

**KANSAS STATE BOARD OF EDUCATION
Meeting Minutes
November 9, 2010**

CALL TO ORDER

Chairman Waugh called the November meeting of the State Board of Education to order at 10:01 a.m., November 9, 2010 in the Board Room of the Kansas Education Building, 120 SE 10th Avenue, Topeka, Kansas.

11/9/10 a.m.
session audio
archive
(00:00:01)

ROLL CALL

Members present were:

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

Mr. Willard had to be absent from the meeting because of a work conflict.

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

Chairman Waugh read the Mission Statement of the Board 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 Waugh advised members the words “program approval” should be struck from the title on the agenda for Consent Agenda item i. The information in the Board materials, however, was correct. Mr. Dennis moved, with a second by Mrs. Wims-Campbell, that the agenda be approved as amended. The motion carried 9-0 with Mr. Willard absent.

(00:02:51)

MOTION

APPROVAL OF MINUTES

Mr. Dennis indicated the discussion of the 2009-2010 State Report Card did not reflect his request of staff. He would like the minutes changed to read: “A proposal to request a waiver from the US Department of Education to allow the use of a student growth model was ~~explored~~ *made* and it was ~~agreed that it would also be appropriate for~~ *hoped that* the Kansas Education Commission (KEC) ~~to consider the issue.~~ *was moving along the same lines.* “ With those changes, Mr. Dennis moved that the minutes be approved as amended. The motion was seconded by Mrs. Shaver and carried on a vote of 9-0.

(00:03:44)

MOTION

COMMISSIONER'S REPORT

Commissioner DeBacker reviewed her vision as Commissioner of Education, the work that lay ahead, what influences that work and the skills required of her as the Commissioner to accomplish it. She also outlined additional issues that would need to be addressed regarding agency operations. Brief questions followed.

(00:04:45)

CITIZENS' OPEN FORUM

Chairman Waugh declared the Open Forum open at 10:36 a.m. John Richard Schrock, Emporia, spoke to the Board about his concerns regarding on-line programs for science, performance arts and teacher education. Angela Vietti O’Kane, Librarian at Pioneer Ridge Middle School in Gardner, requested that the Board add provisions in the QPA regulations that would require a state licensed school librarian in every school within the state of Kansas. Julie Doyen, Riley, representing the Kansas Association of School Librarians, commended the Board on the high quality of Kansas education and Kansas teachers and librarians. Board Chairman Waugh declared the Open Forum closed at 10:48 a.m.

(00:36:36)

The Board took a break at 10:48 and returned at 11:02 a.m.

BREAK

(0:49:01)

MINUTES

COMMEMORATION OF 35 YEARS OF IDEA

(01:01:41) Colleen Riley, Director of Special Education Services, reviewed the gains made since the Individuals with Disabilities Education Act (IDEA) was enacted in 1975. To celebrate the 35th anniversary of IDEA, three Kansas students were invited to briefly describe their educational experiences and outcomes. They were Carrie Greenwood, a 2001 graduate of Shawnee Heights who is the Program Coordinator for the Kansas Youth Empowerment Academy in Topeka, KS, a non-profit organization that works to educate, mentor, and support youth with disabilities in Kansas; Jenny Unrein, a graduate of Washburn Rural High school who has her own business, JennyLU Designs, which is growing tremendously; and Josh Edwards, currently a senior at Blue Valley High School in Stillwell who is hopeful about employment opportunities in his future.

CAREER AND TECHNICAL EDUCATION UPDATE

(01:36:31) Robin Harris updated the Board on activities related to the 11 policy initiatives for Career and Technical Education that had been approved by the Board in May. During the discussion that followed, concern from some schools was reported regarding meeting the requirements of the career pathways that contain journalism standards. Also pointed out by Mrs. Cauble was the difficulty distinguishing between the old VE₂ standards and the new career cluster pathway information on the website. Another staff follow-up item was a request from Dr. Chappell for the percent of dollars received by schools that is used for career and tech ed; how many students are taking hands on classes; and for the percent of CTE teachers who have actually worked in the field they are teaching. Mr. Dennis suggested that the end of pathway opportunities be expanded where appropriate to show opportunities in the military.

LUNCH RECESS The Board recessed for lunch at 12:28 a.m. and returned at 1:30 p.m.

