



HOUSE REPUBLICAN STAFF ANALYSIS

Bill:	HF 429/HF 17	House Committee:	PASSED on 2/21 (13-8)
Committee:	Education	House Floor:	
Floor Manager	Representative Boden	Senate Floor:	
Date:	March 22, 2023	Governor:	
Staff:	Kristin Rozeboom (1-3015)		

Intra-District Enrollment

- Allows parents/guardians to enroll their student in another attendance center within the same school district for bullying and harassment.
- Requires the school district to send notice to the parent/guardian within 24 hours if they witness, directly or indirectly, physical injury or bullying and harassment to a student.

Section by Section Analysis

Section 1. Section 279.77 Intra-District Enrollment

A parent or guardian of a student enrolled in a school district may enroll the student in another attendance center within the same school district that offers classes at the student's grade level if the board reasonably believes that any student enrolled in the district has harassed or bullied the student. (Harassment and bullying means the same as defined in 280.28)

A parent or guardian shall send notification to the board, on forms prescribed by the Dept. of Ed., that the parent or guardian intends to enroll the student in another attendance center within the same school district that offers classes at the student's grade level.

The school board shall enroll the student in another attendance center within the district if they have sufficient classroom space. The board may adopt a policy granting the superintendent authority to approve requests submitted. If the request is granted, the board shall transmit a copy of the form to the parent/guardian within 5 days after board action. The parent/guardian may withdraw the request at any time prior to the board's action on the request. A denial of request by the board is not subject to appeal.

Each school district shall adopt a policy that defined "insufficient classroom space" for that district.

A request is for a period of not less than one year. The student may return to the original attendance center and enroll at any time once the parent/guardian has notified the board in writing of their decision.

If the request is for a student requiring special education, it can only be granted if these conditions are met:

- The attendance center maintains a special education instructional program and it would not exceed maximum class size or caseload.
- That there is sufficient classroom space for the general education class assigned.

If a student has been suspended or expelled, the student is not permitted to transfer until the student has been reinstated.

A student is eligible to participate immediately in varsity interscholastic athletic contests and athletic competitions.

Shall not be construed to prohibit transfers for reasons in addition to these.

State Board shall adopt rules.

Section 2. Section 279.78 New Section—Notice to parents or guardians related to physical injuries, harassment, or bullying

A classroom teacher shall notify the parents or guardians in writing or by electronic mail within 24 hours after the classroom teacher witnesses any of the following:

- Any student enrolled in the district physically injuring the student.
- Any student enrolled in the district harassing or bullying the student.

Section 3. Effective Date

Effective upon enactment.

Amendment Analysis

H-1145 by Boden—changes “reasonably believes” to “as a result of viewing a recording created by a video surveillance system or a report from a school district employee.” Changes “classroom teacher” to “an employee of the school district” for who witnesses and reports. Instead of the classroom teacher having to witness, a school employee can witness directly or indirectly by video surveillance.