

6. The section of this Act amending section 422.7 applies retroactively to January 1, 2002, for tax years beginning on or after that date.

7. The section of this Act amending section 425.15, being deemed of immediate importance, takes effect upon enactment and applies retroactively to January 1, 2002, for claims filed or on file on or after that date.

Approved May 6, 2002

CHAPTER 1152

PRIMARY AND SECONDARY EDUCATION — EMPLOYEE STANDARDS, CAREER DEVELOPMENT, ASSESSMENT, AND REMUNERATION

H.F. 2549

AN ACT relating to students and school district employees by amending the student achievement and teacher quality program and language pertaining to retirement incentives and providing an effective date.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 256.7, Code Supplement 2001, is amended by adding the following new subsection:

NEW SUBSECTION. 25. Adopt rules establishing standards for school district and area education agency career development programs and for individual teacher career development plans in accordance with section 284.6.

Sec. 2. Section 256.9, subsection 50, Code Supplement 2001, is amended to read as follows:

50. Develop core knowledge and skill criteria models, based upon the Iowa teaching standards, for the evaluation, the advancement, and for teacher career development purposes pursuant to chapter 284. The model criteria shall further define the characteristics of quality teaching as established by the Iowa teaching standards. The director, in consultation with the board of educational examiners, shall also develop a transition plan for implementation of the career development standards developed pursuant to section 256.7, subsection 25, with regard to licensure renewal requirements. The plan shall include a requirement that practitioners be allowed credit for career development completed prior to implementation of the career development standards developed pursuant to section 256.7, subsection 25.

Sec. 3. Section 256.44, subsection 1, paragraph a, Code 2001, is amended to read as follows:

a. If a teacher registers for national board for professional teaching standards certification prior to June 30, ~~2002~~ 2005, a one-time initial reimbursement award in the amount of up to one-half of the registration fee paid by the teacher for registration for certification by the national board for professional teaching standards. The teacher shall apply to the department of education within one year of registration, submitting to the department any documentation the department requires. A teacher who receives an initial reimbursement award shall receive a one-time final registration award in the amount of the remaining national board registration fee paid by the teacher if the teacher notifies the department of the teacher's certification achievement and submits any documentation requested by the department.

Sec. 4. Section 256.44, subsection 1, paragraph b, subparagraph (2), unnumbered paragraph 1, Code 2001, is amended to read as follows:

If the teacher registers for national board for professional teaching standards certification between January 1, 1999, and January 1, 2002 ~~2005~~, and achieves certification within three years from the date of initial score notification, an annual award in the amount of two thousand five hundred dollars upon achieving certification by the national board of professional teaching standards.

Sec. 5. Section 279.19, unnumbered paragraph 2, Code Supplement 2001, is amended to read as follows:

In the case of the termination of a probationary teacher's contract, the provisions of sections 279.15 and 279.16 shall apply. However, if the probationary teacher is a beginning teacher who fails to ~~successfully complete a beginning teacher mentoring and induction program~~ demonstrate competence in the Iowa teaching standards in accordance with chapter 284, the provisions of sections 279.17 and 279.18 shall also apply.

Sec. 6. Section 279.46, Code 2001, is amended to read as follows:

279.46 RETIREMENT INCENTIVES — TAX.

The board of directors of a school district may adopt a program for payment of a monetary bonus, continuation of health or medical insurance coverage, or other incentives for encouraging its employees to retire before the normal retirement date as defined in chapter 97B. The program is available only to employees ~~between fifty-five and sixty-five years of age~~ who notify the board of directors prior to April 1 of the fiscal year that they intend to retire not later than the next following June 30. ~~However, the~~ The age at which employees shall be designated eligible for the program, ~~within the age range of fifty-five to sixty-five years of age~~, shall be at the discretion of the board. An employee retiring under this section shall ~~may~~ may apply for a retirement allowance under chapter 97B or chapter 294. The board may include in the district management levy an amount to pay the total estimated accumulated cost to the school district of the health or medical insurance coverage, bonus, or other incentives for employees within the age range of fifty-five to sixty-five years of age who retire under this section.

