

EDUCATION

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SENATE FILE 2113  
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and BOETTGER

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the amount of state assistance provided to  
2 each school district to purchase textbooks for accredited  
3 nonpublic school pupils.

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

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SF 2113  
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1 Section 1. Section 301.1, Code 2001, is amended to read as  
2 follows:

3 301.1 ADOPTION -- PURCHASE AND SALE -- ACCREDITED  
4 NONPUBLIC SCHOOL PUPIL TEXTBOOK SERVICES.

5 1. The board of directors of each and every school  
6 district is hereby authorized and empowered to adopt textbooks  
7 for the teaching of all branches that are now or may hereafter  
8 be authorized to be taught in the public schools of the state,  
9 and to contract for and buy said books and any and all other  
10 necessary school supplies at said contract prices, and to sell  
11 the same to the pupils of their respective districts at cost,  
12 loan such textbooks to such pupils free, or rent them to such  
13 pupils at such reasonable fee as the board shall fix, and said  
14 money so received shall be returned to the general fund.

15 2. Textbooks adopted and purchased by a school district  
16 ~~may~~ and shall, to the extent funds are appropriated by the  
17 general assembly, be made available to pupils attending  
18 accredited nonpublic schools upon request of the pupil or the  
19 pupil's parent under comparable terms as made available to  
20 pupils attending public schools. If the general assembly  
21 appropriates moneys for purposes of making textbooks available  
22 to accredited nonpublic school pupils, the department of  
23 education shall ascertain the amount available to a school  
24 district for the purchase of nonsectarian, nonreligious  
25 textbooks for pupils attending accredited nonpublic schools.  
26 The amount shall be in the proportion that the basic  
27 enrollment of a participating accredited nonpublic school  
28 bears to the sum of the basic enrollments of all participating  
29 accredited nonpublic schools in the state for the budget year.  
30 For purposes of this section, a "participating accredited  
31 nonpublic school" means an accredited nonpublic school that  
32 certifies its actual enrollment to the department of education  
33 by October 1, annually. By October 15, annually, the  
34 department of education shall certify to the director of  
35 revenue and finance the annual amount to be paid to each

1 school district, and the director of revenue and finance shall  
2 draw warrants payable to school districts in accordance with  
3 this subsection. For purposes of this subsection, an  
4 accredited nonpublic school's enrollment count shall include  
5 only students who are residents of Iowa. The costs of  
6 providing textbooks to accredited nonpublic school pupils as  
7 provided in this subsection shall not be included in the  
8 computation of district cost under chapter 257, but shall be  
9 shown in the budget as an expense from miscellaneous income.  
10 Textbook expenditures made in accordance with this subsection  
11 shall be kept on file in the school district.

12 3. As used in this-paragraph subsection 2, "textbooks"  
13 means books and loose-leaf or bound manuals, systems of  
14 reusable instructional materials or combinations of books and  
15 supplementary instructional materials which convey information  
16 to the student or otherwise contribute to the learning  
17 process, or electronic textbooks, including but not limited to  
18 computer software, applications using computer-assisted  
19 instruction, interactive videodisc, and other computer  
20 courseware and magnetic media.

21 Sec. 2. Sections 301.29 and 301.30, Code 2001, are  
22 repealed.

23 EXPLANATION

24 This bill provides that when the general assembly  
25 appropriates funds for textbooks for accredited nonpublic  
26 school pupils, the department of education must determine the  
27 amount available to a school district for the purchase of the  
28 textbooks based upon the proportion that the basic enrollment  
29 of a participating accredited nonpublic school bears to the  
30 sum of the basic enrollments of all participating accredited  
31 nonpublic schools in the state for the budget year.

32 The bill directs accredited nonpublic schools to certify  
33 their enrollments to the department by October 1 annually and  
34 directs the department to notify by October 15 annually each  
35 school district of the amount available for use to purchase

1 nonsectarian, nonreligious textbooks for the participating  
2 accredited nonpublic schools. The bill directs school  
3 districts to keep on file textbook expenditures made for  
4 accredited nonpublic schools.

5 The bill repeals a provision that establishes a procedure  
6 by which the department pays claims submitted by school  
7 districts for the costs of providing textbook services. The  
8 provision provides for the proration of the amounts paid to  
9 school districts if the general assembly does not provide  
10 sufficient funds.

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