

1. Agenda Approval

Changes or additions to the agenda

2. Minutes Approval

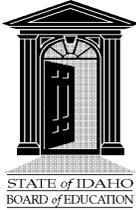
BOARD ACTION

A motion to approve the minutes from the February 3, 2012 Special Board Meeting, the February 15-16, 2012 Regular Board Meeting, the March 9, 2012 Special Board meeting and the March 23, 2012 Special Board meeting, as submitted.

3. Rolling Calendar

BOARD ACTION

A motion to set April 17-18, 2013 as the date and the University of Idaho as the location for the April 2013 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

**DRAFT MINUTES
 STATE BOARD OF EDUCATION
 February 3, 2012
 Special Teleconference Meeting
 Boise, ID**

A special teleconference meeting of the State Board of Education was held February 3, 2012. It originated from the Board office in Boise Idaho. Board President Richard Westerberg presided and called the meeting to order at 8:00 a.m. A roll call of members was taken.

Present:

Richard Westerberg, President
 Don Soltman, Secretary
 Ken Edmunds, Vice President

Emma Atchley
 Bill Goesling
 Milford Terrell

Absent:

Rod Lewis
 Tom Luna

Board President Westerberg requested unanimous consent to move item number three of the Policy Planning and Governmental Affairs agenda to number one on the Policy Planning and Governmental Affairs agenda. There were no objections.

PLANNING POLICY & GOVERNMENTAL AFFAIRS

1. Youth Athletes Concussion Guidelines Legislation

BOARD ACTION M/S (Westerberg/Terrell):

President Westerberg requested unanimous consent that this item be reviewed by the Athletic Committee in its full form after the bill is RS'd. Additionally, that once the Athletic Committee has reviewed the item, it shall be brought before the Board for consideration in a Friday teleconference meeting. There were no objections.

Discussion: Don Soltman introduced this item and deferred to staff and Matt Kaiserman to make their presentation to the Board.

Mr. Edmunds indicated the Legislature previously passed concussion legislation. The initial proposal had three components having to do with education, removal of players with signs of

concussion and rules for readmitting players into an activity. The legislation did not pass in that form, but passed with the education component. Originally the law did not pass because of the liability for coaches possibly being too great. Mr. Edmunds mentioned this legislation has passed in Washington and 35 other states and Idaho is now considering legislation that would bring all three components into play. The most recent development regarding this legislation is the National Football League (NFL) has contacted the Boise based Gallatin Group to assist with getting this legislation passed in its full form. Currently, the proposed legislation contains all three components which include an education component, how participants are removed from activities and how participants can return to activities. Mr. Edmunds indicated the Board has been asked to support the proposed legislation and at this time the amendments are in draft form.

Mr. Edmunds summarized the way the language is currently drafted, the Board and the High School Activities Association, which is not under the Board or the Department's control, will gather guidelines and post them to a website which will be used for training coaches, administrators, parents and players to describe how players are removed and how players are returned to activities.

Mr. Edmunds feels the draft is an improvement over what was done previously but still requires the Board to be involved with gathering guidelines. He commented the Legislature would like an entity in the state government to have responsibility for this. Mr. Edmunds expressed a great deal of concern about the Board gathering and preparing guidelines. Mr. Edmunds proposed those responsibilities be under the High School Activities Association, with the endorsement of the Board. Mr. Edmunds summarized the Board's involvement should be in the way of endorsement and providing an access point for the Board and any other affiliates for obtaining the concussion information for training purposes.

Mr. Terrell asked why this did not come through the Athletic Committee. He also expressed concern about the Board setting up guidelines for sporting activities as being outside the realm of the Board's responsibility, and felt the item needs to be reviewed by the Athletics Committee. Ms. Atchley indicated she thought the Board should assist with the program but not be directly involved with enforcement because that is outside the realm of the Board's responsibility.

Mr. Edmunds commented there is a problem with the existing legislation providing a perception requiring the Board to develop the guidelines. He felt the Board should not be the ones preparing those guidelines.

Mr. Kaiserman commented what is now in statute provides that the State Board of Education will collaborate with the Idaho High School Activities Association (ISHAA) to create these guidelines, which is not happening. He stated the current draft is not requiring the state Board to do anything it is not already doing. He reminded members there is already a link on the Board's website to Dr. Faure's website which would suffice as access to the information. He declared they are asking for the state Board's website and the Idaho High School Activities Association to be a resource to schools and to youth sports organizations for educational material on concussions, to act as a conduit for this educational material. Mr. Kaiserman noted the current legislation had the language "you shall collaborate with the ISHAA" and reminded the Board the legislation is still in draft format, but the current format would likely be the final version with the Board's approval.

Mr. Terrell asked for clarification on the involvement of the state Board. Mr. Kaiserman responded that the perspective is the state Board carries a certain level of significance and

authority whose involvement would be seen as favorable. He commented changes to the language could be made so the Board would feel more comfortable with it.

Ms. Atchley commented on the ISHAA and expressed concern about the State Board of Education being asked to provide legitimacy to a program outside the jurisdiction of the Board. Mr. Edmunds also expressed concern about the Board and the Department having no control over the ISHAA. He said he felt the legislation was important, however, and would like to have the Board members come to some sort of agreement on it and provide a level of support for this legislation because of its importance for student athletes.

Dr. Goesling asked whether there is something in place that provides protection to students involved in activities during or after school where they are getting credit for that activity. Mr. Edmunds responded that to his knowledge the Board has no control over high school activities.

Mr. Kaiserman responded to the comments of Ms. Atchley stating he did not intend for the Board to perceive they would be giving legitimacy to the ISHAA. He commented further this is not an ISHAA program and not necessarily a State Board of Education program, but it is a state mandated program for schools and for youth sports organizations. He commented they are merely asking the state Board and the ISHAA to provide a conduit to educational material and seeking satisfactory means for the educational material to be disbursed. They are not asking the Board to provide this material, but to have a link on its website for people to access it. He responded to Dr. Goesling's question stating that this piece of legislation deals with sports at the school level and at the youth sports level, and it doesn't have any effect on PE programs. By supporting this legislation, the Board would be supporting the idea of this legislation and providing a link on its website.

Mr. Edmunds asked who would be responsible for the guidelines if the Board and the ISHAA are not. Mr. Kaiserman commented under the current draft, the Board would be in charge of gathering the information, but not creating the information. The Board would need to reference the CDC material which could be done through Dr. Faure's link on the website.

Ms. Bent stated that current law requires the Board develop this information. The change allows the Board to use what is already available. Mr. Westerberg asked where this legislation is in the process and its timeframe. Mr. Kaiserman commented it is a draft and has not been RS'd yet. They hope to have it RS'd and printed early next week, and then pushed through committee within a week.

Mr. Westerberg commented that members of the Board support the idea of doing something about the concussion issue related to sports. He felt it prudent for the Athletic Committee to work through the details of this item looking at the specifics of the language. He suggested the Board meeting again next Friday on a telephone conference to reconsider the legislation.

2. Charter School Funding Legislation

BOARD ACTION M/S (Soltman/Atchley): To approve the request by the Idaho Public Charter School Commission to withdraw RS 20819, amending section 33-5208(1), Idaho Code. The motion carried unanimously.

Discussion: None

3. Charter School Cap Legislation - Update

BOARD ACTION M/S (Westerberg/Terrell): To authorize the President of the State Board of Education to appear in the legislative committees to support the lifting of the cap of the number-per-district of charter schools authorized in a given year. A roll call vote was taken. The motion carried 4-2. (Mr. Goesling and Ms. Atchley voted nay).

Discussion: Mr. Soltman introduced the item and stated it was originally an item for information only. Ms. Bent reminded the Board members that this piece of legislation came forward from the Charter Commission requesting both the statewide cap and the one-school-per-district cap be removed. The Board amended the legislation in their approval process to remove the statewide cap but keep the one per school district per year cap. Ms. Bent indicated staff has received questions and is seeking input from the Board on whether to support removal of the one-per-district cap or if the Board stands firm with the original approval.

Mr. Edmunds asked what would happen if two schools sought approval in the same year, which one would get priority. Ms. Baysinger responded the school that completed the application process and was approved first would get the priority. Ms. Baysinger indicated for Board members that such a situation has only occurred once since 1998, so its occurrence is rare.

Dr. Goesling questioned the fairness of the system for a school that was perhaps less qualified than another seeking approval first. Mr. Terrell responded that it is not a quality issue, but is based on how the law is set up, and that the Board must follow the law. Mr. Soltman added that there is a financial impact on a school district when a charter school opens and that should be considered in the one-per-district cap.

Mr. Westerberg asked if the financial impact was mitigated in the rule. Ms. Baysinger commented there is a 97% protection for districts this year. Additionally, the authorizer has a role in looking at comments from the district and if they are concerned about a second charter school opening in a year they would have the opportunity to deny that petition. If they chose not to deny that petition, the Commission would consider the district's point of view and could deny a charter if they felt it would be damaging to the district.

Mr. Edmunds repeated his concern about the fairness of when two requests are presented, and commented there may be additional work before the Board. Ms. Baysinger shared the commission's logic in removing the one-per-district cap. She summarized it is not about the number of schools that can open in a year, but more of an issue of availability of dollars that are inaccessible now because the cap is in place. She commented that there are charter ranking organizations that rank charter school laws and look at any type of cap as something that lowers a state's ranking. In this instance it makes Idaho's charter law look unfavorable; and currently Idaho is 32nd out of 41 states. She further commented the cap reduces Idaho's access to those grant dollars and that the Federal Charter Star grant is critical to the ability of new schools to open. She reported that Idaho did not receive the grant during the last application period but could raise its chances of getting it in the future by removing the cap. Ms. Baysinger clarified that this cap is not on the total number of schools that can exist in a district, but rather the number of schools that can open in any given year. It is a growth cap, not a total cap. The Charter Commission originally proposed removing both caps and feels it is the best route to take.

Dr. Goesling asked what the Idaho School Board Association's position is on this. Ms. Baysinger commented that conversations with the Idaho School Boards Association and the

Idaho Association of School Administrators have indicated they would not object to the cap being removed.

Mr. Soltman asked if it would be appropriate to have the Charter Commission resubmit their proposed amendment. Ms. Bent stated that at this point in the legislative process the Board cannot submit any new legislation or change the piece of legislation that was put forward. The Board could let legislators know that the Board would be supportive of amending the legislation to remove both caps.

Mr. Westerberg asked for authorization from the Board to speak to the Legislature in support of removing both caps. Most of the other Board members were supportive of Mr. Westerberg's recommendation.

Ms. Atchley expressed concern about the governance of charter schools long-term as new schools are opened. She commented that generally speaking, the supporters of charter schools don't support local levies and therefore school districts that the Board oversees do not have enough support to pass levies. This means districts can suffer because of that defacto political aspect of charter schools. Ms. Atchley also remarked on her concern of the use of federal dollars instead of supporting the schools with state or private dollars. She was concerned about rushing to obtain federal dollars because we think we need the money right away, and not looking at means within our state.

4. Community College Employee's Legislation

BOARD ACTION M/S (Soltman/Atchley): To support RS 21145, allowing community college employees to retain up to 90 days of sick leave when transferring from community college employment to state service and allowing for employees who transferred from Boise State University to the College of Western Idaho and then returned to state service on or before September 1, 2012 to be credited with the amount of sick leave transferred to the College of Western Idaho from Boise State University which remains unused. A roll call vote was taken. The motion carried 5-1. (Mr. Edmunds voted nay).

Discussion: Mr. Edmunds asked about financial transfers with regard to this motion. Ms. Bent responded that currently all state employees, except community college employees, who leave state service and return within three years, have their sick leave credited back to them; the motion will allow community college employees to have the same benefit as other state agencies employees when they are hired back by an educational agency.

Mr. Edmunds express concerned on the financial impact of this motion. Ms. Bent clarified that there is some financial impact, but it would likely be very low given the number of employees affected by this motion.

