

# House Amendment 1097

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1 1 Amend House File 158 as follows:  
1 2 #1. Page 1, by striking lines 6 through 8 and  
1 3 inserting the following: <accordance with section  
1 4 135.105D.>  
1 5 #2. Page 1, by striking lines 11 through 15 and  
1 6 inserting the following:  
1 7 <NEW SUBSECTION. 1A. a. Except as provided in  
1 8 paragraph "b" and subsection 1C, a parent or guardian  
1 9 shall provide evidence to the school district  
1 10 elementary attendance center or the accredited  
1 11 nonpublic elementary school in which the parent's or  
1 12 guardian's child is enrolled that the child was tested  
1 13 for elevated blood lead levels by the age of six>.  
1 14 #3. Page 1, by inserting after line 16 the  
1 15 following:  
1 16 <b. A child of compulsory attendance age may be  
1 17 provisionally enrolled in an elementary school if the  
1 18 child's parent or guardian consents to have the child  
1 19 receive a blood lead test as rapidly as is feasible  
1 20 but not later than sixty days after the school  
1 21 calendar commences. The department shall adopt rules  
1 22 relating to the provisional enrollment of children to  
1 23 an elementary school in accordance with this  
1 24 paragraph.  
1 25 c. The board of directors of each school district  
1 26 and the authorities in charge of each nonpublic school  
1 27 shall give notice of the blood lead test requirement  
1 28 to parents of students enrolled or to be enrolled in  
1 29 the school at least ninety days before the start of  
1 30 the school year in the manner prescribed by the  
1 31 department.>  
1 32 #4. Page 1, by striking lines 27 through 31 and  
1 33 inserting the following: <levels, or if the child's  
1 34 parent or legal guardian submits an affidavit, signed  
1 35 by the parent or legal guardian, stating that the  
1 36 blood lead testing conflicts with a genuine and  
1 37 sincere religious belief.>  
1 38 #5. Page 1, by inserting after line 35 the  
1 39 following:  
1 40 <Sec. \_\_\_\_\_. Section 135.105D, subsection 3, Code  
1 41 2007, is amended to read as follows:  
1 42 3. The department shall implement blood lead  
1 43 testing for children under six years of age who are  
1 44 not eligible for the testing services to be paid by a  
1 45 third-party source. The department shall contract  
1 46 with one or more public health laboratories to provide  
1 47 blood lead analysis for such children. The department  
1 48 shall establish by rule the procedures for health care  
1 49 providers to submit samples to the contracted public  
1 50 health laboratories for analysis. The department  
2 1 shall also establish by rule a method to reimburse  
2 2 health care providers for drawing blood samples from  
2 3 such children and the dollar amount that the  
2 4 department will reimburse health care providers for  
2 5 the service. The department shall also establish by  
2 6 rule a method to reimburse health care providers for  
2 7 analyzing blood lead samples using a portable blood  
2 8 lead testing instrument and the dollar amount that the  
2 9 department will reimburse health care providers for  
2 10 the service. Payment for blood lead analysis and  
2 11 drawing blood samples shall be limited to the amount  
2 12 appropriated for the program in a fiscal year.  
2 13 Sec. \_\_\_\_\_. Section 299.4, Code 2007, is amended to  
2 14 read as follows:  
2 15 299.4 REPORTS AS TO PRIVATE INSTRUCTION.  
2 16 The parent, guardian, or legal custodian of a child  
2 17 who is of compulsory attendance age, who places the  
2 18 child under competent private instruction under either  
2 19 section 299A.2 or 299A.3, not in an accredited school  
2 20 or a home school assistance program operated by a  
2 21 public or accredited nonpublic school, shall furnish a  
2 22 report in duplicate on forms provided by the public  
2 23 school district, to the district by the earliest  
2 24 starting date specified in section 279.10, subsection

2 25 1. The secretary shall retain and file one copy and  
2 26 forward the other copy to the district's area  
2 27 education agency. The report shall state the name and  
2 28 age of the child, the period of time during which the  
2 29 child has been or will be under competent private  
2 30 instruction for the year, an outline of the course of  
2 31 study, texts used, and the name and address of the  
2 32 instructor. The parent, guardian, or legal custodian  
2 33 of a child, who is placing the child under competent  
2 34 private instruction for the first time, shall also  
2 35 provide the district with evidence that the child has  
2 36 had the immunizations required under section 139A.8,  
2 37 and, if the child is elementary school age, a blood  
2 38 lead test in accordance with section 135.105D. The  
2 39 term "outline of course of study" shall include  
2 40 subjects covered, lesson plans, and time spent on the  
2 41 areas of study.>  
2 42 #6. By renumbering as necessary.  
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2 46 COMMITTEE ON HUMAN RESOURCES,  
2 47 SMITH of Marshall, Chairperson  
2 48 HF 158.502 82  
2 49 pf/je/7334