

FEB 11 2003  
EDUCATION

HOUSE FILE  
BY WISE

163

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to teacher salary requirements and professional  
2 development programs and making an appropriation.

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

HF 163

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1 Section 1. STUDENT ACHIEVEMENT AND TEACHER QUALITY  
2 PROGRAM. There is appropriated from the general fund of the  
3 state to the department of education for the fiscal year  
4 beginning July 1, 2003, and ending June 30, 2004, the  
5 following amount, or so much thereof as is necessary, to be  
6 used for the purposes designated:

7 For purposes of the student achievement and teacher quality  
8 program established pursuant to chapter 284:

9 ..... \$111,591,336

10 Sec. 2. Section 256.18, subsection 2, unnumbered paragraph  
11 2, Code 2003, is amended by striking the unnumbered paragraph.

12 Sec. 3. Section 256.21, unnumbered paragraph 4, Code 2003,  
13 is amended to read as follows:

14 A sabbatical grant to a teacher shall be equal to the costs  
15 to the school district of the teacher's regular compensation  
16 ~~as-defined-in-section-294A-2~~ plus the cost to the district of  
17 the fringe benefits of the teacher. The grant shall be paid  
18 to the school district, and the district shall continue to pay  
19 the teacher's regular compensation as well as the cost to the  
20 district of the substitute teacher. Teachers and boards of  
21 school districts are encouraged to seek funding from other  
22 sources to pay the costs of sabbaticals for teachers. Grant  
23 moneys are miscellaneous income for purposes of chapter 257.

24 Sec. 4. Section 256.39, subsection 8, Code 2003, is  
25 amended by striking the subsection.

26 Sec. 5. Section 256A.4, subsection 1, unnumbered paragraph  
27 1, Code 2003, is amended to read as follows:

28 The board of directors of each school district may develop  
29 and offer a program which provides outreach and incentives for  
30 the voluntary participation of expectant parents and parents  
31 of children in the period of life from birth through age five,  
32 who reside within district boundaries, in educational family  
33 support experiences designed to assist parents in learning  
34 about the physical, mental, and emotional development of their  
35 children. ~~A-district-providing-a-family-support-program,~~

~~1 which seeks additional funding under sections 294A.13 through~~  
~~2 294A.16, shall meet the requirements of this section and the~~  
~~3 program shall be subject to approval by the department of~~  
~~4 education.~~ A board may contract with another school district  
5 or public or private nonprofit agency for provision of the  
6 approved program or program site.

7 Sec. 6. Section 258.17, subsection 4, Code 2003, is  
8 amended to read as follows:

9 4. Each workstart program shall include a written  
10 agreement by the school or school district with one or more  
11 businesses from the surrounding community to provide  
12 workplace-specific training and learning programs which are  
13 related to the skills needed to succeed in those occupational  
14 areas. The proposed plan for implementation of the workstart  
15 program shall include a copy of the written agreement between  
16 the school or school district and the business or businesses  
17 and a business support component, which shall consist of  
18 financial or in-kind support, or both financial and in-kind  
19 support, from the businesses that have entered into the  
20 agreement with the school or school district. ~~The plan may~~  
~~21 provide for the utilization of phase III and other available~~  
~~22 school funds in the establishment of the program. --A workstart~~  
~~23 program is a comprehensive school transformation program under~~  
~~24 section 294A.14.~~

25 Sec. 7. Section 282.18, subsection 7, Code 2003, is  
26 amended to read as follows:

27 7. A pupil participating in open enrollment shall be  
28 counted, for state school foundation aid purposes, in the  
29 pupil's district of residence. A pupil's residence, for  
30 purposes of this section, means a residence under section  
31 282.1. The board of directors of the district of residence  
32 shall pay to the receiving district the state cost per pupil  
33 for the previous school year, plus any moneys received for the  
34 pupil as a result of the non-English speaking weighting under  
35 section 280.4, subsection 3, for the previous school year

1 multiplied by the state cost per pupil for the previous year.  
2 ~~The district of residence shall also transmit the phase III~~  
3 ~~moneys allocated to the district for the previous year for the~~  
4 ~~full-time equivalent attendance of the pupil, who is the~~  
5 ~~subject of the request, to the receiving district specified in~~  
6 ~~the request for transfer.~~ If the pupil participating in open  
7 enrollment is also an eligible pupil under chapter 261C, the  
8 receiving district shall pay the tuition reimbursement amount  
9 to an eligible postsecondary institution as provided in  
10 section 261C.6.