5. General Education Legislation/Rules Update

Discussion: Mr. Soltman introduced the item and stated it is an item for information only. He asked Ms. Bent to give a brief summary of where the Board approved legislation and rules are in the legislative process. Ms. Bent commented that all of the Board's rules have passed through the Senate and House Education committees. She said there were a number of people who testified against the online course requirement, specifically with regard to the asynchronous requirement. She commented Superintendent Luna made a commitment to bring back a

temporary rule to remove the asynchronous requirement. The temporary rule will be brought before the Board in February for consideration. She further summarized the legislation that the Board approved, with the exception of the three charter school bills, has passed the House side and the change to the on-line course definition that was in code has passed the Senate side. Additionally, she said that Representative Nonini will be notified that the Board has requested the RS for the charter school funding amendments be pulled.

6. Division of Vocational Rehabilitation – Temporary Rule – Technical Correction

BOARD ACTION M/S (Soltman/Edmunds): To approve the temporary rule changes to IDAPA 47.01.01 as submitted by the Idaho Division of Vocational Rehabilitation. A roll call vote was taken. The motion carried unanimously.

Discussion: None

BUSINESS AFFAIRS & HUMAN RESOURCES

1. University of Idaho – Property Acquisition

BOARD ACTION M/S (Terrell/Edmunds): To approve the request by the University of Idaho to make expenditures not to exceed \$130,000 for due diligence and other initial pre-acquisition expenses in conjunction with acquisition of the McCall campus site as part of an exchange of property with the Land Board. The University will return to the Board to request approval of the final acquisition transaction upon identification of an exchange parcel or parcels and successful completion of the due diligence for the exchange. A roll call vote was taken. The motion carried unanimously.

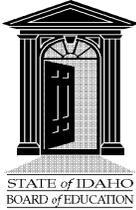
Discussion: None

BOARD ACTION M/S (Terrell/Atchley): To approve the request by the University of Idaho for authority to use future bond proceeds to reimburse itself for costs and expenses of the exchange including those incurred under the Term Sheet with the Idaho Department of Lands. A roll call vote was taken. The motion carried unanimously.

Discussion: None

President Westerberg noted for the record the Board will be having Friday Board meetings as needed.

M/S (Goesling/Terrell): To adjourn at 9:16 a.m. Motion carried unanimously.



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
February 15-16, 2012
Boise State University
Student Union Building
Boise, Idaho**

A regularly scheduled meeting of the State Board of Education was held February 15-16, 2012 at Boise State University in Boise, Idaho.

Present:

Richard Westerberg, President
Don Soltman, Secretary
Ken Edmunds, Vice President

Milford Terrell
Bill Goesling
Emma Atchley

Rod Lewis
Superintendent

Tom Luna, State

Wednesday, February 15, 2012

The Board met in the Simplot Ballroom of the Student Union Building at Boise State University in Boise, Idaho. Board President Richard Westerberg called the meeting to order at 1:00 pm.

BOARDWORK

1. Agenda Review

BOARD ACTION

M/S (Edmunds/Goesling): By unanimous consent the Board agreed to approve the agenda as amended. There were no objections.

President Westerberg requested unanimous consent to amend the order of the agenda and set the Department of Education section to a time certain of 10:15 a.m. to accommodate Superintendent Luna’s travel schedule. President Westerberg reminded those present that the Boise State University bond item, BAHF Tab 6, was already set to a time certain at 2:00 p.m.

Thursday. There were no objections.

2. Minutes Review

BOARD ACTION

M/S (Edmunds/Soltman): To approve the minutes from the December 7-8, 2011 Regular Board meeting, the December 30th Special Board Meeting, and the January 4, 2012 Special Board meeting as submitted. The motion carried unanimously.

3. Rolling Calendar

BOARD ACTION

M/S (Edmunds/Atchley): To set February 20-21, 2013 as the date and Boise State University as the location for the February 2013 regularly scheduled Board meeting and to amend the date of the regularly scheduled August 2012 Board meeting to August 15-16, 2012. The motion carried unanimously.

WORKSESSION

INSTRUCTION, RESEARCH & STUDENT AFFAIRS (IRSA)

1. College and Institutions Mission Statements

Mr. Edmunds stated the IRSA Committee was given responsibility to revisit institution Mission Statements at the September 2011 Special Board meeting and return with recommendations for changes to the Board. He indicated today's work session is intended for work by the whole Board on those Mission Statements, and to determine if the overlying issues are related to Mission Statements or other areas. The Board members were provided with material for review from each institution in their agenda materials. Mr. Edmunds indicated he hoped discussions would include Primary Areas of Emphasis as the IRSA Committee believes it forms the foundation for the Mission Statements. He further stated there are three areas that would be discussed today: Mission Statements, Core Themes and Primary Areas of Emphasis.

Mr. Edmunds stated the Mission Statements were approved by the Board for accreditation purposes in September 2011 and today's requested changes from the institutions to those Mission Statements are minimal. Idaho State University is the only requiring significant changes to their Mission Statement. Additionally, the Board has acknowledged they would like to follow a process that aligns with the Northwest Commission on Colleges and Universities (NWCCU) accreditation process. Mr. Edmunds pointed out that the Board wants to determine where the collaboration is, where the weaknesses are, where there is overlap and avoid competition among institutions.

Mr. Edmunds introduced Selena Grace from the Board office to give a presentation intended to provide background and encourage discussion with each of the college and universities regarding their Mission Statements, Core Themes, and proposed areas of emphasis.

President Westerberg asked for clarification on what the Board will be approving today. Mr. Edmunds responded that the motion is to approve Mission Statements and Core Themes with discussion surrounding those items. Mr. Terrell expressed concern with approving the Mission

Statements without additional time for consideration to changes. It was determined that the motion for approval would be held until Thursday afternoon with the rest of the IRSA agenda items.

Mr. Edmunds went on to comment that they are asking the college and universities to outline their Primary Areas of Emphasis. Ms. Grace commented on the importance of the NWCCU accreditation standards which are principle-based statements of expectations of quality and effectiveness. The NWCCU accreditation reporting requirements are on a seven year cycle in which the institutions provide detailed reports on five standards. Ms. Grace summarized those standards and reporting requirements for the Board.

Ms. Grace emphasized that the NWCCU indicates Mission Statements must articulate a purpose, give direction for institution efforts and must be derived from, and generally understood by its community (i.e., campus, faculty). From the Mission Statement the college and universities must identify Core Themes that exhibit the essential elements of their mission, and which must be approved by their governing board. The Mission Statement and Core Themes would then flow to statewide Primary Areas of Emphasis and statewide programmatic responsibilities. The Primary Areas of Emphasis and programmatic responsibilities would not necessarily cover all aspects of an institutions' work; they would simply provide focus to their research and program delivery.

Mr. Edmunds asked the representatives from each institution to come forward with comments and feedback about Mission Statements. Mr. Edmunds asked if anyone had any questions about the University of Idaho Mission Statement. Mr. Terrell commented on the first line of the university's statement about the university being "the state's flagship" and discouraged the use of the word in the Mission Statement. Mr. Terrell summarized comments from Robert Berdahl on the use of the word, suggesting that it comes across as arrogant and boastful. Mr. Terrell felt each institution is in a sense a flagship for its own community. He felt the University of Idaho's use of it in their Mission Statement projected an inequality among the institutions.

President Nellis responded for the University of Idaho and expressed the word flagship is a historic reference, in that they were the first research institution and continue to be the lead in the amount of research dollars earned, and they are the land grant university. He commented that the word refers to the leadership the institution provides in those areas. He commented that national data and reports recognize the University of Idaho as the states land grant institution and felt it is an important reference for their institution. President Nellis pointed out the significant historical reference in Mr. Berdahl's statement, commenting that in looking at national data related to research, there are special categories for looking at "flagship" universities where no more than one university in each state is listed, and the University of Idaho is nationally recognized as the flagship institution in Idaho.

Mr. Terrell still felt it is not appropriate for use in the Mission Statement and that it presents a feeling of prejudice and belittling of the other institutions. Mr. Terrell's feeling is that all institutions are equal. Mr. Terrell asked if the University of Idaho would like the word to stay in their Mission Statement. Mr. Nellis stated they would like to continue to use the word in their Mission Statement as tradition and intended in no way for it to be disrespectful of any other institution in Idaho. He commented each institution has a unique role in the state and the University of Idaho's Mission Statement is reflective of a historical clarification as the land grant and research university. Mr. Terrell expressed further comments in opposition to President Nellis' response. Mr. Westerberg asked if the removal of the word flagship would take away from the meaning of their Mission Statement. President Nellis replied the word reflects their

position as being a lead land grant and research facility.

President Vailas from Idaho State University commented that Mission Statements send a message to the public and they should follow data and facts rather than historical comment. He further commented in support of Mr. Terrell's concerns about the use of the word flagship in the Mission Statement. Mr. Edmunds commented that during the review process IRSA did not offer recommendations on Mission Statements or Core Themes. He said the word flagship is an important word for the University of Idaho and it does have historical context, but unfortunately the perception is not favorable. President Nellis followed-up that they could provide quantitative Carnegie data to back up the use of the word flagship in their Mission Statement. Mr. Soltman commented the use of the word flagship is a good marketing tool, but not necessarily useful in the Mission Statement. Mr. Luna agreed with the comment. Mr. Lewis responded in support of taking the word out of the Mission Statement and also complemented the University of Idaho for an overall well written and well done Mission Statement. There were no further comments on the University of Idaho's Mission Statement.

Mr. Edmunds then asked to review the Mission Statement of Boise State University (BSU). Mr. Soltman asked if there was a Carnegie classification on the words "metropolitan research". Dr. Kustra responded that the designation is one which has become common across the country. Carnegie has acknowledged them as a metropolitan university and additionally, in terms of growth, their research designation shows an incredible rise in research over the last ten years. He indicated Boise State University will be receiving a re-designation from Carnegie for research. Mr. Soltman suggested rewording the statement some, stating a "metropolitan university doing research" seemed to be more fitting.

Mr. Edmunds then reminded the Board of the overall concern of the Board about how many research institutions there are; whether they are institutions doing research or research institutions. He felt the concern was one the Board should have further discussion on.

Mr. Lewis responded to Mr. Edmunds' comment on the Board's concern on research institutions and felt the Board was not ready to discuss the research topic at this time. He suggested it be thoroughly discussed at a later time because of the size of the topic. Mr. Westerberg clarified there are three research institutions in Idaho and clarified the Board members would be making a motion on Mission Statements today.

Mr. Terrell commented on the use of the word "metropolitan" by BSU, and likened it to the use of the word "flagship". Mr. Soltman clarified his concern was with the wording "metropolitan research" and that if it was not a Carnegie classification for BSU, it was not an accurate reflection and should not be used.

Specific to BSU, Mr. Lewis asked for clarification on what is meant by the use of the word "leadership" and also the flow, in general, of their Mission Statement. He pointed out items in sentences one through four that may need further clarification. President Kustra responded that "leadership" implies a regional presence.

Ms. Atchley expressed that overall there seems to be an underlying sense this is a research race. She encouraged all institutions to not view it as a race and indicated there is a far bigger picture beyond each institution individually, that the entire state and its local community should be kept in consideration. There were no further comments or questions for BSU.

Mr. Edmunds asked if there were any comments for the Mission Statement of Lewis-Clark State

College (LCSC). Mr. Soltman commented the Mission Statement was well done. Ms. Atchley echoed his remarks. There was discussion by Mr. Goesling regarding transposing state and local so that it read "local and state". Hearing no further comments, they moved on to the Mission Statement of Eastern Idaho Technical College (EITC). Ms. Grace explained that EITC was included, because when the Board approved Mission Statements in September, EITC's Mission Statement and Core Themes had not been approved by the Board. There were no questions about the EITC Mission Statement or Core Themes.

Moving on to Idaho State University's (ISU) proposed Mission Statement, Mr. Lewis commented on the words "statewide leadership and health professions" in the second paragraph as having some sensitivity in the past. He felt the institution needs to be careful the mission of the university doesn't lead others to believe the health programs are statewide programs as discussed under Board policy III.Z. Mr. Lewis recommended taking out the word "statewide" from the last sentence of the second paragraph in the Mission Statement. President Vailas responded in agreement with the recommended change.

Mr. Terrell asked about the use of the word "global" in the first paragraph and asked what role ISU plays in a global picture. President Vailas indicated they have global presence by an affiliation with health programs in other countries. He followed up stating part of their mission is to prepare students for a global society. Dr. Adamcik from ISU responded that the reference is that they educate students to function in a global society and not just within the boundaries of Idaho.

