

DRAFT Appropriation Intent Language for FY 2011 Public Schools motion for budget setting by the Joint Finance Appropriations Committee. February 26, 2010.

DRAFT FY 2011 Public Schools Intent Language for ADMINISTRATORS

Standard Language

SECTION 4. It is legislative intent that public school employee benefits paid by the state, pursuant to Section 33-1004F, Idaho Code, be paid for all eligible employees that a school district or charter school actually employs with its salary-based apportionment allotment, regardless of whether such employees are categorized as administrative, instructional, or classified staff.

Standard Language, changes base salary amount

SECTION 5. That Section 33-1004E, Idaho Code, be, and the same is hereby amended to read as follows:

33-1004E. DISTRICT'S SALARY-BASED APPORTIONMENT. Each district shall be entitled to a salary-based apportionment calculated as provided in this section.

1. To determine the apportionment for instructional staff, first determine the district average experience and education index by placing all eligible district certificated instructional employees on the statewide index provided in section 33-1004A, Idaho Code. The resulting average is the district index. Districts with an index above the state average index shall receive their actual index but not more than the state average plus .03 for the 1994-95 school year, and shall receive their actual index but not more than the state average plus .06 for the 1995-96 school year, and thereafter shall receive their actual district index. The district instructional staff index shall be multiplied by the instructional base salary of \$23,906. The amount so determined shall be multiplied by the district staff allowance for instructional staff determined as provided in section 33-1004 2., Idaho Code. The instructional salary allocation shall be increased by the amount

necessary for each full-time equivalent instructional staff member placed on the experience and education index to be allocated at least the minimum salary mandated by this section. Full-time instructional staff salaries shall be determined from a salary schedule developed by each district and submitted to the state department of education. No full-time instructional staff member shall be paid less than \$30,000. If an instructional staff member has been certified by the national board for professional teaching standards, the staff member shall be designated as a master teacher and receive \$2,000 per year for five (5) years. The instructional salary shall be increased by \$2,000 for each master teacher. The resulting amount is the district's salary-based apportionment for instructional staff. For purposes of this section, teachers qualifying for the salary increase as master teacher shall be those who have been recognized as national board certified teachers as of July 1 of each year.

2. To determine the apportionment for district administrative staff, first determine the district average experience and education index by placing all eligible certificated administrative employees on the statewide index provided in section 33-1004A, Idaho Code. The resulting average is the district index. Districts with an index above the state average index shall receive their actual index but not more than the state average plus .03 for the school year 1994-95, and shall receive their actual index but not more than the state average index plus .06 for the 1995-96 school year, and thereafter shall receive their actual district index. The district administrative staff index shall be multiplied by the base salary of ~~\$34,705~~ \$32,441. The amount so determined shall be multiplied by the district staff allowance for administrative staff determined as provided in section 33-1004 3., Idaho Code. The resulting amount is the district's salary-based apportionment for administrative staff.

3. To determine the apportionment for classified staff, multiply \$19,207 by the district classified staff allowance determined as provided in section 33-1004 4., Idaho Code. The amount so determined is the district's apportionment for classified staff.

4. The district's salary-based apportionment shall be the sum of the apportionments calculated in subsections 1., 2. and 3., of this section, plus the benefit apportionment as provided in section 33-1004F, Idaho Code.

DRAFT FY 2011 Public Schools Intent Language for TEACHERS

Standard Language

SECTION 4. Of the moneys appropriated in Section 3 of this act, the amount necessary for the Unemployment Insurance Program shall be expended according to Section 72-1349A, Idaho Code, for the period July 1, 2009, through June 30, 2010.

Standard Language, changes base salary and minimum salary amounts
SECTION 5. That Section 33-1004E, Idaho Code, be, and the same is
hereby amended to read as follows:

33-1004E. DISTRICT'S SALARY-BASED APPORTIONMENT. Each district shall
be
entitled to a salary-based apportionment calculated as provided in
this
section.

1. To determine the apportionment for instructional staff, first
determine the district average experience and education index by
placing all
eligible district certificated instructional employees on the
statewide index
provided in section 33-1004A, Idaho Code. The resulting average is
the
district index. Districts with an index above the state average index
shall
receive their actual index but not more than the state average
plus .03 for
the 1994-95 school year, and shall receive their actual index but not
more
than the state average plus .06 for the 1995-96 school year, and
thereafter
shall receive their actual district index. The district instructional
staff
index shall be multiplied by the instructional base salary of ~~\$24,567~~
\$23,565. The amount so determined shall be multiplied by the district
staff allowance for instructional staff determined as provided in
section 33-1004 2. Idaho Code. The instructional salary allocation
shall be increased by the amount necessary for each full-time
equivalent instructional staff member placed on the experience and
education index to be allocated at least the minimum salary
mandated by this section. Full-time instructional staff salaries
shall be
determined from a salary schedule developed by each district and
submitted to
the state department of education. No full-time instructional staff
member
shall be paid less than ~~\$30,163~~ \$29,655. If an instructional staff
member has been certified by the national board for professional
teaching standards, the staff member shall be designated as a master
teacher and receive \$2,000 per year for five (5) years. The
instructional salary shall be increased by \$2,000 for each master
teacher. The resulting amount is the district's salary-based
apportionment for instructional staff. For purposes of this section,
teachers qualifying for the salary increase as master teacher shall

be those who have been recognized as national board certified teachers as of July 1 of each year.