11 Sec. 8. Section 284.13, subsection 1, Code 2003, is  
12 amended by adding the following new paragraphs:

13 NEW PARAGRAPH. i. For the fiscal year beginning July 1,  
14 2003, and each succeeding fiscal year, the amount of one  
15 hundred thousand dollars to the department of education for  
16 distribution to the tribal council of the Sac and Fox Indian  
17 settlement located on land held in trust by the secretary of  
18 the interior of the United States. Moneys allocated under  
19 this paragraph shall be used for the purposes specified in  
20 section 256.30.

21 NEW PARAGRAPH. j. For the fiscal year beginning July 1,  
22 2003, and each succeeding fiscal year, the amount of one  
23 hundred seventy thousand dollars to the state board of regents  
24 for distribution in the amount of sixty-eight thousand dollars  
25 to the Iowa braille and sight saving school and in the amount  
26 of one hundred two thousand dollars to the Iowa state school  
27 for the deaf.

28 NEW PARAGRAPH. k. For the fiscal year beginning July 1,  
29 2003, and each succeeding fiscal year, the amount of ninety-  
30 four thousand six hundred dollars to be paid to the state  
31 board of regents for distribution to licensed classroom  
32 teachers at the Iowa braille and sight saving school and the  
33 Iowa school for the deaf for payments of minimum salary  
34 supplements based upon the average yearly enrollment at each  
35 school as determined by the state board of regents.

1 NEW PARAGRAPH. 1. For the fiscal year beginning July 1,  
2 2003, and each succeeding fiscal year, the amount of one  
3 hundred fifteen thousand five hundred dollars to be paid to  
4 the department of human services for distribution to its  
5 licensed classroom teachers at institutions under the control  
6 of the department of human services for minimum salary  
7 supplements based upon the average student yearly enrollment  
8 at each institution as determined by the department of human  
9 services.

10 Sec. 9. Section 331.909, subsection 2, Code 2003, is  
11 amended to read as follows:

12 2. The activities of a multidisciplinary community  
13 services team shall not duplicate the activities of a  
14 multidisciplinary team for child abuse under section 235A.13,  
15 dependent adult abuse activities under section 235B.6, ~~area~~  
16 ~~education-agency-activities-under-section-294A-147~~, or child  
17 victim services provided under section 915.35.

18 Sec. 10. Chapter 294A, Code 2003, is repealed.

19 EXPLANATION

20 This bill repeals Code chapter 294A, which creates the  
21 educational excellence program and includes a standing  
22 appropriation for the program. The bill also appropriates  
23 moneys to the department of education from the state general  
24 fund for purposes of the student achievement and teacher  
25 quality program, funding from that program some of the  
26 purposes and entities currently provided for by Code chapter  
27 294A.

28 The educational excellence program consists of three  
29 phases: Phase I establishes a minimum annual salary and a  
30 formula for distribution of state moneys to assist school  
31 districts in meeting the minimum salary requirement; phase II  
32 provides state aid for general salary increases; and phase III  
33 moneys are distributed to assist in the development of  
34 performance-based pay plans and supplemental pay plans  
35 requiring additional instructional work assignments. Phase II

1 and III moneys have also been used to fund salary increases  
2 for licensed classroom teachers at department of human  
3 services institutions, the Iowa braille and sight saving  
4 school, the Iowa school for the deaf, and the Sac and Fox  
5 Indian settlement; participation in the national assessment of  
6 education progress; the ambassador to education position; a K-  
7 12 management information system; professional development at  
8 the Iowa braille and sight saving school and the Iowa state  
9 school for the deaf; and the Iowa mathematics and science  
10 coalition.

11 The bill also strikes from the Code any references to Code  
12 chapter 294A, including language that permits the use of phase  
13 III moneys for purposes of character education programs, the  
14 career pathways program, family support programs, and  
15 workstart programs. The bill also strikes language requiring  
16 a pupil's district of residence to transmit phase III moneys  
17 it received for a pupil participating in open enrollment to  
18 the receiving district.

19 The bill appropriates nearly \$111.6 million for FY 2003-  
20 2004 for purposes of the student achievement and teacher  
21 quality program, which includes funding for the teacher career  
22 path and the beginning teacher mentoring and induction  
23 program, and, under the bill, includes salary increases for  
24 licensed classroom teachers at department of human services  
25 institutions, the Iowa braille and sight saving school, the  
26 Iowa school for the deaf, and the Sac and Fox Indian  
27 settlement; and professional development at the Iowa braille  
28 and sight saving school and the Iowa state school for the  
29 deaf.

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