

# House File 816 - Reprinted

HOUSE FILE \_\_\_\_\_  
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 256)

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

## A BILL FOR

1 An Act relating to the funding of, the operation of, and  
2 appropriation of moneys to the college student aid commission,  
3 the department for the blind, the department of cultural  
4 affairs, the department of education, and the state board of  
5 regents and providing an effective date.  
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
7 HF 816  
8 kh/es/25

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1 1 DEPARTMENT FOR THE BLIND  
1 2 Section 1. ADMINISTRATION. There is appropriated from the  
1 3 general fund of the state to the department for the blind for  
1 4 the fiscal year beginning July 1, 2005, and ending June 30,  
1 5 2006, the following amount, or so much thereof as is  
1 6 necessary, to be used for the purposes designated:  
1 7 For salaries, support, maintenance, miscellaneous purposes  
1 8 and for not more than the following full-time equivalent  
1 9 positions:  
1 10 ..... \$ 1,886,842  
1 11 ..... FTEs 109.50  
1 12 COLLEGE STUDENT AID COMMISSION  
1 13 Sec. 2. There is appropriated from the general fund of the  
1 14 state to the college student aid commission for the fiscal  
1 15 year beginning July 1, 2005, and ending June 30, 2006, the  
1 16 following amounts, or so much thereof as may be necessary, to  
1 17 be used for the purposes designated:  
1 18 1. GENERAL ADMINISTRATION  
1 19 For salaries, support, maintenance, miscellaneous purposes,  
1 20 and for not more than the following full-time equivalent  
1 21 positions:  
1 22 ..... \$ 349,494  
1 23 ..... FTEs 4.30  
1 24 2. STUDENT AID PROGRAMS  
1 25 For payments to students for the Iowa grant program:  
1 26 ..... \$ 1,029,784  
1 27 3. DES MOINES UNIVERSITY == OSTEOPATHIC MEDICAL CENTER  
1 28 a. For forgivable loans to Iowa students attending the Des  
1 29 Moines university == osteopathic medical center under the  
1 30 forgivable loan program pursuant to section 261.19:  
1 31 ..... \$ 50,000  
1 32 To receive funds appropriated pursuant to this paragraph,  
1 33 Des Moines university == osteopathic medical center shall  
1 34 match the funds with institutional funds on a dollar-for=  
1 35 dollar basis.  
2 1 b. For the Des Moines university == osteopathic medical  
2 2 center for an initiative in primary health care to direct  
2 3 primary care physicians to shortage areas in the state:  
2 4 ..... \$ 346,451  
2 5 4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM  
2 6 For purposes of providing national guard educational  
2 7 assistance under the program established in section 261.86:  
2 8 ..... \$ 3,800,000  
2 9 5. TEACHER SHORTAGE FORGIVABLE LOAN PROGRAM  
2 10 For the teacher shortage forgivable loan program  
2 11 established in section 261.111:  
2 12 ..... \$ 285,000  
2 13 Sec. 3. WORK=STUDY APPROPRIATION NULLIFICATION FOR FY  
2 14 2005=2006. Notwithstanding section 261.85, for the fiscal  
2 15 year beginning July 1, 2005, and ending June 30, 2006, the

2 16 amount appropriated for the work=study program under section  
2 17 261.85 shall be zero.

2 18 DEPARTMENT OF CULTURAL AFFAIRS

2 19 Sec. 4. There is appropriated from the general fund of the  
2 20 state to the department of cultural affairs for the fiscal  
2 21 year beginning July 1, 2005, and ending June 30, 2006, the  
2 22 following amounts, or so much thereof as is necessary, to be  
2 23 used for the purposes designated:

2 24 1. ADMINISTRATION

2 25 For salaries, support, maintenance, and miscellaneous  
2 26 purposes:

2 27 ..... \$ 235,636

2 28 The department of cultural affairs shall coordinate  
2 29 activities with the tourism office of the department of  
2 30 economic development to promote attendance at the state  
2 31 historical building and at this state's historic sites.

2 32 2. COMMUNITY CULTURAL GRANTS

2 33 For planning and programming for the community cultural  
2 34 grants program established under section 303.3:

2 35 ..... \$ 299,240

3 1 3. HISTORICAL DIVISION

3 2 For salaries, support, maintenance, miscellaneous purposes,  
3 3 and for not more than the following full-time equivalent  
3 4 positions:

3 5 ..... \$ 3,040,920

3 6 ..... FTEs 65.00

3 7 4. HISTORIC SITES

3 8 For salaries, support, maintenance, and miscellaneous  
3 9 purposes:

3 10 ..... \$ 526,459

3 11 5. ARTS DIVISION

3 12 For salaries, support, maintenance, miscellaneous purposes,  
3 13 including funds to match federal grants and for not more than  
3 14 the following full-time equivalent positions:

3 15 ..... \$ 1,157,486

3 16 ..... FTEs 11.25

3 17 DEPARTMENT OF EDUCATION

3 18 Sec. 5. There is appropriated from the general fund of the  
3 19 state to the department of education for the fiscal year  
3 20 beginning July 1, 2005, and ending June 30, 2006, the  
3 21 following amounts, or so much thereof as may be necessary, to  
3 22 be used for the purposes designated:

3 23 1. GENERAL ADMINISTRATION

3 24 For salaries, support, maintenance, miscellaneous purposes,  
3 25 and for not more than the following full-time equivalent  
3 26 positions:

3 27 ..... \$ 5,139,542

3 28 ..... FTEs 76.27

3 29 The director of the department of education shall ensure  
3 30 that all school districts are aware of the state education  
3 31 resources available on the state website for listing teacher  
3 32 job openings and shall make every reasonable effort to enable  
3 33 qualified practitioners to post their resumes on the state  
3 34 website. The department shall administer the posting of job  
3 35 vacancies for school districts, accredited nonpublic schools,  
4 1 and area education agencies on the state website. The  
4 2 department may coordinate this activity with the Iowa school  
4 3 board association or other interested education associations  
4 4 in the state. The department shall strongly encourage school  
4 5 districts to seek direct claiming under the medical assistance  
4 6 program for funding of school district nursing services for  
4 7 students.

4 8 2. VOCATIONAL EDUCATION ADMINISTRATION

4 9 For salaries, support, maintenance, miscellaneous purposes,  
4 10 and for not more than the following full-time equivalent  
4 11 positions:

4 12 ..... \$ 514,828

4 13 ..... FTEs 13.80

4 14 3. VOCATIONAL REHABILITATION SERVICES DIVISION

4 15 a. For salaries, support, maintenance, miscellaneous  
4 16 purposes, and for not more than the following full-time  
4 17 equivalent positions:

4 18 ..... \$ 4,340,050

4 19 ..... FTEs 273.50

4 20 The division of vocational rehabilitation services shall  
4 21 seek funding from other sources, such as local funds, for  
4 22 purposes of matching the state's federal vocational  
4 23 rehabilitation allocation, as well as for matching other  
4 24 federal vocational rehabilitation funding that may become  
4 25 available.

4 26 Except where prohibited under federal law, the division of

4 27 vocational rehabilitation services of the department of  
4 28 education shall accept client assessments, or assessments of  
4 29 potential clients, performed by other agencies in order to  
4 30 reduce duplication of effort.

4 31 Notwithstanding the full-time equivalent position limit  
4 32 established in this lettered paragraph, for the fiscal year  
4 33 ending June 30, 2006, if federal funding is received to pay  
4 34 the costs of additional employees for the vocational  
4 35 rehabilitation services division who would have duties  
5 1 relating to vocational rehabilitation services paid for  
5 2 through federal funding, authorization to hire not more than  
5 3 4.00 additional full-time equivalent employees shall be  
5 4 provided, the full-time equivalent position limit shall be  
5 5 exceeded, and the additional employees shall be hired by the  
5 6 division.

5 7 b. For matching funds for programs to enable persons with  
5 8 severe physical or mental disabilities to function more  
5 9 independently, including salaries and support, and for not  
5 10 more than the following full-time equivalent position:

5 11 ..... \$ 54,150  
5 12 ..... FTEs 1.00

5 13 The highest priority use for the moneys appropriated under  
5 14 this lettered paragraph shall be for programs that emphasize  
5 15 employment and assist persons with severe physical or mental  
5 16 disabilities to find and maintain employment to enable them to  
5 17 function more independently.

