

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

TAB	DESCRIPTION	ACTION	PAGE
IDAHO STATE UNIVERSITY			
1	Land Purchase –College of Technology Parking Lot, Pocatello	Motion to Approve	1
IDAHO STATE UNIVERSITY			
2	Land Purchase – University Place, Idaho Falls	Motion to Approve	5
UNIVERSITY OF IDAHO			
3	Water Center Sublease to WGI	Motion to Approve	9
UNIVERSITY OF IDAHO			
4	Land transfer & easement to ITD	Motion to Approve	13
UNIVERSITY OF IDAHO			
5	Sale of Timber from Experimental Forest	Information Item	17
LEWIS-CLARK STATE COLLEGE			
6	2003 Foundation Audit Report	Information Item	19
EASTERN IDAHO TECHNICAL COLLEGE			
7	Idaho State University Health Science Building in Idaho Falls	Information Item	21
TUITION WAIVER REPORTS			
8	BSU ISU UI LCSC	Motion to Approve	29
FINANCIAL AUDIT REBID/CONTINUATION			
9	FY05 RFP	Motion to Approve	39
FY05 C&U APPROPRIATIONS			
10	Legislative Intent	Information Item	43

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

TAB	DESCRIPTION	ACTION	PAGE
11	PERMANENT BUILDING FUND FY04 Alteration & Repair Projects	Information Item	49
12	SCHOLARSHIPS Idaho Promise Scholarship – Category B Award	Motion to Approve	53
13	AGENCY / INSTITUTION CEC PLANS	Motion to Approve	61
14	IDAHO SCHOOL FOR THE DEAF AND THE BLIND Contingency Reserve	Motion to Approve	71
15	BOISE STATE UNIVERSITY Health, Wellness & Counseling Center Project	Motion to Approve	75

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

INSTITUTION/AGENCY AGENDA
IDAHO STATE UNIVERSITY

SUBJECT

Idaho State University requests approval to purchase vacant real property located at the SW corner of 2nd and Sutter Streets (Lots 1 & 2 and small part of lot 3 as defined in Block 360 Pocatello Townsite).

APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education Governing Policies & Procedures, Section V.I.2.

BACKGROUND

Idaho State University owns a building adjacent to this property (NW corner) which houses the College of Technology's Diesel Mechanics program. This building was transferred to the University from the State in 1969 after its use as a National Guard Armory ended. There is insufficient parking on the armory property for the students (40 enrolled) and faculty (4). Therefore, they park on the surrounding streets and on the subject vacant lot, which is not maintained.

DISCUSSION

Idaho State University was contacted by the owner of this vacant land on the SW corner of 2nd and Sutter Streets with an offer to sell the property to ISU for use as a parking lot for the Diesel Mechanics students and faculty. The seller has owned this land for a considerable period of time and would like to have ISU use this property for a parking lot to ensure improved maintenance and appearance. The seller has indicated that she would accept the tax assessed value as the selling price. All appropriate environmental assessments have been performed as well as a title search. Once purchased, ISU would maintain the lot by re-graveling and trimming the trees. The lot would accommodate 28 parking spaces.

IMPACT

The purchase price of \$11,106, which is the assessed value, has been agreed upon by both parties. Funding will be provided by existing dollars from local funds. Ongoing maintenance costs will be covered by the Physical Plant budget as with existing parking lots on the campus.

STAFF COMMENTS AND RECOMMENDATIONS

Board staff has reviewed only the material provided in the cover sheet. No assessments (tax, environmental) have been provided by the university, therefore none were reviewed by staff. Staff recommends the final purchase and sale agreement be approved by the Board.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

INSTITUTION/AGENCY AGENDA
IDAHO STATE UNIVERSITY - continued

BOARD ACTION

A motion to approve the request by Idaho State University to proceed with the purchase of vacant real property located at the SW corner of 2nd and Sutter Streets (Lots 1 & 2 and small part of lot 3 as defined in Block 360 Pocatello Townsite).

Moved by_____ Seconded by_____ Carried Yes____ No____

REFERENCE - APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education

GOVERNING POLICIES AND PROCEDURES

SECTION: V. FINANCIAL AFFAIRS

Subsection: I. Real and Personal Property and Services

April 2002

2. Acquisition of Real Property

- a. Any interest in real property acquired for the University of Idaho must be taken in the name of the Board of Regents of the University of Idaho.
- b. Any interest in real property acquired for any other institution, school or agency under the governance of the Board must be taken in the name of the state of Idaho by and through the State Board of Education.
- c. This does not preclude a foundation or other legal entity separate and apart from an institution, school or agency under Board governance from taking title to real property in the name of the foundation or other organization for the present or future benefit of the institution, school or agency. (See Section V.E.)
- d. Acquisition of an option, lease, or any other present or future interest in real property by or on behalf of an institution, school or agency requires prior Board approval if the term of the lease exceeds five (5) years or if the cost exceeds two hundred fifty thousand dollars (\$250,000) annually.
- e. Appraisal.

An independent appraiser must be hired to give an opinion of fair market value before an institution, school or agency acquires fee simple title to real property.

- f. Method of sale - exchange of property.

The Board will provide for the manner of selling real property under its control, giving due consideration to Section 33-601(4), applied to the Board through Section 33- 2211(5), and to Chapter 3, Title 58, Idaho Code. The Board may exchange real property under the terms, conditions, and procedures deemed appropriate by the Board.

- g. Execution.

All easements, deeds, and leases excluding easements, deeds, and leases delegated authority granted to the institutions, school and agencies must be executed and acknowledged by the president of the Board or another officer designated by the Board and attested to and sealed by the secretary of the Board as being consistent with Board action.

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BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

INSTITUTION/AGENCY AGENDA
IDAHO STATE UNIVERSITY

SUBJECT

Idaho State University requests authority to proceed with the purchase of land and improvements at University Place in Idaho Falls from the University of Idaho Foundation.

APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education Governing Policies & Procedures, Section V.I.2.

BACKGROUND

ISU currently has approximately 2,500 students, or one-sixth (1/6) of its total student population enrolled at University Place in Idaho Falls.

The Idaho State University Foundation currently owns approximately 50 acres at University Place in Idaho Falls. ISU owns the 30,000 square foot Samuel H. Bennion Student Union Building, which was completed in fall 2000. ISU is requesting authorization to acquire approximately 26 acres, including the Fred H. Tingey Administration Building, from the University of Idaho Foundation. Included in the approximately 26 acres is the land upon which the Center for Higher Education (owned by the State of Idaho) and the Bennion Student Union Building are situated.

In conjunction with the purchase of the Foundation's interest in University Place in Idaho Falls, ISU will enter into an agreement or assume the existing agreement to lease space to the University of Idaho to continue its mission in Idaho Falls.

DISCUSSION

Financing will utilize existing and projected Idaho State University institutional resources. A financing plan for a bond issue will be presented to the State Board of Education as an agenda item for approval at the June 2004 meeting.

IMPACT

The purchase of the University of Idaho Foundation's interest in University Place in Idaho Falls is a positive step for ISU. In the past five years, ISU's enrollment in Idaho Falls has increased by nearly thirty-nine percent (39%). The purchase price will be determined by a current appraisal, which is in process and may be finished before the April Board meeting. This purchase will enable ISU to continue to respond to demands for additional educational services.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

INSTITUTION/AGENCY AGENDA
IDAHO STATE UNIVERSITY-continued

STAFF COMMENTS AND RECOMMENDATIONS

A current appraisal has been provided to the Board and legal counsel, and Idaho State University has the bonding capability to effect the purchase. It will be in the best long-term interests of the current and future students in Eastern Idaho if ownership of this land remains with an Idaho higher education institution.

Idaho State University is to be commended for its willingness and ability to assume ownership of this property, and to be of assistance to the University of Idaho Foundation in this matter.

Staff is generally aware of the developments relating to this project, and recommends that Idaho State University continue with their efforts to acquire the property in question, and present a signed purchase agreement that is contingent only upon the approval of the State Board of Education.

BOARD ACTION

A motion to authorize Idaho State University to continue with negotiations to purchase land and improvements at University Place-Idaho Falls, including acquiring a current appraisal, and to take other steps as needed toward bringing about final terms of an agreement. Further, Idaho State University is to provide the State Board of Education with a signed purchase agreement that is contingent only upon approval by the State Board of Education.

Moved by _____ Seconded by _____ Carried Yes _____ No _____

REFERENCE - APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education
GOVERNING POLICIES AND PROCEDURES

SECTION: V. FINANCIAL AFFAIRS

Subsection: I. Real and Personal Property and Services

April 2002

2. Acquisition of Real Property

- a. Any interest in real property acquired for the University of Idaho must be taken in the name of the Board of Regents of the University of Idaho.
- b. Any interest in real property acquired for any other institution, school or agency under the governance of the Board must be taken in the name of the state of Idaho by and through the State Board of Education.
- c. This does not preclude a foundation or other legal entity separate and apart from an institution, school or agency under Board governance from taking title to real property in the name of the foundation or other organization for the present or future benefit of the institution, school or agency. (See Section V.E.)
- d. Acquisition of an option, lease, or any other present or future interest in real property by or on behalf of an institution, school or agency requires prior Board approval if the term of the lease exceeds five (5) years or if the cost exceeds two hundred fifty thousand dollars (\$250,000) annually.
- e. Appraisal.

An independent appraiser must be hired to give an opinion of fair market value before an institution, school or agency acquires fee simple title to real property.

- f. Method of sale - exchange of property.

The Board will provide for the manner of selling real property under its control, giving due consideration to Section 33-601(4), applied to the Board through Section 33- 2211(5), and to Chapter 3, Title 58, Idaho Code. The Board may exchange real property under the terms, conditions, and procedures deemed appropriate by the Board.

- g. Execution.

All easements, deeds, and leases excluding easements, deeds, and leases delegated authority granted to the institutions, school and agencies must be executed and acknowledged by the president of the Board or another officer designated by the Board and attested to and sealed by the secretary of the Board as being consistent with Board action.

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BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

INSTITUTION / AGENCY AGENDA
UNIVERSITY OF IDAHO

SUBJECT

Request approval for the University of Idaho to proceed with a sublease of approximately 4,250 square feet of retail space on the first floor of the Idaho Water Center (IWC) to Washington Group International (WGI) (see [Tab 3-UI/WGI Sublease & Exhibits](#)). Under the terms of the Facilities Lease with the Idaho State Building Authority and the Operating Agreement with the Idaho Department of Water Resources, UI is responsible for the debt service on the subject space regardless of its use. WGI has proposed paying for finishing and subleasing the space for ten years at a 50% use rate from UI with the intent of utilizing the space for their executive training facility. UI will have use of the facilities for the other 50% of the time.

APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education Governing Policies & Procedures, Section V.I.5.b.(1).

BACKGROUND

Last fall WGI proposed paying UI to finish space on the first floor of the IWC in a manner that would allow WGI to utilize the space for its executive training programs for a specified term. The \$1.5 million prepaid by WGI finances completion of an unfinished portion of the building previously designated for retail uses and covers one-half of the debt service and operating costs for that portion of the building over a ten-year leasing period. The other half of debt service and operating costs would be paid by UI to cover UI use of the specialized facilities for UI educational outreach and other academic programs. UI and WGI have shared preliminary design costs to establish a scope of work defining the terms of the transaction, and UI's small portion of these costs (\$8,650) will be reimbursed with the \$1.5 million payment by WGI.

DISCUSSION

The subject space originally was designated for retail use, with the intention that certain retail uses located in the building would enhance the programs and operations of the building and earn rental income at a retail rate. Recent discussions with prospective lease managers have revealed that the retail rental market is soft, particularly in the IWC area where parking is not easily accessible, and that successful marketing of the space for retail uses is speculative. The WGI sublease ensures that the space will be finished out and occupied.

Leasing space to WGI under the terms presented will also allow UI to utilize facilities it otherwise would not have access to and builds relationships with important constituencies within the Idaho business community. The UI's use of this space will in turn eliminate the need for one classroom space planned for the second phase of IWC development that will consolidate the academic programs

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

INSTITUTION / AGENCY AGENDA
UNIVERSITY OF IDAHO - continued

previously planned for the Learning Center into the IWC. The resulting investment in long-term UI assets such as the Idaho Water Center and the partnerships that are possible by the appropriate utilization of the facility are consistent with the "Role and Mission Goals" and the "Infrastructure Goals" of UI's Strategic Plan. Should the Regents approve the sublease of this space, UI will coordinate construction of the space paid for by WGI in a manner that ensures Idaho State Building Authority (ISBA) sponsorship for completion of the work.

IMPACT

Under the terms of the proposed sublease, WGI will pay for all tenant improvement and furnishing expenses in advance (including their design costs). The WGI sublease will cover one-half of the debt service and operating costs for the designated space. The UI will remain responsible throughout the term of the sublease for the other one-half of the debt service and operating costs for the space. WGI will pay its share of debt service and operating costs for the ten-year term prior to their occupation of the space. UI will retain an ownership interest in all improvements at the expiration of the lease term.

<u>Category</u>	<u>WGI Costs</u>	<u>UI Costs</u>
Occupancy and O&M costs for a 10-year period	\$ 485,000	\$ 485,000
<u>Capital Costs (estimated)</u>		
▪ Design Fees	58,000	
▪ Construction	613,000	
▪ Furnishings, Fixtures, & Equip	103,000	
▪ Technology	225,000	
▪ Contingency	<u>16,000</u>	
Subtotal, Capital Costs	\$1,015,000	

STAFF COMMENTS AND RECOMMENDATIONS

Board fiscal staff and legal counsel have had limited opportunity to review the details of this transaction. One question that was posed to the University by staff was: will the tenancy of WGI adversely affect the tax-exempt bond offerings (University of Idaho reply is that it will not).

Another question to be addressed by the University will be the total cost per square foot for the new construction.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

Evidently the arrangement for sharing space between the U of I and WGI will be flexible enough to allow for blocks of time as needed by either party (one or two weeks at a time, for example), subject to advance scheduling.

