

CHESTER J. CULVER
GOVERNOR

OFFICE OF THE GOVERNOR

PATTY JUDGE
LT. GOVERNOR

May 29, 2007

The Honorable Michael Mauro
Secretary of State
State Capitol Building
LOCAL

Dear Mr. Secretary:

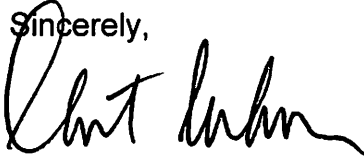
I hereby transmit Senate File 588, an Act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, providing for related matters concerning the Iowa learning technology commission, providing for a related matter concerning participation in an instructional support program by school districts, and providing effective dates. Senate File 588 is approved on this date, with the exceptions noted below, which I hereby disapprove.

I am unable to approve the item designated as Section 5 in its entirety. Iowa Code 261.20 states that the moneys in the Scholarship and Grant Reserve Fund shall only be used to alleviate a current fiscal year shortfall in appropriations for scholarship or tuition grant programs that have the same nature as the programs for which the moneys were originally appropriated. There is not a state student-aid program that serves barber schools and schools of cosmetology arts. Therefore, an allocation from the reserve fund for this purpose does not meet the requirements as defined in Iowa Code 261.20.

I am unable to approve the item designated as Section 15 in its entirety. This provision requires the director of a department or state agency included in Senate File 588 to examine employee telecommuting options, develop telecommuter employment policies, and implement plans designed to increase the number of telecommuting employees. Many departments and agencies maintain employee telecommuting policies currently. These policies and procedures have been in place for several years and are well established. The designated language in Section 15 directing a department or state agency to conduct assessments of its telecommuting policy is duplicative and unnecessary and introduces a legislatively mandated management process into what is appropriately an executive branch decision. I will direct the Department of Administrative Services and the Department of Management to review the current state government telecommuting policy and make recommendations for any improvements as part of our overall executive branch strategic planning process.

For the above reasons, I respectfully disapprove of the designated items in accordance with Article III, Section 16 of the Constitution of the State of Iowa. All other items in Senate File 588 are hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Chester Culver". The signature is fluid and cursive, with a large initial "C" and a long, sweeping tail.

Chester J. Culver
Governor

CJC:rc0



SENATE FILE 588

AN ACT

RELATING TO THE FUNDING OF, THE OPERATION OF, AND APPROPRIATION OF MONEYS TO THE COLLEGE STUDENT AID COMMISSION, THE DEPARTMENT FOR THE BLIND, THE DEPARTMENT OF EDUCATION, AND THE STATE BOARD OF REGENTS, PROVIDING FOR RELATED MATTERS CONCERNING THE IOWA LEARNING TECHNOLOGY COMMISSION, PROVIDING FOR A RELATED MATTER CONCERNING PARTICIPATION IN AN INSTRUCTIONAL SUPPORT PROGRAM BY SCHOOL DISTRICTS, AND PROVIDING EFFECTIVE DATES.

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

DEPARTMENT FOR THE BLIND

Section 1. ADMINISTRATION. There is appropriated from the general fund of the state to the department for the blind for the fiscal year beginning July 1, 2007, and ending June 30, 2008, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes and for not more than the following full-time equivalent positions:

.....	\$	2,404,747
.....	FTEs	97.00

COLLEGE STUDENT AID COMMISSION

Sec. 2. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year beginning July 1, 2007, and ending June 30, 2008, the following amounts, or so much thereof as may be necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	376,053
.....	FTEs	4.30

The commission shall conduct a study of the estimated family contribution limit eligibility requirement for Iowa tuition grants to determine whether the current requirement is fair and equitable for prospective recipients and their families. The findings and recommendations, which the commission shall submit in a report to the general assembly by January 14, 2008, shall include transition plans to ensure that students with the greatest financial need receive full grants.

2. STUDENT AID PROGRAMS

For payments to students for the Iowa grant program:

.....	\$	1,070,976
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3. DES MOINES UNIVERSITY -- OSTEOPATHIC MEDICAL CENTER

a. For forgivable loans to Iowa students attending Des Moines university -- osteopathic medical center under the forgivable loan program pursuant to section 261.19:

.....	\$	100,000
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To receive funds appropriated pursuant to this paragraph, Des Moines university -- osteopathic medical center shall match the funds with institutional funds on a dollar-for-dollar basis.

b. For Des Moines university -- osteopathic medical center for an initiative in primary health care to direct primary

care physicians to shortage areas in the state:

..... \$ 346,451

4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM

For purposes of providing national guard educational assistance under the program established in section 261.86:

..... \$ 3,800,000

5. TEACHER SHORTAGE PROGRAMS

For the teacher shortage programs established in section 261.111 and section 261.112, as enacted in this Act:

..... \$ 485,400

It is the intent of the general assembly that appropriations made for teacher shortage program purposes for the fiscal year beginning July 1, 2007, and each succeeding fiscal year, be distributed under the teacher shortage loan forgiveness program created pursuant to section 261.112, as enacted by this Act.

6. ALL IOWA OPPORTUNITY ASSISTANCE PROGRAM

For purposes of the all Iowa opportunity assistance program, which includes the all Iowa opportunity foster care grant program established pursuant to section 261.6, as enacted by this Act, and the all Iowa opportunity scholarship program established pursuant to section 261.88, as enacted by this Act:

..... \$ 1,000,000

From the funds appropriated pursuant to this subsection, up to \$500,000 shall be used for purposes of the all Iowa opportunity foster care grant program established pursuant to section 261.6, as enacted by this Act, and at least \$500,000 shall be used for purposes of the all Iowa opportunity scholarship program as established in section 261.88, as enacted by this Act.

If the funds appropriated by the general assembly to the college student aid commission for the 2007-2008 fiscal year for purposes of the all Iowa opportunity scholarship program exceed \$500,000, "eligible institution" as defined in section 261.88, as enacted by this Act, shall, during the 2007-2008 fiscal year, include accredited private institutions as defined in section 261.9, subsection 1.

Sec. 3. WORK-STUDY APPROPRIATION FOR FY 2007-2008.

Notwithstanding section 261.85, for the fiscal year beginning

July 1, 2007, and ending June 30, 2008, the amount appropriated from the general fund of the state to the college student aid commission for the work-study program under section 261.85 shall be \$295,600, and from the moneys appropriated in this section, \$162,508 shall be allocated to institutions of higher education under the state board of regents and community colleges and the remaining dollars appropriated in this section shall be allocated by the college student aid commission on the basis of need as determined by the portion of the federal formula for distribution for work-study funds that relates to the current need of institutions.

Sec. 4. REGISTERED NURSE AND NURSE EDUCATOR LOAN FORGIVENESS PROGRAM FUNDS. From the funds appropriated for tuition grants pursuant to section 261.25, subsection 1, as amended in this Act, for the fiscal year beginning July 1, 2007, up to \$100,000 shall be used to provide loan forgiveness as provided in section 261.23, as amended in this Act. The college student aid commission shall submit in a report to the chairpersons and ranking members of the joint appropriations subcommittee on education by January 1, 2009, the number of registered nurses and nurse educators who received loan forgiveness in the fiscal year beginning July 1, 2007, pursuant to section 261.23, as amended in this Act, and the amount paid to each of the registered nurses and nurse educators.

It is the intent of the general assembly that appropriations made for purposes of the registered nurse and nurse educator loan forgiveness program for the fiscal year beginning July 1, 2007, and each succeeding fiscal year, be distributed under the program created pursuant to section 261.23, as amended in this Act, for registered nurses and nurse educators.

Sec. 5. SCHOLARSHIP AND TUITION GRANT RESERVE FUND APPROPRIATION -- BARBER SCHOOL AND SCHOOL OF COSMETOLOGY ARTS AND SCIENCES TUITION GRANTS. Notwithstanding the maximum allowed balance requirement of the scholarship and tuition grant reserve fund as provided in section 261.20, there is appropriated from the scholarship and tuition grant reserve fund to the college student aid commission for the fiscal year beginning July 1, 2007, and ending June 30, 2008, an amount up

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to \$100,000 to be used to award Iowa vocational-technical tuition grants to residents of Iowa who establish financial need and are admitted and in attendance as a full-time or part-time student in a course of study at a school of cosmetology arts and sciences licensed under chapter 157 or a barber school licensed pursuant to section 158.7 and accredited by a national accrediting agency recognized by the United States department of education. If the grant recipient discontinues attendance before the end of any term after receiving payment of the grant, the entire amount of any refund due that student, up to the amount of any payments made under the annual grant, shall be paid by the institution to the state. Funds appropriated in this section are in addition to funds appropriated in section 261.25, subsection 3, as amended in this Act.

