

KANSAS STATE BOARD OF EDUCATION

Meeting Minutes January 12, 2016

CALL TO ORDER

Chairman Jim McNiece called the monthly meeting of the State Board of Education to order at 10 a.m. Tuesday, Jan. 12, 2016, in the Board Room at the Landon State Office Building, 900 SW Jackson St., Topeka, Kansas. McNiece welcomed those in attendance.

1/12/2016
A.M. Session
(00:00:05)

ROLL CALL

Board members present were:

John Bacon	Deena Horst	Steve Roberts
Kathy Busch	Jim McNiece	Janet Waugh
Sally Cauble	Jim Porter	Ken Willard

Board member Carolyn Wims-Campbell did not attend the meeting, but participated by phone in the morning, beginning at the time of the Commissioner's Report to the lunch break.

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

Chairman McNiece 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

Chairman McNiece announced that a change was made to the dollar amount listed in Consent Agenda Item 15 h. The revised action item was provided. Mrs. Busch moved to approve the agenda. Mrs. Horst seconded. Motion carried 8-0-1, with Ms. Wims-Campbell absent and Mr. Roberts abstaining. Chairman McNiece reminded Board members of the additional activities scheduled both before and after this month's two-day business meeting.

MOTION
(00:03:43)

APPROVAL OF THE DECEMBER MEETING MINUTES

Mrs. Horst moved to approve the minutes of the December Board meeting. Mr. Willard seconded. Motion carried 9-0.

MOTION
(00:04:27)

COMMISSIONER'S REPORT

Dr. Randy Watson reported on the establishment of a master committee, which will be subdivided, to work with the Kansas State Department of Education on the transition to the Every Student Succeeds Act. He noted key components of the federal law, which replaces the No Child Left Behind Act, and is to be fully implemented during the 2017-18 school year. Dr. Watson announced that recommendations would be forthcoming in February on proposed regulations and protocols for ongoing suicide prevention training in schools. This work is in collaboration with the Attorney General's office. Lastly, he provided Board members with a draft of the annual Accountability Report prepared by the agency. Board members were asked to review the document and provide comments.

(00:04:17)

CITIZENS' OPEN FORUM

Chairman McNiece declared the Citizens' Forum open at 10:32 a.m. Speakers and their topics were: Margery Thompson, Kansas Association of Health, Physical Education Recreation and Dance — importance of physical education in schools and learning through movement; Tom Krebs, Kansas Association of School Boards — reflection on the K-12 Student Success Committee's draft report of recommendations; Kirk Fast, Ozawkie — a citizen's perspective on the state of Kansas education; Sheree Willis, Kansas World Languages Association — suggesting students be prepared with global

(00:31:26)

skills, including competency in world languages and cultures. Chairman McNiece declared the Citizens' Forum closed at 10:48 a.m.

LEGISLATIVE UPDATE

(00:48:19)

Deputy Commissioner Dale Dennis stated that the draft report of the Special Committee on K-12 Student Success was being re-written by the Kansas Legislative Research Department and would soon be available. He distributed copies of the State of Kansas Efficiency Review interim report from the firm Alvarez and Marsal, then highlighted recommendations pertaining to education. He also shared upcoming agendas for the House and Senate Education committees.

ACTION ON DEFINITION OF KANSAS COLLEGE AND CAREER READY

MOTION
(01:09:03)

Board members have considered adapting the current definition of College and Career Ready to better reflect a new vision for education and encompass traits Kansans emphasized during a series of community forums. Dr. Watson presented a proposed definition that includes *civic engagement*, representing both civics knowledge and application. Mrs. Cauble moved to approve the new definition as "A successful Kansas high school graduate has the academic preparation, cognitive preparation, technical skills, employability skills and civic engagement to be successful in postsecondary education, in the attainment of an industry recognized certification or in the workforce, without the need for remediation." Mr. Porter seconded. Board members discussed alternate ways to express cognitive preparation, and the option to combine academic and cognitive preparation. Suggested amendments did not change the original motion. Motion carried 10-0.

BREAK

The Board took a break from 11:20 to 11:30 a.m.

