

March 11, 1969

Passed on File

See Schools 3-26, Pass 4-8

SENATE FILE 409

By COMMITTEE ON SCHOOLS

Passed Senate, Date *3-24-69* Passed House, Date *5-6-69*

Vote: Ayes *57* Nays *1* Vote: Ayes *98* Nays *2*

Approved *May 9, 1969*

A BILL FOR

1 An Act relating to the requirement that school districts make
2 provision for special education services to all children
3 enrolled in the public schools.

4 *Be It Enacted by the General Assembly of the State of Iowa:*

5 Section 1. Section two hundred fifty-seven point twenty-
6 five (257.25), Code 1966, as amended by chapters two hundred
7 twenty-seven (227), two hundred twenty-eight (228), and two
8 hundred twenty-nine (229), Acts of the Sixty-second General
9 Assembly, is hereby further amended by inserting after subsec-
10 tion four (4) the following new subsection:

11 "Provision for special education services and programs,
12 which may be shared by public schools, shall be made for chil-
13 dren requiring special education, who are or would otherwise
14 be enrolled in kindergarten through grade eight of such schools."

15 Sec. 2. Chapter two hundred eighty (280), Code 1966, is
16 hereby amended by adding thereto the following new section:

17 "The board in each school district shall make provision
18 whereby special education services are made available to all
19 handicapped pupils enrolled in kindergarten and all grades of
20 its schools. Programs offered under this section shall comply
21 with rules and standards promulgated by the state board of
22 public instruction and shall be subject to approval and reim-
23 bursement of excess costs as provided in chapter two hundred
24 eighty-one (281) of the Code. Programs offered under this
25 section may be carried on by cooperative arrangements between

- 1 districts and county boards of education as provided by chapter
 2 two hundred eighty-one (281) of the Code."

EXPLANATION OF SENATE FILE 409

Section 257.25, Code 1966, requires each junior or senior high school to make provision for special education services which may be shared by public schools. This bill would extend such requirement to all other grades in order that handicapped children may receive such services in the formative years of their schooling. Such services, if confined to junior and senior high schools, are of small benefit to a child who never reaches junior or senior high school by reason of lack of such services in the earlier grades.

FISCAL NOTE

Date prepared March 6, 1969

Requested by Senator Benda.

Prepared in regard to a bill for an act relating to the requirement that school districts make provision for special education services to all children enrolled in the public schools.

Following is the fiscal effect in dollars of the legislative proposal as required by Rule 47:

1st year	17,000,000 (a)
2nd year	18,360,000
3rd year	19,829,000
4th year	21,415,000
5th year	23,128,000

Note: Presently the Department of Public Instruction is paying about 41 percent of excess costs of maintaining some 9,000 students in Special Education Programs. The 9,000 students represent about 45 percent of the retarded students in the state (650,000 total enrollment X 3 percent = 19,500). The Department of Public Instruction ask for 16,800,000 for the biennium beginning July 1, 1969, or 8,400,000 annually. This would allow for paying 100 percent of the excess costs under the present circumstances.

It is estimated that if this file is enacted, an additional 9,000 students plus, will be enrolled in Special Education Programs causing the excess cost to go from 8,400,000 annually to 17,000,000 annually.

(a) Based on an 8 percent increase each year, and on present enrollment.

GERRY D. RANKIN
 Legislative Fiscal Director