

**KANSAS STATE BOARD OF EDUCATION
Meeting Minutes
December 13, 2011**

CALL TO ORDER

Chairman Dennis called the December meeting of the State Board of Education to order at 10:01 a.m., December 13, 2011 in the Board Room of the Kansas Education Building, 120 SE 10th Avenue, Topeka, Kansas.

12/13/11 a.m.
session audio
archive
(00:00:07)

ROLL CALL

Members present were:

John Bacon	Walt Chappell	Jana Shaver	Janet Waugh
Sally Cauble	David Dennis	Sue Storm	Ken Willard
Carolyn L. Wims-Campbell	Kathy Martin		

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

Chairman Dennis read the Board Mission Statement and then called for a moment of silence. The moment of silence was followed by the recitation of the Pledge of Allegiance.

APPROVAL OF THE AGENDA

Chairman Dennis noted that additional grant information was in members’ folders for items 15 g. and h. Mrs. Wims-Campbell moved, with a second by Chairman Dennis, that the agenda be approved as presented. Dr. Chappell requested that several items be pulled from the Consent Agenda. The change in the motion was not accepted by Mrs. Wims-Campbell or Mr. Dennis. The vote on the motion carried 7-3, with Waugh, Storm and Chappell voting in opposition.

MOTION
(00:02:16)

APPROVAL OF THE NOVEMBER MINUTES

Mrs. Wims-Campbell moved, with a second by Chairman Dennis, that the minutes of the November meeting be approved as presented. The motion carried 10-0.

MOTION
(00:05:12)

COMMISSIONER’S REPORT

The Commissioner shared information on several items. Included was the announcement of the launch of the Kansas Department of Education Facebook page, which was demonstrated by Communications Director, Kathy Toelkes. In response to a question about who decided what was posted on the page, the Commissioner indicated she and Director Toelkes made those decisions.

(00:05:26)

The Commissioner noted that the winners of the Early Learning Challenge grant (ELCG) would be announced later in the week. She also pointed out the draft Accountability Report was in members’ folders and noted some of the changes in content this year.

The Commissioner’s comments on the Governor’s Literacy Summit which had been held recently drew a lot of discussion from members. Questions arose about the Governor’s three challenges: 1) that Kansas will meet its current goal of 95% of students “Meets Standard” on 4th grade reading state assessment scores in 2013 (based on 2011 data, this would require an increase of 9%, from 87% to 95%, on state assessments: 2) Kansas will be in the top 5 states for average 4th grade reading scores in 2014 (based on 2011 data, this would require an increase of 5 points, from 224 to 229, on Kansas NAEP scores); and 3) Kansas will be number one in average 4th grade reading scores in 2018 (based on 2011 data, this would require an increase in 14 points, from 224 to 238, on Kansas NAEP scores). The Commissioner stressed that to meet any of the three challenges Kansas will have to make a concerted effort in early literacy – and that education in Kansas must start addressing what is done to help children before they come to school - developing a coordinated and seamless system so that from the time a child is born until they enter public school efforts are made to prepare children to be successful.

Asked if the goal of becoming the number one state on the NAEP, the Commissioner asserted that it was possible, but difficult. If funded, the ELCG would not only give Kansas the means to achieving the goals, but the momentum as well. A suggestion was made that the state focus on the 9% of students who would be needed to gain 95% in the "Meets Standard" at fourth grade. The Commissioner noted that MTSS was structured to do that by giving individualized support at the level a student needs.

Also discussed were other factors that impact children in their early years that are not education issues and can't be solved with after school and summer reading programs. They are cultural need to be addressed by society as a whole. Dr. DeBacker mentioned the other state agencies that would be involved with the ELCG grant to provide some help in those areas. Mrs. Cauble mentioned cuts in Medicaid that would affect mental health services to children and hoped that those working on the framework for the Challenge grant would consider trying to influence its reinstatement. The cost of the program was questioned and the fact that it appeared it would be several years before any of the funding would reach Kansas children in the classroom. Lastly, a comment was made that the issues association with early learning would be a perfect project for the Kansas Learning First Alliance.

