



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

**APPROVED MINUTES
STATE BOARD OF EDUCATION
August 10-11, 2005
North Idaho College
Edminster Student Union Building
Coeur d'Alene, Idaho**

A regular meeting of the State Board of Education was held August 10-11, 2005 at North Idaho College in Coeur d'Alene, Idaho. President Rod Lewis presided. Members present were:

Rod Lewis, President
Blake Hall
Sue Thilo

Paul Agidius
Karen McGee
Marilyn Howard, State Superintendent

EXECUTIVE SESSION

M/S (McGee/Hall): To move into executive session, pursuant to Idaho Code Section 67-2345(1), on August 10, 2005 at 4:00 p.m. Motion carried unanimously.

M/S (Hall/McGee): To go out of Executive Session at 6:30 p.m. and adjourn for the evening. Motion carried unanimously.

M/S (Hall/Thilo): To move into executive session, pursuant to Idaho Code Section 67-2345(1), on August 11, 2005 at 8:10 a.m. Motion carried unanimously.

M/S (McGee/Hall): To go out of Executive Session at 8:55 a.m. and move into the Open Session. Motion carried unanimously.

In executive session, The Board considered hiring a public officer, employee, staff member or individual agent; considered the evaluation, dismissal or disciplining of, or complaints or charges brought against a public officer, employee, staff member or individual agent, or public school student; conducted deliberations concerning labor negotiation or to acquire an interest in real property which is not owned by a public agency; considered records that are exempt from public inspection; considered preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations; and considered and advised its legal representatives in pending litigation or where there is a general public awareness of probable litigation.

OPEN SESSION

BOARDWORK (0.06)

1. Agenda Review

Board member McGee asked to postpone Item 7 of the Instruction, Research and Student Affairs agenda until the next meeting. There were no objections to this change.

By consent, the Board approved the agenda as modified.

2. Minutes Approval

M/S (Agidius/McGee): To approve the minutes from June 8, 2005, June 15-16, 2005, and July 12, 2005 as submitted. Motion carried unanimously.

3. Rolling Calendar

M/S (McGee/Agidius): To approve August 10-11, 2006 as the dates and Eastern Idaho Technical College as the location for the August 2006 regularly scheduled Board meeting; to approve the consolidation of the January and March regular Board meetings to a single regular Board meeting to be held on February 23-24, 2006 at Boise State University; and to approve January 23, 2006 as the date and at a location to be determined for a special board meeting, to be held in conjunction with the commencing of the 2006 legislative session. Motion carried unanimously.

OPEN FORUM (4.43)

Peter Vik, Idaho State University Faculty Senate representative, spoke to the Board about fee and tuition reduction for faculty and faculty dependents. He outlined a number of benefits this practice provides for the faculty and their family members as well as for the university, the community and the state.

Robert Zemetra, University of Idaho Faculty Council representative, spoke to the Board about faculty compensation, faculty retention and staying competitive with peer institutions. Board member Hall suggested that having comparative data would be helpful.

Bill Woolston, Stephen Drown, and Phil Mead appeared as representatives of the faculty of the University of Idaho College of Arts and Architecture. They spoke to the Board in support of the plan to reestablish the College of Art and Architecture.

By consent, the Board agreed to take up Item 4 of the Finance Section of the Business Affairs and Human Resources agenda at this time.

BUSINESS AFFAIRS AND HUMAN RESOURCES -- Section II – Finance

4. State Budget Process (30.23)

Jeff Youtz of the Legislative Services Office introduced Jane McClaran of the Division of Financial Management. He presented an overview of the Budget Development process and discussed a letter that was sent to the Board. He indicated that the Legislature and the Governor's office want to understand the critical funding needs of the higher education system.

Board member Hall referenced the letter sent to the Board and observed that the Board has provided detailed information to the Legislature in the past regarding higher education. He pointed out that the Board has no control over the appropriation for higher education since it comes from the Legislature. He discussed the negative impact of the Legislature's decision in 2005 regarding equity funding.

