

EDUCATION: Taylor, Chair; Grattias and Wells

SENATE FILE 311

BY COMMITTEE ON EDUCATION

Formerly 35B 94

Approved 2/20/85 (p. 464)

FILED FEB 20 1985

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

A BILL FOR

- 1 An Act relating to the private instruction received by certain
- 2 children between the ages of seven and sixteen.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

S-3721

SENATE FILE 311

- 1 Amend Senate File 311 as follows:
- 2 1. Page 2, line 24, by inserting after the word
- 3 "each" the following: "semester of the".
- 4 2. Page 2, by striking lines 14 through 16 and
- 5 inserting the following: "private instructional
- 6 program."
- 7 3. Page 3, by inserting after line 4 the
- 8 following: "The certificate furnished during the
- 9 second semester of the school year shall also include
- 10 the results of tests administered by the department of
- 11 public instruction."

S-3721 Filed April 12, 1985

By WALDSTEIN

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1 Section 1. Section 280.2, Code 1985, is amended to read as
2 follows:

3 280.2 DEFINITIONS.

4 ~~The term-~~"public

5 1. "School" means a primary or secondary educational
6 program which is required to employ certificated teachers and
7 which meets the requirements for approved status by the
8 department of public instruction.

9 2. "Public school" means any school directly supported in
10 whole or in part by taxation. ~~The term-~~"nonpublic "Nonpublic
11 school" means any other school.

12 3. "Dual enrollment" means the matriculation of a child in
13 more than one school or in one school while receiving private
14 instruction, in subjects, courses, or programs not available
15 to a student.

16 Sec. 2. Section 280.3, unnumbered paragraph 2, Code 1985,
17 is amended by striking the unnumbered paragraph and inserting
18 the following:

19 Any child who is receiving private instruction pursuant to
20 section 299.4 may also enroll in an approved public or
21 nonpublic school for instruction in subjects, courses, or
22 programs not available through the private instruction. The
23 approved public or nonpublic school may establish a fee for
24 the child who is dual-enrolled for the subject, course, or
25 program received at the school provided that a child in an
26 approved public school is not included in the basic enrollment
27 pursuant to section 442.4. The fee shall not exceed the per
28 student cost of the subject, course, or program.

29 When it is necessary to enroll a child who has been
30 receiving private instruction into an approved public or
31 nonpublic school on a full-time basis, the board of directors
32 of the school district or the authorities in charge of each
33 nonpublic school may determine the appropriate grade level for
34 the child by the administration of tests to determine
35 achievement or other means of evaluation.

1 Sec. 3. Section 299.1, unnumbered paragraphs 1 and 3, Code
2 1985, are amended to read as follows:

3 A Any person having control of a any child over seven and
4 under sixteen years of age, in proper physical and mental
5 condition to attend school, shall cause the child to attend
6 some public approved school either public or private for at
7 least one hundred twenty days in each school year, commencing
8 with the first week of school after the first day of
9 September, unless the board of school directors establishes a
10 later date, which date shall not be later than the first
11 Monday in December.

12 In lieu of such attendance ~~such~~ any child may attend upon
13 ~~equivalent-instruction-by-a-certified-teacher-elsewhere a~~
14 private instructional program each day that the program is
15 open and in session except when excused by the authorities of
16 the private instructional program.

17 Sec. 4. Section 299.4, Code 1985, is amended to read as
18 follows:

19 299.4 REPORTS AS TO PRIVATE INSTRUCTION.

20 Any person having the control of any child over seven and
21 under sixteen years of age, who ~~shall-place-such~~ places the
22 child under private instruction, not in a ~~regularly-conducted~~
23 an approved school, ~~upon-receiving-notice-from-the-secretary~~
24 ~~of-the-school-district,~~ shall, once during each school year,
25 furnish a the superintendent of the local public school
26 district one certificate stating in duplicate for each child,
27 which verifies: the child's name and age of such child, the
28 period-of-time-during-which-such-child-has-been-under-said
29 private-instruction, the details of such instruction, and the
30 name-of-the-instructor, age, and date of birth; name and
31 address of the parents or guardians; the child's presently
32 discerned grade or placement; indication of educational
33 progression; the name and address of the individual or
34 institution which is providing the private instruction; the
35 specific curriculum which shall include arithmetic, science,

1 the arts of reading, writing, grammar, and spelling, and
2 United States history, history of Iowa, and the principles of
3 American government; and notice of whether the child is
4 subject to dual enrollment, as defined in section 280.2.

5 EXPLANATION

6 This bill permits a child to receive private instruction in
7 lieu of instruction in an approved public or nonpublic school.
8 The parent or guardian of the child receiving private
9 instruction is required to inform the local school district
10 once during the school year of information regarding the child
11 and the instruction the child is receiving.

12 The bill defines school and dual enrollment for purposes of
13 enrolling a child in both school and private instruction. A
14 child receiving private instruction is permitted to attend an
15 approved public or nonpublic school for instructional
16 purposes. The public or nonpublic school may assess the child
17 for the instruction received at the school.

18 If a child enters or reenters a public or nonpublic school
19 the child may be tested to determine appropriate grade as-
20 signment.

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SSB 94

SSB 94
Education

EDUCATION: Taylor, Chair; Gratias and Brown

*New
SF Bill*

SENATE FILE _____

BY (PROPOSED COMMITTEE ON
EDUCATION BILL)

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

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S.F. _____ H.F. _____

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25 the school provided that a child in an approved public school
26 is not included in the basic enrollment pursuant to section
27 442.4. The fee shall not exceed the per student cost of the
28 subject, course, or program.

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30 receiving private instruction into an approved public or
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22 child under private instruction, not in a ~~regularly-conducted~~
23 an approved school, ~~upon receiving notice from the secretary~~
24 of the school district, shall, once during each school year,
25 furnish a the superintendent of the local public school
26 district one certificate stating in duplicate for each child,
27 which verifies: the child's name and age of such child, the
28 period of time during which such child has been under said
29 private instruction, the details of such instruction, and the
30 name of the instructor, age, and date of birth; name and
31 address of the parents or guardians; the child's presently
32 discerned grade or placement; the name and address of the
33 individual or institution which is providing the private
34 instruction; the curriculum provided to meet the requirements
35 of section 257.25; and notice of whether the child is subject

1 to dual enrollment, as defined in section 280.2.

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EXPLANATION

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4 lieu of instruction in an approved public or nonpublic school.
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6 instruction is required to inform the local school district
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