

MINUTES



Kansas State Board of Education
Tuesday, July 11, 2023

CALL TO ORDER

Chair Melanie Haas called the monthly meeting of the Kansas State Board of Education to order at 10:00 a.m. Tuesday, July 11, 2023, in the Board Room of the Landon State Office Building, 900 SW Jackson St., Topeka, Kansas.

(00:14:38)

ROLL CALL

The following Board members were present:

Betty Arnold	Deena Horst
Michelle Dombrosky	Ann Mah
Melanie Haas	Jim McNiece
Dennis Hershberger	Jim Porter
Cathy Hopkins	Danny Zeck

STATE BOARD MISSION STATEMENT, MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

Chair Haas read both the Board’s Mission Statement and Kansans Can Vision Statement. She then asked for a moment of silence after which the Pledge of Allegiance was recited.

APPROVAL OF AGENDA

Chair Haas asked to vote on consent agenda items 17c, d, v, w, y and z separately from all other items per request from Mrs. Dombrosky and Mrs. Hopkins. Mrs. Arnold moved to approve the day’s agenda as amended. Mrs. Dombrosky seconded. Motion carried 10-0.

MOTION
(00:21:16)

APPROVAL OF THE MAY MEETING MINUTES

Mrs. Arnold moved to approve the minutes of the June 13 and 14, 2023 regular Board meeting. Dr. Horst seconded. Motion carried 10-0.

MOTION
(00:21:35)

COMMISSIONER’S REPORT

Dr. Randy Watson’s monthly Commissioner’s Report to the Board was centered around the data from the Georgetown University Center on Education and the Workforce analysis of Early Childhood Longitudinal Study - Kindergarten. He also shared with the Board that the Sunflower Summer program has been extremely popular this summer and is on track to expend all funding before the summer ends. The department is looking at options to possibly keep the program running the full length originally intended. This program is currently funding by federal Covid relief funds allocated for education in Kansas.

(00:21:46)

CITIZENS’ OPEN FORUM

Chair Haas declared the Citizens’ Forum open at 10:42 a.m. There were 3 speakers this month. They were Amy Hogan – summary of Ottawa University’s community partnerships assisting teacher education; Denise Schmidt – concerns over USD 112 potential disorganization; Tiffany Ellison – curriculum policy and procedures in local school districts. The forum was closed at 10:55 a.m.

(00:55:46)

RECEIVE CAREER AND TECHNICAL EDUCATION (CTE) PATHWAY CREDENTIAL RECOMMENDATIONS

(01:09:45)

Natalie Clark, Assistant Director – Career and Technical Education, presented information to the Board on the three separate pieces of law and compliance responsibilities that relate to career and technical education credentials: Excel in Career Technical Education Initiative (SB-155); Substitute for HB 2466 (page 3, new section 6); and SB 123 (New Section 10). To fulfill the law and compliance responsibilities, 4 lists of industry sought credentials were presented for Board approval. Action on this will take place at the meeting on Wednesday, July 12, 2023.

ACTION ON ACCREDITATION REVIEW COUNCIL (ARC) RECOMMENDATIONS FOR KANSAS EDUCATION SYSTEM ACCREDITATION (KESA)

(02:00:17)

MOTION
(02:05:55)

During the State Board meeting in June, Jay Scott, Director of Accreditation and Design, presented information on 36 (32 public systems, 4 private systems) being recommended by ARC for approval of an accredited status. The systems that were received by the Board in June were Republic County USD 109, Riverside USD 114, Hugoton USD 210, Gardner-Edgerton USD 231, Ft. Scott USD 234, Twin Valley USD 240, Weskan USD 242, Marmaton Valley USD 256, Mulvane USD 263, Beloit USD 273, Oakley USD 274, Triplains USD 275, West Franklin USD 287, Pretty Prairie USD 311, Onaga-Havensville-Wheaton USD 322, Kingman-Norwich USD 331, Holton USD 336, Oskaloosa USD 341, McLouth USD 342, Macksville USD 351, Ellinwood USD 355, Pratt USD 382, Madison-Virgil USD 386, Ellis USD, 388, Hamilton USD 390, Augusta USD 402, McPherson USD 418, Leavenworth USD 453, Syracuse USD 494, Pawnee Heights USD 496, Independence Bible Elementary Z0009 – 0000, Trinity Lutheran Elementary – Atchison Z0026-5798, St. Paul Lutheran Z0026-7042, Branches Academy Z0070-9942; and Conditional Accreditation to Chase-Raymond USD 401. Dr. Scott brought these 36 systems back to the Board for action. Mrs. Arnold moved to accept the recommendations of the Accreditation Review Council as presented. Dr. Horst seconded. Motion carried 10-0.