President Vailas commented the national emphasis on universities is globalization and there are three areas to support the use of the word globalization which are national trend, whether data supports it, and the preparation of students to function in a global society. Mr. Soltman asked about the future of professional-technical training as a mission of ISU. Dr. Vailas responded those programs are advantageous to the university and certainly have a future there.

Mr. Edmunds recommended future discussion by the Board on whether ISU will continue to be part of the community college program and discussion on the funding issue that goes along with it. President Vailas asked the Board to keep in mind that there are great research universities with the community college function integrated like ISU.

Mr. Edmunds drew attention to the use of the word "region" in ISU's Mission Statement and commented there are different interpretations of what it means. Historically the Board has agreed its use refers to an area within the state. Mr. Edmunds asked for clarification. President Vailas responded it refers to a multi-state area. Ms. Atchley encouraged using a different word than "qualities" in the first sentence, stating what they are referring to are more like "tools". President Vailas agreed and acknowledged they would change the word. Dr. Adamcik suggested the word "achievements" instead.

Mr. Edmunds asked for the revised Mission Statements and any additional language changes to be submitted to Selena Grace on Thursday morning. Mr. Westerberg asked for the Board members to provide changes or suggestions to Ms. Grace and the institutions by close of business today.

Mr. Edmunds followed the discussion on Mission Statements with a review of the specific wording changes on the proposed Mission Statements.

For the University of Idaho, Board member Terrell asked for the words "flagship and" to be

deleted from the statement. There were no other suggestions.

For Boise State University, Dr. Marty Schimpf summarized the changes. The first sentence of the revised Mission Statement states: "Boise State University is a public, metropolitan research university offering undergraduate degrees and experiences that foster student success, lifelong learning, community engagement, innovation and creativity." The last sentence would be rephrased as follows: "As an integral part of its metropolitan environment the university is engaged in professional and continuing education programming, policy issues, and promoting the region's economic vitality and cultural enrichment." Mr. Soltman continued to express concern about the use of the words "metropolitan research." Dr. Schimpf responded that BSU's research expenditures are supported by Carnegie Foundation quantifiable research on the use of the word. Mr. Westerberg asked if the implied meaning is a research institution located in a metropolitan area or something different; that it suggests a geographic location as opposed to a categorization. Dr. Schimpf responded that the assumption was correct. President Westerberg responded in that context, he has no issue with use of the word.

Mr. Lewis recommended including the words "and graduate" in the first sentence of the Mission Statement and that a reference to students should be present in the third sentence. Dr. Schimpf agreed and proposed revisions to the statement. Dr. Schimpf re-read the entire statement for Board members who were in agreement with the changes. The revised Mission Statement reads as follows: "Boise State University is a public, metropolitan research university offering an array of undergraduate and graduate degrees and experiences that foster student success, lifelong learning, community engagement, innovation and creativity. Research and creative activity advance new knowledge and benefit students, the community, the state and the nation. As an integral part of its metropolitan environment the university is engaged in professional and continuing education programming, as well as the region's economic vitality and cultural enrichment."

There were no changes to the Mission Statement of Eastern Idaho Technical College.

The only change recommended for Lewis-Clark State College was by Dr. Goesling to switch the order of the words "state and local".

For Idaho State University, Dr. Adamcik clarified there were two changes in the first sentence. The first change was to use the word "achievements" in place of "qualities." In the second paragraph, they removed the word "statewide" to read, "the University provides leadership." There were no other changes.

After hearing the proposed changes to the Mission Statements, the meeting was recessed for a short break after which the Board members returned to discuss Core Themes.

Provost Baker from the University of Idaho commented that they dovetailed their strategic plan with the accreditation requirements of the NWCCU, and their Core Themes reflect the four goals of their strategic plan. Provost Baker identified the university's Core Themes and summarized how those themes were arrived at. Their Core Themes included an engaged learning community; scholarly and creative activity with national and international impact; an engaged university; and purposeful, ethical, vibrant, and open community.

Mr. Soltman suggested the University of Idaho's core theme number two state "a" public research institution instead of "the" public research institution. There were no further suggestions.

Dr. Adamcik from ISU outlined the institution's four Core Themes and summarized how the themes were determined. The themes include learning and discovery; access and opportunity; leadership in the health sciences; and community engagement and impact.

Mr. Edmunds offered a suggestion for the third core theme which was to remove the word "statewide". Dr. Adamcik agreed to take the word "statewide" out of the first sentence. Mr. Edmunds then asked about the term "TeleHealth." Dr. Adamcik briefly summarized the TeleHealth program for Mr. Edmunds.

Dr. Schimpf identified and summarized the Core Themes for BSU. They included undergraduate education; graduate education; research and creative activity; and community commitment. There were no suggested changes to BSU's Core Themes.

Dr. Carmen Simone identified and summarized the Core Themes for LCSC and commented they used a common theme throughout of "connecting learning to life." Their Core Themes included connecting learning to life through academic programs; connecting learning to life through professional-technical programs; and connecting learning to life through community programs. There were no recommended changes to LCSC's Core Themes.

Dr. Steve Albiston from EITC outlined their Core Themes which also contain goals and indicators. The first was supportive environment and services; the second was community and meeting labor market needs and communicating effectively on campus with faculty and students; the third was accountability to the student and the community; and the fourth was learning to give students the skills they need to move into the labor force. There were no recommended changes to the EITC Core Themes.

Mr. Edmunds went on to talk about the Primary Areas of Emphasis and summarized the definition as differentiated areas of proven strength where significant resources have been committed or will be committed, and the ability to assess performance/productivity. He further commented that the Board needs to identify those areas the institutions take a leadership role or differentiate themselves in, which will then lead to Board policy III.Z, and statewide program responsibilities.

There was discussion regarding the 5% Enrollment Workload Adjustment (EWA) with regard to the Primary Areas of Emphasis. Mr. Edmunds reminded the group that in discussions with the IRSA committee, they did not consider the 5% EWA.

Mr. Soltman asked for clarification about the 5% EWA under Primary Areas of Emphasis, if they are disregarding that concern moving forward in this discussion. Mr. Lewis asked for clarity on incentivizing, with regard to the 5% EWA. He asked if there happened to be an area of emphasis on a broad category, does the 5% go to all the programs under that category or not. Mr. Freeman clarified for Board members how the policy reads regarding EWA. It states that an additional 5% emphasis factor is given to the Primary Areas of Emphasis at each institution. Mr. Lewis commented the 5% funding matter adds considerable complexity to the process. There was further discussion surrounding the 5% EWA and Primary Areas of Emphasis. Mr. Edmunds responded there is not a Board approved definition of primary area of emphasis. Dr. Goesling suggested arriving at a definition of primary area of emphasis as something that differentiates an institution from other institutions based on proven strengths, the ability to assess performance and productivity, and the significant resources committed in the past, present, or future.

Dr. Kustra spoke to Mr. Lewis' point on incentivizing and recommended having only two choices as incentives for the institutions. Mr. Edmunds clarified that they already received comments from the institutions and are asking for very specific input from the Board on what it is they would like the institutions to do. Mr. Lewis suggested using a format with subcategories that are differentiated between universities, which would be helpful and also serve as a record. Mr. Lewis recommended going to four or five Primary Areas of Emphasis. Mr. Westerberg encouraged a clear definition of primary area of emphasis.

Dr. Rush encouraged the Board to not get too wrapped up in the EWA use emphasis areas. He encouraged defining what the Board is trying to accomplish and not think about the 5% at this time. Mr. Edmunds clarified that IRSA ignored the EWA use in their discussions as well. He commented that they are trying to satisfy the workforce and economic needs of the state. Mr. Terrell pointed out the difficulty for the institutions to disregard the EWA use for this discussion. Dr. Goesling commented he felt the provosts followed the recommendations they were given, and asked for their input at this time.

Provost Baker from the University of Idaho provided an overview of their Primary Areas of Emphasis, which included current and proposed areas. Under current areas, he identified agriculture, forestry (natural resources), mines (metallurgy), engineering, architecture, law, foreign languages and education. Of the proposed areas, he identified agriculture (including veterinary medicine), natural resources, engineering, biological sciences (including medical education), architecture, law, education and business.

Mr. Terrell asked about the first four under "proposed" and how they tie to medical education. He asked if this implied they are establishing a medical education program which is not established at this time. Mr. Terrell asked for further clarification on including medical education in the land grant mission. Provost Baker responded the biomedical research is the largest single biomedical program in the state and these areas are core to WWAMI and core to biological sciences, further commenting it is an integral part of the core of a research university. Mr. Edmunds suggested resolving the medical education issues at a later time. He said he was comfortable with most of the areas, but suggested law, education, biosciences and related areas may need work. He asked for input from the Board on what things they would like emphasis on. Mr. Lewis asked them to narrow their lists to four or five areas, removing law from the proposed areas and then removing one more. Mr. Lewis further indicated that not all areas an institution delivers programs in should be included in this list.

Dr. Adamcik from ISU outlined their current areas of emphasis as health professions, biological sciences, physical sciences and education. Their proposed areas are health sciences, biomedical sciences, pharmaceutical sciences, energy sciences and environmental sciences. She recommended all institutions report on the same kind of metrics. There was some discussion about the biomedical sciences and Mr. Edmunds asked if the biomedical issue would best be resolved through IRSA and the Council on Academic Affairs and Programs (CAAP). Dr. Adamcik stated they would like to continue their work with IRSA on the biomedical issue and further defining areas of emphasis.

Dr. Schimpf provided the Primary Areas of Emphasis for BSU. Current areas include business, social science (including economics), public affairs, performing arts (excluding art), education and engineering. Proposed areas include fine arts, business, engineering, education, social sciences, public affairs, physical sciences and nursing. Mr. Edmunds felt BSU had lost ground by using extremely broad classifications. Dr. Schimpf asked the Board for clarification on how

broad or narrow they would like the Primary Areas of Emphasis. Mr. Lewis asked for BSU's top four or five. Dr. Schimpf responded fine arts, business, engineering, and social sciences.

Ms. Atchley commented several institutions have listed the same programs. She suggested IRSA look at removing all the same emphasis areas and then look at what the institutions are providing after the common areas are pared down and focus on specialties. Mr. Lewis responded that they did discuss it in IRSA, and by taking the areas institutions all delivered programs in off the list, it would eliminate confusion on what the institution really specializes in. Because there is more than one institution that offers programs in education and business, those areas would not be included in their Primary Areas of Emphasis.

Moving on, Dr. Simone provided comment from LCSC. Their current areas are in business, criminal justice, nursing, social work and education. Proposed areas are business, justice studies, nursing, professional-technical education, social work, teacher education, arts and literature, and science. They include those specifically assigned to LCSC by Idaho Code (arts and literature, and science).

President Westerberg asked what the Idaho Code language states. Ms. Grace read from Idaho Code, Title 33, Chapter 31 which states “. . . that the purpose of which shall be offering and the giving of instruction in four-year college courses in science, arts and literature, and such courses or programs as are usually included in liberal arts colleges leading to the granting of the degree of bachelor upon completion of such programs or courses.” President Fernandez further clarified Idaho Code directs the institution to offer bachelor's degrees in those areas. He commented what they wanted was to add those areas identified in Idaho Code to the Primary Areas of Emphasis.

Mr. Edmunds did not agree with including those additional areas as Primary Areas of Emphasis, stating he did not see the characteristics they described in Primary Areas of Emphasis. President Fernandez replied that they wanted to include those other areas of emphasis going forward, as areas to expand on. Mr. Edmunds recommended they become more in line with the definition of areas of emphasis. Mr. Westerberg suggested as a general direction for all institutions to differentiate truly exceptional programs within their own institutions.

Mr. Soltman asked for the top four or five from LCSC. Dr. Simone responded the top five proposed for LCSC are nursing, education, science, arts and literature. Dr. Fernandez added and clarified they were not previously asked to narrow it down to four or five areas and it should not only be a discussion with provosts and CAAP, but needed to also be a campus-wide discussion.

