

1. Agenda Approval

Does the Board have any changes or additions to the agenda?

2. Minutes Approval

BOARD ACTION

To approve the minutes from October 11-12, 2007, and November 19, 2007 as submitted.

3. Rolling Calendar

BOARD ACTION

To approve August 21–22, 2008 as the date and Idaho State University in Pocatello, ID as the location for the August 2008 regularly scheduled Board meeting, and to approve December 4–5, 2008 as the date and the College of Western Idaho in Nampa, ID as the location for the December 2008 regularly scheduled Board meeting.



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

**DRAFT MINUTES
STATE BOARD OF EDUCATION
October 11, 2007
Lewis-Clark State College
Williams Conference Center
Lewiston, Idaho**

A regular meeting of the State Board of Education was held October 11, 2007 at Lewis-Clark State College in Lewiston, Idaho. Board President Milford Terrell presided. The following members were present:

Present:

Milford Terrell, President
Sue Thilo, Secretary
Laird Stone
Tom Luna, State Superintendent

Paul Agidius, Vice President
Rod Lewis
Richard Westerberg

Absent: Blake Hall

EXECUTIVE SESSION

M/S (Agidius/Thilo): To move into Executive Session, pursuant to Idaho Code Section 67-2345(1), on October 11, 2007 at 10:00 a.m. A roll call vote was taken; motion carried unanimously.

M/S (Luna/Agidius): To go out of Executive Session at 1:30 p.m. Motion carried unanimously.

In executive session, the Board did one or more of the following: (a) considered hiring a public officer, employee, staff member or individual agent; (b) considered the evaluation, dismissal or disciplining of, or complaints or charges brought against a public officer, employee, staff member of individual agent, or public school student; (c) conducted deliberations concerning labor negotiation or to acquire an interest in real property which is not owned by a public agency; (d) considered records that are exempt from public inspection; (e) 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; (f) considered and advised its legal representatives in pending litigation or where there is a general public awareness of probable litigation.

OPEN SESSION

Board President Milford Terrell called the Open Session portion of the meeting to order at 1:30 p.m. on October 11, 2007.

BOARDWORK1. Agenda Review

By unanimous consent, the agenda was accepted as submitted.

2. Minutes Approval

M/S (Thilo/Agidius): To approve the minutes from August 9-10, 2007, August 23, 2007, September 10, 2007, September 12, 2007, and September 19, 2007, as submitted. Motion carried unanimously.

3. Rolling Calendar

M/S (Westerberg/Thilo): To approve October 9-10, 2008, as the date and Lewis-Clark State College in Lewiston, Idaho as the location for the October 2008 regularly scheduled Board meeting. Motion carried unanimously.

4. Special Meeting

M/S (Thilo/Agidius): To approve November 2, 2007, as the date and Boise, Idaho as the location for a Special Board meeting. Motion carried unanimously.

CONSENT AGENDA

M/S (Agidius/Westerberg): To approve the consent agenda as submitted. Motion carried unanimously.

1. BAHR – Section I – Second Reading of Amendment to Board Policy – Section I.E. – Executive Officers

By unanimous consent, the Board approved the second reading of the amendment to Board Policy I.E. – Executive Officers.

2. BAHR – Section II – FY 2007 Sources and Uses of Funds

This was an information item.

3. PPGAC – Alcohol Permits Issued by University Presidents

This was an information item.

4. IRSA – Quarterly Report of Program Changes Approved by Executive Director

This was an information item.

5. IRSA – Notice of Intent – UI – Idaho Falls Transfer of B.S., Computer Science to ISU

This was an information item.

6. IRSA – Approval of Pending Rules Governing Thoroughness – Accountability, Assignment of Responsibility for AYP Determination

By unanimous consent, the Board approved the Pending Rules Governing Thoroughness – Assignment of AYP responsibilities.

7. IRSA – Approval of Pending Rules Governing Thoroughness – Adoption by Reference of Alternate Assessment Extended Content Standards and Alternate Assessment Extended Achievement Standards

By unanimous consent, the Board approved the Pending Rules Governing Thoroughness – Docket No. 08-0203-0607.

At this time, Board President Terrell introduced Dennis Griffin, the President of the College of Western Idaho. State Superintendent Luna recognized Representative Liz Chavez of Lewiston. President Terrell thanked Karen Echeverria of the Office of the Board of Education for her service to the Board of Education; she is leaving to take a job elsewhere.

OPEN FORUM

Shane Reeder of Stevens Henagar addressed the Board. He spoke briefly about the legislation related to proprietary schools and thanked the Board for continuing to work on refining it.

At this time, Board President Terrell introduced Dr. Mike Rush as the Interim Executive Director of the Board of Education. Dr. Mike Rush noted that Education Week 2008 had been set for the week of January 14. Matt Freeman of the Legislative Services Office confirmed that the exact schedule for institution and agency reports to JFAC had not been set. This prompted discussion about changing the date of the January 2008 Board meeting.

M/S (Thilo/Agidius): To move the January meeting to coincide with Education Week 2008; and, that the Board is to meet on January 14, 2008, following its presentation.
Motion carried unanimously.

