b>\$ 9,460,000</b>
Prof. Dev. Supplement Repurposed to Expand Iowa Core (Division II):		\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
Prof. Dev. Supplement Repurposed for Educator Evaluation (Division III):		\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
Other Prof. Dev. Supplement Repurposed :		\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
<b>Repurposed Subtotal:</b>		<b>\$ 3,000,000</b>	<b>\$ 3,000,000</b>	<b>\$ 3,000,000</b>
<b>Increased General Fund Expenditures:</b>		<b>\$ 4,845,000</b>	<b>\$ 6,215,000</b>	<b>\$ 6,460,000</b>

1. Programs are estimated to have a cost impact; however, costs will be based on the amount of funding appropriated by the General Assembly.

2. Division requires repurpose of Early Intervention Supplement fund for the READ initiative. Also, the Division establishes the Iowa Reading Research Center and specifies it is subject to an appropriation by the General Assembly.

## **Assumptions and Fiscal Impacts by Division**

### **Division I – Competency-Based Instruction**

Division I creates a competency-based instruction task force and provides an extension until May 1, 2012, for school districts and nonpublic schools to submit a request to be exempted from the current educational program standards for the 2012-2013 school year. The Division is effective on enactment.

#### **Assumptions:**

The Department of Education will require additional funding for the costs associated with providing staff and services for the competency-based instruction task force for FY 2013.

#### **Fiscal Impact:**

The estimated impact is an increase in FY 2013 General Fund expenditures of \$50,000 for the costs associated with the task force.

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### **Division II – Core Curriculum**

Division II establishes the core curriculum framework and core content standards advisory council that is required to meet at least quarterly. References a core curriculum framework to be developed and aligned to core curriculum standards.

#### **Assumptions:**

Additional costs will be required and include 2.0 FTE positions for the Department of Education and 8.0 external FTE positions (this may include area education agencies (AEAs)).

#### **Fiscal Impact:**

The estimated cost of this provision will be \$1.0 million annually beginning in FY 2013. However, the cost of this provision will be covered by professional development supplement funds generated through the school aid formula and will reduce the professional development supplement funds received by school districts and AEAs each fiscal year. This will result in no change in net General Fund expenditures as a result of this Division.

***Estimated Local Impact:*** School districts and AEAs will have a 10.0% annual reduction in professional development supplement funds that will total approximately \$3.0 million each fiscal year; \$1.0 million will be redirected to the Department of Education for the purposes of Division II. Based on preliminary FY 2011 ending fund balances, 328 school districts had ending fund balances designated for professional development totaling \$24.4 million (an average of approximately \$74,000 per district with an ending fund balance greater than \$0.0, and an average of \$70,000 when all districts are included).

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### **Division III – Teacher and Administrator Performance**

Division III requires the Department of Education to develop and adopt rules pertaining to educator standards and educator evaluation systems and creates a statewide educator evaluation task force and a teacher performance, compensation, and career development task force.

#### **Assumptions:**

The Legislative Services Agency (LSA) estimates the Department will require 1.0 FTE position and the following amounts for development, data systems, and training for the educator

evaluation provision. Additional funding will be required for the costs associated with the task force for FY 2013.

**Fiscal Impact:**

The estimated cost of this provision will be \$1.0 million annually beginning in FY 2013. However, the cost of this provision will be covered by professional development supplement funds generated through the school aid formula and will reduce the professional development supplement funds received by school districts and AEAs each fiscal year. Additionally, there will be an increase in FY 2013 General Fund expenditures of \$100,000 for the costs associated with the task forces. The net General Fund expenditure increase as a result of this Division is estimated at \$100,000 in FY 2013 and \$0 for future fiscal years.

**Estimated Local Impact:** *School districts and AEAs will have a 10.0% annual reduction in professional development supplement funds that will total approximately \$3.0 million each fiscal year; \$1.0 million will be redirected to the Department of Education for the purposes of Division III. Based on preliminary FY 2011 ending fund balances, 328 school districts had ending fund balances designated for professional development totaling \$24.4 million (an average of approximately \$74,000 per district with an ending fund balance greater than \$0.0, and an average of \$70,000 when all districts are included).*

