

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 323

BY APPROPRIATIONS COMMITTEE

AN ACT

1 RELATING TO PUBLIC SCHOOLS; STATING FUND SOURCES FOR THE APPROPRIATION TO
2 THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM FOR FISCAL YEAR 2014;
3 APPROPRIATING MONEYS FOR THE TRANSFER TO THE PUBLIC SCHOOL INCOME FUND
4 FOR FISCAL YEAR 2014; APPROPRIATING MONEYS TO THE PUBLIC SCHOOLS EDU-
5 CATIONAL SUPPORT PROGRAM/DIVISION OF ADMINISTRATORS FOR FISCAL YEAR
6 2014; APPROPRIATING MONEYS TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT
7 PROGRAM/DIVISION OF TEACHERS FOR FISCAL YEAR 2014; APPROPRIATING MON-
8 EYS TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM/DIVISION OF OPER-
9 ATIONS FOR FISCAL YEAR 2014; APPROPRIATING MONEYS TO THE PUBLIC SCHOOLS
10 EDUCATIONAL SUPPORT PROGRAM/DIVISION OF CHILDREN'S PROGRAMS FOR FIS-
11 CAL YEAR 2014; APPROPRIATING MONEYS TO THE PUBLIC SCHOOLS EDUCATIONAL
12 SUPPORT PROGRAM/DIVISION OF FACILITIES FOR FISCAL YEAR 2014; PROVIDING
13 THE NECESSARY FUNDS FOR THE BOND LEVY EQUALIZATION PROGRAM; LIMITING
14 THE AMOUNT OF REVENUE DISTRIBUTED TO THE GENERAL FUND; APPROPRIATING
15 MONEYS TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM/DIVISION OF
16 EDUCATIONAL SERVICES FOR THE DEAF AND THE BLIND FOR FISCAL YEAR 2014;
17 AMENDING SECTION 33-1004A, IDAHO CODE, TO RESTORE TWO YEARS OF EXPERI-
18 ENCE ON THE MULTIPLIER TABLE; AMENDING SECTION 33-1004E, IDAHO CODE, TO
19 ADJUST THE MINIMUM INSTRUCTIONAL STAFF SALARY; PROVIDING GUIDANCE FOR
20 THE IDAHO DIGITAL LEARNING ACADEMY; PROVIDING THAT \$4,331,400 OF TO-
21 BACCO, CIGARETTE AND LOTTERY INCOME TAX MONEYS BE USED AS DISCRETIONARY
22 FUNDS; DIRECTING THE USE OF \$368,600 OF TOBACCO, CIGARETTE AND LOT-
23 TERY INCOME TAX MONEYS; PROVIDING THAT TWO-THIRDS OF THE FUNDS FROM THE
24 SCHOOL DISTRICT BUILDING ACCOUNT BE USED AS DISCRETIONARY FUNDS; RE-
25 LIEVING THE STATE FROM TWO-THIRDS OF THE REQUIREMENT TO PROVIDE SCHOOL
26 MAINTENANCE MATCHING FUNDS; PROVIDING AN ESTIMATE OF DISCRETIONARY
27 FUNDS PER SUPPORT UNIT AT \$20,000; DIRECTING THE USE OF \$10,500,000
28 FOR READING AND MATH INITIATIVES, AND REMEDIATION; DIRECTING THE USE
29 OF \$4,000,000 FOR LIMITED ENGLISH PROFICIENCY PROGRAMS; DIRECTING THE
30 USE OF \$1,703,500 FOR THE DEVELOPMENT OR ADMINISTRATION OF ASSESSMENTS
31 AND EXAMS; DIRECTING THE USE OF \$2,500,000 FOR INFORMATION TECHNOLOGY
32 STAFFING COSTS; DIRECTING THE USE OF \$300,000 FOR PROFESSIONAL DEVELOP-
33 MENT AND TRAINING FOR TEACHER AND ADMINISTRATOR EVALUATIONS; DIRECTING
34 THE USE OF \$100,000 FOR A SAFE SCHOOLS TASK FORCE AND ASSESSMENT TOOLS;
35 DIRECTING THE USE OF \$21,000,000 FOR DIFFERENTIAL PAY FOR EXCELLENCE
36 IN ACHIEVEMENT AWARDS AND PROFESSIONAL DEVELOPMENT; DIRECTING THE USE
37 OF \$13,400,000 FOR TECHNOLOGY, WIRELESS TECHNOLOGY INFRASTRUCTURE,
38 TECHNOLOGY PILOT PROJECTS, AND AN INTERNET-BASED PORTAL; DIRECTING
39 THE USE OF \$4,500,000 FOR MAINTENANCE, OPERATION, AND LICENSING OF AN
40 INSTRUCTIONAL MANAGEMENT SYSTEM; DIRECTING THE USE OF \$3,755,000 FOR
41 PROFESSIONAL DEVELOPMENT AND TRAINING REGARDING IDAHO CORE STANDARDS;
42 DIRECTING THE USE OF \$150,000 FOR TECHNOLOGY PROFESSIONAL DEVELOPMENT;
43 DIRECTING THAT CERTAIN INFORMATION BE COMPILED BY THE STATE DEPARTMENT
44 OF EDUCATION ON THE DUAL ENROLLMENT PROGRAM; DIRECTING THAT CERTAIN
45