PLANNING, POLICY, AND GOVERNMENTAL AFFAIRS**1. Presidents' Council Report**

Dr. Art Vailas, Idaho State University, presented the Presidents' Council report to the Board. He welcomed Dennis Griffin of the College of Western Idaho. Dr. Vailas indicated that the items most recently discussed by the Presidents' Council included professional-technical education in

terms of affordable and accessible education. He noted that the Vice Presidents for Finance will meet to identify and discuss the complexities of reaching that goal.

Dr. Vailas reported that the Presidents' Council had discussed the GEAR UP program in regards to meeting the federal requirement. On that note, Board President Terrell asked to meet with the presidents at some point during the Board meeting related to their commitment level.

2. Lewis-Clark State College Progress Report

Dr. Dene Thomas presented the progress report for Lewis-Clark State College. She discussed the institution's strategic planning efforts and summarized its role and mission, and progress made to-date in meeting their goals and objectives. Dr. Thomas noted that LCSC's outreach efforts produced good results in a number of areas including workforce education, corrections education, and GED programs. She also reported that the institution's enrollment is up 34% since 2000. Dr. Thomas acknowledged several programs and people from LCSC for achievements over the last year. The Board thanked Dr. Thomas for her good work.

At this time, Board President Terrell introduced Ann Stephens, the Associate Administrator of the Division of Professional-Technical Education, and noted that she had assumed the day-to-day oversight of the Division during Dr. Rush's assignment as the Interim Executive Director.

3. Idaho State Historical Society Progress Report

Janet Gallimore presented the first quarter benchmark report to the Board. In addition, she noted that the Idaho Historical Society is in its centennial year. She highlighted the different functions and locations under the operation of the Historical Society. In terms of the future, she indicated that the Society Board approved a strategic plan to guide them into the next one hundred years. Some of the things to come will be a digital pilot project, an enhancement of the Old Penitentiary site, the management, storage and reinstallation of the Statehouse collections, and the expansion of the State Museum. She noted that the accreditation report is forthcoming. The Board thanked Ms. Gallimore for her report.

4. Commission for Libraries Proposed Legislation

Dr. Mike Rush summarized the proposed legislation. He indicated that it changes the requirement for submitting documents to the Commission from paper to electronic.

5. Approval of Roady's Humanitarian Bowl Corporate Tent Village and Alcohol Waiver Request for 2007

M/S (Stone/Agidius): To approve the request by Roady's Humanitarian Bowl to establish secure areas under the conditions set forth in this request for the purpose of allowing pre-game activities at Roady's Humanitarian Bowl game, subject to the following terms and conditions set forth on Tab 5 page three with the exception that item nine read five million rather than three million:

- 1. A secured area surrounded by a fence to control access to and from the area.**
- 2. Four-hour duration, ending at kick-off.**
- 3. No alcohol making or distributing companies may be allowed to sponsor the activities**

or tents.

4. A color-coded wrist band or pass admission system that would identify attendees and invited guests.
5. Companies involved in the tent village would be sent a letter outlining the tent village/SBOE alcohol policy. The letter will state the minimum drinking age in Idaho is twenty-one and that at no time should they allow any underage drinking and/or serving of alcohol to visibly intoxicated patrons.
6. Two entry points manned by security personnel.
7. Security personnel located throughout the controlled area will be monitoring the alcohol wristband policy and patron behavior.
8. Security personnel will not allow patrons to exit the area with alcoholic beverages.
9. Tent sponsors will be required to insure and indemnify the State of Idaho, the State Board of Education, and Roady's Humanitarian Bowl for a minimum of \$5,000,000 and to make sure that the proper permits and licenses are obtained.
10. The area is for sponsors to entertain clients/guests for the 2007 Roady's Humanitarian Bowl, including the sales and service of alcohol.
11. It is brought back to the Board after the conclusion of the 2007 game for reconsideration for the 2008 game.
12. Roady's Humanitarian Bowl will abide by all terms and conditions of the Board's existing alcohol policy.
13. Roady's Humanitarian Bowl will file with the Board an annual report of the Corporate Tent Village activities within sixty (60) days of the Bowl game.

Kevin McDonald of the Humanitarian Bowl was invited to comment. Board member Lewis asked about item nine and the three million dollar minimum. Board President Terrell clarified that was a typo and should read five million dollars. Board President Terrell suggested that a five-year clause be added so that the Humanitarian Bowl doesn't have to return to the Board with the same request until then. Board member Lewis indicated it was a useful process for folks to come forward on a yearly basis to keep the Board updated. Board President Terrell noted that although the sponsor of the Humanitarian Bowl may change, the event remains the Humanitarian Bowl.

Amended M/S (Terrell/Agidius): To amend the motion to say: To approve the request by The Humanitarian Bowl, Inc. to establish secure areas under the conditions set forth in this request for the purpose of allowing pre-game activities for the 2007-2009 Roady's Humanitarian Bowl game, subject to the follow terms: etc.

There was discussion about the ability of the Board to take action if there was a problem.

Second Amended M/S (Agidius/): To amend the motion to include the words "subject to the Board's right to counsel in future years upon review of the annual 60 day report."

At this time, the Board decided to postpone this item until later in the day.

M/S (Thilo/Stone): To postpone this item until later in the afternoon. Motion carried unanimously.