5 18 4. STATE LIBRARY

5 19 a. For salaries, support, maintenance, miscellaneous  
5 20 purposes, and for not more than the following full-time  
5 21 equivalent positions:

5 22 ..... \$ 1,378,555  
5 23 ..... FTEs 18.00

5 24 b. For the enrich Iowa program:

5 25 ..... \$ 1,698,432

5 26 (1) Funds allocated for purposes of the enrich Iowa  
5 27 program as provided in this lettered paragraph shall be  
5 28 distributed by the division of libraries and information  
5 29 services to provide support for Iowa's libraries. The  
5 30 commission of libraries shall develop rules governing the  
5 31 allocation of funds provided by the general assembly for the  
5 32 enrich Iowa program to provide direct state assistance to  
5 33 public libraries and to fund the open access and access plus  
5 34 programs. Direct state assistance to eligible public  
5 35 libraries is provided as an incentive to improve library  
6 1 services and to reduce inequities among communities in the  
6 2 delivery of library services based on recognized and adopted  
6 3 performance measures. Funds distributed as direct state  
6 4 assistance shall be distributed to eligible public libraries  
6 5 that are in compliance with performance measures adopted by  
6 6 rule by the commission of libraries. The funds allocated as  
6 7 provided in this lettered paragraph shall not be used for the  
6 8 costs of administration by the division. The amount of direct  
6 9 state assistance distributed to each eligible public library  
6 10 shall be based upon the following:

6 11 (a) The level of compliance by the eligible public library  
6 12 with the performance measures adopted by the commission as  
6 13 provided in this subparagraph.

6 14 (b) The number of people residing within an eligible  
6 15 library's geographic service area for whom the library  
6 16 provides services.

6 17 (c) The amount of other funding the eligible public  
6 18 library received in the previous fiscal year for providing  
6 19 services to rural residents and to contracting communities.

6 20 (2) Moneys received by a public library under this  
6 21 lettered paragraph shall supplement, not supplant, any other  
6 22 funding received by the library.

6 23 (3) For purposes of this section, "eligible public  
6 24 library" means a public library that meets all of the  
6 25 following requirements:

6 26 (a) Submits to the division all of the following:

6 27 (i) The report provided for under section 256.51,  
6 28 subsection 1, paragraph "h".

6 29 (ii) An application and accreditation report, in a format  
6 30 approved by the commission, that provides evidence of the  
6 31 library's compliance with at least one level of the standards  
6 32 established in accordance with section 256.51, subsection 1,  
6 33 paragraph "k".

6 34 (iii) Any other application or report the division deems  
6 35 necessary for the implementation of the enrich Iowa program.

7 1 (b) Participates in the library resource and information  
7 2 sharing programs established by the state library.

7 3 (c) Is a public library established by city ordinance or a  
7 4 library district as provided in chapter 336.

7 5 (4) Each eligible public library shall maintain a separate  
7 6 listing within its budget for payments received and  
7 7 expenditures made pursuant to this lettered paragraph, and  
7 8 shall annually submit this listing to the division.

7 9 (5) By January 15, 2007, the division shall submit a  
7 10 program evaluation report to the general assembly and the  
7 11 governor detailing the uses and the impacts of funds allocated  
7 12 under this lettered paragraph.

7 13 (6) A public library that receives funds in accordance  
7 14 with this lettered paragraph shall have an internet use policy  
7 15 in place, which may or may not include internet filtering.  
7 16 The library shall submit a report describing the library's  
7 17 internet use efforts to the division.

7 18 (7) A public library that receives funds in accordance  
7 19 with this lettered paragraph shall provide open access, the  
7 20 reciprocal borrowing program, as a service to its patrons, at  
7 21 a reimbursement rate determined by the state library.

7 22 5. LIBRARY SERVICE AREA SYSTEM  
7 23 For state aid:

7 24 ..... \$ 1,376,558

7 25 6. PUBLIC BROADCASTING DIVISION

7 26 For salaries, support, maintenance, capital expenditures,  
7 27 miscellaneous purposes, and for not more than the following  
7 28 full-time equivalent positions:

7 29 ..... \$ 7,356,722

7 30 ..... FTEs 86.00

7 31 7. REGIONAL TELECOMMUNICATIONS COUNCILS

7 32 For state aid:

7 33 ..... \$ 1,240,478

7 34 The regional telecommunications councils established in  
7 35 section 8D.5 shall use the funds appropriated in this  
8 1 subsection to provide technical assistance for network  
8 2 classrooms, planning and troubleshooting for local area  
8 3 networks, scheduling of video sites, and other related support  
8 4 activities.

8 5 8. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS

8 6 For reimbursement for vocational education expenditures  
8 7 made by secondary schools:

8 8 ..... \$ 2,936,904

8 9 Funds appropriated in this subsection shall be used for  
8 10 expenditures made by school districts to meet the standards  
8 11 set in sections 256.11, 258.4, and 260C.14 as a result of the  
8 12 enactment of 1989 Iowa Acts, chapter 278. Funds shall be used  
8 13 as reimbursement for vocational education expenditures made by  
8 14 secondary schools in the manner provided by the department of  
8 15 education for implementation of the standards set in 1989 Iowa  
8 16 Acts, chapter 278.

8 17 9. SCHOOL FOOD SERVICE

8 18 For use as state matching funds for federal programs that  
8 19 shall be disbursed according to federal regulations, including  
8 20 salaries, support, maintenance, and miscellaneous purposes:

8 21 ..... \$ 2,509,683

8 22 10. IOWA EMPOWERMENT FUND

8 23 For deposit in the school ready children grants account of  
8 24 the Iowa empowerment fund created in section 28.9:

8 25 ..... \$ 22,481,594

8 26 a. From the moneys deposited in the school ready children  
8 27 grants account for the fiscal year beginning July 1, 2005, and  
8 28 ending June 30, 2006, not more than \$300,000 is allocated for  
8 29 the community empowerment office and other technical  
8 30 assistance activities. It is the intent of the general  
8 31 assembly that regional technical assistance teams will be  
8 32 established and will include staff from various agencies, as  
8 33 appropriate, including the area education agencies, community  
8 34 colleges, and the Iowa state university of science and  
8 35 technology cooperative extension service in agriculture and  
9 1 home economics. The Iowa empowerment board shall direct staff  
9 2 to work with the advisory council to inventory technical  
9 3 assistance needs. Funds allocated under this lettered  
9 4 paragraph may be used by the Iowa empowerment board for the  
9 5 purpose of skills development and support for ongoing training  
9 6 of the regional technical assistance teams. However, funds  
9 7 shall not be used for additional staff or for the  
9 8 reimbursement of staff.

9 9 b. Notwithstanding any other provision of law to the  
9 10 contrary, the community empowerment office shall use the  
9 11 documentation created by the legislative services agency to  
9 12 continue the implementation of the four-year phase-in period  
9 13 of the distribution formula approved by the community

9 14 empowerment board.  
 9 15 c. As a condition of receiving funding appropriated in  
 9 16 this subsection, each community empowerment area board shall  
 9 17 report to the Iowa empowerment board progress on each of the  
 9 18 state indicators approved by the state board, as well as  
 9 19 progress on local indicators. The community empowerment area  
 9 20 board must also submit a written plan amendment extending by  
 9 21 one year the area's comprehensive school ready children grant  
 9 22 plan developed for providing services for children from birth  
 9 23 through five years of age and provide other information  
 9 24 specified by the Iowa empowerment board. The amendment may  
 9 25 also provide for changes in the programs and services provided  
 9 26 under the plan. The Iowa empowerment board shall establish a  
 9 27 submission deadline for the plan amendment that allows a  
 9 28 reasonable period of time for preparation of the plan  
 9 29 amendment and for review and approval or request for  
 9 30 modification of the plan amendment by the Iowa empowerment  
 9 31 board. In addition, the community empowerment board must  
 9 32 continue to comply with reporting provisions and other  
 9 33 requirements adopted by the Iowa empowerment board in  
 9 34 implementing section 28.8.

