

House File 2288 - Introduced

HOUSE FILE 2288

BY BYRNES

A BILL FOR

1 An Act relating to the use and distribution of teacher salary
2 and professional development funds under the student
3 achievement and teacher quality program.

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

1 Section 1. Section 256G.4, subsection 3, paragraph a,
2 subparagraph (2), subparagraph divisions (a), (b), and (c),
3 Code 2011, are amended to read as follows:

4 (a) One member representing prekindergarten through grade
5 six public school teachers, who ~~is also~~ may be a participating
6 member of a teacher quality committee if such a committee is
7 created pursuant to section 284.4, subsection 1, paragraph "c".

8 (b) One member representing grade seven through grade nine
9 public school teachers, who ~~is also~~ may be a participating
10 member of a teacher quality committee if such a committee is
11 created pursuant to section 284.4, subsection 1, paragraph "c".

12 (c) One member representing grade ten through grade twelve
13 public school teachers, who ~~is also~~ may be a participating
14 member of a teacher quality committee if such a committee is
15 created pursuant to section 284.4, subsection 1, paragraph "c".

16 Sec. 2. Section 256G.4, subsection 4, paragraph a,
17 subparagraphs (6), (7), and (8), Code 2011, are amended to read
18 as follows:

19 (6) One member representing prekindergarten through grade
20 six public school teachers, who ~~is also~~ may be a participating
21 member of a teacher quality committee if such a committee is
22 created pursuant to section 284.4, subsection 1, paragraph "c".

23 (7) One member representing grade seven through grade nine
24 public school teachers, who ~~is also~~ may be a participating
25 member of a teacher quality committee if such a committee is
26 created pursuant to section 284.4, subsection 1, paragraph "c".

27 (8) One member representing grade ten through grade twelve
28 public school teachers, who ~~is also~~ may be a participating
29 member of a teacher quality committee if such a committee is
30 created pursuant to section 284.4, subsection 1, paragraph "c".

31 Sec. 3. Section 284.3A, subsection 1, Code 2011, is amended
32 to read as follows:

33 1. a. ~~For the school year beginning July 1, 2009, if~~ If
34 the licensed employees of a school district or area education
35 agency receiving funds pursuant to sections 257.10 and 257.37A

1 are organized under chapter 20 for collective bargaining
2 purposes, the school board and the certified bargaining
3 representative for the licensed employees ~~shall~~ may negotiate
4 the distribution of the funds among the teachers employed by
5 the school district or area education agency according to
6 chapter 20.

7 *b.* If the licensed employees of a school district or area
8 education agency are not organized for collective bargaining
9 purposes, or if the parties to a negotiation entered into
10 pursuant to paragraph "a" fail to reach an agreement, the board
11 of directors shall determine the method of distribution of such
12 funds based upon the student achievement needs of the school
13 district.

14 ~~*c.* For the school years beginning July 1, 2008, and~~
15 ~~July 1, 2009, a school district or area education agency~~
16 ~~receiving funds pursuant to sections 257.10 and 257.37A, shall~~
17 ~~determine the amount to be paid to teachers in accordance with~~
18 ~~this subsection and the amount determined to be paid to an~~
19 ~~individual teacher shall be divided evenly by the appropriate~~
20 ~~number of pay periods and paid in each pay period of the fiscal~~
21 ~~year beginning with the October payroll.~~

22 Sec. 4. Section 284.4, subsection 1, paragraph c, Code 2011,
23 is amended to read as follows:

24 *c.* Determine the use and distribution of professional
25 development funds calculated and paid to the school district or
26 area education agency as provided in section 257.9, subsection
27 10, or section 257.10, subsection 10, using one of the
28 following options in the indicated order of priority:

29 (1) Create a teacher quality committee, subject to the
30 approval of both a majority of the administrators and a
31 majority of the teachers employed by the school district
32 or area education agency. The committee shall have equal
33 representation of administrators and teachers. The teacher
34 members shall be appointed by the certified employee
35 organization if one exists, and if not, by the school