IRSTRUCTION, RESEARCH, AND STUDENT AFFAIRS**1. Idaho State Board of Education Report on Commonalities and Differences Among Colleges and Schools Within Idaho's Public Higher Education institutions – Business Programs**

Representatives of the institutions were introduced to present their report to the Board. They were: Scott Hamilton of Eastern Idaho Technical College, Ken Smith of Idaho State University, Diane Schooley-Pettis of Boise State University, Jack Morris of the University of Idaho, and Tony Fernandez of Lewis-Clark State College. Jack Morris reviewed the report for the benefit of the Board members and noted that it provided a detailed summary of the types of programs offered, the degrees and format of those programs, enrollments in the programs, and the location of the programs. The Board thanked the institutions for the time and effort spent in preparing the report.

Board member Lewis noted that the Board is interested in understanding the effectiveness of the programs and recommended that the institutions decide on the appropriate metrics they would like to see addressed as the areas of interest for future reports. Board member Westerberg encouraged the process to continue to be one of collaboration and cooperation between the institutions. Board member Thilo thanked the institutions and indicated that CAAP would follow up on the recommendations at their next meeting.

2. Overview of Idaho Student Aid Programs

Dana Kelly of the Office of the State Board reported to the Board on this item. She discussed the various types of scholarships, their qualifying criteria, and the requirements for granting the scholarships. She noted that there is an online application process now for the many of the scholarships and that the number of applications has increased. Ms. Kelly pointed out that the Board staff could notify scholarship participants much earlier this year than in previous years. As far as plans for the future, Board staff are working to connect with the Federal Aid database, and also hope to improve communication between the institutions and the financial aid staff.

By unanimous consent, the Board agreed to move to the Business Affairs and Human Resources agenda to take up items 1-3 of Section II.

BUSINESS AFFAIRS AND HUMAN RESOURCES – Section II**1. University of Idaho– TKI Purchase/Sales Agreement**

M/S (Stone/Agidius): To authorize the sale of former TKE house and ground lease of property to Idaho Alumni Association of Alpha Gamma Rho, Inc., and to authorize the University's Vice President for Finance and Administration to execute the purchase agreement and ground lease in substantial consistency with the drafts submitted as part of this request. Motion carried 6-0 (Luna was absent during the vote).

Board member Stone presented this item.

2. University of Idaho – Energy Services Performance Contract Project Approval

M/S (Stone/Agidius): To approve the request by the University of Idaho to complete the technical audits as described in the expanded scope feasibility study, and to execute all necessary construction contracts in support of an Energy Services Performance Contract to include the base and expanded scope projects. This approval is contingent upon approval of the Bond Funding strategy presented in a separate Board agenda item. Motion carried unanimously.

Board member Stone presented this item.

3. University of Idaho – Bond Refinancing

M/S (Stone/Thilo): To approve a Supplemental Resolution for the Series 2007A Bonds, the title of which is as follows:

A SUPPLEMENTAL RESOLUTION of the Regents of the University of Idaho authorizing the issuance and sale of Adjustable Rate General Revenue Refunding Bonds, Series 2007A, in the principal amount of up to \$70,000,000 (the “Series 2007A Bonds”), authorizing the execution and delivery of a Bond Purchase Agreement and providing for other matters relating to the authorization, issuance, sale, and payment of the Series 2007A Bonds. A roll call vote was taken; motion carried 6-0 (Luna was absent during the vote).

Scott Christie of the Board office noted a correction in the staff comments related to the facility fee. He explained that these projects will only need the \$40 fee already approved.

M/S (Stone/Agidius): To approve a Supplemental Resolution for the Series 2007B Bonds, the title of which is as follows:

A SUPPLEMENTAL RESOLUTION of the Regents of the University of Idaho authorizing the issuance and sale of Adjustable Rate General Revenue Bonds, Series 2007B, in the principal amount of up to \$40,000,000 (the “Series 2007B Bonds”), authorizing the execution and delivery of a Bond Purchase Agreement and providing for other matters relating to the authorization, issuance, sale, and payment of the Series 2007B Bonds. A roll call vote was taken; motion carried 6-0 (Luna was absent during the vote).

At this time the Board agreed to continue the discussion of item 5 (the Roady’s Humanitarian Bowl) of the Planning, Policy, and Governmental Affairs agenda.

5. Approval of Roady’s Humanitarian Bowl Corporate Tent Village and Alcohol Waiver Request (continued)

Substitute M/S (Agidius/Stone): To approve the request by The Humanitarian Bowl, Inc., to establish secure areas under the conditions set forth in this request for the purpose of allowing pre-game activities for the 2007-2009 Roady’s Humanitarian Bowl game, subject to the following terms and conditions:

1. A secured area surrounded by a fence to control access to and from the area.
2. Four-hour duration, ending at kick-off.
3. No alcohol making or distributing companies may be allowed to sponsor the activities or tents.
4. A color-coded wrist band or pass admission system that would identify attendees and invited guests.