ACTION ON BOARD OUTCOMES FOR KANSANS CAN VISION

MOTION
(01:58:42)

Commissioner Watson reviewed previously identified measurable outcomes for the Board to act upon. These outcomes would be at the forefront of *Kansans CAN* vision work by the State Board, the Kansas State Department of Education and stakeholders. The outcomes would focus on more than a single assessment score to track student success. Board members discussed whether remediation rates and academic progress should be included to parallel with the definition of a successful Kansas high school graduate. It was also discussed whether kindergarten readiness expanded the constitutional authority of the State Board. Mr. Willard moved to adopt the following outcomes for measuring progress over time ensuring that Kansas leads the world in the success of each student: kindergarten readiness, Individual Plan of Study focused on career interest, high school graduation rates, post-secondary completion/attendance and social/emotional growth measured locally. Mr. Roberts seconded. Motion carried 9-1 with Mr. Bacon in opposition. It was noted that the initial outcomes will be reviewed regularly and adapted as necessary to achieve the vision.

LUNCH

At 12:14 p.m., Chairman McNiece recessed the meeting for lunch until 1:30 p.m. Ms. Wims-Campbell did not participate by phone during the afternoon session.

REPORT FROM SCHOOL REDESIGN ADVISORY GROUP

P.M. SESSION
(00:00:21)

A 20-member ad hoc group of education stakeholders was assembled by Commissioner Watson to consider ways schools might be redesigned to meet the new *Kansans CAN* vision and address the needs of individual students. Kevin Case, Superintendent of Inman USD 448, serves as chair. He explained the makeup of the group, then introduced several team members who shared unique aspects of their school districts or strategies being considered. Speakers and their topics were Cory Gibson, superintendent of Valley Center USD 262, benefits of internship programs and the need to publicize the great work already occurring in districts; Natalie Clark, a high school teacher with Stafford USD 349, creating opportunities for school-to-business connections; and Jerri Kemble, assistant superintendent of Lawrence USD 497, student-centered learning and project-based learning. Mr. Case then

summarized key call-to-action points such as supporting flexibility and changing the conversation to showcase best practices.

INFORMAL EDUCATION INSTITUTIONS REPORT ON PREK-12 LEARNING OPPORTUNITIES

Representatives from five of the state's Informal Education Institutions (IEIs) provided information to the State Board on impacts of IEIs on PreK-12 education. Tracey Tomme, vice president of education at the Cosmosphere, led the presentation. She explained that collectively the more than 40 IEIs across Kansas — which include centers dedicated to space, aviation, history, nature, animals and science — offer links between learning inside the classroom and learning outside the classroom. She reported on survey results and the alignment of program education at these facilities to the college and career ready standards. Other presenters were Ann Marie Morris of the Salina Art Center, Jared Bixby from Manhattan's Sunset Zoo, Schanee Anderson from the Sedgwick County Zoo, and Traci Kallhoff of Exploration Place in Wichita.

(00:34:44)

RECEIVE SPECIAL EDUCATION ADVISORY COUNCIL ANNUAL REPORT

Special Education Services Director Colleen Riley described the role of the Special Education Advisory Council (SEAC), which is required to submit an annual report of its activities each year to the Kansas State Board of Education. Dr. Matthew Ramsey currently serves as SEAC Chair. Council members present introduced themselves followed by an update from Dr. Joan Robbins, SEAC Chair for 2014-15. She reflected on highlights of the past year. These included the leadership of Mr. Porter as Chair of the Emergency Safety Intervention Task Force, collaboration with other agencies that serve exceptional children, and efforts by state universities to help exceptional students develop independence.

(01:11:02)

The Board took a 10-minute break at 2:55 p.m.

BREAK

ADOPTION OF RESOLUTION FOR 2016 BOARD MEETING DATES

Mrs. Busch moved to adopt the Resolution as presented officially establishing the 2016 calendar of Board meeting dates, time and location for the Kansas State Board of Education. Mrs. Horst seconded. Motion carried 9-0. The signed resolution is provided as an attachment to the minutes.

