

**IDAHO PUBLIC CHARTER SCHOOL COMMISSION
REGULAR MEETING AGENDA**

Date: Thursday, December 14, 2023
Start Time: 9:00 A.M., MST

Physical Location: Idaho State Capitol, Senate Education Committee Room (WW55)
700 W. Jefferson Street, Boise, ID 83720

Remote/Public Access via YouTube Livestream:
<https://www.youtube.com/@IPCSC>

- I. COMMISSION WORK (Action Items)**
 - A. Agenda - Review / Approval
 - B. Minutes - Review / Approval
 - i. Special meeting – November 27, 2023
 - C. 2024 Commission Regular Meeting Dates - Review/Approval
- II. DIRECTOR'S REPORT**
- III. IPCSC EXECUTIVE AGENCY LEGISLATION (Action Item)**
 - A. Public Comment
- IV. CONSIDERATION OF RENEWAL CONDITIONS (Action Item)**
 - A. iSucceed Virtual High School
- V. CONSIDERATION OF CHARTER AMENDMENT (Action Item)**
 - A. North Star Charter School
- VI. CONSIDERATION OF NEW CHARTER SCHOOL PETITION (Action Item)**
 - A. North Idaho Classical Academy
- VII. NEW DIRECTOR TRANSITION CONSIDERATION**
- VIII. PUBLIC COMMENT**

Public comment will be limited to three minutes per person. Please see IPCSC policy for more information.

MEETING MINUTES FOR SPECIAL MEETING

Date: Monday, November 27, 2023

Start Time: 1:00 P.M., MST

Physical Location: IPCSC Office, 514 W. Jefferson St, Suite 324, Boise, ID 83720

The meeting was called to order by Chairman Reed at 1:00 p.m.

Commissioners Present: Chairman Reed Vice Chair Bair Commissioner Koehler Commissioner Hedrick Commissioner Quinn Commissioner Fisher Commissioner Amador	Staff Present: Director Adams, IPCSC Kristy Bobish-Thompson, DHR Tim Davis, Attorney General's Office Jacob Smith, IPCSC
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I. AGENDA APPROVAL (Action Item)

Motion/Second (Hedrick/Koehler) Motion to approve the agenda as presented.

The motion passed unanimously.

II. MEETING MINUTES APPROVAL (Action Item)

a. Minutes from October 12, 2023

b. Minutes from November 9, 2023

Motion/Second (Quinn/Bair) Motion to approve the minutes from October 12, 2023 and November 9, 2023 as presented.

The motion passed unanimously

III. EXECUTIVE SESSION (Action Item)

The Commission will enter into executive session pursuant to IC 74-206(1)(a) to consider hiring a public officer, employee, staff member or individual agent, wherein the respective qualities of individuals are to be evaluated in order to fill a particular vacancy or need.

Motion/Second (Hedrick/Koehler) Motion to move into executive session pursuant to Idaho Code 74-206(1)(a) to consider personnel matters.

Roll call vote for executive session:

Chairman Reed	Aye
Vice Chair Bair	Aye
Commissioner Koehler	Aye
Commissioner Hedrick	Aye
Commissioner Quinn	Aye
Commissioner Fisher	Aye
Commissioner Amador	Aye

The motion passed unanimously.

Commission entered executive session at 1:04 p.m.

Commission exited executive session at 1:33 p.m.

IV. INTERVIEW SELECTION (Action Item)

Motion/Second (Hedrick/Koehler) Motion to invite for interview the selected top three candidates who have submitted an application for the director position.

The motion passed unanimously

V. ADJOURN MEETING (Action Item)

Motion/Second (Fisher/Bair) Motion to adjourn meeting at 1:36pm.

The motion passed unanimously

2024 CALENDAR

January							February							March						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
	1	2	3	4	5	6					1	2	3						1	2
7	8	9	10	11	12	13	4	5	6	7	8	9	10	3	4	5	6	7	8	9
14	15	16	17	18	19	20	11	12	13	14	15	16	17	10	11	12	13	14	15	16
21	22	23	24	25	26	27	18	19	20	21	22	23	24	17	18	19	20	21	22	23
28	29	30	31				25	26	27	28	29			24	25	26	27	28	29	30
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April							May							June						
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7	8	9	10	11	12	13	5	6	7	8	9	10	11	2	3	4	5	6	7	8
14	15	16	17	18	19	20	12	13	14	15	16	17	18	9	10	11	12	13	14	15
21	22	23	24	25	26	27	19	20	21	22	23	24	25	16	17	18	19	20	21	22
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July							August							September						
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7	8	9	10	11	12	13	4	5	6	7	8	9	10	8	9	10	11	12	13	14
14	15	16	17	18	19	20	11	12	13	14	15	16	17	15	16	17	18	19	20	21
21	22	23	24	25	26	27	18	19	20	21	22	23	24	22	23	24	25	26	27	28
28	29	30	31				25	26	27	28	29	30	31	29	30					

October							November							December						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
		1	2	3	4	5						1	2	1	2	3	4	5	6	7
6	7	8	9	10	11	12	3	4	5	6	7	8	9	8	9	10	11	12	13	14
13	14	15	16	17	18	19	10	11	12	13	14	15	16	15	16	17	18	19	20	21
20	21	22	23	24	25	26	17	18	19	20	21	22	23	22	23	24	25	26	27	28
27	28	29	30	31			24	25	26	27	28	29	30	29	30	31				

Possible dates for IPCSC Regular Meetings: (2nd Thursday, every other month, except August)

February 8 & 9

April 11

June 13

August 15

October 10

December 12

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LEGISLATURE OF THE STATE OF IDAHO
Sixty-seventh Legislature Second Regular Session - 2024

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AN ACT

1 RELATING TO PUBLIC CHARTER SCHOOLS; REPEALING SECTION 33-5201, IDAHO CODE,
2 RELATING TO A SHORT TITLE; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE,
3 BY THE ADDITION OF A NEW SECTION 33-5201, IDAHO CODE, TO PROVIDE A
4 SHORT TITLE; REPEALING SECTION 33-5202, IDAHO CODE, RELATING TO LEG-
5 ISLATIVE INTENT; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE, BY THE
6 ADDITION OF A NEW SECTION 33-5202, IDAHO CODE, TO PROVIDE LEGISLATIVE
7 INTENT; REPEALING SECTION 33-5202A, IDAHO CODE, RELATING TO DEFINI-
8 TIONS; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE, BY THE ADDITION OF A
9 NEW SECTION 33-5202A, IDAHO CODE, TO DEFINE TERMS; REPEALING SECTION
10 33-5203, IDAHO CODE, RELATING TO AUTHORIZATION OF CHARTER SCHOOLS AND
11 LIMITATIONS; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE, BY THE ADDI-
12 TION OF A NEW SECTION 33-5203, IDAHO CODE, TO PROVIDE FOR THE APPROVAL
13 OF CHARTER SCHOOLS; REPEALING SECTION 33-5204, IDAHO CODE, RELATING TO
14 NONPROFIT CORPORATION LIABILITY AND INSURANCE; AMENDING CHAPTER 52,
15 TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-5204, IDAHO
16 CODE, TO PROVIDE FOR NONPROFIT CORPORATION LIABILITY AND INSURANCE;
17 REPEALING SECTION 33-5204A, IDAHO CODE, RELATING TO THE APPLICABILITY
18 OF PROFESSIONAL CODES AND STANDARDS; REPEALING SECTION 33-5205, IDAHO
19 CODE, RELATING TO PETITIONS TO ESTABLISH PUBLIC CHARTER SCHOOLS; AMEND-
20 ING CHAPTER 52, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION
21 33-5205, IDAHO CODE, TO PROVIDE FOR APPLICATIONS TO ESTABLISH PUBLIC
22 CHARTER SCHOOLS; REPEALING SECTION 33-5205A, IDAHO CODE, RELATING TO
23 TRANSFER OF CHARTER; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE, BY THE
24 ADDITION OF A NEW SECTION 33-5205A, IDAHO CODE, TO PROVIDE FOR TRANSFER
25 OF CHARTER; REPEALING SECTION 33-5205B, IDAHO CODE, RELATING TO PERFOR-
26 MANCE CERTIFICATES; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE, BY THE
27 ADDITION OF A NEW SECTION 33-5205B, IDAHO CODE, TO PROVIDE FOR PERFOR-
28 MANCE-BASED ACCOUNTABILITY; REPEALING SECTION 33-5205C, IDAHO CODE,
29 RELATING TO PUBLIC CHARTER SCHOOL REPLICATION; AMENDING CHAPTER 52,
30 TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-5205C, IDAHO
31 CODE, TO PROVIDE FOR PUBLIC CHARTER SCHOOL REPLICATION; REPEALING SEC-
32 TION 33-5206, IDAHO CODE, RELATING TO REQUIREMENTS AND PROHIBITIONS OF
33 A PUBLIC CHARTER SCHOOL; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE, BY
34 THE ADDITION OF A NEW SECTION 33-5206, IDAHO CODE, TO PROVIDE REQUIRE-
35 MENTS FOR OPERATING A PUBLIC CHARTER SCHOOL; REPEALING SECTION 33-5207,
36 IDAHO CODE, RELATING TO CHARTER APPEAL PROCEDURE; AMENDING CHAPTER 52,
37 TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-5207, IDAHO
38 CODE, TO PROVIDE FOR AN APPLICATION APPEAL PROCEDURE; REPEALING SEC-
39 TION 33-5208, IDAHO CODE, RELATING TO PUBLIC CHARTER SCHOOL FINANCIAL
40 SUPPORT; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE, BY THE ADDITION
41 OF A NEW SECTION 33-5208, IDAHO CODE, TO PROVIDE FOR PUBLIC CHARTER
42 SCHOOL FINANCIAL SUPPORT; REPEALING SECTION 33-5209B, IDAHO CODE, RE-
43 LATING TO CHARTER RENEWALS; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE,
44 BY THE ADDITION OF A NEW SECTION 33-5209B, IDAHO CODE, TO PROVIDE FOR
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1 CHARTER RENEWALS; REPEALING SECTION 33-5209C, IDAHO CODE, RELATING TO
2 ENFORCEMENT, REVOCATION, AND APPEALS; AMENDING CHAPTER 52, TITLE 33,
3 IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-5209C, IDAHO CODE, TO
4 PROVIDE FOR REVOCATION OF A CHARTER; REPEALING SECTION 33-5210, IDAHO
5 CODE, RELATING TO APPLICATION OF SCHOOL LAW, ACCOUNTABILITY, AND EX-
6 EMPTION FROM STATE RULES; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE, BY
7 THE ADDITION OF A NEW SECTION 33-5210, IDAHO CODE, TO PROVIDE FOR THE
8 APPLICATION OF SCHOOL LAW AND EXEMPTION FROM STATE RULES; REPEALING
9 SECTION 33-5211, IDAHO CODE, RELATING TO TECHNICAL SUPPORT AND INFOR-
10 MATION; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE, BY THE ADDITION OF A
11 NEW SECTION 33-5211, IDAHO CODE, TO PROVIDE FOR TECHNICAL SUPPORT AND
12 INFORMATION; REPEALING SECTION 33-5212, IDAHO CODE, RELATING TO SCHOOL
13 CLOSURE AND DISSOLUTION; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE, BY
14 THE ADDITION OF A NEW SECTION 33-5212, IDAHO CODE, TO PROVIDE FOR SCHOOL
15 CLOSURE AND DISSOLUTION; REPEALING SECTION 33-5213, IDAHO CODE, RELAT-
16 ING TO THE PUBLIC CHARTER SCHOOL COMMISSION; AMENDING CHAPTER 52, TITLE
17 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-5213, IDAHO CODE,
18 TO PROVIDE FOR THE PUBLIC CHARTER SCHOOL COMMISSION; REPEALING SECTION
19 33-5214, IDAHO CODE, RELATING TO THE PUBLIC CHARTER SCHOOL AUTHORIZ-
20 ERS FUND; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE, BY THE ADDITION
21 OF A NEW SECTION 33-5214, IDAHO CODE, TO PROVIDE FOR THE PUBLIC CHARTER
22 SCHOOL AUTHORIZERS FUND; REPEALING SECTION 33-5215, IDAHO CODE, RE-
23 LATING TO CAREER TECHNICAL REGIONAL CHARTER SCHOOLS; AMENDING SECTION
24 33, CHAPTER 220, LAWS OF 2023, TO PROVIDE FOR THE PUBLIC CHARTER SCHOOL
25 COMMISSION; PROVIDING A SUNSET DATE; AND DECLARING AN EMERGENCY.

26 Be It Enacted by the Legislature of the State of Idaho:

27 SECTION 1. That Section 33-5201, Idaho Code, be, and the same is hereby
28 repealed.

29 SECTION 2. That Chapter 52, Title 33, Idaho Code, be, and the same is
30 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
31 ignated as Section 33-5201, Idaho Code, and to read as follows:

32 33-5201. SHORT TITLE. This chapter is known as the "Accelerating Pub-
33 lic Charter Schools Act."

34 SECTION 3. That Section 33-5202, Idaho Code, be, and the same is hereby
35 repealed.

36 SECTION 4. That Chapter 52, Title 33, Idaho Code, be, and the same is
37 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
38 ignated as Section 33-5202, Idaho Code, and to read as follows:

39 33-5202. LEGISLATIVE INTENT. It is the intent of the legislature to
40 provide opportunities for students, parents, teachers, and community mem-
41 bers to attend, establish and maintain public charter schools that operate
42 independently from the existing traditional school district structure but
43 within the existing public school system. Public charter schools are hereby
44 authorized as part of the state's program of public education and they shall

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1 have equal access and authority to participate in all state and federal pro-
2 grams to the same extent as a traditional public school, irrespective of the
3 instructional delivery method. The legislature aims to:

- 4 (1) Improve student learning;
- 5 (2) Increase learning opportunities for all students, with special em-
6 phasis on expanded learning experiences for students;
- 7 (3) Include the use of different and innovative teaching methods;
- 8 (4) Utilize virtual and hybrid learning;
- 9 (5) Create new professional opportunities for teachers, including the
10 opportunity to be responsible for the learning program at the school site;
- 11 (6) Provide parents and students with expanded choices in the types of
12 educational opportunities that are available within the public school sys-
13 tem;
- 14 (7) Hold public charter schools accountable for meeting measurable
15 student educational standards;
- 16 (8) Reward public charter schools that meet their accountability mea-
17 sures with enhanced autonomy and freedom from regulatory burden; and
- 18 (9) Foster and support charter schools through best practices, devel-
19 opment, educational and operational assistance.

20 SECTION 5. That Section 33-5202A, Idaho Code, be, and the same is hereby
21 repealed.

22 SECTION 6. That Chapter 52, Title 33, Idaho Code, be, and the same is
23 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
24 ignated as Section 33-5202A, Idaho Code, and to read as follows:

25 33-5202A. DEFINITIONS. As used in this chapter, unless the context re-
26 quires otherwise:

27 (1) "Application" means the document submitted to the authorizer to re-
28 quest the creation of a public charter school.

29 (2) "Authorizer" means any of the following:

30 (a) A local board of trustees of a school district;

31 (b) The public charter school commission;

32 (c) An Idaho public college, university, or community college;

33 (d) A private, nonprofit, Idaho-based, nonsectarian college or univer-
34 sity that is accredited by the same organization that accredits Idaho
35 public colleges and universities.

36 (3) "Charter" means the grant of authority approved by the authorizer
37 to the charter holder.

38 (4) "Charter holder" means the public charter school's board of direc-
39 tors to which a charter is granted.

40 (5) "Educational services provider" means a nonprofit or for-profit
41 entity that contracts with a public charter school for a fee to provide
42 educational services and resources including administrative support and
43 educational design, implementation, or management.

44 (6) "Founder" means a person who makes a material contribution toward
45 the establishment of a public charter school and who is designated as such by
46 the charter holder.

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1 (7) "Performance certificate" means a fixed-term, renewable certifi-
2 cate between a public charter school and an authorizer that outlines the ne-
3 gotiated roles, powers, responsibilities and performance expectations for
4 each party to the certificate.

5 (8) "Public charter school" means a school that is authorized under
6 this chapter to deliver public education in Idaho.

7 (9) "Traditional public school" means any school that is operated and
8 controlled by a school district in this state.

9 (10) "Virtual school" means a public charter school that delivers
10 a full-time, sequential program of synchronous and/or asynchronous in-
11 struction primarily through the use of technology via the internet in a
12 distributed environment. Schools classified as virtual must have an online
13 component to their school with online lessons and tools for student and data
14 management. Students enrolled in a virtual school may meet at the same loca-
15 tion and time while receiving virtual instruction.

16 SECTION 7. That Section 33-5203, Idaho Code, be, and the same is hereby
17 repealed.

18 SECTION 8. That Chapter 52, Title 33, Idaho Code, be, and the same is
19 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
20 ignated as Section 33-5203, Idaho Code, and to read as follows:

21 33-5203. APPROVAL OF PUBLIC CHARTER SCHOOLS. (1) New public charter
22 schools are subject to the following:

23 (a) No whole school district may be converted to a charter district or
24 any configuration that includes all schools as public charter schools;

25 (b) An application must be received by the authorizer no later than
26 September 1 to be eligible to begin instruction the first complete
27 school year following receipt of the application, unless the authorizer
28 agrees to a later date; and

29 (c) To begin operations, a newly chartered public school must be autho-
30 rized by no later than January 1 of the previous school year, unless the
31 authorizer agrees to a later date.

32 (2) Any authorizer may approve a public charter school formed by creat-
33 ing a new public charter school or by replicating an existing public charter
34 school. Converting an existing traditional public school to a public char-
35 ter school may only be approved by the board of trustees of the school dis-
36 trict in which the existing public school is located.

37 (3) No charter shall be approved under this chapter:

38 (a) That provides for the conversion of any existing private or
39 parochial school to a public charter school;

40 (b) For a for-profit entity, provided however, nothing in this section
41 shall prevent the board of directors of a public charter school from
42 legally contracting with an educational service provider that provides
43 comprehensive educational administrative and management services or
44 with for-profit entities for the provision of products or services that
45 aid in the operation of the school; or

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1 (c) By the board of trustees of a school district if the public charter
2 school's physical location is outside the boundaries of the authorizing
3 school district.

4 (4) A charter holder may not operate enterprises unrelated to the edu-
5 cational purposes for which the public charter school has been authorized.
6 In cases of related enterprises, no state education funding authorized under
7 this chapter may be used to subsidize the other enterprise.

8 (5) Each authorized public charter school is hereby designated as a lo-
9 cal education agency (LEA) as such term is defined in 34 CFR 300.28, unless
10 the charter holder and authorizer agree to one of the following alternatives
11 and notice of such is provided to the state department of education no later
12 than February 1 of the preceding school year:

13 (a) Public charter schools authorized by the board of trustees of a
14 school district may be included in that district's LEA; or if

15 (b) Entities with multiple charters may operate as a single LEA.

16 SECTION 9. That Section 33-5204, Idaho Code, be, and the same is hereby
17 repealed.

18 SECTION 10. That Chapter 52, Title 33, Idaho Code, be, and the same is
19 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
20 ignated as Section 33-5204, Idaho Code, and to read as follows:

21 33-5204. NONPROFIT CORPORATION - LIABILITY - INSURANCE. (1) A public
22 charter school shall be organized and managed under the Idaho nonprofit cor-
23 poration act. The board of directors of a public charter school shall be
24 deemed public agents authorized to operate and control the public charter
25 school.

26 (2) For the purposes of section 59-1302(15), Idaho Code, a public char-
27 ter school created pursuant to this chapter is deemed a governmental entity.
28 Pursuant to the provisions of section 63-36220, Idaho Code, sales to or pur-
29 chases by a public charter school are exempt from payment of the sales and
30 use tax. Pursuant to section 63-602A(1), Idaho Code, property belonging to
31 a public charter school is exempt from taxation. Every employee and board
32 of director of the charter holder are subject to the provisions of and shall
33 comply with:

34 (a) Sections 18-1351 through 18-1362, Idaho Code, on bribery and cor-
35 rupt influence, except as provided by section 33-5204A(2), Idaho Code;

36 (b) Chapter 5, title 74, Idaho Code, on prohibitions against contracts
37 with officers;

38 (c) Chapter 4, title 74, Idaho Code, on ethics in government;

39 (d) Chapter 2, title 74, Idaho Code, on open public meetings;

40 (e) Chapter 1, title 74, Idaho Code, on disclosure of public records;

41 and

42 (f) Professional codes and standards approved by the state board of ed-
43 ucation, including standards for ethics or conduct. In the event any
44 code or standard approved pursuant to this paragraph conflicts with any
45 other section of Idaho Code, then Idaho Code shall govern.

46 (3) A public charter school may sue or be sued, purchase, receive, hold
47 and convey real and personal property for school purposes, and borrow money

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1 for such purposes, to the same extent and on the same conditions as a tra-
2 ditional public school district, and its employees, directors and officers
3 shall enjoy the same immunities as employees, directors and officers of tra-
4 ditional public school districts and other public schools, including those
5 provided by chapter 9, title 6, Idaho Code. The authorizer that approves
6 a public school charter has no liability for the acts, omissions, debts or
7 other obligations of a public charter school, except as may be provided in
8 the charter. A local public school district has no liability for the acts,
9 omissions, debts or other obligations of a public charter school located in
10 its district that has been approved by an authorizer other than the board of
11 trustees of the local school district.

12 (4) Nothing in this chapter prevents the charter holder from borrowing
13 money to finance the purchase or lease of school building facilities, equip-
14 ment and furnishings. Subject to the terms of a contractual agreement be-
15 tween the board and a lender, nothing herein shall prevent the charter holder
16 from using the facility, its equipment and furnishings as collateral for the
17 loan.

18 (5) Public charter schools shall secure insurance for liability and
19 property loss.

20 (6) The receiving, soliciting or acceptance of moneys of a public char-
21 ter school for deposit in any bank or trust company, or the lending of mon-
22 eys by any bank or trust company to any public charter school, shall not be
23 deemed to be a contract or other transaction pertaining to the maintenance
24 or conduct of a public charter school and authorizer within the meaning of
25 this section; nor shall the payment by any public charter school board of di-
26 rectors of compensation to any bank or trust company for services rendered
27 in the transaction of any banking business with such public charter school
28 board of directors be deemed the payment of any reward or compensation to any
29 officer or director of any such bank or trust company within the meaning of
30 this section.

31 (7) Each charter holder shall adopt a policy regarding the hiring of
32 family members to avoid any nepotism in hiring and supervision. The policy
33 shall include, among other things, a disclosure to the board of any potential
34 nepotism in hiring and supervision. Any party with such a conflict shall not
35 be involved in the hiring decision or supervision of a potential employee.

36 SECTION 11. That Section 33-5204A, Idaho Code, be, and the same is
37 hereby repealed.

38 SECTION 12. That Section 33-5205, Idaho Code, be, and the same is hereby
39 repealed.

40 SECTION 13. That Chapter 52, Title 33, Idaho Code, be, and the same is
41 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
42 ignated as Section 33-5205, Idaho Code, and to read as follows:

43 33-5205. APPLICATION TO ESTABLISH A PUBLIC CHARTER SCHOOL. (1) Appli-
44 cation. A public charter school application may only be submitted to one au-
45 thorizer at a time. An applicant may submit an application that has been de-

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1 nished by one authorizer to another after a final decision has been reached or
2 the application is withdrawn by the applicant.

3 (2) Application process.

4 (a) The authorizer shall develop a transparent application process to
5 establish a new public charter school. The application shall require
6 applicants to provide descriptions of the following key features of the
7 prospective public charter school:

8 (i) Educational program, including educational philosophy,
9 student academic proficiency and growth standards, measurement
10 methods, any mission-specific standards that may be unique to the
11 school, and strategies for meeting the needs of specific student
12 populations including English language learners, at-risk stu-
13 dents, special education or gifted and talented;

14 (ii) Financial and facilities plan with a pre-opening budget,
15 three-year operating budget, break-even analysis and cash flow
16 projection, evidence of existing and anticipated funds, and pro-
17 jected facility costs;

18 (iii) Board capacity and governance structure, including copies
19 of the articles of incorporation and corporate bylaws;

20 (iv) Student demand and primary attendance area, including a de-
21 scription of the population of students the proposed school in-
22 tends to serve and the target enrollment by grade level; and

23 (v) Use of educational service providers, including the con-
24 tracts, fees and terms, and recent contracts that the entity has
25 executed with other charter schools.

