

**Senate File 2190 - Introduced**

SENATE FILE 2190  
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SF 2006)

**A BILL FOR**

1 An Act relating to school district enrollment calculations for  
2 the purposes of the secure an advanced vision for education  
3 fund.

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

1 Section 1. Section 423F.3, subsection 5, unnumbered  
2 paragraph 1, Code 2024, is amended to read as follows:

3 A school district with a certified enrollment plus the  
4 number of students who open enroll into the district of  
5 fewer than two hundred fifty pupils in the entire district  
6 or certified enrollment plus the number of students who open  
7 enroll into a high school in the district of fewer than one  
8 hundred pupils in high school shall not expend the amount  
9 received for new construction without prior application to the  
10 department of education and receipt of a certificate of need  
11 pursuant to [this subsection](#). A certificate of need is not  
12 required for repairing schoolhouses or buildings, equipment,  
13 technology, or transportation equipment for transporting  
14 students as provided in [section 298.3](#), or for construction  
15 necessary for compliance with the federal Americans With  
16 Disabilities Act pursuant to 42 U.S.C. §12101 – 12117. In  
17 determining whether a certificate of need shall be issued or  
18 denied, the department shall consider all of the following:

19 EXPLANATION

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

22 This bill relates to school district enrollment calculations  
23 for the purposes of the secure an advanced vision for education  
24 (SAVE) fund.

25 On July 1, 2008, the state's local sales and use taxes  
26 increased from 5 to 6 percent. The increase is used solely to  
27 fund the SAVE fund, and the SAVE fund is used solely to provide  
28 revenues to local school districts for school infrastructure  
29 purposes or school district property tax relief.

30 One requirement of the SAVE fund is that a school with a  
31 certified enrollment of fewer than 250 pupils in the entire  
32 district or certified enrollment of fewer than 100 pupils  
33 in high school may not expend amounts received for new  
34 construction without prior application to the department of  
35 education and receipt of a certificate of need. The bill

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1 changes this requirement to a certified enrollment plus the  
2 number of students who open enroll into the district of fewer  
3 than 250 or certified enrollment of district high schools plus  
4 the number of students who open enroll into a high school in  
5 the district of fewer than 100 pupils.