Sec. 7. Section 284.2, subsections 1 through 3, 7, and 10, Code Supplement 2001, are amended to read as follows:

1. "Beginning teacher" means an individual serving under an initial provisional license, issued by the board of educational examiners under chapter 272, who is assuming a position as a classroom teacher. For purposes of the beginning teacher mentoring and induction program created pursuant to section 284.5, "beginning teacher" also includes preschool teachers who are licensed by the board of educational examiners under chapter 272 and are employed by a school district or area education agency.

2. "Classroom teacher" means an individual who holds a valid practitioner's license and who is employed under a teaching contract with a school district or area education agency in this state issued by a board of directors under section 279.13 to provide classroom instruction to students, ~~or as a preschool teacher.~~

3. "Comprehensive evaluation" means a summative evaluation of a beginning teacher conducted by an evaluator for purposes of ~~performance review, or determining a beginning teacher's level of competency relative to the Iowa teaching standards and for recommendation for licensure based upon models developed pursuant to section 256.9, subsection 50, and to determine whether the teacher's practice meets the school district expectations for a career, career II, or advanced level teacher.~~

7. "Mentor" means an individual employed by a school district or area education agency as a classroom teacher or a retired teacher who holds a valid license issued under chapter 272. The individual must have a record of four years of successful teaching practice, must be employed ~~as a classroom teacher~~ on a nonprobationary basis, and must demonstrate professional commitment to both the improvement of teaching and learning and the development of beginning teachers.

10. "Teacher" means an individual holding a practitioner's license issued under chapter 272, who is employed in a nonadministrative position as a teacher, librarian, media specialist, preschool teacher, or counselor ~~in a nonadministrative position~~ by a school district or area education agency pursuant to a contract issued by a board of directors under section 279.13. A teacher may be employed in both an administrative and a nonadministrative position by a board of directors and shall be considered a part-time teacher for the portion of time that the teacher is employed in a nonadministrative position. "Teacher" includes a licensed individual employed on a less than full-time basis by a school district through a contract between the school district and an institution of higher education with a practitioner preparation program in which the licensed teacher is enrolled.

Sec. 8. Section 284.2, Code Supplement 2001, is amended by adding the following new subsections:

NEW SUBSECTION. 6A. "Intensive assistance" means the provision of organizational support and technical assistance to teachers, other than beginning teachers, for the remediation of identified teaching and classroom management concerns for a period not to exceed twelve months.

NEW SUBSECTION. 7A. "Performance review" means a summative evaluation of a teacher other than a beginning teacher and used to determine whether the teacher's practice meets school district expectations and the Iowa teaching standards, and to determine whether the teacher's practice meets school district expectations for career advancement in accordance with section 284.7.

Sec. 9. Section 284.3, subsection 2, Code Supplement 2001, is amended by striking the subsection and inserting in lieu thereof the following:

2. A school board shall provide for the following:

a. By July 1, 2002, for purposes of comprehensive evaluations for beginning teachers required to allow beginning teachers to progress to career teachers, standards and criteria that are the Iowa teaching standards specified in subsection 1 and the model criteria for the Iowa teaching standards developed by the department in accordance with section 256.9, subsection 50. These standards and criteria shall be set forth in an instrument provided by the department. The comprehensive evaluation and instrument are not subject to negotiations or grievance procedures pursuant to chapter 20 or determinations made by the board of directors under section 279.14. A local school board and its certified bargaining representative may negotiate, pursuant to chapter 20, evaluation and grievance procedures for beginning teachers that are not in conflict with this chapter. If, in accordance with section 279.19, a beginning teacher appeals the determination of a school board to an adjudicator under section 279.17, the adjudicator selected shall have successfully completed training related to the Iowa teacher standards, the model criteria adopted by the state board of education in accordance with section 284.3, subsection 3, as enacted by this Act, and any additional training required under rules adopted by the public employment relations board in cooperation with the state board of education.

