

UTAH STATE BOARD OF EDUCATION
MINUTES

March 4, 2011

The Charter, Communications, and Audit Standing Committees of the Board met March 3, 2011. All Board Members were present with the exception of Members Meghan Holbrook and Isaiah Spencer.

Minutes of the meeting of the Utah State Board of Education held March 4, 2011, at the Utah State Office of Education, Salt Lake City, Utah. Meeting commenced at 8:03 a.m. Chair Debra G. Roberts conducted.

Board Members present:

Chair Debra G. Roberts	Member David L. Crandall
Vice Chair Dixie L. Allen	Member Michael G. Jensen
Member Tim Beagley	Member Tamara Lowe
Member Laurel O. Brown	Member Carol A. Murphy
Member Kim R. Burningham	Member James V. (Jim) Olsen
Member Keith M. Buswell	Member C. Mark Openshaw
Member Janet A. Cannon	Member Tami W. Pyfer
Member Leslie B. Castle	Member David L. Thomas
Member Craig E. Coleman	Member Isaiah "Ike" Spencer
Member Joel Coleman	

Members Excused:

Member Meghan Holbrook

Executive Staff Present:

Larry K. Shumway, Chief Executive Officer/State Superintendent
Don Uchida, USOR Executive Director
Martell Menlove, USOE Deputy Superintendent
Brenda Hales, USOE Associate Superintendent
Todd Hauber, USOE Associate Superintendent
Judy Park, USOE Associate Superintendent
Lorraine Austin, Board Secretary

Others Present:

Shannon Andersen, Salt Lake City School District
Beth Braithwaite, Morgan County
Kassi Capener, North Peak
Joe Christensen, North Peak
Nicole Coombs, Endeavor Hall
Becky Deppe, Endeavor Hall

Jennie Earl, Morgan County
Sarah Meier, Granite School Board
Ofa Moeai, Pacific Heritage Academy
Steve Noyce, USDB
Lydia Nuttall, Morgan County
Robert Osborne, HighMark Charter School
Jennifer Perry, Endeavor Hall
Christian Saby, Salt Lake City School District
Kathy Tatum, Salt Lake City School District
Lia Whitman, Pacific Heritage Academy
Carol Anderson, USOE, Special Education
Natalie Grange, USOE Internal Auditor
Carol Lear, USOE, School Law Section

Chair Debra G. Roberts called the meeting to order at 8:03 a.m., and excused Member Meghan Holbrook.

Member David Thomas led the Board in the Pledge of Allegiance.

Welcome

Member Leslie Castle welcomed the Board, citing that it is the 210th anniversary of blackboards. She gave a brief history of blackboards, and noted that teachers still worry about how to deliver information to students. She shared her reminiscences of school, including the smell of chalk dust in elementary schools, and the idea of having a curriculum pristine and free of political, religious, and social bias.

Best Practices

USOE Special Education Director Glenna Gallo introduced representatives from Salt Lake City School District—Christian Saby, Kathy Tatum, and Shannon Andersen—here to talk about their district’s Positive Behavioral Interventions and Supports (PBIS) program. Mr. Slater shared that the challenge has been in scaling up—getting more schools to use the PBIS practices more often. He shared the district model for scaling up. There is some good data suggesting that social behavior and academic behavior are related, so while direct correlation cannot be shown,

the district's efforts to implement PBIS are contributing to the positive effects they are seeing. [For complete details see General Exhibit No. 11421.]

Public Participation/Comment

Claire Geddes distributed information regarding the Geneva RDA and spoke of a CDA in Cottonwood Heights, which may be voted on next week for \$14.8 million. She asked the Board not to support the development. [For complete details see General Exhibit No. 11422.]

Jennie Earl addressed the AIDS curriculum in elementary schools, and expressed concern that she was not given a consent form to sign in order for her child to learn the content. She has reviewed the health core curriculum objectives for 3-6 grades and asked whether there are not better ways to teach disease prevention and healthy lifestyles. She suggested teaching children how to prevent communicable disease rather than talking about ways to not contract HIV. She requested that if the Board chooses to leave the curriculum as it is, that the correct forms for parental consent be applied.. She also expressed hope that the Board would review the information and make appropriate changes.

