

Senate Amendment 5400

Amendment Text

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1 1 Amend [Senate File 2366](#), as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. By striking everything after the enacting
1 4 clause and inserting the following:
1 5 "Section 1. DEPARTMENT OF EDUCATION. There is
1 6 appropriated from the general fund of the state to the
1 7 department of education for the fiscal year beginning
1 8 July 1, 1998, and ending June 30, 1999, the following
1 9 amount, or so much thereof as is necessary, to be used
1 10 for the purposes designated:
1 11 1. For frontier school or extended school year
1 12 grants:
1 13 \$ 1,500,000
1 14 Of the funds appropriated in this subsection,
1 15 \$300,000 shall be used to provide grants in the amount
1 16 of \$50,000 each to six school districts for extended
1 17 year school pilot projects, and the department of
1 18 education shall expend up to \$75,000 to contract with
1 19 an accredited private postsecondary institution or an
1 20 institution of higher learning under the control of
1 21 the state board of regents to conduct a study of the
1 22 effectiveness of extended school years on student
1 23 achievement.
1 24 By September 1, 1998, the department shall
1 25 establish criteria and a process for the awarding of
1 26 grants for planning or implementation purposes.
1 27 Grants shall be equitably distributed geographically
1 28 among rural and urban areas. Notwithstanding section
1 29 8.33, unencumbered or unobligated funds remaining on
1 30 June 30 of the fiscal year for which the funds were
1 31 appropriated shall not revert but shall be available
1 32 for expenditure for the following fiscal year for the
1 33 purposes of this subsection.
1 34 2. To the board of educational examiners, for
1 35 purposes of developing and implementing a multi-level
1 36 voluntary para-educator licensing system in accordance
1 37 with section 272.12, if enacted:
1 38 \$ 75,000
1 39 3. For deposit in the Iowa empowerment fund if
1 40 legislation providing for the creation of an Iowa
1 41 empowerment board, an Iowa empowerment fund, and for
1 42 the appropriation of moneys to be administered by a
1 43 community empowerment area, is enacted by the Seventy-
1 44 seventh General Assembly, 1998 Session:
1 45 \$ 5,200,000
1 46 4. For deposit in the national board for
1 47 professional teaching standards certification fund in
1 48 accordance with section 256.44, if enacted:
1 49 \$ 250,000
1 50 5. For beginning teacher induction program grants
2 1 as provided in chapter 256E, if enacted:
2 2 \$ 240,000
2 3 It is the intent of the general assembly that
2 4 grants awarded from funds appropriated under this
2 5 subsection shall provide support to a minimum of one
2 6 hundred thirty-three teams of mentors and beginning
2 7 teachers.

2 8 6. For purposes of the practitioner performance
2 9 improvement program as provided in section 279.14A, if
2 10 enacted:
2 11 \$ 300,000

2 12 7. For the establishment and implementation of an
2 13 instructional leadership pilot program as provided in
2 14 sections 279.59 through 279.61, if enacted:
2 15 \$ 1,000,000

2 16 By January 15, 1999, the department of education
2 17 shall prepare and submit a proposal for a program for
2 18 leadership development of practitioners and school
2 19 board members to the chairpersons and ranking members
2 20 of the house and senate standing education committees
2 21 and of the joint subcommittee on education
2 22 appropriations.

2 23 Sec. 2. Section 256.16, Code 1997, is amended to
2 24 read as follows:
2 25 256.16 SPECIFIC CRITERIA FOR

~~TEACHER~~

~~PRACTITIONER~~

2 26 PREPARATION

~~AND CERTAIN EDUCATORS~~

2 27 1. Pursuant to section 256.7, subsection 5, the
2 28 state board shall adopt rules requiring all higher
2 29 education institutions providing practitioner
2 30 preparation to

~~include in the professional education~~

2 31

~~program, preparation~~

~~demonstrate that each student who~~

2 32 graduates from the practitioner preparation program
2 33 successfully completed the following:

2 34 a. Preparation that contributes to education of
2 35 students with disabilities and students who are gifted
2 36 and talented

~~, which must be successfully completed~~

2 37

~~before graduation from the practitioner preparation~~

2 38

~~program~~

2 39 b. Preparation for recognizing at-risk students,
2 40 and for understanding and ameliorating the behavior of
2 41 at-risk students. For purposes of this section, "at-
2 42 risk students" shall include students who are "at-
2 43 risk" as defined under administrative rules adopted by
2 44 the state board of education, or who are at risk of
2 45 becoming a substance abuser, or who have been
2 46 identified as a substance abuser.

2 47 c. Preparation for accelerating the achievement of
2 48 students through the use of learning techniques that
2 49 shall include, but are not limited to, reading
2 50 instruction in phonics.

3 1 2. A person initially applying for a license shall
3 2 successfully complete a professional education program
3 3 containing the subject matter specified in this

3 4 section, before the initial action by the board of
3 5 educational examiners takes place.

3 6 Sec. 3. NEW SECTION. 256.17A TEACHER INTERNSHIP
3 7 PILOT PROGRAM.

3 8 1. If the general assembly appropriates moneys for
3 9 a teacher internship pilot program, the department of
3 10 education shall, by November 1, 1998, establish and
3 11 implement a competitive pilot program approval process
3 12 open to Iowa colleges and universities with master's
3 13 programs in practitioner preparation approved by the
3 14 state board.

3 15 2. To be eligible to receive a grant under this
3 16 section, an eligible institution shall submit to the
3 17 department of education a plan for an internship
3 18 program that, at a minimum, includes the following:

3 19 a. Student interns enrolled in the program shall
3 20 complete a one-year teaching experience conducted in a
3 21 collaborating school district. A student intern shall
3 22 have graduated from an approved practitioner
3 23 preparation program offered by an institution of
3 24 higher education under the state board of regents or
3 25 an accredited private institution as defined in
3 26 section 261.9. A student intern shall be an employee
3 27 of the participating school district. The amount of
3 28 money a school district shall pay to a student intern
3 29 shall be negotiated by the school district and the
3 30 eligible institution in consultation with the
3 31 department of education.

3 32 b. Application of the best teaching practices in
3 33 diverse settings and in responding to diverse student
3 34 needs under the supervision of selected district
3 35 teachers and personnel employed by the eligible
3 36 institution.

3 37 c. Seminars and special projects designed to meet
3 38 student intern needs.

3 39 d. Collaboration and support from a participating
3 40 school district relating to supervision and assessment
3 41 of the student intern's performance.

3 42 e. Collaboration and support from the eligible
3 43 institution in developing rigorous graduate coursework
3 44 and in matters relating to supervision, instruction,
3 45 and evaluation of the student intern in conjunction
3 46 with personnel employed by the participating school
3 47 district.

3 48 3. Student interns who enroll in the program shall
3 49 receive graduate credit for successful completion of
3 50 teacher internship program coursework. The successful
4 1 completion of a one-year teacher internship under the
4 2 program shall be recognized as the equivalent of one
4 3 year of teaching experience.

4 4 4. A teacher who is employed by a school district
4 5 and who acts as a clinical supervisor for the teacher
4 6 internship pilot program shall be eligible for a
4 7 stipend of one thousand dollars per semester of
4 8 participation in the program. The stipend and the
4 9 costs of the employer's share of contributions to
4 10 federal social security and the Iowa public employees'
4 11 retirement system established under chapter 294, for
4 12 such amounts by the district, shall be paid from
4 13 moneys received by the participating school district
4 14 from moneys appropriated to the department of
4 15 education pursuant to this section.

