

**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**

October 18 2001  
Regular Scheduled Meeting  
College of Southern Idaho  
Twin Falls, Idaho

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 7:30 a.m., on October 18, 2001, with Ms. Karen McGee, President of the State Board of Education and Board of Regents of the University of Idaho, presiding.

Members Present: Karen McGee, President  
Blake Hall, Vice President  
Jim Hammond, Secretary  
Paul Agidius (½ Day)  
Marilyn Howard, State Superintendent of Public Instruction  
Roderic W. Lewis  
Darrell V Manning

Members Absent: Paul Agidius (½ Day)

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

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**BOARDWORK**

1. Agenda Approval

It was moved by Mr. Hammond, seconded by Mr. Lewis and carried (6-0) to approve the agenda for the October 18, 2001 meeting. (Motion #1)

2. Rolling Calendar

It was moved by Mr. Hammond, seconded by Mr. Lewis and carried (6-0) to approve October 17-18, 2002 as the dates and the College of Southern Idaho (October 17) and the Idaho School for the Deaf and the Blind (October 18) as the locations of the October 2002 regular scheduled meeting. (Motion #2)

3. Minutes Approval

It was moved by Mr. Hammond, seconded by Mr. Hall and carried (5-0) to approve the minutes of the September 4, September 5 and September 13, 2001 meetings. (Motion #3)

**BUSINESS AFFAIRS and HUMAN RESOURCES COMMITTEE**

**Human Resources**

1. Agenda Summary

See permanent exhibit.

2. Institution/Agency Agenda Items

It was moved by Mr. Manning, seconded by Mr. Hammond and carried (6-0) to approve the agenda items for Boise State University, Idaho State University, Lewis-Clark State College, the University of Idaho and Idaho Public Television. (Motion #7)

**Finance**

1. Agenda Summary

See permanent exhibit.

2. Agency Agenda Items

Mr. Manning noted that the ISDB submits a monthly report and suggested that it be changed to either quarterly or semi-annually, or that it be submitted by some other means.

It was moved by Mr. Manning, seconded by Mr. Lewis and carried (6-0) to approve the institution/agency agendas as presented on pages 5 and 15 for Boise State University and the Idaho School for the Deaf and the Blind. (Motion #8)

3. Supplemental Utilities Report

JFAC will hold a hearing in January to discuss increased utility costs and supplemental requests to pay those costs.

It was moved by Mr. Manning, seconded by Mr. Hammond and carried (6-0) to approve the FY02 Supplemental Request for utilities as presented in the table. (Motion #9) Mr. Manning and Mr. Lewis asked to change their vote. Mr. Manning said he made the motion to facilitate discussion, but changed his vote after the fact to comply with parliamentary rules.

It was moved by Mr. Hall, seconded by Mr. Manning and carried (7-0) to reconsider Motion #9. (Motion #10)

Mr. Hall asked for a roll call vote on the reconsideration of Motion #9. A roll call vote was taken:

AYE: Mr. Hammond, Mr. Manning  
NAY: Mr. Hall  
ABSTAIN: Mr. Agidius, Mr. Lewis, Dr. Howard, Ms. McGee  
ABSENT: None

The motion failed (2-1-4). Mr. Manning changed his vote from AYE to NAY. The motion failed (1-2-4). (Reconsideration of Motion #9)

It was moved by Mr. Manning, seconded by Mr. Hammond and carried (7-0) that the Presidents Council appoint a representative to represent them at the JFAC hearing in January on the subject of utility increases. (Motion #11)

4. ICTL FY03 Enhancements

It was moved by Mr. Manning, seconded by Mr. Hall and carried (7-0) to approve the FY03 enhancements for the Idaho Council for Technology in Learning as presented on pages 17 and 18 of the blue sheets. (Motion #12)

5. Task Force Equity Report

Mr. Manning reported the subcommittee's recommendations:

**Current Funding Base:**

- 1) To correct equity in the current base, equity adjustments must be achieved through additional funding for this purpose and not through a reallocation of funds among the institutions.
- 2) Equity funding will be one of the Board's top priorities for higher education until equity is achieved. The FY03 request will be revised, placing equity as the top enhancement priority followed by the enhancements already approved by the Board.
- 3) The Enrollment Workload Adjustment (EWA) requests that are not funded will increase the existing identified inequity due to each institution (negative adjustments will reduce the identified equity amount, not the funding base).
- 4) Equity is yet to be determined.

The subcommittee anticipates bringing a proposal to the Board in November.

**Enrollment Workload Adjustment:**

- 5) Retain the current student levels of four categories and not split the graduate level programs into master and doctoral.
- 6) Retain the current four categories of academic disciplines.

- 7) Adjust the weights by level and category, reflecting cost of delivery and the priorities of the Board with a maximum weight of 8.00.
- 8) Retain five percent additional weighting for the role and mission emphasis designation of each institution.
- 9) Exclude all credit hours generated by nonresident students in the calculation of the annual EWA.