The Board recessed into standing committees at 8:35 a.m.

The Board reconvened at 10:12 a.m.

Achievement Spotlight

Associate Superintendent Brenda Hales highlighted the work of April Reynolds and Kathy Tatum from Salt Lake City School District. Through their leadership, technical assistance, professional development opportunities, and planning, Salt Lake City District and schools within the district have established systems with the capacity to implement Positive Behavioral Interventions and Supports (PBIS) with integrity and durability. A Certificate of Excellence was given to them from Chair Roberts.

Executive Officer Report

Board Executive Officer Larry K. Shumway reported on the following:

- The U.S. Department of Education has given its approval for Utah to use computer-adaptive testing in its assessment pilot programs for one year, and will not require double testing.
- Associate Superintendent Judy Park gave an update on the Smarter Balanced Consortium. Experts from around the country have agreed to be on the technical advisory committee for the Consortium, and as a result of meeting with them, some adjustments will be made. Curriculum and assessments are being developed concurrently for the Common Core. Parts of the assessment will be available in a year. Dr. Park noted that the Smarter Balanced assessments are a total comprehensive package, including assessments, formative tools for teachers, and professional development. RFPs will be put out for vendors.
- Dr. Park reported on changes to the USOE Website.
- An Attorney General's opinion on the Board's RDA process has been requested. The town of Vineyard has scheduled a meeting on the Geneva URA next week. If there is a motion to reconsider the vote, the issue will come back to the Board for discussion. It was clarified that the Cottonwood Canyons project is not an RDA or a process in which the Board is involved.
- Associate Superintendent Brenda Hales reviewed the K-3 level reading mid-year report.
- Superintendent Shumway is participating in the CCSSO Next-Generation Accountability Task Force. He shared the following elements identified by the task force that will be reflective of next-generation accountability: 1) move from minimal standards to career and college ready standards; 2) move from accountability being a matter of status to accountability including status and progress; 3) make full use of the progress in assessment technology; 4) make a clear connection between accountability

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- and assessment results and develop an action plan for improvement; 5) continue to have specific ends but have ample flexibility for local decision making on means.
- Linda Oda has been hired as the Title III Special Programs Coordinator.
 - The Superintendent's Annual Report is available in hard copy or online.

[For complete details see General Exhibit No. 11423.]

Board Chair Report

- Vice Chair Dixie Allen and Member Leslie Castle will co-chair the Board's USDB Committee. Members will include Tami Pyfer and Joel Coleman. Deputy Superintendent Martell Menlove and Associate Superintendent Todd Hauber will staff the committee, and legislators will also be invited to join. The committee will review the services provided to all students within the USDB responsibility and determine the most effective and efficient ways to provide those services for students. The intent is not in any way to diminish services to students. The committee will report by June 1, 2011.
- Chair Roberts and Superintendent Shumway met with Governor Herbert on the Common Core at the request of Senator Chris Butters and Representative Bill Wright. The Governor has expressed support for the Common Core.
- Chair Roberts met with the Governor's Education Excellence Commission, and presented before the Education Appropriations Committee on three of the Commission goals. Four of the eight goals are reiterations of the Board's *Promises to Keep* statement. The Commission decided that the Common Core should be referred to as the Utah Common Core.
- The K-16 Alliance met this month, and included a presentation by Dr. Anthony Carnavale on course clusters and jobs that will be in demand over the next ten years. Chairmanship of the Alliance will now be rotated between the State Board of Education, State Board of Regents, and Utah College of Applied Technology.

