



Eric Milstead
Director

Legislative Services Office

Idaho State Legislature

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MEMORANDUM

TO: Rules Review Subcommittee of the Senate Education Committee and the House Education Committee

FROM: Principal Legislative Drafting Attorney - Elizabeth Bowen

DATE: November 16, 2018

SUBJECT: State Board of and State Department of Education - State Department of Education
IDAPA 08.02.02 - Rules Governing Uniformity - Proposed Rule (Docket No. 08-0202-1802)
IDAPA 08.02.02 - Rules Governing Uniformity - Proposed Rule (Docket No. 08-0202-1803)
IDAPA 08.02.02 - Rules Governing Uniformity - Proposed Rule (Docket No. 08-0202-1804)
IDAPA 08.02.02 - Rules Governing Uniformity - Proposed Rule (Docket No. 08-0202-1805)

Summary and Stated Reasons for the Rule

Docket No. 08-0202-1802: This rule establishes an alternate route to certification for school administrators. Candidates are eligible for certification under this route if they have a graduate degree, four or more years of full-time experience working with K-12 or pre-K students in a position equivalent to a certificated position in Idaho, and endorsement of their qualifications and experience from the hiring school district or charter school. This alternate certification route is being established in order that nontraditional but highly qualified educators may be hired in administrator positions.

Docket No. 08-0202-1803: This rule revises terminology in existing language relating to educator credentials.

Docket No. 08-0202-1804: This rule implements provisions of I.C. 33-1201A by describing evidence of effective teaching sufficient to qualify for professional endorsement in exceptional cases.

Docket No. 08-0202-1805: This rule establishes in rule requirements necessary to obtain occupational specialist endorsements. These requirements already exist in policy but are being added to rule for the sake of transparency.

Negotiated Rulemaking / Fiscal Impact

Negotiated rulemaking was conducted for all four rules, and none is anticipated to have a negative fiscal impact on the state general fund.

Statutory Authority

Docket No. 08-0202-1802 (administrator certification), Docket No. 08-0202-1803 (educator credentials), and Docket No. 08-0202-1805 (occupational specialist endorsements): I.C. 33-105, 33-107, 33-116, 33-1004B, 33-1201, 33-1201A, 33-1204, and 33-1612.

Kristin Ford, Manager
Research & Legislation

Paul Headlee, Manager
Budget & Policy Analysis

April Renfro, Manager
Legislative Audits

Glenn Harris, Manager
Information Technology

Docket No. 08-0202-1804 (professional endorsement): I.C. 33-1201A.

cc: State Board of and State Department of Education - State Department of Education
Tracie Bent

***** PLEASE NOTE *****

Per the Idaho Constitution, all administrative rules must be reviewed by the Legislature during the next legislative session. The Legislature has 3 options with this rulemaking docket: **1)** Approve the docket in its entirety; **2)** Reject the docket in its entirety; or **3)** Reject the docket in part.