

FEB 21 1995

EDUCATION

HOUSE FILE 201

BY BRUNKHORST

Passed House, Date _____ Passed Senate, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to computer equipment as compensation under phase
2 III plans in the educational excellence program and making a
3 technical correction relating to the phase III program.

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

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**HF
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1 Section 1. Section 294A.3, unnumbered paragraph 1, Code
2 1995, is amended to read as follows:

3 An educational excellence fund is established in the office
4 of treasurer of state to be administered by the department of
5 education. Moneys appropriated by the general assembly for
6 deposit in the fund shall be paid to school districts and area
7 education agencies pursuant to the requirements of this
8 chapter and shall be expended only to pay for increases in the
9 regular compensation of teachers and other salary increases
10 for teachers, to pay the costs of the employer's share of
11 federal social security and Iowa public employees' retirement
12 system, or a pension and annuity retirement system established
13 under chapter 294, payments on the salary increases, and to
14 pay costs associated with providing computer equipment or
15 specialized or general training. Moneys received by school
16 districts and area education agencies shall not be used for
17 pay earned by a teacher for performance of additional
18 noninstructional duties.

19 Sec. 2. Section 294A.13, Code 1995, is amended to read as
20 follows:

21 294A.13 PHASE III PROGRAM.

22 For the school year beginning July 1, 1987, and succeeding
23 school years, each school district and area education agency
24 that meets the requirements of this ~~section~~ division is
25 eligible to receive moneys for the implementation under phase
26 III of a performance-based pay plan or supplemental pay plan,
27 or a combination of the two.

28 Sec. 3. Section 294A.14, unnumbered paragraphs 3 and 4,
29 Code 1995, are amended to read as follows:

30 A plan shall be developed using the procedure specified
31 under section 294A.15. The plan shall provide for the
32 establishment of a performance-based pay plan, a supplemental
33 pay plan, a combination of the two pay plans, or comprehensive
34 school transformation programs, and shall include a budget for
35 the cost of implementing the plan. In addition to the costs

1 of providing additional salary for teachers and the amount
2 required to pay the employers' share of the federal social
3 security and Iowa public employees' retirement system, or a
4 pension and annuity retirement system established under
5 chapter 294, and payments on the additional salary, the budget
6 may include costs associated with providing computer equipment
7 or specialized or general training. Moneys received under
8 phase III shall not be used to employ additional employees of
9 a school district, except that phase III moneys may be used to
10 employ substitute teachers, part-time teachers, and other
11 employees needed to implement plans that provide innovative
12 staffing patterns or that require that a teacher employed on a
13 full-time basis be absent from the classroom for specified
14 periods for fulfilling other instructional duties. However,
15 all teachers employed are eligible to receive additional
16 salary under an approved plan.

17 For the purpose of this section, a performance-based pay
18 plan shall provide for salary increases for teachers who
19 demonstrate superior performance in completing assigned
20 duties. In lieu of or in addition to salary increases
21 provided under this section, a performance-based pay plan may
22 provide, under an agreement with the teacher, computer
23 equipment to teachers who demonstrate superior performance in
24 completing assigned duties. The value of computer equipment
25 provided in lieu of or in addition to salary increases under
26 this section shall be the current fair and reasonable market
27 value of the equipment when ownership of the equipment is
28 transferred to the teacher. The plan shall include the method
29 used to determine superior performance of a teacher. For
30 school districts, the plan may include assessments of specific
31 teaching behavior, assessments of student performance,
32 assessments of other characteristics associated with effective
33 teaching, or a combination of these criteria.

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EXPLANATION

35 This bill provides that a school district may provide, as

1 part of its performance-based pay plan under phase III of the
2 educational excellence program, computer equipment to teachers
3 who demonstrate superior performance in completing assigned
4 duties. Under an agreement with the teacher, the district
5 would provide the computer equipment in lieu of or in addition
6 to a salary increase under phase III. The bill requires that
7 the value of computer equipment be the current fair and
8 reasonable market value of the equipment when ownership of the
9 equipment is transferred to the teacher.

10 The bill also amends section 294A.13, which states that
11 each school district and area education agency that meets the
12 requirements of the section is eligible for phase III funds.
13 However, the requirements are set forth in the division, and
14 not in the section. A technical correction is included in the
15 bill to replace the word "section" with the word "division."

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