

Senate Amendment 5431

PAG LIN

1 1 Amend House File 2679, as amended, passed, and
1 2 reprinted by the House, as follows:
1 3 #1. Page 2, by striking line 29 and inserting the
1 4 following:
1 5 <..... \$ 4,000,000>
1 6 #2. Page 3, by inserting after line 32 the
1 7 following:
1 8 <____. WASHINGTON, D.C., INTERNSHIP SCHOLARSHIP
1 9 For purposes of awarding Washington, D.C.,
1 10 internship scholarships to support resident Iowa
1 11 postsecondary students who meet the eligibility
1 12 requirements of this subsection:
1 13 \$ 100,000
1 14 A student shall be eligible for an award pursuant
1 15 to this subsection if the student is enrolled in an
1 16 Iowa accredited higher education institution, as
1 17 defined in section 261.92, subsection 1, and is
1 18 participating in a one-semester internship opportunity
1 19 in Washington, D.C., for a state of Iowa government
1 20 agency or office, a United States government agency,
1 21 or a member of the United States Congress. The
1 22 commission shall award 83 scholarships in the amount
1 23 of \$1,200 each.>
1 24 #3. Page 4, line 3, by striking the figure
1 25 <698,923> and inserting the following: <995,000>.
1 26 #4. Page 4, line 4, by striking the figure
1 27 <338,958> and inserting the following: <484,972>.
1 28 #5. Page 7, by inserting after line 13 the
1 29 following:
1 30 <____. For a grant to a center for independent
1 31 living established in accordance with the federal
1 32 Rehabilitation Act of 1973, that is designed and
1 33 operated within a local community by individuals with
1 34 disabilities and provides an array of independent
1 35 living services, and which adheres to the state plan
1 36 for independent living required in order to receive
1 37 federal Part B dollars for independent living services
1 38 for Iowans with disabilities:
1 39 \$ 250,000
1 40 By October 1, 2009, the grant recipient shall
1 41 submit a written report to the division and the state
1 42 board of education regarding the expenditure of moneys
1 43 received from the state under this lettered
1 44 paragraph.>
1 45 #6. Page 12, by inserting after line 9 the
1 46 following:
1 47 <g. Grant amount award reductions for the
1 48 2008=2009 fiscal year resulting from the Iowa
1 49 empowerment board's restriction on carryforward of
1 50 grant funding may be applied to categorical funding
2 1 requirements at the discretion of each community
2 2 empowerment area, regardless of the categorical
2 3 sources of the area's fiscal year 2006=2007 ending
2 4 balance.
2 5 h. The Iowa empowerment board shall develop and
2 6 implement a plan to strengthen the fiscal
2 7 accountability of local areas. The plan shall not
2 8 include hiring additional staff. The plan shall
2 9 address fiscal accountability for community
2 10 empowerment area boards, including but not limited to
2 11 training for board members and coordinators, and shall
2 12 address contractual arrangements with and fiscal
2 13 oversight of program providers. The plan shall
2 14 provide for assistance to the community empowerment
2 15 office and the community empowerment assistance team
2 16 to improve state fiscal oversight of local boards and
2 17 ongoing training for community empowerment area boards
2 18 and coordinators. The Iowa empowerment board and the
2 19 community empowerment office shall submit a report to
2 20 the general assembly and the legislative services
2 21 agency by January 1, 2009.>
2 22 #7. Page 13, by inserting before line 24 the
2 23 following:
2 24 <____. IOWA SENIOR YEAR PLUS PROGRAM

2 25 For purposes of implementing the senior year plus
 2 26 program established pursuant to section 261E.1, if
 2 27 enacted by this Act:
 2 28 \$ 1,900,000>
 2 29 #8. By striking page 13, line 27, through page 14,
 2 30 line 10, and inserting the following:
 2 31 <..... \$183,062,414
 2 32 Notwithstanding the allocation formula in section
 2 33 260C.18C, the funds appropriated in this subsection
 2 34 shall be allocated as follows:
 2 35 a. Merged Area I \$ 9,074,424
 2 36 b. Merged Area II \$ 9,840,581
 2 37 c. Merged Area III \$ 9,045,521
 2 38 d. Merged Area IV \$ 4,449,263
 2 39 e. Merged Area V \$ 9,992,314
 2 40 f. Merged Area VI \$ 8,656,370
 2 41 g. Merged Area VII \$ 12,826,359
 2 42 h. Merged Area IX \$ 15,963,828
 2 43 i. Merged Area X \$ 27,662,970
 2 44 j. Merged Area XI \$ 27,602,009
 2 45 k. Merged Area XII \$ 10,522,547
 2 46 l. Merged Area XIII \$ 10,685,790
 2 47 m. Merged Area XIV \$ 4,505,374
 2 48 n. Merged Area XV \$ 14,147,609
 2 49 o. Merged Area XVI \$ 8,087,455>
 2 50 #9. Page 14, by striking line 18 and inserting the
 3 1 following:
 3 2 <..... \$ 1,500,000>
 3 3 #10. Page 14, by striking lines 26 through 33.
 3 4 #11. Page 16, by striking lines 18 through 23.
 3 5 #12. Page 17, by inserting after line 21 the
 3 6 following:
 3 7 <f. For funds to be distributed to Iowa public
 3 8 radio for public radio operations:
 3 9 \$ 500,000>
 3 10 #13. Page 22, by inserting after line 7 the
 3 11 following:
 3 12 <c. Science, technology, engineering, and
 3 13 mathematics (STEM) collaborative initiative
 3 14 For purposes of establishing a science, technology,
 3 15 engineering, and mathematics (STEM) collaborative
 3 16 initiative:
 3 17 \$ 4,000,000
 3 18 From the funds appropriated in this lettered
 3 19 paragraph, \$200,000 shall be allocated to the Grant
 3 20 Wood Area Education Agency X for purposes of
 3 21 continuing current science, technology, engineering,
 3 22 and mathematics programming.>
 3 23 #14. Page 22, by striking line 12 and inserting
 3 24 the following:
 3 25 <..... \$ 10,077,191>
 3 26 #15. Page 22, by striking line 18 and inserting
 3 27 the following:
 3 28 <..... \$ 5,674,351>
 3 29 #16. Page 22, line 28, by striking the word
 3 30 <UNIVERSITY> and inserting the following:
 3 31 <MATHEMATICS AND SCIENCE COLLABORATIVE>.
 3 32 #17. Page 22, line 29, by striking the words <AND
 3 33 COLLEGES>.
 3 34 #18. Page 22, lines 30 and 31, by striking the
 3 35 words <require the universities it governs> and
 3 36 inserting the following: <conduct a mathematics and
 3 37 science collaborative study. The purpose of the study
 3 38 shall be>.
 3 39 #19. Page 22, line 32, by inserting before the
 3 40 word <proportion> the following: <number and>.
 3 41 #20. Page 22, lines 33 and 34, by striking the
 3 42 words <and colleges>.
 3 43 #21. Page 22, line 35, by inserting after the word
 3 44 <way.> the following: <The study shall develop and
 3 45 submit to the board recommendations for science,
 3 46 technology, engineering, and technology-related
 3 47 programming measures for improving the number and
 3 48 proportion of women and minorities in science,
 3 49 technology, engineering, and mathematics university
 3 50 programs.>
 4 1 #22. Page 23, line 5, by inserting after the word
 4 2 <the> the following: <number and>.
 4 3 #23. Page 24, by striking lines 10 through 23.
 4 4 #24. Page 25, by inserting after line 28 the
 4 5 following:

4 6 <Sec. _____. Section 28.8, Code 2007, is amended by
4 7 adding the following new subsection:

4 8 NEW SUBSECTION. 7. It is the intent of the
4 9 general assembly that community empowerment areas
4 10 consider whether support services to prevent the
4 11 spread of infectious diseases, prevent child injuries,
4 12 develop health emergency protocols, help with
4 13 medication, and care for children with special health
4 14 needs are being provided to child care facilities
4 15 registered or licensed under chapter 237A.>

4 16 #25. By striking page 26, line 20, through page
4 17 27, line 23.

