



**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**

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**APPROVED MINUTES  
IDAHO STATE BOARD OF EDUCATION  
January 22, 2015  
Office of the State Board of Education  
Len B. Jordan Building, 3<sup>rd</sup> Floor  
Boise, Idaho**

A special meeting of the Idaho State Board of Education was held January 22, 2015 at the Office of the State Board of Education in Boise, Idaho. Board President Emma Atchley presided, called the meeting to order at 11:30 am Mountain Time, and requested a roll call of members.

**Present:**

Emma Atchley, President  
Rod Lewis, Vice President  
Don Soltman, Secretary  
Debbie Critchfield (joined at 11:47)

Bill Goesling  
Dave Hill  
Sherri Ybarra, State Superintendent

**Present:**

Richard Westerberg

**BUSINESS AFFAIRS & HUMAN RESOURCES**

**Section I – Human Resources**

1. Idaho State University – Multi-Year Employment Agreement Amendment – Head Women’s Volleyball Coach

**BOARD ACTION**

**M/S (Lewis/Goesling): To approve the request by Idaho State University to enter into a first amendment to the multi-year employment agreement with Chad Teichert, Head Women’s Volleyball Coach, as submitted.** A roll call vote was taken and the motion carried 6-0. Mr. Westerberg and Ms. Critchfield were absent from voting.

Rod Lewis introduced the item indicating Idaho State University (ISU) requests approval to amend the employment agreement with Chad Teichert, Head Women's Volleyball Coach.

Mr. David Alexander, legal counsel for IAU, described the amendment to the agreement. The proposed salary increase up to \$78,000 would move Coach Teichert closer to the top of Big Sky Conference Volleyball coach salaries. The amendment is in response to an offer from another Big Sky Conference institution, with a significant increase in salary. In addition to the base salary increase, the proposed amendment has one other material change in the form of an adjustment in liquidated damages should the Coach terminate the contract early for his own convenience.

Dr. Goesling pointed out that the item has not been through the full Athletics nor BAHHR Committees; and the Athletics Committee has no formal recommendation. Mr. Soltman remarked on the frequency of Board review of athletics contracts is increasing. Dr. Goesling acknowledged that comment, indicating it would be addressed in the Athletics Committee.

## **BUSINESS AFFAIRS & HUMAN RESOURCES**

### **Section II – Finance**

#### 1. University of Idaho – Capital Project – Additional Construction Phase Authorization

### **BOARD ACTION**

**M/S (Lewis/Soltman): To approve the request by the University of Idaho to implement additional authorization for the Construction Phase for the Integrated Research and Innovation Center, pursuant to the budget set forth in the materials submitted to the Board. Authorization includes the authority to execute all necessary and requisite consultant, vendor, and construction contracts to fully implement construction of the project.** A roll call vote was taken and the motion carried 6-0. Mr. Westerberg and Ms. Critchfield were absent from voting.

Mr. Ron Smith, legal counsel from the University of Idaho (UI) introduced the item as a capital project whereby they are requesting additional construction phase authorization for their Integrated Research and Innovation Center. He reported the construction team initiated an extensive value engineering process to ensure the project would meet the authorized funding. The construction team submitted a revised estimate of costs with a guaranteed maximum price, however that maximum price includes only the base bid which does not include the third floor renovations. They feel as a result the third floor would be unusable and would be more costly to finish at a future date. As a result, UI is requesting approval for a \$2.8M increase in total project cost to accommodate a full build out. The UI has identified central cash reserves to cover the cost of the additional alternatives to make the third floor fully built-out and operational.

Mr. Soltman asked if the \$2.8 taken out of reserves impacts any other programs. Mr. Smith indicated it does not. Mr. Soltman asked about the cost per square foot. Mr. Smith estimated around \$600 per square foot.