Board member McGee referenced the letter sent to the Board and noted that it suggested the Board wasn't passing critical information on to JFAC. She emphasized that the Board has consistently provided the Legislature with detailed facts and that it will continue to do so.

Board member Agidius asked for clarification regarding the letter. Mr. Youtz responded that the underlying message of the letter is to have budget recommendations for higher education come through the Board as they have in the past.

Board President Lewis emphasized that the Board has advocated strongly on behalf of higher education. He observed that, historically, higher education has not received adequate funding. He noted that the Board has routinely submitted higher education budget requests with all of the items of highest priority to the Legislature; however, a good number of them have never been funded.

Dr. Howard asked Mr. Youtz directly what the Legislature wanted in terms of a response from the Board and he explained their position. She also spoke about the need to address population shifts and inflation in FY 2007.

Board member Hall recommended that the equity funding plan and impact results be forwarded immediately to the Joint Finance and Appropriations Committee.

Jane McClaran reported that the Division of Financial Management supports the Board's role in the budgetary process. She referred to a memorandum from Brad Foltman, the Administrator of DFM and noted that he urged the Board to continue using restraint.

CONSENT AGENDA (1:28)

M/S (Agidius/McGee): To approve the Consent Agenda as presented, with the exception of item 3; and changing the effective dates on item 3 from July 1 to July 31. Motion carried unanimously.

1. Approval of Pending Rule Governing Thoroughness – Alternate Routes of Certification

By consent, the Board approved adopting pending rule IDAPA 08.02.03, Section 107 to clarify that currently certified teachers may add additional certificates or endorsements through the computer alternative based route.

2. Program Changes Approved by the Executive Director

Information item.

3. FY 2006 Compensation – Agency Heads

By consent, the Board approved FY 2006 compensation for Michael Rush, Administrator of the Division of Professional-Technical Education, at a salary of \$89,935, effective July 31, 2005.

By consent, the Board approved FY 2006 compensation for Michael Graham, Administrator of the Division of Vocational Rehabilitation, at a salary of \$85,696, and also to provide a one-time, meritorious salary increase of \$1,713.92, to be paid over a three-month period, effective July 31, 2005.

By consent, the Board approved the FY 2006 compensation for Peter Morrill, General Manager of Idaho Public Television, at a salary of \$82,331, effective July 31, 2005.

By consent, the Board approved the FY 2006 compensation for Harvey Lyter, Interim Superintendent of the Idaho School for the Deaf and Blind, at a salary of \$66,300, effective July 31, 2005.

By consent, the Board approved the FY 2006 compensation for Gary Stivers, Executive Director of the Office of the State Board of Education, at a salary of \$108,706, effective July 31, 2005.

4. New Positions & Changes to Positions – Boise State University

By consent, the Board approved the request by Boise State University to create five (5) new positions (4.0 total FTE); and to change title, term, salary and FTE (.75 to 1.0 each) for two (2) current positions.

5. New Positions – Idaho State University

By consent, the Board approved the request by Idaho State University for twenty-seven (27) new positions (24.5 FTE), and to increase the term on one (1) position (1.0 FTE).

6. New Positions & Changes to Positions – University of Idaho

By consent, the Board approved the request by the University of Idaho for five (5) new positions (4.38 FTE).

7. New Positions – Lewis Clark State College

By consent, the Board approved the request by Lewis Clark State College for eight (8) new positions (6.93 FTE).

8. New Positions & Change to Position – Eastern Idaho Technical College

By consent, the Board approved the request by Eastern Idaho Technical College for three (3) new positions (3.0 FTE) and to change FTE from .75 to 1.0 for one position.

9. Naming/Memorializing Buildings and Facilities – Idaho State University

By consent, the Board approved the request by Idaho State University for the College of Education Building 61, currently known as the HEVTE Building (Consumer Economics), to be renamed Albion Hall.