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- USOE staff has developed a report on what is required in statute as far as appointments to be made by the Board. All appointments are indicated in the Board Bylaws.
- Chair Roberts met with the Technology Coordinating Council (TCC) yesterday. The Council is comprised of school district and regional service center technology staff. She recommended the board coordinate more with the TCC on technology issues.
- A time line will be set to talk about curricular areas not in the Utah Common Core, with the first being social studies. Chair Roberts announced that a Social Studies Forum will be held on September 17, 2011. She also mentioned the idea of giving a citizenship test to all seniors.
- A Board work/study session will be held on May 5, 2011 to calendar discussion of all curricular areas, discuss social studies issues, and discuss next year's legislative session. A dinner will be held that evening with the State Charter School Board.
- Superintendent Shumway, Deputy Superintendent Menlove, and Member David Thomas were thanked for the work, time, and effort they have put into legislative session. Thanks were also given to Board members that have been to meetings and talked with legislators.
- A list of higher education institution spring commencements was sent around for Board member attendance sign up.

Electronic High School Report

Associate Superintendent Brenda Hales gave a report on the Electronic High School (EHS). EHS is a fully accredited high school, and offers a combination of three types of credit: credit generation, credit recovery, and additional course work. The EHS is unique because of the types of credit offered, and because it is open-entry, open exit. It is the only online school in the country that offers those options. Courses are completed at a rate of 50-60 percent. Students do not pay a fee, as the funding comes from a \$2 million appropriation. Ms. Hales noted that EHS

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is not the only way in the state for students to have access to online programs without cost. [For complete details see General Exhibit No. 11424.]

Evaluation Procedures for USDB Superintendent

USOE Human Resources Director David Rodemack reviewed the process for the 360° evaluation of the USDB Superintendent, along with a list of proposed survey participants. The questions will be sent out electronically, and responses will be divided into four different groups.

The following participants will be added to the survey list: representatives from the southwestern and Uintah Basin areas of the state, representatives from more higher education institutions, district superintendents and charter school directors.

Mr. Rodemack will also look at the percentage of parents in each of the disciplines taught at the school and make sure it is evenly weighted. He will ask the vendor if it is possible to break down the parent groups so the responses can be better understood, but aggregated back into the larger group, to make sure confidentiality is maintained. He will also work with the vendor to gather information from the parents surveyed on whether services are being provided at USDB or outside of the school. Some additional questions will be added for parents. [For complete details see General Exhibit No. 11425.]

Legislative Update

Deputy Superintendent Martell Menlove distributed and reviewed information about active education-related bills, and gave a budget update. [For complete details see General Exhibit No. 11246.]

Dr. Menlove reported concerns about changes to SB1 regarding student counts, and how the changes will affect district and Utah College of Applied Technology (UCAT) funding. Language has been removed that allows districts to count students sent to UCAT campuses in their average daily membership (ADM). If districts are no longer able to count these students for the time they are at UCAT, the districts may not send the students off campus, because the loss of funding would be too great. In turn, UCAT's funding will be decreased if those students don't

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attend. UCAT has sent a letter to Representative Merlynn Newbold asking that the language removed from the bill be restored.

Motion was made by Member Janet Cannon and seconded by Member David Thomas that Board Leadership be authorized, in conjunction with Superintendent Shumway and USOE staff, to compose a letter in support of restoring language removed from SB1 to prevent placing the UCAT program in jeopardy, and include examples of programs that would have to be duplicated in the high schools if students are not sent to UCAT campuses.

Member Allen reminded the Board that students are also sent off campus for concurrent enrollment, work/study, and release time. Board Members expressed concern that if the change goes forward, many programs for students will be placed in jeopardy, particularly programs that may keep students from dropping out. Motion carried unanimously.

Associate Superintendent Judy Park reviewed changes to SB159 1st substitute *School Grading System*, indicating that Senator Niederhauser has been good to work with and sincere about providing a good system for grading schools. She has made further requests to the Senator to allow the Board the flexibility and the freedom to work out the details of how the grading will occur. One of the things still concerning in the bill is the language defining what percentage constitutes an A, B grade, etc., and the potential that the system won't be fair to every type of school. Another concern is the deadline of August 15 for public release. Last year's release at the end of August was very difficult, and accuracy would be risked in order to push the date up an additional two weeks. Dr. Park reported that Senator Niederhauser is amenable to having a report with a variety of information showing how schools are doing in different areas, but does want one single grade assigned to every school.

