

House Amendment 1645

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1 1 Amend the Senate amendment, H=1635, to House File
1 2 816, as amended, passed, and reprinted by the House,
1 3 as follows:
1 4 #1. By striking page 1, line 5, through page 40,
1 5 line 42, and inserting the following:
1 6 <DEPARTMENT FOR THE BLIND
1 7 Section 1. ADMINISTRATION. There is appropriated
1 8 from the general fund of the state to the department
1 9 for the blind for the fiscal year beginning July 1,
1 10 2005, and ending June 30, 2006, the following amount,
1 11 or so much thereof as is necessary, to be used for the
1 12 purposes designated:
1 13 For salaries, support, maintenance, miscellaneous
1 14 purposes and for not more than the following full-time
1 15 equivalent positions:
1 16 \$ 1,886,842
1 17 FTEs 109.50
1 18 COLLEGE STUDENT AID COMMISSION
1 19 Sec. 2. There is appropriated from the general
1 20 fund of the state to the college student aid
1 21 commission for the fiscal year beginning July 1, 2005,
1 22 and ending June 30, 2006, the following amounts, or so
1 23 much thereof as may be necessary, to be used for the
1 24 purposes designated:
1 25 1. GENERAL ADMINISTRATION
1 26 For salaries, support, maintenance, miscellaneous
1 27 purposes, and for not more than the following full-
1 28 time equivalent positions:
1 29 \$ 349,494
1 30 FTEs 4.30
1 31 2. STUDENT AID PROGRAMS
1 32 For payments to students for the Iowa grant
1 33 program:
1 34 \$ 1,029,784
1 35 3. DES MOINES UNIVERSITY == OSTEOPATHIC MEDICAL
1 36 CENTER
1 37 a. For forgivable loans to Iowa students attending
1 38 the Des Moines university == osteopathic medical
1 39 center under the forgivable loan program pursuant to
1 40 section 261.19:
1 41 \$ 50,000
1 42 To receive funds appropriated pursuant to this
1 43 paragraph, Des Moines university == osteopathic
1 44 medical center shall match the funds with
1 45 institutional funds on a dollar-for-dollar basis.
1 46 b. For the Des Moines university == osteopathic
1 47 medical center for an initiative in primary health
1 48 care to direct primary care physicians to shortage
1 49 areas in the state:
1 50 \$ 346,451
2 1 4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM
2 2 For purposes of providing national guard
2 3 educational assistance under the program established
2 4 in section 261.86:
2 5 \$ 3,800,000
2 6 5. TEACHER SHORTAGE FORGIVABLE LOAN PROGRAM
2 7 For the teacher shortage forgivable loan program
2 8 established in section 261.111:
2 9 \$ 285,000
2 10 Sec. 3. WORK=STUDY APPROPRIATION NULLIFICATION FOR
2 11 FY 2005=2006. Notwithstanding section 261.85, for the
2 12 fiscal year beginning July 1, 2005, and ending June
2 13 30, 2006, the amount appropriated for the work=study
2 14 program under section 261.85 shall be zero.
2 15 DEPARTMENT OF CULTURAL AFFAIRS
2 16 Sec. 4. There is appropriated from the general
2 17 fund of the state to the department of cultural
2 18 affairs for the fiscal year beginning July 1, 2005,
2 19 and ending June 30, 2006, the following amounts, or so
2 20 much thereof as is necessary, to be used for the
2 21 purposes designated:
2 22 1. ADMINISTRATION
2 23 For salaries, support, maintenance, and
2 24 miscellaneous purposes:

2 25 \$ 235,636
 2 26 The department of cultural affairs shall coordinate
 2 27 activities with the tourism office of the department
 2 28 of economic development to promote attendance at the
 2 29 state historical building and at this state's historic
 2 30 sites.
 2 31 2. COMMUNITY CULTURAL GRANTS
 2 32 For planning and programming for the community
 2 33 cultural grants program established under section
 2 34 303.3:
 2 35 \$ 299,240
 2 36 3. HISTORICAL DIVISION
 2 37 For salaries, support, maintenance, miscellaneous
 2 38 purposes, and for not more than the following full=
 2 39 time equivalent positions:
 2 40 \$ 3,040,920
 2 41 FTEs 65.00
 2 42 4. HISTORIC SITES
 2 43 For salaries, support, maintenance, and
 2 44 miscellaneous purposes:
 2 45 \$ 526,459
 2 46 5. ARTS DIVISION
 2 47 For salaries, support, maintenance, miscellaneous
 2 48 purposes, including funds to match federal grants and
 2 49 for not more than the following full-time equivalent
 2 50 positions:
 3 1 \$ 1,157,486
 3 2 FTEs 11.25
 3 3 DEPARTMENT OF EDUCATION
 3 4 Sec. 5. There is appropriated from the general
 3 5 fund of the state to the department of education for
 3 6 the fiscal year beginning July 1, 2005, and ending
 3 7 June 30, 2006, the following amounts, or so much
 3 8 thereof as may be necessary, to be used for the
 3 9 purposes designated:
 3 10 1. GENERAL ADMINISTRATION
 3 11 For salaries, support, maintenance, miscellaneous
 3 12 purposes, and for not more than the following full=
 3 13 time equivalent positions:
 3 14 \$ 5,139,542
 3 15 FTEs 76.27
 3 16 The director of the department of education shall
 3 17 ensure that all school districts are aware of the
 3 18 state education resources available on the state
 3 19 website for listing teacher job openings and shall
 3 20 make every reasonable effort to enable qualified
 3 21 practitioners to post their resumes on the state
 3 22 website. The department shall administer the posting
 3 23 of job vacancies for school districts, accredited
 3 24 nonpublic schools, and area education agencies on the
 3 25 state website. The department may coordinate this
 3 26 activity with the Iowa school board association or
 3 27 other interested education associations in the state.
 3 28 The department shall strongly encourage school
 3 29 districts to seek direct claiming under the medical
 3 30 assistance program for funding of school district
 3 31 nursing services for students.
 3 32 2. VOCATIONAL EDUCATION ADMINISTRATION
 3 33 For salaries, support, maintenance, miscellaneous
 3 34 purposes, and for not more than the following full=
 3 35 time equivalent positions:
 3 36 \$ 514,828
 3 37 FTEs 13.80
 3 38 3. VOCATIONAL REHABILITATION SERVICES DIVISION
 3 39 a. For salaries, support, maintenance,
 3 40 miscellaneous purposes, and for not more than the
 3 41 following full-time equivalent positions:
 3 42 \$ 4,340,050
 3 43 FTEs 273.50
 3 44 The division of vocational rehabilitation services
 3 45 shall seek funding from other sources, such as local
 3 46 funds, for purposes of matching the state's federal
 3 47 vocational rehabilitation allocation, as well as for
 3 48 matching other federal vocational rehabilitation
 3 49 funding that may become available.
 3 50 Except where prohibited under federal law, the
 4 1 division of vocational rehabilitation services of the
 4 2 department of education shall accept client
 4 3 assessments, or assessments of potential clients,
 4 4 performed by other agencies in order to reduce
 4 5 duplication of effort.

4 6 Notwithstanding the full-time equivalent position
 4 7 limit established in this lettered paragraph, for the
 4 8 fiscal year ending June 30, 2006, if federal funding
 4 9 is received to pay the costs of additional employees
 4 10 for the vocational rehabilitation services division
 4 11 who would have duties relating to vocational
 4 12 rehabilitation services paid for through federal
 4 13 funding, authorization to hire not more than 4.00
 4 14 additional full-time equivalent employees shall be
 4 15 provided, the full-time equivalent position limit
 4 16 shall be exceeded, and the additional employees shall
 4 17 be hired by the division.

4 18 b. For matching funds for programs to enable
 4 19 persons with severe physical or mental disabilities to
 4 20 function more independently, including salaries and
 4 21 support, and for not more than the following full-time
 4 22 equivalent position:

4 23	\$	54,150
4 24	FTEs	1.00

4 25 The highest priority use for the moneys
 4 26 appropriated under this lettered paragraph shall be
 4 27 for programs that emphasize employment and assist
 4 28 persons with severe physical or mental disabilities to
 4 29 find and maintain employment to enable them to
 4 30 function more independently.