5. Companies involved in the tent village would be sent a letter outlining the tent village/SBOE alcohol policy. The letter will state the minimum drinking age in Idaho is twenty-one and that at no time should they allow any underage drinking and/or serving of alcohol to visibly intoxicated patrons.
6. Two entry points manned by security personnel.
7. Security personnel located throughout the controlled area will be monitoring the alcohol wristband policy and patron behavior.
8. Security personnel will not allow patrons to exit the area with alcoholic beverages.
9. Tent sponsors will be required to insure and indemnify the State of Idaho, the State Board of Education, and The Humanitarian Bowl, Inc./Roady's Humanitarian Bowl for a minimum of \$5,000,000 and to make sure that the proper permits and licenses are obtained.
10. The area is for sponsors to entertain clients/guests for 2007-2009 Roady's Humanitarian Bowl games, including the sales and service of alcohol.
11. It is brought back to the Board after the conclusion of the 2009 game for reconsideration for future games.
12. The Humanitarian Bowl, Inc./Roady's Humanitarian Bowl will abide by all terms and conditions of the Board's existing alcohol policy.
13. The Humanitarian Bowl, Inc./Roady's Humanitarian Bowl will file with the Board an annual report of the Corporate Tent Village activities within sixty (60) days of the Bowl game. The Board reserves the right to rescind and withdraw this approval for future games upon review of the annual report.

Motion carried 6-0 (Luna was absent during the vote).

At this time the Board returned to the Instruction, Research, and Student Affairs agenda.

INSTRUCTION, RESEARCH, AND STUDENT AFFAIRS (continued)

3. Strategic Planning of the University of Idaho's Law School

Doug Baker and Don Burnett of the University of Idaho provided the Board with an update on the University of Idaho, College of Law. Dean Burnett provided historical highlights of the programs and efforts of the College of Law. He noted that the Boise office of the College of Law opened in 2001. Dean Burnett indicated that, as part of the University's strategic planning efforts, several approaches are being discussed related to meeting its mission to deliver legal education statewide in the College's second century. Dean Burnett discussed the implications of the various approaches and what would be required for the University to put them into place. He noted that the plan also addresses a potential opportunity for collaboration with the Idaho Supreme Court through the development of an Idaho Law Learning Center in Boise.

4. Higher Education Research Council – One-Time \$550K Grant Program Funding Recommendation

M/S (Agidius/Stone): To approve the University of Idaho and Idaho State University finalists of the One-Time \$550K Grant Program at \$550,000 each, for a total of \$1.1 million, as presented. Motion carried 6-0 (Luna was absent during the vote).

5. South Central Local Operations Committee – Summary Report

Decker Sanders of the Board office discussed this item and highlighted the efforts of Idaho State University, Boise State University, and the University of Idaho to fund a Higher Education Center in Twin Falls on the College of Southern Idaho campus. He noted that a memorandum of agreement is in place and was signed on January 31, 2007. The committee meets monthly to address topics such as programs, facilities, articulation, and scheduling.

6. Idaho State University's Mission Statement

Decker Sanders presented this item. He pointed out that the promotional mission statement that appears in ISU's strategic plan is different than the formal role and mission statement adopted by the Board. CAAP determined that the Board should be apprised of this fact.

There was lengthy discussion between the Board and President Vailas regarding the implications of this situation. Concerns were expressed regarding possible confusion and inconsistencies. It was noted that the Board adopted the ISU strategic plan during the June 13-14, 2007 meeting.

President Vailas agreed that the Board should approve institutional mission statements, but was of the opinion that the mission statement in the ISU strategic plan didn't violate the Board-approved role or mission statement for ISU. There was more discussion as to whether the strategic plan mission statement should be the same as the institution's mission statement.

M/S (Lewis/Stone): To approve the statement attached in Attachment 1 as ISU's only mission statement.

Restated M/S (Lewis/Stone): Approve the mission statement set forth in Attachment 1 Tab 6 as the official mission statement of ISU in substitution and replacement of any pre-existing mission statements.

Board member Lewis noted his intent is to adopt the ISU mission statement as it appears in the strategic plan, and have it replace the former Board-approved mission statement. Decker Sanders explained that, if approved, this action would make the mission statement of ISU more general in its application and that it would no longer align with Board policy. Board member Agidius asked if a delay in action would impact the institution's strategic planning. President Vailas agreed it would not be detrimental. Board member Lewis agreed with waiting to review this item more thoroughly before taking further action.

M/S (Stone/Agidius): To postpone this matter until the December Board meeting. Motion carried 6-0 (Luna was absent during the vote).

7. Registration of Postsecondary Educational Institutions and Proprietary Schools

M/S (Terrell/Agidius): To approve the draft legislation relating to registration of postsecondary educational institutions, degree-granting proprietary schools, and proprietary schools, and to direct staff to make revisions as necessary and to continue with the Governor's legislative process. Motion carried unanimously.

Interim Executive Director Rush presented this item and noted that a task force had been convened to identify and study the key issues. He pointed out that Idaho Code prevents the writing of a rule to make the modifications necessary to adequately guide the registration of proprietary schools in Idaho. Dr. Rush discussed the details of the proposed legislation as provided to the Board in their agenda materials. He indicated that additional fine tuning of the legislation is still taking place as comments come in.

8. GEAR UP Update

Board President Terrell reported that he discussed the GEAR UP issue with the institution presidents and received assurances from them for additional financial support for the GEAR UP program.

