

Subject: Proposed Administrative Rule Changes – 2001

Background / Discussion

Attached is a list of proposed and/or pending Board rules being submitted for legislative action in the 2001 session. The status of each is shown in the far left columns.

The Board is required to approve all proposed rules or proposed changes to existing rules. After the required public comment period, the Board is required to approve the rule or rule change again (with or without edits based on public comment), and it is then forwarded for legislative review and referred to as a pending rule.

Board Action

It is necessary for the Board to take action to approve or disapprove all proposed rules listed here that have not already been acted on. If approved, the proposed rules will be brought back to the Board for final approval and presented in their entirety at the October 2000 meeting.

The Board may use one motion to approve or disapprove all proposed rules or rule changes listed here that have not yet been acted on, or you may choose to make individual motions on each proposed rule or rule change.

Bold text indicates those still needing Board approval as proposed rules

Rule Number	Agency/ Contact	Subject	Board approved as Proposed Rule	Board approved as Pending Rule
08-01-11 106.01	OSBE Dodson	PROPRIETARY SCHOOLS – The rule change deletes “certificate” from the definition of a program, at the request of the House Education Committee. Program will now be defined as a series of courses that lead to only a degree, not those leading to a certificate, to avoid confusion with certificates of completion commonly awarded by business and industry for employee training.	June 1999	Nov 1999
08-02-02 100.01-04	OSBE Toney	TEACHER EDUCATION PROGRAMS – Changes the official vehicle for approval of teacher education programs from NASCYEC standards to NCATE approved Idaho Standards for the Initial Certification of Professional School Personnel.	June 2000	Scheduled for Oct 2000
08.02.03 105	K-12 Ed Guerra	EXITING STANDARDS – Changes already approved standards for 9-12 from “exiting” standards to “achievement” standards.	April 2000	Scheduled for Oct 2000
08.02.03 new	K-12 Ed Guerra	K-8 ACHIEVEMENT STANDARDS – Establishes achievement standards for grades K-8.	June 2000	Scheduled for Aug 2000
55-01-03 all sections	PTE Rush	PERKINS TITLE III SECONDARY FUNDING FORMULA WAIVER – This rule is being repealed because of a recent US Dept. of Education ruling not to allow Title I funding to be used as a model for distributing Secondary Perkins III Funds.	April 2000	Scheduled for Oct 2000

55-01-03 new	PTE Rush	PROFESSIONAL-TECHNICAL SCHOOLS – Identifies and sets forth criteria and requirements for the establishment and operation of a professional-technical school in Idaho that qualifies for funding under IC 33-1002G. Includes definitions, approval & component criteria, added cost unit funding, average daily attendance and accountability.	June 2000	Scheduled for Oct 2000
08-02-03 new 456.01-06	K-12 Ed Marx	GIFTED AND TALENTED PROGRAMS – Establishes criteria and assists school districts in developing plans outlining how students are identified as gifted or talented, and how services will be provided to those students.	June 2000	Scheduled for Sept 2000
08-01-04 005.07	OSBE Dodson	RESIDENCY CLASSIFICATION – Changes definition of armed forces in rules governing residency classification to include the U.S. Coast Guard. Intended to allow a person separated under honorable conditions from the U.S. Coast Guard who designates Idaho as his/her intended domicile to be considered an Idaho resident for tuition purposes.		Scheduled for Oct 2000
08-01-02 all sections	OSBE Satterlee/ Fitch	PERSONNEL – Repeal the SBOE personnel rules effective July 2001. It is unnecessary to have these in administrative rule. It is intended that they will be replaced with Board Policy to be established over the course of the next few months. OSBE staff will work closely with affected institutions in developing new policies.		Scheduled for Oct 2000
08-01-03 all sections	OSBE Satterlee/ Fitch	FINANCIAL AFFAIRS – Repeal the SBOE financial affairs rules effective July 2001. It is unnecessary to have these in administrative rule. It is intended that they will be replaced with Board Policy to be established over the course of the next few months. OSBE staff will work closely with affected institutions in developing new policies.		Scheduled for Oct 2000
08-01-08 all sections	OSBE Satterlee/ Fitch	POSSESSION, CONSUMPTION AND SALE OF ALCOHOLIC BEVERAGES AT PUBLIC EDUCATION INSTITUTIONS – Repeal the SBOE miscellaneous rules on alcoholic beverages effective July 2001. It is unnecessary to have these in administrative rule. It is intended that they will be replaced with Board Policy to be established over the course of the next few months. OSBE staff will work closely with affected institutions in developing new policies.		Scheduled for Oct 2000
08-01-09 all sections	OSBE Satterlee/ Fitch	INTELLECTUAL PROPERTY – Repeal the SBOE intellectual property rules effective July 2001. It is unnecessary to have these in administrative rule. It is intended that they will be replaced with Board Policy to be established over the course of the next few months. OSBE staff will work closely with affected institutions in developing new policies.		Scheduled for Oct 2000