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DEPARTMENT OF EDUCATION

Sec. 6. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 2007, and ending June 30, 2008, the following amounts, or so much thereof as may be necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	7,919,382
.....	FTEs	85.37

From the funds appropriated in this subsection, \$225,000 shall be allocated for purposes of conducting, supporting, and managing the accreditation of school districts and for purposes of various other duties such as conducting reorganization feasibility studies.

Of the full-time equivalent positions authorized in this subsection, 10.00 full-time equivalent positions are allocated to support management of the community college management information system; for the expansion of the state board of education model core curriculum; for the development and implementation of strategic educational goals; for the implementation of the grant request for proposals, technical assistance, and monitoring provisions in the student

advancement policy; for the collection and dissemination of resources related to human growth and development curriculum; for district sharing incentive purposes; and for the senior year plus program study.

Of the full-time equivalent positions authorized in this subsection, 1.00 full-time equivalent position is allocated for district sharing incentive purposes and 4.00 full-time equivalent positions are allocated for purposes of the student achievement and teacher quality program.

The director of the department of education shall ensure that all school districts are aware of the state education resources available on the state website for listing teacher job openings and shall make every reasonable effort to enable qualified practitioners to post their resumes on the state website. The department shall administer the posting of job vacancies for school districts, accredited nonpublic schools, and area education agencies on the state website. The department may coordinate this activity with the Iowa school board association or other interested education associations in the state. The department shall strongly encourage school districts to seek direct claiming under the medical assistance program for funding of school district nursing services for students.

2. VOCATIONAL EDUCATION ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	553,758
.....	FTEs	13.50

3. VOCATIONAL REHABILITATION SERVICES DIVISION

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

.....	\$	5,419,890
.....	FTEs	273.50

The division of vocational rehabilitation services shall seek funding from other sources, such as local funds, for purposes of matching the state's federal vocational rehabilitation allocation, as well as for matching other federal vocational rehabilitation funding that may become available.

Except where prohibited under federal law, the division of vocational rehabilitation services of the department of education shall accept client assessments, or assessments of potential clients, performed by other agencies in order to reduce duplication of effort.

Notwithstanding the full-time equivalent position limit established in this lettered paragraph, for the fiscal year ending June 30, 2008, if federal funding is received to pay the costs of additional employees for the vocational rehabilitation services division who would have duties relating to vocational rehabilitation services paid for through federal funding, authorization to hire not more than 4.00 additional full-time equivalent employees shall be provided, the full-time equivalent position limit shall be exceeded, and the additional employees shall be hired by the division.

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

.....	\$	54,709
.....	FTEs	1.00

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

4. STATE LIBRARY

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

.....	\$	1,801,761
.....	FTEs	19.00

b. For the enrich Iowa program:

.....	\$	1,823,432
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5. LIBRARY SERVICE AREA SYSTEM

For state aid:

.....	\$	1,586,000
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6. PUBLIC BROADCASTING DIVISION

For salaries, support, maintenance, capital expenditures, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	8,448,649
.....	FTEs	93.00

7. REGIONAL TELECOMMUNICATIONS COUNCILS

For state aid:

.....	\$	1,364,525
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The regional telecommunications councils established in section 8D.5 shall use the funds appropriated in this subsection to provide technical assistance for network classrooms, planning and troubleshooting for local area networks, scheduling of video sites, and other related support activities.

8. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS

For reimbursement for vocational education expenditures made by secondary schools:

.....	\$	2,936,904
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Funds appropriated in this subsection shall be used for expenditures made by school districts to meet the standards set in sections 256.11, 258.4, and 260C.14 as a result of the enactment of 1989 Iowa Acts, chapter 278. Funds shall be used as reimbursement for vocational education expenditures made by secondary schools in the manner provided by the department of education for implementation of the standards set in 1989 Iowa Acts, chapter 278.

9. SCHOOL FOOD SERVICE

For use as state matching funds for federal programs that shall be disbursed according to federal regulations, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	2,509,683
.....	FTEs	17.43

10. IOWA EMPOWERMENT FUND

For deposit in the school ready children grants account of the Iowa empowerment fund created in section 28.9:

.....	\$	23,781,594
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a. From the moneys deposited in the school ready children grants account for the fiscal year beginning July 1, 2007, and

ending June 30, 2008, not more than \$300,000 is allocated for the community empowerment office and other technical assistance activities and of that amount, not more than \$50,000 shall be used to administer the early childhood coordinator's position pursuant to section 28.3, subsection 7, and not more than \$50,000 shall be used to promote and provide ongoing support to the parent website and to support and coordinate a network of websites that provide support and resources to parents and the general public. It is the intent of the general assembly that regional technical assistance teams will be established and will include staff from various agencies, as appropriate, including the area education agencies, community colleges, and the Iowa state university of science and technology cooperative extension service in agriculture and home economics. The Iowa empowerment board shall direct staff to work with the advisory council to inventory technical assistance needs. Funds allocated under this lettered paragraph may be used by the Iowa empowerment board for the purpose of skills development and support for ongoing training of the regional technical assistance teams. However, funds shall not be used for additional staff or for the reimbursement of staff.

b. As a condition of receiving funding appropriated in this subsection, each community empowerment area board shall report to the Iowa empowerment board progress on each of the state indicators approved by the state board, as well as progress on local indicators. The community empowerment area board must also submit a written plan amendment extending by one year the area's comprehensive school ready children grant plan developed for providing services for children from birth through five years of age and provide other information specified by the Iowa empowerment board. The amendment may also provide for changes in the programs and services provided under the plan. The Iowa empowerment board shall establish a submission deadline for the plan amendment that allows a reasonable period of time for preparation of the plan amendment and for review and approval or request for modification of the plan amendment by the Iowa empowerment board. In addition, the community empowerment board must continue to comply with reporting provisions and other

requirements adopted by the Iowa empowerment board in implementing section 28.8.

c. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the Iowa empowerment fund that is used for distribution to areas, \$4,650,000 shall be used to assist low-income parents with preschool tuition.

d. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the Iowa empowerment fund, \$1,000,000 shall be used for support of professional development and training activities for persons working in early care, health, and education by the Iowa empowerment board in collaboration with representation from Iowa state university of science and technology cooperative extension service in agriculture and home economics, area education agencies, community colleges, child care resource and referral services, and community empowerment area boards. Expenditures shall be limited to professional development and training activities agreed upon by the parties participating in the collaboration.

e. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the Iowa empowerment fund, \$100,000 shall be allocated to the public broadcasting division of the department of education for support of community empowerment as a ready-to-learn coordinator.

11. BIRTH TO AGE THREE SERVICES

For expansion of the federal Individuals With Disabilities Education Improvement Act of 2004, Pub. L. No. 108-446, as amended to January 1, 2007, birth through age three services due to increased numbers of children qualifying for those services:

..... \$ 1,721,400

From the funds appropriated in this subsection, \$421,400 shall be allocated to the child health specialty clinic at the state university of Iowa to provide additional support for infants and toddlers who are born prematurely, drug-exposed, or medically fragile.

12. EARLY HEAD START PILOT PROJECTS

For transfer to the department of human services for implementation of early head start pilot projects addressing the comprehensive cognitive, social, emotional, and developmental needs of children from birth to age three, including prenatal support for qualified families:

..... \$ 400,000

Early head start pilot projects shall promote healthy prenatal outcomes, healthy family functioning, and strengthen the development of infants and toddlers in low-income families.

13. FOUR-YEAR-OLD PRESCHOOL PROGRAM

For allocation to eligible school districts for the four-year-old preschool program under chapter 256C, if enacted, and for not more than the following full-time equivalent positions:

..... \$ 15,000,000

..... FTEs 3.00

From the moneys appropriated pursuant to this subsection, not more than \$330,000 shall be used by the department for administration of the four-year-old preschool program established pursuant to chapter 256C, if enacted.

14. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

To provide funds for costs of providing textbooks to each resident pupil who attends a nonpublic school as authorized by section 301.1. The funding is limited to \$20 per pupil and shall not exceed the comparable services offered to resident public school pupils:

..... \$ 664,165

15. JOBS FOR AMERICA'S GRADUATES

For school districts to provide direct services to the most at-risk senior high school students enrolled in school districts through direct intervention by a jobs for America's graduates specialist:

..... \$ 600,000

16. VOCATIONAL AGRICULTURE YOUTH ORGANIZATION

To assist a vocational agriculture youth organization sponsored by the schools to support the foundation established by that vocational agriculture youth organization and for other youth activities:

..... \$ 50,000

Funds appropriated in this subsection shall be allocated only to the extent that the state moneys are matched from other sources by the organization on a dollar-for-dollar basis.

17. STATEWIDE EDUCATION DATA WAREHOUSE

For the implementation of an educational data warehouse that will be utilized by teachers, parents, school district administrators, area education agency staff, department of education staff, and policymakers, and for not more than the following full-time equivalent positions:

.....	\$	400,000
.....	FTEs	4.00

The department may use a portion of these funds for administrative purposes.

Notwithstanding section 8.33, moneys appropriated under this subsection which remain unobligated or unexpended on June 30, 2008, shall not revert but shall remain available to be used for the purposes designated in the following fiscal year.

18. ADVANCED PLACEMENT

For distribution to the Connie Belin & Jacqueline N. Blank international center for gifted education and talent development located at the state university of Iowa for purposes of increasing student participation in advanced placement courses and exams in Iowa high schools through support of the Iowa online advanced placement academy:

.....	\$	400,000
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State funds shall not be used by the center for reimbursement of advanced placement examination fees for students participating in advanced placement courses and exams through the online academy.

19. SUPPLEMENTAL STRATEGIES AND EDUCATIONAL SERVICES GRANT PROGRAM

For purposes of the supplemental strategies and educational services grant program established pursuant to section 279.65, if enacted by this Act:

.....	\$	2,500,000
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20. BEFORE AND AFTER SCHOOL PROGRAMS

For the before and after school grant program established pursuant to section 256.26, if enacted by this Act:

.....	\$	400,000
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21. BEGINNING ADMINISTRATOR MENTORING AND INDUCTION PROGRAM

For purposes of administering the beginning administrator mentoring and induction program established pursuant to chapter 284A:

..... \$ 250,000

22. COMMUNITY COLLEGES

For general state financial aid to merged areas as defined in section 260C.2 in accordance with chapters 258 and 260C:

..... \$171,962,414

Notwithstanding the allocation formula in section 260C.18C, the funds appropriated in this subsection shall be allocated as follows:

- a. Merged Area I \$ 8,472,001
- b. Merged Area II \$ 9,282,134
- c. Merged Area III \$ 8,544,806
- d. Merged Area IV \$ 4,200,810
- e. Merged Area V \$ 9,408,978
- f. Merged Area VI \$ 8,169,643
- g. Merged Area VII \$ 12,077,303
- h. Merged Area IX \$ 15,025,656
- i. Merged Area X \$ 25,854,970
- j. Merged Area XI \$ 25,758,739
- k. Merged Area XII \$ 9,918,232
- l. Merged Area XIII \$ 10,041,096
- m. Merged Area XIV \$ 4,251,743
- n. Merged Area XV \$ 13,348,554
- o. Merged Area XVI \$ 7,607,749

Sec. 7. DEPARTMENT OF EDUCATION VOLUNTARY MODEL CORE CURRICULUM REPORT. The department of education shall evaluate the readiness of school districts to adopt and support the voluntary model core curriculum established pursuant to section 256.7, subsection 26; assess the professional development necessary in order for school districts to support teachers in improved instruction; identify the barriers to full adoption of the voluntary model core curriculum by school districts statewide; and develop the technical assistance required to assist all school districts to implement the voluntary model core curriculum. The department shall submit a report summarizing its activities, findings, and

recommendations, including recommendations for action by the general assembly, to assist school districts in delivering the voluntary model core curriculum to students, in a report to the general assembly by January 14, 2008.

Sec. 8. DEPARTMENT OF EDUCATION -- COMMUNITY COLLEGE QUALITY FACULTY WORKING GROUP. The department of education shall convene a working group to study comprehensive community college quality faculty issues. The working group shall include but is not limited to equal numbers of community college faculty and administrators. The director of the department of education may appoint additional education stakeholders if appropriate. The Iowa association of community college trustees shall appoint community college administrators to the working group and the Iowa state education association shall appoint college faculty to the working group. The working group shall submit its findings and recommendations in a report to the general assembly by January 14, 2008.

STATE BOARD OF REGENTS

Sec. 9. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 2007, and ending June 30, 2008, the following amounts, or so much thereof as may be necessary, to be used for the purposes designated:

1. OFFICE OF STATE BOARD OF REGENTS

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

.....	\$	1,167,137
.....	FTEs	16.00

The state board of regents, the department of management, and the legislative services agency shall cooperate to determine and agree upon, by November 15, 2007, the amount that needs to be appropriated for tuition replacement for the fiscal year beginning July 1, 2008.

The state board of regents shall conduct a detailed study examining campus security protocols, processes, procedures, technologies, and prevention counseling techniques in use at each of the institutions of higher learning the board governs. The study shall also explore process, protocol, and technology

improvements, as well as any other improvements which may lead to significant improvements in campus safety and security. The study shall include a review of arming campus security officers. The board shall complete the study by October 1, 2007, and shall submit its findings and recommendations in a report to the governor and the general assembly by October 15, 2007.

The state board of regents shall submit a monthly financial report in a format agreed upon by the state board of regents office and the legislative services agency.

The state board of regents shall not circumvent the requirements of section 270.10 and as the board develops any plan regarding the Iowa braille and sight saving school, it shall comply with the requirements of section 270.10 and shall report monthly to the legislative standing committee on government oversight during the legislative interim.

b. For allocation by the state board of regents to the state university of Iowa, the Iowa state university of science and technology, and the university of northern Iowa to reimburse the institutions for deficiencies in their operating funds resulting from the pledging of tuitions, student fees and charges, and institutional income to finance the cost of providing academic and administrative buildings and facilities and utility services at the institutions:

..... \$ 13,975,431

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

c. For funds to be allocated to the southwest Iowa graduate studies center:

..... \$ 105,956

d. For funds to be allocated to the siouxland interstate metropolitan planning council for the tristate graduate center under section 262.9, subsection 21:

..... \$ 77,941

e. For funds to be allocated to the quad-cities graduate studies center:

..... \$ 157,144

f. For funds for regents universities general operating budgets for strategic operating initiatives that enhance salaries, support, maintenance, equipment, and for miscellaneous purposes:

..... \$ 25,000,000

g. For funds to be distributed to the midwestern higher education compact to pay Iowa's member state annual obligation:

..... \$ 90,000

2. STATE UNIVERSITY OF IOWA

a. General university, including lakeside laboratory

For salaries, support, maintenance, equipment, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$230,843,903

..... FTEs 5,058.55

b. Psychiatric hospital

For salaries, support, maintenance, equipment, miscellaneous purposes, for the care, treatment, and maintenance of committed and voluntary public patients, and for not more than the following full-time equivalent positions:

..... \$ 7,043,056

..... FTEs 269.65

c. Center for disabilities and development

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 6,363,265

..... FTEs 130.37

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

d. Oakdale campus

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,657,335

..... FTEs 38.25

e. State hygienic laboratory

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 3,849,461
..... FTEs 102.50

f. Family practice program

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

..... \$ 2,075,948
..... FTEs 190.40

g. Child health care services

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

..... \$ 649,066
..... FTEs 57.97

h. Statewide cancer registry

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

..... \$ 178,739
..... FTEs 2.10

i. Substance abuse consortium

For funds to be allocated to the Iowa consortium for substance abuse research and evaluation, and for not more than the following full-time equivalent position:

..... \$ 64,871
..... FTEs 1.00

j. Center for biocatalysis

For the center for biocatalysis, and for not more than the following full-time equivalent positions:

..... \$ 881,384
..... FTEs 6.28

k. Primary health care initiative

For the primary health care initiative in the college of medicine and for not more than the following full-time equivalent positions:

.....	\$	759,875
.....	FTEs	5.89

From the funds appropriated in this lettered paragraph, \$330,000 shall be allocated to the department of family practice at the state university of Iowa college of medicine for family practice faculty and support staff.