Mr. Edmunds summarized the objective from today's meeting was to discuss the Mission Statements and the Core Themes of the institutions. He clarified the items that need to be accomplished by the institutions by tomorrow morning in order for the Board to vote on the Mission Statements and Core Themes at Thursday's meeting. He commented based on the input about the Primary Areas of Emphasis, the institutions should be able to go back and work on those areas, also working with IRSA on the subject.

Mr. Terrell asked for clarification on emphasis areas that overlap. Mr. Edmunds commented that IRSA would address that question, and additionally they would follow up with a discussion as to the autonomy of each institution. Mr. Lewis commented these areas are areas the institutions are emphasizing, and Primary Areas of Emphasis are not intended to limit in any way.

Hearing no further comments, President Westerberg moved the meeting to recess until Thursday, February 16, 2012 at 8:00 am.

Thursday February 16, 2012

The Board convened at 8:00 a.m. at Boise State University in the Simplot Ballroom located in the Student Union Building for regular business. Board President Richard Westerberg called the meeting to order and asked for a moment of silence to honor the passing of Steve Appleton. Dr. Rush introduced the Board's new Chief Communications Officer Marilyn Whitney who has extensive background in the communications arena. President Westerberg also announced that Jeff Schrader, legal counsel for the Board of Education, will be leaving the Board office. Mr. Schrader has been with the Board office since 2003. Dr. Rush thanked Mr. Schrader profusely for his contribution to the Board and expressed appreciation for his counsel on the many matters that have come before the Board over the years. Mr. Westerberg presented Mr. Schrader with an honorary plaque commemorating his service to the Board. Mr. Schrader offered a few comments of gratitude for the Board members, staff and institutions over the years. Mr. Westerberg announced Superintendent Luna was excused from the meeting due to a hearing he had to attend in D.C., and would be joining by phone around 10:15 a.m. for the Department's agenda items.

Mr. Westerberg introduced the agenda and reminded the Board members they would return to the unfinished business from the work session before the beginning of the IRSA agenda.

OPEN FORUM

Mr. Westerberg introduced Jay Hummel, Superintendent of Kuna School District. He stated his comments today represent his views only. He expressed appreciation for the hard work and dedication of the Board before the Legislature. He commented on the gap in skills necessary for many high school students to go on to college after graduation. Mr. Hummel commented on the state agency process for research and development of statewide policies. He shared some statistics about the retention rates of students after high school which showed an area needing improvement. He emphasized the need to be graduating competitive graduates from Idaho schools. He emphasized the need for collective partnerships which synergize their collective capacities. Mr. Hummel expressed concern about propelling students today to where they need to be to continue their education. He encouraged building on the instructional skills of teachers and educators to improve schools. He thanked the Board for the opportunity to speak today.

Mr. Westerberg introduced Owen McDougal from the American Association for the Advancement of Science. Mr. McDougal wished to inform the Board of a co-located conference of the American Chemical Society and the American Association for the Advancement of Science being held in Boise June 24-27, 2012. Mr. McDougal summarized some of the highlights of the conference and commented on the portion of the conference about the state agency process for research and development of statewide policies. The conference is open to the public. Mr. McDougal indicated Board members would be receiving an information guide from Tracie Bent along with a newsletter for Board member review. He encouraged the Board members and audience to attend the conference.

Mr. Westerberg introduced Bob Croker, Idaho State University Faculty Senate representative who came forward to speak regarding ISU faculty governance. Mr. Croker thanked the Board for their time and shared collective comments somewhat negative in nature regarding the

friction between Idaho State University and the Faculty Senate. He commented the faculty governance policy before the Board was not a faculty generated document. Mr. Croker asked for a voting procedure and a constitution that is mutually agreeable, viable and that both entities are able to live with. He commented the version they have received from President Vailas does not work and was not solicited for comments. He remarked the Faculty Senate does want to work with administration to come up with something they both can agree upon. However, they feel the ISU administration is unwilling to participate. He welcomed the state Board to issue in writing a request for President Vailas to speak with them to move forward in this situation. President Westerberg thanked Mr. Coker for his time and comments.

CONSENT AGENDA**BOARD ACTION**

M/S (Soltman/Atchley): To approve the consent agenda as posted. Motion carried unanimously. Board member Luna was absent from voting.

1. Idaho Division of Vocational Rehabilitation Advisory Council Appointments

By unanimous consent the Board approved the appointment of Lonnie Pitt to the Vocational Rehabilitation State Rehabilitation Council as a representative for former applicants or recipients for a term of three years effective July 1, 2012 through June 30, 2015.

By unanimous consent the Board approved the appointment of Dina Flores-Brewer to the Vocational Rehabilitation State Rehabilitation Council as the client assistance representative for a term of three years effective immediately.

By unanimous consent the Board approved the appointment of Don Alvewhere to the Vocational Rehabilitation State Rehabilitation Council in the ex-officio capacity as the Administrator for the Division of Vocational Rehabilitation.

By unanimous consent the Board approved the appointment of James W. Smith to the Vocational Rehabilitation State Rehabilitation Council as a disability advocacy representative for a term of three years effective July 1, 2012 through June 30, 2015.

By unanimous consent the Board approved the appointment of Robbi Barrutia to the Vocational Rehabilitation Advisory Council as the State Independent Living Council representative effective immediately through June 30, 2013.

By unanimous consent the Board approved the appointment of Angela Sperry to the Vocational Rehabilitation Advisory Council as a representative for business, industry and labor for a term of three years effective July 1, 2012 through June 30, 2015.

By unanimous consent the Board approved the appointment of Jennifer Hoppins to the Vocational Rehabilitation State Rehabilitation Council as a representative for business, industry and labor for a term of three years effective July 1, 2012 through June 30, 2015.

By unanimous consent the Board approved the change of representation for James Solem to the position as a representative for Disability Advocacy groups on the State

Rehabilitation Council for the remainder of his term which ends June 30, 2013. This change will be effective immediately.

PLANNING, POLICY & GOVERNMENTAL AFFAIRS

1. Boise State University – Annual Progress Report

BSU President Bob Kustra provided the Board with a progress report on Boise State University's strategic plan. He reported on the details of its implementation, status of university goals and objectives and other points of interest. BSU's strategic plan drives the University's planning, programming, budgeting and assessment cycles and is the basis for the institution's annual budget requests and performance measure reports. Dr. Kustra commented on the growth and reinvention of BSU. He pointed out the details of student headcount and how the number is calculated and said for FY11 the number was 29,454. He commented on how BSU meets the demand of students, commenting BSU has increased admission standards, decreased credits to graduate and restructured the class schedule to 75 minute blocks. They also hope to incentivize students to come to the university in times that are not necessarily during the normal business hours and hope to work with student schedules that are not necessarily flexible.

Dr. Kustra discussed additional ways of meeting the student demand and commented BSU takes very seriously their desire to provide a rich educational experience for students. He commented on the Foundational Students Program which is aimed at undergraduate students and summarized learning outcomes expected of students encompasses written communication, oral communication, critical thinking, innovation & teamwork, ethics and diversity and disciplinary outcomes.

Dr. Kustra highlighted the Beyond the Blue podcast which was handed out to members during the meeting. It highlights the work of the University beyond the football field. It is intended to showcase the expertise of faculty on a variety of topics and to help people understand how BSU has changed so dramatically over the years.

Mr. Terrell expressed concern about the continuation of funding for new buildings going up around campus. He asked if the university was concerned about dealing with on-going financing in the event there isn't the kind of growth BSU has experienced going forward. Dr. Kustra said they are and that they are also redesigning existing buildings to accommodate new technology to efficiently use the space to accommodate more students. They will continue to expand student numbers and enrollment, but the way they teach will likely change with the advances of technology. There were no further questions for Dr. Kustra.

2. Boise State University – President's Council Report

Board member Soltman requested the institution presidents come forward for discussion of President's Council Report. President Bob Kustra, current chair of the Presidents' Council, thanked Dr. Rush for chairing the last meeting for him. Dr. Kustra gave a report from the most recent Presidents' Council meeting and answered questions. The Presidents' Council met on February 7, 2012.

The President's Council discussed rescheduling the August 2012 Board meeting dates to August 15 and 16. With regard to alcohol permits, there was a consensus among presidents that the present process allows them much more control over related events and reducing

presidential approved alcohol permits would only serve to drive the events underground.

Dr. Kustra reported that Dr. Rush has requested a campus contact for grant writing and federal grant applications. The presidents recommended using the provosts at each of the campuses as the first point of contact.

With regard to Idaho tuition waivers for faculty and staff, President Glandon expressed interest in the possibility of exchanging benefits. Other presidents expressed interest in having these conversations, but wanted to ensure each institution maintain the ability to decide if and how to extend tuition benefits to employees.

Dr. Kustra commented on a CAAP assignment on whether commercialization efforts by faculty are incentivized in promotion or tenure policies or if more needs to be done. It was decided that CAAP is the most appropriate group to go forward with that discussion.

Dr. Kustra indicated the presidents would be receiving new Complete College America data as Board staff is reworking the numbers and should have new information shortly.

President Vailas asked if there is interest by the group in pursuing tuition reciprocity agreements with surrounding states. It was decided the financial VPs and provosts should have follow-up discussion on this subject.

Mr. Edmunds asked the presidents how to make the iGEM process move more rapidly and what the presidents can do to expedite the process. President Vailas responded the presidents are focused on accelerating innovation and research to improve the commercialization of intellectual property. President Nellis agreed with President Vailas' comments and said it complements the priorities in the research areas of the universities. He said streamlining the task with HERC would have positive results and the process would be effective. Mr. Edmunds asked if President Vailas would be willing to get started without funding. President Vailas said they are already in the process of developing proposals. Mr. Edmunds commented they may need to look at the Incubation Fund going forward as well. Mr. Edmunds questioned the use of the Infrastructure funds and commented he would advocate with IRSA to change the process to reevaluate how the money is divided up. President Vailas responded it would be prudent to explore connectivity between commerce and research.

Dr. Goesling asked about the distinction of private industry between CAES and iGEM. He asked how the presidents pique the interest of industry in this process. President Vailas responded that CAES is doing well except it does not have an entity in private industry that works through both CAES and private industry. Dr. Kustra responded Boise State has established a committee on how to make the connection between the research area and the community. He confirmed there are people in the community who are anxious to help. Mr. Westerberg thanked the presidents for their comments.

3. College Access Challenge Grant – 2012 Awards

Board Member Terrell and Jessica Piper from the Board office presented the 2012 Statewide Free Application for Federal Student Aid (FAFSA) Completion Event Video Contest awards. These awards are part of an initiative under the federal College Access Challenge Grant (CACG). The CACG is a five-year federal grant designed to assist traditionally underserved and underrepresented students gain access to college through statewide initiatives. This year's FAFSA event was held February 4, 2012, at 16 sites throughout the state. In an effort to involve

students in advertising this event, the Board office conducted a video contest whereby high school students could create a 30 second video spot. Seven entries were received and awarded a first, second, and third prize, and three honorable mentions. The prizes totaled \$5,000 in cash. The prizes are awarded to the student participants with a matching amount awarded to the students' respective schools. Due to the success of this year's contest, the CACG Program will continue to host this event each year it is awarded the federal CACG. The following students received awards:

- First Place: Eagle High School – Cody Hoge, Thomas Leinberger
- Second Place: Eagle High School – Jacob Huffaker, Jake Hart
- Third Place: Eagle High School – Riley Hunt, Stacia Cooper
- Honorable Mentions:
 - Eagle High School – Brian Kimpson, Levi Maliwauki
 - Eagle High School – Daydra Mefford-Ritter, Nicolle Jones
 - Mountain Home High School – Jarek Schetzle, David Trouten, William King

4. Idaho Division of Vocational Rehabilitation (IDVR) – Annual Progress Report

Board member Soltman introduced Don Alveshere to present the Idaho Division of Vocational Rehabilitation's annual progress report. Mr. Alveshere, Administrator of IDVR, reported on the agency's strategic plan, details of implementation, status of goals and objectives and information on other points of interest. He included information on extended employment services, Council for the Deaf and Hard of Hearing, End Stage Renal Program, agency-wide issues, legislative audit findings, and performance data.