4 18 #26. By striking page 30, line 33, through page
4 19 31, line 14.

4 20 #27. Page 37, by striking lines 10 through 16.

4 21 #28. Page 40, by striking lines 10 and 11.

4 22 #29. Page 40, line 14, by striking the word
4 23 <DATES.> and inserting the following: <DATE. The>.

4 24 #30. Page 40, line 15, by striking the figure and
4 25 words <1. The section> and inserting the following:
4 26 <section>.

4 27 #31. Page 40, by striking lines 19 through 21.

4 28 #32. Page 48, line 1, by striking the word <of>

4 29 and inserting the following: <established by>.

4 30 #33. Page 49, line 2, by inserting after the word
4 31 <collaborate> the following: <, as appropriate,>.

4 32 #34. Page 49, line 4, by striking the words
4 33 <teacher or instructor> and inserting the following:
4 34 <district, in collaboration with the teacher or
4 35 instructor,>.

4 36 #35. Page 50, line 10, by striking the word <and,>
4 37 and inserting the following: <or>.

4 38 #36. Page 50, line 31, by striking the words <an
4 39 annual> and inserting the following: <a regular>.

4 40 #37. Page 52, lines 13 and 14, by striking the
4 41 words <hold a master's degree from an accredited
4 42 college or university,>.

4 43 #38. Page 52, line 16, by striking the figure
4 44 <272,> and inserting the following: <272>.

4 45 #39. Page 52, by inserting after line 24 the
4 46 following:

4 47 <Sec. _____. NEW SECTION. 261E.4A ADVANCED
4 48 PLACEMENT COURSES == ACCESS == EXAMINATION FEE
4 49 PAYMENT.

4 50 1. A student enrolled in a school district or
5 1 accredited nonpublic school shall be provided access
5 2 to advanced placement examinations at a rate of
5 3 one-half of the cost of the regular examination fee
5 4 the student or the student's parents or guardians
5 5 would normally pay for the examination.

5 6 2. The board of directors of a school district and
5 7 the authorities in charge of an accredited nonpublic
5 8 school shall ensure that any student enrolled who is
5 9 interested in taking an advanced placement examination
5 10 is properly registered for the examination. An
5 11 accredited nonpublic school shall provide a list of
5 12 students registered for advanced placement
5 13 examinations to the school district in which the
5 14 accredited nonpublic school is located. The school
5 15 district and the accredited nonpublic school shall
5 16 also ensure that any student enrolled in the school
5 17 district or school, as applicable, who is interested
5 18 in taking an advanced placement examination and
5 19 qualifies for a reduced fee for the examination is
5 20 properly registered for the fee reduction. The school
5 21 district shall provide the college board with a list
5 22 of all students enrolled in the school district and
5 23 the accredited nonpublic schools located in the school
5 24 district who are properly registered for advanced
5 25 placement examinations administered by the college
5 26 board.

5 27 3. From the funds allocated pursuant to section
5 28 261E.12, subsection 1, paragraph "d", the department
5 29 shall remit amounts to the college board for advanced
5 30 placement examinations administered by the college
5 31 board for students enrolled in school districts and
5 32 accredited nonpublic schools pursuant to subsection 2
5 33 and shall distribute an amount per student to a school
5 34 district submitting a list of students properly
5 35 registered for the advanced placement examinations
5 36 pursuant to subsection 2. The remittance rates to the

5 37 college board and distribution amounts to the school
5 38 districts in accordance with this subsection for the
5 39 fiscal year beginning July 1, 2008, are as follows:
5 40 thirty-eight dollars for each school district or
5 41 accredited nonpublic school student who does not
5 42 qualify for fee reduction; twenty-seven dollars for
5 43 each school district or accredited nonpublic school
5 44 student who qualifies for fee reduction; and eight
5 45 dollars to the school district for each school
5 46 district or accredited nonpublic school student who
5 47 was listed by the school district and who takes an
5 48 advanced placement examination in accordance with this
5 49 section.>

5 50 #40. Page 58, by inserting after line 26 the
6 1 following:

6 2 <d. Degree, certifications, and other
6 3 qualifications to meet the minimum hiring standards.
6 4 e. Salary information including regular contracted
6 5 salary and total salary.
6 6 f. Credit hours and laboratory contact hours and
6 7 other data on instructional time.
6 8 g. Other information comparable to the data
6 9 regarding teachers collected in the basic education
6 10 data survey.>

6 11 #41. Page 61, by inserting after line 10 the
6 12 following:

6 13 <d. For the fiscal year beginning July 1, 2008,
6 14 and succeeding fiscal years, an amount up to five
6 15 hundred thousand dollars to the department to provide
6 16 advanced placement course examination fee remittance
6 17 pursuant to section 261E.4A. If the funds
6 18 appropriated for purposes of section 261E.5 are
6 19 insufficient to distribute the amounts set out in
6 20 section 261E.5, subsection 3, to school districts, the
6 21 department shall prorate the amount distributed to
6 22 school districts based on the amount appropriated.>

6 23 #42. Page 62, by inserting after line 19 the
6 24 following:

6 25 <DIVISION III
6 26 STATEWIDE PRESCHOOL PROGRAM
6 27 Sec. _____. Section 256C.3, subsection 1, Code
6 28 Supplement 2007, is amended to read as follows:
6 29 1. ELIGIBLE CHILDREN. A child who is a resident
6 30 of Iowa and is four years of age by on or before
6 31 September 15 of a school year shall be eligible to
6 32 enroll in the preschool program under this chapter.
6 33 If space and funding are available, a school district
6 34 approved to participate in the preschool program may
6 35 enroll a younger or older child in the preschool
6 36 program; however, the child shall not be counted for
6 37 state funding purposes.

6 38 Sec. _____. Section 256C.4, subsection 1, Code
6 39 Supplement 2007, is amended by adding the following
6 40 new paragraph:

6 41 NEW PARAGRAPH. f. The receipt of funding by a
6 42 school district for the purposes of this chapter, the
6 43 need for additional funding for the purposes of this
6 44 chapter, or the enrollment count of eligible students
6 45 under this chapter, shall not be considered to be
6 46 unusual circumstances, create an unusual need for
6 47 additional funds, or qualify under any other
6 48 circumstances that may be used by the school budget
6 49 review committee to grant supplemental aid to or
6 50 establish modified allowable growth for a school
7 1 district under section 257.31.

7 2 Sec. _____. Section 256C.5, subsection 2, paragraph
7 3 b, Code Supplement 2007, is amended to read as
7 4 follows:

7 5 b. For budget years subsequent to the initial
7 6 school year for which a school district approved to
7 7 participate in the preschool program receives that
7 8 initial approval and implements the preschool program,
7 9 the funding for the preschool foundation aid payable
7 10 to that school district shall be paid from the
7 11 appropriation made in section 257.16. Continuation of
7 12 a school district's participation in the preschool
7 13 program for a second or subsequent budget year is
7 14 subject to the approval of the department based upon
7 15 the school district's compliance with accountability
7 16 provisions and the department's on-site review of the
7 17 school district's implementation of the preschool

7 18 ~~program.~~

7 19 Sec. ____ Section 256C.6, subsection 1, Code
7 20 Supplement 2007, is amended to read as follows:
7 21 1. PHASE-IN. For the initial fiscal year in which
7 22 a school district participates in the preschool
7 23 program pursuant to an appropriation provided in
7 24 subsection 2, the department shall apply a modified
7 25 set of the requirements of the provisions of this
7 26 chapter relating to preschool program implementation,
7 27 preschool enrollment reporting, and distribution of
7 28 funding as necessary to begin the distribution in that
7 29 fiscal year and additional program implementation in
7 30 the next fiscal year. ~~For each month after September~~
7 31 ~~1, in the initial fiscal year that a school district~~
7 32 ~~approved to participate in the preschool program~~
7 33 ~~begins programming, the department shall reduce the~~
7 34 ~~preschool foundation aid payable to the school~~
7 35 ~~district by one-tenth of the amount that would~~
7 36 ~~otherwise have been payable to the school district for~~
7 37 ~~the full school year.~~

7 38 Sec. ____ Section 256C.6, subsection 2, Code
7 39 Supplement 2007, is amended by adding the following
7 40 new unnumbered paragraph:
7 41 NEW UNNUMBERED PARAGRAPH. Notwithstanding section
7 42 8.33, moneys appropriated in this subsection that
7 43 remain unencumbered or unobligated at the close of the
7 44 fiscal year shall not revert but shall remain
7 45 available for expenditure for the purposes designated
7 46 until the close of the succeeding fiscal year.