1. Birth defects registry

For the birth defects registry and for not more than the following full-time equivalent position:

.....	\$	44,636
.....	FTEs	1.00

m. Larned A. Waterman Iowa nonprofit resource center

For the Larned A. Waterman Iowa nonprofit resource center:

.....	\$	200,000
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n. Agricultural health and safety programs

For a program for farmers with disabilities:

.....	\$	130,000
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Funds appropriated for purposes of this lettered paragraph shall be used for a grant to a national nonprofit organization with over eighty years of experience in assisting children and adults with disabilities and special needs. The funds shall be used for a nationally recognized program that began in 1986 and has been replicated in at least thirty other states, but which is not available through any other entity in this state, that provides assistance to farmers with disabilities in all 99 counties to allow the farmers to remain in their own homes and be gainfully engaged in farming through provision of agricultural worksite and home modification consultations, peer support services, services to families, information and referral, and equipment loan services.

3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

a. General university

For salaries, support, maintenance, equipment, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$180,198,164
.....	FTEs 3,647.42

b. Agricultural experiment station

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$ 32,984,653
.....	FTEs 546.98

c. Cooperative extension service in agriculture and home economics

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$ 21,232,579
.....	FTEs 383.34

d. Leopold center

For agricultural research grants at Iowa state university under section 266.39B, and for not more than the following full-time equivalent positions:

.....	\$ 464,319
.....	FTEs 11.25

e. Livestock disease research

For deposit in and the use of the livestock disease research fund under section 267.8:

.....	\$ 220,708
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4. UNIVERSITY OF NORTHERN IOWA

a. General university

For salaries, support, maintenance, equipment, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$ 82,701,063
.....	FTEs 1,449.48

b. Recycling and reuse center

For purposes of the recycling and reuse center, and for not more than the following full-time equivalent positions:

.....	\$ 211,858
.....	FTEs 3.00

5. STATE SCHOOL FOR THE DEAF

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$ 9,530,007
.....	FTEs 126.60

6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	5,332,607
.....	FTEs	62.87

7. TUITION AND TRANSPORTATION COSTS

For payment to local school boards for the tuition and transportation costs of students residing in the Iowa braille and sight saving school and the state school for the deaf pursuant to section 262.43 and for payment of certain clothing, prescription, and transportation costs for students at these schools pursuant to section 270.5:

.....	\$	15,020
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Sec. 10. STATE BOARD OF REGENTS -- GEORGE WASHINGTON CARVER ENDOWED CHAIR. There is appropriated from the general fund of the state to the state board of regents for the fiscal period beginning July 1, 2007, and ending June 30, 2009, the following amounts, or so much thereof as is necessary, to be used for the purpose designated:

For purposes of recruiting and retaining high-quality faculty and to support their academic pursuits and endeavors through the establishment of the George Washington Carver endowed chair at the Iowa state university of science and technology:

FY 2007-2008	\$	250,000
FY 2008-2009	\$	250,000

Moneys appropriated for purposes of the George Washington Carver endowed chair as provided by this section shall be allocated only to the extent that the state moneys are matched from other sources by the Iowa state university of science and technology on a basis of a two dollar university contribution for every one dollar appropriated under this section.

Sec. 11. For the fiscal year beginning July 1, 2007, and ending June 30, 2008, the state board of regents may use notes, bonds, or other evidences of indebtedness issued under section 262.48 to finance projects that will result in energy cost savings in an amount that will cause the state board to recover the cost of the projects within an average of six years.

Sec. 12. Notwithstanding section 270.7, the department of administrative services shall pay the state school for the deaf and the Iowa braille and sight saving school the moneys collected from the counties during the fiscal year beginning July 1, 2007, for expenses relating to prescription drug costs for students attending the state school for the deaf and the Iowa braille and sight saving school.

Sec. 13. PARTICIPATION IN AN INSTRUCTIONAL SUPPORT PROGRAM BY SCHOOL DISTRICTS -- SUSPENSION OF REQUIREMENTS.

Notwithstanding any contrary provision in chapter 257, including sections 257.18 through 257.21, a school district that has participated in a board-approved instructional support program during the fiscal year beginning July 1, 2006, and ending June 30, 2007, may continue to participate in the board-approved instructional support program for the fiscal year beginning July 1, 2007, and ending June 30, 2008, to the extent established by the board's resolution, as if it had complied with those sections, if all of the following apply:

1. The board of directors of the school district has adopted or adopts a resolution not later than May 15, 2007, to participate in the board-approved instructional support program as otherwise provided in section 257.18. If the board of directors has adopted a budget which did not account for the board-approved instructional support program, the board of directors may adjust its budget to account for the board-approved instructional support program as approved by the department of management.

2. The secretary of the board of directors does not receive a petition as authorized in section 257.18, subsection 2, within twenty-eight days following the adoption of the resolution by the board of directors of the school district to participate in the board-approved instructional support program as provided in subsection 1, which asks that an election be called to approve or disapprove the action of the board of directors in adopting the resolution.

Sec. 14. The Iowa learning technology commission shall submit a report by January 1, 2008, to the general assembly which shall include a description and the results of the pilot programs which received funding pursuant to section 280A.4 and, based on the findings resulting from implementation of

the programs, the commission's recommendations for funding and implementing statewide learning technology initiatives.

Sec. 15. STATE EMPLOYEE TELECOMMUTING -- POLICY DEVELOPMENT -- IMPLEMENTATION.

1. The director of a department or state agency to which appropriations are made pursuant to the provisions of this Act shall assess the extent to which job classifications or individual employment positions with the department or agency might be effectively performed from an employee's residence or other remote location through telecommuting, thereby increasing office space within the department or agency and reducing administrative costs. The assessment shall include an estimate of the number of department or agency employees whose job responsibilities could be effectively performed on a telecommuting basis, projected costs of establishing and maintaining work stations at an employee's residence or other remote location and providing telecommuter support, anticipated savings to the department or agency through a reduction in the office-based workforce, and anticipated time and cost savings to telecommuting employees. A report summarizing the assessment shall be submitted to the director of the department of administrative services, and the members of the general assembly, by November 1, 2007.

2. Based on the assessment conducted pursuant to subsection 1, the director shall develop a telecommuter employment policy for the department or agency and a timeline for initial policy implementation and plans for expanding the number of telecommuting employees. Specific office-based workforce reduction percentages shall be left to the discretion of the director, but the director shall implement a policy by January 1, 2008. The director shall report to the director of the department of administrative services and the members of the general assembly on an annual basis beginning January 1, 2009, the number of telecommuting employees, cost savings achieved by the department or agency, and plans for continued transfer of office-based employees to telecommuter status.

Sec. 16. Section 256.7, subsection 26, Code 2007, is amended to read as follows:

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26. ~~Set a goal of increasing to eighty percent the number of students graduating from all secondary schools in school districts in this state who have successfully completed the core curriculum recommended by the college testing service whose college entrance examination is taken by the majority of Iowa's high school students. The state goal shall be exclusive of students who have special or alternative means for satisfying graduation requirements under individualized educational plans developed for the students. The state board shall require each school district to annually report, beginning with the 2006--2007 school year, the percentage of students graduating from high school in the school district who complete the core curriculum. The school district shall report, in the comprehensive school improvement plan submitted in accordance with subsection 21, how the district plans to increase the number of students completing the recommended core curriculum. Taking into consideration the recommendations of the college testing service whose college entrance examination is taken by the majority of Iowa's high school students, Adopt rules that establish a voluntary model core curriculum and requiring, beginning with the students in the 2010--2011 school year graduating class, the requirements for high school graduation requirements for all students in school districts shall be and accredited nonpublic schools that include at a minimum satisfactory completion of four years of English and language arts, three years of mathematics, three years of science, and three years of social studies. The voluntary model core curriculum adopted shall address the core content standards in subsection 27 and the skills and knowledge students need to be successful in the twenty-first century. The voluntary model core curriculum shall include social studies and twenty-first century learning skills which include but are not limited to civic literacy, health literacy, technology literacy, financial literacy, and employability skills; and shall address the curricular needs of students in kindergarten through grade twelve in those areas. The state board shall continue the inclusive process begun during the initial development of a voluntary model core curriculum for grades nine through twelve including stakeholder involvement, including but not limited to~~

representatives from the private sector and the business community, and alignment of the voluntary model core curriculum to other recognized sets of national and international standards. The state board shall also recommend quality assessments to school districts and accredited nonpublic schools to measure the voluntary model core curriculum.

