

TITLE 33
EDUCATION

CHAPTER 59
IDAHO SCHOOL SAFETY AND SECURITY ACT

33-5901. SHORT TITLE. This chapter shall be known and may be cited as the "Idaho School Safety and Security Act."

[(33-5901) 33-5801, added 2016, ch. 192, sec. 1, p. 534; am. and redesign. 2017, ch. 58, sec. 16, p. 110.]

33-5902. LEGISLATIVE INTENT. It is the intent of the legislature that the purpose of this chapter is to:

(1) Promote the safety and security of the students attending the public educational institutions of the state;

(2) Provide recommendations, systems and training to assist public educational institutions at all levels for the safety and security of students;

(3) Enhance the safety and security resources available to public educational institutions;

(4) Ensure that periodic security assessments of statewide public educational institutions are conducted and reported;

(5) Ensure that surveys are conducted and research information is reported to appropriate parties;

(6) Promote the use of technical methods, devices and improvements to address school security;

(7) Encourage the recognition of security design to be incorporated in future construction or renovation of public educational institutions; and

(8) Provide written reports of security assessments to appropriate school administrative authorities.

[(33-5902) 33-5802, added 2016, ch. 192, sec. 1, p. 534; am. and redesign. 2017, ch. 58, sec. 16, p. 110.]

33-5903. DEFINITION. For the purposes of this chapter, "public educational facility" means all structures and buildings existing now or constructed in the future that are owned, leased or used by public educational institutions, which include public colleges, public community colleges, public universities, public school districts, public charter schools, or a school for children in any grade kindergarten through 12 that is operated by the state of Idaho receiving state funding.

[(33-5903) 33-5803, added 2016, ch. 192, sec. 1, p. 534; am. and redesign. 2017, ch. 58, sec. 16, p. 110.]

33-5904. SCHOOL SAFETY AND SECURITY PROGRAM. (1) There is hereby established in the office of the state board of education the school safety and security program. The executive director of the office of the state board of education may hire a manager of the school safety and security program who shall be responsible for the performance of the regular administrative functions of the program and other duties as the executive director may direct. The manager of the school safety and security program shall be a nonclassified employee. The executive director of the office of the state board of

education may employ persons in addition to the manager in other positions or capacities as necessary to fulfill the responsibilities of the school safety and security program as set forth in this section. The executive director of the state board of education shall provide an office, office equipment, and facilities as may be reasonably necessary for the proper performance of the duties of the program manager and other program personnel.

(2) The executive director of the office of the state board of education and the manager and other personnel of the school safety and security program may enter all public educational facilities in this state at reasonable times to conduct annual assessments for consistency with the school safety and security guidelines developed by the Idaho school safety and security advisory board. To the extent possible, such assessments should occur simultaneously with inspections conducted pursuant to section [39-8008](#), Idaho Code. The school safety and security program shall prepare a written report for each security assessment it conducts. At a minimum, such reports shall include any safety or security vulnerabilities found in the subject school and recommendations for remedying such vulnerabilities. The program shall provide a copy of the report to the local education agency or institution and to the school principal or institution president. The program shall also prepare an annual report, a copy of which shall be submitted to the state board of education and to the Idaho school safety and security advisory board each year.

(3) Upon request of any public educational institution, the school safety and security program shall provide training and technical assistance on best practices and resources for school safety and security as set forth in the guidelines established by the Idaho school safety and security advisory board.

(4) The office of the state board of education may receive grant moneys on behalf of the school safety and security program to carry out the responsibilities of the program.

(5) On July 1 of each year, or as soon as practicable, the state controller shall transfer three hundred thousand dollars (\$300,000) from the public school income fund to the school safety and security program's miscellaneous revenue fund 0349-36 for the purposes of this section.

[(33-5904) 33-5804, added 2016, ch. 192, sec. 1, p. 534; am. and re-desig. 2017, ch. 58, sec. 16, p. 111; am. 2021, ch. 98, sec. 1, p. 330.]

33-5905. IDAHO SCHOOL SAFETY AND SECURITY ADVISORY BOARD. (1) There is hereby established in the office of the state board of education the Idaho school safety and security advisory board. The advisory board shall consist of thirteen (13) members as follows:

- (a) Four (4) members appointed by the governor as follows:
 - (i) One (1) parent of a student who attends an Idaho public school;
 - (ii) One (1) teacher who teaches in an Idaho public school;
 - (iii) One (1) representative of a local school board; and
 - (iv) One (1) representative of school superintendents;
- (b) The state superintendent of public instruction or the superintendent's designee;
- (c) One (1) representative from the state board of education;
- (d) One (1) representative from the Idaho state police;
- (e) One (1) representative from the Idaho chiefs of police association;
- (f) One (1) representative from the Idaho sheriffs' association;

(g) One (1) representative from the Idaho office of emergency management;

(h) One (1) representative from the Idaho fire chiefs association; and

(i) Two (2) representatives from the state legislature that shall include one (1) member from the senate appointed by the president pro tempore of the senate and one (1) member from the house of representatives appointed by the speaker of the house of representatives.

(2) The members of the advisory board shall serve the following terms:

(a) The gubernatorial appointees shall serve terms of three (3) years.

(b) All other members shall serve terms of two (2) years.

(3) A vacancy on the advisory board shall be filled in the same manner as the original appointment and for the balance of the unexpired term.

(4) The advisory board shall appoint a chairperson from among its members for a term certain.

(5) The members of the advisory board shall be compensated as provided in section [59-509](#)(b), Idaho Code.

(6) The advisory board shall meet at least annually, but may meet more frequently subject to the call of the chairperson.

[(33-5905) 33-5805, added 2016, ch. 192, sec. 1, p. 535; am. and re-desig. 2017, ch. 58, sec. 16, p. 111; am. 2021, ch. 98, sec. 2, p. 331.]

33-5906. POWERS AND DUTIES OF THE IDAHO SCHOOL SAFETY AND SECURITY ADVISORY BOARD. The Idaho school safety and security advisory board shall:

(1) Develop, annually review, and modify, if necessary, school safety and security guidelines for the school safety and security program to use in conducting its annual assessments, training, and technical assistance pursuant to section [33-5904](#), Idaho Code;

(2) Regularly assess safety and security resources that may be used in public educational facilities; and

(3) On or before February 1 of each year, report to the legislature and to the governor on the status of school safety and security in the Idaho public educational facilities.

[(33-5906) 33-5806, added 2016, ch. 192, sec. 1, p. 536; am. and re-desig. 2017, ch. 58, sec. 16, p. 112; am. 2021, ch. 98, sec. 3, p. 332.]