SENATE FILE 391
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SSB 1076)

(As Amended and Passed by the Senate March 7, 2023)

_____ and [= New Language by the Senate

A BILL FOR

An Act relating to education, including modifying provisions related to comprehensive school improvement plans, teacher librarians and guidance counselors, required days or hours of instruction in elementary and secondary schools, agreements between school districts and community colleges to teach certain courses, and required courses in school districts and accredited nonpublic schools, and authorizing school districts to offer sequential units in one classroom.

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

DIVISION I

ELIMINATION OF COMPREHENSIVE SCHOOL IMPROVEMENT PLAN

Section 1. Section 256.7, subsection 21, paragraph a, Code 2023, is amended to read as follows:

a. Requirements that all school districts and accredited nonpublic schools develop, implement, and file with the department a ~~comprehensive school improvement plan~~ report that includes ~~but is not limited to demonstrated school, parental, and community involvement in assessing educational needs, establishing local education standards and student achievement levels, and, as applicable, the consolidation of federal and state planning, goal-setting, and reporting requirements~~ information necessary for the department of education to submit to the United States secretary of education the plan required pursuant to the federal Elementary and Secondary Education Act, as amended by the federal Every Student Succeeds Act, Pub. L. No. 114-95. ~~Each school district and accredited nonpublic school shall include in its comprehensive school improvement plan a list and description of the online coursework offered by the school district or accredited nonpublic school to which the student is enrolled.~~

Sec. 2. Section 279.61, subsection 5, Code 2023, is amended to read as follows:

5. For the school year beginning July 1, 2016, and each succeeding school year, the board of directors of each school district shall submit to the local community~~, and to the department as a component of the school district's comprehensive school improvement plan required by section 256.7, subsection 21,~~ an annual report on student utilization of the district's career information and decision-making system.

Sec. 3. Section 279.68, subsection 3, paragraph a, Code 2023, is amended to read as follows:

a. To ensure all children are reading proficiently by the end of third grade, each school district shall address reading

proficiency ~~as part of its comprehensive school improvement plan~~, drawing upon information about students from assessments and reassessments conducted pursuant to subsection 1 and the prevalence of areas in which students are persistently at risk in reading identified by classroom, elementary school, and other student characteristics. ~~As part of its comprehensive school improvement plan, each~~ Each school district shall review chronic early elementary absenteeism for its impact on literacy development. If more than fifteen percent of an attendance center's students are not reading proficiently and are persistently at risk in reading by the end of third grade, the ~~comprehensive school improvement plan shall include~~ school district shall develop and implement strategies to reduce that percentage, including school and community strategies to raise the percentage of students who are reading at grade level.

Sec. 4. Section 280.19, Code 2023, is amended to read as follows:

280.19 Plans for at-risk children.

The board of directors of each public school district shall incorporate, into the kindergarten admissions program, criteria and procedures for identification and integration of at-risk children and their developmental needs. ~~This incorporation shall be part of the comprehensive school improvement plan developed and implemented in accordance with section 256.7, subsection 21, paragraph "a".~~

Sec. 5. Section 280.28, subsection 7, Code 2023, is amended to read as follows:

7. ~~*Integration of policy and reporting*~~ *Reporting*. The board of directors of a school district and the authorities in charge of each nonpublic school shall ~~integrate its antiharassment and antibullying policy into the comprehensive school improvement plan required under section 256.7, subsection 21, and shall~~ report data collected under subsection 6, as specified by the department, to the department and to the local community.

Sec. 6. Section 284.5, subsection 3, Code 2023, is amended

to read as follows:

3. Each school district and area education agency that provides a beginning teacher mentoring and induction program under this chapter shall develop a plan for the program. ~~A school district shall include its plan in the school district's comprehensive school improvement plan submitted pursuant to section 256.7, subsection 21.~~ The plan shall, at a minimum, provide for a two-year sequence of induction program content and activities to support the Iowa teaching standards and beginning teacher professional and personal needs; mentor training that includes, at a minimum, skills of classroom demonstration and coaching, and district expectations for beginning teacher competence on Iowa teaching standards; placement of mentors and beginning teachers; the process for dissolving mentor and beginning teacher partnerships; district organizational support for release time for mentors and beginning teachers to plan, provide demonstration of classroom practices, observe teaching, and provide feedback; structure for mentor selection and assignment of mentors to beginning teachers; a district facilitator; and program evaluation.

