

2023 PROPOSED ISBA RESOLUTION NO. 8

MODIFICATION TO DEFINITION TO RECOGNIZE PUBLIC SCHOOLS AS PUBLIC FACILITIES TO COLLECT IMPACT FEES

WHEREAS, section 67-8203(24), Idaho Code, excludes public school facilities from the list of “Public facilities”; and

WHEREAS, public school facilities are an integral part of all Idaho communities; and

WHEREAS, public school facilities are required to fund many aspects of a public facilities recognized by the current definition, including water storage, roads, streets, traffic signals, landscaping, parks, open space and recreation areas, and related capital improvements and public safety facilities; and

WHEREAS, current capital construction funding models place an excessive burden on current residents; and

WHEREAS, state funding of new construction and improvements is inadequate; and

WHEREAS, growing districts have no mechanism to respond to growth without placing a heavy burden on current tax payers.

NOW, THEREFORE BE IT RESOLVED, that the Idaho School Boards Association work with the Idaho State Department of Education, Idaho State Board of Education, and the Idaho Legislature to amend Idaho Code to add “Public School Facilities” to 67-8203(24), Idaho Code.

STATEMENT OF PURPOSE

Adding “Public School Facilities” to the definition of “Public Facilities” in Section 67-8203(24) would allow school districts to access funding under Title 67 Chapter 82 for the purpose stated in Idaho Code 67-8202, namely to create “an equitable program for planning and financing public facilities needed to serve new growth and development,” which “is necessary in order to promote and accommodate orderly growth and development and to protect the public health, safety, and general welfare of the citizens of the state of Idaho”.

Submitted by Kuna Joint School District No. 003

ISBA Executive Board Recommendation: Do Pass

Michelle Lippert, ISBA Region 1 Chair, will present the ISBA recommendation during the annual business session.