

IN THE SENATE

SENATE BILL NO. 1373

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO EDUCATION; AMENDING SECTION 33-1002, IDAHO CODE, TO REVISE PRO-  
2 VISIONS REGARDING STATE FUNDS AND TO PROVIDE FOR DISTRIBUTION OF FUND-  
3 ING FOR LITERACY INTERVENTION AND FULL-DAY KINDERGARTEN; AND DECLARING  
4 AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.  
5

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

7 SECTION 1. That Section 33-1002, Idaho Code, be, and the same is hereby  
8 amended to read as follows:

9 33-1002. EDUCATIONAL SUPPORT PROGRAM. The educational support pro-  
10 gram is calculated as follows:

11 (1) State Educational Support Funds. Add the state appropriation, in-  
12 cluding the moneys available in the public school income fund, together with  
13 all miscellaneous revenues to determine the total state funds.

14 (2) From the total state funds subtract the following amounts needed  
15 for state support of special programs provided by a school district:

16 (a) Pupil tuition-equivalency allowances as provided in section  
17 33-1002B, Idaho Code;

18 (b) Transportation support program as provided in section 33-1006,  
19 Idaho Code;

20 (c) Feasibility studies allowance as provided in section 33-1007A,  
21 Idaho Code;

22 (d) The approved costs for border district allowance, provided in sec-  
23 tion 33-1403, Idaho Code, as determined by the state superintendent of  
24 public instruction;

25 (e) The approved costs for exceptional child approved contract al-  
26 lowance, provided in subsection 2. of section 33-2004, Idaho Code, as  
27 determined by the state superintendent of public instruction;

28 (f) Salary-based apportionment calculated as provided in sections  
29 33-1004 through 33-1004F, Idaho Code;

30 (g) Unemployment insurance benefit payments according to the provi-  
31 sions of section 72-1349A, Idaho Code;

32 (h) For expenditure as provided by the public school technology pro-  
33 gram;

34 (i) For employee severance payments as provided in section 33-521,  
35 Idaho Code;

36 (j) For distributions to the Idaho digital learning academy as provided  
37 in section 33-1020, Idaho Code;

38 (k) For charter school facilities funds and reimbursements paid pur-  
39 suant to section 33-5208(5), Idaho Code;

40 (l) For an online course portal as provided for in section 33-1024,  
41 Idaho Code;

- 1 (m) For advanced opportunities as provided for in chapter 46, title 33,  
2 Idaho Code;
- 3 (n) For additional math and science courses for high school students as  
4 provided in section 33-1021, Idaho Code;
- 5 (o) For leadership premiums as provided in section 33-1004J, Idaho  
6 Code;
- 7 (p) For master teacher premiums as provided in section 33-1004I, Idaho  
8 Code;
- 9 (q) For the support of provisions that provide a safe environment con-  
10 ductive to student learning and maintain classroom discipline, an allo-  
11 cation of three hundred dollars (\$300) per support unit;
- 12 (r) An amount specified in the appropriation bill for the public  
13 schools educational support program for counseling support as provided  
14 for in section 33-1212A, Idaho Code, shall be distributed for grades 8  
15 through 12 as follows:
- 16 (i) For school districts and public charter schools with one hun-  
17 dred (100) or more students enrolled in grades 8 through 12, a pro  
18 rata distribution based on students enrolled in grades 8 through  
19 12 or eighteen thousand dollars (\$18,000), whichever is greater;
- 20 (ii) For school districts and public charter schools with fewer  
21 than one hundred (100) students enrolled in grades 8 through 12,  
22 one hundred eighty dollars (\$180) per student enrolled in grades  
23 8 through 12 or nine thousand dollars (\$9,000), whichever is  
24 greater;
- 25 (s) An amount specified in the public schools educational support  
26 program appropriation bill for literacy intervention pursuant to sec-  
27 tion 33-1807, Idaho Code, ~~the and for optional full-day kindergarten,~~  
28 provided that in areas of facility or teacher shortage where full-day  
29 kindergarten is not feasible, schools shall seek to prioritize econom-  
30 ically disadvantaged students first. The disbursements made to the  
31 school districts and public charter schools in the aggregate shall not  
32 exceed the total amount appropriated for this purpose and shall be based  
33 on the actual costs of such intervention programs. School districts and  
34 public charter schools shall be reimbursed in full or in pro rata based  
35 on the average number of students in kindergarten through grade 3 who  
36 score basic or below basic on the fall statewide reading assessment in  
37 the prior three (3) years; shall be calculated as follows:
- 38 (i) Fifty percent (50%) based on average full-time equivalent  
39 enrollment of students in kindergarten through grade 3 as of the  
40 first Friday in November;
- 41 (ii) Fifty percent (50%) based on the number of kindergarten stu-  
42 dents who move to the next level of proficiency or are proficient  
43 between the fall and spring statewide reading assessment in the  
44 previous fiscal year and, for grades 1 through 3, based on the num-  
45 ber of students who move a full level or who are proficient from the  
46 spring-to-spring administration of the statewide reading assess-  
47 ment in the prior fiscal year; and
- 48 (iii) Funds will be distributed to the school district or pub-  
49 lic charter school where the student is enrolled and takes the  
50 statewide reading assessment. Any school district or public char-