Sec. 17. Section 256.7, Code 2007, is amended by adding the following new subsection:

NEW SUBSECTION. 27. Adopt a set of core content standards applicable to all students in kindergarten through grade twelve in every school district and accredited nonpublic school. For purposes of this subsection, "core content standards" includes reading, mathematics, and science. The core content standards shall be identical to the core content standards included in Iowa's approved 2006 standards and assessment system under Title I of the federal Elementary and Secondary Education Act of 1965, 20 U.S.C. § 6301 et seq., as amended by the federal No Child Left Behind Act of 2001, Pub. L. No. 107-110. School districts and accredited nonpublic schools shall include, at a minimum, the core content standards adopted pursuant to this subsection in any set of locally developed content standards. School districts and accredited nonpublic schools are strongly encouraged to include the voluntary model core curriculum or set higher expectations in local standards. As changes in federal law or regulation occur, the state board is authorized to amend the core content standards as appropriate.

Sec. 18. Section 256.9, Code 2007, is amended by adding the following new subsection:

NEW SUBSECTION. 55. Establish and maintain a process and a procedure, in cooperation with the board of educational examiners, to compare a practitioner's teaching assignment with the license and endorsements held by the practitioner. The director may report noncompliance issues identified by this process to the board of educational examiners pursuant to section 272.15, subsection 3.

Sec. 19. NEW SECTION. 256.26 BEFORE AND AFTER SCHOOL GRANT PROGRAM.

1. There is established a before and after school grant program to provide competitive grants to school districts and other public and private organizations to expand the availability of before and after school programs, including but not limited to summer programs.

2. Grant applications shall be assessed by the department based on the targeted student population and whether the application meets all of the following conditions:

a. Demonstrates partnerships and collaboration with not-for-profit community organizations.

b. Indicates that the applicant has a plan for continually improving quality in the program.

c. Provides for a safe and engaging environment.

d. Combines academic, enrichment, cultural, and recreational activities.

e. Provides for not less than a twenty percent match of any state funds received for purposes of the program.

f. Demonstrates that the applicant is able to sustain the program after the grant is exhausted.

3. Activities supported by an applicant may include but are not limited to tutoring and supplementing instruction in basic skills, such as reading, math, and science; drug and violence prevention curricula and counseling; youth leadership activities; volunteer and service learning opportunities; career and vocational awareness preparation; courses and enrichment in arts and culture; computer instruction; character development and civic participation; language instruction, including English as a second language; mentoring; positive interaction with law enforcement; supervised recreation programs; and health and nutrition programs.

4. The department shall make every effort to award grants to a balance of rural and urban programs.

5. The department shall make every effort to leverage additional funding from other public and private sources to support the grant program.

6. From funds appropriated for a fiscal year for purposes of this section, not more than one hundred thousand dollars may be used to retain a contractor to work with the department on long-term planning and development of a statewide

infrastructure to provide coordination, support, and technical assistance to before and after school programs. The contractor shall be qualified to provide services in policy development, before and after school funding mechanisms, public and private partnerships, data collection, the promotion of quality, and working with various state and local interests.

Sec. 20. Section 257.11, subsection 6, Code 2007, is amended by striking the subsection and inserting in lieu thereof the following:

6. SHARED CLASSES DELIVERED OVER THE IOWA COMMUNICATIONS NETWORK.

a. A school district that provides a virtual class to a pupil in another school district and the school district receiving that virtual class for a pupil shall each receive a supplemental weighting of one-twentieth of the percentage of the pupil's school day during which the pupil attends the virtual class.

b. Fifty percent of the funding the school district providing the virtual class receives as a result of this subsection shall be reserved as additional pay for the virtual classroom instructor. If an instructor's contract provides additional pay for teaching a virtual class, the instructor shall receive the greater amount of either the amount provided for in this paragraph or the amount provided for in the instructor's contract.

c. A school district receiving a virtual class for a pupil from a community college, which class meets the sharing agreement requirements in section 257.11, subsection 3, shall receive a supplemental funding weighting of one-twentieth of the percentage of the pupil's school day during which the pupil attends the virtual class.

d. For the purposes of this subsection, "virtual class" means either of the following:

(1) A class provided by a school district to a pupil in another school district via the Iowa communications network's video services.

(2) A class provided by a community college to a pupil in a school district via the Iowa communications network's video services.

Sec. 21. Section 260C.36, subsection 1, unnumbered paragraph 1, Code 2007, is amended to read as follows:

~~By-October-17-2002-the~~ The community college administration shall establish a committee consisting of instructors and administrators, equally representative of the arts and sciences faculty and the vocational-technical faculty, which has no more than a simple majority of members of the same gender. The faculty members shall be appointed by the certified employee organization if one exists and if not, by the college administration. The administrators shall be appointed by the college administration. The committee shall develop and maintain a plan for hiring and developing quality faculty that includes all of the following:

Sec. 22. Section 260C.36, subsection 3, Code 2007, is amended by striking the subsection.

Sec. 23. Section 260C.48, subsection 1, unnumbered paragraph 1, Code 2007, is amended to read as follows:

The state board shall develop standards and rules for the accreditation of community college programs. Except as provided in this subsection and subsection 4, standards developed shall be general in nature so as to apply to more than one specific program of instruction. With regard to community college-employed instructors, the standards adopted shall at a minimum require that full-time community college instructors who are under contract for at least half-time or more meet the following requirements:

Sec. 24. Section 261.2, subsection 6, Code 2007, is amended to read as follows:

6. Develop and implement, in cooperation with the department of human services and the judicial branch, a program to assist juveniles who are sixteen years of age or older and who have a case permanency plan under chapter 232 or 237 or are otherwise under the jurisdiction of chapter 232 in applying for federal and state aid available for higher education. The commission shall also develop and implement the all Iowa opportunity foster care grant program in accordance with section 261.6.

Sec. 25. NEW SECTION. 261.6 ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM.

1. The commission shall develop and implement, in cooperation with the department of human services and the judicial branch, the all Iowa opportunity foster care grant program in accordance with this section.

2. The program shall provide financial assistance for postsecondary education or training to persons who have a high school diploma or a high school equivalency diploma under chapter 259A, are age eighteen through twenty-three, and are described by any of the following:

a. On the date the person reached age eighteen or during the thirty calendar days preceding or succeeding that date, the person was in a licensed foster care placement pursuant to a court order entered under chapter 232 under the care and custody of the department of human services or juvenile court services.

b. On the date the person reached age eighteen or during the thirty calendar days preceding or succeeding that date, the person was under a court order under chapter 232 to live with a relative or other suitable person.

c. The person was in a licensed foster care placement pursuant to an order entered under chapter 232 prior to being legally adopted after reaching age sixteen.

d. On the date the person reached age eighteen or during the thirty calendar days preceding or succeeding that date, the person was placed in the state training school or the Iowa juvenile home pursuant to a court order entered under chapter 232 under the care and custody of the department of human services.

3. The program requirements shall include but are not limited to all of the following:

a. Program assistance shall cover a program participant's expenses associated with attending an approved postsecondary education or training program in this state. The expenses shall include tuition and fees, books and supplies, child care, transportation, housing, and other expenses approved by the commission. If a participant is attending on less than a full-time basis, assistance provisions shall be designed to cover tuition and fees and books and supplies, and assistance for other expenses shall be prorated to reflect the hours enrolled.

b. If the approved education or training program is more than one year in length, the program assistance may be renewed. To renew the assistance, the participant must annually reapply for the program and meet the academic progress standards of the postsecondary educational institution or make satisfactory progress toward completion of the training program.

c. A person shall be less than age twenty-three upon both the date of the person's initial application for the program and the start date of the education or training program for which the assistance is provided. Eligibility for program assistance shall end upon the participant reaching age twenty-four.

d. Assistance under the program shall not be provided for expenses that are paid for by other programs for which funding is available to assist the participant.

e. The commission shall implement assistance provisions in a manner to ensure that the total amount of assistance provided under the program remains within the funding available for the program.

4. The commission shall develop and implement a tracking system that maintains a record of the postsecondary and workforce participation for those assisted under the program. The system shall maintain a record for each participant for up to ten years after the first year of assistance. The commission shall deliver a report on the outcomes of the program to the governor and general assembly by January 1 annually.

Sec. 26. Section 261.23, Code 2007, is amended by striking the section and inserting in lieu thereof the following:

261.23 REGISTERED NURSE AND NURSE EDUCATOR LOAN FORGIVENESS PROGRAM.

1. A registered nurse and nurse educator loan forgiveness program is established to be administered by the commission. The program shall consist of loan forgiveness for eligible federally guaranteed loans for registered nurses and nurse educators who practice or teach in this state. For purposes of this section, unless the context otherwise requires, "nurse educator" means a registered nurse who holds a master's degree or doctorate degree and is employed as a faculty member who

teaches nursing as provided in 655 IAC 2.6(152) at an accredited private institution or an institution of higher education governed by the state board of regents.