Staff believes the University of Idaho will benefit from the use of this newly-constructed space, but is unclear as to the source of the University of Idaho's funds to pay for the 10-year debt service and operating costs.

BOARD ACTION

A motion to authorize the University of Idaho to proceed with subleasing approximately 4,250 square feet of retail space on the first floor of the Idaho Water Center to Washington Group International (WGI). It is understood that WGI will pay all tenant improvement and furnishing costs in advance. WGI will pay for 50% of the lease payments and operating costs for the designated space; the UI will pay the remaining 50% of costs. As part of this agreement, WGI will pay a total of \$1,500,500; the UI will pay a total of \$485,000 over a 10-year term.

Moved by _____ Seconded by _____ Carried Yes _____ No _____

REFERENCE - APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education

GOVERNING POLICIES AND PROCEDURES

SECTION: V. FINANCIAL AFFAIRS

Subsection:
Services

I. Real and Personal Property and
April 2002

5. Disposal of Real Property

b. Board approval of other transfers

- (1) Leases to use real property under the control of an institution, school or agency require prior Board approval - if the term of the lease exceeds five (5) years or if the lease revenue exceeds two hundred fifty thousand dollars (\$250,000).

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

INSTITUTION / AGENCY AGENDA
UNIVERSITY OF IDAHO

SUBJECT

Request approval for Regents of the University of Idaho to convey 0.09 acres (3920 sq ft) of property and grant a temporary easement to the State of Idaho, Idaho Transportation Department. Granting the temporary easement and conveying the very small and unused portion of UI's Kambitsch Experimental Farm will allow ITD to complete a federal highway project widening US Highway 95 between Lewiston and Moscow. UI's Kambitsch Farm is located several miles south of Moscow and is managed by UI's College of Agricultural and Life Sciences.

APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education Governing Policies & Procedures, Section V.I.1.d., and Section V.I.5.a. & b.(2).

BACKGROUND

The Idaho Transportation Department has designed and received tentative federal approval for funding to make major improvements to US Highway 95 between Lewiston and Moscow. Due to project complications, ITD was unable to deliver the acquisition packet to UI until very recently. Furthermore, due to federal funding constraints, ITD must secure this (and all other project property) prior to May 15, 2004. Failure to secure all of the property required for the project by that time could result in the loss of millions of dollars in federal highway funding for the US Highway 95 improvements.

DISCUSSION

The appraised value of the property and temporary easement is \$500. Though the College of Agricultural and Life Sciences does not consider the property surplus and would not otherwise seek to dispose of the property, the College has no objection to the disposal of this property under these circumstances and does not feel the disposal will in any way compromise its programmatic or land management objectives for the experimental farm. The federal project could secure the property through eminent domain should the Regents decline ITD's offer to purchase.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

INSTITUTION / AGENCY AGENDA
UNIVERSITY OF IDAHO-continued

IMPACT

Aside from receipt of \$500 compensation for the fee ownership and temporary easement, there is no fiscal impact anticipated from the conveyance of the 0.09 acres of undeveloped UI property or the temporary use of some frontage area during the construction process proposed to make the improvements to US Highway 95.

STAFF COMMENTS AND RECOMMENDATIONS

Board staff has reviewed this agenda item for conformance with Board policy, and recommends approval.

BOARD ACTION

A motion to allow the University of Idaho to convey 0.09 acres of unused property on the Kambitsch Experimental Farm, and grant a temporary easement to the Idaho Transportation Department to authorize the completion of a federal Highway 95 widening project between Lewiston and Moscow.

Moved by _____ Seconded by _____ Carried Yes _____ No _____

REFERENCE - APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education

GOVERNING POLICIES AND PROCEDURES

SECTION: V. FINANCIAL AFFAIRS

Subsection: I. Real and Personal Property and Services

April 2002

1. Authority

- d. Sale, surplus disposal, trade-in, or exchange of property must be consistent with Section 67-5722, Idaho Code, except that the University of Idaho may dispose of such property directly and not through the Department of Administration.

5. Disposal of Real Property

a. Temporary Permits

Permits to make a temporary and limited use of real property under the control of an institution, school or agency may be issued by the institution, school or agency without prior Board approval.

b. Board approval of other transfers

- (1) Leases to use real property under the control of an institution, school or agency require prior Board approval - if the term of the lease exceeds five (5) years or if the lease revenue exceeds two hundred fifty thousand dollars (\$250,000).
- (2) Easements to make a permanent use of real property under the control of an institution, school or agency require prior Board approval - unless easements are to public entities for utilities.
- (3) The transfer by an institution, school or agency of any other interest in real property requires prior Board approval.

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BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

INSTITUTION / AGENCY AGENDA
UNIVERSITY OF IDAHO

REFERENCE

DATE	June 26, 1986 – ORIGINAL APPROVAL
	November 17, 1995 – Information item regarding timber sale
	January 21, 2002 – Information item regarding timber sale
	December 4, 2003—Information item regarding timber sale

SUBJECT

The University of Idaho wishes to inform the Board of a sale, via public auction, of timber from its Experimental Forest.

APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education Governing Policies & Procedures, Section V.I.1.d.

BACKGROUND

On June 26, 1986, the University of Idaho requested and received approval to sell various forest products on a continuous basis from the University forest with the proceeds of such sales being used to support the operational cost of the forest (see Tab 5-UI Reference Timber Sales). Annual revenues from timber sales vary widely, partly depending upon forest management considerations.

DISCUSSION

On April 20, 2004, pursuant to due notice, the University of Idaho, through the College of Natural Resources, will offer for sale at public auction the timber described as TS-20041, Camp One South. There are no research areas associated with this timber sale. All timber shall be cut and removed from the sale area by August 31, 2006.

IMPACT

Total estimated net value of this sale is \$555,153.

STAFF COMMENTS AND RECOMMENDATIONS

Board staff has reviewed this agenda item for conformance with Board policy.

BOARD ACTION

This item is for informational purposes only. Any action will be at the Board's discretion.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

REFERENCE - APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education

A. GOVERNING POLICIES AND PROCEDURES

SECTION: V. FINANCIAL AFFAIRS

Subsection: I. Real and Personal Property and Services

April 2002

1. Authority

- d. Sale, surplus disposal, trade-in, or exchange of property must be consistent with Section 67-5722, Idaho Code, except that the University of Idaho may dispose of such property directly and not through the Department of Administration.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

INSTITUTION / AGENCY AGENDA
LEWIS-CLARK STATE COLLEGE

SUBJECT

LCSC Foundation Audit FY2003

APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education, Governing Policies and Procedures, Section V.E.2.g.(2).

BACKGROUND

Annual submission of report; information item only.

DISCUSSION

In compliance with Board Policy stated above, a copy of the audit of the Lewis-Clark State College Foundation, Inc., for the fiscal year ended June 30, 2003, is on file at the Office of the State Board of Education. Copies of the report are available in the Administrative Services office at Lewis-Clark State College.

IMPACT

N/A

STAFF COMMENTS AND RECOMMENDATIONS

Board staff has reviewed this audit report. There are no items to be brought to the Board's attention.

BOARD ACTION

This item is for informational purposes only. Any action will be at the Board's discretion.

REFERENCE - APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education

GOVERNING POLICIES AND PROCEDURES

SECTION: V. FINANCIAL AFFAIRS

Subsection: E. Gifts and Institutional Foundations

April 2002

2. Institutional Foundations

g. Financial and Auditing Procedures

Agreements between the institutions and their foundations shall include the following provisions:

(2) The foundations shall be audited annually by a qualified firm of independent certified public accountants. The audit shall be conducted in accordance with generally accepted auditing standards. Copies of these audit reports shall be distributed to the chief executive officers and the Board.

INSTITUTION / AGENCY AGENDA
EASTERN IDAHO TECHNICAL COLLEGE / IDAHO STATE UNIVERSITY

SUBJECT

Planning, program development and operation of a health sciences building on the Eastern Idaho Technical College campus in Idaho Falls.

APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education Governing Policies & Procedures, Section V.K.2.
House Concurrent Resolution 30 (2003)
Senate Concurrent Resolution 134 (2004)

BACKGROUND

The legislature approved EITC to enter into an agreement with the Idaho State Building Authority for a health care building (HCR 30). Idaho State University became a participant in planning for the process and after negotiations, the two institutions signed an agreement (see Tab 7-EITC/ISU Agreement) agreeing to cooperate in the use of the health sciences building.

Financing for the facility has been amended (SCR 134) from the original legislative authorization so the entire cost can be acquired from the Idaho State Building Authority (ISBA), if necessary.

DISCUSSION

This is an informational item to make the Board aware that an agreement has been signed between the two institutions to mutually support a commitment to cooperate in the delivery of health science programming in the shared facility on the EITC campus in Idaho Falls.

IMPACT

This facility will allow for high-quality health science programs to be offered in Idaho Falls, benefiting students, citizens, and the general health care community in the region.

STAFF COMMENTS AND RECOMMENDATIONS

Staff assisted the two institutions during the development of the agreement and has reviewed the signed product.

BOARD ACTION

This item is for informational purposes only. Any action will be at the Board's discretion.

REFERENCE - APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education

GOVERNING POLICIES AND PROCEDURES

SECTION: V. FINANCIAL AFFAIRS

Subsection: K. Construction Projects

April 2002

2. Project Approvals

Without regard to the source of funding, proposals by any institution, school or agency under the governance of the Board to make capital improvements, either in the form of renovation or addition to or demolition of existing facilities, when the cost of the project is estimated to be between two hundred fifty thousand dollars (\$250,000) and five hundred thousand dollars (\$500,000), must first be submitted to the executive director for review and approval. Without regard to the source of funding, proposals by any institution, school or agency under the governance of the Board to make capital improvements, either in the form of renovation or addition to or demolition of existing facilities or construction of new facilities, when the cost of the project is estimated to exceed five hundred thousand dollars (\$500,000), must first be submitted to the Board for its review and approval. Project cost must be detailed by major category (construction cost, architecture fees, contingency funds, and other). When a project is under the primary supervision of the Board of Regents or the Board and its institutions, school or agencies, a separate budget line for architects, engineers, or construction managers and engineering services must be identified for the project cost. Budgets for maintenance, repair, and upkeep of existing facilities must be submitted for Board review and approval as a part of the annual operating budget of the institution, school or agency.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

|||| LEGISLATURE OF THE STATE OF IDAHO ||||
Fifty-seventh Legislature First Regular Session - 2003
IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 30
BY STATE AFFAIRS COMMITTEE

1 A CONCURRENT RESOLUTION
2 STATING FINDINGS OF THE LEGISLATURE AND PROVIDING APPROVAL FOR CERTAIN
STATE
3 BODIES AND COMMUNITY COLLEGE DISTRICTS TO ENTER INTO AGREEMENTS WITH
THE
4 IDAHO STATE BUILDING AUTHORITY TO FINANCE AND DEVELOP OR RENOVATE SPECI-
5 FIED FACILITIES LOCATED THROUGHOUT IDAHO.

6 Be It Resolved by the Legislature of the State of Idaho:

7 WHEREAS, the Legislature of the State of Idaho has previously authorized
8 some level of funding for eight facilities projects located throughout Idaho;
9 and

10 WHEREAS, it was necessary to rescind the funding for these projects due to
11 the shortfall in General Fund revenues; and

12 WHEREAS, the Legislature recognizes the significant immediate economic
13 stimulus that would be provided by proceeding with construction on these proj-
14 ects; and

15 WHEREAS, the amounts of appropriated and available funds are not suffi-
16 cient to cover all of the anticipated costs associated with these facilities
17 in a timely manner; and

18 WHEREAS, North Idaho College in Coeur d'Alene is currently providing
19 health and nursing classes in old donated wooden buildings that will be
20 replaced by a new Allied Health, Nursing and Life Sciences Building; and

21 WHEREAS, the University of Idaho has been forced to close the classroom
22 center on its Moscow campus that houses 40% of the university's classroom
23 space and will renovate and convert it into a modern Teaching and Learning
24 Center; and

25 WHEREAS, Lewis-Clark State College in Lewiston currently uses a physical
26 education center that was constructed in 1937 for 368 students and will con-
27 struct a new physical education center with conference and meeting facilities;
28 and

29 WHEREAS, Boise State University now has 5,067 students enrolled at BSU
30 Canyon County, with the center filled to capacity, and will construct a new
31 academic building on the BSU West Campus in Nampa; and

32 WHEREAS, the Idaho State Police now provides training programs for the
33 Department of Correction and Department of Juvenile Corrections and will build
34 a training facility to house those programs in Meridian; and

35 WHEREAS, the College of Southern Idaho in Twin Falls requires classroom
36 and performance space for speech, music, forensics and the performing arts and
37 will build a Fine Arts Addition to house those programs; and

38 WHEREAS, Idaho State University will meet its growing requirement in Poca-
39 tello for additional classroom space, student services and student housing by
40 using student fees to construct the student services and housing portions of a
41 multiuse facility and funds authorized under this resolution to build a new
42 classroom facility; and

43 WHEREAS, Eastern Idaho Technical College wishes to help meet the need for
44 trained health care professionals in the Idaho Falls area, and a new health

2

1 care education building will be constructed in accordance with policies of the
2 State Board of Education; and

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

3 WHEREAS, it is in the best interest of the state and its community college
4 districts for the State Building Authority to finance and provide new facili-
5 ties for the use of each of the described state bodies and community college
6 districts;
7 NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session
8 of the Fifty-seventh Idaho Legislature, the House of Representatives and the
9 Senate concurring therein, that the Legislature hereby authorizes and provides
10 approval for the Department of Administration and each of the following state
11 bodies and community college districts to enter into agreements with the Idaho
12 State Building Authority, under such terms and conditions as may be reasonable
13 and necessary, to provide for the financing and development of the following
14 described facilities for their respective use:
15 STATE BODY/DISTRICT FACILITY LOCATION
16 North Idaho College Allied Health, Nursing Coeur d'Alene
17 & Life Science Bldg.
18 University of Idaho Teaching & Learning Moscow
19 Center
20 Lewis-Clark State Campus Activity Center Lewiston
21 College
22 Boise State West Campus Academic Nampa
23 University Building
24 Idaho State Police Training Facility Meridian
25 College of Southern Fine Arts Addition Twin Falls
26 Idaho
27 Idaho State Classroom & Multiuse Pocatello
28 University Facility
29 Eastern Idaho Health Care Education Idaho Falls
30 Technical College Building
31 BE IT FURTHER RESOLVED that this resolution constitutes authorization to
32 enter into agreements required by the provisions of Section 67-6410, Idaho
33 Code, and with respect to facilities provided to the State Board of Education
34 and Board of Regents of the University of Idaho this resolution constitutes
35 the approval required by the provisions of Section 33-3805A, Idaho Code.

