Education Appropriations Bill – II
Senate File 539
Senate/House Difference Comparison

Last Action:

Senate Appropriations Committee

June 20, 2011

Executive Summary Only

An Act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, for penalties and remedies, and for effective date, applicability, and retroactive applicability provisions.

Fiscal Services Division
Legislative Services Agency

NOTES ON BILLS AND AMENDMENTS (NOBA)

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EDUCATION APPROPRIATIONS BILL
EXECUTIVE SUMMARY NOBA

SENATE FILE 539

Funding Summary: Senate File 539 appropriates a total of $812.8 million from the General Fund and 12,280.6 FTE positions for FY 2012. This is a decrease of $28.8 million compared to estimated net FY 2011 and an increase of $34.1 million compared to H.F. 697 (Omnibus Appropriations Bill). No other funds are appropriated. This is a decrease of $14.1 million compared to estimated net FY 2011. See the attached tracking document for funding totals and difference comparisons for individual budget unit items.

Biennial Budgeting – FY 2013: House File 697 appropriates General Fund, other funds, and FTE positions for FY 2013 for the Education budget and includes necessary corresponding language. These appropriations are equal to 85.0% of the House Omnibus appropriations for FY 2012, with the exception of Early Childhood Iowa Preschool Tuition Assistance, funded at 49.0% of FY 2012, and the Midwest Higher Education Consortium, funded at 100.0% of FY 2012. The Senate provides 50.0% of the FY 2012 Senate action appropriations for FY 2013.

Language Differences:

- **College Student Aid Commission – All Iowa Opportunity Foster Care Grant Program:** The Senate makes children of peace officers and firefighters that were killed or permanently disabled in the line of duty eligible for this Program while attending a Regents university or an Iowa community college. The Omnibus Bill does not address this. It is estimated that nine or ten additional children will be eligible for this Program annually.
- **College Student Aid Commission – National Guard Educational Assistance Program FY 2011:** The Senate makes an FY 2011 supplemental General Fund appropriation of $500,000 for the National Guard Educational Assistance Program in FY 2011 to be used in FY 2012.
- **Department of Education - Preschool:** The House Omnibus Bill reduces the weighting for preschool students from 0.6 to 0.3 beginning in FY 2012. This weighting reduction will reduce preschool formula funding by approximately $35.0 million in FY 2012 (based on a 0.0% allowable growth rate). Additionally, the House language specifies that school districts may not use more than 5.0% of preschool foundation aid for administration of the local preschool program. The Senate version does not address either of these proposals, however the Senate Standings Bill reduces the preschool formula weighting from 0.6 to 0.5.
- **Department of Education – Community Colleges:** The Senate adds statutory language establishing the Pathways for Academic Career and Employment Program and the Gap Tuition Assistance Program. Both Programs may be funded from the Workforce Training and Economic Development Funds. The Omnibus Bill does not address this.
- **Board of Educational Examiners Licensing Fees:** The Senate transfers $111,000 from the Board's FY 2011 ending balance to Vocational Education Administration and $177,000 to Vocational Rehabilitation Services. The Omnibus Bill does not fund this.
- **Board of Regents – Graduate Centers:** The Senate specifies that the Board of Regents may transfer funding among the three graduate centers and must notify the Legislative Council and the LSA in writing of the amount, date and purpose of the transfer. The Omnibus Bill does not address this.
- **Board of Regents – Peace Officers:** The Senate makes technical changes to several sections of the Code to clarify that campus police officers are sworn certified peace officers. The Omnibus Bill does not address this.
- **Board of Regents – Online Advanced Placement Academy:** The Senate appropriates $500,000 from the General Fund to the University of Iowa (SUI) for the Iowa Online Advanced Placement Academy Science, Technology, Engineering, and Mathematics Initiative. The House version does not fund this. The Senate amends statute to establish the Academy within the International Center for Talented and Gifted Education at the SUI to provide advanced placement courses to high school students, training for teachers on how to teach advanced placement courses, and to provide preparation for middle school students for high school success. The Omnibus Bill does not address this.