4 31 4. STATE LIBRARY

4 32 a. For salaries, support, maintenance,
 4 33 miscellaneous purposes, and for not more than the
 4 34 following full-time equivalent positions:

4 35	\$	1,378,555
4 36	FTEs	18.00

4 37 b. For the enrich Iowa program:

4 38	\$	1,698,432
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4 39 (1) Funds allocated for purposes of the enrich
 4 40 Iowa program as provided in this lettered paragraph
 4 41 shall be distributed by the division of libraries and
 4 42 information services to provide support for Iowa's
 4 43 libraries. The commission of libraries shall develop
 4 44 rules governing the allocation of funds provided by
 4 45 the general assembly for the enrich Iowa program to
 4 46 provide direct state assistance to public libraries
 4 47 and to fund the open access and access plus programs.
 4 48 Direct state assistance to eligible public libraries
 4 49 is provided as an incentive to improve library
 4 50 services and to reduce inequities among communities in
 5 1 the delivery of library services based on recognized
 5 2 and adopted performance measures. Funds distributed
 5 3 as direct state assistance shall be distributed to
 5 4 eligible public libraries that are in compliance with
 5 5 performance measures adopted by rule by the commission
 5 6 of libraries. The funds allocated as provided in this
 5 7 lettered paragraph shall not be used for the costs of
 5 8 administration by the division. The amount of direct
 5 9 state assistance distributed to each eligible public
 5 10 library shall be based upon the following:

5 11 (a) The level of compliance by the eligible public
 5 12 library with the performance measures adopted by the
 5 13 commission as provided in this subparagraph.

5 14 (b) The number of people residing within an
 5 15 eligible library's geographic service area for whom
 5 16 the library provides services.

5 17 (c) The amount of other funding the eligible
 5 18 public library received in the previous fiscal year
 5 19 for providing services to rural residents and to
 5 20 contracting communities.

5 21 (2) Moneys received by a public library under this
 5 22 lettered paragraph shall supplement, not supplant, any
 5 23 other funding received by the library.

5 24 (3) For purposes of this section, "eligible public
 5 25 library" means a public library that meets all of the
 5 26 following requirements:

5 27 (a) Submits to the division all of the following:

5 28 (i) The report provided for under section 256.51,
 5 29 subsection 1, paragraph "h".

5 30 (ii) An application and accreditation report, in a
 5 31 format approved by the commission, that provides
 5 32 evidence of the library's compliance with at least one
 5 33 level of the standards established in accordance with
 5 34 section 256.51, subsection 1, paragraph "k".

5 35 (iii) Any other application or report the division
 5 36 deems necessary for the implementation of the enrich

5 37 Iowa program.

5 38 (b) Participates in the library resource and

5 39 information sharing programs established by the state

5 40 library.

5 41 (c) Is a public library established by city

5 42 ordinance or a library district as provided in chapter

5 43 336.

5 44 (4) Each eligible public library shall maintain a

5 45 separate listing within its budget for payments

5 46 received and expenditures made pursuant to this

5 47 lettered paragraph, and shall annually submit this

5 48 listing to the division.

5 49 (5) By January 15, 2007, the division shall submit

5 50 a program evaluation report to the general assembly

6 1 and the governor detailing the uses and the impacts of

6 2 funds allocated under this lettered paragraph.

6 3 (6) A public library that receives funds in

6 4 accordance with this lettered paragraph shall have an

6 5 internet use policy in place, which may or may not

6 6 include internet filtering. The library shall submit

6 7 a report describing the library's internet use efforts

6 8 to the division.

6 9 (7) A public library that receives funds in

6 10 accordance with this lettered paragraph shall provide

6 11 open access, the reciprocal borrowing program, as a

6 12 service to its patrons, at a reimbursement rate

6 13 determined by the state library.

6 14 5. LIBRARY SERVICE AREA SYSTEM

6 15 For state aid:

6 16 \$ 1,376,558

6 17 6. PUBLIC BROADCASTING DIVISION

6 18 For salaries, support, maintenance, capital

6 19 expenditures, miscellaneous purposes, and for not more

6 20 than the following full-time equivalent positions:

6 21 \$ 7,356,722

6 22 FTEs 86.00

6 23 7. REGIONAL TELECOMMUNICATIONS COUNCILS

6 24 For state aid:

6 25 \$ 1,240,478

6 26 The regional telecommunications councils

6 27 established in section 8D.5 shall use the funds

6 28 appropriated in this subsection to provide technical

6 29 assistance for network classrooms, planning and

6 30 troubleshooting for local area networks, scheduling of

6 31 video sites, and other related support activities.

6 32 8. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS

6 33 For reimbursement for vocational education

6 34 expenditures made by secondary schools:

6 35 \$ 2,936,904

6 36 Funds appropriated in this subsection shall be used

6 37 for expenditures made by school districts to meet the

6 38 standards set in sections 256.11, 258.4, and 260C.14

6 39 as a result of the enactment of 1989 Iowa Acts,

6 40 chapter 278. Funds shall be used as reimbursement for

6 41 vocational education expenditures made by secondary

6 42 schools in the manner provided by the department of

6 43 education for implementation of the standards set in

6 44 1989 Iowa Acts, chapter 278.

6 45 9. SCHOOL FOOD SERVICE

6 46 For use as state matching funds for federal

6 47 programs that shall be disbursed according to federal

6 48 regulations, including salaries, support, maintenance,

6 49 and miscellaneous purposes:

6 50 \$ 2,509,683

7 1 10. IOWA EMPOWERMENT FUND

7 2 For deposit in the school ready children grants

7 3 account of the Iowa empowerment fund created in

7 4 section 28.9:

7 5 \$ 21,481,594

7 6 a. From the moneys deposited in the school ready

7 7 children grants account for the fiscal year beginning

7 8 July 1, 2005, and ending June 30, 2006, not more than

7 9 \$300,000 is allocated for the community empowerment

7 10 office and other technical assistance activities. It

7 11 is the intent of the general assembly that regional

7 12 technical assistance teams will be established and

7 13 will include staff from various agencies, as

7 14 appropriate, including the area education agencies,

7 15 community colleges, and the Iowa state university of

7 16 science and technology cooperative extension service

7 17 in agriculture and home economics. The Iowa

7 18 empowerment board shall direct staff to work with the
7 19 advisory council to inventory technical assistance
7 20 needs. Funds allocated under this lettered paragraph
7 21 may be used by the Iowa empowerment board for the
7 22 purpose of skills development and support for ongoing
7 23 training of the regional technical assistance teams.
7 24 However, funds shall not be used for additional staff
7 25 or for the reimbursement of staff.

7 26 b. Notwithstanding any other provision of law to
7 27 the contrary, the community empowerment office shall
7 28 use the documentation created by the legislative
7 29 services agency to continue the implementation of the
7 30 four-year phase-in period of the distribution formula
7 31 approved by the community empowerment board.

7 32 c. As a condition of receiving funding
7 33 appropriated in this subsection, each community
7 34 empowerment area board shall report to the Iowa
7 35 empowerment board progress on each of the state
7 36 indicators approved by the state board, as well as
7 37 progress on local indicators. The community
7 38 empowerment area board must also submit a written plan
7 39 amendment extending by one year the area's
7 40 comprehensive school ready children grant plan
7 41 developed for providing services for children from
7 42 birth through five years of age and provide other
7 43 information specified by the Iowa empowerment board.
7 44 The amendment may also provide for changes in the
7 45 programs and services provided under the plan. The
7 46 Iowa empowerment board shall establish a submission
7 47 deadline for the plan amendment that allows a
7 48 reasonable period of time for preparation of the plan
7 49 amendment and for review and approval or request for
7 50 modification of the plan amendment by the Iowa
8 1 empowerment board. In addition, the community
8 2 empowerment board must continue to comply with
8 3 reporting provisions and other requirements adopted by
8 4 the Iowa empowerment board in implementing section
8 5 28.8.

8 6 d. Of the amount appropriated in this subsection
8 7 for deposit in the school ready children grants
8 8 account of the Iowa empowerment fund, \$500,000 shall
8 9 be allocated to a collaborative effort between the
8 10 Iowa community empowerment board and Iowa state
8 11 university extension to provide hands-on assistance to
8 12 child care providers.

8 13 e. Of the amount appropriated in this subsection
8 14 for deposit in the school ready children grants
8 15 account of the Iowa empowerment fund that is used for
8 16 distribution to areas, \$3,000,000 shall be used to
8 17 assist low-income parents with preschool tuition.

8 18 f. Of the amount appropriated in this subsection
8 19 for deposit in the school ready children grants
8 20 account of the Iowa empowerment fund that is used for
8 21 distribution to areas, \$1,000,000 shall be used to
8 22 collaborate with area education agencies and community
8 23 colleges to provide both child care and preschool
8 24 providers with ready access to high-quality
8 25 professional development.