1 COMPUTATION OF ELEMENTARY SUPPORT UNITS

2 Average Daily		Minimum Units
3 Attendance	Attendance Divisor	Allowed
4 300 or more ADA.....	.....	.. 15
5	..23...grades 4,5 & 6....	
6	..22...grades 1,2 & 3....1994-95	
7	..21...grades 1,2 & 3....1995-96	
8	..20...grades 1,2 & 3....1996-97	
9	and each year thereafter.	
10 160 to 299.99 ADA...	20 .....	8.4
11 110 to 159.99 ADA...	19 .....	6.8
12 71.1 to 109.99 ADA...	16 .....	4.7
13 51.7 to 71.0 ADA...	15 .....	4.0
14 33.6 to 51.6 ADA...	13 .....	2.8
15 16.6 to 33.5 ADA...	12 .....	1.4
16 1.0 to 16.5 ADA...	n/a .....	1.0

17 COMPUTATION OF SECONDARY SUPPORT UNITS

18 Average Daily		Minimum Units
19 Attendance	Attendance Divisor	Allowed
20 750 or more....	18.5 .....	47
21 400 - 749.99 ADA....	16 .....	28
22 300 - 399.99 ADA....	14.5 .....	22
23 200 - 299.99 ADA....	13.5 .....	17
24 100 - 199.99 ADA....	12 .....	9
25 99.99 or fewer	Units allowed as follows:	
26 Grades 7 - 12	.....	8
27 Grades 9 - 12	.....	6
28 Grades 7 - 9	.....	1 per 14 ADA
29 Grades 7 - 8	.....	1 per 16 ADA

30 COMPUTATION OF EXCEPTIONAL EDUCATION SUPPORT UNITS

31 Average Daily		Minimum Units
32 Attendance	Attendance Divisor	Allowed
33 14 or more....	14.5 .....	1 or more as 34 computed
35 12 - 13.99....	- .....	1
36 8 - 11.99....	- .....	.75

1	4 - 7.99.....	- .....	.5
2	1 - 3.99.....	- .....	.25

3                                    COMPUTATION OF ALTERNATIVE SCHOOL SUPPORT UNITS  
 4                    (Computation of alternative school support units shall include  
 5                                    grades 6 through 12)

