



State of Idaho
Division of Financial Management
Executive Office of the Governor

BRAD LITTLE
Governor

ALEX J. ADAMS
Director

July 16, 2020

State Board of Examiners
Attn: The Honorable Brandon Woolf
700 West State Street
Boise, ID 83720-0011

Dear Controller Woolf,

On July 1, 2020, Governor Little issued Executive Order 2020-14, which reduced all state agencies' Fiscal Year (FY) 2021 General Fund spending authority by 5% due to the anticipated budget shortfall created by the COVID-19 pandemic.

Governor Little has made education his highest priority since taking office last year. While that commitment has not changed, we are in extraordinary economic times. It is clear, due to the ongoing COVID-19 pandemic, that expenditures from the General Fund authorized by the Legislature for FY 2021 will exceed projected state revenue. Earlier this year, the Legislature passed significant investments for public schools for FY 2021. Unfortunately, we now face a new economic reality caused by the pandemic that was not anticipated when the budget was set.

The state ended FY 2020 with a surplus and has healthy rainy day funds. Combined, these one-time funds allow us to minimize holdbacks in FY 2021 relative to other states. That said, we anticipate a statewide revenue decrease between \$350 million and \$595 million in FY 2021. In addition, we are preparing for what economists predict will be a 3-4 year revenue impact, which is why we will have to leverage a combination of holdbacks and use of one-time funds (rainy day funds and federal funds) in order to ensure we meet our Constitutional obligation for a balanced budget.

With consensus from the Governor's k-12 emergency council, other school personnel, and state education leaders, I request the appropriations for the Public Schools budget be reduced as follows pursuant to Idaho Code § 67-3512 until the Legislature can convene. The total amount to be held back is \$98,707,300, or 5% of the Public Schools FY 2021 General Fund appropriation, and I request that this amount be transferred from the Public School Income Fund to the General Fund.

These targeted reductions will provide school districts the flexibility needed to accomplish the Executive Order while minimizing the impact on students and school personnel. This proposal considers the \$91,177,935 in federal Coronavirus Aid, Relief, and Economic Security (CARES) Act funding that has been allocated to Idaho public schools, which will help offset technology funding reductions, in particular. It also ensures the reduction is not simply shifted to the Public Education Stabilization Fund.

House Bill 626 (2020)

- Reduce Section 1 General Fund to \$100,215,000
- Reduce Section 2 General Fund to \$100,215,000
- Reduce Section 3 Public School Income Fund to \$100,215,000
- Reduce Section 4, Subsection 4 base salary to \$37,272

House Bill 627 (2020)

- Reduce Section 1 General Fund to \$1,010,582,100
- Reduce Section 1 Total funds to \$1,021,582,100
- Reduce Section 2 General Fund to \$1,010,582,100
- Reduce Section 3 Public School Income Fund to \$1,010,582,100
- Reduce Section 3 Total funds to \$1,021,582,100
- Reduce Section 4 professional development funds to \$9,850,000

House Bill 628 (2020)

- Reduce Section 1 General Fund to \$647,390,100
- Reduce Section 1 Total funds to \$707,976,500
- Reduce Section 2 General Fund to \$647,390,100
- Reduce Section 3 Public School Income Fund to \$707,976,500
- Reduce Section 4, Subsection 5 base salary to \$22,315
- Reduce Section 5 discretionary funds to \$27,556 per support unit, which is further divided into two distributions: \$15,478 per support unit to be used at the discretion of the school district or charter school and \$12,078 per support unit to be used to offset the employer costs of health, vision, and dental insurance offered to its employees
- Reduce Section 6 information technology staffing funds to \$4,000,000
- Reduce Section 7 classroom technology funds to \$26,500,000

House Bill 629 (2020)

- Reduce Section 1 General Fund to \$76,127,700
- Reduce Section 1 Total funds to \$319,152,600
- Reduce Section 2 General Fund to \$76,127,700
- Reduce Section 3 Public School Income Fund to \$80,152,600
- Reduce Section 3 Total funds to \$319,152,600
- Reduce Section 8 gifted and talented funds to \$0
- Reduce Section 9 digital content funds to \$0

House Bill 631 (2020)

- Reduce Section 1 General Fund to \$11,667,600
- Reduce Section 2 General Fund to \$11,667,600
- Reduce Section 3 Public School Income Fund Operating Expenditures and Total to \$11,667,600
- Reduce Section 4 literacy programs, intervention services for non-Title I schools that fail to achieve proficiency on Idaho's standards-based achievement tests, math initiative programs and regional math labs, and evaluation of the programs for students with non-English or limited-English proficiency to \$2,159,100
- Reduce Section 6 professional development to \$2,500,000
- Reduce Section 9 content and curriculum to \$1,000,000

The reductions and a memorandum from Governor Little are included in the following pages. Please direct any questions to DFM Budget Analyst Gideon Tolman at 208-854-3082 or gideon.tolman@dfm.idaho.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Alex J. Adams". The signature is written in a cursive style with a large initial "A".