8 26 11. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS
8 27 To provide funds for costs of providing textbooks
8 28 to each resident pupil who attends a nonpublic school
8 29 as authorized by section 301.1. The funding is
8 30 limited to \$20 per pupil and shall not exceed the
8 31 comparable services offered to resident public school
8 32 pupils:
8 33 \$ 614,058

8 34 12. STUDENT ACHIEVEMENT AND TEACHER QUALITY
8 35 PROGRAM
8 36 For purposes, as provided in law, of the student
8 37 achievement and teacher quality program established
8 38 pursuant to chapter 284:
8 39 \$ 67,618,894

8 40 13. COMMUNITY COLLEGES
8 41 For general state financial aid to merged areas as
8 42 defined in section 260C.2 in accordance with chapters
8 43 258 and 260C:
8 44 \$147,579,244

8 45 The funds appropriated in this subsection shall be
8 46 allocated as follows:
8 47 a. Merged Area I \$ 7,124,315
8 48 b. Merged Area II \$ 8,258,602

8	49	c.	Merged Area III	\$	7,650,479
8	50	d.	Merged Area IV	\$	3,746,521
9	1	e.	Merged Area V	\$	7,926,341
9	2	f.	Merged Area VI	\$	7,261,075
9	3	g.	Merged Area VII	\$	10,560,846
9	4	h.	Merged Area IX	\$	13,005,054
9	5	i.	Merged Area X	\$	20,603,300
9	6	j.	Merged Area XI	\$	21,745,905
9	7	k.	Merged Area XII	\$	8,535,410
9	8	l.	Merged Area XIII	\$	8,754,676
9	9	m.	Merged Area XIV	\$	3,791,821
9	10	n.	Merged Area XV	\$	11,924,610
9	11	o.	Merged Area XVI	\$	6,690,289

9 12 Sec. 6. STATEWIDE TEACHER INTERN PROGRAM ==
9 13 FEDERAL GRANT APPLICATION COORDINATION.

9 14 The department shall work cooperatively with the
9 15 state board of regents and other appropriate eligible
9 16 grantees to obtain any available federal funding,
9 17 including grants that may be available for the
9 18 establishment and operation of a teacher intern
9 19 program.

9 20 Sec. 7. BOARD OF EDUCATIONAL EXAMINERS LICENSING
9 21 FEES.

9 22 Notwithstanding section 272.10, for the fiscal year
9 23 beginning July 1, 2005, and ending June 30, 2006, the
9 24 executive director of the board of educational
9 25 examiners shall deposit at least 27 percent of the
9 26 fees collected annually with the treasurer of state
9 27 which shall be credited to the general fund of the
9 28 state. The remaining licensing fees collected during
9 29 the fiscal year beginning July 1, 2005, and retained
9 30 are appropriated to the board for the purposes related
9 31 to the board's duties. Notwithstanding section 8.33,
9 32 licensing fees retained by and appropriated to the
9 33 board pursuant to this section that remain
9 34 unencumbered or unobligated at the close of the fiscal
9 35 year in an amount of not more than 10 percent of the
9 36 total licensing fees collected by the board by the
9 37 close of the fiscal year shall not revert but shall
9 38 remain available for expenditure for the purposes
9 39 designated until the close of the succeeding fiscal
9 40 year.

9 41 Sec. 8. EDUCATOR LICENSING REVIEW WORKING GROUP.

9 42 1. The board of educational examiners, in
9 43 consultation with the department of education, shall
9 44 convene a working group whose work shall be conducted
9 45 over a three-year period to identify and recommend
9 46 measures to improve Iowa's current teacher and
9 47 administrator preparation and licensing practices.
9 48 The working group shall review the current teacher and
9 49 administrator preparation and licensing processes to
9 50 identify essential standards to maintain quality
10 1 preparation and licensing requirements for teachers
10 2 and administrators. The review shall also do the
10 3 following:

10 4 a. Identify state laws and agency rules that are
10 5 no longer essential to maintain quality.

10 6 b. Compare Iowa's teacher and administrator
10 7 preparation and licensing practices with those of
10 8 neighboring states, and identify those areas where
10 9 Iowa's practices differ from, or are consistent with,
10 10 the practices of the states neighboring Iowa.

10 11 c. Identify potential barriers preventing teacher
10 12 and administrator candidates from neighboring states
10 13 from applying for licensure in Iowa.

10 14 d. Review federal laws and regulations relating to
10 15 teachers and teacher licensure in order to ensure
10 16 compliance with federal laws and regulations,
10 17 especially those relating to highly qualified
10 18 teachers.

10 19 2. The working group shall consist of teachers,
10 20 administrators, and representatives of the department
10 21 of education, the state board of education, the board
10 22 of educational examiners, and practitioner preparation
10 23 institutions.

10 24 3. The working group shall annually submit its
10 25 findings and recommendations to the chairpersons and
10 26 ranking members of the senate and house standing
10 27 education committees and the joint appropriations
10 28 subcommittee on education by January 15.

10 29 Sec. 9. MINIMUM TEACHER SALARY REQUIREMENTS == FY

10 30 2005=2006.
10 31 1. Notwithstanding section 284.7, subsection 1,
10 32 paragraph "a", subparagraph (2), the minimum teacher
10 33 salary paid by a school district or area education
10 34 agency for purposes of teacher compensation in
10 35 accordance with chapter 284, for the fiscal year
10 36 beginning July 1, 2005, and ending June 30, 2006,
10 37 shall be the minimum salary amount the school district
10 38 or area education agency paid to a first-year
10 39 beginning teacher or, the minimum salary amount the
10 40 school district or area education agency would have
10 41 paid a first-year beginning teacher if the school
10 42 district or area education agency had participated in
10 43 the program in the 2001=2002 school year, in
10 44 accordance with section 284.7, subsection 1, Code
10 45 Supplement 2001. If the school district or area
10 46 education agency did not employ a first-year beginning
10 47 teacher in the 2001=2002 school year, the minimum
10 48 salary is the amount that the district would have paid
10 49 a first-year beginning teacher under chapter 284 in
10 50 the 2001=2002 school year.

11 1 2. Notwithstanding section 284.7, subsection 1,
11 2 paragraph "b", subparagraph (2), the minimum career
11 3 teacher salary paid to a career teacher who was a
11 4 beginning teacher in the 2004=2005 school year, by a
11 5 school district or area education agency participating
11 6 in the student achievement and teacher quality
11 7 program, for the school year beginning July 1, 2005,
11 8 and ending June 30, 2006, shall be, unless the school
11 9 district has a minimum career teacher salary that
11 10 exceeds thirty thousand dollars, one thousand dollars
11 11 greater than the minimum salary amount the school
11 12 district or area education agency paid to a first-year
11 13 beginning teacher if the school district or area
11 14 education agency participated in the program during
11 15 the 2001=2002 school year, or the minimum salary
11 16 amount the school district or area education agency
11 17 would have paid a first-year beginning teacher if the
11 18 school district or area education agency had
11 19 participated in the program in the 2001=2002 school
11 20 year, in accordance with section 284.7, subsection 1,
11 21 Code Supplement 2001.

11 22 3. Notwithstanding section 284.7, subsection 1,
11 23 paragraph "b", subparagraph (2), and except as
11 24 provided in subsection 2, the minimum career teacher
11 25 salary paid by a school district or area education
11 26 agency participating in the student achievement and
11 27 teacher quality program, for purposes of teacher
11 28 compensation in accordance with chapter 284, for the
11 29 school year beginning July 1, 2005, and ending June
11 30 30, 2006, shall be the minimum salary amount the
11 31 school district or area education agency paid to a
11 32 career teacher if the school district or area
11 33 education agency participated in the program during
11 34 the 2001=2002 school year, or, the minimum salary
11 35 amount the school district or area education agency
11 36 would have paid a career teacher if the school
11 37 district or area education agency had participated in
11 38 the program in the 2001=2002 school year, in
11 39 accordance with section 284.7, subsection 1, Code
11 40 Supplement 2001.

11 41 STATE BOARD OF REGENTS

11 42 Sec. 10. There is appropriated from the general
11 43 fund of the state to the state board of regents for
11 44 the fiscal year beginning July 1, 2005, and ending
11 45 June 30, 2006, the following amounts, or so much
11 46 thereof as may be necessary, to be used for the
11 47 purposes designated:

11 48 1. OFFICE OF STATE BOARD OF REGENTS
11 49 a. For salaries, support, maintenance,
11 50 miscellaneous purposes, and for not more than the
12 1 following full-time equivalent positions:
12 2 \$ 1,167,137
12 3 FTEs 16.00

12 4 The state board of regents, the department of
12 5 management, and the legislative services agency shall
12 6 cooperate to determine and agree upon, by November 15,
12 7 2005, the amount that needs to be appropriated for
12 8 tuition replacement for the fiscal year beginning July
12 9 1, 2006.

12 10 The state board of regents shall submit a monthly

12 11 financial report in a format agreed upon by the state
12 12 board of regents office and the legislative services
12 13 agency.

12 14 b. For allocation by the state board of regents to
12 15 the state university of Iowa, the Iowa state
12 16 university of science and technology, and the
12 17 university of northern Iowa to reimburse the
12 18 institutions for deficiencies in their operating funds
12 19 resulting from the pledging of tuitions, student fees
12 20 and charges, and institutional income to finance the
12 21 cost of providing academic and administrative
12 22 buildings and facilities and utility services at the
12 23 institutions:
12 24 \$ 13,975,431

12 25 Notwithstanding section 8.33, funds appropriated
12 26 for the purposes in this lettered paragraph remaining
12 27 unencumbered or unobligated at the end of the fiscal
12 28 year shall not revert but shall be available for
12 29 expenditure for the purposes specified in this
12 30 lettered paragraph during the subsequent fiscal year.