- **Early Childhood Iowa:**
  - The Senate amends statutory language to allow Early Childhood Iowa (ECI) area boards to use State grant funds to pay for required financial audits if the annual administrative allowance is insufficient. The Omnibus Bill does not address this.
  - The Senate adds statutory language requiring programs using evidence-based or promising models for home visitation to be given priority in the allocation of funding for home visitation programs. The Omnibus Bill does not address this.
  - The Omnibus Bill amends statutory language that currently requires 60.0% of family support funding from all sources to be used for programs with a home visitation component; the change to statute would apply the requirement to State family support funding only.
- **Department of Education – Senior Year Plus:** The Senate amends statute to specify the means by which students receiving competent private instruction may demonstrate proficiency for purposes of establishing eligibility for Senior Year Plus. The Omnibus Bill does not address this.
- **Department of Education – Regional Academies:** The Senate amends statute pertaining to regional academies to include grades 7 and 8, in addition to grades 9-12. The Senate also allows a school district establishing a regional academy to collaborate and partner with area education agencies, community colleges, accredited postsecondary institutions, accredited nonpublic schools, businesses, and private agencies. The Senate provides additional specifications including waiver procedures for statutory or regulatory requirements, allowable courses, and approval from the Department of Education (DE) on how funds generated from the supplementary weighting will be used. There may be a fiscal impact beginning in FY 2013, but any impact would be predicated on the number of new Regional Academies resulting from this legislation and the amount is currently unknown. The Omnibus Bill does not address this.
- **Student Achievement and Teacher Quality:** The Senate and House allocations of the Student Achievement and Teacher Quality appropriations differ as shown in the table below. In addition, the House version strikes the statute establishing the Teacher Development Academies.

	Est. FY 2011	House FY 2012	Senate FY 2012
National Board Certification Awards	$ 831,450	$ 600,000	$ 600,000
Ambassador to Education	71,248	85,000	85,000
Beginning Teacher Mentoring and Induction	3,825,249	3,200,000	2,395,157
Career Development and Evaluator Training	571,731	613,878	600,000
Teacher Development Academies	1,517,755	0	1,104,843
Total	$6,817,433	$4,498,878	$ 4,785,000

- **Department of Education – PPEL Uses:** The Senate expands the allowable uses of Physical Plant and Equipment Levy (PPEL) revenues to include transactions involving equipment and technology. The language permits technology equipment to be bundled as a single transaction to meet the $500 requirement. The Omnibus Bill does not address this.
- **State Library and Library Service Areas (Division XCVI of Omnibus):** The Senate includes language from S.F. 410 as passed by the Senate to combine the Library Service Areas and the State Library in the new Division of Library Services under the DE. The Omnibus Bill does not address this. Both the House and Senate authorize local public libraries that receive State, county, or municipal support to dispose of obsolete library materials, and specifies that proceeds from any such sale may be used by the library for purchase of materials or provision of services.

- **Community Colleges – Pathways for Academic Career and Employment Program:** The Senate includes language from S.F. 328 as passed by the Senate to establish the Pathways for Academic Career and Employment Program and the Gap Tuition Assistance Program. The Omnibus Bill does not address this.
- **Midwest Higher Education Compact (MHEC):** The House appropriates funds in FY 2011, FY 2012, and FY 2013 from the General Fund for the State's annual membership dues for MHEC. The House also strikes the language requiring the Department of Management to assess members for dues based on the savings they received during the previous year. The Senate does not address this.
- **School Dress Code (Division LXXXIV of Omnibus):** The House specifies that school boards may adopt dress code policies that prescribe standard dress or otherwise impose limitations on student dress without limiting students' constitutional rights and privileges if the board determines that the policy would improve health, safety and the educational environment. The House further specifies that adoption of such a policy is not a violation of statute in regard to student exercise of free expression. The Senate does not address this issue.
- **Organizations Representing School Boards, Members, and Administrators:** The Senate includes language defining organizations that receive fees for products or services or annual dues as taxpayer-funded organizations – for example, the Iowa Association of School Boards, the Urban Education Network, Iowa School Finance Information Services, and the School Administrators of Iowa. Requirements for reporting and auditing and restrictions regarding treatment of employees are included. The House does not address this.