*The estimated fiscal impact to school districts and AEAs as a result of increased educator evaluations is currently unknown and will be impacted by the type of evaluation systems developed. Requiring annual educator reviews by FY 2014 may increase the amount of school district staff needed to meet the requirement. Based on an average of 12.6 hours per review for experienced teachers and 17.1 hours for new teachers, the LSA estimates that the number of additional annual reviews for full-time teachers will total over 21,000 hours. Based on the average number of contract days for assistant principals, the LSA estimates that an additional 147.3 FTE assistant principals will be required statewide to administer the additional evaluations required at a cost of approximately \$15.0 million. This estimated cost does not account for teachers that are on intensive assistance plans that may require additional evaluation time.*

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**Division IV – Innovation Acceleration Program and Fund**

Division IV establishes an innovation acceleration program and fund to be administered by the Department of Education and directs grants to be awarded to districts that successfully demonstrate the use of innovative practices.

**Assumptions:**

The LSA estimates the Department will require a 0.5 FTE position to administer the fund. Funding for the position will be carved out of a General Fund appropriation to the Innovation Acceleration Fund, if an appropriation is made.

**Fiscal Impact:**

The estimated cost of Division IV will be approximately \$35,000 annually for a 0.5 FTE position to administer the Innovation Acceleration Fund. If there is a General Fund appropriation made to the Innovation Acceleration Fund, the cost of the FTE position will be included in that appropriation. The Governor has recommended a General Fund appropriation of \$2.0 million to the Innovation Fund.

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### **Division V – Online Learning**

Division V requires courses delivered online not be used as the exclusive means for courses that are required to meet the minimum education standards. Additionally, the Division specifies that resident students receiving courses delivered online will receive a weighting of 0.3 for school finance formula purposes.

#### **Assumptions:**

The number of resident students participating in online course work that will receive a weighting of 0.3 rather than 1.0 for school finance formula funding purposes is currently unknown.

#### **Fiscal Impact:**

The fiscal impact of the Division is currently unknown. Resident students currently enrolled in a school district will receive a weighting of 1.0; however, this Division may result in a reduction in a district's certified enrollment as a result of resident students taking online courses beginning in FY 2014.

---

### **Division VI – Educational Standards Exemptions**

Division VI permits that the Department of Education to grant exemptions from educational program requirements. Requires the Department to submit an annual report listing the exemptions granted by February 1 to the State Board of Education, the Governor, and the General Assembly.

#### **Fiscal Impact:**

The estimated fiscal impact of this Division will be minimal.

---

### **Division VII – Education Job Openings Posting**

Division VII requires the Department of Education to maintain an education job openings listing on the Department's website.

#### **Assumptions:**

The Iowa Department of Education currently has a searchable job posting database called Teach Iowa that will fulfill the requirements specified in this Division.

#### **Fiscal Impact:**

No fiscal impact.

---

### **Division VIII – Class Sharing Agreements**

Division VIII expands the courses that are eligible for school aid formula supplementary weighting. The LSA estimates class sharing agreements will increase supplementary weighting funding generated through the school aid formula beginning in FY 2014. Full-year Project Lead the Way courses are currently not eligible to receive supplementary weighting. Additionally, the Division permits that students enrolled in a career and technical course to be exempt from proficiency standards required to be eligible to enroll in the course.

#### **Assumptions:**

Based on the October 2011 certified enrollment data, courses impacted by this Division had a supplementary weighting totaling 259.24. The LSA assumes this weighting will increase by

10.0% annually. Additionally, the LSA is assuming a 0.0% allowable growth rate for FY 2014 and FY 2015.

**Fiscal Impact:**

The estimated General Fund impact will be an increase in State school aid of \$1.5 million in FY 2014 and \$1.6 million in FY 2015. Additionally, local property taxes will increase for districts with students receiving the supplementary weighting. Statewide, the estimated property tax increase will be \$200,000 per year in FY 2014 and FY 2015.

---

**Division IX – School Instructional Time Task Force**

Division IX requires the director of the Department of Education to appoint members to a school instructional time task force. The task force will review and submit findings and recommendations pertaining to school instructional time by October 15, 2012.

**Assumptions:**

The Department of Education will require additional funding for the costs associated with providing staff and services for the task force for FY 2013.

**Fiscal Impact:**

The estimated impact is an increase in FY 2013 General Fund expenditures of \$50,000 for the costs associated with the task force.

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**Division X – Assessments**

Division X specifies changes and additions to student assessment requirements.