12 31 c. For funds to be allocated to the southwest Iowa
12 32 graduate studies center:
12 33 \$ 105,956

12 34 d. For funds to be allocated to the siouxland
12 35 interstate metropolitan planning council for the
12 36 tristate graduate center under section 262.9,
12 37 subsection 21:
12 38 \$ 77,941

12 39 e. For funds to be allocated to the quad=cities
12 40 graduate studies center:
12 41 \$ 157,144

12 42 f. For funds for regents universities' general
12 43 operating budgets:
12 44 \$ 14,969,288

12 45 The funds appropriated for purposes of this
12 46 lettered paragraph are subject to the following
12 47 allocations and requirements:

12 48 (1) The partnership for transformation and
12 49 excellence is a four-year partnership plan created by
12 50 the state board of regents for the purpose of
13 1 enhancing the regents' strategic priorities for
13 2 educational quality and public accountability. Under
13 3 the plan, Iowa students and families will be subject
13 4 to moderate student tuition increases, and a clear and
13 5 concise reallocation plan that may be audited will
13 6 exist to strengthen the academic focus at the regents
13 7 universities. The reallocation plan will enhance the
13 8 quality of the regents universities and provide both
13 9 an incentive and an opportunity for university-wide
13 10 reprioritization and reallocation of resources to the
13 11 most important strategic areas.

13 12 (2) The funds shall be distributed by the board as
13 13 outlined in the state board of regents partnership for
13 14 transformation and excellence. The funds may be used
13 15 for any of the following purposes:

13 16 (a) Supporting new strategic initiatives.
13 17 (b) Meeting enrollment increases.
13 18 (c) Meeting the demand for new courses and
13 19 services.
13 20 (d) Funding new but unavoidable or mandated cost
13 21 increases.
13 22 (e) Supporting any other initiatives important to
13 23 the core functions of the university.

13 24 The funds may also be used for pay adjustments,
13 25 expense reimbursements, and related benefits for state
13 26 board of regents employees covered by a collective
13 27 bargaining agreement and for state board of regents
13 28 employees not covered by a collective bargaining
13 29 agreement. The board shall provide from other
13 30 available sources any additional funding needed for
13 31 such pay adjustments, expense reimbursements, and
13 32 related benefits.

13 33 (3) The state board of regents shall annually set
13 34 a target dollar amount or percentage figure of
13 35 expected reallocation of resources for each
13 36 university. The universities shall report to the
13 37 board on a semiannual basis regarding the actions
13 38 taken relating to the reallocations. Once funds have
13 39 been reallocated, that amount shall not be redirected
13 40 to the original entity or purpose unless extraordinary
13 41 circumstances exist and an equivalent reallocation

13 42 amount is increased for the same fiscal year. A
13 43 reallocation of resources may be made for any of the
13 44 following purposes:
13 45 (a) Supporting new strategic initiatives.
13 46 (b) Meeting enrollment increases.
13 47 (c) Meeting the demand for new courses and
13 48 services.
13 49 (d) Funding new but unavoidable or mandated cost
13 50 increases.
14 1 (e) Supporting any other initiatives important to
14 2 the core functions of the university.
14 3 (4) For the purposes of this lettered paragraph:
14 4 (a) "Entity" means a president, vice president, or
14 5 a college, academic or nonacademic department,
14 6 division, program, or other unit.
14 7 (b) "Reallocation of resources" means funds within
14 8 the base budget of a university entity are removed by
14 9 the administrator of that entity and redirected to
14 10 another university entity or purpose.
14 11 (5) The state university of Iowa, the Iowa state
14 12 university of science and technology, and the
14 13 university of northern Iowa shall each generate
14 14 matching internal reallocations in an amount equal to
14 15 50 percent of the amounts received by the universities
14 16 pursuant to this lettered paragraph.
14 17 (6) From the moneys allocated to the Iowa state
14 18 university of science and technology pursuant to this
14 19 lettered paragraph, an amount equal to \$1,000,000
14 20 shall be distributed to the college of veterinary
14 21 medicine to reduce the operating fees charged by the
14 22 veterinary diagnostic laboratory. If Iowa state
14 23 university of science and technology fails to
14 24 distribute funds to the college of veterinary science
14 25 in accordance with this paragraph, the moneys shall
14 26 revert to the general fund of the state.
14 27 g. For funds to be distributed to the midwestern
14 28 higher education compact to pay Iowa's member state
14 29 annual obligation:
14 30 \$ 90,000
14 31 2. STATE UNIVERSITY OF IOWA
14 32 a. General university, including lakeside laboratory
14 33 For salaries, support, maintenance, equipment,
14 34 miscellaneous purposes, and for not more than the following
14 35 full-time equivalent positions:
14 36 \$220,131,572
14 37 FTEs 5,058.55
14 38 It is the intent of the general assembly that the
14 39 university continue progress on the school of public
14 40 health and the public health initiative for the
14 41 purposes of establishing an accredited school of
14 42 public health and for funding an initiative for the
14 43 health and independence of elderly Iowans.
14 44 b. University hospitals
14 45 For salaries, support, maintenance, equipment, and
14 46 miscellaneous purposes and for medical and surgical
14 47 treatment of indigent patients as provided in chapter
14 48 255, for medical education, and for not more than the
14 49 following full-time equivalent positions:
14 50 \$ 27,284,584
15 1 FTEs 6,877.34
15 2 (1) The university of Iowa hospitals and clinics
15 3 shall, within the context of chapter 255 and when
15 4 medically appropriate, make reasonable efforts to
15 5 extend the university of Iowa hospitals and clinics'
15 6 use of home telemedicine and other technologies to
15 7 reduce the frequency of visits to the hospital
15 8 required by the indigent patients.
15 9 (2) The university of Iowa hospitals and clinics
15 10 shall submit quarterly a report regarding the portion
15 11 of the appropriation in this lettered paragraph
15 12 expended on medical education. The report shall be
15 13 submitted in a format jointly developed by the
15 14 university of Iowa hospitals and clinics, the
15 15 legislative services agency, and the department of
15 16 management, and shall delineate the expenditures and
15 17 purposes of the funds.
15 18 (3) Funds appropriated in this lettered paragraph
15 19 shall not be used to perform abortions except
15 20 medically necessary abortions, and shall not be used
15 21 to operate the early termination of pregnancy clinic
15 22 except for the performance of medically necessary

15 23 abortions. For the purpose of this lettered
15 24 paragraph, an abortion is the purposeful interruption
15 25 of pregnancy with the intention other than to produce
15 26 a live-born infant or to remove a dead fetus, and a
15 27 medically necessary abortion is one performed under
15 28 one of the following conditions:

15 29 (a) The attending physician certifies that
15 30 continuing the pregnancy would endanger the life of
15 31 the pregnant woman.

15 32 (b) The attending physician certifies that the
15 33 fetus is physically deformed, mentally deficient, or
15 34 afflicted with a congenital illness.

15 35 (c) The pregnancy is the result of a rape which is
15 36 reported within 45 days of the incident to a law
15 37 enforcement agency or public or private health agency
15 38 which may include a family physician.

15 39 (d) The pregnancy is the result of incest which is
15 40 reported within 150 days of the incident to a law
15 41 enforcement agency or public or private health agency
15 42 which may include a family physician.

15 43 (e) The abortion is a spontaneous abortion,
15 44 commonly known as a miscarriage, wherein not all of
15 45 the products of conception are expelled.

15 46 (4) The total quota allocated to the counties for
15 47 indigent patients for the fiscal year beginning July
15 48 1, 2005, shall not be lower than the total quota
15 49 allocated to the counties for the fiscal year
15 50 commencing July 1, 1998. The total quota shall be
16 1 allocated among the counties on the basis of the 2000
16 2 census pursuant to section 255.16.

16 3 c. Psychiatric hospital

16 4 For salaries, support, maintenance, equipment,
16 5 miscellaneous purposes, for the care, treatment, and
16 6 maintenance of committed and voluntary public
16 7 patients, and for not more than the following full=
16 8 time equivalent positions:

16 9 \$ 7,043,056
16 10 FTEs 269.65

16 11 d. Center for disabilities and development

16 12 For salaries, support, maintenance, miscellaneous
16 13 purposes, and for not more than the following full=
16 14 time equivalent positions:

16 15 \$ 6,363,265
16 16 FTEs 130.37

16 17 From the funds appropriated in this lettered
16 18 paragraph, \$200,000 shall be allocated for purposes of
16 19 the employment policy group.