9 35 d. Of the amount appropriated in this subsection for  
 10 1 deposit in the school ready children grants account of the  
 10 2 Iowa empowerment fund, \$1,000,000 shall be allocated to a  
 10 3 collaborative effort between the Iowa community empowerment  
 10 4 board and Iowa state university extension to provide hands-on  
 10 5 assistance to child care providers.

10 6 e. Of the amount appropriated in this subsection for  
 10 7 deposit in the school ready children grants account of the  
 10 8 Iowa empowerment fund that is used for distribution to areas,  
 10 9 \$3,000,000 shall be used to assist low-income parents with  
 10 10 preschool tuition.

10 11 f. Of the amount appropriated in this subsection for  
 10 12 deposit in the school ready children grants account of the  
 10 13 Iowa empowerment fund that is used for distribution to areas,  
 10 14 \$1,000,000 shall be used to collaborate with area education  
 10 15 agencies and community colleges to provide both child care and  
 10 16 preschool providers with ready access to high-quality  
 10 17 professional development.

10 18 11. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

10 19 To provide funds for costs of providing textbooks to each  
 10 20 resident pupil who attends a nonpublic school as authorized by  
 10 21 section 301.1. The funding is limited to \$20 per pupil and  
 10 22 shall not exceed the comparable services offered to resident  
 10 23 public school pupils:

10 24 ..... \$ 614,058

10 25 12. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

10 26 For purposes, as provided in law, of the student  
 10 27 achievement and teacher quality program established pursuant  
 10 28 to chapter 284:

10 29 ..... \$ 58,718,894

10 30 13. COMMUNITY COLLEGES

10 31 For general state financial aid to merged areas as defined  
 10 32 in section 260C.2 in accordance with chapters 258 and 260C:

10 33 ..... \$146,063,888

10 34 The funds appropriated in this subsection shall be  
 10 35 allocated as follows:

11 1	a. Merged Area I .....	\$ 7,050,307
11 2	b. Merged Area II .....	\$ 8,174,864
11 3	c. Merged Area III .....	\$ 7,573,324
11 4	d. Merged Area IV .....	\$ 3,708,637
11 5	e. Merged Area V .....	\$ 7,844,724
11 6	f. Merged Area VI .....	\$ 7,187,687
11 7	g. Merged Area VII .....	\$ 10,452,573
11 8	h. Merged Area IX .....	\$ 12,871,340
11 9	i. Merged Area X .....	\$ 20,387,667
11 10	j. Merged Area XI .....	\$ 21,520,591
11 11	k. Merged Area XII .....	\$ 8,447,771
11 12	l. Merged Area XIII .....	\$ 8,664,978
11 13	m. Merged Area XIV .....	\$ 3,753,491
11 14	n. Merged Area XV .....	\$ 11,804,074
11 15	o. Merged Area XVI .....	\$ 6,621,860

11 16 Sec. 6. STATEWIDE TEACHER INTERN PROGRAM == FEDERAL GRANT  
 11 17 APPLICATION COORDINATION.

11 18 The department shall work cooperatively with the state  
 11 19 board of regents and other appropriate eligible grantees to  
 11 20 obtain any available federal funding, including grants that  
 11 21 may be available for the establishment and operation of a  
 11 22 teacher intern program.

11 23 Sec. 7. BOARD OF EDUCATIONAL EXAMINERS LICENSING FEES.

11 24 Notwithstanding section 272.10, for the fiscal year

11 25 beginning July 1, 2005, and ending June 30, 2006, the  
11 26 executive director of the board of educational examiners shall  
11 27 deposit at least 27 percent of the fees collected annually  
11 28 with the treasurer of state which shall be credited to the  
11 29 general fund of the state. The remaining licensing fees  
11 30 collected during the fiscal year beginning July 1, 2005, and  
11 31 retained are appropriated to the board for the purposes  
11 32 related to the board's duties. Notwithstanding section 8.33,  
11 33 licensing fees retained by and appropriated to the board  
11 34 pursuant to this section that remain unencumbered or  
11 35 unobligated at the close of the fiscal year in an amount of  
12 1 not more than 10 percent of the total licensing fees collected  
12 2 by the board by the close of the fiscal year shall not revert  
12 3 but shall remain available for expenditure for the purposes  
12 4 designated until the close of the succeeding fiscal year.

12 5 Sec. 8. EDUCATOR LICENSING REVIEW WORKING GROUP.

12 6 1. The board of educational examiners, in consultation  
12 7 with the department of education, shall convene a working  
12 8 group whose work shall be conducted over a three-year period  
12 9 to identify and recommend measures to improve Iowa's current  
12 10 teacher and administrator preparation and licensing practices.  
12 11 The working group shall review the current teacher and  
12 12 administrator preparation and licensing processes to identify  
12 13 essential standards to maintain quality preparation and  
12 14 licensing requirements for teachers and administrators. The  
12 15 review shall also do the following:

12 16 a. Identify state laws and agency rules that are no longer  
12 17 essential to maintain quality.

12 18 b. Compare Iowa's teacher and administrator preparation  
12 19 and licensing practices with those of neighboring states, and  
12 20 identify those areas where Iowa's practices differ from, or  
12 21 are consistent with, the practices of the states neighboring  
12 22 Iowa.

12 23 c. Identify potential barriers preventing teacher and  
12 24 administrator candidates from neighboring states from applying  
12 25 for licensure in Iowa.

12 26 d. Review federal laws and regulations relating to  
12 27 teachers and teacher licensure in order to ensure compliance  
12 28 with federal laws and regulations, especially those relating  
12 29 to highly qualified teachers.

12 30 2. The working group shall consist of teachers,  
12 31 administrators, and representatives of the department of  
12 32 education, the state board of education, the board of  
12 33 educational examiners, and practitioner preparation  
12 34 institutions.

12 35 3. The working group shall annually submit its findings  
13 1 and recommendations to the chairpersons and ranking members of  
13 2 the senate and house standing education committees and the  
13 3 joint appropriations subcommittee on education by January 15.

13 4 Sec. 9. MINIMUM TEACHER SALARY REQUIREMENTS == FY 2005=  
13 5 2006.

13 6 1. Notwithstanding section 284.7, subsection 1, paragraph  
13 7 "a", subparagraph (2), the minimum teacher salary paid by a  
13 8 school district or area education agency for purposes of  
13 9 teacher compensation in accordance with chapter 284, for the  
13 10 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
13 11 shall be the minimum salary amount the school district or area  
13 12 education agency paid to a first-year beginning teacher or,  
13 13 the minimum salary amount the school district or area  
13 14 education agency would have paid a first-year beginning  
13 15 teacher if the school district or area education agency had  
13 16 participated in the program in the 2001=2002 school year, in  
13 17 accordance with section 284.7, subsection 1, Code Supplement  
13 18 2001. If the school district or area education agency did not  
13 19 employ a first-year beginning teacher in the 2001=2002 school  
13 20 year, the minimum salary is the amount that the district would  
13 21 have paid a first-year beginning teacher under chapter 284 in  
13 22 the 2001=2002 school year.

13 23 2. Notwithstanding section 284.7, subsection 1, paragraph  
13 24 "b", subparagraph (2), the minimum career teacher salary paid  
13 25 to a career teacher who was a beginning teacher in the 2004=  
13 26 2005 school year, by a school district or area education  
13 27 agency participating in the student achievement and teacher  
13 28 quality program, for the school year beginning July 1, 2005,  
13 29 and ending June 30, 2006, shall be, unless the school district  
13 30 has a minimum career teacher salary that exceeds thirty  
13 31 thousand dollars, one thousand dollars greater than the  
13 32 minimum salary amount the school district or area education  
13 33 agency paid to a first-year beginning teacher if the school  
13 34 district or area education agency participated in the program  
13 35 during the 2001=2002 school year, or the minimum salary amount

14 1 the school district or area education agency would have paid a  
14 2 first-year beginning teacher if the school district or area  
14 3 education agency had participated in the program in the 2001=  
14 4 2002 school year, in accordance with section 284.7, subsection  
14 5 1, Code Supplement 2001.  
14 6 3. Notwithstanding section 284.7, subsection 1, paragraph  
14 7 "b", subparagraph (2), and except as provided in subsection 2,  
14 8 the minimum career teacher salary paid by a school district or  
14 9 area education agency participating in the student achievement  
14 10 and teacher quality program, for purposes of teacher  
14 11 compensation in accordance with chapter 284, for the school  
14 12 year beginning July 1, 2005, and ending June 30, 2006, shall  
14 13 be the minimum salary amount the school district or area  
14 14 education agency paid to a career teacher if the school  
14 15 district or area education agency participated in the program  
14 16 during the 2001=2002 school year, or, the minimum salary  
14 17 amount the school district or area education agency would have  
14 18 paid a career teacher if the school district or area education  
14 19 agency had participated in the program in the 2001=2002 school  
14 20 year, in accordance with section 284.7, subsection 1, Code  
14 21 Supplement 2001.