Alex J. Adams
Administrator

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 626

BY APPROPRIATIONS COMMITTEE

AN ACT

1 RELATING TO THE APPROPRIATION TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PRO-
2 GRAM'S DIVISION OF ADMINISTRATORS FOR FISCAL YEAR 2021; PROVIDING FOR
3 EXPENDITURES TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DI-
4 VISION OF ADMINISTRATORS FOR FISCAL YEAR 2021; APPROPRIATING GENERAL
5 FUND MONEYS FOR TRANSFER TO THE PUBLIC SCHOOL INCOME FUND; APPROPRIAT-
6 ING FUNDS TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION
7 OF ADMINISTRATORS FOR FISCAL YEAR 2021; AND AMENDING SECTION 33-1004E,
8 IDAHO CODE, TO INCREASE THE BASE SALARY FOR ADMINISTRATORS.
9

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

11 SECTION 1. The following amount shall be expended for the Public
12 Schools Educational Support Program's Division of Administrators for the
13 period July 1, 2020, through June 30, 2021:

14 FROM: \$100,215,000
15 General Fund ~~\$102,193,000~~

16 SECTION 2. There is hereby appropriated the following amount to be
17 transferred to the Public School Income Fund for the period July 1, 2020,
18 through June 30, 2021:

19 FROM: \$100,215,000
20 General Fund ~~\$102,193,000~~

21 SECTION 3. There is hereby appropriated to the Public Schools Educa-
22 tional Support Program's Division of Administrators the following amount to
23 be expended from the listed fund for the period July 1, 2020, through June 30,
24 2021:

25 FROM: \$100,215,000
26 Public School Income Fund ~~\$102,193,000~~

27 SECTION 4. That Section 33-1004E, Idaho Code, be, and the same is hereby
28 amended to read as follows:

29 33-1004E. DISTRICT'S SALARY-BASED APPORTIONMENT. Each district
30 shall be entitled to a salary-based apportionment calculated as provided in
31 this section.

32 (1) To determine the apportionment for instructional staff, take
33 the amounts indicated on the career ladder table plus the amounts associ-
34 ated with the additional education allocation amounts pursuant to section

1 33-1004B, Idaho Code, and calculate the weighted average. The amount so
2 determined shall be multiplied by the district staff allowance for instruc-
3 tional staff determined as provided in section 33-1004(2), Idaho Code.
4 Full-time instructional staff salaries shall be determined from a salary
5 schedule developed by each district and submitted to the state department of
6 education. No full-time instructional staff member shall be paid less than
7 the minimum dollar amount on the career ladder residency compensation rung
8 pursuant to section 33-1004B, Idaho Code, for the applicable fiscal year.

9 (2) If an instructional staff member has been certified by the national
10 board for professional teaching standards, the staff member shall receive
11 two thousand dollars (\$2,000) per year for five (5) years from the year in
12 which national board certification was earned. The district staff allot-
13 ment shall be increased by two thousand dollars (\$2,000) for each national
14 board-certified instructional staff member who earned national board cer-
15 tification; provided however, that no such awards shall be paid for the pe-
16 riod July 1, 2010, through June 30, 2011, nor shall any liabilities accrue
17 or payments be made pursuant to this section in the future to any individu-
18 als who would have otherwise qualified for a payment during this stated time
19 period. The resulting amount is the district's salary-based apportionment
20 for instructional staff. For purposes of this section, teachers qualifying
21 for the salary increase shall be those who have been recognized as national
22 board-certified teachers as of July 1 of each year.

23 (3) To determine the apportionment for pupil service staff, take
24 the amounts indicated on the career ladder table plus the amounts associ-
25 ated with the additional education allocation amounts pursuant to section
26 33-1004B, Idaho Code, and calculate the weighted average. If the district
27 does not employ any pupil service staff, the district's pupil service staff
28 average salary shall equal the district's instructional staff average
29 salary for purposes of calculating pupil service salary-based apportion-
30 ment. The amount so determined shall be multiplied by the district staff al-
31 lowance for pupil service staff determined pursuant to section 33-1004(3),
32 Idaho Code. Full-time pupil service staff salaries shall be determined from
33 a salary schedule developed by each district and submitted to the state de-
34 partment of education. The resulting amount is the district's salary-based
35 apportionment for pupil service staff. No full-time pupil service staff
36 member shall be paid less than the minimum dollar amount on the career ladder
37 residency compensation rung pursuant to section 33-1004B, Idaho Code, for
38 the applicable fiscal year.

39 (4) To determine the apportionment for district administrative staff,
40 first determine the district average experience and education index by plac-
41 ing all eligible certificated administrative employees on the statewide
42 index provided in section 33-1004A, Idaho Code. The resulting average is the
43 district index. If the district does not employ any administrative staff,
44 the district administrative index shall equal the statewide average index
45 for purposes of calculating administrative salary-based apportionment.
46 The district administrative staff index shall be multiplied by the base
47 salary of ~~thirty-seven thousand two hundred seventy-two dollars (\$37,272)~~
48 thirty-eight thousand seventeen dollars (\$38,017). The amount so deter-
49 mined shall be multiplied by the district staff allowance for administrative
50 staff determined as provided in section 33-1004(4), Idaho Code. The result-

1 ing amount is the district's salary-based apportionment for administrative
2 staff.

3 (5) To determine the apportionment for classified staff, multiply
4 twenty-two thousand three hundred fifteen dollars (\$22,315) by the district
5 classified staff allowance determined as provided in section 33-1004(5),
6 Idaho Code. The amount so determined is the district's apportionment for
7 classified staff.

8 (6) The district's salary-based apportionment shall be the sum of the
9 apportionments calculated in subsections (1), (2), (3), (4) and (5) of this
10 section, plus the benefit apportionment as provided in section 33-1004F,
11 Idaho Code.