RECEIPT OF ACCREDITATION REVIEW COUNCIL RECOMMENDATIONS FOR KANSAS EDUCATION SYSTEM ACCREDITATION (KESA)

(02:06:28)

The Accreditation Review Council (ARC) has recommended an accredited status for the next 29 systems awaiting recommendation (21 public systems and 8 private systems). Executive summaries, accountability reports and other narratives were provided to Board members for the 29 systems. The ARC considers compliance and foundational structures to support a five-year process of continuous improvement. Board members will act on the ARC recommendations in August 2023. The systems that were received for accreditation are Rawlins County USD 105, Thunder Ridge USD 110, Norton USD 211, Lebo-Waverly USD 243, Ell-Saline USD 307, Jefferson County North USD 339, St. John-Hudson USD 350, Sterling USD 376, Osborne County USD 392, Marion-Florence USD 408, Little River USD 444, Dexter USD 471, Shawnee Mission USD 512, Good Shepherd Lutheran Elementary Z0026-4560, Zion Lutheran Elementary Z0026-6862, Trinity Lutheran Elementary – Winfield Z0026-7344, Topeka Lutheran Elementary Z0026-8570, Faith Lutheran Z0026-9886, Dodge City Diocese Z0028-0000, St. Michael the Archangel Catholic Z0029-9887, Bluestem USD 205 (conditionally accredited), Ulysses USD 214 (conditionally accredited), Grinnell USD 291 (conditionally accredited), Wheatland (Grainfield) USD 292 (conditionally accredited), Kinsley Offerle USD 347 (conditionally accredited), Centre (Lost Springs) USD 397 (conditionally accredited), Peabody-Burns USD 398 (conditionally accredited), Paradise USD 399 (conditionally accredited), and Canton-Galva USD 419 (conditionally accredited),

ACTION ON APPRENTICESHIP MENTORSHIP COLLABORATION GRANT

(02:20:52)

In June, Shane Carter, KSDE's director of Teacher Licensure, shared that KSDE's Teacher Licensure team has been working on finding funding streams to sustain the Teaching Registered Apprenticeship

Program, which was approved during the State Board of Education's May meeting. Multiple opportunities are being considered including the National Education Agency Great Public Schools Grant, which includes a \$10,000 planning grant. It can provide up to a maximum of \$250,000 annually. He returned this month for the Board to take action on approval for KSDE making application to the National Education Agency Great Public Schools Grant which would include partnering with the Kansas National Education Association for the apprenticeship program. Dr. Horst moved that the Kansas State Board of Education approve the Teacher Licensure Team to collaborate with KNEA to submit a Great Public Schools grant proposal to provide funding to educators who mentor apprentices. Mrs. Arnold seconded. Motion carried 6-4 with Mrs. Dombrosky, Mr. Hershberger, Mrs. Hopkins and Mr. Zeck in opposition.

MOTION
(02:27:42)

TECHNICAL CHANGES TO KESA BEGINNING IN 2023-2024 SCHOOL YEAR

The Accreditation and Design Team presented technical changes to the Kansas Education Systems Accreditation (KESA) model for the 2023-2024 school year. Technical changes include reporting expectations for now and in the future, peer review enhancement, and a learning year which will allow for system equalization. The full scope of enhancements to KESA will be presented in October 2023 with action possibly in December 2023 by the State Board of Education.

