

Boettger
Redfern
Connolly

SSB-1129

Education
Succeeded By

SENATE FILE SB/HF 203
BY (PROPOSED COMMITTEE ON
EDUCATION BILL BY CHAIRPERSON
BOETTGER)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act extending the regular program district cost guarantee for
2 school districts, and providing an effective date.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 257.14, subsection 1, Code 2001, is
2 amended to read as follows:

3 1. For the budget year commencing July 1, ~~2000~~ 2001, if
4 the department of management determines that the regular
5 program district cost of a school district for a budget year
6 is less than the total of the regular program district cost
7 plus any adjustment added under this section for the base year
8 for that school district, the school district shall be
9 eligible to receive a budget adjustment for that district for
10 that budget year up to an amount equal to the difference. The
11 board of directors of a school district that wishes to receive
12 a budget adjustment pursuant to this subsection shall,
13 notwithstanding the public notice and hearing provisions of
14 chapter 24 or any other provision to the contrary, within
15 thirty days following ~~April-6, 2000~~ the enactment of this Act,
16 adopt a resolution to receive the budget adjustment and
17 immediately notify the department of management of the
18 adoption of the resolution and the amount of the budget
19 adjustment to be received.

20 Sec. 2. Section 257.14, subsection 2, Code 2001, is
21 amended by striking the subsection and inserting in lieu
22 thereof the following:

23 2. For the budget year commencing July 1, 2002, if the
24 department of management determines that the regular program
25 district cost of a school district for a budget year is less
26 than the total of the regular program district cost plus any
27 adjustment added under this section for the base year for that
28 school district, the school district shall be eligible to
29 receive a budget adjustment for that district for that budget
30 year up to an amount equal to the difference. The board of
31 directors of a school district that wishes to receive a budget
32 adjustment pursuant to this subsection shall adopt a
33 resolution to receive the budget adjustment and shall, by
34 March 1, 2002, notify the department of management of the
35 adoption of the resolution and the amount of the budget

1 adjustment to be received.

2 Sec. 3. EFFECTIVE DATE. This Act, being deemed of
3 immediate importance, takes effect upon enactment.

4 EXPLANATION

5 This bill extends the budget guarantee provision, currently
6 applicable to school districts pursuant to Code section
7 257.14, to apply for the school budget years commencing July
8 1, 2001, and July 1, 2002. The bill provides that a school
9 district shall be eligible to receive a budget adjustment if
10 the regular program district cost for that budget year is less
11 than the regular program district cost for the base year plus
12 any adjustment made under Code section 257.14 for the base
13 year. The bill provides that, for the school budget year
14 beginning July 1, 2001, a school district board of directors
15 wishing to receive a budget adjustment shall, within 30 days
16 following enactment, adopt a resolution and immediately notify
17 the department of management regarding the adoption of the
18 resolution and the amount of the budget adjustment to be
19 received. The bill provides that, for the school budget year
20 beginning July 1, 2002, a school district board of directors
21 wishing to receive a budget adjustment shall adopt a
22 resolution to receive the adjustment and notify the department
23 of management of the adoption of the resolution and the amount
24 of the budget adjustment to be received by March 1, 2002.

25 The bill takes effect upon enactment.

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H. 3/27/01 Amend/Do Pass
W/H. 1349
H. 3-28-01
Referred to: Education

FILED FEB 14 '01
H. 4/19/01 Amend/Do
Pass W/H 1614

SENATE FILE **203**
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SSB 1129)

Passed Senate, Date 2/22/01 (P. 408)
Vote: Ayes 45 Nays 0
Approved May 9, 2001

Passed House, Date 4/25/01 (P. 1544)
Vote: Ayes 88 Nays 7

(P. 1359) Referred 4/26/01
Vote 48-0
Referred 5-1-01
(P. 1440) Vote 44-4

(P. 708) Referred 5/1/01
Vote 82-14

A BILL FOR

1 An Act extending the regular program district cost guarantee for
2 school districts, and providing an effective date.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

4 (P. 1381) Senate Conf. Committee

House Conf. Comm:
(P. 1636) 4-30-01

SF 203

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6 Boettger
7 Angelo
8 Connolly
9 Kibbie
10 Redwine

Brenkhorst
Hunsberg
Boal
Wise
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1 Section 1. Section 257.14, subsection 1, Code 2001, is
2 amended to read as follows:

3 1. For the budget year commencing July 1, ~~2000~~ 2001, if
4 the department of management determines that the regular
5 program district cost of a school district for a budget year
6 is less than the total of the regular program district cost
7 plus any adjustment added under this section for the base year
8 for that school district, the school district shall be
9 eligible to receive a budget adjustment for that district for
10 that budget year up to an amount equal to the difference. The
11 board of directors of a school district that wishes to receive
12 a budget adjustment pursuant to this subsection shall,
13 notwithstanding the public notice and hearing provisions of
14 chapter 24 or any other provision to the contrary, within
15 thirty days following ~~April-67-2000~~ the enactment of this Act,
16 adopt a resolution to receive the budget adjustment and
17 immediately notify the department of management of the
18 adoption of the resolution and the amount of the budget
19 adjustment to be received.

20 Sec. 2. Section 257.14, subsection 2, Code 2001, is
21 amended by striking the subsection and inserting in lieu
22 thereof the following:

23 2. For the budget year commencing July 1, 2002, if the
24 department of management determines that the regular program
25 district cost of a school district for a budget year is less
26 than the total of the regular program district cost plus any
27 adjustment added under this section for the base year for that
28 school district, the school district shall be eligible to
29 receive a budget adjustment for that district for that budget
30 year up to an amount equal to the difference. The board of
31 directors of a school district that wishes to receive a budget
32 adjustment pursuant to this subsection shall adopt a
33 resolution to receive the budget adjustment and shall, by
34 March 1, 2002, notify the department of management of the
35 adoption of the resolution and the amount of the budget

1 adjustment to be received.

2 Sec. 3. EFFECTIVE DATE. This Act, being deemed of
3 immediate importance, takes effect upon enactment.

4 EXPLANATION

5 This bill extends the budget guarantee provision, currently
6 applicable to school districts pursuant to Code section
7 257.14, to apply for the school budget years commencing July
8 1, 2001, and July 1, 2002. The bill provides that a school
9 district shall be eligible to receive a budget adjustment if
10 the regular program district cost for that budget year is less
11 than the regular program district cost for the base year plus
12 any adjustment made under Code section 257.14 for the base
13 year. The bill provides that, for the school budget year
14 beginning July 1, 2001, a school district board of directors
15 wishing to receive a budget adjustment shall, within 30 days
16 following enactment, adopt a resolution and immediately notify
17 the department of management regarding the adoption of the
18 resolution and the amount of the budget adjustment to be
19 received. The bill provides that, for the school budget year
20 beginning July 1, 2002, a school district board of directors
21 wishing to receive a budget adjustment shall adopt a
22 resolution to receive the adjustment and notify the department
23 of management of the adoption of the resolution and the amount
24 of the budget adjustment to be received by March 1, 2002.

25 The bill takes effect upon enactment.

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SENATE FILE 203

H-1349

1 Amend Senate File 203, as passed by the Senate, as
2 follows:

3 1. By striking everything after the enacting
4 clause and inserting the following:

5 "Section 1. Section 257.3, subsection 2, Code
6 2001, is amended to read as follows:

7 2. TAX FOR REORGANIZED AND DISSOLVED DISTRICTS.

8 Notwithstanding subsection 1, a reorganized school
9 district shall cause a foundation property tax of four
10 dollars and forty cents per thousand dollars of
11 assessed valuation to be levied on all taxable
12 property which, in the year preceding a
13 reorganization, was within a school district affected
14 by the reorganization as defined in section 275.1, or
15 in the year preceding a dissolution was a part of a
16 school district that dissolved if the dissolution
17 proposal has been approved by the director of the
18 department of education pursuant to section 275.55.
19 In the year preceding the reorganization or
20 dissolution, the school district affected by the
21 reorganization or the school district that dissolved
22 must have had a certified enrollment of fewer than six
23 hundred in order for the four-dollar-and-forty-cent.
24 levy to apply. In succeeding school years, the
25 foundation property tax levy on that portion shall be
26 increased ~~twenty cents per year until it reaches the~~
27 ~~rate of~~ to the rate of four dollars and ninety cents
28 per thousand dollars of assessed valuation the first
29 succeeding year, five dollars and fifteen cents per
30 thousand dollars of assessed valuation the second
31 succeeding year, and five dollars and forty cents per
32 thousand dollars of assessed valuation the third
33 succeeding year and each year thereafter.

34 For purposes of this section, a reorganized school
35 district is one which ~~absorbed~~ absorbs at least thirty
36 percent of the enrollment of the school district
37 affected by a reorganization or dissolved during a
38 dissolution and in which action to bring about a
39 reorganization or dissolution ~~was initiated by a vote~~
40 ~~of the board of directors or jointly by the affected~~
41 ~~boards of directors prior to November 30, 1990, and~~
42 ~~the reorganization or dissolution takes~~ is initiated
43 by a vote of the board of directors or jointly by the
44 affected boards of directors to take effect on or
45 after July 1, 1991 2002, and on or before July 1, 1993
46 2006. Each district which initiated, by a vote of the
47 board of directors or jointly by the affected boards,
48 action to bring about a reorganization or dissolution
49 by November 30, 1990 to take effect on or after July
50 1, 2002, and on or before July 1, 2006, shall certify

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1 the date and the nature of the action taken to the
2 department of education by ~~September~~ January 1, 1991
3 of the year in which the reorganization or dissolution
4 takes effect.

5 ~~A reorganized school district which meets the~~
6 ~~requirements of this section for reduced property tax~~
7 ~~rates, but failed to vote on reorganization or~~
8 ~~dissolution prior to November 30, 1990, and failed to~~
9 ~~certify such action to the department of education by~~
10 ~~September 1, 1991, shall cause to be levied a~~
11 ~~foundation property tax of four dollars and sixty~~
12 ~~cents per thousand dollars of assessed valuation on~~
13 ~~all eligible taxable property pursuant to this~~
14 ~~section. In succeeding school years, the foundation~~
15 ~~property tax levy on that portion shall be increased~~
16 ~~twenty cents per year until it reaches the rate of~~
17 ~~five dollars and forty cents per thousand dollars of~~
18 ~~assessed valuation.~~

19 ~~The reduced property tax rates of reorganized~~
20 ~~school districts that met the requirements of section~~
21 ~~442.2, Code 1991, prior to July 1, 1991, shall~~
22 ~~continue to increase as provided in that section until~~
23 ~~they reach five dollars and forty cents.~~

24 Sec. 2. Section 257.3, subsection 3, Code 2001, is
25 amended by striking the subsection.

26 Sec. 3. Section 257.3, subsection 4, Code 2001, is
27 amended to read as follows:

28 4. RAILWAY CORPORATIONS. For purposes of section
29 257.1, the "amount per pupil of foundation property
30 tax" does not include the tax levied under subsection
31 ~~1, 2,~~ or ~~3~~ 2 on the property of a railway corporation,
32 or on its trustee if the corporation has been declared
33 bankrupt or is in bankruptcy proceedings.