4 16 5. Moneys received by a school district under this
4 17 section shall not be commingled with state aid
4 18 payments made under section 257.16 to a school
4 19 district and shall be accounted for by the school
4 20 district separately from state aid payments.

4 21 6. Payments made to school districts under this
4 22 section are miscellaneous income for purposes of
4 23 chapter 257 and are considered encumbered. A school
4 24 district shall maintain a separate budget listing for
4 25 payments received and expenditures made pursuant to
4 26 this section.

4 27 7. Moneys received by a school district under this
4 28 section shall not be used for payment of any
4 29 collective bargaining agreement or arbitrator's
4 30 decision negotiated or awarded under chapter 20.

4 31 8. Annually on or by January 15, the eligible
4 32 institution shall submit a report describing
4 33 activities associated with the program to the
4 34 department of education, which shall summarize the
4 35 reports received and submit the summary to the
4 36 chairpersons and ranking members of the standing house
4 37 and senate education committees.

4 38 9. a. There is appropriated from the general fund
4 39 of the state to the department of education for the
4 40 fiscal year beginning July 1, 1998, and ending June
4 41 30, 1999, the sum of two hundred twenty thousand
4 42 dollars for the teacher internship pilot program.

4 43 b. There is appropriated from the general fund of
4 44 the state to the department of education for each
4 45 fiscal year of the fiscal period beginning July 1,
4 46 1999, and ending June 30, 2001, the sum of five
4 47 hundred seventy-five thousand dollars for the teacher
4 48 internship pilot program.

4 49 Sec. 4. NEW SECTION. 256.22 FRONTIER SCHOOL AND
4 50 EXTENDED YEAR SCHOOL GRANT PROGRAM.

5 1 1. Subject to an appropriation of sufficient funds
5 2 by the general assembly, the department shall
5 3 establish a frontier school and extended year school
5 4 grant program to provide for the allocation of grants
5 5 to school districts, or a collaboration of school
5 6 districts, to provide technical assistance for
5 7 conversion of an existing school to a frontier school
5 8 or to an extended school year calendar, or for
5 9 investigating the possibility of converting an
5 10 existing school within a district to a frontier school
5 11 or to an extended school year calendar. A district
5 12 that wants to participate in the program shall submit
5 13 to the department a written request for a grant by
5 14 September 1, 1998. The school district or
5 15 collaboration of school districts shall agree to
5 16 appoint a planning committee composed of parents,
5 17 guardians, teachers, administrators, and individuals
5 18 representing business, and the local community. The
5 19 school district or collaboration shall also indicate
5 20 in its request its intention to use any grant moneys
5 21 received under this section to examine, at a minimum,
5 22 all of the following:

5 23 a. Mission and instructional focus of the school.

5 24 b. Organizational structure and management of the
5 25 school.

5 26 c. Impact of labor agreements and contracts on the
5 27 success of the school.

5 28 d. Roles and responsibilities of all involved
5 29 constituencies.

5 30 e. Arrangements for special needs students.

5 31 f. Connection of the school to the district.

5 32 g. Facility and operation costs.

5 33 h. Measurement of results including student
5 34 achievement results.

5 35 2. Grant moneys shall be distributed to qualifying
5 36 school districts by the department no later than
5 37 October 15, 1998. Grant amounts shall be distributed

5 38 as determined by the department. Not more than
5 39 fifteen of the grants awarded per year in accordance
5 40 with this section shall be used for purposes of
5 41 frontier school planning or conversion.

5 42 3. For purposes of this section, "frontier school"
5 43 means a school that is nonsectarian in its program,
5 44 admission policies, employment practices, and all
5 45 other operations. The school is a public school and
5 46 is part of the state's system of public education.
5 47 The primary focus of a frontier school shall be to
5 48 provide a comprehensive program of instruction for at
5 49 least one grade or age group from five through
5 50 eighteen years of age. Frontier schools may be
6 1 designed to allow significant autonomy to the schools.
6 2 However, frontier schools shall be accountable for
6 3 significant results.

6 4 4. By February 15, 1999, a school district or
6 5 collaboration of districts receiving moneys under this
6 6 section shall submit an interim report to the
6 7 department describing the planning activities
6 8 conducted by the school district or the collaboration
6 9 and providing preliminary conclusions. The school
6 10 district or collaboration shall submit a final report
6 11 by June 1, 1999, to the department. The department
6 12 shall summarize the school district reports in a final
6 13 report to the chairpersons and ranking members of the
6 14 house and senate standing education committees by
6 15 January 1, 2000.

6 16 5. Except as provided in this subsection, frontier
6 17 schools are exempt from all statutes and rules
6 18 applicable to a school, a school board, or a school
6 19 district, although a frontier school may elect to
6 20 comply with one or more provisions of statute or rule.
6 21 However, a frontier school shall meet all applicable
6 22 state and local health and safety requirements; the
6 23 frontier school shall be organized and operated as a
6 24 nonprofit cooperative association under chapter 498 or
6 25 nonprofit corporation under chapter 504A; the
6 26 provisions of chapters 21 and 22 shall apply to
6 27 meetings and records of the frontier school board; and
6 28 frontier schools are subject to and shall comply with
6 29 chapters 216 and 216A relating to civil and human
6 30 rights, and sections 275.55A, 279.9A, 280.17B,
6 31 280.21B, and 282.4, relating to suspension and
6 32 expulsion of a student. The frontier school shall
6 33 employ or contract with necessary teachers, as defined
6 34 in section 272.1, who hold a valid license with an
6 35 endorsement for the type of service for which the
6 36 teacher is employed. Frontier schools are subject to
6 37 the same financial audits, audit procedures, and audit
6 38 requirements as a school district. The audits shall
6 39 be consistent with the requirements of sections 11.6,
6 40 11.14, 11.19, 256.9, subsection 19, and section
6 41 279.29, except to the extent deviations are necessary
6 42 because of the program at the school. The department,
6 43 auditor of state, or the legislative fiscal bureau may
6 44 conduct financial, program, or compliance audits. The
6 45 provisions of chapter 20 shall not apply to the board
6 46 of directors of a frontier school or its employees.

6 47 Sec. 5. NEW SECTION. 256.44 NATIONAL BOARD
6 48 CERTIFICATION AWARD APPROPRIATION.

