



**STATE BOARD OF EDUCATION MEETING  
October 16-17, 2024  
Lewis-Clark State College  
Williams Conference Center  
801-899 4th Street Lewiston, ID 83501**

A regular meeting of the Idaho State Board of Education was held at Lewis-Clark State College on October 16 and 17, 2024. Board Vice President William G. Gilbert, Jr., called the meeting to order at 9:00 a.m. (PT).

**Present**

Dr. Linda Clark, President (virtual)  
William G. Gilbert, Jr., Vice-President  
Superintendent Debbie Critchfield, Secretary  
Shawn Keough  
Kurt Liebich  
Cally Roach  
Cindy Siddoway

**Absent**

None

**Wednesday, October 16, 2024 – 9:00 a.m. (Pacific Time)**

**BOARDWORK**

1. Agenda Review and Approval – Action Item

**BOARD ACTION**

**M/S (Liebich / Siddoway) I move to approve the agenda as posted.** A voice vote was taken and the motion carried 7-0.

2. Minutes Review and Approval – Action Item

**BOARD ACTION**

**M/S (Liebich / Critchfield) I move to approve the minutes for the August 21, 2024 Regular Board meeting.** A voice vote was taken and the motion carried 7-0.

3. Rolling Calendar – Action Item

**BOARD ACTION**

**M/S (Liebich / Keough) I move to set October 15-16, 2025, as the date for the October 2025 regularly scheduled Board Meeting.** A voice vote was taken and the motion carried 7-0.

## **CONSENT**

### **BAHR**

1. Idaho State University – Online Program Fee for BA in Blended Early Childhood Education and BA/BS in Secondary Education – Action Item

## **BOARD ACTION**

**M/S (Liebich / Roach) I move to approve the request by Idaho State University to add an online program fee of \$297.00 per credit to the online BA in Blended Early Childhood Education and BA/BS in Secondary Education.** A voice vote was taken and the motion carried 7-0.

2. Idaho State University – City of Meridian Development Agreement – Idaho State University (H-2024-0027) – Action Item

## **BOARD ACTION**

**M/S (Liebich / Roach) I move to approve the request by Idaho State University to authorize execution of a development agreement with the City of Meridian, in substantial conformance as submitted in Attachment 1, and to authorize cost & source of funding if applicable.** A voice vote was taken and the motion carried 7-0.

3. University of Idaho – Renewal of Existing Office Lease for UI College of Agricultural and Life Science’s Extension Program in Custer County – Action Item

## **BOARD ACTION**

**M/S (Liebich / Roach) I move to approve the request by the University of Idaho for authority to enter into a lease with Challis Rentals in substantial conformance to the form submitted to the Board in Attachment 1 and to authorize the University’s Associate Vice President for Budget and Planning to execute the lease and any related transactional documents.** A voice vote was taken and the motion carried 7-0.

4. University of Idaho – Site Lease of Approximately 0.58 Acres to Red Star Coffee Company – Action Item

## **BOARD ACTION**

**M/S (Liebich / Roach) I move to approve the University’s Associate Vice President for Budget and Planning to 1) execute the attached Site Lease in substantial consistency with the draft submitted, and 2) execute related documents anticipated by that lease.** A voice vote was taken and the motion carried 7-0.

5. Boise State University – Elsevier Subscription Agreement (Science Direct) – Action Item

**BOARD ACTION**

**M/S (Liebich / Roach) I move to approve the request by Boise State University to enter into a five-year subscription agreement with Elsevier B.V., in substantial conformance with Attachment 1. A voice vote was taken and the motion carried 7-0.**

**PPGA**

6. Idaho State Rehabilitation Council Appointments Request – Action Item

**BOARD ACTION**

**M/S (Liebich / Roach) I move to appoint Clay Long as a representative of the Workforce Development Council for a three-year term, effective immediately through October 18, 2027. A voice vote was taken and the motion carried 7-0.**

