

Senate File 269 - Introduced

SENATE FILE 269

BY ZAUN

A BILL FOR

1 An Act relating to education, including modifying provisions
2 related to civil liability associated with secondary
3 students participating in work-based learning programs and
4 the career and technical education instruction provided
5 to students enrolled in grades nine through twelve in
6 school districts and charter schools, establishing a career
7 and technical education teachers grant program within
8 the department of education, making appropriations, and
9 requiring the department of education to convene a senior
10 year plus program task force.

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

1 Section 1. NEW SECTION. 92.24 Employer liability in
2 work-based learning.

3 1. For purposes of this section, unless the context
4 otherwise requires:

5 a. "Business" means any city, county, or township, including
6 but not limited to a fire department or law enforcement
7 office or department, public university, municipal university,
8 community college, technical college or not-for-profit
9 private postsecondary educational institution, corporation,
10 association, partnership, proprietorship, limited liability
11 company, limited partnership, limited liability partnership,
12 organization or other legal entity, whether for-profit or
13 not-for-profit, that does all of the following:

14 (1) Enters into an agreement with a school district for a
15 work-based learning program.

16 (2) Directly supervises a student who is participating in
17 the work-based learning program, either on the premises of the
18 business or at another location.

19 b. "Work-based learning program" means a learning program to
20 which all of the following apply:

21 (1) The program includes but is not limited to work-related,
22 on-the-job training, job shadowing, internships, clinicals,
23 practicums, registered apprenticeships, co-ops, supervised
24 agricultural experiences, and industry-led service-learning
25 projects.

26 (2) The program is incorporated into secondary coursework
27 or related to a specific field of study.

28 (3) The program integrates knowledge and theory learned
29 in the classroom or other school-approved setting with
30 the practical application and development of skills and
31 proficiencies in a professional work setting.

32 2. A business that accepts a secondary student in a
33 work-based learning program shall not be subject to civil
34 liability for any claim arising from the student's negligent
35 act or omission during the student's participation in the

1 work-based learning program on the premises of the business or
2 at another location.

3 3. A business that accepts a secondary student in a
4 work-based learning program shall not be subject to civil
5 liability for any claim for bodily injury to the student or
6 another person or sickness or death by accident of the student
7 arising from the student's driving in between worksites or to
8 or from the premises of the business or another location to
9 participate in the work-based learning program.

10 4. A business that accepts a secondary student in a
11 work-based learning program shall not be subject to civil
12 liability for any claim for bodily injury to the student or
13 sickness or death by accident of the student arising from the
14 business's negligent act or omission during the student's
15 participation in the work-based learning program on the
16 premises of the business or at another location.

17 5. This section shall not be construed to provide immunity
18 for a student or business for civil liability arising from
19 gross negligence or willful misconduct stemming from a
20 work-based learning program.

21 Sec. 2. Section 256.11, subsection 5, paragraph h, Code
22 2023, is amended by adding the following new subparagraph:

23 NEW SUBPARAGRAPH. (04) Units of coursework that meet
24 the requirements of any combination of coursework required
25 under paragraph "a", "b", "d", "e", or "k" and incorporate the
26 curriculum required under subparagraph (1) shall be deemed to
27 satisfy the offer and teach requirements of this paragraph "h"
28 and a student who completes such units shall be deemed to have
29 met the graduation requirement of this paragraph "h".

30 Sec. 3. NEW SECTION. 256.20 Career and technical education
31 teachers — grant program.

32 1. The department shall establish a career and technical
33 education teachers grant program to provide grants to school
34 districts to supplement the wages of teachers providing
35 instruction pursuant to section 256.11, subsection 5, paragraph

1 "h".

2 2. A school district may apply to the department for grants
3 under this section to supplement the wages of teachers employed
4 by the school district who provide instruction pursuant to
5 section 256.11, subsection 5, paragraph "h".

6 3. Moneys awarded under this section shall be used to
7 supplement, not supplant, existing public funding used by a
8 school district for similar purposes.

9 4. A career and technical education teachers grant program
10 fund is established in the state treasury. The fund shall be
11 administered by the department and shall consist of moneys
12 appropriated by the general assembly and any other moneys
13 received by the department for deposit in the fund. The
14 moneys in the fund are appropriated to the department for
15 the career and technical education teachers grant program.
16 Notwithstanding section 8.33, moneys in the fund at the close
17 of the fiscal year shall not revert to the general fund of the
18 state but shall remain available for expenditure for the career
19 and technical education teachers grant program for subsequent
20 fiscal years. Notwithstanding section 12C.7, subsection 2,
21 interest or earnings on moneys in the fund shall be credited
22 to the fund.