6 49 1. A teacher, as defined in section 272.1, who
6 50 registers for a national board for professional
7 1 teaching standards certificate and is employed by a
7 2 school district in Iowa shall be eligible for a
7 3 registration award as provided in subsection 2, and
7 4 upon achievement of a national board for professional

7 5 teaching standards certificate, is eligible for an
7 6 annual award of ten thousand dollars for each year the
7 7 certificate is valid as provided in this section.
7 8 2. To receive a partial registration award in the
7 9 amount of one-half of the registration fee charged by
7 10 the national board for professional teaching
7 11 standards, the teacher shall apply to the department
7 12 of education within one year of registration,
7 13 submitting to the department any documentation the
7 14 department requires. A teacher shall receive a final
7 15 registration award in the amount of the remaining
7 16 registration fee charged by the national board if the
7 17 teacher notifies the department of the teacher's
7 18 certification achievement and submits any
7 19 documentation requested by the department.
7 20 3. To receive a five-year annual award for
7 21 achieving certification by the national board of
7 22 professional teaching standards, a teacher shall apply
7 23 to the department within one year of eligibility.
7 24 Payment for awards shall be made only upon
7 25 departmental approval of an application or
7 26 recertification of eligibility. A nonrenewable term
7 27 of eligibility shall be for five years or for the
7 28 years the certificate is valid, whichever time period
7 29 is shorter. In order to continue receipt of payments,
7 30 a recipient shall annually recertify eligibility.
7 31 4. A national board for professional teaching
7 32 standards certification fund is established in the
7 33 office of treasurer of state to be administered by the
7 34 department. Moneys appropriated by the general
7 35 assembly for deposit in the fund shall be paid as
7 36 follows:
7 37 a. Upon receipt of award documentation as provided
7 38 in subsection 2.
7 39 b. On January 15 to teachers whose applications
7 40 and recertifications for annual awards as provided in
7 41 subsection 3 are approved by the department. The
7 42 treasurer of state shall act as custodian of the fund
7 43 and may invest the moneys deposited in the fund. The
7 44 income from any investment shall be credited to and
7 45 deposited in the fund. The director of revenue and
7 46 finance shall issue warrants upon the fund pursuant to
7 47 the order of the department and such warrants shall be
7 48 paid from the fund by the treasurer of state.
7 49 Notwithstanding section 8.33, unencumbered or
7 50 unobligated moneys remaining in the fund on June 30 of
8 1 the fiscal year for which the funds were appropriated
8 2 shall not revert but shall be available for subsequent
8 3 fiscal years for the purposes of this section.
8 4 5. An individual shall not qualify for a term of
8 5 annual award eligibility unless the individual
8 6 applies, certifying eligibility, to the department
8 7 prior to June 30, 2003.
8 8 Sec. 6. Section [256.45](#), unnumbered paragraphs 1,
8 9 3, and 4, Code 1997, are amended to read as follows:
8 10 The department of education shall establish

~~within~~

8 11

~~the department~~

~~and administer~~ the position of

8 12 ambassador to education. It shall be the function of
8 13 the ambassador to education to act as an education
8 14 liaison to primary and secondary schools in this
8 15 state. The ambassador to education position shall be

8 16 filled by the educator selected as teacher of the year
8 17 by the governor, but only if that person agrees to
8 18 fill the ambassador to education position.
8 19 The ambassador to education shall receive, in lieu
8 20 of compensation from the district in which the
8 21 ambassador is regularly employed, a salary

~~which is~~

8 22 equal to the amount of salary

~~received by~~

~~the person~~

8 23

~~during the previous~~

~~would have received from the~~

8 24 district in the person's regular position during the
8 25 school year for which the person serves as ambassador,
8 26 or thirty thousand dollars, whichever amount is
8 27 greater. The ambassador shall also be compensated for
8 28 actual expenses incurred as a result of the
8 29 performance of duties under this section.

8 30 The

~~district which~~

~~department shall grant funds in~~

8 31 an amount equal to the salary and benefits the person
8 32 selected as ambassador to education would have
8 33 received from the district, or thirty thousand
8 34 dollars, whichever amount is greater, to the school
8 35 district that employs the person selected as the
8 36 ambassador

~~to education~~

~~The department shall also~~

8 37 reimburse the school district for actual expenses
8 38 incurred as a result of the performance of duties
8 39 under this section. The school district shall grant
8 40 the person a one-year sabbatical in order to allow the
8 41 person to be the ambassador to education, and during
8 42 the sabbatical, shall pay the salary and benefits of
8 43 the ambassador with funds granted by the department.
8 44 The person selected as the ambassador to education
8 45 shall be entitled to return to the person's same or a
8 46 comparable position without loss of accrued benefits
8 47 or seniority.

8 48 Sec. 7. NEW SECTION. 256E.1 BEGINNING TEACHER
8 49 INDUCTION PROGRAM ESTABLISHED GRANTS.

8 50 If the general assembly appropriates moneys for
9 1 purposes of teacher induction, the department of
9 2 education shall coordinate a beginning teacher
9 3 induction program to promote excellence in teaching,
9 4 to build a supportive environment within school
9 5 districts, to increase the retention of promising
9 6 beginning teachers, and to promote the personal and
9 7 professional well-being of teachers. The department
9 8 of education shall develop a process for awarding
9 9 beginning teacher induction grants to school
9 10 districts, and shall adopt rules pursuant to chapter
9 11 17A relating to the equitable distribution of grants
9 12 to school districts to reflect diversity
9 13 geographically and by population.

9 14 Sec. 8. NEW SECTION. 256E.2 DEFINITIONS.

9 15 As used in this chapter, unless the context
9 16 otherwise requires:

9 17 1. "Beginning teacher" means an individual serving

9 18 under an initial provisional or conditional license,
9 19 issued by the board of educational examiners under
9 20 chapter 272, who is assuming a position as a classroom
9 21 teacher.

9 22 2. "Board of directors" means the board of
9 23 directors of a school district or a collaboration of
9 24 boards of directors of school districts.

9 25 3. "Classroom teacher" means an individual who
9 26 holds a valid practitioner's license and who is
9 27 employed by a school district under sections 279.13
9 28 through 279.19 in a school district or area education
9 29 agency in this state to provide instruction to
9 30 students.

9 31 4. "Department" means the department of education.

9 32 5. "Director" means the director of the department
9 33 of education.

9 34 6. "District facilitator" means a licensed
9 35 professional pursuant to chapter 272 who is appointed
9 36 by the board of directors, or a collaboration of
9 37 districts, to serve as the liaison between the board
9 38 of directors and the department for the beginning
9 39 teacher induction program.

9 40 7. "Mentor" means an individual employed by a
9 41 school district or area education agency as a
9 42 classroom teacher and who holds a valid license to
9 43 teach issued under chapter 272.

9 44 Sec. 9. NEW SECTION. 256E.3 DISTRICT PLAN.

9 45 1. A board of directors of a school district or
9 46 the boards of directors of a collaboration of school
9 47 districts participating in the beginning teacher
9 48 induction program shall appoint a district
9 49 facilitator, whose duties shall include, but are not
9 50 limited to, overseeing the development of a plan for
10 1 meeting the goals of the program as set forth in
10 2 section 256E.1, and composing a district committee
10 3 pursuant to subsection 2. The board of directors may
10 4 contract with a public or private postsecondary
10 5 institution with an approved practitioner preparation
10 6 program, or with a member of the instructional staff
10 7 of an approved practitioner preparation program, to
10 8 perform the duties of the district facilitator in
10 9 accordance with this chapter.

10 10 2. The membership of the district committee
10 11 composed by the district facilitator shall include,
10 12 but is not limited to, licensed practitioners and an
10 13 area education agency staff development professional.

10 14 3. The district committee shall adopt a plan and
10 15 written procedures for a mentor program consistent
10 16 with this chapter. The plan and the written
10 17 procedures shall, at a minimum, provide the process
10 18 for the selection of and the number of mentors; the
10 19 mentor training process; the timetable by which the
10 20 plan shall be implemented; placement of mentors and
10 21 beginning teachers; the minimum amount of contact time
10 22 between mentors and beginning teachers; the minimum
10 23 amount of release time for mentors and beginning
10 24 teachers for meetings for planning, demonstration,
10 25 observation, feedback, and workshops; the process for
10 26 dissolving mentoring partnerships; and the process for
10 27 measuring the results of the program. The district
10 28 committee shall recommend to the board of directors or
10 29 boards of directors of a collaboration the names of
10 30 classroom teachers eligible to be mentors.