CITIZENS' OPEN FORUM

(00:43:39)

Chairman Dennis declared the Citizen's Open Forum open at 10:44 a.m. First addressing the Board was Mark Tallman, KASB, Topeka, who shared KASB's policy positions for the 2012 legislative session adopted by the Association in December. Beverly Mortimer, Superintendent of USD 333, Concordia, spoke in favor of AdvancEd as an alternative accreditation organization for Kansas schools. Rick Morawitz, Wichita, spoke about his daughter, Rhianna, and responses to an on-line petition and other internet communications about the need to take effective action regarding bullying of students by other students. Sheridan Ridley, Wichita, also spoke about the bullying that goes on in schools from her personal experience. Charlotte Ridley, Wichita, also addressed the Board about Rhianna Morawitz and bullying in schools and the need for schools to protect their students. Ralynn Boone, Wichita, also spoke about bullying from her personal experience. Chairman Dennis declared the Open Forum closed at 11:03 a.m. after which Dr. Chappell asked Ms. Boone and Ms. Ridley for more information about the bullying they had experienced and how they dealt with it.

BREAK

(01:06:20)

The Board took a break from 11:07 and returned at 11:18 a.m.

UPDATE ON 21ST CENTURY ACCREDITATION

(01:07:42)

Board members were updated on efforts to seek input from members of the education field on the proposed 21st Century Accreditation model that would be the basis for accreditation decisions on the ability of schools and districts to implement effective programs and practices related to the five "Rs": results, rigor, responsive culture, relevance and relationships. Such a system would allow for a total view of educational quality within a district, getting beyond just test scores. How measurement within the five categories might be accomplished has been a part of the discussion with the field. Brad Neuenswander, deputy commissioner for Learning Services, shared some initial ideas with Board members, but was careful to point out that input was still being sought and nothing had been finalized at this point. He said the timeline called for working through the measurement aspects of the model from the winter of 2011 through the fall of 2012 and piloting the model with some districts in the fall of 2012. Board action on the new system would be sought in the fall of 2013, with implementation set for August 2014.

In the Board's discussion, interest was expressed in how pilot districts would be determined; the rubric used to measure a school's or district's performance in the five "R's" and the weightings that might be necessary within each; and the three proposed accreditation levels. Board member Cauble reported on the positive reaction to what individual board members and educators in her district had shared with her regarding the proposed system. A question was raised about the legality of accrediting districts, with concern expressed about the increase in paperwork that would be required from districts. The Chairman stated his belief in the importance that schools be accredited by Kansas State Board of Education and its accreditation standards and not by those of other vendors such as AdvancED, though they might want to have such an accreditation as well.

The Board recessed for lunch at 12:07 and returned at 1:30 p.m.

LUNCH
(01:57:22)

RECOGNITION OF 2011 MILKEN NATIONAL EDUCATOR

Kansas State Board of Education had the pleasure of hearing from Lisa Gruman, who received the prestigious 2011 Milken Family Foundation National Educator Award. Mrs. Gruman is an associate principal at Shawnee Mission Northwest High School, Shawnee Mission USD 512.

12/13/11 p.m.
session audio
archive
(00:00:07)

The Board took a very brief break at 1:42 p.m. while pictures were taken with the Milken Educator.

BREAK
(00:21:56)

UPDATE ON NEXT GENERATION SCIENCE STANDARDS

Matt Krehbiel, KSDE Science Consultant, gave an update on activities since the last State Board meeting on the development of the Next Generation Science Standards. He reported on the meetings held to date and gave more information regarding the review committees and how they work. In response to questions from the Board, he provided further clarification about the timeline and the process, indicating that the first draft could be available for public review as soon as January. Dr. Chappell requested the membership list of the NGSS leadership committee.

