

# IDAPA 55 - DIVISION OF PROFESSIONAL-TECHNICAL EDUCATION

## 55.01.03 - RULES OF PROFESSIONAL-TECHNICAL SCHOOLS

DOCKET NO. 55-0103-1601

### NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

**AUTHORITY:** In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking proceedings. This negotiated rulemaking action is authorized pursuant to Article IX, Section 2 of the Idaho Constitution and Section 33-1002G, Idaho Code, and Sections 33-2202 through 33-2212, Idaho Code.

**METHOD OF PARTICIPATION:** Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, by email, or by calling the phone number listed below. To participate, responses must be received by June 15, 2016.

Should a reasonable number of persons respond to this notice, negotiated meetings will be scheduled and all scheduled meetings shall be posted and made accessible on the agency website at the address listed below.

Failure of interested persons to respond to this notice of intent or the lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency shall have sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

Upon the conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary and made available on the agency website.

**DESCRIPTIVE SUMMARY:** The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principle issues involved:

Proposed amendments will update the rules to create consistency in how attendance criteria is calculated for all schools, including cooperative service agencies. The intended change will replace the existing definition of dual credit with language regarding advanced opportunities and will add a definition of a career technical education administrator. The change will also clarify that instructors of career technical education programs may only hold a related industry-based credential (no equivalent) and that programs may not use means other than their approved student organization to promote leadership, interpersonal, and other workplace skills. Lastly, the intended change will limit the calculation of average daily attendance, as it relates to career technical programs, to only students in grade 10-12 who are enrolled in an approved course.

**ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES:** For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text (if available), contact Tracie Bent, Chief Planning and Policy Officer at (208) 332-1582 or [tracie.bent@osbe.idaho.gov](mailto:tracie.bent@osbe.idaho.gov). Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Board of Education web site at the following web address: <http://boardofed.idaho.gov>.

DATED this 6th Day of May, 2016.

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