RECOGNITION OF 2009 NATIONAL FINALISTS FOR THE PRESIDENTIAL AWARDS FOR EXCELLENCE IN MATHEMATICS AND SCIENCE TEACHING

11/09/10 p.m.
session audio
archive
(00:00:10) The Board had the pleasure of hearing from Cindy Couchman, a high school math teacher at Buhler High School, Buhler USD 313, and Bruce Wellman, a high school science teacher at Lawrence High School, Lawrence USD 497. They had recently been named as 2009 National Finalists for the Presidential Awards for Excellence in Mathematics and Science Teaching and had been invited to share with the Board elements of their practice used to foster student achievement.

DISORGANIZATION OF USD 228, HANSTON, AND ATTACHMENT TO USD 227, JETMORE

(00:35:00) **MOTION** Mrs. Cauble moved that the Kansas State Board of Education approve the Resolution to disorganize USD No. 228 (Hanston) and attach its territory to USD No. 227 (Jetmore), both in Hodgeman County. Mrs. Cauble commended the two boards for setting a fine example for other districts who will be going through the same process. Mrs. Martin seconded the motion, which carried 9-0.

LEGISLATIVE MATTERS

(00:37:28) **Update on School Funding** - Deputy Commissioner for Fiscal and Administrative Services Dale Dennis explained to the Board that Kansas schools would lose approximately \$2.2 million in federal aid for special education in the current school year because the state failed to meet maintenance of effort requirements, and the potential exists that the state could lose \$16 million or more in federal aid for special education in the next school year. Additionally, the \$92 million in federal jobs money intended to help preserve teacher jobs could be eaten up by additional costs not funded in the current budget. For instance, a drop in state property tax collections resulted in loss of revenue of \$29.8 million. The estimated state aid for at-risk students went up \$13.6 million due to more students qualifying for free lunches, and an increase of 1,430 students in public school enrollments was resulting in an estimated increase

in state aid for schools of \$5.7 million. That could mean that nearly \$50 million of the \$92 million in stimulus funds will be needed just to meet existing budget requirements. That leaves \$42 million. If legislators or the governor cut the current appropriation to schools by more than \$42 million, the base state aid per pupil will decrease from its current \$4,012. Mr. Dennis also reminded the Board of the one-time \$400 million in federal stimulus funds that will not be available to the state after 2010. After member questions had been answered, Dr. Chappell handed out a report on a five-year study of Kansas K-12 spending and student performance on the NAEP and ACT.

CONSENT AGENDA

Mr. Dennis moved, with a second by Ms. Storm, that the Consent agenda be approved. The motion carried 8-0-1, with Chappell abstaining. In the Consent Agenda the State Board:

MOTION

(01:06:23)

