

Senate Study Bill 2197

Bill Text

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1 1 Section 1. Section [256.12](#), subsection 2, unnumbered
1 2 paragraph 1, Code 1997, is amended to read as follows:
1 3 This section does not deprive the respective boards of
1 4 public school districts of any of their legal powers,
1 5 statutory or otherwise, and in accepting the specially
1 6 enrolled students, each of the boards shall prescribe the
1 7 terms of the special enrollment, including but not limited to
1 8 scheduling of courses and the length of class periods. In
1 9 addition, the board of the affected public school district
1 10 shall be given notice by the department of its decision to
1 11 permit the special enrollment not later than six months prior
1 12 to the opening of the affected public school district's school
1 13 year, except that the board of the public school district may
1 14 waive the notice requirement. School districts and area
1 15 education agency boards shall make public school services,
1 16 which shall include special education programs and services
1 17 and may include health services, services for remedial
1 18 education programs, guidance services, and school testing
1 19 services, available to children attending nonpublic schools in
1 20 the same manner and to the same extent that they are provided
1 21 to public school students. However, services that are made
1 22 available shall be provided on neutral sites, or in mobile
1 23 units located off the nonpublic school premises as determined
1 24 by the boards of the school districts and area education
1 25 agencies providing the services, and not on nonpublic school
1 26 property, except for services for remedial education programs,
1 27 health services, diagnostic services for speech, hearing, and
1 28 psychological purposes, and assistance with physical and
1 29 communication needs of students with physical disabilities,
1 30 and services of an educational interpreter, which may be
1 31 provided on nonpublic school premises, with the permission of
1 32 the lawful custodian.

1 33

EXPLANATION

1 34 This bill adds services for remedial education programs to
1 35 the list of public school services in Code section 256.12,
2 1 subsection 2, which may be provided to nonpublic school
2 2 students on nonpublic school premises. Services for remedial
2 3 education programs are included in the list of public school
2 4 services which may be provided to children attending nonpublic
2 5 schools, but Code section 256.12 currently provides that the
2 6 services must be made available on neutral sites, or in mobile
2 7 units located off of nonpublic school premises.
2 8 LSB 4364XC 77
2 9 rn/sc/14