

EDUCATION

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SENATE FILE
BY HAMMOND

401

(COMPANION TO LSB 1518HH
BY GREIMANN)

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

A BILL FOR

1 An Act providing authority to levy for additional funding in
2 school districts with disproportionately high gifted and
3 talented student populations, and providing an effective date.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 401
EDUCATION

1 Section 1. NEW SECTION. 257.46A DISPROPORTIONATELY HIGH
2 GIFTED AND TALENTED POPULATION DISTRICTS -- LEVY ESTABLISHED.

3 1. The board of directors of an eligible school district
4 may certify for levy by April 15 of a school year a tax on all
5 taxable property in the school district for a gifted and
6 talented program levy. The purpose of the gifted and talented
7 program levy authorized in this section is to provide school
8 districts with a disproportionately high population of gifted
9 and talented students with an additional source of funding,
10 beyond that contained in section 257.46, to be utilized to
11 maintain a gifted and talented program of the same level of
12 quality as maintained in a district with a narrower population
13 base of gifted and talented students. A school district shall
14 determine eligibility to impose the gifted and talented
15 program levy, and the amount of funding which may be
16 authorized, according to the formula specified in subsections
17 2 and 3.

18 2. A school district shall be eligible to impose a gifted
19 and talented program levy pursuant to this section if the
20 district obtains a percentage score above one hundred percent
21 based upon the sum of the following:

22 a. Twenty-five hundredths multiplied by the quotient
23 resulting when the percentage of third, fourth, or fifth grade
24 students in the school district who score at or above the
25 ninety-seventh percentile national composite score on the Iowa
26 test of basic skills for the previous school year, is divided
27 by three percent of the total number of students enrolled in
28 the school district in the third, fourth, or fifth grade,
29 whichever is selected.

30 b. Twenty-five hundredths multiplied by the quotient
31 resulting when the percentage of sixth, seventh, eighth, or
32 ninth grade students in the school district who score at or
33 above the ninety-seventh percentile national composite score
34 on either the Iowa test of basic skills or the Iowa test of
35 educational development for the previous school year, is

1 divided by three percent of the total number of students
2 enrolled in the school district in the sixth, seventh, eighth,
3 or ninth grade, whichever is selected.

4 c. Twenty-five hundredths multiplied by the quotient
5 resulting when the percentage of tenth, eleventh, or twelfth
6 grade students who score at or above the ninety-seventh
7 percentile national composite score on the Iowa test of
8 educational development for the previous school year, is
9 divided by three percent of the total number of students
10 enrolled in the school district in the tenth, eleventh, or
11 twelfth grade, whichever is selected.

12 d. Twenty-five hundredths multiplied by the quotient
13 resulting when the percentage of tenth, eleventh, or twelfth
14 grade students in the school district who score at or above
15 thirty on the American college testing assessment test for the
16 previous school year, is divided by three and seven-tenths
17 percent of the total number of students enrolled in the school
18 district in the tenth, eleventh, or twelfth grade, whichever
19 is selected.

20 3. A school district which is eligible to impose a gifted
21 and talented program levy pursuant to subsection 2 shall be
22 authorized to levy up to an amount corresponding to the
23 product of the per pupil funding amount for gifted and
24 talented students provided in section 257.46, subsection 2,
25 multiplied by the percentage above one hundred percent
26 determined in subsection 2 of this section.

27 4. A board of directors in an eligible school district
28 that wishes to impose the gifted and talented program levy
29 pursuant to this section shall hold a public hearing on the
30 question of participation. The board shall set forth its
31 proposal in a resolution and shall publish the notice of the
32 time and place of a public hearing on the resolution. Notice
33 of the time and place of the public hearing shall be published
34 not less than ten nor more than twenty days before the public
35 hearing in a newspaper which is a newspaper of general

1 circulation in the school district. At the hearing, or no
2 later than thirty days after the date of the hearing, the
3 board may take action to adopt a resolution to impose the
4 levy. If the resolution is adopted, the district shall impose
5 the levy unless within twenty-eight days following the action
6 of the board, the secretary of the board receives a petition
7 containing the required number of signatures, asking that an
8 election be called to approve or disapprove the action of the
9 board in adopting the resolution. The petition must be signed
10 by eligible electors equal in number to not less than one
11 hundred or thirty percent of the number of voters at the last
12 preceding regular school election, whichever is greater. The
13 board shall either rescind its action or direct the county
14 commissioner of elections to submit the question to the
15 registered voters of the school district at the next following
16 regular school election or a special election. If a majority
17 of those voting on the question at the election favors
18 disapproval of the action of the board, the district shall not
19 impose the levy. If a majority of those voting on the
20 question do not favor disapproval of the action, the board
21 shall certify the results of the election to the department of
22 management and the district shall impose the levy.

23 At the expiration of the twenty-eight day period, if no
24 petition is filed, the board shall certify its action to the
25 department of management and the district shall impose the
26 levy.

27 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
28 immediate importance, takes effect upon enactment.

29 EXPLANATION

30 This bill provides authority to levy for additional funding
31 in school districts with disproportionately high gifted and
32 talented student populations. The bill provides that the
33 board of directors of an eligible school district may certify
34 for levy by April 15 of a school year a tax on all taxable
35 property in the school district for a gifted and talented

1 program levy. The bill provides that the purpose of the levy
2 is to provide school districts with a disproportionately high
3 population of gifted and talented students with an additional
4 source of funding, beyond that contained in Code section
5 257.46, to be utilized to maintain a gifted and talented
6 program of the same level of quality as maintained in a
7 district with a narrower population base of gifted and
8 talented students. The bill provides that a school district
9 shall be eligible to impose a gifted and talented program levy
10 pursuant to this section if the district obtains a percentage
11 score above 100 percent derived from a formula which
12 calculates a district's actual gifted and talented population
13 in comparison to the expected proportion based on student
14 scores on standardized tests in selected grades. A school
15 district shall be authorized to impose a gifted and talented
16 program levy up to an amount corresponding to the product of
17 the per pupil funding amount for gifted and talented students
18 provided in Code section 257.46, subsection 2, multiplied by
19 the percentage above 100 percent determined in the formula
20 calculation.

21 The bill provides that a board of directors in an eligible
22 school district that wishes to impose the gifted and talented
23 program levy shall hold a public hearing on the question of
24 participation. The bill provides that at the hearing, or no
25 later than 30 days after the date of the hearing, the board
26 may take action to adopt a resolution to impose the levy. The
27 bill provides that the board shall certify its action to the
28 department of management and the levy will be imposed unless a
29 reverse referendum is initiated by petition.

30 The bill takes effect upon enactment.

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