

Education: Stromer, Chair; Hansen of O'Brien and Horn.

*Reprinted 3/12*

*2<sup>nd</sup> Pass. 2/19 (p. 820)*

HOUSE FILE 2299

By DAGGETT and ANDERSON of Jasper

JAN 25 1980

EDUCATION

Passed House, Date 2-7-80 (p. 820) Passed Senate, Date \_\_\_\_\_

Vote: Ayes 86 Nays 4 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

### A BILL FOR

1 An Act relating to the dates on which school districts count  
2 special education students and report the count to the  
3 department of public instruction.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HOUSE FILE 2299

H-5404

1 Amend House File 2299 as follows:  
2 1. Page 1, by inserting before line 1 the following  
3 section:

4 "Section 1. Section two hundred seventy-three  
5 point five (273.5), subsection five (5), Code 1979,  
6 is amended to read as follows:

7 5. Provide each school district within the area  
8 served and the department of public instruction with  
9 a special education weighted enrollment count for  
10 ~~the second Friday in January and the second Friday~~  
11 ~~in September of each year."~~

12 2. By renumbering sections as necessary.

H-5404 FILED  
MARCH 7, 1980  
ADOPTED *(p. 820)*

BY STROMER of Hancock

2299

1 Section 1. Section four hundred forty-two point four  
2 (442.4), subsection one (1), unnumbered paragraph five (5),  
3 Code 1979, as amended by Acts of the Sixty-eighth General  
4 Assembly, 1979 Session, chapter one hundred six (106), section  
5 one (1), and as the section is amended by Acts of the Sixty-  
6 eighth General Assembly, 1979 Session, chapter one hundred  
7 six (106), sections two (2), three (3), and four (4), is  
8 amended to read as follows:

9 A school district shall certify its basic enrollment to  
10 the state department of public instruction by September twenty-  
11 fifth of each year, and the department shall promptly forward  
12 the information to the state comptroller. For purposes of  
13 determining whether a district is entitled to an advance for  
14 increasing enrollment a determination of actual enrollment  
15 shall be made on the second Friday of September in the budget  
16 year by counting the pupils in the same manner and to the  
17 same extent that they are counted in determining basic  
18 enrollment, but substituting the count in the budget year  
19 for the count in the base year. In addition, a school district  
20 shall determine its additional enrollment because of special  
21 education defined in Acts of the Sixty-eighth General Assembly,  
22 1979 Session, chapter one hundred six (106), section seventeen  
23 (17), on December first of each year and if the district is  
24 entitled to an advance for special education, it shall certify  
25 its additional enrollment because of special education to  
26 the department of public instruction by December fifteenth  
27 of each year, and the department shall promptly forward the  
28 information to the state comptroller.

29 Sec. 2. Section four hundred forty-two point twenty-six  
30 (442.26), unnumbered paragraph two (2), Code 1979, as amended  
31 by Acts of the Sixty-eighth General Assembly, 1979 Session,  
32 chapter one hundred six (106), section fifteen (15), is amended  
33 to read as follows:

34 All state aids paid under this chapter unless otherwise  
35 stated, shall be paid in installments due on or about September

1 fifteenth, December fifteenth, March fifteenth, and May  
2 fifteenth of each year, and the installments shall be as  
3 nearly equal as possible as determined by the state  
4 comptroller, taking into consideration the relative budget  
5 and cash position of the state resources. However, the state  
6 aids paid to school districts under section 442.28 shall be  
7 paid in installments due on or about December fifteenth, March  
8 fifteenth, and May fifteenth of each year and the state aids  
9 paid to school districts under Acts of the Sixty-eighth General  
10 Assembly, 1979 Session, chapter one hundred six (106), section  
11 seventeen (17), shall be paid in installments due on or about  
12 March fifteenth and May fifteenth of each year.

13 Sec. 3. Acts of the Sixty-eighth General Assembly, 1979  
14 Session, chapter one hundred six (106), section seventeen  
15 (17), unnumbered paragraph one (1), is amended to read as  
16 follows:

17 If a school district's additional enrollment because of  
18 special education determined by the district on ~~the second~~  
19 ~~Friday of September~~ December first in the budget year is  
20 greater than its additional enrollment because of special  
21 education determined by the district on ~~the second Friday~~  
22 ~~of September~~ December first in the base year, the school  
23 district is entitled to an advance from the state of an amount  
24 equal to its district cost per pupil for the budget year less  
25 the amount per pupil for special education support services,  
26 computed as a part of district cost under section 442.7 for  
27 the budget year multiplied by the district's increase in  
28 additional enrollment because of special education. The  
29 advance shall be miscellaneous income.