**AND**

**M/S (Liebich / Roach) I move to appoint Feather Holt as a representative of American Indian Vocational Rehabilitation Services for a three-year term, effective immediately through October 18, 2027. A voice vote was taken and the motion carried 7-0.**

**AND**

**M/S (Liebich / Roach) I move to appoint Linda Thomas as a representative of a parent training and information center established pursuant to section 682(a) of the Individuals with Disabilities Education Act, effective immediately through October 18, 2027. A voice vote was taken and the motion carried 7-0.**

**AND**

**M/S (Liebich / Roach) I move to re-appoint Jami Thomas as a representative of a Statewide Independent Living Council established pursuant to section 682(a) of the Individuals with Disabilities Education Act, effective immediately through October 18, 2027. A voice vote was taken and the motion carried 7-0.**

7. Request to Waive the Three-Year Limit on an Interim Limited Occupational Specialist Certification – Action Item

**BOARD ACTION**

**M/S (Liebich / Roach) I move to approve the request by the Division of Career Technical Education to waive the three-year limit of the interim certificate in IDAPA 08.02.02.015.04.c.ii for one year for Rick Stimpson. A voice vote was taken and the motion carried 7-0.**

## **IDE**

### **8. Emergency Provisional Certificates Recommendations – Action Item**

## **BOARD ACTION**

**M/S (Liebich / Roach) I move to authorize the Idaho Department of Education to issue emergency provisional standard instructional certificates for candidates 1-11 as presented above, effective for the 2024-2025 school year only, and pending a clear background check.** A voice vote was taken, and the motion carried 7-0.

## **LEWIS CLARK STATE COLLEGE BOARD OF TRUSTEES**

### **LEWIS CLARK STATE COLLEGE COMMUNITY FORUM**

1. Lewis Clark State College Employees address the Board – Chris Moore (LCSC Foundation), Peter Remien (Faculty Senate), Vikki Swift-Raymond (PSO), Kalene Eilers (CSO), April Niemala (Teacher Ed), Ronnie Palmer (Athletics), and Travis Myklebust (CTE) – 45 min

Vice President Bill Gilbert commended LCSC on the esprit de corps that is evident on campus, and asked the panel about their thoughts on the ability to sustain that special culture amongst faculty and staff. Faculty and staff members stated that LCSC's small class sizes, post-pandemic initiatives aimed at student engagement, and collaboration amongst staff and students were key to maintaining their special culture.

Superintendent Critchfield asked the panel about their thoughts about where they see LCSC five to ten years from now. Faculty and staff members stated that they want to stay small and maintain close relationships between faculty and students, and stay innovative as LCSC seeks to compare its offerings against those of larger institutions.

Board Member Roach asked how foundation funds are distributed and prioritized. The answer was that most flow to students in scholarships, particularly through their Foundation Scholars program, and the vision is to kickoff a new fundraising campaign in next year.

Board Member Liebich asked about the preparation level of students arriving at LCSC. Faculty and staff members commented that the open admissions policy leads to a large range of student preparation, but pandemic disruptions appear to be minimal. Additionally, they stated that turning in assignments late seems to be accepted universally in K-12, so faculty are holding students accountable and training students to be good employees for the workforce.

Board Member Siddoway asked about the impact of AI and what faculty are seeing in the classroom. Faculty and staff members stated that close relationships with students allow faculty to understand writing styles of students, and that mitigates some of the negative outcomes from AI use. They also stated that AI is viewed as a powerful tool, but we also have a society that values shortcuts.

Vice President Gilbert asked about the biggest challenges facing the institution, and the challenges of staff and faculty to perform their role. Faculty and staff members mentioned that program funding is limiting the ability of some programs to grow, salary competition with other institutions is a challenge, and the changing landscape within college athletics and NIL is having an impact.

Board member Liebich asked about mental health on campus. Faculty and staff members commented that they have seen a significant increase in mental health concerns, but LCSC has several forums for discussing student concerns and threat assessments to stay informed and be able to address concerns early

Board member Siddoway complimented LCSC for always working as a team.