23 5. The department shall develop a strategy for attracting
24 additional financial resources for the career and technical
25 education teachers grant program from other sources, which
26 may include the private sector and local, state, and federal
27 government funding sources. The financial resources received
28 shall be credited to the career and technical education
29 teachers grant program fund.

30 6. The state board shall adopt rules pursuant to chapter 17A
31 to administer this section, including rules related to grant
32 application materials, eligibility requirements, and award
33 criteria.

34 Sec. 4. DEPARTMENT OF EDUCATION — SENIOR YEAR PLUS PROGRAM
35 — TASK FORCE.

1 1. The department of education shall convene and provide
2 administrative support to a senior year plus program task force
3 that shall study and make recommendations regarding all of the
4 following:

5 a. The supplementary weighting plan that applies to school
6 districts that send their resident high school pupils to a
7 community college for college-level classes, or to a class
8 taught by a community college-employed instructor, under the
9 district-to-community college sharing or concurrent enrollment
10 program established under section 261E.8.

11 b. The policies and procedures that apply to resident high
12 school pupils who are enrolled in a community college for
13 college-level classes under the district-to-community college
14 sharing or concurrent enrollment program established under
15 section 261E.8.

16 2. The task force shall include the following members:

17 a. A parent or guardian of a student who is participating
18 in the district-to-community college sharing or concurrent
19 enrollment program established under section 261E.8.

20 b. A student who is participating in the
21 district-to-community college sharing or concurrent enrollment
22 program established under section 261E.8.

23 c. A representative of a school district.

24 d. A representative of a community college.

25 e. A representative of the department of education.

26 3. The task force shall submit a report, including findings
27 and recommendations for policy changes, to the general assembly
28 by December 31, 2023.

29

EXPLANATION

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

32 This bill relates to education, including modifying
33 provisions relating to civil liability associated with
34 secondary students participating in work-based learning
35 programs and the career and technical education instruction

1 provided to students enrolled in grades 9 through 12 in
2 school districts and charter schools, establishing a career
3 and technical education teachers grant program within the
4 department of education (DE), and requiring DE to convene a
5 senior year plus program task force.

6 The bill provides that a business that accepts a secondary
7 student in a work-based learning program shall not be subject
8 to civil liability for any claim arising from the student's
9 negligent act or omission during the student's participation
10 in the program. The bill also provides that a business that
11 accepts a secondary student in a work-based learning program
12 shall not be subject to civil liability for any claim for
13 bodily injury to the student or another person or sickness or
14 death by accident of the student arising from the student's
15 driving to participate in the program. Additionally, the bill
16 provides that a business that accepts a secondary student in
17 a work-based learning program shall not be subject to civil
18 liability for any claim for bodily injury to the student or
19 sickness or death by accident of the student arising from the
20 business's negligent act or omission during the student's
21 participation in the program. The bill establishes that these
22 provisions shall not be construed to provide immunity for a
23 student or business for civil liability arising from gross
24 negligence or willful misconduct stemming from a work-based
25 learning program.

26 The bill provides that units of coursework that meet the
27 requirements of the science, social studies, mathematics, or
28 personal financial literacy instruction, and that incorporate
29 the career and technical education curriculum, shall be deemed
30 to satisfy the requirements associated with the career and
31 technical education curriculum.

32 The bill establishes a career and technical education
33 teachers grant program within DE to provide grants to school
34 districts to supplement the wages of teachers providing career
35 and technical education instruction to students enrolled in

1 grades 9 through 12. The bill also establishes a career and
2 technical education teachers grant program fund in the state
3 treasury. The bill requires DE to develop a strategy for
4 attracting additional financial resources for the program
5 from other sources and provides that the additional financial
6 resources are to be credited to the fund. Additionally, the
7 bill requires the state board of education to adopt rules to
8 administer the program.

9 The bill requires DE to convene and provide administrative
10 support to a senior year plus program task force. The
11 bill establishes that the task force is to study and make
12 recommendations regarding the supplementary weighting
13 plan that applies to school districts that send their
14 resident high school pupils to a community college for
15 college-level classes, or to a class taught by a community
16 college-employed instructor, and the policies and procedures
17 that apply to resident high school pupils who are enrolled
18 in a community college for college-level classes under the
19 district-to-community college sharing or concurrent enrollment
20 program. The bill also establishes the membership of the task
21 force. The bill requires the task force to submit a report,
22 including findings and recommendations for policy changes, to
23 the general assembly by December 31, 2023.