10. Report on the Approval for Purchase of a Mass Spectrometer – University of Idaho

By consent, the Board approved the purchase by the University of Idaho of a mass spectrometer, for research purposes, in the amount of \$529,625. The Executive Director has previously provided authorization to begin the purchasing process on an emergency basis.

11. Amendment of Board Policy Section V.H. – Audit Policy – 2nd Reading

By consent, the Board approved the second reading of changes to Idaho State Board of Education Governing Policies and Procedures, Section V., Subsection H., Audits.

12. Amendment of Board Policy Section V.E. – Gifts and Affiliated Foundations Policy – Review

Information item.

13. Alcohol Permits Approved by University Presidents

Information item.

REGULAR AGENDA

BUSINESS AFFAIRS AND HUMAN RESOURCES

Section I – Human Resources (1:33.44)

1. Presidential Supplemental Compensation

- a. Boise State University
- b. Idaho State University
- c. University of Idaho

M/S (Hall/McGee): To approve the supplemental compensation agreements for Dr. Robert Kustra, Boise State University; Dr. Richard Bowen, Idaho State University; and Dr. Timothy White, University of Idaho for the time period beginning July 1, 2005 and ending June 30, 2006. Motion carried unanimously.

2. University of Idaho – Head Women’s Volleyball Coach Contract Extension

M/S (Hall/Thilo): To approve the request by the Regents of University of Idaho, to approve the following changes to the contract for Debbie Buchanan, Head Women’s Volleyball Coach: increase term from four (4) years to five (5) years extending to the year 2010; to increase compensation from \$60,611 to \$66,817 per year; to add supplemental compensation of \$4,000 for “coach of the year”; and to increase the media payment from \$5,000 to \$15,000. Motion carried unanimously.

Section II – Finance (1:30.16)

1. Boise State University – Corporate Sponsorship Agreements – Intercollegiate Athletics

Stacy Pearson, Boise State University, presented this item to the Board.

a. “Big Four Sponsors”

M/S (Hall/Thilo): To allow Boise State University’s request to enter into three corporate sponsorship agreements with Northwest Dodge Dealers, St. Luke’s/Idaho Elks Rehabilitation Services and Verizon. Motion carried unanimously.

b. “Team Bronco Partner”

M/S (Hall/Thilo): To approve Boise State University’s request to enter into a corporate sponsorship agreement with Carl’s Jr. and CKE Restaurants. Motion carried unanimously.

2. Idaho State University – Center for Advanced Energy Studies (CAES) Project (1:36.05)

Dr. Leonard Bond, Director for the Center for Advanced Energy Studies (CAES), and President Richard Bowen, of Idaho State University, updated the Board members on this item. Dr. Bowen reported that there has been ongoing planning since the April, 2005, Board meeting. He indicated that the partner institutions agreed that ISU should issue the bonds for the building. Meetings have been held to discuss the location of the facility.

Dr. Bond reported in more detail on the development activities. He noted that the selection of the site will be based on business case evaluation. Input for the program plan will be presented to the Department of Energy by September 30, 2005. A full presentation on the plan will be made to the Board at its October meeting.

Dr. Bond confirmed that the funding for the building is in place and acknowledged that the Board will be asked, in the future, to approve bonds for other costs. ISU will be obligated from a legal standpoint to pay off the bonds; however, Batelle will provide the appropriate guarantees regarding the debt obligation. Dr. Bowen and Dr. Bond said that the language in the contract is being carefully crafted by legal counsel to assure that the liability issues are addressed in the way all the parties agreed to.

3. Eastern Idaho Technical College – Health Education Facility Project – Bonds

M/S (McGee/Hall): To authorize Eastern Idaho Technical College to enter into, and complete, the Health Education Facility project transaction and to authorize the President or his designee to finalize and execute the Site Lease, Facilities Lease, Development Agreement and the Operating Agreement for the Health Education Facility at EITC in substantially the same form as presented to the Board. Motion carried unanimously.