Education
General Fund

	H Act Supp Omni FY 2011 (1)	Senate Supp FY 2011 (2)	House Act-Omni FY 2012 (3)	Senate FY 2012 (4)	Senate vs House FY 12 (5)	House Act-Omni FY 2013 (6)	Senate FY 2013 (7)	Senate vs House FY 13 (8)
Blind, Dept. of the								
Blind, Dept. for the								
Department for the Blind	$ 0	$ 0	$ 1,706,053	$ 1,691,815	$ -14,238	$ 1,450,145	$ 845,908	$ -604,237
Newsline for the Blind	0	0	0	50,000	50,000	0	25,000	25,000
Total Blind, Dept. of the	$ 0	$ 0	$ 1,706,053	$ 1,741,815	$ 35,762	$ 1,450,145	$ 870,908	$ -579,237
College Aid Commission								
College Student Aid Comm.								
College Aid Commission	$ 0	$ 0	$ 234,903	$ 232,943	$ -1,960	$ 199,668	$ 116,471	$ -83,197
Iowa Grants	0	0	848,761	791,177	-57,584	721,447	395,588	-325,859
DMU Health Care Professional Recruitment	0	0	349,699	325,973	-23,726	297,244	162,987	-134,257
National Guard Benefits Program	0	500,000	4,186,233	3,186,233	-1,000,000	3,558,298	1,593,117	-1,965,181
Teacher Shortage Loan Forgiveness	0	0	250,000	392,452	142,452	212,500	196,226	-16,274
All Iowa Opportunity Foster Care Grant Program	0	0	594,383	554,057	-40,326	505,226	277,028	-228,198
All Iowa Opportunity Scholarships	0	0	2,403,949	2,240,854	-163,095	2,043,357	1,120,427	-922,930
Nurse & Nurse Educator Loan Program	0	0	86,736	80,852	-5,884	73,726	40,426	-33,300
Barber & Cosmetology Tuition Grant Program	0	0	39,626	36,938	-2,688	33,682	18,469	-15,213
Tuition Grant Program - Standing	0	0	44,013,448	42,352,687	-1,660,761	37,411,431	21,176,343	-16,235,088
Tuition Grant - For-Profit	0	0	4,200,000	4,425,244	225,244	3,570,000	2,212,622	-1,357,378
Vocational Technical Tuition Grant	0	0	2,413,959	2,250,185	-163,774	2,051,865	1,125,093	-926,772
Total College Aid Commission	$ 0	$ 500,000	$ 59,621,697	$ 56,869,595	$ -2,752,102	$ 50,678,444	$ 28,434,797	$ -22,243,647

