



LEGISLATURE OF THE STATE OF IDAHO



Sixty-seventh Legislature

First Regular Session - 2023

IN THE \_\_\_\_\_

BILL NO. \_\_\_\_\_

BY \_\_\_\_\_

AN ACT

RELATING TO EDUCATION; AMENDING SECTION 33-1002G, IDAHO CODE, TO REVISE PROVISIONS REGARDING CAREER TECHNICAL CENTER FUNDING AND ELIGIBILITY; AND AMENDING SECTION 33-5215, IDAHO CODE, TO PROVIDE CERTAIN AUTHORITY TO THE DIVISION OF CAREER TECHNICAL EDUCATION AND TO MAKE TECHNICAL CORRECTIONS.

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

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

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

- (a) The ~~school~~ program serves students from two (2) or more high schools. No one (1) high school can comprise more than eighty-five percent (85%) of the total enrolled career technical ~~school~~ center students, unless it is a new program in the first or second year of operation. During the first year of operation of a new program, no more than one (1) high school may comprise more than ninety-five percent (95%) of the total enrolled career technical students and no more than ninety percent (90%) of the total enrolled career technical students during the second year of operation. In the event a student enrolled in the career technical ~~school~~ center is not enrolled in a public high school, the eighty-five percent (85%) will be calculated based on the public high school attendance area where the student resides. This provision does not exclude a public charter school with a statewide boundary from applying for appropriate added cost funds authorized for career technical education, irrespective of the instructional delivery method. In the event an existing career technical program that has been in operation for more than three (3) years should have the enrollment



1 of career technical students increase to more than eighty-five percent  
2 (85%) in a single year, the division of career technical education may  
3 choose, with an approved enrollment plan, to use the program's three (3)  
4 year rolling average enrollment between participating high schools for  
5 determining eligibility.

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

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

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

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

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

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

19 (3) An eligible cooperative service agency, formed pursuant to section  
20 33-317, Idaho Code, must own or maintain a facility separate from any of the  
21 member school districts making up the cooperative service agency.

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

24 33-5215. CAREER TECHNICAL REGIONAL PUBLIC CHARTER SCHOOL. (1) A ca-  
25 reer technical regional public charter school is hereby declared to be a  
26 public charter school and, as such, the provisions of chapter 52, title 33,  
27 Idaho Code, shall apply to each career technical regional public charter  
28 school in the same manner and to the same extent as the provisions of charter  
29 school law apply to other public charter schools, with the exception of cer-  
30 tain conditions and applications as specifically provided in this section.  
31 The provisions of section 33-1002G, Idaho Code, apply to career technical  
32 regional public charter schools.

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

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

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

43 (b) The board of directors may contract for the services of certifi-  
44 cated and noncertificated personnel, to procure the use of facilities  
45 and equipment, and to purchase materials and equipment, ~~which that~~ in  
46 the judgment of the board of directors is necessary or desirable for the  
47 conduct of the business of the career technical regional public charter  
48 school; and

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

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