7 47 Sec. ____ 2007 Iowa Acts, chapter 214, section 6,
7 48 subsection 13, is amended by adding the following new
7 49 unnumbered paragraph:
7 50 NEW UNNUMBERED PARAGRAPH. Notwithstanding section
8 1 8.33, moneys appropriated in this subsection that
8 2 remain unencumbered or unobligated at the close of the
8 3 fiscal year shall not revert but shall remain
8 4 available for expenditure for the purposes designated
8 5 until the close of the succeeding fiscal year.

8 6 Sec. ____ STATEWIDE EARLY CHILDHOOD PROFESSIONAL
8 7 DEVELOPMENT SYSTEM. It is the intent of the general
8 8 assembly that if funding is designated or is otherwise
8 9 made available for purposes of implementing a
8 10 statewide early childhood professional development
8 11 system during the fiscal year beginning July 1, 2007,
8 12 or the succeeding fiscal year, that the system shall
8 13 be implemented by the department of education through
8 14 the area education agencies and shall be designed to
8 15 support the statewide preschool program for
8 16 four-year-old children offered in accordance with
8 17 chapter 256C. The department of education shall
8 18 collaborate with early childhood Iowa and its public
8 19 and private member agencies to ensure that the system
8 20 complements existing programs and resources committed
8 21 by the agencies to professional development. To the
8 22 extent possible, the system shall support
8 23 professionals engaged in other early childhood
8 24 programs.

8 25 Sec. ____ EFFECTIVE DATE. This division of this
8 26 Act, being deemed of immediate importance, takes
8 27 effect upon enactment.

8 28 DIVISION IV

8 29 STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

8 30 Sec. ____ Section 282.10, subsection 4, Code 2007,
8 31 is amended to read as follows:

8 32 4. A whole grade sharing agreement shall be signed
8 33 by the boards of the districts involved in the
8 34 agreement not later than February 1 of the school year
8 35 preceding the school year for which the agreement is
8 36 to take effect. The boards of the districts shall
8 37 negotiate as part of the new or existing agreement the
8 38 disposition of teacher quality funding provided under
8 39 chapter 284.

8 40 Sec. ____ Section 284.2, subsection 11, Code
8 41 Supplement 2007, is amended to read as follows:
8 42 11. "Teacher" means an individual who holds a
8 43 practitioner's license issued under chapter 272, or a
8 44 statement of professional recognition issued under
8 45 chapter 272 who is employed in a nonadministrative
8 46 position by a school district or area education agency
8 47 pursuant to a contract issued by a board of directors
8 48 under section 279.13. A teacher may be employed in

8 49 both an administrative and a nonadministrative
8 50 position by a board of directors and shall be
9 1 considered a part-time teacher for the portion of time
9 2 that the teacher is employed in a nonadministrative
9 3 position. ~~"Teacher" includes a licensed individual
9 4 employed on a less than full-time basis by a school
9 5 district through a contract between the school
9 6 district and an institution of higher education with a
9 7 practitioner preparation program in which the licensed
9 8 teacher is enrolled.~~

9 9 Sec. _____. Section 284.7, subsection 1, paragraph
9 10 a, subparagraph (2), Code Supplement 2007, is amended
9 11 to read as follows:

9 12 (2) Beginning July 1, ~~2007~~ 2008, the minimum
9 13 salary for a beginning teacher shall be ~~twenty-six~~
9 14 twenty-eight thousand ~~five hundred~~ dollars.

9 15 Sec. _____. Section 284.7, subsection 1, paragraph
9 16 b, subparagraph (2), Code Supplement 2007, is amended
9 17 to read as follows:

9 18 (2) Beginning July 1, ~~2007~~ 2008, the minimum
9 19 salary for a first-year career teacher shall be
9 20 ~~twenty-seven~~ thirty thousand ~~five hundred~~ dollars ~~and~~
9 21 ~~the minimum salary for all other career teachers shall~~
9 22 ~~be twenty-eight thousand five hundred dollars.~~

9 23 Sec. _____. Section 284.7, subsection 5, paragraph
9 24 b, Code Supplement 2007, is amended to read as
9 25 follows:

9 26 b. If, once the minimum salary requirements of
9 27 this section have been met by the school district or
9 28 area education agency, and the school district or area
9 29 education agency receiving funds pursuant to section
9 30 284.13, subsection 1, paragraph "h" or "i", for
9 31 purposes of this section, and the certified bargaining
9 32 representative for the licensed employees have not
9 33 reached an agreement for distribution of the funds
9 34 remaining, in accordance with paragraph "a", the board
9 35 of directors shall divide the funds remaining among
9 36 full-time teachers employed by the district or area
9 37 education agency whose regular compensation is equal
9 38 to or greater than the minimum salary specified in
9 39 this section. The payment amount for teachers
9 40 employed on less than a full-time basis shall be
9 41 prorated. For purposes of this paragraph, regular
9 42 compensation means base salary plus any salary
9 43 provided under chapter 294A.

9 44 Sec. _____. Section 284.7, subsection 5, Code
9 45 Supplement 2007, is amended by adding the following
9 46 new paragraph:

9 47 NEW PARAGRAPH. e. A school district or area
9 48 education agency receiving funds pursuant to section
9 49 284.13, subsection 1, paragraph "h" or "i", shall
9 50 determine the amount to be paid to teachers in
10 1 accordance with this subsection and the amount
10 2 determined to be paid to an individual teacher shall
10 3 be divided evenly and paid in each pay period of the
10 4 fiscal year beginning with the October payroll.

10 5 Sec. _____. Section 284.8, subsection 1, Code
10 6 Supplement 2007, is amended to read as follows:

10 7 1. A school district shall review a teacher's
10 8 performance at least once every three years for
10 9 purposes of assisting teachers in making continuous
10 10 improvement, documenting continued competence in the
10 11 Iowa teaching standards, identifying teachers in need
10 12 of improvement, or to determine whether the teacher's
10 13 practice meets school district expectations for career
10 14 advancement in accordance with section 284.7. The
10 15 review shall include, at minimum, classroom
10 16 observation of the teacher, the teacher's progress,
10 17 and implementation of the teacher's individual
10 18 professional development plan, subject to the level of
10 19 funding resources provided to implement the plan; and
10 20 shall include supporting documentation from parents,
10 21 students, and other evaluators, teachers, parents, and
10 22 students.

10 23 Sec. _____. Section 284.13, subsection 1, paragraph
10 24 a, Code Supplement 2007, is amended to read as
10 25 follows:

10 26 a. For ~~each the~~ fiscal year ~~of the fiscal period~~
10 27 beginning July 1, ~~2007~~ 2008, and ending June 30, 2009,
10 28 to the department of education, the amount of one
10 29 million ~~eighty-seven~~ seven hundred seven thousand five

10 30 hundred dollars for the issuance of national board
10 31 certification awards in accordance with section
10 32 256.44.

