

OFFICIAL MINUTES
MEETING OF THE STATE BOARD OF EDUCATION
BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO
TRUSTEES OF IDAHO STATE UNIVERSITY
TRUSTEES OF LEWIS-CLARK STATE COLLEGE
TRUSTEES OF BOISE STATE UNIVERSITY
STATE BOARD FOR PROFESSIONAL TECHNICAL EDUCATION
TRUSTEES FOR THE IDAHO SCHOOL FOR THE DEAF AND THE BLIND

January 24-25, 2000
Boise State University
Boise, Idaho

Call To Order

The meeting notice was posted and distributed in compliance with Idaho Open Meeting Law requirements. With a quorum present, the meeting was lawfully convened at 1:00 p.m., on January 24, 2000, with Mr. Harold W. Davis, President of the State Board of Education and Board of Regents of the University of Idaho, presiding.

Members Present

Harold W. Davis, President
Tom Boyd, Secretary
Curtis H. Eaton
James C. Hammond
Severina Haws
Marilyn Howard, State Superintendent of Public Instruction
Karen A. McGee

Members Absent

Tom Dillon

All exhibits, appendices and items referenced in these minutes are on file as permanent exhibits with the Office of the State Board of Education.

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Compensated days for members of the State Board of Education/Board of Regents of the University of Idaho for the months of January and February, 2000.

<u>Thomas Dillon</u>	<u>Days</u>	<u>Curtis H. Eaton</u>	<u>Days</u>
No hours reported		01/05	1.0
<u>Severina Haws</u>	<u>Days</u>	<u>Tom Boyd</u>	<u>Days</u>
01/23,24,25	2.5	01/05,23,24,25,26,27	5.5
02/02	.5		
<u>Harold W. Davis</u>	<u>Days</u>	<u>Karen McGee</u>	<u>Days</u>
01/21	1.0	01/05,23,24,25,26,30	5.5
		02/01,02,10,14	4.0
<u>James Hammond</u>	<u>Days</u>		
01/23,24,25	3.0		
02/02,10,14	2.5		

Non-compensated days for members of the State Board of Education/Board of Regents of the University of Idaho for the months of January and February, 2000.

<u>Curtis H. Eaton</u>	<u>Days</u>	<u>Marilyn Howard</u>	<u>Days</u>
01/23,24,25,31	4.0	01,23,24,25	2.5
02/17	1.0	02/10,14	1.0
<u>Harold W. Davis</u>	<u>Days</u>		
01/23,24,25,30,31	4.5		
02/02	1.0		

Among the persons meeting with the State Board of Education/Board of Regents of the University of Idaho were:

Office of the State Board of Education

Gregory G. Fitch, Executive Director
Robin A. Dodson, Chief Academic Officer
Kevin Satterlee, Chief Legal Officer
Keith Hasselquist, Chief Fiscal Officer
Mike Killworth, Policy and Planning Officer
Laurie Boston, Public Information Officer
Nancy Szofran, Learning Technology Officer

State Department of Education

Robert West, Chief Deputy Superintendent
Don Robertson, Chief Legal Officer
Allison Westfall, Public Information Officer

Idaho Public Television

Peter Morrill, General Manager

Idaho School for the Deaf and the Blind

Ron Darcy, Superintendent

Division of Professional-Technical Education

Mike Rush, Administrator
Kirk Dennis, Chief Fiscal Officer

Idaho Division of Vocational Rehabilitation

Floyd Young, Administrator
Richard Sloneker, Chief Fiscal Officer

Boise State University

Charles Ruch, President
Daryl Jones, Provost
Harry Neel, Financial Vice President & Bursar
Brent Winiger, Budget Officer

Eastern Idaho Technical College

Miles LaRowe, President
Luke Robbins, Dean of Instruction
Robert Smart, Finance Officer

Idaho State University

Richard L. Bowen, President
Jonathan Lawson, Academic Vice President
Ken Prolo, Interim Financial Vice President

Lewis-Clark State College

James W. Hottois, President
Rita Rice Morris, Provost/Vice President for Academic Affairs
Dean A. Froehlich, Financial Vice President

University of Idaho

Robert A. Hoover, President
Brian L. Pitcher, Provost, Academic Affairs
Jerry Wallace, Financial Vice President

College of Southern Idaho

Gerald Meyerhoeffer, President,
Gerald Beck, Vice President of Instruction
J. Mike Mason, Dean of Finance

North Idaho College

Michael Burke, President
Jerry Gee, Dean of Instruction
Rolly Jurgens, Dean of Administration

Idaho State Historical Society

Steve Guerber

Others

Senator Robert Lee
Rep Randy Hansen
Senator Hal Bunderson
Senator Gary Schroeder
Senator Darrel Deide
Senator John Andreason
Senator Grant Ingram
Tom Morley
Rod McKnight
Tim Hill
Carolyn Mauer

BOARDWORK

1. Oath of Office

Mr. Davis administered the Oath of Office to Ms. Severina Sam Haws, who was appointed to the State Board of Education for the term of January 3, 2000 through March 1, 2002

Mr. Davis welcomed Mr. Roderic W. Lewis to the meeting. Mr. Lewis will become a Board member on March 1, 2000.

2. Agenda Approval

It was moved, seconded and carried (7-0) to approve the agenda for the January 24-25, 2000 meeting with the following changes: (Motion #1)

- 1) Academic Affairs/Program Committee will report at 3:00
- 2) Finance Committee will report at 5:15

3. Minutes Approval

It was moved by Mr. Hammond, seconded by Ms. Haws and carried (7-0) to approve the minutes of the October and November, 1999 meetings. (Motion #2)

4. Rolling Calendar

It was moved by Mr. Hammond, seconded by Ms. McGee and carried (7-0) to approve the dates corresponding to the JFAC presentations as the dates and Boise State University as the location of the January, 2001 regularly scheduled Board meeting. (Motion #3)

5. Election of Interim Officers

It was moved by Mr. Eaton , seconded by Mr. Hammond and carried (7-0) to elect Mr. Tom Boyd to serve as Interim Vice President of the State Board of Education, from January 24, 2000 through April 20, 2000. (Motion #4)

It was moved by Mr. Hammond, seconded by Ms. McGee and carried (7-0) to elect Mr. Curtis Eaton to serve as Interim Secretary of the State Board of Education, from January 24, 2000 through April 20, 2000. (Motion #5)

Boardwork materials on file as Exhibit #1 with the Office of the State Board of Education.

PERSONNEL/STUDENT AFFAIRS COMMITTEE

1. Minutes of the November, 1999 Meeting

The minutes were approved in committee.