MOTION
(01:26:03)

CONSENT AGENDA

Mrs. Waugh moved to approve the Consent Agenda, including the revised dollar amount on Item 15 h. Mrs. Horst seconded. Motion carried 9-0. In the Consent Agenda, the Board:

MOTION
(01:27:37)

- received the monthly Personnel Report for December.
- confirmed the unclassified special projects personnel appointment of Ann Yates as Education Program Consultant on the Teacher Licensure and Accreditation team effective Nov. 23, 2015 at an annual salary of \$56,118.40.
- accepted the following recommendations for licensure waivers valid for one school year:
Adaptive Special Education -- Jordan Tice, D0620; Brett Foster, D0638. *Early Childhood Special Education* -- Leanna Keller, USD 293. *Early Childhood/Preschool* -- Stephanie Ferguson, USD 500. *Gifted* -- Amanda Harcus, USD 259; Kurt Sherry, USD 353; Lauren Turner, USD 428. *High Incidence Special Education (formerly Adaptive Special Education)* -- Kendra Haynes, USD 200; Sarah Farnet, USD 231; Shirley Farmer, USD 259; Debbie Harn, Pawandeep Kaur, Jourdan King, Tami Dillon, USD 353; Stephanie Cuddy, USD 383; Eric Steiner, USD 428; Michael Troyer, Cristen Bray, Kerri Cullivan, USD 453; Mary Green, Rebecca Sledd, Meghann Murtaugh, Connie Shirley-Olson, Dawn Miti, USD 500; Kathy Ryff, D0638. *High Incidence Special Education – Extension of the number of days on an Emergency Substitute License* -- Robin Dorathy, USD 244; Sallie Melton, USD 453. *Library Media Specialist* – Lindsay Bucy, USD 259. *Low Incidence Special Education (formerly Functional Special Education)* -- Kortni McGlothlin, USD 259; Vicki Tharp, USD 453; Molly Mosher,

Karen Hay, USD 475. *Math – Extension of the number of days on an Emergency Substitute License* -- Hailey Brooks, USD 385.

- accepted recommendations of the Licensure Review Committee as follows: *Approved Cases* — 3055 Shawn Lamberson, 3058 Rachel Winter, 3060 Heidi Holsey, 3067 Austin Somlo-Horton (PreK-12 high incidence special education), 3070 Tony Ryff, 3074 Sundara Ghatty. *Denied Cases* — 3067 Austin Somlo-Horton (6-12 mathematics).
- accepted recommendations of the Evaluation Review Committee for program approval: **Central Christian College** — all Continuing Programs: Elementary (I, K-6), English (I, 6-12), History/Government/Social Studies (I, 6-12) through June 30, 2023; **Kansas State University** — all Continuing Programs: Mathematics (I, 6-12), Foreign Language (I, PreK-12), ESOL (A, K-6, 6-12) through Dec. 31, 2022.
- approved local in-service education plans for Wellington Christian Academy.
- approved interlocal agreements to continue the Keystone Learning Services d/b/a Northeast Kansas Education Service Center

authorized the Commissioner of Education to negotiate and

- enter into a contract with the Center for Educational Testing and Evaluation, University of Kansas, for the development of formative assessment resources in an amount not to exceed \$5,501,930 for the period January 2016 through Sept. 30, 2019;
- enter into a contract with a vendor to be selected through the competitive bid process to provide development and ongoing servicing of the Early Childhood, Special Education and Title Services' Kansas integrated Accountability System web-based monitoring application in an amount not to exceed \$350,000 for the period January 2016 through June 2018.

EXECUTIVE SESSION

MOTION
(01:28:18)

Mrs. Cauble moved to enter into Executive Session for 15 minutes for the purpose of consultation with an attorney which would be deemed privileged in the attorney-client relationship, in order to protect the privilege and the Board's communications with its attorney on legal matters. The session would begin at 3:15 p.m. Board Attorney Mark Ferguson, KSDE General Counsel Scott Gordon, Assistant General Counsel Kelli Broers and Commissioner Randy Watson were invited to join the session. Mrs. Busch seconded. Motion carried 9-0.

MOTION

At 3:30 p.m., Mr. Bacon moved to extend the same executive session with the same participants for five minutes. Mrs. Horst seconded. Motion carried 9-0.

MOTION

The open meeting resumed at 3:35 p.m. Mrs. Cauble moved to appoint a committee pursuant to K.A.R. 91-7-7, with the composition of the committee to be left to the Agency for determination. Mrs. Busch seconded. Motion carried 9-0.