14 22 STATE BOARD OF REGENTS

14 23 Sec. 10. There is appropriated from the general fund of  
14 24 the state to the state board of regents for the fiscal year  
14 25 beginning July 1, 2005, and ending June 30, 2006, the  
14 26 following amounts, or so much thereof as may be necessary, to  
14 27 be used for the purposes designated:

14 28 1. OFFICE OF STATE BOARD OF REGENTS

14 29 a. For salaries, support, maintenance, miscellaneous  
14 30 purposes, and for not more than the following full-time  
14 31 equivalent positions:

14 32 ..... \$ 1,167,137  
14 33 ..... FTEs 16.00

14 34 The state board of regents, the department of management,  
14 35 and the legislative services agency shall cooperate to  
15 1 determine and agree upon, by November 15, 2005, the amount  
15 2 that needs to be appropriated for tuition replacement for the  
15 3 fiscal year beginning July 1, 2006.

15 4 The state board of regents shall submit a monthly financial  
15 5 report in a format agreed upon by the state board of regents  
15 6 office and the legislative services agency.

15 7 b. For allocation by the state board of regents to the  
15 8 state university of Iowa, the Iowa state university of science  
15 9 and technology, and the university of northern Iowa to  
15 10 reimburse the institutions for deficiencies in their operating  
15 11 funds resulting from the pledging of tuitions, student fees  
15 12 and charges, and institutional income to finance the cost of  
15 13 providing academic and administrative buildings and facilities  
15 14 and utility services at the institutions:

15 15 ..... \$ 13,975,431

15 16 Notwithstanding section 8.33, funds appropriated for the  
15 17 purposes in this lettered paragraph remaining unencumbered or  
15 18 unobligated at the end of the fiscal year shall not revert but  
15 19 shall be available for expenditure for the purposes specified  
15 20 in this lettered paragraph during the subsequent fiscal year.

15 21 c. For funds to be allocated to the southwest Iowa  
15 22 graduate studies center:

15 23 ..... \$ 105,956

15 24 d. For funds to be allocated to the siouxland interstate  
15 25 metropolitan planning council for the tristate graduate center  
15 26 under section 262.9, subsection 21:

15 27 ..... \$ 77,941

15 28 e. For funds to be allocated to the quad-cities graduate  
15 29 studies center:

15 30 ..... \$ 157,144

15 31 f. For funds for regents universities' general operating  
15 32 budgets:

15 33 ..... \$ 12,569,288

15 34 The funds appropriated for purposes of this lettered  
15 35 paragraph are subject to the following allocations and  
16 1 requirements:

16 2 (1) The partnership for transformation and excellence is a  
16 3 four-year partnership plan created by the state board of  
16 4 regents for the purpose of enhancing the regents' strategic  
16 5 priorities for educational quality and public accountability.  
16 6 Under the plan, Iowa students and families will be subject to  
16 7 moderate student tuition increases, and a clear and concise  
16 8 reallocation plan that may be audited will exist to strengthen  
16 9 the academic focus at the regents universities. The  
16 10 reallocation plan will enhance the quality of the regents  
16 11 universities and provide both an incentive and an opportunity

16 12 for university-wide reprioritization and reallocation of  
16 13 resources to the most important strategic areas.

16 14 (2) The funds shall be distributed by the board as  
16 15 outlined in the state board of regents partnership for  
16 16 transformation and excellence. The funds may be used for any  
16 17 of the following purposes:

- 16 18 (a) Supporting new strategic initiatives.
- 16 19 (b) Meeting enrollment increases.
- 16 20 (c) Meeting the demand for new courses and services.
- 16 21 (d) Funding new but unavoidable or mandated cost  
16 22 increases.
- 16 23 (e) Supporting any other initiatives important to the core  
16 24 functions of the university.

16 25 The funds may also be used for pay adjustments, expense  
16 26 reimbursements, and related benefits for state board of  
16 27 regents employees covered by a collective bargaining agreement  
16 28 and for state board of regents employees not covered by a  
16 29 collective bargaining agreement. The board shall provide from  
16 30 other available sources any additional funding needed for such  
16 31 pay adjustments, expense reimbursements, and related benefits.

16 32 (3) The state board of regents shall annually set a target  
16 33 dollar amount or percentage figure of expected reallocation of  
16 34 resources for each university. The universities shall report  
16 35 to the board on a semiannual basis regarding the actions taken  
17 1 relating to the reallocations. Once funds have been  
17 2 reallocated, that amount shall not be redirected to the  
17 3 original entity or purpose unless extraordinary circumstances  
17 4 exist and an equivalent reallocation amount is increased for  
17 5 the same fiscal year. A reallocation of resources may be made  
17 6 for any of the following purposes:

- 17 7 (a) Supporting new strategic initiatives.
- 17 8 (b) Meeting enrollment increases.
- 17 9 (c) Meeting the demand for new courses and services.
- 17 10 (d) Funding new but unavoidable or mandated cost  
17 11 increases.
- 17 12 (e) Supporting any other initiatives important to the core  
17 13 functions of the university.

17 14 (4) For the purposes of this lettered paragraph:

17 15 (a) "Entity" means a president, vice president, or a  
17 16 college, academic or nonacademic department, division,  
17 17 program, or other unit.

17 18 (b) "Reallocation of resources" means funds within the  
17 19 base budget of a university entity are removed by the  
17 20 administrator of that entity and redirected to another  
17 21 university entity or purpose.

17 22 (5) The state university of Iowa, the Iowa state  
17 23 university of science and technology, and the university of  
17 24 northern Iowa shall each generate matching internal  
17 25 reallocations in an amount equal to 50 percent of the amounts  
17 26 received by the universities pursuant to this lettered  
17 27 paragraph.

17 28 (6) From the moneys allocated to the Iowa state university  
17 29 of science and technology pursuant to this lettered paragraph,  
17 30 an amount equal to \$50,000 shall be distributed to the college  
17 31 of veterinary medicine to reduce the operating fees charged by  
17 32 the veterinary diagnostic laboratory. If Iowa state  
17 33 university of science and technology fails to distribute funds  
17 34 to the college of veterinary science in accordance with this  
17 35 paragraph, the moneys shall revert to the general fund of the  
18 1 state.

18 2 g. For funds to be distributed to the midwestern higher  
18 3 education compact to pay Iowa's member state annual  
18 4 obligation:

18 5 ..... \$ 90,000

18 6 2. STATE UNIVERSITY OF IOWA

18 7 a. General university, including lakeside laboratory

18 8 For salaries, support, maintenance, equipment,  
18 9 miscellaneous purposes, and for not more than the following  
18 10 full-time equivalent positions:

18 11 ..... \$220,131,572

18 12 ..... FTEs 5,058.55

18 13 It is the intent of the general assembly that the  
18 14 university continue progress on the school of public health  
18 15 and the public health initiative for the purposes of  
18 16 establishing an accredited school of public health and for  
18 17 funding an initiative for the health and independence of  
18 18 elderly Iowans.

18 19 b. University hospitals

18 20 For salaries, support, maintenance, equipment, and  
18 21 miscellaneous purposes and for medical and surgical treatment  
18 22 of indigent patients as provided in chapter 255, for medical



18 23 education, and for not more than the following full-time  
18 24 equivalent positions:  
18 25 ..... \$ 27,284,584  
18 26 ..... FTEs 6,877.34

18 27 (1) The university of Iowa hospitals and clinics shall,  
18 28 within the context of chapter 255 and when medically  
18 29 appropriate, make reasonable efforts to extend the university  
18 30 of Iowa hospitals and clinics' use of home telemedicine and  
18 31 other technologies to reduce the frequency of visits to the  
18 32 hospital required by the indigent patients.