2. Routine Institution/Agency Agenda Items

It was moved by Mr. Boyd and carried (7-0) to approve the Personnel/Student Affairs Routine agenda items for the State Division of Professional-Technical Education, Idaho Educational Public Broadcasting System, the Idaho School for the Deaf and the Blind, the Idaho Division of Vocational Rehabilitation, Boise State University, Idaho State University, Lewis-Clark State College and the University of Idaho. (Motion #32)

3. Non-Routine Institution/Agency Agenda Items

It was moved by Mr. Boyd and carried (7-0) to approve the Personnel/Student Affairs Non-routine agenda items for Boise State University, Lewis-Clark State College and the University of Idaho, except as listed below. (Motion #33)

University of Idaho: Item 2.8 Athletics - Thomas L. Cable, Head Football Coach

The motion gave approval to hire Mr. Cable as a non-contract, exempt employee. When the multi-year contract is negotiated, it will be submitted to the Board.

It was moved by Mr. Boyd and carried (7-0) to approve the appointment of Mr. Thomas L. Cable as Head Football Coach at the University of Idaho, contingent upon Board approval of the final contact. (Motion #34)

Mr. Eaton asked Mr. Satterlee (with the presidents approval) to look into increasing the amount of liquidated damages in athletic contracts. Mr. Satterlee said he would discuss it with the university counsels. He noted that they are in the process of preparing a standard format, multi-year athletic contract which should be completed in time for the March Board meeting.

4. Committee Forum

Nothing brought forth.

Personnel/Student Affairs Committee agenda on file as Exhibit #8 with the Office of the State Board of Education.

ACADEMIC AFFAIRS/PROGRAM COMMITTEE

1. Minutes of the November, 1999 Meeting

Approved in committee.

2. CAAP Minutes

The September 15 and November 9 minutes were approved in committee.

3. HERC Minutes

The October 5 minutes were approved in committee.

4. HERC Budget Allocation

The FY99 HERC budget has a balance of \$85,600. In January HERC voted to recommended the funds be used for the following:

\$80,000	One-time increase in Infrastructure Funding
\$ 5,600	Administrative expenses to help support the Governor s Science and Technology Advisor and Advisory Council

It was moved by Dr. Howard and carried (6-0) to approve the HERC budget allocations as outlined in Item 4. (Motion #6)

5. Appointments/Reappointment

a. HERC Membership

Appointment of John Huffman for a one year term beginning January 2000 through January 2001.

Reappointment of General Darrel Manning and Dr. Ron Bitner, for three-year terms, beginning January 2000 through January 2003.

It was moved by Dr. Howard and carried (6-0) to approve the reappointment and appointment of HERC members as outlined in Item 5.a.

b. EPSCoR Membership

Kenneth M. Hollenbaugh, Edwin W. House, Doyle Jacklin, Jim D. Kempton, Debonny L. Shoaf and Jean ne M. Shreeve, for terms to run November, 1999 through November 2002.

It was moved by Dr. Howard and carried (6-0) to approve the reappointments to the Statewide EPSCoR Committee as outlined. (Motion #8)

6. Final Reading: Admission Standards Policy Change

First Reading: November, 1999

GOVERNING POLICIES AND PROCEDURES

SECTION: III POSTSECONDARY AFFAIRS

SUBSECTION: Q Admission Standards

It was moved by Dr. Howard and carried (6-0) to approve for Final Reading the revision to the Board s Admission Standards Policy as outlined in Item 6. (Motion #9)

7. New Programs: Boise State University

a. Full Proposal, Master of Science in Engineering

Boise State University proposed the establishment of a new on-campus MS Engineering degree program with four majors: Civil Engineering, Computer Engineering, Electrical Engineering and Mechanical Engineering.

The SBOE s Statewide Engineering Education Advisory Council and the Council on Academic Affairs and programs have reviewed the proposal. The reviews focused on Board guidelines for quality, duplication, centrality, demand and resources. Both Councils recommended to the AA/PC and the full Board that the new degree be approved.

Implementation is proposed for Fall 2000. Initial student enrollments are estimated to be 50 in 2001 and 130 by 2003. Projected revenues for the program are expected to be \$198,000 in FY01, \$196,400 in FY02 and \$196,800 in FY03. All sources of funds will be from reallocation.

Dr. Jones said the proposal reflects the cooperative efforts of the institutions to compliment the range of opportunities available in engineering. One of the distinctive features of the program is that it will allow students to use courses taken at any institution and apply them towards completion of degree requirements.

Dr. Jonathan Lawson said ISU supports the BSU proposal as it strengthens engineering education in Idaho and they are looking forward to more opportunities for collaboration.

Dr. Brian Pitcher said the UI feels this agreement is a significant point in a long-term planning process including the development of graduate programs at Boise State University

Mr. Davis said he could remember when a bachelor s degree in engineering was recommended for Boise State University which did not have the support of the other institutions. He felt that the bringing forth of today s request for an MS from all three institutions is good for the state of Idaho.

It was moved by Dr. Howard and carried (6-0) to approve the new Master of Science in Engineering at Boise State University. (Motion #10)

b. NOI: B.A. and Minor in History of Art and Visual Culture

CAAP reviewed the request and recommended approval of the notice of intent without the development of a full proposal.

Dr. Jones said the courses are currently being offered in other areas so this is a cost effective way to provide a degree and minor opportunity for students. The faculty senate has not had the opportunity to vote on the final review of the program. He anticipated they would do the review in the near future.

It was moved by Dr. Howard and carried (6-0) to approve the request to offer a B. A. and Minor in History of Art and Visual Culture at Boise State University contingent upon faculty senate approval. (Motion #11)

8. Naming of Administrative Unit

Idaho State University requested approval to name the College of Health Professions at Idaho State University the Kasiska College of Health Professions in honor of the Kasiska Family Foundation, which has pledged \$7.8M over the next 10 years in support of the college. Additionally, the Foundation trust has already donated in excess of \$8M to ISU and the College, primarily in student scholarships.

It was moved by Dr. Howard and carried (6-0) to approve the request from Idaho State University to name the College of Health Professions the Kasiska College of Health Professions. (Motion #12)

9. Idaho Technology Incentive Grant Program

The program was created in 1997 but has fallen short of producing the results anticipated by the Board. The Board staff will be working with the presidents to develop a program that will meet the Board's expectations for innovation and tie in with the Idaho Virtual University concept. A proposal will be forwarded to the Board in March.

Ms. Nancy Szofran said some of the projects that were funded in past were not necessarily aligned with the Board's strategic plan, some projects were not sustainable, some were not developmental in nature, and the external reviewers had little or no appreciation of Idaho. She said they are now looking for a balance between the needs and concerns on the campuses versus the Board's desire to move ahead with truly innovative projects.

10. Idaho Virtual University Consortium

Ms. Szofran said the Board in October, 1999 had asked her to consider various options for the Consortium including delivery methods and costs. In November, 1999 the Presidents Council agreed to hire Northern Lights, Inc. (consultants) who have experience in higher education and the impact of technology on learning.

Ms. Kaye Gapen, a consultant with Northern Lights, Inc. presented a draft report to the Presidents Council on January 4. Phase one of the report summarized the current status of distance education and recommended the next steps. Phase two includes completing course compilations, defining the consortium, design of the initial consortium web site and cost modeling approaches. Phase two will be completed by April, 2000. A copy of the full report will be sent to Board members.

A copy of the consultant's report is on file as Exhibit #3.