2. Each applicant for loan forgiveness shall, in accordance with the rules of the commission, do the following:

a. Complete and file an application for registered nurse or nurse educator loan forgiveness. The individual shall be responsible for the prompt submission of any information required by the commission.

b. File a new application and submit information as required by the commission annually on the basis of which the applicant's eligibility for the renewed loan forgiveness will be evaluated and determined.

c. Complete and return on a form approved by the commission an affidavit of practice verifying that the applicant is a registered nurse practicing in this state or a nurse educator teaching at an accredited private institution or an institution of higher learning governed by the state board of regents.

3. a. The annual amount of registered nurse loan forgiveness for a registered nurse who completes a course of study which leads to a baccalaureate or associate degree of nursing, diploma in nursing, or a graduate or equivalent degree in nursing, and who practices in this state, shall not exceed the resident tuition rate established for institutions of higher learning governed by the state board of regents for the first year following the registered nurse's graduation from a nursing education program approved by the board of nursing pursuant to section 152.5, or twenty percent of the registered nurse's total federally guaranteed Stafford loan amount under the federal family education loan program or the federal direct loan program, including principal and interest, whichever amount is less. A registered nurse shall be eligible for the loan forgiveness program for not more than five consecutive years.

b. The annual amount of nurse educator loan forgiveness shall not exceed the resident tuition rate established for institutions of higher learning governed by the state board of regents for the first year following the nurse educator's graduation from an advanced formal academic nursing education

program approved by the board of nursing pursuant to section 152.5, or twenty percent of the nurse educator's total federally guaranteed Stafford loan amount under the federal family education loan program or the federal direct loan program, including principal and interest, whichever amount is less. A nurse educator shall be eligible for the loan forgiveness program for not more than five consecutive years.

4. A registered nurse and nurse educator loan forgiveness repayment fund is created for deposit of moneys appropriated to or received by the commission for use under the program. Notwithstanding section 8.33, moneys deposited in the fund shall not revert to any fund of the state at the end of any fiscal year but shall remain in the loan forgiveness repayment fund and be continuously available for loan forgiveness under the program. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys deposited in the fund shall be credited to the fund.

5. The commission shall submit in a report to the general assembly by January 1, annually, the number of individuals who received loan forgiveness pursuant to this section, where the participants practiced or taught, the amount paid to each program participant, and other information identified by the commission as indicators of outcomes from the program.

6. The commission shall adopt rules pursuant to chapter 17A to administer this section.

Sec. 27. Section 261.25, subsections 1, 2, and 3, Code 2007, are amended to read as follows:

1. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of ~~forty-six~~ forty-eight million ~~five~~ three hundred ~~six~~ seventy-three thousand ~~two~~ seven hundred eighteen dollars for tuition grants.

2. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of five million ~~one~~ three hundred ~~sixty-seven~~ seventy-four thousand ~~three~~ eight hundred fifty-eight dollars for tuition grants for students attending for-profit accredited private institutions located in Iowa. A for-profit institution which, effective March 9, 2005, purchased an accredited private institution that was exempt from taxation under section 501(c) of the

Internal Revenue Code, shall be an eligible institution under the tuition grant program. In the case of a qualified student who was enrolled in such accredited private institution that was purchased by the for-profit institution effective March 9, 2005, and who continues to be enrolled in the eligible institution in succeeding years, the amount the student qualifies for under this subsection shall be not less than the amount the student qualified for in the fiscal year beginning July 1, 2004. For purposes of the tuition grant program, "for-profit accredited private institution" means an accredited private institution which is not exempt from taxation under section 501(c)(3) of the Internal Revenue Code but which otherwise meets the requirements of section 261.9, subsection 1, paragraph "b", and whose students were eligible to receive tuition grants in the fiscal year beginning July 1, 2003.

3. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of two million ~~five~~ seven hundred ~~thirty-three~~ eighty-three thousand one hundred fifteen dollars for vocational-technical tuition grants.

Sec. 28. NEW SECTION. 261.88 ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM AND FUND.

1. DEFINITIONS. As used in this division, unless the context otherwise requires:

a. "Commission" means the college student aid commission.

b. "Eligible institution" means a community college established under chapter 260C or an institution of higher learning governed by the state board of regents.

c. "Financial need" means the difference between the student's financial resources available, including those available from the student's parents as determined by a completed parents' confidential statement, and the student's anticipated expenses while attending an eligible institution.

d. "Full-time resident student" means an individual resident of Iowa who is enrolled at an eligible institution in a program of study including at least twelve semester hours or the trimester or quarter equivalent.

e. "Part-time resident student" means an individual resident of Iowa who is enrolled at an eligible institution in

a program of study including at least three semester hours or the trimester or quarter equivalent.

f. "Qualified student" means a resident student who has established financial need and who is meeting all program requirements.

2. PROGRAM -- ELIGIBILITY. An all Iowa opportunity scholarship program is established to be administered by the commission. The awarding of scholarships under the program is subject to appropriations made by the general assembly. A person who meets all of the following requirements is eligible for the program:

a. Is a resident of Iowa and a citizen of the United States or a lawful permanent resident.

b. Achieves a cumulative high school grade point average upon graduation of at least two point five on a four-point grade scale, or its equivalent if another grade scale is used.

c. Applies in a timely manner for admission to an eligible institution and is accepted for admission.

d. Applies in a timely manner for any federal or state student financial assistance available to the student to attend an eligible institution.

e. Files a new application and parents' confidential statement, as applicable, annually on the basis of which the applicant's eligibility for a renewed scholarship will be evaluated and determined.

f. Maintains satisfactory academic progress during each term for which a scholarship is awarded.

g. Begins enrollment at an eligible institution within two academic years of graduation from high school and continuously receives awards as a full-time or part-time student to maintain eligibility. However, the student may defer participation in the program for up to two years in order to pursue obligations that meet conditions established by the commission by rule or to fulfill military obligations.

3. EXTENT OF SCHOLARSHIP.

a. A qualified student at a two-year eligible institution may receive scholarships for not more than the equivalent of four full-time semesters of undergraduate study, or the trimester or quarter equivalent.

b. A qualified student at a four-year eligible institution may receive scholarships for not more than the equivalent of two full-time semesters of undergraduate study, or the trimester or quarter equivalent.

c. Scholarships awarded pursuant to this section shall not exceed the student's financial need, as determined by the commission, the average resident tuition rate and mandatory fees established for institutions of higher learning governed by the state board of regents, or the resident tuition and mandatory fees charged for the program of enrollment by the eligible institution at which the student is enrolled, whichever is least.

4. DISCONTINUANCE OF ATTENDANCE -- REMITTANCE. If a student receiving a scholarship pursuant to this section discontinues attendance before the end of any academic term, the entire amount of any refund due to the student, up to the amount of any payments made by the state, shall be remitted by the eligible institution to the commission. The commission shall deposit refunds paid to the commission in accordance with this subsection into the fund established pursuant to subsection 5.

5. FUND ESTABLISHED. An all Iowa opportunity scholarship fund is created in the state treasury as a separate fund under the control of the commission. All moneys deposited or paid into the fund are appropriated and made available to the commission to be used for scholarships for students meeting the requirements of this section. Notwithstanding section 8.33, any balance in the fund on June 30 of each fiscal year shall not revert to the general fund of the state, but shall be available for purposes of this section in subsequent fiscal years.

Sec. 29. Section 261.111, subsection 9, Code 2007, is amended to read as follows:

9. The commission shall submit in a report to the ~~chairpersons-and-ranking-members-of-the-joint-appropriations subcommittee-on-education~~ general assembly by January 1, annually, the number of students who received forgivable loans pursuant to this section, which institutions the students were enrolled in, and the amount paid to each of the institutions on behalf of the students who received forgivable loans

pursuant to this section and the total amount of loans outstanding, including a schedule of years remaining on the outstanding loans.

Sec. 30. Section 261.111, subsection 10, Code 2007, is amended by striking the subsection.

Sec. 31. NEW SECTION. 261.112 TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM.

1. A teacher shortage loan forgiveness program is established to be administered by the commission. A teacher is eligible for the program if the teacher is practicing in a teacher shortage area as designated by the department of education pursuant to subsection 2. For purposes of this section, "teacher" means an individual holding a practitioner's license issued under chapter 272, who is employed in a nonadministrative position in a designated shortage area by a school district or area education agency pursuant to a contract issued by a board of directors under section 279.13.

