



# Student-based Funding Definitions, Enrollment, Reporting

## House Bill 293

Tim Hill

Public School Finance



*Supporting Schools and Students to Achieve*

SHERRI YBARRA, ED.S., SUPERINTENDENT OF PUBLIC INSTRUCTION

April, 2019

# HB 293 – Section 1



LEGISLATIVE INTENT. (1) It is the intent of the Legislature that the enrollment counts determined pursuant to Section 33-1027, Idaho Code, as enacted by Section 5 of this act, and the reports made pursuant to Section 33-1028, Idaho Code, as enacted by Section 6 of this act, be used by the Legislature to evaluate and test a new student-based formula for public school funding consistent with the recommendations made in the 2018 final report issued by the Public School Funding Formula Committee.

(2) It is further the intent of the Legislature that the reports submitted by school districts and public charter schools pursuant to Section 33-1028, Idaho Code, be used by the Superintendent of Public Instruction in formulating a budget request pursuant to Section 67-3502, Idaho Code.

# HB 293 – Section 2



That Section 33-1001, Idaho Code, be, and the same is hereby amended to read as follows:

33-1001. DEFINITIONS. ~~The following words and phrases~~ As used in this chapter ~~are defined as follows~~:

# HB 293 – Section 2 (cont.)



## 33-1001. DEFINITIONS.

(3) "At-risk student" means a student in grades 6 through 12 who:

(a) Meets at least three (3) of the following criteria:

(i) Has repeated at least one (1) grade;

(ii) Has absenteeism greater than ten percent (10%) during the preceding semester;

(iii) Has an overall grade point average less than 1.5 on a 4.0 scale prior to enrolling in an alternative secondary program;

(iv) Has failed one (1) or more academic subjects in the past year;

(v) Is below proficient, based on local criteria, standardized tests, or both;

(vi) Is two (2) or more credits per year behind the rate required to graduate or for grade promotion;  
or

(vii) Has attended three (3) or more schools within the previous two (2) years, not including dual enrollment; or

# HB 293 – Section 2 (cont.)



33-1001. DEFINITIONS.

(3) "At-risk student" means a student in grades 6 through 12 who:

(b) Meets any of the following criteria:

(i) Has documented substance abuse or a pattern of substance abuse;

(ii) Is pregnant or a parent;

(iii) Is an emancipated youth or unaccompanied youth;

(iv) Is a previous dropout;

(v) Has a serious personal, emotional, or medical issue or issues;

(vi) Has a court or agency referral; or

(vii) Demonstrates behavior detrimental to the student's academic progress.

# HB 293 – Section 2 (cont.)



33-1001. DEFINITIONS.

(56) "Child with a disability" means a child evaluated as having an intellectual disability, a hearing impairment including deafness, a speech or language impairment, a visual impairment including blindness, an emotional behavioral disorder, an orthopedic impairment, autism, a traumatic brain injury, another health impairment, a specific learning disability, deaf-blindness, or multiple disabilities, and who, by reason thereof, needs special education and related services.

# HB 293 – Section 2 (cont.)



## 33-1001. DEFINITIONS.

(8) "Economically disadvantaged student" means a student who:

(a) Is eligible for a free or reduced-price lunch under the Richard B. Russell national school lunch act, 42 U.S.C. 1751 et seq., excluding students who are only eligible through a school's community eligibility program;

(b) Resides with a family receiving assistance under the program of block grants to states for temporary assistance for needy families (TANF) established under part A of title IV of the social security act, 42 U.S.C. 601 et seq.;

# HB 293 – Section 2 (cont.)



33-1001. DEFINITIONS.

(8) "Economically disadvantaged student" means a student who:

(c) Is eligible to receive medical assistance under the medicaid program under title XIX of the social security act, 42 U.S.C. 1396 et seq.; or

(d) Is considered homeless for purposes of the federal McKinney-Vento homeless assistance act, 42 U.S.C. 11301 et seq.



# HB 293 – Section 2 (cont.)



## 33-1001. DEFINITIONS.

(12) "English language learner" or "ELL" means a student who does not score proficient on the English language development assessment established by rule of the state board of education.

(13) "Gifted and talented" shall have the same meaning as provided in section 33-2001(4), Idaho Code.

# HB 293 – Section 2 (cont.)



33-1001. DEFINITIONS.