34 Sec. 4. Section 257.11, subsection 2, paragraph c,
35 Code 2001, is amended by striking the paragraph and
36 inserting in lieu thereof the following:

37 c. Pupils attending class for all or a substantial
38 portion of a school day pursuant to a whole grade
39 sharing agreement executed under sections 282.10
40 through 282.12 shall be eligible for supplementary
41 weighting pursuant to this subsection as follows:

42 (1) A school district which was participating in a
43 whole grade sharing arrangement during the budget year
44 beginning July 1, 2001, and which adopts a resolution
45 jointly with the other affected boards to study the
46 question of undergoing a reorganization or dissolution
47 to take effect on or before July 1, 2006, shall
48 receive a weighting of one-tenth of the percentage of
49 the pupil's school day during which the pupil attends
50 classes in another district, attends classes taught by

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1 a teacher who is jointly employed under section
2 280.15, or attends classes taught by a teacher who is
3 employed by another school district. A district shall
4 be eligible for supplementary weighting pursuant to
5 this subparagraph for a maximum of two years. Receipt
6 of supplementary weighting for a second year shall be
7 conditioned upon submission of information resulting
8 from the study to the school budget review committee
9 indicating progress toward the objective of
10 reorganization on or before July 1, 2006.

11 (2) A school district which was not participating
12 in a whole grade sharing arrangement during the budget
13 year beginning July 1, 2001, which executes a whole
14 grade sharing agreement pursuant to sections 282.10
15 through 282.12 for the budget year beginning July 1,
16 2003, and which adopts a resolution jointly with the
17 other affected boards to study the question of
18 undergoing a reorganization or dissolution to take
19 effect on or before July 1, 2006, shall receive a
20 weighting of one-tenth of the percentage of the
21 pupil's school day during which the pupil attends
22 classes in another district, attends classes taught by
23 a teacher who is jointly employed under section
24 280.15, or attends classes taught by a teacher who is
25 employed by another school district. A district shall
26 be eligible for supplementary weighting pursuant to
27 this subparagraph for a maximum of three years.
28 Receipt of supplementary weighting for a second and
29 third year shall be conditioned upon submission of
30 information resulting from the study to the school
31 budget review committee indicating progress toward the
32 objective of reorganization on or before July 1, 2006.

33 Sec. 5. Section 257.11, Code 2001, is amended by
34 adding the following new subsection:

35 NEW SUBSECTION. 4A. REGIONAL ACADEMIES.

36 a. For the school budget year beginning July 1,
37 2002, and succeeding budget years, in order to provide
38 additional funds for school districts in which a
39 regional academy is located, a supplementary weighting
40 plan for determining enrollment is adopted.

41 b. A school district which establishes a regional
42 academy shall be eligible to assign its resident
43 pupils attending classes at the academy a weighting of
44 one-tenth of the percentage of the pupil's school day
45 during which the pupil attends classes at the regional
46 academy. For the purposes of this subsection,
47 "regional academy" means an educational institution
48 established by a school district to which multiple
49 schools send pupils in grades seven through twelve. A
50 regional academy shall include in its curriculum

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1 advanced-level courses and may include in its
2 curriculum vocational-technical programs. The maximum
3 amount of additional weighting for which a school
4 district establishing a regional academy shall be
5 eligible is an amount corresponding to fifteen
6 additional pupils.

7 Sec. 6. NEW SECTION. 257.11A SUPPLEMENTARY
8 WEIGHTING AND SCHOOL REORGANIZATION.

9 1. In determining weighted enrollment under
10 section 257.6, if the board of directors of a school
11 district has approved a contract for sharing pursuant
12 to section 257.11 and the school district has approved
13 an action to bring about a reorganization to take
14 effect on and after July 1, 2002, and on or before
15 July 1, 2006, the reorganized school district shall
16 include, for a period of three years following the
17 effective date of the reorganization, additional
18 pupils added by the application of the supplementary
19 weighting plan, equal to the pupils added by the
20 application of the supplementary weighting plan in the
21 year preceding the reorganization. For the purposes
22 of this paragraph, the weighted enrollment for the
23 period of three years following the effective date of
24 reorganization shall include the supplementary
25 weighting in the base year used for determining the
26 combined district cost for the first year of the
27 reorganization. However, the weighting shall be
28 reduced by the supplementary weighting added for a
29 pupil whose residency is not within the reorganized
30 district.

31 2. For purposes of this section, a reorganized
32 district is one in which the reorganization was
33 approved in an election pursuant to sections 275.18
34 and 275.20 and takes effect on or after July 1, 2002,
35 and on or before July 1, 2006. Each district which
36 initiates, by a vote of the board of directors or
37 jointly by the affected boards, action to bring about
38 a reorganization or dissolution to take effect on or
39 after July 1, 2002, and on or before July 1, 2006,
40 shall certify the date and the nature of the action
41 taken to the department of education by January 1 of
42 the year in which the reorganization or dissolution
43 takes effect.

44 3. Notwithstanding subsection 1, a school district
45 which was participating in a whole grade sharing
46 arrangement during the budget year beginning July 1,
47 2001, and which received a maximum of two years of
48 supplementary weighting pursuant to section 257.11,
49 subsection 2, paragraph "c", shall include additional
50 pupils added by the application of the supplementary

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1 weighting plan, equal to the pupils added by the
2 application of the supplementary weighting plan in the
3 year preceding the reorganization, for a period of
4 four years following the effective date of the
5 reorganization.

6 4. A school district shall be eligible for a
7 combined maximum total of six years of supplementary
8 weighting under the provisions of this section and
9 section 257.11, subsection 2, paragraph "c".

10 Sec. 7. Section 257.13, subsections 1 and 2, Code
11 2001, are amended to read as follows:

12 1. For the school budget year beginning July 1,
13 ~~2000~~ 2001, and succeeding budget years, if a
14 district's actual enrollment for the budget year,
15 determined under section 257.6, is greater than its
16 budget enrollment for the budget year, the district
17 shall be eligible to receive an on-time funding budget
18 adjustment. The adjustment shall be in an amount
19 equal to ~~fifty percent~~ of the difference between the
20 actual enrollment for the budget year and the budget
21 enrollment for the budget year, multiplied by the
22 district cost per pupil.

23 2. The board of directors of a school district
24 that wishes to receive an on-time funding budget
25 adjustment shall adopt a resolution to receive the
26 adjustment and notify the school budget review
27 committee by November 1, ~~2000~~ annually. The school
28 budget review committee shall establish a modified
29 allowable growth in an amount determined pursuant to
30 subsection 1.

31 Sec. 8. Section 257.14, subsection 1, Code 2001,
32 is amended to read as follows:

33 1. For the budget year commencing July 1, ~~2000~~
34 2001, if the department of management determines that
35 the regular program district cost of a school district
36 for a budget year is less than the total of the
37 regular program district cost plus any adjustment
38 added under this section for the base year for that
39 school district, the school district shall be eligible
40 to receive a budget adjustment for that district for
41 that budget year up to an amount equal to the
42 difference. The board of directors of a school
43 district that wishes to receive a budget adjustment
44 pursuant to this subsection shall, notwithstanding the
45 public notice and hearing provisions of chapter 24 or
46 any other provision to the contrary, within thirty
47 days following ~~April 6, 2000~~ the effective date of
48 this Act, adopt a resolution to receive the budget
49 adjustment and immediately notify the department of
50 management of the adoption of the resolution and the

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1 amount of the budget adjustment to be received.

2 Sec. 9. Section 257.14, subsection 2, Code 2001,
3 is amended by striking the subsection and inserting in
4 lieu thereof the following:

5 2. For the budget year commencing July 1, 2002,
6 and succeeding budget years, if the department of
7 management determines that the regular program
8 district cost of a school district for a budget year
9 is less than one hundred one percent of the regular
10 program district cost for the base year for that
11 school district, a district shall be eligible for a
12 budget adjustment corresponding to the following
13 schedule:

14 a. For the budget year commencing July 1, 2002,
15 the greater of the difference between the regular
16 program district cost for the budget year and one
17 hundred one percent of the regular program district
18 cost for the base year, or ninety percent of the
19 amount by which the budget guarantee as calculated for
20 the budget year beginning July 1, 2001, exceeds the
21 adjusted guarantee amount. For purposes of this
22 paragraph, the "adjusted guarantee amount" means the
23 amount which would be applicable for the budget year
24 beginning July 1, 2002, if the budget guarantee were
25 determined for that budget year as calculated for the
26 budget year beginning July 1, 2001.

27 b. For the budget year commencing July 1, 2003,
28 the greater of the difference between the regular
29 program district cost for the budget year and one
30 hundred one percent of the regular program district
31 cost for the base year, or eighty percent of the
32 amount by which the budget guarantee as calculated for
33 the budget year beginning July 1, 2001, exceeds the
34 adjusted guarantee amount. For purposes of this
35 paragraph, the "adjusted guarantee amount" means the
36 amount which would be applicable for the budget year
37 beginning July 1, 2003, if the budget guarantee were
38 determined for that budget year as calculated for the
39 budget year beginning July 1, 2001.

40 c. For the budget year commencing July 1, 2004,
41 the greater of the difference between the regular
42 program district cost for the budget year and one
43 hundred one percent of the regular program district
44 cost for the base year, or seventy percent of the
45 amount by which the budget guarantee as calculated for
46 the budget year beginning July 1, 2001, exceeds the
47 adjusted guarantee amount. For purposes of this
48 paragraph, the "adjusted guarantee amount" means the
49 amount which would be applicable for the budget year
50 beginning July 1, 2004, if the budget guarantee were

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1 determined for that budget year as calculated for the
2 budget year beginning July 1, 2001.

3 d. For the budget year commencing July 1, 2005,
4 the greater of the difference between the regular
5 program district cost for the budget year and one
6 hundred one percent of the regular program district
7 cost for the base year, or sixty percent of the amount
8 by which the budget guarantee as calculated for the
9 budget year beginning July 1, 2001, exceeds the
10 adjusted guarantee amount. For purposes of this
11 paragraph, the "adjusted guarantee amount" means the
12 amount which would be applicable for the budget year
13 beginning July 1, 2005, if the budget guarantee were
14 determined for that budget year as calculated for the
15 budget year beginning July 1, 2001.

16 e. For the budget year commencing July 1, 2006,
17 and each budget year thereafter, the difference
18 between the regular program district cost for the
19 budget year and one hundred one percent of the regular
20 program district cost for the base year.

21 For the purposes of this subsection, a school
22 district shall be eligible to apply the eighty,
23 seventy, and sixty percent provisions in paragraphs
24 "b", "c", and "d", only if the school district
25 received a budget adjustment for the budget year
26 beginning July 1, 2002, based on the ninety percent
27 provision in paragraph "a".

28 The board of directors of a school district that
29 wishes to receive a budget adjustment pursuant to this
30 subsection shall adopt a resolution to receive the
31 budget adjustment and shall, by April 1, annually,
32 notify the department of management of the adoption of
33 the resolution and the amount of the budget adjustment
34 to be received.

35 Sec. 10. EFFECTIVE DATE. Section 8 of this Act,
36 being deemed of immediate importance, takes effect
37 upon enactment."

38 2. Title page, by striking lines 1 and 2 and
39 inserting the following: "An Act relating to certain
40 school finance provisions and providing an effective
41 date."