26 (b) Upon review of the completed application, representatives of the
27 authorizer may request from applicants limited additional information
28 necessary to clarify the contents.

29 (3) Virtual Schools.

30 (a) An application for a virtual school must also contain statements
31 describing the following:

32 (i) The learning management system by which courses will be de-
33 livered;

34 (ii) The role of the online teacher, including the consistent
35 availability of the teacher to provide guidance around course ma-
36 terial, methods of individualized learning in the online course
37 and the means by which student work will be assessed;

38 (iii) A plan for the provision of professional development spe-
39 cific to the public virtual school environment;

40 (iv) The means by which public virtual school students will re-
41 ceive appropriate teacher-to-student interaction, including
42 timely and frequent feedback about student progress;

43 (v) The means by which the public virtual school will ver-
44 ify student attendance and award course credit. Attendance at
45 public virtual schools shall focus primarily on coursework and
46 activities that are correlated to the Idaho state thoroughness
47 standards;

48 (vi) A plan for the provision of technical support relevant to the
49 delivery of online courses;

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1 (vii) The means by which the public virtual school will provide op-
2 portunity for student-to-student interaction;

3 (viii) To the extent there is a financial agreement that will re-
4 quire an education service provider to assume a virtual school's
5 financial risk when the virtual school does not have sufficient
6 residual funds to pay the education service provider, such finan-
7 cial agreement will be favorably considered during the applica-
8 tion process. Where this paragraph is applicable, the education
9 service provider shall make its audited financial statements
10 available unless the education service provider already makes
11 such audited financial statements publicly available for compli-
12 ance with other federal or state laws; and

13 (ix) A plan for ensuring equal access for all students, including
14 the provision of necessary hardware, software and internet con-
15 nectivity required for participation in online coursework, and
16 utilization of remote testing, proctoring, and administration
17 procedures for state required assessments.

18 (4) Hearing. The authorizer shall afford applicants a hearing prior to
19 making a decision, with an opportunity in a public forum for local residents
20 to learn about and provide input on each application. The authorizer shall
21 provide each applicant with its detailed analysis of the application, and
22 grant the applicant at least fourteen (14) days to provide additional mate-
23 rials to address any identified deficiencies.

24 (5) Application Decision.

25 (a) No later than ninety (90) days after an application is submitted,
26 the authorizer shall decide to approve or deny the charter application,
27 unless the applicant agrees to a later date. The authorizer shall adopt
28 by resolution all charter approval or denial decisions in an open meet-
29 ing of the authorizer's governing board and in the case of a denial, in-
30 clude all reasons for denial in the resolution adopted by the governing
31 board.

32 (b) An application may be approved by the authorizer without condition
33 or with limited pre-opening conditions the authorizer finds necessary
34 in the applicant's unique case to ensure the school can meet its aca-
35 demic and financial requirements.

36 (c) If an application is denied, then the authorizer must prepare a
37 written notice of its decision within fourteen (14) days, including all
38 of the reasons for the denial and a statement that explains the crite-
39 ria and standards considered relevant by the authorizer in its denial,
40 the relevant contested facts relied upon, and the rationale for the
41 decision based on the applicable statutory provisions and factual in-
42 formation presented to the authorizer.

43 (6) Term.

44 (a) An approved initial charter shall be granted for a term of six (6)
45 operating years. The charter shall include the beginning and ending
46 dates of the charter term. An approved school may delay its opening for
47 one school year to plan and prepare for the school's opening. A delay
48 greater than one school year requires an extension from the school's
49 authorizer.

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1 (b) In order to incubate innovative charter schools, an authorizer may
2 instead grant a pilot charter with an initial term of three (3) operat-
3 ing years to test an innovative or novel model. This pilot charter shall
4 be used in limited instances and the authorizer must provide sufficient
5 documentation to justify the shorter term.

6 SECTION 14. That Section 33-5205A, Idaho Code, be, and the same is
7 hereby repealed.

8 SECTION 15. That Chapter 52, Title 33, Idaho Code, be, and the same is
9 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
10 ignated as Section 33-5205A, Idaho Code, and to read as follows:

11 33-5205A. TRANSFER OF CHARTER. (1) A charter may be transferred to,
12 and placed under the chartering authority of, any authorizer if the receiv-
13 ing authorizer and the charter holder agree to such transfer. The receiving
14 authorizer and charter holder may agree to revisions to the charter and per-
15 formance certificate as required by such transfer.

16 (2) Upon request for a transfer, the current authorizer has seventy-
17 five (75) days to approve the transfer request or to provide written justifi-
18 cation for not approving such request.

19 (3) If the current authorizer does not approve the request, then the
20 matter may be appealed to the office of administrative hearings, and sub-
21 ject to judicial review as a contested case set forth in chapter 52, title 67,
22 Idaho Code.

23 SECTION 16. That Section 33-5205B, Idaho Code, be, and the same is
24 hereby repealed.

25 SECTION 17. That Chapter 52, Title 33, Idaho Code, be, and the same is
26 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
27 ignated as Section 33-5205B, Idaho Code, and to read as follows:

28 33-5205B. PERFORMANCE-BASED ACCOUNTABILITY. (1) Within seventy-five
29 (75) days of approval of a charter application, the authorizer and the
30 charter holder shall negotiate and execute a performance certificate that
31 clearly sets forth the agreed-upon academic and operational performance
32 expectations and measures, consistent with those outlined by the public
33 charter school in its application. The performance expectations and mea-
34 sures set forth in the performance certificate shall include:

35 (a) Student academic proficiency;

36 (b) Student academic growth;

37 (c) College and career readiness (for high schools);

38 (d) The actual and potential at-risk makeup of the student body popula-
39 tion defined by the criteria set forth in section 33-1001(3)(a) and (b),
40 Idaho Code, for all grade levels and economically disadvantaged stu-
41 dents; and

42 (e) Board performance and stewardship, including compliance with all
43 applicable laws, regulations and terms of the performance certificate.

44 (2) The performance certificate shall be signed by the designated rep-
45 resentatives of the authorizer's governing board and the charter holder.

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1 (3) No public charter school may commence operations without an exe-
2 cuted performance certificate.

3 (4) An authorizer shall continually monitor the performance and legal
4 compliance of the public charter schools it oversees, including collecting
5 and analyzing data and may conduct pre-arranged site visits, if needed, to
6 support ongoing evaluation according to the performance certificate. Ev-
7 ery authorizer shall have the authority to conduct oversight activities that
8 enable the authorizer to fulfill its responsibilities, including conduct-
9 ing appropriate inquiries and investigations, as long as those activities
10 are consistent with the intent of this chapter and do not unduly inhibit the
11 autonomy granted to public charter schools. If an authorizer has reason to
12 believe that a charter holder or public charter school has violated any pro-
13 vision of law, it shall notify the charter holder and the entity responsible
14 for administering said law of the possible violation.

15 (5) A charter holder or the authorizer may enter into negotiations to
16 revise a charter or performance certificate at any time. If a charter holder
17 applies to revise its charter or performance certificate, the authorizer's
18 review of the application shall be limited in scope solely to the proposed
19 revisions.

20 (6) Required Notifications. The charter holder shall be responsible
21 for promptly notifying the authorizer of the following with appropriate doc-
22 umentation:

23 (a) If it becomes aware that the school is not operating in substan-
24 tial compliance with the terms and conditions of its performance cer-
25 tificate.

26 (b) If any revisions or amendments are made to the articles of incorpo-
27 ration or bylaws.

28 (c) If the school's accrediting body finds that the school has failed to
29 meet or maintain full accreditation requirements.

30 (d) If any complaints are filed against the school including, but not
31 limited to, lawsuits and complaints filed with the Idaho professional
32 standards commission relating to school employees.

33 (e) If there are changes to any school board members or their contact
34 information.

35 (f) If there are any early warning signs of distress as outlined in the
36 performance certificate, including any excessive reductions in enroll-
37 ment of all students or at-risk students, excessive staff turnover, or
38 excessive governance board turnover of the charter holder in any school
39 year or between school years.

40 SECTION 18. That Section 33-5205C, Idaho Code, be, and the same is
41 hereby repealed.

42 SECTION 19. That Chapter 52, Title 33, Idaho Code, be, and the same is
43 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
44 ignated as Section 33-5205C, Idaho Code, and to read as follows:

45 33-5205C. PUBLIC CHARTER SCHOOL REPLICATION. (1) Public charter
46 schools that have successfully completed at least one (1) renewal without
47 condition may apply for fast-tracked replication.

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1 (2) Replication public charter schools must have the same operational
2 model and serve the same, or a subset of the same, grades as the public char-
3 ter school being replicated.

4 (3) An abridged application for replication shall narrowly focus on:

5 (a) A description of the capacity of the charter holder to successfully
6 replicate an additional school;

7 (b) A description of how the charter holder will manage multiple
8 charter schools while maintaining a high level of academic and fiscal
9 performance in the original public charter school and the replication
10 school; and

11 (c) Location-specific information for the new replicated charter
12 school.

13 (4) Replication applications shall be considered by an authorizer
14 within forty-five (45) days of submission unless the replication applicant
15 agrees to a later date.

16 SECTION 20. That Section 33-5206, Idaho Code, be, and the same is hereby
17 repealed.

18 SECTION 21. That Chapter 52, Title 33, Idaho Code, be, and the same is
19 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
20 ignated as Section 33-5206, Idaho Code, and to read as follows:

21 33-5206. REQUIREMENTS FOR OPERATING A PUBLIC CHARTER SCHOOL. (1) A
22 public charter school shall be nonsectarian in its programs, affiliations,
23 admission policies, employment practices, and all other operations, shall
24 not charge tuition, levy taxes or issue bonds and shall not discriminate
25 against any student on any basis prohibited by the federal or state constitu-
26 tion or any federal, state or local law. Public charter schools shall comply
27 with the federal individuals with disabilities education act. Admission to
28 a public charter school shall not be determined according to the place of
29 residence of the student, or of the student's parent or guardian within the
30 district.

31 (2) No board of trustees of a public school district may require:

32 (a) Any employee of the school district to be involuntarily assigned to
33 work in a public charter school; or

34 (b) Any student enrolled in the school district to attend a public char-
35 ter school.

36 (3) Employment of charter school teachers and administrators shall be
37 on written contract.

38 (4) Administrators may be certified pursuant to the requirements set
39 forth in chapter 12, title 33, Idaho Code, pertaining to traditional public
40 schools, or may hold a charter school administrator certificate pursuant to
41 the following requirements:

42 (a) Holds a bachelor's degree from an accredited four (4) year institu-
43 tion;

44 (b) Submits to a criminal history check as described in section 33-130,
45 Idaho Code;

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1 (c) Completes a course consisting of a minimum of three (3) semester
2 credits in the statewide framework for teacher evaluations, which shall
3 include a laboratory component;

4 (d) Submits a letter of support from a charter holder; and

5 (e) Has one (1) or more of the following:

6 (i) Four (4) or more years of experience administering a public
7 charter school;

8 (ii) A post-baccalaureate degree and a minimum of five (5) years
9 of experience in school administration, public administration,
10 business administration, or military administration;

11 (iii) Successful completion of a nationally recognized charter
12 school leaders fellowship; or

13 (iv) Four (4) or more years of teaching experience and a commit-
14 ment from an administrator at a charter school in academic, opera-
15 tional, and financial good standing according to its authorizer's
16 most recent review to mentor the applicant for a minimum of one (1)
17 year.

18 (5) A charter school administrator certificate is valid for five (5)
19 years and renewable thereafter. Administrators shall be subject to over-
20 sight by the professional standards commission. Certificates may be revoked
21 pursuant to the provisions of section 33-1208, Idaho Code. Issuance of a
22 certificate to any applicant may be refused for such reason as would have
23 constituted grounds for revocation.

24 (6) Certified teachers in a public charter school shall be considered
25 public school teachers. Educational experience shall accrue for service in
26 a public charter school and be counted by any school district for any teacher
27 who has been employed in a public charter school. The staff of the public
28 charter school shall be considered a separate unit for the purposes of col-
29 lective bargaining.

30 (7) Charter school teachers may be certified pursuant to the require-
31 ments set forth in chapter 12, title 33, Idaho Code, pertaining to tradi-
32 tional public school districts or may hold a charter school-specific teach-
33 ing certificate.

34 (a) Criteria for a charter school-specific teaching certificate shall
35 be in writing and require that teachers satisfy the provisions set forth
36 in section 33-1202 1., 3., and 4., Idaho Code, and meet the following
37 minimum educational or professional qualifications:

38 (i) Hold a bachelor's degree from an accredited institution; or

39 (ii) If instructing students in the fields of career technical
40 education, satisfy the provisions of section 33-2205(6) (a), Idaho
41 Code. Career technical education programs taught by teachers
42 with a charter school-specific teaching certificate shall receive
43 added-cost funding set forth in section 33-2215, Idaho Code, in an
44 amount equal to programs taught by teachers with an occupational
45 specialist teaching certificate.

46 (b) Teachers with a charter school-specific teaching certificate shall
47 receive mentoring and professional development as approved by the char-
48 ter holder.

49 (c) The state board of education shall issue charter school-specific
50 teaching certificates to teachers upon recommendation of the individ-

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1 ual charter school, unless denied on the grounds set forth in section
2 33-1208, Idaho Code.

3 (d) For teachers holding a charter school-specific teaching certifi-
4 cate, a charter school may substitute its own ongoing education and pro-
5 fessional development requirements in place of those set forth in rule
6 by the state board of education if the same number of credit hours is
7 required as that of teachers holding a standard instructional certifi-
8 cate.

9 (8) Public charter schools may contract with educational services
10 providers subject to the following provisions:

11 (a) Educational services providers shall be third-party entities sepa-
12 rate from the public charter schools with which they contract and shall
13 not be considered governmental entities.

14 (b) No more than one-third (1/3) of the public charter school's board
15 membership may be comprised of nonprofit educational services provider
16 representatives. Nonprofit educational services provider repre-
17 sentatives may not be employees of the public charter school or the
18 educational services provider and may not hold office as president or
19 treasurer on the public charter school's board. For-profit educational
20 services providers may not have representatives on the public charter
21 school's board of directors.

22 (c) Charter holders shall annually disclose any existing and potential
23 conflicts of interest, pecuniary or otherwise, with affiliated educa-
24 tional services providers.

25 (d) Charter holders shall retain accountability for academic, fiscal,
26 and organizational operations and outcomes of the school and may not re-
27 linquish this responsibility to any other entity.

28 (e) Contracts must ensure that school boards retain the right to termi-
29 nate the contract for failure to meet defined performance standards af-
30 ter notice and a reasonable cure period has expired and if material de-
31 ficiencies have not been cured prior to that time period expiring.

32 (f) Contracts must ensure that assets purchased by educational ser-
33 vices providers on behalf of the school, using public funds, shall
34 remain assets of the school. The provisions of this paragraph shall
35 not prevent educational services providers from acquiring assets using
36 revenue acquired through management fees.

37 (g) Charter holders shall consult legal counsel independent of the
38 party with whom they are contracting for purposes of reviewing the
39 school's management contract and facility lease or purchase agreements
40 to ensure compliance with applicable state and federal law, including
41 requirements that state entities not enter into contracts that obligate
42 them beyond the terms of any appropriation of funds by the state legis-
43 lature.

44 (h) Charter holders must ensure that their facility contracts are sepa-
45 rate from management contracts.

46 (i) A virtual school shall be deemed financially sufficient if there is
47 an agreement that requires an education service provider to assume the
48 virtual school's financial risk when it does not have sufficient resid-
49 ual funds to pay the education service provider. Where this paragraph
50 is applicable, the education service provider shall make its audited

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1 financial statements available unless the education service provider
2 already makes such audited financial statements publicly available for
3 compliance with other federal or state laws.

4 (9) Admission procedures, including provision for over-enrollment,
5 shall provide that the initial admission procedures for a public charter
6 school will be determined by lottery or other random method, except as other-
7 wise provided herein. A charter holder shall strive to ensure that citizens
8 in the primary attendance area are made aware of the enrollment opportuni-
9 ties and deadline. The public notice must include the enrollment deadline,
10 the public charter school's total enrollment capacity for the next school
11 year, and an advisory that all prospective students will be given the oppor-
12 tunity to enroll in the public charter school, regardless of race, color,
13 national origin, ethnicity, religion, gender, socioeconomic status, or
14 special needs.

15 (a) If initial capacity is insufficient to enroll all pupils who submit
16 a timely application, then the admission procedures may provide that
17 preference shall be given in the following order: first, to children
18 of founders, provided that this admission preference shall be limited
19 to not more than ten percent (10%) of the capacity of the public charter
20 school; second, to siblings of pupils already selected by the lottery or
21 other random method; third, to pupils seeking to transfer from another
22 Idaho public charter school or authorizer school at which they have been
23 enrolled for at least one (1) year, provided that this admission prefer-
24 ence shall be subject to an existing written agreement for such prefer-
25 ence between the subject charter schools or authorizer; fourth, to stu-
26 dents residing within the primary attendance area of the public charter
27 school; and fifth, by an equitable selection process such as a lottery
28 or other random method. A public charter school may weight the school's
29 lottery to preference admission for the following educationally dis-
30 advantaged students: students living at or below one hundred eighty-
31 five percent (185%) of the federal poverty level, students who are home-
32 less or in foster care, children with disabilities as defined in sec-
33 tion 33-2001, Idaho Code, students with limited English proficiency,
34 and students who are at-risk as defined in section 33-1001, Idaho Code.
35 A public charter school may include the children of full-time employ-
36 ees of the public charter school within the first priority group subject
37 to the limitations therein.

38 (b) If capacity is insufficient to enroll all pupils who submit a timely
39 application for subsequent school terms, then the admission procedures
40 may provide that preference shall be given in the following order:
41 first, to pupils returning to the public charter school in the second or
42 any subsequent year of its operation; and then as provided in (a). The
43 sibling preference in subsequent school years applies to siblings of a
44 returning pupil and of a pupil selected by the lottery or other random
45 method. A new lottery shall be conducted each year to fill vacancies
46 that become available. A public charter school may weight the school's
47 lottery to preference admission as provided in (a) and (b) and for chil-
48 dren who attended the public charter school within the previous three

49 (3) school years, but who withdrew as a result of the relocation of a

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1 parent or guardian due to an academic sabbatical, or an employer or mil-
2 itary transfer or reassignment.

3 (c) Each public charter school shall establish a process under which a
4 child may apply for enrollment or register for courses, regardless of
5 where such child resides at the time of application or registration, if
6 the child is a dependent of a member of the United States armed forces
7 who has received transfer orders to a location in Idaho and will, upon
8 such transfer, reside in an area served by the public charter school.
9 If capacity is insufficient as described in paragraph (a) or (b) of this
10 subsection, a child described in this paragraph shall be treated as a
11 student residing within the primary attendance area of the public char-
12 ter school for purposes of preference. Otherwise, such children shall
13 be included in the highest priority group for which they would otherwise
14 be eligible.

15 (d) Admission to a public charter school shall be determined by a selec-
16 tion process held within seven (7) days of the enrollment deadlines es-
17 tablished by the charter holder. The selection process must take place
18 in a public setting, the date and time of which must be noticed to the
19 public at least forty-eight (48) hours in advance.

20 (e) Within seven (7) days after conducting the selection process, the
21 charter holder shall send an offer to the legal guardian who submitted a
22 written request for admission on behalf of a student, advising such per-
23 son that student has been selected for admission to the public charter
24 school. An offer must be signed by such student's parent, or guardian,
25 and returned to the public charter school by the date designated in such
26 offer letter. Remaining students shall be notified that they may be el-
27 igible for admission at a later date if a seat becomes available.

28 SECTION 22. That Section 33-5207, Idaho Code, be, and the same is hereby
29 repealed.

30 SECTION 23. That Chapter 52, Title 33, Idaho Code, be, and the same is
31 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
32 ignated as Section 33-5207, Idaho Code, and to read as follows:

33 33-5207. APPLICATION APPEAL PROCEDURE. (1) If an authorizer denies an
34 application for the establishment of a public charter school for any reason,
35 then such decisions may be appealed to the office of administrative hearings
36 within thirty (30) days of the date of the written decision at the request of
37 the applicant whose request for a new charter was denied.

38 (2) The office of administrative hearings shall, within thirty (30)
39 days of receipt of the request, review the full record regarding the charter
40 application and convene a public hearing regarding the appeal. Within ten
41 (10) days of the public hearing, the hearing officer shall submit a written
42 recommendation to the authorizer and to the persons requesting the review.
43 The recommendation by the hearing officer either to affirm or reverse the
44 decision of the authorizer shall be based upon the full record regarding
45 the charter application, including the standards and criteria contained
46 in this chapter. The recommendation shall be in writing and accompanied by
47 a reasoned statement that explains the criteria and standards considered

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1 relevant, states the relevant contested facts relied upon, and explains the
2 rationale for the recommendations based on the applicable statutory provi-
3 sions and factual information contained in the record.

4 (3) Within thirty (30) days following receipt of the hearing officer's
5 written recommendation, the authorizer shall hold a meeting open to the pub-
6 lic for the purpose of reviewing the hearing officer's written recommenda-
7 tion. Within ten (10) days of such meeting, the authorizer shall either af-
8 firm or reverse its initial decision. The authorizer's decision shall be in
9 writing and contain findings which explain the reasons for its decision.

10 (4) If, upon reconsideration of a decision to deny an application for a
11 public charter school, the authorizer:

12 (a) Reverses its initial decision and approves the public charter
13 school application, then there shall be no further appeal.

14 (b) Affirms its initial decision denying the public charter school ap-
15 plication, then the board of directors of the nonprofit corporation may
16 appeal as set forth in chapter 52, title 67, Idaho Code.

17 (5) There shall be no appeal of a decision by a local school board of
18 trustees which denies the conversion of an existing traditional public
19 school within that district to a public charter school, or by an authorizer
20 which approves an application for a public charter school.

21 SECTION 24. That Section 33-5208, Idaho Code, be, and the same is hereby
22 repealed.

23 SECTION 25. That Chapter 52, Title 33, Idaho Code, be, and the same is
24 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
25 ignated as Section 33-5208, Idaho Code, and to read as follows:

26 33-5208. PUBLIC CHARTER SCHOOL FINANCIAL SUPPORT. (1) Except as oth-
27 erwise provided for in this section, the state department of education shall
28 make the following apportionment to each charter school for each fiscal year
29 based on attendance figures submitted in a manner and time as required by the
30 state department of education.

31 (2) Per student support. Computation of support units for each public
32 charter school shall be calculated as if it were a separate school accord-
33 ing to the schedules in section 33-1002(4), Idaho Code, except that public
34 charter schools with fewer than one hundred (100) secondary ADA shall use a
35 divisor of twelve (12) and the minimum units shall not apply. No public char-
36 ter school shall receive an increase in support units that exceeds the sup-
37 port units it received in the prior year by more than forty (40), except in
38 cases of state declared emergencies that have been approved by the autho-
39 rizer as having an impact on public education. Funding from the state ed-
40 ucational support program shall be equal to the total distribution factor,
41 plus the salary-based apportionment provided in chapter 10, title 33, Idaho
42 Code. Provided however, any public charter school that is formed by the con-
43 version of an existing traditional public school shall be assigned divisors,
44 pursuant to section 33-1002, Idaho Code, that are no lower than the divisors
45 of the school district in which the traditional public school is located, for
46 each category of pupils listed.

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1 (3) Special education. For each student enrolled in the public charter
2 school who is entitled to special education services, the state and federal
3 funds from the exceptional child education program for that student that
4 would have been apportioned for that student to the school district in which
5 the public charter school is located.

6 (4) Alternative school support. Public charter schools may qualify
7 under the provisions of sections 33-1002 and 33-1002C, Idaho Code, provided
8 the public charter school meets the necessary statutory requirements and
9 students qualify for attendance at an alternative school as provided by rule
10 of the state board of education.