(03:47:00)

2022-2023 LICENSED PERSONNEL REPORT AND STRATEGIC INITIATIVES UPDATE

Shane Carter, KSDE's director of Teacher Licensure presented selected data from the Vacancy and Licensed Personnel submissions relative to supply and demand. The Teacher Licensure and Accreditation team collects vacancy data each fall and spring from school districts. In addition, districts complete a Licensed Personnel data submission each spring on their licensed personnel. The collected data helps determine future needs and recommendations for licensing and recruitment / retention efforts. Mr. Carter also shared recommendations of the substitute work group and an update on strategic initiatives the Teacher Licensure team worked on during the 2022-2023 school year. The initiatives included the Registered Teacher Apprenticeship Program; review of content and pedagogy test requirements and an update on Educate Kansas Communication. Cris Seidel, Director of Education Kansas, was present and shared with the Board as well.

(04:38:50)

DISTRICT SHOWCASE - USD 497 LAWRENCE COLLEGE AND CAREER ACADEMY

Dr. Anthony Lewis, Lawrence USD 497 superintendent, Dr. Bill DeWitt, principal of the Lawrence College and Career Academy (LCCA) and school board member Kelly Jones provided a presentation to the Board on the work that they do to prepare students for self-sustainability through learning academic, career, social, and emotional skills leading to high school graduation, career path employment, and successful completion of a wide variety of post-secondary education opportunities.

(05:53:04)

ACTION ON RECOMMENDATIONS OF THE PROFESSIONAL PRACTICES COMMISSION

General Counsel Scott Gordon presented two cases for action and Professional Practices Commission Chair Jennifer Holt attended via Zoom and was available for questions.

(06:21:47)

22-PPC-19

Dr. Horst moved that the Kansas State Board of Education issue a Professional Teaching License, with public censure to Applicant 22-PPC-19. Mrs. Mah seconded. Motion carried 10-0.

MOTION
(06:32:20)

22-PPC-03

Board Attorney Mark Ferguson explained to the Board that oral arguments have been requested by both parties and that Executive Session will be necessary after the oral arguments are presented. In

addition to the briefing provided by both parties adhering to all deadlines, the Board was provided video access to the previous hearing, extensive documentation/evidence that was provided under seal and not and not part of public record. KSDE appeared by and through its general counsel R. Scott Gordon. Licensee Christopher Sohm appeared in person and with his attorney Blake Bittle. After both parties presented their oral argument Mr. Porter moved to recess from public meeting to executive session at 5:10 p.m. for the purpose of deliberation for 20 minutes. Dr. Horst seconded. Motion carried 10-0.

MOTION
(07:17:20)

At 5:41 p.m. the Board returned to open session after deliberations in private for 20 minutes and an extension of 10 minutes. Mr. Hershberger moved that the Kansas State Board of Education adopt the findings of fact and conclusions of law of the Professional Practices Commission and suspend the professional license in case 22-PPC-03 through the remainder of 2023-2024 school year. Dr. Horst seconded. Motion carried 9-1 with Mrs. Arnold in opposition.

MOTION
(07:56:35)

AT-RISK UPDATE

Deputy Commissioner Dr. Ben Proctor gave State Board members an at-risk update. He reviewed the at-risk law and shared findings from a legislative performance audit of at-risk expenditures and statutory compliance. Additionally, he outlined the steps KSDE will take to address the findings, which include hiring an individual who will be responsible for managing/overseeing the agency's guidance and agency/field's compliance with the law; better understanding the research behind every at-risk practice KSDE includes on the list of approved practices; along with the State Board, advocate for changes in the current law.

(08:07:00)

ACTION ON CONSENT AGENDA

At the beginning of the meeting, Chair Haas asked to remove items 17c, d, v, w, y and z for a separate vote from the other submissions per Mrs. Dombrosky's and Mrs. Hopkins's request and 17q will have its own presentation and vote on Wednesday, July 12. Mr. Porter moved to approve consent agenda items minus the above referenced items. Mr. McNiece seconded. Motion carried 10-0. In this action, the Board:

(08:41:52)

MOTION
(08:42:55)

