

1. Agenda Approval

Changes or additions to the agenda

**BOARD ACTION**

**I move to approve the agenda as presented.**

2. Minutes Approval

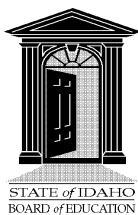
**BOARD ACTION**

**I move to approve the minutes from the February 11, 2015 special Board meeting, the February 18-19, 2015 regular Board Meeting, the March 5, 2015 special Board meeting, and the March 19, 2015, special Board meeting as submitted.**

3. Rolling Calendar

**BOARD ACTION**

**I move to set April 13-14, 2016 as the date and the University of Idaho as the location for the April 2016 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 11, 2015**  
**Office of the State Board of Education**  
**Len B. Jordan Building, 3<sup>rd</sup> Floor**  
**Boise, Idaho**

A special meeting of the State Board of Education was held February 11, 2015 in the large conference room of the Office of the State Board of Education, Len B. Jordan Building, in Boise, Idaho. Board President Emma Atchley presided and called the meeting to order at 11:30 am Mountain Time. A roll call of members was taken.

**Present:**

Emma Atchley, President  
 Rod Lewis, Vice President  
 Don Soltman, Secretary  
 Debbie Critchfield

Bill Goesling (joined at 11:34)  
 Dave Hill  
 Richard Westerberg  
 Sherri Ybarra, State Superintendent

**Absent:**

**PLANNING, POLICY & GOVERNMENTAL AFFAIRS**

**Section I – Human Resources**

**1. University of Idaho – Proposed Legislation**

**BOARD ACTION**

**M/S (Westerberg/Soltman): To approve the request by the University of Idaho to proceed with proposed legislation to revise Idaho Code Section 41-40110(3) (and associated sections of Chapter 40) so as to reinstate the calculation of the trust fund reserve and surplus for the University to the calculations as they existed in 2012.** A roll call vote was taken and the motion carried 8-0.

Mr. Kent Nelson, legal counsel for the University of Idaho (UI), provided a review of the item. He indicated the UI has operated a self-funded health plan since 2008 covering medical, dental and vision, contracting through various providers who bill the university based on the claims submitted. The plan includes a trust as required by law, and the trust receives all of the employee payroll deductions and other contributions including retiree and university contributions. The trust pays the claims as they are billed, as well as the operating expenses of the plan. When the plan was established, state law required that the plan keep a reserve calculated based upon incurred but not paid claims (IBNP). He pointed out state law also required a surplus equal to 30%, so essentially the university dealt with a balance of 130% in their trust. It assures there are funds available in the event the university chooses to stop self-insuring and

return to a regular insurance product.

Mr. Nelson indicated that in 2013, a bill was sponsored that intended to create authority for private higher education institutions to create student health plans that are self-funded to deal with some problems institutions were having with the Affordable Care Act (ACA). The Department of Insurance made changes to the bill that went beyond addressing student health plans resulting in an impact to the university. One of the changes that goes into effect July 1 is to remove the 130% IBNP amount and replace it with a reserve based upon monthly contributions. The UI's actuary has calculated that change will add an additional \$6 million to the trust beyond what the university pays each month. The effect of that is it would take \$6 million out of unrestricted reserves for the institution. Mr. Nelson pointed out they do not see a financial benefit in doing that, and it has a negative impact on the institutions balance sheet.

Mr. Nelson reported they have been working with the Department of Insurance and legislative leadership on a proposal that the Department of Insurance also agrees with. That proposal would reestablish the 130% IBNP requirement amount for the university, and remove them from the new requirement. They are seeking permission to move forward with legislation that will reinsert the old 130% IBNP reserve calculation back into the statute, applying it only to higher education institution employee self-funded plans.

## 2. Legislative Update - PTE

**M/S (Westerberg/Goesling): For the Board to support the concepts outlined in the draft bill, providing further alignment with the secondary and postsecondary PTE programs.** A roll call vote was taken and the motion carried 8-0.

Dr. Rush from the Board Office introduced the item indicating it was precipitated by concerns over difficulty that high school students were having articulating tech prep credit to the postsecondary technical programs. He added there is continuing interest in the Legislature to smooth out the transfer of courses for students.

PTE Administrator Dwight Johnson provided an overview of the item which is in response to interest by Senators Thayn and Mortimer. The bill is intended to promote the alignment of the foundational professional-technical courses at Idaho public colleges and universities to achieve uniformity and transferability in the core requirements for like programs of study in professional-technical programs. The goal is to align at least the first semester professional-technical programs at each of the public postsecondary institutions. Mr. Johnson provided an example to help explain the difficulty some students are having. He clarified that a second piece to this is to expand professional-technical offerings on-line, particularly in rural settings. Mr. Johnson indicated there is a partnership developing with Idaho Digital Learning Academy (IDLA) and Idaho PTECH Network to develop professional-technical offerings on-line.

Ms. Atchley asked how it would affect accreditation at the secondary and postsecondary level. Dr. Rush responded it should not affect accreditation. Ms. Critchfield asked who at the K-12 level would be making sure the courses are aligned with the university programs. Mr. Johnson responded they would be working with the deans of the technical colleges and they will be working through the logistics together with administrators and faculty. Ms. Critchfield asked when this is anticipated to take place and how the alignment will work. Mr. Johnson responded they need horizontal alignment at the postsecondary schools for the first semester so that each one of the institutions have the same student outcomes for that program of study, that way the student will not have any problem with dual credit transfers. As for the timing, some areas should be ready this fall, and others will need possibly another academic year.

## 3. Legislative Update

Mr. Westerberg indicated that the Board agenda materials contain a list of Board supported legislation and general legislation, including action last taken. Mr. Westerberg asked Ms. Bent if there was anything specific she would like to provide an update on from the Board office. She noted that one of the bills listed under "other education" deals with the statewide assessment and use of the consortium. One other bill recently introduced is regarding allowing students to opt of the ISAT as a graduation requirement. Ms.

Bent indicated the Board would have more through discussion around those items next week at the regular Board meeting and a recommendation would be likely at that time. There were no other questions on the legislation at this time; the consensus was to have the broader discussion on the legislation next week.

**OTHER BUSINESS**

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

**M/S (Hill/Critchfield): To adjourn the meeting at 12:00 p.m.** The motion carried unanimously.



STATE BOARD OF EDUCATION  
 TRUSTEES OF BOISE STATE UNIVERSITY  
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 BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO  
 STATE BOARD FOR PROFESSIONAL-TECHNICAL EDUCATION

**DRAFT MINUTES  
 STATE BOARD OF EDUCATION  
 February 18-19, 2015  
 Boise State University  
 Student Union Building  
 Boise, Idaho**

A regularly scheduled meeting of the State Board of Education was held February 18-19, 2015 at Boise State University's (BSU) Simplot Ballroom in Boise, Idaho.

**Present:**

Emma Atchley, President  
 Rod Lewis, Vice President  
 Don Soltman, Secretary  
 Dave Hill  
 Superintendent

Bill Goesling  
 Richard Westerberg  
 Debbie Critchfield  
 Sherri Ybarra, State

**Absent:**

**Wednesday, February 18, 2015**

Board President Emma Atchley called the meeting to order at 1:00 pm. Ms. Atchley recognized and welcomed the new State Superintendent of Public Instruction, Sherri Ybarra, to her first meeting.

**BOARDWORK**

1. Agenda Review / Approval

**BOARD ACTION**

**M/S (Lewis/Soltman): To approve the agenda as submitted.** The motion carried unanimously 8-0.

2. Minutes Review / Approval

**BOARD ACTION**

**M/S (Lewis/Hill): To approve the minutes from the October 15-16, 2014 regular**

**Board Meeting and the November 13, 2014, November 24, 2014, December 18, 2014, and January 22, 2015 Special Board meetings as submitted.** The motion carried unanimously 8-0.

### 3. Rolling Calendar

## BOARD ACTION

**M/S (Lewis/Goesling): I move to set December 9-10, 2015 as the date and the College of Southern Idaho as the location for the December 2015 regularly scheduled Board meeting to set February 17-18, 2016 as the date and Boise State University as the location for the regularly February 2016 regularly scheduled Board meeting and o amend the location for the June 2015 regularly scheduled Board meeting to North Idaho College.** The motion carried unanimously 8-0.

## WORKSESSION

### PLANNING, POLICY & GOVERNMENTAL AFFAIRS

#### A. Statewide Education Strategic Plan

## BOARD ACTION

**M/S (Hill/Goesling): To approve the 2016-2021 Idaho State Board of Education Strategic Plan as amended and to authorize the Executive Director to finalize performance measures and benchmarks as necessary.** The motion carried unanimously 6-0. Mr. Lewis and Mr. Westerberg were absent from voting. Dr. Goesling recommended changing K-20 to P-20 throughout the Plan. There were no objections to this request.