11 (5) Transportation support. Support shall be paid to the public char-
12 ter school as provided in chapter 15, title 33, Idaho Code, and section
13 33-1006, Idaho Code. Each public charter school shall furnish the depart-
14 ment with an enrollment count as of the first Friday in November of public
15 charter school students who are eligible for reimbursement of transporta-
16 tion costs under the provisions of this subsection and who reside more than
17 one and one-half (1 1/2) miles from the school. The state department of edu-
18 cation is authorized to include in the annual appropriation to the charter
19 school sixty percent (60%) of the estimated transportation cost. The final
20 appropriation payment in July shall reflect reimbursements of actual costs
21 pursuant to section 33-1006, Idaho Code. To be eligible for state reimburse-
22 ment under the provisions of section 33-1006, Idaho Code, the student to be
23 transported must reside within the public charter school's primary atten-
24 dance area and must meet at least one (1) of the following two (2) criteria:

25 (a) The student resides within the school district in which the public
26 charter school is physically located; or

27 (b) The student resides within fifteen (15) miles of the public charter
28 school, by road. The limitations placed by this subsection on the reim-
29 bursement of transportation costs for certain students shall not apply
30 to public virtual schools.

31 (6) Facilities funds.

32 (a) The state department of education shall distribute facilities
33 funds to public charter schools for each enrolled student in which a
34 majority of the student's instruction is received at a facility that is
35 owned or leased by the public charter school. Such funds shall be used
36 to defray the costs associated with payments for real property used by
37 the students or employees of the public charter school for educational
38 or administrative purposes. Such funds shall be distributed from the
39 moneys appropriated to the educational support program and shall be
40 calculated as fifty percent (50%) of the statewide average amount of
41 bond and plant facility funds levied per student by Idaho school dis-
42 tricts.

43 (b) For those public charter schools that do not receive facilities
44 funds for all enrolled students, the school may submit to the state
45 department of education a reimbursement claim for any costs for which
46 facilities funds may be used. The state department of education shall
47 reduce such claim by the greater of fifty percent (50%) or the percent-
48 age of the school's enrolled students for which the school receives
49 facilities funds and shall pay the balance. Provided however, that the
50 total reimbursements paid to a public charter school, in combination

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1 with any facilities stipend received by the school, shall not exceed the
2 amount of facilities funds that would have been received by the school
3 had the school received facilities funds for all enrolled students. For
4 the purposes of this subsection, the term "real property" shall be used
5 as defined in section 63-201, Idaho Code.

6 (7) Payment schedule. The state department of education is authorized
7 to make an advance payment of twenty-five percent (25%) of a public charter
8 school's estimated annual apportionment for its first year of operation,
9 and each year thereafter, provided the public charter school is serving more
10 grades or at least ten percent (10%) more classes than the previous year, to
11 assist the school with initial start-up costs or payroll obligations. For a
12 public charter school entering its second or greater year of operations, the
13 state department of education may require documentation establishing the
14 need for such an advance payment, including comparative class schedules and
15 proof of a commensurate increase in the number of employees.

16 (a) For a public charter school to receive the advance payment, the
17 school shall submit its anticipated fall membership for each grade
18 level to the state department of education by June 1.

19 (b) Using the figures provided by the public charter school, the state
20 department of education shall determine an estimated annual apportion-
21 ment from which the amount of the advance payment shall be calculated.
22 Advance payment shall be made to the school on or after July 1 but no
23 later than July 31.

24 (c) All subsequent payments, taking into account the onetime advance
25 payment made for the first year of operation, shall be made to the public
26 charter school in the same manner as other traditional public schools in
27 accordance with the provisions of section 33-1009, Idaho Code. A public
28 charter school shall comply with all applicable fiscal requirements of
29 law, except that the following provisions shall not be applicable to
30 public charter schools: that portion of section 33-1004, Idaho Code,
31 relating to reduction of the administrative and instructional staff
32 allowance and the pupil service staff allowance when there is a dis-
33 crepancy between the number allowed and the number actually employed;
34 and section 33-1004E, Idaho Code, for calculation of district staff
35 indices.

36 (8) If an authorizer has reason to believe that a public charter school
37 cannot remain fiscally sound for the remainder of its certificate term, it
38 shall provide the state department of education with written notification of
39 such concern. Upon receiving such notification, the state department of ed-
40 ucation shall have the authority to modify the percentage of the total appro-
41 priation to be paid to the public charter school pursuant to the provisions
42 of section 33-1009(1), Idaho Code, such that equal percentages are paid on
43 each of the prescribed dates.

44 (9) Each public charter school shall pay an authorizer fee to its au-
45 thorizer not to initially exceed twenty thousand dollars (\$20,000) or up to a
46 five percent (5%) increase of the previous year's fee in the case of existing
47 charter schools. Authorizers shall annually set the authorizer's fee and in
48 doing so shall document the fees to actual expenditures associated with au-
49 thorizing.

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1 (10) Nothing in this chapter shall prevent a public charter school
2 from:

3 (a) Applying for federal grant moneys or for career technical education
4 funding of any source; and

5 (b) Receiving funding or other financial assistance for the establish-
6 ment or operation of a public charter school from any private person or
7 organization.

8 (11) Each student in attendance at a public virtual school shall be
9 funded based upon either the actual hours of attendance in the public virtual
10 school on a flexible schedule, or the percentage of coursework completed,
11 whichever is more advantageous to the school, up to the maximum of one (1)
12 full-time equivalent student.

13 (12) All federal educational funds shall be administered and dis-
14 tributed to public charter schools, including public virtual schools, that
15 have been designated as a local education agency (LEA), as provided in sec-
16 tion 33-5203(8), Idaho Code.

17 (13) Nothing in this section prohibits separate face-to-face learning
18 activities or services. In order to be eligible for career technical educa-
19 tion essential components funding, virtual schools may be required to offer
20 some face-to-face instruction in order to meet industry standards, licens-
21 ing requirements, work-based learning requirements, or other requirements
22 set forth by law.

23 (14) The provisions of section 33-1021, Idaho Code, shall apply to pub-
24 lic charter schools provided for in this chapter.

25 SECTION 26. That Section 33-5209B, Idaho Code, be, and the same is
26 hereby repealed.

27 SECTION 27. That Chapter 52, Title 33, Idaho Code, be, and the same is
28 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
29 ignated as Section 33-5209B, Idaho Code, and to read as follows:

30 33-5209B. CHARTER RENEWALS. (1) A charter may be renewed for succes-
31 sive terms. An authorizer may grant renewal with specific written condi-
32 tions for necessary improvements to a public charter school and a date by
33 which the conditions must be met.

34 (2) No later than September 1, the authorizer shall issue a public char-
35 ter school performance report and charter renewal application guidance to
36 any charter holder with a public charter school whose charter will expire the
37 following year. The performance report shall summarize the public charter
38 school's performance record to date, based on the performance certificate,
39 and shall provide notice of any weaknesses or concerns that may jeopardize
40 renewal, if not timely rectified. The charter holder shall have thirty (30)
41 days to respond to the performance report and submit any corrections or clar-
42 ifications for the report.

43 (3) The renewal application guidance shall, at a minimum, provide an
44 opportunity for the charter holder to:

45 (a) Present additional evidence, beyond the data contained in the per-
46 formance report, supporting its case for charter renewal; and

47 (b) Describe improvements undertaken or planned for the school.

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1 (4) The renewal application guidance shall include or refer explicitly
2 to the criteria that will guide the authorizer's renewal decisions, which
3 shall be based on independent fiscal audits and the performance framework
4 set forth in the performance certificate.

5 (5) No later than December 15, the charter holder seeking renewal shall
6 submit a renewal application to the authorizer pursuant to the renewal ap-
7 plication guidance issued by the authorizer. The authorizer shall vote on
8 the renewal application no later than March 15 or the application shall be
9 deemed approved.

10 (6) In making charter renewal decisions, every authorizer shall:

11 (a) Ground its decisions in evidence of the school's performance over
12 the term of the performance certificate;

13 (b) Ensure that data used in making renewal decisions are available to
14 the school and the public;

15 (c) Take into consideration the actual and potential at-risk makeup of
16 the student body population defined by the criteria set forth in sec-
17 tion 33-1001(3) (a) and (b), Idaho Code, for all grade levels and econom-
18 ically disadvantaged students;

19 (d) Provide a public report summarizing the evidence basis for each de-
20 cision.

21 (7) An authorizer shall renew any charter in which the public charter
22 school met all of the terms of its performance certificate at the time of re-
23 newal for a term of twelve (12) years, or in the case of a pilot charter, a
24 renewal term of six (6) years. An authorizer may renew for a six (6) year term
25 or nonrenew any charter in which the public charter school failed to meet one
26 (1) or more of the terms of its performance certificate.

27 (8) If an authorizer takes no action to renew or nonrenew a charter, the
28 charter shall be provisionally renewed until such time as the chartering en-
29 tity takes action.

30 (9) A decision to nonrenew a charter or to deny a revision of a charter
31 may be appealed to the office of administrative hearings and is subject to
32 judicial review as a contested case set forth in chapter 52, title 67, Idaho
33 Code.

34 SECTION 28. That Section 33-5209C, Idaho Code, be, and the same is
35 hereby repealed.

36 SECTION 29. That Chapter 52, Title 33, Idaho Code, be, and the same is
37 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
38 ignated as Section 33-5209C, Idaho Code, and to read as follows:

39 33-5209C. REVOCATION OF A CHARTER. (1) A charter may be revoked by the
40 authorizer if the public charter school fails to correct the following after
41 fair and specific notice from the authorizer:

42 (a) Commits a material and substantial violation of any of the terms,
43 conditions, standards, or procedures required under this Act or the
44 performance certificate;

45 (b) Fails to meet generally accepted standards for fiscal management;
46 or

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1 (c) Substantially violates any material provision of law from which the
2 public charter school was not exempted.

3 (2) Revocation may not occur until the charter holder has been afforded
4 a public hearing, unless the authorizer determines that the continued opera-
5 tion of the public charter school presents an imminent public safety issue,
6 in which case the charter may be revoked immediately. Public hearings shall
7 be conducted by the authorizer or such other person or persons appointed by
8 the authorizer to conduct public hearings and receive evidence as a con-
9 tested case in accordance with the provisions of section 67-5242, Idaho
10 Code. Notice and opportunity to reply shall include, at a minimum, written
11 notice setting out the basis for consideration of revocation, a period of
12 not less than thirty (30) days within which the charter holder can reply in
13 writing, and a public hearing within thirty (30) days of the receipt of the
14 written reply. If a charter holder does not reply by the date set in the
15 notice, a public hearing shall be held no later than sixty (60) days after the
16 date the notice was sent by the authorizing charter entity.

17 (3) If an authorizer revokes a charter, the authorizer in a resolution
18 of its governing body shall clearly state the reasons for the revocation.
19 The authorizer shall take into consideration if the school has been enrolled
20 in the Idaho building capacity program and any progress reported by the state
21 department of education.

22 (4) Within fourteen (14) days of taking action to revoke a charter, the
23 authorizer shall report to the state board of education the action taken and
24 shall provide a copy of the report to the charter holder at the same time.
25 The report shall include a copy of the authorizer's resolution setting forth
26 the action taken and reasons for the decision and assurances as to compliance
27 with the requirements set forth in this chapter.

28 (5) A decision to revoke a charter may be appealed to the office of ad-
29 ministrative hearings and is subject to judicial review as a contested case
30 set forth in chapter 52, title 67, Idaho Code.

31 SECTION 30. That Section 33-5210, Idaho Code, be, and the same is hereby
32 repealed.

33 SECTION 31. That Chapter 52, Title 33, Idaho Code, be, and the same is
34 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
35 ignated as Section 33-5210, Idaho Code, and to read as follows:

36 33-5210. APPLICATION OF SCHOOL LAW - EXEMPTION FROM STATE RULES. (1)
37 All public charter schools are under the general supervision of the state
38 board of education.

39 (2) Each public charter school shall comply with the financial report-
40 ing requirements of section 33-701, subsections 5. through 10., Idaho Code,
41 in the same manner as those requirements are imposed upon school districts
42 and with laws governing safety including, but not limited to, sections
43 33-122 and 33-130, Idaho Code, and chapter 2, title 33, Idaho Code, and rules
44 promulgated thereunder.

45 (3) Other than as specified in this section, each public charter school
46 is exempt from rules governing school districts promulgated by the state
47 board of education, with the exception of state rules relating to:

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1 (a) Teacher certification as necessitated by the provisions of section
2 33-5206(3) and (4), Idaho Code;

3 (b) Accreditation of the school as necessitated by the provisions of
4 section 33-5206(14), Idaho Code;

5 (c) Qualifications of a student for attendance at an alternative school
6 as necessitated by the provisions of section 33-5208(4), Idaho Code;
7 and

8 (d) Rules promulgated pursuant to section 33-1612, Idaho Code.

9 SECTION 32. That Section 33-5211, Idaho Code, be, and the same is hereby
10 repealed.

11 SECTION 33. That Chapter 52, Title 33, Idaho Code, be, and the same is
12 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
13 ignated as Section 33-5211, Idaho Code, and to read as follows:

14 33-5211. TECHNICAL SUPPORT AND INFORMATION. (1) Upon request, the
15 state department of education shall provide technical assistance to persons
16 or authorizers preparing or reviewing charter applications or performance
17 certificates, and to existing public charter schools in the same manner as
18 such assistance is provided to traditional public schools and school dis-
19 tricts.

20 (2) The state department of education shall annually offer a public
21 charter school workshop and make a recording available to the public.

22 (3) The state department of education shall collaborate with authoriz-
23 ers to enroll charter schools in need of improvement in support and devel-
24 opment programs including, but not limited to, the Idaho building capacity
25 program.

26 SECTION 34. That Section 33-5212, Idaho Code, be, and the same is hereby
27 repealed.

28 SECTION 35. That Chapter 52, Title 33, Idaho Code, be, and the same is
29 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
30 ignated as Section 33-5212, Idaho Code, and to read as follows:

31 33-5212. SCHOOL CLOSURE AND DISSOLUTION. (1) Authorizers shall have a
32 public charter school closure protocol to ensure timely notification to par-
33 ents, orderly transition of students and student records to new schools, and
34 proper disposition of school funds, property and assets in accordance with
35 the requirements of this chapter. The protocol shall specify tasks, time-
36 lines, and responsible parties, including delineating the respective duties
37 of the school and the authorizer. In the event of a public charter school
38 closure for any reason, the authorizer shall oversee and work with the clos-
39 ing school to ensure a smooth and orderly closure and transition for students
40 and parents, as guided by the closure protocol. The closing school's charter
41 holder shall be responsible for executing the school's closure.

42 (2) In the event of a public charter school closure, the assets of
43 the school shall be distributed first to satisfy outstanding payroll obli-
44 gations for employees of the school, including any tax, public employee
45 retirement system and other employee benefit obligations, then to creditors

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1 of the school, and then to the authorizer in the case of a public charter
2 school authorized by the board of a local school district. In the case of
3 a public charter school authorized by any other authorizer, any remain-
4 ing assets shall be distributed to the public school income fund. Assets
5 purchased using federal funds shall be returned to the authorizer for redis-
6 tribution among other public charter schools. If the assets of the school
7 are insufficient to pay all parties to whom the school owes compensation, the
8 prioritization of the distribution of assets may be determined by decree of a
9 court of law.

10 SECTION 36. That Section 33-5213, Idaho Code, be, and the same is hereby
11 repealed.

12 SECTION 37. That Chapter 52, Title 33, Idaho Code, be, and the same is
13 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
14 ignated as Section 33-5213, Idaho Code, and to read as follows:

15 33-5213. PUBLIC CHARTER SCHOOL COMMISSION. (1) There is hereby cre-
16 ated the public charter school commission, referred to hereinafter as the
17 commission, under the department of self-governing agencies. The commis-
18 sion is hereby authorized to appoint a director who shall serve at the plea-
19 sure of the commission and shall receive such salary as fixed by the commis-
20 sion. It shall be the responsibility and duty of the director acting at the
21 direction of the commission to administer and enforce the provisions of this
22 chapter, and foster and support charter schools through effective partner-
23 ships with other state agencies. The director shall hire such staff as may be
24 necessary to assist in carrying out the provisions of this chapter.

25 (2) The public charter school commission shall adopt policies regard-
26 ing the governance and administration of the commission consistent with leg-
27 islative intent.

28 (3) The commission shall be composed of seven (7) members appointed by
29 the governor, subject to the advice and consent of the senate.

30 (4) The term of office for commission members shall be four (4) years.
31 In making such appointments, the governor shall consider regional balance
32 without reference to party affiliation. Members appointed to the commis-
33 sion shall collectively possess strong experience and expertise in public
34 and nonprofit governance, management and finance, public school leadership,
35 assessment, curriculum and instruction, and public education law. All mem-
36 bers of the commission shall have demonstrated understanding of and commit-
37 ment to charter schools as a strategy for strengthening public education by
38 providing additional education choices from which parents can choose. Mem-
39 bers of the commission shall hold office until the expiration of the term to
40 which the member was appointed and until a successor has been duly appointed,
41 unless sooner removed for cause by the governor. Whenever a vacancy occurs,
42 the governor shall appoint a qualified person to fill the vacancy for the un-
43 expired portion of the term.

44 (5) All members of the commission shall be citizens of the United States
45 and residents of the state of Idaho for not less than two (2) years.

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1 (6) The members of the commission shall elect a chair and a vice chair
2 every two (2) years. The chair shall preside at meetings of the commission,
3 and the vice chair shall preside at such meetings in the absence of the chair.

4 (7) Each member of the commission not otherwise compensated by public
5 moneys shall be compensated as provided in section 59-509 (h), Idaho Code.

6 SECTION 38. That Section 33-5214, Idaho Code, be, and the same is hereby
7 repealed.

8 SECTION 39. That Chapter 52, Title 33, Idaho Code, be, and the same is
9 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
10 ignated as Section 33-5214, Idaho Code, and to read as follows:

11 33-5214. PUBLIC CHARTER SCHOOL AUTHORIZERS FUND. There is hereby cre-
12 ated in the state treasury a fund to be known as the "Public Charter School
13 Authorizers Fund." All authorizer fees paid for public charter schools under
14 the governance of the public charter school commission shall be deposited in
15 this fund and be subject to appropriation.

16 SECTION 40. That Section 33-5215, Idaho Code, be, and the same is hereby
17 repealed.

18 SECTION 41. That Section 67-2601, Idaho Code, as amended by Section 33,
19 Chapter 220, Laws of 2023, be, and the same is hereby amended to read as fol-
20 lows:

21 67-2601. DEPARTMENT CREATED -- ORGANIZATION. (1) There is hereby cre-
22 ated the department of self-governing agencies. The department shall, for
23 the purposes of section 20, article IV, of the constitution of the state of
24 Idaho, be an executive department of the state government.

25 (2) The department shall consist of the following:

26 (a) Agricultural commodity commissions: Idaho apple commission, as
27 provided by chapter 36, title 22, Idaho Code; Idaho bean commission,
28 as provided by chapter 29, title 22, Idaho Code; Idaho beef council, as
29 provided by chapter 29, title 25, Idaho Code; Idaho cherry commission,
30 as provided by chapter 37, title 22, Idaho Code; Idaho dairy products
31 commission, as provided by chapter 31, title 25, Idaho Code; Idaho pea
32 and lentil commission, as provided by chapter 35, title 22, Idaho Code;
33 Idaho potato commission, as provided by chapter 12, title 22, Idaho
34 Code; the Idaho wheat commission, as provided by chapter 33, title 22,
35 Idaho Code; and the Idaho alfalfa and clover seed commission, as pro-
36 vided in chapter 42, title 22, Idaho Code.

37 (b) The board of commissioners of the Idaho state bar, as provided by
38 chapter 4, title 3, Idaho Code.

39 (c) The board of examiners, pursuant to section 67-2001, Idaho Code.

40 (d) The division of veterans services to be headed by a division ad-
41 ministrator who shall be a nonclassified employee exempt from the pro-
42 visions of chapter 53, title 67, Idaho Code. The administrator of the
43 division shall administer the provisions of chapter 2, title 65, Idaho
44 Code, and chapter 9, title 66, Idaho Code, with the advice of the vet-
45 erans affairs commission established under chapter 2, title 65, Idaho

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1 Code, and shall perform such additional duties as are imposed upon him
2 by law.

3 (e) The board of library commissioners, pursuant to section 33-2502,
4 Idaho Code.

5 (f) The Idaho state historical society, pursuant to section 67-4123,
6 Idaho Code.

7 (g) The office of the state appellate public defender, pursuant to
8 chapter 59, title 19, Idaho Code, and the office of the state public
9 defender, pursuant to chapter 60, title 19, Idaho Code.

10 (h) The division of occupational and professional licenses, which is
11 hereby created.

12 (i) The public charter school commission, pursuant to section 33-5213,
13 Idaho Code.

14 (3) Notwithstanding any other provision of law to the contrary, the
15 governor shall have the authority to assign entities listed in subsection
16 (2) of this section to divisions, sections, or units in such a manner as will
17 tend to provide an orderly arrangement in the administrative organization of
18 state government.

19 SECTION 42. The rules contained in IDAPA 08.02.04, relating to Rules
20 Governing Public Charter Schools, shall be null, void, and of no force and
21 effect on and after the effective date of this act.

22 SECTION 43. An emergency existing therefor, which emergency is hereby
23 declared to exist, this act shall be in full force and effect on and after its
24 passage and approval.

IV. RENEWAL CONDITIONS - iSucceed Virtual High School

BACKGROUND

In 2022, iSVHS was conditionally renewed with a 5-year operating contract. Conditions were established with the school with deadlines. Should the school meet all conditions by the established deadlines, it may continue operating until its next renewal cycle. However, failure to meet any condition by the established deadline requires that the authorizer, at its next public meeting, consider whether mid-term revocation of the school's charter is warranted.

The following condition has been determined to be "Unmet":

Due 10/31/23:

CONDITION UNMET:

iSucceed's alternative program will meet standard on the IPCSC's Progress Toward Graduation measure at the end of the 2022-23 school year. This condition will be evaluated by October 31, 2023. The evaluation will be consistent with the formula for this measure as it is defined in the Commission's Performance Framework incorporated into iSucceed's active Performance Certificate as of October 31, 2023. The measures will be based on instructional days rather than calendar days.

Please reference the FY23 Annual Performance Report attached.

DISCUSSION

Pursuant to Idaho Code section 33-5209C (7), if a school's charter is renewed with conditions and the school subsequently fails to meet any one of those conditions by the specified dates, the school's charter may be revoked by the Commission.

The IPCSC may consider whether to begin revocation proceedings at the next regularly scheduled meeting.

SPEAKER(s)

IPCSC Program Manager, Jared Dawson
iSucceed Administration

COMMISSION ACTION

1. A motion to take no action on the unmet renewal condition and allow the school to continue operations; OR
2. A motion to initiate a revocation hearing based on the school's unmet renewal condition at the February 2023 IPCSC meeting.



Annual Performance Report 2023

iSUCCEED VIRTUAL HIGH SCHOOL

iSUCCEED ACADEMY- ALTERNATIVE PROGRAM

Mission Statement: To engage and motivate all students in a quality personalized education that promotes individual success and lifelong learning.

School Information	Annual Report FY2022-2023	Current: FY 2023-2024
Board Chair/President	Don Pena	Petra Jauregui
Treasurer	Tarina McDonald	
Secretary	Amanda Leader	Lisa McIntosh
Executive Director	Kathleen Allison	Kathleen Allison
Administrator	Kathleen Allison	Kathleen Allison
Business Manager	Laura Baker	Laura Baker
School Location/Phone	6148 N Discovery Way, Ste.120, Boise, ID 83713	208-375-31116

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Introduction

COMPLIANCE/AUTHORITY:

Charter schools in Idaho operate on 5-year terms as defined in a Performance Certificate executed between the school's board and its authorizer. In addition, [I.C. §33-5209A](#) and [I.C. §33-5209C](#) require that every certificate include a framework describing the expectations the school must meet in order to earn a next operational term. It also requires that charter school authorizer's complete performance reports for the schools they oversee each year. The annual performance report serves the following purposes:

1. To provide transparent information about charter school quality to the public;
2. To ensure charter school boards have access to clear expectations and;
3. To inform mid-term authorizing decisions.

RENEWAL (I.C. §33-5209B)

At the end of each 5-year operating term, each school's performance certificate is considered for renewal. As this school's operating contract expires on June 30th, 2027, this report directly impacts the school's renewal recommendation. The authorizer is required to consider the following when making renewal decisions: all annual performance reports issued during the current performance certificate term, the school's current financial status, and any application materials submitted by the school. Renewal decisions must be made prior to March 15th, 2027. Please see the [Renewal Guidance](#) document for more information on the renewal process.

- **PERFORMANCE REPORT APPLICATION:**

- Each measure included in the IPCSC's framework has a meets standard benchmark. If this school meets standard on all measures of the framework as reflected in the most recent years Annual Performance Report the school is guaranteed an unconditional renewal. If the school does not meet standard on one or more measures of the school's operating contract, it may be conditionally renewed or non-renewed.

