

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 640

BY EDUCATION COMMITTEE

AN ACT

RELATING TO EDUCATION; AMENDING CHAPTER 1, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-131, IDAHO CODE, TO PROVIDE DEFINITIONS AND TO PROVIDE FOR TRIBAL SCHOOLS AND TRIBAL EDUCATION AUTHORITY.

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

SECTION 1. That Chapter 1, Title 33, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 33-131, Idaho Code, and to read as follows:

33-131. DEFINITIONS -- TRIBAL SCHOOL -- TRIBAL EDUCATION AUTHORITY. (1) "Tribal school" means an institution with an educational program that has as its primary purpose providing education in any grade or grades from kindergarten to twelfth grade and that is controlled by the elected governing body of a federally recognized American Indian tribe in Idaho or by a tribal education authority established under the laws of a federally recognized American Indian tribe in Idaho.

(2) "Tribal education authority" means the acting local education agency for a tribe, acting under authority of the tribal governing body. The role of the tribal education authority is to:

(a) Facilitate tribal control in all matters relating to the education of Indian children on reservations;

(b) Provide for the development of coordinated educational programs, including all preschool, elementary, secondary and higher or vocational educational programs funded by tribal, federal or other sources, on reservations by encouraging tribal administrative support of all educational programs funded by the United States bureau of Indian affairs, as well as encouraging tribal cooperation and coordination with entities carrying out all educational programs receiving financial support from other federal agencies, state agencies or private entities; and

(c) Provide for the development and enforcement of tribal educational codes relating to the education of Indian children on reservations, including tribal educational policies and tribal standards applicable to curriculum, personnel, students, facilities and support programs.