

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 793

BY APPROPRIATIONS COMMITTEE

AN ACT

1 RELATING TO THE APPROPRIATION TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT
2 PROGRAM'S DIVISION OF TEACHERS; APPROPRIATING MONEYS TO THE PUBLIC
3 SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF TEACHERS FOR FISCAL
4 YEAR 2023; APPROPRIATING GENERAL FUND MONEYS FOR TRANSFER TO THE PUBLIC
5 SCHOOL INCOME FUND; DIRECTING THE USE OF MONEYS FOR PROFESSIONAL DEVEL-
6 OPMENT; DEFINING "DISTRIBUTED"; CLARIFYING THE ORIGINAL FUND SOURCE
7 FOR EXPENDITURES FOR THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S
8 DIVISION OF TEACHERS FOR FISCAL YEAR 2023; PROVIDING FOR A DISTRIBUTION
9 OF ADDITIONAL COMPENSATION FOR INSTRUCTIONAL AND PUPIL SERVICE STAFF;
10 AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.
11

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

13 SECTION 1. There is hereby appropriated to the Public Schools Educa-
14 tional Support Program's Division of Teachers the following amounts to be
15 expended from the listed funds for the period July 1, 2022, through June 30,
16 2023:

17 FROM:

18 Public School Income Fund	\$1,154,838,400
19 ARPA State Fiscal Recovery Fund	36,473,700
20 Federal Grant Fund	<u>11,000,000</u>
21 TOTAL	\$1,202,312,100

22 SECTION 2. There is hereby appropriated and the Office of the State Con-
23 troller shall transfer \$1,154,838,400 from the General Fund to the Public
24 School Income Fund on July 1, 2022, or as soon thereafter as practicable for
25 the period July 1, 2022, through June 30, 2023.

26 SECTION 3. PROFESSIONAL DEVELOPMENT. Of the moneys appropriated in
27 Section 1 of this act, \$10,850,000 from the Public School Income Fund shall
28 be distributed for professional development that supports instructors and
29 pupil services staff to increase student learning, mentoring, and collab-
30 oration. Professional development efforts should be measurable, provide
31 the instructors and pupil services staff with a clear understanding of their
32 progress, be incorporated into their performance evaluations, and, to the
33 extent possible, be included in the school district or public charter school
34 continuous improvement plans required by Section 33-320, Idaho Code. Fund-
35 ing shall be distributed by a formula prescribed by the State Department
36 of Education, and the State Department of Education shall track usage and
37 effectiveness of professional development efforts at the state and local
38 levels.

1 SECTION 4. DEFINITION. For the purposes of this act, "distributed"
2 means moneys that are transferred to school districts and public charter
3 schools, with no funds withheld for any other contract or administrative
4 costs.

5 SECTION 5. Of the amounts appropriated in Section 1 of this act for the
6 Public School Support Program's Division of Teachers, \$1,154,838,400 shall
7 be considered expended from the General Fund for the period July 1, 2022,
8 through June 30, 2023.

9 SECTION 6. ADDITIONAL COMPENSATION. Of the moneys appropriated in
10 Section 1 of this act, \$36,473,700 from the ARPA State Fiscal Recovery Fund
11 shall be distributed for public schools receiving educational support funds
12 pursuant to Section 33-1002(2)(f), Idaho Code, for the purpose of provid-
13 ing additional compensation for all instructional and pupil service staff.
14 The allocated amount shall be based on each full-time equivalent (FTE) in-
15 structional and pupil service staff position. Funding is to be allocated to
16 these schools using the actual full-time equivalent positions from the same
17 data upload that was used for the final calculations of salary-based appor-
18 tionment for the July 15, 2022, payment. Allocations are to be completed
19 by the State Department of Education, with amounts separated by salary and
20 benefits, and schools shall be notified as soon as practicable. Should the
21 appropriation be insufficient to provide this calculation as intended, the
22 State Department of Education shall adjust the distribution proportionately
23 across all eligible schools. Allocations will be made available to schools
24 as soon as practicable via the grant reimbursement application used for
25 distribution of all federal funds. If, after all funds have been allocated
26 and the State Department of Education determines that funds were overallo-
27 cated and drawn down based on incorrect information, the school shall return
28 those overdrawn amounts back to the State Department of Education as soon as
29 practicable and the State Department of Education shall return those funds
30 back to the state at the conclusion of the fiscal year, along with any unused
31 allocations. The State Department of Education shall report to the Budget
32 and Policy Analysis Division of the Legislative Services Office and the Di-
33 vision of Financial Management on the allocation of these funds for federal
34 reporting purposes.

35 SECTION 7. An emergency existing therefor, which emergency is hereby
36 declared to exist, this act shall be in full force and effect on and after
37 July 1, 2022.