*****Outcomes on this report inform high-stakes decisions, schools are encouraged to use this information to support their strategic planning efforts each year. *****

IPCSC RESOURCES

[IPCSC Performance Framework](#)

[IPCSC Renewal Guidance](#)

[IPCSC Schools](#)

SCHOOL RESOURCES

[iSVHS Performance Certificate](#)

[iSVHS Annual Report Page](#)

Current Certificate Term: 2022-2027

iSVHS Renewal

RENEWAL CONDITIONS

In 2022, iSVHS was conditionally renewed with a 5-year operating contract. Each of the following (3) conditions must be met by the deadline established below. Should the school meet all conditions by the established deadlines, it may continue operating until its next renewal cycle. However, failure to meet any condition by the established deadline requires that the authorizer, at its next public meeting, consider whether mid-term revocation of the school's charter is warranted. Below are the conditions that iSVHS has been authorized to operate under:

- Condition 1:
Due 10/31/23: **CONDITION UNMET:** ISUCCEED's alternative program will meet standard on the IPCSC's Progress Toward Graduation measure at the end of the 2022-23 school year. This condition will be evaluated by October 31, 2023. The evaluation will be consistent with the formula for this measure as it is defined in the Commission's Performance Framework incorporated into ISUCCEED's active Performance Certificate as of October 31, 2023. The measures will be based on instructional days rather than calendar days.

- Condition 2:
Due 6/30/24: The percentage of continuously enrolled students in grades 10-12 who are enrolled in ISUCCEED's alternative program, referred to as iSucceed Academy, and who successfully complete 2 credits of math must be 5% greater by June 30, 2023 than the school's 2021 rate, and must either meet standard as it is defined in the Commission's Performance Framework or be 10% greater than the school's 2021 rate by June 30, 2024.

- Condition 3: **CONDITION MET**
 ISUCCEED's negotiated performance certificate shall include a maximum enrollment number not to exceed 1,800 students across grades 7-12. However, ISUCCEED will be permitted to request an increase in this enrollment number through the charter revision process. This condition considers that the average enrollment at ISUCCEED across the 5 years preceding the COVID-19 pandemic was 514 students, and that at the highest point during the pandemic, ISUCCEED's enrollment peaked at 1,009. This condition also considers that ISUCCEED was approved to add 7th and 8th grade in a 2020 performance certificate amendment. 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 June 30, 2022.

School Overview

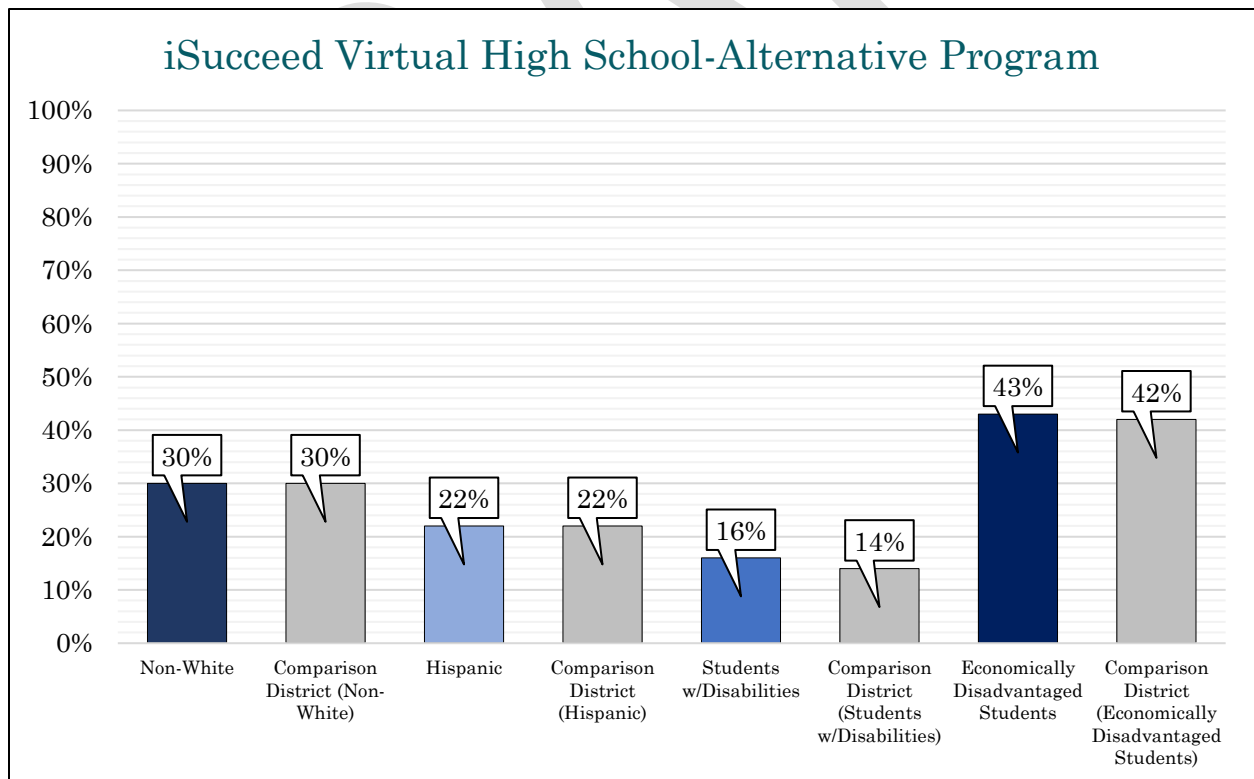
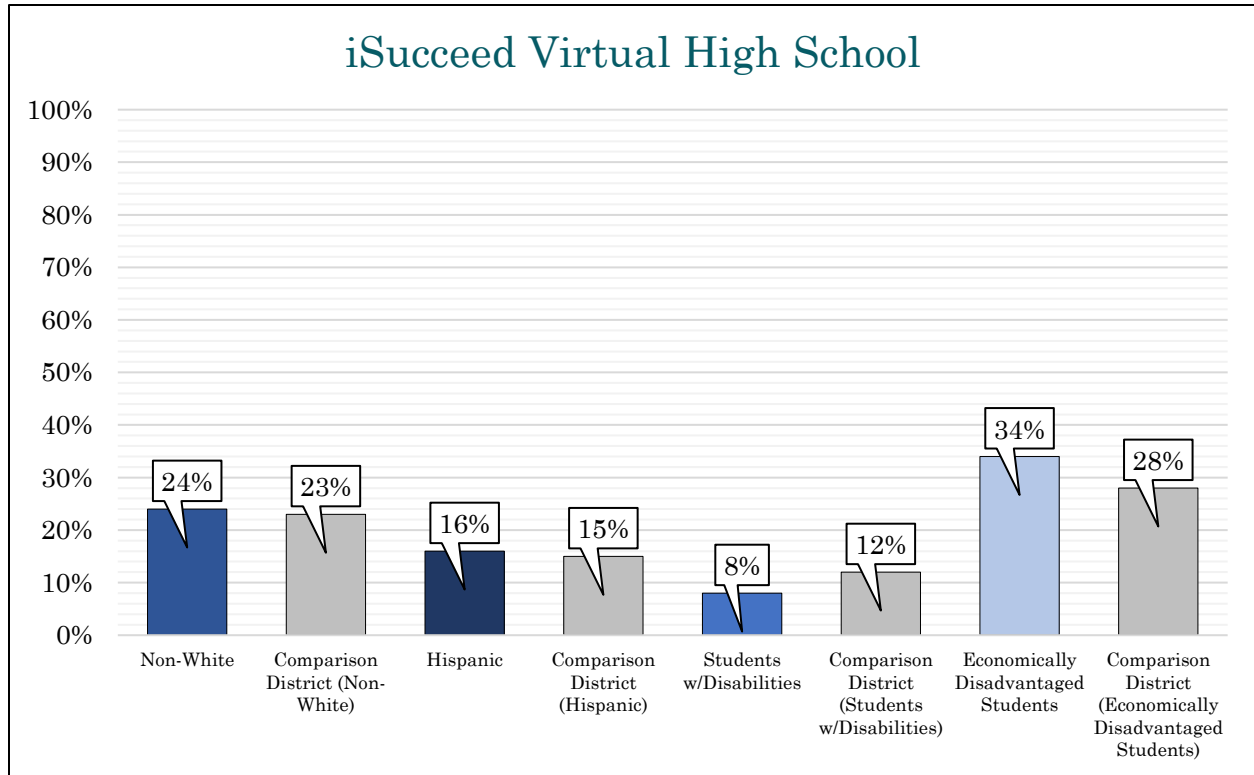
Model:	Virtual & Virtual Alternative
Enrollment Capacity:	1800
Grades Served:	7-12 th Grade

Key Design Elements:

Provide a virtual setting that allows for flexibility and individualized scheduling:

- Identify individual student needs and provide the appropriate interventions and enrichment opportunities for all students
- Provide Advisory Teachers for all students, who will support them throughout their high school career
- Foster parent involvement through a variety of opportunities to serve the school and its students
- Provide extra-curricular activities and offer opportunities for students to participate in non-academic endeavors
- Equip students with 21st Century Learning Skills and foster a technologically literate approach to learning that is both engaging and practical for use in the school setting as well as the real world

2023 DEMOGRAPHIC SUMMARY:



2022-2023 Annual Snapshot

Schools are encouraged to use this information for strategic planning and to ensure that any identified weaknesses are addressed in advance of renewal consideration.

RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
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ACADEMIC OUTCOMES:		
Math Proficiency	N_Size	Rating Not Available
ELA Proficiency	N_Size	Rating Not Available
College & Career Readiness 4Yr ACGR		

VIRTUAL ALTERNATIVE PROGRAM ACADEMIC OUTCOMES:		
Math Proficiency	N_Size	Rating Not Available
ELA Proficiency	N_Size	Rating Not Available
MATH Content Mastery	41%	Approaches Standard
ELA Content Mastery	49%	Approaches Standard
9-11 Progress Towards Graduation	6%	Does Not Meet Standard
College & Career Readiness 5Yr ACGR		Choose an item.
College & Career Readiness Additional Graduates	15%	Approaches Standard

Comments:

College & Career outcomes are unavailable at this time and will be evaluated when the data is publicly released.

2022-2023 ANNUAL SNAPSHOT-OPERATIONS

Schools are encouraged to use this information for strategic planning and to ensure that any identified weaknesses are addressed in advance of renewal consideration.

RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
--------------------------	-----------------------------------	--------------------------------	---------------------------	-----------------------------	--------------------------------------

OPERATIONAL OUTCOMES: BOARD STEWARDSHIP	
Governance Structure	Exceeds Standard
Governance Oversight	Exceeds Standard
Governance Compliance	Exceeds Standard

OPERATIONAL OUTCOMES: MANAGEMENT	
Student Services	Exceeds Standard
Data Security/Transparency	Exceeds Standard
Facility & Services	Exceeds Standard
Operational Compliance	Exceeds Standard

Comments:	
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2022-2023 ANNUAL SNAPSHOT-FINANCIAL

Schools are encouraged to use this information for strategic planning and to ensure that any identified weaknesses are addressed in advance of renewal consideration.

RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
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FINANCIAL OUTCOMES: NEAR TERM MEASURES		
Current Ratio	7.25	Exceeds Standard
Unrestricted Days Cash	420	Exceeds Standard
Default	None	Exceeds Standard
Enrollment Variance	87%	Approaches Standard

FINANCIAL OUTCOMES: SUSTAINABILITY MEASURES		
Total Margin	25.8%	Exceeds Standard
Multi-Year Cash Flow	\$2,374,579	Exceeds Standard
Debt Service Coverage Ratio	21.2	Exceeds Standard
Debt Asset Ratio	0.15	Exceeds Standard
Financial Compliance	Yes	Exceeds Standard

Comments:

Academic Outcomes

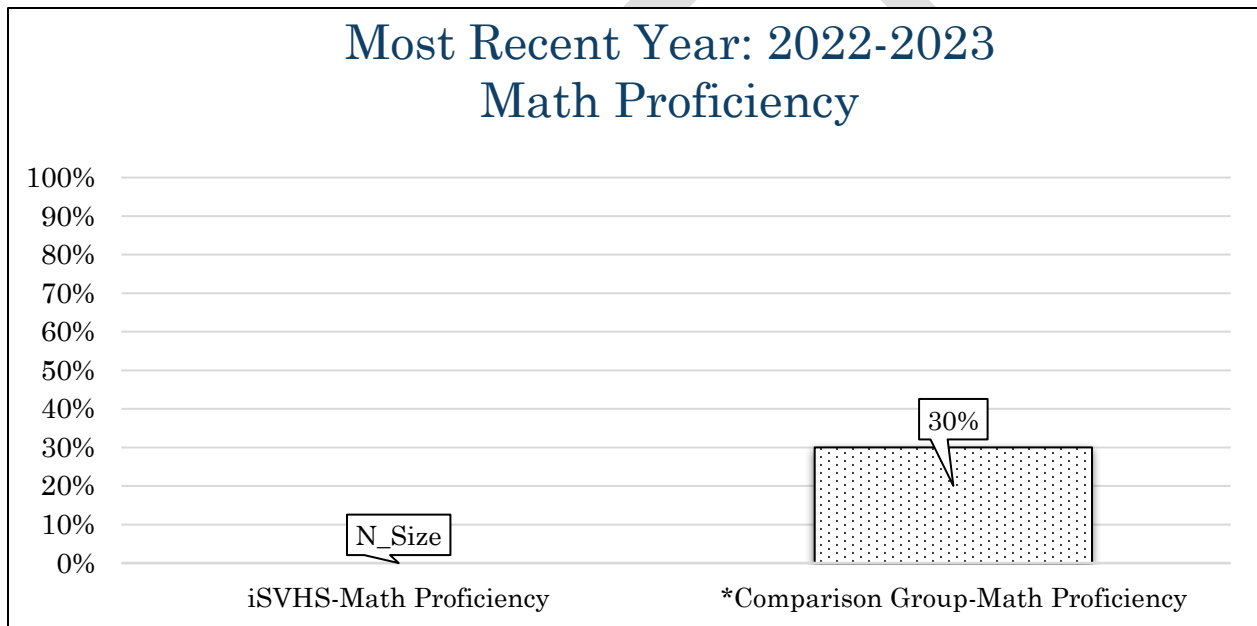
MATH PROFICIENCY

Why This Matters:

The IPCSC must determine whether the academic performance at the school represents a favorable return on the investment of public dollars. For context, the IPCSC considers the school’s performance in relation to other educational choices available to families. A school that performs as well or better than the average of its comparison group on the statewide mathematics assessment (ISAT) meets the IPCSC standard on both the math proficiency and math growth measures.

If this standard is not yet met, the school should focus its strategic planning on improving mathematics achievement outcomes to ensure the school will earn a next operational term. If the standard is met, strategic planning may focus on whatever data points will best establish and sustain an exemplary school of the specific model for which the school is chartered.

Comparison Group: All Virtual Schools in Idaho



RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
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*Please see the [Performance Framework Rubrics](#) for details regarding how each measure is rated.

MEASURE	PROFICIENCY RATING	APPLICABLE RUBRIC DESCRIPTION
MATH PROFICIENCY	N_Size	Rating Not Available Due to N_Size

Academic Outcomes

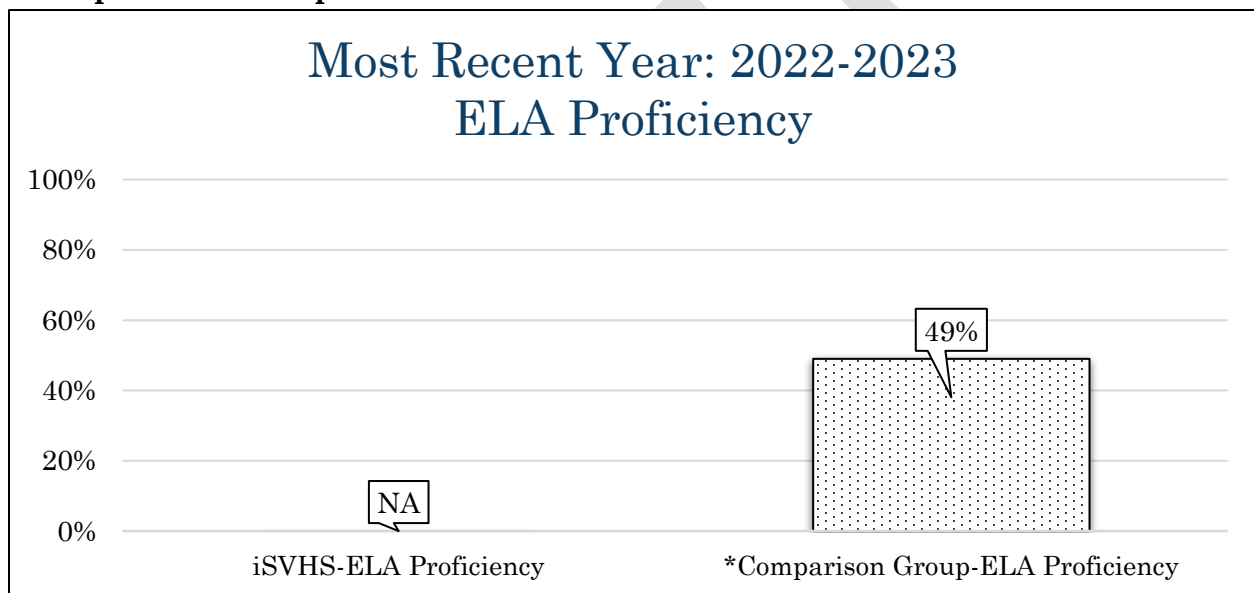
ELA PROFICIENCY

Why This Matters:

The IPCSC must determine whether the academic performance at the school represents a favorable return on the investment of public dollars. For context, the IPCSC considers the school’s performance in relation to other educational choices available to families. A school that performs as well or better than the average of its comparison group on the statewide ELA assessment (ISAT) meets the IPCSC standard on both the ELA proficiency and ELA growth measures.

If this standard is not yet met, the school should focus its strategic planning on improving these outcomes to ensure the school will earn a next operational term. If the standard is met, strategic planning may focus on whatever data points will best establish and sustain an exemplary school of the specific model for which the school is chartered.

Comparison Group: All Virtual Schools in Idaho



RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
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*Please see the [Performance Framework Rubrics](#) for details regarding how each measure is rated.

MEASURE	PROFICIENCY RATING	APPLICABLE RUBRIC DESCRIPTION
ELA PROFICIENCY	N_Size	Rating Not Available Due to N_Size

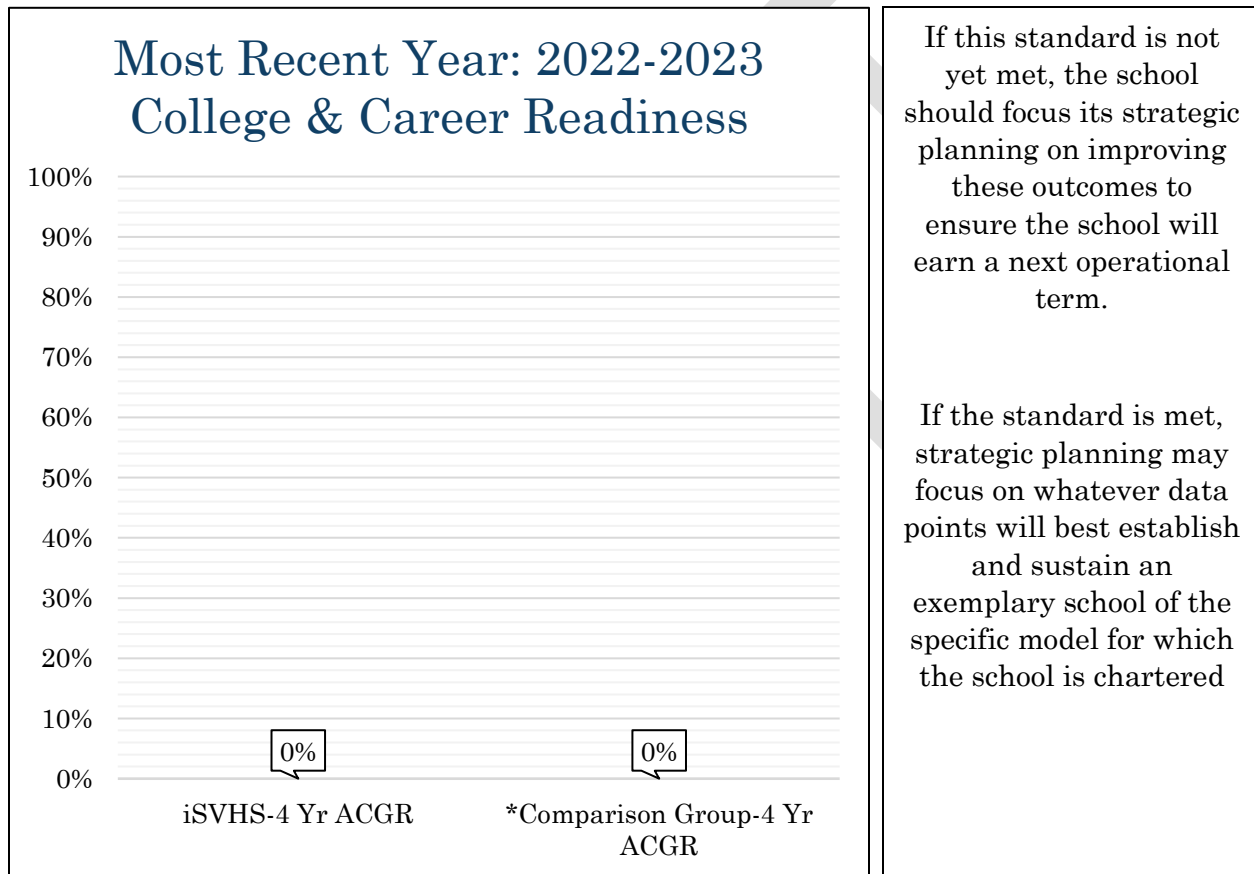
Academic Outcomes

COLLEGE & CAREER READINESS

Why This Matters:

The IPCSC must determine whether the academic performance at the school represents a favorable return on the investment of public dollars. For context, the IPCSC considers the school’s performance in relation to other educational choices available to families. A school with a 4-year graduation rate equal to or greater than the average of its comparison group meets the IPCSC standard.

