

S-5175

1 Amend Senate File 2284 as follows:

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

4 <DIVISION I

5 DEPARTMENT OF EDUCATION ASSESSMENTS AND ELIMINATION
6 COMMISSION

7 Section 1. **NEW SECTION. 256.28 Assessment of**
8 **departmental effectiveness.**

9 1. *Five-year assessment.*

10 a. Using the fiscal year beginning July 1, 2012, as
11 a base year, the department shall determine the annual
12 progress made by the department by assessing increases
13 in the following levels:

14 (1) The number of grade four students proficient
15 in reading, mathematics, and science, with a goal of
16 ninety percent proficiency.

17 (2) The number of grade eight students proficient
18 in reading, mathematics, and science, with a goal of
19 eighty-five percent proficiency.

20 (3) The number of grade eleven students proficient
21 in the following:

22 (a) Reading and mathematics, with a goal of eighty
23 percent proficiency.

24 (b) Science, with a goal of eighty-five percent
25 proficiency.

26 (4) The performance of Iowa students on the
27 national assessment for educational progress, with a
28 goal of placing Iowa in the top five states in the
29 nation for grades four, eight, and eleven in reading,
30 mathematics, and science.

31 (5) The number of students entering Iowa
32 postsecondary schools majoring in physical and
33 biological sciences, mathematics, and engineering.

34 (6) Negotiating agreements with the institutions of
35 higher education governed by the state board of regents
36 for the adoption of alternative certification programs
37 for teachers.

38 (7) Developing an action plan to fill critical
39 need teaching positions, including but not limited to
40 positions teaching science and mathematics.

41 b. The department shall submit its findings and
42 recommendations in a report to the general assembly by
43 November 1, 2017.

44 2. *Ten-year assessment.*

45 a. Using the fiscal year beginning July 1, 2017, as
46 a base year, the department shall determine the annual
47 progress made by the department by assessing increases
48 in the following levels:

49 (1) The number of grade four students proficient
50 in reading, mathematics, and science, with a goal of

1 ninety percent proficiency.

2 (2) The number of grade eight students proficient
3 in reading, mathematics, and science, with a goal of
4 ninety percent proficiency.

5 (3) The number of grade eleven students proficient
6 in reading, mathematics, and science, with a goal of
7 ninety percent proficiency.

8 (4) The performance of Iowa students on the
9 national assessment for educational progress, with a
10 goal of placing Iowa in the top five states in the
11 nation for grades four, eight, and eleven in reading,
12 mathematics, and science.

13 (5) The number of students entering Iowa
14 postsecondary schools majoring in physical and
15 biological sciences, mathematics, and engineering.

16 (6) Negotiating agreements with the institutions of
17 higher education governed by the state board of regents
18 for the adoption of alternative certification programs
19 for teachers.

20 (7) Developing an action plan to fill critical
21 need teaching positions, including but not limited to
22 positions teaching science and mathematics.

23 *b.* The department shall submit its findings and
24 recommendations in a report to the general assembly by
25 November 1, 2022.

26 3. *Annual reports.* For the fiscal year beginning
27 July 1, 2023, and each succeeding fiscal year, the
28 department shall submit progress reports regarding
29 the levels specified in subsection 2, paragraph "a",
30 subparagraphs (1) through (7), by November 15 to the
31 general assembly.

32 4. If the annual report submitted pursuant to
33 subsection 2, paragraph "b", establishes that the
34 department failed to meet the goals established
35 in subsection 2, a department of education
36 elimination commission is established to review all
37 programs, policies, duties, and other functions and
38 responsibilities of the department of education which
39 are funded in whole or part with federal, state, or
40 local government revenues. The commission's duties
41 shall include the following:

42 *a.* Review of the state board of education's duties,
43 policies, and responsibilities and the programs and
44 other functions established in or administered by the
45 department.

46 *b.* Identification of programs, responsibilities,
47 or functions recommended for elimination or for
48 performance by school districts.

49 5. The commission shall consist of the governor and
50 the following members:

1 a. The director of the department of management or
2 the director's designee.

