



Legislative Session Update

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2022 Legislative Session Hot Topics



- Supplemental Appropriations
- Bonuses
- Insurance Funding
- Literacy Intervention
- Content Standards
- Enrollment Funding



Supplemental Appropriations for FY 22



- FY 2022 increased appropriation for
 - Career Ladder
 - Idaho Digital Learning
 - Child Nutrition Funds
 - Additional onetime funding for costs related to the temporary rule to count students using enrollment instead of average daily attendance (ADA) and Educator and Staff Bonuses

S 1404 – Teacher and Staff Bonuses



- Provides onetime, \$1,000 bonuses to each full-time equivalent (FTE) administrator, teacher, pupil service staff, and classified staff.
- Funding allocations per school and staff type were calculated by the Department of Education using the same data upload that was used when calculating the February 15th payment to schools.

H 443 – Insurance Fund



- Created a dedicated fund to assist with the one-time buy in to the State’s medical and dental group insurance plan
 - \$75.5 million in one-time General Funds
 - Expires June 30, 2024 – remaining funds transfer to PESF
- Repealed Leadership Premiums
- H 795 appropriated the funding to the Public School Health Insurance Participation Fund



H 797 – Increase to Health Insurance Line Item

- Increased the distribution factor for health insurance
- **Requires** a new report due to Legislative Services and Division of Financial Management no later than December 1, 2022
 - Actual appropriations and expenditures for FY 2022 for health benefit or insurance distributions
 - Original appropriations and estimated expenditures for FY 2023

H 790 – Literacy Intervention



- Additional \$46.7 million for literacy intervention (can be used to help fund full-day kindergarten)
- Total of \$72.8 million
 - Changes the formula for distribution of funds
 - Includes additional funding for economically disadvantaged students
- Requires new reporting on supplemental levy revenues and expenditures

H 790 – New Supplemental Levy Reporting Requirements



- New Section §33-802B. DISCLOSURES IN ELECTIONS TO AUTHORIZE SUPPLEMENTAL LEVY.
 - (1) At an election to authorize a levy pursuant to section 33-802(3) or (5), Idaho Code, the ballot shall include a disclosure, separate from the ballot question, of the purposes for which the levy revenues will be used. The disclosure shall:
 - (a) Be set forth in simple, understandable language;
 - (b) Include a detailed description of the purposes for which the levy revenues will be used and the approximate amount of levy funds to be allocated for each purpose, such that school district electors have fair notice of the specific items the levy revenues shall support; and
 - (c) Be placed immediately above the ballot question on the ballot.
 - (2) In order to be binding, a ballot question to authorize a levy pursuant to section 33-802(3) or (5), Idaho Code, must be accompanied by the disclosure described in subsection (1) of this section, as well as any other disclosure or information required by law.
 - (3) Upon a determination by a court pursuant to section 34-2001A, Idaho Code, that a school district failed to comply with the provisions of this section, the court must declare the outcome of the ballot question invalid and award court costs and fees to the prevailing party.

H 790 – New Supplemental Levy Reporting Requirements



- New SECTION §33-802C. SUPPLEMENTAL LEVIES -- PURPOSES FOR WHICH REVENUES ARE 16 USED.

A school district shall use supplemental levy revenues only for those purposes identified pursuant to section 33-802B(1)(b), Idaho Code. The school district board of trustees shall annually publish, prior to its regular July meeting, a summary of levy revenues and the items for which such revenues were used, alongside a copy of the disclosure included on the ballot pursuant to section 33-802B, Idaho Code.

H 790 – Economically Disadvantaged Weighting



Student Identification

- Direct Certification – this data is current
- Not Eligible
- Free or Reduced Lunch Application – None for past two school years
- Income Survey – None for past two school years
- Cannot use 2019 data
- To receive the appropriate economically disadvantaged weighting, districts/charters should upload the additional data on eligible students to ISEE for May End of Year uploads
 - Spring assessment window opens May 2

H 731 – Dyslexia Screening Requirements



- Tier 1 screening grades K-3
 - Idaho Reading Indicator
 - Screening for grades 4-5
- Tier 2 screening grades K-5 for students identified with characteristics of dyslexia
 - SDE to provide guidance
- Schools will provide evidence-based intervention plans for students with dyslexia

H 731 – Dyslexia Training Requirements



- By 2023-24 school year, K-5 instructional staff required to have received professional development specific to students with dyslexia
- By 2023-24 school year, all teachers, administrators and school counselors with an instructional certificate in grades 6 through 12 required to have received professional development on the characteristics of dyslexia
- By the 2025-2026 school year, all Idaho teachers or administrators with an all subjects (K-8) endorsement, exceptional child generalist endorsement, blended early childhood/early childhood special education endorsement, administrator certificate, or school counselor certificate serving students in kindergarten through grade 5 will be required to earn one (1) or more credits of professional development identifying characteristics of dyslexia and understanding the pedagogy for instructing students with dyslexia and providing dyslexia-focused interventions to recertify.

