

JAN 25 2006  
EDUCATION

HOUSE FILE 2129

BY KAUFMANN, DOLECHECK, SANDS,  
SCHICKEL, HOFFMAN, HUTTER,  
and FREEMAN

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

**A BILL FOR**

1 An Act providing for an increase in the number of years for which  
2 supplementary weighting for limited English proficient  
3 students may be obtained, and providing effective and  
4 applicability dates.

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

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HF 2129

1 Section 1. Section 257.31, subsection 5, paragraph j, Code  
2 2005, is amended to read as follows:

3 j. Unusual need to continue providing a program or other  
4 special assistance to non-English speaking pupils after the  
5 expiration of the ~~three-year~~ four-year period specified in  
6 section 280.4.

7 Sec. 2. Section 280.4, subsection 3, Code 2005, is amended  
8 to read as follows:

9 3. In order to provide funds for the excess costs of  
10 instruction of limited English proficient students above the  
11 costs of instruction of pupils in a regular curriculum,  
12 students identified as limited English proficient shall be  
13 assigned an additional weighting of twenty-two hundredths, and  
14 that weighting shall be included in the weighted enrollment of  
15 the school district of residence for a period not exceeding  
16 ~~three~~ four years. However, the school budget review committee  
17 may grant supplemental aid or modified allowable growth to a  
18 school district to continue funding a program for students  
19 after the expiration of the ~~three-year~~ four-year period.

20 Sec. 3. EFFECTIVE AND APPLICABILITY DATES. This Act,  
21 being deemed of immediate importance, takes effect upon  
22 enactment and is applicable for the school budget year  
23 beginning July 1, 2006, and succeeding budget years.

24 EXPLANATION

25 This bill provides for an extension of the period of time  
26 for which a school district may receive supplementary  
27 weighting for limited English proficient students from the  
28 current period of three years to four years. The bill makes a  
29 corresponding change to a provision that the school budget  
30 review committee may grant supplemental aid or modified  
31 allowable growth to a district after expiration of the  
32 supplementary weighting time frame.

33 The bill takes effect upon enactment and is applicable for  
34 the school budget year beginning July 1, 2006, and succeeding  
35 budget years.

**Fiscal Services Division**  
**Legislative Services Agency**  
**Fiscal Note**

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HF 2129 - English as a Second Language Weighting Duration (LSB 5879 YH)  
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Fiscal Note Version - New  
Requested by Representative Cecil Dolecheck

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**Description**

House File 2129 extends the period for which a school district can receive a supplementary weighting for limited English proficient students from three years to four years beginning in FY 2007.

**Assumptions**

1. There are 10,028 limited English students participating in the Program in FY 2006. This number is projected to grow by 10.0% in FY 2007 and FY 2008.
2. The number of participating students are distributed evenly by the time in the program so that adding one year to the program makes one third of the previous year participants eligible to continue in the program.
3. The English Language Learners (ELL – also called English as a Second Language or ESL) supplementary weighting is 0.22.
4. The allowable growth rate for FY 2007 and FY 2008 is assumed to be 4.0% yielding a State cost per pupil of \$5,128 and \$5,333, respectively.
5. The State cost per pupil will be divided between State Foundation Aid (87.5%) and the Additional Levy property tax (12.5%).
6. The average district cost per pupil is 0.5% greater than the State cost per pupil. The amount the district cost per pupil exceeds the State cost per pupil is paid by property taxes through the Additional Levy.

**Fiscal Impact**

The change made by HF 2129 is projected to cost \$3.8 million in FY 2007 with \$3.3 million being paid from the State General Fund in State Foundation Aid and \$490,000 being paid from property taxes. In FY 2008, the cost is projected to be \$4.3 million with \$3.8 million being paid in State Foundation Aid and \$561,000 being paid from property taxes.

**Sources**

Department of Education  
Department of Management

/s/ Holly M. Lyons

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February 2, 2006

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The fiscal note and correctional impact statement for this bill was prepared pursuant to Joint Rule 17 and pursuant to Section 2.56, Code of Iowa. Data used in developing this fiscal note and correctional impact statement are available from the Fiscal Services Division, Legislative Services Agency to members of the Legislature upon request.

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