Sec. 7. Section 284.6, subsections 3, 4, and 7, Code 2023, are amended to read as follows:

3. A school district shall ~~incorporate~~ develop a district professional development plan ~~into the district's comprehensive school improvement plan submitted to the department in accordance with section 256.7, subsection 21~~. The district professional development plan shall include a description of the means by which the school district will provide access to all teachers in the district to professional development programs or offerings that meet the requirements of subsection 1. The plan shall align all professional development with the school district's long-range student learning goals and the Iowa teaching standards. The plan shall indicate the school district's approved professional development provider or providers.

4. In cooperation with the teacher's evaluator, the career teacher employed by a school district shall develop an individual teacher professional development plan. The evaluator shall consult with the teacher's supervisor on the development of the individual teacher professional development plan. The purpose of the plan is to promote individual and group professional development. The individual plan shall be based, at minimum, on the needs of the teacher, the Iowa teaching standards, and the student achievement goals of the attendance center and the school district ~~as outlined in the comprehensive school improvement plan~~. The individual plan shall include goals for the individual which are beyond those required under the attendance center professional development plan developed pursuant to subsection 7.

7. Each attendance center shall develop an attendance center professional development plan. The purpose of the plan is to promote group professional development. The attendance center plan shall be based, at a minimum, on the needs of the teachers, the Iowa teaching standards, district professional development plans, and the student achievement goals of the attendance center and the school district ~~as set forth in the comprehensive school improvement plan~~.

Sec. 8. Section 284.14, subsection 3, paragraph a, Code 2023, is amended to read as follows:

a. Commencing with the school year beginning July 1, 2007, the commission shall initiate planning pilots, in selected kindergarten through grade twelve schools, to test the effectiveness of the pay-for-performance program. The purpose of the planning pilots is to identify the strengths and weaknesses of various pay-for-performance program designs, evaluate cost effectiveness, analyze student achievement needs, select formative and summative student achievement measures that align to identify needs, consider necessary supports related to the student achievement goals ~~in the school district's comprehensive school improvement plan~~, review

assessment needs, identify mechanisms to account for existing teacher contract provisions within the proposed career ladder salary increments, allow thorough review of data, and make necessary adjustments before proposing implementation of the pay-for-performance program statewide.

Sec. 9. Section 284A.5, subsection 3, Code 2023, is amended to read as follows:

3. Each school board shall establish an administrator mentoring program for all beginning administrators. The school board may adopt the model program developed by the department pursuant to subsection 2. Each school board's beginning administrator mentoring and induction program shall, at a minimum, provide for one year of programming to support the Iowa standards for school administrators adopted pursuant to section 256.7, subsection 27, and beginning administrators' professional and personal needs. Each school board shall develop and implement a beginning administrator mentoring and induction plan. The plan shall describe the mentor selection process, describe supports for beginning administrators, describe program organizational and collaborative structures, provide a budget, provide for sustainability of the program, and provide for program evaluation. The school board employing an administrator shall determine the conditions and requirements of an administrator participating in a program established pursuant to this section. ~~A school board shall include its plan in the school district's comprehensive school improvement plan submitted pursuant to section 256.7, subsection 21.~~

Sec. 10. Section 284A.6, subsection 2, Code 2023, is amended to read as follows:

2. In cooperation with the administrator's evaluator, the administrator who has a professional administrator license issued by the board of educational examiners pursuant to chapter 272 and is employed by a school district or area education agency in a school district administrative position

shall develop an individual administrator professional development plan. The purpose of the plan is to promote individual and group professional development. The individual plan shall be based, at a minimum, on the needs of the administrator, the Iowa standards for school administrators adopted pursuant to section 256.7, subsection 27, and the student achievement goals of the attendance center and the school district ~~as outlined in the comprehensive school improvement plan~~.

