

IN THE SENATE

SENATE BILL NO. 1070, As Amended in the House

BY EDUCATION COMMITTEE

AN ACT

1 RELATING TO EDUCATION; AMENDING SECTION 33-1002G, IDAHO CODE, TO REVISE
2 PROVISIONS REGARDING CAREER TECHNICAL CENTER FUNDING AND ELIGIBILITY;
3 AMENDING SECTION 33-5215, IDAHO CODE, TO PROVIDE CERTAIN AUTHORITY TO
4 THE DIVISION OF CAREER TECHNICAL EDUCATION AND TO MAKE TECHNICAL COR-
5 RECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.
6

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

8 SECTION 1. That Section 33-1002G, Idaho Code, be, and the same is hereby
9 amended to read as follows:

10 33-1002G. CAREER TECHNICAL ~~SCHOOL CENTER~~ FUNDING AND ELIGIBILITY. (1)
11 School districts, public charter schools, and eligible cooperative service
12 agencies may establish career technical ~~schools~~ centers that qualify for
13 funding appropriated for the specific purpose of supporting the added cost
14 of career technical ~~schools~~ centers. These funds will be appropriated to the
15 state board for career technical education, to be expended by the division
16 of career technical education. In order for a ~~school center~~ to qualify for
17 funding as a career technical ~~school center~~, it must make application to the
18 division of career technical education on or before the fifteenth of April
19 for the following fiscal year. This includes applicants for new ~~schools~~
20 centers and renewal applications. Approved public charter schools with ca-
21 reer technical education programs will receive the same added cost unit as
22 any other eligible ~~school center~~ on an actual approved cost basis not to ex-
23 ceed the per-student cost for a traditional instructional delivery method.
24 All career technical ~~schools~~ centers must meet all three (3) of the following
25 criteria:

26 (a) The ~~school program~~ serves students from two (2) or more high
27 schools. No one (1) high school can comprise more than eighty-five
28 percent (85%) of the total enrolled career technical ~~school center~~
29 students, unless it is a new program in the first or second year of oper-
30 ation. During the first year of operation of a new program, no more than
31 one (1) high school may comprise more than ninety-five percent (95%) of
32 the total enrolled career technical students and no more than ninety
33 percent (90%) of the total enrolled career technical students during
34 the second year of operation. In the event a student enrolled in the ca-
35 reer technical ~~school center~~ is not enrolled in a public high school or
36 is attending the sponsoring school district's high school through the
37 school district's open enrollment policy for the purpose of accessing
38 the career technical education program, the eighty-five percent (85%)
39 will be calculated based on the public high school attendance area where
40 the student resides. This provision does not exclude a public charter
41 school with a statewide boundary from applying for appropriate added
42 cost funds authorized for career technical education, irrespective

1 of the instructional delivery method. In the event an existing career
 2 technical program that has been in operation for more than three (3)
 3 years should have the enrollment of career technical students increase
 4 to more than eighty-five percent (85%) in a single year, the division
 5 of career technical education may choose, with an approved enrollment
 6 plan, to use the program's three (3) year rolling average enrollment
 7 between participating high schools for determining eligibility.

8 (b) The majority of the school's program's offerings lead to some form
 9 of postsecondary credit, such as dual credit or other advanced opportu-
 10 nities, as defined by the state board of education, or include appren-
 11 ticeship opportunities.

12 (c) All school programs offer at least one (1) supervised field experi-
 13 ence for all students.

14 (2) All career technical schools centers must also meet at least one (1)
 15 of the following three (3) requirements:

16 (a) The school center is funded separately from schools that qualify
 17 for computation using regular secondary support units.

18 (b) The school center has a separate and distinct governing board.

19 (c) The majority of the school programs are provided at dedicated fa-
 20 cilities that are separate from the regular high school facilities.

21 (3) An eligible cooperative service agency, formed pursuant to section
 22 33-317, Idaho Code, must own or maintain a facility separate from any of the
 23 member school districts making up the cooperative service agency.

24 SECTION 2. That Section 33-5215, Idaho Code, be, and the same is hereby
 25 amended to read as follows:

26 33-5215. CAREER TECHNICAL REGIONAL PUBLIC CHARTER SCHOOL. (1) A ca-
 27 reer technical regional public charter school is hereby declared to be a
 28 public charter school and, as such, the provisions of chapter 52, title 33,
 29 Idaho Code, shall apply to each career technical regional public charter
 30 school in the same manner and to the same extent as the provisions of charter
 31 school law apply to other public charter schools, with the exception of cer-
 32 tain conditions and applications as specifically provided in this section.
 33 The provisions of section 33-1002G, Idaho Code, apply to career technical
 34 regional public charter schools.

35 (2) In addition to the approval provisions of this chapter, approval of
 36 a career technical regional public charter school by an authorized charter-
 37 ing entity shall not be final until the petition has also been reviewed by the
 38 division of career technical education.

39 (3) Funding for a career technical regional public charter school shall
 40 be the same as provided in section 33-5208, Idaho Code, except that:

41 (a) The salary-based apportionment for a career technical regional
 42 public charter school shall be the statewide average for public charter
 43 schools. Such salary-based apportionment may be used for payment of
 44 contracted services or for direct hire of staff;

45 (b) The board of directors may contract for the services of certifi-
 46 cated and noncertificated personnel, to procure the use of facilities
 47 and equipment, and to purchase materials and equipment, ~~which that~~ in
 48 the judgment of the board of directors is necessary or desirable for the

1 conduct of the business of the career technical regional public charter
2 school; and

3 (c) Transportation support shall be paid to the career technical re-
4 gional public charter school in accordance with the provisions of chap-
5 ter 15, title 33, Idaho Code.

6 (4) A career technical regional public charter school shall provide
7 assurances in state attendance reports that it has verified attendance re-
8 ports, which generate ADA claims with its participating school districts,
9 to make certain that the districts and the charter school do not duplicate
10 enrollment or ADA claims.

11 SECTION 3. An emergency existing therefor, which emergency is hereby
12 declared to exist, this act shall be in full force and effect on and after
13 July 1, 2023.