**Assumptions:**

- The Department will contract with a vendor in the development of high school exit exams and will administer the exams at no cost to the school districts. Costs are assumed to be ongoing, but may decrease over time.
- The Department will require a 0.5 FTE position and additional funds to administer, provide analysis, modify current data systems, and provide training for the value-added assessment system provision.
- Each school district will be required to administer a kindergarten readiness exam to resident four-year-old prekindergarten students enrolled in the district. The estimate assumes approximately 24,200 students will take the test annually at a cost of \$15 per test.
- The Department has indicated that 94.0% of tenth graders are currently being assessed. Requiring all tenth graders to take the Iowa assessment in FY 2013 and FY 2014 will have a minimal fiscal impact.
- The assumed cost for the college entrance exam is \$35 beginning in FY 2013. The assumed cost for career readiness assessment to assess reading for information, locating information, and applied mathematics totals \$23.50. The Department of Education is required to cover the costs of these examinations and assessments for the eleventh grade students. For this estimate, the LSA is assuming 38,000 eleventh grade students take the college entrance exam. Costs will be reduced pending the number of students that elect to take the career readiness assessments instead of the college entrance exam.

**Fiscal Impact:**

- The estimated cost of the development and administration of the high school exit exams is \$2.0 million each fiscal year beginning in FY 2013.
  - The estimated fiscal impact of the value-added assessment system provision is an increased cost annually of \$1.5 million beginning in FY 2013.
  - The estimated fiscal impact of the kindergarten readiness assessment provision will be incurred by local school districts with no additional cost to the General Fund.
  - The estimated cost of administering the assessments to all eleventh grade students is not expected to exceed \$1.4 million annually.
  - ***Estimated Local Impact:*** *The estimated fiscal impact of the kindergarten readiness assessment provision is an increased cost annually of \$363,000 beginning in FY 2013. The costs will be greater if additional students are required to take the assessment, with a maximum cost of \$600,000 annually (if all students entering kindergarten are required to take the assessment).*
- 

**Division XI – National Board for Professional Teaching Standards Awards**

This Division eliminates the end dates for the National Board for Professional Teaching Standards certification one-time fee reimbursement awards and the annual awards. The eligibility for the annual award is 10 years or for the years the individual maintains a valid certificate and remains employed as a public school teacher in Iowa, whichever time period is shorter.

**Assumptions:**

- The estimate assumes a backlog of 20 certified teachers evenly distributed through 2009-2012. The backlog of certified teachers will require one-time fee reimbursements and annual awards brought up to date.
- Reimbursements and annual awards will continue indefinitely for teachers applying for certification.
- New certifications will number 52 annually for FY 2013, FY 2014 and FY 2015, based on the average annual certifications from 2000-2008.

**Fiscal Impact:**

The estimated cost for reimbursement and annual awards will be \$140,000 in FY 2013, \$245,000 in FY 2014, and \$375,000 in FY 2015. Costs are estimated to be ongoing in future fiscal years.

---

**Division XII – Educator Employment and Professional Development Matters**

This Division provides changes to professional development for educators and addresses probationary periods and due process for teachers and administrators. Additionally, the Division shifts 10.0% of professional development supplement funding generated through the school aid formula from school districts and AEAs to the Department of Education.

**Fiscal Impact:**

There is no net fiscal impact. However, the Department of Education will receive approximately \$3.0 million generated from the school aid formula. As a result, school districts and AEAs will have professional development supplement funds reduced by \$3.0 million annually beginning in FY 2013.

**Estimated Local Impact:** School districts and AEAs will have a 10.0% annual reduction in professional development supplement funds that will total approximately \$3.0 million each fiscal year. Based on preliminary FY 2011 ending fund balances, 328 school districts had ending fund balances designated for professional development totaling \$24.4 million (an average of approximately \$74,000 per district with an ending fund balance greater than \$0.0, and an average of \$70,000 when all districts are included).

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### **Division XIII – Charter School Changes**

This Division provides changes to the current charter school provisions.

**Assumptions:**

The Department will require 3.0 FTE positions and funding for reviewing and monitoring the new Charter School provisions.

**Fiscal Impact:**

The estimated cost will be approximately \$500,000 beginning in FY 2013.

**Estimated Local Impact:** Individual school districts will be required to pay charter schools money generated on a per pupil basis for the previous year's district cost, teacher salary supplement, professional development supplement, early intervention supplement, and any other per pupil funding requested and approved by the State Board of Education. The overall impact is unknown and will vary between school districts.