Comparison Group: All Virtual Schools in Idaho



RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
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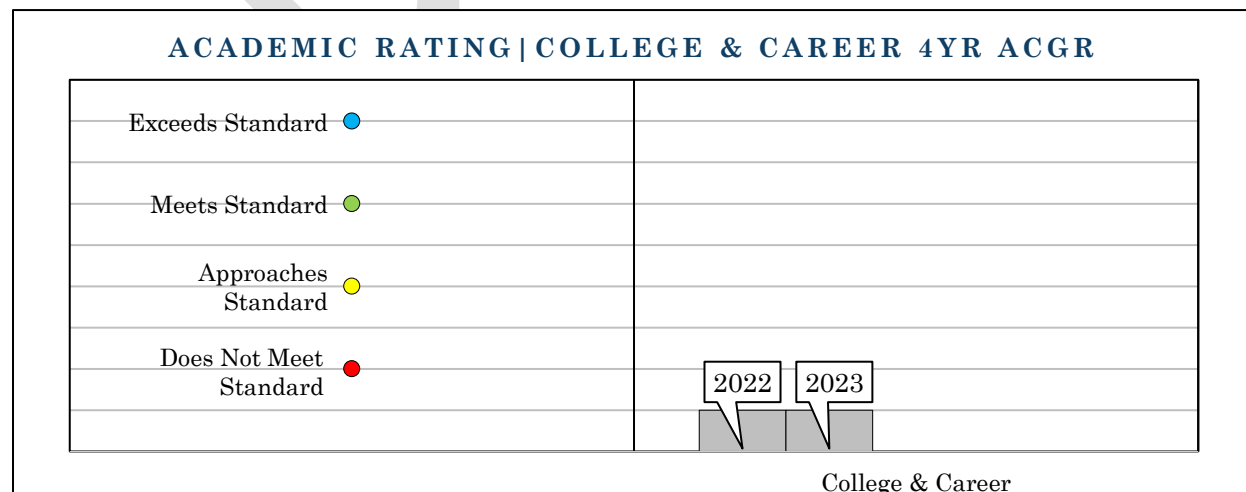
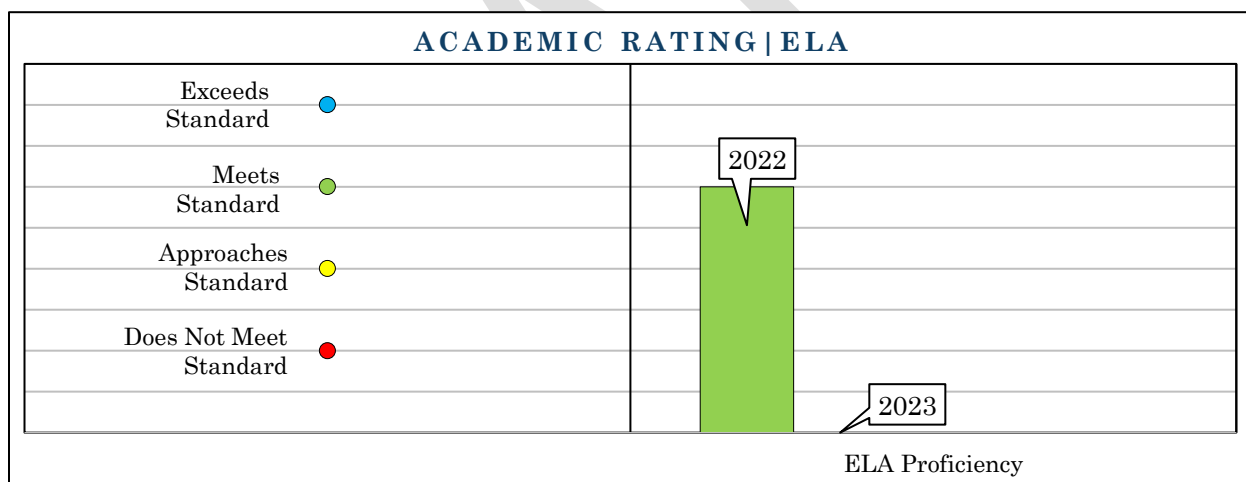
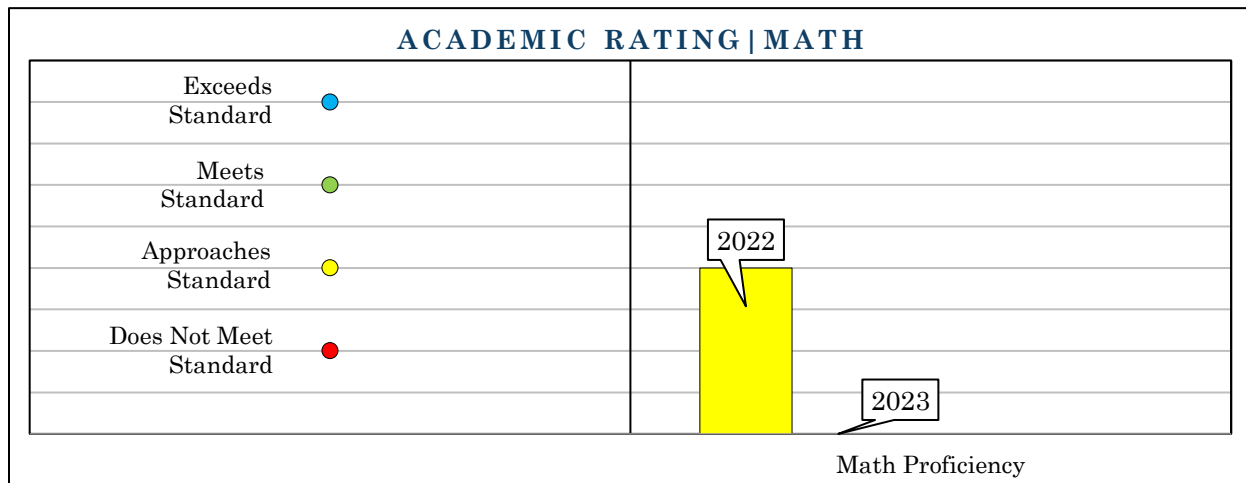
*Please see the [Performance Framework Rubrics](#) for details regarding how each measure is rated.

MEASURE	COLLEGE & CAREER RATING	APPLICABLE RUBRIC DESCRIPTION
College & Career Readiness	Choose an item.	Choose an item.

Historical Performance: Academics

The charts below provide an overview of a school’s performance throughout their current (5) year certificate term. Schools are encouraged to consider how this data might be used to drive strategic planning as the school approaches its next renewal decision.

*College & Career Readiness data & ratings were unavailable for the FY22 school year and grayed out in the chart below.



Academic Outcomes: Virtual Alternative Program

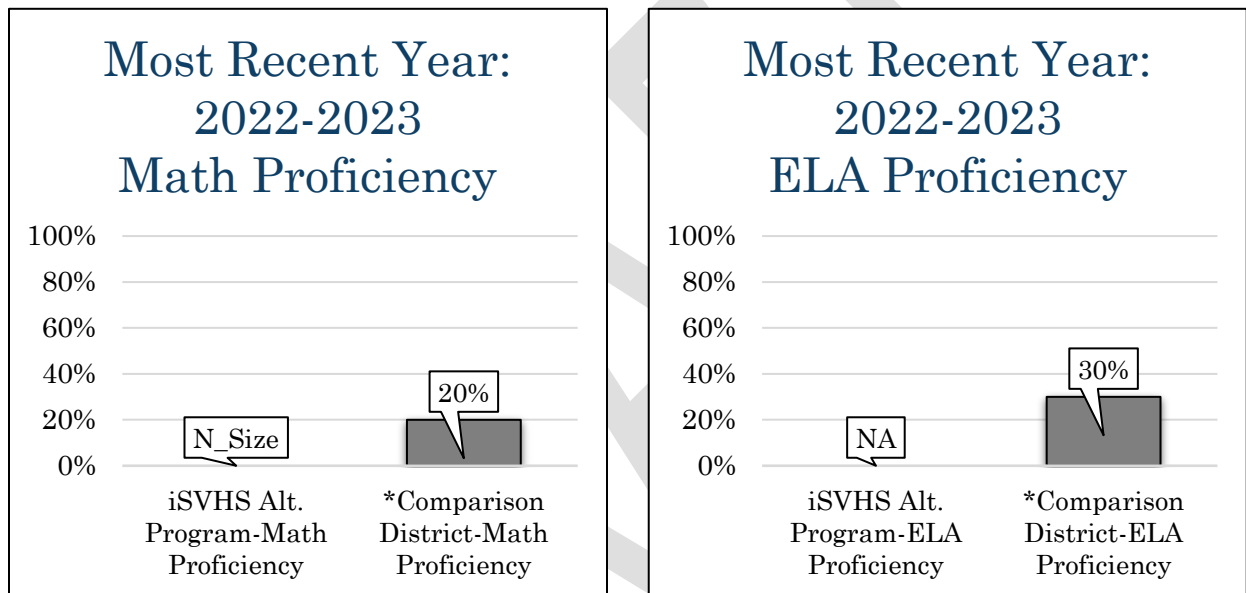
ELA & MATH PROFICIENCY

Why This Matters:

The IPCSC must determine whether the academic performance at the school represents a favorable return on the investment of public dollars. For context, the IPCSC considers the school’s performance in relation to other educational choices available to families. A school that performs as well or better than the average of its comparison group on the statewide ELA and Mathematics assessments (ISAT) meets the IPCSC standard on both the ELA and Math Proficiency measures.

If this standard is not yet met for one or both subjects, the school should focus its strategic planning on improving these outcomes to ensure the school will earn a next operational term. If the standard is met, strategic planning may focus on whatever data points will best establish and sustain an exemplary school of the specific model for which the school is chartered.

Comparison Group: All Alternative Schools in Idaho



RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
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Please see the [Performance Framework Rubrics](#) for details regarding how each measure is rated.

MEASURE	PROFICIENCY RATING	APPLICABLE RUBRIC DESCRIPTION
MATH PROFICIENCY	N_Size	Rating Not Available Due to N_Size

MEASURE	PROFICIENCY RATING	APPLICABLE RUBRIC DESCRIPTION
ELA PROFICIENCY	N_Size	Rating Not Available Due to N_Size

Academic Outcomes: Virtual Alternative Program

ELA & MATH CONTENT MASTERY

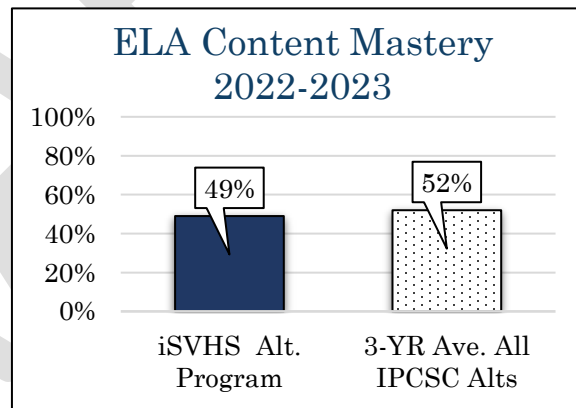
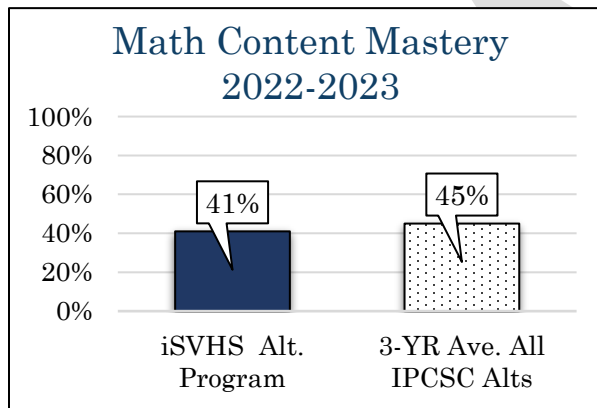
Why This Matters:

Students enrolled at alternative schools face additional barriers to academic success. Often, these students are behind in grade-level proficiency in both Math and ELA. This means that the traditional academic measures may not accurately reflect whether a school that exclusively serves at-risk students is successfully serving the needs of its student population.

The content mastery measure considers the percentage of students who were continuously enrolled at the school for the whole year who earned credit for the equivalent of one school year in Math and ELA, regardless of the grade-level of the course taken. This measure acknowledges that a student enrolled in 8th grade, may not perform well on the 8th grade ISAT assessment if his or her skills are at the 6th grade level; however, if that student mastered the content (earned full credit) in the next course in his/her own academic progression, that success should be noted for the student and the school.

This measure also considered whether students in grades 9-12 are gaining a sufficient level of learning in the crucial disciplines of Math and ELA, even though the ISAT no longer applies.

Comparison Group: All IPCSC Alternative Programs



RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
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*Please see the [Performance Framework Rubrics](#) for details regarding how each measure is rated.

MEASURE	PROFICIENCY RATING	APPLICABLE RUBRIC DESCRIPTION
Math Content Mastery	Approaches Standard	The % of continuously enrolled students who have either already completed all math graduation requirements for the equivalent of 1Yr of instruction in the discipline is below, but no more than 10% below, the school's % in the previous year.

MEASURE	PROFICIENCY RATING	APPLICABLE RUBRIC DESCRIPTION
ELA Content Mastery	Approaches Standard	The % of continuously enrolled students who have either already completed all math graduation requirements for the equivalent of 1Yr of instruction in the discipline is below, but no more than 10% below, the school's % in the previous year.

Academic Outcomes: Virtual Alternative Program

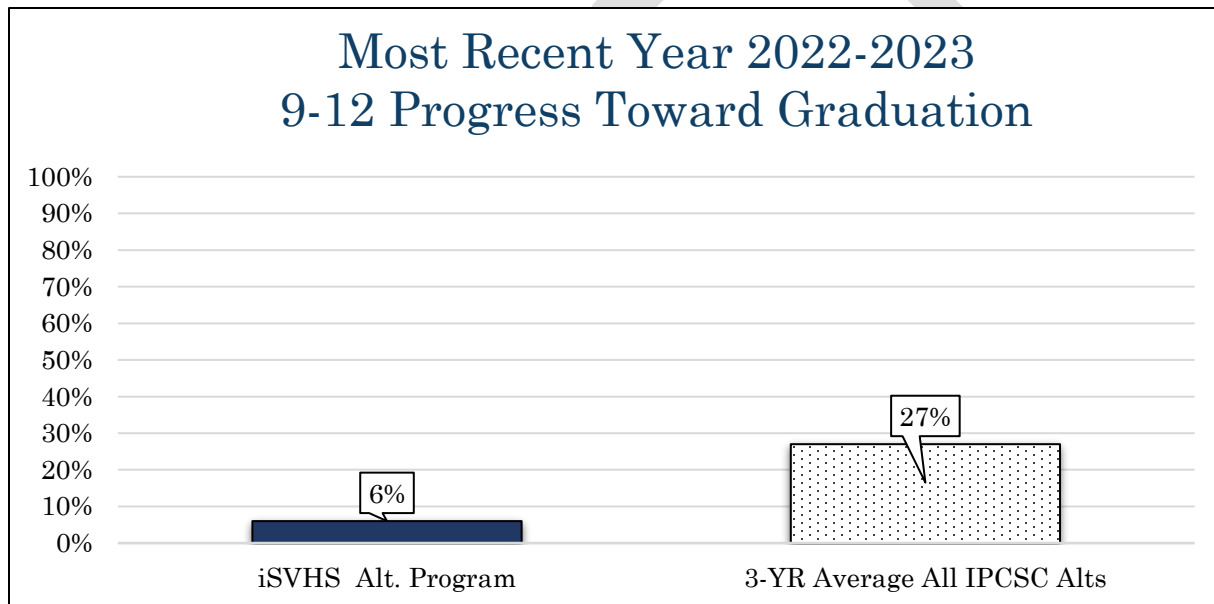
9-12 PROGRESS TOWARD GRADUATION

Why This Matters:

Students enrolled at alternative schools face additional barriers to academic success. Often, these students change schools frequently and fall behind in credits earned. As traditional academic measures only reflect the school’s success with students who were continuously enrolled for the whole school year, alternative measures are necessary to evaluate whether a school is serving all students well.

For students who are at-risk of failing to graduate, it is crucial to ensure that they earn enough credit while enrolled at a school to not fall further behind, whether they are enrolled for the whole school year or only one grading term. The 9-12 progress toward graduation measure considers whether a student successfully completed at least as many credits as expected during the time, they attended the school.

Comparison Group: All IPCSC Alternative Programs



RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
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*Please see the [Performance Framework Rubrics](#) for details regarding how each measure is rated.

MEASURE	PROFICIENCY RATING	APPLICABLE RUBRIC DESCRIPTION
9-12 Progress Towards Graduation	Does Not Meet Standard	The % of students who either completed 3 credits for every 45 days (if enrolled for at least 45 days, but not continuously enrolled), or completed 11.5 credits (if continuously enrolled) is more than 10% below the school's % in the previous Yr.

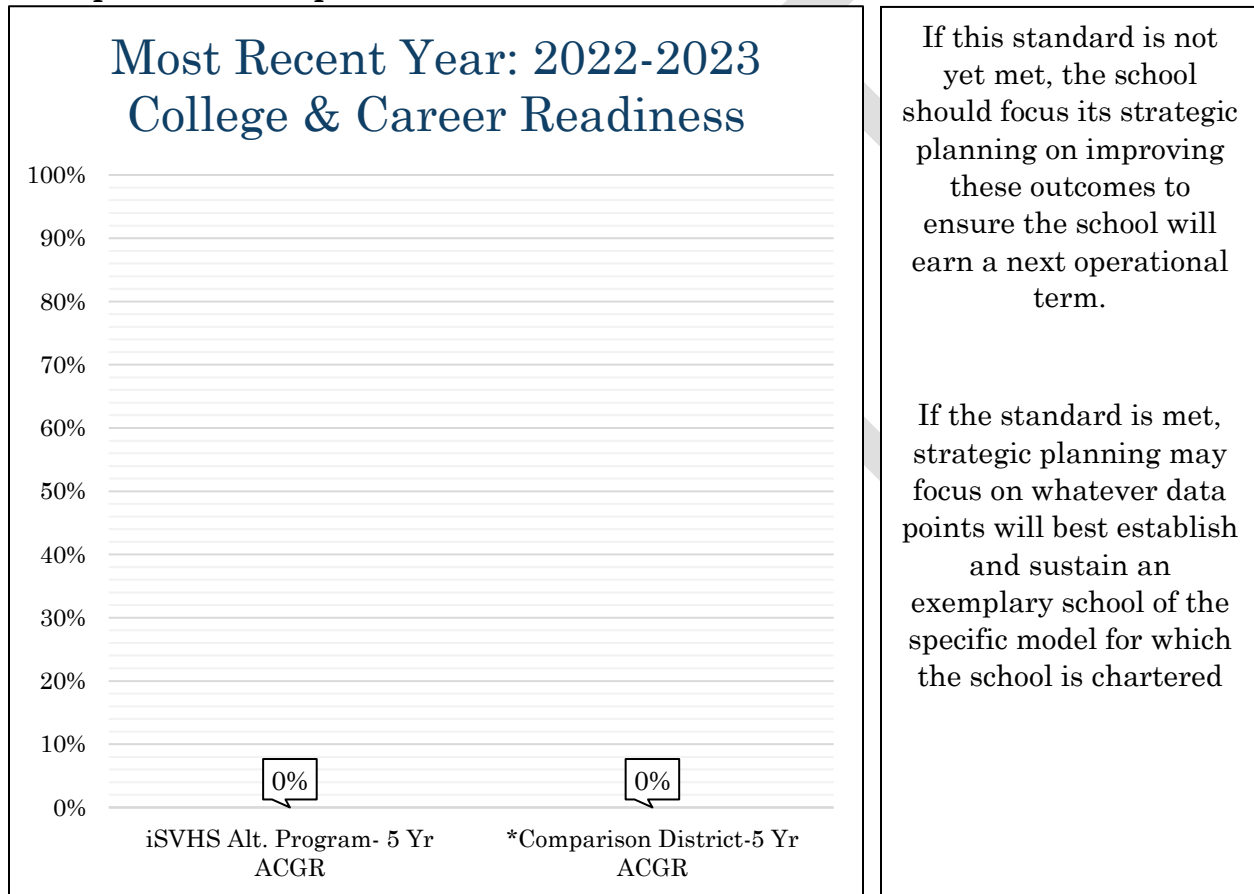
Academic Outcomes: Virtual Alternative Program

COLLEGE AND CAREER READINESS

Why This Matters:

The IPCSC must determine whether the academic performance at the school represents a favorable return on the investment of public dollars. For context, the IPCSC considers the school’s performance in relation to other educational choices available to families. A school with a 5-year graduation rate equal to or greater than the average of its comparison group meets the IPCSC standard.

Comparison Group: All Alternative Schools in Idaho



RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
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*Please see the [Performance Framework Rubrics](#) for details regarding how each measure is rated.

MEASURE	COLLEGE & CAREER RATING	APPLICABLE RUBRIC DESCRIPTION
College & Career Readiness	Choose an item.	Choose an item.

Alternative Program Academic Outcomes

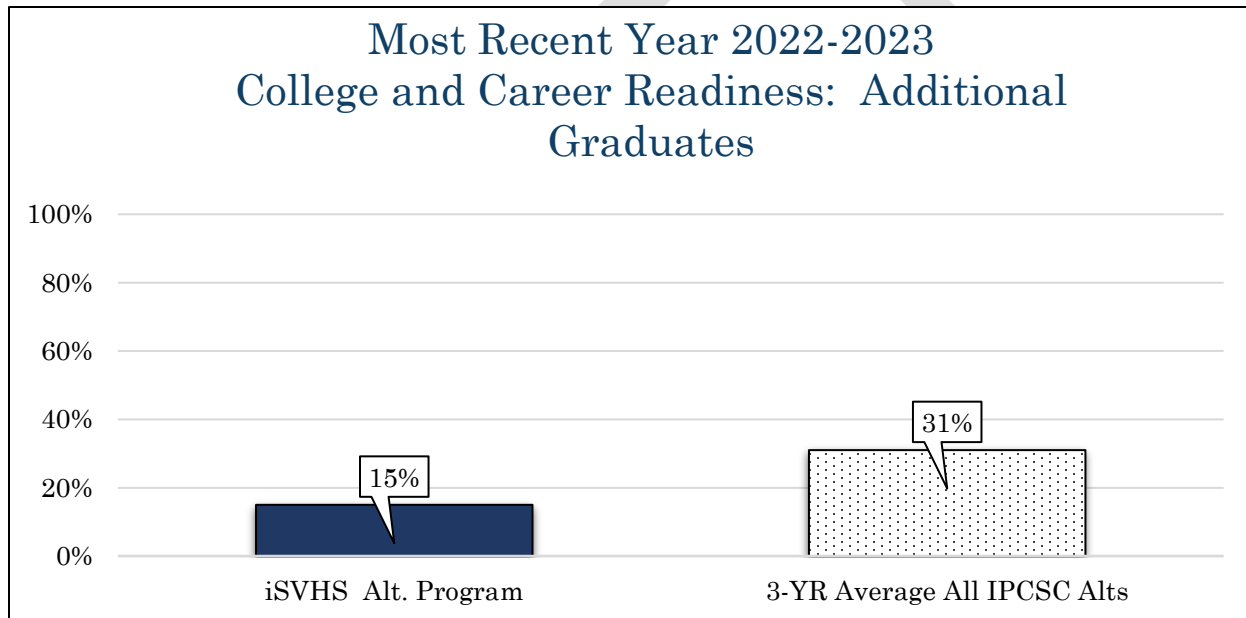
COLLEGE AND CAREER READINESS (ADDITIONAL GRADUATES)

Why This Matters:

4 and 5 Year ACGR measures capture the percentage of students who graduate 4 and 5 years after they began 9th grade. These measures speak to school success only in cases where the school retained the student for the entire 4 or 5 years. At-risk students are a more mobile population and generally enroll in several high schools throughout their high school career. This means that the traditional measures do not sufficiently help us understand whether an alternative school is serving its student population well.

The alternative college and career readiness measure allows the IPCSC to consider the percentage of students who were in enrolled as 12th grade students and graduated, regardless of when the student *should* have graduated. As this measure includes students who may be in their 6th or 7th year of high school, it helps tell more of the data story for at-risk students and the schools that serve them.

Comparison Group: All IPCSC Alternative Programs



RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
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*Please see the [Performance Framework Rubrics](#) for details regarding how each measure is rated.

