

KANSAS STATE BOARD OF EDUCATION

MEETING MINUTES

November 12, 2002

CALL TO ORDER

Chairman Rundell called the meeting to order at 10:00 a.m. Tuesday, November 12, 2002, in the Board Room of the State Board of Education Building, 120 SE 10th Avenue in Topeka, Kansas.

ROLL CALL

Members present were:

Steve Abrams	Carol Rupe
John Bacon	Harold Voth
Val DeFever	Bill Wagnon
Sue Gamble	Janet Waugh
I.B. ?Sonny? Rundell	Bruce Wyatt

The Board stood for recitation of the Pledge of Allegiance.

APPROVAL OF AGENDA

Chairman Rundell indicated that the Commissioner had asked to change the order on the agenda in order to accommodate Assistant Commissioner Pochowski's travel plans on Wednesday. He asked that the discussion for redesign of educational delivery systems, scheduled for Wednesday, be

switched with legislative matters on Tuesday afternoon. He also asked that the consideration of the statement to clarify the Board's intent in adopting the revised licensure regulations be moved to immediately before the redesign discussion. Items pulled from the Consent Agenda were 16 h., a contract for development of assessment items, 16 i., certification waiver requests, and 16 q., Comprehensive School Reform Grants, pulled by Mr. Wyatt; 16 j., Advanced Placement grants, pulled by Dr. Wagon; 16 c., school construction plans, pulled by Dr. Abrams; and 16 f. 1), an accreditation waiver request from Garden City Public Schools, pulled by Mrs. Gamble. There being no further changes, Dr. Abrams moved, with a second by Mr. Wyatt, that the agenda be approved as amended. The motion carried.

APPROVAL OF THE MINUTES

Chairman Rundell asked for approval of the minutes of the October meeting. Dr. Wagon noted that Kelly Woestman's name was misspelled in the record of presenters at the Citizens' Open Forum. Mrs. DeFever moved, with a second by Dr. Wagon, that the minutes be approved as corrected. The motion carried.

COMMISSIONER'S REPORT

Commissioner Tompkins reported that Communications Director, Kathy Toelkes, would be preparing a summary of activities on the Board 2000-2002 goals and objectives and it would be presented at the December meeting. He noted that he would continue to keep the Board updated on activities being implemented to meet the requirements of No Child Left Behind (NCLB) legislation and that he hoped there would be a definition on Adequate Yearly Progress (AYP) from the U.S. Department of Education by February. He also thanked Dr. Pochowski and Steve Adams for all the presentations on NCLB they had made across the state. In the discussion that followed Dr. Tompkins' report, Dr. Tompkins reported that he had heard of approximately 21 superintendent openings, an unusually large number so early in the year. He also added that substantial turnover in principal and central office positions was anticipated because of retirements. He noted that these were coming at a time when districts were dealing with loss of funding and higher expectations at the state and federal level. Dr. Wagon asked that time be scheduled during the next Board retreat to address district leadership issues.

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Dr. Tompkins shared feedback he had heard from across the state regarding the proposed QPA revisions. Most comments, he noted, dealt with the graduation requirements, but the North Central Association (NCA) and NCA schools had indicated they would like to continue the five-year accreditation cycle. He also said the feedback on the performance requirements was that they were too narrow and schools would like to have their performance status based on more than the one assessment required in the revised regulations and by NCLB. Mrs. Gamble stated she hoped the Department would be collecting local data to prove to U.S. DOE the need for the use of additional data in making accreditation determinations. Reaction from the field was discussed and it was mentioned that the message being presented by staff should point out the opportunities for redesigning Kansas schools being provided by the new QPA model regardless of whether funding is available. Dr. Abrams reported on letters he had received regarding the new graduation requirements. He stated that though most agreed with the higher academic expectations, many felt that money was not available to fulfill them. He stated it was his belief that field doesn't understand the implementation timeline. Mr. Wyatt noted the importance of explaining the Board's motives and reasoning behind the new regulations. Mrs. DeFever stated that the Board needed to address the need for more teachers to fulfill the higher math and science requirements.

Dr. Pochowski handed out information on graduation requirements in other states and Dr. Tompkins handed out a matrix illustrating public comments about the Board goals.

KANSAS STATE HIGH SCHOOL ACTIVITIES ASSOCIATION ANNUAL REPORT

Mr. Gary Musselman, Executive Director of the Kansas State High School Activities Association (KSHSAA), presented the annual report of the Association for the 2001-2002 school year. He gave Board members a handout with a brief summary of the history, role and structure of the KSHSAA. He thanked Board members Voth, Bacon and Waugh for their participation on the Board of Directors and the Executive Board and thanked Department staff for the good working relationship he shared with them. Mr. Musselman also reviewed student participation in summer workshops for student council members, Kansas Association for Youth activities, regional conferences, Spirit and Dance camps and clinics, and KSHSAA Student Advisory Team. He pointed out that Kansas is only the second state to have such a student group. Mr. Musselman reported that in the last round of regional meetings participants expressed concern about funding and sustaining programs, and the need to do fundraising. He pointed out the negative effects that result when activities become non-school based. Additionally, Mr. Musselman discussed the effect of declining enrollment on two-year football classifications & assignments. Dr. Wagnon mentioned the importance of co-curricular activities and suggested collaboration with KSHSAA to help the Board as it defines the important components of high school life, including co-curricular activities.