Mr. Alveshere commented on some of the things IDVR does for communities and highlighted some examples. One of the priorities of IDVR is taking people with disabilities and helping them gain employment. He highlighted the return on investments within the vocational rehabilitation programs of the state. He also commented those programs do not come without risk. If there are not enough resources (dollars or staff) to serve every customer, they have to resort to a federally required order of selection. That selection process is disruptive because sometimes they are not able to serve people when they may need the services the most.

Additionally, there are extended employment services which provide long term support to customers with developmental or mental health disabilities. There is also the Council for the Deaf and Hard of Hearing which was moved to IDVR in FY2011.

Mr. Alveshere commented briefly on the End Stage Renal Disease Program which may be phased out by June 30, 2013. Mr. Alveshere went on to discuss agency wide issues. He commented the focus of the agency is customer service, organizational excellence, effective stakeholder engagement and partnerships. Additionally, there was an employee climate survey recently completed at IDVR which has identified areas for improvement within the office.

Mr. Alveshere identified alternative funding sources which included social security reimbursements and spending authority flexibility for social security reimbursements. He recapped legislative audit findings and commented those findings are being addressed.

Dr. Goesling asked with the return of disabled veterans if the Division of Vocational Rehabilitation was working with the Veterans Administration (VA). Mr. Alveshere responded they have set up a Memorandum of Understanding (MOU) with the VA. The VA will be the primary source for services, and there are some services the VR can provide after that. He also

commented on working with the Wyakin Warrior Foundation. Mr. Soltman thanked Mr. Alveshire for his action with the legislative findings and the courage to take on an employee survey.

5. Idaho Commission for Libraries – Read to Me Early Literacy Program

Mr. Soltman introduced Ann Joslin, State Librarian, to give a presentation on the Read to Me program and provide an update on the Commissions' efforts to help address reading deficiencies among Idaho students. Ms. Joslin commented they are committed to advancing early literacy in Idaho and the Idaho Commission for Libraries has recognized the value of early literacy skills in education, as is evident in their Read to Me (RTM) program. The vision of the Commission's RTM program is that all parents and caregivers nurture their children's early literacy skills and all children develop as independent readers and become lifelong learners. RTM is a collaboration among the Commission, public libraries and their community partners to provide early literacy services to Idaho children ages 0 to 8 and their families, with an emphasis on those at risk for low reading skills. There are a variety of program elements so local libraries can choose those that best meet their community needs and available resources. A central strategy is to provide parents and caregivers the information and tools they need to help their young children be ready to learn. Ms. Joslin stated the Commission for Libraries recognizes that preparation for success in a career or college takes place on a continuum that begins with early literacy skills. The Commission has also been working to build a sense of urgency about the number of Idaho children who are not reading at grade level, and how that leads to a large number of students who do not complete high school.

Ms. Joslin introduced Stephanie Bailey-White from the Idaho Commission for Libraries. Ms. Bailey-White shared a summary of the benefits of reading to children early with an overall message that kids who read succeed.

Mr. Edmunds asked what the sources of funding have been for the program. Ms. Bailey-White replied state operating funds support part of the program and the remainder comes from their federal funding sources. Additionally, when available they use private contributions and fundraising. Mr. Lewis asked what the Board can do to help. Ms. Bailey-White responded that raising awareness about reading and how important the early years are for children in setting the stage for future learning would be helpful. Mr. Lewis requested the Idaho Commission for Libraries compile steps the Board could take to drive the initiative. Mr. Westerberg thanked them for their report and work on the matter.

6. Idaho Bureau of Education Services for the Deaf and Blind – Annual Progress Report

Mr. Soltman introduced Brian Darcy, Administrator for Idaho Bureau of Educational Services for the Deaf and the Blind (IBESDB) who provided an update on IBESDB's current activities and progress. The IBESDB, formally known as the Idaho School for the Deaf and Blind, was moved out from under the Boards Governance in 2009. Mr. Darcy reported they provide a continuum of service and placement options for eligible students within the programs offered. Their outreach program provides consultants who go into school districts and supply supplemental services. They also provide infant and toddler programs to assist children with multiple needs and have been tasked with finding innovative learning means. He shared a number of different programs they use to promote innovative learning.

Mr. Darcy touched on their media and library services and shared the number of Braille pages that have been translated and sent throughout the state. He commented there has been an

increase in student enrollment and there is currently a waiting list for the school.

Mr. Darcy reiterated IBESDB is committed to good educational experiences and promoting healthy choices for their students; they feel collaboration is the key to success and highlighted some partnerships such as with Idaho Division of Vocational Rehabilitation, the Commission for the Blind, the Council for the Deaf and Hard of Hearing, Idaho Division of Health and Welfare infant toddler services, the Idaho Department of Labor and the local school districts. He thanked the Board for the opportunity to share this information. Mr. Westerberg thanked Mr. Darcy for his presentation.

7. Idaho Public Charter Commission – Annual Progress Report

Mr. Soltman introduced Commission Director Tamara Baysinger. Ms. Baysinger commented that Idaho Public Charter School Commission (IPCSC) Chairman Alan Reed was ill with the flu and unable to attend today. Ms. Baysinger provided an update on the status of Idaho's public charter schools and the IPCSC's efforts to implement best practices for charter school authorizing. She reminded Board members were provided in their agenda materials with information on public charter school growth, achievement, and funding; new oversight procedures implemented by the IPCSC; and essential authorizing practices identified by the National Association of Charter School Authorizers.

She provided a brief presentation which started with the foundational concept of the charter school which is increased autonomy plus increased accountability which equals high quality public charter schools. Ms. Baysinger showed the list of authorizing practices identified by the National Association of Charter School Authorizers. She shared that Idaho implements five out of the twelve authorizing practices and showed where Idaho is ranked in the nation. She commented Idaho has 43 public charter schools serving approximately 16,000 students. Ms. Baysinger went through each practice and pointed out which ones Idaho received points on.

Ms. Baysinger shared a couple of Adequate Yearly Progress (AYP) comparison charts which showed accelerated learning by charter students. She stated fiscal instability is one of the greatest threats to charter schools. Ms. Baysinger commented that when asked where the charter schools need the most assistance, they responded it would be with their facilities, given such a large portion of funding goes toward facility use costs.

Mr. Edmunds asked if there were any limitations beyond staffing keeping Idaho from implementing all twelve of the authorizing practices. Ms. Baysinger responded that statute would need to change in a number of areas. Mr. Edmunds asked if the AYP results were state or national. Ms. Baysinger responded they are state numbers. Mr. Edmunds asked if the charter schools collaborate with school districts. Ms. Baysinger said there is definitely interest, but the challenge will be finding a way to accomplish it.

There was unresolved discussion between Ms. Atchley and Ms. Baysinger about the proposed legislation and if there would even be a requirement for a public school in a district if the legislation gets approved.

Mr. Terrell commented in appreciation of Ms. Baysinger and her efforts with the Commission.

Dr. Goesling asked if there are efforts where there have been successful charter programs being moved into and adapted by a district. Ms. Baysinger responded in the affirmative that there have been ideas and concepts formed in public charter schools and later implemented in

a district.

8. Plummer-Worley – Lakeside Elementary School Dedication

Mr. Soltman introduced Dr. Mike Rush from the State Board of Education who provided an update on the new Lakeside Elementary School in Plummer. Dr. Rush indicated the Plummer project has been successful. The students started school in their new building on Tuesday, January 17, 2012 and the school was officially dedicated on Friday, January 20, 2012. Dr. Rush and Board member Soltman attended the dedication. Dr. Rush stated that what has been done on the new school building has met or exceeded energy code requirements. Dr. Rush pointed out that the Panel, which was created by the Public School Facilities Cooperative Funding Program, identified and used state implemented best practices including development of education specifications, value engineering, constructability review, and commissioning – all of which improve quality and reduce cost. Dr. Rush indicated there are legislative changes which need to be made to the Public School Facilities Cooperative Funding Program to improve its process that were identified by the Panel during the project.

9. Alcohol Permits

Board member Soltman presented a brief background on this item. A listing of the permits issued for use was presented and included in the agenda materials for Board review.

Mr. Terrell commented the University of Idaho has done a good job in their reporting. He also commented he is still concerned in general with the number of permits issued to institutions.

10. Idaho State University – Faculty Governance

Board member Soltman presented brief remarks on this informational item. In the interest of time, he asked if Board members had any questions about the agenda materials they were provided on the matter. There were no further questions on the matter.

DEPARTMENT OF EDUCATION

Superintendent Luna joined the meeting via teleconference at 10:50 to proceed with the Department of Education's section of the agenda. He turned the Department's portion of the agenda over to Luci Willits for presentation.

1. Superintendent's Update

Superintendent Luna deferred the update until a later date in the interest of time.

2. Elementary Secondary Educations Act (ESEA) Waiver

BOARD ACTION

M/S (Soltman/Goesling): A motion to approve Idaho's application as corrected for ESEA Flexibility. The motion carried unanimously. Mr. Westerberg expressed appreciation from the Board for the Department's work on this item.

Ms. Willits offered brief remarks about Idaho's new accountability system and the Elementary and Secondary Act (ESEA) wavier (also known as No Child Left Behind). She stated for the

past ten years, schools have lived under the No Child Left Behind law. Currently, the law is a hindrance to further progress and the Department believes it has outlived this law.

Ms. Willits remarked they are here today to ask for a waiver and propose a new accountability system. She further commented the Department supports the waiver language entirely. The new accountability system is multi-faceted and uses multiple measures. Additionally, this waiver recognizes growth for every child. It is not a pass-fail system like No Child Left Behind.

Ms. Willits commented there were a number of participants in the ESEA Accountability Waiver Application focus group who suggested recommendations in the application materials. Incorporating growth measures along with existing achievement measures provides a more thorough measure of student academic performance. Additionally, the state will have the opportunity to improve the system as needed in the future.

Ms. Willits pointed out a typo on page 88 of the Board materials in the third bullet point. The word "not" should be omitted. Ms. Willits asked for approval to make this change to the waiver. Unanimous consent was granted to make the change to the waiver prior to submitting it to the U.S. Department of Education.

Mr. Terrell asked about the concept of a five star school. Ms. Willits responded that a school can become a five star school based on multiple measures; the rating is not pass-or-fail, it is based on growth measures.

3. Weiser School District No. 431 Tuition Waiver Idaho Special Education Manual Update

BOARD ACTION

M/S (Goesling/Soltman): To approve the request by Weiser School District No. 431 to waive a portion of the tuition rate charge for each individual student attending Weiser High School from Annex School District in Oregon for the 2011-12, 2012-13, and 2013-14, 2014-15 school years, subject to annual review by the Weiser School District Board of Trustees. The motion carried unanimously.

There was no discussion.

4. Brigham Young University-Idaho – Full Program Review Team Report

BOARD ACTION:

M/S (Goesling/Lewis): A motion to accept the State Team Report, thereby granting program approval of ECE/ECSC Blended, Elementary Education, English Language Arts, Foreign Language, Health, Mathematics, Physical Education, Professional Technical Education (Foundation Standards), Agriculture Education, Family and Consumer Science, Science (Foundation Standards), Biology, Earth and Space Science, Physics, Social Studies (Foundation Standards), Economics, Geography, Government/Civics, History, Visual/Performing Arts (Foundation Standards), Drama, Music-NASM Accredited, and Visual Arts at Brigham Young University - Idaho. The motion carried unanimously.

There was no discussion.

BOARD ACTION:

M/S (Goesling/Soltman): To accept the State Team Report, thereby granting conditional approval of the Chemistry program at Brigham Young University-Idaho. The motion carried unanimously.

There was no discussion.

5. Northwest Nazarene University Superintendents Certification Program Focused Review Team Report

M/S (Goesling/Atchley): To accept the State Review Team Report, thereby granting program approval at the target level for the Superintendents Certification Program at Northwest Nazarene University. The motion carried unanimously.

There was no discussion.

6. Idaho Professional Standards Commission 2010-2011 Annual Report

Ms. Willits introduced this informational item and commented the materials related to this item were included in the Board's agenda materials. There was no discussion on the item.

7. Temporary Rule – IDAPA 08.0203.105 – On-line Learning Graduation Requirement

BOARD ACTION

M/S (Goesling/Soltman): To approve the temporary rule for high school graduation requirements IDAPA 08.02.03.007, 08.02.03.008, and 08.02.03.105. The motion carried unanimously.