10 33 ~~(1)~~ Of the amount allocated under this paragraph
10 34 ~~"a"~~, not less than eighty-five thousand dollars shall
10 35 be used to administer the ambassador to education
10 36 position in accordance with section 256.45.

10 37 ~~(2)~~ ~~Of the amount allocated under this paragraph~~
~~10 38 "a", for the fiscal year beginning July 1, 2007, and~~
~~10 39 ending June 30, 2008, not less than one million~~
~~10 40 dollars shall be used to supplement the allocation of~~
~~10 41 funds for market factor teacher incentives made~~
~~10 42 pursuant to paragraph "f", subparagraph (1).~~

10 43 Sec. ____ Section 284.13, subsection 1, paragraphs
10 44 d and e, Code Supplement 2007, are amended to read as
10 45 follows:

10 46 d. (1) For the fiscal year beginning July 1, ~~2007~~
10 47 ~~2008~~, and ending June 30, ~~2008~~ 2009, up to ~~twenty~~
10 48 twenty-eight million five hundred thousand dollars to
10 49 the department for use by school districts for
10 50 professional development as provided in section 284.6.

11 1 Of the amount allocated under this paragraph, up to
11 2 eight million five hundred thousand dollars shall be
11 3 provided to school districts for professional
11 4 development related to the infusion and implementation
11 5 of the model core curriculum prescribed in section
11 6 256.7, subsection 26. The department shall distribute

11 7 funds allocated for the purpose of this paragraph
11 8 based on the average per diem contract salary for each
11 9 district as reported to the department for the school
11 10 year beginning July 1, ~~2006~~ 2007, multiplied by the
11 11 total number of full-time equivalent teachers in the
11 12 base year. The department shall adjust each
11 13 district's average per diem salary by the allowable
11 14 growth rate established under section 257.8 for the
11 15 fiscal year beginning July 1, ~~2007~~ 2008. The contract
11 16 salary amount shall be the amount paid for their
11 17 regular responsibilities but shall not include pay for
11 18 extracurricular activities. These funds shall not
11 19 supplant existing funding for professional development
11 20 activities. Notwithstanding any provision to the
11 21 contrary, moneys received by a school district under
11 22 this paragraph shall not revert but shall remain
11 23 available for the same purpose in the succeeding
11 24 fiscal year. A school district shall submit a report
11 25 to the department in a manner determined by the
11 26 department describing its use of the funds received
11 27 under this paragraph. The department shall submit a
11 28 report on school district use of the moneys
11 29 distributed pursuant to this paragraph to the general
11 30 assembly and the legislative services agency not later
11 31 than January 15 of the fiscal year for which moneys
11 32 are allocated for purposes of this paragraph.

11 33 (2) From moneys available under subparagraph (1)
11 34 for the fiscal year beginning July 1, ~~2007~~ 2008, and
11 35 ending June 30, ~~2008~~ 2009, the department shall
11 36 allocate to area education agencies an amount per
11 37 teacher employed by an area education agency that is
11 38 approximately equivalent to the average per teacher
11 39 amount allocated to the districts. The average per
11 40 teacher amount shall be calculated by dividing the
11 41 total number of teachers employed by school districts
11 42 and the teachers employed by area education agencies
11 43 into the total amount of moneys available under
11 44 subparagraph (1).

11 45 (3) For the fiscal year beginning July 1, 2008,
11 46 and ending June 30, 2009, up to nine hundred fifteen
11 47 thousand dollars to the department for implementation
11 48 of a statewide early childhood professional
11 49 development system through the area education agencies
11 50 that is designed to support the statewide preschool
12 1 program for four-year-old children under chapter 256C
12 2 and to the extent possible, other early childhood
12 3 programs.

12 4 e. For the each fiscal year beginning July 1,
12 5 ~~2007, and ending June 30, 2008~~ in which funds are
12 6 ~~appropriated for purposes of this chapter~~, an amount
12 7 up to one million eight hundred forty-five thousand
12 8 dollars to the department for the establishment of
12 9 teacher development academies in accordance with
12 10 section 284.6, subsection 10. A portion of the funds

12 11 allocated to the department for purposes of this
12 12 paragraph may be used for administrative purposes.
12 13 Sec. _____. Section 284.13, subsection 1, paragraph
12 14 f, Code Supplement 2007, is amended by striking the
12 15 paragraph and inserting in lieu thereof the following:
12 16 f. For the fiscal year beginning July 1, 2008, and
12 17 ending June 30, 2009, to the department of education,
12 18 the amount of two hundred fifty thousand dollars for
12 19 distribution to the institute for tomorrow's workforce
12 20 created pursuant to section 7K.1.

12 21 Sec. _____. Section 284.13, subsection 1, paragraph
12 22 g, subparagraph (3), Code Supplement 2007, is amended
12 23 to read as follows:

12 24 (3) For the fiscal year beginning July 1, 2008,
12 25 and ending June 30, 2009, the sum of ~~two million five~~
12 26 ~~three hundred thirty=five~~ thousand dollars. From the
12 27 amount allocated for the fiscal year under this
12 28 subparagraph, an amount up to ten thousand dollars
12 29 shall be used for purposes of the pay=for=performance
12 30 commission's expenses, an amount up to one hundred
12 31 thousand dollars shall be used by the department for
12 32 oversight and administration of the implementation
12 33 pilots as provided in sections 284.14 and 284.14A, and
12 34 an amount up to two hundred thousand dollars shall be
12 35 used for the employment of an external evaluator.

12 36 Sec. _____. Section 284.11, Code Supplement 2007, is
12 37 repealed.

12 38 DIVISION V

12 39 STATE SCHOOL AID FORMULA CHANGES

12 40 Sec. _____. Section 256D.2, Code 2007, is amended to
12 41 read as follows:

12 42 256D.2 PROGRAM EXPENDITURES.

12 43 1. A school district shall expend funds received
12 44 pursuant to section 256D.4 at the kindergarten through
12 45 grade three levels to reduce class sizes to the state
12 46 goal of seventeen students for every one teacher and
12 47 to achieve a higher level of student success in the
12 48 basic skills, especially reading. In order to support
12 49 these efforts, school districts may expend funds
12 50 received pursuant to section 256D.4 at the
13 1 kindergarten through grade three level on programs,
13 2 instructional support, and materials that include, but
13 3 are not limited to, the following: additional
13 4 licensed instructional staff; additional support for
13 5 students, such as before and after school programs,
13 6 tutoring, and intensive summer programs; the
13 7 acquisition and administration of diagnostic reading
13 8 assessments; the implementation of research=based
13 9 instructional intervention programs for students
13 10 needing additional support; the implementation of
13 11 all=day, everyday kindergarten programs; and the
13 12 provision of classroom teachers with intensive
13 13 training programs to improve reading instruction and
13 14 professional development in best practices, including
13 15 but not limited to training programs related to
13 16 instruction to increase students' phonemic awareness,
13 17 reading abilities, and comprehension skills.

13 18 2. This section is repealed June 30, 2009.

13 19 Sec. _____. NEW SECTION. 256D.2A PROGRAM FUNDING.
13 20 Beginning July 1, 2009, and each succeeding year, a
13 21 school district shall expend funds received pursuant
13 22 to section 257.10, subsection 11, at the kindergarten
13 23 through grade three levels to reduce class sizes to
13 24 the state goal of seventeen students for every one
13 25 teacher and to achieve a higher level of student
13 26 success in the basic skills, especially reading. In
13 27 order to support these efforts, school districts may
13 28 expend funds received pursuant to section 257.10,
13 29 subsection 11, at the kindergarten through grade three
13 30 level on programs, instructional support, and
13 31 materials that include but are not limited to the
13 32 following: additional licensed instructional staff;
13 33 additional support for students, such as before and
13 34 after school programs, tutoring, and intensive summer
13 35 programs; the acquisition and administration of
13 36 diagnostic reading assessments; the implementation of
13 37 research=based instructional intervention programs for
13 38 students needing additional support; the
13 39 implementation of all=day, everyday kindergarten
13 40 programs; and the provision of classroom teachers with
13 41 intensive training programs to improve reading

13 42 instruction and professional development in best
13 43 practices including but not limited to training
13 44 programs related to instruction to increase students'
13 45 phonemic awareness, reading abilities, and
13 46 comprehension skills.