CITIZENS? OPEN FORUM

Chairman Rundell opened the Citizens' Open Forum at 10:22 a.m. Those addressing the Board included Michelle Ortman, Conway Springs; John Richard Schrock, Emporia; and Marilyn Nichols, representing the Kansas Association of Private Colleges of Teacher Education, Lawrence. Chairman Rundell declared the open forum closed at 10:55 a.m.

The Board took a break from 10:55 to 11:05 a.m.

DISCUSSION WITH 2002 TEACHER OF THE YEAR TEAM

Members of the 2002 Kansas Teacher of the Year team were invited to visit with the Board about their experience over the past year, including issues they have heard about as they traveled throughout the state. Present were 2002 Kansas Teacher of the Year, Tracy Taylor Callard, fourth-grade teacher at Horace Mann Elementary Foreign Language Magnet School, Wichita USD 259; Barbara L. Chamberlain, language arts teacher at Seaman High School in Topeka, Seaman USD 345; Susan K. Hagedorn, kindergarten-grade 4 reading and mathematics teacher at Hanover Elementary School, Barnes USD 223;

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Patricia A. Lira, social studies teacher at Scranton Attendance Center, Santa Fe Trail USD 434; Linda McPherson, vocal music teacher at Mize Elementary School, DeSoto USD 232; Linda L. Nelson, mathematics teacher at Salina Central High School, Salina USD 305; and Sarah Pike, eighth-grade English teacher at Turner Middle School in Kansas City, Turner USD 202. Several teams members mentioned that through their travels they had gained an increased appreciation of the education community in Kansas: the dedication and quality of the teachers, regardless of the wealth and resources of the districts; the high quality of K-12 instruction and teacher preparation programs at institutions of higher education; and the relevant, real-world training education students are receiving to prepare them for the realities of the classroom.

Observations were shared about the variations in school districts and the types of issues faced, such

as increasing or declining enrollment. The differences in funding for schools and the lack of resources available for many schools with the most at-risk populations were also mentioned. Pointed out were class size variances, lack of arts programs in needy schools, unsound buildings, and lack of equipment. The trend toward more pay-to-play fees for extracurricular activities and the attending problem of exclusion of the students whose participation in sports activities may be a factor keeping them in school, along with the low graduation rate of low social economic status (ses) students were also mentioned.

The need for incentives for teachers to work in Title I schools was discussed and the fact that many Title I schools have the least experienced teachers and higher turnover than other schools. Concern that NCLB will stigmatize many struggling schools or will result in lowered standards was discussed. The importance of low student/teacher ratios was mentioned and the suggestion was made that the school year be shortened for students doing well so that more time and resources could be provided for struggling students.

Among the funding issues mentioned was the burden that the unfounded special education mandates are putting on the system. The legislature's lack of action to provide solutions to adequately fund education was also discussed.

Several team members also made comments about the state assessments. The need for assessments to be age and level appropriate was mentioned, as well as issues regarding the scope of content and the need for end-of-course assessments in mathematics. The fact that longitudinal data is available for grade level instead of specific students, leaving no consideration of the variance in makeup between classes year to year, was noted as a particular problem. Also discussed was how teachers get the opportunity to participate in development of the assessments. With the current focus on assessment performance, the hope that what is being done well in education in the state will not be overlooked was stated.

Other concerns noted included the additional graduation requirements being proposed. Mentioned also was a concern of foreign language teachers that fewer students will enroll in language classes because of the additional requirements in mathematics, science and the addition of fine arts.

The Board recessed for lunch at 11:55 a.m.

ASSESSMENT PERFORMANCE LEVELS

A discussion was held regarding performance levels in terms of state assessment results. Dr. Pochowski discussed requirements of the the "No Child Left Behind" Act for at least three performance levels to include advanced, proficient and basic. Additionally, she reiterated the federal requirement that all schools at the end of twelve years must show that 100% of students are at the proficient level. She noted that Kansas state assessments presently use five levels to include advanced, proficient, satisfactory, basic and unsatisfactory. She reported that by January, each state is required to report to the U.S. Department

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of Education it's proposed process to be used to determine adequate yearly progress (AYP) including each state's definition of proficient. Because the mid-point of the federal three-level system is proficient, Dr. Pochowski reported that staff would recommended that Kansas identify its levels by exemplary, advanced, proficient, basic, and unsatisfactory. She noted this would accommodate the suggested federal framework and still allow the retention of the five levels. She also noted that where the levels fell would be determined by content area. Because Kansas standards have been rated consistently high when compared to other states, concern was expressed that Kansas would compare unfavorably with states with lower standards. Commissioner Tompkins reported that correlation studies were being conducted by states to compare assessments levels to NAEP levels, which will be used as a national comparison. He indicated that Kansas would also be performing correlation studies. Discussion followed about the retention of five performance levels and disaggregation of data and its possible negative effect on low SES schools. Dr. Abrams moved, with a second by Mr. Bacon, that the Board approve five new performance levels for state assessments: exemplary, advanced, proficient, basic and unsatisfactory. The motion carried on a vote of 7-2-1, with Mrs. Gamble and Mr. Wyatt voting ?no? and Mrs. Waugh abstaining.