Ms. Willits introduced this item and gave a brief background and summary of the on-line learning requirement. The temporary rule is to remove the asynchronous course requirement from the rule.

Ms. Willits commented that previously, during presentation of the Board rule to the House and Senate Education Committee's the Idaho School Boards Association, the Idaho Education Association, and other local district representatives testified against the rule, specifically the asynchronous requirement. The organizations testifying against the rule agreed that if the asynchronous requirement was removed they would be in support of the rule. As a result of this, Superintendent Luna committed to bringing a temporary rule forward to the Board removing the asynchronous course requirement.

8. Request by the Boise School District for a waiver of IDAPA 08.02.03.105.01.d.iv.

BOARD ACTION

M/S (Goesling/Atchley): To approve the request by the Boise School District to waive the two credits of mathematics that are required to be taken in a student's senior year of high school for Student 1. The motion carried seven-to-one; Mr. Lewis voted nay on the motion.

Mr. Lewis suggested the Board may want to consider other options for students where math or

other subjects have been exhausted for the student.

M/S (Goesling/Lewis): To deny the request by the Boise School District to waive the two credits of mathematics that are required to be taken in a student's senior year of high school for Student 2. The motion carried seven-to-one; Mr. Soltman voted nay on the motion.

There was no discussion.

M/S (Goesling/Atchley): To deny the request by the Boise School District to waive the two credits of mathematics that are required to be taken in a student's senior year of high school for Student 3. The motion carried seven-to-one; Mr. Soltman voted nay on the motion.

Ms. Willits introduced this item brought forth by the Boise School District. There are three students who would like the graduation requirements waived. The parents of the students were present for questions along with Dean Jones from the Boise School District. If approved, those students would not be required to take math their senior year of high school.

Ms. Willits summarized student one has taken all the math courses available and currently offered by the Boise School District. Student one is an advanced student and is requesting the waiver because the student has exhausted the courses offered by the Boise School District and has completed the math required for their intended major in college. All of the students have excelled in mathematics courses

Ms. Willits summarized students two and three have excelled in mathematics and will have completed eight math credits prior to their junior year, but only four were in high school.

Mr. Westerberg asked if the local school district board has approved the waivers. Ms. Willits asked Mr. Jones to respond. He commented they have not approved nor disapproved the request. Ms. Willits commented the Department recommends waiving the first student's waiver, but recommends students 2 and 3 take an additional year.

Mr. Lewis acknowledged these students were high level students but expressed he was troubled that students were coming before the Board for waivers for these graduation requirements and asked if this had ever occurred before. Ms. Willits responded this was the first time to their knowledge. Mr. Jones commented the District followed the waiver procedure outlined in IDAPA rule. Dr. Rush commented the Board does have policies for alternative graduation requirements. In that case, there are parameters set out by the Board in which the school district sets out their own form of waivers and creates an alternative graduation path for students.

Mr. Lewis asked if those alternate paths were related to AYP. Ms. Willits responded that it is in regard to passing the ISAT because there is an alternate route for passing the ISAT.

Mr. Lewis was concerned about the Board being an arbiter for individual cases. He requested Board members consider additional thought on the matter going forward. Mr. Lewis felt something should be made in policy soon to address these types of graduation requirement issues.

Mr. Edmunds asked about a mechanism for changing waivers or changing policy. Mr. Westerberg recommended suggestions from IRSA be brought to the Board. Ms. Willits agreed

the discussion should be within IRSA. She asked for action on at least the one student who has no other options for math this year.

Superintendent Luna was excused for the remainder of the meeting.

ATHLETICS

1. Intercollegiate Athletics – Financial Reports

BOARD ACTION

M/S (Atchley/Soltman): To accept the Intercollegiate Athletic Reports for Boise State University, Idaho State University, University of Idaho and Lewis-Clark State College, as presented. The motion carried unanimously. Board member Luna was absent from voting.

Ms. Atchley introduced this information item and stated the Athletics Reports were presented to the Board members in their agenda materials with no changes. Ms. Atchley noted all athletic revenue and expenditures are in the black for this fiscal year, which is good news for the institutions. Additionally, Ms. Atchley noted the Athletic Committee will be using these reports during their discussion on caps for athletic programs in general which will be presented as a policy change at the next meeting.

2. Intercollegiate Athletics Department – Employee Compensation Report

Board member Atchley introduced this item for informational purposes and commented the Employee Compensation Reports were provided in the agenda materials to Board members.

Dr. Goesling asked about the quality of the meetings the Athletic Committee had with presidents. Ms. Atchley said they were pleased with the responses of presidents to the meetings and the questions presented. There was no further discussion.

BUSINESS AFFAIRS AND HUMAN RESOURCES

Section I – Human Resources

1. Amendment to Board Policy – Section II.G.1.b. – Second Reading

M/S (Terrell/Atchley): To approve the second reading of the amendments to Board Policy II.G.1.b., as presented. The motion carried unanimously. Board member Luna was absent from voting.

Mr. Terrell introduced the item and commented is the second reading to allow institutional authority to offer multi-year contracts for non-tenure track faculty.

Mr. Soltman pointed out there was a change between the first and second reading.

Mr. Westerberg asked about the opportunity to do three year contracts by non-tenured staff. He asked if the Board approves this policy, what will change in practice and how many multi-year contracts will this impact.

Provost Baker said if approved, those contracts will be monitored closely and multi-year

contracts would be used sparingly, typically in professional areas. He indicated the contracts have contingencies as well that if a faculty member is not working out they may be dismissed before the three years are up.

Mr. Terrell commented in lieu of single year contracts, some faculty are looking for more stability in longer term contracts. Mr. Westerberg offered his comments about three year contracts, expressing concern they may be adverse to the institution.

2. Amendment to Board Policy – Section II.I.4. – First Reading

M/S (Terrell/Soltman): To approve the first reading of the amendment to Board Policy II.I., as presented. Mr. Lewis voted nay; Board member Luna was absent from voting. The motion carried 6-to-1.

Mr. Terrell introduced the item commenting that this policy clarifies the power and delegation to the institution presidents to manage their workforce and aligns policy with current practice.

Mr. Lewis asked if the notification portion was at issue with this policy. Mr. Freeman clarified it was and the proposed change would give the president's power to designate alternative holidays and eliminate the reporting process. Mr. Lewis asked if they feel it is not necessary to bring the reporting before the Board. Mr. Freeman commented that is correct.

BUSINESS AFFAIRS AND HUMAN RESOURCES

Section II – Finance

1. Amendment to Board Policy – Sections V.B., D., & V. – Second Reading

BOARD ACTION

M/S (Terrell/Soltman): To approve the second reading of the amendments to Board Policy V. B., D., and V., as presented. The motion carried unanimously. Board member Luna was absent from voting.

Board member Terrell introduced this item and indicated it was the second reading for these sections. There was no discussion.

2. Amendment to Board Policy – Section V.C. – Second Reading

BOARD ACTION

M/S (Terrell/Goesling): To approve the second reading of proposed amendments to Board Policy Section V.C., as presented in attachment 1. The motion carried unanimously. Board member Luna was absent from voting.

Board member Terrell introduced this item as a second reading of Board policy Section V.C. which currently places limitations on institution and agency spending authority, irrespective of legislative spending authority. There were no changes from the first reading and staff recommends approval. There was no discussion.

3. Amendment to Board Policy – Section V.N. – Second Reading

BOARD ACTION

M/S (Terrell/Soltman): To approve the second reading of proposed amendments to Board Policy Section V.N., as presented in attachment 1. The motion carried unanimously. Board member Luna was absent from voting.

Board member Terrell introduced this item as a second reading of Board policy V.N. He commented that staff concurs with all suggested changes from the University of Idaho except applying the 20% indirect rate between the Board office (or agencies governed by the Board) and an institution. Staff also revised reporting dates in paragraph 2 and 3.b.(2) from June to August. Staff recommends approval of the policy revisions as submitted.

Mr. Lewis asked for staff to comment on the indirect rate and any concerns. Mr. Freeman responded that historically the Board office has not paid an indirect rate for funds that flow through the office. The Board allocates those funds out and the institutions have not collected an indirect rate from those funds. Mr. Freeman commented in the process of updating and clarifying the Board policy, what they included in the policy is a clear statement that there is no indirect cost recovery for funds that flow through the office of the Board of Education or agencies governed thereby. Dr. Rush clarified there is no change in what the Board is doing presently, they are essentially aligning policy.

Dr. Goesling asked the University of Idaho for their response. Ron Smith from the University commented they are supportive of the language. Mr. Freeman pointed out a correction in the second reading which should read "Paragraph 3.a.1.i" instead of 3.a.1.

4. Amendment to Board Policy – Section V.R. – Second Reading**BOARD ACTION**

President Westerberg requested unanimous consent to return this item to BAH. There were no objections. Board member Luna was absent from voting.

Mr. Terrell introduced this item and commented the Board approved the first reading to amend Board policy on Professional Fees and Self-support Fees. Several institutions expressed concern about first reading changes to the Professional Fee policy. Staff re-wrote the paragraph in an attempt to distinguish professional degree programs from academic degrees. Mr. Terrell asked staff to provide a summary of those changes.

Mr. Freeman pointed out changes between first and second reading which were also provided to Board members in their agenda materials. Mr. Freeman walked the Board members through the changes and commented staff tried to clarify the academic definition. The proposed revisions help distinguish professional fee programs from self-support fee programs, and establish a clear process for program approval.

Mr. Lewis felt this was a significant change since first reading and expressed concern about the changes in the second reading. Mr. Lewis felt it was a substantial change in direction, and the changes affect the intent of the policy.

Mr. Westerberg agreed with Mr. Lewis' comments in that it changes the initial intent of what the policy was. Mr. Terrell recommended taking this item back for revision and returning it for a first

reading, after looking at the changes in entirety.

Mr. Westerberg offered an additional comment that the initial direction was to clarify, and he feels the new revisions broadened the policy. Mr. Terrell asked if there was any instruction from the Board on where this policy should go. Mr. Westerberg reiterated the intent is to clarify the policy. Mr. Lewis felt they were closer in the first reading than the second reading on where the policy should go.

At this time during the meeting, President Westerberg excused the members for lunch. Upon returning to the agenda after lunch, Ms. Atchley was excused from the meeting at 1:00 pm.

5. Boise State University – Park & Ride Lot Purchase

BOARD ACTION

M/S (Terrell/Goesling): To approve the request by Boise State University to purchase two parcels of real property totaling 2.31 acres (parcels R2320000190 and R2320000200) in connection with the development of a community park and ride parking lot and bus storage facility for an amount not to exceed \$1,410,000, and to authorize the University's Vice President for Finance and Administration to execute all necessary documents on behalf of the Idaho State Board of Education. The motion carried unanimously. Board members Luna and Atchley were absent from voting.

Mr. Terrell introduced this item. He commented the University will commit \$274,152 to the project to be combined with federal grant funds of \$1,944,879 for a total project budget of \$2,219,031.

Mr. Terrell summarized this is a request by BSU for approval for the purchase of real property. The intended use of the property is for an off-campus community park and ride parking lot. The appraised value for both parcels is \$1.41M. The 2011 assessed value is \$541,700 for parcel R232000190 and \$399,100 for parcel R2320000200; down from \$637,300 and \$469,600, respectively, from last year when BSU identified the properties.

At this time, President Westerberg requested unanimous consent to move to item 7 on the agenda and then return to item 6 after 2:00 pm.

6. Boise State University – Authorization for Issuance of General Revenue Refunding Bonds

BOARD ACTION

M/S (Soltman/Edmunds): To approve the finding that the Bronco Stadium Expansion Phase I is economically feasible and necessary for the proper operation of the University and to approve a Supplemental Resolution for the Series 2012A Bonds, the title of which is as follows: A SUPPLEMENTAL RESOLUTION of the Board of Trustees of Boise State University authorizing the issuance and sale of (i) General Revenue Bonds, Series 2012A, in the principal amount of up to \$33,330,000; 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 2012A Bonds, and to direct Board staff to provide written notification of final Board approval to the Joint Finance-Appropriations Committee within ten business days.