(00:23:47)

REPORT FROM 2011 KANSAS TEACHER OF THE YEAR

The Board had the opportunity to hear a year-end-review from Curtis Chandler, who had just completed his term as 2011 Kansas Teacher of the Year. Mr. Chandler teaches language arts and exploratory courses in media development and video game design at Wamego Middle School, Wamego USD 320. He focused on what he learned during the past year and had high praise for Kansas teachers and leaders and the Teacher of the year program. Among the suggestions he made that might impact policy, the most important were systemic changes in teaching standards, teacher preparation, licensing and certification, induction and mentoring, and professional growth opportunities and supports. When questioned, he stated that he would start at the teacher preparation level.

(00:47:01)

The Board took a break from 2:45 to 2:59 p.m.

BREAK
(01:15:54)

UPDATE ON ESEA FLEXIBILITY (WAIVERS)

Board members received an update on KSDE's work to complete an application for flexibility on No Child Left Behind (NCLB) requirements. The application must be submitted by Feb. 21, 2012. Commissioner Diane DeBacker told Board members that over the past month, the majority of the work on the application has been in identifying how the state wants to measure student and school achievement. Under the current system, performance is gauged based on one measure – performance on state assessments. In the application for flexibility, the agency will likely request a reporting mechanism based on multiple measures, including achievement, growth and achievement gap reduction. Those three measures would be used to identify reward schools, focus schools and priority schools, as required by the U.S. Department of Education.

(01:16:32)

KSDE staff walked Board members through a suggested process for measuring and reporting performance based on multiple measures, and for identifying the highest and lowest performing schools in the state. The timeline for completing the application calls for providing a draft application for public comment by Jan. 13, 2012 and providing a final draft to the State Board by Feb. 14, 2012. Staff provided clarification on several issues for Board members.

LEGISLATIVE MATTERS

(02:06:31)

Deputy Commissioner Dennis reported on state general fund receipts and the FY 2013 projection that there would be \$500 million increase over FY 2011 actual receipts. He indicated that the Department of Administration was negotiating a new lease for the Department and that the final decision would be made by them, though it would also require Board approval. He also reviewed decisions made by the LEPC for recommendation to the 2012 legislature. Several questions were answered about the proposed move. Ms. Storm stated her desire that the Department think outside the box about how the space is organized so that cubicles are arranged with outside space for everyone.

RECOMMENDATION OF THE PROFESSIONAL PRACTICES COMMISSION

(02:28:45)

Mrs. Cauble moved, with a second by Mrs. Waugh that the Kansas State Board of Education adopt the findings of fact and conclusions of the Professional Practices Commission and approve the recommendation of the Commission in Case No.11-FC-09, Tad Hernandez. The motion carried 9-0, with Mrs. Wims-Campbell, who had to leave at 4:00 p.m., absent.

CONSENT AGENDA

(02:29:29)

Mrs. Cauble moved, with a second by Chairman Dennis, that the Consent Agenda be approved as presented. Dr. Chappell spoke against the funding for the Migrant Education program and the 21st Century grants, which provide after school programs to Title I schools based on a competitive grant application process. He also questioned the decision to move into larger space when the possibility exists for large cuts in federal programs and funding. Mrs. Shaver stated that districts should not be denied the opportunity to provide programs that have proven to be of benefit to students. The motion carried 8-1, with Dr. Chappell voting in opposition. In the consent agenda the Board:

- Received the monthly personnel report.
- Confirmed the appointments of Teresa Merrifield to the position of Administrative Assistant on the Information Technology team effective November 9, 2011, at an annual salary of \$28,308.80.; Jeremy Howard to the position of Applications Developer II on the Information Technology team effective November 28, 2011, at an annual salary of \$46,092.80; and Linda Wisner to the position of Grants Fiscal Officer on the Research and Evaluation team effective December 5, 2011, at an annual salary of \$36,171.20.