18 33 (2) The university of Iowa hospitals and clinics shall  
18 34 submit quarterly a report regarding the portion of the  
18 35 appropriation in this lettered paragraph expended on medical  
19 1 education. The report shall be submitted in a format jointly  
19 2 developed by the university of Iowa hospitals and clinics, the  
19 3 legislative services agency, and the department of management,  
19 4 and shall delineate the expenditures and purposes of the  
19 5 funds.

19 6 (3) Funds appropriated in this lettered paragraph shall  
19 7 not be used to perform abortions except medically necessary  
19 8 abortions, and shall not be used to operate the early  
19 9 termination of pregnancy clinic except for the performance of  
19 10 medically necessary abortions. For the purpose of this  
19 11 lettered paragraph, an abortion is the purposeful interruption  
19 12 of pregnancy with the intention other than to produce a live=  
19 13 born infant or to remove a dead fetus, and a medically  
19 14 necessary abortion is one performed under one of the following  
19 15 conditions:

19 16 (a) The attending physician certifies that continuing the  
19 17 pregnancy would endanger the life of the pregnant woman.  
19 18 (b) The attending physician certifies that the fetus is  
19 19 physically deformed, mentally deficient, or afflicted with a  
19 20 congenital illness.  
19 21 (c) The pregnancy is the result of a rape which is  
19 22 reported within 45 days of the incident to a law enforcement  
19 23 agency or public or private health agency which may include a  
19 24 family physician.  
19 25 (d) The pregnancy is the result of incest which is  
19 26 reported within 150 days of the incident to a law enforcement  
19 27 agency or public or private health agency which may include a  
19 28 family physician.  
19 29 (e) The abortion is a spontaneous abortion, commonly known  
19 30 as a miscarriage, wherein not all of the products of  
19 31 conception are expelled.

19 32 (4) The total quota allocated to the counties for indigent  
19 33 patients for the fiscal year beginning July 1, 2005, shall not  
19 34 be lower than the total quota allocated to the counties for  
19 35 the fiscal year commencing July 1, 1998. The total quota  
20 1 shall be allocated among the counties on the basis of the 2000  
20 2 census pursuant to section 255.16.

20 3 c. Psychiatric hospital  
20 4 For salaries, support, maintenance, equipment,  
20 5 miscellaneous purposes, for the care, treatment, and  
20 6 maintenance of committed and voluntary public patients, and  
20 7 for not more than the following full-time equivalent  
20 8 positions:  
20 9 ..... \$ 7,043,056  
20 10 ..... FTEs 269.65

20 11 d. Center for disabilities and development  
20 12 For salaries, support, maintenance, miscellaneous purposes,  
20 13 and for not more than the following full-time equivalent  
20 14 positions:  
20 15 ..... \$ 6,363,265  
20 16 ..... FTEs 130.37

20 17 From the funds appropriated in this lettered paragraph,  
20 18 \$200,000 shall be allocated for purposes of the employment  
20 19 policy group.

20 20 e. Oakdale campus  
20 21 For salaries, support, maintenance, miscellaneous purposes,  
20 22 and for not more than the following full-time equivalent  
20 23 positions:  
20 24 ..... \$ 2,657,335  
20 25 ..... FTEs 38.25

20 26 f. State hygienic laboratory  
20 27 For salaries, support, maintenance, miscellaneous purposes,  
20 28 and for not more than the following full-time equivalent  
20 29 positions:  
20 30 ..... \$ 3,849,461  
20 31 ..... FTEs 102.50

20 32 g. Family practice program  
20 33 For allocation by the dean of the college of medicine, with

20 34 approval of the advisory board, to qualified participants, to  
 20 35 carry out chapter 148D for the family practice program,  
 21 1 including salaries and support, and for not more than the  
 21 2 following full-time equivalent positions:  
 21 3 ..... \$ 2,075,948  
 21 4 ..... FTEs 190.40  
 21 5 h. Child health care services  
 21 6 For specialized child health care services, including  
 21 7 childhood cancer diagnostic and treatment network programs,  
 21 8 rural comprehensive care for hemophilia patients, and the Iowa  
 21 9 high-risk infant follow-up program, including salaries and  
 21 10 support, and for not more than the following full-time  
 21 11 equivalent positions:  
 21 12 ..... \$ 649,066  
 21 13 ..... FTEs 57.97  
 21 14 i. Statewide cancer registry  
 21 15 For the statewide cancer registry, and for not more than  
 21 16 the following full-time equivalent positions:  
 21 17 ..... \$ 178,739  
 21 18 ..... FTEs 2.10  
 21 19 j. Substance abuse consortium  
 21 20 For funds to be allocated to the Iowa consortium for  
 21 21 substance abuse research and evaluation, and for not more than  
 21 22 the following full-time equivalent position:  
 21 23 ..... \$ 64,871  
 21 24 ..... FTEs 1.00  
 21 25 k. Center for biocatalysis  
 21 26 For the center for biocatalysis, and for not more than the  
 21 27 following full-time equivalent positions:  
 21 28 ..... \$ 881,384  
 21 29 ..... FTEs 6.28  
 21 30 l. Primary health care initiative  
 21 31 For the primary health care initiative in the college of  
 21 32 medicine and for not more than the following full-time  
 21 33 equivalent positions:  
 21 34 ..... \$ 759,875  
 21 35 ..... FTEs 5.89  
 22 1 From the funds appropriated in this lettered paragraph,  
 22 2 \$330,000 shall be allocated to the department of family  
 22 3 practice at the state university of Iowa college of medicine  
 22 4 for family practice faculty and support staff.  
 22 5 m. Birth defects registry  
 22 6 For the birth defects registry and for not more than the  
 22 7 following full-time equivalent position:  
 22 8 ..... \$ 44,636  
 22 9 ..... FTEs 1.00  
 22 10 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY  
 22 11 a. General university  
 22 12 For salaries, support, maintenance, equipment,  
 22 13 miscellaneous purposes, and for not more than the following  
 22 14 full-time equivalent positions:  
 22 15 ..... \$173,269,729  
 22 16 ..... FTEs 3,647.42  
 22 17 It is the intent of the general assembly that the  
 22 18 university continue progress on the center for excellence in  
 22 19 fundamental plant sciences.  
 22 20 b. Agricultural experiment station  
 22 21 For salaries, support, maintenance, miscellaneous purposes,  
 22 22 and for not more than the following full-time equivalent  
 22 23 positions:  
 22 24 ..... \$ 31,019,520  
 22 25 ..... FTEs 546.98  
 22 26 c. Cooperative extension service in agriculture and home  
 22 27 economics  
 22 28 For salaries, support, maintenance, miscellaneous purposes,  
 22 29 and for not more than the following full-time equivalent  
 22 30 positions:  
 22 31 ..... \$ 19,738,432  
 22 32 ..... FTEs 383.34  
 22 33 d. Leopold center  
 22 34 For agricultural research grants at Iowa state university  
 22 35 under section 266.39B, and for not more than the following  
 23 1 full-time equivalent positions:  
 23 2 ..... \$ 464,319  
 23 3 ..... FTEs 11.25  
 23 4 e. Livestock disease research  
 23 5 For deposit in and the use of the livestock disease  
 23 6 research fund under section 267.8:  
 23 7 ..... \$ 220,708  
 23 8 4. UNIVERSITY OF NORTHERN IOWA  
 23 9 a. General university