- Received the monthly personnel report.
- Confirmed the appointment of Samantha Linder to the position of Senior Administrative Assistant on the Information Technology team effective October 11, 2010, at an annual salary of \$28,308.80.
- Established the salary for Brad Neuenswander in the position of Deputy Commissioner of the Division of Learning Services effective October 31, 2010, at an annual salary of \$130,000.
- Approved the modification to the Tri-County Special Education Interlocal Cooperation Agreement, No. 607.
- Received the first quarterly reports of FY 2011 from the Kansas State School for the Deaf and the Kansas State School for the Blind.
- Accepted the Commissioner of Education's recommendation that a Visiting Scholar license valid for the 2010-11 school year be issued for Jinhua Wang.
- Approved requests for licensure waivers for individuals to serve outside their area of endorsement in districts as follows: *Adaptive Special Education*: Michelle Meyer, USD 231; Sandra Peters, Demitrice Elie, Kevin Loss and Thomas Morrison, USD 259; Katie Mattison, Andi Hall and Joshua Kelly, USD 261; Julie Reiter and Benjamin O'Dell, USD 290; Zoeann Patrick, Travis Peterson, Jennifer Cook, Melanie Watson, Cynthia Munk, Nissa Spangenberg-Smith, Mary Foster, Stacy Kahnt, Linda Cromwell and Janet Enfield, USD 305; Samantha Parker, Kellyanne Wilkens and Joel Naaf, USD 364; Weston Steiner, USD 379; Karen Gogolski and Marcie Schottler, USD 405; Haley Krehbiel, USD 407; Rebecca Segenhagen, USD 442; Lisa Holt, Jonathan Scott, Jennifer Dougherty, Elizabeth Whitehill, Cierra Sharp and Jennifer Hensley, USD 465; Craig Ryan, Ann Eck, Mica Coulter, Hannah Burdette, Beverly Carpenter, Tara Osborn, Brett Fiene, Christopher Saferite, Carolanne Farley, Jackie Strobbe, Jenna Howe, Steven Clark, Kayli Weaver and Christine Reichenberger, USD 490; Arthur Barker, USD 495; Lynda Bass, Michelle Seidner and Sara Kyriakos, USD 497; Rita Moeder and Robyn Payne, D0 602; Jill Hammer, Lorraine Merando, Alyce Gawlas, Amanda Burk, Crystal Bjorgaard, Korenne Grzybowski and Madison Barney, D0 603; Meagan Etheridge and Andrea Inslee, D0 605; Brandi Vowell and Jennifer Duncan, D0 607; Veronica Blair, D0 614; Marla Pruitt-Sheppard, Marisa Neptune and Kenneth Fast, D0 617; Tyler Cordts, Heather Berckefeldt and William Ward, D0 620; Tricia Hull and Andrea Chambray, D0 636; Sarah Parsons, D0 637; and Julie Muench, D0 701; *Deaf or Hard of Hearing*: Janet Goodenow, USD 379; *Early Childhood Special Education*: Kiley Nelson, USD 261; Rachel McVean, USD 379; Susan Hostetter, USD 465; Stefanie Sage and Mandy Hinton, USD 490; Ashley Tromsness, D0 603; Leah Watkins, D0 615; and Martha Arbuckle, D0 619; *Functional Special Education*: Erin Tyson, USD 232; Janice Sparks, USD 233; Sharon Bush, USD 260; Laura Brockway Koehn, USD 490; *Gifted*: Julie O'Grady, USD 229; Megan Cline, USD 231; Peter Muraski, USD 364; Brenda Cornitius, USD 381; Cristine Warring, USD 465; Denise Lasher, USD 490; Lucinda Faubion, USD 495; Richard McCall, D0 605; and Kelly DeWeese, D0 620; and *Visual Impaired*: Teri Chaney, USD 418; Deborah Sargent, USD 480; and Joli Skaer, USD 490.

- Accepted the recommendations of the Licensure Review Committee to approve licensure in cases 2649, Erin Stewart, 2662, Russell Rocheford II, 2673, Zackary Hood, 2675, Michael Graham, 2678, Robert Schneeberger, 2681, Jennifer Hall, 2682, John Wehrbein, 2683, Kelly Heiskell, and 2684, Merilee Zimbelman.
- Approved QPA appeals submitted by USD 501 Topeka School District for Eisenhower Middle School and Topeka High School; and USD 203 Piper School District for Piper Elementary School and Piper Middle School.
- Approved renewal of the waiver for Cimarron Middle School and Senior High School to allow junior-high students to hold athletic practice during 7th period.
- Approved the Education Flexibility Partnership Act waiver request from USD 307 Ell-Saline for Ell-Saline Elementary School.

The State Board authorized the Commissioner of Education to negotiate and:

- enter into a contract with Human Kinetics to provide Fitness Gram seat licenses, server licenses, and server maintenance fees for the purpose of implementing the Kansas Fitness Information Tracking Project as funded by the Kansas Health Foundation; with the contract period to run from November 15, 2010 to September 30, 2011 in an amount not to exceed \$208,000;
- enter into a contract that would allow Fort Scott Community College to continue to serve as the fiscal agent for the Migrant Consortium Incentive Grant.
- correct the contract amount with the Southeast Kansas Education Service Center as a partner on a federal grant, Building Capacity for a Safe & Drug Free Kansas, in an amount not to exceed \$115,741 (previously approved in an amount not to exceed \$110,630).

EXECUTIVE SESSION

(01:07:08)

Mrs. Shaver moved that the Board recess into executive session at 2:45 p.m. for one hour for the purpose of discussing personnel matters of nonelected personnel in order to protect the privacy interests of the individuals to be discussed. Ms. Storm seconded the motion which carried 9-0. The open meeting resumed at 3:43 p.m.

RECESS

Mrs. Wims-Campbell moved, with a second by Mrs. Martin that the Board meeting be recessed. The motion carried and the meeting recessed at 3:48 p.m.

