

MINUTES



Kansas State Board of Education

Tuesday, January 10, 2023

CALL TO ORDER

Chairman Jim Porter called the monthly meeting of the Kansas State Board of Education to order at 10:00 a.m. Tuesday, January 10, 2023, in the Board Room of the Landon State Office Building, 900 SW Jackson St., Topeka, Kansas. He welcomed new members Danny Zeck, Cathy Hopkins and Dennis Hershberger for their first participatory meeting.

(00:12:40)

ROLL CALL

All Board members were present:

Betty Arnold (had to leave early)	Deena Horst
Michelle Dombrosky	Ann Mah
Melanie Haas	Jim McNiece
Dennis Hershberger	Jim Porter
Cathy Hopkins	Danny Zeck

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

Chairman Porter read both the Board's Mission Statement and Kansans Can Vision Statement. He then asked for a moment of silence after which the Pledge of Allegiance was recited.

APPROVAL OF AGENDA

Mr. Zeck moved to postpone agenda items 16, 20 and 23 and 7 on Wednesday until the February meeting so that he can have more time to review materials. Following concerns voiced by Mrs. Mah and Dr. Horst regarding the removal of item 16, and the fact that item 7 can be handled tomorrow with the approval of the day's agenda, Mrs. Haas asked Mr. Zeck to amend the motion to remove item 16 from today's agenda along with item 7 from the January 11 agenda. Mr. Zeck agreed. Mrs. Dombrosky seconded the modified motion. Motion failed 4-6 with Mrs. Mah, Mrs. Arnold, Chairman Porter, Mrs. Haas, Dr Horst and Mr. McNiece in opposition. Chairman Porter asked to vote on consent agenda items b and d separately per Mrs. Dombrosky's request. Dr. Horst moved to approve the day's agenda as amended. Mrs. Arnold seconded. Motion carried 10-0.

MOTION
(00:09:06)

APPROVAL OF THE DECEMBER MEETING MINUTES

Mrs. Arnold moved to approve the minutes of the December 13 and 14 regular Board meeting. Mr. McNiece seconded. Motion carried 10-0.

MOTION
(00:24:25)

BOARD REORGANIZATION

Reorganization of the Kansas State Board of Education occurs every two years, which coincides with the election and/or re-election of Board members and their staggered terms. The following action was taken during reorganization for 2023-25:

(00:24:40)

ELECTION OF BOARD CHAIR

Mr. McNiece nominated Melanie Haas as Chair of the Kansas State Board of Education. Mrs. Mah seconded the nomination of Mrs. Haas. Mr. Hershberger then nominated Danny Zeck as Chair of the Kansas State Board of Education. Mr. Zeck did not accept that nomination and there was not a second. Mr. Hershberger then nominated Michelle Dombrosky as Chair of the Kansas State Board of Education. Mr. Zeck seconded the nomination. Mrs. Haas received 6 votes and Mrs. Dombrosky received four. Mrs. Haas was elected Chair.

MOTION
(00:25:57)

ELECTION OF VICE CHAIR

Mrs. Arnold moved to nominate Jim Porter as Vice Chair of the Kansas State Board of Education. Mr. McNiece seconded. Mr. Zeck moved to nominate Michelle Dombrosky. Mr. Hershberger seconded the nomination of Michelle Dombrosky. Mr. Porter received 6 votes and Mrs. Dombrosky received four. Mr. Porter was elected Vice Chair.

MOTION
(00:29:35)

ELECTION OF LEGISLATIVE LIAISONS

Mr. Porter moved to nominate Deena Horst and Ann Mah to serve in the Legislative Liaison positions. Mrs. Arnold seconded. Mrs. Dombrosky nominated Deena Horst and Danny Zeck. The slate of Deena Horst and Ann Mah received 6 votes and the slate of Deena and Danny received 4 votes. Deena Horst and Ann Mah were elected Legislative Liaisons.

MOTION
(00:37:38)

ELECTION OF BOARD POLICY COMMITTEE MEMBERS

Reorganization continued with the election of three Board members to serve on the Policy Committee. Vice Chairman Porter nominated the slate of Betty Arnold and Deena Horst and Cathy Hopkins for the Policy Committee. Dr. Horst seconded. A single vote was taken on the three-member slate, passing 10-0.