16 20 e. Oakdale campus

16 21 For salaries, support, maintenance, miscellaneous
16 22 purposes, and for not more than the following full=
16 23 time equivalent positions:

16 24 \$ 2,657,335
16 25 FTEs 38.25

16 26 f. State hygienic laboratory

16 27 For salaries, support, maintenance, miscellaneous
16 28 purposes, and for not more than the following full=
16 29 time equivalent positions:

16 30 \$ 3,849,461
16 31 FTEs 102.50

16 32 g. Family practice program

16 33 For allocation by the dean of the college of
16 34 medicine, with approval of the advisory board, to
16 35 qualified participants, to carry out chapter 148D for
16 36 the family practice program, including salaries and
16 37 support, and for not more than the following full=
16 38 time equivalent positions:

16 39 \$ 2,075,948
16 40 FTEs 190.40

16 41 h. Child health care services

16 42 For specialized child health care services,
16 43 including childhood cancer diagnostic and treatment
16 44 network programs, rural comprehensive care for
16 45 hemophilia patients, and the Iowa high-risk infant
16 46 follow-up program, including salaries and support, and
16 47 for not more than the following full-time equivalent
16 48 positions:

16 49 \$ 649,066
16 50 FTEs 57.97

17 1 i. Statewide cancer registry

17 2 For the statewide cancer registry, and for not more
17 3 than the following full-time equivalent positions:

17 4	.....	\$	178,739
17 5	.....	FTEs	2.10
17 6	j. Substance abuse consortium		
17 7	For funds to be allocated to the Iowa consortium		
17 8	for substance abuse research and evaluation, and for		
17 9	not more than the following full-time equivalent		
17 10	position:		
17 11	.....	\$	64,871
17 12	.....	FTEs	1.00
17 13	k. Center for biocatalysis		
17 14	For the center for biocatalysis, and for not more		
17 15	than the following full-time equivalent positions:		
17 16	.....	\$	881,384
17 17	.....	FTEs	6.28
17 18	l. Primary health care initiative		
17 19	For the primary health care initiative in the		
17 20	college of medicine and for not more than the		
17 21	following full-time equivalent positions:		
17 22	.....	\$	759,875
17 23	.....	FTEs	5.89
17 24	From the funds appropriated in this lettered		
17 25	paragraph, \$330,000 shall be allocated to the		
17 26	department of family practice at the state university		
17 27	of Iowa college of medicine for family practice		
17 28	faculty and support staff.		
17 29	m. Birth defects registry		
17 30	For the birth defects registry and for not more		
17 31	than the following full-time equivalent position:		
17 32	.....	\$	44,636
17 33	.....	FTEs	1.00
17 34	3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY		
17 35	a. General university		
17 36	For salaries, support, maintenance, equipment,		
17 37	miscellaneous purposes, and for not more than the		
17 38	following full-time equivalent positions:		
17 39	.....	\$173,269,729	
17 40	.....	FTEs	3,647.42
17 41	It is the intent of the general assembly that the		
17 42	university continue progress on the center for		
17 43	excellence in fundamental plant sciences.		
17 44	b. Agricultural experiment station		
17 45	For salaries, support, maintenance, miscellaneous		
17 46	purposes, and for not more than the following full-		
17 47	time equivalent positions:		
17 48	.....	\$	31,019,520
17 49	.....	FTEs	546.98
17 50	c. Cooperative extension service in agriculture		
18 1	and home economics		
18 2	For salaries, support, maintenance, miscellaneous		
18 3	purposes, and for not more than the following full-		
18 4	time equivalent positions:		
18 5	.....	\$	19,738,432
18 6	.....	FTEs	383.34
18 7	d. Leopold center		
18 8	For agricultural research grants at Iowa state		
18 9	university under section 266.39B, and for not more		
18 10	than the following full-time equivalent positions:		
18 11	.....	\$	464,319
18 12	.....	FTEs	11.25
18 13	e. Livestock disease research		
18 14	For deposit in and the use of the livestock disease		
18 15	research fund under section 267.8:		
18 16	.....	\$	220,708
18 17	4. UNIVERSITY OF NORTHERN IOWA		
18 18	a. General university		
18 19	For salaries, support, maintenance, equipment,		
18 20	miscellaneous purposes, and for not more than the		
18 21	following full-time equivalent positions:		
18 22	.....	\$	77,831,821
18 23	.....	FTEs	1,398.01
18 24	It is the intent of the general assembly that the		
18 25	university continue to allocate funds for a masters in		
18 26	social work program, the roadside vegetation project,		
18 27	and the Iowa office for staff development.		
18 28	b. Recycling and reuse center		
18 29	For purposes of the recycling and reuse center, and		
18 30	for not more than the following full-time equivalent		
18 31	positions:		
18 32	.....	\$	211,858
18 33	.....	FTEs	3.00
18 34	5. STATE SCHOOL FOR THE DEAF		

18 35 For salaries, support, maintenance, miscellaneous
 18 36 purposes, and for not more than the following full=
 18 37 time equivalent positions:
 18 38 \$ 8,810,471
 18 39 FTEs 126.60
 18 40 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL
 18 41 For salaries, support, maintenance, miscellaneous
 18 42 purposes, and for not more than the following full=
 18 43 time equivalent positions:
 18 44 \$ 4,930,295
 18 45 FTEs 81.00
 18 46 7. TUITION AND TRANSPORTATION COSTS
 18 47 For payment to local school boards for the tuition
 18 48 and transportation costs of students residing in the
 18 49 Iowa braille and sight saving school and the state
 18 50 school for the deaf pursuant to section 262.43 and for
 19 1 payment of certain clothing, prescription, and
 19 2 transportation costs for students at these schools
 19 3 pursuant to section 270.5:
 19 4 \$ 15,020
 19 5 Sec. 11. INSTITUTE FOR TOMORROW'S WORKFORCE.
 19 6 There is appropriated from the general fund of the
 19 7 state to the department of management for allocation
 19 8 to the institute for tomorrow's workforce created
 19 9 under chapter 7K, if enacted by this Act, for the
 19 10 fiscal year beginning July 1, 2005, and ending June
 19 11 30, 2006, the following amount, or so much thereof as
 19 12 is necessary, to be used for the purposes designated:
 19 13 For the activities of the institute created
 19 14 pursuant to section 7K.1, and subject to the matching
 19 15 fund requirement of that section, if enacted:
 19 16 \$ 250,000
 19 17 Sec. 12. MEDICAL ASSISTANCE == SUPPLEMENTAL
 19 18 AMOUNTS. For the fiscal year beginning July 1, 2005,
 19 19 and ending June 30, 2006, the department of human
 19 20 services shall continue the supplemental
 19 21 disproportionate share and a supplemental indirect
 19 22 medical education adjustment applicable to state=
 19 23 owned acute care hospitals with more than 500 beds and
 19 24 shall reimburse qualifying hospitals pursuant to that
 19 25 adjustment with a supplemental amount for services
 19 26 provided medical assistance recipients. The
 19 27 adjustment shall generate supplemental payments
 19 28 intended to equal the state appropriation made to a
 19 29 qualifying hospital for treatment of indigent patients
 19 30 as provided in chapter 255. To the extent of the
 19 31 supplemental payments, a qualifying hospital shall,
 19 32 after receipt of the funds, transfer to the department
 19 33 of human services an amount equal to the actual
 19 34 supplemental payments that were made in that month.
 19 35 The aggregate amounts for the fiscal year shall not
 19 36 exceed the state appropriation made to the qualifying
 19 37 hospital for treatment of indigent patients as
 19 38 provided in chapter 255. The department of human
 19 39 services shall deposit these funds in the department's
 19 40 medical assistance account. To the extent that state
 19 41 funds appropriated to a qualifying hospital for the
 19 42 treatment of indigent patients as provided in chapter
 19 43 255 have been transferred to the department of human
 19 44 services as a result of these supplemental payments
 19 45 made to the qualifying hospital, the department shall
 19 46 not, directly or indirectly, recoup the supplemental
 19 47 payments made to a qualifying hospital for any reason,
 19 48 unless an equivalent amount of the funds transferred
 19 49 to the department of human services by a qualifying
 19 50 hospital pursuant to this provision is transferred to
 20 1 the qualifying hospital by the department.
 20 2 If the state supplemental amount allotted to the
 20 3 state of Iowa for the federal fiscal year beginning
 20 4 October 1, 2005, and ending September 30, 2006,
 20 5 pursuant to section 1923(f)(3) of the federal Social
 20 6 Security Act, as amended, or pursuant to federal
 20 7 payments for indirect medical education is greater
 20 8 than the amount necessary to fund the federal share of
 20 9 the supplemental payments specified in the preceding
 20 10 paragraph, the department of human services shall
 20 11 increase the supplemental disproportionate share or
 20 12 supplemental indirect medical education adjustment by
 20 13 the lesser of the amount necessary to utilize fully
 20 14 the state supplemental amount or the amount of state
 20 15 funds appropriated to the state university of Iowa

20 16 general education fund and allocated to the university
20 17 for the college of medicine. The state university of
20 18 Iowa shall transfer from the allocation for the
20 19 college of medicine to the department of human
20 20 services, on a monthly basis, an amount equal to the
20 21 additional supplemental payments made during the
20 22 previous month pursuant to this paragraph. A
20 23 qualifying hospital receiving supplemental payments
20 24 pursuant to this paragraph that are greater than the
20 25 state appropriation made to the qualifying hospital
20 26 for treatment of indigent patients as provided in
20 27 chapter 255 shall be obligated as a condition of its
20 28 participation in the medical assistance program to
20 29 transfer to the state university of Iowa general
20 30 education fund on a monthly basis an amount equal to
20 31 the funds transferred by the state university of Iowa
20 32 to the department of human services. To the extent
20 33 that state funds appropriated to the state university
20 34 of Iowa and allocated to the college of medicine have
20 35 been transferred to the department of human services
20 36 as a result of these supplemental payments made to the
20 37 qualifying hospital, the department shall not,
20 38 directly or indirectly, recoup these supplemental
20 39 payments made to a qualifying hospital for any reason,
20 40 unless an equivalent amount of the funds transferred
20 41 to the department of human services by the state
20 42 university of Iowa pursuant to this paragraph is
20 43 transferred to the qualifying hospital by the
20 44 department.