9. Recognition of Schools as Distinguished Schools and for Additional Yearly Growth

M/S (Terrell/Stone): To recognize the qualifying schools in the Distinguished Schools and Additional Yearly Growth categories by presenting a framed award certificate to each school. Motion carried unanimously.

Board member Thilo presented this item to the Board. The following schools were recipients of the Distinguished Schools awards: Pioneer Elementary School/Meridian School District, Harold B. Lee Elementary School/West Side School District, Webster Elementary School/Lewiston School District, Mt. Hall Elementary School/Boundary County School District, Hillside Junior High School/Boise School District, Grace Junior-Senior High School/Grace School District, and Liberty Charter School/Liberty District-Canyon County. The following schools were recognized for Additional Yearly Growth: Ashton Elementary School/Ashton, Grangeville High School/Grangeville, Kimberly High School/Kimberly, McCall-Donnelly High School/Valley County, Ririe High School/Ririe, and Timberline High School/Orofino. Certificates were handed out to the representatives of the award winning schools by Board President Milford Terrell and State Superintendent Tom Luna.

10. Approval of Proposed Rule for Pupil Personnel Services Certificate, Educational Interpreter Endorsement through Amendment to IDAPA 08.02.02.027

M/S (Agidius/Terrell): To approve the proposed rule to amend IDAPA 08.02.02.027 to include Educational Interpreter Endorsement and Educational Interpreter Provisional Endorsement. Motion carried unanimously.

11. Approval of Pending Rule 08.02.03.004 Regarding Standards for the Deaf and Hard of Hearing (DHH)

M/S (Terrell/Agidius): To approve the pending Rule, IDPA 08.02.03.004 – Incorporation by Reference of the Standards for the Deaf and hard of Hearing. Motion carried 6-0 (Stone was absent during the vote).

12. Approval of Pending Rule 08.02.03.004 Regarding Standards for the Blind and Visually Impaired

M/S (Terrell/Agidius): To approve the Pending Rule, IDAPA 08.02.03.004 – Incorporation by Reference of the Standards for the Blind and Visually Impaired. Motion carried unanimously.

Board member Lewis clarified that items 11 and 12 both relate to rules on the standards and not to the delivery models. It was noted that the service model discussion will come before the Board in December, if possible.

At this time Board President Terrell read a letter related to the financial affairs of the Board of Education that will be sent to Governor Otter. The letter was entered into the public record.

BUSINESS AFFAIRS AND HUMAN RESOURCES – Section I

Board member Stone updated the Board on a letter he sent to the Idaho Athletics Association last year regarding policies related to GPA's. He noted the Idaho Athletic Association sent out surveys and as a result of the responses, they passed stricter academic eligibility requirements.

In addition, the Board's committee on Native American Education met yesterday. A schedule of meetings was put together along with items to be addressed. It is anticipated that a report from that committee will be brought to the Board at a later date.

1. Boise State University – New Positions, Changes to Positions and Deletions of Positions

M/S (Stone/Agidius): To approve the request by Boise State for twenty-three (23) new positions (21.68 FTE) term, salary, and FTE changes to one (1) position (1.0 FTE), and delete three (3) existing positions (3.0 FTE). Motion carried unanimously.

2. Idaho State University – New Positions and Changes to Positions

M/S (Stone/Agidius): To approve the request by Idaho State University for nine (9) new positions (6.91 FTE); to increase the term on one (1) position (1.0 FTE) to twelve-month; to increase the FTE on two (2) positions (2.0 FTE); and to decrease the FTE on one (1) position to .50 FTE. Motion carried unanimously.

3. University of Idaho – New Positions

M/S (Stone/Terrell): To approve the request by the University of Idaho to establish six (6) new positions supported by appropriated and local funds. Motion carried unanimously.

4. Lewis-Clark State College – New Positions and Deletions of Positions

M/S (Stone/Westerberg): To approve the request by Lewis-Clark State College for one (1) new position and two (2) deleted positions. Motion carried unanimously.

5. Boise State University – Amendment to Contract Addendum – Head Football Coach

M/S (Stone/Westerberg): To approve the request by Boise State University for an amendment to Addendum Number One to Employment Agreement for head football

coach, Chris Petersen. Motion carried unanimously.

BUSINESS AFFAIRS AND HUMAN RESOURCES – Section II (continued)

Items 1-3 were addressed at a time earlier in the agenda.

4. University of Idaho – Wells Fargo Bank Loan Extension

M/S (Stone/Agidius): To approve a Resolution of the Board of Regents of the University of Idaho for Modification of Promissory Note and the Amendment to Loan Agreement in substantially the same form as attached to the Board materials under this agenda item. Motion carried unanimously.

5. University of Idaho – Naming/Memorializing of Buildings -- McClure Center

M/S (Stone/Thilo): To approve the request by the University of Idaho to change the name of the Bureau of Public Affairs Research, to the James A. and Louise McClure Center for Public Policy Research. Motion carried unanimously.

6. University of Idaho – Retiree Health Benefits Trust

M/S (Stone/Agidius): To approve the request by the University of Idaho to enter into the University of Idaho Retiree Benefits Trust in substantially the same form as the draft attached hereto, and to continually authorize the University of Idaho to transfer University funds to the Trust in a manner consistent with the Trust Agreement. Motion carried unanimously.

