

**CONSENT AGREEMENT  
ACCEPTING DIRECTOR'S RECOMMENDATION**

This Consent Agreement ("Agreement") is entered into between the Director of the Idaho Public Charter School Commission ("Director") and IDAHO COLLEGE AND CAREER ACADEMY, DBA. IDAHO TECHNICAL CAREER ACADEMY ("ITCA"). ITCA understands, acknowledges, and agrees to the following:

1. On behalf of ITCA, the undersigned authorized representative acknowledges the receipt of the Notice and Acknowledgment of Commission Director's Recommendation for Renewal of Charter with Conditions, dated December 10, 2021 ("Notice").
2. ITCA understands and acknowledges the recommendation of the Director, and agrees to accept the conditions as proposed in the Notice and restated below:

Condition 1: At least 27% of ITCA's continuously-enrolled students in grades 9 and 10 achieve proficiency on the statewide math assessment (currently the ISAT) by June 30, 2024. This condition is based on the school making progress toward the proficiency rate necessary to meet standard on this measure.

Condition 2: ITCA's negotiated performance certificate shall include a maximum enrollment number not to exceed 800 students. However, ITCA will be permitted to request an increase in this enrollment number through the charter revision process. This condition considers that the average enrollment at ITCA across the five (5) years preceding the COVID-19 pandemic was 112 students, and that at the highest point during the pandemic, ITCA's enrollment peaked at 290 students. The purpose of this condition is to ensure budget predictability for all schools and to ensure that emergency growth decisions are made by the appropriate entity. This condition must be met by July 1, 2022.

Condition 3: ITCA is no longer "exempt from some or all measures within the financial portion of the Performance Framework," as stated in ITCA's current performance certificate. ITCA's financial outcomes based on the financial measures of the Commission's Performance Framework are no longer exempt from publication in ITCA's annual performance report. The purpose of this condition is to ensure that the public has access to an annual performance report that provides complete and transparent information about ITCA's financial outcomes. This condition must be met by July 1, 2022.

3. ITCA understands and acknowledges that the Director's recommendation will be presented to the Idaho Public Charter School Commission ("Commission"). ITCA further understands and acknowledges that the Commission is under no obligation to agree with the Director's recommendation, and is under no obligation to adopt this Agreement.
4. ITCA understands and acknowledges that if the Commission approves the renewal of ITCA's charter, the Commission and ITCA shall negotiate the terms of and execute a new performance certificate, as defined in Idaho Code section 33-5202A(6), by no later than June 30, 2022.

5. On behalf of ITCA, the undersigned authorized representative understands and acknowledges that by accepting the Director's recommendation as proposed in the Notice and entering into this Agreement, ITCA is freely and voluntarily waiving certain rights provided by the Idaho Administrative Procedure Act and the laws and rules governing public charter schools in Idaho. These rights include: a full and complete administrative hearing; the right to present evidence or to call witnesses; the right to confront and cross-examine witnesses; the right to reconsideration; the right to appeal this matter to district court; and any other rights provided by the aforementioned laws and rules governing public charter schools in the state of Idaho.

The undersigned authorized representative, on behalf of ITCA, and the Director have caused this Agreement to be executed on the date written below, or if signed on different dates, on the later of the two dates written below.

  
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Authorized Representative  
Board Chair/President

IDAHO COLLEGE AND CAREER ACADEMY, DBA. IDAHO TECHNICAL CAREER  
ACADEMY

12-14-2021  
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Date

\_\_\_\_\_  
Jenn Thompson  
Director  
Idaho Public Charter School Commission

\_\_\_\_\_  
Date