b. By July 1, 2004, for purposes of performance reviews for teachers other than beginning teachers, evaluations that contain, at a minimum, the Iowa teaching standards specified in subsection 1, as well as the model criteria for the Iowa teaching standards developed by the department in accordance with section 256.9, subsection 50. A local school board and its certified bargaining representative may negotiate, pursuant to chapter 20, additional teaching standards and criteria. A local school board and its certified bargaining representative may negotiate, pursuant to chapter 20, evaluation and grievance procedures for teachers other than beginning teachers that are not in conflict with this chapter.

Sec. 10. Section 284.3, Code Supplement 2001, is amended by adding the following new subsection:

NEW SUBSECTION. 3. The state board shall adopt by rule pursuant to chapter 17A the model criteria developed by the department in accordance with section 256.9, subsection 50.

Sec. 11. Section 284.4, subsection 1, paragraphs c and e, Code Supplement 2001, are amended to read as follows:

c. Provide, beginning in the ~~second~~ fourth year of participation, the equivalent of two ~~or more~~ additional contract days, outside of instruction time, than were provided in the school year preceding the first year of participation, to provide additional time for teacher career development that aligns with student learning and teacher development needs, including the integration of technology into curriculum development, in order to achieve attendance center and district-wide student achievement goals outlined in the district comprehensive school improvement plan. School districts are encouraged to develop strategies for restructuring the school calendar to provide for the most effective professional development, evaluate their current career development alignment with their student achievement goals and research-based instructional strategies, and implement district career development plans. A school district that provides the equivalent of ten or more contract days for career development is exempt from this paragraph.

e. Adopt a teacher evaluation plan that, at minimum, requires a ~~comprehensive evaluation~~ performance review of teachers in the participating district at least once every five ~~three~~ years based upon the Iowa teaching standards and individual career development plans, and requires administrators to complete evaluator training in accordance with section 284.10.

Sec. 12. Section 284.4, subsection 2, Code Supplement 2001, is amended to read as follows:

2. By July 1, ~~2003~~ 2002, each school district shall participate in the student achievement and teacher quality program if the general assembly appropriates moneys for purposes of the student achievement and teacher quality program established pursuant to this chapter.

Sec. 13. Section 284.5, Code Supplement 2001, is amended to read as follows:

284.5 BEGINNING TEACHER MENTORING AND INDUCTION PROGRAM.

1. A beginning teacher mentoring and induction program is created to promote excellence in teaching, enhance student achievement, build a supportive environment within school districts and area education agencies, increase the retention of promising beginning teachers, and promote the personal and professional well-being of classroom teachers. ~~Prior to the completion of the 2001-2002 school year, a school district shall, at a minimum, provide an approved beginning teacher mentoring and induction program for all classroom teachers who are beginning teachers.~~

2. The state board shall adopt rules to administer this section.

3. ~~Notwithstanding subsection 1, a~~ Each school district ~~may~~ and area education agency shall provide a beginning teacher mentoring and induction program for all classroom teachers who are beginning teachers ~~in by the school years year beginning July 1, 2001, and July 1, 2002,~~ and notwithstanding section 284.4, subsection 1, a school district is and an area education agency shall be eligible to receive moneys under section 284.13, subsection 1, paragraph "c", for ~~each the~~ the fiscal year ~~of the fiscal period beginning July 1, 2001~~ 2002, and ending June 30, 2003, to establish a beginning teacher mentoring and induction program in accordance with this section.

