

## CHAPTER 270

## SCHOOL FOR THE DEAF

Referred to in [§256B.2](#), [§331.381](#)

270.1	Superintendent.	270.6	Certification to auditor — collection.
270.2	Repealed by 94 Acts, ch 1091, §25.	270.7	Payment by county.
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270.4	Clothing, prescriptions, and transportation.	270.9	School for deaf and sight saving school.
270.5	Certification to director of the department of administrative services.	270.10	Merger requirements.

**270.1 Superintendent.**

The superintendent of the school for the deaf shall be a trained and experienced educator of the deaf. The superintendent's salary may include residence in the institution, but no such allowance shall be made except by express contract in advance.

[C97, §2723; S13, §2727-3a; C24, 27, 31, 35, 39, §4068; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §270.1]

Governed by board of regents, §262.7

**270.2** Repealed by 94 Acts, ch 1091, §25.

**270.3 Admission.**

Any resident of the state less than twenty-one years of age, who has a hearing loss which is too severe to acquire an education in the public schools is eligible to attend the school for the deaf. Nonresidents similarly situated may be admitted to an education therein upon such terms as may be fixed by the state board of regents. The fee for nonresidents shall be not less than the average expense of resident pupils and shall be paid in advance.

[R60, §2156, 2160; C73, §1688, 1689; C97, §2724; S13, §2724; C24, 27, 31, 35, 39, §4070; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §270.3]

**270.4 Clothing, prescriptions, and transportation.**

The superintendent shall provide students, who would otherwise be without, with clothing, prescription refills, or transportation, and shall bill the student's parent or guardian, if the student is a minor, or the student if the student has attained the age of majority, for any clothing, prescription refills, or transportation provided. The bill shall be presumptive evidence in all courts.

[C73, §1695; C97, §2726; S13, §2726; C24, 27, 31, 35, 39, §4071; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §270.4]

[94 Acts, ch 1091, §22](#)

Referred to in [§263.12](#), [§269.2](#), [§270.5](#), [§331.424](#)

**270.5 Certification to director of the department of administrative services.**

The superintendent shall, on the first days of June and December of each year, certify to the director of the department of administrative services the amounts due from counties pursuant to [sections 270.4](#) and [270.6](#), and the director of the department of administrative services shall credit the amounts due to the general fund of the state, and charge the amount to the proper county.

[C73, §1695; C97, §2726; S13, §2726; C24, 27, 31, 35, 39, §4072; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §270.5]

[91 Acts, ch 267, §521](#); [2003 Acts, ch 145, §286](#)

Referred to in [§263.12](#), [§269.2](#), [§331.424](#)

**270.6 Certification to auditor — collection.**

The superintendent shall, at the time of sending certificate to the director of the department of administrative services, send a duplicate copy to the auditor of the county of the pupil's residence, who shall, when ordered by the board of supervisors, proceed to collect the same by action if necessary, in the name of the county, and when so collected, shall pay the same into the county treasury.

[C73, §1695; C97, §2726; S13, §2726; C24, 27, 31, 35, 39, §4073; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §270.6]

[2003 Acts, ch 145, §286](#)

Referred to in [§263.12](#), [§269.2](#), [§270.5](#), [§331.424](#), [§331.502](#)

**270.7 Payment by county.**

1. The county auditor shall, upon receipt of the certificate, pass it to the credit of the state, and issue a notice to the county treasurer authorizing the county treasurer to transfer the amount to the general state revenue, which shall be filed by the treasurer as authority for making the transfer, and the county treasurer shall include the amount in the next remittance of state taxes to the treasurer of state, designating the fund to which it belongs.

2. If a county fails to pay these bills within sixty days from the date of certificate from the superintendent, the director of the department of administrative services shall charge the delinquent county a penalty of three-fourths of one percent per month on and after sixty days from the date of certificate until paid. The penalties shall be credited to the general fund of the state.

[C73, §1695; C97, §2726; S13, §2726; C24, 27, 31, 35, 39, §4074; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §270.7]

[83 Acts, ch 123, §106, 209](#); [2003 Acts, ch 145, §286](#)

Referred to in [§263.12](#), [§269.2](#), [§331.424](#), [§331.502](#), [§331.552](#)

Method for payment for prescription drug costs for FY 2015-2016 and FY 2016-2017; 2015 Acts, ch 140, §9, 28

**270.8 Residence during vacation.**

The residence of indigent or homeless children may, by order of the state board of regents, be continued during vacation months.

[S13, §2727-a; C24, 27, 31, 35, 39, §4075; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §270.8]

Referred to in [§263.12](#), [§269.2](#)

**270.9 School for deaf and sight saving school.**

Funds appropriated to the school for the deaf and the Iowa braille and sight saving school for payments to the parents or guardians of pupils in either institution shall be expended as follows:

1. Transportation reimbursement at a rate established annually by the state board of regents to the parents or guardians of children who do not reside in the institution, but are transported to the institution on a daily basis.

2. Transportation reimbursement at a rate established annually by the state board of regents to the parents or guardians for transportation from the institution to the residence of the parent or guardian and return to the institution for children who reside in the institution.

[C77, 79, 81, §270.9]

[86 Acts, ch 1246, §131](#)

**270.10 Merger requirements.**

The state board of regents shall not merge the school for the deaf at Council Bluffs with the Iowa braille and sight saving school at Vinton or close either of those institutions until all of the following requirements have been met:

1. The department of management has presented to the general assembly a comprehensive plan, program, and fiscal analysis of the existing circumstances and the circumstances which would prevail upon the proposed merger or closing, together with data which would support the contention that the merger or closing will be more efficient and effective than continuation of the existing facilities. The analysis shall include a detailed

study of the educational implications of the merger or closing, the impact on the students, and the opinions and research of nationally recognized experts in the field of the education of visually impaired and deaf students. The comprehensive plan shall further include a study relating to the programming, fiscal consequences, and political implications which would result if either a merger or an agreement under [chapter 28E](#) should be implemented between the school for the deaf in Council Bluffs and comparable state programs in the state of Nebraska.

2. The general assembly has studied the plans, programs, and fiscal analysis and has reviewed their impact on the programs.

3. The general assembly has enacted legislation authorizing either the closing or the merger to take effect not sooner than two years after the enactment of the legislation.

[86 Acts, ch 1246, §132](#)