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**IDAPA 08
TITLE 01
Chapter 05**

**08.01.05 - STATE OF IDAHO SCHOLARSHIP PROGRAM
THE STATE BOARD OF EDUCATION**

000. -- 099. (RESERVED).

100. OBJECTIVES OF THE STATE OF IDAHO SCHOLARSHIP PROGRAM.

The legislature has recognized and declared that substantial economic and social benefits accrue to the State because of an educated citizenry, and that the encouragement of the State's most talented Idaho secondary school graduates to enroll in Idaho educational institutions is an important element for assuring the future leadership in the State. See chapter 43, title 33, Idaho Code. The State of Idaho Scholarship Program recognizes high standards of achievement, as measured by competitive examination and high school records, of graduates of public and private high schools in Idaho who attend public or independent postsecondary institutions in Idaho. (7-1-93)

101. NUMBER OF SCHOLARSHIPS -- PRIORITY FOR AWARD.

01. Number. The total number of initial and continuing scholarships will not exceed the number authorized in the "State of Idaho Scholarship Program Act" or by the appropriation to support the program, whichever is less. The number of initial scholarships to individuals enrolled in vocational programs will not be less than twenty-five percent (25%) of the total number of initial scholarships awarded during any one (1) year. (7-1-93)

02. Priority. In the event the state of Idaho does not provide an appropriation sufficient to support the maximum number of scholarships authorized by the "State of Idaho Scholarship Program Act," the priority for initial and continuing scholarships will be as follows: (7-1-93)

a. Highest priority is given to continuing recipients in an order beginning with the date of initial award. However, in the event further priority must be established among continuing recipients, the recipient's rank within his academic or vocational major and class will be used, with priority given to the recipient with a higher ranking within his academic or vocational major and class. (7-1-93)

b. Secondary priority is given to initial scholarship recipients until the appropriation is exhausted or the maximum number of initial scholarships authorized by the "State of Idaho Scholarship Program Act" is reached, whichever is less. (7-1-93)

102. MONETARY VALUE OF THE SCHOLARSHIP.

01. Monetary Value. The monetary value of each scholarship shall be set annually by the Board in accordance with Sections 33-4302 et seq., Idaho Code. (7-1-93)

02. Maximum Amount. The total grant payments to an individual over a period of six (6) years may not exceed four (4) annual grants or the total educational costs for four (4) educational years completed as certified by an official of the eligible postsecondary institution or institutions attended by the individual receiving the grant, whichever is less. (7-1-93)

03. Other Financial Assistance. A recipient is not precluded from receiving other financial aids, awards, or scholarships, provided that the total of the State of Idaho Scholarship and such other financial aids, awards, or scholarships does not exceed the total educational costs for attendance at an eligible postsecondary institution as determined under Subsection 109.01 of this chapter. (7-1-93)

103. SELECTION OF SCHOLARSHIP RECIPIENTS.

Recipients of scholarships are selected by the State Board of Education. The Board may designate a subcommittee to assist in the selection process, but the Board does not delegate responsibility for the final selection of State of Idaho Scholarship recipients. Applicants who intend to enroll in academic or vocational programs at eligible Idaho postsecondary educational institutions are selected as recipients on the basis of performance in the American College Testing Assessment battery and on the basis of rank in the high school from which the applicant will be graduated. Other criteria used during the selection process are as follows: (7-1-93)

01. Ranking. Academic applicants are ranked against other academic applicants, and vocational applicants are ranked against other vocational applicants. (7-1-93)

02. ACT And High School Rank. Equal weight is given to the applicant's performance on the prescribed American College Testing measurements and on rank in the high school from which the applicant will be graduated. (7-1-93)

03. Deportment. The applicant's deportment, as evaluated by the appropriate officials of the high school from which the applicant will be graduated, is considered. (7-1-93)

04. Nondiscrimination. Scholarships are awarded without regard to any applicant's race, creed, color, sex, national origin, ancestry, age, or area of academic competence. (7-1-93)

05. Financial Need. The financial need of the applicant is not considered in the selection of recipients, but the award may not exceed the total educational costs as determined under Subsection 109.01 of this chapter. (7-1-93)