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 627

BY APPROPRIATIONS COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF TEACHERS FOR FISCAL YEAR 2021; PROVIDING FOR EXPENDITURES FOR THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF TEACHERS FOR FISCAL YEAR 2021; APPROPRIATING GENERAL FUND MONEYS FOR TRANSFER TO THE PUBLIC SCHOOL INCOME FUND; APPROPRIATING FUNDS TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF TEACHERS FOR FISCAL YEAR 2021; DIRECTING THE USE OF MONEYS FOR PROFESSIONAL DEVELOPMENT; PROVIDING REQUIREMENTS REGARDING A STUDENT BEHAVIORAL HEALTH SERVICES EVALUATION; PROVIDING REQUIREMENTS REGARDING A CAREER LADDER EVALUATION; AND DEFINING "DISTRIBUTED."

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

SECTION 1. The following amounts shall be expended for the Public Schools Educational Support Program's Division of Teachers for the period July 1, 2020, through June 30, 2021:

FROM:	\$1,010,582,100
General Fund	\$1,065,509,600
Federal Grant Fund	<u>11,000,000</u>
TOTAL	\$1,076,509,600
	\$1,021,582,100

SECTION 2. There is hereby appropriated the following amount to be transferred to the Public School Income Fund for the period July 1, 2020, through June 30, 2021:

FROM:	\$1,010,582,100
General Fund	\$1,065,509,600

SECTION 3. There is hereby appropriated to the Public Schools Educational Support Program's Division of Teachers the following amounts to be expended from the listed funds for the period July 1, 2020, through June 30, 2021:

FROM:	\$1,010,582,100
Public School Income Fund	\$1,065,509,600
Federal Grant Fund	<u>11,000,000</u>
TOTAL	\$1,076,509,600
	\$1,021,582,100

SECTION 4. PROFESSIONAL DEVELOPMENT. Of the moneys appropriated in Section 3 of this act, ~~\$18,850,000~~ shall be distributed for professional

\$9,850,000

1 development that supports instructors and pupil services staff to increase
2 student learning, mentoring, and collaboration. Professional development
3 efforts should be measurable, provide the instructors and pupil services
4 staff with a clear understanding of their progress, be incorporated into
5 their performance evaluations and, to the extent possible, be included
6 in the school district or charter school continuous improvement plans re-
7 quired by Section 33-320, Idaho Code. Funding shall be distributed by a
8 formula prescribed by the Superintendent of Public Instruction, and the
9 Superintendent of Public Instruction shall track usage and effectiveness of
10 professional development efforts at the state and local levels.

11 SECTION 5. STUDENT BEHAVIORAL HEALTH SERVICES EVALUATION. There shall
12 be an independent, external, and comprehensive evaluation of all programs
13 and services within the purview of the state of Idaho supporting the behav-
14 ioral health needs of K-12 students. The evaluation shall include a col-
15 lective analysis of all programs germane to K-12 students, teachers, educa-
16 tional professionals, and parents or guardians of K-12 students. The eval-
17 uation shall identify gaps in delivery of behavioral health services across
18 the State of Idaho, including but not limited to geographic regions, school
19 districts and charter schools, and individual school buildings. The evalua-
20 tion shall identify those behavioral health services that utilize evidence-
21 based outcomes and performance-based indicators. The results of the eval-
22 uation shall be reported to the Joint Finance-Appropriations Committee and
23 the Senate and House education committees no later than January 15, 2021, re-
24 garding the program access and delivery, best practices utilized, uses of
25 funds, and any other relevant matters.

26 SECTION 6. CAREER LADDER. The career ladder shall have an independent,
27 external evaluation that creates baseline data and includes an analysis of
28 the ladder's impact on teacher recruitment and retention; teacher evalua-
29 tions and performance criteria; state funding allocation and actual compen-
30 sation for teachers; geographical regions, including urban, suburban, and
31 rural schools; and the utilization of local dollars, including, at a mini-
32 mum, supplemental levies. The results of the evaluation shall be reported
33 to the Joint Finance-Appropriations Committee and the Senate and House edu-
34 cation committees no later than January 15, 2021, regarding the ladder's im-
35 plementation, effectiveness, uses of funds, and any other relevant matters.

36 SECTION 7. DEFINITION. For the purposes of this act, "distributed"
37 means moneys that are transferred to school districts and public charter
38 schools, with no funds withheld for any other contract or administrative
39 costs.

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 628

BY APPROPRIATIONS COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF OPERATIONS FOR FISCAL YEAR 2021; PROVIDING FOR EXPENDITURES FOR THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF OPERATIONS FOR FISCAL YEAR 2021; APPROPRIATING GENERAL FUND MONEYS FOR TRANSFER TO THE PUBLIC SCHOOL INCOME FUND; APPROPRIATING FUNDS TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF OPERATIONS FOR FISCAL YEAR 2021; AMENDING SECTION 33-1004E, IDAHO CODE, TO INCREASE THE BASE SALARY FOR CLASSIFIED STAFF; PROVIDING AN ESTIMATE OF DISCRETIONARY FUNDS PER SUPPORT UNIT AND DIVIDING THAT AMOUNT INTO TWO DISTRIBUTIONS; DIRECTING THE USE OF APPROPRIATION FOR INFORMATION TECHNOLOGY STAFFING COSTS; DIRECTING THE USE OF APPROPRIATION FOR CLASSROOM TECHNOLOGY, WIRELESS INFRASTRUCTURE, AND INSTRUCTIONAL MANAGEMENT SYSTEMS; DEFINING "DISTRIBUTED"; AND EXEMPTING THE APPROPRIATION FROM PROGRAM TRANSFER LIMITATIONS.