Mr. Westerberg introduced the item, pointing out the hope is to amend the Strategic Plan (Plan) where necessary and approve it today to provide the institutions with a Plan to inform and guide them as they work on their own strategic plans. Ms. Tracie Bent from the Board office provided an overview of the Board's Plan and planning process for the benefit of the new Board members. A copy of the Plan was provided in the Board agenda materials. Mr. Carson Howell, Director of Research, assisted Ms. Bent with review of the performance measures and benchmarks of the Plan. She pointed out the Board's Plan is made up of four different areas required by statute to be in all agency and institution strategic plans. The Board's Plan is made up of three main goals with a number of objectives contained under each goal. It is reviewed and updated annually, but is on a five-year cycle where it is reviewed extensively at the conclusion of each cycle; this year was the year for that more extensive review. Also, representatives from each of the campuses worked together with staff to provide feedback on the strategic Board's Plan.

Ms. Bent highlighted the changes to the Plan starting with the Vision and Mission statements. There were a number of changes to Goal 1: A Well Educated Citizenry, and discussion on whether to change K-20 to P-20. Under Objective A: Access,

changes were made to clarify access for all Idahoans. Mr. Howell pointed out new performance measures included unmet financial need, loan indebtedness, and average default rate. He reviewed benchmarks for those performance measures which are 15%, 85%, and 10% respectively. The loan indebtedness benchmark is also compared with peers. The benchmark for the percentage of high school graduates meeting placement test college readiness, for both the SAT and the ACT, is 60%. He pointed out Idaho is below that mark presently, but compared with other states it is in line and there has been some improvement. Dr. Goesling asked about undergraduate student debt (such as for WWAMI and law students) under the earlier performance measures. Mr. Howell clarified those benchmarks are for the bachelor's degree level. Dr. Goesling suggested clarifying that benchmark.

Ms. Bent indicated under Objective B: Adult Learner Re-Integration, the group made no changes other than reordering. Mr. Howell reviewed the performance measures and benchmarks. Ms. Bent indicated the next objective, C: Higher Level of Educational Attainment, contains merged language from the *Higher Level of Educational Attainment* and *Transition* sections. It focuses on the transition of students in the educational system. Mr. Howell reviewed the benchmarks. For the 60% goal, we are between 41% and 42% percent toward that goal. There were a few new performance measures added to this section.

Ms. Bent indicated under the Quality Education objective, it is similar to an objective that was previously under Goal 2 that was moved to this section. Mr. Howell indicated the benchmarks in this section were mostly held over from the prior version of the Plan. Under Objective *Education to Workforce Attainment*, its intent is to deliver education that meets the needs of Idaho and the region. Ms. Bent pointed out the majority of the performance measures in this section are existing measures. Mr. Howell indicated the ratio of STEM to non-STEM baccalaureate degrees conferred in STEM fields benchmark is 1:4 which brings Idaho in line with other WICHE states. Mr. Soltman recommended removing the word "Boise" from the measure for the Boise Family Medicine Residency Program to say just "Family Medicine Residency". Mr. Howell acknowledged that change.

There was discussion about the percent of students who enroll in postsecondary education (the go-on rate) within 12 months. It was recommended to look at it in 12 months, three years, then possibly in five years which would provide a more thorough sense of who is going to college and why. Mr. Howell indicated they intend to look at the three year rates, but don't have enough data presently to look at a five year rate.

Returning to Objective E, Dr. Goesling suggested looking at the number of WWAMI and University of Utah students that stay in Idaho as a measure. There was additional discussion relating to the number of medical graduates that return or stay in Idaho.

**Mr. Westerberg requested unanimous consent to include an additional measure to show the number of medical school graduates returning to Idaho. The tracking would include graduates of WWAMI, the University of Utah, and the residency program.** There were no objections and President Atchley directed staff to include that

measure. Additionally, staff will add a three year measure to Goal A, Objective A, related to the go-on rates as previously discussed. There were no objections to adding that measure.

Ms. Bent clarified that Goal 2 was originally *Critical Thinking and Innovation* and was renamed to *Innovation and Economic Development*. The new goal describes how education translates to that area. Objective A: Workforce Readiness looks at preparing students to efficiently and effectively enter and succeed in the workforce. Mr. Howell reviewed the performance measures and that they show the quality of education preparation for the workforce. Benchmarks for students participating in internships and undergraduate research were held over from the previous Plan. Mr. Lewis asked about the relevancy of the benchmark numbers for internships and undergraduate research to the Board's efforts. Ms. Bent clarified the existing measures were specifically asked for by the Board who indicated they would like to continue to see data on internships and undergraduate research, adding that those benchmarks have been included in the Strategic Plan for about four years now. Mr. Lewis suggested clarifying the types of graduates in the Plan. Mr. Howell also explained some of the difficulties of determining if the graduate is employed in their field of study, which is why the performance measure is for "*graduates employed in Idaho*".

There was some additional discussion around accessing data on graduate placement. Mr. Westerberg felt there must be a way to figure out if graduates are getting jobs in Idaho and suggested adding a placeholder for that information. Dr. Rush pointed out the goal is workforce alignment within Idaho, and looking at how well the university majors match up with the economic needs of the state. Mr. Westerberg suggested leaving the Plan it the way it is, but to realize it needs additional work when more data is available.

**Mr. Westerberg requested unanimous consent to make recommended changes in the Plan as follows: To leave this as a placeholder and include the idea that looking at the field of graduate employment has some merit.** There were no objections. As a follow-up, Ms. Critchfield asked for the universities to provide the Board with information on how they know where students are placed after graduation, and how they gather that information.

Ms. Bent indicated Objective B: Innovation and Creativity is much the same as the previous version. Mr. Howell pointed out the benchmarks are holdovers from the previous Plan. There was one change for the benchmark measure of production of intellectual property which was a 10% increase to keep in line with the other benchmarks. There was discussion about the objective and that the Board should be evaluating the institutions on this area.

Ms. Bent reported that Objective C: Economic Growth, is a new objective, and asked the Board if it is one they would like included in the Plan because it is a bit of a stretch on the things the Board can actually impact. Its description is to support retention and recruitment of businesses to the state and region. Mr. Lewis felt it is a very important area but it might be difficult to report on, and felt a group should be gathered to review



the item. Mr. Howell will continue to work with the institutions and agencies to develop the measure. Mr. Lewis suggested descriptive wording for this section might be more about the growth of partnerships and nurturing start-ups, rather than in recruiting businesses to come to the region. Mr. Westerberg recommended leaving Objective C as *Economic Growth* and striking its description until it is further developed.

Ms. Bent indicated Goal 3 is mostly the same as in the previous Plan but slightly expanded. She clarified there will be a performance measure in October to go along with Objective A. Mr. Howell discussed Objective B: Quality Teaching Workforce, which looks at teacher preparation programs at the campuses. Ms. Ybarra asked for some clarification on Goal 3: Objective A related to data. Ms. Bent clarified the data is used to inform policy makers and institutions and is not a general accessibility to data. Dr. Rush recommended adding the words “security” of data in this section. Ms. Atchley recommended clarifying the type of data and its uses for this section. Mr. Lewis recommended removing the words “and accessibility” for it to read “...quality, thoroughness, and security of data. . .”. Under Goal 3: Objective B, Dr. Goesling felt the ACT/SAT benchmark should be increased to improve the quality of teachers. Ms. Atchley responded that grade point and the ability to pass the professional tests may be a better measure. Ms. Bent asked if they wanted to change the benchmark to GPA. There was further discussion about the benchmark and what to use as a measure, or none at all. Discussion indicated the measures need more work. Ms. Bent asked if it would be acceptable to the Board to leave the current measures as placeholders and propose different measures in October. There was no objection and Ms. Atchley directed staff to work on it accordingly.

Ms. Bent discussed Objective C: Alignment and Coordination which is to facilitate and promote the articulation and transfer of students throughout the education pipeline. It is a new measure. Mr. Howell reviewed the performance measures. Under Objective D: Productivity and Efficiency, the institutions recommended including the principles of program prioritization in the Strategic Plan. Ms. Atchley recommended clarifying when looking at graduates per \$100,000, it is on an annual basis. Dr. Goesling recommended including some data about dual credits either under Objective C or D. Dr. Rush recommended adding a measure under Objective C that captures how many dual credit students transfer. Ms. Atchley directed staff to work on another measure and benchmark under Goal 3: Objective C for dual credit students.

Ms. Bent reviewed Objective E: Advocacy and Communication. It is a new objective the purpose of which is to educate the public and their elected representatives by advocating the value and impact of the educational system. There are no performance measures at this time but they will be developed. Ms. Bent pointed out that all agencies and institutions are required to have *Key External Factors* included in their strategic plans, and some language has been included. Additionally, an element that is not required but is included is the area of *Initiatives*, which points to some of the main things the Board has accomplished.

#### B. Higher Education Research Council Strategic Plan/Annual Report

**BOARD ACTION**

**M/S (Hill/Goesling): To approve the 2016-2020 Higher Education Research Strategic Plan as submitted in Attachment 1.** The motion carried unanimously 6-0. Mr. Lewis and Mr. Westerberg were absent from voting.