23 10 For salaries, support, maintenance, equipment,  
 23 11 miscellaneous purposes, and for not more than the following  
 23 12 full-time equivalent positions:  
 23 13 ..... \$ 77,831,821  
 23 14 ..... FTEs 1,398.01  
 23 15 It is the intent of the general assembly that the  
 23 16 university continue to allocate funds for a masters in social  
 23 17 work program, the roadside vegetation project, and the Iowa  
 23 18 office for staff development.  
 23 19 b. Recycling and reuse center  
 23 20 For purposes of the recycling and reuse center, and for not  
 23 21 more than the following full-time equivalent positions:  
 23 22 ..... \$ 211,858  
 23 23 ..... FTEs 3.00  
 23 24 5. STATE SCHOOL FOR THE DEAF  
 23 25 For salaries, support, maintenance, miscellaneous purposes,  
 23 26 and for not more than the following full-time equivalent  
 23 27 positions:  
 23 28 ..... \$ 8,810,471  
 23 29 ..... FTEs 126.60  
 23 30 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL  
 23 31 For salaries, support, maintenance, miscellaneous purposes,  
 23 32 and for not more than the following full-time equivalent  
 23 33 positions:  
 23 34 ..... \$ 4,930,295  
 23 35 ..... FTEs 81.00  
 24 1 7. TUITION AND TRANSPORTATION COSTS  
 24 2 For payment to local school boards for the tuition and  
 24 3 transportation costs of students residing in the Iowa braille  
 24 4 and sight saving school and the state school for the deaf  
 24 5 pursuant to section 262.43 and for payment of certain  
 24 6 clothing, prescription, and transportation costs for students  
 24 7 at these schools pursuant to section 270.5:  
 24 8 ..... \$ 15,020  
 24 9 Sec. 11. INSTITUTE FOR TOMORROW'S WORKFORCE. There is  
 24 10 appropriated from the general fund of the state to the  
 24 11 department of management for allocation to the institute for  
 24 12 tomorrow's workforce created under chapter 7K, if enacted by  
 24 13 this Act, for the fiscal year beginning July 1, 2005, and  
 24 14 ending June 30, 2006, the following amount, or so much thereof  
 24 15 as is necessary, to be used for the purposes designated:  
 24 16 For the activities of the institute created pursuant to  
 24 17 section 7K.1, and subject to the matching fund requirement of  
 24 18 that section, if enacted:  
 24 19 ..... \$ 250,000  
 24 20 Sec. 12. MEDICAL ASSISTANCE == SUPPLEMENTAL AMOUNTS. For  
 24 21 the fiscal year beginning July 1, 2005, and ending June 30,  
 24 22 2006, the department of human services shall continue the  
 24 23 supplemental disproportionate share and a supplemental  
 24 24 indirect medical education adjustment applicable to state=  
 24 25 owned acute care hospitals with more than 500 beds and shall  
 24 26 reimburse qualifying hospitals pursuant to that adjustment  
 24 27 with a supplemental amount for services provided medical  
 24 28 assistance recipients. The adjustment shall generate  
 24 29 supplemental payments intended to equal the state  
 24 30 appropriation made to a qualifying hospital for treatment of  
 24 31 indigent patients as provided in chapter 255. To the extent  
 24 32 of the supplemental payments, a qualifying hospital shall,  
 24 33 after receipt of the funds, transfer to the department of  
 24 34 human services an amount equal to the actual supplemental  
 24 35 payments that were made in that month. The aggregate amounts  
 25 1 for the fiscal year shall not exceed the state appropriation  
 25 2 made to the qualifying hospital for treatment of indigent  
 25 3 patients as provided in chapter 255. The department of human  
 25 4 services shall deposit these funds in the department's medical  
 25 5 assistance account. To the extent that state funds  
 25 6 appropriated to a qualifying hospital for the treatment of  
 25 7 indigent patients as provided in chapter 255 have been  
 25 8 transferred to the department of human services as a result of  
 25 9 these supplemental payments made to the qualifying hospital,  
 25 10 the department shall not, directly or indirectly, recoup the  
 25 11 supplemental payments made to a qualifying hospital for any  
 25 12 reason, unless an equivalent amount of the funds transferred  
 25 13 to the department of human services by a qualifying hospital  
 25 14 pursuant to this provision is transferred to the qualifying  
 25 15 hospital by the department.  
 25 16 If the state supplemental amount allotted to the state of  
 25 17 Iowa for the federal fiscal year beginning October 1, 2005,  
 25 18 and ending September 30, 2006, pursuant to section 1923(f)(3)  
 25 19 of the federal Social Security Act, as amended, or pursuant to  
 25 20 federal payments for indirect medical education is greater

25 21 than the amount necessary to fund the federal share of the  
25 22 supplemental payments specified in the preceding paragraph,  
25 23 the department of human services shall increase the  
25 24 supplemental disproportionate share or supplemental indirect  
25 25 medical education adjustment by the lesser of the amount  
25 26 necessary to utilize fully the state supplemental amount or  
25 27 the amount of state funds appropriated to the state university  
25 28 of Iowa general education fund and allocated to the university  
25 29 for the college of medicine. The state university of Iowa  
25 30 shall transfer from the allocation for the college of medicine  
25 31 to the department of human services, on a monthly basis, an  
25 32 amount equal to the additional supplemental payments made  
25 33 during the previous month pursuant to this paragraph. A  
25 34 qualifying hospital receiving supplemental payments pursuant  
25 35 to this paragraph that are greater than the state  
26 1 appropriation made to the qualifying hospital for treatment of  
26 2 indigent patients as provided in chapter 255 shall be  
26 3 obligated as a condition of its participation in the medical  
26 4 assistance program to transfer to the state university of Iowa  
26 5 general education fund on a monthly basis an amount equal to  
26 6 the funds transferred by the state university of Iowa to the  
26 7 department of human services. To the extent that state funds  
26 8 appropriated to the state university of Iowa and allocated to  
26 9 the college of medicine have been transferred to the  
26 10 department of human services as a result of these supplemental  
26 11 payments made to the qualifying hospital, the department shall  
26 12 not, directly or indirectly, recoup these supplemental  
26 13 payments made to a qualifying hospital for any reason, unless  
26 14 an equivalent amount of the funds transferred to the  
26 15 department of human services by the state university of Iowa  
26 16 pursuant to this paragraph is transferred to the qualifying  
26 17 hospital by the department.

26 18 Continuation of the supplemental disproportionate share and  
26 19 supplemental indirect medical education adjustment shall  
26 20 preserve the funds available to the university hospital for  
26 21 medical and surgical treatment of indigent patients as  
26 22 provided in chapter 255 and to the state university of Iowa  
26 23 for educational purposes at the same level as provided by the  
26 24 state funds initially appropriated for that purpose.

26 25 The department of human services shall, in any compilation  
26 26 of data or other report distributed to the public concerning  
26 27 payments to providers under the medical assistance program,  
26 28 set forth reimbursements to a qualifying hospital through the  
26 29 supplemental disproportionate share and supplemental indirect  
26 30 medical education adjustment as a separate item and shall not  
26 31 include such payments in the amounts otherwise reported as the  
26 32 reimbursement to a qualifying hospital for services to medical  
26 33 assistance recipients.

26 34 For purposes of this section, "supplemental payment" means  
26 35 a supplemental payment amount paid for medical assistance to a  
27 1 hospital qualifying for that payment under this section.

27 2 Sec. 13. For the fiscal year beginning July 1, 2005, and  
27 3 ending June 30, 2006, the state board of regents may use  
27 4 notes, bonds, or other evidences of indebtedness issued under  
27 5 section 262.48 to finance projects that will result in energy  
27 6 cost savings in an amount that will cause the state board to  
27 7 recover the cost of the projects within an average of six  
27 8 years.

27 9 Sec. 14. Notwithstanding section 270.7, the department of  
27 10 administrative services shall pay the state school for the  
27 11 deaf and the Iowa braille and sight saving school the moneys  
27 12 collected from the counties during the fiscal year beginning  
27 13 July 1, 2005, for expenses relating to prescription drug costs  
27 14 for students attending the state school for the deaf and the  
27 15 Iowa braille and sight saving school.

27 16 Sec. 15. NEW SECTION. 7K.1 INSTITUTE FOR TOMORROW'S  
27 17 WORKFORCE.

27 18 1. FINDINGS. The general assembly finds that Iowa's  
27 19 children are this state's greatest asset and to improve the  
27 20 future for Iowa's children, it is necessary to focus  
27 21 elementary, secondary, and postsecondary education efforts on  
27 22 what children need to know to be successful students and  
27 23 successful participants in Iowa's global workforce. Iowa's  
27 24 state community and business leaders are at the forefront of  
27 25 this ongoing conversation. The general assembly further finds  
27 26 that the creation of an institute for tomorrow's workforce  
27 27 provides a long-term forum for bold, innovative  
27 28 recommendations to improve Iowa's education system to meet the  
27 29 workforce needs of Iowa's new economy.