2. To determine the apportionment for district administrative staff, first determine the district average experience and education index by placing all eligible certificated administrative employees on the statewide index provided in section 33-1004A, Idaho Code. The resulting average is the district index. Districts with an index above the state average index shall receive their actual index but not more than the state average plus .03 for the school year 1994-95, and shall receive their actual index but not more than the state average index plus .06 for the 1995-96 school year, and thereafter shall receive their actual district index. The district administrative staff index shall be multiplied by the base salary of \$34,773. The amount so determined shall be multiplied by the district staff allowance for administrative staff determined as provided in section 33-1004 3., Idaho Code. The resulting amount is the district's salary-based apportionment for administrative staff.

3. To determine the apportionment for classified staff, multiply \$19,207 by the district classified staff allowance determined as provided in section 33-1004 4. Idaho Code. The amount so determined is the district's apportionment for classified staff.

4. The district's salary-based apportionment shall be the sum of the apportionments calculated in subsections 1., 2. and 3., of this section, plus the benefit apportionment as provided in section 33-1004F, Idaho Code.

DRAFT FY 2011 Public Schools Intent Language for OPERATIONS

Standard language, last year of Ag. Equipment phase out
SECTION 4. Of the moneys appropriated in Section 3 of this act, the Superintendent of Public Instruction shall distribute \$754,300 to school districts, allocated according to the same proportions as the moneys distributed in fiscal year 2007, pursuant to Section 63-3638(10), Idaho Code, for the replacement of school maintenance and operations levy funds.

This language is carryover from FY 2010 appropriation bill and will allow for a second year the redirection of Lottery funds from Facilities to Operations to be used as discretionary funds. Total, \$17,125,000.

SECTION 5. Notwithstanding the provisions of Sections 33-905 and 33-1019, Idaho Code, for the period July 1, 2010, through June 30, 2011, all moneys appropriated from the school district building account shall be distributed as discretionary funds and school districts and

charter schools are hereby relieved of any restrictions on the use of such funds, apart from restrictions that apply to the use of discretionary funds.

This language is would redirect for one year the funding for Master Teacher Awards to discretionary funding. Employees eligible for this funding would still receive the full five years of funding, but it may take six years to receive it. Total, \$219,900.

SECTION 6. Notwithstanding the provisions of Section 33-1004E, Idaho Code, of the moneys appropriated in Section 3 of this act, the amount necessary be awarded to those instructional staff members who have been recognized as master teachers by the National Board for Professional Teaching Standards, shall be distributed as discretionary funds, and school districts and charter schools are hereby relieved of any restrictions on the use of such funds, apart from restrictions that apply to the use of discretionary funds. Further, for the July 1, 2010 through June 30, 2011 no additional instructional staff shall enter this program.

This language is would redirect for one year most of the available \$5.6 million of Cigarette, Tobacco, and Lottery income tax dollars to discretionary.

SECTION 7. Notwithstanding the provisions of any law to the contrary, of the moneys appropriated in Section 3 of this act, up to \$5,310,000 from funds determined by available tobacco, cigarette, and Lottery income tax revenues accruing pursuant to Sections 63-2506 and 63-2552A, Idaho Code, and other such moneys which may become available pursuant to Idaho laws, for the period July 1, 2010, through June 30, 2011, shall be distributed as discretionary funds, and school districts and charter schools are hereby relieved of any restrictions on the use of such funds, apart from restrictions that apply to the use of discretionary funds.

This language is would redirect for one year the \$550,000 appropriated for the Expectant or Delivered Mothers program to discretionary funds and allow the school districts to fund such programs, if they wish.

Section 8. Notwithstanding the provisions of Sections 33-1002, 33-2006, and 33-2007, Idaho Code, for the period July 1, 2010 to June 30, 2011, school districts may fund existing programs for expectant or delivered mothers that meet the criteria in Section 33-2006, Idaho Code, with discretionary funds.

This is a standard section that is modified to both describe the types of allowable and restricted expenditures of discretionary funds.

