

Withdrawn
2/17/04

FEB 16 2004
APPROPRIATIONS

HOUSE FILE 2264
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO HSB 636)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to education funding, providing for the
2 establishment of the state percent of growth for purposes of
3 the state school foundation program, providing for allocations
4 for textbook and supply acquisition, making appropriations,
5 and providing an applicability date.

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

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HF 2264

1 Section 1. Section 257.8, subsection 1, Code Supplement
2 2003, is amended to read as follows:

3 1. STATE PERCENT OF GROWTH. ~~The state percent of growth~~
4 ~~for the budget year beginning July 1, 2003, is two percent.~~
5 The state percent of growth for the budget year beginning July
6 1, 2004, is two percent. The state percent of growth for the
7 budget year beginning July 1, 2005, is two percent. The state
8 percent of growth for the budget year beginning July 1, 2006,
9 and each subsequent budget year shall be established by
10 statute which shall be enacted within thirty days of the
11 submission in ~~the year preceding~~ the base year of the
12 governor's budget under section 8.21. The establishment of
13 the state percent of growth for a budget year shall be the
14 only subject matter of the bill which enacts the state percent
15 of growth for a budget year.

16 Sec. 2. Section 257.16, Code 2003, is amended by adding
17 the following new subsection:

18 NEW SUBSECTION. 5. a. Notwithstanding subsection 1, the
19 amount appropriated from the general fund of the state for
20 state foundation and supplementary aid for the fiscal period
21 beginning July 1, 2004, and ending June 30, 2006, shall be the
22 following:

23 (1) For the fiscal year beginning July 1, 2004, the sum of
24 one billion eight hundred eighty-one million six hundred
25 eighty-eight thousand six hundred twenty-eight dollars. Of
26 the amount appropriated pursuant to this subparagraph, ten
27 million dollars shall be used by school districts to assist
28 with the purchase of public school textbooks and supplies.
29 The amount allocated shall be distributed to school districts
30 on a per pupil basis, and shall be used exclusively for
31 textbook and supply acquisition for public schools. If any
32 portion of the moneys received by a school district for
33 textbook and supply acquisition remains unexpended at the end
34 of the budget year, the remainder shall be carried over to the
35 subsequent budget year and added to the school district's

1 textbook and supply acquisition budget for that year.

2 (2) For the fiscal year beginning July 1, 2005, the sum of
3 one billion nine hundred twenty-six million five hundred
4 twelve thousand nine hundred ninety-four dollars. Of the
5 amount appropriated pursuant to this subparagraph, ten million
6 dollars shall be used by school districts to assist with the
7 purchase of public school textbooks and supplies. The amount
8 allocated shall be distributed to school districts on a per
9 pupil basis, and shall be used exclusively for textbook and
10 supply acquisition for public schools. If any portion of the
11 moneys received by a school district for textbook and supply
12 acquisition remains unexpended at the end of the budget year,
13 the remainder shall be carried over to the subsequent budget
14 year and added to the school district's textbook and supply
15 acquisition budget for that year.

16 b. If the amounts appropriated in this subsection are less
17 than the amounts otherwise required pursuant to subsection 1,
18 the difference shall be deducted from the payments that
19 otherwise would have been required to be made to each school
20 district in the same ratio that the budget enrollment of the
21 school district for the appropriate budget year bears to the
22 total budget enrollment in the state for that budget year.

23 Sec. 3. Notwithstanding the thirty-day deadline and
24 restrictions for the enactment of the state percent of growth
25 provided in section 257.8, subsection 1, such deadline and
26 restrictions shall not apply to the Act enacted which
27 establishes the state percent of growth during the 2004
28 Regular Session of the Eightieth General Assembly.

29 Sec. 4. APPLICABILITY. This Act is applicable for
30 computing state aid under the state school foundation program
31 for the school budget years beginning July 1, 2004, and July
32 1, 2005.

33 EXPLANATION

34 This bill establishes a state percent of growth of 2
35 percent for purposes of the state school foundation program

1 for the school budget year beginning July 1, 2005.