DIVISION II

TEACHER LIBRARIANS AND GUIDANCE COUNSELORS

Sec. 11. Section 256.11, subsections 9 and 9A, Code 2023, are amended to read as follows:

9. *a.* Beginning July 1, ~~2006~~ 2023, each school district shall ~~have~~ employ either a qualified teacher librarian ~~who shall be~~ licensed by the board of educational examiners under chapter 272 or a person previously employed as a librarian by a public library. The board of educational examiners shall not require an applicant for a teacher librarian license to have a master's degree.

b. The state board shall establish in rule standards for school district library programs, which shall be designed to provide for methods to improve library collections to meet student needs, include a current and diverse collection of fiction and nonfiction materials in a variety of formats to support student curricular needs, and include a plan for annually updating and replacing library materials and equipment.

c. The state board shall establish in rule a definition of and standards for an articulated sequential kindergarten through grade twelve media program.

d. A school district that entered into a contract with an individual for employment as a media specialist or librarian prior to June 1, 2006, shall be considered to be in compliance with this subsection until June 30, 2011, if the individual

is making annual progress toward meeting the requirements for a teacher librarian endorsement issued by the board of educational examiners under chapter 272. ~~A school district that entered into a contract with an individual for employment as a media specialist or librarian who holds at least a master's degree in library and information studies shall be considered to be in compliance with this subsection until the individual leaves the employ of the school district.~~

9A. Beginning July 1, 2007, each school district shall have a qualified guidance counselor who shall be licensed by the board of educational examiners under chapter 272. Each school district shall work toward the goal of having one qualified guidance counselor for every three hundred fifty students enrolled in the school district. The state board shall establish in rule a definition of and standards for an articulated sequential kindergarten through grade twelve guidance and counseling program. The program shall be designed to ensure that the guidance counselor can work collaboratively with students, teachers, support staff, and administrators to support the curricular goals of the school by offering responsive services that address the growth and development needs of students and the attainment of student competencies in academic, career, and social areas.

DIVISION III

REQUIRED ATTENDANCE — SCHOOL DISTRICTS, ACCREDITED NONPUBLIC SCHOOLS, CHARTER SCHOOLS, AND INNOVATION ZONE SCHOOLS

Sec. 12. Section 279.10, subsection 1, Code 2023, is amended to read as follows:

1. The school year for each school district and accredited nonpublic school shall begin on July 1 and the school calendar shall begin no sooner than August 23 and no later than the first Monday in December. The school calendar shall include not less than one hundred eighty days or one thousand eighty hours of instruction during the calendar year, of which not more than five days or thirty hours of instruction may be

delivered primarily over the internet except as otherwise provided in section 256.43 or in rules adopted by the state board of education pursuant to section 256.7, subsection 32. The board of directors of a school district and the authorities in charge of an accredited nonpublic school shall determine the school start date for the school calendar in accordance with this subsection and shall set the number of days or hours of required attendance for the school year as provided in section 299.1, subsection 2, but the board of directors of a school district shall hold a public hearing on any proposed school calendar prior to adopting the school calendar. If the board of directors of a district or the authorities in charge of an accredited nonpublic school extends the school calendar because inclement weather caused the school district or accredited nonpublic school to temporarily close during the regular school calendar, the school district or accredited nonpublic school may excuse a graduating senior who has met district or school requirements for graduation from attendance during the extended school calendar. A school corporation may begin employment of personnel for in-service training and development purposes before the date to begin elementary and secondary school.

DIVISION IV

EDUCATIONAL STANDARDS — AGREEMENTS WITH COMMUNITY COLLEGES

Sec. 13. Section 279.50A, Code 2023, is amended to read as follows:

279.50A Educational standards — agreements ~~for mathematics and science units~~ with community colleges.

1. ~~If a school district's total enrollment exceeds six hundred pupils, the~~ A school district may enter into an agreement with a community college under which the community college may offer, or provide a community college-employed instructor to teach, ~~one of the units in accordance with section 256.11, subsection 5, paragraph "a", or one of the units in accordance with section 256.11, subsection 5, paragraph "d" or "e"~~ any unit, and if the unit of coursework under

the agreement meets the requirements specified in section 257.11, subsection 3, paragraph "*b*", subparagraphs (2) through (7), the unit offered shall be deemed to meet the education program requirement ~~for a unit of mathematics or science, as applicable,~~ pertaining to the unit under section 256.11, subsection 5, ~~paragraph "*a*", "*d*", or "*e*"~~ if applicable. The provisions of this subsection are applicable only if all of the following conditions are met:

~~*a. The school district has made every reasonable and good faith effort to employ a teacher licensed under chapter 272 for the unit of science or mathematics, as applicable, and is unable to employ such a teacher. For purposes of this subsection, "good faith effort" means the same as defined in section 279.19A, subsection 9.*~~

~~*b. Enrollment for the unit exceeds five pupils.*~~

~~*c.*~~ *a.* The unit is offered during the regular school day.