Ms. Bent introduced Dr. Mark Rudin, Chair of the Higher Education Research Council (HERC), to present the HERC strategic plan and provide an update of HERC activities. Dr. Rudin started by reviewing HERC's organization. He said the committee felt there were some inconsistencies in HERC's strategic plan and that new metrics needed to be developed. Dr. Rudin reported the main changes were to the performance measures. Mr. Soltman recommended, in looking at the reports from institutions, to see more than a one year snapshot and suggested a report over time. Dr. Rudin acknowledged that recommendation. Ms. Bent pointed out that they have been collecting the research activity reports for about 5 years and staff could compile a more comprehensive report for the Board.

Dr. Rudin provided an update of HERC activities for the Board. He reviewed the scope and mission of HERC, he reviewed the composition of the HERC membership, and pointed out that despite the institutions being competitive they work very well together and collaborate by leveraging their talents and resources. Dr. Rudin expressed special thanks to Dr. Lori Stinson of LCSC for her good work.

Dr. Rudin reviewed various initiatives of HERC such as the HERC Research Infrastructure, the HERC Incubation Fund Grant Program, the Center for Advanced Energy Studies (CAES), and the NSF-EPSCoR (National Science Foundation) matching funds. One additional initiative is the HERC iGEM projects which amounts to \$2 million allocated to HERC to develop projects. There were three main projects funded at various levels: The UI Cyber Security Faculty Cluster, ISU Production of 67CU (Copper 67), and the BSU Computer Science Expansion in an effort to produce more computer science graduates to support local and state-wide industry demands. Dr. Rudin summarized each of the three projects and their accomplishments to date.

**C. Legislative Update****BOARD ACTION**

**M/S (Goesling/Hill): To postpone the discussion on SB 1085 until tomorrow.** The motion carried 5-1. Mr. Soltman voted nay on the motion.

**M/S (Goesling/Hill): To oppose SB S1085.** There was not action taken on this motion.

**M/S (Lewis/Westerberg): To table the previous motion and take no further action on it.** The motion carried unanimously 8-0.

**M/S (Critchfield/Soltman): To support HB 0110.** The motion carried unanimously 6-

0. Lewis and Westerberg were absent from voting.

Ms. Bent provided a legislative update for the Board and that the Board may want to take action to support HB 0110 as it is in alignment with the Governor's Task Force Recommendation on Mastery Based Education.

Dr. Goesling asked about SB 1085. Ms. Bent responded it requests the Superintendent remove Idaho from the Smarter Balanced Assessment Consortium (SBAC), and prohibits students from taking any test or test question developed by such consortium as a graduation requirement. It has not had a bill hearing yet. There was some discussion about graduation requirements and Ms. Bent clarified the current graduation requirements along with the process if SB 1085 passes. Dr. Goesling urged postponing discussion on HB 1085 until Board members Westerberg and Lewis could participate.

Dr. Goesling asked for an explanation of SCR 105 and 106. Ms. Bent responded those are Senate Concurrent Resolutions and they do not act as law, but direct an agency or department to an action. SCR 105 directs the Department and Board to convert the current Idaho Core Standards into more Idaho-specific standards in 2015. SCR 106 directs the Department to find an alternative to the Smarter Balanced Assessment Consortium.

Board President Atchley recessed the meeting at 4:14 pm MT.

**Thursday February 19, 2015, 8:00 a.m., Boise State University, Simplot Ballroom, Student Union Building, Boise, Idaho.**

Board President Atchley called the meeting to order at 8:00 a.m. MT for regularly scheduled business. Ms. Atchley welcomed the new Superintendent of Public Instruction Sherri Ybarra. Ms. Ybarra gave a brief introduction and shared her vision for the next four years at the Department, stating she will be the driving force for K-12 education going forward. Dr. Rush from the Board office introduced Blake Youde as the Board office's new Chief Communication and Legislative Affairs Officer.

**OPEN FORUM**

There were three requests to speak during open forum.

Mr. Bob Lokken from White Cloud Analytics addressed the Board about higher education's role in economic development. He discussed economic development and the BSU football team. He pointed out that the future and prosperity of the state relies on its economy. He described the significance of 77 and 15, explaining that over a six-year span the BSU football program's recruiting classes ranked 77<sup>th</sup> best in the country – in the bottom half. Over that six-year period, the program finished in the top 15 in the United States. Mr. Lokken said this is a perfect example of high performance, especially from a business perspective – where BSU is a good example of something that out performs on a regular basis. He highlighted that BSU has figured out how to

compete with larger institutions with less resources but more creativity, risk taking, and innovation. He said that image reflects across the state and drew the correlation between the 77-15 example, economic development, and strong leadership.

Elaine Clegg – Requested to speak during open forum, but was absent.

Mr. Dean Gunderson addressed the Board regarding the Consent Agenda item on *Programs and Changes Approved by the Executive Director*. Mr. Gunderson introduced himself as a grad student at Boise State in the Community and Regional Planning Program (CRP), as well as a business owner, and participant in the Venture College at Boise State. Related to the referenced item on the Consent Agenda, he was opposed to BSU's program changes to the New School of Public Service where the CRP program is being discontinued. He felt it was a very unfortunate decision to discontinue the program and asked the Board to reconsider.

## **CONSENT AGENDA**

### **BOARD ACTION**

**M/S (Lewis/Soltman): To approve the Consent Agenda as presented.** The motion carried 8-0.

#### **IRSA**

1. Programs and Changes Approved by Executive Director – Quarterly Report

**This item was provided in the agenda materials as an information item.**

2. University of Utah – Annual Report

**This item was provided in the agenda materials as an information item.**

3. EPSCoR Idaho Committee Appointment

### **BOARD ACTION**

**By unanimous consent to appoint Senator John Tibbits to the Idaho Experimental Program to Stimulate Competitive Research (EPSCoR) Idaho Committee as a representative of the Idaho State Senate, effective immediately and expiring June 30, 2020.**

#### **PPGA**

4. State Rehabilitation Council Appointment

### **BOARD ACTION**

**By unanimous consent to approve the appointment for Mike Hauser to the State Rehabilitation Council as a representative of a disability group for a term of three**

years effective March 1, 2015 through February 28, 2018.

5. Indian Education Committee Appointment

**BOARD ACTION**

**By unanimous consent to appoint Mr. Pete Putra, representing the Shoshone-Paiute Tribe and Mr. Will Fanning representing the College of Western Idaho to the Idaho Indian Education Committee, effective immediately.**

6. Data Management Council Appointment

**BOARD ACTION**

**By unanimous consent to approve the appointment to the Data Management Council for Matthew Rauch, Will Goodman, and Shari Ellertson.**

7. Alcohol Permits – President Approved – Report

**This item was provided in the agenda materials as an information item.**

**SDE**

8. Correction of the Legal Description of the Inner Boundary of Trustee Zone One for the Homedale School District

**BOARD ACTION**

**By unanimous consent to approve the request to correct the legal description of the Homedale School District boundaries for Trustee Zone 1 as submitted.**

9. Professional Standards Commission Appointment

**BOARD ACTION**

**By unanimous consent to approve Pete Koehler as a member of the Professional Standards Commission for a term of three years representing the Department of Education, effective February 19, 2015.**

**PLANNING, POLICY & GOVERNMENTAL AFFAIRS**

1. Boise State University Annual Report

Boise State University (BSU) President Dr. Bob Kustra provided an annual report to the Board. He reviewed BSU's stats from 2007 until 2014 sharing that enrollment is up 18%, degrees are up 52%, research grants and contracts are up 39%, donors are up 131%, and foundation assets are up 59%.

Dr. Kustra remarked and reflected on the visit to the university by President Obama. He shared a couple of success stories about the faculty from the College of Engineering, and of the student, Ms. Camille Eddy, who introduced the president.

Dr. Kustra reported on BSU as a culture of innovation and indicated they are fully onboard with the teacher certification program. He reported on the Bridge to Career program and mentioned they are trying out three short courses geared at preparing students for the marketplace; they will be piloting the courses next Fall. He spoke about a concurrent enrollment program called “Sophomore Start”, reporting BSU is piloting the program in the West Ada, Nampa and Parma school districts this spring. He also reported that in spite of the gap in IPEDs data, BSU is still showing good progress with their retention and graduation rates.

Dr. Kustra spoke of the new College of Innovation and Design, and called attention to the recruitment of Dr. Gordon Jones as the new Dean for the college. Dr. Jones is from Harvard and created the Harvard Innovation Lab program better known as ILAB. Dr. Kustra reported BSU’s on-line programs and that they are developing fully on-line degrees. He reported on their football program, its importance to the university and to Idaho, and the focus on and off the field. He reported their APR status is in standing with institutions such as Clemson, Duke, Northwestern and Rutgers, and BSU athletes have some of the highest graduation rates in the region. Dr. Kustra pointed out that successful academic programs are built on the back of a successful athletics program.

Ms. Atchley at this time welcomed former Superintendent of Public Instruction, Tom Luna, as a guest. Mr. Luna served for eight (8) years as an Ex-Officio member of the Board. He was recognized on the national stage for his efforts and much of what is being worked on today is as a result of his efforts. She thanked him for his dedication and hard work to the Board and to the state of Idaho. Board member Lewis offered some heartfelt comments thanking Mr. Luna for his years of service and contribution.