Janet Waugh, Chairman

Penny Plamann, Secretary

**KANSAS STATE BOARD OF EDUCATION
MEETING MINUTES
NOVEMBER 10, 2010**

CALL TO ORDER

Chairman Waugh called the meeting to order at 9:00 a.m. on Wednesday, November 10, 2010, in the Board Room of the Kansas Education Building, 120 SE 10th Avenue, Topeka, Kansas.

11/10/10 a.m.
session audio
archive (00:00:01)

ROLL CALL

Members present were:

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

Mr. Willard was absent. Mrs. Cauble was also absent but arrived shortly after the meeting began.

APPROVAL OF THE AGENDA

Ms. Storm moved, with a second by Mrs. Shaver, that the agenda be approved as presented. The motion carried 8-0, with Willard and Cauble absent.

(00:00:30)
MOTION

DISCUSSION OF A STATEWIDE BULLYING POLICY

Prefacing her remarks with the information that the Department does not review statutorily required district bullying policies other than during the yearly fiscal audit which only checks to see that one is in place, nor does the state collect statistics specifically on the incidence of bullying in schools, Commissioner DeBacker proposed that the Board look at the provisions of the bullying statute and decide if it would like to do anything in addition. If so, what; would it be reasonable for schools and districts to do; and would it help students.

(00:00:57)

While most Board members did not want to micro manage local board decisions regarding curriculum to address bullying, they did express an interest in requiring district policies to outline a process by which bullying can be reported to a review panel independent of the school district. In addition, they were interested in having information related to bullying incidents added to the annual report on school violence incidents reported to the state. Board members asked that KSDE staff come back to them in December with recommendations on how those things might be accomplished and that it include information on the cost of implementing those recommendations.

The Board took a break at 10:18 and returned at 10:26 a.m.

BREAK
(01:17:58)

COMMON CORE STANDARDS TRANSITION PLAN

Dr. Tom Foster reviewed for the Board a draft plan to transition from current reading and math standards to the new math and English language arts Common Core Standards. The draft plan includes four phases, starting in the current school year and ending with full implementation in the 2014-15 school year. Board members were told there are two potential scenarios for the transition. The more preferable option would provide for a gradual transition in all areas of standards adoption, including professional development and assessment development. In that scenario, assessment items aligned to current standards but not aligned with the Kansas Common Core Standards would be gradually removed from the assessments while new items generated from the Smarter Balanced Assessment Consortium (SBAC) are piloted. The SBAC assessments are expected to be complete by the 2014-15 school year. The second scenario

(01:25:10)

would have full adoption of the standards delayed until 2015. Which scenario is pursued will depend on the state's ability to receive modifications from the U.S. Department of Education for its No Child Left Behind accountability plan. The preferable scenario would require modifying the accountability plan in the form of a waiver in 2012 and 2013 because there will be changes in assessment indicators in those years. An accountability waiver would also be needed in 2014 because that would be the year the state would pilot the full version of the new assessments, with full implementation of the new assessments in 2015.

Discussion followed and, as a follow-up item, Ms. Storm asked for information on the inclusion of the 15% Kansas option in the Common Core Standards. Mr. Dennis also expressed his disappointment that with the preferred plan a waiver would not be requested until 2012 instead of 2011.

BOARD MATTERS – BOARD REPORTS

Chairman (02:12:20)

Chairman Waugh reported on several meetings she had attended, including the Wamego district's celebration of West Elementary's receipt of the 2010 Intel Award for School Innovation. Also attending were the Commissioner and Mrs. Martin and Mrs. Wims-Campbell who also reported on it. She also announced the date of the Governor's Scholars Awards – May 1, 2011. Chairman Waugh attended a ribbon-cutting ceremony in Kansas City for Hillcrest Transitional Housing for Homeless Teens.

Board Member Participation in NASBE (02:14:12)

Chairman Waugh reported that five members had requested to serve on NASBE study groups or committees, in addition to Mr. Dennis who had been elected as Central Area Director. She raised the issue of the cost of travel for participation, noting that the \$5,000 allocated for the Professional Development Fund had already been depleted on attendance at the 2010 annual meeting and had a deficit. Discussion followed about actions the Board could take, such as taking the travel expenses out of each participant's travel budget. Members expressed no problem with that solution. It was decided to wait to take any action on participation until December, by which time, invitations would have come from NASBE for members who had been chosen to serve.

