



## Idaho School Boards Association, Inc.

*"Leadership for Excellence in Idaho Public Education"*

199 N Capitol Blvd, Boise, Idaho 83702

Phone (208) 854-1476 Fax (208) 854-1480 Toll Free (866) 799-ISBA

### MEMORANDUM

To: Members of ISBA's Policy Update Service

From: Quinn Perry, Policy & Government Affairs Director

Re: **Spring 2020 ISBA Policy Update Release**

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#### What's NOT in this Update:

**Title IX Regulations:** Many of you have inquired about a new policy and procedure related to the new Title IX Regulations issued by the U.S. Department of Education. ISBA has put together a committee in partnership with the Idaho Office of School Safety & Security to update affected policies and procedures. For now, please review the Top 10 Things for K-12 Schools to Know about the New Title IX Rules and update where you can accordingly. Please also be aware that the future of these regulations are uncertain. Advocacy groups, including the National School Boards Association have asked that these rules be put on hold due to the COVID-19 pandemic.

#### Description of Update:

**1120/1120P:** The takeaway of this update is to clarify that when you appoint a trustee to fill a vacancy, they can only assume office during a *regular* meeting of the Board and may not be sworn in at a special meeting. **This is a required update to a recommended policy.**

**2425, 2520, 2540:** ISBA has received questions about the local school board's responsibility for dual credit courses offered by a college or university, particularly as it relates to parental rights to prohibit their child from receiving instruction on topics they object to. This series of updates is intended to clarify to your patrons, parents, and students that the school board does not have control over the college or university curriculum. Going forward, you may want to find a way to make all curriculum offered through higher education institutions available for inspection and/or encourage students and parents to contact the college/university to request to inspect curriculum upon registration for dual credit courses. **This is a recommended update.**

**2700P:** This update reflects a change in Idaho law that allows students to substitute participation in a United States Government and Politics Course and an associated college credit-bearing exam for the Civics Test requirement that began in 2017. **This is an optional change to a recommended procedure.**

**2710:** Your district or school may offer a new specialty diploma with a "Seal of Bi-

Literacy” if a student in your district meets the qualifications. **This is an optional update to an optional policy and diploma offering.**

**3000:** This update reflects a new Idaho law which will require the District to allow a child to enroll if their parent/guardian is a member of the armed forces who has received transfer orders to pre-enroll in the district. **This is a recommended update to a required policy.**

**3010A1/3010A2, 3010F, 3010PA1/3010PA2, 3080:** These updates are intended to clarify which practices apply to District students, which apply to Idaho students from another district, and which apply to students attending school out-of-state. **These are optional updates.**

**3270/3270P:** These edits add new requirements for digital or online library resources. This policy has also been heavily revised to remove redundant content and detail that may be better suited to school rules or left to interpret by the staff who enforce it. **The online library related changes are recommended while the other edits are optional. This is a required policy.**

**4175:** This is a new policy that lists the policies, procedures, and forms the District/School is required to distribute annually to parents/guardians. The list only includes those for which general notice is required. **This is a recommended policy.**  
*\*Do not forget to update your Table of Contents once it is approved by the Board.*

**4260/4260F:** A new law in the Idaho Public Records act has exempted personal notes created by a public official solely for his or her own use as long as such personal notes are not shared with any other person or entity. The District/School can also ask that a person requesting public records provide details on the records they want that will allow the Public Records Coordinator to find the record with reasonable effort. **This is an optional update to a required policy.**

**5110:** This update reflects a change in Idaho code that expands on the criminal convictions that prevent teachers and administrators from retaining their certification. Because certification and employment are separate issues within a district, this will direct someone who has lost their certification to be granted an informal review. As always, if your district/school is one of those impacted by this new law, please contact legal counsel. **This is a recommended update to a recommended policy.**

**5120:** The recent Supreme Court decision in *Boystock v. Clayton County, Georgia* ruled that Title VII of the Civil Rights Act prohibits workplace discrimination on the basis of sexual orientation and gender identity. Including these categories in your employment discrimination policies is recommended. **This is a recommended update to a required policy.**

**5340/6400:** While your district and school does have the choice of using only three rankings to differentiate performance of certificate holders, we highly recommend you

begin using a “distinguished” category so that your staff may qualify for an Advanced Professional Endorsement. **This is a recommended update to a required policy.**

**8160:** During the COVID-19 pandemic, ISBA worked with the State Department of Education to amend their model contract for District/School transportation services. We learned in that process that Districts and Schools *must* have their contract – including any addenda to the contract – reviewed by the office of the State Superintendent prior to signing the agreement. **This is a recommended update to a policy that is required if your District/Schools contracts for transportation services.**

**9100:** This is simply a reference update.

**The following policies should be amended to include 4175 as a cross reference:**

**2140  
3280  
3295  
3320  
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3335  
3500  
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4160  
5265  
8200  
8245**