7. University of Idaho – Employee Insurance Policies

Lloyd Mues of the University of Idaho briefly discussed this information item for the benefit of the Board. Board member Stone recommended that other institutions bring similar items to the Board as appropriate.

8. FY 2007 Carryover Funds

M/S (Stone/Terrell): To approve the requests by Boise State University, Idaho State University, University of Idaho, Lewis-Clark State College, ISU Dental Education Program, UI Agricultural Research and Extension Service, UI WWAMI Medical Education Program, and Division of Professional-Technical Education to carry over authorized, but unspent, funds from FY 2007 to FY 2008. Motion carried 6-0 (Agidius was absent during the vote).

9. Idaho Promise Scholarship – Category B Award

M/S (Stone/Thilo): To approve the amount of the Idaho Promise Scholarship, Category B, to be \$315 for the Spring semester, 2008, for a total of \$565 for the 2007-2008 academic year. Motion carried 6-0 (Agidius was absent during the vote).

10. 2009 Budget Request Revisions – Scholarships and Grants – Opportunity Scholarship

M/S (Stone/Thilo): To approve the line item for \$10,000,000 for the Idaho Opportunity Scholarship to be included in the FY 2009 Scholarships and Grants budget request.
Motion carried unanimously.

11. 2009 Budget Request Revisions – Office of the State Board of Education – GEAR-UP FTP

M/S (Stone/Thilo): To approve the line item of 1.0 FTP for a Regional Coordinator for the GEAR UP program contingent upon the continuation of the GEAR UP program. Motion carried 6-0 (Agidius was absent during the vote).

Board President Terrell clarified the intent of the motion so that it is understood to be a conditional motion based on continuance of the program.

12. Idaho English Language Assessment

The specifics of this information item were provided to the Board in their agenda materials.

DEPARTMENT OF EDUCATION

CONSENT AGENDA

1. Appointment to the Professional Standards Commission for Public Higher Education/Letters and Sciences Representative

M/S (Luna/Stone): To approve the nomination appointment consideration of Dr. Katherine Aiken to complete the last two years of a three-year term as Public Higher Education/Letters and Sciences representation on the Professional Standards Commission. Motion carried 6-0 (Agidius was absent during the vote).

2. Elementary Schools with Less than Ten Average Daily Attendance

This was an information item.

3. Annual Report – Hardship Status for Albion Elementary School

This was an information item.

REGULAR AGENDA

1. Superintendent's Update

State Superintendent Luna updated the Board on the activities, events, and efforts underway at the Department of Education. He noted that he attended the Milken Foundation's Teacher of the Year award ceremony held in Idaho Falls. Board members asked that Mr. Luna notify them next year, prior to the event, about the Milken Foundation Teacher of the Year ceremony so that they may attend as well.

Mr. Luna indicated that he had had additional discussions with the Colleges of Education

representatives. A survey was developed to measure core teacher standards and was distributed throughout Idaho. It is expected that the results of the survey will be ready by December and action plans will be created based on those results.

2. ISAT Science Graduation Test

M/S (Luna/Agidius): To approve the temporary rule, IDAPA 08.02.03.107, Rules Governing Thoroughness, Science ISAT as a Graduation Requirement. Motion carried unanimously.

State Superintendent Luna presented this item. There was brief discussion to clarify the purpose of this rule.

3. Presentation of the FY 2009 Public School Budget Request

M/S (Agidius/Westerberg): To approve the Superintendent's budget as presented. Motion carried unanimously.

State Superintendent Luna presented the FY 2009 Public School Budget and provided the details of the various line items in the budget. He noted that the FY 2009 request is for \$1,476,022.000, an increase of 7.9% over last year.

Board President Terrell asked for a vote to indicate Board support for the budget. Board member Lewis asked for clarification on several points. Mr. Luna indicated that the specifics of the plan will continue to be worked out and those details will be provided to the Board at a later time.

Interim Executive Director Rush referred to the longitudinal data collection and noted that he was able to approve a request this past week from BSU to create a data warehouse. He pointed out that it goes along with interfacing the secondary and postsecondary data systems.

4. Idaho Council for Technology in Learning "Connections 2007: A Statewide K-20 Plan for Technology in Idaho Public Schools and Higher Education Institutions"

M/S (Luna/Terrell): To approve "Connections 2007: A Statewide K-20 Plan for Technology in Idaho Public Schools and Higher Education Institutions: as the statewide technology plan. Motion carried unanimously.

State Superintendent Luna presented this item to the Board.

OTHER BUSINESS

Board President Terrell made closing remarks. He thanked LCSC for hosting the meeting.

Board President Terrell appointed a committee to look at policies dealing with the employment of presidents' spouses. Laird Stone will chair the committee and Paul Agidius will serve as a member.

Another committee was appointed to study what to do about the land and the buildings that the College of Western Idaho is starting to call home. Chairing that committee will be Rod Lewis

and Richard Westerberg will serve as a member. It was clarified that the Board members would

work directly with the CWI trustees. There was brief discussion about the inventory of professional-technical equipment and the need to oversee its dispersion.