2. The director of the department of education shall annually designate the geographic or subject areas experiencing teacher shortages. The director shall periodically conduct a survey of school districts, accredited nonpublic schools, and approved practitioner preparation programs to determine current shortage areas.

3. Each applicant for loan forgiveness shall, in accordance with the rules of the commission, do the following:

a. Complete and file an application for teacher shortage loan forgiveness. The individual shall be responsible for the prompt submission of any information required by the commission.

b. File a new application and submit information as required by the commission annually on the basis of which the applicant's eligibility for the renewed loan forgiveness will be evaluated and determined.

c. Complete and return on a form approved by the commission an affidavit of practice verifying that the applicant is a teacher in an eligible teacher shortage area.

4. The annual amount of teacher shortage loan forgiveness shall not exceed the resident tuition rate established for institutions of higher learning governed by the state board of

regents for the first year following the teacher's graduation from an approved practitioner preparation program, or twenty percent of the teacher's total federally guaranteed Stafford loan amount under the federal family education loan program or the federal direct loan program, including principal and interest, whichever amount is less. A teacher shall be eligible for the loan forgiveness program for not more than five consecutive years.

5. A teacher shortage loan forgiveness repayment fund is created for deposit of moneys appropriated to or received by the commission for use under the program. Notwithstanding section 8.33, moneys deposited in the fund shall not revert to any fund of the state at the end of any fiscal year but shall remain in the loan forgiveness repayment fund and be continuously available for loan forgiveness under the program. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys deposited in the fund shall be credited to the fund.

6. The commission shall submit in a report to the general assembly by January 1, annually, the number of individuals who received loan forgiveness pursuant to this section, which shortage areas the teachers taught in, the amount paid to each program participant, and other information identified by the commission as indicators of outcomes from the program.

7. The commission shall adopt rules pursuant to chapter 17A to administer this section.

Sec. 32. Section 262.9, subsection 18, Code 2007, is amended to read as follows:

18. a. Not less than thirty days prior to action by the board on any proposal to increase tuition, fees, or charges at one or more of the institutions of higher education under its control, send written notification of the amount of the proposed increase including a copy of the proposed tuition increase docket memorandum prepared for its consideration to the presiding officers of the student government organization of the affected institutions. The final decision on an increase in tuition or mandatory fees charged to all students at an institution for a fiscal year shall be made at a regular meeting and shall be reflected in a final docket memorandum that states the estimated total cost of attending each of the

institutions of higher education under the board's control. The regular meeting shall be held in Ames, Cedar Falls, or Iowa City and shall not be held during a period in which classes have been suspended for university holiday or break.

b. Authorize, at its discretion, each institution of higher education to retain the student fees and charges it collects to further the institution's purposes as authorized by the board. Notwithstanding any provision to the contrary, student fees and charges, as defined in section 262A.2, shall not be considered repayment receipts as defined in section 8.2.

Sec. 33. Section 272.15, Code 2007, is amended to read as follows:

272.15 ~~SEH00B~~ REPORTING REQUIREMENT REQUIREMENTS -- COMPLAINTS.

1. The board of directors of a school district or area education agency, the superintendent of a school district or the chief administrator of an area education agency, and the authorities in charge of a nonpublic school shall report to the board the nonrenewal or termination, for reasons of alleged or actual misconduct, of a person's contract executed under sections 279.12, 279.13, 279.15 through 279.21, 279.23, and 279.24, and the resignation of a person who holds a license, certificate, or authorization issued by the board as a result of or following an incident or allegation of misconduct that, if proven, would constitute a violation of the rules adopted by the board to implement section 272.2, subsection 14, paragraph "b", subparagraph (1), when the board or reporting official has a good faith belief that the incident occurred or the allegation is true. Information reported to the board in accordance with this section is privileged and confidential, and except as provided in section 272.13, is not subject to discovery, subpoena, or other means of legal compulsion for its release to a person other than the respondent and the board and its employees and agents involved in licensee discipline, and is not admissible in evidence in a judicial or administrative proceeding other than the proceeding involving licensee discipline. The board shall review the information reported to determine whether a complaint should be initiated. In making that determination,

the board shall consider the factors enumerated in section 272.2, subsection 14, paragraph "a". For purposes of this section, unless the context otherwise requires, "misconduct" means an action disqualifying an applicant for a license or causing the license of a person to be revoked or suspended in accordance with the rules adopted by the board to implement section 272.2, subsection 14, paragraph "b", subparagraph (1).

2. If, in the course of performing official duties, an employee of the department becomes aware of any alleged misconduct by an individual licensed under this chapter, the employee shall report the alleged misconduct to the board of educational examiners under rules adopted pursuant to subsection 1.

3. If the executive director of the board verifies through a review of official records that a teacher who holds a practitioner's license under this chapter is assigned instructional duties for which the teacher does not hold the appropriate license or endorsement, either by grade level or subject area, by a school district or accredited nonpublic school, the executive director may initiate a complaint against the teacher and the administrator responsible for the inappropriate assignment of instructional duties.

Sec. 34. Section 275.15, subsection 4, Code 2007, is amended to read as follows:

4. The administrator shall at once publish the decision in the same newspaper in which the original notice was published. Within twenty days after the publication, the decision rendered by the area education agency board may be appealed to the district court in the county involved by any school district affected. For purposes of appeal, only those school districts who filed reorganization petitions are school districts affected. An appeal from a decision of an area education agency board or joint area education agency boards under section 275.4, 275.16, or this section is subject to appeal procedures under this chapter and is not subject to appeal under ~~procedures-set-forth-in~~ chapter 290.

Sec. 35. NEW SECTION. 279.43 REPORTING INAPPROPRIATE TEACHING ASSIGNMENTS.

An employee licensed by the board of educational examiners and holding a contract as described in section 279.13 shall

disclose any occurrence of a teaching assignment for which that employee is not properly licensed to the school official responsible for determining teaching assignments. Failure of the employee to disclose this occurrence or failure of the school official responsible for determining teaching assignments to make appropriate adjustments to the employee's teaching assignment once the employee discloses the occurrence shall constitute an incident of misconduct as provided in section 272.2, subsection 14, and is actionable by the board. If the school official fails to make appropriate adjustments to the teaching assignment once disclosure by the employee is made, the employee shall report this occurrence to the department or to the board for further action.

Sec. 36. Section 279.61, Code 2007, is amended to read as follows:

279.61 STUDENT PLAN FOR PROGRESS TOWARD UNIVERSITY ADMISSIONS -- REPORT.

1. For the school year beginning July 1, ~~2006~~ 2007, and each succeeding school year, the board of directors of each school district shall cooperate with each student enrolled in grade eight to develop for the student a core curriculum plan to guide the student toward the goal of successfully completing, at a minimum, the voluntary model core curriculum developed by the state board of education pursuant to section 256.7, subsection 26, by the time the student graduates from high school. The plan shall include career options and shall identify the coursework needed in grades nine through twelve to support the student's postsecondary education and career options. ~~If the pupil is under eighteen years of age, the pupil's~~ The student's parent or guardian shall sign the core curriculum plan developed with the student and the signed plan shall be included in the student's cumulative records.

2. For the school year beginning July 1, ~~2006~~ 2007, and each succeeding school year, the board of directors of each school district shall report annually to each student enrolled in grades nine through twelve in the school district, and, if the student is under the age of eighteen, to each student's parent or guardian, the student's progress toward meeting the goal of successfully completing the ~~model core curriculum developed by~~ high school graduation requirements adopted by

the state board of education pursuant to section 256.7, subsection 26.

Sec. 37. NEW SECTION. 279.65 STUDENT ADVANCEMENT POLICY -- FINDINGS -- SUPPLEMENTAL STRATEGIES AND EDUCATIONAL SERVICES GRANT PROGRAM.

1. The general assembly finds and declares that students should be able to meet or exceed the expectations established by the school district of enrollment in order to advance to the next grade level.

2. The board of directors of each school district shall adopt a student advancement policy which provides for the following:

a. Supplemental strategies to be provided to all students in kindergarten through grade five who do not meet the grade level expectations established by the school district for English-language arts, social studies, mathematics, and science.

b. A requirement that students in grades six through eight who fail one or more of the core courses make up deficiencies before advancing to the next level in the subject area. "Core course", for purposes of this section, means a course in the following subject areas: English-language arts, social studies, mathematics, and science.

c. Opportunities for students to meet the school district's expectations as provided in paragraphs "a" and "b" which shall include but not be limited to supplemental educational services such as tutoring that may be offered before and after school or during the summer and that may be provided by private service providers.

