

House File 2754

H-8372

1 Amend the amendment, H-8371, to House File 2754, as follows:

2 1. Page 53, after line 13 by inserting:

3 <DIVISION ____

4 PRIVATE INSTRUCTION

5 Sec. ____ . Section 299.4, subsection 1, Code 2026, is amended
6 to read as follows:

7 1. The parent, guardian, or legal custodian of a child
8 who is of compulsory attendance age, who places the child
9 under competent private instruction under [section 299A.2](#), not
10 in an accredited school or a home school assistance program
11 operated by a school district or accredited nonpublic school,
12 shall furnish a report in duplicate on forms provided by the
13 public school district, to the district by September 1 of the
14 school year in which the child will be under competent private
15 instruction. The secretary shall retain and file one copy
16 and forward the other copy to the district's area education
17 agency. The report shall state the name and age of the child,
18 the period of time during which the child ~~has been or will be~~
19 under competent private instruction for the year, an outline
20 of the course of study, or texts that will be used, and the
21 name and address of the instructor. The parent, guardian, or
22 legal custodian of a child, who is placing the child under
23 competent private instruction for the first time, shall also
24 provide the district with evidence that the child has had the
25 immunizations required under [section 139A.8](#), and, if the child
26 is elementary school age, a blood lead test in accordance with
27 section 135.105D. The term "*outline of course of study*" shall
28 include subjects covered, lesson plans, and time spent on the
29 areas of study.

30 Sec. ____ . Section 299A.1, subsection 2, paragraph b, Code
31 2026, is amended to read as follows:

32 *b. "Independent private instruction" means private*
33 *instruction that meets the following criteria:*

34 (1) Is not accredited.

35 ~~(2) Enrolls not more than four unrelated students.~~

1 ~~(3) Does not charge tuition, fees, or other remuneration for~~
2 ~~instruction.~~

3 ~~(4)~~ (2) Provides private or religious-based instruction as
4 its primary purpose.

5 ~~(5)~~ (3) Provides enrolled students in all grade levels with
6 instruction in mathematics, reading and language arts, science,
7 and social studies.

8 ~~(6)~~ (4) Provides, upon written request from the
9 superintendent of the school district in which the independent
10 private instruction is provided, or from the director of the
11 department of education, a report identifying the primary
12 instructor, location, name of the authority responsible for the
13 independent private instruction, and the names of the students
14 enrolled receiving the instruction, who need not be related to
15 the primary instructor.

16 ~~(7)~~ (5) Is not a nonpublic school and does not provide
17 competent private instruction as defined in [this subsection](#).

18 ~~(8)~~ (6) Is exempt from all state statutes and
19 administrative rules applicable to a school, a school board, or
20 a school district, except as otherwise provided in [chapter 299](#)
21 and [this chapter](#).

22 Sec. ____ . NEW SECTION. 299A.13 Recognition of private
23 instruction diplomas, final transcripts, and other written
24 documentation.

25 1. A student who completes a program of secondary education
26 under competent private instruction or independent private
27 instruction in accordance with this chapter shall be deemed to
28 have completed a high school education.

29 2. The parent, guardian, legal custodian, or instructor
30 responsible for providing the program of secondary education
31 under competent private instruction or independent private
32 instruction in accordance with this chapter may issue a
33 diploma, final transcript, or other written documentation
34 evidencing academic achievements and the completion of the
35 program of secondary education.

1 3. A diploma, final transcript, or other written
2 documentation issued pursuant to subsection 2 shall be accepted
3 under the laws of this state in the same manner as a high school
4 diploma, final transcript, or other written documentation
5 issued by a school district or an accredited nonpublic school
6 for all purposes, including but not limited to all of the
7 following:

8 a. Admission to postsecondary education or training
9 programs.

10 b. Eligibility for employment.

11 c. Qualification for occupational licensure, certification,
12 or registrations.

13 d. Access to state and local programs, benefits, and
14 opportunities.

15 e. Any other purpose under the laws of this state in which a
16 high school diploma is a condition or a qualification.

17 4. The state, a political subdivision of the state, or any
18 other person shall not deny or restrict any right, privilege,
19 or benefit available to an individual solely because the
20 individual's diploma, final transcript, or other written
21 documentation was issued pursuant to subsection 2.

22 5. A student who completes a program of secondary education
23 under competent private instruction or independent private
24 instruction in accordance with this chapter shall not be
25 required to obtain a high school equivalency diploma or other
26 alternative credential.

27 Sec. ____ . NEW SECTION. **299A.14 Verification of enrollment.**

28 The parent, guardian, or legal custodian of a child of
29 compulsory attendance age shall have the authority to execute
30 any document required by law to verify any of the following:

31 1. The placement of a child under competent private
32 instruction or independent private instruction.

33 2. The child's full-time or part-time status in competent
34 private instruction or independent private instruction.

35 3. The grades the child has obtained in competent private

1 instruction or independent private instruction.

2 4. Any other required educational information.

3 Sec. ____ . APPLICABILITY. The following applies to any
4 diplomas, final transcripts, or other written documentation
5 issued before, on, or after the effective date of the section
6 of this division of this Act enacting section 299A.13:

7 The section of this division of this Act enacting section
8 299A.13.>

9 2. Page 53, line 29, after <organizations,> by inserting
10 <private instruction,>

11 3. By renumbering as necessary.

GUSTOFF of Polk