Vice President Gilbert asked the panel if there is anything more that the Board can do, and one faculty member stated that the Board should support the initiatives that President Pemberton is bringing forward.

## **PLANNING, POLICY AND GOVERNMENTAL AFFAIRS**

### **1. Lewis Clark State College Annual Report – Information Item**

President Pemberton presented on enrollment trends, strategic enrollment initiatives (CTE enrollment growth, prison education, and healthcare immersive learning lab), and the unique value proposition of LCSC.

## **LEWIS CLARK STATE COLLEGE COMMUNITY FORUM**

### **2. Lewis Clark State College Students address the Board**

Board Member Liebich asked the students if they feel that they were prepared for college by their Idaho high school. Students stated that their high school career services (resume, mock interviews) were helpful, and the AVID program was helpful (applying to college, applying for scholarships).

Board Member Liebich mentioned how important the soft skills are to student success.

Vice President Gilbert asked about what prompted students to become engaged in the college campus. Students cited teachers creating opportunities or referring students to opportunities, advisors presenting great opportunities to students, CTE students benefiting from their teachers connecting students with career opportunities, and athletic coaches encouraging student-athletes to get involved in the campus community.

Superintendent Critchfield asked if students felt encouraged to engage in the career exploration process in high school. There was no answer, and Superintendent Critchfield stated that the looks on their faces answered the question.

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

1. Board Policy III.Z. Postsecondary Program Planning and Delivery – Second Reading – Action Item

Board Member Liebich asked about the level of support coming from the institutions. Board Member Roach mentioned that there are some concerns, but that there is the flexibility to continue to refine the policy. TJ Bliss added that the provosts have been heavily involved in the process, and that there are open lines of communication to identify future concerns.

President Clark thanked Board Member Roach for the committee's work, reiterated that this policy needs to be viewed as a work in progress, and stated that the Board will continue to refine as needed to maximize access for Idaho students.

TJ Bliss stated that they removed prescriptive steps and focused more on the process.

### **BOARD ACTION**

**M/S (Roach / Keough) I move to approve the second reading of proposed amendments to Board Policy III.Z, Planning and Delivery of Postsecondary Programs and Courses, as submitted in Attachment 1.** A voice vote was taken and the motion carried 7-0.

The board entered a recess for lunch and campus tour at 11:20 am PT.

The board resumed the meeting at 1:30 pm PT.

## **BUSINESS AFFAIRS AND HUMAN RESOURCES**

1. Board Policy V.Q. – Residency for Tuition Purposes – Second Reading – Action Item

### **BOARD ACTION**

**M/S (Liebich / Clark) I move to approve the second reading of proposed amendments to Board policy V.Q. as presented in Attachment 1.** A voice vote was taken and the motion carried 7-0.

2. Board Policy V.T. – Fee Waivers – Second Reading – Action Item

### **BOARD ACTION**

**M/S (Liebich / Roach) I move to approve the second reading of proposed amendments to Board policy V.T., Fee Waivers, as presented in Attachment 1.** A voice vote was taken, and the motion carried 7-0.

3. Board Policy V.Y. – Financial Misconduct – Second Reading – Action Item

### **BOARD ACTION**

**M/S (Liebich / Keough) I move to approve the second reading of new Board Policy V. Subsection Y. as presented in Attachment 1.** A voice vote was taken, and the motion carried 7-0.

4. Boise State University – Reimbursement Resolution, North End Zone Expansion – Action Item

#### **BOARD ACTION**

**M/S (Liebich / Siddoway) I move to approve the request by Boise State University for authority to use future bond proceeds to reimburse construction expenditures of the North End Zone Expansion, and further approve the Resolution of the Idaho State Board of Education regarding the same, as set forth in Attachment 1 to the materials submitted to the Board.** A roll call vote was taken, and the motion carried 7-0.