Education
General Fund

	H Act Supp Omni FY 2011	Senate Supp FY 2011	House Act-Omni FY 2012	Senate FY 2012	Senate vs House FY 12	House Act-Omni FY 2013	Senate FY 2013	Senate vs House FY 13
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
Education, Dept. of								
Education, Dept. of								
Administration	$ 0	$ 0	$ 6,019,042	$ 5,913,812	$ -105,230	$ 5,116,186	$ 2,956,906	$ -2,159,280
Vocational Education Administration	0	0	422,319	449,276	26,957	358,971	224,638	-134,333
Vocational Education Secondary	0	0	2,435,234	2,630,134	194,900	2,069,949	1,315,067	-754,882
Food Service	0	0	1,993,795	2,176,797	183,002	1,694,726	1,088,399	-606,327
State Library	0	0	1,219,799	1,209,619	-10,180	1,036,829	604,809	-432,020
State Library - Enrich Iowa	0	0	1,688,316	1,674,227	-14,089	1,435,069	837,114	-597,955
State Library - Library Service Areas	0	0	934,917	1,005,444	70,527	794,679	502,722	-291,957
ECI General Aid (SRG)	0	0	5,386,113	5,386,113	0	4,578,196	2,693,057	-1,885,139
ECI Preschool Tuition Assistance (SRG)	0	0	5,428,877	4,936,586	-492,291	2,659,545	2,468,293	-191,252
ECI Family Support and Parent Ed (SRG)	0	0	12,364,434	12,364,434	0	10,509,769	6,182,217	-4,327,552
Special Ed. Services Birth to 3	0	0	1,618,116	1,721,400	103,284	1,375,399	860,700	-514,699
Nonpublic Textbook Services	0	0	600,987	560,214	-40,773	510,839	280,107	-230,732
Administrator Mentoring	0	0	183,448	0	-183,448	155,931	0	-155,931
Model Core Curriculum	0	0	0	1,000,000	1,000,000	0	500,000	500,000
Student Achievement/Teacher Quality	0	0	4,498,878	4,785,000	286,122	3,824,046	2,392,500	-1,431,546
Jobs For America's Grads	0	0	540,000	0	-540,000	459,000	0	-459,000
Community Colleges General Aid	0	0	154,412,677	163,774,647	9,361,970	131,250,775	81,887,324	-49,363,451
Community College Salary Increase	0	0	0	500,000	500,000	0	250,000	250,000
Pathway - Workforce Training	0	0	0	5,000,000	5,000,000	0	2,500,000	2,500,000
Midwestern Higher Ed Consortium	39,000	0	100,000	0	-100,000	100,000	0	-100,000
Total Education, Dept. of	$ 39,000	$ 0	$ 199,846,952	$ 215,087,703	$ 15,240,751	$ 167,929,909	$ 107,543,853	$ -60,386,056
Vocational Rehabilitation								
Vocational Rehabilitation	$ 0	$ 0	$ 4,477,378	$ 4,963,168	$ 485,790	$ 3,805,771	$ 2,481,584	$ -1,324,187
Independent Living	0	0	39,457	39,128	-329	33,538	19,564	-13,974
Entrepreneurs with Disabilities Program	0	0	146,760	145,535	-1,225	124,746	72,768	-51,978
Independent Living Center Grant	0	0	40,633	40,294	-339	34,538	20,147	-14,391
Total Vocational Rehabilitation	$ 0	$ 0	$ 4,704,228	$ 5,188,125	$ 483,897	$ 3,998,593	$ 2,594,063	$ -1,404,530
Iowa Public Television								
Iowa Public Television	$ 0	$ 0	$ 7,710,017	$ 6,654,021	$ -1,055,996	$ 6,553,514	$ 3,327,011	$ -3,226,503
Regional Telecom. Councils	0	0	1,001,269	992,913	-8,356	851,079	496,457	-354,622
Total Iowa Public Television	$ 0	$ 0	$ 8,711,286	$ 7,646,934	$ -1,064,352	$ 7,404,593	$ 3,823,468	$ -3,581,125
Total Education, Dept. of	$ 39,000	$ 0	$ 213,262,466	$ 227,922,762	$ 14,660,296	$ 179,333,095	$ 113,961,384	$ -65,371,711