- Received monthly personnel report.
- Received report of personnel filling unclassified positions.
- Approved request from USD 205 Bluestem, Butler County, to hold a bond election.
- Approved request from USD 205 Bluestem, Butler County, to receive Capital Improvement (Bond and Interest) State Aid.
- Approved request from USD 210 Hugoton, Stevens County, to hold a bond election.
- Approved request from USD 210 Hugoton, Stevens County, to receive Capital Improvement (Bond and Interest) State Aid.
- Approved request from USD 214 Ulysses, Grant County, to hold a bond election.
- Approved request from USD 214 Ulysses, Grant County, to receive Capital Improvement (Bond and Interest) State Aid.
- Approved request from USD 262 Valley Center, Sedgwick County, to hold a bond election.
- Approved request from USD 262 Valley Center, Sedgwick County, to receive Capital Improvement (Bond and Interest) State Aid.
- Approved request from USD 294 Oberlin, Decatur County, to hold a bond election.
- Approved request from USD 294 Oberlin, Decatur County, to receive Capital Improvement (Bond and Interest) State Aid.
- Approved request from USD 343 Perry-Lecompton, Jefferson County, to hold a bond election.

- Approved request from USD 343 Perry-Lecompton, Jefferson County, to receive Capital Improvement (Bond and Interest) State Aid.
- Approved request to enter into a contractual agreement for continuance of the KCC Instruction Framework.
- Approved Visiting Scholar Applications recommendations.
- Approved local professional development plans.
- Approved recommendations of the Licensure Review Committee.
- Approved appointment of new Special Education Advisory Council members.

Mr. McNiece moved to approve consent agenda items 17c, d, v, w, y and z. Mrs. Mah seconded. No vote as Mrs. Hopkins then made a substitute motion to separate items 17c and y for a separate motion. Mrs. Dombrosky seconded. Motion carried 6-4 with Mr. McNiece, Mrs. Haas, Dr. Horst and Mrs. Arnold in opposition.

MOTION
(08:43:24)
(08:45:07)

Mrs. Hopkins made a motion to approve 17c and y. Mrs. Mah seconded. Motion carried 9-1 with Mrs. Dombrosky in opposition. In this action, the Board:

(08:48:08)

- Approved Safe and Secure Schools grants and applications for school year 2023-2024.
- Approved firearm safety survey for school districts.

Mrs. Mah moved to approve 17d, v, w and z. Mr. McNiece seconded. Motion carried 7-3 with Mrs. Dombrosky, Mrs. Hopkins and Mr. Zeck in opposition. In this action, the Board:

(08:48:48)

- Approved Mental Health Intervention Team Program grants and applications for school year 2023-2024.
- Approved contract with the Hyatt for 2024 Annual Conference venue.
- Approved amendment to West Central Kansas Special Education Cooperative Agreement.
- Approved Kansas Registered Teacher Apprenticeship Pilot Governor's Emergency Education Relief Funds (GEER).

CHAIR REPORT

(08:49:34)

Remarks from the Chair –

Chair Haas shared a recap of a meeting between State Board leadership and Kansas Board of Regents leadership held in May.

Action on Board Travel —

Dr. Horst moved to approve Board travel requests as presented. Mr. Zeck seconded. Motion carried 10-0.

Action on 2024-2025 Board Meeting Dates —

Barbara Hughes, Executive Secretary for the State Board, had presented a proposed calendar in June for the regular meetings of the Kansas State Board of Education. Mr. Porter moved to approve the calendar as proposed for 2024-2025 (attached). Dr. Horst seconded. Motion carried 10-0.

Committee Reports —

None.

Board Attorney's Report —

None.

Requests for Future Agenda Items —

- Mrs. Dombrosky requested data on career movement for educators, specifically promotions or position changes that were positive for the educator.
- Mrs. Dombrosky and Jim McNiece would like to receive information on data, specifically what is collected, what is not collected, what information is only collected locally, and how is the information protected.
- Mr. Zeck would like to receive information on the educational materials offered to students in school libraries and review the statute currently in place that describes the general powers of the state board (KSA-72-255).
- Mr. Porter would like to request a follow-up on the recommendations that were made by the special education transition workgroup, which was approved by the state board and implemented.
- Mrs. Haas would like to review screen time recommendations from pediatrician's, specifically ages birth through 6th grade.
- Mrs. Mah would like to request a presentation from Alan Cobb to highlight the benefits of CTE courses.
- Mrs. Mah would like to see data on the connection between social and emotional learning and academic achievement.
- Mrs. Arnold would like to receive recommendations on how the board/agency can better support new teachers.