3. If a student in kindergarten through grade eight does not meet the grade level core course expectations established by the school district as provided in this section, the school district shall develop a plan for supplemental strategies or supplemental educational services, and for measuring student progress, in consultation with the student's parent or guardian.

4. In deciding student placement and advancement, the board of directors of a school district shall make every effort to reach agreement with parents and guardians.

5. A supplemental strategies and educational services grant program is established to be administered by the department of education to award grants to school districts for purposes of providing supplemental strategies and educational services to students who do not meet the grade level expectations established by the school district for English-language arts, social studies, mathematics, and science. The department shall develop the criteria and a process for awarding supplemental strategies and educational services grants to school districts when moneys are appropriated for the grant program. By January 15 of the fiscal year following each fiscal year for which the general assembly appropriated funds to the department of education for purposes of this subsection, the department shall assess the effectiveness of the program and shall submit its findings and recommendations in a report to the general assembly.

Sec. 38. NEW SECTION. 279.66 DISCIPLINE AND PERSONAL CONDUCT STANDARDS.

The board of directors of a school district shall review and modify existing policies related to student discipline and student conduct that are designed to promote responsible behavior on school property and at school functions in order that the policy shall govern the conduct of students, teachers and other school personnel, and visitors; provide opportunities for students to exercise self-discipline and practice cooperative classroom behavior; and encourage students and practitioners to model fairness, equity, and respect. The policy shall specify the responsibilities of students, parents and guardians, and practitioners in creating an atmosphere where all individuals feel a sense of respect, safety, and belonging, and shall set forth the consequences for unacceptable behavior. The policy shall be published in the student handbook.

Sec. 39. Section 284A.3, Code 2007, is amended to read as follows:

284A.3 BEGINNING ADMINISTRATOR MENTORING AND INDUCTION PROGRAM APPROPRIATION -- PROGRAM FUNDS.

~~1.--For-the-fiscal-year-beginning-July-17-20067-and-each succeeding-fiscal-year7-there-is-appropriated-from-the-general fund-of-the-state-to-the-department-of-education-the-sum-of~~

~~two-hundred-fifty-thousand-dollars-for-purposes-of
administering-the-beginning-administrator-mentoring-and
induction-program-established-pursuant-to-this-chapter.~~

2.--A To the extent moneys are available, a school district shall receive one thousand five hundred dollars per beginning administrator participating in the program. If the funds appropriated for the program are insufficient to pay mentors and school districts as provided in this ~~subsection~~ section, the department shall prorate the amount distributed to school districts based upon the amount appropriated. Moneys received by a school district pursuant to this ~~subsection~~ section shall be expended to provide each mentor with an award of five hundred dollars per semester, at a minimum, for participation in the school district's beginning administrator mentoring and induction program; to implement the plan; and to pay any applicable costs of the employer's share of contributions to federal social security and the Iowa public employees' retirement system or a pension and annuity retirement system established under chapter 294, for such amounts paid by the district.

~~3.--Notwithstanding-section-8.33, any moneys remaining unobligated or unexpended from the moneys appropriated under subsection 1 shall not revert, but shall remain available in the succeeding fiscal year for expenditure for the purposes designated.--The provisions of section 8.39 shall not apply to the funds appropriated pursuant to this section.~~

Sec. 40. Section 321.178, subsection 1, paragraph c, Code 2007, is amended to read as follows:

c. Every public school district in Iowa shall offer or make available to all students residing in the school district or Iowa students attending a nonpublic school in the district an approved course in driver education. The receiving district shall be the school district responsible for making driver education available to a student participating in open enrollment under section 282.18. The courses may be offered at sites other than at the public school, including nonpublic school facilities within the public school districts. An approved course offered during the summer months, on Saturdays, after regular school hours during the regular terms or partly in one term or summer vacation period and partly in

the succeeding term or summer vacation period, as the case may be, shall satisfy the requirements of this section to the same extent as an approved course offered during the regular school hours of the school term. A student who successfully completes and obtains certification in an approved course in driver education or an approved course in motorcycle education may, upon proof of such fact, be excused from any field test which the student would otherwise be required to take in demonstrating the student's ability to operate a motor vehicle. A student shall not be excused from any field test if a parent, guardian, or instructor requests that a test be administered. Street or highway driving instruction may be provided by a person qualified as a classroom driver education instructor or a person certified by the department and authorized by the board of educational examiners. A person shall not be required to hold a current Iowa teacher or administrator license at the elementary or secondary level or to have satisfied the educational requirements for an Iowa teacher license at the elementary or secondary level in order to be certified by the department or authorized by the board of educational examiners to provide street or highway driving instruction. A final field test prior to a student's completion of an approved course shall be administered by a person qualified as a classroom driver education instructor. The department shall adopt rules pursuant to chapter 17A to provide for certification of persons qualified to provide street or highway driving instruction. The board of educational examiners shall adopt rules pursuant to chapter 17A to provide for authorization of persons certified by the department to provide street or highway driving instruction.

Sec. 41. 2006 Iowa Acts, chapter 1157, section 18, is amended to read as follows:

SEC. 18. EARLY CARE, HEALTH, AND EDUCATION PROGRAMS -- FY 2007-2008 AND 2008-2009.

1. There is appropriated from the general fund of the state to the department of education for deposit in the school ready children grants account of the Iowa empowerment fund for each fiscal year of the fiscal period beginning July 1, 2007, and ending June 30, 2009, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For early care, health, and education and preschool programs, to continue programs and initiatives developed pursuant to the appropriation made in this division of this Act for this purpose for the fiscal year beginning July 1, 2006:

..... \$ 15,000,000
10,000,000

2. ~~Expenditure-of-the-amounts~~ Funds appropriated in this section ~~is-subject-to-enactment-of-law-specifying-how-the amounts-are-to-be-distributed.--It-is-the-intent-of-the general-assembly-that-the-increase-in-funding-provided-by-this section-of-\$5,000,000-over-the-amount-appropriated-in-this division-of-this-Act-for-the-same-purpose-for-the-fiscal-year beginning-July-1, 2006, will-be-designated-for-the-expansion of-the-initiatives-implemented-pursuant-to-the-business community-investment-advisory-council-recommendations-adopted pursuant-to-this-Act~~ shall be allocated in the same manner as provided in section 17.

Sec. 42. 2006 Iowa Acts, chapter 1180, section 6, subsection 14, is amended to read as follows:

14. READING INSTRUCTION PILOT PROJECT GRANT PROGRAM

For the implementation of the reading instruction pilot project grant program, if enacted by this Act:

..... \$ 250,000

From the funds appropriated pursuant to this subsection, \$62,500 shall be allocated equally amongst five pilot projects for purposes of teacher training in descubriendo la lectura, the reconstruction of reading recovery in Spanish, including books and materials for teaching, travel expenses, and professional development; and \$187,500 shall be allocated to the Iowa empowerment fund for implementation of the business community investment advisory council report and recommendations.

Sec. 43. Section 256.25, Code 2007, is repealed.

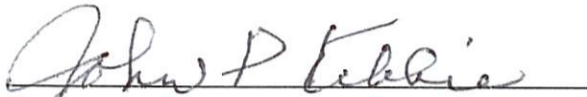
Sec. 44. EFFECTIVE AND APPLICABILITY DATES.

1. The sections of this Act amending 2006 Iowa Acts, chapters 1157 and 1180, being deemed of immediate importance, take effect upon enactment.

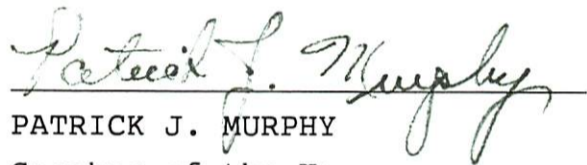
2. The section of this Act enacting section 257.11, subsection 6, takes effect July 1, 2007, and is applicable to school budget years beginning on or after July 1, 2008.

3. The section of this Act relating to a suspension of the requirements for participation in an instructional support program by school districts, being deemed of immediate importance, takes effect upon enactment.

4. The section of this Act amending section 262.9, being deemed of immediate importance, takes effect upon enactment.




JOHN P. KIBBIE
President of the Senate



PATRICK J. MURPHY
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 588, Eighty-second General Assembly.



MICHAEL E. MARSHALL
Secretary of the Senate

Approved May 29th, 2007

With exceptions noted



CHESTER J. CULVER
Governor