

# House Study Bill 157

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED DEPARTMENT OF  
EDUCATION BILL)

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

## A BILL FOR

1 An Act providing for incorporation of the education excellence  
2 program funding into the state school foundation program.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 1230XD 82  
5 ak/je/5

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1 1 Section 1. Section 256.21, unnumbered paragraph 4, Code  
1 2 2007, is amended to read as follows:  
1 3 A sabbatical grant to a teacher shall be equal to the costs  
1 4 to the school district of the teacher's regular compensation  
1 5 ~~as defined in section 294A.2~~ plus the cost to the district of  
1 6 the fringe benefits of the teacher. The grant shall be paid  
1 7 to the school district, and the district shall continue to pay  
1 8 the teacher's regular compensation as well as the cost to the  
1 9 district of the substitute teacher. Teachers and boards of  
1 10 school districts are encouraged to seek funding from other  
1 11 sources to pay the costs of sabbaticals for teachers. Grant  
1 12 moneys are miscellaneous income for purposes of chapter 257.  
1 13 Sec. 2. Section 257.1, subsection 2, unnumbered paragraph  
1 14 2, Code 2007, is amended to read as follows:  
1 15 For the budget year commencing July 1, ~~1999~~ 2007, ~~and for~~  
~~1 16 each succeeding budget year~~ the regular program foundation  
1 17 base per pupil is eighty-seven and five-tenths percent of the  
1 18 regular program state cost per pupil plus the amount computed  
1 19 in section 257.8, subsection 3A. For the budget year  
1 20 commencing July 1, 2008, and for each succeeding budget year,  
1 21 the regular program foundation base per pupil is eighty-seven  
1 22 and five-tenths percent of the regular program state cost per  
1 23 pupil. For the budget year commencing July 1, 1991, and for  
1 24 each succeeding budget year the special education support  
1 25 services foundation base is seventy-nine percent of the  
1 26 special education support services state cost per pupil. The  
1 27 combined foundation base is the sum of the regular program  
1 28 foundation base and the special education support services  
1 29 foundation base.  
1 30 Sec. 3. Section 257.8, Code 2007, is amended by adding the  
1 31 following new subsection:  
1 32 NEW SUBSECTION. 3A. ALTERNATE ALLOWABLE GROWTH ==  
1 33 EDUCATIONAL EXCELLENCE PROGRAM. Notwithstanding the  
1 34 calculation in subsection 2, the department of management  
1 35 shall calculate the regular program allowable growth for the  
2 1 budget year beginning July 1, 2007, by multiplying the state  
2 2 percent of growth for the budget year by the regular program  
2 3 state cost per pupil for the base year, and adding eighty-one  
2 4 dollars to the resulting product.  
2 5 Sec. 4. Section 257.14, subsection 3, paragraphs d through  
2 6 i, Code 2007, are amended to read as follows:  
2 7 d. (1) For the budget year commencing July 1, 2007, the  
2 8 greater of the difference between the regular program district  
2 9 cost for the budget year and one hundred one percent of the  
2 10 regular program district cost for the base year, or sixty  
2 11 percent of the amount by which the budget guarantee as  
2 12 calculated for the budget year beginning July 1, 2003, exceeds  
2 13 the adjusted guarantee amount. For purposes of this  
2 14 paragraph, the "adjusted guarantee amount" means the amount  
2 15 which would be applicable for the budget year beginning July  
2 16 1, 2007, if the budget guarantee were determined for that  
2 17 budget year as calculated for the budget year beginning July  
2 18 1, 2003.  
2 19 (2) For the purposes of the adjusted guarantee amount

2 20 calculation in this paragraph "d", the regular program  
2 21 district cost calculated for the budget year beginning July 1,  
2 22 2003, shall be increased by an amount equal to eighty-one  
2 23 dollars multiplied by the district's budget enrollment for the  
2 24 budget year beginning July 1, 2007.

2 25 (3) For the purposes of the one hundred one percent  
2 26 calculated in this paragraph "d", the regular program district  
2 27 cost per pupil for the budget year beginning July 1, 2007,  
2 28 shall be reduced by eighty-one dollars.

