

Senate File 2368 - Reprinted

SENATE FILE 2368
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SSB 3157)

(As Amended and Passed by the Senate April 19, 2024)

A BILL FOR

1 An Act relating to education, including by modifying provisions
2 related to the sale of real property by school districts and
3 to charter school and open enrollment funding.

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

DIVISION I

FUNDING FORMULA

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3 Section 1. Section 256E.8, subsection 2, paragraph a, Code
4 2024, is amended to read as follows:

5 a. The charter school in which the student is enrolled shall
6 receive under paragraph "c" an amount equal to the sum of the
7 regular program state cost per pupil for the ~~previous school~~
8 budget year plus the teacher leadership supplement state cost
9 per pupil, the professional development supplement state cost
10 per pupil, and the early intervention supplement state cost
11 per pupil for the ~~previous fiscal~~ budget year as provided in
12 section 257.9 plus any moneys received by that would be due to
13 the school district of residence for the student as a result
14 of the non-English speaking weighting under section 280.4,
15 subsection 3, for the ~~previous school~~ budget year multiplied
16 by the state cost per pupil for the ~~previous~~ budget year.
17 If a student is an eligible pupil under [section 261E.6](#), the
18 charter school shall pay the tuition reimbursement amount to
19 an eligible postsecondary institution as provided in section
20 261E.7.

21 Sec. 2. Section 282.18, subsection 5, paragraph b,
22 subparagraph (1), Code 2024, is amended to read as follows:

23 (1) The board of directors of the district of residence
24 shall pay to the receiving district the sum of the state cost
25 per pupil for the ~~previous school~~ budget year plus either
26 the teacher leadership supplement state cost per pupil, the
27 professional development supplement state cost per pupil, and
28 the early intervention supplement state cost per pupil for
29 the ~~previous fiscal~~ budget year as provided in [section 257.9](#)
30 or the teacher leadership supplement foundation aid for the
31 previous fiscal year as provided in ~~section 284.13~~, subsection
32 1, paragraph "d", if both the district of residence and the
33 receiving district are receiving such supplements, plus any
34 moneys received that would be due to the school district of
35 residence for the pupil as a result of the non-English speaking

1 weighting under [section 280.4, subsection 3](#), for the ~~previous~~
2 ~~school~~ budget year multiplied by the state cost per pupil for
3 the ~~previous~~ budget year. If the pupil participating in open
4 enrollment is also an eligible pupil under [section 261E.6](#), the
5 receiving district shall pay the tuition reimbursement amount
6 to an eligible postsecondary institution as provided in section
7 261E.7.

8 DIVISION II

9 SCHOOL DISTRICT PROPERTY

10 Sec. 3. Section 278.1, subsection 1, paragraph b, Code 2024,
11 is amended to read as follows:

12 *b.* Except when restricted by [section 297.24 or 297.25](#),
13 direct the sale, lease, or other disposition of any schoolhouse
14 or school site or other property belonging to the corporation,
15 and the application to be made of the proceeds thereof.
16 However, ~~nothing in this section~~ shall not be construed
17 to prevent the sale, lease, exchange, gift, or grant and
18 acceptance of any interest in real or other property of the
19 corporation to the extent authorized in [section 297.22 or](#)
20 [297.24](#).

21 Sec. 4. NEW SECTION. **297.23 Publication of information**
22 **related to real property.**

23 The board of directors of a school district shall publish
24 information related to all of the following on the school
25 district's internet site:

26 1. The square footage of each school building owned by the
27 school district.

28 2. The enrollment capacity of each attendance center owned
29 by the school district.

30 3. How each school building owned by the school district is
31 currently utilized by the school district.

32 4. School buildings owned by the school district that are
33 vacant.

34 Sec. 5. NEW SECTION. **297.24 Sale of real property to other**
35 **educational institutions.**

1 1. The board of directors of a school district shall not
2 enter into any agreement that prohibits the sale of real
3 property to an educational institution.

4 2. If the board of directors of a school district offers
5 to sell real property that contains a building or structure,
6 and an educational institution offers to purchase such real
7 property for a purchase price that represents the highest bid
8 the board of directors of the school district received for
9 the real property, then the board of directors of the school
10 district shall sell the real property to the educational
11 institution for such purchase price.

12 3. For purposes of this section, "*educational institution*"
13 means all of the following:

14 a. A school district.

15 b. A nonpublic school.

16 c. A charter school established pursuant to chapter 256E.

17 d. A charter school or innovation zone school established
18 pursuant to chapter 256F.

19 e. An institution of higher education under the control of
20 the state board of regents.

21 f. A community college established under chapter 260C.

22 g. The state training school established under chapter 233A.

23 h. An accredited private institution as defined in section
24 256.183.

25 Sec. 6. IMPLEMENTATION OF ACT. Section 25B.2, subsection 3,
26 shall not apply to this division of this Act.