



**Tracking #:** A170-2017-13  
**Status:** DFM Analyst: Recommended 03/13/17  
 Gov's Office: Recommended 03/14/17  
 DFM Admin: Approved 03/15/17

## Administrative Rules Request Form

<b>Agency Name:</b> Education, Department of	<b>Submitted on:</b> 03/10/2017
<b>Primary Contact:</b> Doug Scott <b>Phone:</b> 208-332-6856	<b>Email:</b> ddscott@sde.idaho.gov
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<b>Person Authorizing Rule:</b> Pete Koehler <b>Phone:</b> 208-332-6814	<b>Email:</b> pkoehler@sde.idaho.gov
<b>Statutory Authority for the rule making (Idaho Code, Federal Statute or Regulation):</b> Section 33-105, 33-1006, 33-1506, 33-1508, and 33-1511, Idaho Code	
<b>Title, Chapter, and Possible Docket (IDAPA) Number:</b> 08.02.02 Rules Governing Uniformity	
<b>This rule is:</b> <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Temporary <input type="checkbox"/> Proposed/Temporary	<b>Effective Date:</b>
<b>Agency has determined according to Idaho Code 67-5220(1):</b> <input checked="" type="checkbox"/> This rule is to be negotiated Agency certifies that the rule : <input type="checkbox"/> has been <input checked="" type="checkbox"/> will be negotiated with interested persons as outlined in Idaho Code 67-5220(3).  <input type="checkbox"/> Negotiation of this rule is not feasible <input type="checkbox"/> Rule is temporary; or <input type="checkbox"/> Lack of identifiable representatives of affected interests; or <input type="checkbox"/> Rule is simple in nature; or <input type="checkbox"/> Affected interests are not likely to reach consensus; or <input type="checkbox"/> Other.	
<b>Please explain:</b>	
<b>Provide a fiscal impact statement for all programs affected. Be sure to reflect both positive and negative impacts and to include all fund sources including both the General Fund and dedicated funds:</b> There will be a fiscal impact that will now allow field trips to be part of the reimbursement formula.	
<b>Provide a short explanation of the need for this rule:</b> The Standards for Idaho School Buses and Operations (SISBO) manual, the incorporated by reference document, needs to be updated to reflect changes of federal and state law. These updates must be identified within the manual and may include increasing clarification of operating and manufacturing procedures, among other topics that will be discussed during negotiated rulemaking.	
<b>Does this rule adopt amendments to materials previously incorporated by reference?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <b>Filename:</b> A170-2017-13.docx	
<b>Provide a short summary of the changes this rule makes:</b> This rule language change updates the Standards for Idaho School Buses and Operations, the incorporated by reference document, with the new approval date by the State Board of Education.	
<b>Provide a list of those persons or interested group(s) affected by the rule:</b> Superintendents, district business managers, transportation supervisors, and other interested parties.	
<b>DFM Analyst:</b> David Hahn	<b>Recommendation:</b> <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Pending <b>Date:</b> 03/13/2017
<b>Comments:</b> This rule updates the standards for school buses and operations.	
<b>Fiscal Impact Comments:</b> There will likely be additional impact from this rule beyond what has already been identified in SB 1123, as it pertains to the reinstatement of field trips as an allowable cost within a school districts transportation support program budget. The fiscal impact will depend on the criteria used to allow for reimbursement. According to SDE staff, transportation programs may struggle with resources to provide the service.	

**Special Assistant:** Marilyn Whitney

**Recommendation:**  Recommended  Not Recommended

**Date:** 03/14/2017

**Comments:**

The fiscal note on the bill indicated an estimated \$2.25 million and \$ 2.5 million per year impact but noted that there is expected to be sufficient funding in the existing amount reserved for transportation funding.

**DFM Administrator Action:** 03/15/2017

Authorized to Advance to Rulemaking Process, DFM to review draft rule prior to publication

Approved  Not Approved