

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 797

BY APPROPRIATIONS COMMITTEE

AN ACT

1 RELATING TO THE APPROPRIATION TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT
2 PROGRAM'S DIVISION OF OPERATIONS; APPROPRIATING MONEYS TO THE PUB-
3 LIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF OPERATIONS FOR
4 FISCAL YEAR 2023; APPROPRIATING GENERAL FUND MONEYS FOR TRANSFER TO
5 THE PUBLIC SCHOOL INCOME FUND FOR FISCAL YEAR 2023; AMENDING SECTION
6 33-1004E, IDAHO CODE, TO INCREASE THE BASE SALARY FOR CLASSIFIED STAFF;
7 PROVIDING AN ESTIMATE OF DISCRETIONARY FUNDS PER SUPPORT UNIT; PROVID-
8 ING AN ESTIMATE OF HEALTH BENEFIT AND INSURANCE FUNDS PER SUPPORT UNIT
9 AND REQUIRING A REPORT; DIRECTING THE USE OF AN APPROPRIATION FOR INFOR-
10 MATION TECHNOLOGY STAFFING COSTS; DIRECTING THE USE OF AN APPROPRIATION
11 FOR CLASSROOM TECHNOLOGY, WIRELESS INFRASTRUCTURE, AND INSTRUCTIONAL
12 MANAGEMENT SYSTEMS; DEFINING "DISTRIBUTED"; EXEMPTING THE APPROPRIA-
13 TION FROM PROGRAM TRANSFER LIMITATIONS; CLARIFYING THE ORIGINAL FUND
14 SOURCE FOR EXPENDITURES FOR THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT
15 PROGRAM'S DIVISION OF OPERATIONS FOR FISCAL YEAR 2023; APPROPRIATING
16 ADDITIONAL MONEYS TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S
17 DIVISION OF OPERATIONS FOR FISCAL YEAR 2022; APPROPRIATING GENERAL FUND
18 MONEYS FOR TRANSFER TO THE PUBLIC SCHOOL INCOME FUND FOR FISCAL YEAR
19 2022; CLARIFYING THE ORIGINAL FUND SOURCE FOR EXPENDITURES FOR THE PUB-
20 LIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF OPERATIONS FOR
21 FISCAL YEAR 2022; AND DECLARING AN EMERGENCY.
22

23 Be It Enacted by the Legislature of the State of Idaho:

24 SECTION 1. There is hereby appropriated to the Public Schools Educa-
25 tional Support Program's Division of Operations \$906,575,900 to be expended
26 from the Public School Income Fund for the period July 1, 2022, through June
27 30, 2023.

28 SECTION 2. There is hereby appropriated and the Office of the State
29 Controller shall transfer \$838,043,700 from the General Fund to the Public
30 School Income Fund on July 1, 2022, or as soon thereafter as practicable for
31 the period July 1, 2022, through June 30, 2023.

32 SECTION 3. That Section 33-1004E, Idaho Code, be, and the same is hereby
33 amended to read as follows:

34 33-1004E. DISTRICT'S SALARY-BASED APPORTIONMENT. Each district shall
35 be entitled to a salary-based apportionment calculated as provided in this
36 section.

37 (1) To determine the apportionment for instructional staff, take
38 the amounts indicated on the career ladder table plus the amounts associ-
39 ated with the additional education allocation amounts pursuant to section
40 33-1004B, Idaho Code, and calculate the weighted average. The amount so

1 determined shall be multiplied by the district staff allowance for instruc-
2 tional staff determined as provided in section 33-1004(2), Idaho Code.
3 Full-time instructional staff salaries shall be determined from a salary
4 schedule developed by each district and submitted to the state department of
5 education. No full-time instructional staff member or pupil service staff
6 member on the residency compensation rung shall be paid less than the minimum
7 dollar amount on the career ladder residency compensation rung pursuant to
8 section 33-1004B, Idaho Code, for the applicable fiscal year.

9 (2) Effective July 1, 2022, no full-time instructional staff member
10 or pupil service staff member on the professional or advanced professional
11 compensation rung shall be paid less than the minimum dollar amount on the
12 career ladder professional compensation rung pursuant to section 33-1004B,
13 Idaho Code, for the applicable fiscal year.

14 (3) Effective July 1, 2025, no full-time instructional staff member or
15 pupil service staff member on the advanced professional compensation rung
16 shall be paid less than the minimum dollar amount on the advanced profes-
17 sional compensation rung pursuant to section 33-1004B, Idaho Code, for the
18 applicable fiscal year.

