## Senate File 404 - Introduced

SENATE FILE 404
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SF 266)

## A BILL FOR

- 1 An Act relating to supplementary weighting for limited English
- 2 proficient students and including effective date provisions.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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- 1 Section 1. Section 257.31, subsection 5, paragraph j, Code
- 2 2013, is amended to read as follows:
- 3 j. Unusual need to continue providing a program or other
- 4 special assistance to non-English speaking pupils after
- 5 the expiration of the four-year applicable period of years
- 6 specified in section 280.4.
- 7 Sec. 2. Section 280.4, subsection 3, Code 2013, is amended
- 8 to read as follows:
- 9 3. a. In order to provide funds for the excess costs
- 10 of instruction of limited English proficient students above
- 11 the costs of instruction of pupils in a regular curriculum,
- 12 students identified as limited English proficient shall be
- 13 assigned an additional weighting of twenty-two hundredths, and
- 14 that weighting shall be included in the weighted enrollment of
- 15 the school district of residence for a period not exceeding
- 16 four the number of years specified in paragraph b''. However,
- 17 the school budget review committee may grant supplemental aid
- 18 or modified allowable growth to a school district to continue
- 19 funding a program for students after the expiration of the
- 20 four-year specified period of years in paragraph "b".
- 21 b. (1) For students first determined to be limited English
- 22 proficient for a budget year beginning before July 1, 2013,
- 23 the additional weighting provided under paragraph "a" shall be
- 24 included in the weighted enrollment of the school district of
- 25 residence for a period not exceeding four years.
- 26 (2) For students first determined to be limited English
- 27 proficient for the budget year beginning July 1, 2013, the
- 28 additional weighting provided under paragraph "a" shall be
- 29 included in the weighted enrollment of the school district of
- 30 residence for a period not exceeding five years.
- 31 (3) For students first determined to be limited English
- 32 proficient for the budget year beginning July 1, 2014, the
- 33 additional weighting provided under paragraph "a" shall be
- 34 included in the weighted enrollment of the school district of
- 35 residence for a period not exceeding six years.

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1 (4) For students first determined to be limited English 2 proficient for a budget year beginning on or after July 1, 3 2015, the additional weighting provided under paragraph "a" 4 shall be included in the weighted enrollment of the school 5 district of residence for a period not exceeding seven years. Sec. 3. LIMITED ENGLISH PROFICIENT WEIGHTING 7 ADJUSTMENT. For the fiscal year beginning July 1, 2013, 8 and ending June 30, 2014, there shall be allocated to the 9 department of education from the amount appropriated pursuant 10 to section 257.16, subsection 1, based upon the increase ll from four to five years in the availability of supplementary 12 weighting for instruction of limited English proficient 13 students pursuant to section 280.4, an amount to be determined 14 by the department of management in consultation with the 15 legislative services agency. The funds shall be used to adjust 16 the weighted enrollment of a school district with students 17 identified as limited English proficient on a prorated basis. Sec. 4. EFFECTIVE UPON ENACTMENT. This Act, being deemed of 18 19 immediate importance, takes effect upon enactment. 20 **EXPLANATION** 21 Current Code section 280.4 provides funds for the excess 22 costs of instruction of limited English proficient students 23 above the costs of instruction of pupils in a regular 24 curriculum. This funding is provided for a period not to 25 exceed four years through assignment of an additional weighting 26 of 22 hundredths to each student identified as limited English 27 proficient. This bill increases the number of years for which a school 29 district of residence may include the additional weighting for 30 a student determined to be limited English proficient. Under 31 the bill, for students first determined to be limited English 32 proficient for a budget year beginning before July 1, 2013,

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33 the additional weighting shall be included in the weighted 34 enrollment of the school district of residence for a period 35 not exceeding four years. For students first determined to

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1 be limited English proficient for the budget year beginning 2 July 1, 2013, the additional weighting shall be included in the 3 weighted enrollment of the school district of residence for a 4 period not exceeding five years. For students first determined 5 to be limited English proficient for the budget year beginning 6 July 1, 2014, the additional weighting shall be included in the 7 weighted enrollment of the school district of residence for a 8 period not exceeding six years. For students first determined 9 to be limited English proficient for a budget year beginning 10 on or after July 1, 2015, the additional weighting shall be 11 included in the weighted enrollment of the school district of 12 residence for a period not exceeding seven years. 13 The bill allocates a certain amount of the appropriation 14 under Code section 257.16 for the fiscal year beginning July 1, 15 2013, to be used to adjust weighted enrollments of districts 16 with limited English proficient students to account for the 17 increase in years under the bill.

The bill takes effect upon enactment.

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