

Senate File 2367 - Introduced

SENATE FILE 2367
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SSB 3156)

A BILL FOR

1 An Act relating to education, including modifying provisions
2 related to education data collection and the determination
3 of enrollment, and including effective date and
4 applicability provisions.

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

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DIVISION I

EDUCATION INFORMATION AND FUNDING

Section 1. Section 22.7, subsection 1, Code 2024, is amended to read as follows:

1. Personal information in records regarding a student, prospective student, or former student maintained, created, collected or assembled by or for a school corporation or educational institution maintaining such records. This subsection shall not be construed to prohibit a postsecondary education institution from disclosing to a parent or guardian information regarding a violation of a federal, state, or local law, or institutional rule or policy governing the use or possession of alcohol or a controlled substance if the child is under the age of twenty-one years and the institution determines that the student committed a disciplinary violation with respect to the use or possession of alcohol or a controlled substance regardless of whether that information is contained in the student's education records. **This subsection** shall not be construed to prohibit a school corporation or educational institution from transferring student records electronically to the department of education, an accredited nonpublic school, an attendance center, a school district, or an accredited postsecondary institution in accordance with section 256.9, subsection ~~44~~ 11.

Sec. 2. Section 256.9, subsection 11, Code 2024, is amended by striking the subsection and inserting in lieu thereof the following:

- 11. a. Approve, coordinate, and supervise the use of electronic data and information processing by school districts, area education agencies, and merged areas, including the procurement or development of a single, comprehensive, statewide, student information system that is required to be used by all school districts, accredited nonpublic schools, and area education agencies.
- b. (1) The student information system procured or developed

1 shall be designed for the purpose of establishing standardized
2 electronic data collections and reporting protocols that
3 facilitate compliance with state and federal reporting
4 requirements, improve school-to-school and district-to-district
5 information exchanges, and maintain the confidentiality of
6 individual student and staff data.

7 (2) The system shall provide for the electronic transfer
8 of individual student records between attendance centers,
9 school districts, accredited nonpublic schools, area education
10 agencies, postsecondary institutions, merged areas, and the
11 department.

12 (3) The system shall be designed to ensure compatibility
13 with other information or data management systems used or
14 maintained by postsecondary institutions and merged areas as
15 required by law.

16 *c.* The department shall pay for the procurement or
17 development of the student information system and shall pay
18 for at least the first year of statewide implementation, after
19 which the cost of operating the system may be funded through
20 the collection of a fee by the department from each school
21 district and accredited nonpublic school. The amount of the
22 fee shall be based on a per-student rate, not to exceed twelve
23 dollars per student for the first year of the fee.

24 *d.* (1) Subject to subparagraph (2), the student information
25 system shall only be used for the purpose of collecting
26 information from school districts, accredited nonpublic
27 schools, and area education agencies required by state or
28 federal law or for preparation of state or federal reports.

29 (2) Notwithstanding subparagraph (1), school districts,
30 accredited nonpublic schools, and area education agencies, at
31 their own expense, may use the student information system to
32 complete other functions necessary to manage students, courses,
33 and other school district, accredited nonpublic school, and
34 area education agency functions.

35 *e.* A school district, accredited nonpublic school, or area

1 education agency shall not duplicate the collection of any
2 information in the student information system.

3 DIVISION II

4 STUDENT ENROLLMENT

5 Sec. 3. Section 257.6, subsection 1, paragraph a,
6 unnumbered paragraph 1, Code 2024, is amended to read as
7 follows:

8 Actual enrollment is determined annually by calculating the
9 average of the sum of all of the following on October 1, or the
10 first Monday in October if October 1 falls on a Saturday or
11 Sunday, and includes all of the following and the sum of all
12 of the following on March 1 immediately succeeding the October
13 determination, or the succeeding Monday if March 1 falls on a
14 Saturday or Sunday:

15 Sec. 4. Section 257.6, subsection 3, Code 2024, is amended
16 to read as follows:

17 3. *Additional enrollment because of special education.*

18 a. A school district shall determine its additional
19 enrollment because of special education, as defined in this
20 section, by ~~November~~ October 1 of each year, or by the first
21 Monday in October if October 1 falls on a Saturday or Sunday,
22 and shall certify its additional enrollment because of special
23 education to the department of education by ~~November~~ October 15
24 of each year, or by the succeeding Monday if October 15 falls
25 on a Saturday or Sunday, and the department shall promptly
26 forward the information to the department of management.

