

**Senate File 2138 - Introduced**

SENATE FILE 2138

BY SCHULTZ

**A BILL FOR**

1 An Act relating to the administration of social, academic, and  
2 emotional behavior risk screener tools by school districts,  
3 charter schools, and innovation zone schools.

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

1 Section 1. Section 279.76, subsection 1, paragraph c, Code  
2 2024, is amended to read as follows:

3 c. This subsection shall not apply to a any of the  
4 following:

5 (1) A hearing or vision examination.

6 (2) A social, academic, and emotional behavior risk  
7 screeener tool that is administered to an entire class or  
8 attendance center and that is used to identify students who are  
9 at risk for social or emotional health problems.

10 Sec. 2. Section 279.79, Code 2024, is amended by adding the  
11 following new subsection:

12 NEW SUBSECTION. 1A. Subsection 1 shall not be construed  
13 to prohibit the board of directors of a school district  
14 from requiring all of the students in a particular class or  
15 attendance center to take part in a social, academic, and  
16 emotional behavior risk screener tool that is used to identify  
17 students who are at risk for social or emotional health  
18 problems without the prior written consent of the student's  
19 parent or guardian.

20 Sec. 3. Section 279.79, subsection 3, Code 2024, is amended  
21 to read as follows:

22 3. Subsection 2 shall not be construed to prohibit an  
23 employee of a school district, or a contractor engaged by a  
24 school district, from answering questions pertaining to any  
25 particular student enrolled in the school district as part of  
26 the any of the following:

27 a. The process of developing or implementing an  
28 individualized education program for such student.

29 b. A social, academic, and emotional behavior risk screener  
30 tool that is used to identify students who are at risk for  
31 social or emotional health problems.

32 EXPLANATION

33 The inclusion of this explanation does not constitute agreement with  
34 the explanation's substance by the members of the general assembly.

35 This bill relates to the administration of social, academic,

1 and emotional behavior risk screener tools by school districts,  
2 charter schools, and innovation zone schools.

3 The bill authorizes school districts, charter schools, and  
4 innovation zone schools to administer to all of the students in  
5 a class or attendance center a social, academic, and emotional  
6 behavior risk screener tool that is used to identify students  
7 who are at risk for social or emotional health problems without  
8 first obtaining the written consent of the student's parent or  
9 guardian.

10 Current law prohibits an employee or contractor of a school  
11 district, charter school, or innovation zone school from  
12 answering any question pertaining to any particular student  
13 in any survey related to the social or emotional abilities,  
14 competencies, or characteristics of the student, unless certain  
15 specified requirements are satisfied. The bill provides that  
16 this prohibition shall not be construed to prohibit an employee  
17 or contractor from answering questions pertaining to any  
18 particular student as part of a social, academic, and emotional  
19 behavior risk screener tool that is used to identify students  
20 who are at risk for social or emotional health problems.