10 31 4. The district facilitator shall submit the plan,
10 32 and the proposed costs of implementing the plan, to
10 33 the board of directors or boards of directors of a
10 34 collaboration, which shall consider the plan and, once

10 35 approved, submit the plan and a reasonable cost
10 36 proposal to the department of education, which shall
10 37 award grants as equitably as possible based on the
10 38 geographic and population diversity of the school
10 39 districts submitting plans. Grants may be awarded in
10 40 subsequent years based upon the most recent plan on
10 41 file with the department.

10 42 5. The district committee is encouraged to work
10 43 with area education agencies and postsecondary
10 44 institutions in the preparation and implementation of
10 45 a plan.

10 46 Sec. 10. NEW SECTION. 256E.4 BEGINNING TEACHER
10 47 AND MENTOR SELECTION AND PLACEMENT.

10 48 1. To be eligible to be a mentor, a licensed
10 49 practitioner shall, at a minimum, be employed by a
10 50 school district as a classroom teacher, have a record
11 1 of at least four years of effective practice, have
11 2 been employed for one full year in the district on a
11 3 nonprobationary basis, and demonstrate professional
11 4 commitment to the improvement of teaching and
11 5 learning, and the development of beginning teachers.

11 6 2. The district facilitator shall place beginning
11 7 teachers in a manner that provides the greatest
11 8 opportunity to participate with the largest number of
11 9 mentors.

11 10 Sec. 11. NEW SECTION. 256E.5 BEGINNING TEACHER
11 11 INDUCTION STATE SUBSIDY FUND.

11 12 1. A teacher who is enrolled as a mentor in an
11 13 approved beginning teacher induction program shall be
11 14 eligible for an award of five hundred dollars per
11 15 semester of participation in the program, which shall
11 16 be paid from moneys received pursuant to this section
11 17 by the school district employing the mentor.

11 18 2. Moneys received by a school district pursuant
11 19 to this chapter shall be expended to provide mentors
11 20 with awards in accordance with subsection 1, to
11 21 implement the plan, to provide for a stipend for the
11 22 district facilitator, and to pay the costs of the
11 23 employer's share of contributions to federal social
11 24 security and the Iowa public employees' retirement
11 25 system or a pension and annuity retirement system
11 26 established under chapter 294, for such amounts paid
11 27 by the district.

11 28 3. Moneys received by a school district under this
11 29 chapter are miscellaneous income for purposes of
11 30 chapter 257 or are considered encumbered. Each local
11 31 school district shall maintain a separate listing
11 32 within their budget for payments received and
11 33 expenditures made pursuant to this section.

11 34 4. Moneys received for purposes of this chapter
11 35 shall not be used for payment of any collective
11 36 bargaining agreement or arbitrator's decision
11 37 negotiated or awarded under chapter 20.

11 38 5. A beginning teacher induction fund is
11 39 established in the office of the treasurer of state to
11 40 be administered by the department. Moneys
11 41 appropriated by the general assembly for deposit in
11 42 the fund shall be used to provide funding to school
11 43 districts pursuant to the requirements of this
11 44 section.

11 45 6. Notwithstanding section 8.33, unencumbered or
11 46 unobligated funds remaining on June 30 of the fiscal
11 47 year for which the funds were appropriated shall not
11 48 revert but shall be available for expenditure in the
11 49 following fiscal year for the purposes of this
11 50 section.

12 1 Sec. 12. NEW SECTION. 256E.6 REPORTS.

12 2 The board of directors of a school district or the
12 3 boards of directors of a collaboration of school
12 4 districts implementing an approved beginning teacher
12 5 induction program as provided in this chapter shall
12 6 submit an assessment of the program's results by July
12 7 1 of the fiscal year succeeding the year in which the
12 8 school district or the collaboration of school
12 9 districts received moneys under this chapter. The
12 10 department shall annually report the statewide results
12 11 of the program to the chairpersons and the ranking
12 12 members of the house and senate education committees
12 13 by January 1.

12 14 Sec. 13. NEW SECTION. 256F.1 LEGISLATIVE
12 15 FINDINGS AND INTENT.

12 16 The general assembly finds that it is in the best
12 17 interest of the state to encourage and fund early
12 18 education programs focused on kindergarten through
12 19 grade three in the public school districts. The goal
12 20 of these programs is to improve student achievement in
12 21 the basic educational subject matters of reading,
12 22 language arts, and mathematics, and to accomplish
12 23 proficiency in those subjects by grade four. Toward
12 24 that goal, it is the intent of this chapter to
12 25 establish and fund an early childhood education
12 26 imperatives program.

12 27 Sec. 14. NEW SECTION. 256F.2 EARLY CHILDHOOD
12 28 EDUCATION IMPERATIVES PROGRAM APPROPRIATION.

12 29 1. There is appropriated from the general fund of
12 30 the state to the department of education for the
12 31 fiscal year beginning July 1, 1998, and for each
12 32 succeeding fiscal year, the sum of nine million
12 33 dollars for the early childhood education imperatives
12 34 program.

12 35 2. For each fiscal year for which moneys are
12 36 appropriated in subsection 1, the amount of moneys
12 37 allocated to school districts shall be in the
12 38 proportion that the basic enrollment of a district
12 39 bears to the sum of the basic enrollments of all
12 40 school districts in the state for the budget year.
12 41 However, a district shall not receive less than seven
12 42 thousand five hundred dollars in a fiscal year.

12 43 3. For each year for which an appropriation is
12 44 made to the early childhood education imperatives
12 45 program, the department of education shall notify the
12 46 department of revenue and finance of the amount to be
12 47 paid to each school district based upon the
12 48 distribution plan set forth for the appropriation made
12 49 pursuant to this section. The allocation to each
12 50 school district under this section shall be made in
13 1 one payment on or about October 15 of the fiscal year
13 2 for which the appropriation is made, taking into
13 3 consideration the relative budget and cash position of
13 4 the state resources. Prior to the receipt of moneys,
13 5 school districts shall provide to the department of
13 6 education adequate assurance that they have developed
13 7 or are developing an early childhood education plan as
13 8 required by section 256F.3 and that moneys received
13 9 under this section will be used in accordance with the
13 10 required early childhood education plan.

13 11 4. Moneys received under this section shall not be
13 12 commingled with state aid payments made under sections
13 13 257.16 to a school district and shall be accounted for
13 14 by the school district separately from state aid
13 15 payments.