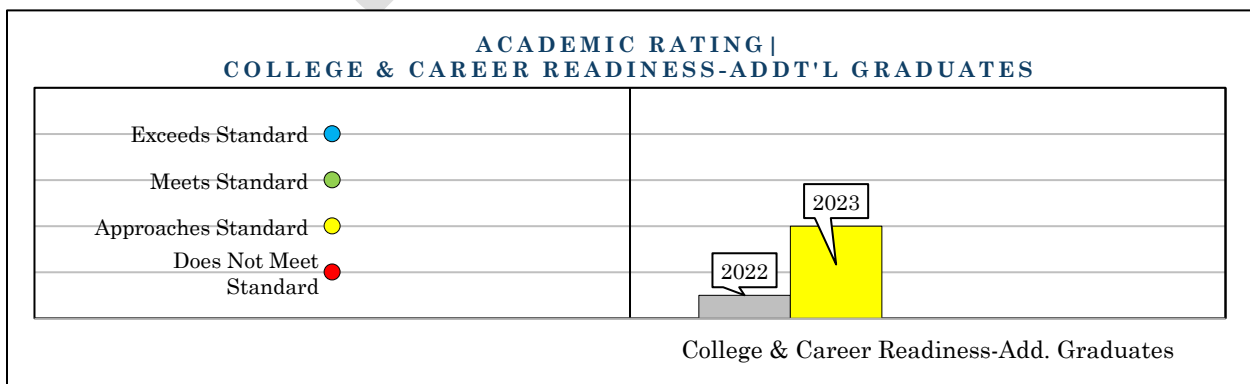
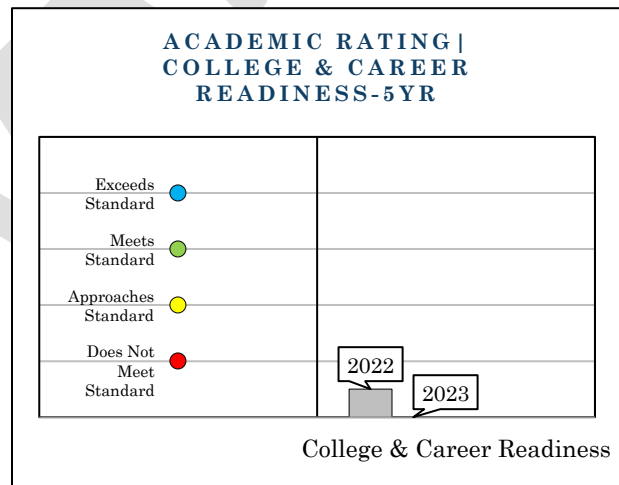
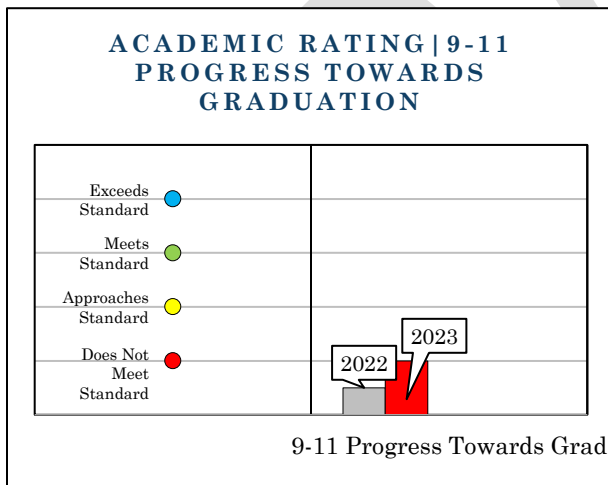
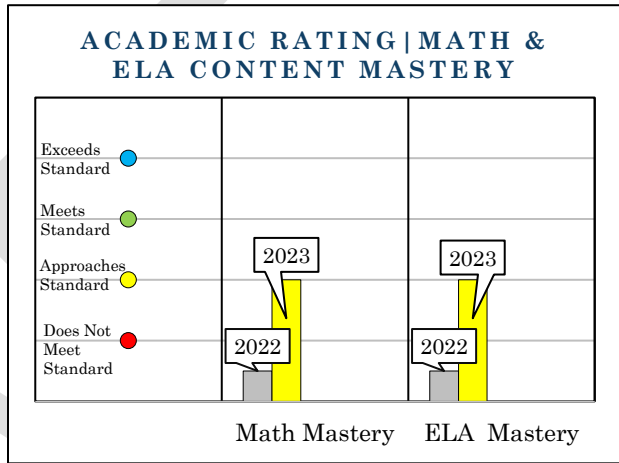
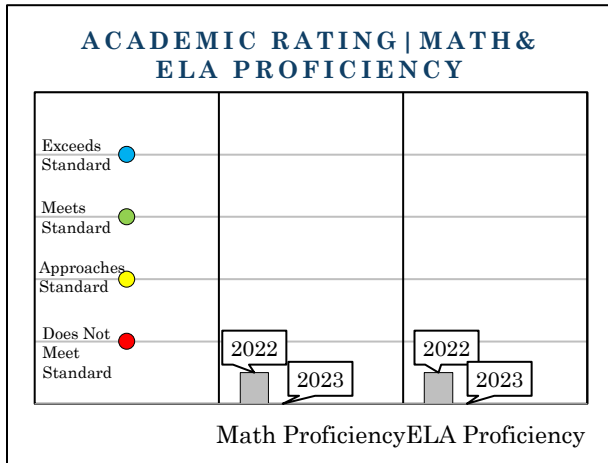
MEASURE	PROFICIENCY RATING	APPLICABLE RUBRIC DESCRIPTION
College & Career Readiness	Approaches Standard	The % of not continuously enrolled students who were enrolled for at least 45 days and were eligible to graduated in the same academic year (plus summer) who graduated is below, but no more than 10% below the school's % in the previous Yr.

Historical Performance: Academics Alternative Program

The charts below provide an overview of a school’s performance throughout their current (5) year certificate term. Schools are encouraged to consider how this data might be used to drive strategic planning as the school approaches its next renewal decision.

*Alternative outcome ratings were waived for the FY22 school year and grayed out below. College & Career Readiness data & ratings were unavailable for the FY22 school year and grayed out in the chart below.

Schools will receive ratings for alternative measures once the school has reached 3 years on the IPCSC revised framework.



Operational Outcomes

BOARD STEWARDSHIP

Why This Matters:

At the highest level, the success of a charter school is driven by the ability of its governing board to govern effectively. The measures in this section help identify the strengths and challenges faced by the school's board. *Please see the [Performance Framework Rubrics](#) for details regarding how each measure is rated.

RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
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Standard Rating: Exceeds Standard	
Governance Structure Measure	Data/Evidence Source
The board bylaws are compliant with ID law.	Most recently reviewed Bylaws 7/1/2023. *Please provide an updated to copy to IPCSC staff if any amendments have been made since the above review date.
The school's articles of incorporation are current.	Most recently updated on 6/15/2023.
The board does operate in compliance with its bylaws.	*No instances of non-compliance documented.
Investigations were not conducted into ethical behavior or conflict of interest regarding any board director this year.	*No instances of non-compliance documented.
The board did not experience Open Meeting Law violations that needed to be cured this year.	*No instances of non-compliance documented.
Comments/ Context:	

Standard Rating: Exceeds Standard	
Governance Oversight Measure	Data/Evidence Source
The board did review academic data in a timely and thorough manner.	*Annual Desk Audit No instances of non-compliance documented.
The board did review financial reports in a timely and thorough manner.	*Annual Desk Audit No instances of non-compliance documented.
The board did maintain compliant policies.	*Annual Desk Audit No instances of non-compliance documented.
The board did engage in strategic planning.	*Annual Desk Audit No instances of non-compliance documented.
The board did conduct a compliant evaluation of their school leader or management organization.	*Annual Desk Audit No instances of non-compliance documented.
Comments/ Context:	

Standard Rating: Exceeds Standard	
Governance Compliance Measure	Data/Evidence Source
The IPCSC did not issue courtesy letters to the school noting compliance concerns this year.	*No instances of non-compliance documented.
Another investigative body was not notified of concerns at this school this year.	*No instances of non-compliance documented.
Comments/ Context:	

Operational Outcomes

MANAGEMENT

Why This Matters:

The systems and structures that support school operations are an important part of the school's overall success. The measures in this section help identify the strengths and challenges that impact the school's day-to-day operations.

RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
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Standard Rating: Exceeds Standard	
Student Services	Data/Evidence Source
The school's English Language Learners program is in good standing.	*No instances of non-compliance documented.
The school's Special Education program is in good standing.	*No instances of non-compliance documented.
The school's college and career readiness program is in good standing.	Continuous Improvement Plan 2022-2023 Reviewed on: 11/10/2022
The school's Federal Programs is in good standing	
Comments/ Context:	

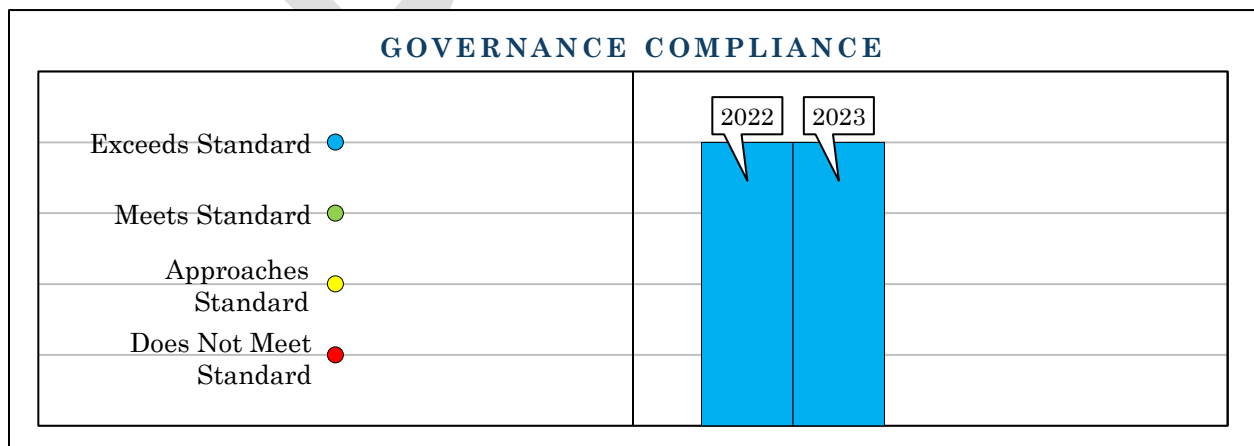
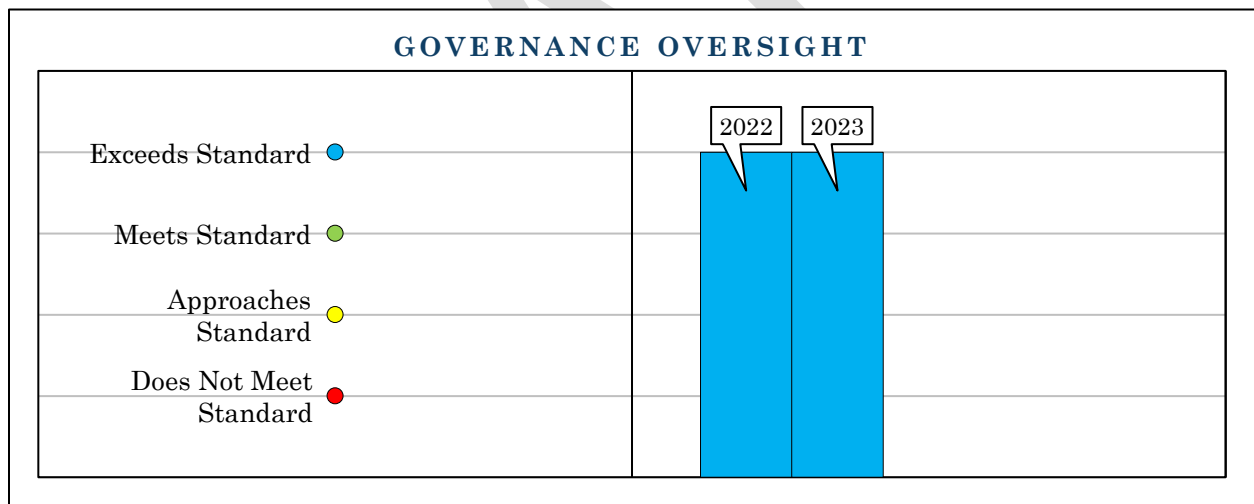
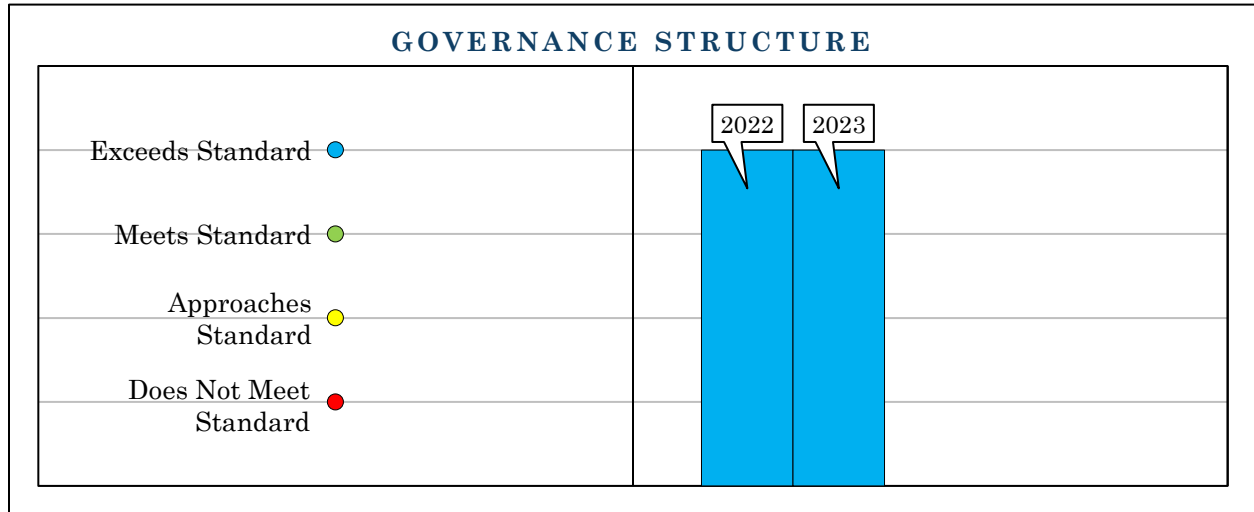
Standard Rating: Exceeds Standard	
Data Security and Information Transparency	Data/Evidence Source
The school's website is compliant and updated appropriately.	*No instances of non-compliance documented.
The school did not experience issues involving data security this year.	*No instances of non-compliance documented.
The school did not experience compliance issues with public records requests.	*No instances of non-compliance documented.
Comments/ Context:	

Standard Rating: Exceeds Standard	
Facility and Services	Data/Evidence Source
The school's occupancy certificate is current.	*No instances of non-compliance documented.
Safety inspections and evacuation drills are compliant.	Fire Inspection: 3/18/2022 Health Inspection: N/A Building Inspection: 4/13/23
The school does not provide daily transportation for students.	*No instances of non-compliance documented.
The school does not provide a National School Lunch Program.	*No instances of non-compliance documented.
Comments/ Context:	

Standard Rating: Exceeds Standard	
Operational Compliance	Data/Evidence Source
Required reports were submitted accurately and on time.	*No instances of non-compliance documented.
The enrollment process is compliant.	*No instances of non-compliance documented.
The teachers are not properly credentialed.	*No instances of non-compliance documented.
Corrective action plans were not issued by the SDE this year.	*No instances of non-compliance documented.
Comments/ Context: SDE reporting identified iSVHS has personnel with insufficient teaching credentials. Please resolve with the SDE.	

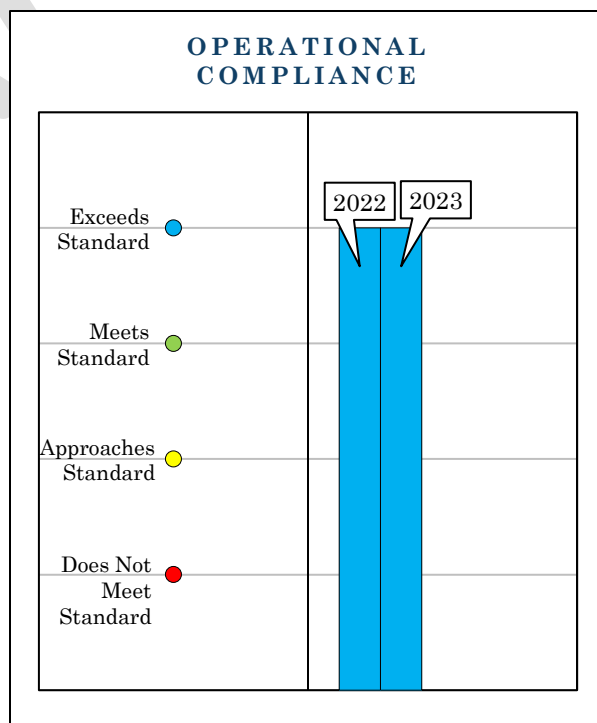
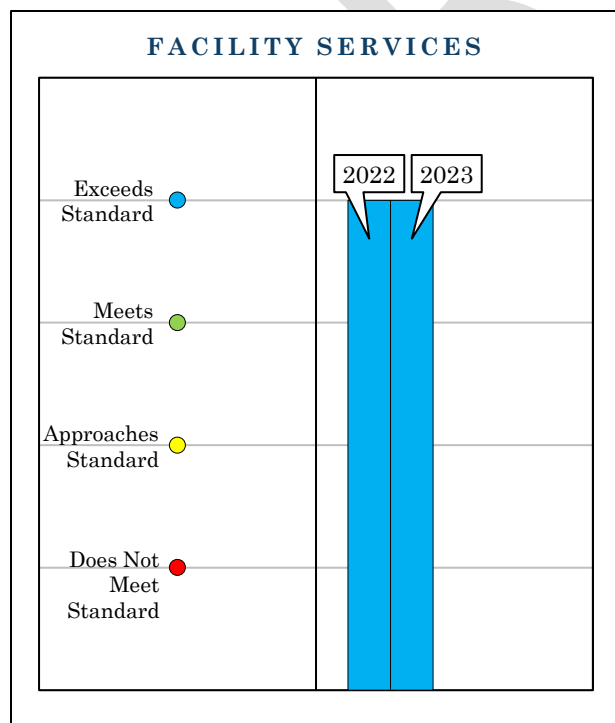
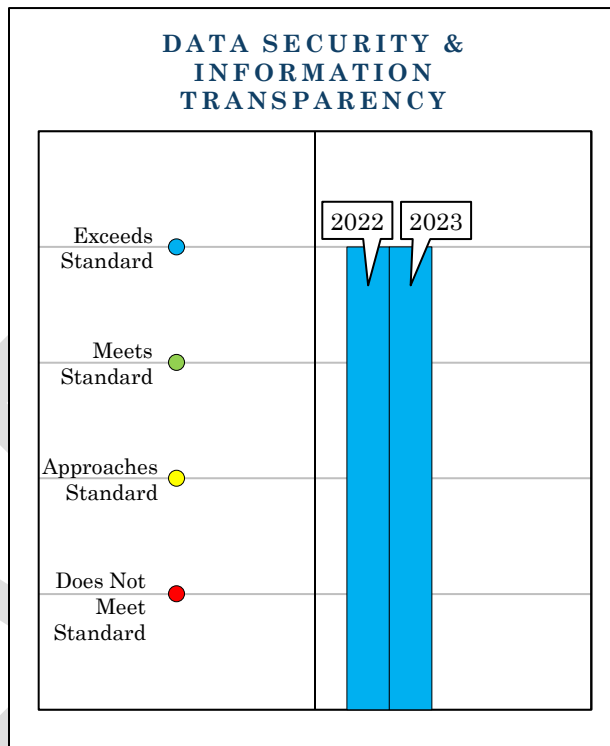
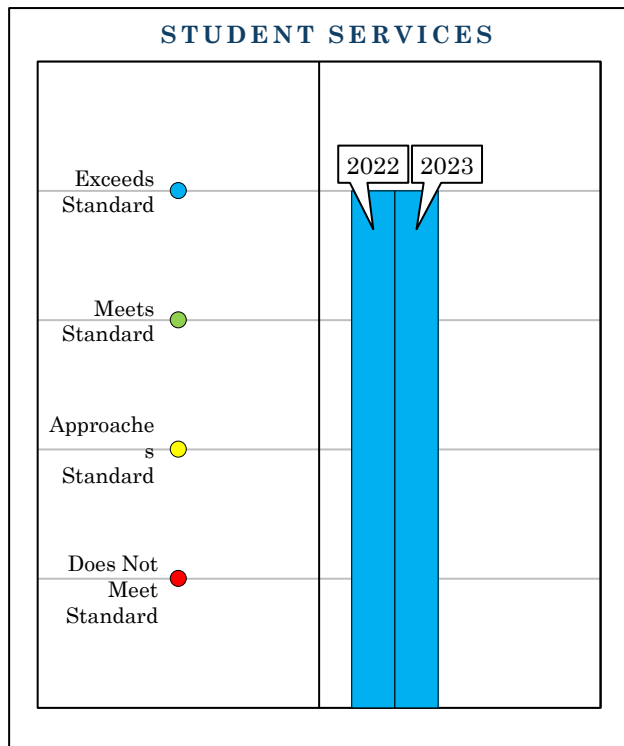
Historical Performance: Board Stewardship Measures

The charts below provide an overview of a school’s performance throughout their current (5) year certificate term. Schools are encouraged to consider how this data might be used to drive strategic planning as the school approaches its next renewal decision.



Historical Performance: Management Measures

The charts below provide an overview of a school’s performance throughout their current (5) year certificate term. Schools are encouraged to consider how this data might be used to drive strategic planning as the school approaches its next renewal decision.



Financial Outcomes

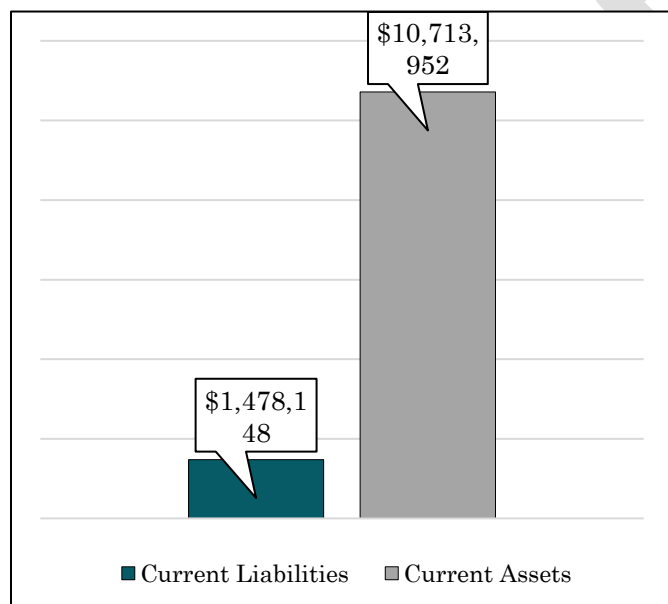
NEAR TERM MEASURES

These measures evaluate whether a school is likely to meet its financial obligations in the next year. Data sources include but are not limited to the school’s fiscal audit, state agency reporting, and school reporting requirements.

RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
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Current Ratio

The school has a current ratio of more than 1.5.	Current Ratio: 7.25	Exceeds Standard
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Why This Matters:

Current Ratio is a comparison of a school’s financial obligations due within one year (current liabilities) to the cash and investments held by the school (current assets).

A school with more assets than liabilities (a Current Ratio greater than 1.0) would be able to meet its financial obligations for the next year without relying on future revenue.

A school with more liabilities than assets

(a Current Ratio of less than 1.0) is dependent on revenue it has not yet received to meet existing financial obligations.

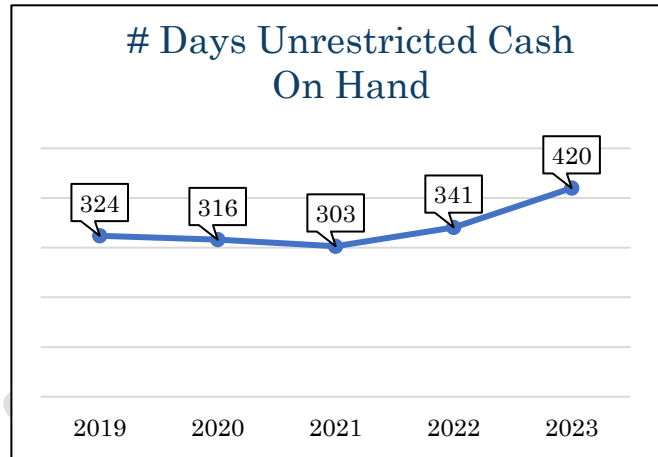
Unrestricted Days Cash

The school has more than 60 days cash on hand.	420 Days	Exceeds Standard
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Why this Matters:

This measure estimates a school's average daily cost of operations and considers the number of days a school could operate using only its available cash and investments.

A school with at least 60 days cash on hand would be able to meet its immediate financial obligations with available cash, buying the time it might take to access other current assets. Occasionally, a planned purchase may decrease this number temporarily. In those cases, 30-60 days cash on hand with an upward trend is acceptable. A school with less than 15 days cash on hand is in financial distress and is at risk of automatic closure.