MOTION
(00:40:40)

CITIZENS' OPEN FORUM

Chairwoman Haas declared the Citizens' Forum open at 10:35 a.m. There were five speakers this month: Dr. John Shrock, speaking on secondary science teacher licensure; Dave Trabert, speaking on school districts needing to follow the law on needs assessments; Lora Stalford, speaking in support of licensure changes to make it easier for out of state teachers; Analyssa Noe, speaking on the state funding formula for education; and G.A. Buie, speaking in support of the Interstate Teaching Mobility Compact. Chairwoman Haas declared the Citizens' Forum closed at 10:49 a.m.

(00:43:10)

APPOINTMENT OF BOARD ATTORNEY AND BOARD SECRETARY

Mrs. Mah moved to approve the designation of Mark Ferguson of Gates Shields Ferguson Swall Hammond, P.A., Overland Park, as the State Board Attorney, and approve the designation of Barbara Hughes as State Board Secretary. Mrs. Arnold seconded. After questions posed by Mr. Zeck and subsequent discussion about the process of appointing a Board Attorney, motion carried 10-0.

MOTION
(01:03:18)

REVIEW OF COMMITTEES NEEDING STATE BOARD REPRESENTATION

(01:03:44)

During reorganization, members have the opportunity to consider participation in committees that have State Board representation. Brief committee descriptions were provided for those appointments made by either the Chairman or Commissioner. Each member was asked to complete an interest survey in advance to indicate where he or she would like to serve for the next two years. Assignments would be announced on Wednesday.

COMMISSIONER'S REPORT

(01:18:02)

Commissioner Randy Watson started by introducing the new Kansas State Board of Education map showing the districts with corresponding Board members. He then continued discussing graduation and post-secondary effective rates, using Caney Valley USD 436, Ingalls USD 477 and Louisburg 416 for illustrative purposes showing the relationship between their assessment scores and significant increase in post secondary success rates. He concluded by stating the need for the Board establish clear goals for local school boards to discuss month and also clear, measurable goals to monitor at the state level monthly and yearly to advance movement in areas that will improve graduation and post secondary effectiveness.

CONTINUED DISCUSSION ON ACADEMIC SUCCESS

(01:46:45)

Deputy Commissioner Dr. Ben Proctor continued his discussion from December on Academic Success. This month he discussed what the data we have gathered tells us and how it is used to inform the work that KSDE does.

CONTINUED PUBLIC HEARING ON LICENSURE REGULATIONS K.A.R. 91-1-200, 91-1-201, 91-1-202, 91-1-203, 91-1-204, and 91-1-209

(03:37:54)

Mr. Porter opened the public hearing at 1:30 p.m. Scott Gordon opened the hearing by reviewing the authority given to the Kansas State Board of Education and also reviewed the regulation change process. There was no testimony given. The hearing was declared closed at 2:02 p.m.

WORKING ON THE SUCCESS OF EACH STUDENT: CHILD NUTRITION AND WELLNESS

(04:10:00)

Cheryl Johnson, director of KSDE's Child Nutrition and Wellness (CNW) team, shared an update on fiscal year 2022 statistics, an overview of the work of the Child Nutrition and Wellness department and a few specific program highlights. The number of meals served during fiscal year 2021-2022 was 96,987,146. The United States Department of Agriculture has provided more than \$28 million to Kansas sponsors that will help provide schools with resources to support the availability of food due to supply chain disruptions. KSDE applied for and was selected to be a part of a demonstration project to evaluate using Medicaid eligibility data to directly certify children for free and reduced-price school meals. KSDE was awarded the Farm to School Formula grant to increase and expand Farm to School programs and also the Farm to School competitive grant, which will improve access to local foods, specifically grains and flour, through programming that includes local procurement and agricultural education. KSDE's CNW team also will be debuting a new Body Venture exhibit to replace the old one. The new educational display which will be easier to set up and tear down.

PRESENTATION OF KANSAS CERTIFICATES IN CHILD NUTRITION

Cheryl Johnson presented three child nutrition professionals with the Kansas Certificate in Child Nutrition Management. To receive this certification, 120 hours of KSDE CNW-approved management classes must be completed.

(04:42:44)

Those who received the certification in 2022 are:

- Kimberly Baillargeon, Southeast of Saline USD 306
- Kimberly Chambers, who retired in September 2022 from Norton Community Schools USD 211.
- Tara Daniels, Labette County USD 506.

ACTION ON ESSER EXPENDITURE PLANS FOR USE OF FEDERAL COVID-19 RELIEF FUNDS

Assistant Director Doug Bodine reported on the most recent ESSER Task Force recommendations, which included 1 ESSER II change with a net change of \$128,241. As for ESSER III, USD 416 Louisburg was previously conditionally approved by the State Board has now been fully approved after meeting stakeholder consultation requirements. 11 new districts have submitted ESSER III plans with a total value of \$15.6M. There are 7 ESSER III change requests this month totaling \$2.9M.