5. Boise State University – Amendment to Learfield Multi-Media Rights Agreement – Action Item

Board Member Liebich asked how the conference change to the PAC-12 impacted the negotiation around this agreement. The panel answered that there was not a significant impact.

Board Member Roach asked if the 11-year extension is typical. The panel answered that this type of extension is typical.

President Clark asked what protections are in place for Boise State University. Matt Wilde stated that Boise State University has adopted a more robust review and approval process.

Board Member Liebich asked about revenue sharing agreement comparisons with other Power 5 institutions. The panel commented that this is a comparable agreement with even some significant advantages over larger institutions.

#### **BOARD ACTION**

**M/S (Liebich / Roach) I move to approve the request by Boise State University to enter into the Fourth Amendment to the Learfield Communications, Inc. agreement in substantial conformance with Attachment 1 hereof.** A voice vote was taken, and the motion carried 7-0.

#### **PLANNING, POLICY AND GOVERNMENTAL AFFAIRS**

2. Board Policy Bylaws – Second Reading – Action Item

#### **BOARD ACTION**

**M/S (Liebich / Critchfield) I move to approve the second reading of Board Policy Bylaws as submitted in Attachment 2.** A voice vote was taken, and the motion carried 7-0.

3. Board Policy I.E. – Executive Officers – Second Reading – Action Item

Board Member Roach stated that the policy does not clearly define the term “Chief Executive Officer”.

**BOARD ACTION**

**M/S (Liebich / Critchfield) I move to approve the second reading of proposed amendments to Board Policy Section I.E. Executive Officers, as submitted in Attachment 2.** A voice vote was taken, and the motion carried 7-0.

4. Board Policy VII.D. – Idaho Quality Program Standards – Second Reading – Action Item

**BOARD ACTION**

**M/S (Liebich / Critchfield) I move to approve the Idaho Quality Program Standards as provided in Attachment 1.** A voice vote was taken, and the motion carried 7-0.

**AND**

**M/S (Liebich / Critchfield) I move to approve the second reading of proposed amendments to Board Policy VII.D. as provided in Attachment 2.** A voice vote was taken, and the motion carried 7-0.

5. Boise State University, CTE Educator Preparation Cybersecurity Program – Action Item

**BOARD ACTION**

**M/S (Liebich / Clark) I move to adopt the recommendation by the Division of Career Technical Education to approve Boise State University’s proposed Cybersecurity CTE educator preparation program for the purpose of career technical instructional staff certification as presented in Attachment 1.** A voice vote was taken, and the motion carried 7-0.

6. STEM Action Center – Request for Approval of Application Requirements for STEM School Designation – Action Item

**BOARD ACTION**

**M/S (Liebich / Siddoway) I move to approve the application requirements for Idaho STEM School Designation as presented in Attachment 1.** A voice vote was taken, and the motion carried 7-0.

**WORK SESSION**

**PPGA**

- A. Public Education System – Performance Reporting – Information Item



Board Member Liebich outlined the Board's critical strategic function of driving action through the Strategic Plan, and his desire for the performance measures that the Board requires to be reported by the institutions align with and support the Strategic Plan.

Jenn Thompson set the stage for the December Regular Board Meeting work session. She summarized the reduction in performance measures, summarized the timeline associated with four Board decision points each year, displayed where performance reports are posted online with DFM, and provided rationale for separating systemwide measures and DFM performance measures to provide our institutions with more flexibility in their capacity

Board Member Liebich commented that local school boards have to adopt the same K-12 priorities as the Board if we are ever going to see improvement.

Superintendent Critchfield added that she and Senator Lent worked on legislation that ultimately failed that would have required training for all school board members, including training on utilizing data. She added that she would be working on this same legislation during the 2025 Legislative Session. She stated the importance of having highly trained school board members and superintendents in order to drive performance.

Vice President Gilbert asked why the Board should not remove barriers in giving institutions more flexibility in measuring their success.

President Pemberton summarized the critical metrics that LCSC uses to measure performance with a business mindset.

