

SENATE FILE

378

SENATE FILE
BY COMMITTEE ON EDUCATION

Sub. for H. F. 511
(SUCCESSOR TO SSB 153)

Passed Senate, Date 3/27/91 (p. 902) Passed House, Date 4/9/91 (p. 1162)
Vote: Ayes 48 Nays 0 Vote: Ayes 98 Nays 0
Approved April 23, 1991 (p. 1421)

A BILL FOR

1 An Act relating to the weighting plan to be used to provide funds
2 for the excess costs of instruction of children requiring
3 special education.

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

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SF 378

1 Section 1. Section 281.9, subsection 1, paragraphs b, c,
2 and d, Code 1991, are amended to read as follows:

3 b. Children requiring special education who require
4 special adaptations while assigned to a regular classroom for
5 basic instructional purposes and handicapped pupils placed in
6 a special education class who receive part of their
7 instruction in regular classrooms are assigned a weighting of
8 one and eight-tenths for the school year commencing July 1,
9 1975.

10 Effective July 1, 1991, this paragraph also applies to
11 children requiring special education who require specially
12 designed instruction while assigned to a regular classroom for
13 basic instructional purposes.

14 c. Children requiring special education who require full-
15 time, self-contained special education placement with little
16 integration into a regular classroom are assigned a weighting
17 of two and two-tenths for the school year commencing July 1,
18 1975.

19 Effective July 1, 1991, this paragraph also applies to
20 children requiring special education who require substantial
21 modifications, adaptations, or special education
22 accommodations in order to benefit from instruction in an
23 integrated classroom.

24 d. Children requiring special education who are severely
25 handicapped or who have multiple handicaps are assigned a
26 weighting of four and four-tenths for the school year
27 commencing July 1, 1975.

28 Effective July 1, 1991, this paragraph also applies to
29 children requiring special education who are severely and
30 profoundly handicapped.

31 EXPLANATION

32 The bill amends the weighting plan which is used to provide
33 funds for the excess costs of instruction of children
34 requiring special education by redefining the programming
35 options available for certain children requiring special

1 education in order for them to be eligible for the extra
2 weighting.

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DELUHERY, CH.
HORN
KRAMER

SSB 153
EDUCATION

SENATE/HOUSE FILE 398
BY (PROPOSED DEPARTMENT OF
EDUCATION BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

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3 BACKGROUND STATEMENT

4 SUBMITTED BY THE AGENCY

5 This legislative proposal is specifically in response to
6 the General Assembly directive in the 1990 Session directing
7 the Department of Education to review the special education
8 weighting plan to ascertain any disincentives that might be
9 contained in the law that would be contrary to the provisions
10 of least restrictive environment. The department concurs that
11 the current language in section 281.9 provides financial
12 disincentives to the provision of special education programs
13 within the general education classroom. With the exception of
14 one instructional model, the only method by which a special
15 education pupil may generate funds is to be pulled out of
16 general education and placed in a separate special education
17 classroom situation for at least part of the day. The funds
18 generated for each child are dependent upon the amount of time
19 the child spends in the special classroom. This concept
20 severely limits the opportunity for children to be provided
21 special education programs and services within the regular
22 classroom when determined appropriate.

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SENATE FILE 378

AN ACT

RELATING TO THE WEIGHTING PLAN TO BE USED TO PROVIDE FUNDS FOR THE EXCESS COST OF INSTRUCTION OF CHILDREN REQUIRING SPECIAL EDUCATION.

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

Section 1. Section 281.9, subsection 1, paragraphs b, c, and d, Code 1991, are amended to read as follows:

b. Children requiring special education who require special adaptations while assigned to a regular classroom for basic instructional purposes and handicapped pupils placed in a special education class who receive part of their instruction in regular classrooms are assigned a weighting of one and eight-tenths for the school year commencing July 1, 1975.

Effective July 1, 1991, this paragraph also applies to children requiring special education who require specially designed instruction while assigned to a regular classroom for basic instructional purposes.

c. Children requiring special education who require full-time, self-contained special education placement with little integration into a regular classroom are assigned a weighting of two and two-tenths for the school year commencing July 1, 1975.

Effective July 1, 1991, this paragraph also applies to children requiring special education who require substantial modifications, adaptations, or special education accommodations in order to benefit from instruction in an integrated classroom.

d. Children requiring special education who are severely handicapped or who have multiple handicaps are assigned a weighting of four and four-tenths for the school year

commencing July 1, 1975.

Effective July 1, 1991, this paragraph also applies to children requiring special education who are severely and profoundly handicapped.

JOE J. WELSH
President of the Senate

ROBERT C. ARNOULD
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 378, Seventy-fourth General Assembly.

JOHN P. DWYER
Secretary of the Senate

Approved April 23, 1991

TERRY E. BRANSTAD
Governor

SF 378