Approved licensure waivers for *Adaptive Special Education*:: Jannah Farrington, USD 234 , Fort Scott; Joshua Bargdill, Gary Lee, Heidi Hansen, Jarrett Tyler, Jennifer Smith, Kaleena Rogers, Mark Stovall, Natasha Blocker, Ryan Alliman, Sandra Peters, Sandy Foster, Shari Hatfield, Steven Crosley, Traci Shepherd, Angela McCollum, Blake Thibault, Brooke Allen, Carissa Schaef, Courtney Burns, Glenn Roller, Helen White, Jessica Akins, Jorden Ewart, Kristie Thackery, Lora Hopper, Mallory Graddy, Megan Gross, Misti Rohde, Rebecca Kucera, Rebekah Shurtz, Robin Shoemaker, Samantha Martin, Suzanna Reyes, Talitha Schneider, Tammy Schnake, Kristy Criman, Jack Ewings, Paula Fawcett, Tyler Helton, James Banks and Tammy Janzen, USD 259,Wichita;; Brad Treaster, Kayla Williams and Mary Hlad, USD 273, Beloit; Benjamin O'Dell; USD 290, Ottawa; Michelle Cantrell, USD 353,Wellington; Kimberly Brown and USD 450, Shawnee Heights; Ashley Odle, USD 453, Leavenworth; Christina Helvy, Elizabeth Whitehill, Jonathan Scott, Laura McDaniel and Anthony Whetstone, Brian Shepherd, USD 465, Winfield; Cale Prater, Melanie Lee, Dustin Meritt, Jennifer McCreary, Stacey Bowman and Yumi Quijano, USD 475, Geary County Schools; Craig Ryan, Hana Withington, Jenna Howe, Katherine Schaake, Megan Griffiths, Brooke Winter, Kayli Weaver, Paula Hansen, Regina Werner, Susan McCoy, Teresa Wagoner and Michelle Wisdom, USD

490, El Dorado; Jacob Larson, James Dipman, Jeffrey Melcher and Kira Barker, USD 497, Lawrence; Karly McGurk and John Tetuan Jr., USD 501, Topeka Public Schools; Bret Persinger, Erica Bunton, Jennifer Bartholomew, Lawrence Marchant, and Trudy Cooley, D0 618, Sedgwick Co Area Educational Service Cntr; Melinda Taylor, D0 637, Southeast Kansas Special Ed Interlocal; Constance Martin, D0 711, Wyandotte Comprehensive Sp. Ed. Cooperative; *Deaf or Hard of Hearing*: Andrea Blaswitz, USD 465, Winfield; *Early Childhood Special Ed*: Christy Hartley, Elizabeth Jacobs, Sebastian Dowd, Chrissie Barker, Jennifer Morris, Nicole Easter, Sarah Thurston and Tiffany Naegele, USD 259, Wichita; and Megan Hengel, USD 465, Winfield; *Early Childhood/Pre-School*: Abigail Hermreck, USD 479, Crest; *Earth Space Science*: Alfredo Malcolm, USD 259, Wichita; *English as a Second Language*: Bruce Torres, Debra Snow, Kelsie Baab and Quan Nguyen, USD 259, Wichita; *English Language Arts*: Darcy Busch and Amy Hammett, USD 259, Wichita; and Nathan Burns-Sprung, USD 501, Topeka Public Schools; *Functional Special Ed*: Amber Donohue, Michael Bateman, Angela Luna, Elizabeth Orth, Kelly O'Mara-Taylor, Shelley Louthan and Stephen Livingston and Kathryn Kelly, USD 259, Wichita; Linda Brandt, USD 336, Holton; Michele Harrison, USD 450, Shawnee Heights; and Laura Brockway, USD 490, El Dorado; *Gifted*: Coleen Hubbard, Kimberly Bookhout, Martha Risley and Susan Conner, USD 259, Wichita; Nolan Sump, USD 364, Marysville; Ryan Welch, USD 368, Paola; Denise Lasher, USD 490, El Dorado; Caitlin Schwanke, USD 501, Topeka Public Schools; *Journalism*: Robert Bovaird, USD 416, Louisburg; *Math*: Scott Carson, USD 506, Labette County; *Science - Middle Level*: Ann Pritchett and Danielle Becker, USD 259, Wichita; and *Visual Impaired*: Joli Skaer, USD 490, El Dorado.