On October 26, Mr. Manning will provide a progress report to the JFAC.

6. Intercollegiate Athletic Reports

It was moved by Mr. Manning, seconded by Mr. Hammond and carried (7-0) to receive the Annual Intercollegiate Athletics Reports as presented on pages 23-24 (of the agenda materials). (Motion #13)

Mr. Hall asked LCSC to bring a plan to the Board in November describing how they will address the deficit. Mr. Dean Froehlich said they felt they could eliminate the first \$100,000 within four years by under budgeting the athletic programs each year. The remainder will be eliminated in two years by using money from the national baseball tournament. It is anticipated that the entire deficit will be eliminated in four years.

7. Intercollegiate Athletics Department

Information item. No discussion.

8. Property Acquisition Agreements

It was moved by Mr. Manning, seconded by Mr. Hall and carried (6-0) to approve the Agreements as presented on pages 61-76 (of the agenda materials) detailing the acquisition of properties by the Idaho State Board of Education and Board of Regents of the University of Idaho and subsequent exchange of real property with the Idaho Department of Lands. (Motion #14)

**PLANNING, POLICY & GOVERNMENTAL AFFAIRS COMMITTEE**1. Agenda Summary

See permanent exhibit.

2. Progress Report: College of Southern Idaho

President Jerry Meyerhoeffer presented the report.

3. Progress Report: Idaho School for the Deaf and the Blind

Dr. Angel Ramos presented the report. He was asked to come back with a report on salary equity issues.

4. Progress Report: Idaho Public Television

Mr. Peter Morrill presented the report. He said IPTV will meet the May 1, 2003 deadline for digital conversion, although an additional \$600,000 will be needed.

Mr. Morrill was asked to provide the Board with:

- 1) A list of IPTV produced programs and the markets that have picked them up over the past three to four years.
- 2) The digital conversion schedule.

5. Idaho Public Television Management Proposal

In June, the presidents were asked to look at alternative governance structures and utilization of Idaho Public Television. Mr. Kent Tingey presented their proposal:

- 1) Oversight of IPTV would be transferred to a delegated Board of Directors consisting of the presidents of the colleges and universities. They would manage the system and work with a statewide advisory board.
- 2) Programming would consist of two tiers:  
Tier 1 - remains the same.  
Tier 2 - would be a collaborative effort among BSU, ISU, UI and IPTV. It would be modeled after similar programs in other states and would provide students with opportunities to gain media experience.
- 3) A task force consisting of communication and academic professionals would be put together to look at the needs and resources, and bring recommendations to the Board.

There was discussion regarding the problems Idaho students have obtaining

employment in the communications industry because they do not have the necessary training.

Mr. Hall suggested the task force be comprised of:

- 1) Two Board members
- 2) University representatives
- 3) Peter Morrill
- 4) Jerry Evans
- 5) Nancy Vannorsdel
- 6) Dept of Education representative
- 7) Media representative

It was moved by Mr. Hammond, seconded by Mr. Lewis and carried (6-0) to approve the formation of the task force, as proposed by Mr. Hall, to move forward to further consider the proposal brought forth by the university presidents. (Motion #4)

Ms. McGee appointed Mr. Hall to chair the task force and Mr. Agidius as a member. She will also appoint the other members.

Mr. Hall suggested the Superintendent of Public Instruction have a seat on the Board of Directors.

6. Presidents' Council Report

Dr. Miles LaRowe reported the Presidents' Council discussed the following issues at its last meeting.

- 1) IPTV management proposal
- 2) Student fees for FY03
- 3) Delegation of authority on capital projects
- 4) Policies
- 5) The Governor's Executive Order on terrorism

*Student Fees for FY03*

Dr. LaRowe said the presidents are concerned about funding of higher education and propose a meeting with SBOE leadership, college and university presidents and a representative from the Governor's office to discuss a five-year plan for higher education funding. He asked that the report serve as official notice that it is the intent of some of the institutions to raise student fees beyond 10 percent and asked that the topic be placed on the November agenda.

It was determined that a meeting would be held the afternoon of Nov 6 address the development of a five-year plan. Meeting participants will be Board leadership, the presidents, Gary Stivers and Bill Ruud.

It was asked that the following information be provided prior to the November 6 meeting:

- 1) What operational changes to you plan to make that would result in reducing expenditures?
- 2) Assuming increasing enrollment during this time when revenue is decreasing, what factors will be considered to become more efficient (technology, teaching loads, etc.)?
- 3) As enrollment increases, at what level will enrollment caps be necessary to retain quality?
- 4) If the Board were to grant an exception, do you plan to increase financial aid programs for the needy in order to retain access for this group of students?
- 5) What is your long-term plan on fee increases? Are you bench marking them to peer averages? Are you determining the share students' pay of the cost of education?
- 6) What is your ultimate plan?
- 7) Will we see an incremental increase every year? What is the plan is for the future?
- 8) What is the status of the State Department of Education and each institution's cash flow? What is the amount of fund reserve balance for FY01, including reserves for emergency funds or contingency funds.
- 9) Anything that is being done to reduce costs to students.
- 10) The percentage of fee increases the students have elected to pay.