RECESS

Chairman McNiece recessed the meeting at 3:37 p.m. until 9 a.m. on Wednesday, Jan. 13.

Jim McNiece, Chairman

Peggy Hill, Secretary

STATE OF THE STATE ADDRESS

Board members were invited to attend Governor Sam Brownback's annual State of the State Address at the Capitol on Tuesday evening.

KANSAS STATE BOARD OF EDUCATION

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PRE-MEETING ACTIVITY — SEAC BREAKFAST

The Special Education Advisory Council (SEAC) hosted its annual breakfast for Board members in Room 509 of Landon State Office Building prior to the start of the meeting.

**1/13/2016
A.M. Session
(00:00:05)**

CALL TO ORDER

Chairman Jim McNiece called the Wednesday, Jan. 13, 2016 meeting of the State Board of Education to order at 9 a.m. in the Board Room at the Landon State Office Building, 900 SW Jackson St., Topeka, Kansas.

ROLL CALL

Board members present were:

John Bacon	Deena Horst	Steve Roberts
Kathy Busch	Jim McNiece	Janet Waugh
Sally Cauble	Jim Porter	Ken Willard

Board member Carolyn Wims-Campbell was absent.

APPROVAL OF AGENDA

Mrs. Horst moved to approve the Wednesday agenda. Mrs. Busch seconded. Motion carried 9-0.

**MOTION
(00:00:31)**

CAREER TECHNICAL STUDENT ORGANIZATION REPORTS AND OFFICER PRESENTATIONS

In observance of Citizenship Day, Assistant Director Jay Scott announced that student presidents from eight Kansas Career and Technical Student Organizations would be speaking to the Board. He commented that these students represent the skills of their selected organizations as well as leadership. He acknowledged the support of chapter advisors and state advisors in working with these student groups. Addressing the Board about CTSO career preparation and benefits were: Alayna Macias, Business Professionals of America; Matthew Colburn, DECA; Ashtyn Rottinghaus, Future Business Leaders of America; Layne Goodwin, FCCLA; Katelyn Bohnenblust, FFA; Matt Utech, HOSA; Bethany Ellis, Skills USA; and Jade Cole, Technical Student Association.

(00:00:59)

RECEIVE EMERGENCY SAFETY INTERVENTION TASK FORCE REPORT/ESI DATA REPORT

The Emergency Safety Intervention Task Force was formed as a result of legislation to study and review the use of emergency safety interventions. The group's findings and recommendations were to be submitted to the Governor and Legislature on or before Jan. 20, 2016. The 17-member Task Force unanimously agreed on recommendations in the report. Task Force Chairman Jim Porter and Vice Chair Rocky Nichols outlined the conclusions and recommendations with the State Board. These included clarification of terms, specifications related to notification and reporting requirements. Mr. Porter and Mr. Nichols then answered questions from Board members, specifically about meetings with parents and next steps regarding potential changes to the ESI statutes based on the Task Force's recommendations.

(00:27:02)

Emergency Safety Intervention statutes also require KSDE to report certain aggregate data on the use of ESI annually to the Governor and the House and Senate Education committees. KSDE staff members Laura Jurgensen and Julie Ehler shared a draft of this report with the State Board which covered emergency safety intervention incidents that occurred from June 1 through Nov. 30, 2015. These data reflect new reporting requirements outlined in the statutes that went into effect this

(01:14:52)

summer. They explained the contents and answered questions. Mr. Bacon asked for separate information on the duration of physical restraint. The next annual report to the State Board will cover ESI incidents that occur from Dec. 1, 2015 to Nov. 30, 2016.

BREAK

The Board took a break until 10:42 a.m.

ACTION ON RECOMMENDATIONS OF THE PROFESSIONAL PRACTICES COMMISSION

MOTIONS
(01:33:09)

The Professional Practices Commission was represented by Chair Linda Sieck. Mr. Bacon moved to adopt the findings of the PPC and its recommendation for licensure approval for case 15-PPC-54 Adam McElwain. Mr. Roberts seconded. Motion carried 9-0.

(01:33:42)

Mrs. Cauble moved to adopt the findings of the PPC and its recommendations for licensure revocation on three cases: 15-PPC-30 Debra Elleberacht, 15-PPC-58 Loc Ha, and 15-PPC-59 Wesley Loewen. Mrs. Horst seconded. Motion carried 9-0.