1 INFORMATION BE COMPILED BY THE STATE DEPARTMENT OF EDUCATION ON SAFE
 2 SCHOOL ENVIRONMENTS; PROVIDING DEDICATED FUND REAPPROPRIATION FOR FIS-
 3 CAL YEAR 2014; AND GRANTING THE AUTHORITY TO TRANSFER APPROPRIATIONS
 4 AMONG FIVE DIVISIONS OF THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM.

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

6 SECTION 1. The following amount shall be expended from state sources
 7 for the Public Schools Educational Support Program, for the period July 1,
 8 2013, through June 30, 2014:

9 FROM:

10 General Fund	\$1,308,365,400
11 Bond Levy Equalization Fund	13,704,400
12 School District Building Account	17,150,000
13 Miscellaneous Revenue	109,200
14 Public Schools Other Income	7,500,000
15 School for the Deaf and the Blind Endowment	111,600
16 Cigarette, Tobacco and Lottery Income Taxes	4,700,000
17 Public School Endowment Earnings Reserve Fund	31,292,400
18 Federal Grant	<u>215,223,500</u>
19 TOTAL	\$1,598,156,500

20 SECTION 2. There is hereby appropriated the following amount from the
 21 listed fund to be transferred to the Public School Income Fund for the period
 22 July 1, 2013, through June 30, 2014:

23 FROM:

24 General Fund	\$1,303,811,800
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25 SECTION 3. There is hereby appropriated to the Public Schools Educa-
 26 tional Support Program/Division of Administrators, the following amount to
 27 be expended from the listed fund for the period July 1, 2013, through June 30,
 28 2014:

29 FROM:

30 Public School Income Fund	\$78,138,600
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31 SECTION 4. There is hereby appropriated to the Public Schools Educa-
 32 tional Support Program/Division of Teachers, the following amounts to be ex-
 33 pended from the listed funds for the period July 1, 2013, through June 30,
 34 2014:

35 FROM:

36 Public School Income Fund	\$743,300,800
37 Federal Grant	<u>15,000,000</u>
38 TOTAL	\$758,300,800

1 SECTION 5. There is hereby appropriated to the Public Schools Educa-
 2 tional Support Program/Division of Operations, the following amounts to be
 3 expended from the listed funds for the period July 1, 2013, through June 30,
 4 2014:
 5 FROM:
 6 Public School Income Fund \$487,790,500
 7 School District Building Account 11,490,500
 8 TOTAL \$499,281,000