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### **Division XIV – Third Grade Literacy**

This Division provides new provisions pertaining to third grade literacy and retention requirements. Establishes an Iowa reading research center (subject to an appropriation by the General Assembly) and the Reading Enhancement and Acceleration Development (READ) initiative. Specifies that school districts are not required to retain third grade students that aren't proficient in reading until FY 2017.

**Assumptions:**

- The Department will require 1.0 FTE position to administer the reading research center. Funding for the position will be provided through an appropriation for the research center.
- School districts will be required to use early intervention supplemental funds generated through the school aid formula to fund the READ initiative. The FY 2013 early intervention supplement generated through the school aid formula will total approximately \$30.3 million. Additionally, 42 school districts had FY 2011 ending fund balances designated for early intervention totaling \$1.7 million.

**Fiscal Impact:**

- Funding for the reading research center will be contingent on an appropriation by the General Assembly, and that amount is currently unknown. The Governor recommended an appropriation of \$2.0 million for the Iowa reading research center.
- No additional funding for the READ initiative is provided in the Bill. Districts are required to use available early intervention supplement funds to meet the requirements of the READ initiative while other programs included in the early intervention supplement will have funding reduced. In addition to requiring school districts to use early intervention supplement funds for the costs of the READ initiative, the Governor also recommended a \$3.0 million General Fund appropriation.

**Estimated Local Impact:** *The estimated fiscal impact to local school districts is unknown. Districts will be required to fund costs of the READ initiative with funds currently designated for the Early Intervention Block Grant Program. Statewide, school districts will receive \$30.3 million in FY 2013 from the early intervention supplement generated through the school aid formula.*

*Additionally, 42 school districts had FY 2011 ending fund balances designated for early intervention totaling \$1.7 million (an average of approximately \$40,000 per district with an ending fund balance greater than \$0.0, and an average of \$4,750 when all districts are included). Any costs of the READ initiative that exceed the amount a school district receives from the early intervention supplement will be funded through other allowed school district funds.*

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### **Division XV – Home Rule Authority**

The Division grants school districts home rule power and authority. The Division specifies that school districts cannot increase any tax without express authorization of the General Assembly.

#### **Assumptions:**

- School district tax levies have explicit uses and school district fund usage is specifically defined and directed in Iowa Code; the LSA assumes that funds will be used for designated purposes. However, under home rule, school districts may be able to more broadly define program areas that require designated funds. Although the School Budget Review Committee (SBRC) sets a maximum limit for each school district's annual cash reserve levy, not all school districts levy for the maximum amount. Under more broadly defined program areas, there may be potential for school districts to levy a higher cash reserve levy to access spending authority designated for specific program areas and still be within the cash reserve levy limits specified by the SBRC.
- Under home rule, school districts may charge fees that are not strictly prohibited by Iowa Code. This could include fees that would be considered miscellaneous income and deposited in a school district's general fund.
- The Department of Education will be charged with rewriting Iowa Code and administrative rules in response to enactment of this Division. The Department will require an additional FTE position to implement the changes in FY 2013 and a 0.5 FTE position in FY 2014.

#### **Fiscal Impact:**

- The estimated fiscal impact of this Division for school districts cannot be determined. The LSA estimates that there will be no increased levy authority as a result of this Division, but is uncertain how this may impact each school district's decision to levy cash reserve. However, there may be school district fee increases not specifically prohibited under Iowa Code, but that amount is unknown.
  - An additional FTE position for the Department of Education for duties related to rewriting Iowa Code provisions and administrative rules is estimated to increase State General Fund expenditures by approximately \$70,000 in FY 2013 and \$35,000 in FY 2014.
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### **Division XVI – Online Learning Interim Study**

Requests the Legislative Council establish an online learning interim study committee. The committee will submit findings and recommendations in a report to the General Assembly by December 14, 2012.

#### **Fiscal Impact:**

The estimated cost for the interim study will be minimal.

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## **Division XVII – State Mandate**

Requires any additional costs resulting from this Bill to local school districts to be paid for through funds from State aid generated from the school aid formula.

### **Fiscal Impact:**

The LSA has identified that Division III (Teacher and Administrator Performance), Division XIII (Third Grade Literacy), and Division X (Kindergarten Assessment) may have additional costs not provided in this Bill. However, the total amount of costs is currently unknown.

