

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 620

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 2017; PRO-  
3 VIDING FOR EXPENDITURES FOR THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT  
4 PROGRAM/DIVISION OF CHILDREN'S PROGRAMS FOR FISCAL YEAR 2017; 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 2017; PROVID-  
8 ING LEGISLATIVE INTENT RELATING TO THE IDAHO DIGITAL LEARNING ACADEMY;  
9 DIRECTING THE USE OF TOBACCO, CIGARETTE AND LOTTERY INCOME TAX MONEYS;  
10 DIRECTING THE USE OF APPROPRIATION FOR LITERACY PROGRAMS AND REMEDI-  
11 ATION; DIRECTING THE USE OF APPROPRIATION FOR LIMITED ENGLISH PROFI-  
12 CIENCY PROGRAMS; DIRECTING THE STATE DEPARTMENT OF EDUCATION TO COMPILE  
13 INFORMATION ON ADVANCED OPPORTUNITIES; PROVIDING A TRANSFER TO THE COM-  
14 MISSION ON HISPANIC AFFAIRS; PROVIDING DIRECTION TO THE IDAHO DIGITAL  
15 LEARNING ACADEMY; PROVIDING A TRANSFER TO IDAHO STATE POLICE; DIRECTING  
16 THE USE OF FUNDS FOR GIFTED AND TALENTED STUDENTS; AND DEFINING THE TERM  
17 "DISTRIBUTED."  
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19 Be It Enacted by the Legislature of the State of Idaho:

20 SECTION 1. The following amount shall be expended for the Public  
21 Schools Educational Support Program/Division of Children's Programs for the  
22 period July 1, 2016, through June 30, 2017:

23 FROM:

24 General Fund	\$33,775,900
25 Cigarette, Tobacco and Lottery Income Taxes	4,024,900
26 Federal Grant	<u>249,115,000</u>
27 TOTAL	\$286,915,800

28 SECTION 2. There is hereby appropriated the following amount to be  
29 transferred to the Public School Income Fund for the period July 1, 2016,  
30 through June 30, 2017:

31 FROM:

32 General Fund	\$33,775,900
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1 SECTION 3. There is hereby appropriated to the Public Schools Educa-  
 2 tional Support Program/Division of Children's Programs the following amount  
 3 to be expended from the listed funds for the period July 1, 2016, through June  
 4 30, 2017:

5 FROM:

6	Public School Income Fund	\$37,800,800
7	Federal Grant	<u>249,115,000</u>
8	TOTAL	\$286,915,800

9 SECTION 4. The Idaho Digital Learning Academy (IDLA), created pursuant  
 10 to Chapter 55, Title 33, Idaho Code, shall utilize state appropriated funds  
 11 for the period July 1, 2016, through June 30, 2017, to achieve the following:

12 (1) Tuition charged by IDLA to Idaho school districts and charter  
 13 schools shall not exceed \$75.00 per enrollment.

14 (2) Provide remedial coursework for students failing to achieve profi-  
 15 ciency in one (1) or more areas of Idaho's standards-based tests.

16 (3) Pursuant to State Board of Education rule, IDAPA 08.02.03, provide  
 17 advanced learning opportunities for students.

18 (4) Pursuant to State Board of Education rule, IDAPA 08.02.03, work  
 19 with institutions of higher education to provide dual credit coursework.

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

22 SECTION 5. Notwithstanding the provisions of any law to the contrary,  
 23 of the moneys appropriated in Section 3 of this act, up to \$4,024,900 from  
 24 funds determined by available tobacco, cigarette and lottery income tax rev-  
 25 enues accruing, appropriated or distributed to the Public School Income Fund  
 26 pursuant to Sections 63-2506, 63-2552A, and 63-3067, Idaho Code, for the pe-  
 27 riod July 1, 2016, through June 30, 2017, shall be distributed to school dis-  
 28 tricts and charter schools through a combination of a base amount of \$2,000  
 29 plus a prorated amount based on the prior year's average daily attendance.  
 30 Such funds shall be used to develop and implement school safety improvements  
 31 and/or to facilitate and provide substance abuse prevention programs in the  
 32 public school system.