2 The bill provides that for the budget year beginning July
3 1, 2006, and each subsequent budget year, the state percent of
4 growth shall be established by statute and enacted within 30
5 days of the submission of the governor's budget under Code
6 section 8.21 in the base year. Currently, Code section 257.8
7 provides that the enactment shall be within 30 days of the
8 submission of the governor's budget in the year preceding the
9 base year. The effect of this change would be to establish
10 the state percent of growth during the regular legislative
11 session immediately preceding the start of the July 1 budget
12 year, rather than during the regular legislative session in
13 the previous year.

14 The bill also provides for appropriations for the payment
15 of state foundation aid and supplementary aid. The bill
16 provides that for the fiscal year beginning July 1, 2004, and
17 ending June 30, 2005, there is appropriated from the general
18 fund of the state pursuant to Code section 257.16 the sum of
19 \$1,881,688,628 to pay state foundation aid and supplementary
20 aid, and that for the fiscal year beginning July 1, 2005, and
21 ending June 30, 2006, there is appropriated from the general
22 fund of the state pursuant to Code section 257.16 the sum of
23 \$1,926,512,994 to pay state foundation aid and supplementary
24 aid. The bill provides that of the amount appropriated for
25 the fiscal years beginning July 1, 2004, and July 1, 2005, \$10
26 million shall be used by school districts to assist with the
27 purchase of public school textbooks and supplies. The bill
28 provides that the amount allocated for textbooks and supplies
29 shall be distributed on a per pupil basis, shall be used
30 exclusively for public school textbook and supply acquisition,
31 and that if any portion of the moneys received by a school
32 district for textbook and supply acquisition remains
33 unexpended at the end of the budget year, the remainder shall
34 be carried over to the school district's subsequent budget
35 year and added to the textbook and supply acquisition budget

1 for that year.

2 The bill provides that if the amounts appropriated are less
3 than the amounts otherwise required to pay state foundation
4 aid and supplementary aid pursuant to Code section 257.16,
5 subsection 1, the difference shall be deducted from the
6 payments that otherwise would have been made to each school
7 district in the same ratio that the budget enrollment of the
8 school district for the appropriate budget year bears to the
9 total budget enrollment in the state for that budget year.

10 The bill includes an exemption to the language in Code
11 section 257.8, subsection 1, which states that the
12 establishment of the state percent of growth for a budget year
13 shall be the only subject matter of the law which enacts it.

14 The bill is applicable for computing state aid under the
15 state school foundation program for the school budget years
16 beginning July 1, 2004, and July 1, 2005.

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HOUSE FILE 2264

H-8024

1 Amend House File 2264 as follows:

2 1. By striking everything after the enacting
3 clause and inserting the following:

4 "Section 1. Section 257.8, subsection 1, Code
5 Supplement 2003, is amended to read as follows:

6 1. STATE PERCENT OF GROWTH. ~~The state percent of~~
7 ~~growth for the budget year beginning July 1, 2003, is~~
8 ~~two percent.~~ The state percent of growth for the
9 budget year beginning July 1, 2004, is two percent.
10 The state percent of growth for the budget year
11 beginning July 1, 2005, is four percent. The state
12 percent of growth for each subsequent budget year
13 shall be established by statute which shall be enacted
14 within thirty days of the submission in the year
15 preceding the base year of the governor's budget under
16 section 8.21. The establishment of the state percent
17 of growth for a budget year shall be the only subject
18 matter of the bill which enacts the state percent of
19 growth for a budget year.

20 Sec. 2. STUDENT ACHIEVEMENT AND TEACHER QUALITY
21 PROGRAM. Notwithstanding section 257.8, subsection 1,
22 it is the intent of the general assembly that the
23 appropriation for the student achievement and teacher
24 quality program established in section 284.1 for the
25 fiscal year beginning July 1, 2005, shall be increased
26 by at least \$44 million over the amount appropriated
27 for the program for the fiscal year beginning July 1,
28 2004.