13 47 Sec. _____. Section 256D.4, subsection 3, Code 2007,
13 48 is amended to read as follows:

13 49 3. For each year in which an appropriation is made
13 50 to the Iowa early intervention block grant program,
14 1 the department of education shall notify the
14 2 department of administrative services of the amount of
14 3 the allocation to be paid to each school district as
14 4 provided in subsections 1 and 2. The allocation to
14 5 each school district shall be made in one payment on
14 6 or about October 15 of the fiscal year for which the
14 7 appropriation is made, taking into consideration the
14 8 relative budget and cash position of the state
14 9 resources. Moneys received under this section shall
14 10 not be commingled with state aid payments made under
14 11 section 257.16 to a school district and shall be
14 12 accounted for by the local school district separately
14 13 from state aid payments. Payments made to school
14 14 districts under this section are miscellaneous income
14 15 for purposes of chapter 257. A school district shall
~~14 16 maintain a separate listing within its budget for~~
~~14 17 payments received and expenditures made pursuant to~~
~~14 18 this section. A school district shall certify to the~~
~~14 19 department of education that moneys received under~~
~~14 20 this section were used to supplement, not supplant,~~
~~14 21 moneys otherwise received and used by the school~~
~~14 22 district.~~

14 23 Sec. _____. Section 256D.4, subsection 4, Code 2007,
14 24 is amended by striking the subsection and inserting in
14 25 lieu thereof the following:

14 26 4. This section is repealed June 30, 2009.

14 27 Sec. _____. NEW SECTION. 256D.4A PROGRAM
14 28 REQUIREMENTS.

14 29 A school district shall maintain a separate listing
14 30 within its budget for payments received and
14 31 expenditures made pursuant to this section. A school
14 32 district shall certify to the department of education
14 33 that moneys received under this section were used to
14 34 supplement, not supplant, moneys otherwise received
14 35 and used by the school district.

14 36 Sec. _____. Section 256D.5, subsection 4, Code
14 37 Supplement 2007, is amended to read as follows:

14 38 4. For each fiscal year of the fiscal period
14 39 beginning July 1, 2004, and ending June 30, ~~2012~~ 2009,
14 40 the sum of twenty-nine million two hundred fifty
14 41 thousand dollars.

14 42 Sec. _____. Section 257.1, subsection 2, unnumbered
14 43 paragraph 2, Code 2007, is amended to read as follows:

14 44 For the budget year commencing July 1, 1999, and
14 45 for each succeeding budget year the regular program
14 46 foundation base per pupil is eighty-seven and
14 47 five-tenths percent of the regular program state cost
14 48 per pupil. For the budget year commencing July 1,
14 49 1991, and for each succeeding budget year the special
14 50 education support services foundation base is
15 1 seventy-nine percent of the special education support
15 2 services state cost per pupil. The combined
15 3 foundation base is the sum of the regular program
15 4 foundation base, ~~and~~ the special education support
15 5 services foundation base, the total teacher salary
15 6 supplement district cost, the total professional
15 7 development supplement district cost, the total early
15 8 intervention supplement district cost, the total area
15 9 education agency teacher salary supplement district
15 10 cost, and the total area education agency professional
15 11 development supplement district cost.

15 12 Sec. _____. Section 257.1, subsection 3, Code 2007,
15 13 is amended to read as follows:

15 14 3. COMPUTATIONS ROUNDED. In making computations
15 15 and payments under this chapter, except in the case of
15 16 computations relating to funding of special education
15 17 support services, media services, and educational
15 18 services provided through the area education agencies,
15 19 and the teacher salary supplement, the professional
15 20 development supplement, and the early intervention
15 21 supplement, the department of management shall round
15 22 amounts to the nearest whole dollar.

15 23 Sec. _____. Section 257.4, subsection 1, paragraph
15 24 a, Code 2007, is amended to read as follows:
15 25 a. A school district shall cause an additional
15 26 property tax to be levied each year. The rate of the
15 27 additional property tax levy in a school district
15 28 shall be determined by the department of management
15 29 and shall be calculated to raise the difference
15 30 between the combined district cost for the budget year
15 31 and the sum of ~~the products~~ the following:

15 32 (1) The product of the regular program foundation
15 33 base per pupil times the weighted enrollment in the
15 34 district, ~~and the~~

15 35 (2) The product of special education support
15 36 services foundation base per pupil times the special
15 37 education support services weighted enrollment in the
15 38 district.

15 39 (3) The total teacher salary supplement district
15 40 cost.

15 41 (4) The total professional development supplement
15 42 district cost.

15 43 (5) The total early intervention supplement
15 44 district cost.

15 45 (6) The total area education agency teacher salary
15 46 supplement district cost.

15 47 (7) The total area education agency professional
15 48 development supplement district cost.

15 49 Sec. _____. Section 257.8, Code Supplement 2007, is
15 50 amended by adding the following new subsection:

16 1 NEW SUBSECTION. 1A. CATEGORICAL STATE PERCENT OF
16 2 GROWTH. The categorical state percent of growth for
16 3 each budget year shall be established by statute which
16 4 shall be enacted within thirty days of the submission
16 5 in the year preceding the base year of the governor's
16 6 budget under section 8.21. The establishment of the
16 7 categorical state percent of growth for a budget year
16 8 shall be the only subject matter of the bill which
16 9 enacts the categorical state percent of growth for a
16 10 budget year. The categorical state percent of growth
16 11 may include state percents of growth for the teacher
16 12 salary supplement, the professional development
16 13 supplement, and the early intervention supplement.

16 14 Sec. _____. Section 257.9, Code 2007, is amended by
16 15 adding the following new subsections:

16 16 NEW SUBSECTION. 6. TEACHER SALARY SUPPLEMENT
16 17 STATE COST PER PUPIL. For the budget year beginning
16 18 July 1, 2009, for the teacher salary supplement state
16 19 cost per pupil, the department of management shall add
16 20 together the teacher compensation allocation made to
16 21 each district for the fiscal year beginning July 1,
16 22 2008, pursuant to section 284.13, subsection 1,
16 23 paragraph "h", and the phase II allocation made to
16 24 each district for the fiscal year beginning July 1,
16 25 2008, pursuant to section 294A.9, and divide that sum
16 26 by the statewide total budget enrollment for the
16 27 fiscal year beginning July 1, 2009. The teacher
16 28 salary supplement state cost per pupil for the budget
16 29 year beginning July 1, 2010, and succeeding budget
16 30 years, shall be the amount calculated by the
16 31 department of management under this subsection for the
16 32 base year plus an allowable growth amount that is
16 33 equal to the teacher salary supplement categorical
16 34 state percent of growth, pursuant to section 257.8,
16 35 subsection 1A, for the budget year, multiplied by the
16 36 amount calculated by the department of management
16 37 under this subsection for the base year.