QUARTERLY REPORTS

Kansas State School for the Blind

Mr. William Daugherty, Superintendent of the Kansas State School for the Blind (KSSB), reviewed the written quarterly report that had been sent to the Board. He reported on two of the school?s improvement goals. He highlighted several first quarter activities associated with KSSB?s reading improvement goal. He noted that students using the Test Smart curriculum had improved scores on

the SAT. Additionally, six students had entered a statewide Braille reading contest and one student had won the high school division. He reported that a Braille Mentor program where student new to the medium are paired with accomplished Braille readers had also been implemented. Regarding KSSB's writing improvement goal, Mr. Daugherty reported that students have begun to write journals related to books they are reading. Other first quarter points of interest noted included an update on KSSB's Sensory Garden which was open to the public as part of a two-day, metro-area tour of water gardens. He also reported that KSSB had met with Southwest Missouri State University regarding bi-state cooperation on a teacher prep program for Teachers of the Visually Impaired. He indicated that in a initial conversation with the University of Kansas regarding the development of an instate teacher preparation program for the visually impaired the high costs of initiating the program had been discussed. Mr. Daugherty reported that enrollment was consistent with ten-year trend data. He also reported on the past summer's extended school year program and statewide outreach for the first quarter. Among other highlights from the written report, Mr. Daugherty reported that the transitions team working with 11th and 12th graders was doing its best work to date. He noted that each student had a tight transition plan and that the Transition Committee was meeting every two weeks with all service providers to ensure that students are on track with their goals for post-secondary education, training, employment, and living situations. Mr. Daugherty also reported that a mentoring relationship had been set up with a successful young blind adult and the family of a blind infant and that plans are underway to start a network of such arrangements to help families adjust to the birth of a baby with a visual impairment. Regarding reduced state funding for FY 2003, Mr. Daugherty reported that KSSB had laid off two staff members and did not fill open positions. He noted that letters were sent out statewide to USDs alerting them that the KSSB summer school program may be reduced to two weeks next summer due to the budget. He also reported that spending in all program areas was significantly reduced. Mr. Wyatt asked about the success with working with Social and Rehabilitation Services to collaborate for early identification of blind infants in need of services. Mr. Daugherty responded that the effort had not been successful and that he was now pursuing an early count deaf-blind program with another agency.

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Kansas State School for the Deaf

Mr. Robert Maile, Superintendent of Kansas State School for the Deaf, updated the Board regarding the bus accident in western Kansas which had occurred in October. He reported on the outpouring of assistance the school had received to help it respond to the tragedy. He also reported that all but one

of the students that had been injured were back in school and that three injured coaches had not yet returned. Mr. Maile also reported that the school had hosted a regional meeting for superintendents from Midwest and Central states schools for the deaf. He noted that many positive things are happening for deaf students and that KSSD services compare very highly to other states. He also provided information about KSSD's response to the five percent budget reduction, noting that it would result in a shorter year. He expressed concern about the legal implications of reduced services.

Mr. Maile also presented highlights from the quarterly report for the first quarter of FY 2003 that had been provided to the Board. He reported that in support of the goal for all students to improve in the areas of responsibility, self-management and interpersonal skills the staff was working to maximize use of available resources to continue providing quality services to students and families. His review also included enrollment and enrollment trend data. He noted that a crisis plan had been developed with related drills/practices scheduled throughout the year. Mr. Maile reported that parent participation in the IEP process is solicited and parents were in attendance at 95% of the IEP meetings during the first quarter. As part of increased outreach activities, Mr. Maile reported that surveys were mailed out to staff and parents of students served by the KSSD Outreach Team. He also noted that in the spring, KSSB would be implementing family weekends to help families deal with their children's deafness issues. Mr. Maile also updated the Board on the status of a reorganized site council. He reported that a combined KSSD Advisory Committee/Site Council will convene in January using representatives that will include members of organizations that serve the deaf, KSSD alumni, staff, students and parents.

UNSAFE SCHOOL CHOICE OPTION POLICY AND DEFINITIONS

Dr. Pochowski presented an unsafe school choice option policy required by NCLB as a condition of receiving funds under the act. She reported that the Board must adopt a policy that allows students who are victims of a "violent criminal offense" while in or on the grounds of a public school that they attend to transfer to another, safe school in the district in which the student is enrolled. She reported that the policy and related procedures must be in place for implementation by July 2003. She noted that the proposed policy, implementing definitions, and operational procedures were being presented for review with approval requested no later than December. The discussion that followed concerned behaviors such as bullying which were not addressed by the proposed policy. Dr. Pochowski indicated that the policy the Board was required to adopt was not a prevention model and was required to address conditions that exist in large urban schools- not necessarily Kansas schools. She did add that some of the Board's concerns would be appropriate for a discussion of what a safe school in Kansas is.

HIGH SCHOOL GUIDELINES FOR COMMUNITY SERVICE

Dr. Pochowski introduced Jacque Feist, Principal, Dodge City High School and Co-Chair, with Board

Vice Chairman Janet Waugh, of the Kansas Commission on National and Community Service (KsCNCS). Also introduced was Hannah Love, Dodge City High School student and member of KsCNCS. The State and Federal Program Team and the Kansas Commission on National and Community Service jointly developed guidelines related to implementing community service programs in Kansas high schools. Ms. Feist reported that the committee that had developed the guidelines had included, besides Department staff, students, teachers, administrators, and members of public entities involved in community service. Ms. Love reported on how the standards would be disseminated. Dr. Wagon expressed the desire that dissemination of the standards would promote the idea that service learning is an opportunity for learning in context and could highlight ways curriculum objectives can be accomplished. He noted that it could be an integral part of the redesign of Kansas schools.