27 30 2. INSTITUTE ESTABLISHED == DUTIES. An institute for  
27 31 tomorrow's workforce is created as an independent agency,

27 32 which shall, at a minimum, do the following:

27 33 a. Review educational standards to determine relevance and  
27 34 rigor necessary for continuous improvement in student  
27 35 achievement and meeting workforce needs.

28 1 b. Identify jobs skills and corresponding high school  
28 2 coursework necessary to achieve success in the Iowa workforce.

28 3 c. Review the state's education accountability measures,  
28 4 including but not limited to student proficiency and  
28 5 individual and organization program accountability.

28 6 d. Identify state and local barriers to improved student  
28 7 achievement and student success as well as barriers to sharing  
28 8 among and within all areas of Iowa's education system.

28 9 e. Identify effective education structure and delivery  
28 10 models that promote optimum student achievement opportunities  
28 11 for all Iowa students that include, but are not limited to,  
28 12 the role of technology.

28 13 f. Serve as a clearinghouse for existing and emerging  
28 14 innovative educational sharing and collaborative efforts among  
28 15 and between Iowa's secondary education system as well as  
28 16 Iowa's postsecondary education system.

28 17 g. Promote partnerships between private sector business  
28 18 and all areas of Iowa's education system.

28 19 h. Promote partnerships between other Iowa governance  
28 20 structures including, but not limited to, cities and counties,  
28 21 and all areas of Iowa's education system.

28 22 i. Identify ways to reduce the achievement gap between  
28 23 white and non-white, non-Asian students.

28 24 3. MEMBERSHIP. The board of directors of the institute  
28 25 for tomorrow's workforce shall consist of fifteen members  
28 26 serving staggered three-year terms beginning on May 1 of the  
28 27 year of appointment who shall be appointed as follows:

28 28 a. Five members shall be appointed by the governor as  
28 29 follows:

28 30 (1) A school district superintendent from a school  
28 31 district with enrollment of one thousand one hundred forty=  
28 32 nine or fewer pupils.

28 33 (2) An individual representing an Iowa business employing  
28 34 more than two hundred fifty employees.

28 35 (3) A community college president.

29 1 (4) An individual representing labor and workforce  
29 2 interests.

29 3 (5) An individual representing an Iowa agriculture  
29 4 association.

29 5 b. Five members shall be appointed by the speaker of the  
29 6 house of representatives as follows:

29 7 (1) An individual representing the area education  
29 8 agencies.

29 9 (2) The president of an accredited private institution as  
29 10 defined in section 261.9.

29 11 (3) An individual representing an Iowa business employing  
29 12 more than fifty employees but less than two hundred fifty  
29 13 employees.

29 14 (4) An individual representing urban economic development  
29 15 interests.

29 16 (5) An individual from an association representing Iowa  
29 17 businesses.

29 18 c. Five members shall be appointed by the president of the  
29 19 senate as follows:

29 20 (1) A school district superintendent from a school  
29 21 district with an enrollment of more than one thousand one  
29 22 hundred forty-nine pupils.

29 23 (2) A president of an institution of higher education  
29 24 under the control of the state board of regents.

29 25 (3) An individual representing an Iowa business employing  
29 26 fifty or fewer employees.

29 27 (4) An individual representing rural economic development  
29 28 interests.

29 29 (5) An individual representing a business that established  
29 30 itself in Iowa on or after July 1, 1999.

29 31 Members, except as provided in paragraph "c", subparagraph  
29 32 (2), shall not be employed by the state. One co-chairperson  
29 33 shall be appointed by the speaker of the house of  
29 34 representatives and one co-chairperson shall be appointed by  
29 35 the president of the senate.

30 1 4. MATCHING FUNDS REQUIREMENT. Moneys appropriated by the  
30 2 general assembly for purposes of the institute for tomorrow's  
30 3 workforce shall be allocated only to the extent that the state  
30 4 moneys are matched from other sources by the institute on a  
30 5 dollar-for-dollar basis.

30 6 5. REPORTING REQUIREMENTS. The institute for tomorrow's  
30 7 workforce shall submit its findings and recommendations by

30 8 January 15 annually in a report to the governor, the speaker  
30 9 of the house of representatives, the president of the senate,  
30 10 the state board of education, the state board of regents, the  
30 11 department of workforce development, the department of  
30 12 economic development, the Iowa association of community  
30 13 college trustees, the college student aid commission, the Iowa  
30 14 association of independent colleges and universities, and  
30 15 associations representing school boards, nonpublic schools,  
30 16 area education agencies, and teachers. The report shall  
30 17 include an accounting of the revenues and expenditures of the  
30 18 institute.

30 19 6. This chapter is repealed effective July 1, 2015.

30 20 Sec. 16. Section 256.9, Code 2005, is amended by adding  
30 21 the following new subsection:

30 22 NEW SUBSECTION. 53. Develop and make available to school  
30 23 districts, examples of age-appropriate materials and lists of  
30 24 resources which parents may use to teach their children to  
30 25 recognize unwanted physical and verbal sexual advances, to not  
30 26 make unwanted physical and verbal sexual advances, to  
30 27 effectively reject unwanted sexual advances, that it is wrong  
30 28 to take advantage of or exploit another person, and about  
30 29 counseling, medical, and legal resources available to  
30 30 survivors of sexual abuse and sexual assault, including  
30 31 resources for escaping violent relationships. The materials  
30 32 and resources shall cover verbal, physical, and visual sexual  
30 33 harassment, including nonconsensual sexual advances, and  
30 34 nonconsensual physical sexual contact. In developing the  
30 35 materials and resource list, the director shall consult with  
31 1 entities that shall include, but not be limited to, the  
31 2 departments of human services, public health, and public  
31 3 safety, education stakeholders, and parent-teacher  
31 4 organizations. School districts shall provide age-appropriate  
31 5 materials and a list of available community and web-based  
31 6 resources to parents at registration and shall also include  
31 7 the age-appropriate materials and resource list in the student  
31 8 handbook. School districts are encouraged to work with their  
31 9 communities to provide voluntary parent education sessions to  
31 10 provide parents with the skills and appropriate strategies to  
31 11 teach their children as described in this subsection. School  
31 12 districts shall incorporate the age-appropriate materials  
31 13 into relevant curricula and shall reinforce the importance of  
31 14 preventive measures when reasonable with parents and students.

31 15 Sec. 17. Section 257B.1B, subsection 1, Code 2005, is  
31 16 amended to read as follows:

31 17 1. ~~Fifty-five~~ For the fiscal year beginning July 1, 2004,  
31 18 and each succeeding fiscal year, fifty-five percent of the  
31 19 moneys deposited in the fund to the department of education  
31 20 for allocation to the Iowa reading recovery ~~center council~~ to  
31 21 assist school districts in developing reading recovery and  
31 22 literacy programs. The Iowa reading recovery council shall  
31 23 use the area education agency unified budget as its fiscal  
31 24 agent for grant moneys and for other moneys administered by  
31 25 the council.

31 26 Sec. 18. Section 261.9, subsection 1, paragraph b, Code  
31 27 2005, is amended to read as follows:

31 28 b. Is accredited by the north central association of  
31 29 colleges and secondary schools accrediting agency based on  
31 30 their requirements, is exempt from taxation under section  
31 31 501(c)(3) of the Internal Revenue Code, and annually provides  
31 32 a matching aggregate amount of institutional financial aid  
31 33 equal to at least seventy-five percent of the amount received  
31 34 in a fiscal year by the institution's students for Iowa  
31 35 tuition grant assistance under this chapter. Commencing with  
32 1 the fiscal year beginning July 1, ~~2005~~ 2006, the matching  
32 2 aggregate amount of institutional financial aid shall increase  
32 3 by the percentage of increase each fiscal year of funds  
32 4 appropriated for Iowa tuition grants under section 261.25,  
32 5 subsection 1, to a maximum match of one hundred percent. The  
32 6 institution shall file annual reports with the commission  
32 7 prior to receipt of tuition grant moneys under this chapter.  
32 8 An institution whose income is not exempt from taxation under  
32 9 section 501(c) of the Internal Revenue Code and whose students  
32 10 were eligible to receive Iowa tuition grant money in the  
32 11 fiscal year beginning July 1, 2003, shall meet the match  
32 12 requirements of this paragraph no later than June 30, 2005.