- Issued Calendar Year 2012 licenses to recommended commercial driver training schools: A+ Driving School, Inc., Iola; Behind The Wheel Defensive Driving School, Wichita; Behind The Wheel, Inc., Overland Park; Bi-State Driving School, Overland Park; BWB Driving Academy, Inc., Olathe; Drive Right School of Johnson County, Overland Park; Drive Right School of Lawrence, Lawrence; Drive Right School of Wichita, Wichita; Harder Performance, Inc., Overland Park; Horizon's Driving Academy, Salina; HyPlains Driving School, Inc., Dodge City; HyPlains Driving School of Garden City, Garden City; KDR Driving School, Salina; Little Apple Driving School, Manhattan; Midwest Driving School, Lawrence; Motorcycle Rider Education, Wichita; NEET Motorcycle Institute, Lawrence; North East Kansas Driving School, LLC, Atchison; Royal Driving School, Salina; Safety First Driving, Olathe; Sunflower Driving School, Topeka; *The Driving School, Liberal; *The Driving School of Dodge City, Dodge City; Topeka Driving School, Inc., Topeka; Twin City Driver Education, Overland Park; Varsolona Driving School, Frontenac; Wichita Collegiate Comm Driving School, Wichita; Wichita Driving School, Inc., Wichita; Wichita Driving School East, LLC, Wichita; Go Driving School, LLC, Lawrence; Wichita Drivers Ed, LLC, Wichita; Freedom Driving School, Lenexa; McPherson Driving School, LLC, McPherson; and DriveKansas, Inc., Bonner Springs. (*Pending outcome of litigation.)
- Issued an Order authorizing USD 229, Blue Valley, Johnson County, to hold an election on the question of issuing bonds in excess of the district's general bond debt limitation.
- Approved the modification to the Interlocal Cooperation Agreement for the Three Lakes Educational Cooperative, Interlocal No. 620.
- Act on recommendations for funding the Kansas 21st Century Community Learning Centers Supplemental Awards as follows: USD 216 Deerfield, \$63,363; USD 232 De Soto, \$46,960; USD 290 Ottawa, \$45,134; USD 349 Stafford, \$52,675; USD 470 Arkansas City, \$96,250; USD 309 Nickerson, \$100,000; USD 466 Scott County, \$85,611; USD 500 Kansas City (Welborn,), \$75,644; Boys & Girls Club of Hutchinson (Lincoln), \$72,913; Boys & Girls Club of Hutchinson (McCandless), \$72,937; USD 503 Parsons, \$65,225; Boys & Girls Club of Hutchinson (Avenue A), \$80,694; Boys & Girls Club of Lawrence (Broken Arrow), \$82,674; Boys & Girls Club of Lawrence (Hillcrest), \$77,991; USD 253 Emporia Middle School, \$86,954; USD 261 Haysville, \$83,897; USD 305 Salina, \$74,751; USD 470 Liberal, \$83,334; USD 500 Kansas City (Frances Willard), \$75,644; Boys & Girls Club of Lawrence (Schwegler), \$80,454; Boys & Girls Club of Manhattan, \$74,950; Catholic Charities of Wichita, \$49,121; USD 210 Hugoton, \$85,449; USD 214 Ulysses, \$7,834; USD 290 Ottawa Middle School, \$79,323; USD 343 Perry, \$57,184; USD 374 Sublette, \$62,701; USD 379 Clay Center, \$76,440; USD 383 Manhattan-Ogden (Northview), \$98,680; USD 428 Great Bend, \$74,266; USD 435 Abilene, \$50,000; USD 500 Kansas City (Banneker), \$75,644; USD 500 Kansas City (New

Stanley), \$75,644; USD 50 Kansas City (Whittier), \$75,644; USD 501 Topeka (Topeka West), \$83,449; USD 501 Topeka (Williams Magnet), \$92,595; Boys & Girls Club of Lawrence (Cordley), \$92,714; and Boys & Girls Club of Lawrence (Pinckney), \$86,045; and Boys & Girls Club of Lawrence (Woodlawn), \$77,541. approve recommendations for funding the Kansas 21st Century Community Learning Centers (21st CCLC) Grants for Spring 2012.