4. State Budget Process (covered earlier in the agenda)

5. Approval of FY 2007 Maintenance of Current Operations Budgets (2:00)

Jeff Shinn of the Office of the State Board reviewed this item for the Board.

M/S (Hall/McGee): To approve a FY 2006 supplemental request for the Scholarships and Grants function within Special Programs in the amount of \$101,800 for the LEAP/SLEAP education grant program. Motion carried unanimously.

Steve Guerber, Idaho State Historical Society, provided background information regarding the supplemental request for a site and building security system at the Old Penitentiary site.

Board member Hall disclosed that his wife serves on the Arts Commission and while the Arts Commission may benefit from the approval of this request, neither his wife nor his family will benefit from it.

M/S (Lewis/Hall): To approve the FY 2006 supplemental request for the Idaho State Historical Society in the total amount of \$176,000 for site/building security at the Old Idaho Penitentiary site. Motion carried unanimously.

Mr. Guerber provided the rationale for the Idaho Historical Society's supplemental request for \$126,000 for preservation and conservation of state historic resources. Following discussion, Board member Hall made a motion having to do with this request.

M/S (Hall/McGee): To move this item to the Idaho Historical Society's FY 2007 budget request, to be taken up later, rather than handling it as a supplemental. Motion carried unanimously.

Jeff Shinn reported that the next item, related to Idaho Public Television, is based on a federal mandate to convert to digital broadcasting. Board President Lewis and Board member McGee expressed concerns about the federal requirement. Dr. Howard observed that the federal requirement has a deadline. Gary Stivers, Executive Director of the Office of the State Board, noted that Peter Morrill, of IPTV, reported to him that converting to digital will address the maintenance and repair problems IPTV currently faces with old equipment.

Board member Hall recommended converting the equipment in a phased approach. Dr. Howard indicated that she preferred that the Board give IPTV permission to replace the existing equipment in the way IPTV determines best.

M/S (Agidius/Thilo): To approve the FY 2007 Replacement Capital Outlay request for Idaho Public Television in the amount of \$1,000,000 for Moscow and Pocatello studio equipment as part of the conversion to digital broadcasting as mandated by the Federal Communications Commission, and \$52,000 for two replacement vehicles, totaling \$1,052,000. (A substitute motion was made.)

Substitute Motion (Hall/Thilo): To approve the FY 2007 Replacement Capital Outlay request for Idaho Public Television in the amount of \$1,749,200 for Moscow and Pocatello studio equipment as part of the conversion to digital broadcasting as mandated by the Federal Communications Commission, and \$52,000 for two replacement vehicles, totaling \$1,801,200. Motion carried 4-2 (McGee and Lewis dissenting).

M/S (Thilo/McGee): To approve for final development the MCO budget requests for the Agencies of the Board, College and Universities, Community Colleges, Agricultural Research and Extension Service, and Special and Health Programs, including approved supplemental appropriations, if any; and to delegate to the Executive Director approval of the final FY 2007 Maintenance of Current Operations budget request for these agencies, institutions and programs as developed by following State of Idaho Budget Development Manual guidelines and Board policy. Motion carried unanimously.

At this time Board President Lewis acknowledged Dr. Jerry Beck, the newly appointed President of College of Southern Idaho.

By consent, the Board agreed to return to Section I – Human Resources of the BAHHR Agenda to consider an action item.

3. Consideration of Petition by Isabelle Bond

M/S (Hall/Thilo): To approve a petition submitted by Isabelle Bond requesting that the State Board of Education review a final personnel related decision made by the University of Idaho. The manner in which this matter will be reviewed by the Board will be in accordance with conditions and procedures to be determined by the president and executive director of the Board, in consultation with legal counsel. Motion failed 3-3 (Lewis, Howard, and McGee dissenting).