## 2. Idaho Public Charter School Commission – Annual Report

Ms. Tamara Baysinger, Public Charter School Commission (Commission) Director, provided a report to the Board. Chairman Reid was not able to attend this meeting. Ms. Baysinger reported they have 35 schools presently, and the number of students attending is about 14,950. Ms. Baysinger identified the current members of the charter Commission, and reported Mr. Kelly Murphy as the newest member. She shared the Commission’s performance outcomes for schools which include academic, mission specific, operational, and financial goals.

Ms. Baysinger shared the outcomes from the first available reports to the Board. She pointed out the charter schools all have the opportunity to respond to the contents of their annual reports prior to publication. She indicated there are four accountability designations for the schools: honor, good standing, remediation, and critical. Schools in the top two categories will have their charters renewed. Schools in the remediation or critical standing face potential non-renewal and receive notices regarding their status. For the academic accountability section, 69% of the schools fell into the honor or good

standing categories; 19% are in remediation, and 6% are critical. Charter schools are performing well on the SATs in reading, math and writing. Operational accountability designations show the schools doing quite well with none of them in the critical area. In the financial accountability designation, 69% of schools are in honor or good standing.

Ms. Baysinger reported the commission was audited this year by the National Association of Charter School Authorizers (NACSA) and the evaluation report states, "The PCSC has made significant strides in aligning itself to national best practices and improving the authorizing environment in Idaho." Ms. Baysinger thanked the Board for their funding request to JFAC this year.

### 3. Idaho Digital Learning Academy (IDLA) Annual Report

Ms. Cheryl Charlton provided a report to the Board and was assisted by Mr. Ryan Gravette and Dr. Sherawn Reberry. Ms. Charlton provided a brief overview of the IDLA, and remarked on the number of partnerships they have with entities in the state. Dr. Reberry reported they have expanded their offerings to students through many of these partnerships and are enhancing opportunities for students, teachers and school districts. Their enrollment numbers have been increasing each year; and this year they have new advanced opportunities and dual credit courses available. Their courses are aligned help students to be college and career ready. An additional concept they are working on is virtual counseling for students. Their professional development website offers different training available throughout the state. Dr. Reberry also commented that Camille Eddy (the BSU engineering student who introduced President Obama) was also a student of IDLA in advanced math courses.

Dr. Reberry discussed the Idaho Computer Science Initiative for K-12 which is a partnership between Code.org, the Idaho Technology Council, IDLA, and Idaho school districts. Idaho is the first statewide partnership participating in this initiative.

Mr. Ryan Gravette reported on the technical support area of IDLA and the quality of support they strive to offer. He remarked on blended learning along with research and development projects with other institutions. He reminded the Board of IDTransfer.org where students can find out how their courses will transfer from institution to institution in Idaho by using this tool. There is also a college search engine that provides answers to the top 12 questions students are asking across the state. He commented on the importance of data security to IDLA and that they use the same technology banks are using for security.

Mr. Soltman asked about the impact from the loss of the Idaho Education Network (IEN). Mr. Gravette responded that bandwidth at school districts has changed and improved over the years because of the efforts of the IEN. He added there will be opportunities for expansion across the state because of the work of the IEN. Systems will still be available if there is an IEN outage; they don't want students to be impacted by any disruption. Ms. Ybarra thanked the representatives from IDLA for their work.

### 4. Idaho Educational Services for the Deaf and Blind Annual Report

Administrator for the Idaho Educational Services for the Deaf and Blind (IESDB), Brian Darcy, provided a report to the Board. He identified the members of their Governor appointed board and shared IESDB's organizational chart. Mr. Darcy reported they have 31 teachers and currently serve around 1,800 students statewide, from birth to age 21, through seven regional educational centers. In-home education is a very important part of student development and is available to parents and children from birth to three years old. Mr. Darcy showed a comparison of caseloads from 2009 to 2015 for illustrative purposes, and also summarized the information by region. He reported since 2008 there has been a 60% increase in students. He said they struggle to be able to serve the amount of students in Idaho, pointing out there is a lack of qualified teachers. There are only three certified Brailleists in the state, and IESDB has two of them. Mr. Darcy pointed out they also offer short term programs for students who cannot attend on-campus which include working with parents and students separately, then together.

Mr. Darcy reported on their media and library services and that they work with all the school districts in the state. He reported on technology students have access to thereby enhancing their learning, and remarked on the collaboration with agencies and entities. Mr. Darcy shared some details of experiences and activities students get to participate in, such as skiing or dancing, and how the school helps students conquer challenges.

Mr. Darcy reported that their campus is an AdvancED Standards campus. He reported on facility development and their focus on safety and accessibility. They have added seven power doors and also have a new digital communications system. He reported that future requests include a redesign and automation of their irrigation system, resurface of parking lots and interior roads, new windows in some buildings, and renovation of their round building. He expressed deep appreciation for the Governor's request to increase this year's budget. Mr. Darcy reported on the strategic planning exercises they go through and their work to identify foreseeable barriers.

#### 5. Amendment to Board Policy – I.O. Data Management Council – First Reading

### BOARD ACTION

**M/S (Westerberg/Soltman): To approve the first reading of Board Policy I.O. Data Management Council as presented in Attachment 1.** The motion carried unanimously 8-0.

Mr. Westerberg indicated this revision changes the Data Management Council (DMC) policy to have a Board staff member chair the council.

#### 6. Data Management Council – Policies and Procedures – Amendment

### BOARD ACTION

**M/S (Westerberg/Critchfield): To approve the Data Management Council policies and procedures as submitted in attachment 1.** The motion carried unanimously 8-0.



Mr. Howell reported that the policy changes included additional clarification for specific agency data requests or those that must be approved by the DMC, that student level data can be shared with the original custodian of the data, and regarding the cell size for masking data that anything below ten (10) be masked.

7. Amendment to Board Policy – Bylaws – Second Reading

**BOARD ACTION**

**M/S (Westerberg/Goesling): To approve the second reading of Board policy – Bylaws, adding a new subsection codifying the Boards athletic committee as submitted.** The motion carried unanimously 8-0.

8. Lewis-Clark State College – Tenure and Promotion Policy Amendment

**BOARD ACTION**

**M/S (Westerberg/Soltman): To approve the request by Lewis-Clark State College to approve their Faculty Rank and Promotion Policy 2.106 and Tenure Policy 2.111 as submitted in attachment 1 and 2.** The motion carried unanimously 8-0.

Dr. Lori Stinson, Provost of Lewis-Clark State College (LCSC), indicated changes to LCSC's Tenure and Promotion include clarification of definitions and minor language changes to ensure consistency between the Tenure Policy and the Promotion Policy. She pointed out each piece was carefully reviewed, debated, vetted and voted on by the LCSC faculty. The policies have also been approved by college administration.

9. Presidents' Council Report

Dr. Joe Dunlap, President of North Idaho College and current chair of the President's Council, provided a report on the Council's recent meetings. He said the institutions provided assistance with regard to the Board's strategic planning. They heard about two proposals from the Division of Professional-Technical (PTE) education; one is an opportunity to apply for apprenticeship grants with the Department of Labor; the second is a new technology platform being developed. Registrars and faculty will participate in future discussion on those items.

Dr. Dunlap reported on the National Association of System Heads (NASH) initiative focusing on issues related to college completion. Regarding the Postsecondary Institution Rating System (PIRS), the Department of Education is committed to using a rating system by Fall of 2015 to measure access, affordability, and college/university success, and will request legislation for partial funding for Pell grants by 2018.

Dr. Staben proposed lowering barriers to attending college by providing automatic admission of high school students who met admission requirements. Ms. Atchley recommended coupling this with the uniform application that is being developed.

Presidents agreed to solicit the opportunity for a president's panel to visit with high school administrators regarding college barriers. They discussed purchasing inflexibility and having to use the statewide contract rather than being able to use local vendors. Mr. Freeman from the Board office provided that under the law vendors on the state contract must be used first. He will research options and report back to the presidents.

On a separate note, Ms. Atchley respectfully requested that the institutions give serious consideration to the number of late items and special meetings requested lately, and encouraged institutions to review the calendar more thoroughly for deadlines.

10. Reconsideration of Pending Rules – Docket 08-0203-1401, Graduation Requirements and Docket 08-0203-1406, K-12 Data Elements

## **BOARD ACTION**

**M/S (J): To reject sections 105.06.e through g in Docket 08-0203-1401.**

**Mr. Westerberg requested unanimous consent to postpone this motion until the next special meeting.** There were no objections to the request.