HCR 39 and HCR 45 – Rules Rejection



- HCR 39 – rejected Math, Science and English Language Arts Standards and
- HCR 45 – rejected the Initial Standards for Certification of School Personnel

HCR 45 – Rules Rejection



- Rejected certain parts of the Omnibus Administrative Rules governing administration, uniformity and thoroughness:
 - Math in the senior year requirement
 - Teacher, Student and Parent Surveys
 - Teacher Endorsements

H 716 – Updated Content Standards



- Enacted new content standards for Math, Science and English Language Arts effective July 1, 2022
- SDE will begin an alignment study to determine if/how the new standards align to the current Idaho Standards Achievement Test
- The content standards implemented by this section shall be adopted for five (5) years. The content standards implemented by this section shall be subject to a review and adoption cycle that shall conclude June 30, 2027
- Board of Education is authorized to begin negotiated rulemaking

H 804 – Trailer to H 716 to Fund Alignment Study



- Changes in these Content Standards require a review of the changes for appropriate alignment with the Idaho Standards Achievement Test.
- The cost of this review is estimated to not exceed \$125,000 for each of the three standards for a total of \$375,000 in FY 2023.
- Costs associated with professional development should be covered by the expected return to pre-pandemic levels of professional development funding.

H 650 – Curricular Materials Adoption



- Changed “may” to “shall” appoint a curricular materials adoption committee
- Committee shall contain a membership at least
 - One-half (1/2) of whom are not public educators or school trustees
 - Shall include parents of a child or children attending a school or schools within the school district

H 654 – School Counselors



- Allows Licensed Professional Counselors and Licensed Clinical Professional Counselors to be included within the legal definition of school counselors, provided they meet the requirements of the State Board of Education
- This amendment will align the requirements for these professionals more closely with the requirements for licensed social workers, whom school districts and charter schools are currently permitted to hire as school counselors

SCR 115 – Civics Standards



- Identifies the civics standards for K-12 students
- Highlights what students are expected to know and be able to do based on the civics standards
- Does not require additional work for teachers but highlights what is being taught
- Will be reviewed as part of the social studies content standards this year and next

H 685 – Postsecondary Credit Scholarship



- Eliminated the requirement that a matching scholarship be merit-based
- New language: Matching business or industry scholarships must be competitively awarded, must be available to all eligible students, and may not be awarded by a relative or a business owned or administered by a relative
- Up to \$2 million in funding is provided from the Advanced Opportunities appropriation

H 723a – Enrollment Funding



- Multiple attempts to pass legislation to move Idaho from attendance to enrollment-based funding
- H 723 was a third attempt to get this long-desired shift accomplished
- Amended on the Senate side to address a possible issue with half-day kindergarten funding
- Ultimately passed both bodies but was vetoed by the Governor
- Board of Education to act on an enrollment rule for FY 2022 and FY 2023 on April 21st

H 807 – Trailer Appropriation for Enrollment



- This bill was signed by the Governor
- Funding is in place for next fiscal year
- Pending action by the Board of Education

H 805 – Out-of-State Teacher Placement



SECTION 1. In addition to any other appropriation provided by law, there is hereby appropriated to the Public Schools Educational Support Program for the Division of Teachers \$2,086,500 from the Public School Income Fund for the period July 1, 2022, through June 30, 2023.

Trailer bill – H 656 (1) changing how Instructional/Pupil Service staff are placed on the professional or advanced professional rungs of the career ladder when they are first hired, (2) allowing the use of administrator evaluations for career ladder movement for school level administrators who also have instructional or pupil service assignment(s), and (3) changing how professional and advanced professional endorsements are issued for Instructional/Pupil Service staff returning to Idaho.

S 1238 – Self-directed Learner Designation



- New Section §33-512D
- A student that demonstrates they are a self-directed learner can qualify for added flexibility.
- The student must demonstrate mastery of content and continue to meet set criteria.
- A self-directed learner will be reported as enrolled as one (1.0) FTE or in attendance for a full day in school for funding purpose regardless of attendance or actual hours of instruction up to one (1) full day of attendance or one (1.0) FTE, or the remaining day or FTE if the student is shared between two (2) or more school districts or public charter schools.
- Each school district or public charter school **must report** the number of self-directed learners to the State Department of Education annually.

S 1290 – Rural Educator Incentive Program



- Establishes a rural educator incentive program for educators who work in high-need or rural school districts or charter schools
- Provides a maximum amount of eligible funding that gradually increases for each year the educator stays in the high-need school district or charter school up to a maximum number of years
- Funds can be used for education loan repayments, additional degrees, advanced degrees, or other educational costs
- Administered by the State Board of Education

SCR 118 – Divisive Content in US History Classes



- Addresses
 - Divisive content appearing in school curriculum that seeks to disregard the history of the United States and the nation's journey to becoming a pillar of freedom in the world
 - References "critical race theory" and writings in "The 1619 Project"
 - References the 1776 Commission created to help children understand U.S. history
- Encourages schools to provide children with the knowledge, strength, and virtue of a free people by viewing the history both clearly and wholly, not only the offenses but also the triumphs.

S 1428 – Public Schools Appropriations - PESF



- PESF will again be available for budget variances in FY 2023
- Per JFAC guidance, the SDE will continue to seek supplemental appropriations for known shortfalls
- Transfers to PESF
 - \$44 million for FY 2022
 - \$77 million for FY 2023

What Didn't Pass



- H 514 – Mask Mandate Prohibition
- H 512 – School Bond Levy Restriction
- H 651 – Substitute Teacher Drug Testing
- H 652 – School Health Insurance Non-discretionary
- H 669 – Hope and Opportunity Scholarship
- H 717 – School Age
- S 1315, 1316, etc. – Full-day Kindergarten

What's Ahead



- Federal Funds monitoring and reporting
- Alignment of ISAT with new content standards
- Discussion of updated or new assessment
- New Funding Formula ??
- Education Savings Accounts ???

Questions

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Supporting Schools and Students to Achieve

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