(01:36:30)

Mr. Bacon moved to not adopt the findings of fact or recommendation of the PPC on case 15-PPC-32 Suzette Ramos. Mr. Roberts seconded. Motion carried 9-0.

(01:37:04)

Mr. Bacon moved that the matter of Suzette Ramos be remanded back to the PPC for further consideration and for issuance of findings of fact and conclusions to support revocation. Mrs. Cauble seconded. Motion carried 9-0. Mr. Willard inquired if a reported flaw in the application had been corrected.

(01:38:07)

ANNOUNCEMENT ABOUT PROPOSED BUDGET ITEM RELATED TO VISION OUTCOMES

Commissioner Watson announced that the Governor's proposed state budget, released earlier in the day, included a recommendation to move the Children's Cabinet and Infant and Toddlers Service Program to KSDE and allocate that funding to the Agency. If approved, coordination of those programs would come under State Board governance. Board members discussed the advantages of coordinating services for a more seamless system for families and to aid with kindergarten readiness. Mrs. Cauble moved to authorize Chairman McNiece to compose a thank you letter on behalf of the Board for Governor Brownback in appreciation of this recommendation. Mr. Roberts seconded. Motion carried 9-0.

MOTION
(01:46:22)

BOARD REPORTS & FUTURE AGENDA ITEMS

COMMITTEE REPORTS
(01:49:08)

Legislative — Mr. Willard reported that legislative updates had already been covered during the meeting.

Communication — Mrs. Cauble asked Board members to review the first three sample postcards in the series for legislators based on the theme Kansans CAN. She suggested several other marketing ideas for promoting the vision and groups that Dr. Watson might consider presenting to.

ATTORNEY'S REPORT

Board Attorney Mark Ferguson offered to answer questions about his monthly report, and stated that the District Court of Kansas issued a stay in the *Petrella* litigation.

INDIVIDUAL MEMBER REPORTS

During individual Board member reports, Mrs. Waugh update Board members on the process to notify (by Feb. 1) and then recognize Challenge Award winners in their Board districts. Communications Director Denise Kahler provided a packet of information to aid with this project. Mr. Roberts distributed the book "Tinkering Toward Utopia" to each Board member with a recommendation to read how schools change reform. Mrs. Horst reported on her visits to Concordia and Prairie Hills school districts. Mr. Porter's written Board report was provided, which included information on his meeting with the Humboldt Board of Education.

In his Chairman's Report, Mr. McNiece

- announced that plans continue for providing a Community Service Award in conjunction with the Lt. Governor's office. Details will be forthcoming.
- recommended Mr. Porter to serve as the Kansas representative on the Government Affairs Committee (GAC) for the National Association of State Boards of Education. Mr. Willard moved to appoint Mr. Porter to serve on NASBE's GAC. Mrs. Busch seconded. Motion carried 9-0.
- encouraged Board members to nominate an individual from his/her Board district to serve on the committees that will be reviewing both the Math and English Language Arts standards.
- reminded Board members to complete the six-month evaluation of the Commissioner of Education by Jan. 25.

MOTION
(02:16:38)

Requests for Future Agenda Items: Mr. Bacon asked for data on the duration of physical restraint incidents. He also requested information on truancy laws and options for students suspended from school more than five days. Mr. McNiece requested that a Question and Answer sheet be prepared for Board members about the Governor's budget recommendation to consolidate early childhood programs under KSDE.

BOARD MEMBER TRAVEL

Additions to the travel requests were: Mrs. Busch Jan. 23 Kansas PTA meeting; Mrs. Cauble Feb. 18 and 19 KEEN conference; Mrs. Horst Jan. 21 and 22 KASB's Advocacy in Action workshop. Mr. Willard moved to approve the travel requests and additions. Mrs. Busch seconded. Motion carried 9-0.

MOTION
(02:20:58)

ADJOURNMENT

The business of the Board concluded at 11:35 a.m. Afterwards, Board members were guests of the Career Technical Student Organizations at the Capitol Plaza for the annual luncheon.

Jim McNiece, Chairman

Peggy Hill, Secretary