16 38 NEW SUBSECTION. 7. PROFESSIONAL DEVELOPMENT
16 39 SUPPLEMENT STATE COST PER PUPIL. For the budget year
16 40 beginning July 1, 2009, for the professional
16 41 development supplement state cost per pupil, the
16 42 department of management shall add together the
16 43 professional development allocation made to each
16 44 district for the fiscal year beginning July 1, 2008,
16 45 pursuant to section 284.13, subsection 1, paragraph
16 46 "d", and divide that sum by the statewide total budget
16 47 enrollment for the fiscal year beginning July 1, 2009.
16 48 The professional development supplement state cost per
16 49 pupil for the budget year beginning July 1, 2010, and
16 50 succeeding budget years, shall be the amount
17 1 calculated by the department of management under this
17 2 subsection for the base year plus an allowable growth
17 3 amount that is equal to the professional development

17 4 supplement categorical state percent of growth,
17 5 pursuant to section 257.8, subsection 1A, for the
17 6 budget year, multiplied by the amount calculated by
17 7 the department of management under this subsection for
17 8 the base year.

17 9 NEW SUBSECTION. 8. EARLY INTERVENTION SUPPLEMENT
17 10 STATE COST PER PUPIL. For the budget year beginning
17 11 July 1, 2009, for the early intervention supplement
17 12 state cost per pupil, the department of management
17 13 shall add together the early intervention allocation
17 14 made to each district for the fiscal year beginning
17 15 July 1, 2008, pursuant to section 256D.4, and divide
17 16 that sum by the statewide total budget enrollment for
17 17 the fiscal year beginning July 1, 2009. The early
17 18 intervention supplement state cost per pupil for the
17 19 budget year beginning July 1, 2010, and succeeding
17 20 budget years, shall be the amount calculated by the
17 21 department of management under this subsection for the
17 22 base year plus an allowable growth amount that is
17 23 equal to the early intervention supplement categorical
17 24 state percent of growth, pursuant to section 257.8,
17 25 subsection 1A, for the budget year, multiplied by the
17 26 amount calculated by the department of management
17 27 under this subsection for the base year.

17 28 NEW SUBSECTION. 9. AREA EDUCATION AGENCY TEACHER
17 29 SALARY SUPPLEMENT STATE COST PER PUPIL. For the
17 30 budget year beginning July 1, 2009, for the area
17 31 education agency teacher salary supplementation state cost
17 32 per pupil, the department of management shall add
17 33 together the teacher compensation allocation made to
17 34 each area education agency for the fiscal year
17 35 beginning July 1, 2008, pursuant to section 284.13,
17 36 subsection 1, paragraph "i", and the phase II
17 37 allocation made to each area education agency for the
17 38 fiscal year beginning July 1, 2008, pursuant to
17 39 section 294A.9, and divide that sum by the statewide
17 40 special education support services weighted enrollment
17 41 for the fiscal year beginning July 1, 2009. The area
17 42 education agency teacher salary supplement state cost
17 43 per pupil for the budget year beginning July 1, 2010,
17 44 and succeeding budget years, shall be the amount
17 45 calculated by the department of management under this
17 46 subsection for the base year plus an allowable growth
17 47 amount that is equal to the teacher salary supplement
17 48 categorical state percent of growth, pursuant to
17 49 section 257.8, subsection 1A, for the budget year,
17 50 multiplied by the amount calculated by the department
18 1 of management under this subsection for the base year.

18 2 NEW SUBSECTION. 10. AREA EDUCATION AGENCY
18 3 PROFESSIONAL DEVELOPMENT SUPPLEMENT STATE COST PER
18 4 PUPIL. For the budget year beginning July 1, 2009,
18 5 for the area education agency professional development
18 6 supplement state cost per pupil, the department of
18 7 management shall add together the professional
18 8 development allocation made to each area education
18 9 agency for the fiscal year beginning July 1, 2008,
18 10 pursuant to section 284.13, subsection 1, paragraph
18 11 "d", and divide that sum by the statewide special
18 12 education support services weighted enrollment for the
18 13 fiscal year beginning July 1, 2009. The area
18 14 education agency professional development supplement
18 15 state cost per pupil for the budget year beginning
18 16 July 1, 2010, and succeeding budget years, shall be
18 17 the amount calculated by the department of management
18 18 under this subsection for the base year plus an
18 19 allowable growth amount that is equal to the
18 20 professional development supplement categorical state
18 21 percent of growth, pursuant to section 257.8,
18 22 subsection 1A, for the budget year, multiplied by the
18 23 amount calculated by the department of management
18 24 under this subsection for the base year.

18 25 Sec. _____. Section 257.10, subsection 8, unnumbered
18 26 paragraph 1, Code 2007, is amended to read as follows:

18 27 Combined district cost is the sum of the regular
18 28 program district cost per pupil multiplied by the
18 29 weighted enrollment, and the special education support
18 30 services district cost, the total teacher salary
18 31 supplement district cost, the total professional
18 32 development supplement district cost, and the total
18 33 early intervention supplement district cost, plus the
18 34 sum of the additional district cost allocated to the

18 35 district to fund media services and educational
18 36 services provided through the area education agency.
18 37 the area education agency total teacher salary
18 38 supplement district cost and the area education agency
18 39 total professional development supplement district
18 40 cost.

18 41 Sec. _____. Section 257.10, Code 2007, is amended by
18 42 adding the following new subsections:

18 43 NEW SUBSECTION. 9. TEACHER SALARY SUPPLEMENT COST
18 44 PER PUPIL AND DISTRICT COST.

18 45 a. For the budget year beginning July 1, 2009, the
18 46 department of management shall add together the
18 47 teacher compensation allocation made to each district
18 48 for the fiscal year beginning July 1, 2008, pursuant
18 49 to section 284.13, subsection 1, paragraph "h", and
18 50 the phase II allocation made to each district for the
19 1 fiscal year beginning July 1, 2008, pursuant to
19 2 section 294A.9, and divide that sum by the district's
19 3 budget enrollment in the fiscal year beginning July 1,
19 4 2009, to determine the teacher salary supplement
19 5 district cost per pupil. For the budget year
19 6 beginning July 1, 2010, and succeeding budget years,
19 7 the teacher salary supplement district cost per pupil
19 8 for each school district for a budget year is the
19 9 teacher salary supplement program district cost per
19 10 pupil for the base year plus the teacher salary
19 11 supplement state allowable growth amount for the
19 12 budget year.

19 13 b. For the budget year beginning July 1, 2010, and
19 14 succeeding budget years, if the department of
19 15 management determines that the unadjusted teacher
19 16 salary supplement district cost of a school district
19 17 for a budget year is less than one hundred percent of
19 18 the unadjusted teacher salary supplement district cost
19 19 for the base year for the school district, the school
19 20 district shall receive a budget adjustment for that
19 21 budget year equal to the difference.

19 22 c. (1) The unadjusted teacher salary supplement
19 23 district cost is the teacher salary supplement
19 24 district cost per pupil for each school district for a
19 25 budget year multiplied by the budget enrollment for
19 26 that school district.

19 27 (2) The total teacher salary supplement district
19 28 cost is the sum of the unadjusted teacher salary
19 29 supplement district cost plus the budget adjustment
19 30 for that budget year.

19 31 d. The use of the funds calculated under this
19 32 subsection shall comply with the requirements of
19 33 chapters 284 and 294A and shall be distributed to
19 34 teachers pursuant to section 284.7.

19 35 NEW SUBSECTION. 10. PROFESSIONAL DEVELOPMENT
19 36 SUPPLEMENT COST PER PUPIL AND DISTRICT COST.

19 37 a. For the budget year beginning July 1, 2009, the
19 38 department of management shall divide the professional
19 39 development allocation made to each district for the
19 40 fiscal year beginning July 1, 2008, pursuant to
19 41 section 284.13, by the district's budget enrollment in
19 42 the fiscal year beginning July 1, 2009, to determine
19 43 the professional development supplement cost per
19 44 pupil. For the budget year beginning July 1, 2010,
19 45 and succeeding budget years, the professional
19 46 development supplement district cost per pupil for
19 47 each school district for a budget year is the
19 48 professional development supplement district cost per
19 49 pupil for the base year plus the professional
19 50 development supplement state allowable growth amount
20 1 for the budget year.