By COMMITTEE ON EDUCATION
GRUNDBERG of Polk, Chairperson

H-1349 FILED MARCH 27, 2001

o/o
4/25/01
(P. 1544)

SENATE FILE 203

H-1614

1 Amend Senate File 203, as passed by the Senate, as
2 follows:

3 1. By striking everything after the enacting
4 clause and inserting the following:

5 "Section 1. Section 257.3, subsection 2, Code
6 2001, is amended to read as follows:

7 2. TAX FOR REORGANIZED AND DISSOLVED DISTRICTS.
8 Notwithstanding subsection 1, a reorganized school
9 district shall cause a foundation property tax of four
10 dollars and forty cents per thousand dollars of
11 assessed valuation to be levied on all taxable
12 property which, in the year preceding a
13 reorganization, was within a school district affected
14 by the reorganization as defined in section 275.1, or
15 in the year preceding a dissolution was a part of a
16 school district that dissolved if the dissolution
17 proposal has been approved by the director of the
18 department of education pursuant to section 275.55.
19 In the year preceding the reorganization or
20 dissolution, the school district affected by the
21 reorganization or the school district that dissolved
22 must have had a certified enrollment of fewer than six
23 hundred in order for the four-dollar-and-forty-cent
24 levy to apply. In succeeding school years, the
25 foundation property tax levy on that portion shall be
26 increased ~~twenty cents per year until it reaches the~~
27 rate of to the rate of four dollars and ninety cents
28 per thousand dollars of assessed valuation the first
29 succeeding year, five dollars and fifteen cents per
30 thousand dollars of assessed valuation the second
31 succeeding year, and five dollars and forty cents per
32 thousand dollars of assessed valuation the third
33 succeeding year and each year thereafter.

34 For purposes of this section, a reorganized school
35 district is one which ~~absorbed~~ absorbs at least thirty
36 percent of the enrollment of the school district
37 affected by a reorganization or dissolved during a
38 dissolution and in which action to bring about a
39 reorganization or dissolution ~~was initiated by a vote~~
40 ~~of the board of directors or jointly by the affected~~
41 ~~boards of directors prior to November 30, 1990, and~~
42 ~~the reorganization or dissolution takes~~ is initiated
43 by a vote of the board of directors or jointly by the
44 affected boards of directors to take effect on or
45 after July 1, 1991 2002, and on or before July 1, 1993
46 2006. Each district which initiated, by a vote of the
47 board of directors or jointly by the affected boards,
48 action to bring about a reorganization or dissolution
49 by November 30, 1990 to take effect on or after July
50 1, 2002, and on or before July 1, 2006, shall certify

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1 the date and the nature of the action taken to the
2 department of education by ~~September~~ January 1, 1991
3 of the year in which the reorganization or dissolution
4 takes effect.

5 ~~A reorganized school district which meets the~~
6 ~~requirements of this section for reduced property tax~~
7 ~~rates, but failed to vote on reorganization or~~
8 ~~dissolution prior to November 30, 1990, and failed to~~
9 ~~certify such action to the department of education by~~
10 ~~September 1, 1991, shall cause to be levied a~~
11 ~~foundation property tax of four dollars and sixty~~
12 ~~cents per thousand dollars of assessed valuation on~~
13 ~~all eligible taxable property pursuant to this~~
14 ~~section. In succeeding school years, the foundation~~
15 ~~property tax levy on that portion shall be increased~~
16 ~~twenty cents per year until it reaches the rate of~~
17 ~~five dollars and forty cents per thousand dollars of~~
18 ~~assessed valuation.~~

19 ~~The reduced property tax rates of reorganized~~
20 ~~school districts that met the requirements of section~~
21 ~~442.2, Code 1991, prior to July 1, 1991, shall~~
22 ~~continue to increase as provided in that section until~~
23 ~~they reach five dollars and forty cents.~~

24 Sec. 2. Section 257.3, subsection 3, Code 2001, is
25 amended by striking the subsection.

26 Sec. 3. Section 257.3, subsection 4, Code 2001, is
27 amended to read as follows:

28 4. RAILWAY CORPORATIONS. For purposes of section
29 257.1, the "amount per pupil of foundation property
30 tax" does not include the tax levied under subsection
31 ~~1, 2, or 3~~ 2 on the property of a railway corporation,
32 or on its trustee if the corporation has been declared
33 bankrupt or is in bankruptcy proceedings.

34 Sec. 4. Section 257.11, subsection 2, paragraph c,
35 Code 2001, is amended by striking the paragraph and
36 inserting in lieu thereof the following:

37 c. Pupils attending class for all or a substantial
38 portion of a school day pursuant to a whole grade
39 sharing agreement executed under sections 282.10
40 through 282.12 shall be eligible for supplementary
41 weighting pursuant to this subsection as follows:

42 (1) A school district which was participating in a
43 whole grade sharing arrangement during the budget year
44 beginning July 1, 2001, and which adopts a resolution
45 jointly with the other affected boards to study the
46 question of undergoing a reorganization or dissolution
47 to take effect on or before July 1, 2006, shall
48 receive a weighting of one-tenth of the percentage of
49 the pupil's school day during which the pupil attends
50 classes in another district, attends classes taught by

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1 a teacher who is jointly employed under section
2 280.15, or attends classes taught by a teacher who is
3 employed by another school district. A district shall
4 be eligible for supplementary weighting pursuant to
5 this subparagraph for a maximum of two years. Receipt
6 of supplementary weighting for a second year shall be
7 conditioned upon submission of information resulting
8 from the study to the school budget review committee
9 indicating progress toward the objective of
10 reorganization on or before July 1, 2006.

11 (2) A school district which was not participating
12 in a whole grade sharing arrangement during the budget
13 year beginning July 1, 2001, which executes a whole
14 grade sharing agreement pursuant to sections 282.10
15 through 282.12 for the budget year beginning July 1,
16 2003, and which adopts a resolution jointly with the
17 other affected boards to study the question of
18 undergoing a reorganization or dissolution to take
19 effect on or before July 1, 2006, shall receive a
20 weighting of one-tenth of the percentage of the
21 pupil's school day during which the pupil attends
22 classes in another district, attends classes taught by
23 a teacher who is jointly employed under section
24 280.15, or attends classes taught by a teacher who is
25 employed by another school district. A district shall
26 be eligible for supplementary weighting pursuant to
27 this subparagraph for a maximum of three years.
28 Receipt of supplementary weighting for a second and
29 third year shall be conditioned upon submission of
30 information resulting from the study to the school
31 budget review committee indicating progress toward the
32 objective of reorganization on or before July 1, 2006.

33 Sec. 5. Section 257.11, Code 2001, is amended by
34 adding the following new subsection:

35 NEW SUBSECTION. 4A. REGIONAL ACADEMIES.

36 a. For the school budget year beginning July 1,
37 2002, and succeeding budget years, in order to provide
38 additional funds for school districts in which a
39 regional academy is located, a supplementary weighting
40 plan for determining enrollment is adopted.

41 b. A school district which establishes a regional
42 academy shall be eligible to assign its resident
43 pupils attending classes at the academy a weighting of
44 one-tenth of the percentage of the pupil's school day
45 during which the pupil attends classes at the regional
46 academy. For the purposes of this subsection,
47 "regional academy" means an educational institution
48 established by a school district to which multiple
49 schools send pupils in grades seven through twelve. A
50 regional academy shall include in its curriculum

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1 advanced-level courses and may include in its
2 curriculum vocational-technical programs. The maximum
3 amount of additional weighting for which a school
4 district establishing a regional academy shall be
5 eligible is an amount corresponding to fifteen
6 additional pupils.

7 Sec. 6. NEW SECTION. 257.11A SUPPLEMENTARY
8 WEIGHTING AND SCHOOL REORGANIZATION.

9 1. In determining weighted enrollment under
10 section 257.6, if the board of directors of a school
11 district has approved a contract for sharing pursuant
12 to section 257.11 and the school district has approved
13 an action to bring about a reorganization to take
14 effect on and after July 1, 2002, and on or before
15 July 1, 2006, the reorganized school district shall
16 include, for a period of three years following the
17 effective date of the reorganization, additional
18 pupils added by the application of the supplementary
19 weighting plan, equal to the pupils added by the
20 application of the supplementary weighting plan in the
21 year preceding the reorganization. For the purposes
22 of this paragraph, the weighted enrollment for the
23 period of three years following the effective date of
24 reorganization shall include the supplementary
25 weighting in the base year used for determining the
26 combined district cost for the first year of the
27 reorganization. However, the weighting shall be
28 reduced by the supplementary weighting added for a
29 pupil whose residency is not within the reorganized
30 district.

31 2. For purposes of this section, a reorganized
32 district is one in which the reorganization was
33 approved in an election pursuant to sections 275.18
34 and 275.20 and takes effect on or after July 1, 2002,
35 and on or before July 1, 2006. Each district which
36 initiates, by a vote of the board of directors or
37 jointly by the affected boards, action to bring about
38 a reorganization or dissolution to take effect on or
39 after July 1, 2002, and on or before July 1, 2006,
40 shall certify the date and the nature of the action
41 taken to the department of education by January 1 of
42 the year in which the reorganization or dissolution
43 takes effect.

44 3. Notwithstanding subsection 1, a school district
45 which was participating in a whole grade sharing
46 arrangement during the budget year beginning July 1,
47 2001, and which received a maximum of two years of
48 supplementary weighting pursuant to section 257.11,
49 subsection 2, paragraph "c", shall include additional
50 pupils added by the application of the supplementary

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1 weighting plan, equal to the pupils added by the
2 application of the supplementary weighting plan in the
3 year preceding the reorganization, for a period of
4 four years following the effective date of the
5 reorganization.

6 4. A school district shall be eligible for a
7 combined maximum total of six years of supplementary
8 weighting under the provisions of this section and
9 section 257.11, subsection 2, paragraph "c".

10 Sec. 7. Section 257.13, subsections 1 and 2, Code
11 2001, are amended to read as follows:

12 1. For the school budget year beginning July 1,
13 ~~2000~~ 2001, and succeeding budget years, if a
14 district's actual enrollment for the budget year,
15 determined under section 257.6, is greater than its
16 budget enrollment for the budget year, the district
17 shall be eligible to receive an on-time funding budget
18 adjustment. The adjustment shall be in an amount
19 equal to ~~fifty percent~~ of the difference between the
20 actual enrollment for the budget year and the budget
21 enrollment for the budget year, multiplied by the
22 district cost per pupil.

23 2. The board of directors of a school district
24 that wishes to receive an on-time funding budget
25 adjustment shall adopt a resolution to receive the
26 adjustment and notify the school budget review
27 committee by November 1, ~~2000~~ annually. The school
28 budget review committee shall establish a modified
29 allowable growth in an amount determined pursuant to
30 subsection 1.

31 Sec. 8. Section 257.14, subsection 1, Code 2001,
32 is amended to read as follows:

33 1. For the budget year commencing July 1, ~~2000~~
34 2001, if the department of management determines that
35 the regular program district cost of a school district
36 for a budget year is less than the total of the
37 regular program district cost plus any adjustment
38 added under this section for the base year for that
39 school district, the school district shall be eligible
40 to receive a budget adjustment for that district for
41 that budget year up to an amount equal to the
42 difference. The board of directors of a school
43 district that wishes to receive a budget adjustment
44 pursuant to this subsection shall, notwithstanding the
45 public notice and hearing provisions of chapter 24 or
46 any other provision to the contrary, within thirty
47 days following ~~April 6, 2000~~ the effective date of
48 this Act, adopt a resolution to receive the budget
49 adjustment and immediately notify the department of
50 management of the adoption of the resolution and the

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1 amount of the budget adjustment to be received.

