

IN THE SENATE

SENATE BILL NO. 1452

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO EDUCATION FUNDING; AMENDING SECTION 33-916, IDAHO CODE, AS ADDED
2 BY SECTION 18 OF HOUSE BILL NO. 521, IF ENACTED BY THE SECOND REGULAR
3 SESSION OF THE SIXTY-SEVENTH IDAHO LEGISLATURE, TO REVISE PROVISIONS
4 REGARDING THE ELIGIBILITY OF SCHOOL DISTRICTS FOR SCHOOL MODERNIZATION
5 FACILITIES FUND DISTRIBUTIONS; AMENDING SECTION 33-102A, IDAHO CODE,
6 AS AMENDED IN SECTION 5 OF HOUSE BILL NO. 521, IF ENACTED BY THE SECOND
7 REGULAR SESSION OF THE SIXTY-SEVENTH IDAHO LEGISLATURE, TO REVISE PRO-
8 VISIONS REGARDING THE APPOINTMENT OF A CERTAIN EXECUTIVE OFFICER; AND
9 DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.
10

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

12 SECTION 1. That Section 33-916, Idaho Code, as added by Section 18 of
13 House Bill No. 521, if enacted by the Second Regular Session of the Sixty-
14 seventh Idaho Legislature, be, and the same is hereby amended to read as fol-
15 lows:

16 33-916. ELIGIBILITY OF SCHOOL DISTRICTS FOR SCHOOL MODERNIZATION FA-
17 CILITIES FUND DISTRIBUTIONS. The state department of education shall not ap-
18 prove school district requests for annualized distributions or for distri-
19 bution from the applicable bond proceeds until the following conditions are
20 satisfied:

21 (1) The school district has submitted a ten (10) year facilities plan in
22 accordance with provisions of section 33-918, Idaho Code; and

23 ~~(2) The school district attests that if it operated on a five (5) day~~
24 ~~school week during fiscal year 2024, it will not convert to a four (4) day~~
25 ~~school week during the period for which the school district has elected~~
26 ~~to receive funding from the school modernization facilities fund. If the~~
27 ~~school district does convert from a five (5) day school week to a four (4) day~~
28 ~~school week or if it operated on a four (4) day school week during fiscal year~~
29 ~~2024, it must attest that it meets the minimum contract days and minimum stu-~~
30 ~~dent instructional day requirements of the state board of education, which~~
31 ~~requirements shall be implemented no later than August 1, 2024; and~~

32 ~~(3) (2)~~ The school district attests compliance with the dignity and
33 nondiscrimination in public education requirements specified in section
34 33-138, Idaho Code, and further attests that the school district does not
35 require job applicants to sign written diversity statements.

36 SECTION 2. That Section 33-102A, Idaho Code, as amended in Section 5 of
37 House Bill No. 521, if enacted by the Second Regular Session of the Sixty-
38 seventh Idaho Legislature, be, and the same is hereby amended to read as fol-
39 lows:

1 33-102A. OFFICE OF THE STATE BOARD -- EXECUTIVE OFFICER -- APPOINTMENT
2 -- COMPENSATION -- DUTIES AND POWERS. (1) There is hereby created as an exec-
3 utive agency of the state board of education the office of the state board of
4 education. The governor is hereby authorized to appoint an executive offi-
5 cer of the state board, subject to the advice and consent of the senate, who
6 shall serve at the pleasure of the governor and shall receive such salary as
7 fixed by the governor.

8 (2) The executive officer shall, under the direction of the state
9 board, have such duties and powers as prescribed by the said board of regents
10 and the state board of education, not otherwise assigned by law.

11 (3) The executive officer shall, together with the president of the
12 state board of education, submit an annual report to the legislature no later
13 than January 15 of each year, detailing the uses and impact of the school
14 modernization facilities fund.

15 SECTION 3. An emergency existing therefor, which emergency is hereby
16 declared to exist, this act shall be in full force and effect on and after
17 July 1, 2024.