30 EXPLANATION

31 This bill changes the date for counting special education  
32 students for purposes of determining whether a school district  
33 will receive an advance for special education from the second  
34 Friday in September to December first. This Act takes effect  
35 July first following its enactment.

LSB 3450H 68

db/sc/14

FISCAL NOTE  
House File 2299  
Representative Daggett  
January 23, 1980

In compliance with a written request there is hereby submitted a Fiscal Note for House File 2299 pursuant to Joint Rule 16.

LSB 3450H, An Act relating to the dates on which school districts count special education students and report the count to the Department of Public Instruction.

Based on the special education weighting information for the previous two years, it is estimated that the staffing of children between the second Friday in September, 1980 and December 1, 1980, will cause the weighting to increase 715. This type of increased weighting will have only a one-time effect on increasing state foundation aid of approximately \$1,079,000 and property taxes, \$242,000.

Source: Department of Public Instruction  
FILED FEBRUARY 18, 1980

BY GERRY D. RANKIN  
Legislative Fiscal Bureau

Rev. Education 3/13  
to Base 3/27 (p. 1135)

HOUSE FILE 2299

By DAGGETT and ANDERSON of Jasper

(As Amended and Passed by the House)

Passed House, Date 3/7/30 (p. 220) Passed Senate, Date 4/11/30 (p. 1391)

Vote: Ayes 56 Nays 44 Vote: Ayes 46 Nays 0

Approved April 24, 1930

### A BILL FOR

1 An Act relating to the dates on which school districts count  
2 special education students and report the count to the  
3 department of public instruction.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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House Amendments \_\_\_\_\_

1 Section 1. Section two hundred seventy-three point five  
2 (273.5), subsection five (5), Code 1979, is amended to read  
3 as follows:

4 5. Provide each school district within the area served  
5 and the department of public instruction with a special  
6 education weighted enrollment count for ~~the second Friday~~  
7 ~~in January and~~ the second Friday in September of each year.

8 Sec. 2. Section four hundred forty-two point four (442.4),  
9 subsection one (1), unnumbered paragraph five (5), Code 1979,  
10 as amended by Acts of the Sixty-eighth General Assembly, 1979  
11 Session, chapter one hundred six (106), section one (1), and  
12 as the section is amended by Acts of the Sixty-eighth General  
13 Assembly, 1979 Session, chapter one hundred six (106), sections  
14 two (2), three (3), and four (4), is amended to read as  
15 follows:

16 A school district shall certify its basic enrollment to  
17 the state department of public instruction by September twenty-  
18 fifth of each year, and the department shall promptly forward  
19 the information to the state comptroller. For purposes of  
20 determining whether a district is entitled to an advance for  
21 increasing enrollment a determination of actual enrollment  
22 shall be made on the second Friday of September in the budget  
23 year by counting the pupils in the same manner and to the  
24 same extent that they are counted in determining basic  
25 enrollment, but substituting the count in the budget year  
26 for the count in the base year. In addition, a school district  
27 shall determine its additional enrollment because of special  
28 education defined in Acts of the Sixty-eighth General Assembly,  
29 1979 Session, chapter one hundred six (106), section seventeen  
30 (17), on December first of each year and if the district is  
31 entitled to an advance for special education, it shall certify  
32 its additional enrollment because of special education to  
33 the department of public instruction by December fifteenth  
34 of each year, and the department shall promptly forward the  
35 information to the state comptroller.

1 Sec. 3. Section four hundred forty-two point twenty-six  
2 (442.26), unnumbered paragraph two (2), Code 1979, as amended  
3 by Acts of the Sixty-eighth General Assembly, 1979 Session,  
4 chapter one hundred six (106), section fifteen (15), is amended  
5 to read as follows:

6 All state aids paid under this chapter unless otherwise  
7 stated, shall be paid in installments due on or about September  
8 fifteenth, December fifteenth, March fifteenth, and May  
9 fifteenth of each year, and the installments shall be as  
10 nearly equal as possible as determined by the state  
11 comptroller, taking into consideration the relative budget  
12 and cash position of the state resources. However, the state  
13 aids paid to school districts under section 442.28 shall be  
14 paid in installments due on or about December fifteenth, March  
15 fifteenth, and May fifteenth of each year and the state aids  
16 paid to school districts under Acts of the Sixty-eighth General  
17 Assembly, 1979 Session, chapter one hundred six (106), section  
18 seventeen (17), shall be paid in installments due on or about  
19 March fifteenth and May fifteenth of each year.

