

# Senate Study Bill 3008

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 relating to student achievement and teacher quality  
2 program definitions and requirements and extending or changing  
3 program allocations.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 5334XD 82  
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1 1 Section 1. Section 256.44, subsection 1, paragraph a, Code  
1 2 Supplement 2007, is amended to read as follows:  
1 3 a. ~~If a teacher registers for national board for~~  
~~1 4 professional teaching standards certification by December 31,~~  
~~1 5 2007, a~~ A one-time initial reimbursement award in the amount  
1 6 of up to one-half of the registration fee paid by the teacher  
1 7 for registration for certification by the national board for  
1 8 professional teaching standards. The teacher shall apply to  
1 9 the department within one year of registration, submitting to  
1 10 the department any documentation the department requires. A  
1 11 teacher who receives an initial reimbursement award shall  
1 12 receive a one-time final registration award in the amount of  
1 13 the remaining national board registration fee paid by the  
1 14 teacher if the teacher notifies the department of the  
1 15 teacher's certification achievement and submits any  
1 16 documentation requested by the department.  
1 17 Sec. 2. Section 256.44, subsection 1, paragraph b,  
1 18 subparagraph (2), unnumbered paragraph 1, Code Supplement  
1 19 2007, is amended to read as follows:  
1 20 ~~if the teacher registers for national board for~~  
~~1 21 professional teaching standards certification between January~~  
~~1 22 1, 1999, and December 31, 2007, and achieves certification~~  
~~1 23 within the timelines and policies established by the national~~  
~~1 24 board for professional teaching standards, an~~ An annual award  
1 25 in the amount of two thousand five hundred dollars upon  
1 26 achieving certification by the national board of professional  
1 27 teaching standards ~~if the teacher achieves certification~~  
~~1 28 within the timelines and policies established by the national~~  
~~1 29 board for professional teaching standards.~~  
1 30 Sec. 3. Section 256.44, subsection 6, Code Supplement  
1 31 2007, is amended by striking the subsection.  
1 32 Sec. 4. Section 282.10, subsection 4, Code 2007, is  
1 33 amended to read as follows:  
1 34 4. A whole grade sharing agreement shall be signed by the  
1 35 boards of the districts involved in the agreement not later  
2 1 than February 1 of the school year preceding the school year  
2 2 for which the agreement is to take effect. ~~The boards of the~~  
~~2 3 districts shall negotiate as part of the agreement the~~  
~~2 4 disposition teacher quality compensation funding provided~~  
~~2 5 under chapter 284.~~  
2 6 Sec. 5. Section 284.2, subsection 11, Code Supplement  
2 7 2007, is amended to read as follows:  
2 8 11. "Teacher" means an individual who holds a  
2 9 practitioner's license issued under chapter 272, or a  
2 10 statement of professional recognition issued under chapter 272  
2 11 who is employed in a nonadministrative position by a school  
2 12 district or area education agency pursuant to a contract  
2 13 issued by a board of directors under section 279.13. A  
2 14 teacher may be employed in both an administrative and a  
2 15 nonadministrative position by a board of directors and shall  
2 16 be considered a part-time teacher for the portion of time that  
2 17 the teacher is employed in a nonadministrative position.  
2 18 ~~"Teacher" includes a licensed individual employed on a less~~

2 19 than full-time basis by a school district through a contract  
2 20 ~~between the school district and an institution of higher~~  
2 21 ~~education with a practitioner preparation program in which the~~  
2 22 ~~licensed teacher is enrolled.~~

2 23 Sec. 6. Section 284.7, subsection 1, paragraph a,  
2 24 subparagraph (2), Code Supplement 2007, is amended to read as  
2 25 follows:

2 26 (2) Beginning July 1, ~~2007~~ 2008, the minimum salary for a  
2 27 beginning teacher shall be ~~twenty-six~~ twenty-eight thousand  
2 28 ~~five hundred~~ dollars.

2 29 Sec. 7. Section 284.7, subsection 1, paragraph b,  
2 30 subparagraph (2), Code Supplement 2007, is amended to read as  
2 31 follows:

2 32 (2) Beginning July 1, ~~2007~~ 2008, the minimum salary for a  
2 33 first-year career teacher shall be ~~twenty-seven~~ thirty  
2 34 thousand ~~five hundred~~ dollars ~~and the minimum salary for all~~  
2 35 ~~other career teachers shall be twenty-eight thousand five~~  
3 1 ~~hundred dollars.~~

3 2 Sec. 8. Section 284.7, subsection 5, paragraph b, Code  
3 3 Supplement 2007, is amended to read as follows:

3 4 b. If, once the minimum salary requirements of this  
3 5 section have been met by the school district or area education  
3 6 agency, and the school district or area education agency  
3 7 receiving funds pursuant to section 284.13, subsection 1,  
3 8 paragraph "h" or "i", for purposes of this section, and the  
3 9 certified bargaining representative for the licensed employees  
3 10 have not reached an agreement for distribution of the funds  
3 11 remaining, in accordance with paragraph "a", the board of  
3 12 directors shall divide the funds remaining among full-time  
3 13 teachers employed by the district or area education agency  
3 14 whose regular compensation is equal to or greater than the  
3 15 minimum salary specified in this section. The payment amount  
3 16 for teachers employed on less than a full-time basis shall be  
3 17 prorated. For purposes of this paragraph, regular  
3 18 compensation means base salary plus any salary provided under  
3 19 chapter 294A.