At this time, the Board returned to Section II – Finance of the BAHR Agenda.

6. FY 2007 Line Items Budget Requests (Enhancements) (2:35.04)

Before proceeding, the Board asked that the record reflect that the item under Tab 5 related to the Idaho State Historical Society's request for \$126,000 for preservation and conservation was moved forward to Tab 6.

Board President Lewis noted that the Legislative Services Office inferred that it wasn't necessary to forward all the requests of the institutions and agencies to the Legislature. Based on that, he recommended that the Board proceed in a manner more in line with what has been done in past years.

M/S (Hall/Thilo): To approve for final development the following specific budget Line Items for the College and Universities, as displayed on page 5 of Tab 6. Motion carried 5-1 (Lewis dissenting).

Board President Lewis indicated that his intent is to reconsider Mr. Hall's motion, and determine if it is more appropriate to submit the entire list based on comments made by Jeff Youtz on the intent of the letter sent to the Board by the Legislative Services Office and the Division of Financial Management.

Substitute Motion (Lewis/McGee): To defer consideration or approval of the line items until a special meeting can be held -- presumably 2-3 weeks hence – with a goal of Board staff meeting with institutions and determining by category or specifically those that are highest priority to the institutions so that the Board can move those items forward to the Legislative Services Office and the Division of Financial Management. (This motion was amended.)

Board President Lewis noted that the due date for the MCO budget request is September 1, 2005 although there is an indication that the Legislative Services Office and the Division of Financial Management will receive additional items after that date.

Board member McGee seconded the substitute motion, but asked that it be amended to include a request for a letter from the Legislature to clarify their intent. Board President Lewis put forward an amended substitute motion. As a point of clarification, Board President Lewis noted that the letter from the legislative leadership clarifying their intent must be consistent with what Jeff Youtz reported during his presentation.

Amended Substitute Motion (Lewis/McGee): To defer consideration or approval of the line items until a special meeting can be held -- presumably 2-3 weeks hence -- with a goal of Board staff meeting with institutions and determining by category or specifically those items that are highest priority to the institutions so that the Board can move those items forward to the Legislative Services Office and the Division of Financial Management. Also, to provide, as part of this process, a request that a letter be delivered to the Board from the legislative leadership that clarifies their intent with respect to the budget request they are asking of the Board. *Motion failed 3-3 (Howard, Agidius and Hall dissenting).*

Board member Agidius emphasized the importance of providing the Legislature with the entire list of items so they can see all of the needs. Board member Hall concurred and recommended proceeding with the original motion.

M/S (Hall/ Thilo): To approve for final development the following specific budget Line Items for the Community Colleges, as displayed on page 11 of Tab 6. *(This motion was amended.)*

During discussion of this item it was noted that it is not clear what the priority items are. Board member Hall amended his motion to reflect that need.

Amended M/S (Hall/Thilo): To approve for final development the following specific budget Line Items for the Community Colleges, as displayed on page 11 of Tab 6, making sure it reflects the priorities. *Motion carried 5-1 (Lewis dissenting).*

M/S (Thilo/ McGee): To approve for final development the following specific budget Line Items for Agricultural Research and Extension Service, as displayed on Page 15 of Tab 6. *Motion carried 5-1 (Lewis dissenting).*

M/S (Hall/ McGee): To approve for final development the following specific budget Line Items for the Special Programs, as displayed on page 19 of Tab 6. *Motion carried 5-1 (Lewis dissenting).*

M/S (McGee/Howard): To approve for final development the following specific budget Line Items for the Health Programs, as displayed on page 23 of Tab 6. *Motion carried 5-1 (Lewis dissenting).*

At this time, Board President Lewis asked to change his vote on the previous motions under this agenda item to “nay” votes, thereby changing the results to read “5-1, with Lewis dissenting.” **By unanimous consent the Board agreed to have the record reflect Board President Lewis’ dissenting vote on the previous motions under this agenda item.**

M/S (Hall/McGee) To approve for final development the following specific budget Line Items for the Agencies and the State Board of Education, as displayed on page 27 of Tab 6. *Motion carried 4-2 (Howard and Lewis dissenting).*

Substitute Motion (Howard/): To consider the decision units under the Office of the State Board separately from the agencies under the State Board of Education. Motion failed for a lack of a second.

