

FILED MAR 4 '03

SENATE FILE 270
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SSB 1053)

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

A BILL FOR

1 An Act relating to school district transportation routes outside
2 a district's boundaries.

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

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~~SENATE FILE 270~~

S-3038

1 Amend Senate File 270 as follows:

2 1. Page 1, line 8, by inserting after the word
3 "vehicles" the following: ", or other public transit
4 vehicles operating pursuant to an agreement with the
5 receiving district,".

By NANCY BOETTGER

S-3038 FILED MARCH 18, 2003

SF 270

1 Section 1. Section 282.18, subsection 10, Code 2003, is
2 amended to read as follows:

3 10. Notwithstanding section 285.1 relating to
4 transportation of nonresident pupils, the parent or guardian
5 is responsible for transporting the pupil without
6 reimbursement to and from a point on a regular school bus
7 route of the receiving district. However, a receiving
8 district may send school vehicles into the district of
9 residence of the pupil using the open enrollment option under
10 this section, for the purpose of transporting the pupil to and
11 from school in the receiving district, ~~if the boards of both~~
12 ~~the sending and receiving districts agree to this arrangement.~~
13 If the pupil meets the economic eligibility requirements
14 established by the department and state board of education,
15 the sending district is responsible for providing
16 transportation or paying the pro rata cost of the
17 transportation to a parent or guardian for transporting the
18 pupil to and from a point on a regular school bus route of a
19 contiguous receiving district unless the cost of providing
20 transportation or the pro rata cost of the transportation to a
21 parent or guardian exceeds the average transportation cost per
22 pupil transported for the previous school year in the
23 district. If the cost exceeds the average transportation cost
24 per pupil transported for the previous school year, the
25 sending district shall only be responsible for that average
26 per pupil amount. A sending district which provides
27 transportation for a pupil to a contiguous receiving district
28 under this subsection may withhold from the district cost per
29 pupil amount, that is to be paid to the receiving district, an
30 amount which represents the average or pro rata cost per pupil
31 for transportation, whichever is less.

32 EXPLANATION

33 This bill permits a receiving district to send a school
34 vehicle into the school district of residence to transport a
35 pupil participating in open enrollment to the receiving

1 district.

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SENATE FILE 270

S-3030

1 Amend Senate File 270 as follows:

2 1. Page 1, by inserting before line 1 the
3 following:

4 "Section 1. Section 282.18, subsection 7, Code
5 2003, is amended to read as follows:

6 7. A pupil participating in open enrollment shall
7 be counted, for state school foundation aid purposes,
8 in the pupil's district of residence. A pupil's
9 residence, for purposes of this section, means a
10 residence under section 282.1. The board of directors
11 of the district of residence shall pay to the
12 receiving district the state cost per pupil regular
13 program foundation base per pupil minus a per pupil
14 foundation property tax amount in the district of
15 residence. for the previous school year, plus any
16 moneys received for the pupil as a result of the non-
17 English speaking weighting under section 280.4,
18 subsection 3, for the previous school year multiplied
19 by the state cost per pupil for the previous year.
20 The district of residence shall also transmit the
21 phase III moneys allocated to the district for the
22 previous year for the full-time equivalent attendance
23 of the pupil, who is the subject of the request, to
24 the receiving district specified in the request for
25 transfer. If the pupil participating in open
26 enrollment is also an eligible pupil under chapter
27 261C, the receiving district shall pay the tuition
28 reimbursement amount to an eligible postsecondary
29 institution as provided in section 261C.6. For
30 purposes of this subsection, "per pupil foundation
31 property tax amount" means the amount derived by
32 applying the uniform levy of five dollars and forty
33 cents divided by the district of residence's budget
34 enrollment."

35 2. Title page, lines 1 and 2, by striking the
36 words "routes outside a district's boundaries" and
37 inserting the following: "and funding for pupils
38 participating in open enrollment".

By THOMAS G. COURTNEY

S-3030 FILED MARCH 10, 2003

Boettger
Behn
Kreiman

SSB 1053

Succeeded By
S: / HF 270

SENATE STUDY BILL Education
BY (PROPOSED COMMITTEE ON
EDUCATION BILL BY
CHAIRPERSON BOETTGER)

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

A BILL FOR

1 An Act relating to school district transportation routes outside
2 a district's boundaries.

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

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1 Section 1. Section 282.18, subsection 10, Code 2003, is
2 amended to read as follows:

3 10. Notwithstanding section 285.1 relating to
4 transportation of nonresident pupils, the parent or guardian
5 is responsible for transporting the pupil without
6 reimbursement to and from a point on a regular school bus
7 route of the receiving district. However, a receiving
8 district may send school vehicles into the district of
9 residence of the pupil using the open enrollment option under
10 this section, for the purpose of transporting the pupil to and
11 from school in the receiving district,~~if the boards of both~~
12 ~~the sending and receiving districts agree to this arrangement.~~
13 If the pupil meets the economic eligibility requirements
14 established by the department and state board of education,
15 the sending district is responsible for providing
16 transportation or paying the pro rata cost of the
17 transportation to a parent or guardian for transporting the
18 pupil to and from a point on a regular school bus route of a
19 contiguous receiving district unless the cost of providing
20 transportation or the pro rata cost of the transportation to a
21 parent or guardian exceeds the average transportation cost per
22 pupil transported for the previous school year in the
23 district. If the cost exceeds the average transportation cost
24 per pupil transported for the previous school year, the
25 sending district shall only be responsible for that average
26 per pupil amount. A sending district which provides
27 transportation for a pupil to a contiguous receiving district
28 under this subsection may withhold from the district cost per
29 pupil amount, that is to be paid to the receiving district, an
30 amount which represents the average or pro rata cost per pupil
31 for transportation, whichever is less.

32 Sec. 2. Section 285.9, subsection 3, Code 2003, is amended
33 by striking the subsection.

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EXPLANATION

35 This bill permits a receiving district to send a school

1 vehicle into the school district of residence to transport a
2 pupil participating in open enrollment to the receiving
3 district. The bill strikes a provision directing the area
4 education agencies to approve all bus routes outside the
5 boundary of the district of the school operating buses.

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