6	Pupils in Attendance	Attendance Divisor	Minimum Units Allowed
7			
8	12 or more.....	12 .....	1 or more as computed
9			

10            In applying these tables to any given separate attendance unit, no  
 11 school district shall receive less total money than it would receive if it  
 12 had a lesser average daily attendance in such separate attendance unit. In  
 13 applying the kindergarten table to a kindergarten program of fewer days  
 14 than a full school year, the support unit allowance shall be in ratio to the  
 15 number of days of a full school year. The attendance of students attending  
 16 an alternative school in a school district reporting fewer than one hundred  
 17 (100) secondary students in average daily attendance shall not be assigned  
 18 to the alternative table if the student is from a school district reporting  
 19 fewer than one hundred (100) secondary students in average daily attendance,  
 20 but shall instead be assigned to the secondary table of the school district  
 21 in which they are attending the alternative school, unless the alternative  
 22 school in question serves students from multiple districts reporting fewer  
 23 than one hundred (100) secondary students in average daily attendance. The  
 24 tables for exceptional education and alternative school support units shall  
 25 be applicable only for programs approved by the state department of educa-  
 26 tion following rules established by the state board of education. Moneys  
 27 generated from computation of support units for alternative schools shall be  
 28 utilized for alternative school programs. School district administrative  
 29 and facility costs may be included as part of the alternative school expen-  
 30 ditures.

31            (5) State Distribution Factor per Support Unit. Divide educational  
 32 support program distribution funds, after subtracting the amounts necessary  
 33 to pay the obligations specified in subsection (2) of this section, by the  
 34 total state support units to secure the state distribution factor per sup-  
 35 port unit.

36            (6) District Support Units. The number of support units for each school  
 37 district in the state shall be determined as follows:

38            (a) (i) Divide the actual average daily attendance, excluding stu-  
 39 dents approved for inclusion in the exceptional child educational  
 40 program, for the administrative schools and each of the separate  
 41 schools and attendance units by the appropriate divisor from the  
 42 tables of support units in this section, then add the quotients  
 43 to obtain the district's support units allowance for regular stu-  
 44 dents, kindergarten through grade 12 including alternative school  
 45 students. Calculations in application of this subsection shall be  
 46 carried out to the nearest hundredth.

1 (ii) Divide the combined totals of the average daily attendance  
2 of all preschool, kindergarten, elementary, secondary, juvenile  
3 detention center students and students with disabilities approved  
4 for inclusion in the exceptional child program of the district by  
5 the appropriate divisor from the table for computation of excep-  
6 tional education support units to obtain the number of support  
7 units allowed for the district's approved exceptional child pro-  
8 gram. Calculations for this subsection shall be carried out to the  
9 nearest hundredth when more than one (1) unit is allowed.

10 (iii) The total number of support units of the district shall be  
11 the sum of the total support units for regular students, subpara-  
12 graph (i) of this paragraph, and the support units allowance for  
13 the approved exceptional child program, subparagraph (ii) of this  
14 paragraph.

15 (b) Total District Allowance Educational Program. Multiply the dis-  
16 trict's total number of support units, carried out to the nearest hun-  
17 dredth, by the state distribution factor per support unit and to this  
18 product add the approved amount of programs of the district provided in  
19 subsection (2) of this section to secure the district's total allowance  
20 for the educational support program.

21 (c) District Share. The district's share of state apportionment is the  
22 amount of the total district allowance, paragraph (b) of this subsec-  
23 tion.

24 (d) Adjustment of District Share. The contract salary of every noncer-  
25 tificated teacher shall be subtracted from the district's share as cal-  
26 culated from the provisions of paragraph (c) of this subsection.

27 (7) Property Tax Computation Ratio. In order to receive state funds  
28 pursuant to this section, a charter district shall utilize a school mainte-  
29 nance and operation property tax computation ratio for the purpose of calcu-  
30 lating its maintenance and operation levy that is no greater than that which  
31 it utilized in tax year 1994, less four-tenths of one percent (.4%). As used  
32 herein, the term "property tax computation ratio" shall mean a ratio deter-  
33 mined by dividing the district's certified property tax maintenance and op-  
34 eration budget by the actual or adjusted market value for assessment pur-  
35 poses as such values existed on December 31, 1993. Such maintenance and op-  
36 eration levy shall be based on the property tax computation ratio multiplied  
37 by the actual or adjusted market value for assessment purposes as such values  
38 existed on December 31 of the prior calendar year.

39 SECTION 2. An emergency existing therefor, which emergency is hereby  
40 declared to exist, this act shall be in full force and effect on and after  
41 July 1, 2022.