20 45 Continuation of the supplemental disproportionate
20 46 share and supplemental indirect medical education
20 47 adjustment shall preserve the funds available to the
20 48 university hospital for medical and surgical treatment
20 49 of indigent patients as provided in chapter 255 and to
20 50 the state university of Iowa for educational purposes
21 1 at the same level as provided by the state funds
21 2 initially appropriated for that purpose.

21 3 The department of human services shall, in any
21 4 compilation of data or other report distributed to the
21 5 public concerning payments to providers under the
21 6 medical assistance program, set forth reimbursements
21 7 to a qualifying hospital through the supplemental
21 8 disproportionate share and supplemental indirect
21 9 medical education adjustment as a separate item and
21 10 shall not include such payments in the amounts
21 11 otherwise reported as the reimbursement to a
21 12 qualifying hospital for services to medical assistance
21 13 recipients.

21 14 For purposes of this section, "supplemental
21 15 payment" means a supplemental payment amount paid for
21 16 medical assistance to a hospital qualifying for that
21 17 payment under this section.

21 18 Sec. 13. For the fiscal year beginning July 1,
21 19 2005, and ending June 30, 2006, the state board of
21 20 regents may use notes, bonds, or other evidences of
21 21 indebtedness issued under section 262.48 to finance
21 22 projects that will result in energy cost savings in an
21 23 amount that will cause the state board to recover the
21 24 cost of the projects within an average of six years.

21 25 Sec. 14. Notwithstanding section 270.7, the
21 26 department of administrative services shall pay the
21 27 state school for the deaf and the Iowa braille and
21 28 sight saving school the moneys collected from the
21 29 counties during the fiscal year beginning July 1,
21 30 2005, for expenses relating to prescription drug costs
21 31 for students attending the state school for the deaf
21 32 and the Iowa braille and sight saving school.

21 33 Sec. 15. NEW SECTION. 7K.1 INSTITUTE FOR
21 34 TOMORROW'S WORKFORCE.

21 35 1. FINDINGS. The general assembly finds that
21 36 Iowa's children are this state's greatest asset and to
21 37 improve the future for Iowa's children, it is
21 38 necessary to focus elementary, secondary, and
21 39 postsecondary education efforts on what children need
21 40 to know to be successful students and successful
21 41 participants in Iowa's global workforce. Iowa's state
21 42 community and business leaders are at the forefront of
21 43 this ongoing conversation. The general assembly
21 44 further finds that the creation of an institute for
21 45 tomorrow's workforce provides a long-term forum for
21 46 bold, innovative recommendations to improve Iowa's

21 47 education system to meet the workforce needs of Iowa's
21 48 new economy.

21 49 2. INSTITUTE ESTABLISHED == DUTIES. An institute
21 50 for tomorrow's workforce is created as an independent

22 1 agency, which shall, at a minimum, do the following:

22 2 a. Review educational standards to determine
22 3 relevance and rigor necessary for continuous
22 4 improvement in student achievement and meeting
22 5 workforce needs.

22 6 b. Identify jobs skills and corresponding high
22 7 school coursework necessary to achieve success in the
22 8 Iowa workforce.

22 9 c. Review the state's education accountability
22 10 measures, including but not limited to student
22 11 proficiency and individual and organization program
22 12 accountability.

22 13 d. Identify state and local barriers to improved
22 14 student achievement and student success as well as
22 15 barriers to sharing among and within all areas of
22 16 Iowa's education system.

22 17 e. Identify effective education structure and
22 18 delivery models that promote optimum student
22 19 achievement opportunities for all Iowa students that
22 20 include, but are not limited to, the role of
22 21 technology.

22 22 f. Serve as a clearinghouse for existing and
22 23 emerging innovative educational sharing and
22 24 collaborative efforts among and between Iowa's
22 25 secondary education system as well as Iowa's
22 26 postsecondary education system.

22 27 g. Promote partnerships between private sector
22 28 business and all areas of Iowa's education system.

22 29 h. Promote partnerships between other Iowa
22 30 governance structures including, but not limited to,
22 31 cities and counties, and all areas of Iowa's education
22 32 system.

22 33 i. Identify ways to reduce the achievement gap
22 34 between white and non-white, non-Asian students.

22 35 3. MEMBERSHIP. The board of directors of the
22 36 institute for tomorrow's workforce shall consist of
22 37 fifteen members serving staggered three-year terms
22 38 beginning on May 1 of the year of appointment who
22 39 shall be appointed as follows:

22 40 a. Five members shall be appointed by the governor
22 41 as follows:

22 42 (1) A school district superintendent from a school
22 43 district with enrollment of one thousand one hundred
22 44 forty-nine or fewer pupils.

22 45 (2) An individual representing an Iowa business
22 46 employing more than two hundred fifty employees.

22 47 (3) A community college president.

22 48 (4) An individual representing labor and workforce
22 49 interests.

22 50 (5) An individual representing an Iowa agriculture
23 1 association.

23 2 b. Five members shall be appointed by the speaker
23 3 of the house of representatives as follows:

23 4 (1) An individual representing the area education
23 5 agencies.

23 6 (2) The president of an accredited private
23 7 institution as defined in section 261.9.

23 8 (3) An individual representing an Iowa business
23 9 employing more than fifty employees but less than two
23 10 hundred fifty employees.

23 11 (4) An individual representing urban economic
23 12 development interests.

23 13 (5) An individual from an association representing
23 14 Iowa businesses.

23 15 c. Five members shall be appointed by the
23 16 president of the senate as follows:

23 17 (1) A school district superintendent from a school
23 18 district with an enrollment of more than one thousand
23 19 one hundred forty-nine pupils.

23 20 (2) A president of an institution of higher
23 21 education under the control of the state board of
23 22 regents.

23 23 (3) An individual representing an Iowa business
23 24 employing fifty or fewer employees.

23 25 (4) An individual representing rural economic
23 26 development interests.

23 27 (5) An individual representing a business that

23 28 established itself in Iowa on or after July 1, 1999.
23 29 Members, except as provided in paragraph "c",
23 30 subparagraph (2), shall not be employed by the state.
23 31 One co-chairperson shall be appointed by the speaker
23 32 of the house of representatives and one co-chairperson
23 33 shall be appointed by the president of the senate.

23 34 4. MATCHING FUNDS REQUIREMENT. Moneys
23 35 appropriated by the general assembly for purposes of
23 36 the institute for tomorrow's workforce shall be
23 37 allocated only to the extent that the state moneys are
23 38 matched from other sources by the institute on a
23 39 dollar-for-dollar basis.

23 40 5. REPORTING REQUIREMENTS. The institute for
23 41 tomorrow's workforce shall submit its findings and
23 42 recommendations by January 15 annually in a report to
23 43 the governor, the speaker of the house of
23 44 representatives, the president of the senate, the
23 45 state board of education, the state board of regents,
23 46 the department of workforce development, the
23 47 department of economic development, the Iowa
23 48 association of community college trustees, the college
23 49 student aid commission, the Iowa association of
23 50 independent colleges and universities, and
24 1 associations representing school boards, nonpublic
24 2 schools, area education agencies, and teachers. The
24 3 report shall include an accounting of the revenues and
24 4 expenditures of the institute.

24 5 6. This chapter is repealed effective July 1,
24 6 2015.