Motion was made by Member Mark Openshaw and seconded by Member Craig Coleman that the Board support SB59 1st substitute, providing that the following changes are made: Language designating specific percentages for grades is removed; language that would not allow an electronic report is eliminated; extra days are provided for the reporting deadline; the fiscal note is funded.

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Motion failed with Members Dixie Allen, Laurel Brown, Kim Burningham, Keith Buswell, Janet Cannon, Leslie Castle, Carol Murphy, and Tami Pyfer opposed, and Members Craig Coleman, Joel Coleman, David Crandall, Michael Jensen, Mark Openshaw, Debra Roberts, and David Thomas in favor.

Motion was made by Member Carol Murphy and seconded by Member Joel Coleman that the Board oppose HJR37 *Joint Resolution on State Spending*. Motion carried unanimously.

Motion was made by Member Dixie Allen and seconded by Member Janet Cannon that the Board oppose HB70 1st substitute *Community Development*. Motion carried unanimously.

Motion was made by Member David Thomas and seconded by Member David Crandall that the Board support SB263 *State Board of Education Powers*. Motion carried with Members Dixie Allen, Keith Buswell, Janet Cannon, Leslie Castle, Craig Coleman, Joel Coleman, David Crandall, Michael Jensen, Mark Openshaw, Debra Roberts, and David Thomas in favor, and Members Laurel Brown, Kim Burningham, Carol Murphy, and Tami Pyfer opposed.

Motion was made by Member Tami Pyfer and seconded by Member Carol Murphy that the Board oppose SB224 *Partisan School Board Elections*. Motion carried with Members Dixie Allen, Laurel Brown, Kim Burningham, Keith Buswell, Janet Cannon, Leslie Castle, Craig Coleman, Michael Jensen, Carol Murphy, Mark Openshaw, Tami Pyfer, and Debra Roberts in favor, and Members Joel Coleman, David Crandall, and David Thomas opposed.

Motion was made by Member David Thomas and seconded by Member Joel Coleman that the Board oppose SB256 *Teacher Effectiveness Evaluations*, but support the concept of performance pay in the bill.

Substitute motion was made by Member Carol Murphy and seconded by Member Janet Cannon that the Board oppose SB256. Substitute motion carried, with Member David Thomas opposed.

Motion was made by Member Joel Coleman and seconded by Member Carol Murphy that the Board oppose HB339 *Charter School Enrollment*. Motion carried unanimously.

Motion was made by Member Tami Pyfer and seconded by Member Dixie Allen that the Board oppose HB302 *Reading Program Amendments*. Motion carried unanimously.

Board Standing Committee Reports

DATA, ASSESSMENT, AND ACCOUNTABILITY COMMITTEE

Committee Chair David Thomas reported on the following items from the Data, Assessment and Accountability Committee.

Graduation Rate Amendments

The U.S. Department of Education (USED) requires that states produce a four-year cohort graduation rate beginning with the graduating class of 2011. This graduation rate must be used for Adequate Yearly Progress (AYP) beginning with the 2011-2012 AYP reports. In the past, Utah has counted as graduates not only those receiving a high school diploma, but students receiving a GED, UCAT certificate of completion, retained seniors up to the age of 22, and early graduates, resulting in a 90 percent graduation rate. The new federal formula only allows counting high school diplomas and adult education secondary diplomas, which will bring Utah's graduation rate down to 76 percent.

A graduation rates committee formed to address questions stemming from the change presented recommendations to the Data, Assessment, and Accountability Committee, that: 1) Utah's official graduation rate align with the federal four-year cohort graduate rate, except that it will report a three-year cohort graduation rate for schools to compensate for the inequality that would otherwise exist between three- and four-year high schools; 2) Utah will not produce extended-year rates; 3) students who are not graduates will be divided into three groups—Other Completers, Continuing Students, and Dropouts; and 4) USOE will request approval from USED for the graduation rate goal for AYP to be the average of 2008, 2009, and 2010 (71.8 percent), with the target to be a two-percentage-point increase from the previous year.

Motion from the committee that the Board adopt these recommendations. Member Keith Buswell pointed out that there could be potential public relations issues with how the graduation

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rates are presented, and asked the Communications Committee to help with public relations. Motion carried unanimously. [For complete details see General Exhibit No. 11427.]