3 20 Sec. 9. Section 284.8, subsection 1, Code Supplement 2007,  
3 21 is amended to read as follows:

3 22 1. A school district shall review a teacher's performance  
3 23 at least once every three years for purposes of assisting  
3 24 teachers in making continuous improvement, documenting  
3 25 continued competence in the Iowa teaching standards,  
3 26 identifying teachers in need of improvement, or to determine  
3 27 whether the teacher's practice meets school district  
3 28 expectations for career advancement in accordance with section  
3 29 284.7. The review shall include, at minimum, classroom  
3 30 observation of the teacher, the teacher's progress, and  
3 31 implementation of the teacher's individual professional  
3 32 development plan, subject to the level of funding resources  
3 33 provided to implement the plan; and shall include supporting  
3 34 documentation from parents, students, and other evaluators,  
3 35 teachers, parents, and students.

4 1 Sec. 10. Section 284.13, subsection 1, paragraphs a and b,  
4 2 Code Supplement 2007, are amended to read as follows:

4 3 a. For ~~each the~~ fiscal year ~~of the fiscal period~~ beginning  
4 4 July 1, ~~2007~~ 2008, and ending June 30, 2009, to the department  
4 5 of education, the amount of ~~one two~~ million ~~eighty-seven~~ two  
4 6 thousand five hundred dollars for the issuance of national  
4 7 board certification awards in accordance with section 256.44.

4 8 (1) Of the amount allocated under this paragraph "a", up  
4 9 to two hundred fifty thousand dollars may be used to support  
4 10 the implementation of a national board certification support  
4 11 program and not less than eighty-five thousand dollars shall  
4 12 be used to administer the ambassador to education position in  
4 13 accordance with section 256.45.

4 14 (2) ~~Of the amount allocated under this paragraph "a", for~~  
4 15 ~~the fiscal year beginning July 1, 2007, and ending June 30,~~  
4 16 ~~2008, not less than one million dollars shall be used to~~  
4 17 ~~supplement the allocation of funds for market factor teacher~~  
4 18 ~~incentives made pursuant to paragraph "f", subparagraph (1).~~

4 19 b. For the fiscal year beginning July 1, ~~2006~~ 2008, and  
4 20 succeeding fiscal years, an amount up to four million six  
4 21 hundred fifty thousand dollars for first-year and second-year  
4 22 beginning teachers, to the department of education for  
4 23 distribution to school districts and area education agencies  
4 24 for purposes of the beginning teacher mentoring and induction  
4 25 programs. A school district or area education agency shall  
4 26 receive one thousand ~~three~~ five hundred dollars per beginning  
4 27 teacher participating in the program. If the funds  
4 28 appropriated for the program are insufficient to pay mentors,  
4 29 school districts, and area education agencies as provided in

4 30 this paragraph, the department shall prorate the amount  
4 31 distributed to school districts and area education agencies  
4 32 based upon the amount appropriated. Moneys received by a  
4 33 school district or area education agency pursuant to this  
4 34 paragraph shall be expended to provide each mentor with an  
4 35 award of ~~five~~ six hundred dollars per semester, at a minimum,  
5 1 for participation in the school district's or area education  
5 2 agency's beginning teacher mentoring and induction program; to  
5 3 implement the plan; and to pay any applicable costs of the  
5 4 employer's share of contributions to federal social security  
5 5 and the Iowa public employees' retirement system or a pension  
5 6 and annuity retirement system established under chapter 294,  
5 7 for such amounts paid by the district or area education  
5 8 agency.

5 9 Sec. 11. Section 284.13, subsection 1, paragraphs d and e,  
5 10 Code Supplement 2007, are amended to read as follows:

5 11 d. (1) For the fiscal year beginning July 1, ~~2007~~ 2008,  
5 12 and ending June 30, ~~2008~~ 2009, up to ~~twenty~~ thirty million  
5 13 dollars to the department for use by school districts for  
5 14 professional development as provided in section 284.6. Of the  
5 15 amount allocated under this paragraph, up to ten million

5 16 dollars shall be provided to school districts for professional  
5 17 development related to the infusion and implementation of the  
5 18 model core curriculum prescribed in section 256.7, subsection  
5 19 26. The department shall distribute funds allocated for the