9 SECTION 6. There is hereby appropriated to the Public Schools Edu-
 10 cational Support Program/Division of Children's Programs, the following
 11 amounts to be expended from the listed funds for the period July 1, 2013,
 12 through June 30, 2014:
 13 FROM:
 14 Public School Income Fund \$30,535,600
 15 Federal Grant 200,000,000
 16 TOTAL \$230,535,600

17 SECTION 7. There is hereby appropriated to the Public Schools Educa-
 18 tional Support Program/Division of Facilities, the following amounts to be
 19 expended from the listed funds for the period July 1, 2013, through June 30,
 20 2014:
 21 FROM:
 22 General Fund \$4,553,600
 23 Bond Levy Equalization Fund 13,704,400
 24 School District Building Account 5,659,500
 25 TOTAL \$23,917,500

26 SECTION 8. Of the moneys appropriated to the Public Schools Educational
 27 Support Program, the amount necessary to fund the provisions of Section
 28 33-906, Idaho Code, is hereby transferred and appropriated to the Bond Levy
 29 Equalization Fund.

30 SECTION 9. The provisions of subsection (4) of Section 63-2520, Idaho
 31 Code, notwithstanding, the amount of revenue distributed to the General Fund
 32 shall be \$3,695,600 for the period July 1, 2013, through June 30, 2014.

33 SECTION 10. There is hereby appropriated to the Public Schools Educa-
 34 tional Support Program/Division of Educational Services for the Deaf and the
 35 Blind, the following amounts to be expended from the listed funds for the pe-
 36 riod July 1, 2013, through June 30, 2014:
 37 FROM:
 38 Public School Income Fund \$7,538,700
 39 Miscellaneous Revenue 109,200
 40 School for the Deaf and the Blind Endowment 111,600
 41 Federal Grant 223,500
 42 TOTAL \$7,983,000

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

1 33-1004A. EXPERIENCE AND EDUCATION MULTIPLIER. Each instructional
2 and administrative staff position shall be assigned an appropriate multi-
3 plier based upon the following table:

4 EXPERIENCE AND EDUCATION

5		MA	MA + 12	MA + 24	MA + 36			
6	Years	BA	BA + 12	BA + 24	BA + 36	BA + 48	BA + 60	ES/DR
7	0	1.00000	1.03750	1.07640	1.11680	1.15870	1.20220	1.24730
8	1	1.03750	1.07640	1.11680	1.15870	1.20220	1.24730	1.29410
9	2	1.07640	1.11680	1.15870	1.20220	1.24730	1.29410	1.34260
10	3	1.11680	1.15870	1.20220	1.24730	1.29410	1.34260	1.39290
11	4	1.15870	1.20220	1.24730	1.29410	1.34260	1.39290	1.44510
12	5	1.20220	1.24730	1.29410	1.34260	1.39290	1.44510	1.49930
13	6	1.24730	1.29410	1.34260	1.39290	1.44510	1.49930	1.55550
14	7	1.29410	1.34260	1.39290	1.44510	1.49930	1.55550	1.61380
15	8	1.34260	1.39290	1.44510	1.49930	1.55550	1.61380	1.67430
16	9	1.39290	1.44510	1.49930	1.55550	1.61380	1.67430	1.73710
17	10	1.39290	1.49930	1.55550	1.61380	1.67430	1.73710	1.80220
18	11	1.39290	1.49930	1.55550	1.61380	1.73710	1.80220	1.86980
19	12	1.39290	1.49930	1.55550	1.61380	1.73710	1.86980	1.93990
20	13 or							
21	more	1.39290	1.49930	1.55550	1.61380	1.73710	1.86980	2.01260

22 In determining the experience factor, the actual years of teaching
23 or administrative service in a public school, in an accredited private or
24 parochial school, or beginning in the 2005-06 school year and thereafter in
25 an accredited college or university shall be credited, ~~minus two (2); pro-~~
26 ~~vided however, that the experience factor cannot be less than zero (0).~~