(04:56:30)

Mr. Porter moved to accept the recommendations of the Commissioner’s Task Force on ESSER and EANS Distribution of Money and approve the public school district ESSER II change request as presented for use of federal COVID-19 relief funds. Mr. McNiece seconded. Motion carried 7-1-1 with Mrs. Dombrosky abstaining and Mr. Zeck in opposition.

MOTION
(05:01:40)

Mrs. Mah moved to accept the recommendations of the Commissioner’s Task Force on ESSER and EANS Distribution of Money and approve the public school district ESSER III expenditure plans and change requests as presented for use of federal COVID-19 relief funds. Mr. McNiece seconded.

MOTION
(05:15:50)

Motion failed 5-1-3 with Mr. Zeck in opposition and Mrs. Dombrosky, Mrs. Hopkins, and Mr. Hershberger abstaining. After coming back from a break later in the afternoon, Mrs. Hopkins asked Chairwoman Haas if she could speak. She then explained that she did not understand the magnitude of her abstention, that it would be considered a ‘no’ vote. She then was allowed to make a motion to reconsider the vote on ESSER III funds. Mrs. Dombrosky seconded. Motion passed 7-1-1 with Mr. Zeck in opposition and Mr. Hershberger abstaining . Mrs. Mah then moved to to accept the recommendations of the Commissioner’s Task Force on ESSER and EANS Distribution of Money and approve the public school district ESSER III expenditure plans and change requests as presented for use of federal COVID-19 relief funds. Dr. Horst seconded. Motion carried 6-2-1 with Mr. Zeck in opposition and Mrs. Dombrosky and Mr. Hershberger abstaining.

MOTION
(05:49:08)

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

During the State Board meeting in December, Jay Scott, Director of Accreditation and Design, presented information on three public systems that were ready for review of an accredited status

(05:17:46)

recommendation. The systems that were received by the Board in December were USD 308 Hutchinson, USD 343 Perry and USD 463 Udall. Jay Scott brought these three systems back to the Board for action. Mrs. Mah made a motion to accept the recommendations of the Accreditation Review Council and award the status of accredited to the systems presented. Dr. Horst seconded. Motion carried 10-0.

MOTION
(05:29:10)

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

(05:31:30)

The Accreditation Review Council (ARC) has recommended an accredited status for the next six systems awaiting recommendation. Executive summaries, accountability reports and other narratives were provided to Board members for the 6 public systems. The ARC considers compliance and foundational structures to support a five-year process of continuous improvement. Board members will act on the ARC recommendations in January 2023. The systems that were received by the Board in January are USD 250 Pittsburgh, USD 270 Plainville, USD 460 Hesston, USD 475 Geary County, USD 507 Satanta and the Kansas School for the Blind.

ACTION ON RECOMMENDATIONS OF THE PROFESSIONAL PRACTICES COMMISSION (PPC)

(05:56:40)

KSDE General Counsel Scott Gordon gave a brief explanation of the PPC process for the benefit of the new Board members. Professional Practices Commission Chair Jennifer Holt, attended via Zoom to review current cases presented for action. She summarized the situations and was available for questions. Mrs. Mah moved to adopt the findings of fact and conclusions of law of the Professional Practices Commission and follow all recommendations in the deny the applications in 22-PPC-20, 22-PPC-22 and 22-PPC-24. Mr. McNiece seconded. Motion carried 9-0.

MOTION
(06:01:38)

Next, Mr. Porter moved to suspend the license of 22-PPC-25 for the remainder of the current contract term which ends May 12, 2023. Dr. Horst seconded. Motion carried 9-0.

MOTION
(06:02:29)

ACTION ON THE INTERSTATE TEACHING MOBILITY COMPACT

(06:03:22)

The Interstate Teaching Mobility Compact (ITMC) is a legally binding agreement among member states to create an agreed-upon regulatory framework for teacher reciprocity. The goal of the Compact is to speed up the application process for licensees moving across state lines and to reduce the time and resources spent by licensing agencies in processing certain applications. Chairwoman Haas asked for a motion, and none was given.

SPECIAL EDUCATION ADVISORY COUNCIL (SEAC) ANNUAL REPORT

(06:34:25)

Bert Moore, director of KSDE's Special Education and Title Services (SETS) team, and Trish Backman, a coordinator on KSDE's SETS team, gave the Special Education Advisory Council (SEAC) annual report.