RECESS

The meeting recessed at 6:46 p.m. until 9:00 a.m. Wednesday.

Melanie Haas, Chair

Barbara Hughes, Board Secretary

MINUTES



Kansas State Board of Education
 Wednesday, July 12, 2023

CALL TO ORDER

Chair Melanie Haas called the Wednesday meeting of the Kansas State Board of Education to order at 9:00 a.m. Wednesday, July 12, 2023, in the Board Room of the Landon State Office Building, 900 SW Jackson St., Topeka, Kansas.

(00:00:47)

ROLL CALL

The following Board Members were present:

Betty Arnold	Deena Horst
Michelle Dombrosky	Ann Mah
Melanie Haas	Jim McNiece (via ZOOM beginning at 9:30 a.m.)
Dennis Hershberger	Jim Porter
Cathy Hopkins	Danny Zeck

APPROVAL OF AGENDA

Mr. Porter moved to approve agenda with the addition of 17 q from Tuesday's agenda to the beginning of the meeting. moved to approve the day's agenda as amended. Dr. Horst seconded. Motion carried 9-0.

MOTION
(00:01:40)

ACTION ON CONSENT AGENDA ITEM 17Q

Following a presentation by KSDE assistant director Catherine Chmidling Mrs. Mah moved to approve item 17Q. Mrs. Hopkins seconded. Motion passed 9-0. In this action, the Board:

(00:02:02)

- Approved ERC recommendations for program approval for Baker University, Fort Hays State University, Friends University, and Wichita State University.

MOTION
(00:34:45)

Chmidling then presented two programs for approval in August: Barclay College (accreditation) and Wichita State University (program approval).

ACTION ON CAREER AND TECHNICAL EDUCATION (CTE) PATHWAY CREDENTIAL RECOMMENDATIONS

(01:07:47)

Natalie Clark, Assistant Director – Career and Technical Education, presented information the day before to the Board on the three separate pieces of law and compliance responsibilities that relate to career and technical education credentials: Excel in Career Technical Education Initiative (SB-155); Substitute for HB 2466 (page 3, new section 6); and SB 123 (New Section 10). To fulfill the law and compliance responsibilities, 4 lists of industry sought credentials were presented for Board approval. Dr. Horst moved that the Kansas State Board of Education approve a list of industry-sought credentials, outlined in Senate Bill 123 (New Section 10), and a list of high-value industry-recognized career and technical education credentials and a list of standard career and technical education industry-recognized credentials, per Substitute for House Bill 2466 (New Section 7). Mrs. Arnold seconded. Motion carried 8-2 with Mrs. Dombrosky and Mr. Zeck in opposition. Note: Mr. McNiece was present via Zoom at this time for the vote.

MOTION
(01:22:05)

DISSOLUTION OF A SCHOOL DISTRICT – LEGAL PROVISIONS AND STATE BOARD PROCESSES

(01:45:59)

KSDE's General Counsel R. Scott Gordon provided a summary of the relevant state statutes as well as an overview of the recommended process to be followed by the State Board if it receives either a petition to dissolve from the school board of a unified school district or certification from a county election official.