SECTION 9. Pursuant to the provisions of Section 33-1018, Idaho

Code, it is estimated that the appropriation of state funds to the Educational Support Program/Division of Operations will result in total discretionary funds of \$21,867 per support unit.

Notwithstanding the provisions of any law to the contrary, for the period July 1, 2010, through June 30, 2011, discretionary funds may be used for gifted and talented teacher training, master teacher awards, school supplies, textbooks, technology, safe and drug-free schools programs, transportation costs, or other educational-related purposes at the discretion of the school district or charter school except that discretionary funds shall not be used to augment an employee's salary or wages above those which were received during the previous year at the same school district or charter school. School districts shall report to the Superintendent of Public Instruction as to how state-appropriated discretionary funds were expended during the period July 1, 2010 to June 30, 2011, in a format prescribed by the Superintendent.

This section reduces the total allowable reimbursements for transportation by 10%. Because this program is within the Operations Division, the estimated \$7.5 million reduction automatically flows into discretionary funds.

SECTION 10. Notwithstanding the provisions of Section 33-1006, Idaho Code, for the period July 1, 2010 through June 30, 2011, the total reimbursements paid to school districts for eligible transportation costs shall be reduced by 10%.

Standard Language, changes base salary amount

SECTION 11. That Section 33-1004E, Idaho Code, be, and the same is hereby amended to read as follows:

33-1004E. District's salary-based apportionment. Each district shall be entitled to a salary-based apportionment calculated as provided in this section.

1. To determine the apportionment for instructional staff, first determine the district average experience and education index by placing all eligible district certificated instructional employees on the statewide index provided in section 33-1004A, Idaho Code. The resulting average is the district index. Districts with an index above the state average index shall receive their actual index but not more than the state average plus .03 for the 1994-95 school year, and shall receive their actual index but not more than the state average plus .06 for the 1995-96 school year, and thereafter shall receive their actual district index. The district instructional staff index shall be multiplied by the instructional base salary of \$25,231. The amount so determined shall be multiplied by the district staff allowance for instructional staff determined as provided in section 33-1004(2), Idaho Code. The instructional salary allocation shall be further increased by the amount necessary for each full-time

equivalent instructional staff member placed on the experience and education index to be allocated at least the minimum salary mandated by this section. Full-time instructional staff salaries shall be determined from a salary schedule developed by each district and submitted to the state department of education. No full-time instructional staff member shall be paid less than \$31,750. If an instructional staff member has been certified by the national board for professional teaching standards, the staff member shall be designated as a master teacher and receive \$2,000 per year for five (5) years. The instructional salary shall be increased by \$2,000 for each master teacher. The resulting amount is the district's salary-based apportionment for instructional staff. For purposes of this section, teachers qualifying for the salary increase as master teacher shall be those who have been recognized as national board certified teachers as of July 1 of each year.

2. To determine the apportionment for district administrative staff, first determine the district average experience and education index by placing all eligible certificated administrative employees on the statewide index provided in section 33-1004A, Idaho Code. The resulting average is the district index. Districts with an index above the state average index shall receive their actual index but not more than the state average plus .03 for the school year 1994-95, and shall receive their actual index but not more than the state average index plus .06 for the 1995-96 school year, and thereafter shall receive their actual district index. The district administrative staff index shall be multiplied by the base salary of \$36,532. The amount so determined shall be multiplied by the district staff allowance for administrative staff determined as provided in section 33-1004(3), Idaho Code. The resulting amount is the district's salary-based apportionment for administrative staff.

3. To determine the apportionment for classified staff, multiply ~~\$19,840~~ \$19,041 by the district classified staff allowance determined as provided in section 33-1004(4), Idaho Code. The amount so determined is the district's apportionment for classified staff.

4. The district's salary-based apportionment shall be the sum of the apportionments calculated in subsections 1., 2. and 3., of this section, plus the benefit apportionment as provided in section 33-1004F, Idaho Code.

DRAFT FY 2011 Public Schools Intent Language for CHILDREN'S PROGRAMS

Sections 4 and 5 leave \$290,000 of the Safe and Drug-Free Schools program moneys in the existing line item to be used for the purposes described.

SECTION 4. Of the moneys appropriated in Section 3 of this act, \$290,000 from funds determined by available revenues accruing pursuant to Sections 63-2506 and 63-2552A, Idaho Code, and other such moneys which may become available pursuant to Idaho laws, for the period July 1, 2010, through June 30, 2011 shall be distributed as follows: the provisions of Section 63-2552A(3), Idaho Code notwithstanding, \$200,000 shall be remitted to the Idaho State Police; \$40,000 may be utilized by the Superintendent of Public Instruction for program administration, technical assistance and evaluation and up to \$50,000 in grants may be authorized to the Commission on Hispanic Affairs.

