

## **2023 PROPOSED ISBA RESOLUTION NO. 8**

### **MODIFICATION TO DEFINITION TO RECOGNIZE PUBLIC SCHOOLS AS PUBLIC FACILITIES TO COLLECT IMPACT FEES**

**WHEREAS**, section 67-8203(24), Idaho Code, excludes public school facilities from the list of “Public facilities”; and

**WHEREAS**, public school facilities are an integral part of all Idaho communities; and

**WHEREAS**, public school facilities are required to fund many aspects of a public facilities recognized by the current definition, including water storage, roads, streets, traffic signals, landscaping, parks, open space and recreation areas, and related capital improvements and public safety facilities; and

**WHEREAS**, current capital construction funding models place an excessive burden on current residents; and

**WHEREAS**, state funding of new construction and improvements is inadequate; and

**WHEREAS**, growing districts have no mechanism to respond to growth without placing a heavy burden on current tax payers.

**NOW, THEREFORE BE IT RESOLVED**, that the Idaho School Boards Association work with the Idaho State Department of Education, Idaho State Board of Education, and the Idaho Legislature to amend Idaho Code to add “Public School Facilities” to 67-8203(24), Idaho Code.

#### **STATEMENT OF PURPOSE**

Adding “Public School Facilities” to the definition of “Public Facilities” in Section 67-8203(24) would allow school districts to access funding under Title 67 Chapter 82 for the purpose stated in Idaho Code 67-8202, namely to create “an equitable program for planning and financing public facilities needed to serve new growth and development,” which “is necessary in order to promote and accommodate orderly growth and development and to protect the public health, safety, and general welfare of the citizens of the state of Idaho”.

**Submitted by Kuna Joint School District No. 003**

**ISBA Executive Board Recommendation: Do Pass**

*Michelle Lippert, ISBA Region 1 Chair, will present the ISBA recommendation during the annual business session.*