

House File 163 - Introduced

HOUSE FILE _____
BY TYMESON

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

A BILL FOR

1 An Act allowing receiving school districts to send school
2 vehicles into the district of residence to transport an
3 open-enrolled pupil under certain circumstances.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 1919HH 83
6 kh/nh/5

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1 1 Section 1. Section 282.18, subsection 10, Code 2009, is
1 2 amended to read as follows:
1 3 10. Notwithstanding section 285.1 relating to
1 4 transportation of nonresident pupils, the parent or guardian
1 5 is responsible for transporting the pupil without
1 6 reimbursement to and from a point on a regular school bus
1 7 route of the receiving district. However, a receiving
1 8 district may send school vehicles into the district of
1 9 residence of the pupil using the open enrollment option under
1 10 this section, for the purpose of transporting the pupil to and
1 11 from school in the receiving district, if ~~the boards of both~~
~~1 12 the sending and receiving districts agree to this arrangement~~
1 13 the length of time added to the receiving district's bus route
1 14 to transport the student does not cause the riding time for
1 15 elementary students on the bus route to exceed one hour, or
1 16 for high school pupils, seventy-five minutes, unless
1 17 authorized by the parent or guardian of the child whose ride
1 18 time exceeds the limit specified. If the pupil meets the
1 19 economic eligibility requirements established by the
1 20 department and state board of education, the sending district
1 21 is responsible for providing transportation or paying the pro
1 22 rata cost of the transportation to a parent or guardian for
1 23 transporting the pupil to and from a point on a regular school
1 24 bus route of a contiguous receiving district unless the cost
1 25 of providing transportation or the pro rata cost of the
1 26 transportation to a parent or guardian exceeds the average
1 27 transportation cost per pupil transported for the previous
1 28 school year in the district. If the cost exceeds the average
1 29 transportation cost per pupil transported for the previous
1 30 school year, the sending district shall only be responsible
1 31 for that average per pupil amount. A sending district which
1 32 provides transportation for a pupil to a contiguous receiving
1 33 district under this subsection may withhold from the district
1 34 cost per pupil amount, that is to be paid to the receiving
1 35 district, an amount which represents the average or pro rata
2 1 cost per pupil for transportation, whichever is less.

EXPLANATION

2 2
2 3 This bill eliminates a requirement that the receiving and
2 4 sending school districts must mutually agree on an arrangement
2 5 for transportation of a pupil participating in open enrollment
2 6 before the receiving district can send a school vehicle into
2 7 the pupil's district of residence to transport the pupil.
2 8 However, the bill provides that the additional time added to
2 9 the receiving district's bus route to transport the pupil
2 10 cannot cause the riding time of elementary pupils on the bus
2 11 route to exceed one hour or seventy-five minutes for high
2 12 school pupils, unless authorized by the parent or guardian of
2 13 the child whose ride time exceeds the specified limit.
2 14 LSB 1919HH 83
2 15 kh/nh/5