Dr. Howard requested a detailed explanation for each of the decision units listed for the Office of the State Board of Education and put forth specific questions related to their request. Gary Stivers responded.

7. FY 2007 Capital Budget Requests (3:14)

Jeff Shinn presented this item, noting that these are projects submitted by the agencies and institutions for consideration.

M/S (Lewis/McGee): To recommend to the Permanent Building Fund Advisory Council that it continue to concentrate on alteration and repair and other non-major capital projects for FY 2007. Motion carried unanimously.

By unanimous consent, the Board agreed to forward, for information purposes only, the current list of projects to the Permanent Building Fund Advisory Council so it is aware of the ongoing needs of the institutions.

PLANNING, POLICY & GOVERNMENTAL AFFAIRS (3:24)

1. Presidents' Council Report

President Michael Burke reported to the Board on behalf of the Presidents' Council. He noted that the Presidents held their annual retreat on August 10, 2005. They identified six strategic issues to follow up on in the coming year. The issues are: (1) statewide health insurance for students; (2) community colleges; (3) professional-technical education in Idaho and how it links with community colleges; (4) collaboration between colleges and universities; (5) salary competitiveness; and (6) foundations as they relate to governance and growing philanthropic support. In response to a question from President Tim White, Board member Hall indicated that the collaborative work of the Presidents is helpful to the Board.

In reference to the health insurance issue, Board member Hall asked for a timely result. President Robert Kustra suggested having a recommendation ready to present at the October Board meeting. President Dene Thomas cautioned that considerations should include the different needs encountered by non-traditional and traditional students. President Richard Bowen encouraged the Board to keep in mind that health coverage costs will vary from one campus to another.

2. North Idaho College Progress Report

President Michael Burke presented a report to the Board on North Idaho College, noting that the college is known for its affordable and accessible education.

He discussed the five key areas identified in their strategic plan, and overviewed the initiatives and activities that have been implemented to move the college forward in meeting their strategic plan goals.

Board member Hall thanked Dr. Burke for his presentation and for the opportunity to visit the campus. He commended the staff of NIC as well.

Board member McGee referred to several recent reports that indicated NIC is not meeting the needs of the business community and is not responsive in a timely fashion. Dr. Burke pointed out that incredible growth in the area and the resulting workforce demands have presented challenges to NIC. He indicated that the college is working to address these challenges, and encouraged the Board to keep in mind that growth and responsiveness is a community wide challenge.

3. Approval of Pending Rule Governing Charter Schools

M/S (McGee/Lewis): To approve the Pending Rules Governing Charter Schools as presented. *Motion carried 5-0 (Agidius absent).*

4. Proposed Legislative Changes

Karen Echeverria of the Office State Board of Education presented this item and explained the process and time frame issues. Idea sheets have been submitted to Division of Financial Management and if approved, a special meeting of the Board will be needed to approve the specific language of the proposed legislation. Ms. Echeverria briefly discussed each proposed change.

Dr. Mike Rush of the Division of Professional-Technical Education provided clarification on the Professional-Technical Apprenticeship proposal. Dr. Tim White provided clarification on the University of Idaho self-funded health plan.

By consent, the Board agreed that the continuing intent of the University of Idaho, related to their self-funding health plan, is to have the checks and balances in place.

M/S (McGee/Thilo): To approve the proposed legislative amendments concerning Uniform Reporting of Student Information, the Rulemaking for the Board for the Division of Vocational Rehabilitation, Idaho School for the Deaf and the Blind, Professional Technical Apprenticeships, the Registration Process for Postsecondary Institutions, and the University of Idaho's health plan exemption.