## **AND**

**M/S (Westerberg/Ybarra): To reject Docket 08-0203-1406.** The motion carried unanimously 8-0.

Mr. Westerberg indicated this item is to reconsider some proposed rules. Ms. Bent reminded the Board of the rulemaking process and provided information on the rules being reconsidered. For the first rule regarding graduation requirements, the Board's Accountability and Oversight Committee reviewed the graduation requirement and is recommending the Board consider at this time to only require the college entrance exam for graduation purposes in grade 11. The committee's concerns centered on requiring the students to take both the ISAT and the college entrance exam in grade 11 and continued uncertainty at the district level during the transition from the old assessment to the new assessment.

Ms. Bent indicated the second rule deals with new data elements and requires any student specific data elements be approved by the Governor and legislature. The Department proposed eight (8) new data elements, but those elements were later found to not be necessary. Based on their recommendation, the Board is being asked to reconsider the rule. Ms. Bent pointed out that because of the rulemaking process, the germane committees have already received the rules and are holding them pending the Board's action today.

Ms. Ybarra commented that part of the concern on Docket 08-0203-1401 is to address parental concern related to over testing. There was discussion about the SAT, the SBAC, and over testing of high school students. Ms. Critchfield, who served on the Accountability and Oversight Committee, clarified this recommendation is not the

removal of a requirement, but a change in the requirement moving from grade 11 to grade 10. Ms. Critchfield said there is a feeling in the region of an abundance of testing.

There was additional discussion regarding moving the test to the grade 10. Mr. Lewis felt there needed to be a transition time allowance and suggested rewriting the provisions rather than opposing them. Mr. Westerberg requested deferring the item until after the lunch hour. Ms. Bent pointed out that as a technical point, there isn't an opportunity to rewrite the rule at this point in time; adding that a pending rule could be proposed. Mr. Lewis felt the Board should not vote on the rule today. After additional discussion, the motion regarding Docket 02-0803-1401 was postponed until the next special meeting.

At this time during the meeting, the Board returned the discussion on the legislative item SB 1085 where the final motion was to take no further action on it.

## AUDIT

1. Audit Committee Appointments

### BOARD ACTION

**M/S (Goesling/Soltman): To renew the appointment of Mark Heil as a non-Board member of the Audit Committee.** The motion carried unanimously 8-0.

### BOARD ACTION

**M/S (Goesling/Hill): To approve the appointment of Brent Moylan as a non-Board member of the Audit Committee.** The motion carried unanimously 8-0.

Dr. Goesling indicated staff requests reappointment of Mr. Heil to the Audit Committee. Mr. Heil has expressed his interest in continuing to serve the Board. Additionally, the Committee did a significant search for another non-Board member and was referred to Mr. Brent Moylan. The Committee reviewed Mr. Moylan's resume and voted unanimously to confirm his independence and recommend his appointment.

2. FY 2014 College and Universities' Net Position Balances

Dr. Goesling pointed out net position balances for the four-year institutions were provided as part of the agenda materials. The institutions are to maintain fund balances sufficient to stabilize their operating budgets and the Board has set a minimum target reserve of 5% of operating expenditures as a benchmark in its Strategic Plan.

Dr. Goesling asked why the University of Idaho (UI) was below the 5%. Mr. Ron Smith responded that last legislative session they were informed the reserve for their self-insurance plan would be increased by approximately \$6 million from where it is now. Legislation was passed to reverse that, so the \$6 million will come back and put UI at a ratio of 5.8%. Dr. Goesling asked ISU about their recommendations to other institutions

to bring their net positions up. Mr. Fletcher commented on their work related to fiscal discipline and the importance of conducting monthly reviews in all areas; adding that they correct deficiencies immediately. Mr. Fletcher added that they work very hard to keep their faculty informed about the financial viability of the institution.

### 3. FY 2014 College and Universities' Financial Ratios

Mr. Freeman provided a review of the institutions' ratios for the newer Board members and pointed out that they are designed as a management tool to measure financial activity and trends. They do not lend themselves to comparative analysis. Mr. Freeman reported they look at four main ratios and that a weighted value is assigned to each ratio. He provided an explanation of each of the ratios. He discussed the composite financial index (CFI) which shows a threshold of financial health with a score of at least three. When an institution falls below a CFI of three, it provides a long-term plan to address the issues. Mr. Soltman felt if a CFI of below three can be explained by an isolated incident, then a long range plan would not be necessary.

### 4. Lewis-Clark State College Foundation Operating Agreement

## BOARD ACTION

**M/S (Goesling/Soltman): To approve the revisions to the Operating Agreement between Lewis-Clark State College and the Lewis-Clark State College Foundation, Inc., as presented.** The motion carried unanimously 8-0.

At this time the meeting recessed for lunch.

## BUSINESS AFFAIRS & HUMAN RESOURCES

### Section I – Human Resources

#### 1. Amendment to Board Policy – Section II – Human Resources, First Reading

## BOARD ACTION

**M/S (Lewis/Soltman): To approve the first reading of proposed amendments to Board policy Sections II.F., II.L. and II.M., as presented.** The motion carried unanimously 8-0.

Mr. Freeman introduced the item stating it has been reviewed with the Vice Presidents of Finance and Human Resource directors at the institutions. The proposed amendments will make Board policies internally consistent with respect to finality of employment decisions by institutions and agencies; and clarify the circumstances under which payments in addition to fixed salaries may be authorized.

#### 2. Boise State University – Multi-Year Employment Agreement – Football Head Coach

**BOARD ACTION**

**M/S (Lewis/Westerberg): To approve the request by Boise State University to enter into a five-year employment agreement with Bryan Harsin, Head Football Coach, with a retroactive effective date of January 11, 2015 and terminating on January 10, 2020, at a base salary of \$800,000, and such base salary increases and supplemental compensation provisions as submitted.** The motion carried 7-1. Dr. Goesling voted nay on the motion.

**BOARD ACTION**

**M/S (Lewis/Soltman): To approve amendments to the license agreement between Boise State University and Bryan Harsin Enterprises, LLC, to provide a monthly royalty payment of \$16,667, as submitted.** The motion carried unanimously 8-0.

Mr. Kevin Satterlee, legal counsel for BSU, indicated the university is requesting approval for a new five year contract with Head Football Coach Bryan Harsin, and outlined the changes to the contract. He mentioned the contract has been discussed in the Athletics Committee on two occasions.

Mr. Westerberg suggested a review of best practices relative to liquidated damages. Dr. Goesling expressed concern with the signing bonus, the change in number of games from 9 to 8, and concern over the liquidated damages. Mr. Satterlee responded those concerns should be taken into context with the negotiation that takes place and this is where they ended up in the negotiations. Ms. Atchley questioned the frequency of amending these types of contracts. Dr. Kustra responded that there are competitive pressures and marketplace demands placed on coaches and athletics directors. He added that the reality of a post-season victory is there is an agent pressuring the Athletics Director to amend the contract. He pleaded with the Board to support this program and to try to understand the program dynamics and its radical changes. He also remarked BSU is completely in synch with the way liquidated damages in coaches' contracts are handled. Dr. Kustra indicated BSU would provide the liquidated damages data to the Board for their review. Mr. Lewis did recognize that these coach contract reviews are part of a cycle that occur with end of season games and the Board is understanding of it.

Mr. Satterlee pointed out the coach salary is paid out of Athletics Department revenues and that no state funds are used. Dr. Kustra also pointed out that the other athletics programs are largely supported by the football program revenues which has become a fact at many institutions.

Mr. Lewis also made a point to vocalize the Board's congratulations to the success of Coach Harsin during the past year.

**3. Boise State University – Multi-Year Term Sheet – Football Coordinators****BOARD ACTION**

**M/S (Lewis/Goesling): To approve the request by Boise State University to authorize an offer of multi-year employment to the football defensive coordinator, Marcel Yates, with an effective date of March 1, 2015, and to bring to the Board for approval an employment agreement in substantial conformance with the term sheet set forth in Attachment 1, at a future Board meeting.** The motion carried unanimously 8-0.

Mr. Satterlee pointed out the employment agreement would not need to be retroactive because the effective date will be March 1<sup>st</sup>, and the athletic achievement incentive pay for bowl games should read \$16,500 rather than \$16,250. Lewis amended the motion with the correct effective date.

4. Idaho State University – Amendment to Multi-Year Employment Agreement – Football Head Coach

## **BOARD ACTION**

**M/S (Lewis/Hill): To approve the request by Idaho State University to amend the wording in Sections 3.2.1 to 3.2.8 and Section 5.3.3 in the employment agreement with Michael D. Kramer, Head Football Coach, as proposed.** The motion carried unanimously 8-0.

Mr. David Alexander from ISU indicated this is an amendment to the employment agreement with Head Football Coach Michael D. Kramer. Mr. Lewis indicated the Athletics Committee has reviewed this contract and recommends approval. Mr. Lewis also congratulated Coach Cramer on his success on behalf of the Board.

5. Idaho State University – Appointment of Vice President for Research and Dean of the Graduate School

## **BOARD ACTION**

**M/S (Lewis/Hill): To approve the request by Idaho State University for the appointment of Cornelis J. Van der Schyf as Vice President for Research and Dean of the Graduate School, commencing on March 1, 2015, at a salary of \$190,008.** The motion carried unanimously 8-0.