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

SECTION 1. The following amounts shall be expended for the Public Schools Educational Support Program's Division of Operations for the period July 1, 2020, through June 30, 2021:

FROM:	\$647,390,100
General Fund	\$685,591,900
Public Schools Other Income Fund	8,000,000
Public School Endowment Earnings Reserve Fund	<u>52,586,400</u>
TOTAL	\$746,178,300 \$707,976,500

SECTION 2. There is hereby appropriated the following amount to be transferred to the Public School Income Fund for the period July 1, 2020, through June 30, 2021:

FROM:	\$647,390,100
General Fund	\$685,591,900

1 SECTION 3. There is hereby appropriated to the Public Schools Educa-
 2 tional Support Program's Division of Operations the following amount to be
 3 expended from the listed fund for the period July 1, 2020, through June 30,
 4 2021:

5 FROM:	\$707,976,500
6 Public School Income Fund	\$746,178,300

7 SECTION 4. That Section 33-1004E, Idaho Code, be, and the same is hereby
 8 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, take
 13 the amounts indicated on the career ladder table plus the amounts associ-
 14 ated with the additional education allocation amounts pursuant to section
 15 33-1004B, Idaho Code, and calculate the weighted average. The amount so
 16 determined shall be multiplied by the district staff allowance for instruc-
 17 tional staff determined as provided in section 33-1004(2), Idaho Code.
 18 Full-time instructional staff salaries shall be determined from a salary
 19 schedule developed by each district and submitted to the state department of
 20 education. No full-time instructional staff member shall be paid less than
 21 the minimum dollar amount on the career ladder residency compensation rung
 22 pursuant to section 33-1004B, Idaho Code, for the applicable fiscal year.

23 (2) If an instructional staff member has been certified by the national
 24 board for professional teaching standards, the staff member shall receive
 25 two thousand dollars (\$2,000) per year for five (5) years from the year in
 26 which national board certification was earned. The district staff allot-
 27 ment shall be increased by two thousand dollars (\$2,000) for each national
 28 board-certified instructional staff member who earned national board cer-
 29 tification; provided however, that no such awards shall be paid for the pe-
 30 riod July 1, 2010, through June 30, 2011, nor shall any liabilities accrue
 31 or payments be made pursuant to this section in the future to any individu-
 32 als who would have otherwise qualified for a payment during this stated time
 33 period. The resulting amount is the district's salary-based apportionment
 34 for instructional staff. For purposes of this section, teachers qualifying
 35 for the salary increase shall be those who have been recognized as national
 36 board-certified teachers as of July 1 of each year.

37 (3) To determine the apportionment for pupil service staff, take
 38 the amounts indicated on the career ladder table plus the amounts associ-
 39 ated with the additional education allocation amounts pursuant to section
 40 33-1004B, Idaho Code, and calculate the weighted average. If the district
 41 does not employ any pupil service staff, the district's pupil service staff
 42 average salary shall equal the district's instructional staff average
 43 salary for purposes of calculating pupil service salary-based apportion-
 44 ment. The amount so determined shall be multiplied by the district staff al-
 45 lowance for pupil service staff determined pursuant to section 33-1004(3),
 46 Idaho Code. Full-time pupil service staff salaries shall be determined from
 47 a salary schedule developed by each district and submitted to the state de-

1 department of education. The resulting amount is the district's salary-based
2 apportionment for pupil service staff. No full-time pupil service staff
3 member shall be paid less than the minimum dollar amount on the career ladder
4 residency compensation rung pursuant to section 33-1004B, Idaho Code, for
5 the applicable fiscal year.

6 (4) To determine the apportionment for district administrative staff,
7 first determine the district average experience and education index by plac-
8 ing all eligible certificated administrative employees on the statewide
9 index provided in section 33-1004A, Idaho Code. The resulting average is the
10 district index. If the district does not employ any administrative staff,
11 the district administrative index shall equal the statewide average index
12 for purposes of calculating administrative salary-based apportionment. The
13 district administrative staff index shall be multiplied by the base salary
14 of thirty-seven thousand two hundred seventy-two dollars (\$37,272). The
15 amount so determined shall be multiplied by the district staff allowance for
16 administrative staff determined as provided in section 33-1004(4), Idaho
17 Code. The resulting amount is the district's salary-based apportionment for
18 administrative staff.

19 (5) To determine the apportionment for classified staff, multiply
20 ~~twenty-two thousand three hundred fifteen dollars (\$22,315)~~ twenty-two
21 thousand seven hundred sixty-one dollars (\$22,761) by the district classi-
22 fied staff allowance determined as provided in section 33-1004(5), Idaho
23 Code. The amount so determined is the district's apportionment for classi-
24 fied staff.

25 (6) The district's salary-based apportionment shall be the sum of the
26 apportionments calculated in subsections (1), (2), (3), (4) and (5) of this
27 section, plus the benefit apportionment as provided in section 33-1004F,
28 Idaho Code.

29 SECTION 5. DISCRETIONARY FUNDS. Notwithstanding any law to the con-
30 trary, for the period July 1, 2020, through June 30, 2021, it is estimated
31 that the appropriation of state funds to the Public Schools Educational
32 Support Program's Division of Operations will result in total discretionary
33 funds of ~~\$28,887~~ per support unit. The ~~\$28,887~~ is further divided into two \$27,556
34 distributions: ~~\$16,226~~ per support unit is to be used at the discretion of \$12,078
35 the school district or charter school and ~~\$12,661~~ per support unit is to be
36 used to offset the employer costs of health, vision, and dental insurance offer-
37 ed to its employees. If the distribution provided for health, vision, and
38 dental insurance is in excess of the individual school district's or char-
39 ter school's actual costs, the excess funds may then be used at the school
40 district's or charter school's discretion. Further, the Superintendent of
41 Public Instruction shall work with the Legislative Services Office and the
42 Division of Financial Management to determine the information that the State
43 Department of Education shall collect on school district and charter school
44 health, vision, and dental insurance costs, including but not limited to
45 actual insurance premium costs and premium percentage increases.