- Approved recommendations for funding the Kansas 21st Century Community Learning Centers (21st CCLC) Grants for Spring 2012: USD 217 Rolla, \$107,840; USD 218 Elkhart, \$74,820; USD 287 West Franklin, \$104,700; USD 383 Manhattan-Ogden (Ogden Elementary), \$200,000; USD 498 Valley Heights, \$101,681; USD 499 Galena, \$117,262; USD 500 Kansas City (Silver City), \$200,000; USD 501 Topeka (Topeka High), \$199,335; USD Boys & Girls Club of Lawrence (Kennedy), \$199,959; and USD Boys & Girls Club of Manhattan (Lee), \$200,000. The following applicants are recommended for funding on the condition that the applications provide clarification and minor revisions to meet the approval of the review committee. The listed amounts recommended are the maximum amounts possible for each grantee for Year One (1) funding. Budgets may be amended according to the revised applications. USD 257 Iola, \$200,000; USD 258 Humboldt, \$169,020; USD 352 Goodland, \$92,655; USD 383 Manhattan (Bergman Elementary), \$200,000; and USD 446 Independence, \$182,238.
- Approved the 2012 Volunteer Generation Fund subgrantees: for *Continuation grants*: United Way Roger Hill Volunteer Center, \$19,992; Ottawa Volunteer Center/ECKAN, \$20,000; Kansas Wesleyan University/The Volunteer Connection, \$19,845; Kansas State University, School of Leadership Studies/HandsOn Kansas State; \$20,000; Dodge City Community College/Ford County Volunteer Center, : \$17,335; and for *New grants*: RSVP of the Flint Hills, Inc. \$18,000; Southwestern College, \$10,058; The Learning Tree Institute/YouthFriends Kansas, \$12,000.
- Approved the 2012 Disability Inclusion subgrant to Kansas Youth Empowerment Academy to develop and implement a Kansas Disability Inclusion Plan in the amount \$50,000 for the period January 1 - December 31, 2012.

Authorized the Commissioner of Education to negotiate and:

- continue a contract with Fort Scott Community College to serve as the fiscal agent for the Migrant Education Consortium Incentive Grant, in an amount not to exceed \$66,666;
- enter into a contract with Kansas State University, Office of Educational Innovation and Evaluation (OEIE), to address both external evaluation and performance measure requirements required by the U.S. Department of Education, OVAE, Rigorous Program of Study Grant, Career Ready Kansas, in an amount not to exceed \$14,000.00;
- contract with Veryl Peter for the purpose of coordinating the Department's ARRA and Education Jobs Fund Activities. The contract period for these services shall run from January 1, 2012 through December 31, 2012 with a contract amount not to exceed \$45,000.

UPDATE ON STRATE BOARD AUTHORITY TO ACCREDIT SCHOOLS

(02:36:34) Board Attorney, Mark Ferguson, discussed the authority of the State Board of Education to accredit schools as part of the constitutional authority for general supervision of in the state. Citing case law, he noted that the Board's self-executing power to adopt regulations without legislative directive had been upheld by the courts. In response to a question from earlier in the day, he stated that nowhere in statute or legal interpretation between accrediting schools and accrediting districts. He added that if the Board wanted to accredit school districts it would merely have to change the current regulation to accredit schools to include school districts.

RECESS There being no further business, Chairman Dennis recessed the meeting at 4.25p.m.

KANSAS STATE BOARD OF EDUCATION
Meeting Minutes
December 14, 2011

CALL TO ORDER

Chairman Dennis called the second day of the December meeting of the State Board of Education to order at 9:01 a.m., December 14, 2011 in the Board Room of the Kansas Education Building, 120 SE 10th Avenue, Topeka, Kansas.