104. PURPOSES FOR WHICH SCHOLARSHIP FUNDS MAY BE EXPENDED.

01. Permitted Purposes. As provided by the "State of Idaho Scholarship Program Act," a recipient may spend the scholarship funds for tuition, fees, room and board, or other expenses related to reasonable commuting, books, and such other expenses reasonably related to attendance at a postsecondary educational institution. (7-1-93)

02. Remittance. Scholarship funds spent for purposes other than those specified in Subsection 104.01 above must be remitted by the recipient to the Office of the State Board of Education. Failure to remit such funds within thirty (30) days following notification will result in permanent forfeiture of the scholarship. (7-1-93)

105. ELIGIBILITY FOR A SCHOLARSHIP.

Eligibility requirements for a scholarship are based upon the provisions of the "State of Idaho Scholarship Program Act". (7-1-93)

01. Initial Eligibility. To be eligible for a scholarship for the first or freshman year, an applicant must comply with all of the following requirements: (7-1-93)

a. The applicant must be a resident of Idaho as defined in Section 33-3717, Idaho Code. (7-1-93)

b. The applicant must be attending an accredited public or private high school in Idaho and must declare his intention of enrolling at an eligible public or private postsecondary educational institution in Idaho (as defined in IDAPA 08.01.05.106) during the academic year immediately following his graduation from high school. (7-1-93)

c. The applicant must intend to enroll as a full-time student in an undergraduate academic or vocational program at an eligible public or private postsecondary educational institution in Idaho. (7-1-93)

d. The applicant must declare that he plans to pursue an undergraduate course of study leading to a degree, certificate, diploma, or other documentation of completion which requires at least six (6) months or equivalent of consecutive attendance. (7-1-93)

e. The applicant must declare that he does not intend to enroll in an educational program leading directly to a baccalaureate degree in theology or divinity. (7-1-93)

f. The applicant must sign an affidavit stating that his scholarship, if awarded, will be used only for educational costs as provided in Subsection 104.01 of this chapter. (7-1-93)

g. The applicant must comply with all the provisions of the "State of Idaho Scholarship Program Act"

and these rules. (7-1-93)

02. Continuing Eligibility. To remain eligible for renewal of a scholarship following the successful completion of the first or freshman year of study, the recipient must comply with all of the following requirements: (7-1-93)

a. The recipient must file a statement declaring his intention to continue as a full-time undergraduate student in an academic or vocational program at an eligible postsecondary educational institution in Idaho for the succeeding year. (7-1-93)

b. The recipient must maintain high standards of performance and must rank within the top fifty percent (50%) of the students in his academic or vocational major and class. (7-1-93)

c. The recipient must continue to comply with all of the provisions of the “State of Idaho Scholarship Program Act” and these rules. (7-1-93)

03. Transfer Of Scholarship. A recipient who transfers from one eligible postsecondary educational institution in Idaho to another must comply with all of the following requirements to maintain eligibility for the scholarship: (7-1-93)

a. The recipient must file a statement declaring his intention to transfer as a full-time undergraduate student in an academic or vocational program in an eligible postsecondary educational institution in Idaho for the succeeding year. (7-1-93)

b. The recipient must maintain high standards of performance and must rank in the top fifty percent (50%) of the students in his academic or vocational major and class in the postsecondary institution from which he is transferring. (7-1-93)

c. The recipient must continue to comply with all the provisions of the “State of Idaho Scholarship Program Act” and these rules. (7-1-93)

04. Eligibility Following Interruption Of Continuous Enrollment. A recipient whose continuous enrollment is interrupted for more than four (4) months for any reason must comply with the following requirements to maintain eligibility for the scholarship: (7-1-93)

a. The recipient must file a statement declaring his intent to re-enroll as a full-time undergraduate student in an academic or vocational program in an eligible postsecondary institution in Idaho for the succeeding academic year. (7-1-93)

b. The recipient must maintain high standards of performance and must rank in the top fifty percent (50%) of the students in his academic or vocational major and class at the time his continuous education is interrupted. (7-1-93)

c. The recipient must continue to comply with all the provisions of the “State of Idaho Scholarship Program Act” and these rules. (7-1-93)