29 Sec. 3. Notwithstanding the thirty-day deadline
30 and restrictions for the enactment of the state
31 percent of growth provided in section 257.8,
32 subsection 1, such deadline and restrictions shall not
33 apply to the Act enacted which establishes the state
34 percent of growth during the 2004 Regular Session of
35 the Eightieth General Assembly.

36 Sec. 4. APPLICABILITY. Section 1 of this Act is
37 applicable for computing state aid under the state
38 school foundation program for the school budget year
39 beginning July 1, 2005."

40 2. Title page, by striking lines 1 through 5 and
41 inserting the following: "An Act providing for the
42 establishment of the state percent of growth for
43 purposes of the state school foundation program,
44 providing intent language regarding an appropriation
45 for the student achievement and teacher quality
46 program, and providing an applicability date."

By WENDT of Woodbury
BERRY of Black Hawk
GASKILL of Wapello
HEDDENS of Story
JOCHUM of Dubuque
KUHN of Floyd
LENSING of Johnson
MASCHER of Johnson
McCARTHY of Polk

MILLER of Webster
OLDSON of Polk
D. OLSON of Boone
REASONER of Union
STEVENS of Dickinson
T. TAYLOR of Linn
THOMAS of Clayton
WHITAKER of Van Buren
WINCKLER of Scott

H-8024 FILED FEBRUARY 16, 2004

HOUSE FILE 2264**H-8025**

1 Amend House File 2264 as follows:

2 1. Page 2, by inserting after line 22 the
3 following:

4 "Sec. ____ . Section 257.35, Code Supplement 2003,
5 is amended by adding the following new subsections:
6 NEW SUBSECTION. 4. Notwithstanding subsection 1,
7 and in addition to the reduction applicable pursuant
8 to subsection 2, the state aid for area education
9 agencies and the portion of the combined district cost
10 calculated for these agencies for the fiscal year
11 beginning July 1, 2004, and each succeeding fiscal
12 year, shall be reduced by the department of management
13 by eleven million seven hundred ninety-eight thousand
14 seven hundred three dollars. The reduction for each
15 area education agency shall be equal to the reduction
16 that the agency received in the fiscal year beginning
17 July 1, 2003.

18 NEW SUBSECTION. 5. Notwithstanding section
19 257.37, an area education agency may use the funds
20 determined to be available under this section in a
21 manner which the area education agency determines is
22 appropriate to best maintain the level of required
23 area education agency special education services. An
24 area education agency may also use unreserved fund
25 balances for media services or education services in a
26 manner which the area education agency determines is
27 appropriate to best maintain the level of required
28 area education agency special education services."

29 2. Title page, line 4, by inserting after the
30 word "acquisition," the following: "providing for a
31 reduction in area education agency funding,".

By DIX of Butler

H-8025 FILED FEBRUARY 17, 2004

ADOPTED

HOUSE FILE 2264

H-8026

1 Amend House File 2264 as follows:

2 1. By striking everything after the enacting
3 clause and inserting the following:

4 "Section 1. Section 257.8, subsection 1, Code
5 Supplement 2003, is amended to read as follows:

6 1. STATE PERCENT OF GROWTH. ~~The state percent of~~
7 ~~growth for the budget year beginning July 1, 2003, is~~
8 ~~two percent.~~ The state percent of growth for the
9 budget year beginning July 1, 2004, is two percent.
10 The state percent of growth for the budget year
11 beginning July 1, 2005, is six percent. The state
12 percent of growth for each subsequent budget year
13 shall be established by statute which shall be enacted
14 within thirty days of the submission in the year
15 preceding the base year of the governor's budget under
16 section 8.21. The establishment of the state percent
17 of growth for a budget year shall be the only subject
18 matter of the bill which enacts the state percent of
19 growth for a budget year.

20 Sec. 2. Notwithstanding the thirty-day deadline
21 and restrictions for the enactment of the state
22 percent of growth provided in section 257.8,
23 subsection 1, such deadline and restrictions shall not
24 apply to the Act enacted which establishes the state
25 percent of growth during the 2004 Regular Session of
26 the Eightieth General Assembly.