12/14/11 a.m. session
 audio archive
 (00:00:09)

Members present were:

John Bacon	Kathy Martin
Carolyn L. Wims-Campbell	Jana Shaver
Sally Cauble	Sue Storm
Walt Chappell	Janet Waugh
David Dennis	Ken Willard

APPROVAL OF THE AGENDA

Mrs. Wims-Campbell moved, with a second by Chairman Dennis, that the agenda be approved as presented. Chairman Dennis noted that he would ask for the Board to approve a meeting schedule for the remainder of the year during his portion of Board reports. The vote on the motion carried 10-0.

(00:00:16)

PRESENTATION ON A PROPOSED NEW SCHOOL FINANCE FORMULA

Gov. Sam Brownback's proposed school funding formula was outlined for State Board of Education by Landon Fulmer, policy advisor for the Governor, who first met with State Board members in November to share broad outlines of the proposed formula. Mr. Fulmer presented a more complete plan that included a look at how the new formula would impact individual school districts.

(00:01:11)

Mr. Fulmer reported that under the proposed formula, no school district would receive less funding than in the current year, and about half of the state's 286 districts would receive more funding. A copy of the spreadsheet Fulmer provided showing the differences in funding for each school district from the current formula to the Governor's proposed formula was asked to be sent to Board member electronically.

Among the more notable changes in the plan since it was originally shared last month was the elimination of county sales taxes as a means of providing local education funding as well as a series of block grants, originally envisioned to provide additional funding to schools for things such as at-risk students and operational costs.

The plan would also increase the base state aid per pupil amount (BSAPP) from the current \$3,780 to the statutorily required amount of \$4,492. Unlike the current formula, the Governor's proposed formula would count all kindergartners as full-time students rather than half-time. Also unlike the current formula, the new formula would not provide weightings to the BSAPP for such things as at-risk students, transportation, enrollment, new facilities, high density at-risk, bilingual students, etc.

The Governor's proposal would retain the state mandated 20-mill property tax for education. However, those funds would not stay with the local school districts. Instead, they would go into a state Property Tax Equalization Fund that would be used to offset local property tax inequity. Another feature of the proposed formula was the elimination of a cap, currently 31 percent cap of the district's general fund budget that districts could raise through local property taxes. An additional mechanism in the new funding formula would be supplemental equalization, to provide supplemental funding to districts that are unable to achieve the funding level of the previous year

through state aid per pupil amounts and their local option budget. This effectively would set a funding floor equal to the previous year's funding level, except that districts could see funding amounts decreased based on lower enrollment totals. Districts with declining enrollment will be able to use a three-year rolling average enrollment number for funding purposes. Districts that lower their LOBs would also see their funding amount drop below the previous year's total as the state would not make up that difference through supplemental equalization. In response to Board member questions, Mr. Fulmer clarified many points of the plan.

BREAK
(01:24:18)

Chairman Dennis called for a brief break after which he would allow time for additional Board discussion of the formula. The Board took a break from 10:25 and returned at 10:35 a.m.

BOARD DISCUSSION REGARDING SCHOOL FINANCE PROPOSAL

(01:24:29)

Board members briefly discussed the information provided to them. It was pointed out that if the Board took a position endorsing the formula, it would have to do so on every amendment as it moved through the legislature. More than one Board member expressed the feeling that it was not the Board's role to be involved in funding schools; that the responsibility rested with the legislature. They Board agreed it needed more time to fully review the information and the impact on school districts in their districts, but agreed to revisit the issue at their January meeting

PRESENTATION ON THE KANSAS HIGH SCHOOL FEEDBACK REPORTS

(01:41:54)

MOTION

Mrs. Wims-Campbell,, with a second by Chairman Dennis, moved that the presentation on the Kansas high school feedback reports be held over until January because of time constraints. The motion carried 10-0.

BOARD REPORTS

KSD-NEA

**Chairman's
Report**

(01:42:55)

Chairman read a letter from Roger Ellinger, President of KSD-NEA, requesting that para-professionals at the Kansas School for the Deaf be included in KSD-NEA bargaining unit. The Chairman reported he had turned the issue over to the Board Attorney for review, with action at the January meeting.