## **INSTRUCTION, RESEARCH AND STUDENT AFFAIRS**

### 1. Board Policy III.N. General Education – Partial Waiver

#### **BOARD ACTION**

**M/S (Soltman/Hill): To waive Board Policy III.N.4.a as it applies to Associate of Applied Science Degrees for the 2015-2016 academic year.** A roll call vote was taken and the motion carried 7-0. Mr. Westerberg was absent from voting.

Ms. Selena Grace from ISU introduced the item indicating the General Education Committee met to discuss concerns regarding the Written Communication GEM competencies as it relates to Associate of Applied Science (AAS) degree programs. She summarized many campuses have modified their English 101 classes to be an English 102-like version to help with the competencies requirements. Additionally, while further discussions regarding the competency area will occur in March, requirements currently present a challenge for ISU, and ISU faculty have determined they do not want to modify their English 101 class. She summarized that only ISU's English 102 course meets the requirements outlined in policy. For ISU's AAS programs to meet the current state requirements, students will be required to complete an additional English course, forcing most students to complete a total of six (6) credits in Written Communication, rather than the current three (3) credit requirement. The General Education Committee felt that additional guidance is needed regarding the competencies associated with the credit requirements under Board Policy III.N.5.b. to prevent penalizing AAS programs with those requirements.

Ms. Atchley asked if the policy would be waived for just ISU or for all institutions. Ms. Bent clarified that the waiver of policy would be for all institutions.

At this time, Ms. Critchfield joined the meeting (11:46 a.m.).

### 2. Board Policy III.P. Students – First Reading

#### **BOARD ACTION**

**M/S (Soltman/Goesling): To approve the first reading of proposed amendments to Board policy Section III.P. Students, as presented.** A roll call vote was taken and the motion carried unanimously. Mr. Westerberg was absent from voting.

Mr. Freeman introduced the item and provided a brief background for the benefit of the newer Board members. He indicated the Board has reached a point where there is a

general sentiment to consider a revision to the student health insurance policy. Staff has worked closely with the vice presidents for finance & administration and vice presidents for student affairs at the college and universities in the development of the proposed amendments. He indicated they believe the proposed amendments strike an appropriate balance between requiring full-time students remain insured, and providing students with the option to satisfy the mandate with an ACA compliant plan. He outlined the amendment that includes several material changes, and indicated today's amendment is a first reading.

Mr. Soltman pointed out the amount of work that went into this item from the BAHF and IRSA committees, and Mr. Lewis complemented Mr. Freeman for his work on this item. Mr. Kent Nelson, legal counsel from the University of Idaho pointed out that the UI's plan is not a self insured plan but actually a third party plan.

Mr. Goesling asked about students who might not be insured for a semester. Mr. Freeman clarified they still must be insured. Mr. Goesling asked about what county is liable for an indigent claim. Mr. Freeman clarified it is the student's county of residence, adding that this draft policy has been vetted with the Idaho Association of Counties and the Hospital Association, and neither have any objections.

## **DEPARTMENT OF EDUCATION**

1. IDAPA 08.02.03.109 – Rules Governing Thoroughness – Special Education – Temporary Rule

## **BOARD ACTION**

**M/S (Ybarra/Lewis): To approve the Temporary Rule amendment to IDAPA 08.02.03.109 as submitted in Attachment 1 effective January 22, 2015.** A roll call vote was taken and the motion carried 7-0. Mr. Westerberg was absent from voting.

Ms. Ybarra introduced the item that addresses current language contained in the rule which violates requirements of the Individuals with Disabilities Education Act (IDEA). Amending the language will bring Idaho into compliance with IDEA. She introduced Dr. Charlie Silva to speak to the item. Dr. Silva provided a summary of the proposed temporary rule which provides for the exclusion of language that violates IDEA. She pointed out currently IDAPA rule allows for the 30 day requirement for the development of a student's Individual Education Plan (IEP) to exclude periods when school is not in session consecutively or five days or more which is not in alignment with IDEA. The amendment to the language will bring Idaho into compliance with IDEA.

## **OTHER BUSINESS**

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

**M/S (Critchfield/Goesling): To adjourn the meeting at 12:06 p.m.** The motion carried unanimously.