2 Sec. 9. Section 257.14, subsection 2, Code 2001,
3 is amended by striking the subsection and inserting in
4 lieu thereof the following:

5 2. For the budget year commencing July 1, 2002,
6 and succeeding budget years, if the department of
7 management determines that the regular program
8 district cost of a school district for a budget year
9 is less than one hundred one percent of the regular
10 program district cost for the base year for that
11 school district, a district shall be eligible for a
12 budget adjustment corresponding to the following
13 schedule:

14 a. For the budget year commencing July 1, 2002,
15 the greater of the difference between the regular
16 program district cost for the budget year and one
17 hundred one percent of the regular program district
18 cost for the base year, or ninety percent of the
19 amount by which the budget guarantee as calculated for
20 the budget year beginning July 1, 2001, exceeds the
21 adjusted guarantee amount. For purposes of this
22 paragraph, the "adjusted guarantee amount" means the
23 amount which would be applicable for the budget year
24 beginning July 1, 2002, if the budget guarantee were
25 determined for that budget year as calculated for the
26 budget year beginning July 1, 2001.

27 b. For the budget year commencing July 1, 2003,
28 the greater of the difference between the regular
29 program district cost for the budget year and one
30 hundred one percent of the regular program district
31 cost for the base year, or eighty percent of the
32 amount by which the budget guarantee as calculated for
33 the budget year beginning July 1, 2001, exceeds the
34 adjusted guarantee amount. For purposes of this
35 paragraph, the "adjusted guarantee amount" means the
36 amount which would be applicable for the budget year
37 beginning July 1, 2003, if the budget guarantee were
38 determined for that budget year as calculated for the
39 budget year beginning July 1, 2001.

40 c. For the budget year commencing July 1, 2004,
41 the greater of the difference between the regular
42 program district cost for the budget year and one
43 hundred one percent of the regular program district
44 cost for the base year, or seventy percent of the
45 amount by which the budget guarantee as calculated for
46 the budget year beginning July 1, 2001, exceeds the
47 adjusted guarantee amount. For purposes of this
48 paragraph, the "adjusted guarantee amount" means the
49 amount which would be applicable for the budget year
50 beginning July 1, 2004, if the budget guarantee were

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1 determined for that budget year as calculated for the
2 budget year beginning July 1, 2001.

3 d. For the budget year commencing July 1, 2005,
4 the greater of the difference between the regular
5 program district cost for the budget year and one
6 hundred one percent of the regular program district
7 cost for the base year, or sixty percent of the amount
8 by which the budget guarantee as calculated for the
9 budget year beginning July 1, 2001, exceeds the
10 adjusted guarantee amount. For purposes of this
11 paragraph, the "adjusted guarantee amount" means the
12 amount which would be applicable for the budget year
13 beginning July 1, 2005, if the budget guarantee were
14 determined for that budget year as calculated for the
15 budget year beginning July 1, 2001.

16 e. For the budget year commencing July 1, 2006,
17 and each budget year thereafter, the difference
18 between the regular program district cost for the
19 budget year and one hundred one percent of the regular
20 program district cost for the base year.

21 For the purposes of this subsection, a school
22 district shall be eligible to apply the eighty,
23 seventy, and sixty percent provisions in paragraphs
24 "b", "c", and "d", only if the school district
25 received a budget adjustment for the budget year
26 beginning July 1, 2002, based on the ninety percent
27 provision in paragraph "a".

28 The board of directors of a school district that
29 wishes to receive a budget adjustment pursuant to this
30 subsection shall adopt a resolution to receive the
31 budget adjustment and shall, by April 1, annually,
32 notify the department of management of the adoption of
33 the resolution and the amount of the budget adjustment
34 to be received.

35 Sec. 10. EFFECTIVE DATE. Section 8 of this Act,
36 being deemed of immediate importance, takes effect
37 upon enactment."

38 2. Title page, by striking lines 1 and 2 and
39 inserting the following: "An Act relating to certain
40 school finance provisions and providing an effective
41 date."

By COMMITTEE ON APPROPRIATIONS
MILLAGE of Scott, Chairperson

H-1614 FILED APRIL 19, 2001

Adopted
4/25/01
(P. 1544)

SENATE FILE 203

H-1644

1 Amend the amendment, H-1614, to Senate File 203, as
2 passed the Senate, as follows:

3 1. Page 7, by inserting after line 34 the
4 following:

5 "Sec. ____ . NEW SECTION. 285.17 TRANSPORTATION
6 FUNDING.

7 Transportation services provided by a school
8 district, other than for reimbursement of nonpublic
9 school pupil transportation pursuant to section 285.2,
10 shall be funded pursuant to the district
11 transportation levy established in section 298.4A. A
12 school district with an average transportation cost
13 exceeding the state average transportation cost by one
14 hundred fifty percent shall be eligible for
15 transportation assistance aid pursuant to section
16 257.31, subsection 17.

17 Sec. ____ . NEW SECTION. 298.4A DISTRICT
18 TRANSPORTATION LEVY.

19 1. The board of directors of an eligible school
20 district may certify for levy by April 15 of a school
21 year, a tax on all taxable property in the school
22 district for a district transportation levy. A school
23 district shall be eligible to levy for transportation
24 costs if the district's average transportation cost
25 exceeds one hundred seventy dollars per pupil. The
26 revenues from the tax levied in this section shall be
27 placed in the district transportation levy fund of the
28 school district. District transportation levy
29 revenues shall be expended for transportation costs
30 incurred pursuant to chapter 285 including, but not
31 limited to, costs for the following:

- 32 a. Transporting students.
- 33 b. Purchasing of transportation equipment.
- 34 c. Purchasing transportation services.
- 35 d. Leasing transportation equipment and lease-
36 purchasing transportation equipment.

37 2. The amount certified for levy shall not include
38 claims for reimbursement of nonpublic school pupil
39 transportation for which funds are appropriated to the
40 department of education pursuant to section 285.2.

41 Sec. ____ . NEW SECTION. 298A.3A DISTRICT
42 TRANSPORTATION LEVY FUND.

43 The district transportation levy fund is a special
44 revenue fund. A district transportation levy fund
45 must be established in any school corporation which
46 levies the tax authorized under section 298.4A."

47 2. By renumbering as necessary.

By HEATON of Henry

H-1644 FILED APRIL 23, 2001

w/d
4/25/01 (P.1544)

SENATE FILE 203

H-1667

1 Amend the amendment, H-1614, to Senate File 203, as
2 passed by the Senate, as follows:

3 1. Page 2, by inserting after line 33, the
4 following:

5 "Sec. 100. Section 257.4, subsection 3, Code 2001,
6 is amended to read as follows:

7 3. APPLICATION OF TAX. No later than June ~~4~~ 15 of
8 each year, the department of management shall notify
9 the county auditor of each county the amount, in
10 dollars and cents per thousand dollars of assessed
11 value, of the additional property tax levy in each
12 school district in the county. A county auditor shall
13 spread the additional property tax levy for each
14 school district in the county over all taxable
15 property in the district."

16 2. Page 7, by striking lines 16 through 27, and
17 inserting the following:

18 "e. For the budget year commencing July 1, 2006,
19 the greater of the difference between the regular
20 program district cost for the budget year and one
21 hundred one percent of the regular program district
22 cost for the base year, or fifty percent of the amount
23 by which the budget guarantee as calculated for the
24 budget year beginning July 1, 2001, exceeds the
25 adjusted guarantee amount. For purposes of this
26 paragraph, the "adjusted guarantee amount" means the
27 amount which would be applicable for the budget year
28 beginning July 1, 2006, if the budget guarantee were
29 determined for that budget year as calculated for the
30 budget year beginning July 1, 2001.

31 f. For the budget year commencing July 1, 2007,
32 the greater of the difference between the regular
33 program district cost for the budget year and one
34 hundred one percent of the regular program district
35 cost for the base year, or forty percent of the amount
36 by which the budget guarantee as calculated for the
37 budget year beginning July 1, 2001, exceeds the
38 adjusted guarantee amount. For purposes of this
39 paragraph, the "adjusted guarantee amount" means the
40 amount which would be applicable for the budget year
41 beginning July 1, 2007, if the budget guarantee were
42 determined for that budget year as calculated for the
43 budget year beginning July 1, 2001.

44 g. For the budget year commencing July 1, 2008,
45 the greater of the difference between the regular
46 program district cost for the budget year and one
47 hundred one percent of the regular program district
48 cost for the base year, or thirty percent of the
49 amount by which the budget guarantee as calculated for
50 the budget year beginning July 1, 2001, exceeds the

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1 adjusted guarantee amount. For purposes of this
2 paragraph, the "adjusted guarantee amount" means the
3 amount which would be applicable for the budget year
4 beginning July 1, 2008, if the budget guarantee were
5 determined for that budget year as calculated for the
6 budget year beginning July 1, 2001.

7 h. For the budget year commencing July 1, 2009,
8 the greater of the difference between the regular
9 program district cost for the budget year and one
10 hundred one percent of the regular program district
11 cost for the base year, or twenty percent of the
12 amount by which the budget guarantee as calculated for
13 the budget year beginning July 1, 2001, exceeds the
14 adjusted guarantee amount. For purposes of this
15 paragraph, the "adjusted guarantee amount" means the
16 amount which would be applicable for the budget year
17 beginning July 1, 2009, if the budget guarantee were
18 determined for that budget year as calculated for the
19 budget year beginning July 1, 2001.

20 i. For the budget year commencing July 1, 2010,
21 the greater of the difference between the regular
22 program district cost for the budget year and one
23 hundred one percent of the regular program district
24 cost for the base year, or ten percent of the amount
25 by which the budget guarantee as calculated for the
26 budget year beginning July 1, 2001, exceeds the
27 adjusted guarantee amount. For purposes of this
28 paragraph, the "adjusted guarantee amount" means the
29 amount which would be applicable for the budget year
30 beginning July 1, 2010, if the budget guarantee were
31 determined for that budget year as calculated for the
32 budget year beginning July 1, 2001.

33 j. For the budget year commencing July 1, 2011,
34 and each budget year thereafter, the difference
35 between the regular program district cost for the
36 budget year and one hundred one percent of the regular
37 program district cost for the base year.

38 For the purposes of this subsection, a school
39 district shall be eligible to apply the eighty,
40 seventy, sixty, fifty, forty, thirty, twenty, and ten
41 percent provisions in paragraphs "b" through "i", only
42 if the school district received a budget adjustment
43 for the budget year beginning July 1, 2002, based on
44 the ninety percent provision in paragraph "a".

45 3. Page 7, by striking lines 35 and 36, and
46 inserting the following:

47 "Sec. ____ EFFECTIVE DATE. Sections 100 and 8 of
48 this Act, being deemed of immediate importance, take
49 effect".

50 4. By renumbering as necessary.