4. Each participating school district and area education agency shall develop an initial beginning teacher mentoring and induction plan. ~~The~~ A school district shall include its plan ~~shall be included~~ in the school district's comprehensive school improvement plan submitted pursuant to section 256.7, subsection 21. The beginning teacher mentoring and induction plan shall, at a minimum, provide for a two-year sequence of induction program content and activities to support the Iowa teaching standards and beginning teacher professional and personal needs; mentor training that includes, at a minimum, skills of classroom demonstration and coaching, and district expectations for beginning teacher competence on Iowa teaching standards; placement of mentors and beginning teachers; the process for dissolving mentor and beginning teacher partnerships; district organizational support for release time for mentors and beginning teachers to plan, provide demonstration of classroom practices, observe teach-

ing, and provide feedback; structure for mentor selection and assignment of mentors to beginning teachers; a district facilitator; and program evaluation.

5. A beginning teacher shall be informed by the school district or the area education agency, prior to the beginning teacher's participation in a mentoring and induction program, of the criteria upon which the beginning teacher shall be evaluated and of the evaluation process utilized by the school district or area education agency.

6. Upon completion of the program, the beginning teacher shall be comprehensively evaluated to determine if the teacher meets expectations to move to the career level. The school district or area education agency that employs the beginning teacher shall recommend for an educational license a beginning teacher who has successfully completed the program for an educational license is determined through a comprehensive evaluation to demonstrate competence in the Iowa teaching standards. A school district or area education agency may offer a beginning teacher a third year of participation in the program if, after conducting a comprehensive evaluation, the school district determines that the teacher is likely to successfully complete the mentoring and induction program by the end of the third year of eligibility. A teacher granted a third year of eligibility shall develop a teacher's mentoring and induction program plan in accordance with this chapter and shall undergo a comprehensive evaluation at the end of the third year. The board of educational examiners shall grant a one-year extension of the beginning teacher's provisional license upon notification by the school district that the teacher will participate in a third year of the school district's program.

7. If a beginning teacher who is participating in a mentoring and induction program leaves the employ of a participating school district or area education agency prior to completion of the program, the participating school district or area education agency subsequently hiring the beginning teacher shall credit the beginning teacher with the time earned in the program prior to the subsequent hiring.

8. If the general assembly appropriates moneys for purposes of this section, a school district or area education agency is eligible to receive state assistance for up to two years under this section for each teacher the school district or area education agency employs who was formerly employed in an accredited nonpublic school or in another state as a first-year teacher. The school district or area education agency employing the teacher shall determine the conditions and requirements of a teacher participating in a program in accordance with this subsection. The school district or area education agency that employs the teacher shall recommend the teacher for an educational license if the teacher, through a comprehensive evaluation, is determined to demonstrate competence in the Iowa teaching standards.

Sec. 14. Section 284.6, subsection 4, Code Supplement 2001, is amended to read as follows:

4. In cooperation with the teacher's supervisor evaluator, the career teacher employed by a participating school district shall develop an individual teacher career development plan. The evaluator shall consult with the teacher's supervisor on the development of the individual teacher career development plan. The purpose of the plan is to promote individual and group career development. The individual plan shall be based, at minimum, on the needs of the teacher, the Iowa teaching standards, and the student achievement goals of the attendance center and the school district as outlined in the comprehensive school improvement plan.

4A. The individual plan shall be reviewed by the teacher and the teacher's supervisor at the teacher's annual review, and shall be modified evaluator shall annually meet with the teacher to review progress in meeting the goals in the teacher's individual plan. The teacher shall present to the evaluator evidence of progress. The purpose of the meeting shall be to review the teacher's progress in meeting career development goals in the plan and to review collaborative work with other staff on student achievement goals and to modify as necessary the teacher's individual plan to reflect the individual teacher's and the school district's needs and the individual's progress in meeting the goals in the plan. The teacher's supervisor shall review, modify, or accept modifications made to the teacher's individual plan.