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STATEMENT OF INTENT RELATIVE TO REVISED LICENSURE REGULATIONS

Christy Leavings, President of Kansas NEA (KNEA), explained why a statement from the Board on its intent in adoption of revised licensure regulations was being requested. She noted that there was a concern that there would be a potential loss of rights of some professional educators who are no longer required to be licensed through the State Board, i.e., speech language pathologists, audiologists, school nurses, etc. KNEA requested that the board adopt a statement that clarifies it was not the intent that educators to lose any of their rights under the law. In the discussion that followed, Board members requested clarification on how the contract negotiation rights of the professionals in question had been addressed in the past. Ms. Peg Dunlap, KNEA, clarified that KNEA was not requesting an extension of rights, but sought only to maintain what had been available for the professions when they were required to hold a Kansas teaching certificate. The Board requested that Department of Education General Counsel Rod Bieker and Board Attorney Dan Biles work with representatives of KNEA on language to clarify the Board's intent in adopting revised licensure regulations and bring it to the Board in December for consideration.

The Board took a break from 3:00 until 3:10 p.m.

BLUEPRINT FOR REDESIGNING EDUCATIONAL DELIVERY SYSTEMS

Dr. Pochowski reviewed activity to date on activities associated with the Board's goal to redesign educational delivery systems. She reported that the core principles developed had been shared with superintendents and curriculum directors across the state and that their recommendations for changes had been consistent with the Board's. Dr. Pochowski reviewed the core principles with the suggested changes incorporated.

Among the issues discussed was how to communicate to school administrators and teachers the shift to a flexible system designed to help all students achieve proficiency with essential standards in an educational environment that provides them with experiences that will actively engage them and result in authentic learning. How to assess that authentic learning has occurred was also discussed. Dr. Tompkins and Dr. Pochowski reported that the suggested actions for further Board consideration included the commissioning of briefs on each of the core principles to help with further definition of the vision underlying each one of them as a beginning step to help in the transition over the next ten years. The importance of staff development in the process and the need for the resources to support it were also discussed. Dr. Tompkins indicated that staff would be sharing the core principles with additional groups during the month of November and would report to the Board further comments from the field at the December meeting.

PROPOSED GUIDELINES FOR ALLOCATING AND MONITORING BOARD TRAVEL

Dr. Abrams, Chairman of the Board Policy Committee, presented a proposed plan for allocating Board travel that included revisions to address a concern expressed at the October meeting that the amount suggested for the Legislative Liaison for the second half of the year might not adequately cover costs for the time required to work with the Legislature. Dr. Wagnon moved, with a second by Mrs. DeFever, that the Board adopt revised guidelines entitled "Guidelines for Approval of Meeting Attendance (Board Member Travel)." The motion carried on a vote of 9-0-1, with Mr. Rundell abstaining. Discussion followed about how the Board should proceed if a member or members overspend the allocation. Dr. Abrams explained that the guidelines did not prohibit Board members from overspending, but were developed to give the Board the opportunity to keep track of travel expenditures and be discriminating about activities requested and approved if it appears that budgeted funds are running out.

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CONSENT AGENDA

Mrs. Gamble had pulled item 16 f. 1), a request from the Garden City Public Schools for a waiver of the QPA regulation for on-site visits and to allow them to utilize district personnel for on-site teams. Mr. Adams, Team Leader, School Improvement and Accreditation, indicated the district was having difficulties finding chairs for on-site committees. Mr. Wyatt had pulled item 16 h., a contract with West-Ed for assessment item development. He asked for more information about the contractor and the contract process, which Dr. Pochowski provided. Dr. Wagnon asked if classroom teachers would be encouraged to participate and she indicated that they would. Mr. Wyatt indicated he had received the information he needed regarding 16 i., certification waiver requests, but asked if 16 q., Comprehensive School Reform Grants, were providing funding for programs that were taking a dramatically different direction from the one the Board was taking. Dr. Pochowski reported that parts of many programs will be needed for reform to be effective. Dr. Wagnon had pulled item 16 j., Advanced Placement Incentive grants, and requested assurance that the program was not being used instead of a primary emphasis on a core curriculum for all students. Mr. Adams assured him that was not the intent of the grants. Dr. Abrams indicated that his question regarding item 16 c., school construction plans, had been answered. Dr. Wagnon moved, with a second by Dr. Abrams, that the consent agenda be approved. The motion carried.

In the consent agenda, the State Board:

? Received the monthly personnel report.

? Confirmed the appointment of Linda Geier to the position of Assistant Education Program Consultant, effective October 14, 2002 at an annual salary of \$24,336.

? Approved school construction plans for Christ Lutheran Church, Overland Park; Wichita, USD 259 (2 projects); St. Peter the Apostle School, Schulte; Olathe, USD 233; Pretty Prairie, USD 311; Blue Valley, USD 229; Arkansas City, USD 470; Easton, USD 449 (2 projects) and Marion-Florence, USD 408.

? Approved the modification of the Special Education Services Cooperative Agreement for Chautauqua and Elk County.

? Approved accredited status for USD 407 Russell High and Z0028 Dodge City Catholic Diocese - St. Dominic Elementary.

? Approved a request from Garden City Public Schools, USD 457, for waiver of Kansas Administrative Regulation (K.A.R.) 91-31-24(c)(2) - On-site visits, to allow the district to utilize district personnel for on-site teams.