Adopted 4/25/01 (P.1544) By BRUNKHORST of Bremer
DOLECHECK of Ringgold

SENATE FILE 203**H-1717**

1 Amend the amendment, H-1614, to Senate File 203, as
2 passed the Senate, as follows:

3 1. Page 7, by inserting after line 34 the
4 following:

5 "Sec. ____ . NEW SECTION. 285.17 TRANSPORTATION
6 FUNDING.

7 Transportation services provided by a school
8 district, other than for reimbursement of nonpublic
9 school pupil transportation pursuant to section 285.2,
10 may be funded pursuant to the district transportation
11 levy established in section 298.4A. A school district
12 with an average transportation cost exceeding the
13 state average transportation cost by one hundred fifty
14 percent shall be eligible for transportation
15 assistance aid pursuant to section 257.31, subsection
16 17.

17 Sec. ____ . NEW SECTION. 298.4A DISTRICT
18 TRANSPORTATION LEVY.

19 1. The board of directors of an eligible school
20 district may certify for levy by April 15 of a school
21 year, a tax on all taxable property in the school
22 district for a district transportation levy. A school
23 district shall be eligible to levy for transportation
24 costs if the district's average transportation cost
25 exceeds one hundred seventy dollars per pupil. The
26 revenues from the tax levied in this section shall be
27 placed in the district transportation levy fund of the
28 school district. District transportation levy
29 revenues shall be expended for transportation costs
30 incurred pursuant to chapter 285 including, but not
31 limited to, costs for the following:

- 32 a. Transporting students.
- 33 b. Purchasing of transportation equipment.
- 34 c. Purchasing transportation services.
- 35 d. Leasing transportation equipment and lease-
36 purchasing transportation equipment.

37 2. The amount certified for levy shall not include
38 claims for reimbursement of nonpublic school pupil
39 transportation for which funds are appropriated to the
40 department of education pursuant to section 285.2.

41 Sec. ____ . NEW SECTION. 298A.3A DISTRICT
42 TRANSPORTATION LEVY FUND.

43 The district transportation levy fund is a special
44 revenue fund. A district transportation levy fund
45 must be established in any school corporation which
46 levies the tax authorized under section 298.4A."

47 2. By renumbering as necessary.

By HEATON of Henry

H-1717 FILED APRIL 25, 2001

w/d
4/25/01 (p. 1544)

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 203**H-1745**

1 Amend the House amendment, S-3535, to Senate File
2 203, as passed by the Senate, as follows:

3 1. By striking page 1, line 3, through page 9,
4 line 13, and inserting the following:

5 "____. Page 1, by inserting before line 1 the
6 following:

7 "Sec. ____ . Section 257.13, subsections 1 and 2,
8 Code 2001, are amended to read as follows:

9 1. For the school budget ~~year~~ years beginning July
10 1, ~~2000~~ 2001, and July 1, 2002, if a district's actual
11 enrollment for the budget year, determined under
12 section 257.6, is greater than its budget enrollment
13 for the budget year, the district shall be eligible to
14 receive an on-time funding budget adjustment. The
15 adjustment shall be in an amount equal to ~~fifty~~
16 ~~percent~~ of the difference between the actual
17 enrollment for the budget year and the budget
18 enrollment for the budget year, multiplied by the
19 district cost per pupil.

20 2. The board of directors of a school district
21 that wishes to receive an on-time funding budget
22 adjustment shall adopt a resolution to receive the
23 adjustment and notify the school budget review
24 committee by November 1, ~~2000~~ annually. The school
25 budget review committee shall establish a modified
26 allowable growth in an amount determined pursuant to
27 subsection 1."

28 ____ . Page 2, by inserting after line 1, the
29 following:

30 "Sec. ____ . REORGANIZATION INCENTIVES AND REGIONAL
31 ACADEMIES -- INTERIM STUDY. The legislative council
32 is requested to establish an interim study committee
33 relating to the reauthorization of reorganization
34 incentives for school districts and the establishment
35 of regional academies.

36 The committee shall review the reorganization
37 incentive provisions previously contained within the
38 school finance formula applicable to school districts,
39 and shall evaluate the effectiveness of those
40 provisions in promoting the reorganization or
41 dissolution of school districts. The committee shall
42 consider possible enhancements and refinements to the
43 provisions previously in effect, and shall make
44 recommendations regarding implementation of the
45 incentives, including supplementary weighting and
46 taxpayer incentives in the form of a reduced
47 foundation property tax levy.

48 The committee shall study the creation and
49 implementation of regional academies as an alternative
50 governing and taxing structure for school districts.

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1 The committee shall examine the feasibility of
 2 creating and implementing a regional academy system,
 3 with the objective of utilizing economies of scale to
 4 enhance the educational opportunities of students in
 5 grades seven through twelve residing within designated
 6 regions.

7 The committee shall make recommendations regarding
 8 boundary determination, curriculum content including
 9 advanced-level and vocational-technical courses,
 10 taxing authority, financial incentives to regional
 11 academy formation, and adaptation of the school
 12 finance formula to the new regional structure.

13 The committee shall consider transportation
 14 provision and funding issues relating to and arising
 15 out of its recommendations regarding the
 16 reauthorization of reorganization incentives and the
 17 establishment of regional academies.

18 The committee shall submit a report of its findings
 19 and recommendations to the general assembly by January
 20 14, 2002.""

21 2. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-1745 FILED APRIL 27, 2001

House Refused
 4-27-01
 (P. 1617)

Senate insists
 4/27/01 (P. 1381)

HOUSE AMENDMENT TO
SENATE FILE 203

S-3535

1 Amend Senate File 203, as passed by the Senate, as
2 follows:

3 1. By striking everything after the enacting
4 clause and inserting the following:

5 "Section 1. Section 257.3, subsection 2, Code
6 2001, is amended to read as follows:

7 2. TAX FOR REORGANIZED AND DISSOLVED DISTRICTS.

8 Notwithstanding subsection 1, a reorganized school
9 district shall cause a foundation property tax of four
10 dollars and forty cents per thousand dollars of
11 assessed valuation to be levied on all taxable
12 property which, in the year preceding a
13 reorganization, was within a school district affected
14 by the reorganization as defined in section 275.1, or
15 in the year preceding a dissolution was a part of a
16 school district that dissolved if the dissolution
17 proposal has been approved by the director of the
18 department of education pursuant to section 275.55.
19 In the year preceding the reorganization or
20 dissolution, the school district affected by the
21 reorganization or the school district that dissolved
22 must have had a certified enrollment of fewer than six
23 hundred in order for the four-dollar-and-forty-cent
24 levy to apply. In succeeding school years, the
25 foundation property tax levy on that portion shall be
26 increased ~~twenty cents per year until it reaches the~~
27 ~~rate of~~ to the rate of four dollars and ninety cents
28 per thousand dollars of assessed valuation the first
29 succeeding year, five dollars and fifteen cents per
30 thousand dollars of assessed valuation the second
31 succeeding year, and five dollars and forty cents per
32 thousand dollars of assessed valuation the third
33 succeeding year and each year thereafter.

34 For purposes of this section, a reorganized school
35 district is one which ~~absorbed~~ absorbs at least thirty
36 percent of the enrollment of the school district
37 affected by a reorganization or dissolved during a
38 dissolution and in which action to bring about a
39 reorganization or dissolution ~~was initiated by a vote~~
40 ~~of the board of directors or jointly by the affected~~
41 ~~boards of directors prior to November 30, 1990, and~~
42 ~~the reorganization or dissolution takes~~ is initiated
43 by a vote of the board of directors or jointly by the
44 affected boards of directors to take effect on or
45 after July 1, 1991 2002, and on or before July 1, 1993
46 2006. Each district which initiated, by a vote of the
47 board of directors or jointly by the affected boards,
48 action to bring about a reorganization or dissolution
49 by November 30, 1990 to take effect on or after July
50 1, 2002, and on or before July 1, 2006, shall certify

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1 the date and the nature of the action taken to the
2 department of education by ~~September~~ January 1, 1991
3 of the year in which the reorganization or dissolution
4 takes effect.

5 ~~A reorganized school district which meets the~~
6 ~~requirements of this section for reduced property tax~~
7 ~~rates, but failed to vote on reorganization or~~
8 ~~dissolution prior to November 30, 1990, and failed to~~
9 ~~certify such action to the department of education by~~
10 ~~September 1, 1991, shall cause to be levied a~~
11 ~~foundation property tax of four dollars and sixty~~
12 ~~cents per thousand dollars of assessed valuation on~~
13 ~~all eligible taxable property pursuant to this~~
14 ~~section. In succeeding school years, the foundation~~
15 ~~property tax levy on that portion shall be increased~~
16 ~~twenty cents per year until it reaches the rate of~~
17 ~~five dollars and forty cents per thousand dollars of~~
18 ~~assessed valuation.~~

19 ~~The reduced property tax rates of reorganized~~
20 ~~school districts that met the requirements of section~~
21 ~~442.2, Code 1991, prior to July 1, 1991, shall~~
22 ~~continue to increase as provided in that section until~~
23 ~~they reach five dollars and forty cents.~~

24 Sec. 2. Section 257.3, subsection 3, Code 2001, is
25 amended by striking the subsection.

26 Sec. 3. Section 257.3, subsection 4, Code 2001, is
27 amended to read as follows:

28 4. RAILWAY CORPORATIONS. For purposes of section
29 257.1, the "amount per pupil of foundation property
30 tax" does not include the tax levied under subsection
31 1, 2, or 3 on the property of a railway corporation,
32 or on its trustee if the corporation has been declared
33 bankrupt or is in bankruptcy proceedings.

34 Sec. 4. Section 257.4, subsection 3, Code 2001, is
35 amended to read as follows:

36 3. APPLICATION OF TAX. No later than June 15 of
37 each year, the department of management shall notify
38 the county auditor of each county the amount, in
39 dollars and cents per thousand dollars of assessed
40 value, of the additional property tax levy in each
41 school district in the county. A county auditor shall
42 spread the additional property tax levy for each
43 school district in the county over all taxable
44 property in the district.

45 Sec. 5. Section 257.11, subsection 2, paragraph c,
46 Code 2001, is amended by striking the paragraph and
47 inserting in lieu thereof the following:

48 c. Pupils attending class for all or a substantial
49 portion of a school day pursuant to a whole grade
50 sharing agreement executed under sections 282.10

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1 through 282.12 shall be eligible for supplementary
2 weighting pursuant to this subsection as follows:
3 (1) A school district which was participating in a
4 whole grade sharing arrangement during the budget year
5 beginning July 1, 2001, and which adopts a resolution
6 jointly with the other affected boards to study the
7 question of undergoing a reorganization or dissolution
8 to take effect on or before July 1, 2006, shall
9 receive a weighting of one-tenth of the percentage of
10 the pupil's school day during which the pupil attends
11 classes in another district, attends classes taught by
12 a teacher who is jointly employed under section
13 280.15, or attends classes taught by a teacher who is
14 employed by another school district. A district shall
15 be eligible for supplementary weighting pursuant to
16 this subparagraph for a maximum of two years. Receipt
17 of supplementary weighting for a second year shall be
18 conditioned upon submission of information resulting
19 from the study to the school budget review committee
20 indicating progress toward the objective of
21 reorganization on or before July 1, 2006.