3 b. The executive director of Iowa's area education
4 agencies.

5 c. Seven members appointed by the governor as
6 follows:

7 (1) One member representing a company employing
8 more than 500 people. The individual should have
9 management experience.

10 (2) One member representing a company employing
11 more than 100 people but fewer than 500 people. The
12 individual should have management experience.

13 (3) One member representing a company employing
14 fewer than 100 people. The individual should have
15 management experience.

16 (4) One member who is the chief executive officer
17 of a company with multiple stand-alone locations,
18 employing over 50,000 people, and having annual sales
19 of more than \$6 billion.

20 (5) One member representing an accredited
21 postsecondary institution.

22 (6) One member representing school districts.

23 (7) One member from an organization representing
24 teachers in the state.

25 6. The governor shall serve as chairperson of
26 the commission. The director of the department of
27 management shall serve as chairperson in the absence
28 of the governor. The department of management shall
29 provide staffing assistance to the commission.

30 7. The commission shall submit its findings and
31 recommendations in a report to the governor and the
32 general assembly by January 1, 2023.

33 DIVISION II

34 SCHOOL TUITION CREDIT PROVISIONS

35 Sec. 2. Section 256.7, Code Supplement 2011, is
36 amended by adding the following new subsection:

37 NEW SUBSECTION. 31. Adopt rules relating to
38 applications for a school tuition credit pursuant to
39 section 257.11B, including application processing
40 timelines, required information for submission by a
41 parent or guardian, and penalties for noncompliance.

42 Sec. 3. Section 257.6, subsection 1, paragraph a,
43 unnumbered paragraph 1, Code 2011, is amended to read
44 as follows:

45 Actual Except as provided in subparagraph (8),
46 actual enrollment is determined annually on October 1,
47 or the first Monday in October if October 1 falls on a
48 Saturday or Sunday, and includes all of the following:

49 Sec. 4. Section 257.6, subsection 1, paragraph
50 a, Code 2011, is amended by adding the following new

1 subparagraph:

2 NEW SUBPARAGRAPH. (8) Resident pupils receiving a
3 school tuition credit pursuant to section 257.11B, as
4 designated by March 1.

5 Sec. 5. NEW SECTION. 257.11B School tuition
6 credits.

7 1. Pupils attending an accredited nonpublic school
8 shall be eligible to receive a school tuition credit
9 for attendance in the following grades according to the
10 following schedule:

11 a. For the school budget year beginning July 1,
12 2013, pupils in kindergarten.

13 b. For the school budget year beginning July 1,
14 2014, pupils in kindergarten and grade one.

15 c. For the school budget year beginning July 1,
16 2015, pupils in kindergarten and grades one and two.

17 d. For the school budget year beginning July 1,
18 2016, pupils in kindergarten and grades one through
19 three.

20 e. For the school budget year beginning July 1,
21 2017, pupils in kindergarten and grades one through
22 four.

23 f. For the school budget year beginning July 1,
24 2018, pupils in kindergarten and grades one through
25 five.

26 g. For the school budget year beginning July 1,
27 2019, pupils in kindergarten and grades one through
28 six.

29 h. For the school budget year beginning July 1,
30 2020, pupils in kindergarten and grades one through
31 seven.

32 i. For the school budget year beginning July 1,
33 2021, pupils in kindergarten and grades one through
34 eight.

35 j. For the school budget year beginning July 1,
36 2022, pupils in kindergarten and grades one through
37 nine.

38 k. For the school budget year beginning July 1,
39 2023, pupils in kindergarten and grades one through
40 ten.

41 l. For the school budget year beginning July 1,
42 2024, pupils in kindergarten and grades one through
43 eleven.

44 m. For the school budget year beginning July
45 1, 2025, and succeeding budget years, pupils in
46 kindergarten and grades one through twelve.

47 2. a. By January of the school year preceding
48 the school year for which the school tuition credit
49 is requested, the parent or guardian of the pupil
50 requesting to receive a school tuition credit shall

1 submit an application to the department of education,
2 on forms to be developed by the department, indicating
3 that the parent or guardian intends to enroll the pupil
4 in an accredited nonpublic school.