1 district's or agency's administration. The administrator
2 members shall be appointed by the school board. However, if a
3 school district can demonstrate that an existing professional
4 development, curriculum, or student improvement committee has
5 significant stakeholder involvement and a leadership role in
6 the school district, the appointing authorities may mutually
7 agree to assign to the existing committee the responsibilities
8 set forth in this paragraph "c", to appoint members of the
9 existing committee to the teacher quality committee, or to
10 authorize the existing committee to serve in an advisory
11 capacity to the teacher quality committee. The committee shall
12 do all of the following:

13 ~~(1)~~ (a) Monitor the implementation of the requirements
14 of statutes and administrative code provisions relating to
15 this chapter, including requirements that affect any agreement
16 negotiated pursuant to chapter 20.

17 ~~(2)~~ (b) Monitor the evaluation requirements of this
18 chapter to ensure evaluations are conducted in a fair and
19 consistent manner throughout the school district or agency.
20 In addition to any negotiated evaluation procedures, develop
21 model evidence for the Iowa teaching standards and criteria.
22 The model evidence will minimize paperwork and focus on teacher
23 improvement. The model evidence will determine which standards
24 and criteria can be met with observation and which evidence
25 meets multiple standards and criteria.

26 ~~(3)~~ (c) Determine, following the adoption of the Iowa
27 professional development model by the state board of education,
28 the use and distribution of the professional development
29 funds calculated and paid to the school district or agency as
30 provided in section 257.9, subsection 10, or section 257.10,
31 subsection 10, based upon school district or agency, attendance
32 center, and individual teacher and professional development
33 plans.

34 ~~(4)~~ (d) Monitor the professional development in each
35 attendance center to ensure that the professional development

1 meets school district or agency, attendance center, and
2 individual professional development plans.

3 ~~(5)~~ (e) Ensure the agreement negotiated pursuant to chapter
4 20 determines the compensation for teachers on the committee
5 for work responsibilities required beyond the normal work day.

6 (2) The school district or area education agency board
7 of directors shall collaborate with the certified employee
8 organization, if one exists, to determine the use and
9 distribution of the professional development funds based
10 upon the school district or agency, attendance center, and
11 individual teacher and professional development plans developed
12 in accordance with this chapter. However, a decision on
13 the use and distribution of professional development funds
14 calculated and paid to the school district or area education
15 agency as provided in section 257.9, subsection 10, or section
16 257.10, subsection 10, rendered by a board of directors in
17 accordance with this subparagraph is final.

18 EXPLANATION

19 This bill provides options to requirements established under
20 the student achievement and teacher quality program for the
21 use and distribution of teacher salary funds calculated and
22 paid to a school district or area education agency through the
23 categorical professional development supplement of the state
24 school foundation program.

25 Currently, the program requires distribution of teacher
26 salary funds to be determined by negotiations between
27 the school or agency board of directors and the certified
28 bargaining representative for the licensed employees if the
29 employees are organized for collective bargaining purposes.
30 If the employees are not organized for collective bargaining
31 purposes, the board of directors determines the method of
32 distribution.

33 Under the bill, the board of directors may negotiate the
34 distribution of the teacher salary funds with the certified
35 bargaining representative for the licensed employees, but

1 if the parties fail to reach an agreement, the board shall
2 determine the method of distribution of such funds based upon
3 the student achievement needs of the school district.

4 Currently, school districts and area education agencies
5 are required to create a teacher quality committee, which is
6 charged with, among other duties, determining the use and
7 distribution of the professional development funds based upon
8 school district or agency, attendance center, and individual
9 teacher and professional development plans.

10 The bill provides that the school district or agency
11 must create the committee only if both a majority of the
12 administrators and a majority of the teachers employed by the
13 district or agency approve of the committee's creation. If a
14 committee is not created, the bill provides that the school
15 district or agency board of directors must collaborate with the
16 certified employee organization, if one exists, to determine
17 the use and distribution of professional development funds
18 based upon the school district or agency, attendance center,
19 and individual teacher and professional development plans, but
20 a decision on the use and distribution of the funds rendered by
21 a board of directors is final.

22 The bill eliminates an obsolete provision and makes
23 conforming changes.