27 In determining the education factor, only credits earned after initial
28 certification, based upon a transcript on file with the teacher certifica-
29 tion office of the state department of education, earned at an institution of
30 higher education accredited by the state board of education or a regional ac-
31 crediting association, shall be allowed. Instructional staff whose initial
32 certificate is an occupational specialist certificate shall be treated as
33 BA degree prepared instructional staff. Credits earned by such occupational
34 specialist instructional staff after initial certification shall be cred-
35 ited toward the education factor. For the time period July 1, 2010, through
36 June 30, 2011, instructional and administrative staff shall not advance on
37 the education portion of the multiplier table.

38 In determining the statewide average multiplier for instructional
39 staff, no multiplier in excess of 1.59092 shall be used. If the actual
40 statewide average multiplier for instructional staff, as determined by this
41 section, exceeds 1.59092, then each school district's instructional staff
42 multiplier shall be multiplied by the result of 1.59092 divided by the actual
43 statewide average multiplier for instructional staff.

1 In determining the statewide average multiplier for administrative
2 staff, no multiplier in excess of 1.86643 shall be used. If the actual
3 statewide average multiplier for administrative staff, as determined by
4 this section, exceeds 1.86643, then each school district's administrative
5 staff multiplier shall be multiplied by the result of 1.86643 divided by the
6 actual statewide average multiplier for administrative staff.

7 SECTION 12. That Section 33-1004E, Idaho Code, be, and the same is
8 hereby amended to read as follows:

9 33-1004E. DISTRICT'S SALARY-BASED APPORTIONMENT. Each district shall
10 be entitled to a salary-based apportionment calculated as provided in this
11 section.

12 1. To determine the apportionment for instructional staff, first de-
13 termine the district average experience and education index by placing all
14 eligible district certificated instructional employees on the statewide
15 index provided in section 33-1004A, Idaho Code. The resulting average is the
16 district index. Districts with an index above the state average index shall
17 receive their actual index but not more than the state average plus .03 for
18 the 1994-95 school year, and shall receive their actual index but not more
19 than the state average plus .06 for the 1995-96 school year, and thereafter
20 shall receive their actual district index. The district instructional staff
21 index shall be multiplied by the instructional base salary of \$23,123. The
22 amount so determined shall be multiplied by the district staff allowance
23 for instructional staff determined as provided in section 33-1004(2), Idaho
24 Code. The instructional salary allocation shall be further increased by the
25 amount necessary for each full-time equivalent instructional staff member
26 placed on the experience and education index to be allocated at least the
27 minimum salary mandated by this section. Full-time instructional staff
28 salaries shall be determined from a salary schedule developed by each dis-
29 trict and submitted to the state department of education. No full-time
30 instructional staff member shall be paid less than ~~\$30,500~~ \$31,000. If an
31 instructional staff member has been certified by the national board for
32 professional teaching standards, the staff member shall be designated as
33 a master teacher and receive \$2,000 per year for five (5) years. The in-
34 structional salary shall be increased by \$2,000 for each master teacher
35 provided however, that no such awards shall be paid for the period July 1,
36 2010, through June 30, 2011, nor shall any liabilities accrue or payments
37 be made pursuant to this section in the future to any individuals who would
38 have otherwise qualified for a payment during this stated time period. The
39 resulting amount is the district's salary-based apportionment for instruc-
40 tional staff. For purposes of this section, teachers qualifying for the
41 salary increase as master teacher shall be those who have been recognized as
42 national board certified teachers as of July 1 of each year.

43 2. To determine the apportionment for district administrative staff,
44 first determine the district average experience and education index by plac-
45 ing all eligible certificated administrative employees on the statewide
46 index provided in section 33-1004A, Idaho Code. The resulting average is
47 the district index. Districts with an index above the state average index
48 shall receive their actual index but not more than the state average plus .03

1 for the school year 1994-95, and shall receive their actual index but not
 2 more than the state average index plus .06 for the 1995-96 school year, and
 3 thereafter shall receive their actual district index. The district adminis-
 4 trative staff index shall be multiplied by the base salary of \$31,833. The
 5 amount so determined shall be multiplied by the district staff allowance for
 6 administrative staff determined as provided in section 33-1004(3), Idaho
 7 Code. The resulting amount is the district's salary-based apportionment for
 8 administrative staff.