22 (2) A school district which was not participating
23 in a whole grade sharing arrangement during the budget
24 year beginning July 1, 2001, which executes a whole
25 grade sharing agreement pursuant to sections 282.10
26 through 282.12 for the budget year beginning July 1,
27 2003, and which adopts a resolution jointly with the
28 other affected boards to study the question of
29 undergoing a reorganization or dissolution to take
30 effect on or before July 1, 2006, shall receive a
31 weighting of one-tenth of the percentage of the
32 pupil's school day during which the pupil attends
33 classes in another district, attends classes taught by
34 a teacher who is jointly employed under section
35 280.15, or attends classes taught by a teacher who is
36 employed by another school district. A district shall
37 be eligible for supplementary weighting pursuant to
38 this subparagraph for a maximum of three years.
39 Receipt of supplementary weighting for a second and
40 third year shall be conditioned upon submission of
41 information resulting from the study to the school
42 budget review committee indicating progress toward the
43 objective of reorganization on or before July 1, 2006.

44 Sec. 6. Section 257.11, Code 2001, is amended by
45 adding the following new subsection:

46 NEW SUBSECTION. 4A. REGIONAL ACADEMIES.

47 a. For the school budget year beginning July 1,
48 2002, and succeeding budget years, in order to provide
49 additional funds for school districts in which a
50 regional academy is located, a supplementary weighting

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1 plan for determining enrollment is adopted.
2 b. A school district which establishes a regional
3 academy shall be eligible to assign its resident
4 pupils attending classes at the academy a weighting of
5 one-tenth of the percentage of the pupil's school day
6 during which the pupil attends classes at the regional
7 academy. For the purposes of this subsection,
8 "regional academy" means an educational institution
9 established by a school district to which multiple
10 schools send pupils in grades seven through twelve. A
11 regional academy shall include in its curriculum
12 advanced-level courses and may include in its
13 curriculum vocational-technical programs. The maximum
14 amount of additional weighting for which a school
15 district establishing a regional academy shall be
16 eligible is an amount corresponding to fifteen
17 additional pupils.

18 Sec. 7. NEW SECTION. 257.11A SUPPLEMENTARY
19 WEIGHTING AND SCHOOL REORGANIZATION.

20 1. In determining weighted enrollment under
21 section 257.6, if the board of directors of a school
22 district has approved a contract for sharing pursuant
23 to section 257.11 and the school district has approved
24 an action to bring about a reorganization to take
25 effect on and after July 1, 2002, and on or before
26 July 1, 2006, the reorganized school district shall
27 include, for a period of three years following the
28 effective date of the reorganization, additional
29 pupils added by the application of the supplementary
30 weighting plan, equal to the pupils added by the
31 application of the supplementary weighting plan in the
32 year preceding the reorganization. For the purposes
33 of this paragraph, the weighted enrollment for the
34 period of three years following the effective date of
35 reorganization shall include the supplementary
36 weighting in the base year used for determining the
37 combined district cost for the first year of the
38 reorganization. However, the weighting shall be
39 reduced by the supplementary weighting added for a
40 pupil whose residency is not within the reorganized
41 district.

42 2. For purposes of this section, a reorganized
43 district is one in which the reorganization was
44 approved in an election pursuant to sections 275.18
45 and 275.20 and takes effect on or after July 1, 2002,
46 and on or before July 1, 2006. Each district which
47 initiates, by a vote of the board of directors or
48 jointly by the affected boards, action to bring about
49 a reorganization or dissolution to take effect on or
50 after July 1, 2002, and on or before July 1, 2006,

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1 shall certify the date and the nature of the action
2 taken to the department of education by January 1 of
3 the year in which the reorganization or dissolution
4 takes effect.

5 3. Notwithstanding subsection 1, a school district
6 which was participating in a whole grade sharing
7 arrangement during the budget year beginning July 1,
8 2001, and which received a maximum of two years of
9 supplementary weighting pursuant to section 257.11,
10 subsection 2, paragraph "c", shall include additional
11 pupils added by the application of the supplementary
12 weighting plan, equal to the pupils added by the
13 application of the supplementary weighting plan in the
14 year preceding the reorganization, for a period of
15 four years following the effective date of the
16 reorganization.

17 4. A school district shall be eligible for a
18 combined maximum total of six years of supplementary
19 weighting under the provisions of this section and
20 section 257.11, subsection 2, paragraph "c".

21 Sec. 8. Section 257.13, subsections 1 and 2, Code
22 2001, are amended to read as follows:

23 1. For the school budget year beginning July 1,
24 ~~2000~~ 2001, and succeeding budget years, if a
25 district's actual enrollment for the budget year,
26 determined under section 257.6, is greater than its
27 budget enrollment for the budget year, the district
28 shall be eligible to receive an on-time funding budget
29 adjustment. The adjustment shall be in an amount
30 equal to ~~fifty percent~~ of the difference between the
31 actual enrollment for the budget year and the budget
32 enrollment for the budget year, multiplied by the
33 district cost per pupil.

34 2. The board of directors of a school district
35 that wishes to receive an on-time funding budget
36 adjustment shall adopt a resolution to receive the
37 adjustment and notify the school budget review
38 committee by November 1, ~~2000~~ annually. The school
39 budget review committee shall establish a modified
40 allowable growth in an amount determined pursuant to
41 subsection 1.

42 Sec. 9. Section 257.14, subsection 1, Code 2001,
43 is amended to read as follows:

44 1. For the budget year commencing July 1, ~~2000~~
45 2001, if the department of management determines that
46 the regular program district cost of a school district
47 for a budget year is less than the total of the
48 regular program district cost plus any adjustment
49 added under this section for the base year for that
50 school district, the school district shall be eligible

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1 to receive a budget adjustment for that district for
2 that budget year up to an amount equal to the
3 difference. The board of directors of a school
4 district that wishes to receive a budget adjustment
5 pursuant to this subsection shall, notwithstanding the
6 public notice and hearing provisions of chapter 24 or
7 any other provision to the contrary, within thirty
8 days following ~~April 6, 2000~~ the effective date of
9 this Act, adopt a resolution to receive the budget
10 adjustment and immediately notify the department of
11 management of the adoption of the resolution and the
12 amount of the budget adjustment to be received.

13 Sec. 10. Section 257.14, subsection 2, Code 2001,
14 is amended by striking the subsection and inserting in
15 lieu thereof the following:

16 2. For the budget year commencing July 1, 2002,
17 and succeeding budget years, if the department of
18 management determines that the regular program
19 district cost of a school district for a budget year
20 is less than one hundred one percent of the regular
21 program district cost for the base year for that
22 school district, a district shall be eligible for a
23 budget adjustment corresponding to the following
24 schedule:

25 a. For the budget year commencing July 1, 2002,
26 the greater of the difference between the regular
27 program district cost for the budget year and one
28 hundred one percent of the regular program district
29 cost for the base year, or ninety percent of the
30 amount by which the budget guarantee as calculated for
31 the budget year beginning July 1, 2001, exceeds the
32 adjusted guarantee amount. For purposes of this
33 paragraph, the "adjusted guarantee amount" means the
34 amount which would be applicable for the budget year
35 beginning July 1, 2002, if the budget guarantee were
36 determined for that budget year as calculated for the
37 budget year beginning July 1, 2001.

38 b. For the budget year commencing July 1, 2003,
39 the greater of the difference between the regular
40 program district cost for the budget year and one
41 hundred one percent of the regular program district
42 cost for the base year, or eighty percent of the
43 amount by which the budget guarantee as calculated for
44 the budget year beginning July 1, 2001, exceeds the
45 adjusted guarantee amount. For purposes of this
46 paragraph, the "adjusted guarantee amount" means the
47 amount which would be applicable for the budget year
48 beginning July 1, 2003, if the budget guarantee were
49 determined for that budget year as calculated for the
50 budget year beginning July 1, 2001.

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1 c. For the budget year commencing July 1, 2004,
2 the greater of the difference between the regular
3 program district cost for the budget year and one
4 hundred one percent of the regular program district
5 cost for the base year, or seventy percent of the
6 amount by which the budget guarantee as calculated for
7 the budget year beginning July 1, 2001, exceeds the
8 adjusted guarantee amount. For purposes of this
9 paragraph, the "adjusted guarantee amount" means the
10 amount which would be applicable for the budget year
11 beginning July 1, 2004, if the budget guarantee were
12 determined for that budget year as calculated for the
13 budget year beginning July 1, 2001.

14 d. For the budget year commencing July 1, 2005,
15 the greater of the difference between the regular
16 program district cost for the budget year and one
17 hundred one percent of the regular program district
18 cost for the base year, or sixty percent of the amount
19 by which the budget guarantee as calculated for the
20 budget year beginning July 1, 2001, exceeds the
21 adjusted guarantee amount. For purposes of this
22 paragraph, the "adjusted guarantee amount" means the
23 amount which would be applicable for the budget year
24 beginning July 1, 2005, if the budget guarantee were
25 determined for that budget year as calculated for the
26 budget year beginning July 1, 2001.

27 e. For the budget year commencing July 1, 2006,
28 the greater of the difference between the regular
29 program district cost for the budget year and one
30 hundred one percent of the regular program district
31 cost for the base year, or fifty percent of the amount
32 by which the budget guarantee as calculated for the
33 budget year beginning July 1, 2001, exceeds the
34 adjusted guarantee amount. For purposes of this
35 paragraph, the "adjusted guarantee amount" means the
36 amount which would be applicable for the budget year
37 beginning July 1, 2006, if the budget guarantee were
38 determined for that budget year as calculated for the
39 budget year beginning July 1, 2001.

40 f. For the budget year commencing July 1, 2007,
41 the greater of the difference between the regular
42 program district cost for the budget year and one
43 hundred one percent of the regular program district
44 cost for the base year, or forty percent of the amount
45 by which the budget guarantee as calculated for the
46 budget year beginning July 1, 2001, exceeds the
47 adjusted guarantee amount. For purposes of this
48 paragraph, the "adjusted guarantee amount" means the
49 amount which would be applicable for the budget year
50 beginning July 1, 2007, if the budget guarantee were

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1 determined for that budget year as calculated for the
2 budget year beginning July 1, 2001.

3 g. For the budget year commencing July 1, 2008,
4 the greater of the difference between the regular
5 program district cost for the budget year and one
6 hundred one percent of the regular program district
7 cost for the base year, or thirty percent of the
8 amount by which the budget guarantee as calculated for
9 the budget year beginning July 1, 2001, exceeds the
10 adjusted guarantee amount. For purposes of this
11 paragraph, the "adjusted guarantee amount" means the
12 amount which would be applicable for the budget year
13 beginning July 1, 2008, if the budget guarantee were
14 determined for that budget year as calculated for the
15 budget year beginning July 1, 2001.

16 h. For the budget year commencing July 1, 2009,
17 the greater of the difference between the regular
18 program district cost for the budget year and one
19 hundred one percent of the regular program district
20 cost for the base year, or twenty percent of the
21 amount by which the budget guarantee as calculated for
22 the budget year beginning July 1, 2001, exceeds the
23 adjusted guarantee amount. For purposes of this
24 paragraph, the "adjusted guarantee amount" means the
25 amount which would be applicable for the budget year
26 beginning July 1, 2009, if the budget guarantee were
27 determined for that budget year as calculated for the
28 budget year beginning July 1, 2001.