LEGISLATIVE MATTERS: INTERIM COMMITTEES REPORT

(06:59:40)

Deputy Commissioner Dr. Craig Neuenswander provided information to Board members on how to follow legislation online and gave a review of legislative leadership and education committee membership.

ACTION ON CONSENT AGENDA

Mr. Porter moved to approve Consent Agenda items 26 a, c, e. Mr. McNiece seconded. Motion carried 9-0. In this action, the Board:

- Received the monthly personnel report.
- Approved new appointments to the Professional Standards Board.

MOTION
(07:10:00)

SEPARATE ACTION ON CONSENT AGENDA

At the beginning of the meeting, Chair Haas asked to vote consent items 26 b and d as one group, but separate from the other submissions. Mrs. Mr. Porter moved to approve consent agenda items 26 b and d. Mr. McNiece seconded. Motion carried 9-0. In this action, the Board:

- Act on personnel appointments to unclassified position(s).
- Act on new appointments to the Licensure Review Committee.

Mrs. Mah moved to approve consent agenda items 26 b and d. Mrs. Hopkins asked why item d was on the consent agenda as other items of that sort have had their own motion in the past. Dr. Watson responded that appointments to the Professional Standards Board in the future can be a stand-alone agenda item if the Board desires. Dr. Horst seconded. Motion carried 8-1 with Mrs. Dombrosky abstaining. In this action, the Board:

- Approved personnel appointments to unclassified positions.
- Approved new appointments to the Professional Standards Board.

MOTION
(07:10:37)

CHAIR REPORT

Action on Resolution for 2023 Board Meeting Dates --

Mr. Porter moved to adopt the Resolution establishing the 2023 calendar of Board meet dates and time and location. Dr. Horst seconded. Motion passed 9-0.

Action on Board Travel —

Mrs. Dombrosky moved to approve travel requests and updates. Dr. Horst seconded. Motion carried 9-0.

Committee Reports —

Mrs. Mah stated that the Student Voice Committee will have a report in February.

Mrs. Dombrosky mentioned that the Kansas School for the Deaf was working on seeking an ASL endorsement and they had been given a presentation on that at the last Advisory Committee meeting.

Board Attorney's Report —

MR. Ferguson discussed the Open Meetings Act, purpose of committees such as the PPC and the use of executive session during a meeting.

Requests for Future Agenda Items —

(07:30:50)

RECESS

The meeting recessed at 5:41 p.m. until 9 a.m. Wednesday.

MINUTES



Kansas State Board of Education
Wednesday, January 11, 2023

CALL TO ORDER

Chairwoman Haas called the Wednesday meeting of the Kansas State Board of Education to order at 9:00 a.m. Wednesday, January 11, 2023, in the Board Room of the Landon State Office Building, 900 SW Jackson St., Topeka, Kansas.

(00:05:35)

ROLL CALL

The following Board Members were present:

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

APPROVAL OF AGENDA

Mrs. Hopkins moved that item 7 be removed from the days agenda and be postponed until the February meeting. Mrs. Dombrosky seconded. Motion carried 8-1 with Mr. McNiece in opposition.
Mrs. Dombrosky moved to approve the day's agenda as amended. Dr. Horst seconded. Motion carried 8-1 with Mr. McNiece in opposition.

MOTION
(00:10:45)

MOTION
(00:12:00)

CAREER AND TECHNICAL STUDENT ORGANIZATIONS (CTSO) REPORT AND PRESENTATIONS

Career and Technical Student Organization (CTSO) representatives presented to State Board members. Those presenting were:

- Eleanor Warren, a student at Blue Valley High School and president of Kansas Business Professionals of America (BPA).
- Joy Yan, a student at Blue Valley North High School and president of Kansas DECA.
- Sophia Weber, a student at Herington High School and president of Kansas Future Business Leaders of America (FBLA).
- Kara Kunselman, a student at Satanta Junior-Senior High School, and president of Kansas Family, Career and Community Leaders of America (FCCLA).
- Mackenzie Anderson, who attended Andale High School/Renwick FFA Chapter and is now a freshman at Kansas State University and who is now the Kansas FFA State Sentinel.
- Ella Rhuems, a student at Pittsburg High School and president of Kansas HOSA.
- Chanez Hachour, a student at Olathe Advanced Technical Center and president of SkillsUSA Kansas.

(0012:50)

Jayce Quirin, a student at Parsons High School and president of Kansas Technology Student Association (TSA).