Roll call vote was taken and the motion carried unanimously. Mr. Terrell abstained from voting. Board members Luna and Atchley were absent from voting.

At this time Board Member Terrell excused himself from discussion and voting on this agenda item. Mr. Terrell turned the item over to Mr. Soltman for discussion. Mr. Soltman introduced Stacy Pearson from BSU for comment and overview. Ms. Pearson thanked the Board members for their patience today in waiting for presentation of this item. She introduced JoEllen Dinucci, BSU's Associate Vice President of Finance and Administration, and Richard King, underwriter from Barclay's Capital. Ms. Pearson stated they are here today for the final approval for the financing of the Football Complex the Board approved in December. Ms. Pearson added that they will have the opportunity to refund some outstanding debt as well.

Ms. Pearson stated the project is still budgeted for \$22 million in total costs, with private gifts and pledges totaling \$4.5 million and bond proceeds from new debt totaling \$17.5 million. Ms. Pearson clarified the \$4.5 million is the cash available now and the \$17.5 million is the amount they are borrowing to complete the project. Additionally, there is another \$7.8 million in pledges coming to maturity between 2013 and 2016 that will be able to make the debt payments on the bonds through 2019. Ms. Pearson commented fundraising will continue on the project. The Athletics Department will continue to make the payments on the bonds. Ms. Pearson discussed briefly how the debt services will be paid and other materials provided to Board members in the packet from Boise State University. Ms. Pearson asked if there were any questions.

Mr. Lewis asked how much of the bond amount was dedicated to refunding and how much would be dedicated to the Athletic Complex. She responded the details of the information was contained in the packet materials and the refunding principle is \$16,815,000, so the savings to the university of \$1.3 million.

Dr. Goesling asked what the other academic or building fees would be over the next ten or twenty years. Ms. Pearson responded they are looking at a science and engineering building and the remaining debt capacity will stay around 8%; the debt would stay around the 6% to 6.5% range.

Ms. Pearson asked Ms. Dinucci to walk through the packet Board members received. Ms. Dinucci provided an overview of the materials which contained replacement pages; a bond sizing analysis showing final amounts, interest rates and maturities on the bonds; final supplemental bond resolution showing rates and maturities of the bond; and a new Appendix A (schedule I) to Bond Purchase agreement showing rates and maturities.

Mr. Edmunds queried generally speaking not exclusive of this item, if the 8% level of indebtedness is still appropriate and requested BAHR walk the Board through how the calculation was made.

Mr. Lewis asked if they were extending the term of the existing bond. Ms. Pearson responded they would not extend the term and would rather pay it off sooner.

7. Lewis-Clark State College – Fine Arts Building Remodel, Planning & Design

BOARD ACTION

M/S (Terrell/Soltman): To approve the continuation of the Lewis-Clark State College Fine Arts Building remodel (“design-bid-build”) project into the detailed planning and design

phase, as recommended by the Division of Public Works and the Permanent Building Fund Advisory Council, with an estimated design budget of \$200,000 which has been sourced from the Idaho Permanent Building Fund. The motion carried unanimously. Board members Luna and Atchley were absent from voting.

Mr. Terrell introduced the item commenting this project, for which Permanent Building Fund Advisory Council (PBFAC) funding has already been approved, is on track and ready to proceed into planning and design. Completion of the project will restore usability and efficiency to this once-elegant facility. Staff toured the Fine Arts Building with the PBFAC last September. The older section of the building is functionally obsolete in its current condition. Staff recommends approval.

8. Lewis-Clark State College – Refinance Current Student Fee Refunding Revenue Bond

BOARD ACTION

M/S (Terrell/Goesling): To approve the request by Lewis-Clark State College to refinance the current revenue bond financing for the Student Union Building and related facilities through a new five or six year note from Wells Fargo Bank, N.A. for a total of \$3,000,000 at an interest rate not to exceed four (4) percent (secured by student fees) by signing a Board Authorizing Resolution and Board Office Certification in substantial conformance with Attachment 1 as presented; and to authorize the college’s Vice President for Finance & Administration to execute any necessary documents on behalf of the Board of Trustees. The motion carried unanimously. Board members Luna and Atchley were absent from voting.

Mr. Terrell introduced the item while Mr. Freeman provided a handout to the Board. Mr. Terrell turned the time over to Chet Herbst from LCSC for a summary. Mr. Herbst summarized that Lewis-Clark State College has identified an opportunity to take advantage of historically low interest rates by refinancing the balance of its current revenue bonds. The college stands to reduce both the debt principal and interest through this refinancing.

9. Eastern Idaho Technical College – City of Idaho Falls, Public Right-of-Way and Easement

BOARD ACTION

M/S (Terrell/Soltman): To approve the request by Eastern Idaho Technical College to grant the City of Idaho Falls a public right of way of 0.25 acres and permanent easement of 0.18 acres in substantial conformance with the documents submitted to the Board as Attachments 1 and 2, to authorize the College’s Vice President for Finance and Administration to execute all necessary related documents, subject to prior review by Board counsel. The motion carried unanimously. Board members Luna and Atchley were absent from voting.

Mr. Terrell introduced the item and commented this is a request by EITC for the approval of a right of way and permanent easement to the City of Idaho Falls. This is a friendly and mutually beneficial agreement to help ease traffic congestion on a major arterial roadway fronting the campus. Staff recommends approval.

INSTRUCTION, RESEARCH, AND STUDENT AFFAIRS

College and Institutions Mission Statements

The work session discussion for this item occurred on Wednesday, February 15, 2012. Board member Edmunds confirmed that the Board members had all received and reviewed the revisions to the Mission Statements before considering the motions before them today.

BOARD ACTION

M/S (Edmunds/Soltman): To approve Boise State University's Mission Statement and Core Themes as amended. The motion carried unanimously. Board members Luna and Atchley were absent from voting.

There was no discussion.

M/S (Edmunds/Soltman): To approve Idaho State University's Mission Statement and Core Themes as amended. The motion carried unanimously. Board members Luna and Atchley were absent from voting.

There was no discussion.

M/S (Edmunds/Soltman): To approve the University of Idaho's Mission Statement and Core Themes as amended. The motion carried unanimously. Board members Luna and Atchley were absent from voting.

President Nellis requested to go on record as strongly opposing removal of the word "flagship" from their Mission Statement. He stated the recognition of the University of Idaho as a flagship university has a 123 year history and the institution is a part of the fabric of Idaho as a land grant institution. He further commented the term reflects the institution's leading public research university status based on national criteria through the National Science Foundation. Additionally, President Nellis felt it would reflect negatively on the continued success of the university. President Nellis opposes the change to the University of Idaho's Mission Statement.

Board Member Edmunds responded that the Board has received significant input from faculty and students, and are not trying to take away from the university. He commented the Board recognizes and values what the University of Idaho does for the state. Mr. Edmunds said he felt it was a matter of interpretation on the use of the word "flagship."

Mr. Lewis pointed out after the motion that "flagship" is actually a new word used in the Mission Statement. In looking at the Mission Statement over the last five-six years, the word has not been in the Mission Statement. Mr. Lewis further expressed that he hoped people would not interpret this as the Board taking something away from the institution and he felt the change is consistent with what the Mission Statement has been.

M/S (Edmunds/Soltman): To approve Lewis-Clark State College's Mission Statement and Core Themes as amended. The motion carried unanimously. Board members Luna and Atchley were absent from voting.

There was no discussion.

M/S (Edmunds/Goesling): To approve Eastern Idaho Technical College Mission Statement and Core Themes as submitted. The motion carried unanimously. Board

members Luna and Atchley were absent from voting.

There was no discussion

1. Idaho WWAMI Admissions Committee

BOARD ACTION

M/S (Edmunds/Terrell): To approve the appointment of Dr. Rodde Cox and Dr. Kelly Anderson as Idaho members of the WWAMI Admissions Committee for a term of three years commencing July 1, 2012. The motion carried unanimously. Board members Luna and Atchley were absent from voting.

Mr. Edmunds introduced the item and also introduced Dr. Mary Barinaga, the Assistant Regional Dean for the Idaho WWAMI program, who offered comments on the recommendations for the Idaho WWAMI Admissions Committee.

The Idaho WWAMI Admissions Committee consists of four physicians from Idaho who interview Idaho students interested in attending the University of Washington School of medicine. The members of the Idaho WWAMI Admissions Committee serve three-year terms which are renewable once for an additional three years. The Committee has forwarded their recommendation to appoint Dr. Rodde Cox of Boise and Dr. Kelly Anderson of Idaho Falls to the University of Washington School of Medicine Committee on Admissions. A total of 80 Idaho students receive medical education through the WWAMI program each year. Staff recommends approval.

2. Boise State University – Proposed Changes to Existing Masters of Business Administration Program

BOARD ACTION

M/S (Edmunds/Soltman): To approve the request by Boise State University to create two new tracks in their existing Master of Business Administration program. The motion carried unanimously. Board members Luna and Atchley were absent from voting.

Mr. Edmunds introduced the item. Mr. Lewis requested further discussion on the item. Dr. Schimpf from BSU provided an overview of the program and also introduced Dr. Kirk Smith, Associate Dean of the College of Business and Economics, to participate in the discussion.

Dr. Schimpf commented that demand for the MBS program has driven this request. He further summarized both programs, which will result in two tracks that will better serve the needs of the community. The daytime track will be designed for full-time students who enter without an undergraduate business degree. The evening track will be designed for part-time students who are currently working and may or may not already have an undergraduate business degree. The proposed change better fits the different student populations that need to be served. The daytime, full-time program fits those individuals with very limited work experience and who are trying to get their careers started. The evening, part-time program fits those with work experience who are trying to create career options while they work full-time. Approval of the proposed changes will allow BSU to provide greater flexibility and more options for students.

Mr. Lewis asked if they are two separate programs. Dr. Smith clarified they are not separate

programs, just offerings at different times during the day.

3. University of Idaho – Approval of Notice of Intent - Bifurcation of existing Master of Science and Master of Education in Counseling and Human Services

BOARD ACTION

M/S (Edmunds/Soltman): To approve the request by the University of Idaho to restructure the existing master degree program into two majors of study, 1) Rehabilitation Counseling and Human Services; and 2) School Counseling. The motion carried unanimously. Board members Luna and Atchley were absent from voting.

Mr. Edmunds introduced the item. Mr. Lewis felt it was important to point out how the program would be split, commenting the school counseling portion would continue to be provided in Coeur d'Alene and Moscow, and the rehabilitation counseling would be provided in Coeur d'Alene and Boise. Mr. Lewis pointed out a number of other questions that he felt were important to consider, but which he felt were satisfied in the Board materials. Mr. Lewis indicated he felt the request implicates Board policy III.Z., and wanted Board members to be aware of that. Mr. Lewis did not receive any feedback to his comments but wanted to point out to Board members that certain issues were at play with this item. President Westerberg asked for comments from other Board members and if they had any concerns. There was no further discussion on this item.

OTHER BUSINESS

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

M/S (Westerberg/Edmunds): To adjourn the meeting at 2:05 p.m. The motion carried unanimously.



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

**DRAFT MINUTES
 STATE BOARD OF EDUCATION
 March 9, 2012
 Special Board Meeting
 Boise, ID**

A special meeting of the State Board of Education was held March 9, 2012. It originated at the Office of the State Board of Education, in the Len B. Jordan building, 650 W. State Street, 3rd Floor in Boise, Idaho. Board President Richard Westerberg presided and called the meeting to order at 2:35 p.m. A roll call of members was taken for the meeting.

Present:

Richard Westerberg, President
 Ken Edmunds, Vice President
 Don Soltman, Secretary
 Milford Terrell

Emma Atchley
 Bill Goesling
 Rod Lewis

Absent:

Tom Luna

BUSINESS AFFAIRS & HUMAN RESOURCES

1. Athletic Committee - Youth Athletes Concussion Guidelines Legislation

Mr. Terrell introduced the item. He commented there was an Athletic Committee meeting yesterday and asked the chair of the committee, Ms. Atchley, to comment on the item being considered at today's meeting. Mr. Terrell also introduced Matt Kaiserman, McKinsey Miller and Lyn Darrington from Gallatin Public Affairs who were in attendance. Mr. Kaiserman was invited to offer comments at this special meeting regarding concussion legislation and provide some background on the matter.