Motion amended to read "ideas" instead of "amendments." *Motion carried 5-0 (Agidius absent).*

5. Second Reading – Amendment of Board Policy I.J.2.b. – Use of Institutional Facilities

Board member Hall pointed out that new language has been proposed. Proposed changes previously submitted by the University of Idaho to modify subsection 5 (Tab 5, page 3) have been withdrawn by the University.

Board President Lewis shared his opinion that the language in subsection 5 (Tab 5, page 3) is inadequate and suggested that the Board needs to make fundamental decisions concerning its intent because alcohol issues may become a great liability for the Board.

M/S (Lewis/Howard): To strike the underlined portion of subparagraph 5. *Motion failed 1:5 (Lewis voted Aye).*

The Board continued to discuss this item, agreeing that it was a complex issue. President Tim White assured the Board that safeguards and controls provide strict boundaries where abuse can not easily to occur. Dr. Howard pointed out that the issue is one of liability for the institutions and the Board.

Board President Lewis suggested that the Board may need to step back and reevaluate the policy language again. He directed staff and select members of the Board to examine the policy further and provide appropriate amendments to the policy that would be consistent with the Board's intent and to meet the requirements of the University.

Board member Agidius asked if the Board could wait to have the second reading until more study takes place. After Board member Hall explained the process, the Board took action on this item.

M/S (Thilo/Agidius): To approve the Second Reading for the amendment of Board Policy I.J.2. (4) and (5) – Use of Institutional Facilities and Services with Regard to the Private Sector. *(This motion was amended.)*

Board President Lewis put forward a substitute motion with the intent of strengthening the policy.

Substitute M/S (Lewis/Thilo): To amend the currently proposed language with the following language -- after the words “defined area” insert the following: “and such individuals must be issued a wristband or other identifier by the event sponsor, signifying that such individuals are of lawful age to consume alcoholic beverages. In addition, such individuals may be accompanied by youth for whom they are responsible, but only if such youth are, at all times, under the supervision and control of such individuals.” *Motion carried 4-2 (Hall and Agidius dissenting).*

M/S (Hall/Thilo): To approve the Second Reading for the amendment of Board Policy I.J.2. (4) and (5) – Use of Institutional Facilities and Services with Regard to the Private Sector, as amended. *Motion carried unanimously.*

6. Idaho Distance Education Academy – Request for LEA Status

Daryl Bertelsen, Administrator of the Idaho Distance Education Academy (IDEA) spoke to the Board about the charter school located in the White Pine school district. He reported that the charter school has applied for LEA status and summarized the reasons for making that application.

Dr. Jana Jones of the State Department of Education explained how the federal funds are distributed. She noted that if a school is an LEA, the funds go directly to the school. Board member McGee asked for clarification regarding the distribution of funds. Dr. Howard reported that the SDE follows the federal guidelines. She also noted that if LEA status is granted in this particular instance, then the Board will have created a new, hybrid entity.

M/S (McGee/Agidius): To approve granting LEA status to the Idaho Distance Education Academy. *Motion failed 2:4 (Lewis, Hall, Howard and Thilo dissenting).*

INSTRUCTION, RESEARCH, AND STUDENT AFFAIRS (5:22)

By unanimous consent, the Board agreed at this time to move all action items remaining on the Board agenda ahead of the information items.

1. Approval of Associate of Applied Science in Radiography Technology – North Idaho College

Board member Thilo introduced this item and Dr. Jerry Gee of North Idaho College briefly discussed the request.

M/S (McGee/Lewis): To approve North Idaho College's request to establish an A.A.S., in Radiography Technology. *Motion carried 5-0 (Hall absent).*

5. First Reading – Amendment to Board Policy Section III.Y. Accelerated Learning Program

Board member Thilo and Marilyn Davis, of the Office of the State Board of Education, presented an overview of the task force efforts in developing recommendations to address high school reform and to increase the number of students who enter and graduate from college. It was noted that the task force has regional representation consisting of two subcommittees (Postsecondary Readiness and Advanced Opportunities), each with specific goals.