Idaho State University (ISU) President Art Vailas introduced Professor Van Der Schyf to the Board. He commented on the credentials of the professor and that he would be the new Vice President for Research and Economic Development at ISU. Dr. Van der Schyf has served as Dean of the Graduate School at ISU since April, 2013.

## **Section II – Finance**

1. Amendment to Board Policy – Section V.Q. – Retirement Plan Committee, First Reading

**BOARD ACTION**

**M/S (Lewis/Soltman): To approve the first reading of the proposed Board policy Section V.Q., Retirement Plan Committee, as presented.** The motion carried unanimously 8-0.

Mr. Freeman indicated this is a proposal to create a Retirement Plan Committee to assist the Board in performing its fiduciary duties as the plan sponsor of three Defined Contribution (DC) Plans used by employees at the colleges and universities. Board staff does not have the time or expertise to perform necessary and appropriate monitoring of the plans and even with in-house expertise, a committee to oversee retirement plan design, investments, and fees is a best practice and industry standard.

2. Intercollegiate Athletics Financial Reports

Mr. Lewis indicated the intercollegiate athletics financial reports were provided in the agenda materials to the Board. There was no discussion on the item.

3. Intercollegiate Athletics Employee Compensation Reports

Mr. Lewis indicated the intercollegiate athletics employee compensation reports were provided in the agenda materials to the Board. There was no discussion on the item.

4. Boise State University – Proposed Student Housing Project

Ms. Stacy Pearson and Mr. Kevin Satterlee from BSU provided background and details of the project to the Board. In 2013, BSU acquired a four acre site formerly occupied by the University Christian Church located across University Drive from the Student Union Building, which is the site of the proposal. Mr. Satterlee indicated the main part of the proposal is to develop a new Honors College that will add value to BSU and satisfy current and future needs. He outlined project benefits and pointed out the company they are working with is going to do an all cash equity transaction, so BSU will not be debt financing the project. He added that company will also add new revenue to the university by leasing the ground to build the housing. Mr. Satterlee provided several conceptual drawings of how the college would look. They have updated their draft master plan and this new development is consistent with the current master plan.

Ms. Pearson indicated they are working with the Educational Realty Trust Inc. (EDR) who is a national leader in private student housing in on- and off-campus communities. They are also working with LCA Architects and Ayers Saint Gross on the project. Ms. Pearson pointed out this a cash based project and will be 100% funded by EDR's cash equity; no debt will be issued related to this project. She reported there will be a fifty year ground lease or operating agreement, and outlined basic development terms. BSU will also have representation on the committee that will oversee the management of the project. She outlined next steps and details which will need to be finalized.

Mr. Westerberg asked if the Honors College and ancillary facilities would be developed

by the developer and owned by the university, or if they would be owned and leased to the university. Mr. Satterlee responded that BSU would lease the facilities, but at no cost since it is built into the financial transaction with BSU as the sole occupant. Ms. Pearson requested any feedback from the Board be forwarded to the university so negotiations and changes can be made to the proposal.

5. Idaho State University – Amendment of ISU Intellectual Property Foundation Bylaws

## BOARD ACTION

**M/S (Lewis/Goesling): To approve the request by Idaho State University to amend the Idaho State University Intellectual Property Foundation bylaws as set forth in Attachment 1.** The motion carried 7-1. Mr. Soltman voted nay on the motion.

Mr. David Alexander from ISU indicated the university is seeking approval to amend its Intellectual Property Foundation, Inc. (IPF) Bylaws and outlined the changes. Mr. Soltman disagreed with the one-year terms feeling it takes more than a year for a member to get up to speed. There was additional discussion about the terms for the members of the IPF Board.

6. University of Idaho – UI Library – Renovations and Improvements – Planning and Design Phases

## BOARD ACTION

**M/S (Lewis/Hill): To approve the request by the University of Idaho to implement the planning and design phases of a Capital Project for the University of Idaho Library Renovation and Improvements, in the amount of \$249,900. Authorization includes the authority to execute all necessary and requisite Consulting and vendor contracts to fully implement the planning and design phases of the project.** The motion carried unanimously 8-0.

Mr. Ron Smith indicated UI seeks approval to spend roughly \$250,000 for initiation of the planning and design phase of its Capital Project Authorization Request for library renovation and improvements, adding the project is fully consistent with UI's strategic plan and long range capital development plan. Funding for this project is to be provided through university and gift sources.

7. University of Idaho – Proposed Project – Idaho Sports Arena

Dr. Staben, UI President, and Mr. Rob Spears, Athletic Director, provided details of this informational item, informing the Board the UI is considering a new sports arena to be constructed on the field north of the Kibbie Dome at a projected cost not to exceed \$30 million, funded entirely by private funds. Mr. Spears shared renderings of the facility. Ms. Critchfield asked about the seating capacity. Mr. Spears responded between 4,600 and 5,000; and added the Kibbie Dome can seat up to 16,000.



8. University of Idaho – Sodexo Food Service Contract

### BOARD ACTION

**M/S (Lewis/Critchfield): To approve the agreement between the University of Idaho and Sodexo America, LLC, in substantial conformance to the form submitted to the Board in Attachment 2, and to authorize the Vice President for Finance and Administration to execute the contract and any necessary supporting documents.** The motion carried unanimously 8-0.

Mr. Ron Smith indicated UI is seeking contract approval with Sodexo America, LLC. for dining services. Mr. Smith reported they only had one response to this RFP. He said there are three companies in the nation that would undertake a proposal such as this, and two of those three do not have a presence in the northwest region. Additionally, they have been working with Sodexo for a long time.

9. Amendment to Board Policy – Section V.T. – Fee Waivers - First Reading

### BOARD ACTION

**M/S (Lewis/Goesling): To approve the first reading of proposed amendments to Board policy V.T. Fee Waivers, with all revisions as presented.** The motion carried unanimously 8-0.

Mr. Freeman summarized the item related to the Veterans Access, Choice, and Accountability Act of 2014 (“Choice Act”) stating the Veterans Administration must disapprove programs of education for everyone training under the Post- 9/11 GI Bill and MGIB–AD, if resident charges are not offered to all “covered individuals.” He indicated any changes would be determined between first and second reading, but timing of the amendment to policy is critical in order to be in compliance by July 1, 2015. Mr. Freeman reported that Board Staff has worked with representatives of the Federal Veterans Administration and the Idaho State Veterans Services on this item.

### INSTRUCTION, RESEARCH & STUDENT AFFAIRS

1. Presentation on Title IX – Student Affairs Officers

Mr. Soltman provided some background about the Title IX Education Amendment of 1972. In 2011, the Office of Civil Rights (OCR) issued regulatory guidance on compliance with Title IX as it relates to sexual violence and misconduct. Last year, the Instruction Research and Student Affairs (IRSA) committee asked the Student Affairs Officers to begin a process of self-evaluation to determine compliance with Title IX or any Title IX issues. Ms. Dana Kelly, Student Affairs Program Manager for the Board office, introduced the Student Affairs officers participating in the presentation. They were Dr. Andrew Hansen from LCSC, Dr. Lisa Harris from BSU, Dr. Craig Chatriand from the University of Idaho, and Dr. Trisha Terrell from Idaho State University. Joining the group also was Dr. Chris Mathias from the State Board of Education.

Ms. Kelley indicated the group would be providing an overview of Title IX requirements, expectations, and how the campuses are addressing the expectations. Dr. Hansen outlined policies and procedures set forth in a letter sent to the institutions in 2011 to address the broad scope of Title IX. The letter had three provisions which included assisting victims, investigating cases, and finding ways to stop future violence and episodes of sexual misconduct. The letter also called for postsecondary institutions to designate a Title IX coordinator to oversee compliance with Title IX. It also made clear that investigating and adjudicating episodes of sexual misconduct extended to activities off campus, and outlined reporting, investigative timelines, and ongoing education requirements regarding Title IX.

Dr. Hansen summarized the Clery Act and its provisions for the Board which requires postsecondary institutions to report all criminal incidents that occur on campus controlled property in an annual report. He summarized the Violence Against Women Act (VAWA) which underscores the need for written publicized procedures in dealing with incidence of sexual misconduct, adding the VAWA is an amendment to the Clery Act. He summarized the Campus Sexual Violence and Elimination Act (SaVE) which calls for institutions to adopt and publish victims' rights documents to provide specialized training for all personnel and students on campuses.

Dr. Harris reviewed some recommendations from the Association of Governing Boards (AGB) on sexual assault on college campuses. She also pointed out that included in the agenda materials is a list of Title IX coordinators and deputy coordinators for each campus, and links to each institution's policy and procedures. She remarked that coordinators from each campus have gone through extensive training and also conduct training for faculty, staff, and students.

Dr. Chatriand reviewed some case studies and scenarios for the Board. Some of the case commonalities might include heavy consumption of alcohol, incapacitation, unconsented sexual contact, no witnesses, functional blackout, changes in behavior, and so forth. Dr. Chatriand provided examples of collaborative ways the coordinators and institutions try to provide support and work through investigations, including community services on campuses. Some of those areas include counseling services, community victim advocacy, navigation of available support, investigations and cooperation with police if necessary, etc.