19 (4) If an instructional staff member has been certified by the national
20 board for professional teaching standards, the staff member shall receive
21 two thousand dollars (\$2,000) per year for five (5) years from the year in
22 which national board certification was earned. The district staff allot-
23 ment shall be increased by two thousand dollars (\$2,000) for each national
24 board-certified instructional staff member who earned national board cer-
25 tification; provided however, that no such awards shall be paid for the pe-
26 riod July 1, 2010, through June 30, 2011, nor shall any liabilities accrue
27 or payments be made pursuant to this section in the future to any individu-
28 als who would have otherwise qualified for a payment during this stated time
29 period. The resulting amount is the district's salary-based apportionment
30 for instructional staff. For purposes of this section, teachers qualifying
31 for the salary increase shall be those who have been recognized as national
32 board-certified teachers as of July 1 of each year.

33 (5) To determine the apportionment for pupil service staff, take
34 the amounts indicated on the career ladder table plus the amounts associ-
35 ated with the additional education allocation amounts pursuant to section
36 33-1004B, Idaho Code, and calculate the weighted average. If the district
37 does not employ any pupil service staff, the district's pupil service staff
38 average salary shall equal the district's instructional staff average
39 salary for purposes of calculating pupil service salary-based apportion-
40 ment. The amount so determined shall be multiplied by the district staff al-
41 lowance for pupil service staff determined pursuant to section 33-1004(3),
42 Idaho Code. Full-time pupil service staff salaries shall be determined from
43 a salary schedule developed by each district and submitted to the state de-
44 partment of education. The resulting amount is the district's salary-based
45 apportionment for pupil service staff. No full-time pupil service staff
46 member shall be paid less than the minimum dollar amount on the career ladder
47 residency compensation rung pursuant to section 33-1004B, Idaho Code, for
48 the applicable fiscal year.

49 (6) To determine the apportionment for district administrative staff,
50 first determine the district average experience and education index by plac-

1 ing all eligible certificated administrative employees on the statewide
2 index provided in section 33-1004A, Idaho Code. The resulting average is the
3 district index. If the district does not employ any administrative staff,
4 the district administrative index shall equal the statewide average index
5 for purposes of calculating administrative salary-based apportionment. The
6 district administrative staff index shall be multiplied by the base salary
7 of thirty-eight thousand seven hundred seventy-seven dollars (\$38,777).
8 The amount so determined shall be multiplied by the district staff allowance
9 for administrative staff determined as provided in section 33-1004(4),
10 Idaho Code. The resulting amount is the district's salary-based apportion-
11 ment for administrative staff.

12 (7) To determine the apportionment for classified staff, multiply
13 ~~twenty-three thousand two hundred sixteen dollars (\$23,216)~~ twenty-four
14 thousand eight hundred forty-one dollars (\$24,841) by the district classi-
15 fied staff allowance determined as provided in section 33-1004(5), Idaho
16 Code. The amount so determined is the district's apportionment for classi-
17 fied staff.

18 (8) The district's salary-based apportionment shall be the sum of the
19 apportionments calculated in subsections (1), (4), (5), (6) and (7) of this
20 section, plus the benefit apportionment as provided in section 33-1004F,
21 Idaho Code.

22 SECTION 4. DISCRETIONARY FUNDS. Notwithstanding any law to the con-
23 trary, for the period July 1, 2022, through June 30, 2023, it is estimated
24 that the appropriation of state funds to the Public Schools Educational
25 Support Program's Division of Operations will result in total discretionary
26 funds of \$16,226 per support unit that are to be used at the discretion of the
27 school district or charter school.

28 SECTION 5. HEALTH BENEFIT AND INSURANCE FUNDS. Notwithstanding any law
29 to the contrary, for the period July 1, 2022, through June 30, 2023, it is
30 estimated that the appropriation of state funds to the Public Schools Educa-
31 tional Support Program's Division of Operations will result in total health
32 benefits or insurance, and health benefits-related funds of \$19,698 per sup-
33 port unit to be used to offset the costs of health, vision, and dental bene-
34 fits or insurance offered to school employees. If the distribution provided
35 for health, vision, and dental benefits or insurance is in excess of the in-
36 dividual school district or charter school actual costs, the excess funds
37 may then be used at school district or charter school discretion. Further,
38 the State Department of Education shall work with the Legislative Services
39 Office Division of Budget and Policy Analysis and the Division of Financial
40 Management to determine the information that the State Department of Educa-
41 tion shall collect on school district and charter school health, vision, and
42 dental benefits or insurance plan information and costs, including but not
43 limited to actual insurance premium costs and premium percentage increases.