11. Program Review

a. Update and Next Step

The Presidents Council and the Council in Academic Affairs and Program Committee were charged by the SBOE to review postsecondary professional programs in the areas of engineering and related technology, teacher education, legal education and the health professions.

The first phase of the program review was to inventory current program offerings to determine what is being offered, in what locations and the number of students enrolled. This phase is nearing completion.

The second phase of the review is to determine workforce projections and trends. It is anticipated the workforce projections and trend data will be reported in the next several months. With SBOE direction, the data will assist the institutions in reviewing their programs to ensure that they are meeting projected workforce needs.

b. Update on Legal Education

Dr. Brian Pitcher reviewed the findings of Idaho's Blue Ribbon Panel for statewide legal education. The charge to the panel was:

1. Review the alignment of statewide education resources.
2. Make recommendations on strategies to strengthen the quality and competitiveness of legal education and continuing education.
3. Assess the resources needed to consider long-term strategies.

Dr. Pitcher said the Panel received background material on demographics, economics and information on the Idaho law profession. The Panel also solicited information, did research and spent four days in Idaho (Pocatello, Boise, Lewiston, Moscow and Coeur d Alene) visiting with state bar members, community leaders, faculty, students and administrators. The Panel then spent two months completing their research and preparing the report.

Dr. Pitcher highlighted some of the features of the report:

1. Historical review of legal education, trends and future challenges.
2. A description of some of the unique characteristics and dilemmas which legal education faces in Idaho relative to our size, distribution of population and the business environment.
3. A set of proposals and descriptions of the advantages, disadvantages and implications of the three options:
 - 1) an enriched, stronger residential program based in Moscow,
 - 2) relocation of the law school to the Treasure Valley, and
 - 3) a unique Idaho solution, i.e. a combination of the strengths of a residential and urban model, including broadening the delivery of graduate-based programs in Boise and other population centers; and a unique option for a one-semester program in Boise growing into a full third-year Boise program for more intensive clinical opportunities. The Panel felt option #3 is the option that would best fit the legal education needs in Idaho.

Dr. Pitcher said he, the President and the Dean have met with the law faculty. The faculty endorsed the need to look carefully at these and other options, recognizing there is a need for broadening services and made the proposal for the President to establish an implementation committee to consider and analyze the report's recommendations and prepare an action plan.

The implementation committee will be composed of faculty and representatives of external constituencies. It is anticipated the action plan will be written and presented to the President and provosts by June, 2000.

Mr. Davis asked Dr. Ruch for a status report on the other review areas, i.e. medical, technology and teacher education. Dr. Dodson said they are conducting an inventory of current offerings in those areas and that process has taken longer than anticipated. A time frame for the reports should be ready by March.

A copy of the Panel s report is on file as Exhibit #4

Academic Affairs/Program Affairs Committee agenda on file as Exhibit #s 2, 3 & 4 with the Office of the State Board of Education.

FINANCE COMMITTEE

1. Minutes of the November, 1999 Meeting

Approved in committee.

2. Routine Institution/Agency Agenda Items

It was moved by Mr. Eaton and carried (7-0) to approve the Finance Committee Routine agenda items for Boise State University, Idaho State University, Lewis-Clark State College, the University of Idaho, the Idaho School for the Deaf and the Blind and the Division of Professional-Technical Education. (Motion #24)

3. Non-Routine Institution/Agency Agenda Items

Boise State University

- 3.1 -- Item 4.10.1 - Project Access Funding

Discussion of Project Access and BSU s relationship with PeopleSoft was withdrawn until such time as a full discussion of all related issues can be scheduled.

University of Idaho

- 3.2 Item 5.8.1 - Naming of Spaces in Engineering Buildings

Mr. Eaton said the Board counsel is currently writing a policy to cover these types of naming opportunities. This request is in keeping with what is anticipated to be in the policy.

It was moved by Mr. Eaton and carried (7-0) to approve the request from the University of Idaho to name various rooms and spaces in the Engineering and Physics Building, Gauss Engineering Laboratory, Johnson Engineering Laboratory, Janssen Engineering Building and Buchanan Engineering Laboratory in recognition of gifts and other support. (Motion #25)

- 3.3 - Item 5.9.1 - Land Gift from Jacklin Land Company

It was moved by Mr. Eaton and carried (7-0) to approve the request from the University of Idaho to accept a gift of approximately 4.74 acres of land in the Riverbend Commerce Park from the University of Idaho Foundation, Inc. to the University. (Motion #26)

Idaho Division of Vocational Rehabilitation

3.4 Acquisition of new Administrative Systems

The IDVR needs to replace its current caseload management system which is 15 years old. The Division adhered to the rules and regulations of the Division of Purchasing in awarding the contract to Alliance Enterprises, Inc. of Oregon.

The contract will be for \$666,000 and will conclude in approximately 16 months. Funding will come from Social Security reimbursements, budgeted amounts and some support funds; and it will be spread over three fiscal years.

Mr. Eaton said Mr. Pat Young had assured the committee that this program is running in other states and the \$666,000 is a firm number which will not be exceeded.

It was moved by Mr. Eaton and carried (7-0) to approve the request by the Idaho Division of Vocational Rehabilitation to purchase a new administrative system in the amount of \$666,000. (Motion #27)

3.5 Approval of Leases for Office Space

It was moved by Mr. Eaton and carried (7-0) to approve all leased office space for the Division of Vocational Rehabilitation. (Motion #28)

4. Final Reading: Intercollegiate Athletics

GOVERNING POLICIES AND PROCEDURES

SECTION: III POSTSECONDARY AFFAIRS

SUBSECTION: T Intercollegiate Athletics

The proposed changes will allow athletic budgets to grow at the same rate as the institutions general education budgets. Any growth beyond that rate of growth must be funded from program revenue, with the exception of funding gender equity issues.

It was moved by Mr. Hammond and carried (7-0) to approve for Final Reading the policy changes as amended to Section III.T. Intercollegiate Athletics as detailed in Item #4.1 (Motion #29).

5. Final Reading: Fee Waivers

GOVERNING POLICIES AND PROCEDURES

SECTION: V FINANCIAL AFFAIRS

SUBSECTION: U Fee Waivers

It was moved by Mr. Hammond and carried (7-0) to approve for Final Reading a change in policy increasing the number of nonresident tuition waivers as detailed in Item #5.1. (Motion #30)

Mr. Eaton asked if Motion #30 included the addendum or was just relevant to the policy. Mr. Hammond replied that it related to the policy only. The institutions will come back with changes to the programs.

6. Review of Optional Retirement Plan

It was moved by Mr. Hammond and carried (7-0) to approve the draft version of the updated Idaho State Board of Education Optional Retirement Plan Document and to authorize the Board's Chief Legal Officer to approve minor changes to the Draft Plan Document to ensure compliance with IRS rules and state law before submission to the IRS. (Motion #31)

Finance Committee agenda on file as Exhibit #7 with the Office of the State Board of Education.

LEGISLATIVE AFFAIRS COMMITTEE

1. Minutes of the October 19, 1999 Meeting

The minutes were approved in committee.