K-12 Pilot Statewide Implementation

A primary goal of the Data, Assessment, and Accountability Committee will be the implementation of computer adaptive testing and the ACT. The committee will work on bills to facilitate ACT and computer adaptive testing, with funding attached. The Committee is also considering legislation for a matching program with ongoing money, and a rule on technology that would put minimum guidelines in place. [For complete details see General Exhibit No. 11428.]

INSTRUCTION, SUPPORT, AND TECHNOLOGY COMMITTEE

Committee Chair Janet Cannon reported on the following items from the Instruction, Support, and Technology Committee.

School Fees Rule, R277-407 (Amended)

R277-407 *School Fees* is amended to provide new and revised language to clarify student eligibility for fee waivers and student records issues, and to make the language in the rule consistent with state law. A newly amended copy was distributed. Deputy Superintendent Martell Menlove and Carol Lear, USOE School Law Coordinator, were directed to talk to Representative Craig Powell and bring back additional input from him. The Committee recommended that a checklist be developed with the new information to go to administrative staff at every school.

Motion from the committee to approve R227-407 *School Fees* (Amended), with the changes made in Committee, on second reading. The vote was 4-1 in committee.

Member David Crandall addressed his concern that in this rule an LEA would be required to issue a student or parent their school records even if they hadn't paid their fees. He felt it should be left to local boards to determine their policies on fee collection. Carol Lear responded

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that 53A12-201 states a student may not be denied an education, and defines textbooks in the range of materials needed. There is also a requirement in federal FERPA law that records be transferred between public schools regardless of the circumstances.

Substitute motion was made by Member David Crandall and seconded by Member Joel Coleman that the Board approve the rule on second reading with the following amendments: 1) Change line 273 to read, “. . . shall not exclude students from school for fees owed,” and delete lines 274-276; 2) delete everything on line 279 after “53A-11-806;” 3) strike lines 138 and 139.

Member Tim Beagley spoke against the changes, stating that while he is very sympathetic to the need for personal responsibility, in charter law it specifically states that when students transfer from a district to a charter school, their records shall be transferred. The proposed changes may cause a conflict with the law. A concern was also voiced that the changes could allow for holding back an IEP file. Member Crandall responded that he didn't feel removing the language would cause a conflict with the law.

Substitute motion failed with Members Allen, Brown, Burningham, Buswell, Cannon, Castle, Jensen, Murphy, Openshaw, Pyfer, and Roberts in favor, and Members Crandall, C. Coleman, J. Coleman, and Thomas in favor.

Original motion carried, with Member Joel Coleman opposed. [For complete details see General Exhibit No. 11429.]

Educator Licensing Renewal, Timelines, and Required Fingerprint Background Checks Rule R277-501 (Repeal/Reenact)

R277-501 Educator Licensing Renewal, Timelines, and Required Fingerprint Background Checks contains language and processes that need to be updated to reflect current practices and renewal procedures. The Committee voted in favor of a recommendation from USOE staff that a new rule, R277-500, be put in place that would give definitions for educator licensing renewal while R277-501 is being reviewed. In a separate motion, the Committee voted to include an effective date that would put R277-500 in place at the same time as R277-501, and would sunset R277-501 on June 30, 2012.

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Motion from Committee that the Board approve R277-500 with amendments and R277-501. Carol Lear explained that the idea is to have both rules in place at the same time, so that educators who will be renewing their licenses after June 30, 2012 will be informed of the new requirements.

Substitute motion was made by Member Carol Murphy and seconded by Member Joel Coleman that both rules be referred back to the Instruction, Support, and Technology Committee for more work. Motion carried unanimously. [For complete details see General Exhibit No. 11430.]

Time Line for Review of Board Administrative Rules Toward the Goal of Developing a Statewide Educator Effectiveness Project

A time line for development and amendment of Board Administrative Rules was provided to the Committee. Development and amendment of Board rules, as aligned with the USOE Effectiveness Project for High Quality Education, will provide consistency and guidance for teacher and leader preparation, professional development, and educator evaluation. [For complete details see General Exhibit No. 11431.]