20 2 b. For the budget year beginning July 1, 2010, and
20 3 succeeding budget years, if the department of
20 4 management determines that the unadjusted professional
20 5 development supplement district cost of a school
20 6 district for a budget year is less than one hundred
20 7 percent of the unadjusted professional development
20 8 supplement district cost for the base year for the
20 9 school district, the school district shall receive a
20 10 budget adjustment for that budget year equal to the
20 11 difference.

20 12 c. (1) The unadjusted professional development
20 13 supplement district cost is the professional
20 14 development supplement district cost per pupil for
20 15 each school district for a budget year multiplied by

20 16 the budget enrollment for that school district.
20 17 (2) The total professional development supplement
20 18 district cost is the sum of the unadjusted
20 19 professional development supplement district cost plus
20 20 the budget adjustment for that budget year.
20 21 d. The use of the funds calculated under this
20 22 subsection shall comply with the requirements of
20 23 chapter 284.

20 24 NEW SUBSECTION. 11. EARLY INTERVENTION SUPPLEMENT
20 25 COST PER PUPIL AND DISTRICT COST.
20 26 a. For the budget year beginning July 1, 2009, the
20 27 department of management shall divide the early
20 28 intervention allocation made to each district for the
20 29 fiscal year beginning July 1, 2008, pursuant to
20 30 section 256D.4, by the district's budget enrollment in
20 31 the fiscal year beginning July 1, 2009, to determine
20 32 the early intervention supplement cost per pupil. For
20 33 the budget year beginning July 1, 2010, and succeeding
20 34 budget years, the early intervention supplement
20 35 district cost per pupil for each school district for a
20 36 budget year is the early intervention supplement
20 37 district cost per pupil for the base year plus the
20 38 early development supplement state allowable growth
20 39 amount for the budget year.
20 40 b. For the budget year beginning July 1, 2010, and
20 41 succeeding budget years, if the department of
20 42 management determines that the unadjusted early
20 43 intervention supplement district cost of a school
20 44 district for a budget year is less than one hundred
20 45 percent of the unadjusted early intervention
20 46 supplement district cost for the base year for the
20 47 school district, the school district shall receive a
20 48 budget adjustment for that budget year equal to the
20 49 difference.

20 50 c. (1) The unadjusted early intervention
21 1 supplement district cost is the early intervention
21 2 supplement district cost per pupil for each school
21 3 district for a budget year multiplied by the budget
21 4 enrollment for that school district.
21 5 (2) The total early intervention supplement
21 6 district cost is the sum of the unadjusted early
21 7 intervention supplement district cost plus the budget
21 8 adjustment for that budget year.
21 9 d. The use of the funds calculated under this
21 10 subsection shall comply with the requirements of
21 11 chapter 256D.

21 12 Sec. ____ Section 257.35, subsection 1, Code
21 13 Supplement 2007, is amended to read as follows:
21 14 1. The department of management shall deduct the
21 15 amounts calculated for special education support
21 16 services, media services, area education agency
21 17 teacher salary supplement district cost, area
21 18 education agency professional development supplement
21 19 district cost, and educational services for each
21 20 school district from the state aid due to the district
21 21 pursuant to this chapter and shall pay the amounts to
21 22 the respective area education agencies on a monthly
21 23 basis from September 15 through June 15 during each
21 24 school year. The department of management shall
21 25 notify each school district of the amount of state aid
21 26 deducted for these purposes and the balance of state
21 27 aid shall be paid to the district. If a district does
21 28 not qualify for state aid under this chapter in an
21 29 amount sufficient to cover its amount due to the area
21 30 education agency as calculated by the department of
21 31 management, the school district shall pay the
21 32 deficiency to the area education agency from other
21 33 moneys received by the district, on a quarterly basis
21 34 during each school year.

21 35 Sec. ____ NEW SECTION. 257.37A AREA EDUCATION
21 36 AGENCY SALARY SUPPLEMENT FUNDING.
21 37 1. AREA EDUCATION AGENCY TEACHER SALARY SUPPLEMENT
21 38 COST PER PUPIL AND DISTRICT COST.
21 39 a. For the budget year beginning July 1, 2009, the
21 40 department of management shall add together the
21 41 teacher compensation allocation made to each area
21 42 education agency for the fiscal year beginning July 1,
21 43 2008, pursuant to section 284.13, subsection 1,
21 44 paragraph "i", and the phase II allocation made to
21 45 each area education agency for the fiscal year
21 46 beginning July 1, 2008, pursuant to section 294A.9,

21 47 and divide that sum by the special education support
21 48 services weighted enrollment in the fiscal year
21 49 beginning July 1, 2009, to determine the area
21 50 education agency teacher salary supplement cost per
22 1 pupil. For the budget year beginning July 1, 2010,
22 2 and succeeding budget years, the area education agency
22 3 teacher salary supplement district cost per pupil for
22 4 each area education agency for a budget year is the
22 5 area education agency teacher salary supplement
22 6 district cost per pupil for the base year plus the
22 7 area education agency teacher salary supplement state
22 8 allowable growth amount for the budget year.
22 9 b. For the budget year beginning July 1, 2010, and
22 10 succeeding budget years, if the department of
22 11 management determines that the unadjusted area
22 12 education agency teacher salary supplement district
22 13 cost of an area education agency for a budget year is
22 14 less than one hundred percent of the unadjusted area
22 15 education agency teacher salary supplement district
22 16 cost for the base year for the area education agency,
22 17 the area education agency shall receive a budget
22 18 adjustment for that budget year equal to the
22 19 difference.
22 20 c. (1) The unadjusted area education agency
22 21 teacher salary supplement district cost is the area
22 22 education agency teacher salary supplement district
22 23 cost per pupil for each area education agency for a
22 24 budget year multiplied by the special education
22 25 support services weighted enrollment for that area
22 26 education agency.
22 27 (2) The total area education agency teacher salary
22 28 supplement district cost is the sum of the unadjusted
22 29 area education agency teacher salary supplement
22 30 district cost plus the budget adjustment for that
22 31 budget year.
22 32 d. The use of the funds calculated under this
22 33 subsection shall comply with requirements of chapters
22 34 284 and 294A and shall be distributed to teachers
22 35 pursuant to section 284.7.
22 36 2. AREA EDUCATION AGENCY PROFESSIONAL DEVELOPMENT
22 37 SUPPLEMENT COST PER PUPIL AND DISTRICT COST.
22 38 a. For the budget year beginning July 1, 2009, the
22 39 department of management shall divide the area
22 40 education agency professional development supplement
22 41 made to each area education agency for the fiscal year
22 42 beginning July 1, 2008, pursuant to section 284.13, by
22 43 the special education support services weighted
22 44 enrollment in the fiscal year beginning July 1, 2009,
22 45 to determine the professional development supplement
22 46 cost per pupil. For the budget year beginning July 1,
22 47 2010, and succeeding budget years, the area education
22 48 agency professional development supplement district
22 49 cost per pupil for each area education agency for a
22 50 budget year is the area education agency professional
23 1 development supplement district cost per pupil for the
23 2 base year plus the area education agency professional
23 3 development supplement state allowable growth amount
23 4 for the budget year.
23 5 b. For the budget year beginning July 1, 2010, and
23 6 succeeding budget years, if the department of
23 7 management determines that the unadjusted area
23 8 education agency professional development supplement
23 9 district cost of an area education agency for a budget
23 10 year is less than one hundred percent of the
23 11 unadjusted area education agency professional
23 12 development supplement district cost for the base year
23 13 for the area education agency, the area education
23 14 agency shall receive a budget adjustment for that
23 15 budget year equal to the difference.
23 16 c. (1) The unadjusted area education agency
23 17 professional development supplement district cost is
23 18 the area education agency professional development
23 19 supplement district cost per pupil for each area
23 20 education agency for a budget year multiplied by the
23 21 special education support services weighted enrollment
23 22 for that area education agency.
23 23 (2) The total area education agency professional
23 24 development supplement district cost is the sum of the
23 25 unadjusted area education agency professional
23 26 development supplement district cost plus the budget
23 27 adjustment for that budget year.