B. Statement of Purpose / Fiscal Impact

REPRINT REPRINT REPRINT REPRINT REPRINT REPRINT
STATEMENT OF PURPOSE
RS13246

This resolution will authorize and provides approval for the Department of Administration and the state bodies and community college districts listed in this resolution to enter into agreements with the Idaho State Building Authority to provide for the financing and development of the facilities described in this resolution.

The authorization in this concurrent resolution for projects for College of Southern Idaho and North Idaho College shall take effect upon the enactment of legislation that empowers community college districts to enter into agreements with the State Building Authority.

FISCAL IMPACT

Each of the amounts listed below are the estimated project costs (not including financing costs) to be paid from the Idaho State Building Authority bonds.

Project

Project Funds

LCSC classroom and campus activity center

\$10,868,000

CSI fine arts addition

\$5,402,000

UI teaching & learning center

\$11,729,000

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

BSU west campus bldg
\$8,655,000
ISU classroom bldg
\$12,177,000
NIC nursing/life science bldg
\$10,994,000
ISP training academy
\$2,286,000
EITC health education bldg
\$6,360,000

TOTAL
\$68,471,000

Annual rent for the projects to be paid to the State Building Authority from dedicated funds appropriated annually from the Permanent Building Fund will be between \$5.25 and \$5.75 million per year for twenty years.

Facility occupancy costs may come from the General Fund appropriations. These costs are provided on a quarterly basis, beginning with the quarter in which the facility is first occupied. There is no fiscal impact to the General Fund in FY04 for occupancy costs. In subsequent years, occupancy costs for the college and university projects are estimated to be:

FY05 \$583,750 FY06 \$939,750 FY07 \$872,100

Contact

Name: Rep. Bill Deal
Rep. Wayne Meyer
Rep. Lee Gagner

Co Sponsors: Rep. Kathy Skippen

Rep. Janet Miller
Rep. Bob Ring
Rep. Kathy Garrett
Rep. Rich Wills
Rep. John Campbell
Rep. Mack Shirley
Rep. Clete Edmunson
Rep. Max Black
Rep. Darrell Bolz
Rep. Mark Snodgrass
Rep. Steve Smylie
Rep. Ann Rydalch
Rep. David Langhorst

Phone: 208/332-1000

Sponsor: Sen. Bart Davis

Sen. Joe Stegner
Sen. Sheila Sorensen

Co-Sponsors:

Sen. Patti Ann Lodge
Sen. Cecil Ingram
Sen. Gary Schroeder
Sen. John Andreason
Sen. Hal Bunderson
Sen. Richard Compton
Sen. John Goedde

Phone: 208/332-1000

STATEMENT OF PURPOSE/FISCAL NOTE

Bill No. HCR30

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

|||| LEGISLATURE OF THE STATE OF IDAHO ||||
Fifty-seventh Legislature Second Regular Session - 2004
IN THE SENATE

SENATE CONCURRENT RESOLUTION NO. 134
BY STATE AFFAIRS COMMITTEE

1 A CONCURRENT RESOLUTION

2 STATING FINDINGS OF THE LEGISLATURE AND PROVIDING APPROVAL FOR THE
DEPARTMENT

3 OF ADMINISTRATION AND THE EASTERN IDAHO TECHNICAL COLLEGE TO ENTER INTO
AN

4 AGREEMENT WITH THE IDAHO STATE BUILDING AUTHORITY TO FINANCE AND DEVELOP
A

5 SPECIFIED FACILITY.

6 Be It Resolved by the Legislature of the State of Idaho:

7 WHEREAS, the First Regular Session of the Fifty-seventh Idaho Legislature
8 passed House Concurrent Resolution No. 30 authorizing eight state bodies and
9 community college districts, including the Eastern Idaho Technical College
10 located in Idaho Falls, to enter into agreements with the Idaho State Building
11 Authority to finance and develop or renovate specified facilities located
12 throughout Idaho; and

13 WHEREAS, due to unresolved issues relating to U.S. Department of Commerce
14 Economic Development Administration grant terms, the Idaho State Building
15 Authority has been unable to issue funding to the Eastern Idaho Technical Col-
16 lege; and

17 WHEREAS, the Eastern Idaho Technical College wishes to help meet the need
18 for trained health care professionals in the Idaho Falls area and seeks to
19 construct a new health care education building in accordance with policies of
20 the State Board of Education; and

21 WHEREAS, the Legislature recognizes the significant immediate economic
22 stimulus that would be provided by proceeding with construction on this proj-
23 ect; and

24 WHEREAS, the amount of appropriated and available funds for the Eastern
25 Idaho Technical College is not sufficient to cover the estimated design and
26 construction costs of \$9,860,000 associated with this facility in a timely
27 manner; and

28 WHEREAS, it is in the best interest of the state and the Eastern Idaho
29 Technical College for this alternative authorization to be provided for the
30 financing of a new facility for use by the Eastern Idaho Technical College.

31 NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Ses-
32 sion of the Fifty-seventh Idaho Legislature, the Senate and the House of Rep-
33 resentatives concurring therein, that the Legislature hereby authorizes and
34 provides approval for the Department of Administration and the Eastern Idaho
35 Technical College to enter into an agreement with the Idaho State Building
36 Authority, under such terms and conditions as may be reasonable and necessary,
37 to provide for the financing and development of the Health Care Education
38 Building located in Idaho Falls, Idaho.

39 BE IT FURTHER RESOLVED that this resolution constitutes authorization to
40 enter into an agreement required by the provisions of Section 67-6410, Idaho
41 Code, and with respect to the State Board of Education and State Board for
42 Professional-Technical Education, this resolution constitutes the approval
43 required by the provisions of Section 33-3805A, Idaho Code.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

C. Statement of Purpose / Fiscal Impact

STATEMENT OF PURPOSE
RS 14252

Last year the 2003 legislature adopted HCR 30 authorizing several higher education projects to be financed through the Idaho State Building Authority, including a new Health Care Education Building for Eastern Idaho Technical College. The original cost was \$6,360,000 plus a grant for \$3,500,000 from the U.S. Department of Commerce, Economic Development Administration. It has now been determined that the terms of the proposed grant, if accepted, makes it substantially more costly to finance the state's portion with bonds through the Idaho State Building Authority.

FISCAL IMPACT

This resolution would authorize financing of the total project funds for the Health Care Education Building, estimated to be a total of \$9,860,000, through the Idaho State Building Authority.

Contacts

Name: Lee Gagner, House of Representatives
(208) 332-1221
Bart M. Davis, Senate Majority Leader
(208) 332-1305

STATEMENT OF PURPOSE/FISCAL NOTE

SCR 134

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BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

SUBJECT

Acceptance of the Nonresident Fee Waiver – Fall 2003 reports.

APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education Governing Policies & Procedures, Section V.T.2.

BACKGROUND

During the November 1998 Board meeting, the presidents recommended a change in the Board's fee waiver policy to increase the number of nonresident tuition waivers for disadvantaged or deserving students from one percent to three percent of the institution's FTE. They also recommended that students receiving waivers be targeted for information technology programs, engineering and other programs with capacity. The Board approved the policy change at the October 1999 meeting after the institutions identified the primary fields of study for which tuition waivers can be awarded. The policy requires that the institutions submit an annual report identifying the use of waivers by discipline by class level by state of residency.

DISCUSSION

The policy authorizes waivers of nonresident tuition not to exceed two percent (2%) of the institution's full-time equivalent enrollment. The chart on page 33 displays the authorized waivers and the actual waivers granted. Reports from the institutions, detailing the waivers by discipline, by level, by state are provided on pages 34-37.

IMPACT

The waivers have attracted students to Idaho's institutions in areas of study that have been identified as potential manpower shortages. Many of these students might not have enrolled in Idaho institutions if it were not for these waivers. Hopefully these students will find employment in Idaho upon graduation.

STAFF COMMENTS AND RECOMMENDATIONS

The waivers are used the most to recruit students majoring in engineering and students from foreign countries. Staff recommends the Board accept the reports from the institutions.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

BOARD ACTION

A motion to accept the Nonresident Tuition Waiver – Fall 2003 reports for Boise State University, Idaho State University, University of Idaho, and Lewis-Clark State College as presented on pages 33-37.

Moved by _____ Seconded by _____ Carried Yes _____ No _____

REFERENCE - APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education
GOVERNING POLICIES AND PROCEDURES

SECTION: V. FINANCIAL AFFAIRS

Subsection: T.Fee Waivers

April 2002

2. Waiver of Nonresident Tuition

Nonresident tuition may be waived for the following categories:

a. Graduate/Instructional Assistants

Waivers are authorized for graduate assistants appointed pursuant to Section III, Subsection P.11.c.

b. Intercollegiate Athletics

For the purpose of improving competitiveness in intercollegiate athletics, the universities are authorized up to two hundred twenty-five 225 waivers per semester and, Lewis-Clark State College is authorized up to seventy 70 waivers per semester. The institutions are authorized to grant additional waivers, not to exceed ten percent (10%) of the above waivers, to be used exclusively for post-eligibility students.

c. Disadvantaged or Deserving Students

(1) The chief executive officer of each institution is authorized to waive nonresident tuition for disadvantaged or deserving students not to exceed one percent (1%) of the institution's full-time equivalent enrollment.

(2) In addition, in order to meet the workforce demands in the fields of engineering, information technology, and related high technology disciplines, the chief executive officer of each institution is authorized to waive nonresident tuition for students enrolled in these areas (if space is available) not to exceed two percent (2%) of the institution's full-time equivalent enrollment. Students eligible to receive the waiver must select engineering, information technology, or related high technology disciplines as their primary field of study. Information technology encompasses scientific and mathematical study of design and building computers and their applications; design and development of operational electronic data storage and processing systems; study and development of electronic systems for transmitting information via networks; analysis and the development of economic and public policy issues; and applying methods and procedures used in the design and writing of computer programs including the problem solving of information network systems.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

Any changes to the existing Board approved list of primary fields of study must be submitted to the Board for their approval.

The institutions will provide an annual report to the Board on the use of these waivers in a format determined by the executive director of the Board.

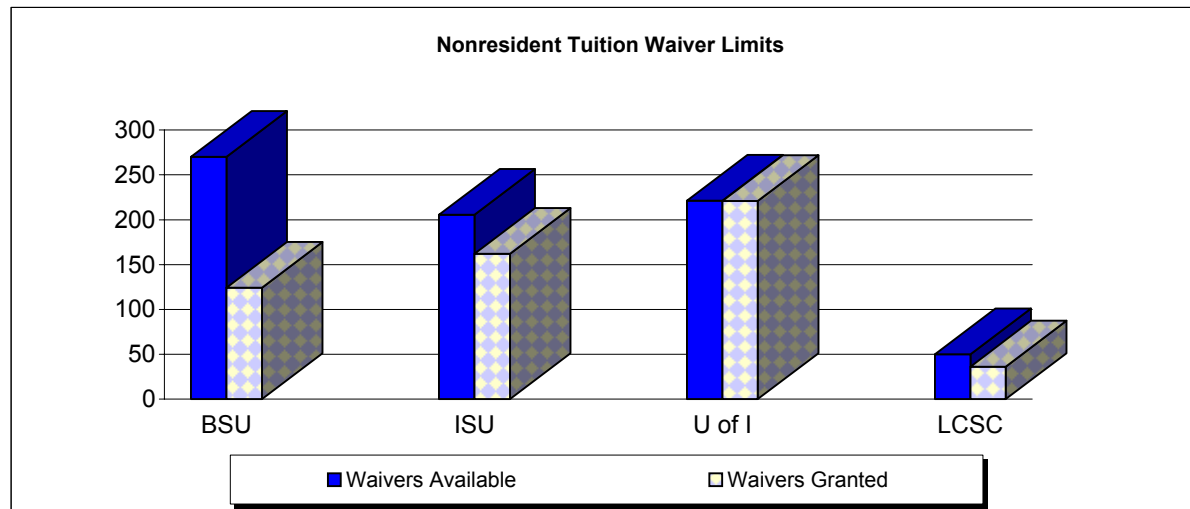
- d. Reciprocity with the State of Washington
Based on a limit approved by the Board, waivers may be allocated on an annual basis by the executive director to the college and universities in postsecondary education programs for Washington residents. An equal number of opportunities shall be afforded to Idaho residents in Washington postsecondary institutions.
- e. Reciprocity with Utah State University
Based on a limit approved by the Board, Idaho State University is authorized to waive nonresident tuition for residents of the state of Utah when an equal amount of waivers are made available to Idaho residents at Utah State University.
- f. College of Mines
Based on a limit approved by the Board, the College of Mines at the University of Idaho is authorized waivers to encourage enrollment in mining, metallurgy, and geology.
- g. Reciprocity with the State of Oregon
Based on a limit approved by the Board, waivers are authorized for undergraduate students who are residents of the state of Oregon and who are majoring in mining engineering, metallurgical engineering, or geological engineering at the University of Idaho. The number of waivers to be awarded annually shall be limited by the number of waivers provided to Idaho residents in Oregon institutions of higher education.
- h. Domestic Student Exchange Program
Waivers are authorized for nonresident students participating in this program.
- i. Western Interstate Commission for Higher Education
Waivers are authorized for nonresident students participating in the Western Interstate Commission for Higher Education Professional Student Exchange Program and the Graduate Student Exchange Program.