13 16 5. Payments made to school districts under this
13 17 section are miscellaneous income for purposes of
13 18 chapter 257 or are considered encumbered. Each school

13 19 district shall maintain a separate listing within
13 20 their budgets for payments received and expenditures
13 21 made pursuant to this section.
13 22 6. Moneys received under this section shall not be
13 23 used for payment of any collective bargaining
13 24 agreement or arbitrator's decision negotiated or
13 25 awarded under chapter 20.
13 26 Sec. 15. NEW SECTION. 256F.3 EARLY CHILDHOOD
13 27 EDUCATION IMPERATIVES PROGRAM REPORTS.
13 28 1. Progress, as determined by school districts
13 29 through appropriate assessments, for children enrolled
13 30 in kindergarten through grade three in attaining or
13 31 surpassing student achievement goals as established
13 32 under the accreditation process in chapter 256, and an
13 33 accounting of the use of the moneys received by the
13 34 school districts in accordance with this chapter,
13 35 shall be submitted in an annual report to the
13 36 department of education by September 1 in the fiscal
13 37 year beginning July 1, 1999, and in each succeeding
13 38 year. Each school district shall also certify, in the
13 39 annual report to the department, that the school
13 40 districts used the moneys received under this chapter
13 41 to supplement, and not to supplant, the moneys
13 42 otherwise received and used by the school district for
13 43 kindergarten through grade three education purposes.
13 44 2. The department shall submit, to the
13 45 chairpersons and ranking members of the house and
13 46 senate education committees by January 1, 2000, a
13 47 report describing the ways in which the school
13 48 districts are making use of the moneys received under
13 49 this chapter, and including the school districts, if
13 50 any, that used moneys received under this chapter to
14 1 supplant funds the school district was already
14 2 receiving for kindergarten through grade three
14 3 education purposes.
14 4 3. The department shall submit, to the
14 5 chairpersons and ranking members of the house and
14 6 senate education committees by January 1, 2002, a
14 7 report describing school district progress on
14 8 attaining or surpassing student achievement goals.
14 9 Sec. 16. NEW SECTION. 256F.4 EARLY CHILDHOOD
14 10 EDUCATION IMPERATIVES PROGRAM EXPENDITURES.
14 11 School districts shall expend funds received
14 12 pursuant to section 256F.2 to support reading
14 13 instruction in phonics, and other education practices,
14 14 programs, or assistance for kindergarten through grade
14 15 three that may include, but are not limited to, the
14 16 following: reducing adult to student ratios through
14 17 the hiring of teachers, former teachers, and para-
14 18 educator teaching assistants; talented and gifted
14 19 programs; and implementation of instructional programs
14 20 designed to improve student achievement in the areas
14 21 of reading, language arts, and mathematics.
14 22 Sec. 17. NEW SECTION. 256F.5 REPEAL.
14 23 This chapter is repealed effective July 1, 2001,
14 24 except that section 256F.3 is not repealed until
14 25 January 1, 2002.
14 26 Sec. 18. Section [257.1](#), subsection 2, unnumbered
14 27 paragraph 3, Code 1997, is amended to read as follows:
14 28 For the budget year commencing July 1,

~~1995~~
- 1999,

14 29 the department of management shall add the amount of
14 30 the additional budget adjustment computed in section
14 31 257.14, subsection 2, to the combined foundation base.
14 32 Sec. 19. NEW SECTION. 257.13 ON-TIME FUNDING FOR

14 33 INCREASED ENROLLMENT.

14 34 1. If a district's actual enrollment for the
14 35 budget year, determined under section 257.6, is
14 36 greater than its budget enrollment for the budget
14 37 year, the district may submit a request to the school
14 38 budget review committee for on-time funding for
14 39 increased enrollment. The school budget review
14 40 committee shall consider the relative increase in
14 41 enrollment on a district-by-district basis, in
14 42 determining whether to approve the request, and shall
14 43 determine the amount of additional funding to be
14 44 provided if the request is granted. An application
14 45 for on-time funding must be received by the department
14 46 of education by October 1. Written notice of the
14 47 committee's decision shall be given through the
14 48 department of education to the school board for a
14 49 district.

14 50 2. If the school budget review committee approves
15 1 a request for on-time funding for increased
15 2 enrollment, the funding shall be in an amount up to
15 3 the product of one-third of the state cost per pupil
15 4 for the budget year multiplied by the difference
15 5 between the actual enrollment for the budget year and
15 6 the budget enrollment for the budget year. The
15 7 additional funding received under this section is
15 8 miscellaneous income to the district.

15 9 3. Moneys appropriated by the general assembly for
15 10 purposes of this section shall be paid to school
15 11 districts in one lump sum within thirty days of
15 12 notification by the school budget review committee of
15 13 approval for on-time funding for increased enrollment
15 14 for a budget year. If the requests approved by the
15 15 school budget review committee exceed the
15 16 appropriation made for purposes of this section, the
15 17 payments to school districts receiving approval for
15 18 on-time funding shall be prorated such that each
15 19 school district approved for on-time funding shall
15 20 receive an amount of on-time funding equal to the
15 21 percentage that the on-time funding to be provided to
15 22 the district bears to the total amount of on-time
15 23 funding to be provided to all districts receiving
15 24 approval.

15 25 4. If the board of directors of a school district
15 26 determines that a need exists for additional funds
15 27 exceeding the amount provided in this section, a
15 28 request for supplemental aid based upon increased
15 29 enrollment may be submitted to the school budget
15 30 review committee as provided in section 257.31.

15 31 5. A school district which is receiving a budget
15 32 adjustment for a budget year pursuant to section
15 33 257.14 shall receive on-time funding for increased
15 34 enrollment, reduced by the amount of the budget
15 35 adjustment for that budget year.

15 36 6. There is appropriated from the general fund of
15 37 the state to the department of education for the
15 38 fiscal year beginning July 1, 1999, and for each
15 39 succeeding fiscal year, the sum of four million
15 40 dollars or as much thereof as is necessary to pay
15 41 additional funding authorized under this section.

15 42 Sec. 20. Section [257.14](#), Code Supplement 1997, is
15 43 amended to read as follows:

15 44 257.14 BUDGET ADJUSTMENT.

15 45 1. For the budget years commencing July 1, 1997,
15 46

~~and~~

- July 1, 1998, and July 1, 1999, if the department

15 47 of management determines that the regular program
15 48 district cost of a school district for a budget year
15 49 is less than the total of the regular program district
15 50 cost plus any adjustment added under this section for
16 1 the base year for that school district, the department
16 2 of management shall provide a budget adjustment for
16 3 that district for that budget year that is equal to
16 4 the difference.
16 5 2. For the budget year beginning July 1,

~~1995~~

16 6 1999, if the department of management determines that
16 7 the regular program district cost plus the budget
16 8 adjustment computed under subsection 1 of a school
16 9 district is less than one hundred one percent of the
16 10 total of the regular program district cost plus any
16 11 adjustment added under this section for the base year
16 12 for that school district, the department of management
16 13 shall provide an additional budget adjustment for that
16 14 budget year that is equal to the difference.

16 15 Sec. 21. Section 257.20, subsection 2, paragraph
16 16 a, Code 1997, is amended to read as follows:

16 17 a. However, for the fiscal year beginning July 1,
16 18 1998, moneys appropriated under this subsection shall
16 19 not exceed the amount of moneys appropriated as
16 20 instructional support state aid for the budget year
16 21 which commenced on July 1, 1992. For the fiscal year
16 22 beginning July 1, 1999, and for each succeeding fiscal
16 23 year, moneys appropriated under this subsection shall
16 24 not exceed the sum of sixteen million seven hundred
16 25 ninety-eight thousand two hundred twenty-seven
16 26 dollars.

16 27 Sec. 22. Section 272.1, Code 1997, is amended by
16 28 adding the following new subsection:

16 29 NEW SUBSECTION. 4A. "Para-educator" means a
16 30 person who is licensed to assist a teacher in the
16 31 performance of instructional tasks to support and
16 32 assist classroom instruction and related school
16 33 activities.