? Approved the request from Hope Bethany Lutheran School, Z0026, for waiver of Kansas Administrative Regulation (K.A.R.) 91-31-16(a) - Accreditation Cycle, delaying the school's first Cycle I onsite visit for one year and enabling the timeline of their accreditation process to be aligned with Hope Lutheran School.

? Approved the request from Central Heights Secondary School, USD 288, for waiver of Kansas Administrative Regulations (K.A.R.) 91-31-16(a) - Accreditation cycle and 91-31-18 - School improvement plan, allowing a delay in submitting their school improvement plan until the fall of 2003.

? Approved the inservice education plans from USD 402, Augusta, and USD 487, Herington.

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? Approved requests for waivers for individuals to serve outside their area of endorsement in districts as follows: *Behavior Disorders*: Brion Knudson, USD 261, Kurtis Kern, USD 453, Robert Land, USD 490, Michael Holloman and Joyce Shaffer, USD 500; *Computers (extend days on esub)*: Karen Gentzler, USD493; *Director of Special Education*: Sharon Jeffrey, USD 418; *Early Childhood Special Education*: Carol Affholder, USD 233, Jennifer Oberney, USD 428, Teresa Anthony, USD 457, Wanda Loepp, USD 618, and Jerry Barr, Wes Cantrell, Sharon Crowe, Dawn Jones and Rhonda Seiwert, Building No 9494; *French*: Nicole Rice, USD 497; *Gifted Education*: Carol Elliot-Lehmann, Denise Hanson, Shari Powell, and Cheryl Stanberry, USD 259, Cathy McElroy, USD 263, Greg Heinrichs, USD 460, Tammy Smallwood, USD 500, Melissa Archer, USD 501, David Clark and Amanda Kentzler, USD 618, and Rebecca Plaschka, USD 637; *Interrelated Special Education*: Larry Benson, USD 232, Mary Baalman, Linda Baty, Roger Bennin Jr., Judy Cooper, Kathy Gann, Jennifer Howard, Gina Jacobs, Jeannine Joslin, Michelle Kuhns, Randy Lane, Janice Lichti, Stacie Morris, Gregory Plumlee, Janet Rybolt, Lynn Smith, Karen Wichael, and Stephanie Workmon USD 259, Michael Kipp and Holly Lawrence, USD 261, Mary Mattley, USD 263, Janet Cyphers, USD 336, Thelma Linck, USD 442, Amy Jo Brown, USD 607, Chris Headrick, Jacquelin Jantz, Lona Korf, Paula Lewis, Tanja Thornton, Robert Wambold, USD 613, Donnel Jo Clay, Jennifer Funke, Kay Jacobs, James Powell, and Connie Richardson, USD 618, and Amy Dempsey and Crystal LaBelle, USD 619; *Learning Disabilities*: Anita Ballester and Paula Smith, USD 500; *Library Media Specialist*: Joyce Curry, USD 232, and Kristy Rivers, USD 329; *Mathematics*: Natalea Hoeper, USD 246; *Mentally Retarded*: Holly Rogers, USD 495; *Spanish*: Linda Scott, USD 104; and *Supervisor/Coordinator Special Education*: Nancy Colley, USD 500. A waiver for *Family & Consumer Science (extend days on emergency sub)* for Peggy Howe, USD 409, was denied.

? Approved Advanced Placement Incentive subgrants for fiscal year 2002-03 for a 23 districts Consortium in USD 609, SEKES - \$49,718; USD 373, Newton - \$38,980; USD 457, Garden City - \$11,725; USD 443, Dodge City - \$14,678; and USD 501, Topeka - \$25,499.

? Accepted the Commissioner's recommendation to approve a Visiting Scholar certificate valid from August 12, 2002 to June 30, 2003 for Ashley Dalian to teach business technology full-time at Wichita South High School, USD 259.

? Accept the recommendations of the Certification Review Committee in cases 1991, 1997, 1999, 2003-2009, and 2011.

? Approved peer assistance guidelines as proposed.

? Approved funding for the 2002-2003 Title II Improving Teacher Quality subgrants for: Baker University - \$60,000; Benedictine College - \$53,536; Bethany College - \$23,550; Bethel College - \$48,776; Emporia State University - \$58,000; Friends University - \$39,800; Kansas State University - \$58,000; McPherson College - \$48,560; MidAmerica Nazarene University - \$44,168; Ottawa University - \$33,900; Pittsburg State University - \$56,300; Saint Mary College - \$35,000; Southwestern College - \$36,550; Sterling College - \$32,711; Tabor College - \$53,481; University of Kansas - \$60,000; and Wichita State University - \$57,668.

? Approved a Title II Teacher Quality Enhancement Grant subgrant in the amount of \$66,000 to the Midwest College Consortium for development of a special education teacher preparation program.

? Approve recommendations for funding the 21st Century Community Learning Centers grants for: 2002-2003 for USD 214, Ulysses - \$ 359,370; USD 256, Marmaton Valley \$ 140,001; USD 260, Derby \$250,000; USD 356, Garnett \$ 132,934; USD 413, Chanute \$ 149,143; USD 435, Abilene \$ 178,164; USD 443, Dodge City \$ 188,452; USD 475, Geary County \$ 340,084; and USD 505, Chetopa \$ 250,771.