SECTION 5. It is legislative intent that school districts continuing to use discretionary funds for Safe and Drug-Free purposes may include the following:

Prevention programs, student assistance programs that address early identification and referral, and aftercare.

An advisory board to assist each district in making decisions relating to their program.

This section combines the Idaho Reading Initiative (\$2,800,000), the Math Initiative, (\$3,972,500), and funding for Remediation (\$5,000,000) into a single line item, reduces this amount by \$2,372,500, and redirects it to discretionary funds. The Superintendent of Public Instruction has the discretion to use the remaining \$9,400,000 of funding for the programs stated below.

SECTION 6. Of the moneys appropriated in Section 3 of this act, \$9,400,000 shall be used for literacy programs, as outlined in Sections 33-1614, 33-1615 and 33-1207A(2), Idaho Code, remedial coursework for students failing to achieve proficiency in the Idaho

Standards Achievement Test and to fund computerized remediation services to schools, and math initiative efforts, in dollar amounts determined by the Superintendent of Public Instruction. Of this amount, up to \$120,000 may be expended by the Superintendent of Public Instruction for staff support related to the implementation and coordination of technology initiatives in public schools, including the state's longitudinal data project. It is legislative intent that the state board of education and state department of education coordinate federally funded literacy programs with state literacy programs, resulting in well-coordinated, complementary literacy efforts. The Superintendent of Public Instruction shall report to the Joint Finance Appropriations Committee and the House and Senate Education Committees, by no later than February 1, 2011, on the uses of funds and effectiveness of the programs and efforts.

This section reduces the funding for Limited English Proficiency programs by \$2,000,000 and redirects this amount to discretionary funds. The remaining \$4,040,000 is to be used as outlined below.

SECTION 7. Of the moneys appropriated in Section 3 of this act, \$4,040,000 shall be distributed for support of programs for students with non English or limited English proficiency, as follows:

(1) The State Department of Education shall distribute \$3,540,000 to school districts pro rata, based upon the population of limited English proficient students under criteria established by the department.

(2) The State Department of Education shall use \$500,000 to continue the competitive grant program for school districts in which the population of English language learners failed to meet Adequate Yearly Progress (AYP) in math or reading, as defined in federal law. Of this amount, \$450,000 shall be distributed annually to school districts in three year grant cycles, in which the recipients will receive full grant awards each of the three (3) years, contingent on appropriation. The remaining \$50,000 will be used for evaluation and administration of the program.

(3) The department shall develop the program elements governing the use of these funds, modeled on the training, intervention, and remediation elements of the program described in Section 7 of this act. The purpose of these funds is to improve the English language skills of English language learners, to enable such students to better access the educational opportunities offered in public schools. The Superintendent of Public Instruction shall report to the Joint Finance Appropriations Committee and the House and Senate Education Committees, by no later than February 1, 2011, on the program design, uses of funds and effectiveness of the program.

This section sets the appropriation for the Idaho Digital Learning Academy at \$5,000,000, which is the same amount as the FY 2010

appropriation.

SECTION 11. Notwithstanding Section 33-1020, Idaho code, Idaho Digital Learning Academy, created pursuant to Chapter 55, Title 33, Idaho Code, shall utilize state appropriated funds not to exceed \$5,000,000 for the period of July 1, 2010 to June 30, 2011 to achieve the following:

No increase in tuition charged by IDLA to Idaho students.

Provide remedial coursework for students failing to achieve proficiency in one or more areas of the Idaho Standards Achievement Test.

Pursuant to state board of education rule 08.02.03 IDAPA, Docket Number 08-0203-0605, provide advanced learning opportunities for students.

Pursuant to state board of education rule 08.02.03 IDAPA, Docket Number 08-0203-0605, work with institutions of higher education to provide dual credit coursework.

The preceding list shall not be construed as excluding other instruction and training that may be provided by the Idaho Digital Learning Academy.

This is standard language.

SECTION 12. The state department of education is hereby granted the authority to transfer funds between the Administrators, Teachers, Operations, Children's Programs, and Facilities divisions of the educational support program budget, in any amount necessary, to comply with the public school funding provisions of appropriations and Idaho Code.

DRAFT FY 2011 Public Schools Intent Language for FACILITIES

Standard Language

SECTION 2. Of the moneys appropriated to the educational support program, the amount necessary to fund the provisions of Section 33-906, Idaho Code, is hereby transferred and appropriated to the Bond Levy Equalization Fund.

Same as FY 2010.

SECTION 3. The provisions of Sections 33-1018B and 33-1019, Idaho Code, notwithstanding, for the period July 1, 2010, through June 30, 2011, only, the state is hereby temporarily relieved from the requirement to provide its portion of the school maintenance matching funds normally required by such section, nor shall school districts be required to make up such portion that would otherwise be provided by the state.