Mr. Hall felt the Board should talk to peer institutions as well as those in the surrounding states, so it can fairly examine where Idaho institutions stand.

Dr. LaRowe said he would ask Mr. Stivers to coordinate the responses.

#### *Delegation of Authority on Capital Projects*

Dr. LaRowe said the presidents would like to discuss allowing the institutions to act as their own agents when capital projects are funded with private funds. Mr. Hall asked that the request be submitted in written format outlining what needs to be changed, i.e. policies, legislation, etc. Mr. Lewis suggested the staff do an analysis to determine the issues involved. The analysis would include contacting other states to see how they address the issue.

Mr. Manning asked if the Board needed to give the presidents the authorization to deal with the Department of Administration. Mr. Hall felt they should present the written proposal before being given that authorization.

#### 7. First Reading: Section II.B, Human Resources

It was moved by Mr. Hall, seconded by Mr. Lewis and carried (6-0) to approve for First Reading the change to Section II, Human Resource Policies, Items 3a(1) which takes out the requirement that Board approval for new positions be granted prior to any form or manner of recruitment of applicants. (Motion #5)

8. Policy Designation: Idaho School for the Deaf and the Blind

Mr. Lewis asked if changing the definition from “agency” to “school” would effect governance issues. Ms. Randi McDermott said it would not impact governance.

It was moved by Mr. Hall, seconded by Mr. Hammond and carried (6-0) to allow the staff to correct references in the policy manual to ensure that the ISDB is designated and referred to as a “school” and not as an “agency.” (Motion #6)

9. November PPGAC

Anticipated final rules approval was deferred to November.

10. Other

Mr. Hammond asked that the following topics be placed on the November agenda:

- 1) Continuance of the IPTV disclaimer.
- 2) Deloitte and Touche Operational Study recommendations.

Mr. Hall said Item 1) would be added to the November agenda and Item 2) would be placed on the November agenda or as quickly as possible. He also said the Board would meet with Mr. Stivers in a November Executive Session for evaluation purposes.

**OTHER**

1. Open Forum

- 1) Terrell Donicht - Assessment
- 2) D. Keith Reese - Proposed Legislation
- 3) Margo Lynn Stewart - Written comments regarding ISU fees.

Exhibit #2

2. Idaho's MOST

Dr. Patty Toney presented the Forecast Report. Mr. Manning asked what compensation was included in the salary information. Dr. Toney will get that information to the Board.

Exhibit #6

3. Good of the Order

- 1) The new library at EITC will be dedicated on November 13, 2001.

**STATE DEPARTMENT OF EDUCATION**

A. Request for LOA

It was moved by Dr. Howard, seconded by Mr. Lewis and carried (5-0) to approve the requests for Letters of Authorization as submitted by the Professional Standards Commission. (Motion #15)

B. Petitions to Redefine Trustee Zones

Meridian Jt. School District #2  
Kuna School District #3  
Marsh Valley Jt. School District #21  
Blackfoot School District #55  
Firth School District #59  
Blaine County School District #61  
Horseshoe Bend School District #73  
Idaho Falls School District #91  
Boundary County School District #101  
Wilder School District #133  
Soda Springs Jt. School District #150  
Glenns Ferry Jt. School District #192  
Fremont County Jt. School District #215  
Wendell School District #232  
Hagerman Jt. School District #233  
Jefferson County Jt. School District #251  
Valley School District #262  
Kootenai Jt. School District #274  
Potlatch School District #285  
Nezperce Jt. School District #302  
Kamiah Jt. School District #304  
Highland Jt. School District #305  
Madison School District #321  
Marsing Jt. School District #363  
Fruitland School District #373  
Twin Falls School District #411  
Filer School District #413  
Kimberly School District #414  
Hansen School District #415

It was moved by Dr. Howard, seconded by Mr. Hammond and carried (5-0) to approve the above listed school districts to redefine their trustee zones. (Motion #16)

C. Special Education Temporary Rule

It was moved by Dr. Howard, seconded by Mr. Hammond and carried (5-0) to approve the changes to SBOE rule 08.02.03 as indicated, to be effective immediately through the temporary rulemaking process. (Motion #17)

D. Special Education Code Change

Information item.

E. Achievement Standards Update

Withdrawn from agenda.

F. Superintendent's Report

Dr. Howard updated the Board on:

- 1) SDOE activities.
- 2) Emergency preparedness.
- 3) Standards/Assessment.

Permanent Exhibit #s 7 & 8

ADJOURNMENT: October 18, 4:00 p.m.

CERTIFICATION:

These minutes are not verbatim (however, the motions contained herein are verbatim). To the best of my knowledge, they constitute a complete and accurate record of the proceedings of the meeting.

Recording Secretary: Vicki E. Barker