\$27,556
\$15,478

46 SECTION 6. INFORMATION TECHNOLOGY STAFFING COSTS. Of the moneys appro-
47 priated in Section 3 of this act, ~~\$8,000,000~~ shall be distributed for public
48 school information technology staff costs. Such moneys shall be distributed

\$4,000,000

1 pursuant to a formula, with a minimum distribution per school district and
2 public charter school, determined by the Superintendent of Public Instruc-
3 tion.

\$26,500,000

4 SECTION 7. CLASSROOM TECHNOLOGY. Of the moneys appropriated in Section
5 3 of this act, ~~\$36,500,000~~ shall be distributed for classroom technology,
6 classroom technology infrastructure, wireless technology infrastructure,
7 and instructional management systems that assist teachers and students in
8 effective and efficient instruction or learning. Funding shall be dis-
9 tributed based on a formula prescribed by the Superintendent of Public
10 Instruction. Moneys so distributed shall be used to implement and operate
11 an instructional management system of each district's choice that meets the
12 individual learning needs and progress of all students. An instructional
13 management system must include individual student learning plans, monitor-
14 ing of interventions, integration with a district's Student Information
15 System (SIS), and analysis of student and classroom levels of learning.
16 Furthermore, the Superintendent of Public Instruction shall verify that
17 districts are using funds to purchase an instructional management system
18 that is compliant with these standards.

19 SECTION 8. DEFINITION. For the purposes of this appropriation, "dis-
20 tributed" means moneys that are transferred to school districts and public
21 charter schools with no funds withheld for any other contract or administra-
22 tive costs.

23 SECTION 9. EXEMPTIONS FROM PROGRAM TRANSFER LIMITATIONS. For fiscal
24 year 2021, the State Department of Education is hereby granted the authority
25 to transfer appropriations among the Administrators, Teachers, Operations,
26 Children's Programs, and Facilities Divisions of the Public Schools Educa-
27 tional Support Program, in any amount necessary, to comply with the public
28 school funding provisions of appropriations and Idaho Code. Additionally,
29 appropriations may be transferred from the Central Services Division to the
30 other divisions of the Public Schools Educational Support Program.

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 629

BY APPROPRIATIONS COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF CHILDREN'S PROGRAMS FOR FISCAL YEAR 2021; PROVIDING FOR EXPENDITURES FOR THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF CHILDREN'S PROGRAMS FOR FISCAL YEAR 2021; APPROPRIATING GENERAL FUND MONEYS FOR TRANSFER TO THE PUBLIC SCHOOL INCOME FUND; APPROPRIATING FUNDS TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF CHILDREN'S PROGRAMS FOR FISCAL YEAR 2021; PROVIDING REQUIREMENTS REGARDING THE IDAHO DIGITAL LEARNING ACADEMY; DIRECTING THE USE OF TOBACCO, CIGARETTE, AND LOTTERY INCOME TAX MONEYS; DIRECTING THE USE OF APPROPRIATION FOR REMEDIATION; DIRECTING THE USE OF APPROPRIATION FOR ENGLISH PROFICIENCY PROGRAMS; DIRECTING THE USE OF FUNDS FOR GIFTED AND TALENTED STUDENTS; DIRECTING A DISTRIBUTION TO PURCHASE DIGITAL CONTENT AND CURRICULUM; DIRECTING THE STATE DEPARTMENT OF EDUCATION TO COMPILE INFORMATION ON ADVANCED OPPORTUNITIES; PROVIDING A TRANSFER TO THE COMMISSION ON HISPANIC AFFAIRS; PROVIDING A TRANSFER TO IDAHO STATE POLICE; DEFINING "DISTRIBUTED"; AND PROVIDING REQUIREMENTS REGARDING LITERACY INTERVENTION PROGRAMS.

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

SECTION 1. The following amounts shall be expended for the Public Schools Educational Support Program's Division of Children's Programs for the period July 1, 2020, through June 30, 2021:

FROM:	\$76,127,700
General Fund	\$78,727,700
Cigarette, Tobacco, and Lottery Income Taxes	4,024,900
Federal Grant Fund	<u>239,000,000</u>
TOTAL	\$321,752,600 \$319,152,600

SECTION 2. There is hereby appropriated the following amount to be transferred to the Public School Income Fund for the period July 1, 2020, through June 30, 2021:

FROM:	\$76,127,700
General Fund	\$78,727,700

SECTION 3. There is hereby appropriated to the Public Schools Educational Support Program's Division of Children's Programs the following amounts to be expended from the listed funds for the period July 1, 2020, through June 30, 2021:

1	FROM:	\$80,152,600
2	Public School Income Fund	\$82,752,600
3	Federal Grant Fund	<u>239,000,000</u>
4	TOTAL	\$321,752,600 \$319,152,600

5 SECTION 4. IDAHO DIGITAL LEARNING ACADEMY. The Idaho Digital Learning
6 Academy (IDLA), created pursuant to Chapter 55, Title 33, Idaho Code, shall
7 utilize state-appropriated funds for the period July 1, 2020, through June
8 30, 2021, to achieve the following:

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

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

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

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

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

19 SECTION 5. TOBACCO, CIGARETTE, AND LOTTERY DISTRIBUTION. Notwith-
20 standing the provisions of any law to the contrary, of the moneys appro-
21 priated in Section 3 of this act, up to \$4,024,900 from available tobacco,
22 cigarette, and lottery income tax revenue funds accruing, appropriated, or
23 distributed to the Public School Income Fund pursuant to Sections 63-2506,
24 63-2552A, and 63-3067, Idaho Code, for the period July 1, 2020, through
25 June 30, 2021, shall be distributed to school districts and charter schools
26 through a combination of a base amount of \$2,000 plus a prorated amount based
27 on the prior year's average daily attendance. Such funds shall be used to
28 develop and implement school safety improvements and/or to facilitate and
29 provide substance abuse prevention programs in the public school system.

30 SECTION 6. REMEDIAL COURSEWORK. Of the moneys appropriated in Section
31 3 of this act, \$4,715,000 shall be distributed for remedial coursework for
32 students failing to achieve proficiency on Idaho's standards-based achieve-
33 ment tests in dollar amounts determined by the Superintendent of Public
34 Instruction. The Superintendent of Public Instruction shall report to the
35 Joint Finance-Appropriations Committee and the Senate and House education
36 committees by no later than January 15, 2021, on the uses of funds and effec-
37 tiveness of the programs and efforts.

38 SECTION 7. ENGLISH PROFICIENCY. Pursuant to Section 33-1617, Idaho
39 Code, of the moneys appropriated in Section 3 of this act, \$4,820,000 shall
40 be distributed for support of students in English language learner programs,
41 as follows: (1) The Superintendent of Public Instruction shall distribute
42 \$4,370,000 to school districts and charter schools pro rata, based on the
43 population of English language learners under criteria established by the
44 department. (2) The Superintendent of Public Instruction shall distrib-
45 ute \$450,000 for a competitive grant program to assist school districts

1 and charter schools in which English language learners are not reaching
 2 statewide accountability interim targets or long-term goals, as defined
 3 by federal law. This amount shall be distributed annually in three-year
 4 grant cycles, contingent on appropriation and the ability of grantees to
 5 meet program objectives. (3) The Superintendent of Public Instruction shall
 6 develop the program elements and objectives governing the use of these funds
 7 and include a program evaluation component. The purpose of these funds is
 8 to improve student English language skills to allow for better access to the
 9 educational opportunities offered in public schools. The Superintendent of
 10 Public Instruction shall report to the Joint Finance-Appropriations Commit-
 11 tee and the Senate and House education committees by no later than January
 12 15, 2021, on the program design, uses of funds, and program effectiveness.

13 SECTION 8. GIFTED AND TALENTED. Of the funds appropriated in Section 3
 14 of this act, ~~\$1,000,000~~ shall be distributed by the Superintendent of Pub-
 15 lic Instruction for professional training and screening for gifted and tal-
 16 ented students and instructors. Funding will be distributed based on a for-
 17 mula prescribed by the Superintendent of Public Instruction that includes a
 18 base amount and an amount based on the number of identified gifted and tal-
 19 ented students.

20 SECTION 9. DIGITAL CONTENT. Of the funds appropriated in Section 3 of
 21 this act, ~~\$1,600,000~~ shall be distributed by the Superintendent of Public
 22 Instruction to school districts and charter schools to purchase digital con-
 23 tent and curricula of their choice. Funding will be distributed based on
 24 a formula prescribed by the Superintendent of Public Instruction that in-
 25 cludes a base amount and an amount based on the number of midterm support
 26 units.

27 SECTION 10. ADVANCED OPPORTUNITIES COURSES AND PROGRAM EVALUATION. The
 28 Superintendent of Public Instruction shall compile information concerning
 29 the numbers of students enrolling in advanced opportunities courses accord-
 30 ing to the provisions of Chapter 46, Title 33, Idaho Code, whether coursework
 31 is successfully completed, and total expenditures for fiscal year 2021. As
 32 nearly as possible, the report shall contain information about enrollment of
 33 this student population in post-high school education. A report containing
 34 such information shall be posted on the website of the State Department of
 35 Education no later than December 31, 2020.

36 SECTION 11. PUBLIC SCHOOL INCOME FUND TRANSFER TO COMMISSION ON HIS-
 37 PANIC AFFAIRS. There is hereby appropriated and the State Controller shall
 38 transfer in accordance with Section 63-2552A(3), Idaho Code, on July 1,
 39 2020, or as soon thereafter as practicable, \$80,000 from the Public School
 40 Income Fund to the Commission on Hispanic Affairs Miscellaneous Revenue Fund
 41 to be used for substance abuse prevention efforts in collaboration with the
 42 State Department of Education.

43 SECTION 12. PUBLIC SCHOOL INCOME FUND TRANSFER TO IDAHO STATE POLICE.
 44 There is hereby appropriated and the State Controller shall transfer in ac-
 45 cordance with Section 63-2552A(3), Idaho Code, on July 1, 2020, 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 13. DEFINITION. For the purposes of this act, "distributed"
5 means moneys that are transferred to school districts, public charter
6 schools, and the Idaho Digital Learning Academy, with no funds withheld for
7 any other contract or administrative costs.