Vice President Gilbert asked the other four-year institution presidents to approach the Board to ask how giving them more flexibility in reporting would impact their reporting. President Tromp mentioned graduation rates, President Green spoke about research, job placement, ability to earn a living wage, and President Wagner mentioned strategic opportunities and standard improvement outcome metrics.

Superintendent Critchfield stated that she would like the institution presidents driving the metrics that they report.

Community College presidents were then asked to approach the Board about their thoughts. President Swayne mentioned the desire to count transfer and graduation rates equally for the community colleges, and President Fisher spoke about job placement being the ultimate goal.

Board Member Liebich recommended starting with a clean slate and asking the institutions to provide the metrics that they use to measure performance to the Board.

Superintendent Critchfield stated that a change in statute and DFM process is also an option.

Jenn Thompson recommended a simple but significant language change to remove the word “all” in Board policy.

President Tromp added that the higher education landscape is changing rapidly, and measuring innovation can often benefit from a narrative approach.

Board Member Keough recommended that the Board investigate the applicable statute more.

Board Member Liebich concluded the work session.

The Board recessed at 3:22 pm PT.

**Thursday, October 17, 2024 – 9:00 a.m. (Pacific Time)**

## **IDAHO DEPARTMENT OF EDUCATION**

### **1. Superintendent’s Update (K-12) – Information Item**

Superintendent Critchfield started her remarks by mentioning that enrollment is flat or declining in much of the State, and the 2.6% increase in the budget request reflects that reality. She spoke briefly about the concept of stackable funding mechanisms that are being considered. She also stated the need to updating the student transportation formula to a flat reimbursement rate, and recommended a statewide transportation software implementation. She also outlined some details around the \$3 million Vulnerable Students Fund to serve high need students. She concluded her comments by highlighting the professional learning communities being stood up around teacher training, and the utilization of data, as well as a quick update on the RFPs for IRI and the State Report Card.

President Clark commented that she fully supports the Superintendent’s budget proposal.

Board Member Liebich asked if we know what is driving the decline in public school students. Superintendent Critchfield cited in-migration dynamics, birth rate, and cost of living in Boise.

Board Member Roach asked about tracking the number of homeschooled students. Superintendent Critchfield commented that we only have estimates since homeschooling is not regulated by the State.

Board Member Liebich asked if there is a forum for districts to reduce fixed costs and collaborate to find ways to use existing structures.

Superintendent Critchfield commented on the School Modernization Fund (HB 521), and IDE's efforts in helping districts make good decisions with their facilities projects.

Superintendent Critchfield talked about the need to equip administrators and school leaders. She summarized the challenge that administrators can make more being a teacher, and to potentially revisit how we view out-of-state credentials.

Superintendent Critchfield stated that the RFP for IRI was re-started, and the hope is to have the process concluded by January 2025.

2. Assessment Item Review Committee Recommendations – Information Item

No recommendations for question removal were submitted during this review session.

3. Proposed Adoption of WIDA Alternate ACCESS Achievement Level Standards and WIDA Alternate ACCESS Achievement Level Descriptors as part of the English Language Proficiency Assessment Achievement Standards – Action Item

## **BOARD ACTION**

**M/S (Critchfield / Keough) I move to approve the request by the Department of Education to adopt the 2024 revised WIDA Alternate ACCESS Achievement Level Descriptors and the 2024 revised WIDA Alternate ACCESS Achievement Level Standards as presented in Attachments 1 and 2.** A voice vote was taken, and the motion carried 7-0.

## **WORK SESSION**

### **BAHR**

B. NCAA Name Image Likeness (NIL) Settlement – Impact on Idaho Institutions – Information Item

Executive Director Joshua Whitworth began the work session by summarizing how NIL is continuing to change the institution landscape. Vice President Gilbert commented that the impacts are different to each institution.

Pauline Thiros and Vice President Gilbert commented that the Board needs to avoid making it more difficult for institutions to manage NIL.