5 *b.* By March 1, the department of education shall
6 notify the department of management of the number of
7 pupils designated to receive school tuition credits.

8 3. *a.* (1) The department of management shall
9 assign each designated pupil a school tuition credit in
10 an amount equal to thirty-five percent of the regular
11 program foundation base per pupil, as defined in
12 section 257.1, subsection 2, paragraph "b".

13 (2) The department of education, in consultation
14 with the department of management, shall reduce the
15 state aid payments to a local public school district
16 otherwise payable pursuant to section 257.16 for
17 the following school budget year attributable to
18 the designated pupils by sixty-five percent of the
19 regular program foundation base per pupil, as defined
20 in section 257.1, subsection 2, paragraph "b". The
21 regular program foundation funds not paid to school
22 districts due to the school tuition credit reduction
23 shall remain in the general fund of the state.

24 (3) A public school district shall transfer
25 twenty-five percent of the regular program foundation
26 base per pupil, as defined in section 257.1, subsection
27 2, paragraph "b", per designated pupil directly to
28 the applicable accredited nonpublic school and shall
29 retain the remaining ten percent of the regular program
30 foundation base per pupil, as defined in section 257.1,
31 subsection 2, paragraph "b", as the pupil's district
32 of residence.

33 *b.* (1) Commencing in the school budget year
34 beginning July 1, 2024, and succeeding budget years,
35 if the average enrollment at an accredited nonpublic
36 school equals seventeen percent of the combined
37 enrollment of the local public school district and
38 the accredited nonpublic school, the department of
39 management shall assign each designated pupil a school
40 tuition credit in an amount equal to forty-five percent
41 of the regular program foundation base per pupil, as
42 defined in section 257.1, subsection 2, paragraph "b".

43 (2) The department of education, in consultation
44 with the department of management, shall reduce the
45 state aid payments to a local public school district
46 otherwise payable pursuant to section 257.16 for
47 the following school budget year attributable to
48 the designated pupils by fifty-five percent of the
49 regular program foundation base per pupil, as defined
50 in section 257.1, subsection 2, paragraph "b". The

1 regular program foundation funds not paid to school
2 districts due to the school tuition credit reduction
3 shall remain in the general fund of the state.

4 (3) A public school district shall transfer thirty
5 percent of the regular program foundation base per
6 pupil, as defined in section 257.1, subsection 2,
7 paragraph "b", per designated pupil directly to the
8 applicable accredited nonpublic school and shall retain
9 the remaining fifteen percent of the regular program
10 foundation base per pupil, as defined in section 257.1,
11 subsection 2, paragraph "b", as the pupil's district
12 of residence.

13 c. The school tuition credit may also include
14 any moneys received for the pupil as a result of the
15 non-English-speaking weighting pursuant to section
16 280.4, subsection 3, for the previous school year
17 multiplied by the state cost per pupil for the previous
18 school year, and if the pupil is also an eligible pupil
19 under section 261E.6, the tuition reimbursement amount
20 as provided in section 261E.7.

21 d. Amounts payable as a school tuition credit
22 may be paid in a lump sum or in installments to the
23 accredited nonpublic school as determined by the
24 department of education.

25 4. A pupil enrolled in an accredited nonpublic
26 school who is receiving a school tuition credit
27 shall be considered, for state school foundation
28 aid purposes, to be attending school in the pupil's
29 district of residence. A parent or guardian may apply
30 on an annual basis for a school tuition credit for
31 each year that the pupil is enrolled in an accredited
32 nonpublic school.

33 5. In the event that a pupil requires special
34 education pursuant to chapter 256B, a school tuition
35 credit may be utilized only in the event that the pupil
36 is enrolled in an accredited nonpublic school that
37 maintains a special education instructional program
38 that is equipped to meet the pupil's educational needs.

39 Sec. 6. APPLICABILITY. This division of this Act
40 applies to school budget years beginning on or after
41 July 1, 2013.>

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