16 34 Sec. 23. NEW SECTION. 272.12 PARA-EDUCATOR
16 35 LICENSES.

16 36 1. The board of educational examiners shall adopt
16 37 rules pursuant to chapter 17A relating to a multi-
16 38 level voluntary licensing system ranging from para-
16 39 educator generalist to para-educator specialist. The
16 40 rules shall outline the instructional and other school
16 41 activity tasks the individuals licensed under this
16 42 section may perform. The board shall determine
16 43 whether an applicant is qualified to perform the
16 44 duties for which a para-educator license is sought.

16 45 2. Applicants for a para-educator license as a
16 46 generalist must hold a high school diploma from an
16 47 accredited secondary school or a high school
16 48 equivalency diploma issued in accordance with chapter
16 49 259A. The applicant must also have completed
16 50 additional in-service training in at least all of the
17 1 following areas:

- 17 2 a. Behavior management.
- 17 3 b. Ethical responsibilities and behavior.
- 17 4 c. Exceptional child and at-risk child behavior.
- 17 5 d. Collaboration skills and interpersonal
17 6 relations.
- 17 7 e. Child and youth development.

17 8 3. Applicants for a para-educator license as a
17 9 specialist must meet the requirements of subsection 2
17 10 and additional requirements as prescribed by rule.

17 11 4. A public school district, area education
17 12 agency, community college, institution of higher
17 13 education under the state board of regents, or an
17 14 accredited private institution as defined in section
17 15 261.9, subsection 1, with a program approved by the
17 16 state board of education, may train and recommend
17 17 individuals for board licensure.

17 18 5. Applicants shall be disqualified for any of the
17 19 following reasons:

17 20 a. The applicant is less than eighteen years of
17 21 age.

17 22 b. The applicant has a record of founded child
17 23 abuse.

17 24 c. The applicant has been convicted of a felony.

17 25 d. The applicant's application is fraudulent.

17 26 e. The applicant's license or certification from
17 27 another state is suspended or revoked.

17 28 f. The applicant fails to meet board standards for
17 29 application for an initial or renewed license.

17 30 6. Qualifications or criteria for the granting or
17 31 revocation of a license or the determination of an
17 32 individual's professional standing shall not include
17 33 membership or nonmembership in any teachers'
17 34 organization.

17 35 Sec. 24. Section [279.14](#), Code 1997, is amended to
17 36 read as follows:

17 37 279.14 EVALUATION CRITERIA AND PROCEDURES.

17 38 1. The board shall establish evaluation criteria
17 39 and shall implement evaluation procedures. If an
17 40 exclusive bargaining representative has been
17 41 certified, the board shall negotiate in good faith
17 42 with respect to evaluation procedures pursuant to
17 43 chapter 20.

17 44 2. Notwithstanding chapter 20, any challenge to an
17 45 evaluation raised after the service of the notice of
17 46 intent to recommend termination of a teacher's
17 47 continuing contract in accordance with section 279.15
17 48 shall be brought only in the hearing before the school
17 49 board held in accordance with section 279.16.

17 50 Sec. 25. NEW SECTION. 279.14A PRACTITIONER
18 1 PERFORMANCE IMPROVEMENT PROGRAM.

18 2 1. The department of education shall establish and
18 3 implement a voluntary practitioner performance
18 4 improvement program that shall provide technical
18 5 assistance to teachers and administrators from each
18 6 public school district and area education agency.
18 7 Individuals under contract with a school district may
18 8 receive technical assistance in accordance with this
18 9 subsection. The department shall consult with the
18 10 Iowa state education association, the Iowa association
18 11 of school boards, the school administrators of Iowa,
18 12 the professional educators of Iowa, and, as
18 13 practicable, other entities providing similar
18 14 programs, in developing the program. At a minimum,
18 15 the program shall provide administrators with
18 16 training, including but not limited to, seminars and
18 17 written materials, relating to the areas of employment
18 18 policies and procedures, employment documentation,
18 19 performance evaluations, corrective performance
18 20 techniques, discipline, termination, and support by
18 21 qualified individuals for implementation of the
18 22 program. Training received by an administrator in
18 23 accordance with this section shall apply toward an
18 24 administrator's evaluator approval renewal.

18 25 2. The department shall submit an annual report to
18 26 the chairpersons and ranking members of the house and
18 27 senate standing education committees summarizing

18 28 program activities and describing the department's
18 29 plans for improving or changing the program.
18 30 Sec. 26. Section [279.19](#), unnumbered paragraph 1,
18 31 Code 1997, are amended to read as follows:
18 32 The first

~~two~~

- ~~three~~ consecutive years of employment
18 33 of a teacher in the same school district are a
18 34 probationary period. However,

~~a~~

- if the teacher has
18 35 successfully completed a probationary period of
18 36 employment for another school district located in
18 37 Iowa, the probationary period in the current district
18 38 of employment shall not exceed one year. A board of
18 39 directors may waive the probationary period for any
18 40 teacher who previously has served a probationary
18 41 period in another school district and the board may
18 42 extend the probationary period for an additional year
18 43 with the consent of the teacher.

18 44 Sec. 27. Section [279.46](#), Code 1997, is amended to
18 45 read as follows:

18 46 279.46 RETIREMENT INCENTIVES TAX.

18 47 The board of directors of a school district may
18 48 adopt a program for payment of a monetary bonus,
18 49 continuation of health or medical insurance coverage,
18 50 or other incentives for encouraging its employees to
19 1 retire before the normal retirement date as defined in
19 2 chapter 97B. The program is available only to
19 3 employees between

~~fifty nine~~

- ~~fifty-five~~ and sixty-five
19 4 years of age who notify the board of directors prior
19 5 to

~~March~~

- April 1 of the fiscal year that they intend
19 6 to retire not later than the next following June 30.
19 7 However, the age at which employees shall be
19 8 designated eligible for the program, within the age
19 9 range of fifty-five to sixty-five years of age, shall
19 10 be at the discretion of the board. An employee
19 11 retiring under this section shall apply for a
19 12 retirement allowance under chapter 97B or chapter 294.
19 13

~~If~~

- The board may include in the district management
19 14 levy an amount to pay the total estimated accumulated
19 15 cost to

~~a~~

- ~~the~~ school district of the health or medical
19 16 insurance coverage, bonus, or other incentives for
19 17 employees who retire under this section

~~does not~~

-
19 18

~~exceed the estimated savings in salaries and benefits~~

-
19 19

~~for employees who replace the employees who retire~~

19 20

~~under the program, the board may include in the~~

19 21

~~district management levy an amount to pay the costs of~~

19 22

~~the program provided in this section~~

19 23 Sec. 28. NEW SECTION. 279.59 STATEMENT OF
19 24 PURPOSE.

19 25 The purpose of the instructional leadership pilot
19 26 program is to recognize and reward teachers and
19 27 administrators for outstanding leadership,
19 28 performance, and service. The program is intended to
19 29 encourage and reinforce masterful teaching and
19 30 leadership, and provide extensive professional and
19 31 financial recognition to teachers and administrators
19 32 who are achieving outstanding results in their work
19 33 with students.

19 34 Sec. 29. NEW SECTION. 279.60 INSTRUCTIONAL
19 35 LEADERSHIP PILOT PROGRAM.