2 29 e. For the budget year commencing July 1, 2008, the  
2 30 greater of the difference between the regular program district  
2 31 cost for the budget year and one hundred one percent of the  
2 32 regular program district cost for the base year, or fifty  
2 33 percent of the amount by which the budget guarantee as  
2 34 calculated for the budget year beginning July 1, 2003, exceeds  
2 35 the adjusted guarantee amount. For purposes of this  
3 1 paragraph, the "adjusted guarantee amount" means the amount  
3 2 which would be applicable for the budget year beginning July  
3 3 1, 2008, if the budget guarantee were determined for that  
3 4 budget year as calculated for the budget year beginning July  
3 5 1, 2003. For the purposes of the adjusted guarantee amount  
3 6 calculation in this paragraph, the regular program district  
3 7 cost calculated for the budget year beginning July 1, 2003,  
3 8 shall be increased by an amount equal to eighty-one dollars  
3 9 multiplied by the district's budget enrollment for the budget  
3 10 year beginning July 1, 2008.

3 11 f. For the budget year commencing July 1, 2009, the  
3 12 greater of the difference between the regular program district  
3 13 cost for the budget year and one hundred one percent of the  
3 14 regular program district cost for the base year, or forty  
3 15 percent of the amount by which the budget guarantee as  
3 16 calculated for the budget year beginning July 1, 2003, exceeds  
3 17 the adjusted guarantee amount. For purposes of this  
3 18 paragraph, the "adjusted guarantee amount" means the amount  
3 19 which would be applicable for the budget year beginning July  
3 20 1, 2009, if the budget guarantee were determined for that  
3 21 budget year as calculated for the budget year beginning July  
3 22 1, 2003. For the purposes of the adjusted guarantee amount  
3 23 calculation in this paragraph, the regular program district  
3 24 cost calculated for the budget year beginning July 1, 2003,  
3 25 shall be increased by an amount equal to eighty-one dollars  
3 26 multiplied by the district's budget enrollment for the budget  
3 27 year beginning July 1, 2009.

3 28 g. For the budget year commencing July 1, 2010, the  
3 29 greater of the difference between the regular program district  
3 30 cost for the budget year and one hundred one percent of the  
3 31 regular program district cost for the base year, or thirty  
3 32 percent of the amount by which the budget guarantee as  
3 33 calculated for the budget year beginning July 1, 2003, exceeds  
3 34 the adjusted guarantee amount. For purposes of this  
3 35 paragraph, the "adjusted guarantee amount" means the amount  
4 1 which would be applicable for the budget year beginning July  
4 2 1, 2010, if the budget guarantee were determined for that  
4 3 budget year as calculated for the budget year beginning July  
4 4 1, 2003. For the purposes of the adjusted guarantee amount  
4 5 calculation in this paragraph, the regular program district  
4 6 cost calculated for the budget year beginning July 1, 2003,  
4 7 shall be increased by an amount equal to eighty-one dollars  
4 8 multiplied by the district's budget enrollment for the budget  
4 9 year beginning July 1, 2010.

4 10 h. For the budget year commencing July 1, 2011, the  
4 11 greater of the difference between the regular program district  
4 12 cost for the budget year and one hundred one percent of the  
4 13 regular program district cost for the base year, or twenty  
4 14 percent of the amount by which the budget guarantee as  
4 15 calculated for the budget year beginning July 1, 2003, exceeds  
4 16 the adjusted guarantee amount. For purposes of this  
4 17 paragraph, the "adjusted guarantee amount" means the amount  
4 18 which would be applicable for the budget year beginning July  
4 19 1, 2011, if the budget guarantee were determined for that  
4 20 budget year as calculated for the budget year beginning July  
4 21 1, 2003. For the purposes of the adjusted guarantee amount  
4 22 calculation in this paragraph, the regular program district  
4 23 cost calculated for the budget year beginning July 1, 2003,  
4 24 shall be increased by an amount equal to eighty-one dollars  
4 25 multiplied by the district's budget enrollment for the budget  
4 26 year beginning July 1, 2011.

4 27 i. For the budget year commencing July 1, 2012, the  
4 28 greater of the difference between the regular program district  
4 29 cost for the budget year and one hundred one percent of the  
4 30 regular program district cost for the base year, or ten

4 31 percent of the amount by which the budget guarantee as  
4 32 calculated for the budget year beginning July 1, 2003, exceeds  
4 33 the adjusted guarantee amount. For purposes of this  
4 34 paragraph, the "adjusted guarantee amount" means the amount  
4 35 which would be applicable for the budget year beginning July  
5 1 1, 2012, if the budget guarantee were determined for that  
5 2 budget year as calculated for the budget year beginning July  
5 3 1, 2003. For the purposes of the adjusted guarantee amount  
5 4 calculation in this paragraph, the regular program district  
5 5 cost calculated for the budget year beginning July 1, 2003,  
5 6 shall be increased by an amount equal to eighty-one dollars  
5 7 multiplied by the district's budget enrollment for the budget  
5 8 year beginning July 1, 2012.