29 i. For the budget year commencing July 1, 2010,
30 the greater of the difference between the regular
31 program district cost for the budget year and one
32 hundred one percent of the regular program district
33 cost for the base year, or ten percent of the amount
34 by which the budget guarantee as calculated for the
35 budget year beginning July 1, 2001, exceeds the
36 adjusted guarantee amount. For purposes of this
37 paragraph, the "adjusted guarantee amount" means the
38 amount which would be applicable for the budget year
39 beginning July 1, 2010, if the budget guarantee were
40 determined for that budget year as calculated for the
41 budget year beginning July 1, 2001.

42 j. For the budget year commencing July 1, 2011,
43 and each budget year thereafter, the difference
44 between the regular program district cost for the
45 budget year and one hundred one percent of the regular
46 program district cost for the base year.

47 For the purposes of this subsection, a school
48 district shall be eligible to apply the eighty,
49 seventy, sixty, fifty, forty, thirty, twenty, and ten
50 percent provisions in paragraphs "b" through "i", only

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1 if the school district received a budget adjustment
2 for the budget year beginning July 1, 2002, based on
3 the ninety percent provision in paragraph "a".

4 The board of directors of a school district that
5 wishes to receive a budget adjustment pursuant to this
6 subsection shall adopt a resolution to receive the
7 budget adjustment and shall, by April 1, annually,
8 notify the department of management of the adoption of
9 the resolution and the amount of the budget adjustment
10 to be received.

11 Sec. 11. EFFECTIVE DATE. Sections 4 and 9 of this
12 Act, being deemed of immediate importance, take effect
13 upon enactment."

14 2. Title page, by striking lines 1 and 2 and
15 inserting the following: "An Act relating to certain
16 school finance provisions and providing an effective
17 date."

RECEIVED FROM THE HOUSE

S-3535 FILED APRIL 26, 2001

CONCURRED

(p. 1358)

SENATE FILE 203

S-3546

1 Amend the House amendment, S-3535, to Senate File
2 203, as passed by the Senate, as follows:

3 1. By striking page 1, line 3, through page 9,
4 line 13, and inserting the following:

5 "____. Page 1, by inserting before line 1 the
6 following:

7 "Sec. _____. Section 257.13, subsections 1 and 2,
8 Code 2001, are amended to read as follows:

9 1. For the school budget ~~year~~ years beginning July
10 1, ~~2000~~ 2001, and July 1, 2002, if a district's actual
11 enrollment for the budget year, determined under
12 section 257.6, is greater than its budget enrollment
13 for the budget year, the district shall be eligible to
14 receive an on-time funding budget adjustment. The
15 adjustment shall be in an amount equal to ~~fifty~~
16 ~~percent of~~ the difference between the actual
17 enrollment for the budget year and the budget
18 enrollment for the budget year, multiplied by the
19 district cost per pupil.

20 2. The board of directors of a school district
21 that wishes to receive an on-time funding budget
22 adjustment shall adopt a resolution to receive the
23 adjustment and notify the school budget review
24 committee by November 1, ~~2000~~ annually. The school
25 budget review committee shall establish a modified
26 allowable growth in an amount determined pursuant to
27 subsection 1."

28 _____. Page 2, by inserting after line 1, the
29 following:

30 "Sec. _____. REORGANIZATION INCENTIVES AND REGIONAL
31 ACADEMIES -- INTERIM STUDY. The legislative council
32 is requested to establish an interim study committee
33 relating to the reauthorization of reorganization
34 incentives for school districts and the establishment
35 of regional academies.

36 The committee shall review the reorganization
37 incentive provisions previously contained within the
38 school finance formula applicable to school districts,
39 and shall evaluate the effectiveness of those
40 provisions in promoting the reorganization or
41 dissolution of school districts. The committee shall
42 consider possible enhancements and refinements to the
43 provisions previously in effect, and shall make
44 recommendations regarding implementation of the
45 incentives, including supplementary weighting and
46 taxpayer incentives in the form of a reduced
47 foundation property tax levy.

48 The committee shall study the creation and
49 implementation of regional academies as an alternative
50 governing and taxing structure for school districts.

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1 The committee shall examine the feasibility of
 2 creating and implementing a regional academy system,
 3 with the objective of utilizing economies of scale to
 4 enhance the educational opportunities of students in
 5 grades seven through twelve residing within designated
 6 regions.

7 The committee shall make recommendations regarding
 8 boundary determination, curriculum content including
 9 advanced-level and vocational-technical courses,
 10 taxing authority, financial incentives to regional
 11 academy formation, and adaptation of the school
 12 finance formula to the new regional structure.

13 The committee shall consider transportation
 14 provision and funding issues relating to and arising
 15 out of its recommendations regarding the
 16 reauthorization of reorganization incentives and the
 17 establishment of regional academies.

18 The committee shall submit a report of its findings
 19 and recommendations to the general assembly by January
 20 14, 2002.""

21 2. By renumbering as necessary.

By NANCY BOETTGER

S-3546 FILED APRIL 26, 2001

ADOPTED

(P. 1348)

SENATE FILE 203**S-3549**

1 Amend the amendment, S-3546, to the House
 2 amendment, S-3535, to Senate File 203, as passed by
 3 the Senate, as follows:

4 1. Page 1, by inserting after line 29 the
 5 following:

6 ""Sec. ____ Section 257.31, subsection 5, Code
 7 2001, is amended by adding the following new
 8 paragraph:

9 NEW PARAGRAPH. m. Unusual costs associated with
 10 increased utility expenses over the level of utility
 11 expenses incurred during the preceding or second
 12 preceding school year. The committee shall consider
 13 all requests received prior to July 1, 2001, pursuant
 14 to this paragraph by no later than July 1, 2001."

15 2. By renumbering as necessary.

By PATRICK J. DELUHERY

JOHNIE HAMMOND

ROBERT E. DVORSKY

S-3549 FILED APRIL 26, 2001

LOST

(P. 1357)

REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 203

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and the House of Representatives on Senate File 203, a bill for an Act extending the regular program district cost guarantee for school districts, and providing an effective date, respectfully make the following report:

1. That the Senate recedes from its amendment, H-1745.
2. That the House amendment, S-3535, to Senate File 203, as passed by the Senate, is amended to read as follows:
 1. Page 4, line 10, by inserting after the word "twelve" the following: ", and may include a virtual academy".
 2. By striking page 6, line 13, through page 9, line 10, and inserting the following:
"Sec. ____ . Section 257.14, subsection 2, Code 2001, is amended by striking the subsection and inserting in lieu thereof the following:

2. For the budget years commencing July 1, 2002, and July 1, 2003, if the department of management determines that the regular program district cost of a school district for a budget year is less than the total of the regular program

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district cost plus any adjustment added under this section for the base year for that school district, the school district shall be eligible to receive a budget adjustment for that district for that budget year up to an amount equal to the difference. The board of directors of a school district that wishes to receive a budget adjustment pursuant to this subsection shall adopt a resolution to receive the budget adjustment and shall, by April 1, annually, notify the department of management of the adoption of the resolution and the amount of the budget adjustment to be received.

Sec. ____ . Section 257.14, Code 2001, is amended by adding the following new subsection:

NEW SUBSECTION. 3. For the budget year commencing July 1, 2004, and succeeding budget years, if the department of management determines that the regular program district cost of a school district for a budget year is less than one hundred one percent of the regular program district cost for the base year for that school district, a district shall be eligible for a budget adjustment corresponding to the following schedule:

a. For the budget year commencing July 1, 2004, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or ninety percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2004, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

b. For the budget year commencing July 1, 2005, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the

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regular program district cost for the base year, or eighty percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2005, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

c. For the budget year commencing July 1, 2006, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or seventy percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2006, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

d. For the budget year commencing July 1, 2007, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or sixty percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2007, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

e. For the budget year commencing July 1, 2008, the greater of the difference between the regular program district

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cost for the budget year and one hundred one percent of the regular program district cost for the base year, or fifty percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2008, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

f. For the budget year commencing July 1, 2009, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or forty percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2009, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

g. For the budget year commencing July 1, 2010, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or thirty percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2010, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

h. For the budget year commencing July 1, 2011, the

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greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or twenty percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2011, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

i. For the budget year commencing July 1, 2012, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or ten percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2012, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

j. For the budget year commencing July 1, 2013, and each budget year thereafter, the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year.

For the purposes of this subsection, a school district shall be eligible to apply the eighty, seventy, sixty, fifty, forty, thirty, twenty, and ten percent provisions in paragraphs "b" through "i", only if the school district received a budget adjustment for the budget year beginning July 1, 2004, based on the ninety percent provision in paragraph "a".

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The board of directors of a school district that wishes to receive a budget adjustment pursuant to this subsection shall adopt a resolution to receive the budget adjustment and shall, by April 1, annually, notify the department of management of the adoption of the resolution and the amount of the budget adjustment to be received."

3. By renumbering as necessary.

ON THE PART OF THE SENATE:

NANCY BOETTGER, Chairperson
JEFF ANGELO
MICHAEL CONNOLLY
JACK KIBBIE
JOHN REDWINE

ON THE PART OF THE HOUSE:

BOB BRUNKHORST, Chairperson
CARMINE BOAL
BETTY GRUNDBERG
MARY MASCHER
PHIL WISE

CCS-203

FILED MAY 1, 2001

ADOPTED

(P. 1439)

adopted
5-1-01
(P. 1707)

SENATE FILE 203

AN ACT

RELATING TO CERTAIN SCHOOL FINANCE PROVISIONS AND PROVIDING
AN EFFECTIVE DATE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 257.3, subsection 2, Code 2001, is amended to read as follows:

2. TAX FOR REORGANIZED AND DISSOLVED DISTRICTS.

Notwithstanding subsection 1, a reorganized school district shall cause a foundation property tax of four dollars and forty cents per thousand dollars of assessed valuation to be levied on all taxable property which, in the year preceding a reorganization, was within a school district affected by the reorganization as defined in section 275.1, or in the year preceding a dissolution was a part of a school district that dissolved if the dissolution proposal has been approved by the director of the department of education pursuant to section 275.55. In the year preceding the reorganization or dissolution, the school district affected by the reorganization or the school district that dissolved must have had a certified enrollment of fewer than six hundred in order for the four-dollar-and-forty-cent levy to apply. In succeeding school years, the foundation property tax levy on that portion shall be increased twenty-cents-per-year-until-it-reaches-the-rate-of to the rate of four dollars and ninety cents per thousand dollars of assessed valuation the first succeeding year, five dollars and fifteen cents per thousand dollars of assessed valuation the second succeeding year, and five dollars and forty cents per thousand dollars of assessed valuation the third succeeding year and each year thereafter.

For purposes of this section, a reorganized school district is one which absorbed absorbs at least thirty percent of the

enrollment of the school district affected by a reorganization or dissolved during a dissolution and in which action to bring about a reorganization or dissolution was ~~initiated by a vote of the board of directors or jointly by the affected boards of directors prior to November 30, 1990, and the reorganization or dissolution takes~~ is initiated by a vote of the board of directors or jointly by the affected boards of directors to take effect on or after July 1, 1991 2002, and on or before July 1, 1993 2006. Each district which initiated, by a vote of the board of directors or jointly by the affected boards, action to bring about a reorganization or dissolution by ~~November 30, 1990 to take effect on or after July 1, 2002, and on or before July 1, 2006,~~ shall certify the date and the nature of the action taken to the department of education by ~~September~~ January 1, 1991 of the year in which the reorganization or dissolution takes effect.