8 SECTION 14. LITERACY INTERVENTION PROGRAM(S) EVALUATION. The Literacy
9 Intervention Program(s) shall continue its independent, external evalu-
10 ation that includes an analysis of key performance indicators of student
11 achievement. The results of the updated evaluation shall be reported to
12 the Joint Finance-Appropriations Committee and the Senate and House educa-
13 tion committees no later than January 15, 2021, on the program design; uses
14 of funds, including what funding amounts are utilized for all-day kinder-
15 garten; program effectiveness; and any other relevant matters.

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 631

BY APPROPRIATIONS COMMITTEE

AN ACT

1 RELATING TO THE APPROPRIATION TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PRO-
2 GRAM'S DIVISION OF CENTRAL SERVICES FOR FISCAL YEAR 2021; PROVIDING FOR
3 EXPENDITURES FOR THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DI-
4 VISION OF CENTRAL SERVICES FOR FISCAL YEAR 2021; APPROPRIATING GENERAL
5 FUND MONEYS FOR TRANSFER TO THE PUBLIC SCHOOL INCOME FUND; APPROPRIAT-
6 ING FUNDS TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION
7 OF CENTRAL SERVICES FOR FISCAL YEAR 2021; DIRECTING THE USE OF FUNDS FOR
8 LITERACY PROGRAMS, INTERVENTION SERVICES, MATH INITIATIVE PROGRAMS,
9 AND LIMITED-ENGLISH PROFICIENCY PROGRAMS; DIRECTING THE USE OF FUNDS
10 FOR STUDENT ASSESSMENTS; DIRECTING THE USE OF FUNDS FOR PROFESSIONAL
11 DEVELOPMENT; PROVIDING REQUIREMENTS FOR DIGITAL CONTENT AND CURRICU-
12 LUM; PROVIDING GUIDANCE ON YEAR-END RECONCILIATION; PROVIDING REQUIRE-
13 MENTS FOR TECHNOLOGY CONTENT AND CURRICULUM; DEFINING "DISTRIBUTED"
14 AND "EXPENDED"; AND REQUIRING AN ACQUISITIONS REPORT.
15

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

17 SECTION 1. The following amount shall be expended for the Public
18 Schools Educational Support Program's Division of Central Services for the
19 period July 1, 2020, through June 30, 2021:

20 FROM:	\$11,667,600
21 General Fund	\$12,667,600

22 SECTION 2. There is hereby appropriated the following amount to be
23 transferred to the Public School Income Fund for the period July 1, 2020,
24 through June 30, 2021:

25 FROM:	\$11,667,600
26 General Fund	\$12,667,600

27 SECTION 3. There is hereby appropriated to the Public Schools Educa-
28 tional Support Program's Division of Central Services the following amount
29 to be expended for operating expenditures from the listed fund for the period
30 July 1, 2020, through June 30, 2021:

	FOR OPERATING EXPENDITURES	TOTAL
FROM:		
Public School Income	\$11,667,600	\$11,667,600
Fund	\$12,667,600	\$12,667,600

\$2,159,100

7 SECTION 4. PROGRAM SUPPORT. Of the moneys appropriated in Section 3
 8 of this act, up to ~~\$2,609,100~~ shall be expended for the support of literacy
 9 programs, intervention services for non-Title I schools that fail to achieve
 10 proficiency on Idaho's standards-based achievement tests, math initiative
 11 programs and regional math labs, and evaluation of the programs for students
 12 with non-English or limited-English proficiency. The Superintendent of
 13 Public Instruction shall report to the Joint Finance-Appropriations Commit-
 14 tee, the Senate Education Committee, and the House Education Committee by no
 15 later than January 15, 2021, on the uses of funds and effectiveness of the
 16 programs and efforts.

17 SECTION 5. STUDENT ASSESSMENTS. Of the moneys appropriated in Section
 18 3 of this act, the Superintendent of Public Instruction may expend up to
 19 \$2,258,500 for the development or administration of student assessments,
 20 including a college entrance exam for grade 11 students, an exam for grade
 21 10 students that provides preparation for the college entrance exam, and
 22 end-of-course exams for high school science subjects.

\$2,500,000

23 SECTION 6. PROFESSIONAL DEVELOPMENT. Of the moneys appropriated in
 24 Section 3 of this act, the Superintendent of Public Instruction may expend up
 25 to ~~\$2,700,000~~ for professional development, teacher training, and to track
 26 usage and effectiveness of professional development efforts at the state and
 27 local levels.

28 SECTION 7. CONTENT AND CURRICULUM -- DIGITAL CONTENT. Of the moneys ap-
 29 propriated in Section 3 of this act, up to \$1,200,000 may be expended for the
 30 purchase of content and curriculum for adaptive math instruction, and up to
 31 \$2,250,000 may be expended for research-based programs to assist with the
 32 instruction of students with non-English or limited-English proficiency.

33 SECTION 8. YEAR-END RECONCILIATION. If the funds appropriated and
 34 transferred to the Public School Income Fund and the funds appropriated from
 35 the General Fund in Section 1 of this act exceed the actual expenditures for
 36 the specified purposes, the difference shall be included in the year-end
 37 reconciliation used to calculate funding available to meet the requirements
 38 of Section 33-1018, Idaho Code, notwithstanding any other provisions of law
 39 to the contrary. If the funding amounts specified in Section 5 of this act
 40 are insufficient to meet the actual expenditures, the difference shall be
 41 included in the year-end reconciliation used to calculate funding available
 42 to meet the requirements of Section 33-1018, Idaho Code, notwithstanding any
 43 other provisions of law to the contrary.