24 7 Sec. 16. Section 256.9, Code 2005, is amended by
24 8 adding the following new subsection:

24 9 NEW SUBSECTION. 53. Develop and make available to
24 10 school districts, examples of age-appropriate
24 11 materials and lists of resources which parents may use
24 12 to teach their children to recognize unwanted physical
24 13 and verbal sexual advances, to not make unwanted
24 14 physical and verbal sexual advances, to effectively
24 15 reject unwanted sexual advances, that it is wrong to
24 16 take advantage of or exploit another person, and about
24 17 counseling, medical, and legal resources available to
24 18 survivors of sexual abuse and sexual assault,
24 19 including resources for escaping violent
24 20 relationships. The materials and resources shall
24 21 cover verbal, physical, and visual sexual harassment,
24 22 including nonconsensual sexual advances, and
24 23 nonconsensual physical sexual contact. In developing
24 24 the materials and resource list, the director shall
24 25 consult with entities that shall include, but not be
24 26 limited to, the departments of human services, public
24 27 health, and public safety, education stakeholders, and
24 28 parent-teacher organizations. School districts shall
24 29 provide age-appropriate materials and a list of
24 30 available community and web-based resources to parents
24 31 at registration and shall also include the age=
24 32 appropriate materials and resource list in the student
24 33 handbook. School districts are encouraged to work
24 34 with their communities to provide voluntary parent
24 35 education sessions to provide parents with the skills
24 36 and appropriate strategies to teach their children as
24 37 described in this subsection. School districts shall
24 38 incorporate the age-appropriate materials into
24 39 relevant curricula and shall reinforce the importance
24 40 of preventive measures when reasonable with parents
24 41 and students.

24 42 Sec. 17. Section 257.14, subsection 3, unnumbered
24 43 paragraph 2, is amended by striking the unnumbered
24 44 paragraph.

24 45 Sec. 18. Section 257B.1B, subsection 1, Code 2005,
24 46 is amended to read as follows:

24 47 1. ~~Fifty-five~~ For the fiscal year beginning July
24 48 1, 2004, and each succeeding fiscal year, fifty-five
24 49 percent of the moneys deposited in the fund to the
24 50 department of education for allocation to the Iowa
25 1 reading recovery center council to assist school
25 2 districts in developing reading recovery and literacy
25 3 programs. The Iowa reading recovery council shall use
25 4 the area education agency unified budget as its fiscal
25 5 agent for grant moneys and for other moneys
25 6 administered by the council.

25 7 Sec. 19. Section 261.9, subsection 1, paragraph b,
25 8 Code 2005, is amended to read as follows:

25 9 b. Is accredited by the north central association
25 10 of colleges and secondary schools accrediting agency
25 11 based on their requirements, is exempt from taxation
25 12 under section 501(c)(3) of the Internal Revenue Code,
25 13 and annually provides a matching aggregate amount of
25 14 institutional financial aid equal to at least seventy=
25 15 five percent of the amount received in a fiscal year
25 16 by the institution's students for Iowa tuition grant
25 17 assistance under this chapter. Commencing with the
25 18 fiscal year beginning July 1, ~~2005~~ 2006, the matching
25 19 aggregate amount of institutional financial aid shall
25 20 increase by the percentage of increase each fiscal
25 21 year of funds appropriated for Iowa tuition grants
25 22 under section 261.25, subsection 1, to a maximum match
25 23 of one hundred percent. The institution shall file
25 24 annual reports with the commission prior to receipt of
25 25 tuition grant moneys under this chapter. An
25 26 institution whose income is not exempt from taxation
25 27 under section 501(c) of the Internal Revenue Code and
25 28 whose students were eligible to receive Iowa tuition
25 29 grant money in the fiscal year beginning July 1, 2003,
25 30 shall meet the match requirements of this paragraph no
25 31 later than June 30, 2005.

25 32 Sec. 20. Section 261.25, subsection 1, Code 2005,
25 33 is amended to read as follows:

25 34 1. There is appropriated from the general fund of
25 35 the state to the commission for each fiscal year the
25 36 following:

25 37 a. ~~The sum of forty-seven~~ forty-four million ~~one~~
25 38 eight hundred fifty-seven ~~fifty-five~~ thousand ~~five~~
25 39 nine hundred fifteen ~~sixty-nine~~ dollars for tuition
25 40 grants for distribution to qualified students enrolled
25 41 at accredited private institutions that are exempt
25 42 from taxation under section 501(c)(3) of the Internal
25 43 Revenue Code.

25 44 b. ~~From the funds appropriated in this subsection,~~
25 45 ~~not more than three~~ The sum of four million four ~~eight~~
25 46 hundred seventeen thousand six hundred six dollars ~~may~~
25 47 ~~be distributed to~~ for distribution to qualified
25 48 students enrolled at accredited private institutions
25 49 whose income is not exempt from taxation under section
25 50 501(c) of the Internal Revenue Code and whose students
26 1 were eligible to receive Iowa tuition grant moneys in
26 2 the fiscal year beginning July 1, 2003. A for-profit
26 3 institution which, effective March 9, 2005, purchased
26 4 an accredited private institution that was exempt from
26 5 taxation under section 501(c) of the Internal Revenue
26 6 Code, shall be an eligible institution under the Iowa
26 7 tuition grant program.

26 8 If an accredited private institution has an average
26 9 default rate of ten percent or more within the most
26 10 recent consecutive three-year period as determined by
26 11 the commission using the official cohort default rates
26 12 for schools released annually by the United States
26 13 department of education, the total amount of tuition
26 14 grant moneys calculated by the commission for award to
26 15 qualified students enrolled in the accredited private
26 16 institution shall be reduced by one percent for each
26 17 one-tenth of a percentage point in which the
26 18 institution exceeds the ten percent default average.
26 19 The sum of the moneys retained by the commission as a
26 20 result of the reduction shall be redistributed by the
26 21 commission on a pro rata basis under the state student
26 22 aid programs administered by the commission.

26 23 Sec. 21. Section 262.9, subsection 18, Code 2005,
26 24 is amended to read as follows:

26 25 18. Not less than thirty days prior to action by
26 26 the board on any proposal to increase tuition, fees,
26 27 or charges at one or more of the institutions of
26 28 higher education under its control, send written
26 29 notification of the amount of the proposed increase
26 30 including a copy of the proposed tuition increase
26 31 docket memorandum prepared for its consideration to
26 32 the presiding officers of the student government
26 33 organization of the affected institutions. The final
26 34 decision on an increase in tuition or mandatory fees
26 35 charged to all students at an institution for a fiscal
26 36 year shall be made ~~at a~~ no later than the regular
26 37 meeting held in November of the preceding fiscal year
26 38 and shall be reflected in a final docket memorandum
26 39 that states the estimated total cost of attending each

26 40 of the institutions of higher education under the
26 41 board's control. The regular meeting held in November
26 42 shall be held in Ames, Cedar Falls, or Iowa City and
26 43 shall not be held during ~~a~~ the period in which classes
26 44 have been suspended for ~~university holiday or break~~
26 45 Thanksgiving vacation.

26 46 Sec. 22. NEW SECTION. 272.29 ANNUAL
26 47 ADMINISTRATIVE RULES REVIEW.

26 48 The executive director shall annually review the
26 49 administrative rules adopted pursuant to this chapter
26 50 and related state laws. The executive director shall
27 1 annually submit the executive director's findings and
27 2 recommendations in a report to the board and the
27 3 chairpersons and ranking members of the senate and
27 4 house standing committees on education and the joint
27 5 appropriations subcommittee on education by January
27 6 15.

27 7 Sec. 23. Section 284.13, subsection 1, paragraphs
27 8 a through c, Code 2005, are amended to read as
27 9 follows:

27 10 a. For each fiscal year in the fiscal period
27 11 beginning July 1, 2003, and ending June 30, ~~2005~~ 2006,
27 12 the department shall reserve up to five hundred
27 13 thousand dollars of any moneys appropriated for
27 14 purposes of this chapter. For each fiscal year in
27 15 which moneys are appropriated by the general assembly
27 16 for purposes of team-based variable pay pursuant to
27 17 section 284.11, the amount of moneys allocated to
27 18 school districts shall be in the proportion that the
27 19 basic enrollment of a school district bears to the sum
27 20 of the basic enrollments of all participating school
27 21 districts for the budget year. However, the per pupil
27 22 amount distributed to a school district under the
27 23 pilot program shall not exceed one hundred dollars.

27 24 b. For the fiscal year beginning July 1, ~~2004~~
27 25 2005, and ending June 30, ~~2005~~ 2006, to the department
27 26 of education, the amount of ~~one two~~ million ~~one~~
27 27 ~~hundred thousand~~ dollars for the issuance of national
27 28 board certification awards in accordance with section
27 29 256.44.

27 30 c. For the fiscal year beginning July 1, ~~2004~~
27 31 2005, and succeeding fiscal years, an amount up to
27 32 ~~three four~~ million ~~five one~~ hundred thousand dollars
27 33 for first-year and second-year beginning teachers, to
27 34 the department of education for distribution to school
27 35 districts for purposes of the beginning teacher
27 36 mentoring and induction programs. A school district
27 37 shall receive one thousand three hundred dollars per
27 38 beginning teacher participating in the program. If
27 39 the funds appropriated for the program are
27 40 insufficient to pay mentors and school districts as
27 41 provided in this paragraph, the department shall
27 42 prorate the amount distributed to school districts
27 43 based upon the amount appropriated. Moneys received
27 44 by a school district pursuant to this paragraph shall
27 45 be expended to provide each mentor with an award of
27 46 five hundred dollars per semester, at a minimum, for
27 47 participation in the school district's beginning
27 48 teacher mentoring and induction program; to implement
27 49 the plan; and to pay any applicable costs of the
27 50 employer's share of contributions to federal social
28 1 security and the Iowa public employees' retirement
28 2 system or a pension and annuity retirement system
28 3 established under chapter 294, for such amounts paid
28 4 by the district.

