

IN THE SENATE

SENATE BILL NO. 1325

BY EDUCATION COMMITTEE

AN ACT

1 RELATING TO PUBLIC SCHOOL FUNDING; AMENDING CHAPTER 10, TITLE 33, IDAHO
2 CODE, BY THE ADDITION OF A NEW SECTION 33-1002A, IDAHO CODE, TO PROVIDE
3 FUNDING FOR MIDDLE SCHOOL, JUNIOR HIGH SCHOOL AND HIGH SCHOOL STUDENTS
4 ATTENDING SCHOOL IN MORE THAN ONE SCHOOL DISTRICT OR PUBLIC CHARTER
5 SCHOOL, HOME SCHOOL OR PRIVATE SCHOOL, TO DEFINE A TERM AND TO PROVIDE
6 FOR RULES.
7

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

9 SECTION 1. That Chapter 10, Title 33, Idaho Code, be, and the same is
10 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
11 ignated as Section 33-1002A, Idaho Code, and to read as follows:

12 33-1002A. STUDENTS ATTENDING SCHOOL IN MORE THAN ONE IDAHO JURISDIC-
13 TION. (1) Beginning in fiscal year 2015, for middle school, junior high
14 school and high school students attending school in more than one (1) school
15 district or public charter school, home school or private school, attendance
16 shall be counted and divided based upon the number of credits for which the
17 student is enrolled with each entity; provided however, that no private
18 or home school shall receive a state allocation of funds. At no time will
19 the student's attendance in two (2) or more schools result in a total count
20 of more than one (1) student in average daily attendance. The provisions
21 of this section shall not apply to any course that causes the total number
22 of credits for which a student is enrolled to exceed the maximum number of
23 credits of instruction offered at the school district or public charter
24 school in which the student is primarily enrolled. For the purposes of this
25 section, the term "primarily enrolled" means the school district or public
26 charter school in which the student is enrolled for the largest number of
27 credits. School districts and public charter schools shall receive average
28 daily attendance funding pursuant to the provisions of this section even if a
29 majority of the student's enrollment is in a private or home school.

30 (2) The state board of education is hereby authorized to promulgate
31 rules necessary for the implementation of the provisions of this section.