9 3. To determine the apportionment for classified staff, multiply
 10 \$19,058 by the district classified staff allowance determined as provided in
 11 section 33-1004(4), Idaho Code. The amount so determined is the district's
 12 apportionment for classified staff.

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

16 SECTION 13. The Idaho Digital Learning Academy (IDLA), created pur-
 17 suant to Chapter 55, Title 33, Idaho Code, shall utilize state appropriated
 18 funds for the period July 1, 2013, through June 30, 2014, to achieve the fol-
 19 lowing:

20 (1) Tuition charged by IDLA to Idaho students shall not exceed \$100 per
 21 enrollment.

22 (2) Provide remedial coursework for students failing to achieve profi-
 23 ciency in one (1) or more areas of the Idaho Standards Achievement Test.

24 (3) Pursuant to the fiscal impact statement for the State Board of Ed-
 25 ucation rule, IDAPA 08.02.03, Docket Number 08-0203-0605, provide advanced
 26 learning opportunities for students.

27 (4) Pursuant to State Board of Education rule, IDAPA 08.02.03, Docket
 28 Number 08-0203-0605, work with institutions of higher education to provide
 29 dual credit coursework.

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

32 SECTION 14. Notwithstanding the provisions of any law to the contrary,
 33 of the moneys appropriated in Section 5 of this act, up to \$4,331,400 from
 34 funds determined by available tobacco, cigarette and lottery income tax
 35 revenues accruing, appropriated, or distributed to the Public School In-
 36 come Fund pursuant to Sections 63-2506, 63-2552A, 63-3035A and 63-3067,
 37 Idaho Code, for the period July 1, 2013, through June 30, 2014, shall be
 38 distributed as discretionary funds within the Public Schools Educational
 39 Support Program/Division of Operations, and school districts and charter
 40 schools are hereby relieved of any restrictions on the use of such funds,
 41 apart from restrictions that apply to the use of discretionary funds.

42 SECTION 15. Of the moneys appropriated in Section 6 of this act,
 43 \$368,600 from funds determined by available revenues accruing, appropri-
 44 ated, or distributed to the Public School Income Fund pursuant to Sections
 45 63-2506, 63-2552A, 63-3035A and 63-3067, Idaho Code, and other such moneys
 46 that may become available pursuant to Idaho laws, for the period July 1,
 47 2013, through June 30, 2014, shall be distributed as follows: the provi-

1 sions of Section 63-2552A(3), Idaho Code, notwithstanding, \$200,000 shall
2 be remitted to the Idaho State Police to increase toxicology lab capacity in
3 the Bureau of Forensic Services for drug testing of juveniles; the Superin-
4 tendent of Public Instruction may use up to \$90,000 for Safe and Drug-Free
5 Schools Program administration, technical assistance, and evaluation; and
6 \$78,600 shall be remitted to the Commission on Hispanic Affairs on or before
7 July 15, 2013, to be used for substance abuse prevention efforts in collabo-
8 ration with the State Department of Education.

9 SECTION 16. Notwithstanding the provisions of Sections 33-905 and
10 33-1019, Idaho Code, for the period July 1, 2013, through June 30, 2014,
11 sixty-seven percent (67%) of all moneys appropriated from the School Dis-
12 trict Building Account shall be distributed as discretionary funds within
13 the Public Schools Educational Support Program/Division of Operations and
14 school districts and charter schools are hereby relieved of any restrictions
15 on the use of such funds, apart from restrictions that apply to the use of
16 discretionary funds.

