

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 19

BY EDUCATION COMMITTEE

AN ACT

RELATING TO THE STATE BOARD OF EDUCATION; AMENDING SECTION 33-107, IDAHO CODE, TO PROVIDE FOR AUTHORITY OF THE STATE BOARD OF EDUCATION TO TRANSFER OR CONVEY TITLE, RIGHTS AND INTERESTS IN CERTAIN REAL AND PERSONAL PROPERTY.

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

SECTION 1. That Section 33-107, Idaho Code, be, and the same is hereby amended to read as follows:

33-107. GENERAL POWERS AND DUTIES OF THE STATE BOARD. The state board shall have power to:

- (1) Perform all duties prescribed for it by the school laws of the state;
- (2) Acquire, hold and dispose of title, rights and interests in real and personal property. The state board shall have authority to transfer or convey title, rights and interests in real and personal property held by the state board, or any entity of public postsecondary education supported in whole or in part by state funds, to the government of the United States, any other agency or unit of the state of Idaho, any city, any county, any hospital district organized under chapter 13, title 39, Idaho Code, any school district in the state of Idaho, any library district, any community college district or any recreation district, without any consideration or payment therefor when, in the judgment of the state board, it is in the best interest of the public that such transfer or conveyance be made and the governing bodies of the entities involved have approved the transfer or conveyance;
- (3) Have general supervision, through its executive departments and offices, of all entities of public education supported in whole or in part by state funds;
- (4) Delegate to its executive secretary, to its executive officer, or to such other administrators as the board may appoint, such powers as said officers require to carry out the policies, orders and directives of the board;
- (5) Through its executive departments and offices:
  - (a) Enforce the school laws of the state,
  - (b) Study the educational conditions and needs of the state and recommend to the legislature needed changes in existing laws or additional legislation;
  - (6) In addition to the powers conferred by chapter 24, title 33, Idaho Code:
    - (a) Maintain a register of postsecondary educational institutions approved to provide programs and courses that lead to a degree or which provide, offer and sell degrees in accordance with the procedures established in chapter 24, title 33, Idaho Code,
    - (b) Determine whether to accept academic credit at public postsecondary educational institutions in Idaho. Academic credit shall not be transferred into any Idaho public postsecondary institution from a postsecondary educational institution or other entity that is not accredited by an organization recognized by the board,

1 (c) Maintain a register of proprietary schools approved to conduct, provide, offer or sell  
2 a course or courses of study in accordance with the procedures established in chapter 24,  
3 title 33, Idaho Code;

4 (7) Prescribe the courses and programs of study to be offered at the public institutions of  
5 higher education, after consultation with the presidents of the affected institutions;

6 (8) Approve new courses and programs of study to be offered at community colleges  
7 organized pursuant to chapter 21, title 33, Idaho Code, when the courses or programs of study  
8 are academic in nature and the credits derived therefrom are intended to be transferable to other  
9 state institutions of higher education for credit toward a baccalaureate degree, and when the  
10 courses or programs of study have been authorized by the board of trustees of the community  
11 college.