State Board of Education

Nonresident Tuition Waiver Limits

Fall 2003

Enrollment/Waivers/Impact		BSU	ISU	U of I	LCSC	Total
1	FTE Enrollment					
2	Fall 2003					
3	Academic	12,615	9,181	11,055	2,039	34,890
4	Vocational	887	1,098	0	463	2,448
5	Total	13,502	10,279	11,055	2,502	37,338
6						
7	Disadv or Deserving Stds Waivers - 2% of FTE					
8	Waivers Available	270	206	221	50	747
9						
10						
11	Waivers Granted	124.00	162.00	220.85	36.17	543.02
12	Granted as a Percent of Available	45.92%	78.80%	99.89%	72.28%	72.72%



Boise State University
Status Report on Nonresident Tuition Waivers, Fall 2003 (High-Tech Areas Only)

State	Nonresident Tuition Waivers By Discipline								Nonresident Tuition Waivers By Level of Student					
	Engr	Infor Tech	Comp Sci	Biology	Math	Grph Dsgn	Other	Total	Fresh	Soph	Jr	Sr	Grad	Total
Washington	3	0	1	5	0	1	2	12	6	3	2	1	0	12
Oregon	8	0	2	8	0	1	7	26	9	9	7	1	0	26
Montana	2	1	0	4	0	1	2	10	5	1	1	3	0	10
Nevada	4	1	3	0	1	1	1	11	4	3	3	0	1	11
Utah	1	1	0	1	0	0	0	3	1	0	1	1	0	3
Wyoming	1	0	0	1	0	1	0	3	1	0	0	2	0	3
Alaska	3	0	1	2	0	0	0	6	5	0	1	0	0	6
Other States	6	1	0	6	0	1	7	21	6	5	3	1	6	21
Foreign	24	4	2	1	0	0	1	32	4	1	1	0	26	32
								0						0
								0						0
								0						0
								0						0
Total	52	8	9	28	1	6	20	124	41	22	19	9	33	124

Criteria Used to Offer Waivers:

1) Hi-Tech Major 2) GPA 3) Test Scores

IDAHO STATE UNIVERSITY
Status Report on Nonresident Tuition Waivers
(Effect of Policy Change to Increase Deserving Students Waiver by 2% of Student FTE)
Fall 2003

State	Nonresident Tuition Waivers by Discipline															TOTAL
	Biology	B.A.T.	Chemistry	C.I.S	Computer Sci	Build/Contr	Electr Tech	Engineer	Geology	Instr Tech	Math	Physics	Rad Sci	Survey Tech	Waste Mgmt	
Foreign Country	15.00	0.00	5.00	35.00	15.00	0.00	0.00	29.00	1.00	0.00	1.00	0.00	2.00	0.00	0.00	103.00
Alaska	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	2.00
Arizona	0.00	0.00	0.00	1.00	0.00	0.00	0.00	1.00	1.00	0.00	0.00	0.00	0.00	0.00	0.00	3.00
California	2.00	0.00	3.00	2.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	7.00
Georgia	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	1.00
Hawaii	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00
Iowa	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00
Michigan	1.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	2.00	0.00	0.00	0.00	0.00	0.00	0.00	3.00
Montana	6.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	2.00	0.00	4.00	0.00	0.00	13.00
Nevada	2.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	2.00
New Mexico	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00
New York	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
North Dakota	1.00	0.00	0.00	0.00	0.00	1.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	3.00
Oklahoma	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00
Oregon	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00
Texas	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	1.00	0.00	0.00	0.00	2.00
Virginia	0.00	0.00	1.00	0.00	1.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	2.00
Washington	1.00	0.00	0.00	2.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	3.00
Wyoming	5.00	0.00	0.00	1.00	0.00	1.00	0.00	1.00	1.00	0.00	2.00	0.00	2.00	0.00	0.00	13.00
Totals	33.00	0.00	10.00	42.00	16.00	2.00	0.00	38.00	5.00	0.00	6.00	1.00	9.00	0.00	0.00	162.00

23 Other Facts:

24 Average GPA	3.32	3.47	3.28	3.60	3.17	3.59	3.35	3.14	3.43	3.30
25 Average SAT	1,090				1,118		1,900	1,240	880	1055
26 Average ACT	23	25	18	20	26	24	26	27	23	23

Nonresident Tuition Waivers by Level of Student								
State	Fresh	Soph	Junior	Senior	Spec Grad	Master	Doctorate	TOTAL
Foreign Country	17.00	28.00	18.00	16.00	12.00	12.00	0.00	103.00
Alaska	1.00	0.00	0.00	1.00	0.00	0.00	0.00	2.00
Arizona	1.00	1.00	0.00	1.00	0.00	0.00	0.00	3.00
California	1.00	3.00	1.00	1.00	0.00	1.00	0.00	7.00
Georgia	1.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00
Hawaii	1.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00
Iowa	1.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00
Michigan	0.00	0.00	2.00	1.00	0.00	0.00	0.00	3.00
Montana	6.00	1.00	3.00	3.00	0.00	0.00	0.00	13.00
Nevada	1.00	1.00	0.00	0.00	0.00	0.00	0.00	2.00
New Mexico	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
New York	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
North Dakota	1.00	1.00	1.00	0.00	0.00	0.00	0.00	3.00
Oklahoma	1.00	0.00	0.00	0.00	0.00	0.00	0.00	1.00
Oregon	0.00	1.00	0.00	0.00	0.00	0.00	0.00	1.00
Texas	1.00	0.00	0.00	1.00	0.00	0.00	0.00	2.00
Virginia	0.00	0.00	0.00	2.00	0.00	0.00	0.00	2.00
Washington	0.00	0.00	1.00	1.00	0.00	1.00	0.00	3.00
Wyoming	4.00	5.00	1.00	3.00	0.00	0.00	0.00	13.00
Totals	37.00	42.00	27.00	30.00	12.00	14.00	0.00	162.00

50 Other Facts:

51 Average GPA	3.27	3.19	3.43	3.33	3.37	3.51	3.30
52 Average SAT	1,032	990	1,270	1,070			1055
53 Average ACT	23	23	26	23			23

University of Idaho

Status Report on Nonresident Tuition Waivers - 2003-04 (as of December 2003)

State	Nonresident Tuition Waivers by Discipline						Nonresident Tuition Waivers by Level of Student					
	Engr	Info Tech	Envir Tech	Prod Tech	Comp Sci	Total	Fresh	Soph	Jr	Sr	Grad	Total
Washington	20.47	8.56	8.41	15.10	9.10	61.64	8.04	20.87	15.41	17.32	0.00	61.64
Oregon	5.88	8.20	1.68	3.04	3.00	21.80	1.34	10.43	3.18	5.85	1.00	21.80
Montana	2.18	0.68	3.00	1.00	1.00	7.86	1.00	2.36	2.00	1.00	1.50	7.86
Nevada	1.68	1.00	0.68	0.00	1.00	4.36	0.00	1.68	1.68	1.00	0.00	4.36
Utah	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00	0.00	0.00	1.00	1.00
California	1.69	1.35	1.85	1.68	1.01	7.58	2.35	2.36	2.03	0.34	0.50	7.58
Arizona	0.00	0.68	0.00	1.00	0.00	1.68	0.00	0.00	1.00	0.68	0.00	1.68
Alaska	6.20	3.37	1.35	1.00	0.68	12.60	0.00	6.71	3.38	2.51	0.00	12.60
Other	19.03	17.69	32.95	14.56	18.10	102.33	17.45	19.18	19.17	14.87	31.66	102.33
Totals:	57.13	41.53	50.92	37.38	33.89	220.85	30.18	63.59	47.85	43.57	35.66	220.85

Other Facts:	Engr	Info Tech	Envir Tech	Prod Tech	Comp Sci	Fresh
Average HS GPA	3.59	3.36	3.43	3.59	3.39	3.70
Average SAT	1212	1080	1197	1100	1192	1270
Average ACT	26.30	22.70	25.70	25.20	22.86	27.23
Average Trans. GPA	3.57	3.36	3.46	3.45	3.38	

Note: counts are by FTE waivers and totals have been rounded.

Note: This report contains only 2% of FTE os students in tech areas, adjusted 4-09-04.

Lewis-Clark State College

Status Report on Nonresident Tuition Waivers

(Effect of Proposed Policy Change to Increase Deserving Students Waiver by 2% of Student FTE)
2002/2003

Lewis-Clark State College

State	Nonresident Tuition Waivers By Discipline								Nonresident Tuition Waivers By Level of Student (when 1st awarded)					
	Chem.	Electronic Tech	Engineering Tech	Math w/ Comp Sc minor	Info Systems	Geology	Field Biology*	Total	Fresh	Soph	Jr	Sr	Post Bac	Total
Alaska	2			1				3	2	1				3
Arizona							1	1			1			1
California	1							1				1		1
Florida								0	1					1
Hawaii				1				1	1					1
Montana			1	3				4	2		1			3
New York					1			1	1					1
Oregon	1			1				2	1	1				2
Utah					1			1	1					1
WA (excluding AS Cty)	1	1	3	1	1			7	5	2	1			8
Asotin Cty, WA	5	2	1	3	3	1		15	10	2		3		15
International	4		2	4				10	8		1			9
Total head count	14	3	7	14	6	1	1	46	32	6	4	4	0	46
Total FTE	14.80	1.20	3.88	10.63	3.50	1.28	0.88	36.17	25.60	2.99	3.10	2.80	1.68	36.17
Other Facts:														
Average GPA								3.51						3.51
Average ACT								22.9						22.9
Average SAT								1,080						1080

Criteria Used to Offer Waivers:

1. Was originally awarded to students majoring in Technology, the Sciences and other areas with capacity.*
2. Beginning December 1999, waivers were only awarded to students planning to major in Mathematics with Computer Science Minor, Chemistry, Geology, Information Systems Analysis, Electronic Communications and Drafting.
3. Priority consideration given to high achieving students with at least a 3.2 gpa.
4. Targeting rural students from high schools in states such as Oregon, Washington, Montana and Alaska.
5. High achieving multicultural students, some of which are from urban schools.
6. Transfer students as well as new freshmen.
7. International students.
8. Enrollment of more out-of-state students, such as int'l students, will leverage more fiscal resources, which will result in additional revenue to serve all
9. Beginning with the 2002/2003 academic year, waivers were awarded to students planning to major in Mathematics with Computer Science Minor, Chemistry, Computer Science, Pre-Engineering, Information Systems Analysis, and Engineering Technology.
10. Beginning with the 2002/2003 academic year, waivers were awarded to applicants from Asotin County, Washington.

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BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

SUBJECT

Develop a Request for Proposal (RFP) for Audit Services Contract.

APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education Governing Policies & Procedures, Section V.H.3.

BACKGROUND

The original contract for audit services for the four senior institutions and Eastern Idaho Technical College was awarded in 1993 and has been renewed annually from 2000 through 2004. The fiscal year 2004 is the final year of possible renewal before a new competitive bid process is required.

At the November 1992 Board meeting, a motion was approved to initiate the process for selecting an auditor, beginning with the FY 1994 audits, and to appoint an Audit Review Committee consisting of the Finance Committee chair, the Board's Chief Fiscal Officer, the financial vice presidents of each of the four-year institutions, the Controller for Vocational Education, one representative from the Legislative Auditor's Office, and one representative from the State Auditor's Office. The responsibilities of the Audit Review Committee were to develop the RFP, evaluate proposals, and make a recommendation to the Finance Committee and Board.

DISCUSSION

The Board needs to determine how the RFP process for the audit services contract should proceed.

IMPACT

By initiating the RFP process for a new audit services contract, the Board will provide adequate time to develop the RFP, evaluate proposals, and make a recommendation to the Board.

STAFF COMMENTS AND RECOMMENDATIONS

Staff recommends initiating the RFP for audit services contract by reconstituting the Audit Review Committee with the expectation that an advisory board will also be formed to include the audited institutions and other representatives as needed.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

BOARD ACTION

A motion to initiate the process for selecting an auditor, beginning with the FY 2005 audits, and to appoint an Audit Review Committee consisting of the Finance Committee chair, the Audit Committee Chair, the Board's Chief Fiscal Officer, one representative of the Legislative Auditor's Office, and one representative from the State Auditor's Office. The responsibilities of the Audit Review Committee will be to develop the RFP, evaluate proposals, and make a recommendation to the Board.

Moved by _____ Seconded by _____ Carried Yes _____ No _____

REFERENCE - APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education

GOVERNING POLICIES AND PROCEDURES

SECTION: V. FINANCIAL AFFAIRS

Subsection: H. Audits

April 2002

3. External Audits

Items 3 and 4 apply to the institutions only (Boise State University, Idaho State University, the University of Idaho, Lewis-Clark State College, and Eastern Idaho Technical College).

a. Financial Statements

Financial statement audits shall be conducted annually by an independent certified public accountant that is selected by the Board, subject to the bid and contract requirements set forth by the State Division of Purchasing. These audits shall be conducted in accordance with generally accepted auditing standards and shall include the auditor's opinion on the basic financial statements.