Default

The school has met all financial obligations for at least 3 consecutive years.	Exceeds Standard
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Why this Matters:

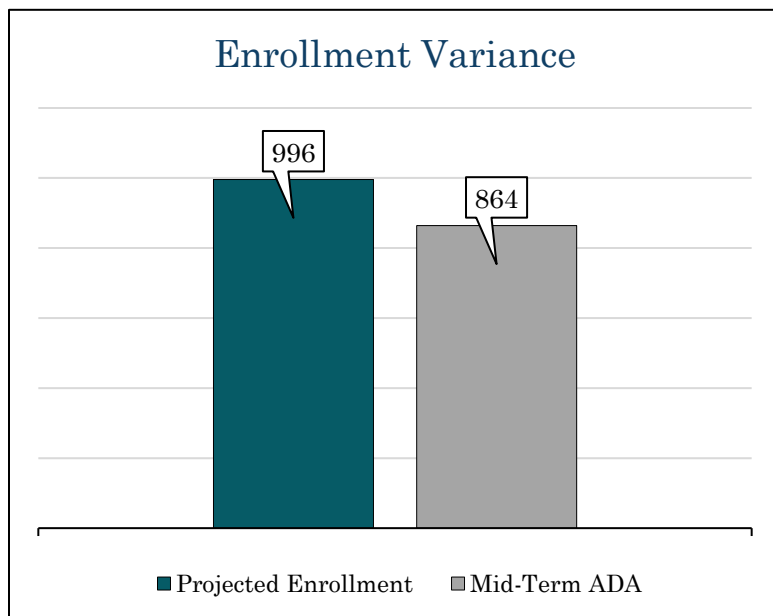
This measure identifies whether a school has defaulted on any of its financial obligations. Default can mean many things. Examples of default include: paying bills late, failing to make payroll, or inaccurately filing reports required for funding. Default can also include a failure to meet any additional requirements of long-term debt as established by the lender (such as meeting a specific enrollment target or maintaining a greater amount of cash on hand than the IPCSC requires).

Any act of default can result in disruption of services, loans being called due, or funding that is inaccurate or withheld.

Comments/Context: No instances of non-compliance documented.
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Enrollment Variance

<p>The school achieved and sustained less than 90% of its projected enrollment during the most recently completed school year, but provided a mid-year amended budget evidencing a break-even financial plan.</p>	<p>Enrollment Variance: 87%</p>	<p>Approaches Standard</p>
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Why this Matters:

The Enrollment Variance measure considers what percentage of a school’s projected enrollment was achieved. As the majority of a public school’s funding is generated by student enrollment, this measure reflects a school’s ability to execute its budget to plan.

A school that achieves at least 95% of its projected enrollment will likely experience few bumps

and may make minor adjustments. A school that achieves less than 95% of projected enrollment is likely to face budget challenges requiring more significant budget amendments and may be in financial distress.

Financial Outcomes

SUSTAINABILITY MEASURES

These measures evaluate whether a school is likely to meet its financial obligations in the next year. Data sources include but are not limited to the school’s fiscal audit, state agency reporting, and school reporting requirements.

RATING LEGEND	DOES NOT MEET STANDARD	APPROACHES STANDARD	MEETS STANDARD	EXCEEDS STANDARD	NOT RATED DUE TO PANDEMIC
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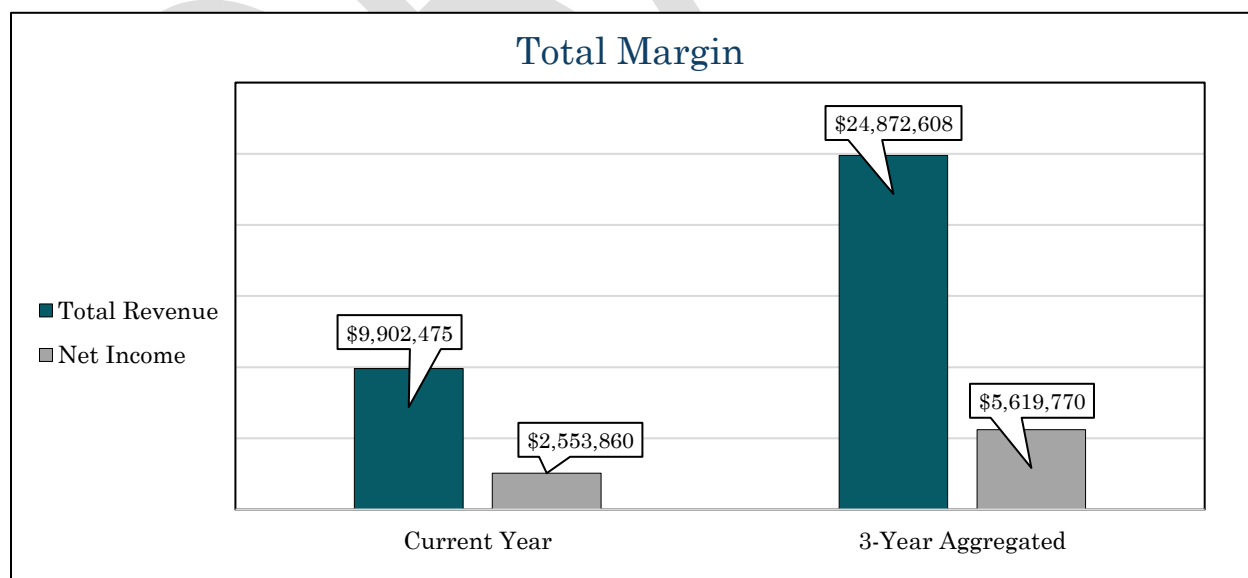
Total Margin

The school has maintained a positive total margin for at least 3 consecutive years.	CY Total Margin: 25.8% 3-Year Aggregated: 22.6%	Exceeds Standard
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Why this Matters:

The Total Margin compares a school’s total revenue to its net income. Specifically, this measure identifies what percentage of a school’s total revenue in a given year was not expended during that year. A school with a positive total margin spent less than it brought in. That is, the school is living within its means and can plan for future purchases and investments.

An occasional negative total margin may indicate that a planned or necessary purchase has taken place. This is not necessarily a negative indicator. However, if the Total Margin is chronically negative or severe decreases appear, the school may be in financial distress. Aggregating this margin over three years helps to identify these long-term trends.



Comments/Context:

*For the purposes of this calculation, pension liability is excluded from the school’s net income.

Cash Flow

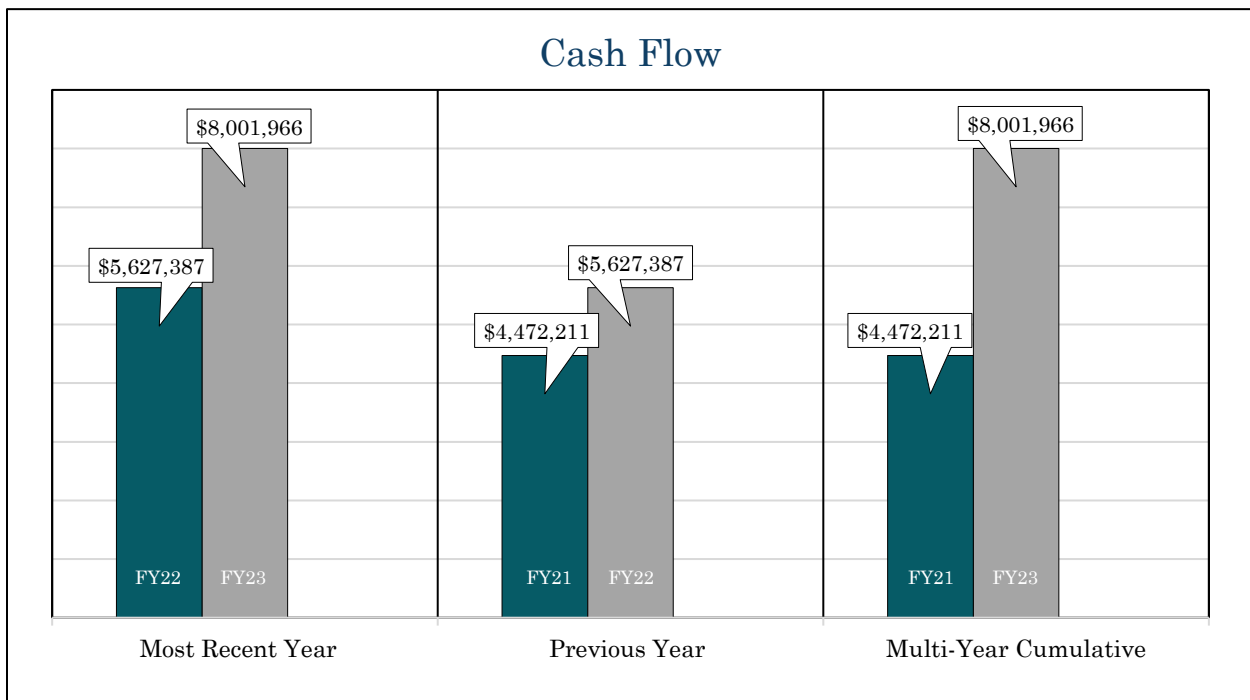
<p>The school's multi-year cumulative cash flow has been positive and the most recent year's cash flow has been positive for at least 3 consecutive years.</p>	<p>Most Recent Year: \$3,529,755 Previous Year: \$1,155,176 Multi-Year: \$2,374,579</p>	<p>Exceeds Standard</p>
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Why this Matters:

The Cash Flow measure considers the change in a school's cash balance over time. A school with a positive cash flow is increasing its reserves and is likely able to fund future projects and purchases.

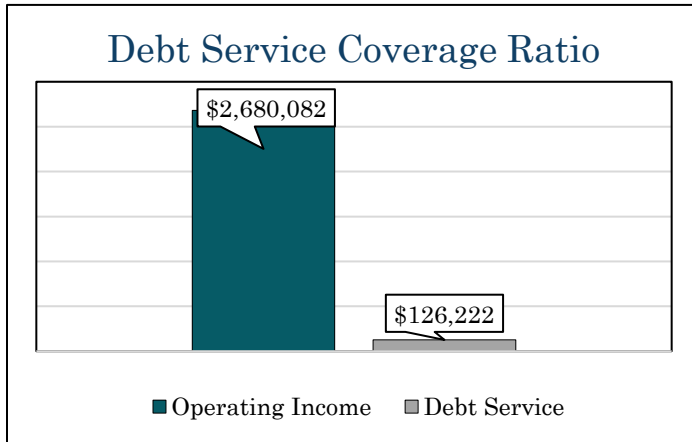
A school with a negative cash flow is using its existing reserves to fund general operations and is not likely to have the financial flexibility to fund future plans.

A multi-year cumulative cash flow helps to identify long-term trends.



Debt Service Coverage Ratio

The school's debt service coverage ratio is 1.5 or greater.	Debt Service Coverage Ratio: 21.2	Exceeds Standard
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Why this Matters:

This measure evaluates a school's ability to make payments on debt due in a given year using only that year's income. This helps determine whether a school has more debt than it can manage.

A school with more Operating Income than Debt Service (a Debt Service

Coverage Ratio greater than 1) can meet the financial obligations of their debt. A school with more Debt Service than Operating Income (a ratio of less than 1) is reliant on either reserves or revenues anticipated in future years to meet its debt obligations.

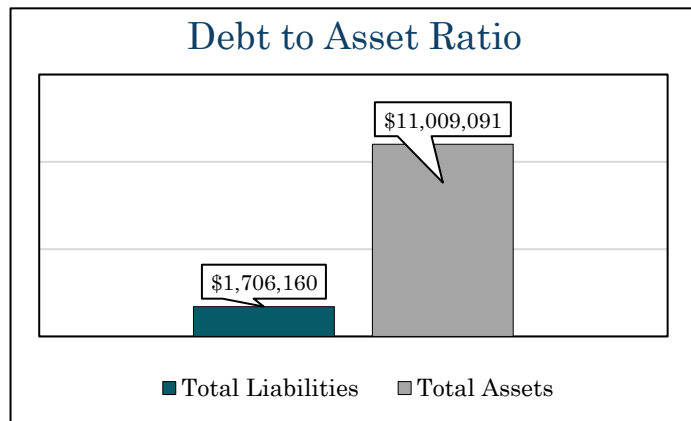
Debt to Asset Ratio

The school has maintained a debt to asset ratio less than .9 for at least 3 consecutive years.	Debt/Asset Ratio: 0.15	Exceeds Standard
--	------------------------	-------------------------

Why This Matters:

The Debt to Asset Ratio compares a school's total liabilities to its total assets. This helps determine whether a school would be able to meet both its short and long-term financial obligations.

A school whose total liabilities are 90% or less of its Total Assets is likely to be able to repay all short-term debts and still manage to set its long-term affairs in order in a worst-case scenario. A school with more liabilities than assets would not be able to meet all its financial obligations in a worst-case scenario. *Note: for the purposes of this measure, pension liability is excluded from the school's total liabilities.*

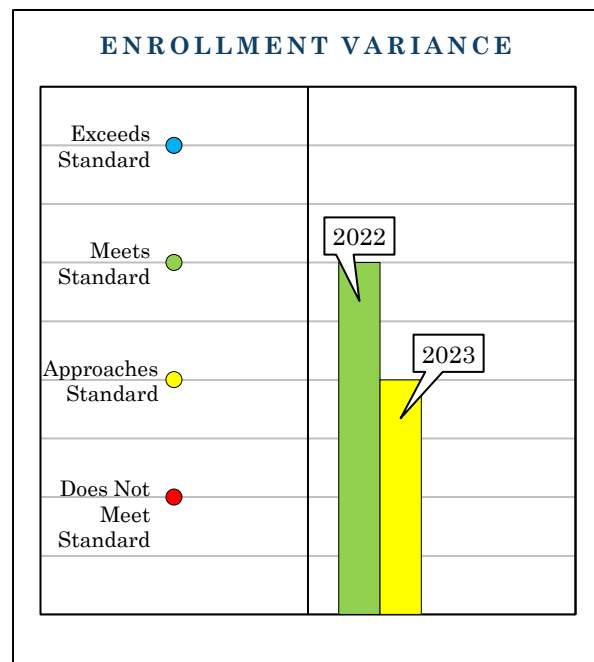
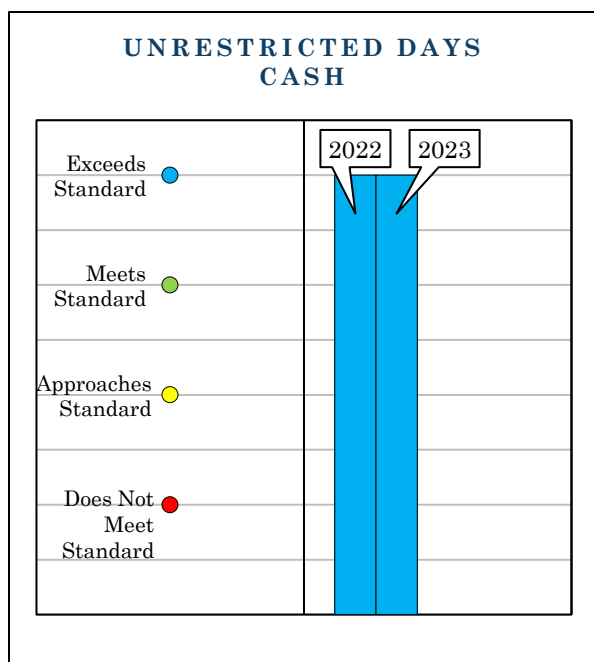
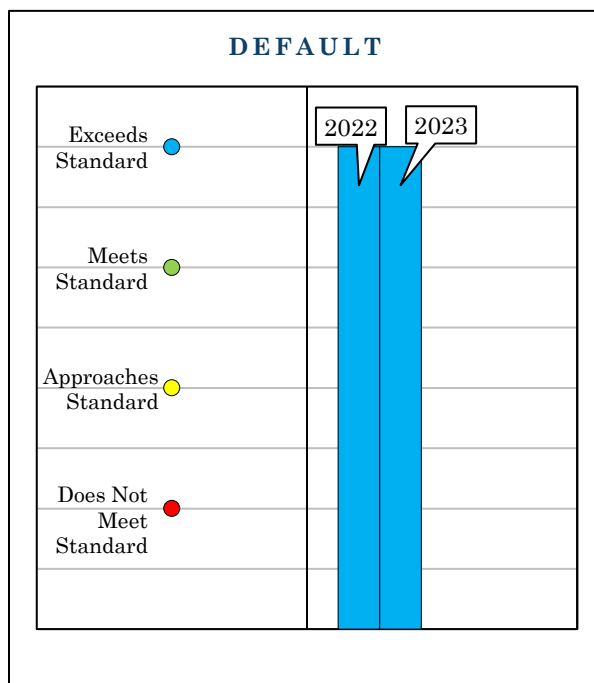
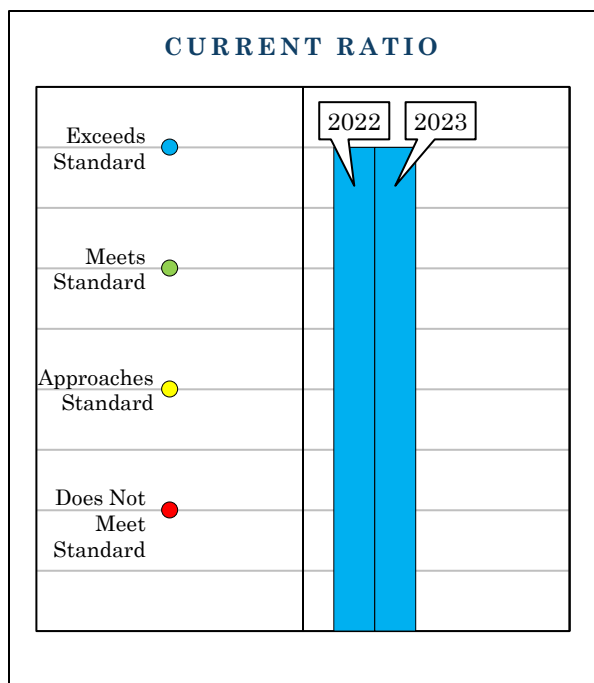


Financial Compliance

Standard Rating: Exceeds Standard	
Financial Operations	Data and/or Evidence Source
The school's finances are managed in compliance with GAAP.	Financial Audit: 10/23/23
Expenditures and contracts are posted online appropriately.	School's Expenditure Page
The school maintains compliant internal controls.	Financial Audit: 10/23/23
The school is not operating under a Notification of Fiscal Concern.	*No instances of non-compliances documented.
The school is not operating under a Notification of Possible or Imminent Closure.	*No instances of non-compliances documented.

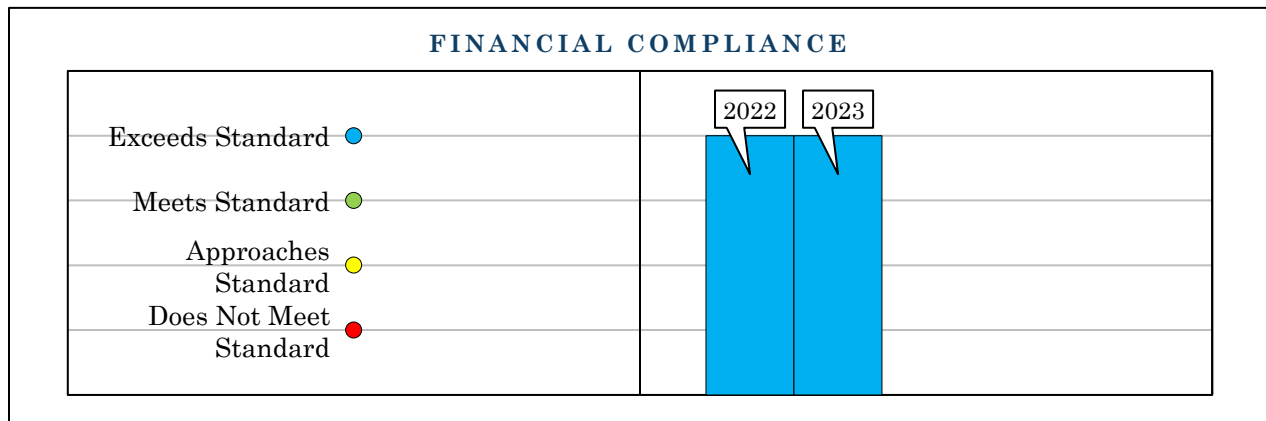
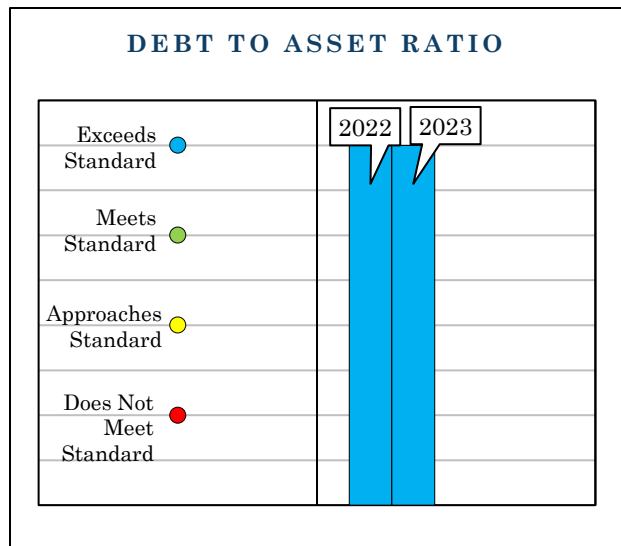
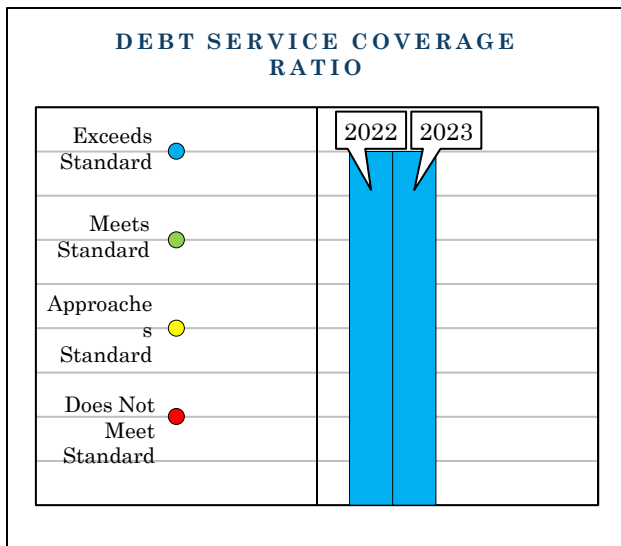
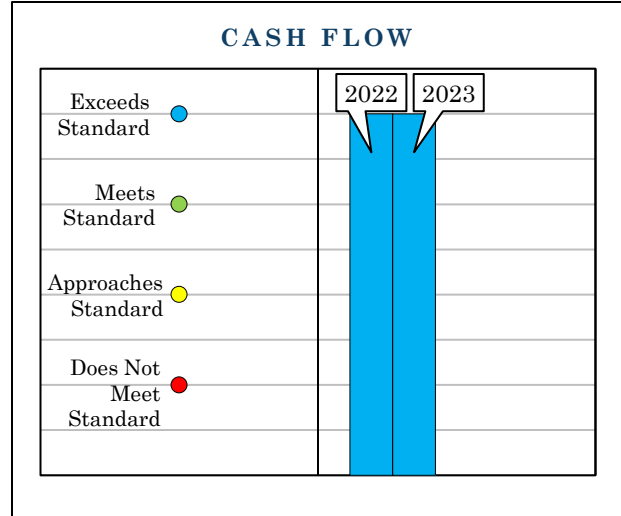
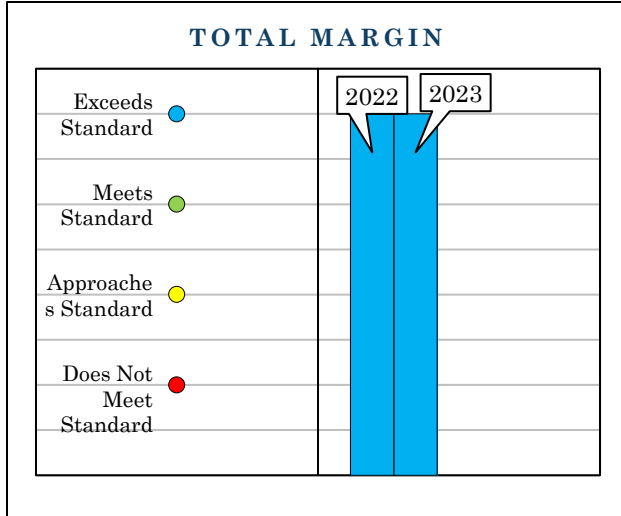
Historical Performance: Financial

The charts below provide an overview of a school's performance throughout their current (5) year certificate term. Schools are encouraged to consider how this data might be used to drive strategic planning as the school approaches its next renewal decision.