CTSO Luncheon

Chairman Dennis indicated he had been asked for a count of Board members who planned the attended the CTOS luncheon in January. All members indicated they planned to attend.

(01:46:00)

2012 Board Meeting Schedule

Noting that all Board members had been provided with a proposed meeting schedule for 2012, he asked if there was discussion. Mrs. Martin asked when the Board would return to holding a meeting per year in Board member districts. Commissioner DeBacker reported there was no money available for the extra cost in the current budget, and expected fewer funds available in the budget for next year. Mrs. Wims-Campbell moved, with a second by Chairman Dennis, that the Board adopt the 2012 meeting schedule as proposed. The motion carried 10-0.

MOTION

(01:47:02)

Mr. Bacon indicated that with changes in the due dates for filing federal tax returns, it was getting increasingly difficult for him to attend the April, September and October meeting and would like the Board consider moving the meetings to the third Tuesday and Wednesday. Mrs. Wims-Campbell moved, with a second by Chairman Dennis, that the Board override the previously motion and approve the January and February meeting dates and instruct staff to prepare some options the Board could consider at the January meeting, including an option to move the April, September and October meetings to the third week of the month. After brief discussion, the motion carried 10-0.

MOTION

(01:49:33)

Chairman Dennis reported on several activities, but spent most of the report on the selection of the new NASBE Executive Director. He, as a member of the Board of Directors, had

participated in narrowing down to six the candidates to interview. After Executive Board had interviewed the six that were agreed on it narrowed the candidates to three for the whole Board to interview. Jim Kohlmoos was selected. Mr. Dennis expressed some concern about the fact that when the selection process began, Board members were told of the candidates' political affiliation. He expressed his desire to NASBE as politically neutral.

Mr. Ferguson reported that the 10th Circuit Court of Appeals had heard oral arguments in the Petrella school finance case in Denver and that a decision was not expected for 3.5 months. He noted that if the legislature changes the Local Option Budget statute, a motion would be filed with Court finding that the basis for the lawsuit was moot. A district attorney's opinion on the Board's self-reported possible violation of the Open Meetings Act when in executive session in March. The opinion was that no violation had occurred.

ATTORNEY'S REPORT

Ms. Storm, Legislative Coordinator, reported she had not been able to attend the recent LEPC meeting, but Mr. Willard had attended. Mr. Willard, Assistant Legislative Coordinator, said he had nothing to add to what had already been reported by Deputy Commissioner Dennis.

Legislative Report

Other Board members reported in various meeting and activities with which they had been involved during the past month. Of particular note was an e-mail received by Ms. Storm from a board member of the International Bullying Association asking for Board help with its 2012 meeting to be held in Kansas City in November. She briefly reported on what she knew about the meeting and said a follow-up could be notifying Kansas school districts. Mr. Bacon brought up how effective community involvement could be with schools, noting that his church had adopted an elementary school. A discussion of community involvement to address the quality of life for all Kansas children followed.

In addition to the decision to bring back the presentation on the high school feedback report and further discussion of the proposed new school finance plan, Chairman Dennis requested that a report from Attorney Ferguson on the KSD-NEA request be included on the January agenda. Ms. Storm asked about the health of Kansas middle schools. Mr. Willard asked for a presentation by the Erie school district on project based learning

Future agenda items

BOARD MEMBER TRAVEL

Mrs. Shaver requested that a legislative forum 11/30 in Independence and and Superintendents' meeting 12/15 be added to her request. Mr. Willard asked that the date of the McPherson legislative forum be changed from what showed on his request. Mrs. Waugh clarified that her request for a meeting on 01/4 be changed from Great Education to Guest Educator. She also requested travel for the Paola legislative forum on 01/4. It was requested that a report from Attorney Ferguson on the KSD-NEA request be included on the January agenda. Mrs. Wims-Campbell asked that her travel to Emporia for the Literacy Summit be removed

ADJOURNMENT

There being no further business, Chairman Dennis adjourned the meeting at 12:13 p.m.

David Dennis, Chairman

Penny Plamann, Secretary