2. Legislative Proposals on Scholarships

Senator Robert Lee said he has been working to develop a scholarship program similar to the Georgia Hope Scholarship (GHS) which was developed in 1992 with funding from the state lottery. The scholarship provides four years of full tuition plus books and fees for any student with a 3.0 or higher grade point average (gpa). He felt that while Idaho could not provide full scholarships, there should be some type of a program. Last year he proposed a two-year program for students achieving a 3.0 gpa with a maximum a \$1,000 per year for an estimated 5,000 qualifying students to attend either private or public institutions. The legislation was not passed because there was no funds available. He said other provisions are being discussed such as lowering the gpa, requiring matching funds by the institutions, allowing homeschooled students to participate, etc. The funding strategy is to get the program on the books and then begin looking for funding sources.

Senator Lee said one proposal would lower the gpa to 2.0, but he would probably compromise at 2.75. He felt the state should set a standard of excellence and said he would appreciate Board input on that issue. Mr. Boyd asked the institutions for input. Dr. Hoover felt it might be helpful to know what the gpa is in high school before a specific gpa is established. Mr. Killworth said he has looking into the gpa of high school graduates and found it to be 3.0.

Mr. Eaton felt the purpose or intent of the program should determine the minimum gpa, i.e. if the purpose is to encourage people to perform well in high school, that would argue for a higher number; however, if the purpose is to try to mitigate some of the fees and expenses that students are now incurring, then maybe that ought to be addressed headon instead of the form of a scholarship program. He felt it might be worthwhile to distinguish between the two purposes and look for a way to mitigate the increasing costs being borne by students as opposed to treating it as a scholarship issue. Senator Lee said he agreed that they are two separate issues and sometimes they get confused. He said their purpose was to give students incentive, with a byproduct being the assistance with expenses.

Dr. Howard asked if the institutions had been included in discussion regarding the proposal that they match funds. Senator Lee said it is a recent proposal, but there has been some discussion. The thought now is that the State Board of Education would determine the amount and number of awards each year, and that students would apply directly to the institutions.

Ms. McGee said she would like to have feedback from the institutions on what they feel the grade point should be. Senator Lee said he has discussed it with the presidents and they feel comfortable with the 3.0 limit. He said they have also discussed putting in a provision for late bloomers where if a student can achieve the gpa the first semester in a higher education program, then they can qualify for the scholarship for future semesters.

It was moved by Mr. Boyd and carried (7-0) to endorse with comment a legislative proposal that serves to create scholarship opportunities, provides an incentive for achievement in high school and encourages attendance at Idaho s public, postsecondary institutions. (Motion #13)

Mr. Boyd said the phrase with comment in Motion #13 is that if the bill comes forth as explained, the Board supports it.

3. Legislative Proposal - Interim Committee on Teacher & Administrator Contract Law

Senator Darrel Deide said the proposed legislation would give administrators a better tool to manage personnel and to assemble a quality teaching staff. It will also give additional responsibility to local districts to provide support programs for beginning and inexperienced teachers. He said there is some concern about the \$2M appropriation level as well as concerns about the State Department of Education writing guidelines and providing the monitoring support, but he felt the SDOE has that regulatory responsibility.

Senator Deide said there is an appropriation of \$375,000 for mentoring, which the proposed legislation will increase to \$2M to be used for such things as peer assistance, mentoring and staff development.

Mr. Davis asked Dr. Howard for her views of the legislation. Dr. Howard said she has talked to districts and there is concern that the money will be allocated with strings which would lessen the flexibility of the districts. She did not think the districts objected to implementing the provisions, but would like the money to come to them in a way that allows for flexibility. She said there were also concerns about how much oversight would need to be provided by the Department of Education. She said she had concerns about the Department overriding local boards plans.

Mr. Hammond asked for clarification on the uses of the funding. Senator Deide said the purpose was to provide \$2M which would be distributed much the same way that mentoring money is currently being distributed, i.e. the money is to be used by school districts to support their first-year teachers.

Mr. Eaton recalled there were studies of the mentoring program which indicated the superintendents and peer mentors liked the program, but those receiving the mentoring were not

so positive about it. He thought it showed a disconnect between those offering the support and those receiving it, and it would be worthwhile to look back through that material to determine what the disconnect was between the groups. He also suggested that those involved in current mentoring programs would be contacted and asked how they would improve the program.

Dr. Howard was in favor of having districts determine their own costs and how they would manage them. But there are concerns among education groups with limiting the funds to a specific role as that would create cumulative cost effects to the districts.

It was moved by Mr. Boyd to endorse with comment the concept presented in the legislative proposal in Item 6.3A related to Teacher/Administrator Contracts.

A Roll Call vote was taken: (Motion #17)

AYES: Ms. McGee, Mr. Boyd, Dr. Howard, Ms. Haws
NAYS: Mr. Hammond, Mr. Eaton, Mr. Davis
ABSTAIN: None
ABSENT: Dr. Dillon

The motion carried (4-3).

Mr. Eaton said he did not vote in favor of the motion because he was not prepared to adopt the comments. Mr. Hammond and Mr. Davis concurred.

4. Legislative Proposal - Weapons on School Grounds

Representative Randy Hansen reviewed a bill which will be introduced this session to address weapons on school grounds.

Mr. Lewis asked if the statute addressed a weapon or firearm being used or possessed on a school bus. Rep. Hansen said the bill includes any school provided transportation. Mr. Lewis asked if there were a way to clarify the phrase or while riding school provided transportation as he did not feel the intent of the language was clear. Rep. Hansen said he would take the recommendation to the Attorney General's office to see if better language could be developed.

Mr. Lewis felt there were issues with respect to the language, i.e. referencing school provided transportation and school sponsored activities, programs or events, and suggested some thought be given to what those items mean as they could create interpretation problems.

Mr. Lewis also asked if the provision employees have the right to search applied to all employees or if there would be a process or procedure by which only certain employees with have the right to conduct the search.

Mr. Eaton asked for clarification of the relationship of the state statute to federal statute, and if there was a possibility of being prosecuted by both the state and federal governments. Rep. Hansen said he did not believe that would happen as that was addressed when the process was begun. He said he has been advised by prosecuting attorneys that they just don't prosecute under the federal statute, so a state statute is necessary.

Mr. Hammond asked what precipitated the writing of the proposed legislation. Rep. Hansen said there have been several incidents where adults brought weapons onto school grounds, but the police could not question them. The legislation is intended to bring adults under the same laws as students.

It was moved by Mr. Boyd, seconded by Ms. McGee and carried (7-0) to endorse with comment the draft legislation in Item 6.4A related to weapons on school grounds. (Motion #14)

5. Legislative Proposal - Construction/Renovation of State Facilities

Senator Hal Bunderson and Representative Randy Hansen reviewed proposed legislation that builds on 67-5708A to reform management and cost-control measures over state building facilities. He said the institutions of higher learning would be exempt from the provisions of RS 09741 because they have their own provisions. Mr. Satterlee said the state institutions of higher education have independent authority over the disposal of their own land, outside of the Land Board process and outside of the process being proposed, and he is working with Senator Bunderson to make sure the exemption remains.