Ms. Atchley led the discussion and commented the legislation has received a lot of public attention lately. She indicated the intention of today's special Board meeting is to make a motion on the proposed legislation. She invited Mr. Kaiserman to walk the Board members through the various sections of the proposed legislation.

Mr. Kaiserman walked the members section by section through the proposed legislation. He summarized in Section 1, it provides the State Board of Education and the Idaho High School

Activities Association (IHSAA) shall provide a link on their internet web sites to guidelines and educational materials from the Centers for Disease Control and Prevention (CDC).

In section 2, the guidelines were applied to middle schools and they defined who a youth athlete is.

In section 3, it states at the beginning of each sports season, all parents and athletes shall be provided educational materials on concussion awareness and the potential risks of continuing to play with a concussion. Mr. Kaiserman indicated those educational materials are free on-line at the CDC and at KnowConcussion.org. It will be up to the school to decide how they would like to implement delivering the information (i.e., parent meeting, flyers, etc). Also in section 3, at the request of John Billetz at the IHSAA, it provides for the biannual training of coaches, referees and athletic trainers on concussion awareness and risks. Mr. Kaiserman indicated the IHSAA is fully in support of this proposed legislation.

In section 4, the bill indicates while during practice, a game or competition, if an athlete is suspected of having a concussion, they will be removed from play. Additionally in section 4, they asked that each school provide a protocol consistent with CDC guidelines for removing youth athletes from play.

In section 5, once the athlete is removed from play, the athlete shall be seen by an appropriate healthcare provider trained in concussion treatment. Mr. Kaiserman indicated there is nothing in the language that mandates the school or the State Board of Education has any responsibility in supplying schools with these medical providers; they are simply asking that once a youth athlete is removed from play that they are referred on to a medical provider to receive clearance. Mr. Kaiserman clarified who qualifies as an appropriate health care provider is a physician, a physician's assistant, an advanced practice nurse practitioner and any other health care professional trained in the evaluation and management of concussions who is supervised by a directing physician. This would include athletic trainers and some physical therapists.

Section 6 states that as long as a school has a protocol in place and it is consistent with CDC guidelines, any individual acting in accordance with the protocols established are free from liability.

In section 7, any youth sport organization has the option of opting in, and as long as they are consistent with this section of code and the CDC guidelines and act within those protocols they can take part in the limited liability of section 6.

Mr. Terrell pointed out the schools, districts, and State Board are not responsible; that it is up to the local jurisdictions as much as possible to take care of these issues. Mr. Terrell pointed out this proposed legislation is an outline of what the districts can do and identifies the responsibility of the people on the field to educate the student.

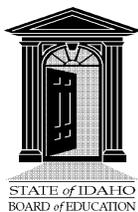
President Westerberg asked if there are any questions from other Board members. Mr. Edmunds indicated the Idaho Youth Soccer Association endorses this legislation and that it helps them reduce their liability when they are in compliance. Mr. Lewis asked to confirm with State Board legal counsel that the liability associated with this statute would be civil not criminal. Mr. Jeff Schrader, legal counsel for the State Board, commented he did not see anything in the bill that would impose criminal liability on the Board or on any entity. He confirmed it would be civil liability only, to the extent there was any liability at all. Ms. Atchley indicated the Athletic Committee has discussed the subject at length and supports the legislation.

M/S (Terrell/Atchley): To support House Bill 632, relating to youth athletes and concussions. This legislation would require the State Board of Education and the Idaho High School Activities Association to provide access to guidelines for middle schools, junior high schools and high schools to follow in developing a concussion protocol for removing young athletes from play who are suspected of sustaining a concussion by exhibiting outward signs or symptoms consistent with the injury. The motion carried unanimously.

OTHER BUSINESS

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

M/S (Westerberg/Terrell): To adjourn at 2:50 p.m. The motion carried unanimously.



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

**DRAFT MINUTES
 STATE BOARD OF EDUCATION
 March 23, 2012
 Special Board Meeting
 Boise, ID**

A special meeting of the State Board of Education was held March 23, 2012. It originated at the Office of the State Board of Education, in the Len B. Jordan building, 650 W. State Street, 3rd Floor in Boise, Idaho. Board President Richard Westerberg presided and called the meeting to order at 9:00 a.m. A roll call of members was taken for the meeting.

Present:

Richard Westerberg, President
 Ken Edmunds, Vice President
 Don Soltman, Secretary

Emma Atchley
 Bill Goesling
 Rod Lewis

Milford Terrell joined the meeting at approximately 9:10 a.m.

Absent:

Tom Luna

INSTRUCTION, RESEARCH & STUDENT AFFAIRS

1. IGEM Program Guidelines

BOARD ACTION

M/S (Atchley/Goesling) To approve the guidelines for the Higher Education Research Council IGEM program awards as submitted. A roll call vote was taken and the motion carried unanimously.

Ken Edmunds introduced the item and summarized this item is regarding the Governor's Idaho Global Entrepreneurial Mission (IGEM) initiative and establishes the guidelines that will be followed by the Boards Higher Education Research Council (HERC) to use the appropriated \$2M.

Dr. Goesling questioned if a 30-day timeline would be better rather than a specific date as identified on Tab 1, page 6 of the Board materials. Mr. Edmunds responded that the schedule

was compressed to assist the universities, who did agree to the timeline and that the universities believe the schedule is adequate. Ms. Bent indicated HERC met on Tuesday and discussed the timeline, and all three Vice Presidents of Research (VPRs) did agree to it, though ISU did indicate they were concerned with the tight timeline.

Dr. Goesling responded that BSU and ISU are on spring break next week and was concerned about them being at a disadvantage by that being a non-working week. Ms. Bent responded that BSU and ISU are in fact on spring break next week, but the timeline still gives them the 30 days that are customary with programs. Dr. Goesling responded after hearing these comments that he felt comfortable with the timeline.

Ms. Atchley questioned the section where it talks about the limits of the amounts not to exceed \$700,000, stating it is not clear if it is \$700,000 over a single year or over a three-year period. Ms. Bent responded it is \$700,000 per year and the language will be clarified in the RFP.

Mr. Lewis asked for clarification if the grant was a \$2M per year grant. Mr. Edmunds responded in the affirmative that the total sum of the funding is \$2M per year.

PLANNING, POLICY & GOVERNMENTAL AFFAIRS (PPGA)

1. HB 559 – Economic Estimates Commission, Excess Revenues, Tax Reduction

BOARD ACTION

M/S (Soltman/Goesling) To oppose House Bill 559 and to authorize staff to testify in opposition to the bill. The motion carried 5-1. Mr. Terrell voted nay, Mr. Lewis abstained).

Mr. Soltman introduced the item and indicated HB 559 did pass the House vote on Monday. He asked Mr. Freeman for an explanation on this item. Mr. Freeman commented that this legislation was brought forward by Representative Moyle to amend a current expenditure limitation law. He summarized the current law reads the Legislature cannot appropriate ongoing General Funds in excess of five and one-third percent (5 1/3%) of the total personal income of the state for the following fiscal year. The 5 1/3% has been adjusted over the years since 1980 so that it now currently stands at 6.61%. H559 would return the expenditure limit back to its original limit of 5.33% and provide that any revenue in excess of the expenditure limit would be used in a number of specified areas. Those areas include a statutory transfer to the Budget Stabilization Fund; if the remaining excess revenue is greater than or equal to \$20M, it would go toward personal property tax relief. If both of those areas had been satisfied, any remaining excess would be used to incrementally reduce the top marginal rate of personal income tax to the level of corporate income and franchise taxes.

Mr. Freeman further commented that if H559 had been in effect for FY 2013, it would have reduced the State's total General Fund appropriation by \$108,510,300, for a net increase of only \$3.8M for any growth in state government. Similarly, in FY 2012 the Legislature would have had to cut \$91,854,300 from the total General Fund appropriation. Mr. Freeman commented that in working with the Governor's office and Legislative Services in trying to arrive at estimates for the out-years, it was determined that this bill is very complicated in terms of when the expenditure limitation hits and when the tax relief hits. Summarily, it would have a fiscal impact on the availability of revenue for any growth in appropriations. Additionally, Mr. Freeman added that as we have seen over the past three or four fiscal years, higher education has taken about a 26% cut and this bill could certainly impact funding for higher education.

Mr. Terrell was concerned about the impact this bill may have on higher education dollars, stating those monies are already considerably short. Mr. Soltman responded in agreement with Mr. Terrell's concerns that this bill does have the potential to adversely affect higher education funding. Mr. Terrell quoted from the bill, "If income tax rates are reduced due to excess revenues above the expenditure limitation, general fund revenue will be affected once the rates are reduced, but no sooner than the second half of fiscal year 2015 and thereafter." He followed by stating that his feeling is the impact on Idaho's institutions is already too great. Mr. Terrell questioned if this was something the Board needs to debate or if they are just supposed to accept it.

Mr. Freeman responded that the House passed the bill with a fairly high margin. At this time staff does not know if the bill will have a hearing in the Senate Local Government Tax Committee or not. He stated staff has heard from the Chairman of the Committee that it would certainly be helpful for the Board to take a position on this legislation.

Mr. Edmunds questioned how the bill got this far and why the Board was just now hearing about it. Mr. Freeman responded the bill was introduced during the middle of the legislative session and because of its complexity it took a while for the Governor's office and Legislative Services to analyze it. Additionally, the Governmental Affairs Directors from the institutions have been analyzing the fiscal impact of the bill this week. He also commented the bill uses concepts and terms unique to the Federal government, which has taken a lot of work to figure out what will happen if this bill passes.

Dr. Rush from the Board office added that as an additional complexity it also subtracts income out of the total amount for which it applies the percentage. Essentially, it takes a good deal of Federal income, including Social Security payments, out of the calculation so the percentage is applied to a smaller number which is why the impact is greater than under previous pieces of legislation. Dr. Rush said in direct response to Mr. Edmunds that the Board office became aware of this bill on Monday and has been working very hard to get information together for Board members.

Mr. Terrell asked where the three universities stand on the bill. Mr. Freeman responded the Governmental Affairs Directors are strongly opposed to the bill. They are not lobbying until the Board takes a position.

Mr. Lewis asked if it is wise for the Board to step into this issue. He commented his understanding is this bill will likely not move forward in the Senate. He further commented he understands why the institutions are concerned about it. Mr. Lewis expressed concern about the Board stepping into an issue regarding whether or not there should be caps on government spending in the state. Mr. Lewis felt it is a higher level issue and cautioned the Board about its intervention right now.

Mr. Soltman said the current cap is 6.61% and this would in effect keep the cap at that rate and not reduce it back to the 5.13%. Mr. Freeman responded that was correct. Mr. Goesling said if the Board can establish a position on this bill, by taking a stand the Board can help identify what the impact would be on higher education.

Mr. Lewis continued to express concern about the Board taking a vote on this motion and suggested this is not a motion the Board should take up. Mr. Westerberg suggested the Board is taking a position in opposition of this bill because of its complexity and the fact that it has not

been fully explored yet, and the Board and Staff do not understand the full effect of the bill. There was further exchange between Mr. Lewis and Mr. Westerberg regarding this bill. Mr. Lewis said he would be amenable to support the motion if it was in the spirit of lack of understanding about the bill, but not if the motion is in opposition to the bill.

There was discussion between Mr. Terrell, Mr. Lewis and Mr. Westerberg about offering a substitute motion to defer voting on today's motion until there was sufficient time to explore the bill. Mr. Westerberg responded that he felt the motion before the Board today is appropriate and the Board would be voting in opposition of it because they are in fact not really sure of its impact on higher education funding.

Ms. Atchley felt that the approach taken with this bill is somewhat in opposition to the Governor's desire to increase GDP in the state. Ms. Atchley commented if the Board believes this bill will have a negative impact on our institutions then it would be wise to vote against it. Ms. Atchley said the Board is not opposing any cap, just reducing the cap that currently exists. Mr. Soltman echoed the comments of Ms. Atchley.

OTHER BUSINESS

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

M/S (Terrell/Soltman): To adjourn at 9:44 a.m. The motion carried unanimously.

THIS PAGE INTENTIONALLY LEFT BLANK