In the event that material weaknesses in the internal control structure of the colleges and universities is found, the auditors shall report it in a letter directly to the BAHR Committee. In addition, management letters shall be written that identify the auditor's findings and recommendations concerning non-material internal control items and productivity issues. These letters shall include the institutions' responses to the findings and recommendations. The audited financial statements and management letters shall be distributed to Board members, the Board's executive director, the chief executive officers, and the chief financial officers of the institutions prior to the formal presentation of the audit to the full Board.

b. Federal Single Audits

Federal Single Audits shall be conducted in accordance with federal and state laws and requirements. These reports shall be distributed to the appropriate federal and state agencies by the institutions. In addition, these reports shall be distributed to the BAHR Committee, the Board's executive director, the chief executive officers, and the chief financial officers of the institutions.

c. Management Consulting Services

Plans for management consulting services that are included as part of the auditing services contract for the Board shall be reviewed and approved by the Board's executive director. The results of these consultation services shall be reported to the BAHR Committee.

d. Work Contracted Directly with the Institutions

All National Collegiate Athletic Association (NCAA) and National Association of Intercollegiate Athletics (NAIA) audits and agreed-upon procedures reports shall be forwarded by the chief executive officer of the institutions to the BAHHR Committee and the Board's executive director. All other external audit reports for work contracted directly with the institutions shall be forwarded to the Board's executive director.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

SUBJECT

FY 05 College and University appropriation – legislative intent.

APPLICABLE STATUTE, RULE, OR POLICY

House Bill 768 (2004).

BACKGROUND

The appropriation bill for College and Universities contained legislative intent regarding “funding equity” between and among the four-year institutions. This issue has been widely discussed for several years, and culminated most recently with the release of a report from the national educational consulting firm MGT, which identified inequities between institutions.

The Board developed a formula to request new state funds for this purpose, which has yet to occur.

DISCUSSION

Since the issuance of the MGT report, the fiscal landscape in the state and at the institutions has changed significantly. General fund holdbacks and year-end reversions, coupled with increasing enrollments and less than expected FY05 state appropriations, have caused institutions to reorient their programs and budget planning.

IMPACT

If new funding were available from the state, beginning to achieve funding equity would be relatively easy. However, new funding for this item does not appear to be on the near-term horizon. Reallocation of existing appropriations in an attempt to achieve “equity” would negatively affect some institutions at the benefit of others. Any process to reallocate existing funds would be traumatic and potentially harmful.

STAFF COMMENTS AND RECOMMENDATIONS

Staff recommends a discussion take place between the Board’s Executive Committee, Executive Director, Chief Fiscal Officer and the chair of the President’s Council to determine how best to proceed for FY05 and beyond to respond to Legislative intent.

BOARD ACTION

This item is for informational purposes only. Any action will be at the Board’s discretion.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

20 Be It Enacted by the Legislature of the State of Idaho:

21 SECTION 1. There is hereby appropriated to the State Board of Education
22 and the Board of Regents of the University of Idaho for Boise State Univer-
23 sity, Idaho State University, Lewis-Clark State College, the University of
24 Idaho, and the Office of the State Board of Education the following amount to
25 be expended for the designated programs from the listed funds for the period
26 July 1, 2004, through June 30, 2005:

27 FOR:

28 General Education Programs	\$341,294,500
-------------------------------	---------------

29 FROM:

30 General Fund	\$223,366,200
-----------------	---------------

31 Agricultural College Endowment Fund	760,800
--	---------

32 Charitable Institutions Endowment Earnings Fund	750,600
--	---------

33 Normal School Endowment Earnings Fund	2,741,300
--	-----------

34 Science School Endowment Fund	3,136,900
----------------------------------	-----------

35 University Endowment Fund	2,630,900
------------------------------	-----------

36 Unrestricted Current Fund	34,700,100
------------------------------	------------

37 Restricted Current Fund	<u>73,207,700</u>
----------------------------	-------------------

38 TOTAL	\$341,294,500
----------	---------------

39 SECTION 2. Of the amount appropriated from the General Fund in Section 1
40 of this act, an amount not to exceed \$75,000 shall be used by the Office of
41 the State Board of Education for system-wide needs.

2

1 SECTION 3. Of the amount appropriated from the General Fund in Section 1
2 of this act, an amount not to exceed \$1,600,000 may be used for matching
3 awards, research centers, and infrastructure, with commercial application as a
4 goal. The expenditure of these funds shall conform to the mission and goals of
5 the Higher Education Research Council.

6 SECTION 4. Of the amount appropriated from the General Fund in Section 1
7 of this act, an amount not to exceed \$1,750,000 may be used for the competi-
8 tive Idaho Technology Incentive Grant Program to foster innovative learning
9 approaches using technology. These moneys shall also be used to develop,
10 enhance and promote the Idaho Electronic Campus, and for Idaho's participation
11 in the Western Governors' Association's Virtual University.

12 SECTION 5. Of the amount appropriated from the General Fund in Section 1
13 of this act, an amount not to exceed \$500,000 may be used for teacher prepara-
14 tion activities associated with Idaho's Comprehensive Literacy Act as pre-

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

15 scribed in Section 33-1207A, Idaho Code.

16 SECTION 6. Of the amount appropriated from the General Fund in Section 1
17 of this act, an amount not to exceed \$1,300,000 may be used for the Governor's
18 College and University Excellence Initiative.

19 SECTION 7. The State Board of Education shall establish a standardized
20 system for tracking and reporting meaningful data about faculty, nonfaculty
21 exempt, and classified staff turnover at the state's institutions of higher
22 education. These statistics shall be included with each year's higher educa-
23 tion appropriation request.

24 SECTION 8. The Legislature continues to believe that funding equity among
25 Idaho's four year institutions of higher education, as identified by the State
26 Board of Education, is an important issue. Further, the Legislature encourages
27 the State Board of Education to begin the process of gradually achieving fund-
28 ing equity within existing and future resources in a manner that is beneficial
29 to the institutions.

30 SECTION 9. There is hereby reappropriated to the State Board of Education
31 and the Board of Regents of the University of Idaho for Boise State Univer-
32 sity, Idaho State University, the University of Idaho, Lewis-Clark State Col-
33 lege, and the Office of the State Board of Education, subject to the provi-
34 sions of Section 10 of this act, the unexpended and unencumbered balance of
35 any appropriation contained in Section 1, Chapter 367, Laws of 2003, to be
36 used for nonrecurring expenditures, for the period July 1, 2004, through June
37 30, 2005.

38 SECTION 10. The reappropriation for the General Fund granted in Section 9
39 of this act shall be subject to the following provisions:

40 (1) If the unexpended and unencumbered balance in the General Fund on
41 June 30, 2004, is zero, the reappropriation for the General Fund in Section 9
42 of this act is hereby declared to be null and void.

43 (2) If the unexpended and unencumbered balance in the General Fund on
44 June 30, 2004, is greater than zero but less than the total General Fund re-
45 appropriation authority granted to all state agencies, that amount reappropri-
46 ated in Section 9 of this act shall be in the proportion that the reappropria-
47 tion for Boise State University, Idaho State University, the University of
48 Idaho, Lewis-Clark State College, and the Office of the State Board of Educa-

3

1 tion bears to the total General Fund reappropriation authority granted to all
2 state agencies.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

Statement of Purpose
RS13384

This is the FY 2005 appropriation to fund the general education programs for Idaho's higher educational system. The institutions that comprise this system are the University of Idaho, Idaho State University, Boise State University and Lewis-Clark State College.

Fiscal Note

	FTP	Gen	Ded	Fed	Total
FY 2004 Original Appropriation	3,590.51	218,000,000	109,172,400	0	327,172,400
Reappropriations	0.00	5,300	32,228,300	0	32,233,600
Other Approp Adjustments	0.00	0	0	0	0
FY 2004 Total Appropriation	3,590.51	218,005,300	141,400,700	0	359,406,000
Non-Cognizable Funds and Transfers	41.04	0	66,600	0	66,600
FY 2004 Estimated Expenditures	3,631.55	218,005,300	141,467,300	0	359,472,600
Removal of One-Time Expenditures	0.00	(5,300)	(32,294,900)	0	(32,300,200)
Base Adjustments	0.00	0	0	0	0
FY 2005 Base	3,631.55	218,000,000	109,172,400	0	327,172,400
Personnel Cost Rollups	0.00	0	0	0	0
Inflationary Adjustments	0.00	0	0	0	0
Nonstandard Adjustments	0.00	0	0	0	0
Change in Employee Compensation	0.00	0	0	0	0
Fund Shifts	0.00	0	0	0	0
FY 2005 Program Maintenance	3,631.55	218,000,000	109,172,400	0	327,172,400
Enhancements					
College and Universities					
1. Funding Equity	0.00	0	0	0	0
Lump Sum or Other Adjustments	0.00	5,366,200	8,755,900	0	14,122,100
FY 2005 Total	3,631.55	223,366,200	117,928,300	0	341,294,500
Chg from FY 2004 Orig Approp	41.04	5,366,200	8,755,900	0	14,122,100
% Chg from FY 2004 Orig Approp.	1.1%	2.5%	8.0%		4.3%

This is a lump sum appropriation. Intent language is included to: limit the amount of money that may be spent for system-wide needs to \$75,000; limit the amount that may be used for Higher Education Research Council grants to not more than \$1.6 million; limit the amount that may be used for the Idaho Technology Incentive Grant Program and related items to \$1.75 million; limit the amount that may be used for activities associated with Idaho's Comprehensive Literacy Act to \$500,000; limit the amount that may be used for the Governor's College and University Excellence Initiative to \$1.3 million; require the tracking and reporting of faculty and staff turnover statistics by the higher education institutions; convey the Legislature's position on funding equity; and

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

provide carryover authority into FY 2005 for any unexpended and unencumbered FY 2004 moneys.

.

Contact: Ross Borden 334-4745

Legislative Services Office, Budget & Policy Analysis

Statement of Purpose/Fiscal Note

Bill No. **H768**

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

SUBJECT

Permanent Building Fund – Capital Facilities Alteration and Repair Projects.

APPLICABLE STATUTE, RULE, OR POLICY

N/A

BACKGROUND

The Division of Financial Management and Department of Administration have issued a memorandum which calls for a temporary slowing of project costs in FY04 due to unavailability of cash receipts for alteration and repair projects. These agencies indicate there will be sufficient funds available in FY05 for the delayed FY04 projects and the already-approved FY05 projects. Agencies have been asked to consider reprioritizing their FY05 projects in conjunction with the delayed FY04 projects.

DISCUSSION

This issue has been discussed by President's Council and with staff from the Division of Public Works. Institutions and the agency involved will determine how best to proceed with their project prioritization.

IMPACT

Project planning is expected to continue, but no cash disbursements will occur until FY05 begins (July 1, 2004). The affected projects for FY04 are listed separately.

STAFF COMMENTS AND RECOMMENDATIONS

Board staff will stay current with developments. No negative effects of this delay are anticipated. No recommendation is necessary.

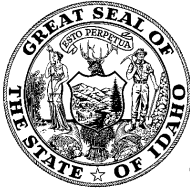
BOARD ACTION

This item is for informational purposes only. Any action will be at the Board's discretion.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

Capital Facilities Projects

Boise State University	Heating/ventilating/air conditioning upgrade, Science/Nursing building- \$322,000
Idaho State University	Life safety, handrails, entry stairs: various buildings - \$212,000
University of Idaho	Reclaimed water system - \$307,774
College of Southern Idaho	Chipseal campus roads - \$100,610
Idaho School for the Deaf and the Blind	Remodel/renovate superintendent's residence - \$45,000



State of Idaho

DIVISION OF FINANCIAL MANAGEMENT

Executive Office of the Governor

DIRK KEMPTHORNE
Governor
BRADLEY T. FOLTMAN
Administrator

700 West Jefferson, Room 122
P.O. Box 83720
Boise, Idaho 83720-0032
(208) 334-3900
FAX (208) 334-2438
www.state.id.us/dfm/dfm.htm

April 5, 2004

MEMORANDUM

TO: Agency Fiscal Officers

FROM: Brad Foltman, Administrator – Division of Financial Management
Pam Ahrens, Director – Department of Administration

SUBJECT: **Permanent Building Fund (PBF) Alteration and Repair Projects for FY 2004**

The FY 2004 alteration and repair appropriation is based upon fund sources that are not currently meeting projection. This situation has developed since the original appropriation was prepared a year ago and if not managed with a short-term strategy, the fund is projected to be in a deficit situation by the end of this fiscal year.

In order to address this situation, the Division of Financial Management has called for a temporary slowing of project costs in FY 2004 until the cash situation improves. The Division of Public Works has provided the statewide agency list of alteration and repair projects originally scheduled to begin in FY 2004 that will be affected by this action. (See below for project list)

The FY 2005 budget for PBF includes adequate appropriation to cover the majority of these FY 2004 projects as well as the FY 2005 projects that were recommended by the PBF Advisory Council. This temporary change in schedule will give all agencies an opportunity to review their alteration requests and reprioritize projects, if necessary, to meet their most urgent priorities.

This delay is not expected to be longer than a few weeks and hopefully will not cause your agency significant problems. If you have any questions please feel free to contact Public Works or your DFM budget analyst.

cc Agency Directors

Mission: To help state government provide effective and efficient services to the people of the State of Idaho.

FY 2004 PROJECT FUNDING - (proposed delayed)

ALTERATION AND REPAIR PROJECTS FUNDING

AGENCY	PROJECT NUMBER	DESCRIPTION	PROJECTS DELAYED
Correction, Dept of	2004060	IMSI: Replace Roof	800,000
Boise State University	2003193	BSU: HVAC Upgrade PH1, SCI/NUR	322,000
University of Idaho	2002258	UOI: Reclaimed Water System	307,774
Juvenile Corrections, Dept of	2003532	DJC: Renovate Caribou, JCC-St. Anthony	276,000
Idaho State University	2004224	Life Safety, Handrails and Entry Stairs, Various Buildings	212,000
College of Southern Idaho	2004094	Chipseal Campus Roads	100,610
Health & Welfare, Dept of	2000923	ISSH: ASB Abate, Heat Plant, ISSH	48,000
Idaho School for the Deaf and Blind	2004111	Remodel/Renovate, Superintendent's Residence	45,000
Lands, Dept. of	2004502	Repave Existing Parking Lot, Payette Lakes Area Office, McCall	45,000
Health & Welfare, Dept of	2002363	ISSH: Campus Fencing	40,000

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

SUBJECT

Idaho Promise Scholarship – Approve Category B Award.