23 28 d. The use of the funds calculated under this
23 29 subsection shall comply with requirements of chapter
23 30 284.

23 31 Sec. _____. NEW SECTION. 257.51 CATEGORICAL STATE
23 32 APPROPRIATIONS.

23 33 For the budget year beginning July 1, 2009, and
23 34 succeeding budget years, if the general assembly makes
23 35 an appropriation pursuant to section 284.13,
23 36 subsection 1, paragraph "h" or "i", or for the phase
23 37 II allocation pursuant to section 294A.9, or for
23 38 professional development pursuant to section 284.13,
23 39 subsection 1, paragraph "d", or for early intervention
23 40 pursuant to section 256D.4, the department of
23 41 management shall recalculate the formulas in section
23 42 257.9, subsections 6 through 10; section 257.10,
23 43 subsections 9, 10, and 11; and section 257.37A.

23 44 Sec. _____. Section 294A.9, Code 2007, is amended to
23 45 read as follows:

23 46 294A.9 PHASE II PROGRAM.

23 47 1. Phase II is established to improve the salaries
23 48 of teachers.

23 49 2. For each fiscal year beginning on or after July
23 50 1, 1992, the per pupil amount upon which the phase II
24 1 moneys are based is equal to the per pupil allocation
24 2 plus supplemental allocations for the immediately
24 3 preceding fiscal year.

24 4 3. The department of education shall certify the
24 5 amounts of the allocations for each school district
24 6 and area education agency to the department of
24 7 administrative services and the department of
24 8 administrative services shall make the payments to
24 9 school districts and area education agencies.

24 10 4. If a school district has discontinued grades
24 11 under section 282.7, subsection 1, or students attend
24 12 school in another school district, under an agreement
24 13 with the board of the other school district, the board
24 14 of directors of the district of residence either shall
24 15 transmit the phase II moneys allocated to the district
24 16 for those students based upon the full-time equivalent
24 17 attendance of those students to the board of the
24 18 school district of attendance of the students or shall
24 19 transmit to the board of the school district of
24 20 attendance of the students a portion of the phase II
24 21 moneys allocated to the district of residence based
24 22 upon an agreement between the board of the resident
24 23 district and the board of the district of attendance.

24 24 5. If a school district uses teachers under a
24 25 contract between the district and the area education
24 26 agency in which the district is located, the school
24 27 district shall transmit to the employing area
24 28 education agency a portion of its phase II allocation
24 29 based upon the portion that the salaries of teachers
24 30 employed by the area education agency and assigned to
24 31 the school district for a school year bears to the
24 32 total teacher salaries paid in the district for that
24 33 school year, including the salaries of the teachers
24 34 employed by the area education agency.

24 35 6. If the school district or area education agency
24 36 is organized under chapter 20 for collective
24 37 bargaining purposes, the board of directors and
24 38 certified bargaining representative for the licensed
24 39 employees shall mutually agree upon a formula for
24 40 distributing the phase II allocation among the
24 41 teachers.

24 42 7. For the school year beginning July 1, 1987,
24 43 only, the parties shall follow the procedures
24 44 specified in chapter 20 except that if the parties
24 45 reach an impasse, neither impasse procedures agreed to
24 46 by the parties nor sections 20.20 through 20.22 shall
24 47 apply and the phase II allocation shall be divided as
24 48 provided in section 294A.10. Negotiations under this
24 49 section are subject to the scope of negotiations
24 50 specified in section 20.9. If a board of directors
25 1 and certified bargaining representative for licensed
25 2 employees have not reached mutual agreement by July
25 3 15, 1987, for the distribution of the phase II
25 4 payment, section 294A.10 will apply.

25 5 8. If the school district or area education agency
25 6 is not organized for collective bargaining purposes,
25 7 the board of directors shall determine the method of
25 8 distribution.

25 9 9. Subsections 2, 3, 4, and 7 are repealed June
25 10 30, 2009.

25 11 Sec. _____. Section 294A.10, Code 2007, is amended
25 12 by adding the following new subsection:
25 13 NEW SUBSECTION. 5. This section is repealed June
25 14 30, 2009.

25 15 Sec. _____. Section 294A.22, Code 2007, is amended
25 16 to read as follows:
25 17 294A.22 PAYMENTS.
25 18 1. Payments for each phase of the educational
25 19 excellence program shall be made by the department of
25 20 administrative services on a monthly basis commencing
25 21 on October 15 and ending on June 15 of each fiscal
25 22 year, taking into consideration the relative budget
25 23 and cash position of the state resources. The
25 24 payments shall be separate from state aid payments
25 25 made pursuant to sections 257.16 and 257.35. The
25 26 payments made under this section to a school district
25 27 or area education agency may be combined and a
25 28 separate accounting of the amount paid for each
25 29 program shall be included.

25 30 2. Any payments made to school districts or area
25 31 education agencies under this chapter are
25 32 miscellaneous income for purposes of chapter 257.

25 33 3. Payments made to a teacher by a school district
25 34 or area education agency under this chapter are wages
25 35 for the purposes of chapter 91A.

25 36 4. If funds appropriated are insufficient to pay
25 37 phase II allocations in full, the department of
25 38 administrative services shall prorate payments to
25 39 school districts and area education agencies.

25 40 This subsection is repealed June 30, 2009.
25 41 Sec. _____. Section 294A.25, subsection 1, Code
25 42 2007, is amended to read as follows:

25 43 1. For the fiscal ~~year period~~ beginning July 1,
25 44 2003, and for ~~each succeeding year ending June 30,~~
25 45 ~~2009~~, there is appropriated each fiscal year from the
25 46 general fund of the state to the department of
25 47 education the amount of fifty=six million eight
25 48 hundred ninety=one thousand three hundred thirty=six
25 49 dollars to be used to improve teacher salaries. The
25 50 moneys shall be distributed as provided in this
26 1 section.

26 2 Sec. _____. Section 294A.25, Code 2007, is amended
26 3 by adding the following new subsection:
26 4 NEW SUBSECTION. 1A. For the fiscal year beginning
26 5 July 1, 2009, and for each succeeding year, there is
26 6 appropriated from the general fund of the state to the
26 7 department of education an amount not to exceed
26 8 fifteen million six hundred thirty=three thousand two
26 9 hundred forty=five dollars. The moneys shall be
26 10 distributed as provided in this section.

26 11 Sec. _____. Section 294A.25, subsection 6, Code
26 12 2007, is amended to read as follows:

26 13 6. Except as otherwise provided in this section,
26 14 for the fiscal ~~year period~~ beginning July 1, 2003, and
26 15 ~~succeeding fiscal years ending June 30, 2009~~, the
26 16 remainder of moneys appropriated in subsection 1 to
26 17 the department of education shall be deposited each
26 18 fiscal year in the educational excellence fund to be
26 19 allocated in an amount to meet the requirements of
26 20 this chapter for phase I and phase II.

26 21 Sec. _____. Section 294A.25, Code 2007, is amended
26 22 by adding the following new subsection:

26 23 NEW SUBSECTION. 6A. Except as otherwise provided
26 24 in this section, for the fiscal year beginning July 1,
26 25 2009, and succeeding fiscal years, the remainder of
26 26 moneys appropriated in subsection 1 to the department
26 27 of education shall be deposited in the educational
26 28 excellence fund to be allocated in an amount to meet
26 29 the requirements of this chapter for phase I.>

26 30 #43. By renumbering, redesignating, and correcting
26 31 internal references as necessary.

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26 35 FRANK B. WOOD
26 36 HF 2679.707 82
26 37 kh/mg/12156

