

IN THE SENATE

SENATE BILL NO. 1057, As Amended

BY EDUCATION COMMITTEE

AN ACT

1
2 RELATING TO EDUCATION; AMENDING SECTION 33-1004, IDAHO CODE, TO ESTABLISH
3 PROVISIONS RELATING TO A DISTRICT UTILIZING A PORTION OF INSTRUCTIONAL
4 STAFF ALLOWANCE FOR VISITS BETWEEN THE KINDERGARTEN TEACHER AND THE
5 PARENTS OR GUARDIANS, TO MAKE A CODIFIER'S CORRECTION AND TO MAKE A
6 TECHNICAL CORRECTION.

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

8 SECTION 1. That Section 33-1004, Idaho Code, be, and the same is hereby
9 amended to read as follows:

10 33-1004. STAFF ALLOWANCE. For each school district, a staff allowance
11 shall be determined as follows:

12 (1) Using the daily attendance reports that have been submitted for
13 computing the February 15 apportionment of state funds as provided in sec-
14 tion 33-1009, Idaho Code, determine the total support units for the district
15 in the manner provided in section 33-1002(6)(a), Idaho Code;

16 (2) Determine the instructional staff allowance by multiplying the
17 support units by 1.1. A district must demonstrate that it actually employs
18 the number of certificated instructional staff allowed, except as provided
19 in subsection (5)(f) and (g) of this section. If the district does not employ
20 the number allowed, the staff allowance shall be reduced to the actual number
21 employed, except as provided in subsection (5)(f) and (g) of this section;

22 (3) Determine the administrative staff allowance by multiplying the
23 support units by .075;

24 (4) Determine the classified staff allowance by multiplying the sup-
25 port units by .375;

26 (5) Additional conditions governing staff allowance:

27 (a) In determining the number of staff in subsections (2), (3) and (4)
28 of this section, a district may contract separately for services to be
29 rendered by nondistrict employees and such employees may be counted
30 in the staff allowance. A "nondistrict employee" means a person for
31 whom the school district does not pay the employer's obligations for
32 employee benefits. When a district contracts for the services of a
33 nondistrict employee, only the salary portion of the contract shall be
34 allowable for computations.

35 (b) If there are circumstances preventing eligible use of staff al-
36 lowance to which a district is entitled as provided in subsections (2)
37 and (3) of this section, an appeal may be filed with the state depart-
38 ment of education outlining the reasons and proposed alternative use of
39 these funds, and a waiver may be granted.

40 (c) For any district with less than forty (40) support units:

41 (i) The instructional staff allowance shall be calculated
42 applying the actual number of support units. If the actual in-

1 instructional staff employed in the school year is greater than the
2 instructional staff allowance, then the instructional staff al-
3 lowance shall be increased by one-half (1/2) staff allowance; and

4 (ii) The administrative staff allowance shall be calculated ap-
5 plying the actual number of support units. If the actual adminis-
6 trative staff employed in the school year is greater than the ad-
7 ministrative staff allowance, then the administrative staff al-
8 lowance shall be increased by one-half (1/2) staff allowance.

9 (iii) Additionally, for any district with less than twenty (20)
10 support units, the instructional staff allowance shall be calcu-
11 lated applying the actual number of support units. If the number
12 of instructional staff employed in the school year is greater
13 than the instructional staff allowance, the staff allowance shall
14 be increased as provided in subparagraphs (i) and (ii) of this
15 subsection paragraph, and by an additional one-half (1/2) in-
16 structional staff allowance.

17 (d) For any school district with one (1) or more separate secondary
18 schools serving grades nine (9) through twelve (12), the instructional
19 staff allowance shall be increased by two (2) additional instructional
20 staff allowances for each such separate secondary school.

21 (e) Only instructional, administrative and classified personnel
22 compensated by the school district from the general maintenance and
23 operation fund of the district shall be included in the calculation
24 of staff allowance or in any other calculations based upon staff, in-
25 cluding determination of the experience and education multiplier, the
26 reporting requirements, or the district's salary-based apportionment
27 calculation. No food service staff or transportation staff shall be
28 included in the staff allowance.

29 (f) A district may utilize up to five percent (5%) of the moneys asso-
30 ciated with positions funded pursuant to subsection (2) of this section
31 to defray the cost of providing virtual education coursework, includ-
32 ing virtual dual credit coursework, without a reduction in the number of
33 funded positions being imposed.

34 (g) For the period July 1, 2009, through June 30, 2011, only, a district
35 may shift up to five percent (5%) of the positions funded pursuant to
36 subsection (2) of this section to federal funds, without a reduction in
37 the number of funded positions being imposed.

38 (6) In the event that the staff allowance in any category is insuffi-
39 cient to meet accreditation standards, a district may appeal to the state
40 board of education, demonstrating the insufficiency, and the state board may
41 grant a waiver authorizing sufficient additional staff to be included within
42 the staff allowance to meet accreditation standards. Such a waiver shall be
43 limited to one (1) year, but may be renewed upon showing of continuing justi-
44 fication.

45 (7) A district may utilize a portion of the instructional staff al-
46 lowance provided for in this section for kindergarten teachers to visit the
47 parents or guardians of students during the first week of the kindergarten
48 school year. Such visits may take place at school, at the student's home
49 or at another location agreed to by the teacher and parents or guardians.
50 The purpose of such visits is to help strengthen the working relationship

1 between the teacher, the parents or guardians, and the student. The visits
2 should be used as an opportunity to help establish the teacher's expecta-
3 tions of the student. The visit should also provide an opportunity for the
4 parents or guardians to explain their expectations. The amount of moneys to
5 be expended for such visits by the district may not exceed the amount equal
6 to one (1) week of instructional staff allowance computed for kindergarten
7 instructors in the district.