17 SECTION 17. Notwithstanding the provisions of Sections 33-1018B and
18 33-1019, Idaho Code, for the period July 1, 2013, through June 30, 2014,
19 only, the state is hereby temporarily relieved from the requirement to pro-
20 vide sixty-seven percent (67%) of its portion of the school maintenance
21 matching funds normally required by such sections, nor shall school dis-
22 tricts be required to make up such portion that would otherwise be provided
23 by the state.

24 SECTION 18. Pursuant to the provisions of Section 33-1018, Idaho Code,
25 for the period July 1, 2013, through June 30, 2014, it is estimated that
26 the appropriation of state funds to the Public Schools Educational Support
27 Program/Division of Operations will result in total discretionary funds of
28 \$20,000 per support unit.

29 SECTION 19. Of the moneys appropriated in Section 6 of this act,
30 \$10,500,000 shall be used for literacy programs, as outlined in Sections
31 33-1207A(2), 33-1614 and 33-1615, Idaho Code; remedial coursework for stu-
32 dents failing to achieve proficiency in the Idaho Standards Achievement
33 Test; computerized remediation services to schools; and math initiative
34 efforts, in dollar amounts determined by the Superintendent of Public In-
35 struction. It is legislative intent that the State Board of Education and
36 State Department of Education coordinate federally funded literacy programs
37 with state literacy programs, resulting in well-coordinated, complementary
38 literacy efforts. The Superintendent of Public Instruction shall report to
39 the Joint Finance-Appropriations Committee and the House and Senate Educa-
40 tion committees, by no later than February 1, 2015, on the uses of funds and
41 effectiveness of the programs and efforts.

42 SECTION 20. Pursuant to Section 33-1617, Idaho Code, of the moneys
43 appropriated in Section 6 of this act, \$4,000,000 shall be distributed for
44 support of programs for students with non-English or limited English profi-
45 ciency, as follows:

1 (1) The State Department of Education shall distribute \$3,500,000 to
2 school districts pro rata, based upon the population of limited English pro-
3 ficient students under criteria established by the department.

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

12 (3) The department shall develop the program elements governing the
13 use of these funds, modeled on the training, intervention and remediation
14 elements of the literacy programs referenced in Section 19 of this act. The
15 purpose of these funds is to improve the English language skills of English
16 language learners, to enable such students to better access the educational
17 opportunities offered in public schools. The Superintendent of Public In-
18 struction shall report to the Joint Finance-Appropriations Committee and
19 the House and Senate Education committees by no later than February 1, 2015,
20 on the program design, uses of funds and effectiveness of the program.

21 SECTION 21. Of the moneys appropriated in Section 6 of this act,
22 \$1,703,500 shall be used for the development or administration of student
23 assessments, including a college entrance exam for 11th grade students,
24 an exam for 10th grade students that provides preparation for the college
25 entrance exam, and end-of-course examinations for high school science sub-
26 jects.

27 SECTION 22. Of the moneys appropriated in Section 5 of this act,
28 \$2,500,000 shall be distributed for public school information technology
29 staff costs. Such moneys shall be distributed pursuant to a formula, with a
30 minimum distribution per school district and public charter school, deter-
31 mined by the Superintendent of Public Instruction.

32 SECTION 23. Of the moneys appropriated in Section 3 of this act,
33 \$300,000 shall be used for professional development and training that pro-
34 motes the effective, consistent evaluation of teacher and administrator
35 performance, pursuant to standards established by the State Board of Educa-
36 tion.

37 SECTION 24. Of the moneys appropriated in Section 6 of this act, up to
38 \$100,000 may be expended by the Superintendent of Public Instruction to fa-
39 cilitate a safe schools task force, develop a common threat assessment tool
40 and accompanying rubric, establish a support structure for the implementa-
41 tion of the tool throughout the state, establish a secure mechanism for col-
42 lecting data results on the threat assessment, and assist school districts
43 in the creation of safety plans at the local level, based on the deficiencies
44 identified in the assessment.