### **Sources**

Iowa Department of Education  
Iowa Association of School Boards  
Iowa Department of Management  
ACT  
LSA, Fiscal Note for [HF 260](#)  
LSA calculations and analysis

/s/ Holly M. Lyons

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March 12, 2012

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The fiscal note for this bill was prepared pursuant to [Joint Rule 17](#) and the correctional and minority impact statements were prepared pursuant to Iowa Code [section 2.56](#). Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

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**HF 2433** – Licensing Discipline and Agency Procedure (LSB 5031HV)  
Analyst: Aaron Todd (Phone: 515-281-6764) ([aaron.todd@legis.state.ia.us](mailto:aaron.todd@legis.state.ia.us))  
Fiscal Note Version – New

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### **Description**

[House File 2433](#) makes changes to the administrative rulemaking process, including:

- Provides that a rule can be adopted without notice only if the statute so provides or with approval of the Administrative Rules Review Committee (ARRC).
- Empowers the ARRC to object to an “emergency adopted rule” (promulgated under Iowa Code section [17.5\(2\)\(b\)](#)) and suspend its effect.
- Amends the 70-day delay authority of the ARRC in the following ways:
  - Allows suspension of a rule promulgated under “emergency rulemaking” via a two-thirds vote of the ARRC if that vote is taken with 35 days of the effective date of the rule.
  - Upon a two-thirds vote, the ARRC may suspend for 70 days further action relating to a notice of intended action filed by an agency.
  - Provides that the ARRC may utilize the 70-day delay regardless of the reason for the delay and for a portion of the rule (as opposed to the entire rule).
- Amends the session delay authority of the ARRC in the following ways:
  - Upon a two-thirds vote, the ARRC may suspend the applicability of a rule promulgated under “emergency rulemaking” until the adjournment of the next regular session of the General Assembly if such a vote is taken with 35 days of the effective date of the rule.
  - Provides that the ARRC may utilize the session delay regardless of the reason for a portion of the rule (as opposed to the entire rule).
- Amends the process for selecting a chairperson of the ARRC.

The Bill also restricts the ability of a licensing board to consider a deferred judgment when deciding whether to suspend or revoke a license or impose some other licensee discipline. The Bill limits offenses which may be considered aggravated misdemeanors or felonies. Finally, the Bill requires that boards and commissions operate under Robert’s Rules of Order.

### **Background**

The Iowa Administrative Procedures Act of 1975, Iowa Code chapter [17A](#), articulates the Iowa agency rulemaking process. Currently, rules promulgated under Iowa Code section [17A.5\(2\)\(b\)](#), “emergency rulemaking,” are effective upon filing and are not subject to the 70-day authority of the ARRC. The ARRC currently has no authority relating to a notice of intended action filed with the ARRC until the adopted rule is filed with the ARRC following the notice. And the ARRC may only utilize a 70-day or session delay for an entire rule (not just a portion of a rule). The ARRC, on average, utilizes the 70-day and session delays seven to eight times per year.

### **Assumptions**

- This Bill provides broader authority to the ARRC; however, it is not possible to determine how often or upon which future rules the ARRC will choose to utilize this expanded authority, and if such actions will have a fiscal impact.

- Requiring boards and commissions to use Robert’s Rules of Order will not require additional expenditure by boards and commissions.
- Changing the rules related to the selection of the chairpersons of the ARRC will not require additional expenditures related to the ARRC.
- Costs associated with restricting the ability of licensing boards to consider a deferred judgment when deciding whether to suspend or revoke a license or impose discipline is expected to have no or minimal fiscal impact.

### **Fiscal Impact**

Iowa Code changes concerning boards and commissions, licensing boards, and selection of the ARRC chairperson is expected to have no or minimal fiscal impact.

The overall fiscal impact of this Bill cannot be determined because it is not possible to know how the ARRC would use the broadened rulemaking authority.

### **Sources**

LSA Analysis

/s/ Holly M. Lyons

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March 12, 2012

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The fiscal note for this bill was prepared pursuant to [Joint Rule 17](#) and the correctional and minority impact statements were prepared pursuant to [Iowa Code section 2.56](#). Data used in developing this fiscal note, including correctional and minority impact information, is available from the Fiscal Services Division of the Legislative Services Agency upon request.