There being no further business, Board President Terrell adjourned the meeting at 7:30 p.m.



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

**DRAFT MINUTES
STATE BOARD OF EDUCATION
SPECIAL MEETING
November 2, 2007
Office of the State Board
Len B. Jordan Building
Boise, Idaho**

A special teleconference meeting of the State Board of Education was held November 2, 2007. It originated from the Office of the State Board of Education in Boise, Idaho. Board President Milford Terrell presided. The following members were present in person or by phone:

Present:

Milford Terrell, President
Sue Thilo, Secretary
Laird Stone
Tom Luna, State Superintendent

Paul Agidius, Vice President
Rod Lewis
Richard Westerberg
Blake Hall

Board President Milford Terrell called the meeting to order at 1:00 p.m. on November 2, 2007 with a roll call of members and a review of the agenda.

By unanimous consent the Board agreed to take up items number 7, 8, 9, and 10 of the State Board agenda first.

STATE BOARD OF EDUCATION AGENDA

7. Lewis-Clark State College Property acquisition – 10th Avenue

M/S (Agidius/Westerberg): To approve the request by Lewis-Clark State College to purchase the above-described property for approximately \$141,500; and to authorize the Vice President for Administrative Services to execute all documents relating to this transaction. Motion carried unanimously.

8. Lewis-Clark State College Property Acquisition – 7th Street

M/S (Agidius/Westerberg): To approve the request by Lewis-Clark State College to purchase the above-described property for approximately \$248,000; and to authorize the

Vice President for Administrative Services to execute all documents relating to this transaction. Motion carried unanimously.

Mr. Luna asked for clarification regarding the sale price. LCSC indicated that they would return to the Board if the terms are changed.

9. FY 2008 College of Western Idaho Budget Transfer

M/S (Terrell/Stone): To authorize the Interim Executive Director of the Office of the State Board of Education (OSBE) to release \$300,000 to the College of Western Idaho in general funds currently appropriated in the general funds budget of OSBE. The FY 2008 operating budget and plan for the College will be reviewed by the Board in December, at which time the Board will determine the amount of additional funds to be released from the balance of the five million dollar appropriation. Motion carried unanimously.

Mr. Terrell indicated that the Legislature requires that the Board receive a business plan from the College of Western Idaho prior to releasing all of the funds to the College. The plan will be presented by CWI to the Board in December.

10. FY 2008 College of Western Idaho Budget Request

M/S (Lewis/Luna): To approve the FY 2009 budget request by College of Western Idaho as presented on page three. Motion carried unanimously.

At this time, the Board continued with the remainder of the Board agenda.

1. Approval of Pending Rules and Amendment to Temporary Rules – Docket No. 08-0113-0701 – Opportunity Scholarship Program

M/S (Terrell/Stone): To approve the Pending Rules and Amendment to Temporary Rules – Docket No. 08-0113-0701 – Opportunity Scholarship Program as submitted. Motion carried unanimously.

2. Approval of Pending Rules – Docket No. 08-0105-0702 – Promise Scholarship Program

M/S (Terrell/Stone): To approve the Pending Rules – Docket No. 08-0105-0702 – Promise Scholarship Program – which will repeal the current rule that is now in place. Motion carried unanimously.

3. Approval of Pending Rules – Docket No. 08-0203-0704 – Rules Governing Thoroughness

M/S (Terrell/Agidius): To approve the Pending Rules – Docket No. 08-0203-0704 – Rules Governing Thoroughness as submitted. Motion carried unanimously.

4. Approval of Pending Rules – Docket No. 08-0203-0701 – Rules Governing Thoroughness, Incorporation by Reference of the PLD's and Cut Scores

M/S (Terrell/Thilo): To approve Pending Rules – Docket No. 08-0203-0701 – Rules Governing Thoroughness, Incorporation by Reference of the PLD's and Cut Scores as submitted. Motion carried unanimously.

5. Approval of Pending Rules – Docket No. 08-0204-0701—Rules Governing Charter Schools – Sufficiency Reviews

M/S (Terrell/Luna): To approve the Pending Rules – Docket No. 08-0204-0701—Rules Governing Charter Schools – Sufficiency Reviews as submitted. Motion carried unanimously

6. Approval of Grant Application – School Improvement Fund of Elementary and Secondary Education Act

M/S (Terrell/Stone): To approve authority delegation by the State Board of Education (the State Education Agency) to the State Department of Education, to apply for School Improvement Fund grant (CFDA #84.377A) and to administer these funds in accordance with federal law regulations. Motion carried unanimously.

STATE DEPARTMENT OF EDUCATION AGENDA

1. Approval of Temporary and Proposed Rules – Docket No. 08-0202-0709 – Rules Governing Uniformity – Gifted and Talented

M/S (Luna/Stone): To approve the Temporary and Proposed Rules – Docket No. 08-0202-0709 – Rules Governing Uniformity – Gifted and Talented as submitted. Motion carried unanimously.

2. Approval of Temporary and Proposed Rules – Docket No. 08-0202-0710 – Rules Governing Uniformity – Literacy

M/S (Luna/Stone): To approve the Temporary and Proposed Rules – Docket No. 08-0202-0710 – Rules Governing Uniformity – Literacy as submitted. Motion carried unanimously.