19 36 1. Subject to an appropriation of sufficient funds
19 37 by the general assembly, the department shall
19 38 establish and implement an instructional leadership
19 39 pilot program to be administered in cooperation with
19 40 school districts in the state. The instructional
19 41 leadership pilot program shall include, but not be
19 42 limited to, all of the following:

19 43 a. A nomination procedure that permits nominations
19 44 to be made by a practitioner or other individuals.

19 45 b. Award distribution to individual practitioners
19 46 or to nominated teams of practitioners.

19 47 c. Award eligibility based upon a satisfactory or
19 48 higher ranking on a performance evaluation by the
19 49 practitioner's administrator or a recommendation from
19 50 the board of directors of the school district, and
20 1 certification by the school district that the
20 2 practitioner improved student achievement in the
20 3 school year of award eligibility. To receive an award
20 4 a practitioner must have successfully completed at
20 5 least three consecutive years of service under
20 6 contract with a school district in this state.

20 7 d. Voluntary participation by a nominee.

20 8 e. Use of objective methods for measuring
20 9 improvement in student achievement. Multiple
20 10 measurement and assessment tools may be used to
20 11 measure student achievement. However, the
20 12 practitioner or the school district may request
20 13 approval from the director of the department of
20 14 education to use an alternative method for measuring
20 15 improvement in student achievement. The director's
20 16 decision shall be final.

20 17 2. The department shall develop and distribute to
20 18 school districts a weighting system for criteria
20 19 evaluation to be used by districts in making awards to
20 20 practitioners that ranks the criteria in the following
20 21 order of priority: improvement in student
20 22 achievement, practitioner participation as a member or
20 23 leader of a team, initiative to improve student
20 24 achievement and student change, practitioner
20 25 advancement through education or professional

20 26 designation achievement, and community involvement.
20 27 In addition to the criteria established in accordance
20 28 with this section, a school district may provide
20 29 additional weighted criteria for evaluation,
20 30 including, but not limited to, classroom or school
20 31 environment and objective measures of teaching skill.
20 32 3. To nominate a practitioner or team of
20 33 practitioners for an award, an individual shall submit
20 34 an application and report, on a form designed and
20 35 distributed to school districts by the department of
20 36 education, to a local school district coordinator
20 37 designated by the board of directors of the school
20 38 district. The form shall be completed by the
20 39 practitioner, one colleague, one administrator, and
20 40 three parents selected by the practitioner, and shall
20 41 be forwarded to the local school district coordinator.
20 42 4. The local school district coordinator shall
20 43 submit the forms to the department, which shall
20 44 tabulate and rank for each school district the
20 45 applications received according to the minimum
20 46 criteria established in accordance with subsection 2.
20 47 5. The board of directors shall also consult with
20 48 practitioners to plan appropriate recognition events
20 49 within the school district for presentation of the
20 50 awards.
21 1 6. Applications submitted under this section shall
21 2 be considered confidential personnel records under
21 3 section 22.7.
21 4 7. A teacher receiving a national board
21 5 certification registration or annual award under
21 6 section 256.44 shall be ineligible for an award under
21 7 the instructional leadership pilot program as
21 8 established in this section.
21 9 For purposes of this section, "practitioner" means
21 10 the same as defined in section 272.1.
21 11 Sec. 30. NEW SECTION. 279.61 INSTRUCTIONAL
21 12 LEADERSHIP PILOT PROGRAM FUNDING.
21 13 1. Subject to an appropriation of sufficient funds
21 14 by the general assembly, and the establishment of an
21 15 instructional leadership pilot program, by September
21 16 15, each school district willing to participate in the
21 17 instructional leadership pilot program shall notify
21 18 the department of education of the intent to
21 19 participate in the program.
21 20 2. From the moneys appropriated for purposes of
21 21 this program, the amount of moneys allocated to school
21 22 districts that have notified the department of the
21 23 intent to participate in the program shall be in the
21 24 proportion that the basic enrollment of a district
21 25 bears to the sum of the basic enrollments of all
21 26 school districts in the state for the budget year that
21 27 are willing to participate in the program. However,
21 28 the amount of an award to a school district shall not
21 29 exceed the sum of one hundred thousand dollars.
21 30 3. For each year in which an appropriation is made
21 31 to the instructional leadership pilot program, the
21 32 department of education shall notify the department of
21 33 revenue and finance of the amount to be paid to each
21 34 school district based upon the distribution plan set
21 35 forth for the appropriation made pursuant to this
21 36 section. The allocation to each school district under
21 37 this section shall be made in one payment on or about
21 38 January 15 of the fiscal year in which the
21 39 appropriation is made, taking into consideration the
21 40 relative budget and cash position of the state
21 41 resources.
21 42 4. Moneys received under this section shall not be

21 43 commingled with state aid payments made under sections
21 44 257.16 to a school district and shall be accounted for
21 45 by the local school district separately from state aid
21 46 payments.

21 47 5. Payments made to school districts under this
21 48 section are miscellaneous income for purposes of
21 49 chapter 257 or are considered encumbered. Each local
21 50 school district shall maintain a separate listing
22 1 within their budget for payments received and
22 2 expenditures made pursuant to this section.

22 3 6. Moneys received under this section shall not be
22 4 used for payment of any collective bargaining
22 5 agreement or arbitrator's decision negotiated or
22 6 awarded under chapter 20.

22 7 7. Awards to practitioners under this program
22 8 shall not be built into the base pay for the
22 9 practitioner, but shall be included in the calculation
22 10 to determine pension contributions in the year in
22 11 which the award is received.

22 12 Sec. 31. NEW SECTION. 279.62 FUTURE REPEAL.

22 13 This section and sections 279.59 through 279.61 are
22 14 repealed effective July 1, 2003.

22 15 Sec. 32. Section 280.18, unnumbered paragraph 2,
22 16 Code 1997, is amended to read as follows:

22 17 In order to achieve the goal of improving student
22 18 achievement and performance on a statewide basis, the
22 19 board of directors of each school district shall adopt
22 20 goals that will improve student achievement at each
22 21 grade level in the skills listed in this section and
22 22 other skills deemed important by the board.

~~Not later~~

22 23

~~than July 1, 1989, the~~

~~At a minimum, each board shall~~

22 24 adopt a goal of addressing the educational inequities
22 25 among Iowa's minority students and develop plans for
22 26 improving minority student academic performance. The
22 27 board of each district shall transmit to the
22 28 department of education its plans for achieving the
22 29 goals it has adopted and the periodic assessment that
22 30 will be used to determine whether its goals have been
22 31 achieved. The committee appointed by the board under
22 32 section 280.12 shall advise the board concerning the
22 33 development of goals, the assessment process to be
22 34 used, and the measurements to be used.

22 35 Sec. 33. Section 294A.5, Code 1997, is amended to
22 36 read as follows:

22 37 294A.5 MINIMUM SALARY SUPPLEMENT.

22 38 1. For the school year beginning July 1,

~~1987~~

22 39 1998, and succeeding school years, the minimum annual
22 40 salary paid to a full-time teacher as regular
22 41 compensation shall be

~~eighteen~~

~~twenty-three thousand~~

22 42 dollars.