106. ELIGIBLE POSTSECONDARY EDUCATIONAL INSTITUTIONS.

Eligible postsecondary educational institutions in Idaho are colleges, universities, or schools under the statutory governance of the State Board of Education and Board of Regents of the University of Idaho; colleges governed by a board of trustees of a junior college; and colleges and universities which are operated privately and not directly controlled or administered by a public or political subdivision. Eligible postsecondary educational institutions are so designated by the State Board of Education. (7-1-93)

107. SCHEDULE FOR APPLICATION, NOTICE, AND RESPONSE TO COMMUNICATIONS.

01. Initial Applications. Completed applications for initial scholarships must be filed no later than December 31 for the awarding of initial scholarships for each succeeding year. (7-1-93)

02. Statement Of Intent To Continue. Recipients who intend to continue as full-time undergraduate students in academic or vocational programs and who have successfully completed the first or freshman year must file no later than February 1 of each year a statement of intent to continue. (7-1-93)

03. Statement Of Intent To Transfer. Recipients who intend to transfer from one eligible postsecondary educational institution in Idaho to another must file a statement of intent to transfer no later than thirty (30) days prior to enrollment in the institution to which the student is transferring. (7-1-93)

04. Interruptions. A recipient whose continuous enrollment is interrupted for more than four (4) months but who intends to re-enroll in an eligible postsecondary educational institution in Idaho must file no later than February 1 of each year a statement of intent to do so. (7-1-93)

05. Announcement Of Award. Announcement of award of initial scholarships will be made no later than May 1 of each year, with awards to be effective the following July 1. (7-1-93)

06. Deadline For Acceptance. An applicant notified that he has been selected as a recipient must respond in writing within ten (10) days of such notice whether he intends to accept the award. Failure to submit a response of acceptance in writing will result in forfeiture of the scholarship. (7-1-93)

07. Communication With State Officials. Applicants for either initial or continuing scholarships must respond within thirty (30) calendar days to any communication from officials of the State of Idaho Scholarship Program unless extenuating circumstances prevent the applicant from responding within that time period. Failure to respond within thirty (30) calendar days will result in cancellation of the application or forfeiture of the scholarship unless extenuating circumstances are involved. (7-1-93)

108. RESPONSIBILITIES OF SCHOLARSHIP APPLICANTS AND RECIPIENTS.

01. Application For Initial Scholarship. Applicants for initial scholarships are responsible for submitting completed application forms to the State of Idaho Scholarship Program at the Office of the State Board of Education. The applicant is responsible for any errors or omissions in the information provided on the application form. The State Board of Education, the Office of the State Board of Education, any official of an eligible postsecondary educational institution in Idaho, American College Testing, and any official of the State of Idaho Scholarship Program, individually or collectively, are not responsible for any information provided by an applicant on the application form or for any errors or omissions in the information provided by the applicant. In addition, each applicant is responsible for the following: (7-1-93)

a. Each applicant must take the American College Testing examination by December 31 for the awarding of scholarships for each succeeding year. (7-1-93)

b. Each applicant must release his scores on the American College Testing examination to the Office of the State Board of Education. (7-1-93)

c. Each applicant must ensure the filing of recommendations by at least two (2) officials of the high school from which the applicant will be graduated. Recommendations from such officials are confidential and must be submitted directly by such officials to officials of the State of Idaho Scholarship Program. (7-1-93)

d. Each applicant must comply with all the provisions of the "State of Idaho Scholarship Program Act" and these rules. (7-1-93)

02. Recipients Of Scholarships. Following the initial award of the scholarship, each recipient is responsible for completing the necessary statements of intent required by Subsections 105.02 through 105.04 or Subsections 107.02 through 107.04 of this chapter. Recipients are also responsible for remitting any reasonable unused scholarship balances to the State Board of Education in the event the recipient discontinues attendance before the end of any semester, quarter, term, or equivalent. (7-1-93)

109. RESPONSIBILITIES OF ELIGIBLE POSTSECONDARY EDUCATIONAL INSTITUTIONS IN IDAHO.

Officials of Idaho postsecondary educational institutions in which scholarship recipients have enrolled are responsible for the following: (7-1-93)

01. Annual Educational Costs. The officials must submit by July 15 of each year a certified copy of the estimated average educational costs for students who will be enrolled during the succeeding year. (7-1-93)