Senator Bunderson said the proposal is being written so the colleges and universities are included in the state property inventory. He said the ability of higher education now to use bonding through the Building Authority for its facilities it does not exempt higher education from those provisions. They will go through the same process, the institutions would make their case through the legislature, a concurrent resolution or to the Board of Examiners, etc. as any other agency would do.

Mr. Davis asked if the presidents had reviewed the proposals for impact on their institutions. Senator Bunderson said they have not seen the documents; however, they have seen the five pieces of legislation from which the documents were taken and approved them.

Dr. Howard said she wanted to review the proposal for impact on Land Board issues; therefore, she would abstain from voting.

It was moved by Mr. Boyd and carried (6-0; Dr. Howard abstained) that the State Board approve RS 09737, RS 09738, RS 09739, RS 09740, RS 09741, RS 09742 and RS 09743. (Motion #15)

IHFA Authority to Issue Bonds

Concern was raised during the LAC meeting over the Idaho Housing and Finance Association's (IHFA) reluctance to issue privately funded bonds to build facilities for state universities and colleges. Although the existing definition of nonprofit facilities in the IHFA statute could accommodate the state and university facilities, the IHFA would like to see a concurrent resolution that clarifies the legislature's intent. The IHFA worked with Board staff to draft the language to appear in the anticipated concurrent resolution and agrees it will clear up any concerns over the interpretation of the current law. Senator Bunderson has indicated a willingness to carry the legislation.

It was moved by Mr. Boyd, seconded by Ms. McGee and carried (6-0 - Mr. Eaton abstained) to endorse the enclosed language for inclusion in a concurrent resolution to clarify the Idaho Housing Finance Association's authority to issue bonds for college and university facilities. (Motion #23)

6. Interim Committee on PERSI

a. Committee Recommendations

Senator Hal Bunderson felt the Board could, without controversy, endorse the gain sharing concept and that the plan be fully funded with a reasonable reserve.

It was moved by Mr. Hammond, seconded by Mr. Eaton and carried (7-0) to support the committee recommendation to fully fund the PERSI system with a reasonable reserve and that we also support their effort to provide gain sharing for those profits of the system beyond what is needed to fully fund and provide reasonable reserves. (Motion #16)

Dr. Fitch said Senator Andreason and the Permanent Committee had unamioualy endorsed increasing the multiplier. And, that although the Board s not considering it did not reflect a negative consideration, by omission it could be misinterpreted and that needed to be clarified as there is conflict on the issue between the Permanent Committee and the Interim Committee.

Mr. Davis asked Board members if they wanted to re-open the discussion or leave it alone. There was consensus that it be left alone. Mr. Davis said that by leaving it alone, it shouldn t be interpreted that the Board is siding one way or another.

b. PERSI/ORP

The LAC directed staff to explore the option of alleviating or reducing the institutional payment to PERSI based on employees that do not participate. The payment stems from a

statutory requirement under the Optional Retirement Program (ORP) that employers of participants must pay PERSI 3.03 percent of the salary as a PERSI unfunded liability. PERSI no longer has an unfunded liability and the institutions would like to see that payment eliminated.

The institutions requested authority to move forward and support legislation that would amend *Idaho Code* 33-107A and 33-107B to give PERSI regulatory authority to charge up to 3.03 percent for the unfunded liability. This would give the institutions the ability to negotiate with PERSI for a reduction in the current rate.

It was moved by Mr. Boyd, seconded by Ms. Haws and carried (7-0) to endorse exploring options for alleviating or reducing the institutional payment to PERSI based on employees that do not participate. (Motion #22)

7. Possible Legislative Proposals - Character Education

Not addressed.

8. Possible Legislative Proposals - Community College Funding

It was moved by Mr. Eaton, seconded and carried (6-0) to support legislative initiatives to look for alternative funding for the two community colleges. (Motion #43)

9. Legislative Proposal - Separate Schools

Not addressed.

10. Governor s Initiatives

Dr. Tom Morley addressed the Board on the following initiatives:

- 1) Public school options - the Governor s initiative would include \$500,000 in local district grants to be administered by the SBOE. The districts would offer choices to parents, students and teachers, i.e. multi-tiered classrooms, uniforms, etc. The intent of the legislation is to say we believe in the public school system and we believe flexibility is required for it to remain viable.
- 2) Service learning - the Governor recommended \$10,000 for three or four pilot programs to give young people the opportunity to provide service. The SBOE would be asked to work with the school districts in finding pilots and in finding districts that would be willing to monitor the program. The Governor and legislature would follow the program to determine if it works and if it can be transferred to all districts.

Mr. Hammond supported the concept of service learning. He felt there were too many people who did not understand that citizenship is an important part of what democracy is about and felt service learning was a good step forward.

- 3) Facilities loan program - the Facilities Committee came up with a figure between \$25M and \$48M. The Governor is looking for a way to address the problems without fully engaging the state as that would lead to the loss of local control. His plan would use general dollars for a specific time and then recommend the tools to be given to local districts to enable them to keep up with their health and safety problems.

In statute there is a fund called the Public School Building Account, which has not been funded for several years. The statute charges the SBOE with the distribution of money based on criteria such as matching funds. The statute currently cannot do what the Governor suggests in his facilities program, but it is close. The Building Authority (BA) allows the state to build buildings in its name and lease them back to the state. When the state finishes payment, the BA deeds them over to the state. Examples are: parking garages and the prison. The process would be:

1. After modification of the statute, there would be an 18-month period where districts would make application to the SBOE or its designee with certifiable evidence that there is a health and safety problem.
2. The SBOE would qualify the district for loans.
3. The SBOE would contact the BA asking for whatever amount in bonds is needed.
4. The BA would go into the markets and sell the bonds.
5. The school districts would sign a contract with the SBOE, the BA and the legislature to agree to pay the principle with the state paying the interest for the 20-year period.

The Governor recommended \$2.5M, which if leveraged would allow for between \$50M and \$60M in loans for the school districts. If the districts chose not to come up with some other repayment source, they would agree that there would be a deduction from their public school appropriation to pay the principle over the life of the loan.

Current law does not allow for the replacement of buildings without a vote of the people. In these cases, the district would come to the SBOE, certify they have a problem and get a cost to renovate the building. The SBOE would authorize them for the interest portion, the district would then go to their voters and say the Board will commit to pay for the interest portion and ask for a vote to replace the building.

In addition, the Governor will advance a change in the law to empower the Division of Building Safety (DBS) to contract with Public Works to send out a certified professional to evaluate a situation and give recommendations. If there is imminent danger, the DBS would have the authority, acting on the professional judgement of the evaluator, to say children are not allowed in that facility.

- 4) Exiting Standards - the Governor supports standards and the process that developed those standards. He asked in his State-of-the-State Address that the focus be on the basics: reading, writing and math for K-12, which is fairly consistent with the Exiting Standards Commission. The one departure the Governor would recommend is more on-going testing in the lower grades. He recommends \$500,000 be geared toward reading, writing and math.

