

MINUTES  
**HOUSE EDUCATION COMMITTEE**

**DATE:** Friday, March 17, 2023

**TIME:** 8:00 A.M.

**PLACE:** Room EW41

**MEMBERS:** Chairman Yamamoto, Vice Chairman McCann, Representatives Boyle, Clow, Mendive, Ehardt, Wisniewski, Garner, Hawkins, Hill, Lanting, Nelsen, Price, Sauter, Berch, Galaviz, Mathias (Woodings)

**ABSENT/  
EXCUSED:** Representative Boyle

**GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

**Chair Yamamoto** called the meeting to order at 8:00am.

**DOCKET NO.  
08-0111-2201:** **Tracie Bent**, Chief Planning and Policy Officer of the Idaho State Board of Education, presented **Docket No. 08-0111-2201** regarding the registration of post-secondary educational institutions and proprietary schools.

Committee inquired regarding "principal place of business" language and the impact of changes.

**MOTION:** **Rep. Clow** made a motion to approve **Docket No. 08-0111-2201** with the exception of proposed subsection 200. 03. a. **Motion carried by voice vote.**

**S 1125:** **Sen. Den Hartog** presented **S 1125** regarding education enrollment.

Committee members inquired regarding over-crowding, the effect on residents and neighborhood schools, special-needs students, clarification of the appeals process, lotteries, and the fiscal impact of open enrollment.

**Quinn Perry**, Deputy Director of the Idaho School Boards Association, **Kate Haas** of Kestrel West, and **Matthew Reiber** of the Governor's Office, testified **in support.**

**MOTION:** **Rep. Mendive** made a motion to send **S 1125** to the floor with a **DO PASS** recommendation.

Committee inquired regarding the application to foster care children, the creation of an atmosphere of conflict among school districts and whether the legislation applies to charter school districts.

**VOTE ON  
MOTION:** **Motion carried by voice vote.** **Rep. Berch** and **Rep. Galaviz** requested to be recorded as voting **NAY.** **Sen. Den Hartog** will sponsor the bill on the floor.

**Chair Yamamoto** passed the gavel to **Vice Chair McCann** at 9:10am.

**DOCKET NO.  
08-0113-2201:** **Tracie Bent**, Chief Planning and Policy Officer of the Idaho State Board of Education, presented **Docket No. 08-0113-2201** regarding Rules Governing the Opportunity Scholarship Program.

**Amy Henry** testified **in opposition.**

**MOTION:** **Rep. Lanting** made a motion to approve **Docket No. 08-0113-2201.**

Committee inquired regarding the pronoun language of the rule, and class credit requirements.

**VOTE ON MOTION:**

**Motion carried by voice vote.**

**DOCKET NO. 08-0204-2201:**

**Tracie Bent**, Chief Planning and Policy Officer of the Idaho State Board of Education, presented **Docket No. 08-0204-2201** regarding Rules Governing Public Charter Schools and explained that **Docket No. 08-0204-2201** and **Docket No. 08-0301-2201** are tied together.

**Amy Henry** testified in opposition.

Committee inquired regarding explanations for strikeouts, the context of the equitable selection process, and comparison of the proposed rule with the original rule.

**ORIGINAL MOTION:**

**Rep. Berch** made a motion to approve **Docket No. 08-0204-2201**.

**SUBSTITUTE MOTION:**

**Rep. Hawkins** made a substitute motion to reject **Docket No. 08-0204-2201** and **Docket No. 08-0301-2201**.

**AMENDED SUBSTITUTE MOTION:**

**Rep. Berch** made an amended substitute motion to approve **Docket No. 08-0204-2201** and **Docket No. 08-0301-2201**.

**Vice Chair McCann** put the committee at ease at 9:57am.

**Vice Chair McCann** returned the committee to order at 9:58am.

**Vice Chair McCann** explained that **Rep. Berch's** amended substitute motion is out of order according to parliamentary procedure.

**AMENDED SUBSTITUTE MOTION:**

**Rep. Ehardt** made an amended substitute motion to approve **Docket No. 08-0204-2201** and **Docket No. 08-0301-2201** with the exception of 203. 01., 203. 05., 203. 06., 203. 07., 203. 03. a.

**VOTE ON AMENDED SUBSTITUTE MOTION:**

Vote on amended substitute motion to approve **Docket No. 08-0204-2201** and **Docket No. 08-0301-2201** with the exception of 203. 01., 203. 05., 203. 06., 203. 07., 203. 03. a. **Motion failed by voice vote.**

**ROLL CALL VOTE ON SUBSTITUTE MOTION:**

**Rep. Price** requested a roll call vote on substitute motion to reject **Docket No. 08-0204-2201** and **Docket No. 08-0301-2201**. **Motion carried by a vote of 12 AYE, 4 NAY, and 1 Absent/Excused. Voting in favor of the motion: Reps. McCann, Clow, Mendive, Ehardt, Wisniewski, Garner, Hawkins, Hill, Nelsen, Price, Sauter, Yamamoto. Voting in opposition to the motion: Reps. Lanting, Berch, Galaviz, Mathias. Rep. Boyle was Absent/Excused.**

**Vice Chair McCann** passed the gavel to **Chair Yamamoto** at 10:13am.

**Chair Yamamoto** put the committee at ease at 10:15am.

**Chair Yamamoto** returned the committee to order at 10:16am.

**RS 30629C2:** **Rep. McCann** presented **RS 30629C2** regarding a general election question regarding private schools.

**MOTION:** **Rep. Galaviz** made a motion to introduce **RS 30629C2**.

Committee inquired regarding contradictions between the SOP language and the bill language, the rationale for the effective date, and advisory question input.

**VOTE ON MOTION:** **Motion carried by voice vote.**

**ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 10:25am.

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Representative Yamamoto  
Chair

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Amy Bengtzen  
Secretary