~~*d.*~~ *b.* The unit is made accessible by the school district to all eligible pupils.

2. Pupils enrolled in a unit of coursework offered pursuant to subsection 1 are not eligible for supplementary weighting under section 257.11, subsection 3.

DIVISION V

AUTHORIZATION TO OFFER SEQUENTIAL UNITS IN ONE CLASSROOM

Sec. 14. Section 256.11, Code 2023, is amended by adding the following new subsection:

NEW SUBSECTION. 5A. *a.* The board of directors of a school district or the authorities in charge of an accredited nonpublic school may authorize a teacher who is appropriately licensed by the board of educational examiners under chapter 272 to teach two or more sequential units of one subject area in the same classroom at the same time in grades nine through twelve. The board of directors of a school district or the authorities in charge of an accredited nonpublic school shall award high school credit to a student upon the student's successful completion of the course. The teacher must meet the

minimum certification requirements of the national organization that administers the advanced placement program if one of the units being offered pursuant to this paragraph is an advanced placement course.

b. The board of directors of a school district or the authorities in charge of an accredited nonpublic school may authorize a community college-employed instructor who is providing instruction in the school pursuant to section 261E.8 through a contractual agreement between a community college and the school district or accredited nonpublic school to teach two or more sequential units of one subject area in the same classroom at the same time in grades nine through twelve. The board of directors of a school district or the authorities in charge of an accredited nonpublic school shall award high school credit to a student upon the student's successful completion of the course if the board of directors of the school district or the authorities in charge of the accredited nonpublic school approved the course pursuant to section 261E.8, subsection 3. The community college-employed instructor must meet the minimum certification requirements of the national organization that administers the advanced placement program if one of the units being offered pursuant to this paragraph is an advanced placement course.

DIVISION VI

EDUCATIONAL STANDARDS

Sec. 15. Section 256.7, subsection 26, paragraph a, subparagraph (3), Code 2023, is amended to read as follows:

(3) The rules establishing a core curriculum shall address the core content standards in subsection 28 and the skills and knowledge students need to be successful in the twenty-first century. The core curriculum shall include social studies and twenty-first century learning skills which include but are not limited to civic literacy, health literacy, ~~technology literacy,~~ financial literacy, family life and consumer sciences, and employability skills; and shall address the

curricular needs of students in kindergarten through grade twelve in those areas. The state board shall further define the twenty-first century learning skills components by rule.

Sec. 16. Section 256.11, subsection 1, paragraph a, Code 2023, is amended to read as follows:

a. If a school offers a prekindergarten program, the program shall be designed to help children to work and play with others, to express themselves, to learn to use and manage their bodies, and to extend their interests and understanding of the world about them. The prekindergarten program shall ~~relate the role of the family to the child's developing sense of self and perception of others. Planning and carrying out prekindergarten activities designed to~~ encourage cooperative efforts between home and school and shall focus on community resources. Except as otherwise provided in this subsection, a prekindergarten teacher shall hold a license certifying that the holder is qualified to teach in prekindergarten. A nonpublic school which offers only a prekindergarten may, but is not required to, seek and obtain accreditation.

Sec. 17. Section 256.11, subsections 3 and 4, Code 2023, are amended to read as follows:

3. The following areas shall be taught in grades one through six: English-language arts, social studies, mathematics, science, health, age-appropriate and research-based human growth and development, physical education, traffic safety, music, and visual art. Computer science instruction incorporating the standards established under section 256.7, subsection 26, paragraph "*a*", subparagraph (4), shall be offered in at least one grade level commencing with the school year beginning July 1, 2023. The health curriculum shall include the characteristics of communicable diseases ~~including acquired immune deficiency syndrome~~. The state board as part of accreditation standards shall adopt curriculum definitions for implementing the elementary program.