APPLICABLE STATUTE, RULE, OR POLICY

IDAPA 08.01.05.102.01

Section §33-4305, 4307 and 4308, Idaho Code

HB 1322

BACKGROUND

The Idaho Promise Scholarship Category B award is for all Idaho students attending college for the first time and who have a high school grade point average of at least 3.0 or an ACT score of 20 or above. This scholarship is limited to two years and to students younger than 22 years of age. Students must maintain at least a 2.5 GPA while taking an average of 12 credits to remain eligible for the scholarship. State law requires the State Board of Education to annually set the amount of the award based on the legislative appropriation and the number of eligible students.

DISCUSSION

In addition to Board action regarding scholarship approval (below), a related situation may occur. During the 2004 session, the Idaho Legislature enacted permissive legislation that allows the State Board of Education to increase the annual individual amount up to \$600 and the total award up to \$1,200. If actual awards are lower than projected, the Board may choose to increase the amount of the award for the Spring 2005 semester.

The legislative appropriation for the Promise Category B Scholarship for FY05 is \$4,483,600. Idaho's colleges and universities have estimated the number of eligible freshman in the academic year 2004-05 to be approximately 8,686 students. With the award set at \$500 per student per year, the total amount awarded to all eligible students would be \$4,343,000. This leaves \$140,600 remaining.

If additional funds become available in the fall semester, staff will recommend an increase in the award amount for the spring 2005 semester. (October, 2004 Board Meeting)

IMPACT

Provides a merit-based scholarship to Idaho high school student in an attempt to motivate students to excel in high school and attend an Idaho college. Estimated number of students receiving scholarships is 8,686.

STAFF COMMENTS AND RECOMMENDATIONS

Staff recommends approval of the Promise Category B scholarship in the amount of \$250 per semester (\$500 annually).

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

BOARD ACTION

A motion to approve the amount of the Idaho Promise Scholarship, Category B, to be \$250 per semester per student (\$500 annually) for those current recipients who maintain eligibility and for qualified first year entering students under the age of 22 in the academic year 2004-05.

Moved by_____ Seconded by_____ Carried Yes_____ No_____

REFERENCE - APPLICABLE STATUTE, RULE OR POLICY

ADMINISTRATIVE RULES

IDAPA 08.01.05.102.01

102. MONETARY VALUE OF THE SCHOLARSHIP.

01. Monetary Value. The monetary value of each scholarship shall be set annually by the Board in accordance with Sections 33-4307(3) et seq., Idaho Code.(3-15-02)

02. Duration. The grant covers up to one (1) educational year or equivalent for attendance at an eligible postsecondary educational institution. . (3-15-02)

IDAHO STATUTES

Title 33, Sections 4305, 4307 and 4308

TITLE 33
EDUCATION
CHAPTER 43
SCHOLARSHIPS

33-4305. PURPOSES. The purpose of this act is:

(1) To establish a state scholarship program for the most talented Idaho secondary school graduates or the equivalent, consisting of category A students with outstanding academic qualifications and category B students with a cumulative grade point average for grades nine (9) through twelve (12) of 3.0 or better or achieving an ACT score of 20 or better or who become eligible after the student's first semester or who meet any other criteria as may be established by the state board of education and the board of regents of the university of Idaho, who will enroll in undergraduate nonreligious academic and professional-technical programs in eligible postsecondary institutions in the state; and

(2) To designate the state board of education and the board of regents of the university of Idaho as the administrative agency for the state scholarship program.

33-4307. ELIGIBILITY -- MAXIMUM AMOUNTS -- CONDITIONS. A grant may be awarded to an eligible student for matriculation at an eligible postsecondary educational institution in the state of Idaho if:

(3) The grant for category B students is as follows:

(a) The grant payment to an individual per educational year for attendance on a full-time basis is not in excess of an amount determined annually by the state board of education and the board of regents of the university of Idaho and not to exceed one thousand dollars (\$1,000) per year including the required match.

(b) The total grant payments over a period of four (4) years to an

individual may not exceed two (2) annual grants.

(c) The individual receiving such a grant signs an affidavit stating that the grant will be used for educational costs only.

(d) The grant is awarded on the basis of a high school record of a 3.0 grade point average or an ACT composite score of 20 or better and other criteria as may be established by the state board of education and the board of regents of the university of Idaho.

(e) The individual receiving the grant is not precluded from receiving other financial aid, awards or scholarships except that category A student award recipients are not eligible for category B awards.

(f) Grant payments shall correspond to academic terms, semesters, quarters or equivalent time periods at an eligible postsecondary institution; in no instance may the entire amount of a grant for an educational year, as defined in section 33-4306(8), Idaho Code, be paid to or on behalf of such student in advance. The first grant payments pursuant to this section for category B students shall be made in the fall of 2001 or in the first fall academic term following an appropriation and when moneys are available to implement the category B scholarship program whichever date is later.

(g) The individual has complied with such rules as may be necessary for the administration of this chapter.

(h) All eligible postsecondary institutions will report annually to the state board of education and the board of regents of the university of Idaho the number of students for each term receiving a grant award and the number of awards that were matched by the institution.

33-4308. MAXIMUM NUMBER OF GRANTS.

(1) The total number of grants to eligible category A students shall not exceed one hundred (100) per year, nor a cumulative total number of grants of four hundred (400) outstanding at any given time.

(2) The total number of grants to category B students will be determined annually by the state board of education and the board of regents of the university of Idaho based on the number of eligible students, the individual award amount and the availability of funds.

IIII LEGISLATURE OF THE STATE OF IDAHO IIII
 Fifty-seventh Legislature Second Regular Session - 2004
 IN THE SENATE
 SENATE BILL NO. 1322
 BY EDUCATION COMMITTEE
 1 AN ACT
 2 RELATING TO IDAHO PROMISE SCHOLARSHIPS; AMENDING SECTION 33-4307, IDAHO
 CODE,
 3 TO INCREASE THE MAXIMUM AMOUNT OF THE SCHOLARSHIP AND TO MAKE
 TECHNICAL
 4 CORRECTIONS.
 5 Be It Enacted by the Legislature of the State of Idaho:
 6 SECTION 1. That Section 33-4307, Idaho Code, be, and the same is hereby
 7 amended to read as follows:
 8 33-4307. ELIGIBILITY -- MAXIMUM AMOUNTS -- CONDITIONS. A grant may be
 9 awarded to an eligible student for matriculation at an eligible postsecondary
 10 educational institution in the state of Idaho if:
 11 (1) The individual is accepted for enrollment as a full-time undergradu-
 12 ate or professional-technical student, as follows:
 13 (a) In the case of an individual beginning his first year or freshman
 14 year of postsecondary education, he has satisfied the requirements for
 15 admission and has enrolled in an eligible postsecondary institution.
 16 (b) In the case of an individual enrolled in an eligible postsecondary
 17 institution following the successful completion of the first term, he con-
 18 tinues to meet the requirements of this act and has maintained such high
 19 standards of performance as may be required. Provided that high academic
 20 standards are maintained in accordance with requirements of this chapter,
 21 a student continues to be eligible when transferring from one (1) major
 22 program to another.
 23 (c) In the case of an individual transferring from one (1) eligible post-
 24 secondary institution in Idaho to another eligible postsecondary institu-
 25 tion in Idaho, he continues to meet the requirements of this act, is
 26 accepted and enrolled at the eligible postsecondary institution to which
 27 he is transferring, and has maintained such high standards of performance
 28 as may be required.
 29 (2) The grant for category A students is as follows:
 30 (a) The grant payment to an individual per educational year for atten-

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

31 dance on a full-time basis is not in excess of an amount determined annu-
32 ally by the state board of education or in excess of the total educational
33 costs as certified by an official of the eligible postsecondary institu-
34 tion to be attended by the individual receiving the grant, whichever is
35 less.

36 (b) The total grant payments over a period of six (6) years to an indi-
37 vidual may not exceed four (4) annual grants or the total educational
38 costs for four (4) educational years completed as certified by an official
39 of the eligible postsecondary institution or institutions attended by the
40 individual receiving the grant, whichever is less.

41 (c) The individual receiving such a grant signs an affidavit stating that
42 the grant will be used for educational costs only.

43 (d) The grant is awarded on the basis of extraordinary performance in

2

1 standardized, unweighted competitive examination and high school record.

2 (e) The individual receiving the grant is not precluded from receiving
3 other financial aids, awards, or scholarships, provided the total of the
4 grant and such other financial aids, awards or scholarships does not
5 exceed the total educational costs for attendance at an eligible post-
6 secondary institution as certified by an official of the eligible post-
7 secondary institution to be attended by the individual receiving the
8 grant.

9 (f) Grant payments shall correspond to academic terms, semesters, quar-
10 ters or equivalent time periods at an eligible postsecondary institution;
11 in no instance may the entire amount of a grant for an educational year,
12 as defined in section 33-4306(10), Idaho Code, be paid to or on behalf of
13 such student in advance.

14 (g) The individual has complied with such rules as may be necessary for
15 the administration of this act.

16 (3) The grant for category B students is as follows:

17 (a) The grant payment to an individual per educational year for atten-
18 dance on a full-time basis is not in excess of an amount determined annu-
19 ally by the state board of education and the board of regents of the uni-
20 versity of Idaho and not to exceed one thousand two hundred dollars
21 (\$1,~~0~~200) per year including the required match.

22 (b) The total grant payments over a period of four (4) years to an indi-
23 vidual may not exceed two (2) annual grants.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

- 24 (c) The individual receiving such a grant signs an affidavit stating that
25 the grant will be used for educational costs only.
- 26 (d) The grant is awarded on the basis of a high school record of a 3.0
27 grade point average or an ACT composite score of 20 or better and other
28 criteria as may be established by the state board of education and the
29 board of regents of the university of Idaho.
- 30 (e) The individual receiving the grant is not precluded from receiving
31 other financial aid, awards or scholarships except that category A student
32 award recipients are not eligible for category B awards.
- 33 (f) Grant payments shall correspond to academic terms, semesters, quar-
34 ters or equivalent time periods at an eligible postsecondary institution;
35 in no instance may the entire amount of a grant for an educational year,
36 as defined in section 33-4306(8), Idaho Code, be paid to or on behalf of
37 such student in advance. The first grant payments pursuant to this section
38 for category B students shall be made in the fall of 2001 or in the first
39 fall academic term following an appropriation and when moneys are avail-
40 able to implement the category B scholarship program, whichever date is
41 later.
- 42 (g) The individual has complied with such rules as may be necessary for
43 the administration of this chapter.
- 44 (h) All eligible postsecondary institutions will report annually to the
45 state board of education and the board of regents of the university of
46 Idaho the number of students for each term receiving a grant award and the
47 number of awards that were matched by the institution.

D. Statement of Purpose / Fiscal Impact

STATEMENT OF PURPOSE

This bill would increase the Robert R. Lee Promise B Scholarship from \$500 to \$600 per year.

FISCAL IMPACT

Estimating a 2% award growth to 7,800 students, this would require an increase in \$780,000 from general funds.

Contact

Name: Sen. Clint Stennett

Phone: 332-1000

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BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

SUBJECT

Approval of agency and institution employee compensation plans for FY05.

APPLICABLE STATUTE, RULE, OR POLICY

House Concurrent Resolution 47 (2004)

House Bill 805 (2004)

Individual agency/institution FY05 appropriation bills.

BACKGROUND

Board members expressed an interest in reviewing and approving the employee compensation plans developed by agencies and institutions of the Board. The Division of Financial Management and Division of Human Resources will then approve plans for all state agencies.

DISCUSSION

Attached is a summary of the planned compensation policy for FY05 as submitted by each agency and institution of the State Board of Education. HCR 47 provided legislative guidance regarding CEC increases for FY05, and directed that appropriation bills contain funding for a 2% increase. HCR 47 also discussed use of FY04 salary savings (one-time and ongoing) for employee compensation matters. HB 805 provides an additional 1% funding for employee compensation if the FY04 year-end General Fund balance is at a certain level.

IMPACT

Members of the governing board will have a better understanding of the FY05 compensation policies of the agencies and institutions.

STAFF COMMENTS AND RECOMMENDATIONS

Agency and Institution plans will be submitted to the Board office after the agenda is published. A summary of all plans will be provided to Board members before the Board meeting.

BOARD ACTION

A motion to approve the FY05 compensation plans for the agencies and institutions under the governance of the State Board of Education.

Moved by _____ Seconded by _____ Carried Yes _____ No _____

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

REFERENCE - APPLICABLE STATUTE, RULE, OR POLICY

|||| LEGISLATURE OF THE STATE OF IDAHO ||||
Fifty-seventh Legislature Second Regular Session - 2004
 IN THE HOUSE OF REPRESENTATIVES
 HOUSE CONCURRENT RESOLUTION NO. 47
 BY COMMERCE AND HUMAN RESOURCES COMMITTEE

1 A CONCURRENT RESOLUTION

2 STATING FINDINGS OF THE LEGISLATURE, ADOPTING A STATE EMPLOYEE
COMPENSATION

3 POLICY, ADOPTING FUNDING RECOMMENDATIONS, STATING POLICY TOWARD
SALARY

4 SAVINGS REGARDING PAY POLICIES FOR STATE EMPLOYEES AND DIRECTING
MANAGE-

5 MENT OF COMPENSATION AND FUNDING POLICIES.

6 Be It Resolved by the Legislature of the State of Idaho:

7 WHEREAS, the Legislature has by law provided that the Governor and the
8 Division of Human Resources report to the Legislature their recommendations
9 for proposed pay policies, together with the estimated cost thereof; and

10 WHEREAS, the Legislature has received and reviewed the report of the Gov-
11 ernor dated January 12, 2004, and the report of the Division of Human
12 Resources dated October 1, 2003; and

13 WHEREAS, it is the mission of the Idaho State Government to provide a high
14 level of responsive service in meeting the needs of its citizens.