27 Sec. 3. APPLICABILITY. This Act is applicable for
28 computing state aid under the state school foundation
29 program for the school budget year beginning July 1,
30 2005."

31 2. Title page, by striking lines 1 through 5 and
32 inserting the following: "An Act providing for the
33 establishment of the state percent of growth for
34 purposes of the state school foundation program, and
35 providing an applicability date."

By FALLON of Polk

H-8026 FILED FEBRUARY 17, 2004

LOST

HOUSE FILE 2264

H-8027

1 Amend House File 2264 as follows:

2 1. Page 2, by inserting after line 28 the
3 following:

4 "Sec. 4. 2003 Iowa Acts, First Extraordinary
5 Session, chapter 2, section 66, subsection 1,
6 unnumbered paragraph 2, is amended to read as follows:

7 For programs administered by the department of
8 economic development:

9	FY 2003-2004.....	\$ 45,000,000
10	FY 2004-2005.....	\$ 41,000,000
11		0
12	FY 2005-2006.....	\$ 44,000,000
13	FY 2006-2007.....	\$ 48,000,000

14 Sec. 5. EDUCATION FUNDING -- APPROPRIATION. There
15 is appropriated from the grow Iowa values fund created
16 in section 15G.108 to the department of education for
17 the fiscal year beginning July 1, 2004, and ending
18 June 30, 2005, the following amount, or so much
19 thereof as is necessary, to be used for the purpose
20 designated:

21 To supplement amounts appropriated pursuant to
22 section 257.16 from the general fund of the state to
23 pay the foundation aid and supplementary aid under
24 section 257.4, subsection 2:

25	\$ 41,000,000
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26 Amounts appropriated pursuant to this section shall
27 be in addition to, and shall not replace, funds
28 otherwise appropriated pursuant to section 257.16 for
29 the fiscal year beginning July 1, 2004, and ending
30 June 30, 2005.

31 Notwithstanding section 8.33, moneys appropriated
32 in this section that remain unencumbered or
33 unobligated at the close of the fiscal year shall not
34 revert but shall remain available for expenditure for
35 the purposes designated."

36 2. Page 2, by inserting after line 32 the
37 following:

38 "EFFECTIVE DATE. Sections 4 and 5 of this Act,
39 being deemed of immediate importance, take effect upon
40 enactment."

41 3. Title page, line 5, by inserting after the
42 word "applicability" the following: "and an
43 effective".

By FALLON of Polk

H-8027 FILED FEBRUARY 17, 2004

WITHDRAWN

HOUSE FILE 2264

H-8029

1 Amend the amendment, H-8024, to House File 2264, as
2 follows:

3 "1. Page 1, by striking lines 2 through 46 and
4 inserting the following:

5 _____. Page 2, by inserting after line 28 the
6 following:

7 "Sec. 100. 2003 Iowa Acts, First Extraordinary
8 Session, chapter 2, section 66, subsection 1,
9 unnumbered paragraph 2, is amended to read as follows:

10 For programs administered by the department of
11 economic development:

12	FY 2003-2004.....	\$ 45,000,000
13	FY 2004-2005.....	\$ 41,000,000
14		0
15	FY 2005-2006.....	\$ 44,000,000
16	FY 2006-2007.....	\$ 48,000,000

17 Sec. 101. EDUCATION FUNDING -- APPROPRIATION.

18 There is appropriated from the grow Iowa values fund
19 created in section 15G.108 to the department of
20 education for the fiscal year beginning July 1, 2004,
21 and ending June 30, 2005, the following amount, or so
22 much thereof as is necessary, to be used for the
23 purpose designated:

24 To supplement amounts appropriated pursuant to
25 section 257.16 from the general fund of the state to
26 pay the foundation aid and supplementary aid under
27 section 257.4, subsection 2:

28 \$ 41,000,000

29 Amounts appropriated pursuant to this section shall
30 be in addition to, and shall not replace, funds
31 otherwise appropriated pursuant to section 257.16 for
32 the fiscal year beginning July 1, 2004, and ending
33 June 30, 2005.