Pauline Thiros summarized the disproportionate impact of the NIL Settlement on non-Power 4 institutions, but also the necessity of the settlement. She added that there will be advertising everywhere in the new environment, and there will be more requests for naming rights than ever before. She mentioned that each institution much opt-in or opt-out of different provisions of the settlement, and that flexibility, legislative advocacy, and open-mindedness will be critical moving forward.

Jeremiah Dickey commented that Boise State University is sitting in a very good position and will opt-in to the settlement. Bronco Pro will be an organization under the Boise State University Foundation.

Terry Gawlik stated her priorities are education, opportunity, and student athlete experience. She reiterated that the environment is changing daily.

Board Member Liebich asked about whether collectives will have to comply with Title IX. Jeremiah Dickey talked about that institutions do not have clarity on this yet because revenue comes in primarily through football and men's basketball.

Board Member Roach proposed that the Board may need revise policy in response to the changing landscape of college athletics.

Superintendent Critchfield asked if there is required training or counseling that happens when an athlete enters an NIL deal. Jeremiah Dickey summarized the educational opportunities that Boise State University implements to walk athletes through the process. Pauline Thiros said Idaho State University does a similar educational process, and the Bengal Exchange helps protect athletes

Superintendent Critchfield asked for an explanation for why smaller institutions are being disproportionately penalized under the proposed settlement. Pauline Thiros said that it is simply because there are a larger number of smaller conferences.

Superintendent Critchfield asked if it made sense to reinstate the Athletics Committee of the Board. Vice President Gilbert said that BAHF can provide that function. Board Member Liebich stated that he agreed with Vice President Gilbert and that the Board should trust the leadership teams at the institutions and hold them accountable.

Executive Director Whitworth stated that he is working with the Athletic Directors to discuss with the NCAA about achieving a more equitable distribution of settlement impacts.

Board Member Liebich asked about the timing of the settlement and the opt-in requirement. Terry Gawlik stated that we should avoid any situation where we have student-athletes as employees at our institutions. Board Member Liebich and Vice President Gilbert stated that the Board will need another update from the Athletic Directors at a future board meeting.

## **IRSA**

### **C. Generative Artificial Intelligence in Higher Education – Information Item**

The panel began by providing the teaching and learning insights that AI is beneficial in augmenting and supporting learning, not automating and replacing learning. They added that access and privacy are two of the primary challenges currently.

In terms of AI tools at Idaho Institutions, the panel referred to the “Big Five” (ChatGPT, Claude, Gemini – BSU, ISU, CoPilot – CWI, Meta Lama). They stated that the primary considerations around which tool to use are paid vs free models and training data.

The panel stated that the biggest AI impacts in the classroom so far have been in english writing courses and nursing courses (electronic health records, documentation tools).

Board Member Roach asked if we need to begin looking at policy around privacy and confidentiality concerns, and Board Member Liebich asked if institutions have their own usage policies.

President Clark mentioned that we need more updates before a Board policy could be contemplated

Superintendent Critchfield remarked that AI is a unique challenge because teachers are learning at the same time as students. Board Member Liebich asked Superintendent Critchfield how she is addressing this challenge at the K-12 level. Superintendent Critchfield stated that districts are implementing policies, and IDE is looking at graduation requirements and other items.

Board Member Liebich commented that the business world is aggressively implementing AI because of the productivity benefits, and so we must teach our students how to leverage this technology.

Executive Director Whitworth commented that we must embrace the challenge of helping students understand the technology, and asked about the interoperability of the different models. Liza Long stated that there are definitely differences in the capabilities of the different models, and so students must be trained in those different benefits and weaknesses

## **INFORMATIONAL**

### **IDE**

1. Professional Standards Commission Annual Report – Information Item

## **BOARD ACTION**

**M/S (Roach / Siddoway) I move to adjourn the meeting at 11:40 am (PT).** A voice vote was taken, and the motion carried 7-0.