Marilyn Davis discussed the findings and recommendations of the Advanced Opportunities subcommittee. She noted that the next steps included the Board's consideration of proposed rule changes related to High School Graduation Standards. In addition, there will be statewide hearings, presentations to stakeholder groups, and a presentation to the Legislature in 2006.

Dr. Howard expressed her support of the statewide hearings and information sharing. Board President Lewis thanked Board member Thilo for meeting the timelines as chair of the task force.

M/S (McGee/Agidius): To approve the first reading of the amendments to Board policy Section III.Y., Accelerated Learning Program. Motion carried unanimously.

6. First Reading – Amendment to Rule of IDAPA 08.02.03., Rules Governing Thoroughness, Section 107, High School Graduation Standards

Board member Hall noted deficiencies in the existing rules, specifically, section 107.10 (Tab 6, page 14) where certain categories are exempted for classes in succeeding years.

M/S (Hall/McGee): To amend 107.10.c of Tab 6, page 14 and create an item 3 to read, “the student has an IEP that outlines alternate requirements for graduation or adaptations are recommended on the test.” Motion carried unanimously.

Board member McGee referenced a section having to do with the algebra and pre-algebra requirements and there was discussion on this point by the Board. Board President Lewis suggested having a timeline set for having the requirements in place and recommended that the task force continue to examine the question of the algebra requirements. Board member Thilo noted that the statewide hearings and discussions will result in additional comments that the task force will also take into consideration.

M/S (Agidius/McGee): To approve the Proposed Rule IDAPA 08.02.03., Rules Governing Thoroughness, Sections 007–009 and 103-107 High School Graduation Standards. Motion carried unanimously.

By consent, the Board agreed to take up the Department of Education action items at this time and to put them on a Consent Agenda.

M/S (Agidius/Hall): To approve, by consent, the action items on the State Department of Education agenda. Motion carried unanimously.

B. Professional Standards Commission Appointment

By consent, the Board approved the nomination for a Professional Standards Commission appointment as submitted.

C. Curricular Materials Adoption

By consent, the Board approved the request for adoption of curricular materials and related instructional materials as recommended by the Curricular Materials Selection Committee.

At this time, Board members Hall and McGee were excused from the meeting to make travel connections.

The Board returned to the information items remaining on the Instruction, Research and Student Affairs agenda.

2. Just for the Kids – Presentation

Wanda Quinn, President of the Idaho School Boards Association, Inc. discussed the “Just for the Kids” program. She noted that JFTK is a web-based data analytic program that helps districts gauge their school’s effectiveness. She asked for some indication from the Board as to whether or not they wanted the ISBA to proceed with investigating the possibility of bringing this program to Idaho. The Board agreed that they want to continue the discussion and have an opportunity to learn more about it.

3. FY 2003 Federal Funds Close Out – September 30, 2005

Information item.

4. Overview of the Accelerated Learning and Preparation for Postsecondary Education Taskforce

Information item.

7. Performance Based Compensation Variable Component

This item was held for the next meeting.

DEPARTMENT OF EDUCATION AGENDA

A. Superintendents Report

Dr. Howard indicated that she will email her report to the Board members.

D. The Bridge Academy Program

Stephanie Bennett, Director of the Bridge Academy of the Coeur d’Alene School District, spoke to the Board about the creation of the Bridge Academy. It was formed by the remediation team to address the ongoing dropout problem. It is a smaller school and emphasizes real world skills and provides opportunities for community service and work experience. Board member Thilo and Dr. Howard thanked Ms. Bennett and congratulated her on the success of the Bridge Academy program.

There being no further business, the Board agreed, by consensus to adjourn at 5:50 p.m.