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Approved funding for 2002-2003 Comprehensive School Reform (CSR) Grants for: USD 101 Erie-St. Paul, Galesburg Elementary, \$60,948; USD 428 Great Bend, Park Elementary, \$64,013; USD 361 Anthony-Harper, Anthony Elementary, \$51,512; USD 259 Wichita, Hamilton Middle School, \$63,729; and USD 346 Jayhawk, Blue Mound Elementary, \$70,893.

? Authorized USD 290, Ottawa, USD 458, Bashehor-Linwood, and USD 469, Lansing, to hold elections on the question of issuing bonds in excess of the districts' general bond debt limitation.

Contracts Approved:

The State Board authorized the *Commissioner of Education* to negotiate and enter into a contract with West-Ed for assessment item development, with the contract amount not to exceed \$1,715,000.

The Board took a break from 4:00 to 4:05 p.m. Dr. Wagnon left at 4:00 p.m.

EXECUTIVE SESSION

Dr. Abrams moved, with a second by Mrs. Waugh, that the Kansas State Board of Education recess into Executive Session for a period of thirty minutes for the purpose of discussing personnel matters of non-elected personnel so the privacy, confidentiality and other rights of such personnel are not violated, and that the open meeting of the Board resume at 4:35 p.m. The open meeting resumed at 4:35 p.m. Dr. Abrams moved, with a second by Mr. Voth, that the Board recess into Executive Session for a period of a ten minutes in order to extend the discussion of personnel matters of non-elected personnel, and that the open meeting of the Board resume at 4:45 p.m. The open meeting resumed at 4:45 p.m.

ADJOURNMENT

There being no further business, Chairman Rundell recessed the meeting at 4:45 p.m.

I.B. Rundell, Chairman

Penny Plamann, Secretary

MEETING MINUTES

November 13, 2002

CALL TO ORDER

Chairman Rundell called the meeting to order at 9:00 a.m. on Tuesday, November 13, 2002, in the Board Room of the State Board of Education Building, 120 SE 10th Avenue in Topeka, Kansas.

ROLL CALL

Members present were:

Steve Abrams	Carol Rupe
John Bacon	Harold Voth
Val DeFever	Bill Wagnon
Sue Gamble	Janet Waugh
I.B. ?Sonny? Rundell	Bruce Wyatt

APPROVAL OF AGENDA

Chairman Rundell indicated that an executive session with the Board attorney was requested at the end of the meeting. He also reminded members that Legislative Matters had been moved from Tuesday afternoon and would be added to the agenda after the report on the State Technology Plan. Dr. Abrams moved, with a second by Mr. Wyatt, that the agenda be approved as amended. The motion carried.

BOARD REPORTS

Chairman

Chairman Rundell handed out information on NASBE study committees and asked if any members were interested in serving on one during 2003.

Board Attorney

Mr. Biles highlighted several items contained in his written report. Of those, he noted that the Kansas State Supreme Court had heard oral arguments in the state school finance litigation on October 23rd. He indicated he anticipated a ruling December 6th, but that it was possible it could be held over until January 17th. He reported that the Attorney General was preparing a petition for a review of a decision by the U. S. Court of Appeals for the 10th Circuit and he did not anticipate any activity until Spring. He also reported that mediation in the wrongful death action involving a Kansas State School for the Deaf student had resulted in an agreement between the family, the State Board and the remaining insurance company, pending approval by the State Finance Council. Dr. Wagnon moved, with a second by Dr. Abrams, that Mr. Biles' fees for services and expenses for October be paid as presented. The motion carried.

Legislative Coordinator

Mrs. DeFever reported on a recent meeting of the Legislative Education Planning Committee. She reported that superintendents from two small districts had made presentations about the effects on their districts of meeting the Regents curriculum requirements during the time of current financial hardship. The Jones Institute had also made a presentation on changing references to staff development to professional development, she reported.

Policy Committee Chairman

Dr. Abrams reported that the Policy Committee had been asked to request that the Chairman refer to the Committee the review of staff evaluations before the evaluations were next undertaken October 2003. Chairman Rundell referred the issue to the Policy Committee.

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Dr. Abrams also reported that the Committee was continuing to working on its review of KSSB and KSSD policies and that all revisions would be brought to the Board at one time in the coming year.

Dr. Abrams indicated that the Committee was working on an amendment to Policy 1007, on the election, tenure and duties of officers, a copy of which was handed out. Specifically, he noted, they were proposing amendments to A. 4. and D. The reason for the amendments, he explained, would be to allow Board business to proceed in the event there was not a chairman or vice-chairman. In the absence of a Chairman, the immediate past Vice Chairman would preside. In the absence of a Vice Chairman, the most senior member of the Board would preside. Asked what would occur if there were two equally senior members, Dr. Abrams suggested a coin-toss to determine who would preside to conduct business. Dr. Abrams indicated that the suggested revisions were being presented to the Board at this time for action in December. Mr. Voth, with a second by Dr. Wagnon, moved that the Board suspend the rules and vote on the issue without waiting until December. Mrs. Gamble objected to the motion, stating that the amendment was a critical one and did not want it to appear that the issue had been decided hastily. Mr. Bacon indicated the desire to return to the Board's policy of receiving an item one month and acting upon it the next. Carol Rupe expressed the view that the policy change made good sense and that waiting a month would not change the outcome of the vote. The motion failed on a vote of 3-6-1, with Dr. Abrams, Mr. Bacon, Mrs. DeFever, Mrs. Gamble, Mrs. Waugh and Mr. Wyatt voting "no" and Mr. Rundell abstaining. Dr. Abrams moved, with a second by Mrs. Gamble, that the policy change be put on the agenda for a vote at the December meeting. The motion carried 10-0.