KANSAS MATHEMATICS PROFICIENCY REPORT – KANSAS MTSS & ALIGNMENT

(00:54:30)

Todd Wiedemann, co-director of Kansas MTSS and Alignment, presented to State Board members about the Kansas Math Proficiency Project. The purpose of the project is to ensure every math teacher in Kansas has a strong understanding of research-based teaching strategies and math content. To help develop the Kansas Math Proficiency Project, Wiedemann and KSDE partnered with Dr. Sarah Powell, an associate Professor at the University of Texas at Austin, and Dr. Brad Witzel, Adelaide Worth Daniel's Distinguished Professor of Education at Western Carolina University. Through the Kansas Math Proficiency Project, all teachers of math, pre-K through 12th grade, will have the opportunity to participate in five modules.

- Module A: All Students Can Learn Mathematics.
- Module B: Progressions That Lead to Long-Term Proficiency.
- Module C: Systematic and Explicit Instruction.
- Module D: Using Data to Drive Instruction and Intervention.
- Module E: Building Students' Language, Understanding, Fluency and Problem-Solving.

ANNOUNCEMENT OF BOARD MEMBER COMMITTEE ASSIGNMENTS

(01:40:10)

The 2023-2025 State Board Committee assignments were announced. Board members and their committee assignments are:

Danny Zeck, District 1:
Charter and Virtual Education Advisory Council
Interstate Migrant Education Council
Student Voice Committee

Melanie Haas, chair, District 2:
Liaison to the Kansas State School for the Blind
Kansas Volunteer Commission
Kansas Alliance for Education Advocacy
Kansas Association for Conservation and Environmental Education Coordinating Council
Computer Science Standards Implementation Committee

Michelle Dombrosky, District 3:
Kansas School for the Deaf
Kansas School for the Deaf/KNEA bargaining team
Communications Committee for State Board
Student Voice Committee

Ann Mah, District 4:
Kansas Advisory Committee on Indigenous Education Working Group
Kansas Advisory Committee for Career and Technical Education
Professional Standards Board
Teacher Vacancy and Supply Committee

Cathy Hopkins, District 5:
Policy Committee
Kansas Council for Economic Education
Professional Standards Board Liaison
Commissioner's Task Force on ESSER and EANS

Dr. Deena Horst, District 6:
Policy Committee
Kansas Master Teacher Award Selection Committee
Kansas Foundation for Excellence/Teacher of the Year

Dennis Hershberger, District 7:
Agriculture in the Classroom
Kansas Learning First Alliance
ESSA/ESEA Board Representative
Kansas Prescription Drug and Opioid Advisory Committee

Betty Arnold, District 8:
Policy Committee
Student Voice Committee
School Mental Health Advisory Council

Jim Porter, District 9:
Governor's Education Council
Capital Improvement (Bond and Interest) State Aid Review
Confidence in Kansas Public Education Task Force
Coordinating Council
Commissioner's Task Force on ESSER and EANS

Jim McNiece, District 10:
Governor's Education Council
Education Commission of the States
Special Education Advisory Council
Communications Committee for State Board

ACTION ON SUNFLOWER SUMMER 2023 PROPOSAL

In December, Janine Hron, associate director for KU's Center for Public Partnerships & Research, and Michael Koonce, director, administrative services at Greenbush, proposed to the Board that the 2023 summer will be the last for the Sunflower Summer Program as the federal COVID-19 funds that created the program will be running out. The 2023 Sunflower Summer Program will include more venues, special events and day camps. The program will begin on Memorial Day 2023 and go through Aug. 6. There is about \$3.5 million remaining for the program. The total cost for the program for the first year was about \$1 million. The second-year cost about \$2.8 million. Mr. Porter moved to approve the plans presented at the December 2022 Board meeting for expenditure of the remaining money

(01:48:20)

MOTION
(01:50:15)

allocated for the Sunflower Summer program in 2023. Dr. Horst seconded. Motion carried 6-1-2 with Mrs. Dombrosky abstaining and Mr. Hershberger and Mr. Zeck in opposition.

RECOGNITION OF THE 2023 SUPERINTENDENT OF THE YEAR

Dr. Mike Argabright, superintendent of Southern Lyon County USD 252, was recognized by the State Board for being named the 2023 Kansas Superintendent of the Year by the Kansas School Superintendents' Association.

(01:50:55)

BOARD RETREAT

The meeting resumed after the recess for lunch at the Kansas Health Institute for a Board Retreat led by Dr. Brian Jordan and Dr. Doug Moeckel of the Kansas Association of School Boards. Video was not available for the retreat, but it was open for the public to observe.

The next regular meeting for the State Board of Education is February 14 and 15, 2023.

Jim Porter, Chair

Barbara Hughes, Board Secretary