Sec. 15. Section 284.7, subsection 2, unnumbered paragraph 1, Code Supplement 2001, is amended to read as follows:

It is the intent of the general assembly to establish and require the implementation of and provide for the implementation of the following additional career path levels by July 1, 2003:

Sec. 16. Section 284.7, subsection 6, paragraph a, Code Supplement 2001, is amended to read as follows:

a. For the school year beginning July 1, ~~2001~~ 2002, and ending June 30, ~~2002~~ 2003, if the licensed employees of a school district or area education agency receiving funds pursuant to section 284.13, subsection 1, paragraph "g" or "h", for purposes of this section, are organized under chapter 20 for collective bargaining purposes, the board of directors and the certified bargaining representative for the licensed employees shall mutually agree upon a formula for distributing the funds among the teachers employed by the school district or area education agency. However, the school district must comply with the salary minimums provided for in this section. The parties shall follow the negotiation and bargaining procedures specified in chapter 20 except that if the parties reach an impasse, neither impasse procedures agreed to by the parties nor sections 20.20 through 20.22 shall apply and the funds shall be paid as provided in paragraph "b". Negotiations under this section are subject to the scope of negotiations specified in section 20.9. If a board of directors and the certified bargaining representative for licensed employees have not reached mutual agreement by July 15, ~~2001~~ 2002, for the distribution of funds received pursuant to section 284.13, subsection 1, paragraph "g" or "h", paragraph "b" of this subsection shall apply.

Sec. 17. Section 284.8, Code Supplement 2001, is amended by striking the section and inserting in lieu thereof the following:

284.8 PERFORMANCE REVIEW REQUIREMENTS FOR TEACHERS.

1. A participating school district shall review a teacher's performance at least once every three years for purposes of assisting teachers in making continuous improvement, documenting continued competence in the Iowa teaching standards, identifying teachers in need of improvement, or to determine whether the teacher's practice meets school district expectations for career advancement in accordance with section 284.7. The review shall include, at minimum, classroom observation of the teacher, the teacher's progress, and implementation of the teacher's individual career development plan; shall include supporting documentation from other evaluators, teachers, parents, and students; and may include video portfolios as evidence of teaching practices.

2. If a supervisor or an evaluator determines, at any time, as a result of a teacher's performance that the teacher is not meeting district expectations under the Iowa teaching standards specified in section 284.3, subsection 1, paragraphs "a" through "g", the model criteria for the Iowa teaching standards developed by the department in accordance with section 256.9, subsection 50, or any other standards or criteria established in the collective bargaining agreement, the evaluator shall, at the direction of the teacher's supervisor, recommend to the district that the teacher participate in an intensive assistance program. The intensive assistance program and its implementation are not subject to negotiation or grievance procedures established pursuant to chapter 20. By July 1, 2004, all school districts must be prepared to offer an intensive assistance program.

3. If a teacher is denied advancement to the career II or advanced teacher level based upon a performance review, the teacher may appeal the decision to an adjudicator under the process established under section 279.17. However, the decision of the adjudicator is final.

Sec. 18. Section 284.10, subsections 4 through 6, Code Supplement 2001, are amended to read as follows:

4. By July 1, ~~2002~~ 2003, a higher education institution approved by the state board to provide an administrator preparation program shall incorporate the evaluator training program into the program offered by the institution.

5. Beginning July 1, ~~2002~~ 2003, the board of educational examiners shall require certification as a condition of issuing or renewing an administrator's license.

6. By July 1, ~~2004~~ 2005, the director shall develop and implement an evaluator training certification renewal program for administrators and other practitioners who need to renew a certificate issued pursuant to this section.

Sec. 19. Section 284.13, subsection 1, paragraphs b, c, d, and e, Code Supplement 2001, are amended to read as follows:

b. For the fiscal year beginning July 1, ~~2001~~ 2002, and ending June 30, ~~2002~~ 2003, to the department of education, the amount of one million ~~nine~~ four hundred thousand dollars for the issuance of national board certification awards in accordance with section 256.44.

