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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 Research Analyst - Brooke Brouman

DATE: October 15, 2015

SUBJECT: State Board of Education

IDAPA 08.01.09 - Rules Governing the GEAR UP Idaho Scholarship Program - Proposed Rule (Docket No. 08-0109-1501)

IDAPA 08.01.13 - Rules Governing the Opportunity Scholarship Program - Proposed Rule (Docket No. 08-0113-1501)

(1) Rules Governing the GEAR UP Idaho Scholarship Program - Proposed Rule (Docket No. 08-0109-1501)

The State Board of Education submits Notice of Proposed Rulemaking relating to the GEAR UP Idaho Scholarship, which is a federal program subject to federal regulations. The proposed rule makes the following changes:

- (a) Clarifies that applicants must submit renewal applications and an updated FAFSA no later than March 1 to be eligible to receive a GEAR UP Idaho Scholarship award for the next academic year;
- (b) Provides that applications received after March 1 may be considered for awards for the next academic year contingent on the availability of funds, continued eligibility, and attending institution deadlines;
- (c) Requires scholarship recipients who transfer to another eligible institution to inform the administrator by the end of the next academic period following transfer, rather than March 1;
- (d) Expands the scholarship award maximum from eight to ten continuous semesters and expands the equivalent from four to five continuous academic years; and
- (e) Reduces the number of days before the first day of the academic term for students who have an interruption in enrollment to provide a required notice.

Negotiated rulemaking was conducted. The Notice of Intent to Promulgate Rules - Negotiated Rulemaking was published in the June 3, 2015, Idaho Administrative Bulletin, Volume 15-6, page 17.

The Board's proposed rule is authorized pursuant to Section 33-105, Idaho Code.

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(2) Rules Governing the Opportunity Scholarship Program - Proposed Rule (Docket No. 08-0113-1501)

The State Board of Education submits Notice of Proposed Rulemaking relating to Rules Governing the Opportunity Scholarship Program, which was created by Section 33-4303, Idaho Code. The proposed rulemaking clarifies the definition of "Grade Point Average" and clarifies eligibility, continuing eligibility and application process requirements for scholarship applicants.

Negotiated rulemaking was conducted. The Notice of Intent to Promulgate Rules - Negotiated Rulemaking was published in the June 3, 2015, Idaho Administrative Bulletin, Volume 15-6, page 18.

The Board's proposed rule is authorized pursuant to Section 33-4303, Idaho Code.

cc: State Board of Education
Tracie Bent