Mr. Davis asked what portion of the assessment phase the \$500,000 would cover. Dr. Morley replied that it was the Governor's recommendation that the money designated exiting standards go towards the basics: reading, writing and math.

Mr. Boyd was concerned about the Governor supporting only three of the five subjects and felt it might create problems getting the entire package passed. Ms. McGee said the commissioners have discussed the fact that there may need to be a compromise and that getting three subjects approved would be better than none.

- 5) Character education - the Governor does not have any legislation on the subject, but feels conceptually it should be reviewed.

11. Governor's Committee on School Facilities

Not addressed.

12. Other

A. Occupational Specialist Certificate

Dr. Mike Rush said there is a classification of teachers holding the Occupational Specialist Certificate, who are fully certified and qualified to teach secondary education in their particular field. The problem is that in the headings for the columns is used by the state to distribute educational money to teachers says B.A., B.A.+12, which works, except the Occupational Special Certificates don't have B.A. degrees and do not fit on the schedule. The interpretation has been that they will fit on the schedule at the B.A. level. Therefore, no matter how much education they get, their district is not rewarded for them because they do not have a B.A. This legislation would take care of the problem by putting them on the same level as other certified teachers.

Mr. Hammond asked what they had in place of a B.A. Dr. Rush said the certification is based on technical expertise, either time in service or industry-based exams.

It was moved by Mr. Boyd, seconded by Mr. Hammond and carried (7-0) to endorse the legislative proposal showing in Item 6.12A relating to the Occupational Services Certificate holders and the state salary multiplier. (Motion #20)

B. Education of Inmates

Senator Gary Schroeder said SB 1288 will transfer authority for the education of inmates from the Board of Corrections to the State Board of Education. The bill does not provide for programs, but puts the SBOE in charge of education programs within the system. The reason for the change is to equip inmates with the tools to be successful when they return to society and do not go back into the correction system.

Senator Cecil Ingram said the recidivism rate of people in the prison system is approximately 70 percent and part of the problem is that when they get out of the facility, they are unemployable. He felt the SBOE and SDOE would have a better idea of what works in a school system than corrections people.

Senator John Andreason felt credibility and stature needed to be added to the prison education program and that could be done by transferring education authority to the SBOE and the SDOE.

Dr. Howard was concerned that there has not been time to examine all of the ramifications related to making the change, i.e. current programs, financial considerations, delivery, etc. A subcommittee of the 70 Percent Committee is addressing the topic of education for both adults and juveniles within the correction systems. The subcommittee has toured correction facilities, talked to staff and observed classes in progress. Comments heard by the subcommittee related to the special needs associated with the prison population, i.e. substance abuse, attitude and motivation.

Senator Ingram agreed with Dr. Howard that this was a very complex problem. He said the Judiciary Rules Committee had a report from Director Spaulding which said the prison population is increasing at the rate of 35-40 people per month, primarily for drug and alcohol related problems. And, if the prison system is to remain at a 95 percent fill rate, a new prison will probably have to be built around mid-2001. In short, we cannot continue to keep the people in the system. We've got to get them out and put them to work. He felt the SBOE was better equipped to break the circle of recidivism than anyone else.

Senator Schroeder said the SBOE would not be responsible for associated activities. It would only establish education policy and guide what is happening in the system.

Ms. McGee said she was stunned upon learning of the number of people in the prison system who could not read; nor could many of their children who were in the juvenile system. She felt this bill would work well with the Reading Initiative. She supports the concept, but agreed with Dr. Howard that there needed to be more analysis of any ramifications.

Mr. Eaton said he was in favor of the bill, but wondered how a different person goes into the same environment with the same people and says now we are going to do things different. He suggested there be legislative involvement in what would become an inter-agency issue, i.e. how does the Board tell people who work for the Department of Corrections how to do it or if they do not work for Corrections, how the coordination will be obtained.

Mr. Boyd asked if the prison system received money for education of inmates. Senator Ingram said it received approximately \$800,000 per year so it would not be a drain on the Board's current education system. And, that it might, with federal money that goes into those programs, increase the state's education dollars. Additionally, there are areas where it may be possible to get increased funding.

Senator Ingram said the change would not be easy as there would be a great deal of resistance, but felt change would produce a better product.

Mr. Hammond felt the final report from the 70 Percent Committee would probably make a recommendation similar to SB 1288. He then asked that if the task were given to the SBOE, would the resources to do it also be given.

Dr. Howard thanked the senators for the confidence expressed in both the SBOE and the SDOE. She said the subcommittee studying the topic has included all of the stakeholders are currently providing services to the prison population and asked that that type of cooperation continue. She asked everyone to remember that the SDOE also provides Adult Basic Education (ABE) to individuals who are not in prison and who need to have the same encouragement to build skills so they can go forward. She said that they have many of the same stresses and lack of skills as do inmates, but they have not committed crimes. Senator Ingram said he was aware of what ABE accomplishes and commended those involved.

Mr. Eaton suggested an implementation team be put in place with legislative support. Senator Ingram said they would be willing to be involved.

It was moved by Mr. Boyd, seconded by Ms. McGee and carried (7-0) to endorse Senate Bill 1288 related to the education of inmates. (Motion #18)

C. State Cemetery Records

Mr. Killworth said the Board was being asked to look at legislation relating to cemetery records because it was a concern of the Idaho State Historical Society. The legislation will provide \$500,000 to be used for the State Cemetery Records Preservation Program to preserve valuable cemetery records. A grant program for amounts of up to \$10,000 would also be set up to allow local cemeteries to do a precise inventory of plots for entry into a database.

Mr. Eaton said he would vote against the request because the legislation was brought to the Board late and he did not want to give the idea that the agencies can bring in legislation whenever they want. Mr. Killworth said the legislation was not generated by the ISHS, but was brought forth by Senator Grant Ipsen, unbeknownst to Mr. Guerber, and presented to the ISHS at a late date.

It was moved by Mr. Boyd, seconded by Mr. Hammond and carried (5-2) to endorse the legislation to appropriate funds and create a State Cemetery Preservation Program. (Motion #21)

70 PERCENT COMMITTEE

1. Corrections Education Subcommittee Update

Dr. Mike Rush the Board on the activities of the Corrections Education Subcommittee. The participants have been identified and a meeting schedule will be set shortly.

No agenda materials.

OTHER

1. Board Luncheon

On January 24 the Board met with legislators and members of the Idaho School Boards Association to discuss education issues during a working lunch.

2. 1999 Idaho Professor of the Year

Dr. Charles Ruch introduced Dr. Pam Gehrke, the 1999 Idaho Professor of the Year.