5 9 Sec. 5. Section 284.11, subsection 2, Code 2007, is  
5 10 amended to read as follows:

5 11 2. A school district shall be paid annually, from moneys  
5 12 allocated for market factor salaries pursuant to section  
5 13 284.13, subsection 1, paragraph "f", an amount of state  
5 14 assistance to create market factor incentives for classroom  
5 15 teachers in the school district. Market factor incentives may  
5 16 include but are not limited to improving salaries due to  
5 17 geographic differences, recruitment and retention needs of the  
5 18 school district in such areas as hard-to-staff schools,  
5 19 subject-area shortages, or improving the racial or ethnic  
5 20 diversity on local teaching staffs. The school district shall  
5 21 have the sole discretion to award funds received by the school  
5 22 district in accordance with section 284.13, subsection 1,  
5 23 paragraph "f", to classroom teachers on an annual basis. The  
5 24 funds shall supplement, but not supplant, wages and salaries  
5 25 paid as a result of a collective bargaining agreement reached  
5 26 pursuant to chapter 20 or as a result of funds appropriated  
5 27 elsewhere in this chapter, ~~or in chapter 256D, or in chapter~~  
5 28 ~~294A.~~

5 29 Sec. 6. Section 294A.25, subsection 1, Code 2007, is  
5 30 amended by striking the subsection and inserting in lieu  
5 31 thereof the following:

5 32 1. To the extent moneys are specifically appropriated by  
5 33 the general assembly from the general fund of the state to the  
5 34 department of education to be used pursuant to this section,  
5 35 the moneys shall be allocated as specified in this section.

6 1 Sec. 7. Section 294A.25, subsections 2 and 3, Code 2007,  
6 2 are amended to read as follows:

6 3 2. The amount of one hundred fifteen thousand five hundred  
6 4 dollars to be paid to the department of human services for  
6 5 distribution to its licensed classroom teachers at  
6 6 institutions under the control of the department of human  
6 7 services for payments ~~for phase II~~ based upon the average  
6 8 student yearly enrollment at each institution as determined by  
6 9 the department of human services.

6 10 3. The amount of ninety-four thousand six hundred dollars  
6 11 to be paid to the state board of regents for distribution to  
6 12 licensed classroom teachers at the Iowa braille and sight  
6 13 saving school and the Iowa school for the deaf for payments of  
6 14 minimum salary supplements ~~for phase I~~ and payments ~~for phase~~  
6 15 ~~II~~ based upon the average yearly enrollment at each school as  
6 16 determined by the state board of regents.

6 17 Sec. 8. Section 294A.25, subsections 5 and 6, Code 2007,  
6 18 are amended by striking the subsections.

6 19 Sec. 9. Sections 294A.1 through 294A.6, 294A.8 through  
6 20 294A.10, 294A.21, and 294A.22, Code 2007, are repealed.

6 21 EXPLANATION

6 22 This bill incorporates the funding from the phase II  
6 23 education excellence program of Code chapter 294A into the  
6 24 school foundation formula and strikes phase I funding.

6 25 For the budget year beginning July 1, 2007, the bill  
6 26 increases the per pupil foundation base by \$81 per pupil. For  
6 27 subsequent years, the \$81 per pupil is incorporated into the  
6 28 state cost per pupil and the foundation base.

6 29 For the budget year beginning July 1, 2007, the bill  
6 30 requires that the department of management add \$81 per pupil  
6 31 to the state per pupil allowable growth amount.

6 32 The regular program district cost for the budget year  
6 33 beginning July 1, 2003, is increased by \$81 for the purposes  
6 34 of the adjusted budget guarantee amount calculation in Code  
6 35 section 257.14 for the budget year beginning July 1, 2007,  
7 1 through the budget year beginning July 1, 2012.

7 2 The regular program district cost per pupil for the budget  
7 3 year beginning July 1, 2007, is reduced by \$81 for the  
7 4 purposes of the 101 percent budget guarantee amount  
7 5 calculation in Code section 257.14.

7 6 The bill strikes references to phase I and phase II

7 7 allocations from Code section 294A.25, but the allocations  
7 8 themselves under Code section 294A.25 remain. The bill  
7 9 removes the standing limited appropriation in Code section  
7 10 294A.25, but if the limited appropriation is still funded, the  
7 11 moneys are directed to the same allocations.  
7 12 The bill also repeals 11 sections of Code chapter 294A,  
7 13 leaving only Code section 294A.25.  
7 14 LSB 1230XD 82  
7 15 ak:sc/je/5