Ms. Atchley asked how off campus incidents handled. Dr. Harris responded they work with police and campus counseling offices, and they make sure students know of resources by using a wide variety of techniques. She added that they send Title IX information to on-line students as well and they must ensure the entire campus environment is a safe place. Dr. Mathias remarked on the complexity of defining what a campus is, and provided an example of when a track team travels to another region, whether the hotel becomes a part of campus; it is still considered a campus environment. Dr. Goesling asked about background checks for students. Dr. Harris responded that background checks are performed on faculty and staff members, and certain groups of students. For instance if they have contact with minors, if they are

reviewing financial records, if they are working with student data, etc. Additionally, on some college applications, it asks if the student has been convicted of a crime.

Mr. Soltman reported that Student Affairs Officers will be proposing draft policy language on best practices. The question arose of whether one or more Board members should be trained on Title IX. Ms. Atchley asked to see a synopsis of what the training would include. Mr. Soltman suggested it as a topic for the May Board retreat. Ms. Atchley acknowledged that suggestion.

2. Amendment to Board Policy – Section III.P. – Students – Second Reading

### BOARD ACTION

**M/S (Soltman/Hill): To approve the second reading of proposed amendments to Board policy Section III.P. Students, as presented.** The motion carried unanimously 8-0.

3. Amendment to Board Policy – Section III.Y. – Advanced Opportunities – Second Reading

### BOARD ACTION

**M/S (Soltman/Westerberg): To approve the second reading of proposed amendments to Board Policy III.Y. Advanced Opportunities as submitted in Attachment 1.** The motion carried unanimously 8-0.

4. Idaho State University and University of Alaska – Doctor of Pharmacy Program

### BOARD ACTION

**M/S (Soltman/Hill): To approve the Memorandum of Understanding between Idaho State University and the University of Alaska Anchorage (UAA) for the purpose of offering a joint Doctor of Pharmacy Program on the University of Alaska Anchorage campus in substantial conformance to the form submitted as Attachment 1.** The motion carried unanimously 8-0.

Dr. Woodworth-Ney reported ISU is seeking approval of a Memorandum of Understanding (MOU) between ISU Doctor of Pharmacy Program and University of Alaska-Anchorage. The agreement would provide seats for University of Alaska-Anchorage students in ISU's PharmD program. Once the MOU is approved, they will proceed on developing an actual agreement

### DEPARTMENT OF EDUCATION

1. Superintendent of Public Instruction Update

Superintendent of Public Instruction, Ms. Sherri Ybarra, provided a report from the State Department of Education. She indicated the Department is currently working with

legislators to rewrite its budget so that her priority areas are included. They are also working on legislation that deals with tiered licensure. The Department is examining a waiver in the current testing system to find ways to reduce the amount of testing, and revamping the five-star accountability rating system. She reported the Department has started monthly webinars with school districts to inform them of progress and changes. Additionally, the Department's Chief of Technology, Will Goodman, has started daily webinars as support for finding solutions regarding the IEN.

Dr. Goesling asked how she sees her relationship with the rest of the Board. Ms. Ybarra responded that she anticipates working together as a team and looks forward to working as a member of the Board.

2. Professional Standards Commission Annual Report

### **BOARD ACTION**

**M/S (Ybarra/Critchfield): To accept the Professional Standards Commission 2013-2014 Annual Report.** The motion carried unanimously 8-0.

3. Professional Standards Commission - Boise State University – Proposed Engineering Endorsement Program – Recommendation

### **BOARD ACTION**

**M/S (Ybarra/Critchfield): To accept the Professional Standards Commission recommendation to conditionally approve the Engineering 6/12 Teaching Endorsement program offered through Boise State University as an approved teacher preparation program.** The motion carried unanimously 8-0.

Ms. Ybarra introduced the item stating that the Professional Standards Commission voted to recommend conditional approval of the proposed Engineering K-12 Teaching Endorsement program offered through BSU. With the conditionally approved status, BSU may admit candidates to the Engineering 6/12 Teaching Endorsement program, and will undergo full approval once there are program completers.

Ms. Atchley asked when they propose to start teaching the courses at the K-12 level and what types of courses are envisioned. Dr. Taylor Raney responded that this proposal opens the doors for the STEM base to be further developed in high schools. Juniors and seniors would be the grade levels for the courses. The program would be made available to the other institutions who would like to conduct a similar program, but they would need to go through the Professional Standards Commission for a recommendation.

4. Professional Standards Commission - Boise State University – Proposed Computer Science Endorsement Program- Recommendation

### **BOARD ACTION**

**M/S (Ybarra/Lewis): To accept the Professional Standards Commission recommendation to conditionally approve the Computer Science 6/12 Teaching Endorsement program offered through Boise State University as an approved teacher preparation program.** The motion carried unanimously 8-0.

5. Professional Standards Commission - Boise State University - Proposed Master in Teaching Special Education Endorsement Program – Recommendation

#### **BOARD ACTION**

**M/S (Ybarra/Critchfield): To accept the Professional Standards Commission recommendation to conditionally approve the Special Education Generalist K-12 Teaching Endorsement Program offered through Boise State University as an approved teacher preparation program.** The motion carried unanimously 8-0.

6. Requesting Excision of Territory from Lakeland School District for Annexation into Coeur d' Alene School District

#### **BOARD ACTION**

**M/S (Ybarra/Soltman): To accept the findings and conclusions issued by the hearing officer and to approve the excision and annexation of property from the Lakeland School District to the Coeur d'Alene School District.** The motion carried unanimously 8-0.

Ms. Ybarra reported the Coeur d' Alene School District 271 is requesting an excision of territory from Lakeland Joint School District 272. Currently, there are no school age children residing in the area to be annexed.

7. Bias and Sensitivity Committee – Assessment Question Recommendation

#### **BOARD ACTION**

**M/S (Ybarra/Hill): To approve the removal of audio clip per the recommendation of the committee members on their report, as submitted.** The motion carried unanimously 8-0.

**M/S (Ybarra/Critchfield): To approve the removal of the test question per the recommendation of the committee members on their report.** The motion carried unanimously 8-0.

Ms. Ybarra indicated this item is for the recommendation from the Bias and Sensitivity Committee to remove an audio clip and/or one test question from the ISAT assessments.

8. Achievement Level Cut Scores - Idaho Standards Achievement Tests Grades 9 and 10 Math and ELA

### BOARD ACTION

**M/S (Ybarra/Goesling): To approve the Idaho Standards Achievement Test achievement standards, at each performance level, as submitted in attachment 2.** The motion carried unanimously 7-0. Mr. Westerberg was absent from voting.

Ms. Ybarra introduced the item regarding the achievement level cut score rationale for the Idaho Standards Achievement Tests for grades 9 and 10 math. She introduced Ms. Angela Hemingway, the Department's Assessment and Accountability Director, who provided a review of the item. She indicated Idaho has created unique assessments for grades 9 and 10 in math, and as a result they needed to create unique cut scores. She clarified the plan is to use those cut scores this year on the operational assessments. She described the process the committee used for developing the scores. There was additional discussion about the cut scores and grade levels of the testing.

Dr. Goesling asked what would happen if they move away from the consortium. Ms. Ybarra reiterated there is nothing they can do this year, and they are looking at the consequences for pulling out next year; there are many. Some of the consequences include breaking contracts and money issues.

9. Temporary Rule – IDAPA 08.02.03.004 Rules Governing Thoroughness, Incorporation by Reference – Achievement Level Cut Scores

### BOARD ACTION

**M/S (Ybarra/Critchfield): To approve the Temporary Rule IDAPA 08.02.03.004 Rules Governing Thoroughness, Incorporation By Reference effective February 19, 2015.** The motion carried unanimously 7-0. Mr. Westerberg was absent from voting.

Ms. Ybarra indicated a Temporary Rule is necessary for the 2014-2015 school year to represent the new achievement level scores for the ISAT and to be in compliance with the Elementary-Secondary Education Act (ESEA).

10. SAT Data Sharing Authorization

### BOARD ACTION

**M/S (Ybarra/Goesling): To authorize school districts and charter schools to share confidential student data contained on SAT exam with the College Board, as a vendor of the Department, to allow the College Board to administer the SAT.** The motion carried unanimously 7-0. Mr. Westerberg was absent from voting.

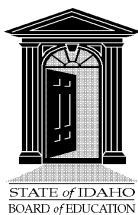
Ms. Ybarra indicated this item deals with SAT data sharing authorization and the

Department has requested the Board approve the school districts' transfer of student level data to the College Board for the purposes of administering the SAT, both on the spring SAT School Day Administration and for the senior make-up administration(s) the following fall. If school districts cannot transfer the necessary data, students will be deprived of the opportunity to take the SAT test in order to meet the college entrance exam requirement.