5 20 purpose of this paragraph based on the average per diem  
5 21 contract salary for each district as reported to the  
5 22 department for the school year beginning July 1, ~~2006~~ 2007,  
5 23 multiplied by the total number of full-time equivalent  
5 24 teachers in the base year. The department shall adjust each  
5 25 district's average per diem salary by the allowable growth  
5 26 rate established under section 257.8 for the fiscal year  
5 27 beginning July 1, ~~2007~~ 2008. The contract salary amount shall  
5 28 be the amount paid for their regular responsibilities but  
5 29 shall not include pay for extracurricular activities. These  
5 30 funds shall not supplant existing funding for professional  
5 31 development activities. Notwithstanding any provision to the  
5 32 contrary, moneys received by a school district under this  
5 33 paragraph shall not revert but shall remain available for the  
5 34 same purpose in the succeeding fiscal year. A school district  
5 35 shall submit a report to the department in a manner determined  
6 1 by the department describing its use of the funds received  
6 2 under this paragraph. The department shall submit a report on  
6 3 school district use of the moneys distributed pursuant to this  
6 4 paragraph to the general assembly and the legislative services  
6 5 agency not later than January 15 of the fiscal year for which  
6 6 moneys are allocated for purposes of this paragraph.

6 7 (2) From moneys available under subparagraph (1) for the  
6 8 fiscal year beginning July 1, ~~2007~~ 2008, and ending June 30,  
6 9 ~~2008~~ 2009, the department shall allocate to area education  
6 10 agencies an amount per teacher employed by an area education  
6 11 agency that is approximately equivalent to the average per  
6 12 teacher amount allocated to the districts. The average per  
6 13 teacher amount shall be calculated by dividing the total  
6 14 number of teachers employed by school districts and the  
6 15 teachers employed by area education agencies into the total  
6 16 amount of moneys available under subparagraph (1).

6 17 e. ~~For the each fiscal year beginning July 1, 2007, and~~  
6 18 ~~ending June 30, 2008 in which funds are appropriated for~~  
6 19 ~~purposes of this chapter,~~ an amount up to one million eight  
6 20 hundred forty-five thousand dollars to the department for the  
6 21 establishment of teacher development academies in accordance  
6 22 with section 284.6, subsection 10. A portion of the funds  
6 23 allocated to the department for purposes of this paragraph may  
6 24 be used for administrative purposes.

#### 6 25 EXPLANATION

6 26 This bill makes changes to the student achievement and  
6 27 teacher quality program.

6 28 The bill eliminates the award deadlines for national board  
6 29 for professional teaching standards certification registration  
6 30 and certification achievement, as well as an obsolete  
6 31 provision, and increases the allocation for the program by  
6 32 \$915,000 for FY 2008=2009 and allows up to \$250,000 of those  
6 33 funds to be used for implementation of a national board  
6 34 certification support program.

6 35 The bill requires that school districts entering into a  
7 1 whole grade sharing agreement include the disposition of  
7 2 student achievement and teacher quality program moneys  
7 3 received in the agreement, changes the definition of teacher  
7 4 for purposes of the program, raises the minimum beginning and  
7 5 first-year career teacher salaries, defines regular

7 6 compensation, raises beginning teacher mentoring and induction  
7 7 awards to mentors, allocates \$10 million to school districts  
7 8 for professional development related to implementation of the  
7 9 model core curriculum, and extends program allocations for  
7 10 professional development for school district and area  
7 11 education agency teachers and for teacher development  
7 12 academies through FY 2008=2009.

7 13 The bill changes the definition of teacher to eliminate  
7 14 language related to individuals who are part-time teachers  
7 15 under a contract between a school district and a practitioner  
7 16 preparation program.

7 17 The bill increases the minimum beginning teacher's salary  
7 18 to \$28,000 from \$26,500, and increases the minimum first-year  
7 19 career teacher's salary to \$30,000 from \$27,500. The bill  
7 20 also eliminates language setting the minimum salary for all  
7 21 other career teachers at \$28,500.

7 22 When the school district or area education agency and the  
7 23 certified bargaining representative for the institution's  
7 24 licensed employees have not reached an agreement for purposes  
7 25 of distributing teacher salary funding, the bill defines  
7 26 "regular compensation" as the base salary plus any salary  
7 27 moneys provided under the educational excellence program.

7 28 Currently, a school district must review a teacher's  
7 29 performance at least once every three years. The bill  
7 30 replaces the language that limits the review to certain areas  
7 31 subject to the level of funding provided, to instead make the  
7 32 limitation subject to the level of resources provided. The  
7 33 bill also eliminates a requirement that the review include  
7 34 supporting documentation from other evaluators.

7 35 The bill eliminates obsolete language related to market  
8 1 factor teacher incentives.

8 2 The bill increases the amount the state provides to school  
8 3 districts and area education agencies for each beginning  
8 4 teacher participating in a beginning teacher mentoring and  
8 5 induction program to \$1,500 per beginning teacher; an increase  
8 6 of \$200 over previous years. The bill requires that the  
8 7 additional dollars be paid to mentors, increasing mentor  
8 8 awards from \$500 to \$600 per semester.

8 9 LSB 5334XD 82

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