02. Certification Of Enrollment. The officials must certify that scholarship recipients have actually enrolled. Such certification must be submitted within thirty (30) days following the end of the regular enrollment period. (7-1-93)

03. Awards. The officials must certify that the State of Idaho Scholarship and other financial aids, awards, or scholarships do not exceed educational costs as determined under Subsection 109.01 of this chapter. (7-1-93)

04. Withdrawal From Institution. In the event a scholarship recipient withdraws from the college, school, or university, the officials at the college, school, or university must certify that the recipient has withdrawn. The certification is to be provided within thirty (30) days following the withdrawal of the recipient. Furthermore, the officials must remit to the Office of the State Board of Education any prorated tuition, fees, or room and board balances, up to the amount of any payments made under the program in the event a recipient withdraws prior to the end of any semester, quarter, term, or equivalent. (7-1-93)

110. PAYMENT OF SCHOLARSHIPS.

Scholarship payments will correspond to academic terms, semesters, quarters, or equivalent units. In no instance will the entire amount of a scholarship be paid in advance to or on behalf of a scholarship recipient. Payments are made in the name of the recipient and will be sent to a designated official at the postsecondary educational institution in which the recipient is enrolled. The official must transmit the payment to the recipient within a reasonable time following receipt of the payment. (7-1-93)

111. ADMINISTRATION.

The State Board of Education has delegated to the Office of the State Board of Education the responsibility for the administration of the State of Idaho Scholarship Program. As administrator, the Office of the State Board of Education is responsible for releasing any public information regarding the State of Idaho Scholarship Program, recommending to the Board names of recipients, maintaining fiscal controls and accounting procedures, preparing annual reports as required, and authorizing release of all forms, affidavits, and certification necessary for the operation of the program. (7-1-93)

112. APPEAL PROCEDURE.

Any applicant, recipient, or eligible postsecondary educational institution adversely affected by a decision made under procedures of this chapter may appeal to the State Board of Education. The applicant, recipient, or eligible postsecondary educational institution must submit the appeal in writing no later than thirty (30) days following notice of the decision, and the written statement must include a statement of the reason the applicant, recipient, or eligible postsecondary educational institution believes the decision should be changed. The appeal must be submitted to the president of the State Board of Education in care of the Office of the State Board of Education which must acknowledge receipt of the appeal within seven (7) days following receipt. (7-1-93)

01. Transmittal To Subcommittee. The president of the State Board of Education will submit the appeal document to the subcommittee established in Section 103 of this chapter. The subcommittee will review the appeal and submit a written recommendation to the president of the State Board of Education within fifteen (15) days from the time the subcommittee receives the appeal document. The applicant, recipient, or institution initiating the appeal will be notified by the chairperson of the subcommittee of the time and place when the subcommittee will consider the appeal and will be allowed to appear before the subcommittee to discuss the appeal. (7-1-93)

02. Subcommittee Recommendations. The president of the State Board of Education will present the subcommittee's recommendation to the State Board of Education at the next regularly scheduled meeting of the Board following the subcommittee's decision. The applicant, recipient, or eligible postsecondary educational

institution initiating the appeal may, at the discretion of the president of the State Board of Education, be permitted to make a presentation to the Board. (7-1-93)

03. Board Decision. The decision of the State Board of Education is final. The secretary of the Board will inform the applicant, recipient, or eligible postsecondary educational institution in writing of the decision of the State Board of Education. (7-1-93)

04. Legal Action. These procedures for appeal do not abridge the recourse to legal action by the State Board of Education, an applicant, a recipient, or an eligible postsecondary educational institution. (7-1-93)

113. AUTHORITY OF THE STATE BOARD OF EDUCATION.
These rules do not grant any authority to the State Board of Education and Board of Regents of the University of Idaho to control or influence the policies of any eligible, nonpublic postsecondary education institution or junior college because those institutions accept as students recipients of the State of Idaho Scholarship, nor do these rules require any institution to admit or, once admitted, retain a recipient of a State of Idaho Scholarship. (7-1-93)

114. COMPLIANCE WITH STATE OF IDAHO SCHOLARSHIP PROGRAM ACT.
All rules and procedures must comply with provisions of the "State of Idaho Scholarship Act," and any rules or procedures inconsistent or in conflict with the Act are null and void. (7-1-93)

115. -- 999. (RESERVED).

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