28 5 Sec. 24. Section 284.13, subsection 1, paragraph
28 6 e, Code 2005, is amended to read as follows:

28 7 e. For the fiscal year beginning July 1, ~~2004~~
28 8 2005, and ending June 30, ~~2005~~ 2006, up to ~~two one~~
28 9 hundred ~~fifty eighty=~~five thousand dollars to the
28 10 department of education for purposes of implementing
28 11 the career development program requirements of section
28 12 284.6, and the review panel requirements of section
28 13 284.9. From the moneys allocated to the department
28 14 pursuant to this paragraph, not less than ~~seventy=~~
28 15 ~~five ten~~ thousand dollars shall be ~~used to administer~~
28 16 ~~the ambassador to education position in accordance~~
28 17 ~~with section 256.45 distributed to the board of~~
28 18 ~~educational examiners for purposes of convening an~~
28 19 ~~educator licensing review working group.~~ A portion of
28 20 the funds allocated to the department for purposes of

28 21 this paragraph may be used by the department for
28 22 administrative purposes. Notwithstanding section
28 23 8.33, moneys allocated for purposes of this paragraph
28 24 prior to July 1, 2004, which remain unobligated or
28 25 unexpended at the end of the fiscal year for which the
28 26 moneys were appropriated, shall remain available for
28 27 expenditure for the purposes for which they were
28 28 allocated, for the fiscal year beginning July 1, 2004,
28 29 and ending June 30, 2005.

28 30 Sec. 25. Section 284.13, subsection 1, Code 2005,
28 31 is amended by adding the following new paragraph:

28 32 NEW PARAGRAPH. dd. For the fiscal year beginning
28 33 July 1, 2005, and ending June 30, 2006, up to
28 34 seventeen million eight hundred thousand dollars to
28 35 the department of education for use by school
28 36 districts to add two additional teacher contract days
28 37 to the school calendar. Prior to receiving funds
28 38 under this paragraph, a school district shall submit
28 39 for approval to the department the school district's
28 40 professional development plan for use of the moneys.
28 41 From the moneys allocated to the department pursuant
28 42 to this paragraph, not less than seventy-five thousand
28 43 dollars shall be used to administer the ambassador to
28 44 education position in accordance with section 256.45
28 45 and the reporting and plan requirements of this
28 46 subsection shall not apply to this allocation. The
28 47 department shall submit a report on school district
28 48 use of the moneys distributed pursuant to this
28 49 paragraph to the chairpersons and ranking members of
28 50 the house and senate standing committees on education,
29 1 the joint appropriations subcommittee on education,
29 2 and the legislative services agency not later than
29 3 January 15, 2006.

29 4 Sec. 26. Section 423E.4, subsection 6, unnumbered
29 5 paragraph 1, Code 2005, is amended to read as follows:

29 6 A school district with a certified enrollment of
29 7 fewer than two hundred fifty pupils in the entire
29 8 district or certified enrollment of fewer than one
29 9 hundred pupils in high school shall not expend the

29 10 supplemental school infrastructure amount received for
29 11 new construction or for payments for bonds issued for
29 12 new construction against the supplemental school
29 13 infrastructure amount without prior application to the
29 14 department of education and receipt of a certificate
29 15 of need pursuant to this subsection. However, a
29 16 certificate of need is not required for the payment of
29 17 outstanding bonds issued for new construction pursuant
29 18 to section 296.1, before April 1, 2003. A certificate
29 19 of need is also not required for repairing
29 20 schoolhouses or buildings, equipment, technology, or
29 21 transportation equipment for transporting students as
29 22 provided in section 298.3, or for construction
29 23 necessary for compliance with the federal Americans
29 24 With Disabilities Act pursuant to 42 U.S.C. }
29 25 12101==12117. In determining whether a certificate of
29 26 need shall be issued or denied, the department shall
29 27 consider all of the following:

29 28 Sec. 27. Section 423E.5, unnumbered paragraph 1,
29 29 Code 2005, is amended to read as follows:

29 30 The board of directors of a school district shall
29 31 be authorized to issue negotiable, interest-bearing
29 32 school bonds, without election, and utilize tax
29 33 receipts derived from the sales and services tax for
29 34 school infrastructure purposes and the supplemental
29 35 school infrastructure amount distributed pursuant to
29 36 section 423E.4, subsection 2, paragraph "b", for
29 37 principal and interest repayment. Proceeds of the
29 38 bonds issued pursuant to this section shall be
29 39 utilized solely for school infrastructure needs as
29 40 school infrastructure is defined in section 423E.1,
29 41 subsection 3. Bonds issued under this section may be
29 42 sold at public ~~or private~~ sale as provided in chapter
29 43 75, or at private sale, without notice and hearing as
29 44 provided in section 73A.12. Bonds may bear dates,
29 45 bear interest at rates not exceeding that permitted by
29 46 chapter 74A, mature in one or more installments, be in
29 47 registered form, carry registration and conversion
29 48 privileges, be payable as to principal and interest at
29 49 times and places, be subject to terms of redemption
29 50 prior to maturity with or without premium, and be in
30 1 one or more denominations, all as provided by the

30 2 resolution of the board of directors authorizing their
30 3 issuance. The resolution may also prescribe
30 4 additional provisions, terms, conditions, and
30 5 covenants which the board of directors deems
30 6 advisable, including provisions for creating and
30 7 maintaining reserve funds, the issuance of additional
30 8 bonds ranking on a parity with such bonds and
30 9 additional bonds junior and subordinate to such bonds,
30 10 and that such bonds shall rank on a parity with or be
30 11 junior and subordinate to any bonds which may be then
30 12 outstanding. Bonds may be issued to refund
30 13 outstanding and previously issued bonds under this
30 14 section. Local option sales and services tax revenue
30 15 bonds are a contract between the school district and
30 16 holders, and the resolution issuing the bonds and
30 17 pledging local option sales and services tax revenues
30 18 to the payment of principal and interest on the bonds
30 19 is a part of the contract. Bonds issued pursuant to
30 20 this section shall not constitute indebtedness within
30 21 the meaning of any constitutional or statutory debt
30 22 limitation or restriction, and shall not be subject to
30 23 any other law relating to the authorization, issuance,
30 24 or sale of bonds.

30 25 Sec. 28. BUDGET GUARANTEE RESOLUTION == RESOLUTION
30 26 ADOPTION EXTENSION. Notwithstanding the provisions of
30 27 section 257.14, subsection 3, unnumbered paragraph 3,
30 28 a school district that wishes to receive a budget
30 29 adjustment pursuant to that subsection for the school
30 30 budget year beginning July 1, 2005, shall have until
30 31 June 1, 2005, to adopt a resolution to receive the
30 32 budget adjustment and to notify the department of
30 33 management of the adoption of the resolution and the
30 34 amount of the budget adjustment to be received.

30 35 Sec. 29. EFFECTIVE DATES.

30 36 1. The section of this Act that amends section
30 37 257B.1B, being deemed of immediate importance, takes
30 38 effect upon enactment.

30 39 2. The section of this Act that amends section
30 40 257.14, subsection 3, unnumbered paragraph 2, being
30 41 deemed of immediate importance, takes effect upon
30 42 enactment.

30 43 3. The section of this Act providing an extension
30 44 of time for adoption of a budget adjustment resolution
30 45 pursuant to section 257.14, subsection 3, for a budget
30 46 adjustment for the school budget year beginning July
30 47 1, 2005, being deemed of immediate importance, takes
30 48 effect upon enactment.

30 49 Sec. 30. RETROACTIVE APPLICABILITY DATES.

30 50 1. The section of this Act amending section 262.9,
31 1 subsection 18, being deemed of immediate importance,
31 2 takes effect upon enactment and applies retroactively
31 3 to July 1, 2004. However, for the fiscal year
31 4 beginning July 1, 2005, the final decision on an
31 5 increase in tuition or mandatory fees charged to all
31 6 students at an institution pursuant to section 262.9,
31 7 subsection 18, as amended by this Act, shall be made
31 8 at the regular meeting of the board of regents held in
31 9 December 2004.

31 10 2. The section of this Act amending section
31 11 423E.5, being deemed of immediate importance, takes
31 12 effect upon enactment and applies retroactively to
31 13 July 1, 2004.>

31 14 #2. Title page, by striking line 5, and inserting
31 15 the following: <regents, and providing for properly
31 16 related matters and including effective and
31 17 retroactive applicability date provisions.>

31 18 #3. By renumbering, redesignating, and correcting
31 19 internal references as necessary.

31 20

31 21

31 22

31 23 CHAMBERS of O'Brien

31 24 HF 816.327 81

31 25 kh/cf/2466