3. Approval of Temporary and Proposed Rules – Docket No. 08-0202-0711 – Rules Governing Uniformity – School Nurse and provisional Endorsement School Nurse

M/S (Luna/Stone): To approve the Temporary and Proposed Rules – Docket No. 08-0202-0711 – Rules Governing Uniformity – School Nurse and provisional Endorsement School Nurse as submitted. Motion carried unanimously.

4. Approval of Temporary and Proposed Rules – Docket No. 08-0202-0712 – Rules Governing Uniformity – Library Media Specialist

M/S (Luna/Stone): To approve the Temporary and Proposed Rules – Docket No. 08-0202-0712 – Rules Governing Uniformity – Library Media Specialist as submitted. Motion carried unanimously.

5. Approval of Pending Rule – Docket No. 08-0202-0701 – Rules Governing Uniformity – Adding Definition to Requirements for Professional Growth

M/S (Luna/Stone): To approve the Pending Rule – Docket No. 08-0202-0701 – Rules Governing Uniformity – Adding Definition to Requirements for Professional Growth as submitted. Motion carried unanimously.

6. Approval of Pending Rules – Docket No. 08-0202-0702 – Rules Governing Uniformity – Out-of-State Certificate Holders Praxis II Waiver

M/S (Luna/Stone): To approve the Pending Rules – Docket No. 08-0202-0702 – Rules Governing Uniformity – Out-of-State Certificate Holders Praxis II Waiver as submitted. Motion carried unanimously.

7. Approval of Pending Rule – Docket No. 08-0202-0706 – Rules Governing Uniformity – Education Requirements to Begin the Alternative Authorization Qualified Paraprofessionals

M/S (Luna/Stone): To approve the Pending Rule – Docket No. 08-0202-0706 – Rules Governing Uniformity – Education Requirements to Begin the Alternative Authorization Qualified Paraprofessionals as submitted. Motion carried unanimously.

8. Approval of Pending Rule – Docket No. 08-0202-0708 – Rules Governing Uniformity – Three Year Interim Certificate

M/S (Luna/Stone): To approve the Pending Rule – Docket No. 08-0202-0708 – Rules Governing Uniformity – Three Year Interim Certificate as submitted. Motion carried unanimously.

9. Approval of Pending Rule and Amendment to Temporary Rule – Docket No. 08-0202-0703 – Rules Governing Uniformity – Extension Onto Designation Period of Pupil Personnel Service

M/S (Luna/Stone): To approve the Pending Rule and Amendment to Temporary Rule – Docket No. 08-0202-0703 – Rules Governing Uniformity – Extension Onto Designation Period of Pupil Personnel Services as submitted. Motion carried unanimously.

10. Approval of Pending Rules and Amendment to Temporary Rule – Docket No. 08-0202-0704 – Rules Governing Uniformity – Certification to Meet Special Needs of Virtual Schools and Distance Education and Public School/Postsecondary Partnerships

M/S (Luna/Stone): To approve the Pending Rules and Amendment to Temporary Rule – Docket No. 08-0202-0704 – Rules Governing Uniformity – Certification to Meet Special Needs of Virtual Schools and Distance Education and Public School/Postsecondary Partnerships as submitted. Motion carried unanimously.

11. Approval of Pending Rule and Amendment to Temporary Rule – Docket No. 08-0202-0705 – Rules Governing Uniformity – Sunset Idaho Technology Competency Assessment

M/S (Luna/Stone): To approve the Pending Rule and Amendment to Temporary Rule – Docket No. 08-0202-0705 – Rules Governing Uniformity – Sunset Idaho Technology Competency Assessment as submitted. Motion carried unanimously.

12. Approval of Pending Rule – Docket No. 08-0202-0707 – Rules Governing Uniformity – Accreditation

M/S (Luna/Stone): To approve the Pending Rule – Docket No. 08-0202-0707 – Rules Governing Uniformity – Accreditation. Motion carried unanimously.

13. Update on Math Standards Rules

This item was pulled from the agenda.

OTHER BUSINESS

1. GEAR UP Grant

Board President Terrell updated the Board on the status of the GEAR UP grant. He reported that matching funds for year two had been raised. The Board will still need to raise approximately 1.3 million dollars spread over the next five years to complete Idaho's commitment for year one, as well as raising the ongoing commitment required for match each year. Board President Terrell went on to report that the Division of Financial Management had approved the Board's plan, pending Governor Otter's final decision. He thanked the Board staff for the extraordinary amount of work put forth by them on this effort. Board member Thilo echoed Mr. Terrell's comments. Board member Agidius commended Mr. Terrell for the many hours of work he spent on this effort as well. Board member Hall thanked the agencies, businesses, and universities who contributed funds.

At this time, Board President Terrell brought up the subject of still-vacant Chief Financial Officer position in the Office of the State Board.

By unanimous consent, the Board agreed that Interim Executive Director, Mike Rush, should proceed with the search for a person to fill the Chief Financial Officer position in the Board office.

There being no further business, a motion to adjourn was entertained.

M/S (Luna/Agidius): To adjourn the Board meeting at 1:40 p.m. Motion carried unanimously.

THIS PAGE INTENTIONALLY LEFT BLANK