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**HF 2424** – County Attorney Duties (LSB 1599HZ)

Analyst: Beth Lenstra (Phone: 515-281-6301) ([beth.lenstra@legis.state.ia.us](mailto:beth.lenstra@legis.state.ia.us))

Fiscal Note Version – New

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**Description**

**House File 2424** eliminates the Department of Human Services (DHS) as a party in a juvenile proceeding for Child in Need of Assistance (CINA) cases, Termination of Parental Rights (TPR), and voluntary foster care placements. The Bill strikes the provisions that require county attorneys to represent the DHS in these proceedings. The Bill eliminates provisions that permit the DHS to request the Attorney General's Office to provide counsel for these juvenile proceedings. The Bill provides that Juvenile Court Officers or the DHS may file certain petitions and may request assistance from the Attorney General's Office, if the county attorney declines to file the petition. The Bill defines "State" for the purposes of these juvenile proceedings to be the general interest held by the people in the health, safety, welfare, and protection of all children living in the State.

**Background**

1. Under current law, the DHS is a party in CINA and TPR proceedings, and voluntary foster care placements. The DHS can request assistance from the Attorney General's Office in these juvenile matters. The county attorneys may not request such assistance.
2. Based on data provided by the Attorney General's Office, the Office has handled approximately 11 cases annually from 1990 through 2011. There is one Assistant Attorney General that handles these cases on a part-time basis.
3. Under current law, if county attorneys have ethical conflicts, outside counsel may be hired at the county's expense, the case may be referred to a county attorney from a contiguous county, or assistance may be requested from the Attorney General's Office
4. Under current law, county attorneys may request assistance from the Attorney General's Office in a criminal case, and the Office may accept or deny the request.
5. In *In re A.W.*, 741, N.W.2d 793, 803 (Iowa 2007) the Iowa Supreme Court ruled that county attorneys have a statutory duty to represent the interests of the State in juvenile court and the State appears through the DHS. This Bill redefines "State" and strikes the DHS as a party. The impact of the Iowa Supreme Court ruling is debatable. There are differences of opinion between the Office of the Attorney General and the Iowa County Attorneys Association regarding the potential conflicts that may or may not be the result of the Iowa Supreme Court ruling.
6. Based on data from 90 of Iowa's 99 counties, the FY 2012 estimate for the legal services impacted by the Bill is approximately \$7.8 million. Under current law, the counties will pay approximately \$5.2 million and the federal match is \$2.6 million.
7. On an annual basis, the DHS is involved in approximately 5,000 unduplicated CINA and TPR cases. The Iowa County Attorneys Association indicates it will continue to advise the DHS staff in these cases, but the DHS will no longer be a party.

8. In FY 2011, the DHS received \$26.9 million in federal funds for services impacted by this Bill.
9. The Office of the Attorney General handles all appeals for the State.

### **Assumptions**

1. The DHS will seek representation from the Attorney General's Office more often under the provisions of this Bill. Alternatively, the DHS may choose to hire its own attorneys (in-house counsel), or hire private attorneys (outside counsel) for legal representation in all cases where it has custody of the child.
2. This Bill will shift certain juvenile cases from the county attorneys to the Office of the Attorney General or DHS in-house counsel or outside counsel.
3. The Attorney General's Office will need additional resources for staff.
4. The Bill strengthens the ability of Juvenile Court Officers to request CINA petitions. This may result in more CINA cases than under current law.
5. The impact on the appellate process cannot be determined.

### **Fiscal Impact**

The fiscal impact cannot be estimated but is anticipated to be significant. If county attorneys no longer represent the DHS, counties may no longer be eligible for the \$2.6 million federal match. If the DHS hires in-house or outside counsel, or requests assistance from the Attorney General's Office, it is likely the \$2.6 million federal match will not be sufficient to fund all legal costs.

The impact on the DHS Child and Family Services budget, potential increase in CINA cases, and potential loss of federal foster care funds cannot be estimated but may be significant.

### **Sources**

Iowa County Attorneys Association  
Department of Human Services  
Attorney General's Office

/s/ Holly M. Lyons

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March 12, 2012

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The fiscal note for this bill was prepared pursuant to [Joint Rule 17](#) and the correctional and minority impact statements were prepared pursuant to Iowa Code [section 2.56](#). Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

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