3. ICTL Chair

It was moved by Mr. Davis, seconded by Mr. Boyd and carried (7-0) to reappoint Senator Mel Richardson to serve as chair of the Idaho Council for Technology in Learning. (Motion #21)

Exhibit #6

4. Executive Session

It was moved by Mr. Davis, seconded by Mr. Hammond and carried to enter into Executive Session per *Idaho Code, 67-2345*; (b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against a public officer, employee, staff member or individual agent, or public school student; (d) to consider records that are exempt by law from public inspection; and (f) to consider and advise its legal representatives in pending litigation or where there is a general public awareness of probable litigation. **A roll call vote was taken:** (Motion #35)

AYES: Mr. Hammond, Mr. Eaton, Dr. Howard, Ms. Haws, Mr. Boyd, Ms. McGee, Mr. Davis

NAYS: None

ABSTAIN: None

ABSENT: Dr. Dillon

During the session the Board discussed:

1. A request to hear a salary appeal from a faculty member.
2. A request to hear an appeal from a student.
3. Procedures related to the Breckenridge Charter School Appeal process.
4. The evaluation of an employee.

No decisions were reached.

5. Exiting Standards Update

Ms. Lydia Guerra said the House and Senate Education Committee public hearings were in progress and seem to be going well.

A proposal to change the name of the project to Achievement Standards has been recommended. Since Exiting Standards are in Board rule, there will need to be changes to Board policy. Those changes will be brought to the Board at a later time.

6. Idaho s MOST Update

Dr. Patty Toney said NCATE has granted an extension to December, 2000 to complete the standards. She then reviewed the timeline, the results of the teacher policy inventory survey and the activities of the committee.

Mr. Eaton felt there should be more correlation between Exiting Standards and teachers standards. Mr. Hammond said he would work with Dr. Toney to bring them closer together. Dr. Toney said the Idaho s MOST committee looked at Exiting Standards when writing teachers standards.

Mr. Eaton suggested the Board, the SDOE, the IEA and others need to proactively address the education reports that come out periodically. Dr. Toney agreed and felt this was the time to make people aware that the standards are being reviewed. Ms. Laurie Boston said Dr. Toney s legislative presentation married exiting standards with Idaho s MOST and that other material being sent out notes that standards are being developed for both students and teachers.

It was moved by Mr. Hammond, seconded by Mr. Eaton and carried (7-0) to approve the one-year appointments to the Advisory Group: Dr. Glen Potter, Dean of the BSU College of Education (he will serve as the Vice Chair of the Standards Committee); Ms. Nancy Larsen, Teacher of the Year; Mr. Joel Lundstrom, BSU Graduate Student in Education; and the reappointment of Dr. Brian Pitcher, UI Provost (he continue as Vice Chair of the Teacher Policy Committee) to the Idaho s MOST Committee. (Motion #36)

Exhibit #9

7. Breckenridge Charter School Appeal

A hearing was held at the November 18-19, 1999 State Board of Education meeting in Lewiston regarding the denial by the Lewiston School District to grant a charter to Breckenridge. Following the oral arguments at that meeting, the parties stipulated to allow the Board more time than is provided for in Board policy to make its decision. It was agreed that the Board would make the decision at its January 24-25, 2000 meeting. A complete record of all arguments and written materials was provided to Board members prior to the January meeting.

Mr. Satterlee said the standard for the Board's decision is to determine if the local board of trustees acted in an arbitrary manner in denying the petition; or if in denying the petition, the local board failed to appropriately consider the petitioner's request. If the SBOE makes either of those findings, it can approve the request over the local school district's objection. If it does not make either of those findings, it is the Board's duty, under statute, to uphold the local district's finding.

Mr. Davis asked if the Board were required to make a motion. Mr. Satterlee responded that the Board did have to make a motion to either approve or deny the appeal. Mr. Davis asked if it were correct that only certain persons on the Board could vote on the issue. Mr. Satterlee replied that there was a procedural issue regarding who votes, i.e., Mr. Eaton was absent and did not hear the oral arguments at the November meeting; Mr. Hess was at the November meeting, but is no longer on the Board and has since been replaced by Ms. Haws, who, while at the November meeting, was not a Board member; Dr. Dillon was present in November, but was not present today. Mr. Satterlee advised Mr. Eaton and Ms. Haws to abstain from voting on the issue.

Mr. Hammond asked if the Board needed to adopt the Findings of Fact. Mr. Satterlee said if the Board chose to deny the appellant's request to petition, it could adopt the draft document as its Findings of Fact, Conclusions of Law and Order.

Ms. McGee said during the Lewiston discussion she did not see a function or committed board of directors or public support for the school. She felt she would deny the appeal because there did not appear to be a charge of where they were going.

Mr. Hammond said he had a problem with the proposed curriculum in that the intent of a charter school is to give alternative, innovative curriculum opportunities to children. He did not feel the proposed curriculum met that criteria. Additionally, he had some questions about the proponent's management in terms of bookkeeping and how their personal business is run. He felt there could be some concerns about some of the money that would normally go to the school district being channeled to the individuals involved.

Dr. Howard said she agreed with Mr. Hammond as she did not feel the proposed curriculum was an advantage over what is being offered by the school district. She also had management concerns.

It was moved by Mr. Hammond, seconded by Ms. McGee and carried (5-0; Ms. Haws and Mr. Eaton abstained.) to uphold the findings of the Lewiston School District and adopt the Findings of Fact and Conclusions of Law as presented. (Motion #37)

Mr. Satterlee clarified that the motion was to adopt the proposed Findings of Fact and Conclusions of Law and Order as the order of the Board in this matter. Mr. Davis concurred.

Exhibit Materials on file with the Office of the State Board of Education.

STATE DEPARTMENT OF EDUCATION

A. Redefine Trustee Zones, South Lemhi District #292

Withdrawn by District.

B. Approval of Safety Busing Requests

Requests by 95 school districts to transport 26,174 students less than one and one-half miles were submitted for consideration. New requests have been verified by onsite inspections.

Mr. Eaton asked how the numbers submitted today compare to those of a year ago. Dr. West did not have that information, but said he would get it to him.

Mr. Eaton felt there was an obligation on the part of the districts to alleviate the situation so they are not getting a state subsidy for what is the school district's responsibility. He questioned whether the list was getting longer as a result of the districts taking advantage of the subsidy and also asked if there were any way of tracking and remediating deficiencies. Dr. Howard said the issue has been before the administrators and that it is an emotional issue for both the districts and parents.

Mr. Davis asked if there were something that could be done to pass the authority for the approvals to the local districts. Dr. West said there were two issues: 1) whether or not it is necessary to bring the requests to the SBOE, i.e. it may be possible to delegate the approval authority to the Superintendent, and 2) explore the extent to which school districts can and have the responsibility for alleviating conditions that create the need for safety busing.

Mr. Rod McKnight said the SDOE has been working on rule changes to help districts prioritize the hazardous conditions. It is anticipated the SDOE will bring recommendations to the Board prior to May, 2000.

It was moved by Dr. Howard, seconded by Mr. Hammond and carried (7-0) to approve the requests for approval to transport students less than one and one-half miles. (Motion #38)

C. Administrative Staff Allowance Waiver Requests

Salmon SD#291 requested a waiver for additional administrative staff (from 5 to 5.5) to meet its accreditation standard.

Shoshone Joint SD#312 requested a waiver for additional administrative staff (from 2.6 to 3) to meet its accreditation standard.

