

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 314

BY EDUCATION COMMITTEE

AN ACT

1 RELATING TO THE STATE BOARD OF EDUCATION; AMENDING CHAPTER 1, TITLE 33, IDAHO
2 CODE, BY THE ADDITION OF A NEW SECTION 33-107D, IDAHO CODE, TO ESTAB-
3 LISH PROVISIONS RELATING TO CERTAIN AUTHORITY AND RESPONSIBILITY OF THE
4 STATE BOARD OF EDUCATION; PROVIDING AN EFFECTIVE DATE; AND PROVIDING A
5 SUNSET DATE.
6

7 Be It Enacted by the Legislature of the State of Idaho:

8 SECTION 1. That Chapter 1, Title 33, Idaho Code, be, and the same is
9 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
10 ignated as Section 33-107D, Idaho Code, and to read as follows:

11 33-107D. EXCLUSIVE AUTHORITY AND RESPONSIBILITY OF THE STATE
12 BOARD. (1) The state board, as the governing board for the state educational
13 institutions set forth in section 33-3803, Idaho Code, shall have the exclu-
14 sive authority and responsibility to direct and control such institutions
15 with regard to:

- 16 (a) Financial reporting, allocation of moneys, expenditures and spend-
17 ing authority for non-general account moneys;
18 (b) Personnel, employment and human resources;
19 (c) Land use and development and the construction, alteration, equip-
20 ping and furnishing, repair and maintenance of all buildings;
21 (d) Insurance coverage and risk management;
22 (e) Procurement, purchasing and information technology; and
23 (f) Any other matter as provided by law.

24 (2) The state board's authority set forth in this section is not sub-
25 ject to the control or supervision of any other state department, including
26 any board, division, section or other unit of any state department. Provided
27 however, nothing contained in this section shall preclude the state educa-
28 tional institutions:

- 29 (a) From continuing any already existing participation in any
30 statewide program for services involving any matter set forth in sub-
31 section (1) of this section, under the same terms and conditions as
32 other state agencies;
33 (b) From discontinuing an existing participation in any statewide pro-
34 gram for services as long as the state board provides a minimum of eigh-
35 teen (18) months advance written notice to the state department provid-
36 ing the services; or
37 (c) After electing to discontinue participation in any such statewide
38 program, from entering into written agreements with state departments
39 to provide some or all of such services on mutually agreed upon terms.

40 SECTION 2. This act shall be in full force and effect on and after July
41 1, 2014.

1 SECTION 3. The provisions of this act shall be null, void and of no force
2 and effect on and after June 30, 2016.