

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 640

BY APPROPRIATIONS COMMITTEE

AN ACT

1 RELATING TO THE APPROPRIATION TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT
2 PROGRAM/DIVISION OF CHILDREN'S PROGRAMS FOR FISCAL YEAR 2015; PRO-
3 VIDING FOR EXPENDITURES FOR THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT
4 PROGRAM/DIVISION OF CHILDREN'S PROGRAMS FOR FISCAL YEAR 2015; APPRO-
5 PRIATING GENERAL FUND MONEYS FOR TRANSFER TO THE PUBLIC SCHOOL INCOME
6 FUND; APPROPRIATING FUNDS TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT
7 PROGRAM/DIVISION OF CHILDREN'S PROGRAMS FOR FISCAL YEAR 2015; PROVID-
8 ING LEGISLATIVE INTENT RELATING TO THE IDAHO DIGITAL LEARNING ACADEMY;
9 DIRECTING THE USE OF \$2,444,300 OF TOBACCO, CIGARETTE AND LOTTERY IN-
10 COME TAX MONEYS; DIRECTING THE USE OF \$6,440,000 FOR LITERACY PROGRAMS
11 AND REMEDIATION; DIRECTING THE USE OF \$3,950,000 FOR LIMITED ENGLISH
12 PROFICIENCY PROGRAMS; DIRECTING THE STATE DEPARTMENT OF EDUCATION TO
13 COMPILE INFORMATION ON ADVANCED OPPORTUNITIES; DIRECTING THE USE OF
14 \$4,000,000 FOR THE PURCHASE OF CONTENT AND CURRICULUM; AND DEFINING THE
15 TERM "DISTRIBUTED."
16

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

18 SECTION 1. The following amount shall be expended for the Public
19 Schools Educational Support Program/Division of Children's Programs for the
20 period July 1, 2014, through June 30, 2015:

21 FROM:

22 General Fund	\$23,860,600
23 Public Schools Other Income	4,000,000
24 Cigarette, Tobacco and Lottery Income Taxes	2,444,300
25 Federal Grant	<u>200,000,000</u>
26 TOTAL	\$230,304,900

27 SECTION 2. There is hereby appropriated the following amount to be
28 transferred to the Public School Income Fund for the period July 1, 2014,
29 through June 30, 2015:

30 FROM:

31 General Fund	\$23,860,600
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32 SECTION 3. There is hereby appropriated to the Public Schools Educa-
33 tional Support Program/Division of Children's Programs the following amount
34 to be expended from the listed funds for the period July 1, 2014, through June
35 30, 2015:

1	FROM:	
2	Public School Income Fund	\$30,304,900
3	Federal Grant	<u>200,000,000</u>
4	TOTAL	\$230,304,900

5 SECTION 4. The Idaho Digital Learning Academy (IDLA), created pursuant
6 to Chapter 55, Title 33, Idaho Code, shall utilize state appropriated funds
7 for the period July 1, 2014, through June 30, 2015, to achieve the following:

8 (1) Tuition charged by IDLA to Idaho school districts and charter
9 schools shall not exceed \$75 per enrollment.

10 (2) Provide remedial coursework for students failing to achieve profi-
11 ciency in one or more areas of Idaho's standards-based tests.

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

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

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

20 SECTION 5. Notwithstanding the provisions of any law to the contrary,
21 of the moneys appropriated in Section 3 of this act, up to \$2,165,700 from
22 funds determined by available tobacco, cigarette and lottery income tax rev-
23 enues accruing, appropriated or distributed to the Public School Income Fund
24 pursuant to Sections 63-2506, 63-2552A, 63-3035A and 63-3067, Idaho Code,
25 for the period July 1, 2014, through June 30, 2015, shall be distributed to
26 school districts and charter schools through a combination of a base amount
27 of \$2,000 plus a prorated amount based on the prior year's average daily
28 attendance. Such funds shall be used to develop and implement school safety
29 improvements and/or to facilitate and provide substance abuse prevention
30 programs in the public school system. Additionally, \$200,000 shall be re-
31 mitted to the Idaho State Police to increase toxicology lab capacity in the
32 Bureau of Forensic Services for drug testing pursuant to Section 63-2552A,
33 Idaho Code, and \$78,600 shall be remitted to the Commission on Hispanic Af-
34 fairs on or before July 15, 2014, to be used for substance abuse prevention
35 efforts in collaboration with the State Department of Education.

36 SECTION 6. Of the moneys appropriated in Section 3 of this act,
37 \$6,440,000 shall be distributed for literacy programs, as outlined in Sec-
38 tions 33-1207A(2), 33-1614 and 33-1615, Idaho Code; remedial coursework for
39 students failing to achieve proficiency on Idaho's standards-based achieve-
40 ment tests; and computerized remediation services for schools in dollar
41 amounts determined by the superintendent of public instruction. The super-
42 intendent shall report to the Joint Finance-Appropriations Committee and
43 the Senate and House Education committees by no later than February 1, 2016,
44 on the uses of funds and effectiveness of the programs and efforts.

1 SECTION 7. Pursuant to Section 33-1617, Idaho Code, of the moneys ap-
2 propriated in Section 3 of this act, \$3,950,000 shall be distributed for
3 support of programs for students with non-English or limited English profi-
4 ciency, as follows:

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

8 (2) The State Department of Education shall distribute \$450,000 for
9 the competitive grant program to be distributed to school districts in which
10 the population of English language learners failed to meet Adequate Yearly
11 Progress (AYP) in math or reading, as defined in federal law. This amount
12 shall be distributed annually to school districts in three year grant cy-
13 cles, in which the recipients will receive full grant awards each of the
14 three years, contingent on appropriation.

15 (3) The department shall develop the program elements governing the use
16 of these funds, modeled on the training, intervention and remediation el-
17 ements of the literacy programs referenced in Section 6 of this act. The
18 purpose of these funds is to improve the English language skills of English
19 language learners and to enable such students to better access the educa-
20 tional opportunities offered in public schools. The superintendent of pub-
21 lic instruction shall report to the Joint Finance-Appropriations Committee
22 and the Senate and House Education committees by no later than February 1,
23 2016, on the program design, uses of funds and effectiveness of the program.

24 SECTION 8. It is legislative intent that the State Department of
25 Education shall compile information concerning the numbers of students en-
26 rolling in advanced opportunities courses according to the provisions of
27 Sections 33-1623, 33-1626 and 33-1628, Idaho Code, whether coursework is
28 successfully completed, and expenditures for fiscal year 2015. As nearly
29 as possible, the report shall contain information about enrollment of this
30 student population in post-high school education. A report containing such
31 information shall be posted on the website of the State Department of Educa-
32 tion no later than December 31, 2015.

33 SECTION 9. Of the moneys appropriated in Section 3 of this act,
34 \$4,000,000 of one-time moneys shall be distributed to school districts and
35 charter schools, based on average daily attendance, for the purchase of in-
36 structional content and curriculum, whether physical or electronic.

37 SECTION 10. For the purposes of this appropriation, the term "dis-
38 tributed" means moneys that are transferred to school districts and public
39 charter schools with no funds withheld for any other contract or administra-
40 tive costs.