The Marsing Joint SD#363 requested a waiver for additional administrative staff (from 3.5 to 4) to meet its accreditation standards.

Mr. Tim Hill said *Idaho Code* allows districts that otherwise would not meet accreditation standards for staffing to bring a request for a waiver to the SBOE. He advised that approval of the requests will not adversely impact other districts.

It was moved by Dr. Howard, seconded by Mr. Hammond and carried (7-0) to approve the requests by Salmon SD#291, Shoshone Joint SD #213 and Marsing Joint SD#363 for additional administrative staff to meet accreditation standards for the 1999-2000 school year. (Motion #39)

D. Curricular Materials Committee Nominations

The SDOE submitted the following individuals for appointment to the Curricular Materials Selections Committee:

1. Ronald L. Schmidt, public school administrators, to a five-year term.
2. Shawna Exline, content specialist from the SDOE, to a one-year term.
3. Nancy Walker, content specialist from the SDPTE, to a one-year term.

It was moved by Dr. Howard, seconded by Mr. Eaton and carried (6-0) to approve the request for appointments to the Idaho State Curricular Materials Selection Committee as submitted. (Motion #41)

E. Curricular Materials Adoption Process

The Administrative Rules of the State Board of Education describe the adoption process for curricular materials as an adoption cycle of five years. The Curricular Materials Selection Committee is charged with the responsibility to screen, evaluate and recommend curricular materials for adoption by the SBOE.

The adoption cycle calls for curricular materials in the areas of science, health education and hand writing. Additionally, the two-year interim adoption clause allows for submission of materials in the areas of mathematics, business education, career education and counseling, vocational-technical education, social studies and music.

Ms. Carolyn Mauer gave the Board a review of the history, committee makeup and process used in the selection of curricular materials.

Mr. Davis expressed concerns regarding:

1. Lack of preparedness for the future in the committee composition. He felt the committee was made up of far too many educators and not enough private-driven content specialists. He gave an example of materials designed to teach a student how to use a spreadsheet and used information on the nuclear industry. However, the information used in the example was not correct.
2. A science book that urges the student to select an organization for the book publisher to send money. The list given the students are for organizations that are anti-industry.

Mr. Davis felt there should be a review of SBOE policy with a greater emphasis on appointing people from the private sector who are specialists in a given area.

Mr. Davis asked if it would be more beneficial for Idaho to join the 28 states that do not have curricular adoption at the state level, but do it at the local level. Mr. Davis asked if it were fair to say that the less populated states do not use the state level selection process. Ms. Maurer responded that it was correct regarding the less populated western states.

Mr. Eaton asked what discount was received by using the state level adoption process. Ms. Maurer said she has not seen the figures, but they do lock the price in for five years, and if something is sold to Idaho at a specific price and that price goes down in the next year, the supplier must sell it to Idaho at the reduced rate. Additionally, the shipper pays shipping costs to a storage facility in Caldwell. Mr. Eaton felt it would be helpful to quantify the discount because one of the reasons for doing a state level adoption was the assumption that there would be savings. Mr. Davis said that sometimes being locked into a long-term contract was not in one's best interest and felt there should be an evaluation.

Mr. Davis suggested Dr. Howard and Ms. Mauer review the composition of the committee and give greater consideration to content specialists from the private sector. Dr. Howard said they would look into Mr. Davis' suggestion as well as how specialists could be utilized as readers. Ms. McGee approved of the idea of adding the additional specialists as readers on the subcommittee. She asked that Board members be invited to attend some of the committee meetings. Ms. Maurer said she would see that Board members are invited to the upcoming meetings.

Dr. Howard invited Board members to find out who the textbook collectors are in their area of the state and visit them.

Mr. Davis reviewed several textbooks that had errors or incorrect information in them. Ms. Maurer said some of the errors have been identified and the publishers notified.

It was moved by Dr. Howard, seconded by Mr. Hammond and carried (6-1) to approve the request for adoption of curricular materials and related instructional materials as recommended by the Curricular Materials Selection Committee as submitted. (Motion #40)

Mr. Davis said his reason for voting in opposition is to remind the Board that as they vote to approve, they are approving literature that is going out wrong and that the process is being questioned.

F. Extended Year - Reading Program

The SDOE recommended approval of the components of the extended reading program plan and the extended reading intervention evaluation.

Dr. West said approval of what should be contained in the requests would eliminate the need to bring 113 applications to the Board. The SDOE will assure that each request complies with the criteria approved by the Board.

It was moved by Dr. Howard, seconded by Ms. McGee and carried (6-0) to approve the 1999-2000 Extended Year Reading Program Plan and the 1999-2000 Extended Year Reading Program Evaluation. (Motion #42)

G. Waiver Request - Driver s Education Course

Withdrawn.

H. Topic withdrawn

I. Superintendent s Report

Budget

Dr. Howard said she was lukewarm to the Governor s request of \$.5M for the School Options program, which is designed to help schools try new and different educational options. She was concerned that because schools are already doing creative and innovative things, it would give the impression that they are not.

Dr. Howard said she was also concerned about the \$40,000 proposal to develop a special reading consultant exam. She was not sure a test could be developed for that amount and if it was, it might not identify the best teachers. She also felt it was premature because teachers already have to qualify if they want a Reading Endorsement. Qualifying includes taking specific reading courses, completing the Idaho Comprehensive Literacy course and taking an exam through the National Teacher Board Exams. Additionally, the universities are currently

developing a performance-based test. She felt we should wait and use our own experience as a basis for an exam. Dr. Howard suggested we ask Governor Kempthorne to put his proposal on hold for a couple of years until we know more about our strengths and weaknesses and then determine the path to take.

Achievement Standards Test Development

Dr. Howard was concerned about the Governor's belief that we can proceed with the Achievement Standards Test Development for less than half of what was requested. An option could be that the state tests in reading, math and writing; and the districts test in health, social studies and science. The SDOE could develop health, social studies and sciences tests that districts can use.

Dr. Howard is convening a committee on testing and Mr. Eaton has volunteered to be a part of the process. A report will be brought to the Board.

Character Education

Dr. Howard said many schools are teaching character education and that last year the SDOE formed an internal team to support schools offering or developing it. The SDOE is looking at requesting a grant so they will have funding to support the districts.

Building Deficiencies and Accreditation

Mr. Eaton asked when Dr. Howard would bring a report on building deficiencies and accreditation. Dr. Howard said no school has lost accreditation through the assignment of points, but it is providing motivation for repairing some items. She has asked that the data be reviewed in several forms, i.e. which are serious and which can be responded to by the districts.

Mr. Eaton asked that the topic be placed on an upcoming agenda. Dr. Howard said she would do so.

Agenda materials on file as Exhibit #10 with the Office of the State Board of Education.

ADJOURNMENT: January 24, 8:00 p.m.
January 25, 3:00 p.m.

CERTIFICATION:

The minutes are not verbatim. However, to the best of my knowledge, they constitute a complete and accurate record of the proceedings of the meeting.

Recording Secretary: Vicki E. Barker