4. The following shall be taught in grades seven and

eight: English-language arts; social studies; mathematics; science; health; age-appropriate and research-based human growth and development; career exploration and development; physical education; music; and visual art. Computer science instruction incorporating the standards established under section 256.7, subsection 26, paragraph *"a"*, subparagraph (4), shall be offered in at least one grade level commencing with the school year beginning July 1, 2023. Career exploration and development shall be designed so that students are appropriately prepared to create an individual career and academic plan pursuant to section 279.61, incorporate foundational career and technical education concepts aligned with the six career and technical education service areas as defined in subsection 5, paragraph *"h"*, ~~and~~ incorporate relevant twenty-first century skills to facilitate career readiness, and introduce students to career opportunities within the local community and across this state. The health curriculum shall include age-appropriate and research-based information regarding the characteristics of sexually transmitted diseases, including HPV and the availability of a vaccine to prevent HPV~~, and acquired immune deficiency syndrome~~. The state board as part of accreditation standards shall adopt curriculum definitions for implementing the program in grades seven and eight. However, this subsection shall not apply to the teaching of career exploration and development in nonpublic schools. For purposes of this section, *"age-appropriate"*, *"HPV"*, and *"research-based"* mean the same as defined in section 279.50.

Sec. 18. Section 256.11, subsection 5, paragraphs f, g, and i, Code 2023, are amended to read as follows:

f. ~~Four~~ Two sequential units of one world language, which may include American sign language. ~~The department may waive the third and fourth years of the world language requirement on an annual basis upon the request of the board of directors of a school district or the authorities in charge of a nonpublic~~

~~school if the board or authorities are able to prove that a licensed teacher was employed and assigned a schedule that would have allowed students to enroll in a world language class, the world language class was properly scheduled, students were aware that a world language class was scheduled, and no students enrolled in the class.~~

g. (1) All students physically able shall be required to participate in a minimum of one-eighth unit of physical education activities during each semester they are enrolled in school except as otherwise provided in this paragraph. ~~A minimum of one-eighth unit each semester is required.~~ A ~~twelfth grade~~ student who meets the requirements of this paragraph ~~may~~ shall be excused from the physical education requirement by the principal of the school in which the student is enrolled if the parent or guardian of the student requests in writing that the student be excused from the physical education requirement. A student who wishes to be excused from the physical education requirement must be seeking to be excused in order to enroll in academic courses not otherwise available to the student, or be enrolled or participating in ~~one~~ any of the following:

(a) A work-based learning program or other educational program authorized by the school which requires the student to leave the school premises for specified periods of time during the school day.

(b) ~~An organized and supervised athletic program which requires at least as much participation per week as one-eighth unit of physical education~~ An activity that is sponsored by the school in which the student is enrolled which requires at least as much physical activity per week as one-eighth unit of physical education.

~~(2) Students in grades nine through eleven may be excused from the physical education requirement in order to enroll in academic courses not otherwise available to the student if the board of directors of the school district in which~~

~~the school is located, or the authorities in charge of the school, if the school is a nonpublic school, determine that students from the school may be permitted to be excused from the physical education requirement. A student may be excused by the principal of the school in which the student is enrolled, in consultation with the student's counselor, for up to one semester, trimester, or the equivalent of a semester or trimester, per year if the parent or guardian of the student requests in writing that the student be excused from the physical education requirement. The student seeking to be excused from the physical education requirement must, at some time during the period for which the excuse is sought, be a participant in an organized and supervised athletic program which requires at least as much time of participation per week as one-eighth unit of physical education.~~

~~(3)~~ (2) The principal of the school shall inform the superintendent of the school district or nonpublic school that the student has been excused. Physical education activities shall emphasize leisure time activities which will benefit the student outside the school environment and after graduation from high school.

~~(4)~~ (3) A student who is enrolled in a junior reserve officers' training corps shall not be required to participate in physical education activities under subparagraph (1) or to meet the physical activity requirements of subsection 6, paragraph "*b*", subparagraph (2), but shall receive one-eighth unit of physical education credit for each semester, or the equivalent, of junior reserve officers' training corps the student completes.

i. ~~Three~~ Two units in the fine arts which ~~shall~~ may include ~~at least two~~ any of the following: dance, music, theater, ~~and~~ or visual art.