Report on NASBE Annual Meeting

Dr. Wagnon reported on his attendance at the NASBE annual meeting in San Diego. He reported that he had attended a workshop on high school reform. San Diego, he reported, was committed to reforming high school curriculum and that the district had a focus on academics, staff development, intense counseling, and mentors for students and teachers, noting that many of the Board's ideas were being applied in San Diego. The difficulty with the reform activity in San Diego, he noted, was in that it was being implemented in a top-down fashion. Dr. Wagnon commented that participation in NASBE study groups was very interesting and recommended that other Board members participate. Dr. Wagnon also reported on a luncheon presentation by former Colorado Governor Roy Romer on a curriculum for teaching religion in public schools. Reporting on NASBE Central Area activity, he indicated that Michigan was very against the No Child Left Behind Act (NCLB) and wanted NASBE to lobby Congress, which was against the association's by-laws. Dr. Wagnon also reported on a presentation on the act by an Assistant Secretary of Education. A discussion followed about whether

NASBE's governmental relations activities were lobbying.

Other Board Member Reports

Mr. Wagon directed the Board secretary to not give him copies of unsigned correspondence addressed to the Board.

Carol Rupe reported that at different times, she and Mr. Wyatt had met with the Regents Deans of Schools of Education. She said the Deans suggested that they occasionally report to the Board on the activities of the Schools of Education. She noted that the Board made decisions that affect them without their input. Mr. Wyatt agreed that it would be good to meet with them occasionally because it was important that people involved in education communicate with one another. He noted that if the occasional meetings proved not to be worthwhile, they could be discontinued. Chairman Rundell suggested that it would be helpful to include representatives of the Private Colleges Deans, as well. Dr. Tompkins suggested that yearly or quarterly presentations by the education deans' groups be started on a trial basis. It was suggested that yearly meetings with the Board of Regents, similar to the meeting with the LEPC, would also provide an opportunity for dialogue on issues of common interest.

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Mrs. Gamble reported on her attendance at the NASBE annual meeting, noting that the study group on low-performing schools in which she had participated had presented its final report.

Mr. Wyatt reported on the Economic Policy Conference. Among other presentations he mentioned, Mr. Wyatt reported on a presentation by a Wichita State University professor on district consolidation and the money that can be saved. Mr. Wyatt expressed his opinion that consolidation issues should be based on improving the quality of education, not money. Mrs. Gamble and Mrs. DeFever also commented on the Economic Policy Conference.

Requests for Future Agenda Items

Mr. Wyatt suggested a Board discussion in the future about pooling district resources across the state to make changes or improvements.

LULAC RESOLUTION

Commissioner Tompkins reported that the League of United Latin American Citizens' resolution on educating all Kansas students, presented by Florentino Comacho during the Open Forum in October, was included in the event the Board wanted to take action on it. Dr. Wagnon stated that he believed the statement already adopted by the Board sufficiently addressed the issue.

PRESENTATION ON LOCAL INSERVICE PLANS

Mrs. Kathy Boyer, Department Educational Consultant for Staff Development, made a presentation to the Board on local inservice education plans. She reviewed how the process had developed and the goals it is intended to achieve. She noted that it has evolved into a comprehensive system for sustained and job-embedded staff development, aligned at the individual, building and district levels, and is focused on improved student learning. Included with the materials provided to the Board was an example of the Kansas Professional Development Council (PDC) Inservice Plan or Executive Summary review form used by Department staff to evaluate district five-year inservice plans. Mrs. Boyer noted the form addresses the make-up of the local PDC; who determines the focus of staff development at the individual, building and district levels; how building level staff development is aligned with the school improvement plan, district-wide goals and individual needs; what actions and activities are in place to support staff development; that staff development goals are results-based and a plan is in place to measure knowledge, application and impact of activities; and that a system is in place for reporting the results of staff development and to evaluate the impact of staff development at the individual, building and district level. Commissioner Tompkins described how the process would proceed from development of a district plan to a building plan, the role of the PDC, and development of an individual plan tied to license renewal. In response to the questions that followed, Mrs. Boyer reported that most PDCs are district wide, but that individual buildings actually review individual plans and assign points for activities. She noted that though there was a significant change in how points are awarded, training is required for PDCs and that the time required to evaluate plans will be reduced as they become accustomed to the new process. She indicated that a method to assign points for college credit was being piloted in several schools and that a database will be developed to help PDCs be consistent in their determination of points. Concern about the lack of adequate resources for professional development and public and legislative support for it was discussed. Mrs. Boyer also explained how non-practitioners would renew and, noted in response to a question from Dr. Wagnon,

that they could request to have their individual plans approved by Department of Education staff.