44 Each public school district and public charter school that receives
45 funding from the state shall provide a report to the Legislative Services
46 Office Budget and Policy Analysis Division and the Division of Financial
47 Management no later than December 1, 2022. The format of the report and
48 contents therein shall be determined by the Legislative Services Office Di-

1 vision of Budget and Policy Analysis. This data will inform future funding
2 decisions. The report, at a minimum, shall include:

3 (1) The actual appropriations and expenditures for the period July 1,
4 2021, through June 30, 2022, by the school district or public charter
5 school for health benefit or insurance distributions; and

6 (2) The original appropriation and estimated expenditures for the pe-
7 riod July 1, 2022, through June 30, 2023, by the school district or pub-
8 lic charter school for health benefit or insurance distributions.

9 SECTION 6. INFORMATION TECHNOLOGY STAFFING COSTS. Of the moneys appro-
10 priated in Section 1 of this act, \$4,000,000 from the Public School Income
11 Fund shall be distributed for public school information technology staff
12 costs. Such moneys shall be distributed pursuant to a formula, with a mini-
13 mum distribution per school district and public charter school, determined
14 by the State Department of Education.

15 SECTION 7. CLASSROOM TECHNOLOGY. Of the moneys appropriated in Section
16 1 of this act, \$26,500,000 from the Public School Income Fund shall be dis-
17 tributed for classroom technology, classroom technology infrastructure,
18 wireless technology infrastructure, and instructional management systems
19 that assist teachers and students in effective and efficient instruction
20 or learning. Funding shall be distributed based on a formula prescribed by
21 the State Department of Education. Moneys so distributed shall be used to
22 implement and operate an instructional management system of each district's
23 choice that meets the individual learning needs and progress of all stu-
24 dents. An instructional management system must include individual student
25 learning plans, monitoring of interventions, integration with a district's
26 Student Information System, and analysis of student and classroom levels of
27 learning. Furthermore, the State Department of Education shall verify that
28 districts are using funds to purchase an instructional management system
29 that is compliant with these standards.

30 SECTION 8. DEFINITION. For the purposes of this appropriation, "dis-
31 tributed" means moneys that are transferred to school districts and public
32 charter schools, with no funds withheld for any other contract or adminis-
33 trative costs.

34 SECTION 9. EXEMPTIONS FROM PROGRAM TRANSFER LIMITATIONS. For fiscal
35 year 2023, the State Department of Education is hereby granted the authority
36 to transfer appropriations among the Administrators, Teachers, Operations,
37 Children's Programs, and Facilities divisions of the Public Schools Educa-
38 tional Support Program, in any amount necessary, to comply with the public
39 school funding provisions of appropriations and Idaho Code. Additionally,
40 appropriations may be transferred from the Division of Central Services to
41 the other divisions of the Public Schools Educational Support Program.

42 SECTION 10. Of the amounts appropriated in Section 1 of this act to the
43 Public Schools Educational Support Program's Division of Operations, the
44 following amounts shall be considered expended from the listed funds for the
45 period July 1, 2022, through June 30, 2023:

1	FROM:	
2	General Fund	\$838,043,700
3	Public Schools Other Income Fund	7,000,000
4	Public School Endowment Income Fund	<u>61,532,200</u>
5	TOTAL	\$906,575,900

6 SECTION 11. In addition to the appropriation made in Section 3, Chap-
7 ter 338, Laws of 2021, and any other appropriation provided by law, there is
8 hereby appropriated to the Public Schools Educational Support Program's Di-
9 vision of Operations \$19,598,700 from the Public School Income Fund for the
10 period July 1, 2021, through June 30, 2022.

11 SECTION 12. There is hereby appropriated and the Office of the State
12 Controller shall transfer \$19,598,700 from the General Fund to the Pub-
13 lic School Income Fund as soon as practicable for the period July 1, 2021,
14 through June 30, 2022.

15 SECTION 13. Of the additional amounts appropriated in Section 11 of
16 this act to the Public Schools Educational Support Program's Division of
17 Operations, \$19,598,700 shall be considered expended from the General Fund
18 for the period July 1, 2021, through June 30, 2022.

19 SECTION 14. An emergency existing therefor, which emergency is hereby
20 declared to exist, this act shall be in full force and effect on and after its
21 passage and approval.