Education
General Fund

	H Act Supp Omni FY 2011	Senate Supp FY 2011	House Act-Omni FY 2012	Senate FY 2012	Senate vs House FY 12	House Act-Omni FY 2013	Senate FY 2013	Senate vs House FY 13
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
Regents, Board of								
Regents, Board of								
Regent Board Office	$ 0	$ 0	$ 1,023,664	$ 1,074,289	$ 50,625	$ 870,114	$ 537,145	$ -332,969
GRA - SW Iowa Regents Resource Ctr	0	0	85,320	88,234	2,914	72,522	44,117	-28,405
GRA - Tri State Graduate Center	0	0	64,963	67,182	2,219	55,219	33,591	-21,628
GRA - Quad Cities Graduate Center	0	0	126,585	130,908	4,323	107,597	65,454	-42,143
IPR - Iowa Public Radio	0	0	381,939	394,981	13,042	324,648	197,491	-127,157
University of Iowa - General	0	0	202,530,663	211,565,746	9,035,083	172,151,064	105,782,873	-66,368,191
SUI - Oakdale Campus	0	0	2,132,789	2,205,620	72,831	1,812,871	1,102,810	-710,061
SUI - Hygienic Laboratory	0	0	3,449,746	3,567,548	117,802	2,932,284	1,783,774	-1,148,510
SUI - Family Practice Program	0	0	1,744,290	1,803,854	59,564	1,482,647	901,927	-580,720
SUI - Specialized Children Health Services	0	0	643,239	665,205	21,966	546,753	332,602	-214,151
SUI - Iowa Cancer Registry	0	0	145,386	150,351	4,965	123,578	75,175	-48,403
SUI - Substance Abuse Consortium	0	0	54,164	56,013	1,849	46,039	28,007	-18,032
SUI - Biocatalysis	0	0	705,931	730,037	24,106	600,041	365,018	-235,023
SUI - Primary Health Care	0	0	632,972	654,587	21,615	538,026	327,294	-210,732
SUI - Iowa Birth Defects Registry	0	0	37,346	38,621	1,275	31,744	19,311	-12,433
SUI - Iowa Nonprofit Resource Center	0	0	158,542	163,956	5,414	134,761	81,978	-52,783
SUI - IA Online Advanced Placement Acad.	0	0	0	486,050	486,050	0	243,025	243,025
Iowa State University - General	0	0	158,698,238	165,777,916	7,079,678	134,893,502	82,888,958	-52,004,544
ISU - Agricultural Experiment Station	0	0	27,420,590	28,356,948	936,358	23,307,502	14,178,474	-9,129,028
ISU - Cooperative Extension	0	0	17,495,648	18,093,089	597,441	14,871,301	9,046,545	-5,824,756
ISU - Leopold Center	0	0	387,645	400,882	13,237	329,498	200,441	-129,057
ISU - Livestock Disease Research	0	0	168,595	174,352	5,757	143,306	87,176	-56,130
University of Northern Iowa - General	0	0	72,166,679	75,386,103	3,219,424	61,341,677	37,693,051	-23,648,626
UNI - Recycling and Reuse Center	0	0	170,947	176,784	5,837	145,305	88,392	-56,913
UNI - Math and Science Collaborative	0	0	1,692,000	1,749,778	57,778	1,438,200	874,889	-563,311
UNI - Real Estate Education Program	0	0	122,221	126,394	4,173	103,888	63,197	-40,691
Iowa School for the Deaf	0	0	8,159,166	8,437,786	278,620	6,935,291	4,218,893	-2,716,398
Iowa Braille and Sight Saving School	0	0	3,622,320	3,622,320	0	3,078,972	1,811,160	-1,267,812
ISD/IBS - Tuition and Transportation	0	0	11,474	11,865	391	9,753	5,933	-3,820
ISD/IBS - Licensed Classroom Teachers	0	0	80,032	82,765	2,733	68,027	41,382	-26,645
Total Regents, Board of	$ 0	$ 0	$ 504,113,094	$ 526,240,164	$ 22,127,070	$ 428,496,130	$ 263,120,083	$ -165,376,047
Total Education	$ 39,000	$ 500,000	$ 778,703,310	$ 812,774,336	$ 34,071,026	$ 659,957,814	$ 406,387,172	$ -253,570,642