c. For the fiscal year beginning ~~July 1, 2001, and ending June 30, 2002, an amount up to two million four hundred thousand dollars for first-year beginning teachers, and for the fiscal year beginning~~ July 1, 2002, and succeeding fiscal years, an amount up to four million ~~seven~~ one hundred thousand dollars for first-year and second-year beginning teachers, to the department of education for distribution to school districts for purposes of the beginning teacher mentoring and induction programs. A school district shall receive one thousand three hundred dollars per beginning teacher participating in the program. If the funds appropriated for the program are insufficient to pay mentors and school districts as provided in this paragraph, the department shall prorate the amount distributed to school districts based upon the amount appropriated. Moneys received by a school district pursuant to this paragraph shall be expended to provide each mentor with an award of five hundred dollars per semester, at a minimum, for participation in the school district's beginning teacher mentoring and induction program; to implement the plan; and to pay any applicable costs of the employer's share of contributions to federal social security and the Iowa public employees' retirement system or a pension and annuity retirement system established under chapter 294, for such amounts paid by the district.

d. For the fiscal year beginning July 1, ~~2001~~ 2002, and ending June 30, ~~2002~~ 2003, up to one million ~~five~~ seven hundred thousand dollars to the department of education for purposes of establishing the evaluator training program, including but not limited to the development of criteria models; an evaluation process; the training of providers; development of a provider approval process; training materials and costs; for payment to practitioners under section 284.10, subsection 3, and to pay any applicable costs of the employer's share of contributions to federal social security and the Iowa public employees' retirement system or a pension and annuity retirement system established under chapter 294, for such amounts paid by the district; and for subsidies to school districts for training costs. A portion of the funds allocated to the department for purposes of this paragraph may be used by the department for administrative purposes.

e. For the fiscal year beginning July 1, ~~2001~~ 2002, and ending June 30, ~~2002~~ 2003, up to ~~one million five hundred~~ fifty thousand dollars to the department of education for purposes of implementing the career development program requirements of section 284.6, and the review panel requirements of section 284.9. A portion of the funds allocated to the department for purposes of this paragraph may be used by the department for administrative purposes.

Sec. 20. Section 284.13, subsection 1, paragraph g, unnumbered paragraph 1, Code Supplement 2001, is amended to read as follows:

~~For the each fiscal year beginning July 1, 2001, and ending June 30, 2002, the amount of in which funds are appropriated for purposes of this chapter, the moneys remaining from funds appropriated for purposes of this chapter after distribution as provided in paragraphs "a" through "f" and "h" shall be allocated to school districts in accordance with the following formula:~~

Sec. 21. 2001 Iowa Acts, chapter 161, section 21, is amended to read as follows:

SEC. 21. Section 272.33, Code 2001, is repealed effective July 1, ~~2002~~ 2003.

Sec. 22. MINIMUM TEACHER SALARY REQUIREMENTS — FY 2002-2003.

1. Notwithstanding section 284.7, subsection 1, paragraph “a”, subparagraph (2), the minimum teacher salary paid by a school district or area education agency for purposes of teacher compensation in accordance with chapter 284, for the fiscal year beginning July 1, 2002, and ending June 30, 2003, shall be the minimum salary amount the school district or area education agency paid to a first-year beginning teacher or, the minimum salary amount the school district or area education agency would have paid a first-year beginning teacher if the school district or area education agency had participated in the program in the 2001-2002 school year, in accordance with section 284.7, subsection 1, Code Supplement 2001. If the school district or area education agency did not employ a first-year beginning teacher in the 2001-2002 fiscal year, the minimum salary is the amount that the district would have paid a first-year beginning teacher under chapter 284 in the 2001-2002 fiscal year.

2. Notwithstanding section 284.7, subsection 1, paragraph “b”, subparagraph (2), the minimum career teacher salary paid to a career teacher who was a beginning teacher in the 2001-2002 fiscal year, by a school district or area education agency participating in the student achievement and teacher quality program, for the fiscal year beginning July 1, 2002, and ending June 30, 2003, shall be, unless the school district has a minimum career teacher salary that exceeds thirty thousand dollars, one thousand dollars greater than the minimum salary amount the school district or area education agency paid to a first-year beginning teacher if the school district or area education agency participated in the program during the 2001-2002 school year, or the minimum salary amount the school district or area education agency would have paid a first-year beginning teacher if the school district or area education agency had participated in the program in the 2001-2002 school year, in accordance with section 284.7, subsection 1, Code Supplement 2001.