~~A reorganized school district which meets the requirements of this section for reduced property tax rates, but failed to vote on reorganization or dissolution prior to November 30, 1990, and failed to certify such action to the department of education by September 1, 1991, shall cause to be levied a foundation property tax of four dollars and sixty cents per thousand dollars of assessed valuation on all eligible taxable property pursuant to this section. In succeeding school years, the foundation property tax levy on that portion shall be increased twenty cents per year until it reaches the rate of five dollars and forty cents per thousand dollars of assessed valuation.~~

~~The reduced property tax rates of reorganized school districts that met the requirements of section 442.2, Code 1991, prior to July 1, 1991, shall continue to increase as provided in that section until they reach five dollars and forty cents.~~

Sec. 2. Section 257.3, subsection 3, Code 2001, is amended by striking the subsection.

Sec. 3. Section 257.3, subsection 4, Code 2001, is amended to read as follows:

4. RAILWAY CORPORATIONS. For purposes of section 257.1, the "amount per pupil of foundation property tax" does not include the tax levied under subsection 17-27 or 3 2 on the property of a railway corporation, or on its trustee if the corporation has been declared bankrupt or is in bankruptcy proceedings.

Sec. 4. Section 257.4, subsection 3, Code 2001, is amended to read as follows:

3. APPLICATION OF TAX. No later than June 15 of each year, the department of management shall notify the county auditor of each county the amount, in dollars and cents per thousand dollars of assessed value, of the additional property tax levy in each school district in the county. A county auditor shall spread the additional property tax levy for each school district in the county over all taxable property in the district.

Sec. 5. Section 257.11, subsection 2, paragraph c, Code 2001, is amended by striking the paragraph and inserting in lieu thereof the following:

c. Pupils attending class for all or a substantial portion of a school day pursuant to a whole grade sharing agreement executed under sections 282.10 through 282.12 shall be eligible for supplementary weighting pursuant to this subsection as follows:

(1) A school district which was participating in a whole grade sharing arrangement during the budget year beginning July 1, 2001, and which adopts a resolution jointly with the other affected boards to study the question of undergoing a reorganization or dissolution to take effect on or before July 1, 2006, shall receive a weighting of one-tenth of the percentage of the pupil's school day during which the pupil attends classes in another district, attends classes taught by a teacher who is jointly employed under section 280.15, or

attends classes taught by a teacher who is employed by another school district. A district shall be eligible for supplementary weighting pursuant to this subparagraph for a maximum of two years. Receipt of supplementary weighting for a second year shall be conditioned upon submission of information resulting from the study to the school budget review committee indicating progress toward the objective of reorganization on or before July 1, 2006.

(2) A school district which was not participating in a whole grade sharing arrangement during the budget year beginning July 1, 2001, which executes a whole grade sharing agreement pursuant to sections 282.10 through 282.12 for the budget year beginning July 1, 2003, and which adopts a resolution jointly with the other affected boards to study the question of undergoing a reorganization or dissolution to take effect on or before July 1, 2006, shall receive a weighting of one-tenth of the percentage of the pupil's school day during which the pupil attends classes in another district, attends classes taught by a teacher who is jointly employed under section 280.15, or attends classes taught by a teacher who is employed by another school district. A district shall be eligible for supplementary weighting pursuant to this subparagraph for a maximum of three years. Receipt of supplementary weighting for a second and third year shall be conditioned upon submission of information resulting from the study to the school budget review committee indicating progress toward the objective of reorganization on or before July 1, 2006.

Sec. 6. Section 257.11, Code 2001, is amended by adding the following new subsection:

NEW SUBSECTION. 4A. REGIONAL ACADEMIES.

a. For the school budget year beginning July 1, 2002, and succeeding budget years, in order to provide additional funds for school districts in which a regional academy is located, a supplementary weighting plan for determining enrollment is adopted.

b. A school district which establishes a regional academy shall be eligible to assign its resident pupils attending classes at the academy a weighting of one-tenth of the percentage of the pupil's school day during which the pupil attends classes at the regional academy. For the purposes of this subsection, "regional academy" means an educational institution established by a school district to which multiple schools send pupils in grades seven through twelve, and may include a virtual academy. A regional academy shall include in its curriculum advanced-level courses and may include in its curriculum vocational-technical programs. The maximum amount of additional weighting for which a school district establishing a regional academy shall be eligible is an amount corresponding to fifteen additional pupils.

Sec. 7. NEW SECTION. 257.11A SUPPLEMENTARY WEIGHTING AND SCHOOL REORGANIZATION.

1. In determining weighted enrollment under section 257.6, if the board of directors of a school district has approved a contract for sharing pursuant to section 257.11 and the school district has approved an action to bring about a reorganization to take effect on and after July 1, 2002, and on or before July 1, 2006, the reorganized school district shall include, for a period of three years following the effective date of the reorganization, additional pupils added by the application of the supplementary weighting plan, equal to the pupils added by the application of the supplementary weighting plan in the year preceding the reorganization. For the purposes of this paragraph, the weighted enrollment for the period of three years following the effective date of reorganization shall include the supplementary weighting in the base year used for determining the combined district cost for the first year of the reorganization. However, the weighting shall be reduced by the supplementary weighting added for a pupil whose residency is not within the reorganized district.

2. For purposes of this section, a reorganized district is one in which the reorganization was approved in an election pursuant to sections 275.18 and 275.20 and takes effect on or after July 1, 2002, and on or before July 1, 2006. Each district which initiates, by a vote of the board of directors or jointly by the affected boards, action to bring about a reorganization or dissolution to take effect on or after July 1, 2002, and on or before July 1, 2006, shall certify the date and the nature of the action taken to the department of education by January 1 of the year in which the reorganization or dissolution takes effect.

3. Notwithstanding subsection 1, a school district which was participating in a whole grade sharing arrangement during the budget year beginning July 1, 2001, and which received a maximum of two years of supplementary weighting pursuant to section 257.11, subsection 2, paragraph "c", shall include additional pupils added by the application of the supplementary weighting plan, equal to the pupils added by the application of the supplementary weighting plan in the year preceding the reorganization, for a period of four years following the effective date of the reorganization.

4. A school district shall be eligible for a combined maximum total of six years of supplementary weighting under the provisions of this section and section 257.11, subsection 2, paragraph "c".

Sec. 8. Section 257.13, subsections 1 and 2, Code 2001, are amended to read as follows:

1. For the school budget year beginning July 1, ~~2000~~ 2001, and succeeding budget years, if a district's actual enrollment for the budget year, determined under section 257.6, is greater than its budget enrollment for the budget year, the district shall be eligible to receive an on-time funding budget adjustment. The adjustment shall be in an amount equal to ~~fifty-percent-of~~ the difference between the actual enrollment for the budget year and the budget enrollment for the budget year, multiplied by the district cost per pupil.

2. The board of directors of a school district that wishes to receive an on-time funding budget adjustment shall adopt a resolution to receive the adjustment and notify the school budget review committee by November 1, ~~2000~~ annually. The school budget review committee shall establish a modified allowable growth in an amount determined pursuant to subsection 1.

Sec. 9. Section 257.14, subsection 1, Code 2001, is amended to read as follows:

1. For the budget year commencing July 1, ~~2000~~ 2001, if the department of management determines that the regular program district cost of a school district for a budget year is less than the total of the regular program district cost plus any adjustment added under this section for the base year for that school district, the school district shall be eligible to receive a budget adjustment for that district for that budget year up to an amount equal to the difference. The board of directors of a school district that wishes to receive a budget adjustment pursuant to this subsection shall, notwithstanding the public notice and hearing provisions of chapter 24 or any other provision to the contrary, within thirty days following ~~April 6, 2000~~ the effective date of this Act, adopt a resolution to receive the budget adjustment and immediately notify the department of management of the adoption of the resolution and the amount of the budget adjustment to be received.

Sec. 10. Section 257.14, subsection 2, Code 2001, is amended by striking the subsection and inserting in lieu thereof the following:

2. For the budget years commencing July 1, 2002, and July 1, 2003, if the department of management determines that the regular program district cost of a school district for a budget year is less than the total of the regular program district cost plus any adjustment added under this section for the base year for that school district, the school district

shall be eligible to receive a budget adjustment for that district for that budget year up to an amount equal to the difference. The board of directors of a school district that wishes to receive a budget adjustment pursuant to this subsection shall adopt a resolution to receive the budget adjustment and shall, by April 1, annually, notify the department of management of the adoption of the resolution and the amount of the budget adjustment to be received.

Sec. 11. Section 257.14, Code 2001, is amended by adding the following new subsection:

NEW SUBSECTION. 3. For the budget year commencing July 1, 2004, and succeeding budget years, if the department of management determines that the regular program district cost of a school district for a budget year is less than one hundred one percent of the regular program district cost for the base year for that school district, a district shall be eligible for a budget adjustment corresponding to the following schedule:

a. For the budget year commencing July 1, 2004, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or ninety percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2004, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

b. For the budget year commencing July 1, 2005, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or eighty percent of the amount by which the budget guarantee as

calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2005, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

c. For the budget year commencing July 1, 2006, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or seventy percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2006, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

d. For the budget year commencing July 1, 2007, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or sixty percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2007, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

e. For the budget year commencing July 1, 2008, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or fifty

percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2008, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

f. For the budget year commencing July 1, 2009, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or forty percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2009, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

g. For the budget year commencing July 1, 2010, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or thirty percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2010, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

h. For the budget year commencing July 1, 2011, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the

regular program district cost for the base year, or twenty percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2011, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

i. For the budget year commencing July 1, 2012, the greater of the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year, or ten percent of the amount by which the budget guarantee as calculated for the budget year beginning July 1, 2003, exceeds the adjusted guarantee amount. For purposes of this paragraph, the "adjusted guarantee amount" means the amount which would be applicable for the budget year beginning July 1, 2012, if the budget guarantee were determined for that budget year as calculated for the budget year beginning July 1, 2003.

j. For the budget year commencing July 1, 2013, and each budget year thereafter, the difference between the regular program district cost for the budget year and one hundred one percent of the regular program district cost for the base year.

For the purposes of this subsection, a school district shall be eligible to apply the eighty, seventy, sixty, fifty, forty, thirty, twenty, and ten percent provisions in paragraphs "b" through "i", only if the school district received a budget adjustment for the budget year beginning July 1, 2004, based on the ninety percent provision in paragraph "a".

The board of directors of a school district that wishes to receive a budget adjustment pursuant to this subsection shall

adopt a resolution to receive the budget adjustment and shall, by April 1, annually, notify the department of management of the adoption of the resolution and the amount of the budget adjustment to be received.

Sec. 12. *EFFECTIVE DATE.* Sections 4 and 9 of this Act, being deemed of immediate importance, take effect upon enactment.

MARY E. KRAMER
President of the Senate

BRENT SIEGRIST
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 203, Seventy-ninth General Assembly.

MICHAEL E. MARSHALL
Secretary of the Senate

Approved May 9, 2001

THOMAS J. VILSACK
Governor