(17) "Local salary schedule" means a compensation table adopted by a school district or public charter school, which table is used for determining moneys to be distributed for instructional staff and pupil service staff salaries. Minimum compensation provided under a local salary schedule shall be at least equal to thirty-eight thousand five hundred dollars (\$38,500) or, for staff holding a professional endorsement, forty-two thousand five hundred dollars (\$42,500).

# HB 293 – Section 2 (cont.)



33-1001. DEFINITIONS.

(28) "Special education" means specially designed instruction or speech/language therapy at no cost to the parent to meet the unique needs of a student who is a child with a disability, including instruction in the classroom, the home, hospitals, institutions, and other settings; instruction in physical education; speech therapy and language therapy; transition services; travel training; assistive technology services; and vocational education.

# HB 293 – Section 3



That Section 33-1002C, Idaho Code, be, and the same is hereby amended to read as follows:

33-1002C. SUMMER AND NIGHT SCHOOL PROGRAM SUPPORT UNITS -- ALTERNATIVE SCHOOL -- JUVENILE DETENTION FACILITY. (1) Alternative summer or night school programs of not less than two hundred twenty-five (225) hours of instruction, which shall be included in the educational support units calculated as provided in section 33-1002, Idaho Code, may be established as approved by the state board of education. The average daily attendance divided by forty (40) shall determine the number of allowable support units which shall be included in the alternative school support units calculated for the school district for the succeeding school term.

# HB 293 – Section 3 (cont.)



33-1002C. SUMMER AND NIGHT SCHOOL PROGRAM SUPPORT UNITS -- ALTERNATIVE SCHOOL -- JUVENILE DETENTION FACILITY.

(3) Districts ~~which~~ that educate pupils placed by court order in a juvenile detention facility may establish a summer or night school program ~~which~~ that shall be included in the educational support units calculated as provided in section 33-1002, Idaho Code. The average daily attendance divided by forty (40) shall determine the number of allowable support units ~~which~~ that shall be included in the exceptional education school support units calculated for the school district for the succeeding school term.

# HB 293 – Section 4



SECTION 4. That Chapter 10, Title 33, Idaho Code, be, and the same is hereby amended by the addition thereto of a **NEW SECTION**, to be known and designated as Section 33-1026, Idaho Code, and to read as follows:

33-1026. MANDATORY PUBLIC SCHOOL FUNDING FORMULA REVIEW. The senate and house of representatives education committees shall conduct a comprehensive review of the public school funding formula at least once every five (5) years, with the first such review to occur by July 1, 2024.

# HB 293 – Section 5



SECTION 5. That Chapter 10, Title 33, Idaho Code, be, and the same is hereby amended by the addition thereto of a **NEW SECTION**, to be known and designated as Section 33-1027, Idaho Code, and to read as follows:

33-1027. STUDENT ENROLLMENT COUNTS AND RULEMAKING. The state board of education shall promulgate rules that set forth the procedures for determining student enrollment counts by school, school district, and statewide, and the process for reporting such counts. Such rules shall be consistent with the following:

- (1) Full-time enrollment (FTE) shall be based on enrollment in any school district or public charter school;
- (2) A student shall not exceed a total of one (1.0) unweighted FTE in a single school year, except as provided in subsection (4) of this section;
- (3) A kindergarten student shall not exceed a total of one-half (0.5) unweighted enrollment in a single school year;

# HB 293 – Section 5 (cont.)



- (4) A student attending a summer school or night school program shall not exceed a total of one-fourth (0.25) unweighted enrollment. Such student may be counted pursuant to both this subsection and subsection (2) of this section;
- (5) A fractional enrollment count schedule shall be specified for any student enrolled less than one (1.0) FTE in a given school district or public charter school;
- (6) FTE is based on the courses a student is enrolled in at the time of the official count, as specified in board rule, except that a student may be counted as enrolled if the term for which such student is enrolled begins after the time of the official count;
- (7) Each school district or public charter school shall conduct an official count of enrolled students in the district or school on the first day of October, the first day of December, the first day of February, and the first day of April, or the previous school day if those dates do not fall on a school day; and
- (8) A school district or public charter school may not count as enrolled any student who has unexcused absences totaling eleven (11) or more consecutive school days immediately prior to and including the official count date.