**OTHER BUSINESS**

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

**M/S (Goesling/Hill): To adjourn the meeting at 4:00 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 5, 2015  
 Office of the State Board of Education  
 Len B. Jordan Building, 3<sup>rd</sup> Floor  
 Boise, Idaho

A special meeting of the State Board of Education was held March 5, 2015 in the large conference room of the Office of the State Board of Education, Len B. Jordan Building, in Boise, Idaho. Board President Emma Atchley presided and called the meeting to order at 10:00 am Mountain Time. A roll call of members was taken.

**Present:**

Emma Atchley, President  
 Rod Lewis, Vice President  
 Don Soltman, Secretary  
 Superintendent  
 Debbie Critchfield

Richard Westerberg  
 Bill Goesling  
 Sherri Ybarra, State

**Absent:**

Dave Hill

**PLANNING, POLICY & GOVERNMENTAL AFFAIRS**

1. Legislative Update

**BOARD ACTION**

**M/S (Westerberg/Goesling): To approve the following statement of support for HB 222:**

**The Board was asked by the Governor to shepherd a process involving a broad coalition of education stake holders and experts to improve public education in the State of Idaho. The Board did so and the education task force approved a series of recommendations which included a residency program for Idaho teachers and a career ladder salary apportionment model which incorporated significant increases in teacher pay with meaningful measures of teacher performance and effectiveness. These recommendations were delivered to the legislature. The Board fully respects the legislators'**



responsibility to craft from these recommendations legislation which they can support. While the Board would have preferred legislation more closely aligned to the education task force's original recommendations, including but not limited to the task force's proposed professional license qualification requirements, the master level of the career ladder, increased specificity relating to teacher performance and further enhanced teacher pay, the Board supports an increase in teacher salaries and the movement to a career ladder model rather than the current "longevity based" model and the inclusion of teacher proficiency and student achievement or growth as requirements for movement along the career ladder.

A roll call vote was taken and the motion carried 6-1. Ms. Ybarra voted nay on the motion. Mr. Hill was absent from voting.

Board member Westerberg asked Ms. Tracie Bent from the Board office to provide an update on the Board's legislative items that have had changes to status. Ms. Bent reported they have all gone through the committee process and the only two bills that didn't get a hearing are the risk management bill and the career ladder legislation. In respect to HB 222, the career ladder legislation, the Board proposed an administrative rule on teacher certification. The Senate Committee rejected the rule, however they left it open with the expectation that the Board would bring forward new rules regarding the teacher certification. Ms. Bent outlined the changes to HB 222 for the Board members from the draft they received and what was printed. Ms. Critchfield asked about the definition of pupil service staff. Ms. Bent responded they are certificated staff (like counselors and nurses) but do not do direct instruction. Mr. Lewis asked about the third year qualification. Ms. Bent responded it would apply to anyone regardless of the circumstances.

Ms. Critchfield asked about overall expectations and if they were lower than the original proposal. Ms. Bent responded that the student growth piece had one change of the word "or" versus the word "and". She summarized regarding proficiency on the evaluation that the current proposal is for overall proficiency. She explained the proposal from the Task Force Committee was based on a number of elements: 16 out of the 22 elements on the statewide evaluation. There was additional discussion about the expectations in proficiency and student growth. Mr. Lewis pointed out the definition has been changed from an approach of achieving a certain level on the test to achieving an overall rating of proficiency on the test as determined by the administrator. He clarified that it's not tied to the evaluation directly, but a process of going through the evaluation and whether the administrator determines the teacher is proficient.

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

1. Eastern Idaho Technical College – AAS Degree and Intermediate Technical Certificate – Machine Tool Technology

## **BOARD ACTION**

**M/S (Soltman/Westerberg): To approve the request by Eastern Idaho Technical College to create a new professional technical program in Machine Tool Technology.** A roll call vote was taken and the motion carried 7-0. Mr. Hill was absent from voting.

Mr. Soltman introduced the item from Eastern Idaho Technical College (EITC) for an Associate of Applied Science (AAS) degree and a Technical Certificate in machine tool technology. Mr. Soltman indicated the Idaho Workforce Development Council has been very interested in machine tool technology programs. Ms. Sharee Anderson from EITC was available for questions. She offered comments in support of the program and provided some background. The program came from special funding from PTE. EITC was encouraged to do some advanced manufacturing. Consequently staff from EITC met with people in manufacturing in that area and determined there was a need for those types of jobs. Industry representatives helped develop the goals and outcomes, and also helped design the syllabus. Ms. Anderson felt it will be a premiere program at EITC once it gets up and running.

Ms. Atchley asked if the equipment for this program is available or will need to be purchased, and if they have looked to industry to help provide equipment for a program like this. Ms. Anderson responded that industry has volunteered to help where they can, and the University of Idaho (UI) has some materials that will be moved on site. They will share the space with the UI who will also be using the machinery in some of their programs. The remainder of the equipment has been ordered and is being received currently.

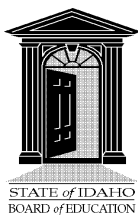
### **OTHER BUSINESS**

Mr. Lewis requested that as the Board communicates about the career ladder motion and legislation, the full motion be communicated in any response. Mr. Lewis added that in communications with Mr. Hill, despite his absence today, he was also supportive of the career ladder motion.

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

**M/S (Lewis/Critchfield): To adjourn the meeting at 10:30 a.m.** The motion carried unanimously.





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 BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO  
 STATE BOARD FOR PROFESSIONAL-TECHNICAL EDUCATION

**DRAFT MINUTES**  
**STATE BOARD OF EDUCATION**  
**March 19, 2015**  
**Office of the State Board of Education**  
**Len B. Jordan Building, 3<sup>rd</sup> Floor**  
**Boise, Idaho**

A special meeting of the State Board of Education was held March 19, 2015 in the large conference room of the Office of the State Board of Education, Len B. Jordan Building, in Boise, Idaho. Board President Emma Atchley presided and called the meeting to order at 10:00 am Mountain Time. A roll call of members was taken.

**Present:**

Emma Atchley, President  
 Don Soltman, Secretary  
 Dave Hill  
 Sherri Ybarra, State Superintendent

Richard Westerberg  
 Bill Goesling  
 Debbie Critchfield

**Absent:**

Rod Lewis, Vice President

**STATE DEPARTMENT OF EDUCATION**

1. State ESEA Flexibility Waiver

**BOARD ACTION**

**M/S (Ybarra/Soltman): To approve Idaho's ESEA Flexibility Waiver with additions and deletions as noted.** A roll call vote was taken and the motion passed 7-0. Mr. Lewis was absent from voting.

Ms. Ybarra introduced Special Assistant Mr. Tim Corder along with Ms. Marcia Beckman, Associate Deputy for Title One Services, both from her office. She introduced the item indicating in 2014 the US Department of Education approved a one-year waiver. As a result of its upcoming expiration, it is necessary to create another waiver which will be a three-year waiver. The deadline to submit the waiver is March 31, 2015. She indicated that a redlined version of the existing waiver and changes to

the new waiver, along with changes to Principles 1, 2, and 3 were included in attachments to the agenda materials.

Ms. Ybarra provided a high-level overview of the changes to the ESEA Flexibility waiver and pointed out some clarifications. She commented that references were removed to specific tools, such as SchoolNet, the Wise tool, and the repealed Students Come First; the Common Core State Standards will now be referred to as the Idaho Core Standards; and changes were made to the timeline. Ms. Ybarra reported going forward they are attempting to give Idaho more flexibility by removing reference to specific products and services (such as SchoolNet), and by suspending the 5-star accountability rating system. They wish to suspend the 5-star rating system this year because this is the first year there is baseline data available from the SBAC. In moving forward they will be building a new accountability model which is due in January 2016. The new model will contain broader measures on standards.

Mr. Soltman asked if the Department feels the changes would be satisfactory to the Feds. Ms. Ybarra responded they had a team at the ESEA Flexibility Waiver Training last week who meet with the Feds and worked on the item together. She pointed out Idaho is not the only state asking for a waiver. The Feds were in agreement with removing reference to specific products and programs to provide more flexibility, and clarified that amendments could be made going forward. Dr. Rush pointed out there is still a requirement for a learning management system, but it is not given a specific name such as School Net for example. Ms. Critchfield asked the reason for leaving the 5-star language in this waiver. Ms. Ybarra responded it is a historical reference and place holder; the Federal requirement is for there to be a system in place to reward achieving schools based on criteria the state sets. The Department will be working on a new accountability model and ranking. Ms. Atchley asked what criteria will be used to rank the schools. Ms. Beckman responded the only measure they will use this first year will be achievement as a result of this being a transition year in moving to the SBAC.

The Board's Executive Director, Dr. Rush, indicated the Board office and Department office would develop a process for working together on the waiver going forward allowing Board members to provide additional input and involvement.

Ms. Tracie Bent pointed out for the record there was a reference to an additional section in the waiver that was highlighted but not deleted – clarifying it needed to be deleted. Ms. Ybarra acknowledged that change which is on page 30 of the materials provided.

## **OTHER BUSINESS**

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

**M/S (Goesling/Soltman): To adjourn the meeting at 10:34 a.m.** The motion carried unanimously.

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