33 SECTION 6. Of the moneys appropriated in Section 3 of this act,  
 34 \$2,150,000 shall be distributed for literacy programs in kindergarten  
 35 through grade 3, and \$4,715,000 shall be distributed for remedial course-  
 36 work for students failing to achieve proficiency on Idaho's standards-based  
 37 achievement tests in dollar amounts determined by the Superintendent of Pub-  
 38 lic Instruction. The superintendent shall report to the Joint Finance-App-  
 39 propriations Committee and the Senate and House Education committees by no  
 40 later than February 1, 2018, on the uses of funds and effectiveness of the  
 41 programs and efforts.

42 SECTION 7. Pursuant to Section 33-1617, Idaho Code, of the moneys ap-  
 43 propriated in Section 3 of this act, \$3,820,000 shall be distributed for

1 support of programs for students with non-English or limited English profi-  
2 ciency, as follows:

3 (1) The Superintendent of Public Instruction shall distribute  
4 \$3,370,000 to school districts pro rata, based upon the population of  
5 limited English proficient students under criteria established by the de-  
6 partment.

7 (2) The Superintendent of Public Instruction shall distribute \$450,000  
8 for a competitive grant program to assist school districts in which the pop-  
9 ulation of English language learners must meet Annual Measurable Achieve-  
10 ment Objectives (AMAOs) in math or reading, as defined in federal law. This  
11 amount shall be distributed annually to school districts in three-year grant  
12 cycles, contingent on appropriation and the ability of grantees to meet pro-  
13 gram objectives.

14 (3) The superintendent shall develop the program elements and objec-  
15 tives governing the use of these funds and include a program evaluation com-  
16 ponent. The purpose of these funds is to improve student English language  
17 skills to allow for better access to the educational opportunities offered  
18 in public schools. The superintendent shall report to the Joint Finance-App-  
19 propriations Committee and the Senate and House Education committees by no  
20 later than February 1, 2018, on the program design, uses of funds and program  
21 effectiveness.

22 SECTION 8. It is legislative intent that the Superintendent of Public  
23 Instruction shall compile information concerning the numbers of students  
24 enrolling in advanced opportunities courses according to the provisions of  
25 Chapter 16, Title 33, Idaho Code, whether coursework is successfully com-  
26 pleted, and expenditures for fiscal year 2017. As nearly as possible, the  
27 report shall contain information about enrollment of this student popula-  
28 tion in post-high school education. A report containing such information  
29 shall be posted on the website of the State Department of Education no later  
30 than December 31, 2017.

31 SECTION 9. PUBLIC SCHOOL INCOME FUND TRANSFER TO COMMISSION ON HISPANIC  
32 AFFAIRS. There is hereby appropriated and the State Controller shall trans-  
33 fer in accordance with Section 63-2552A(3), Idaho Code, on July 1, 2016, or  
34 as soon thereafter as practicable, \$80,000 from the Public School Income  
35 Fund to the Commission on Hispanic Affairs Miscellaneous Revenue Fund to be  
36 used for substance abuse prevention efforts in collaboration with the State  
37 Department of Education.

38 SECTION 10. Of the funds appropriated in Section 3 of this act, and pur-  
39 suant to Section 33-1024, Idaho Code, \$110,000 is to be distributed to, and  
40 expended by, the Idaho Digital Learning Academy to continue the development  
41 and maintenance of an Internet-based portal of available online, nonsectar-  
42 ian K-12 or dual credit courses. The Idaho Digital Learning Academy is to  
43 collaborate with the State Department of Education on this effort.

44 SECTION 11. PUBLIC SCHOOL INCOME FUND TRANSFER TO IDAHO STATE POLICE.  
45 There is hereby appropriated and the State Controller shall transfer in ac-  
46 cordance with Section 63-2552A(3), Idaho Code, on July 1, 2016, or as soon

1 thereafter as practicable, \$200,000 from the Public School Income Fund to  
2 the Idaho State Police Miscellaneous Revenue Fund for the purpose of in-  
3 creasing toxicology lab capacity in Forensic Services.

4 SECTION 12. Of the funds appropriated in Section 3 of this act,  
5 \$1,000,000 shall be distributed by the Superintendent of Public Instruction  
6 for professional training and screening for gifted and talented students and  
7 instructors. Funding will be distributed based on a formula prescribed by  
8 the Superintendent of Public Instruction that includes a base amount and an  
9 amount based on the number of identified gifted and talented students.

10 SECTION 13. For the purposes of this appropriation, the term "dis-  
11 tributed" means moneys that are transferred to school districts, public  
12 charter schools, and the Idaho Digital Learning Academy, with no funds with-  
13 held for any other contract or administrative costs.