22 43 2. The minimum salary supplement shall be the sum
22 44 of the following, as applicable:

22 45 a. For the school year beginning July 1,

~~1987~~

22 46 1998, for phase I, each school district and area
22 47 education agency shall certify to the department of
22 48 education by the third Friday in September the names
22 49 of all teachers employed by the district or area
22 50 education agency whose regular compensation is less
23 1 than

~~eighteen~~

- twenty-three thousand dollars per year
23 2 for that year and the amounts needed as minimum salary
23 3 supplements. The minimum salary supplement for each
23 4 eligible teacher is the total of the difference
23 5 between

~~eighteen~~

- twenty-three thousand dollars and the
23 6 teacher's regular compensation plus the amount
23 7 required to pay the employer's share of the federal
23 8 social security and Iowa public employees' retirement
23 9 system, or a pension and annuity retirement system
23 10 established under chapter 294, payments on the
23 11 additional salary moneys. However, for purposes of
23 12 this paragraph, a teacher's regular compensation for
23 13 the school year beginning July 1, 1998, shall not be
23 14 lower than eighteen thousand dollars.
23 15 b. The total minimum salary supplement paid to a
23 16 school district under phase I for the school year
23 17 beginning July 1, 1997.
23 18 3. The board of directors shall report the
23 19 salaries of teachers employed on less than a full-time
23 20 equivalent basis, and the amount of minimum salary
23 21 supplement shall be prorated.
23 22 Sec. 34. Section 294A.6, unnumbered paragraph 1,
23 23 Code 1997, is amended to read as follows:
23 24 For the school year beginning July 1,

~~1987~~

- 1998,
23 25 the department of education shall notify the
23 26 department of revenue and finance of the total minimum
23 27 salary supplement, as described in section 294A.5,
23 28 subsection 2, paragraphs "a" and "b", to be paid to
23 29 each school district and area education agency under
23 30 phase I and the department of revenue and finance
23 31 shall make the payments. For school years after the
23 32 school year beginning July 1,

~~1987~~

- 1998, if a school
23 33 district or area education agency reduces the number
23 34 of its full-time equivalent teachers below the number
23 35 employed during the school year beginning July 1,

~~1987~~

-
23 36 1998, the department of revenue and finance shall
23 37 reduce the total minimum salary supplement payable to
23 38 that school district or area education agency so that
23 39 the amount paid is equal to the ratio of the number of
23 40 full-time equivalent teachers employed in the school
23 41 district or area education agency for that school year
23 42 divided by the number of full-time equivalent teachers
23 43 employed in the school district or area education
23 44 agency for the school year beginning July 1,

~~1987~~

23 45 1998, and multiplying that fraction by the total
23 46 minimum salary supplement paid to that school district
23 47 or area education agency for the school year beginning
23 48 July 1,

~~1987~~

~~1998.~~

23 49 Sec. 35. Section 294A.25, subsection 1, Code
23 50 Supplement 1997, is amended to read as follows:
24 1 1. For the fiscal year beginning July 1,

~~1990~~

24 2 1998, and for each succeeding year, there is
24 3 appropriated from the general fund of the state to the
24 4 department of education the amount of

~~ninety two~~

24 5 eighty-two million

~~one~~

~~eight hundred ninety-one~~
24 6 thousand

~~eighty five~~

~~three hundred thirty-six~~ dollars
24 7 to be used to improve teacher salaries.

~~For each~~

24 8

~~fiscal year in the fiscal period commencing July 1,~~

24 9

~~1991, and ending June 30, 1993, there is appropriated~~

24 10

~~an amount equal to the amount appropriated for the~~

24 11

~~fiscal year beginning July 1, 1990, plus an amount~~

24 12

~~sufficient to pay the costs of the additional funding~~

24 13

~~provided for school districts and area education~~

24 14

~~agencies under sections 294A.9 and 294A.14. For each~~

24 15

~~fiscal year beginning on or after July 1, 1995, there~~

24 16

~~is appropriated the sum which was appropriated for the~~

24 17

~~previous fiscal year, including supplemental payments.~~

24 18 The moneys shall be distributed as provided in this
24 19 section.

24 20 Sec. 36. Section [294A.25](#), subsection 7, Code
24 21 Supplement 1997, is amended to read as follows:

24 22 7. Commencing with the fiscal year beginning July
24 23 1, 1990, the amount of

~~sixty~~

~~seventy-five~~ thousand

24 24 dollars for the ambassador to education program under
24 25 section

~~256.43~~

~~256.45.~~

24 26 Sec. 37. Section [669.14](#), Code 1997, is amended by
24 27 adding the following new subsection:

24 28 NEW SUBSECTION. 14. Any claim arising in respect
24 29 to technical assistance provided by the department of
24 30 education pursuant to section 279.14A.

24 31 Sec. 38. CURRENT NATIONAL BOARD CERTIFICATE
24 32 HOLDERS. In order to receive payment under section
24 33 256.44, as enacted by this Act, a teacher who by July
24 34 1, 1998, meets the qualifications for an award under
24 35 section 256.44 shall apply to the department for
24 36 payment under section 256.44 by June 30, 1999.

24 37 Sec. 39. CONTINGENT APPROPRIATION TAXABLE
24 38 VALUATION INCREASE. For the fiscal year beginning
24 39 July 1, 1998, and ending June 30, 1999, if the actual
24 40 taxable valuation of real property located in this
24 41 state, based upon January 1, 1997, assessments, which
24 42 is used in the computation of property taxes payable
24 43 in the fiscal year beginning July 1, 1998, increases
24 44 from the estimate of such taxable valuation, there is
24 45 appropriated from the general fund of the state the
24 46 lesser of \$4,000,000 or the amount of the reduction in
24 47 state foundation aid under section 257.1 as a result
24 48 of such increase in taxable valuation to be used to
24 49 fund section 257.13, as enacted by this Act, and the
24 50 moneys shall be allocated as provided in section
25 1 257.13, subsection 2, as enacted by this Act.

25 2 Sec. 40. EMERGENCY RULES. The department may
25 3 adopt emergency rules as necessary for the
25 4 administration of chapter 256E and sections 256.17A
25 5 and 279.60, if enacted.

25 6 Sec. 41. APPLICABILITY. Section 279.19, as
25 7 amended by this Act, shall not apply to a teacher
25 8 employed by a school district prior to July 1, 1998.
25 9 Section [279.19](#), Code 1997, shall remain applicable to
25 10 a teacher employed by a school district prior to July
25 11 1, 1998.

25 12 Sec. 42. EFFECTIVE DATE. Section 2 of this Act,
25 13 relating to preparation for recognizing at-risk
25 14 students and for accelerating the achievement growth
25 15 of students through the use of learning techniques,
25 16 takes effect July 1, 1999.

25 17 Sec. 43. EFFECTIVE DATE AND RETROACTIVE
25 18 APPLICABILITY. The section of this Act that amends
25 19 section 279.46, being deemed of immediate importance,
25 20 takes effect upon enactment and applies retroactively
25 21 to retirement incentive programs in existence after
25 22 December 31, 1997.

25 23 Sec. 44. EFFECTIVE DATE. Section 19 of this Act,

25 24 relating to on-time funding for increased enrollment,
25 25 being deemed of immediate importance, takes effect
25 26 upon enactment for the purpose of computations
25 27 required for payment of state aid to school districts
25 28 for budget years beginning on or after July 1, 1998.
25 29 Section 19 of this Act remains in effect until the
25 30 repeal of chapter 257 on July 1, 2001."
25 31 #2. By renumbering as necessary.
25 32 [SF 2366H](#)
25 33 kh/pk/25