32 13 Sec. 19. Section 261.25, subsection 1, Code 2005, is  
32 14 amended to read as follows:

32 15 1. There is appropriated from the general fund of the  
32 16 state to the commission for each fiscal year the following:  
32 17 a. The sum of ~~forty-seven~~ forty-four million ~~one eight~~  
32 18 hundred ~~fifty-seven~~ fifty-five thousand ~~five nine~~ hundred

32 19 ~~fifteen sixty-nine~~ dollars for tuition grants for distribution  
32 20 to qualified students enrolled at accredited private  
32 21 institutions that are exempt from taxation under section  
32 22 501(c)(3) of the Internal Revenue Code.

32 23 ~~b. From the funds appropriated in this subsection, not~~  
32 24 ~~more than three~~ The sum of four million four eight hundred  
32 25 ~~seventeen~~ thousand six hundred six dollars may be distributed  
32 26 to for distribution to qualified students enrolled at  
32 27 accredited private institutions whose income is not exempt  
32 28 from taxation under section 501(c) of the Internal Revenue  
32 29 Code and whose students were eligible to receive Iowa tuition  
32 30 grant moneys in the fiscal year beginning July 1, 2003. A  
32 31 ~~for-profit institution which, effective March 9, 2005,~~  
32 32 ~~purchased an accredited private institution that was exempt~~  
32 33 ~~from taxation under section 501(c) of the Internal Revenue~~  
32 34 ~~Code, shall be an eligible institution under the Iowa tuition~~  
32 35 ~~grant program.~~

33 1 ~~If an accredited private institution has an average default~~  
33 2 ~~rate of ten percent or more within the most recent consecutive~~  
33 3 ~~three-year period as determined by the commission using the~~  
33 4 ~~official cohort default rates for schools released annually by~~  
33 5 ~~the United States department of education, the total amount of~~  
33 6 ~~tuition grant moneys calculated by the commission for award to~~  
33 7 ~~qualified students enrolled in the accredited private~~  
33 8 ~~institution shall be reduced by one percent for each one-tenth~~  
33 9 ~~of a percentage point in which the institution exceeds the ten~~  
33 10 ~~percent default average. The sum of the moneys retained by~~  
33 11 ~~the commission as a result of the reduction shall be~~  
33 12 ~~redistributed by the commission on a pro rata basis under the~~  
33 13 ~~state student aid programs administered by the commission.~~

33 14 Sec. 20. NEW SECTION. 272.29 ANNUAL ADMINISTRATIVE RULES  
33 15 REVIEW.

33 16 The executive director shall annually review the  
33 17 administrative rules adopted pursuant to this chapter and  
33 18 related state laws. The executive director shall annually  
33 19 submit the executive director's findings and recommendations  
33 20 in a report to the board and the chairpersons and ranking  
33 21 members of the senate and house standing committees on  
33 22 education and the joint appropriations subcommittee on  
33 23 education by January 15.

33 24 Sec. 21. Section 284.13, subsection 1, paragraphs a  
33 25 through c, Code 2005, are amended to read as follows:

33 26 a. For each fiscal year in the fiscal period beginning  
33 27 July 1, 2003, and ending June 30, ~~2005~~ 2006, the department  
33 28 shall reserve up to five hundred thousand dollars of any  
33 29 moneys appropriated for purposes of this chapter. For each  
33 30 fiscal year in which moneys are appropriated by the general  
33 31 assembly for purposes of team-based variable pay pursuant to  
33 32 section 284.11, the amount of moneys allocated to school  
33 33 districts shall be in the proportion that the basic enrollment  
33 34 of a school district bears to the sum of the basic enrollments  
33 35 of all participating school districts for the budget year.

34 1 However, the per pupil amount distributed to a school district  
34 2 under the pilot program shall not exceed one hundred dollars.

34 3 b. For the fiscal year beginning July 1, ~~2004~~ 2005, and  
34 4 ending June 30, ~~2005~~ 2006, to the department of education, the  
34 5 amount of ~~one two~~ million ~~one hundred thousand~~ dollars for the  
34 6 issuance of national board certification awards in accordance  
34 7 with section 256.44.

34 8 c. For the fiscal year beginning July 1, ~~2004~~ 2005, and  
34 9 succeeding fiscal years, an amount up to ~~three~~ four million  
34 10 ~~five one~~ hundred thousand dollars for first-year and second=  
34 11 year beginning teachers, to the department of education for  
34 12 distribution to school districts for purposes of the beginning  
34 13 teacher mentoring and induction programs. A school district  
34 14 shall receive one thousand three hundred dollars per beginning  
34 15 teacher participating in the program. If the funds  
34 16 appropriated for the program are insufficient to pay mentors  
34 17 and school districts as provided in this paragraph, the  
34 18 department shall prorate the amount distributed to school  
34 19 districts based upon the amount appropriated. Moneys received  
34 20 by a school district pursuant to this paragraph shall be  
34 21 expended to provide each mentor with an award of five hundred  
34 22 dollars per semester, at a minimum, for participation in the  
34 23 school district's beginning teacher mentoring and induction  
34 24 program; to implement the plan; and to pay any applicable  
34 25 costs of the employer's share of contributions to federal  
34 26 social security and the Iowa public employees' retirement  
34 27 system or a pension and annuity retirement system established  
34 28 under chapter 294, for such amounts paid by the district.

34 29 Sec. 22. Section 284.13, subsection 1, paragraph e, Code

34 30 2005, is amended to read as follows:

34 31 e. For the fiscal year beginning July 1, ~~2004~~ 2005, and  
34 32 ending June 30, ~~2005~~ 2006, up to ~~two one~~ hundred fifty ~~eighty=~~  
34 33 ~~five~~ thousand dollars to the department of education for  
34 34 purposes of implementing the career development program  
34 35 requirements of section 284.6, and the review panel  
35 1 requirements of section 284.9. From the moneys allocated to  
35 2 the department pursuant to this paragraph, not less than  
35 3 ~~seventy-five~~ ~~ten~~ thousand dollars shall be used to administer  
35 4 ~~the ambassador to education position in accordance with~~  
35 5 ~~section 256.45 distributed to the board of educational~~  
35 6 ~~examiners for purposes of convening an educator licensing~~  
35 7 ~~review working group.~~ A portion of the funds allocated to the  
35 8 department for purposes of this paragraph may be used by the  
35 9 department for administrative purposes. Notwithstanding  
35 10 section 8.33, moneys allocated for purposes of this paragraph  
35 11 prior to July 1, 2004, which remain unobligated or unexpended  
35 12 at the end of the fiscal year for which the moneys were  
35 13 appropriated, shall remain available for expenditure for the  
35 14 purposes for which they were allocated, for the fiscal year  
35 15 beginning July 1, 2004, and ending June 30, 2005.

35 16 Sec. 23. Section 284.13, subsection 1, Code 2005, is  
35 17 amended by adding the following new paragraph:

35 18 NEW PARAGRAPH. dd. For the fiscal year beginning July 1,  
35 19 2005, and ending June 30, 2006, up to eight million nine  
35 20 hundred thousand dollars to the department of education for  
35 21 use by school districts to add one additional teacher contract  
35 22 day to the school calendar. Prior to receiving funds under  
35 23 this paragraph, a school district shall submit for approval to  
35 24 the department the school district's professional development  
35 25 plan for use of the moneys. From the moneys allocated to the  
35 26 department pursuant to this paragraph, not less than seventy=  
35 27 five thousand dollars shall be used to administer the  
35 28 ambassador to education position in accordance with section  
35 29 256.45 and the reporting and plan requirements of this  
35 30 subsection shall not apply to this allocation. The department  
35 31 shall submit a report on school district use of the moneys  
35 32 distributed pursuant to this paragraph to the chairpersons and  
35 33 ranking members of the house and senate standing committees on  
35 34 education, the joint appropriations subcommittee on education,  
35 35 and the legislative services agency not later than January 15,  
36 1 2006.

36 2 Sec. 24. EFFECTIVE DATE. The section of this Act that  
36 3 amends section 257B.1B, being deemed of immediate importance,  
36 4 takes effect upon enactment.

36 5 HF 816

36 6 kh:mg/es/25