1 SECTION 25. DIFFERENTIAL PAY. Of the moneys appropriated in Section 4
2 of this act, \$21,000,000 shall be distributed to school districts request-
3 ing grant funds for local Excellence in Achievement awards. Such distribu-
4 tion shall be based on each requesting school district's number of support
5 units used to calculate salary-based apportionment, as compared to the total
6 number of such support units for all such school districts requesting such
7 funds. Funds received shall be paid to certificated or non-certificated em-
8 ployees, subject to local excellence in achievement plans, pursuant to the
9 following criteria:

10 (1) All plans shall be approved by the local board of trustees, in-
11 cluding evidence that the plan was developed with input from the principal,
12 teachers, and certificated employees at each school.

13 (2) Such plan shall not be subject to collective bargaining, any other
14 provision of law notwithstanding.

15 (3) The plan may allow expenditure of up to forty percent (40%) of the
16 funds for professional development, leadership, and resources necessary to
17 implement Idaho core mathematical and English language arts standards.

18 (4) The plan shall delineate how the moneys will be used for Excellence
19 in Achievement awards, including the objective measures of growth in student
20 achievement to be used.

21 (5) Awards shall be directed at the schoolwide level, the individual
22 level, or any other grouping below the schoolwide level.

23 (6) The plan and grant funds request shall be submitted to the State De-
24 partment of Education by no later than October 1, 2013, and funds shall be
25 distributed by the department no later than February 15, 2014.

26 (7) Each school district receiving grant funds shall submit a report to
27 the State Department of Education at the end of the fiscal year that details
28 the plan's student achievement results based on the established criteria.
29 Such report shall include information on the amount of the funds awarded, by
30 individual, and recommendations on how the plan may be improved.

31 (8) Each submitted plan and report shall be posted to the school dis-
32 trict and State Department of Education websites. In addition, the State
33 Department of Education shall conduct a comparison study of the character-
34 istics, process and features of each plan to the results achieved and shall
35 post such study to its website.

36 (9) A portion of the moneys so distributed may be utilized to pay any
37 variable rate-based employer benefit costs.

38 (10) The payment of any funds to an employee pursuant to this section
39 shall not create any requirement that a school district maintain or repeat
40 such a payment in the future.

41 (11) The Legislature recognizes that school districts may have uti-
42 lized discretionary funds during fiscal year 2010 through fiscal year 2013
43 to offset reductions in state-funded line items. School districts retain
44 the authority to displace such discretionary funds with increased state
45 funds provided in fiscal year 2014, if the discretionary funds were used
46 previously for the purposes for which increased state funds are provided in
47 fiscal year 2014.

48 For the purposes of this section, the term "school district" also means "pub-
49 lic charter school" and the term "board of trustees" also means "board of di-
50 rectors."

1 SECTION 26. Of the moneys appropriated in Section 5 of this act,
2 \$13,400,000 shall be expended by the Superintendent of Public Instruction as
3 follows:

4 (1) \$8,000,000 shall be distributed for classroom technology that as-
5 sists teachers and students in effective and efficient instruction or learn-
6 ing.

7 (2) \$2,250,000 shall be expended for the installation, repair, re-
8 placement and support of a wireless technology infrastructure, in each
9 public school serving high school grades, of sufficient capacity to support
10 utilization of mobile computing devices by all students in such grades.

11 (3) \$3,000,000 shall be made available to school districts and charter
12 schools for technology pilot projects designed to improve student achieve-
13 ment. Funds shall be distributed based on a competitive grant process pre-
14 scribed by the Superintendent of Public Instruction; however, the amount of
15 funds allocated to a school district or charter school shall not be based on
16 average daily attendance or other enrollment-driven metrics. The grantees
17 shall be required to report to the State Department of Education on the uses
18 of funds received and the benefits resulting from those uses. The superin-
19 tendent shall report to the Legislature on the results of these efforts by
20 December 31, 2014.