3. Notwithstanding section 284.7, subsection 1, paragraph “b”, subparagraph (2), and except as provided in subsection 2, the minimum career teacher salary paid by a school district or area education agency participating in the student achievement and teacher quality program, for purposes of teacher compensation in accordance with chapter 284, for the fiscal year beginning July 1, 2002, and ending June 30, 2003, shall be the minimum salary amount the school district or area education agency paid to a career teacher if the school district or area education agency participated in the program during the 2001-2002 school year, or, the minimum salary amount the school district or area education agency would have paid a career teacher if the school district or area education agency had participated in the program in the 2001-2002 school year, in accordance with section 284.7, subsection 1, Code Supplement 2001.

Sec. 23. STUDENT ACHIEVEMENT AND TEACHER QUALITY — INCLUSION STUDY. The department of education shall conduct a study regarding the feasibility of including within the student achievement and teacher quality program individuals who hold a practitioner’s license issued under chapter 272, or a letter of authorization or statement of professional recognition issued by the board of educational examiners, are employed in a nonadministrative position by school districts and area education agencies pursuant to contracts issued by boards of directors under section 279.13, and are not currently included in the program. The study shall address mentoring, career development, evaluation, and salaries and career levels for these individuals, as well as the costs of including these individuals in each aspect of the program. The department shall submit its findings and recommendations in a report to the chairpersons and ranking members of the senate and house standing committees on education and the joint appropriations subcommittee on education by December 15, 2003.

Sec. 24. TEACHER CAREER PATH PILOT PROGRAM. It is the intent of the general assembly to create a statewide career path pilot program to be implemented in approved school districts during the school year beginning July 1, 2003, and ending June 30, 2004. By December 15, 2002, the department of education shall develop recommendations for the pilot program in consultation with persons representing teachers, administrators, school boards, and

other education stakeholders as appropriate, and shall submit its recommendations to the chairpersons and ranking members of the senate and house standing committees on education and the joint appropriations subcommittee on education. The recommendations shall, at a minimum, include proposals for grant criteria; measures by which a school district may identify the characteristics that define a career II and advanced level teacher; conditions under which a teacher may advance to the career II and advanced levels including the performance evaluation required to advance to the next career level; maximum use of the career and advanced teacher's skills and knowledge to benefit the school district and its students; training necessary for adjudicators for purposes of section 284.8, subsection 3; and a review process.

Sec. 25. REPORT TO DEPARTMENT — NUMBER OF PRESCHOOL TEACHERS EMPLOYED. By July 30, 2002, each school district and area education agency shall report to the department of education the number of preschool teachers employed by the school district or area education agency on the third Friday of September 2001.

Sec. 26. EFFECTIVE DATE. The section of this Act amending 2001 Iowa Acts, chapter 161, section 21, being deemed of immediate importance, takes effect upon enactment.

Approved May 6, 2002

CHAPTER 1153

PROPERTY TAXATION — VINEYARD REAL ESTATE AND BUILDINGS

H.F. 2584

AN ACT relating to assessment of certain vineyards for purposes of property taxation and providing a retroactive applicability date.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 441.21, Code Supplement 2001, is amended by adding the following new subsection:

NEW SUBSECTION. 12. Beginning with valuations established on or after January 1, 2002, as used in this section, "agricultural property" includes the real estate of a vineyard and buildings used in connection with the vineyard, including any building used for processing wine if such building is located on the same parcel as the vineyard.

Sec. 2. RETROACTIVE APPLICABILITY DATE. This Act applies retroactively to assessment years beginning on or after January 1, 2002.

Approved May 6, 2002