15 NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Ses-
16 sion of the Fifty-seventh Idaho Legislature, the House of Representatives and
17 the Senate concurring therein, that:

18 (1) It is the policy of the state of Idaho to provide a total compensa-
19 tion system that attracts, retains and recognizes state employees for their
20 valuable service. The foundation of this system is to pay competitive job mar-
21 ket average salaries and to reward performance with a merit based compensation
22 philosophy.

23 (2) The Joint Finance-Appropriations Committee is directed to provide
24 funding for the following specific compensation measures:

25 (a) Funding of \$10,923,900 from the General Fund for benefit cost
26 increases for health insurance, Public Employee Retirement System rate
27 changes, and various other salary based benefits as recommended in the

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

28 Governor's report;
29 (b) Funding of \$10,002,100 from the General Fund for 2% salary increases
30 for state employees as recommended in the Governor's report; and
31 (c) One-time contingency funding of \$5,001,000 in General Funds, for an
32 additional temporary salary increase of 1%. This increase shall be contin-
33 gent upon General Fund revenues exceeding the fiscal year 2004 revenue
34 projection used by the Joint Finance-Appropriations Committee by a minimum
35 of \$5,001,000. The Joint Finance-Appropriations Committee shall design a
36 surplus eliminator appropriation to provide this temporary salary
37 increase, should available funds in excess of the revenue projection
38 become available.

39 (3) For those agencies funded in total or in part from non-General Fund
40 money, the Joint Finance-Appropriations Committee is directed to appropriate
41 in as nearly as possible the same manner as agencies funded by the General
42 Fund.

43 (4) The Legislature recognizes that no specific funding for salary
44 increases for state agencies and institutions has been provided for the last

2

1 two fiscal years. As such, state agency directors and institution executives
2 are encouraged to allocate agency salary savings to provide for employee sal-
3 ary needs before other operational budget priorities are considered. One-time
4 salary increases should be given if the salary savings are one-time in nature.
5 Ongoing salary increases may be given if the salary savings are expected to be
6 ongoing in nature and, where applicable, particular emphasis should be placed
7 on those employees in occupational groups with significant market pay lag and
8 turnover rates.

9 (5) The Division of Human Resources and the Division of Financial Manage-
10 ment shall ensure that agency and institution compensation policies are man-
11 aged consistent with the policies contained herein.

12 (6) The effective date of implementation of these salary adjustments
13 shall be June 6, 2004.

14 BE IT FURTHER RESOLVED that appropriations measures to fund nonclassified
15 employees be prepared in as nearly as possible the same manner as for classi-
16 fied employees.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

E. Statement of Purpose / Fiscal Impact

STATEMENT OF PURPOSE

RS 14075

This concurrent Resolution states that the policy of the state of Idaho is to provide a total compensation system for state employees, which includes paying competitive job market average salaries and rewarding performance with a merit based compensation philosophy. The resolution recommends funding benefit cost increases at the level recommended by the Governor and a permanent 2% merit based salary increase. Funding an additional temporary 1% salary increase would be contingent upon revenues exceeding the current year estimate. The resolution provides agencies guidance on the use of one- time and ongoing salary savings to address salary increases. Finally, the resolution directs the Division of Human Resources and the Division of Financial Management to ensure that agency and institution compensation policies are managed consistent with the policies stated in the resolution.

FISCAL IMPACT

The General Fund fiscal impact of this concurrent resolution, subject to the actual appropriation by the Joint Finance-Appropriations Committee, is as follows: (1) Benefit cost increases: \$10,923,900. (2) 2% permanent salary increase: \$10,002,100. (3) 1% temporary salary increase (contingent upon receipt of revenues): \$5,001,000

Contact

Name: Rep. Schaefer

Sen. Andreason

Phone: 332 1000

STATEMENT OF PURPOSE/FISCAL NOTE

HCR 047

|||| LEGISLATURE OF THE STATE OF IDAHO ||||
Fifty-seventh Legislature Second Regular Session - 2004

BY APPROPRIATIONS COMMITTEE

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

30	General Fund	\$1,689,800
31	Unrestricted Current Fund	157,400
32	Charitable Institutions Endowment Income Fund	8,500
33	Restricted Current Fund	361,900
34	University Endowment Income Fund	10,800
35	Normal School Endowment Income Fund	25,900
36	Scientific School Endowment Income Fund	22,400
37	Agricultural College Endowment Income Fund	5,400
38	TOTAL	\$2,282,100

39 (3) STATE BOARD OF EDUCATION

40 COMMUNITY COLLEGE SUPPORT:

41 FROM:

42	General Fund	\$ 130,100
----	--------------	------------

2

1	TOTAL
---	-------

2	Community College Fund	2,100
---	------------------------	-------

3	TOTAL	\$ 132,200
---	-------	------------

4 (4) STATE BOARD OF EDUCATION

5 IDAHO SCHOOL FOR THE DEAF AND THE BLIND:

6 FROM:

7	General Fund	\$ 56,200
---	--------------	-----------

8 (5) STATE BOARD OF EDUCATION

9 OFFICE OF THE STATE BOARD OF EDUCATION:

10 FROM:

11	General Fund	\$ 10,100
----	--------------	-----------

12	Miscellaneous Revenue Fund	1,000
----	----------------------------	-------

13	TOTAL	\$ 11,100
----	-------	-----------

14 (6) STATE BOARD OF EDUCATION

15 HEALTH EDUCATION PROGRAMS

16 I. WOI VETERINARY EDUCATION:

17 FROM:

18	General Fund	\$ 4,400
----	--------------	----------

19 II. WWAMI MEDICAL EDUCATION:

20 FROM:

21	General Fund	\$ 6,500
----	--------------	----------

22 III. IDEP DENTAL EDUCATION:

23 FROM:

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

24	General Fund	\$ 1,900
25	Unrestricted Current Fund	<u>1,000</u>
26	SUBTOTAL	\$ 2,900
27	IV. FAMILY PRACTICE RESIDENCIES:	
28	FROM:	
29	General Fund	\$ 3,900
30	TOTAL	\$ 17,700
31	(7) STATE BOARD OF EDUCATION	
32	IDAHO STATE HISTORICAL SOCIETY	
33	I. HISTORIC PRESERVATION AND EDUCATION:	
34	FROM:	
35	General Fund	\$ 11,200
36	Miscellaneous Revenue Fund	1,700
37	Federal Grant Fund	<u>7,600</u>
38	SUBTOTAL	\$ 20,500
39	II. HISTORIC SITE MAINTENANCE AND INTERPRETATION:	
40	FROM:	
41	General Fund	\$ 1,000
42	Miscellaneous Revenue Fund	<u>1,500</u>
43	SUBTOTAL	\$ 2,500
44	TOTAL	\$ 23,000
45	(8) STATE BOARD OF EDUCATION	
46	STATE LIBRARY BOARD:	
47	FROM:	
48	General Fund	\$ 15,100
49	Federal Grant Fund	2,000
50	TOTAL	\$ 17,100
51	(9) STATE BOARD FOR PROFESSIONAL-TECHNICAL EDUCATION	
52	DIVISION OF PROFESSIONAL-TECHNICAL EDUCATION	
53	I. STATE LEADERSHIP AND TECHNICAL ASSISTANCE:	
54	FROM:	
55	General Fund	\$ 14,200
1	TOTAL	
2	II. GENERAL PROGRAMS:	
3	FROM:	
4	General Fund	\$ 1,900

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

5 III. POSTSECONDARY PROGRAMS:

6 FROM:

7 General Fund \$ 259,100

8 TOTAL \$ 275,200

9 (10) STATE BOARD OF EDUCATION

10 IDAHO EDUCATIONAL PUBLIC BROADCASTING SYSTEM:

11 FROM:

12 General Fund \$ 8,300

13 Miscellaneous Revenue Fund 7,200

14 TOTAL \$ 15,500

15 (11) STATE BOARD OF EDUCATION

16 SPECIAL PROGRAMS

17 I. FOREST UTILIZATION RESEARCH:

18 FROM:

19 General Fund \$ 4,400

20 II. GEOLOGICAL SURVEY:

21 FROM:

22 General Fund \$ 6,900

23 III. MUSEUM OF NATURAL HISTORY:

24 FROM:

25 General Fund \$ 4,300

26 IV. IDAHO SMALL BUSINESS DEVELOPMENT CENTERS:

27 FROM:

28 General Fund \$ 5,300

29 V. IDAHO COUNCIL ON ECONOMIC EDUCATION:

30 FROM:

31 General Fund \$ 1,000

32 VI. TECH HELP:

33 FROM:

34 General Fund \$ 3,100

35 TOTAL \$ 25,000

36 (12) SUPERINTENDENT OF PUBLIC INSTRUCTION/

37 STATE DEPARTMENT OF EDUCATION:

38 FROM:

39 General Fund \$ 21,400

40 Driver's Education Fund 1,000

41 Data Processing Services Fund 400

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

42	Indirect Cost Recovery Fund	2,300
43	Public Instruction Fund	2,700
44	Federal Grant Fund	22,800
45	TOTAL	\$ 50,600

46 (13) STATE BOARD OF EDUCATION

47 VOCATIONAL REHABILITATION

48 I. INDEPENDENT LIVING COUNCIL:

49 FROM:

50	General Fund	\$ 100
51	Federal Grant Fund	<u>800</u>
52	SUBTOTAL	\$ 900

4

1 TOTAL

2 II. VOCATIONAL REHABILITATION:

3 FROM:

4	General Fund	\$ 12,900
5	Federal Grant Fund	<u>47,600</u>
6	SUBTOTAL	\$ 60,500
7	TOTAL	\$ 61,400

F. Statement of Purpose / Fiscal Impact

Statement of Purpose
RS14170C1

This legislation provides funding to enact certain provisions of HCR 47, dealing with State Employee Compensation. Contingent upon a given unencumbered balance of the General Fund at the end of fiscal year 2004, this legislation provides state agencies with funding for a 1% one-time employee salary increase. The triggering balance is determined by adding \$5 million to the \$72,220,000 fiscal year 2004 ending balance estimated in the Governor's Budget Recommendation.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

Fiscal Note

If the State Controller certifies to the Secretary of State that the ending balance in the General Fund at the end of fiscal year 2004 exceeded \$77,220,000, then a fiscal year 2005 appropriation is triggered in the amounts of \$5,001,000 from the General Fund, \$2,626,500 in dedicated funds, and \$1,172,300 in federal funds for a total cost of \$8,799,800. These costs would be one-time.

Contact: Senator Dean Cameron 332-1000

Representative Maxine Bell 332-1000

Jeff Youtz Legislative Services Budget & Policy Analysis 334-4743

Statement of Purpose/Fiscal Note

Fiscal Note Detail

RS14170C1

One-time 1% Change in Employee Compensation

Department/Agency	General	Dedicated
1 Education		
Agricultural Research and Extension	186,600	1,600
College and Universities	1,689,800	592,300
Community Colleges	130,100	2,100
Deaf and Blind, Idaho School for the	56,200	0
Education, Office of the State Board of	10,100	1,000
Health Education Programs	16,700	1,000
Historical Society	12,200	3,200
Library, State	15,100	0
Professional-Technical Education	275,200	0
Public Broadcasting System, Educational	8,300	7,200
Special Programs	25,000	0
Superintendent of Public Instruction	21,400	6,400
Vocational Rehabilitation	13,000	0
Total Education	2,459,700	614,800

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

INSTITUTION / AGENCY AGENDA
IDAHO SCHOOL FOR THE DEAF AND THE BLIND

SUBJECT

Idaho State School for the Deaf and the Blind (ISDB) request to spend General Fund Contingency Reserve money.

APPLICABLE STATUTE, RULE, OR POLICY

Board Policy IV.D.3. and Idaho Code §33-3409.

BACKGROUND

The ISDB General Fund Contingency Reserve was established to set aside unspent general fund balances at the end of fiscal years to use for one-time expenditures for emergency situations or for items where general fund appropriations had not been received. The ISDB has set aside \$175,000 during two fiscal years into this reserve account.

FUND BALANCE SHEET (Projection)

Current Contingency Fund Balance	\$175,000
Minus Curriculum Development Project	\$ 35,000
Plus Carry over from FY04 Personnel Savings	<u>\$ 30,000</u>
FY04 ending balance	\$170,000

Minus FY05 Projects:

Full Size School Bus	<u>\$ 80,000</u>
FY05 ending balance	\$ 90,000

DISCUSSION

The ISDB Administrative Leadership Team (ALT) reviewed agency-wide candidates and prioritized these two projects for our request to the Board.

Curriculum Development - \$35,000 – \$35,000 of the FY04 fund will be used to provide staff training in alignment of Idaho Standard Achievement Test (ISAT) standards to the Individual Educational Plan (IEP) process and the on-going curriculum development process throughout the ISDB system. This is a one-time event to initiate this critical project. State Department of Education (SDE) and outside consultants will provide training and guidance for all ISDB teachers and administrators. This request was identified and coordinated through Department of Financial Management (DFM) earlier in FY04.

Replacement of Full Size Bus - \$80,000 – \$80,000 is required for replacement of one full-size school bus to ensure safe and dependable student transportation. The current bus has over 235,600 miles on it; well in excess of state guidelines for replacement. This bus also serves as the team bus for sports events. We request this authority simply because such a single high value item has not been

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

INSTITUTION / AGENCY AGENDA

IDAHO SCHOOL FOR THE DEAF AND THE BLIND-continued

approved in routine budgets for several years. This is the primary reason for the current bus having so many miles on it now.

ISDB Requests Concurrent Approval for spending \$35,000 this spring out of the existing FY04 fund, then to spend \$80,000 after July 1 (in FY05) for replacement of the new full sized bus. This approach takes into account the long lead time in ordering such a vehicle.

IMPACT

Approval of this spending plan will allow ISDB to proceed with critical training and procurement necessary for near-term compliance with mandated state and federal standards. We also believe that an end contingency fund balance of \$90,000 is sufficient to meet one large and one small emergency incidents/events, without creating a major fiscal crises for the agency.

