

Senate File 452

H-1421

1 Amend the amendment, H-1404, to Senate File 452,  
2 as amended, passed, and reprinted by the Senate, as  
3 follows:

4 1. Page 45, after line 25 by inserting:

5 <DIVISION  
6 SCHOOL EMPLOYEES — BACKGROUND INVESTIGATIONS  
7 Sec. \_\_\_\_ . NEW SECTION. 279.69 School employees —  
8 background investigations.

9 1. Prior to hiring an applicant for a school  
10 employee position, a school district shall have access  
11 to and shall review the information in the Iowa court  
12 information system available to the general public,  
13 the sex offender registry information under section  
14 692A.121 available to the general public, the central  
15 registry for child abuse information established under  
16 section 235A.14, and the central registry for dependent  
17 adult abuse information established under section  
18 235B.5 for information regarding the applicant. A  
19 school district shall implement a consistent policy  
20 to follow the same procedure for each school employee  
21 employed by the school district on or after July  
22 1, 2013, at least every five years after the school  
23 employee's date of hire. A school district shall  
24 not charge an employee for the cost of the registry  
25 checks conducted pursuant to this subsection. A school  
26 district shall maintain documentation demonstrating  
27 compliance with this subsection.

28 2. Being listed in the sex offender registry  
29 established under chapter 692A, the central registry  
30 for child abuse information established under section  
31 235A.14, or the central registry for dependent adult  
32 abuse information established under section 235B.5  
33 shall constitute grounds for the immediate suspension  
34 from duties of a school employee, pending a termination  
35 hearing by the board of directors of a school district.  
36 A termination hearing conducted pursuant to this  
37 subsection shall be limited to the question of whether  
38 the school employee was incorrectly listed in the  
39 registry.

40 3. For purposes of this section, "school employee"  
41 means an individual employed by a school district,  
42 including a part-time, substitute, or contract  
43 employee. "School employee" does not include an  
44 individual subject to a background investigation  
45 pursuant to section 272.2, subsection 17, section  
46 279.13, subsection 1, paragraph "b", or section  
47 321.375, subsection 2.

48 Sec. \_\_\_\_ . STATE MANDATE FUNDING SPECIFIED. In  
49 accordance with section 25B.2, subsection 3, the state  
50 cost of requiring compliance with any state mandate

1 included in this division of this Act shall be paid  
2 by a school district from state school foundation  
3 aid received by the school district under section  
4 257.16. This specification of the payment of the  
5 state cost shall be deemed to meet all of the state  
6 funding-related requirements of section 25B.2,  
7 subsection 3, and no additional state funding shall be  
8 necessary for the full implementation of this division  
9 of this Act by and enforcement of this division of this  
10 Act against all affected school districts.>

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PRICHARD of Floyd

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RUFF of Clayton