Sec. 19. Section 256.11, subsection 5, paragraph j, subparagraph (1), Code 2023, is amended to read as follows:

(1) One unit of health education which ~~shall~~ may

include personal health; food and nutrition; environmental health; safety and survival skills; consumer health; family life; age-appropriate and research-based human growth and development; substance abuse and nonuse; emotional and social health; health resources; cardiopulmonary resuscitation; and prevention and control of disease, including age-appropriate and research-based information regarding sexually transmitted diseases, including HPV and the availability of a vaccine to prevent HPV~~, and acquired immune deficiency syndrome~~.

Sec. 20. Section 256.11, subsection 5, paragraph k, Code 2023, is amended to read as follows:

k. (1) One-half unit of personal finance literacy, which may be offered and taught through dedicated units of coursework or through units of coursework that also meet the requirements of the coursework required under paragraph "*a*", "*b*", "*c*", "*d*", "*e*", or "*h*". ~~All students, beginning with the students in the 2020-2021 school year graduating class, shall complete at least one-half unit of personal finance literacy as a condition of graduation.~~

~~(1)~~ The personal financial literacy curriculum shall, at a minimum, address all of the following:

(a) Savings, including emergency fund, purchases, and wealth building.

(b) Understanding investments, including compound and simple interest, liquidity, diversification, risk return ratio, certificates of deposit, money market accounts, single stocks, bonds, mutual funds, rental real estate, annuities, commodities, and futures.

(c) Wealth building and college planning, including long-term and short-term investing using tax-favored plans, individual retirement accounts and payments from such accounts, employer-sponsored retirement plans and investments, public and private educational savings accounts, and uniform gifts and transfers to minors.

(d) Credit and debt, including credit cards, payday

lending, rent-to-own transactions, debt consolidation, automobile leasing, cosigning a loan, debt avoidance, and the marketing of debt, especially to young people.

(e) Consumer awareness of the power of marketing on buying decisions including zero percent interest offers; marketing methods, including product positioning, advertising, brand recognition, and personal selling; how to read a credit report and correct inaccuracies; how to build a credit score; how to develop a plan to deal with creditors and avoid bankruptcy; and the federal Fair Debt Collection Practices Act, codified at 15 U.S.C. §1692 – 1692p.

(f) Financial responsibility and money management, including creating and living on a written budget and balancing a checkbook; basic rules of successful negotiating and techniques; and personality or other traits regarding money.

(g) Insurance, risk management, income, and career decisions, including career choices that fit personality styles and occupational goals, job search strategies, cover letters, resumes, interview techniques, payroll taxes and other income withholdings, and revenue sources for federal, state, and local governments.

(h) Different types of insurance coverage including renters, homeowners, automobile, health, disability, long-term care, identity theft, and life insurance; term life, cash value and whole life insurance; and insurance terms such as deductible, stop loss, elimination period, replacement coverage, liability, and out-of-pocket.

(i) Buying, selling, and renting advantages and disadvantages relating to real estate, including adjustable rate, balloon, conventional, government-backed, reverse, and seller-financed mortgages.

(2) ~~(a) One-half unit of personal finance literacy may count as one-half unit of social studies in meeting the requirements of paragraph "b", though the teacher providing personal finance literacy coursework that counts as one-half~~

~~unit of social studies need not hold a social studies endorsement.~~

~~(b)~~ Units of coursework that meet the requirements of any combination of coursework required under ~~paragraphs~~ paragraph "a", "b", "c", "d", "e", or "h" and incorporate the curriculum required under subparagraph (1) shall be deemed to satisfy the offer and teach requirements of this paragraph "k" ~~and a student who completes such units shall be deemed to have met the graduation requirement of this paragraph "k"~~.

Sec. 21. Section 256.11, subsection 6, paragraph c, Code 2023, is amended by striking the paragraph.

Sec. 22. Section 279.50, subsection 2, Code 2023, is amended to read as follows:

2. Each school board shall provide age-appropriate and research-based instruction in human growth and development including instruction regarding human sexuality, self-esteem, stress management, interpersonal relationships, domestic abuse, and HPV and the availability of a vaccine to prevent HPV~~, and acquired immune deficiency syndrome~~ as required in section 256.11, in grades one through twelve.

Sec. 23. Section 279.50, subsection 9, paragraph b, Code 2023, is amended by striking the paragraph.