If this approach is not approved, ISDB will be forced to continue operating a vehicle already well beyond safety and maintenance life cycle. Further school operations without a well aligned curriculum will have a negative impact on our efforts to improve our IEP process in a 100% special education school. This will also contribute to a dampening of professional spirit, already negatively impacted by significantly lagging salary equity issues.

STAFF COMMENTS AND RECOMMENDATIONS

Board staff has extensively reviewed this process and request with the Fiscal Officer and acting Superintendent of the school and recommends board approval.

BOARD ACTION

A motion to approve the expenditure of funds from the Idaho School for the Deaf and the Blind contingency reserve fund in the following amounts:

FY2004 - \$35,000 for curriculum development materials.

FY2005 - \$80,000 for a pupil transportation bus.

Moved by _____ Seconded by _____ Carried Yes _____ No _____

REFERENCE - APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education

GOVERNING POLICIES AND PROCEDURES

SECTION: IV. ORGANIZATION SPECIFIC POLICIES AND PROCEDURES

Subsection: D. Idaho State School for the Deaf and the Blind April 2002

3. General Powers of the State Board of Education.

The State Board of Education is the Board of Trustees of the Idaho State School for the Deaf and the Blind. Its powers are set forth in Section 33-3405, Idaho Code.

Idaho Statutes

TITLE 33
EDUCATION
CHAPTER 34
IDAHO SCHOOL FOR THE DEAF
AND THE BLIND

33-3409. GENERAL FUND CONTINGENCY RESERVE. The board of trustees of the Idaho school for the deaf and the blind may create and establish a general fund contingency reserve within the annual Idaho school for the deaf and the blind budget. Such general fund contingency reserve shall not exceed five percent (5%) of the total general fund appropriation to the Idaho school for the deaf and the blind. Disbursements from this continuously appropriated fund may be made as the board of trustees determines necessary for contingencies that may arise. The balance of the contingency fund may be accumulated beyond the budgeted fiscal year, but shall never exceed five percent (5%) of the current year's appropriation to the Idaho school for the deaf and the blind.

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BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

INSTITUTION / AGENCY AGENDA
BOISE STATE UNIVERSITY

REFERENCE

January 2004: Board approved 2004-05 Student Fees

SUBJECT

Health, Wellness and Counseling Services Center Project Planning and Design

APPLICABLE STATUTE, RULE, OR POLICY

Idaho State Board of Education Governing Policies & Procedures, Sections V.I.3.a. and V.K.1
Idaho Code, Section §67-5710

BACKGROUND

The \$40/semester facility fee for the new Health, Wellness and Counseling Services Center was approved as part of the 2004-05 student fee increase that was approved by the Board in January 2004. The University seeks approval to proceed with the planning and design of this facility for an amount not to exceed \$932,025. The total building cost is currently estimated at \$13,600,000. (See Attachment I for the project estimate).

DISCUSSION

Although the demand for increased health services space has been evident for several years, the 1997 Boise State University Framework Master Plan failed to address this shortage of space. However, this facility will be included in the updated Master Plan. The ASBSU Student Fee Committee and the University's Executive Budget Committee unanimously supported the new Health, Wellness and Counseling Services Center facility fee proposal. In addition, student surveys and informal feedback have consistently demonstrated students' identification of the need and overwhelming support for additional resources for health, wellness and counseling services, as well as their willingness to financially support these increased services after decades of no growth in space, staffing or funding.

Currently, the Health, Wellness and Counseling Services Center attempts to adequately meet the service demands for 18,447 students in a converted 1950's-era hamburger stand. This same facility that provided health services for only 3,541 students in 1967. Additionally, Counseling Services, which are separately located on the 6th floor of the Education Building, cannot expand beyond current space or staffing.

IMPACT

This facility will be funded from the new student fee that will be implemented in Fall 2004. Boise State students have already indicated their support of this fee for a service that they value.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

INSTITUTION / AGENCY AGENDA
BOISE STATE UNIVERSITY - continued

STAFF COMMENTS AND RECOMMENDATIONS

Because of an email failure, Board staff did not receive this agenda item until April 19, 2004. Accordingly, no background research has been undertaken on this request.

BOARD ACTION

A motion to approve the request by Boise State University to proceed with the planning and design of the Health, Wellness and Counseling Services Center Project, at a cost not to exceed \$932,025.

Moved by _____ Seconded by _____ Carried Yes _____ No _____

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

ATTACHMENT I

PROJECT BUDGET WORKSHEET

PROJECT NUMBER: **BSU 03-032**

PROJECT TITLE:

TOTAL BUDGET: \$13,600,000

CATEGORY		Estimated Budget
A/E Fees		\$877,200
A/E Reimbursable		\$54,825
Total Planning and Design		\$932,025
Construction Manager		\$476,000
CM Reimbursable		\$119,000
Consultant		
Consultant Reimbursable		
Testing during construction		\$21,930
Construction Contract	\$10,965,000	
Construction Contingency	\$548,250	
Subtotal Construction Contract & Contingency	\$11,513,250	\$11,513,250
OIT Telephone / Data Fees		\$20,000
Moving Costs		\$5,000
Misc.		
Project Contingency		\$487,695
Plan Check Fee		
Advertising		\$100
Site Survey		\$10,000
Soil Investigation		\$15,000
TOTAL		\$13,600,000

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

REFERENCE - January 26-27, 2004 State Board Meeting Minutes

BUSINESS AFFAIRS & HUMAN RESOURCES – Jim Hammond
Section I – Finance

2. FY2005 Student Fee and Tuition Rates

Board member Hammond then moved to approve the fee and tuition rates for FY 2005 for Boise State University in the total amounts displayed in the Board materials. This was followed by a substitute motion made by Board member Lewis to approve fees and tuition increases proposed by BSU as outlined on page 33 by institution. He then amended the substitute motion to make it in respect only to BSU and the motion was restated.

Substitute M/S (Lewis/Howard): To approve the FY 2005 fee and tuition rates proposed by Boise State University outlined on page 33 of the Board agenda materials. *Motion carried unanimously.*

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

REFERENCE - January 26-27, 2004 State Board Meeting agenda, page 33

Colleges & Universities

Summary of FY2005 Annual Student Fees
As Recommended by the Institutions

		Recommended Fee Increases						Recomded	
Institution	FY04 Fees	Board Apprd Fees		CEO Apprd Fees		Total Fees		FY2005 Fees	
		Amount	% Incr	Amount	% Incr	Amount	% Incr		
1	Full-time Fees & Tuition:								
2	Resident Noninstructional Fees:								
3	Undergraduate:								
4	Boise State University	\$3,251.00	\$159.20	4.90%	\$109.80	3.38%	\$269.00	8.27%	\$3,520.00
5	Idaho State University	\$3,448.00	\$169.40	4.91%	\$82.60	2.40%	\$252.00	7.31%	\$3,700.00
6	University of Idaho	\$3,348.00	\$146.00	4.36%	\$186.00	5.56%	\$332.00	9.92%	\$3,680.00
7	Lewis Clark State College	\$3,126.00	\$299.00	9.56%	\$13.00	0.42%	\$312.00	9.98%	\$3,438.00
8	Eastern Idaho Tech College	\$1,404.00	\$84.00	5.98%	\$0.00	0.00%	\$84.00	5.98%	\$1,488.00
9									
10	Graduate:								
11	Boise State University	\$3,929.00	\$193.20	4.92%	\$109.80	2.79%	\$303.00	7.71%	\$4,232.00
12	Idaho State University	\$4,108.00	\$189.40	4.61%	\$82.60	2.01%	\$272.00	6.62%	\$4,380.00
13	University of Idaho	\$3,888.00	\$146.00	3.76%	\$186.00	4.78%	\$332.00	8.54%	\$4,220.00
14									
15	Nonresident Tuition and Fees:								
16	Undergraduate								
17	Boise State University	\$9,971.00	\$495.20	4.97%	\$109.80	1.10%	\$605.00	6.07%	\$10,576.00
18	Idaho State University	\$10,048.00	\$649.40	6.46%	\$82.60	0.82%	\$732.00	7.29%	\$10,780.00
19	University of Idaho	\$10,740.00	\$878.00	8.18%	\$186.00	1.73%	\$1,064.00	9.91%	\$11,804.00
20	Lewis Clark State College	\$9,124.00	\$541.00	5.93%	\$13.00	0.14%	\$554.00	6.07%	\$9,678.00
21	Eastern Idaho Tech College	\$5,146.00	\$308.00	5.99%	\$0.00	0.00%	\$308.00	5.99%	\$5,454.00
22									
23	Graduate:								
24	Boise State University	\$10,649.00	\$529.20	4.97%	\$109.80	1.03%	\$639.00	6.00%	\$11,288.00
25	Idaho State University	\$10,708.00	\$669.40	6.25%	\$82.60	0.77%	\$752.00	7.02%	\$11,460.00
26	University of Idaho	\$11,280.00	\$878.00	7.78%	\$186.00	1.65%	\$1,064.00	9.43%	\$12,344.00
27									
28									
29	Part-time Credit Hour Fees & Tuition:								
30	Resident Fees:								
31	Undergraduate:								
32	Boise State University	\$162.40	\$8.50	5.23%	\$6.10	3.76%	\$14.60	8.99%	\$177.00
33	Idaho State University	\$172.00	\$10.00	5.81%	\$3.00	1.74%	\$13.00	7.56%	\$185.00
34	University of Idaho	\$167.00	\$8.35	5.00%	\$2.65	1.59%	\$11.00	6.59%	\$178.00
35	Lewis Clark State College	\$153.00	\$15.00	9.80%	\$3.00	1.96%	\$18.00	11.76%	\$171.00
36	Eastern Idaho Tech College	\$70.00	\$4.00	5.71%	\$0.00	0.00%	\$4.00	5.71%	\$74.00
37	In-Service Teacher Fee	\$55.00	\$5.00	9.09%		0.00%	\$5.00	9.09%	\$60.00
38									
39	Graduate:								
40	Boise State University	\$199.15	\$10.75	5.40%	\$6.10	3.06%	\$16.85	8.46%	\$216.00
41	Idaho State University	\$205.00	\$11.00	5.37%	\$3.00	1.46%	\$14.00	6.83%	\$219.00
42	University of Idaho	\$194.00	\$8.35	4.30%	\$2.65	1.37%	\$11.00	5.67%	\$205.00
43	In-Service Teacher Fee	\$66.00	\$6.00	9.09%		0.00%	\$6.00	9.09%	\$72.00
44									
45	Nonresident Tuition and Fees:								
46	Pt Tm Nonresident Cr Hr Tuition								
47	Idaho State University	\$95.00	\$7.00	7.37%	\$0.00	0.00%	\$7.00	7.37%	\$102.00
48	University of Idaho	\$115.00	\$8.00	6.96%	\$0.00	0.00%	\$8.00	6.96%	\$123.00

REFERENCE - APPLICABLE STATUTE, RULE, OR POLICY

GOVERNING POLICIES AND PROCEDURES

SECTION: V. FINANCIAL AFFAIRS

Subsection: I. Real and Personal Property and Services

April 2002

Subsection: K. Construction Projects

April 2002

I. Real and Personal Property and Services

3. Acquisition of Personal Property and Services

- a. Purchases of equipment, data processing software and equipment, and all contracts for consulting or professional services either in total or through time purchase or other financing agreements, between two hundred fifty thousand dollars (\$250,000) and five hundred thousand dollars (\$500,000) require prior approval by the executive director. The executive director must be expressly advised when the recommended bid is other than the lowest qualified bid. Purchases exceeding five hundred thousand dollars (\$500,000) require prior Board approval.

K. Construction Projects

1. Major Project Approvals - Proposed Plans

Without regard to the source of funding, before any institution, school or agency under the governance of the Board begin formal planning to make capital improvements, either in the form of renovation or addition to or demolition of existing facilities, when the cost of the project is estimated to exceed five hundred thousand dollars (\$500,000), must first be submitted to the Board for its review and approval. All projects identified on the institutions', school's or agencies' six-year capital plan must receive Board approval.

BUSINESS AFFAIRS AND HUMAN RESOURCES
APRIL 22-23, 2004

REFERENCE - APPLICABLE STATUTE, RULE, OR POLICY - continued

Idaho Statutes

TITLE 67

STATE GOVERNMENT AND STATE AFFAIRS

CHAPTER 57

DEPARTMENT OF ADMINISTRATION

67-5710. PERMANENT BUILDING FUND ADVISORY COUNCIL -- APPROVAL OF USE OF FUND -- DUTIES OF ADMINISTRATOR OF PUBLIC WORKS. There is hereby created in the division of public works a permanent building fund advisory council which shall be appointed by the governor. This council shall be composed of one (1) member of the senate, one (1) member of the house of representatives, a citizen engaged in the contracting business, a citizen engaged in the banking business, and a citizen who is a member of the business community not engaged in contracting or banking. The senate member and house of representative member shall be appointed for a fixed term of two (2) years. All other council members shall be appointed for a fixed term of three (3) years. The terms of office of members of the council holding office prior to July 1, 1996, shall expire on the following dates: contracting business member on July 1, 1996; senate member and house of representative member on December 1, 1996; business community member on July 1, 1997; and banking member on July 1, 1998. On or after July 1, 1996, the governor shall appoint members of the council as terms of existing members expire. All members of the council shall serve at the pleasure of the governor. The administrator of public works and the responsible heads of the agencies for which appropriations for construction, renovations, remodelings or repairs are made pursuant to chapter 11, title 57, Idaho Code, shall consult, confer and advise with the permanent building fund advisory council in connection with all decisions concerning the administration of these appropriations and the planning and construction or execution of work or works pursuant thereto. The approval of the permanent building fund advisory council shall be a condition precedent to the undertaking of planning or construction. The administrator of public works is hereby directed to work in close cooperation with the responsible heads of institutions and agencies for which appropriations are made herein and no building proposals shall be approved by the administrator of public works nor any planning or work undertaken by that officer pursuant to these appropriations without the prior approval of the responsible chief officer of the institutions and agencies for whom appropriations are made herein.