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STATE TECHNOLOGY PLAN

Team Leader of Computer Information and Communication Services, Sal Tayani, introduced Linda Loder, KSDE Educational Technology Consultant and member of the Technology Plan Advisory Committee, and Larry Patrick, Assistant Director of the Smoky Hill Education Service Center and Chairperson of the Committee. Mr. Tayani reported that the primary purpose of the Technology Plan was to support schools in effectively meeting the State Board of Education's priorities; enhance and develop the strategic directions of the Department of Education; and guide compliance with Title II Part D of NCLB. The Committee would ask for Board approval of the plan at the December meeting. Mrs. Loder explained that in order to explain NCLB requirements regarding technology, mandates and changes were embedded in the technology plan. The primary technology goal of NCLB, she reported, is to improve student academic achievement through the use of technology in elementary and secondary schools. Additional technology goals of NCLB are to: 1) assist every student in crossing the digital divide by ensuring that every student is technologically literate by the time the student finishes the eighth grade, regardless of the student's race, ethnicity, gender, family income, geographic location, or disability; and 2) to encourage the effective integration of technology resources and systems with teacher training and curriculum development to establish researched-based instructional methods that can be widely implemented as best practices by state and local educational agencies. Mrs. Loder reported that \$2 million had already been distributed to Kansas schools to assist them and that \$2 million was left for FY 2003, with 25% dedicated to professional development. She noted that it was difficult to undertake research-based proven strategies because changes in technology occur very fast. She indicated that the completion of studies at the national level could be helpful. Mrs. Loder reported that a meeting for state technology coordinators and the U.S. Department of Education was planned for December and that the definition of a technologically literate student would be discussed. She indicated that the development of that definition would be very helpful.

Mrs. Loder reviewed actions that have already been undertaken by the Department of Education and reviewed learning and teaching, equity and access, and evaluation and accountability goals, as they

are aligned to State Board of Education goals, Department strategic directions and NCLB. A discussion followed on how the goals will be met, including how funding difficulties will affect implementation. The discussion also included KAN-Ed network issues and the availability of connectivity; with the point made that access would not be equal throughout the state. Hal Gardner, KAN-Ed, conceded that some schools will have to negotiate their own access and that extras like ITV will be cost added extras, but that all will have a basic access. Under the KAN-Ed plan, the responsibility for addressing problems will lie with library regions across the state. Commissioner Tompkins indicated that within five years more schools will have better access, but not all will have broadband service. Mrs. Loder added that the Technology Plan Advisory Committee had decided that a goal would not be considered not worth establishing because all of it could not be initiated. She noted that other initiatives across the state would also be supported. Mrs. Loder indicated that the Technology Plan will be reviewed every six month and the Committee will ask the Board to approve amendments as necessary to comply with the goals of the Board and NCLB.

The Board took a break from 10:40 to 10:50 a.m.

LEGISLATIVE MATTERS

FY 2003 and FY 2004 Budgets

Deputy Commissioner Dale Dennis handed out and reviewed items concerning the projected FY 2003 state general fund cash balances. After reviewing for the Board obligations the state must meet, he indicated that it was projected that \$313 million would have to be cut from the FY 2003 budget to reach a zero balance. How the cuts would be achieved were discussed and how they might affect schools was considered. The need to let districts know what cuts they will have to implement was stressed

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because almost half the fiscal year was over and so much of district budgets were devoted to salaries for which contracts were already in effect. Mr. Dennis also reviewed the Board's budget request and the Division of Budgets recommendations for FY 2004.

2003 Legislative Brochure

Deputy Commissioner Dennis had provided the Board with two versions of a board brochure that had been developed after meeting with Mrs. DeFever and Mr. Wyatt. The discussion focused on whether to include the QPA Quality Assurance and Performance Criteria or the performance goals adopted as the basis of the FY 2003 budget request. Dr. Wagnon moved, with a second by Carol Rupe, that the Board adopt as its 2004 legislative brochure the sample with the QPA Quality Assurances and Performance Criteria, the statement of the Board's three strategic goals adopted in 2001, and with the photograph included on the other example provided. The motion carried 7-3, with Mrs. DeFever, Mr. Bacon, and Mrs. Gamble voting "no". Mr. Wyatt moved, with a second by Dr. Wagnon, that the Board adopt as a brochure for member use when making presentations, a brochure clearly describing the activities and costs associated with Academic Standards, Attracting and Retaining Quality Teachers, and Accountability and Identification of Areas Needing Improvement. The motion carried on a vote of 6-4, with Mrs. DeFever, Dr. Abrams, Mr. Bacon, and Mrs. Gamble voting "no".

APPROVAL OF BOARD TRAVEL

Mrs. Waugh moved, with a second by Dr. Wagnon, that the requests for travel be approved as presented. The motion carried.

EXECUTIVE SESSION

Dr. Abrams moved, with a second by Mr. Wyatt, that the Board recess into Executive Session for a period of 15 minutes for the purpose of consultation with the Board attorney so that the attorney-client privilege would be preserved, and that the open meeting of the Board resume in the Board Room at 12:15 p.m. The motion carried. The open meeting resumed at 12:15 p.m. Mrs. Gamble moved, with a second by Mrs. DeFever, that the Board recess into Executive Session for an additional 10 minutes for the purpose of consultation with the Board attorney so that the attorney-client privilege would be preserved, and that the open meeting of the Board resume in the Board Room at 12:25 p.m. The motion carried. The open meeting resumed at 12:25 p.m. Mrs. Gamble moved, with a second by Carol Rupe, that the Board recess into Executive Session for another 10 minutes to continue its consultation with the Board attorney so that the attorney-client privilege would be preserved, and that the open meeting of the Board resume in the Board Room at 12:35 p.m. The motion carried. The open meeting resumed at 12:35 p.m.

ADJOURNMENT

There being no further business, Chairman Rundell adjourned the meeting at 12:35p.m.

I.B. Rundell, Chairman

Penny Plamann, Secretary