



**SPECIAL BOARD OF EDUCATION MEETING
November 13, 2023
OSBE Conference Room
Suite 307
Boise, ID 83720**

A special meeting of the Idaho State Board of Education was held at the offices of the Idaho State Board of Education on November 13, 2023. Board President Dr. Linda Clark called the meeting to order at 3:30 p.m. (MT).

Present

Dr. Linda Clark, President	Cindy Siddoway
William G. Gilbert, Vice-President	Cally Roach
Superintendent Critchfield, Secretary	
Kurt Liebich	

Absent

Dr. David Hill	Shawn Keough
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Monday, November 13, 2023 – 3:30 p.m. (Mountain Time)

Mr. Liebich reminded the Board members that these rules were brought forward at the August Board meeting in draft form. Since that time, board staff has worked with the Governor's office as well as gone through the process of getting public comment on each of these rules which will need to be voted on today.

PLANNING, POLICY AND GOVERNMENTAL AFFAIRS

1. Pending Rule 08-0102-2301 – Postsecondary Credit Scholarship Program

Jenn Thompson, Chief Policy and Government Affairs Officer, Idaho State Board of Education, said this pending rule is related to governing the post-secondary credit scholarship program. This is actually a repeal of the entire rule. The rule itself only applied to new scholarship awards and the application process, and recent legislation ended the ability to award new scholarships in this category so the rule is no longer relevant so it's just being repealed in its entirety.

BOARD ACTION

M/S (Liebich / Roach) I move to approve pending rule docket number 08-0102-2301, as submitted in Attachment 1. A roll call vote was taken, and the motion carried 6-0. Shawn Keough and Dr. David Hill were absent from voting. There were no comments or questions from the Board.

2. Pending Rule 08-0113-2302 – Opportunity Scholarship

Ms. Thompson said proposed revisions to IDAPA 08.01.13 address various edits to aid in the streamlined implementation of the statewide scholarship, to accommodate for the impact of recent legislation, and to account for any future delays for when the Free Application for Federal Student Aid (FAFSA) can be submitted.

Other proposed amendments to the pending rule will streamline the language through the removal of any unnecessary language that duplicates language or provisions established through the agency's policies and procedures.

Specifically, scholarship recipients attending a community college who accepted or renewed an award offer on or before June 30, 2023, are eligible to renew their scholarship if the awardee has completed a minimum of 18 credit hours or its equivalent for each of the academic years the student received an opportunity scholarship. This change ensures that grant awards offered and accepted prior to the statutory change (effective July 1, 2023) will be administered as per the law in effect when the award was offered and accepted. This change holds students harmless. As the current law requires, and the rule reflects, no new awards may be granted to students for the purpose of attending a community college on or after July 1, 2023.

BOARD ACTION

M/S (Liebich / Critchfield) I move to approve pending rule – Docket 08-0113-2302, as submitted in Attachment 1. A roll call vote was taken, and the motion carried 6-0. Shawn Keough and Dr. David Hill were absent from voting.

There were no comments or questions from the Board.

3. Pending Rule 08-0203-2301 – Rules Governing Thoroughness

Ms. Thompson said amendments to the chapter are minimal and seek to remove duplicative language surrounding the satisfaction and engagement survey for alternative high schools. The duplicated language was identified by impacted stakeholders as having caused confusion. Survey requirements are outlined in the primary paragraph of section 112 of this rule. Reference to the same survey is not necessary to repeat in subsection 112.03.d., therefore it is proposed that the duplicative reference to the survey be removed.

BOARD ACTION

M/S (Liebich / Roach) I move to approve pending rule – Docket 08-0203-2301, as submitted in Attachment 1. A roll call vote was taken, and the motion carried 6-0. Shawn Keough and Dr. David Hill were absent from voting.

There were no comments or questions from the Board.

4. Pending Rule 08-0401-2301 – Idaho Digital Learning Academy (IDLA)

Ms. Thompson shared that the proposed revisions include primarily the removal of procedures from IDAPA that are more appropriately managed by the IDLA governing board and already exist in IDLA policy. Recommended deletions include items such as removal of the specific consequences for plagiarism (Subsection 102.02.b) and of the specific requirements for teacher interaction with students (Subsection 102.02.d). These requirements exist in policy established by the IDLA governing board. Removing these provisions from IDAPA places their governance at the local level but does not require any change to current practices.

The agency did not receive feedback during the final public comment period. No changes were made during the proposed and pending rule stages.

BOARD ACTION

M/S (Liebich / Siddoway) I move to approve pending rule – Docket Number 08-0401-2301, as submitted in Attachment 1. A roll call vote was taken, and the motion carried 6-0. Shawn Keough and Dr. David Hill were absent from voting.

There were no comments or questions from the Board.

5. Pending Rule Docket No. 55-0103-2301 – Career Technical Schools

Ms. Thompson said specific amendments to IDAPA 55.01.03 include technical changes such as updating the references from Career Technical Schools to Career Technical Centers and removing eligibility requirements that are already identified in Section 33-1002G, Idaho Code. More substantive changes include adding clarifying language identifying the process used for identifying student enrollment for reporting purposes for those who attend a career technical center charter school based on their residency within overlapping secondary school boundaries with the charter school attendance area, removing language around current career technical program requirements that apply to all approved career technical education programs and are therefore redundant in this rule, and removing specific funding distribution dates to allow for additional flexibility should all data be verified earlier allow for funds to be distributed earlier.

BOARD ACTION

M/S (Liebich / Gilbert) I move to approve pending rule Docket 55-0103-2301 as provided in Attachment 1. A roll call vote was taken, and the motion carried 6-0. Shawn Keough and Dr. David Hill were absent from voting.

There were no comments or questions from the Board.

6. Pending Rule – Docket No. 55-0104-2301, Rules Governing Idaho Quality Program Standards Incentive Grants and Agricultural Education Program Start-Up Grants

Ms. Thompson highlighted that specific amendment changes include, removing duplicative language and streamlining the application process; the uses of funds were expanded to include student travel cost for field trips and required student organization activities; and additional technical changes removing unnecessary definitions and updating terms. Additionally, the appeals section was removed, as it was determined to be unnecessary. The agency did not receive feedback during the final public comment period, therefore there were no changes made during the proposed and pending rule stages.

BOARD ACTION

M/S (Liebich / Gilbert) I move to approve pending rule Docket 55-0104-2301 as provided in Attachment 1. A roll call vote was taken, and the motion carried 6-0. Shawn Keough and Dr. David Hill were absent from voting.

There were no comments or questions from the Board.

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

BOARD ACTION

M/S (Gilbert / Critchfield) I move to adjourn the meeting at 3:43 p.m. (MT). A roll call vote was taken, and the motion carried 6-0. Shawn Keough and Dr. David Hill were absent from voting.