21 (4) \$150,000 may be expended for the development and maintenance of
22 an Internet-based portal of available online, nonsectarian K-12 or dual
23 credit courses available from any of the following: (a) Idaho Digital Learn-
24 ing Academy; (b) Idaho public school districts; (c) Idaho public charter
25 schools; (d) Idaho public colleges and universities; (e) Idaho private col-
26 leges and universities accredited by the same organization that accredits
27 Idaho's public colleges and universities; and (f) any provider of online
28 courses; provided however, that the courses available on the portal have
29 been verified and approved by the State Department of Education to meet state
30 content standards.

31 Of the amounts allocated pursuant to subsections (2) and (4) of this sec-
32 tion, no more than \$190,000 may be utilized by the Superintendent of Public
33 Instruction for technology staff support costs. The dollars allocated for
34 subsections (2) and (4) of this section may be reallocated between said sub-
35 sections by the Superintendent of Public Instruction, subject to a ten per-
36 cent (10%) maximum cumulative change in the allocated amounts.

37 SECTION 27. Of the moneys appropriated in Section 5 of this act,
38 \$4,500,000 shall be used for the maintenance, operation, and licensing of
39 the instructional management system that includes high quality digital
40 learning resources and software linked to state and local curricula, model
41 lesson plans, content and formative and summative assessments tied to rigor-
42 ous college and career-ready standards, and safe and secure online knowledge
43 sharing and collaboration systems.

44 SECTION 28. Of the moneys appropriated in Section 4 of this act,
45 \$3,755,000 shall be used for professional development, training and as-
46 sistance that promotes the implementation of Idaho core mathematical and
47 English language arts standards including, but not limited to, the alignment
48 of curriculum and instruction to such standards.

1 SECTION 29. Of the moneys appropriated in Section 4 of this act,
2 \$150,000 shall be used for professional development and training that pro-
3 motes the effective use of technology by students, staff and parents, the
4 integration of technology into public school curricula and instructional
5 methods, the development of plans at the school, district and statewide
6 level for the improved use and integration of technology in learning, and the
7 development and effective utilization of student data.

8 SECTION 30. It is legislative intent that the State Department of
9 Education shall compile information concerning the numbers of students
10 enrolling in dual credit courses according to the provisions of Section
11 33-1626, Idaho Code, whether coursework is successfully completed, and to-
12 tal expenditures for fiscal year 2014. As nearly as possible, the report
13 shall contain information about enrollment of this student population in
14 post-high school education. A report containing such information shall be
15 posted on the website of the State Department of Education no later than De-
16 cember 31, 2014.

17 SECTION 31. It is legislative intent that the State Department of Ed-
18 ucation shall compile information concerning school district and charter
19 school expenditures of funds pursuant to the safe school environment and
20 student learning provisions of Section 33-1002(2) (1), Idaho Code, for fis-
21 cal year 2014 and post such information to the department's website no later
22 than December 31, 2014.

23 SECTION 32. DEDICATED FUND REAPPROPRIATION AUTHORITY. There is hereby
24 reappropriated to the Public Schools Educational Support Program the unex-
25 pended and unencumbered balance of Public School Income Fund moneys allo-
26 cated pursuant to Section 33-1022(3) (c), Idaho Code, for fiscal year 2013,
27 to be used for the same purposes as originally authorized pursuant to Sec-
28 tion 33-1022(3) (c), Idaho Code, for the period July 1, 2013, through June 30,
29 2014. This measure is taken to satisfy the matching requirements of the J.A.
30 and Kathryn Albertson Foundation funding award to develop an instructional
31 management system.

32 SECTION 33. The State Department of Education is hereby granted the
33 authority to transfer appropriations between the Administrators, Teachers,
34 Operations, Children's Programs, and Facilities Divisions of the Public
35 Schools Educational Support Program budget, in any amount necessary, to
36 comply with the public school funding provisions of appropriations and the
37 Idaho Code.