27 b. For the purposes of **this chapter**, "*additional enrollment*
28 *because of special education*" is determined by calculating the
29 average of the following:

30 (1) An amount determined by multiplying the weighting of
31 each category of child under **section 256B.9** times the number of
32 children in each category totaled for all categories minus the
33 total number of children in all categories, as determined on
34 March 1 immediately succeeding the October determination under
35 subparagraph (2), or the succeeding Monday if March 1 falls on

1 a Saturday or Sunday.

2 (2) An amount determined by multiplying the weighting of
3 each category of child under section 256B.9 times the number
4 of children in each category totaled for all categories minus
5 the total number of children in all categories, as determined
6 on October 1 of each year, or the first Monday in October if
7 October 1 falls on a Saturday or Sunday.

8 Sec. 5. Section 257.6, subsection 5, paragraph a, Code 2024,
9 is amended to read as follows:

10 a. Weighted enrollment is the budget enrollment plus
11 the district's additional enrollment because of special
12 education calculated ~~by November 1~~ in October of the base year
13 under subsection 3 plus additional pupils added due to the
14 application of the supplementary weighting as determined under
15 subsection 5A.

16 Sec. 6. Section 257.6, Code 2024, is amended by adding the
17 following new subsection:

18 NEW SUBSECTION. 5A. Pupils added due to application of
19 supplementary weighting.

20 a. A school district shall determine its pupils added due
21 to application of supplementary weighting by October 1 of each
22 year, or by the first Monday in October if October 1 falls on a
23 Saturday or Sunday, and shall certify its pupils added due to
24 the application of supplementary weighting to the department
25 of education by October 15 of each year, or by the succeeding
26 Monday if October 15 falls on a Saturday or Sunday, and the
27 department shall promptly forward the information to the
28 department of management.

29 b. For the purposes of this chapter, "pupils added due
30 to application of supplementary weighting" is determined by
31 calculating the average of the following:

32 (1) The sum of the number of additional pupils assigned to
33 a student or to the school district under section 257.11 or
34 280.4, or other provision of law providing for supplementary
35 weighting, but excluding those under subsection 1, as

1 determined on March 1 immediately succeeding the October
2 determination under subparagraph (2), or the succeeding Monday
3 if March 1 falls on a Saturday or Sunday.

4 (2) The sum of the number of additional pupils assigned to
5 a student or to the school district under section 257.11 or
6 280.4, or other provision of law providing for supplementary
7 weighting, but excluding those under subsection 1, as
8 determined on October 1 of each year, or the first Monday in
9 October if October 1 falls on a Saturday or Sunday.

10 Sec. 7. Section 261E.7, subsection 1, unnumbered paragraph
11 1, Code 2024, is amended to read as follows:

12 Not later than June 30 of each year, a school district
13 shall pay a tuition reimbursement amount to a postsecondary
14 institution that has enrolled its resident eligible
15 students under [this chapter](#), unless the eligible student is
16 participating in open enrollment under [section 282.18](#), in
17 which case, the tuition reimbursement amount shall be paid
18 by the receiving district. However, if a child's residency
19 changes during a school year, the tuition shall be paid by the
20 district in which the child was enrolled as of the October
21 date specified in [section 257.6, subsection 1, paragraph "a"](#),
22 or the district in which the child was counted under section
23 257.6, subsection 1, paragraph "a", subparagraph (6), as of
24 the October date specified in section 257.6, subsection 1,
25 paragraph "a". For students enrolled at the Iowa school for
26 the deaf, the department of education shall pay a tuition
27 reimbursement amount by June 30 of each year. The amount of
28 tuition reimbursement for each separate course shall equal the
29 lesser of:

30 Sec. 8. Section 273.5, subsection 5, Code 2024, is amended
31 to read as follows:

32 5. ~~Provide~~ Annually provide each school district within
33 the area served and the department of education with a special
34 education weighted enrollment count, including the additional
35 enrollment because of special education ~~for December 1 of each~~

1 year.

