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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 20, 2015

SUBJECT: State Board of Education

IDAPA 08.02.01 - Rules Governing Administration - Proposed Rule (Docket No. 08-0201-1501)

IDAPA 08.02.02 - Rules Governing Uniformity - Proposed Rule (Docket No. 08-0202-1501)

IDAPA 08.02.03 - Rules Governing Thoroughness - Proposed Rule (Docket No. 08-0203-1505)

IDAPA 08.05.01 - Rules Governing Seed and Plant Certification - Proposed Rule (Docket No. 08-0501-1501)

(1) Rules Governing Administration - Proposed Rule (Docket No. 08-0201-1501)

The State Board of Education submits Notice of Proposed Rulemaking relating to General Education Development Tests (GED) and Idaho High School Equivalency Certificates (HSEC). The proposed rule revises provisions relating to the issuance of an HSEC and requirements related to the GED.

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 19.

The Board's proposed rule appears to be authorized by Section 33-105, Idaho Code.

(2) Rules Governing Uniformity - Proposed Rule (Docket No. 08-0202-1501)

The State Board of Education submits Notice of Proposed Rulemaking relating to Rules Governing Uniformity. The Board states that the proposed changes add clarifying language to existing requirements and restructure the rule sections relating to Idaho educator certification by moving existing language into a more logical order by grouping the certificates together, the endorsements together, and reordering sections according to the order processes typically take for obtaining certification. The proposed rule also amends the alternate route to certification for the content specialist, adds a renewal requirement for administrator certification, and clarifies that approved alternate authorization programs must be aligned with the Idaho Standards for Initial Certification and be reviewed under the same timeline as approved traditional postsecondary teacher preparation programs.

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 20.

The Board's proposed rule appears to be authorized by Sections 33-1204 and 33-1612, Idaho Code.

(3) Rules Governing Thoroughness - Proposed Rule (Docket No. 08-0203-1505)

The State Board of Education submits Notice of Proposed Rulemaking relating to Rules Governing Thoroughness. The proposed rule revises the definition of "Advanced Opportunities," removes the definition of "Tech Prep" and defines the term "Technical Competency Credit." The Board states that the changes bring the definitions into alignment with the Board's Governing Policies and Procedures.

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 29.

The Board's proposed rule appears to be authorized by Sections 33-105 and 33-4605, Idaho Code.

(4) Rules Governing Seed and Plant Certification - Proposed Rule (Docket No. 08-0501-1501)

The State Board of Education submits Notice of Proposed Rulemaking relating to Rules Governing Seed and Plant Certification. The proposed rule revises and adds to a list of documents that are incorporated by reference into IDAPA 08.05.01, relating to Idaho Seed and Plant Certification Standards adopted by the Idaho Crop Improvement Association.

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 30.

The Board's rule appears to be authorized by Section 22-1504, Idaho Code.

cc: State Board of Education
Tracie Bent