1 SECTION 9. CONTENT AND CURRICULUM -- TECHNOLOGY. Of the funds appro-
 2 priated in Section 3 of this act, an amount not to exceed ~~\$1,300,000~~ \$1,000,000 may be
 3 expended by the Superintendent of Public Instruction to contract for ser-
 4 vices that provide technology education opportunities and/or information
 5 technology certifications to students, including faculty, that prepare stu-
 6 dents for college, career, or the workplace. Funding shall be awarded for
 7 projects that include three (3) or more of the following components:

- 8 (1) Certification of skills and competencies;
- 9 (2) Professional development for teachers;
- 10 (3) Integration with curriculum standards;
- 11 (4) Online access to research-based content and curriculum; or
- 12 (5) Instructional software for classroom use.

13 The Superintendent of Public Instruction shall provide a report to the
 14 Joint Finance-Appropriations Committee, the Senate Education Committee,
 15 and the House Education Committee by January 15, 2021, regarding the number
 16 and type of certificates earned by students and faculty.

17 SECTION 10. DEFINITIONS. For the purposes of this act, "distributed"
 18 means moneys that are transferred to school districts and public charter
 19 schools with no funds withheld for any other contract or administrative
 20 costs. "Expended" means moneys that pay for the cost of contracts that pro-
 21 vide services to school districts, public charter schools or students, or
 22 that pay for the State Department of Education's cost of administering the
 23 programs for which the moneys are allocated.

24 SECTION 11. ACQUISITIONS. Consistent with the provisions of Chap-
 25 ter 92, Title 67, Idaho Code, the Superintendent of Public Instruction
 26 is encouraged to engage in open, competitive acquisition processes. The
 27 Superintendent of Public Instruction shall provide a report to the Joint Fi-
 28 nance-Appropriations Committee by January 15, 2021, on all contracts signed
 29 during fiscal year 2020 for property valued at more than \$25,000. The report
 30 shall include for each contract: (a) the amount; (b) the duration; (c) the
 31 parties; (d) the subject; (e) whether the contract was awarded as a result of
 32 an open, competitive acquisition process or as a sole source or other non-
 33 competitive procurement pursuant to section 67-9221, Idaho Code; and (f) the
 34 rationale for signing any sole source or other noncompetitive procurements.



IDAHO

STATE DEPARTMENT OF EDUCATION

SHERRI YBARRA, ED.S.
SUPERINTENDENT OF PUBLIC INSTRUCTION

650 W. STATE STREET, 2ND FLOOR
BOISE, IDAHO 83702
(208) 332-6800 OFFICE
WWW.SDE.IDAHO.GOV

July 15, 2020

State Board of Examiners
Attn: The Honorable Brandon Woolf
700 West State Street
Boise, ID 83720-0011

Dear Controller Woolf,

My staff has worked with Governor Little's staff on the plan to reduce the Public Schools Fiscal Year 2021 General Fund appropriation by 5 percent as directed by Governor Little in Executive Order 2020-14. I appreciate the work that has been done to collaborate and agree on the plan as outlined in the Division of Financial Management's July 16, 2020, letter to the Board of Examiners. The letter provides the details agreed upon to accomplish the 5 percent reduction in a way that is least disruptive to our education system.

Sincerely,

A handwritten signature in blue ink that reads "Sherri A. Ybarra".

Sherri Ybarra, Ed.S.
Superintendent of Public Instruction



650 W. State Street • Suite 307 • Boise, ID • 83702
P.O. Box 83720 • Boise, ID • 83720-0037

July 15, 2020

State Board of Examiners
Attn: State Controller Brandon Woolf
700 West State Street
Boise, ID 83720-0011

Dear Controller Woolf,

On behalf of the Idaho State Board of Education (Board), we are writing this letter of support for the Governor's 5% FY 2021 Public Schools budget holdback as outlined in his May 8, 2020 memo to District Superintendents and Charter School Administrators.

The Board has worked closely with Governor Little's staff to strategically allocate CARES Act funding for education, and we appreciate that the Governor is targeting "reductions to minimize the impact to student learning" by offsetting them with CARES Act funding where possible.

Sincerely,

Debbie Critchfield
President



Idaho Statutes

TITLE 67
STATE GOVERNMENT AND STATE AFFAIRS
CHAPTER 35
STATE BUDGET

67-3512. REDUCTION OF LEGISLATIVE APPROPRIATIONS. Any legislative appropriation made for any department, office or institution of the state may be reduced in amount by the state board of examiners upon investigation and report of the administrator of the division of financial management; provided, that before such reduction is ordered the head of such department, office or institution shall be allowed a hearing before said state board of examiners and may at such hearing present such evidence as he may see fit. No reduction of legislative appropriations made to executive department agencies shall be made without hearing unless and until the head of such department, office or institution shall file his consent in writing thereto. No reduction of legislative appropriations for the elected officers in the executive department shall be made to a level which prohibits the discharge of constitutional duties. No reduction of legislative appropriations for the legislative and judicial departments shall be made without the permission in writing of the head of such department.

History:

[(67-3512) 1929, ch. 206, sec. 12, p. 400; I.C.A., sec. 65-3412; am. 1973, ch. 300, sec. 8, p. 633; am. 1974, ch. 22, sec. 33, p. 592; am. 1980, ch. 358, sec. 15, p. 931; am. 1981. ch. 227, sec. 8, p. 454; am. 1995, ch. 153, sec. 10, p. 625.]

How current is this law?

Search the Idaho Statutes and Constitution