34 Notwithstanding section 8.33, moneys appropriated
35 in this section that remain unencumbered or
36 unobligated at the close of the fiscal year shall not
37 revert but shall remain available for expenditure for
38 the purposes designated."

39 _____. Page 2, by inserting after line 32 the
40 following:

41 "EFFECTIVE DATE. Sections 100 and 101 of this Act,
42 being deemed of immediate importance, take effect upon
43 enactment."

44 _____. Title page, line 5, by inserting after the
45 word "applicability" the following: "and an
46 effective"."

By FALLON of Polk

HOUSE FILE 2264

H-8030

1 Amend the amendment, H-8024, to House File 2264 as
2 follows:

3 1. Page 1, by striking lines 4 through 46 and
4 inserting the following:

5 ""Section 1. Section 257.8, subsection 1, Code
6 Supplement 2003, is amended to read as follows:

7 1. STATE PERCENT OF GROWTH. ~~The state percent of~~
8 ~~growth for the budget year beginning July 1, 2003, is~~
9 ~~two percent.~~ The state percent of growth for the
10 budget year beginning July 1, 2004, is two percent.
11 The state percent of growth for the budget year
12 beginning July 1, 2005, is six percent. The state
13 percent of growth for each subsequent budget year
14 shall be established by statute which shall be enacted
15 within thirty days of the submission in the year
16 preceding the base year of the governor's budget under
17 section 8.21. The establishment of the state percent
18 of growth for a budget year shall be the only subject
19 matter of the bill which enacts the state percent of
20 growth for a budget year.

21 Sec. 2. Notwithstanding the thirty-day deadline
22 and restrictions for the enactment of the state
23 percent of growth provided in section 257.8,
24 subsection 1, such deadline and restrictions shall not
25 apply to the Act enacted which establishes the state
26 percent of growth during the 2004 Regular Session of
27 the Eightieth General Assembly.

28 Sec. 3. APPLICABILITY. This Act is applicable for
29 computing state aid under the state school foundation
30 program for the school budget year beginning July 1,
31 2005."

32 _____. Title page, by striking lines 1 through 5
33 and inserting the following: "An Act providing for
34 the establishment of the state percent of growth for
35 purposes of the state school foundation program, and
36 providing an applicability date.""

By FALLON of Polk

H-8030 FILED FEBRUARY 17, 2004

WITHDRAWN

HOUSE FILE 2264**H-8032**

1 Amend the amendment, H-8026, to House File 2264, as
2 follows:
3 1. Page 1, by inserting after line 19 the
4 following:
5 "Sec. ____ . Section 257.8, Code Supplement 2003, is
6 amended by adding the following new subsection:
7 NEW SUBSECTION. 7. ALLOCATION FOR STUDENT
8 ACHIEVEMENT AND TEACHER QUALITY PROGRAM. For the
9 budget year beginning July 1, 2005, from the
10 appropriation attributable to the regular program
11 allowable growth amount determined for the budget year
12 beginning July 1, 2005, pursuant to subsection 2,
13 there shall be allocated for the student achievement
14 and teacher quality program pursuant to section 284.1
15 the sum of forty-four million dollars. Amounts
16 allocated pursuant to this subsection shall
17 supplement, and not supplant, amounts otherwise
18 appropriated for the program for the budget year
19 beginning July 1, 2005. If the amount appropriated
20 pursuant to section 257.16 after the allocation made
21 pursuant to this subsection is less than the amount
22 otherwise required pursuant to subsection 1, the
23 difference shall be deducted from the payments that
24 otherwise would have been required to be made to each
25 school district in the same ratio that the budget
26 enrollment of the school district for the budget year
27 bears to the total budget enrollment in the state for
28 that budget year."

By WISE of Lee

H-8032 FILED FEBRUARY 17, 2004

LOST