20 Sec. 4. Acts of the Sixty-eighth General Assembly, 1979  
21 Session, chapter one hundred six (106), section seventeen  
22 (17), unnumbered paragraph one (1), is amended to read as  
23 follows:

24 If a school district's additional enrollment because of  
25 special education determined by the district on ~~the-second~~  
26 ~~Friday-of-September~~ December first in the budget year is  
27 greater than its additional enrollment because of special  
28 education determined by the district on ~~the-second-Friday~~  
29 ~~of-September~~ December first in the base year, the school  
30 district is entitled to an advance from the state of an amount  
31 equal to its district cost per pupil for the budget year less  
32 the amount per pupil for special education support services,  
33 computed as a part of district cost under section 442.7 for  
34 the budget year multiplied by the district's increase in  
35 additional enrollment because of special education. The

1 advance shall be miscellaneous income.

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HOUSE FILE 2299

AN ACT

RELATING TO THE DATES ON WHICH SCHOOL DISTRICTS COUNT SPECIAL EDUCATION STUDENTS AND REPORT THE COUNT TO THE DEPARTMENT OF PUBLIC INSTRUCTION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section two hundred seventy-three point five (273.5), subsection five (5), Code 1979, is amended to read as follows:

5. Provide each school district within the area served and the department of public instruction with a special education weighted enrollment count for ~~the second Friday in January and~~ the second Friday in September of each year.

Sec. 2. Section four hundred forty-two point four (442.4), subsection one (1), unnumbered paragraph five (5), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter one hundred six (106), section one (1), and as the section is amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter one hundred six (106), sections two (2), three (3), and four (4), is amended to read as follows:

A school district shall certify its basic enrollment to the state department of public instruction by September twenty-fifth of each year, and the department shall promptly forward the information to the state comptroller. For purposes of determining whether a district is entitled to an advance for increasing enrollment a determination of actual enrollment shall be made on the second Friday of September in the budget year by counting the pupils in the same manner and to the same extent that they are counted in determining basic enrollment, but substituting the count in the budget year for the count in the base year. In addition, a school district shall determine its additional enrollment because of special education defined in Acts of the Sixty-eighth General Assembly,

1979 Session, chapter one hundred six (106), section seventeen (17), on December first of each year and if the district is entitled to an advance for special education, it shall certify its additional enrollment because of special education to the department of public instruction by December fifteenth of each year, and the department shall promptly forward the information to the state comptroller.

Sec. 3. Section four hundred forty-two point twenty-six (442.26), unnumbered paragraph two (2), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter one hundred six (106), section fifteen (15), is amended to read as follows:

All state aids paid under this chapter unless otherwise stated, shall be paid in installments due on or about September fifteenth, December fifteenth, March fifteenth, and May fifteenth of each year, and the installments shall be as nearly equal as possible as determined by the state comptroller, taking into consideration the relative budget and cash position of the state resources. However, the state aids paid to school districts under section 442.28 shall be paid in installments due on or about December fifteenth, March fifteenth, and May fifteenth of each year and the state aids paid to school districts under Acts of the Sixty-eighth General Assembly, 1979 Session, chapter one hundred six (106), section seventeen (17), shall be paid in installments due on or about March fifteenth and May fifteenth of each year.

Sec. 4. Acts of the Sixty-eighth General Assembly, 1979 Session, chapter one hundred six (106), section seventeen (17), unnumbered paragraph one (1), is amended to read as follows:

If a school district's additional enrollment because of special education determined by the district on ~~the second Friday of September~~ December first in the budget year is greater than its additional enrollment because of special education determined by the district on ~~the second Friday of September~~ December first in the base year, the school district is entitled to an advance from the state of an amount

equal to its district cost per pupil for the budget year less the amount per pupil for special education support services, computed as a part of district cost under section 442.7 for the budget year multiplied by the district's increase in additional enrollment because of special education. The advance shall be miscellaneous income.

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WILLIAM H. HARBOR  
Speaker of the House

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TERRY E. BRANSTAD  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2299, Sixty-eighth General Assembly.

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BRUCE GRAHAM  
Assistant Chief Clerk of the House

Approved April 24, 1980

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ROBERT D. RAY  
Governor