

MINUTES
HOUSE EDUCATION COMMITTEE

DATE: Wednesday, January 13, 2021

TIME: 9:00 A.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Kerby, Representatives Boyle, Mendive, DeMordaunt, Moon, Ehardt, Marshall, Wisniewski, Galloway, Shepherd, Yamamoto, McCrostie, Berch, Toone(Burns)

**ABSENT/
EXCUSED:** None

GUESTS: Matt Freeman, Julie Oberle, Tracie Bent

Chairman Clow called the meeting to order at 9:00 a.m.

Chairman Clow turned over the gavel to **Vice Chairman Kerby** to introduce the Administrative Rules

**DOCKET NO.
08-0201-2101:** **Vice Chairman Kerby** stated the docket is a temporary rule and introduced **Tracie Bent**, staff member from the State Board of Education (SBOE). Ms. Bent defined temporary rules, pending and proposed rules, how the public participates in the rule making process with the SBOE. Committee members inquired how to amend pending rules, Ms. Bent explained the legislature may only accept or reject Administrative Rules in part or in whole. Ms. Bent also stated fee rules must be fully accepted by both the Senate and House. She referenced the SBOE's public outreach, advertising and the inclusion of educational organizations when rules are created.

Matt Freeman, staff member with the SBOE, was introduced and provided an overview of the previous session's work to provide funding the schools during the pandemic and how the temporary rule was created in August 2020. **Vice Chairman Kerby** asked for clarification from Mr. Freeman for what options exist to address the temporary rule legislatively. He stated the SBOE can create another temporary rule to pay schools for the remainder of this year if the legislature does not act.

Julie Oberle from **Superintendent Ybarra's** office was introduced and provided background information of the current situation with FTE of more units than expected. She explained this amounted to a roughly \$18 million negative fiscal impact for 2021, which can be shifted from the discretionary fund. Ms. Oberle explained that funding based on enrollment is always expected to be higher than ADA. She stated schools are receiving 100% of funds for every student engaged, school budgets were set in spring 2020 and contracts were offered anticipating the 5% holdback, she recommends keeping the temporary rule.

Vice Chairman Kerby turned the gavel back over to **Chairman Clow**, who put the Committee at ease at 9:50 a.m.

Chairman Clow called the meeting back to order at 10:26 a.m. and turned the gavel back to **Vice Chairman Kerby** for Administrative Rules Review.

Julie Oberle stated **Superintendent Ybarra** supported the temporary funding rule and the current funding model which was used for this current school year. She explained the provision in Statute 33-1003A for schools when they are closed or open with low attendance under certain circumstances, the board of trustees can use ADA the same as when they are in session and attendance wasn't impacted.

Vice Chairman Kerby turned the gavel back over to **Chairman Clow**.

ADJOURN: There being no further business to come before the Committee, the meeting was adjourned at 10:48 a.m.

Representative Kerby
Vice Chair

Christine Reynolds
Secretary