DISCUSSION AND ACTION ON FY 25 BUDGET RECOMMENDATIONS TO THE GOVERNOR

(02:23:23)

In June, Deputy Commissioner Craig Neuenswander presented options to the Board for their FY25 budget recommendations to the governor. Dr. Neuenswander returned this month to review the process for the Board to consider possible options for education state aid programs as required by statute. Action for the following recommendations for state Fiscal Year 2025 then occurred:

- Mrs. Mah moved to recommend amount of Base Aid for Student Excellence (BASE) as presented for 2024-2025 at \$5,388. (BASE amount established in state law and approved by the Kansas Supreme Court). Mrs. Arnold seconded. Motion carried unanimously.
- Mrs. Arnold moved to recommend the amount of Supplemental State Aid as presented to fund the law. Dr. Horst seconded. Motion carried unanimously.
- Mrs. Mah moved to recommend Capital Improvement State Aid estimate as presented to fund the law. Mrs. Arnold seconded. Motion carried unanimously.
- Dr. Horst moved to recommend amount allocated for Capital Outlay State Aid to fund the law. Mrs. Arnold seconded. Motion carried 10-0 with Mrs. Dombrosky opposing.
- Mrs. Mah moved to recommend the amount allocated for Juvenile Detention Facilities as presented to fund the law. Dr. Horst seconded. Motion carried 10-0.
- Mr. Porter moved to recommend a four-year phase-in for Special Education State Aid at an additional cost of \$86,664,776 each of the five years to reach 92 percent of excess costs, which is current law. Mrs. Arnold seconded. Motion carried 10-0.
- Mrs. Mah moved to recommend funding current law for Transportation (2.5 miles) at no additional cost. Mrs. Arnold seconded. Motion carried 10-0.
- Mrs. Mah moved to recommend fully fund Career and Technical Education Transportation at 100 percent at an additional cost of \$517,662. Dr. Horst Seconded. Motion carried 6-4 with Mrs. Dombrosky, Mr. Hershberger, Mrs. Hopkins and Mr. Zeck opposing.
- Mrs. Arnold moved to recommend fully funding Mentor Teacher Program at an additional cost of \$1 million. Dr. Horst seconded. Motion carried 10-0.
- Dr. Horst moved to recommend fully funding Professional Development at an additional cost of \$1.9 million. Mrs. Hopkins seconded. Motion carried 10-0.

SERIES OF MOTIONS
(02:27:55)

Note – Mr. McNiece was absent for the remainder of the votes.

- Mrs. Arnold moved to recommend funding the National Board Certification scholarships for teachers at current level. Mrs. Mah seconded. Motion carried 9-0.
- Dr. Horst moved to recommend meeting federal maintenance of effort requirements for School Lunch at no additional cost. Mrs. Arnold seconded. Motion carried 9-0.
- Mrs. Mah moved to recommend funding Parents as Teachers at the current level. Dr. Horst seconded. Motion carried 8-1 with Mrs. Dombrosky opposing.
- Mrs. Arnold moved to support amount allocated as presented to fund Pre-K Pilot at current level. Dr. Horst seconded. Motion carried 7-1-1 with Mrs. Dombrosky opposing and Mr. Zeck abstaining.
- No motion was made to fund the Juvenile Transitional Crisis Pilot (Beloit) as the request will be made by Beloit directly to the legislature. KSDE does not have any role in this.
- Mrs. Mah moved to recommend to the legislature that they assess their safety standards in statute and adequately fund Safe and Secure Schools. Dr. Horst seconded. Motion carried 9-0.

- Dr. Horst moved to recommend expanding Mental Health Intervention Team Pilot Program in 2024-2025 at an additional cost of \$3 million to expand program to 15-25 more school districts. Mrs. Arnold seconded. Motion carried 6-3 with Mrs. Dombrosky, Mrs. Hopkins and Mr. Zeck in opposition.
- Mr. Porter moved to request additional funding for the KSDE Agency Operating Budget for the creation of a new School Safety Auditor position at the cost of \$85,000. Mrs. Arnold seconded. Motion carried 8-1 with Mrs. Dombrosky opposing.
- Mrs. Arnold moved to request additional funding in the amount of \$9,316,344 for the KSDE Agency Operating Budget in order to develop a parallel assessment form for students taking the assessments virtually. Dr. Horst seconded. Motion failed 5-4 with Mrs. Dombrosky, Mr. Hershberger, Mrs. Hopkins and Mr. Zeck opposing.

ADJOURNMENT

Chair Haas adjourned the meeting at 1:21 p.m.

The next regular meeting for the State Board of Education is August 8 and 9, 2023.

Melanie Haas, Chair

Barbara Hughes, Board Secretary