# HB 293 – Section 6



SECTION 6. That Chapter 10, Title 33, Idaho Code, be, and the same is hereby amended by the addition thereto of a **NEW SECTION**, to be known and designated as Section 33-1028, Idaho Code, and to read as follows:

33-1028. REPORTS TO STATE BOARD -- REPORT TO LEGISLATURE. (1) By December 15 each year, each school district and public charter school shall report to the state board of education or to the board's designee the following information:

- (a) Total student enrollment as of October 1 and December 1 in the year the report is made, or the previous school day if those dates do not fall on a school day;
- (b) The number of at-risk students in the school district or at the public charter school as of October 1 and December 1 in the year the report is made, or the previous school day if those dates do not fall on a school day, and the number of at-risk students:
  - (i) By grade; and
  - (ii) Enrolled in an alternative school;

# HB 293 – Section 6 (cont.)



- (c) The number of economically disadvantaged students in the school district or at the public charter school as of October 1 and December 1 in the year the report is made, or the previous school day if those dates do not fall on a school day, and the number of students who qualify as economically disadvantaged by grade;
- (d) The number of English language learners in the school district or at the public charter school as of October 1 and December 1 in the year the report is made, or the previous school day if those dates do not fall on a school day, and the number of English language learners per grade;
- (e) The number of gifted and talented students in the school district or at the public charter school as of October 1 and December 1 in the year the report is made, or the previous school day if those dates do not fall on a school day, and the number of gifted and talented students per grade; and
- (f) The local salary schedule for the school district or public charter school in effect for the school year prior to the year the report is made.

# HB 293 – Section 6 (cont.)



(2) Beginning in 2020, a school district or public charter school shall include, in the report made pursuant to subsection (1) of this section, the following information for the fiscal year prior to the fiscal year in which the report is made:

(a) The amounts received by the school district or public charter school for each statutory program line item distribution, other program line item distribution, and discretionary funds distribution specified in the state appropriation for public school support; and

(b) The actual expenditures by the school district or public charter school for each such line item distribution and discretionary funds distribution, unless information on the actual expenditures by district or school for a distribution is submitted to the state pursuant to another law or rule.

# HB 293 – Section 6 (cont.)



(3) By January 15 each year, the state board of education shall report to the senate and house of representatives education committees and the joint finance-appropriations committee on the information received pursuant to subsection (1) of this section. The state board's report shall include such information for each individual school district and public charter school and shall also summarize the information in aggregate statewide. The state board's report shall further include allocations made for each cell of the career ladder pursuant to section 33-1004B, Idaho Code.

# HB 293 – Sections 8 and 9



SECTION 8. The provisions of Section 6 of this act shall be null, void, and of no force and effect on and after July 1, 2022.

SECTION 9. An emergency existing therefor, which emergency is hereby declared to exist, Section 5 of this act shall be in full force and effect on and after passage and approval.

# Public School Finance - Staff



## Contacts:

- Tim Hill, Assoc. Deputy Super. (208) 332-6840 [TDHill@sde.idaho.gov](mailto:TDHill@sde.idaho.gov)
- Julie Oberle (IFARMS, Other) (208) 332-6840 [JAOberle@sde.idaho.gov](mailto:JAOberle@sde.idaho.gov)
- Brandon Phillips (Staffing) (208) 332-6875 [BCPhillips@sde.idaho.gov](mailto:BCPhillips@sde.idaho.gov)
- Pam Brewer (Attendance) (208) 332-6983 [PBrewer@sde.idaho.gov](mailto:PBrewer@sde.idaho.gov)
- Carol Piranfar (Budgets) (208) 332-6844 [CLPiranfar@sde.idaho.gov](mailto:CLPiranfar@sde.idaho.gov)
- Diane Winn (208) 332-6845 [DWinn@sde.idaho.gov](mailto:DWinn@sde.idaho.gov)
- Mandy Fulbright (208) 332-6841 [MFulbright@sde.Idaho.gov](mailto:MFulbright@sde.Idaho.gov)
  
- FAX (208) 334-2228

## Web Site:

- Public School Finance: <http://www.sde.idaho.gov/finance/>
- Idaho State Department of Education: [www.sde.idaho.gov/](http://www.sde.idaho.gov/)

# Questions



**Tim Hill | Public School Finance**  
Idaho State Department of Education  
650 W State Street, Boise, ID 83702  
208 332 6800  
[TDHill@sde.idaho.gov](mailto:TDHill@sde.idaho.gov)  
[www.sde.idaho.gov](http://www.sde.idaho.gov)



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