2 Sec. 9. Section 279.60, subsection 1, Code 2024, is amended
3 to read as follows:

4 1. Each school district shall administer the teaching
5 strategies gold early childhood assessment to every resident
6 prekindergarten or four-year-old child whose parent or guardian
7 enrolls the child in the district, and shall administer a valid
8 and reliable universal screening instrument, as prescribed by
9 the department of education, to every kindergarten student
10 enrolled in the district not later than the October date
11 specified in [section 257.6, subsection 1, paragraph "a"](#). The
12 assessment shall be aligned with state early learning standards
13 and preschool programs shall be encouraged to administer the
14 assessment at least at the beginning and end of the preschool
15 program, with the assessment information entered into the
16 statewide longitudinal data system. The department shall work
17 to develop agreements with head start programs to incorporate
18 similar information about four-year-old children served by head
19 start into the statewide longitudinal data system.

20 Sec. 10. Section 282.12, subsection 4, Code 2024, is amended
21 to read as follows:

22 4. The number of pupils participating in a whole grade
23 sharing agreement shall be determined on the October date
24 specified in [section 257.6, subsection 1, paragraph "a"](#), and on
25 the second Friday of January of each year.

26 Sec. 11. Section 282.18, subsection 7, paragraph a, Code
27 2024, is amended to read as follows:

28 a. If a parent or guardian of a child, who is participating
29 in open enrollment under [this section](#), moves to a different
30 school district during the course of either district's academic
31 year, the child's first district of residence as determined
32 on the October date specified in [section 257.6, subsection 1,](#)
33 [paragraph "a"](#), shall be responsible for payment of the cost
34 per pupil plus weightings or special education costs to the
35 receiving school district for the balance of the school year in

1 which the move took place. The new district of residence shall
2 be responsible for the payments during succeeding years.

3 Sec. 12. EFFECTIVE DATE. This division of this Act, being
4 deemed of immediate importance, takes effect upon enactment.

5 Sec. 13. APPLICABILITY. This division of this Act applies
6 to actual enrollment determinations for school budget years
7 beginning on or after the effective date of this division of
8 this Act.

9 EXPLANATION

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

12 This bill relates to education, including modifying
13 provisions related to education data collection and the
14 determination of enrollment.

15 DIVISION I — EDUCATION INFORMATION AND FUNDING. Division
16 I of the bill modifies and consolidates language regarding
17 electronic data and information duties of the director of
18 the department of education. Under the bill, the director
19 is required to approve, coordinate, and supervise the use
20 of electronic data and information processing by school
21 districts, area education agencies, and merged areas, including
22 the procurement or development of a single, comprehensive,
23 statewide, student information system that is required to be
24 used by all school districts, accredited nonpublic schools,
25 and area education agencies. The student information system
26 procured or developed must be designed for the purpose of
27 establishing standardized electronic data collections and
28 reporting protocols that facilitate compliance with state and
29 federal reporting requirements, improve school-to-school and
30 district-to-district information exchanges, and maintain the
31 confidentiality of individual student and staff data.

32 The department of education is required to pay for the
33 procurement or development of the student information system
34 and shall pay for at least the first year of statewide
35 implementation, after which the cost of operating the system

1 may be funded through the collection of a fee by the department
2 from each school district and accredited nonpublic school. The
3 amount of the fee shall be based on a per-student rate, not to
4 exceed \$12 per student for the first year of the fee.

5 DIVISION II — STUDENT ENROLLMENT. Code section 257.6(1)(a)
6 provides that each school district's actual enrollment is
7 determined annually on October 1, or the first Monday in
8 October if October 1 falls on a Saturday or Sunday. Division
9 II of the bill amends methodology for determining the actual
10 enrollment each year. Under the bill, actual enrollment is
11 determined annually by calculating the average of the count on
12 October 1, or the first Monday in October if October 1 falls
13 on a Saturday or Sunday, and the count on March 1 immediately
14 succeeding the October determination, or the succeeding Monday
15 if March 1 falls on a Saturday or Sunday.

16 Division II makes similar changes to the provisions of
17 Code section 257.6 governing the calculation of each school
18 district's additional enrollment because of special education
19 and each school district's pupils added due to application
20 of supplementary weighting, by requiring an average of such
21 amounts determined on two specified dates.

22 Division II makes corresponding changes to other provisions
23 of law.

24 Division II of the bill takes effect upon enactment and
25 applies to actual enrollment determinations for school budget
26 years beginning on or after the effective date of division II
27 of the bill.