Historical Performance: Financial

The charts below provide an overview of a school's performance throughout their current (5) year certificate term. Schools are encouraged to consider how this data might be used to drive strategic planning as the school approaches its next renewal decision.



The 2022-2023 Annual Report has been prepared by the
Idaho Public Charter School Commission staff.

If you have any questions or comments, please contact
the IPCSC.



514 W. Jefferson, Suite 303
Boise, ID 83720
208-332-1561

pcsc@osbe.idaho.gov

V. CONSIDERATION OF AMENDMENT

BACKGROUND

North Star Charter School is requesting an amendment to their 2023 – 2028 Performance Certificate to remove a key design element. This change is considered a “major amendment” and as such, requires IPCSC approval.

DISCUSSION

The specific request to amend the current Performance Certificate of North Star Charter School is to remove Section 2(c) pertaining to the school’s key design element of offering an International Baccalaureate Diploma Program.

Please see the attached performance certificate (highlight section on Page 65).

SPEAKERS

Marcus Young, Board Chair
Shay Davis, Principal
Andy Horning, Head of School

IMPACT

If the IPCSC approves the amendment, the IPCSC will have 30 days in which to execute an amendment to the performance certificate.

COMMISSION ACTION

1. A motion to approve the amendment to remove language found in Section 2(c) pertaining North Star Charter School’s International Baccalaureate Diploma Program; OR
2. A motion to deny the amendment proposal for North Star Charter School’s International Baccalaureate Diploma Program.

CHARTER SCHOOL PERFORMANCE CERTIFICATE

This Performance Certificate (“Certificate”) is executed on June 8, 2023, by and between the Idaho Public Charter School Commission (the “Authorizer”) and North Star Charter School, Inc. (the “Charter Holder”) for the purpose of operating North Star Charter School (the “School”), an independent public school organized as an Idaho nonprofit corporation and established under the Public Charter Schools Act of 1998, Idaho Code section 33-5201 *et seq.*, as amended (the “Charter Schools Act”).

RECITALS

WHEREAS, North Star Charter School, Inc. is a non-profit entity incorporated with a board of directors; and

WHEREAS, on April 22, 2002, Joint School District No. 2, the Authorizer approved a charter petition for the establishment of the School; and

WHEREAS, the School began operations in the year 2003; and

WHEREAS, the Charter Schools Law was amended effective as of July 1, 2013 to require all public charter schools approved prior to July 1, 2013 to execute performance certificates with their authorizers no later than July 1, 2014;

WHEREAS, on October 9, 2014, the Authorizer, Joint School District No. 2, and the School agreed to a transfer of the School’s performance certificate and charter to the Authorizer;

WHEREAS, the School’s charter was renewed on March 1, 2018, for a five-year term of operations,

WHEREAS, on February 23, 2023, the Authorizer renewed the School’s charter for a subsequent five-year term of operations to begin July 1, 2023 and end on June 30, 2028.

NOW THEREFORE in consideration of the foregoing recitals and the mutual understandings contained herein, the Authorizer and North Star Charter School, Inc. agree as follows:

SECTION 1: TERMS OF AUTHORIZATION

- A. Establishment of School.** The Charter Holder is hereby authorized to implement at the School the program described in the Charter, attached to this Certificate as Appendix C and incorporated herein by this reference. Any significant changes to any section of the Charter, including the educational program, facilities plan, financial plan, or the management plan, during the School’s pre-operational period or first operational term shall be treated as an amendment in accordance with the Authorizer’s policy.
- B. Term of Agreement.** The School’s operational term shall be from July 1, 2023 and end on June 30, 2028. Subsequent terms of operation may be issued by the Authorizer in accordance with

Idaho Code and Authorizer policy.

SECTION 2: EDUCATIONAL PROGRAM

- A. School Mission.** The mission of the School is as follows: North Star Charter School provides students a world-class education characterized by a safe, supportive and structured learning climate that encourages high academic achievement, intellectual confidence, leadership and virtuous citizenship.
- B. Grades Served.** The School may serve students in grades Kindergarten through 12.
- C. Design Elements.** The School shall implement and maintain the following essential design elements of its educational program:
- The School will provide each student a rigorous world-class educational program, encouraging collaborative learning, academic achievement, intellectual confidence and virtuous leadership. This can be measured via observation and lesson plans.
 - Through the Character Leadership Program, the School will strive to remove fear, threat and intimidation from the classroom, creating the environment in which learning can best take place. This can be measured via observation and policy review.
 - The School will advocate for all students' social, emotional, and physical wellbeing. This can be measured via observation.
 - A Business/Economics emphasis will be woven throughout the curriculum to teach the influences of business and economic decisions in our lives, communities and world. This can be measured via observation and curriculum.
 - The School will implement the International Baccalaureate (IB) Diploma Program for grades 11-12, providing students with a curriculum that is intellectually challenging and utilizes rigorous assessments to prepare students for the demands of college and employment. This can be measured via observation, data analysis and policy review.
 - In addition to core subject matter, the school will support the development of the whole child by providing opportunities in music, art, inventiveness, and cultural awareness. This can be measured via observation and curriculum.
- D. Standardized Testing.** Students of the School shall be tested with the same standardized tests as other Idaho public school students.
- E. Accreditation.** The School shall be accredited as provided by rule of the State Board of Education. The School shall be accredited or appropriately credentialed by Cognia. All reports issued to the School from the accrediting agency shall be submitted to the Authorizer within five days of receipt.

SECTION 3: SCHOOL GOVERNANCE

- A. Governing Board.** The School shall be governed by a non-profit board of directors (the "Board") incorporated by the Charter Holder. The Board shall serve as public agents authorized by the Authorizer, in a manner that is consistent with the terms of this Certificate, so long as such provisions are in accordance with state and federal laws, rules and regulations. The Board shall have final authority with respect to the School's operation, and shall have the responsibility of

overseeing academic achievement, financial stability, and operational management of the School. The Charter Holder shall also be responsible for maintaining and enforcing a compliant Board and providing overall Board stewardship for the School.

- B. Articles of Incorporation and Bylaws.** The articles of incorporation and bylaws of the Charter Holder shall provide for governance of the operation of the School as a nonprofit corporation and a public charter school, and shall at all times be consistent with all applicable laws, rules, regulations, and this Certificate. The Charter Holder shall notify the Authorizer of any modification to the articles of incorporation or bylaws within five business days of approval by the Charter Holder.
- C. Charter Board Composition.** The composition of the Board shall at all times be determined by and consistent with the articles of incorporation and bylaws, and all applicable laws, rules, regulations, and policies. The Charter Holder shall notify the Authorizer of any changes to its composition and provide an amended School Leadership Roster within five business days of it taking effect.

SECTION 4: AUTHORIZER ROLE AND RESPONSIBILITIES

- A. Oversight Allowing Autonomy.** The Authorizer’s role shall be to evaluate the School’s performance outcomes according to this Certificate and the Performance Framework, and shall be to provide compliance oversight. The Authorizer shall comply with the provisions of the Charter Schools Act and the terms of this Certificate in a manner that does not unduly inhibit the autonomy of the School.
- B. Charter School Performance Framework.** The Charter School Performance Framework (“Performance Framework”) is attached and incorporated into this agreement as Appendix A. The Performance Framework shall be used to annually evaluate the School’s academic achievement, Board stewardship, operational management, and financial stability. The specific terms of the Performance Framework are determined by the Authorizer and shall be binding on the School.
- C. Separate Academic Evaluations.** The academic performance outcomes of the K-12 on-site program operated by the School shall be aggregated across all grades for reportability.
- D. Identified Comparison Group.** For purposes of evaluating the School against the metrics and measures established in the Performance Framework, the School’s comparison group shall be identified as described below and shall be established for the length of the Certificate term. Joint School District No. 2 (002).
- E. Authorizer to Monitor School Performance.** The Authorizer shall monitor and report on the School’s progress in relation to the indicators, measures, metrics, and targets set out in the Performance Framework. A formal report of the School’s academic, financial, and operational performance (“Performance Report”) shall be provided to the school and the public by the Authorizer annually. Data necessary to conduct this evaluation will be collected throughout the year. Additional reviews may be necessary if compliance concerns arise.
- F. School Performance.** The School shall meet standard on all measures of the Performance Framework. The Authorizer shall renew any charter in which the School met all the terms of its Certificate, including all appendices, at the time of renewal.

- G. Performance Framework as Basis for Renewal of Charter.** The School's performance in relation to the Performance Framework shall provide the basis upon which the Authorizer shall decide whether to renew the School's Charter at the end of the Certificate term.
- H. Required Reports.** The School shall prepare and submit reports as required by the Authorizer's policy.
- I. Authorizer's Right to Review.** The Authorizer maintains the right to request and review additional documentation if such becomes necessary in the course of regular oversight duties or to investigate the validity of a compliance concern. The Authorizer shall conduct its reviews in a manner that does not unduly inhibit the autonomy granted to the School.
- J. Site Visits.** The Authorizer may conduct site visits in accordance with the Authorizer's policy. Reports from any site visit shall be made available to the School and shall be included in the School's annual Performance Report.

SECTION 5: SCHOOL OPERATIONS

- A. In General.** The School and the Charter Holder shall operate at all times in accordance with all federal and state laws, rules, regulations, local ordinances, and Authorizer policies applicable to public charter schools.
- B. Maximum Enrollment.** The maximum number of students who may be enrolled in the school shall be 1020 students.
- C. Equitable Enrollment Procedures.** The School shall make student recruitment, admissions, enrollment, and retention decisions in a nondiscriminatory manner and without regard to race, color, creed, national origin, sex, marital status, religion, ancestry, disability or need for special education services. In no event may the School limit admission based on race, ethnicity, national origin, disability, gender, income level, athletic ability, or proficiency in the English language. If there are more applications to enroll in the School than there are spaces available, the School shall select students to attend using a random selection process that shall be publicly noticed and open to the public.
 - i. **Calendar.** The School shall operate on a traditional nine-month calendar in which the last day of the regular term shall fall on or before June 30
 - ii. The School will not offer a summer school session for the purpose of acceleration and/or credit recovery.
- D. School Facilities.** The School shall operate at the following location(s): 839 N Linder Road, Eagle, Idaho, 83616. The School shall provide the Authorizer with facilities documentation, including occupancy permits, fire marshal reports, building inspection reports, and health department reports for any facility newly occupied by the School, and any remodeling or construction project for which such documentation is necessary in accordance with Authorizer policy and in accordance with law, rule, regulations, and authorizer policy.
- E. Attendance Area.** The School's primary attendance area shall be used for the purposes of determining applicability of this enrollment preference category.
The School's primary attendance area is as follows: East of Can-Ada Rd, South of Beacon Light to include Lanktree Gulch to High Country to Deep Canyon, West of Highway 55 to Eagle Rd, North of Cherry Lane.

- F. Staff.** Instructional staff shall be certified as provided by rule of the State Board of Education. All full-time staff members of the School shall be covered by the Public Employee Retirement System of Idaho, federal social security, unemployment insurance, worker's compensation insurance, and health insurance.
- G. Alignment with All Applicable Law.** The School shall comply with all applicable federal and state laws, rules, and regulations. In the event any such laws, rules, or regulations are amended, the School shall be bound by any such amendment upon the effective date of said amendment.

SECTION 6: SCHOOL FINANCE

- A. General.** The School shall comply with all applicable financial and budget laws, rules, regulations, and financial reporting requirements, as well as the requirements contained in the School's Performance Framework.
- B. Financial Controls.** At all times, the Charter Holder shall ensure that the School maintains appropriate governance, managerial procedures, and financial controls, which shall include, but not be limited to: (1) commonly accepted accounting practices and the capacity to implement them; (2) a checking account; (3) adequate payroll procedures; (4) procedures for the creation and review of monthly and quarterly financial reports, which procedures shall specifically identify the individual who will be responsible for preparing such financial reports in the following fiscal year; (5) internal control procedures for cash receipts, cash disbursements and purchases; and (6) maintenance of asset registers and financial procedures for grants, all in accordance with state and federal laws, rules, regulations, and Authorizer policy.
- C. Financial Audit.** The School shall submit audited financial statements from an independent auditor to the Authorizer no later than November 1 of each year.
- D. Annual Budgets.** The School shall adopt a budget for each fiscal year, prior to the beginning of the fiscal year. The budget shall be in the Idaho Financial Accounting Reporting Management Systems (IFARMS) format or any other format as may be reasonably requested by the Authorizer.

SECTION 7: TERMINATION, NON-RENEWAL AND REVOCATION

- A. Relinquishment.** Should the Charter Holder choose to relinquish its Charter before the expiration of this Certificate, it may do so upon written notice to the Authorizer. In such a case, the Authorizer's closure protocol shall begin immediately following written notification.
- B. Nonrenewal.** The Authorizer may non-renew the Charter at the expiration of the Certificate if the School failed to meet one or more of the terms of its Certificate, including the Performance Framework. The Charter Holder may appeal a decision to non-renew directly to the State Board of Education.
- C. Revocation.** The School's Charter may be revoked as provided by Idaho Code section 33-5209C. In such an event, the Authorizer shall consider whether to revoke the School's Charter at its next regularly scheduled meeting. The decision shall be made at that time. The Charter Holder may appeal a decision to revoke directly to the State Board of Education.
- D. Closure.** The Authorizer's closure protocol shall begin immediately after a decision to relinquish is made by the Charter Holder, or a decision to revoke or non-renew or is made by the Authorizer.

Closure protocol shall begin regardless of whether the Charter Holder appeals the decision. In the event that closure protocol begins, the School shall cease operations no later than the following June 30. Closure protocol shall only cease if the State Board of Education overturns the Authorizer's decision.

SECTION 8: MISCELLANEOUS

- A. No Employee or Agency Relationship.** None of the provisions of this Certificate will be construed to create a relationship of agency, representation, joint venture, partnership, ownership, or employment between the Authorizer and the School.
- B. Additional Services.** Except as may be expressly provided in this Certificate, as set forth in any subsequent written agreement between the School and the Authorizer, or as may be required by law, neither the School nor the Authorizer shall be entitled to the use of or access to the services, supplies, or facilities of the other.
- C. No Third-Party Beneficiary.** This Certificate shall not create any rights in any third parties, nor shall any third party be entitled to enforce any rights or obligations that may be possessed by either party to this Certificate.
- D. Amendment.** This Certificate may be amended by agreement between the School and the Authorizer in accordance with Authorizer policy. All amendments must be in writing and signed by the School and the Authorizer.

IN WITNESS WHEREOF, the Authorizer and the Charter Holder have executed this Performance Certificate to be effective June 8, 2023.

Alan L Reed

Alan L Reed (Jun 14, 2023 16:09 MDT)

Jun 14, 2023

Chairman
Idaho Public Charter School Commission

R. Marcus Young

R. Marcus Young (Jun 14, 2023 14:43 MDT)

Jun 14, 2023

Chairman
North Star Charter School, Inc. Governing Board

VI. CONSIDERATION OF NEW CHARTER SCHOOL PETITION

SUBJECT

New Charter School Petition for North Idaho Classical Academy

BACKGROUND

As a state of Idaho “Authorized Chartering Entity”, The IPCSC may approve, conditionally approve, or deny new charter school petitions. Petitions are evaluated as defined in Idaho Code and Administrative Rule.

The new charter school petition for Gem Prep Ammon was initially received on September 14, 2023. IPCSC Staff collaborated with the school to provide feedback and develop the final petition and evaluation on December 5, 2023.

DISCUSSION

Please see the Petition Evaluation Report included in these materials for a full evaluation of the petition with respect to the IPCSC’s established Standard of Quality.

SPEAKERS

Dr. Jacob Francom – Principal, North Idaho Classical Academy

Marvin Lasnick – Board Chair

Ruth David – Board member

Stacy Saylor – Board member

John Bassetti – Board member

IMPACT

If the IPCSC approves the petition, the IPCSC will have 75 days in which to execute a performance certificate with the school’s governing board and the school will begin serving students in the fall of 2025.

COMMISSION ACTION

1. A motion to approve the new charter school petition for North Idaho Classical Academy as presented; OR
2. A motion to approve the new charter school petition for North Idaho Classical Academy with the following conditions: [state conditions and due dates]; OR
3. A motion to deny the new charter school petition for North Idaho Classical Academy on the following grounds: [state reasons for denial].



Initial Petition Evaluation Report
North Idaho Classical Academy
December 7th, 2023

Idaho Public Charter School Commission

514 W. Jefferson Street, Suite 303

Boise, Idaho 83702

Phone: (208)332-1561

pcsc@osbe.idaho.gov

Alan Reed, Chairman

Alex J. Adams, Interim Director

December 7th, 2023

Petition Review Summary

North Idaho Classical Academy is a proposed American classical education school located outside Bonners Ferry, Idaho. The curriculum is well-designed, and blends American values and traditional classical education elements (e.g., Latin, studying literary classics, etc.). The school plans on enrolling 210 students in grades K-6 in the first year of operations, and expand to 381 students in grades K-12 in year seven of operations. This proposed school is a replication of the Treasure Valley Classical Academy (TVCA) located in Fruitland, ID, currently in its fourth year of operations and up for renewal in 2024. TVCA is in good standing on all IPCSC framework measures.

The school's administrator is currently serving as a BLUUM fellow, providing an opportunity to have a solid, stable leader in place prior to the proposed opening date of 2025. Board directors appear to have varied backgrounds, and receive support from several advisors, including Hillsdale College.

The school expects to receive grants from JKAF (administered and approved via Bluum) in order to complete school funding and start-up costs. Documentation of financial agreements are not included in the final petition.

The petition does not currently meet the following Standards of Quality as detailed herein, and revisions should prioritize these: Section II.1.B; II.1.C; II.4.C

Summary of Section Ratings

Section 1: Educational Program ↓↓
Meets Standard
Section 3: Board Capacity and Governance Structure ↓↓
Meets Standard
Section 5: School Leadership and Management ↓↓
Meets Standard

Section 2: Financial & Facilities Plan ↓↓
Approaches Standard
Section 4: Student Demand & Primary Attendance Area ↓↓
Meets Standard
Section 6: Virtual Schools ↓↓
Not Applicable

Section I: Educational Program:

Standard Rating: Meets Standard

Comments

The petition proposes an American classical education model. The school is a Hillsdale K-12 Candidate Member School, which allows the school to use the Hillsdale curriculum free of cost through the partnership. The school will recruit teachers via a national recruitment network.

The curriculum emphasizes virtuous living, traditional learning, and civic responsibility. The curriculum is informed by the Core Knowledge Sequence, Singapore Mathematics, and the Well-Ordered language curriculum, among others. Students will also learn Latin in grades six through nine, and advanced Latin in grades ten through twelve.

Strengths:

- The curriculum is established and supported by the developing institution.

Concerns:

- No concerns with this section.

Section II: Financial and Facilities Plan

Standard Rating: Approaches Standard

Comments

The petition proposes making updates to an existing facility, with a tentative purchase and sale agreement in place. The school has secured several letters of interest from funding sources, and an agreement with BLUUM to provide back-office services during the initial years of the service agreement.

Strengths:

- A services agreement from BLUUM is included in the petition. The school has a plan for these services to phase out over the course of the initial performance certificate.
- The school has received donations from four unnamed donors totaling \$1.24 million dollars (page 104).

Concerns:

- Financial documents and letters of interest are not executed. Understanding that the school needs to have their charter authorized prior to executing financial documents, the school may be requested to provide executed service and purchase agreements and relative financing and charitable agreements to the Commission before the charter's authorized start date.
- The petition presents two facility options; however, they are for the same facility site, with the second option providing a more scaled-down option by reducing the use and construction of the existing school buildings. This maybe a particular risk as the proposed contract contains language that provides an "out-clause" (page 151) which may require a separate site if terms cannot be met.

Section III: Board Capacity and Governance Structure

Standard Rating: Meets Standard

Comments

The board is comprised of five members, including a software company owner/executive at Kapex Technology, CEO of BLUUM, a former registered nurse (St. Luke's), a retired bank executive and home renovation owner/operator at The Saylor Corp., and an Information Technology auditor at Stratagroup.

The board is part of a network, American Classical Schools of Idaho (ACSI). ACSI manages two schools in the IPCSC portfolio, Treasure Valley Classical Academy (TVCA) and Idaho Novus Classical Academy (INCA).

The board also has two advisors: Major General Mark Dillon, with military and education consulting background, and Dr. Jon Fennell, chairman of the Education Department at Hillsdale College.

Strengths:

- The board currently oversees two charter schools in the IPCSC portfolio (Treasure Valley Classical Academy, Idaho Novus Classical Academy).
- The board has a plethora of experience and members possess a wide range of skills that aid in executing their responsibilities.

Concerns:

- No concerns with this section.

Governance Capacity Interview Summary

Interview Date: December 5th, 2023

Present: Marvin Lasnick, Ruth David, Stacy Saylor, John Bessetti

IPCSC Staff Present: Jared Dawson, Mel Rivera, Jacob Smith

Personal introductions – Please take a moment to introduce yourself and share a little about the role you’ve played in the petition process so far.

1. How do you define what a successful charter school looks like?

Finding an excellent school leader is important. The location and layout of an area is important as well. The curriculum is also important, and increased experience provides opportunities for financing that hadn’t been seen in the past. This also helps, as teachers are coming to them looking for positions.

2. What are some of your biggest lessons learned and changes made since your first school began operations? What challenges remain to be addressed?

Have facilities identified up front, in order to ensure that all planned spaces are available and able to acquire. Two board members visited the facility a couple of weeks ago, the current owner of the facility is very supportive, and kind of a partner. The board has developed very supportive partners in this process.

3. What are your plans for recruiting students? What are your thoughts on recruiting for a school in what might be considered a smaller market area?

Staff do source from other schools, and there is strong recruiting and strong interest. Apartments built on an adjacent property owned by the seller are available for teachers moving to the area to help with housing. Relationship with seller is “kind of” a partnership, nothing written/executed for housing help, etc. Teachers interested so far mostly seem to have experience with the classical model.

4. What has been or what will be the board’s involvement in negotiating contracts, like purchasing the property, construction of the buildings, curriculum purchase, service providers?

ACSI leadership (e.g., Executive Director Lambert) takes the lead on negotiations and major contracts. He is inclusive on contracts, hands them off with a recommendation, board talks through and approves contracts. Chair Lasnick is more involved up front in communication with Executive Director, as progresses will branch out to more than Chair. Legal counsel is also involved in reviewing contract language, identifying risk, etc.

5. How will you involve the community and also be available for the community to participate in board meetings? Will you have board meetings at the school campus during the year?

There is potential for travel; the model is to have someone local to the community for network schools, and have someone from local community on board to represent. Parent/teacher committees with a board liaison are also ways to maintain availability. The Executive Director has property in the community, and will be involved in the community in that way as well.

Follow-up question related to facility safety, as facility is spread out, etc. TVCA is the model.

Follow-up question related to board member on-boarding. The Governance Committee is working on a packet for board members. Hillsdale provides board training that new board members are required to attend.

6. Do you have any questions for us?

Questions related to Commission meeting addressed.

Section IV: Student Demand and Primary Attendance Area

Standard Rating: Meets Standard

Comments

The school intends to open in the Fall of 2025, initially serving grades K-6, adding one grade level each year to expand to grades K-12 by year seven of operations (the school will serve grades K-10 in the final year of the initial performance certificate). The school will enroll 210 students in year one, reaching a maximum capacity of 381 students in year seven of operations.

Strengths:

- The petition presents a plan for growth throughout the life of the initial performance certificate period.

Concerns:

- All research indicates that an attrition rate of 3-7% may not be manageable. The petition states that another school in the network experienced attrition rates of 8.3% (9th grade) and 7.8% (10th grade). While the school may adjust its budget to accommodate a higher attrition rate, the lower end of the attrition rates proposed in the petition may not be realistic.
- The petition states that “there are over 3000 students under 18 years of age in Boundary County, and there are estimated to be over 5000 students in the northern part of Bonner County,” according to census.gov (page 106). School-age children (5-17) on the same site comprise 2336 students in Boundary County. This may be a more accurate representation of the number of students available for the initial enrollment.

Section V: School Leadership and Management

Standard Rating: Meets Standard

Comments

The school has identified a founding principal, who is currently a Bluum fellow. Dr. Jacob Francom, the founding principal, has experience in both classroom education and school administration.

Strengths:

- The founding principal has an extensive background in education and administration.
- The administration is well-connected to the day-to-day operations through teaching assignments.

Concerns:

- No concerns with this section.

Section VI: Virtual Schools

Not Applicable