Attorney's Report (02:31:30)

The Board attorney updated members on items for which action had taken place since the preparation of his monthly report. Of particular note, was the fact that Schools for Fair Funding had dropped their claim against the Board of Education in the latest school funding lawsuit. He indicated that the lawsuit would still be a major disruption to the agency because of the information that will be requested by both sides. After Mr. Ferguson had answered several board members' questions, Mrs. Wims-Campbell moved, with a second by Mrs. Shaver, that the attorney's reported be approved and his bill for services for October be paid as presented.

In the discussion of the motion, the question was raised regarding the necessity of approving the report and payment of the bill every month, since the amount of the attorney's contract had already be approved by the Board. It was agreed that the report and bill would still be provided to the Board, but that no action was necessary to accept or approve. Mr. Bacon request a year-to-date report on the attorney's budget. The motion to approve the October report and bill carried 9-0.

Other Board Member Reports (02:48:05)

Ms. Storm updated the Board on accomplishments of the P-20 Council and the Legislative Education Planning Committee. She also indicated that if visits are resumed to Board member districts – her district would be next in line – she would like to have the Board visit the new Center for Advanced Programs of Studies in Blue Valley.

Mrs. Shaver reported that the Governor's Commission on Graduation and Drop-out Prevention had adopted it recommendations to be included in it final report.

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MINUTES

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Mr. Dennis reported on the NASBE annual conference, the U.S. Army Education Conference he had attended and the Project PASS tour in Garden City and Ulysses. Mrs. Cauble also reported on the Project PASS visit. Dr. Chappell reported on his attendance at the KSDE annual conference and a meeting of Families Together, Inc. Mrs. Cauble and Mrs. Wims-Campbell also reported on the NASBE annual conference. In addition, Mrs. Cauble reported on a meeting in Wichita at which Alan November had been a presenter and addressed the overlooked 21st Century Skill of empathy.

Mrs. Martin discussed with the Board the lack of abstinence education in Department-sponsored meetings on human sexuality education. She stressed how important she felt it was for the Board and the Department to support the message of abstinence until marriage and that no state funding should be provided to activities where that view was not included. She also expressed her dismay that one presenter was from Planned Parenthood at an 8-state conference held in June that was organized with the support of Department staff and provided with \$8,000 in state funds. Mrs. Martin also reported on her participation with the Brown County Schools KLN assessment visit. She expressed her appreciation of the program and what it is providing to schools and teachers.

A copy of Mr. Willard's report on the NASBE conference was handed out to members.

Follow-up items resulting from Board member reports included a request from Dr. Chappell that Board members present a brief outline of their reports in writing. Mrs. Cauble would like to have a meeting with new members of Congress in order to communicate with them about education issues in Kansas and the reauthorization of ESEA. It was also suggested that new legislators be included. Mrs. Cauble would like to know if there are any state school boards with policies that address bullying for their own board members. She also requested information about nominating the Kansas Learning Network for the ECS Frank Newman Award for Innovation. Mrs. Martin wanted information on what was contained in statute or regulation regarding sex education. Dr. Chappell requested information on the discrepancies he perceives exist between Kansas assessment data and NAEP, ACT and SAT data.

Chairman Waugh asked for an update on the UKAN Teach program and Ms. Storm would like the Executive Director of the Center for Advanced Programs of Studies in Blue Valley to address the board.

**Requests for
Future Agenda
Items**

UPDATE ON BOARD GOALS

Commissioner DeBacker asked if the Board wanted to have a Board retreat in January to reset its goals for the next two years and if the objectives still reflected the direction to go to achieve those goals. She suggested that Board members review the information in the material they had received this month and prepare to answer those questions in December.

(03:54:51)

ACT ON BOARD MEMBER TRAVEL REQUESTS

Added to Board travel were the following: Mrs. Shaver - a Greenbush leadership academy on December 8th by; Mrs. Cauble - a December 3rd Oakley Superintendents Council meeting; Ms. Storm - a December 7th P-20 Council meeting; and Mrs. Wims-Campbell - the Kansas Teacher of the Year banquet November 29th. Mrs. Shaver moved, with a second by Mr. Bacon, that the Board travel requests be approved as amended. The motion carried 8-1, with Mrs. Cauble voting "no".

(03:56:45)

There being no further business, Chairman Waugh declared the meeting adjourned at 1:02 p.m.

ADJOURNMENT