STANDARDS, CURRICULUM, AND STUDENT SUCCESS COMMITTEE

Committee Chair Laurel Brown reported on the following items from the Standards, Curriculum, and Student Success Committee.

College and Career Readiness Recommendations to Middle and High School Students

USOE staff presented to the Committee the final version of the College and Career Readiness Recommendations developed by the K-16 Alliance. The Committee made the following minor changes: 1) more recommendations should be added for middle schools; 2) under World Languages, change the 2-Year Transfer and 4-Year Degree Pathway column to read, “recommend two years of the same World Language...”; 3) under World Languages, in the

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Regents' Scholarship column, change to read, "Require 2.0 credits of the same World Language..."

Motion from Committee that the Board approve the College and Career Readiness Recommendations with the proposed changes. Motion carried unanimously. [For complete details see General Exhibit No. 11432.]

Common Core Curriculum and Assessment Update

By the fall of 2013 full implementation of the English/language arts Common Core will be in place, with assessment implementation in 2014-15. There are some differences in the existing core and the Common Core, as far as what is taught in the classroom. The move will be to more informational text, expository text, and greater attention to writing.

Pending funding, the USOE is gearing up to train 5,000 to 6,000 teachers through the Core Academy. Training is being done for grades 6 through 9 math, and the State Office is creating an electronic textbook that aligns with the core.

COMMUNICATIONS COMMITTEE

Committee Chair Tami Pyfer reported on the following items from the Communications Committee.

Role of Committee

The Communications Committee role has be revised to read, "the role of the Communications Committee of the State Board of Education is to provide transparency through accurate information that will enhance awareness of public education through identifying critical issues, facilitating the drafting of materials and messages from the Board, and encouraging accountability through public access to data information." [For complete details see General Exhibit No. 11433.]

Response Plan

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The *Utah State Board of Education Issue Response Protocol* draft was distributed and reviewed. The Committee discussed the need to respond quickly to misinformation or other issues, and determined that Board Leadership, not the Communications Committee, should be the rapid response team. [For complete details see General Exhibit No. 11434.]

Communications Calendar

A media release calendar was distributed and reviewed. The Committee also discussed possible PR campaigns for the Board in 2011-12. Board Members will give input on which campaigns would be the most beneficial. [For complete details see General Exhibit No. 11435.]

Website

The Committee discussed possible changes to the USOE website, including making it a Utah Public Education site, or making more room for the State Board section on the home page. Board Members were asked to look at the website and give feedback.

CHARTER SCHOOLS COMMITTEE

Committee Chair Carol Murphy reported on new charter school applications for 2011-2012 and 2012-2013 considered by the Charter Schools Committee. She indicated each of the charters addresses a specific gap.

HighMark Charter School

Motion from committee to approve the application of HighMark Charter School, to open August 22, 2012. The school addresses a geography gap, where there are no junior high schools in the area. The school will be chartered as K-8, but will emphasize grades 6-8. Motion carried unanimously. [For complete details see General Exhibit No. 11436.]

Endeavor Hall

Motion from committee to approve the application of Endeavor Hall, to open August 29, 2011, and waive the time lines for opening and student increases. It was noted that waivers of

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time lines should be both rare and important, and it is appropriate under the circumstances, as the school has a facility available. The gap this school addresses is the writing gap. Motion carried, with Member Joel Coleman abstaining. [For complete details see General Exhibit No. 11437.]

Pacific Heritage Academy

Motion from committee to approve the charter application of Pacific Heritage Academy, to open August 21, 2012. The charter addresses the achievement gap for Pacific Islanders and people of color. The committee discussed the name of the school and were assured that all will be welcome. Motion carried unanimously. [For complete details see General Exhibit No. 11438.]

North Peak Academy

Motion from committee to approve the application of North Peak Academy, to open August 27, 2012. The charter addresses the gap of no charter schools in that area. Motion carried unanimously. [For complete details see General Exhibit No. 11439.]

Committee Chair Murphy expressed appreciation for the good applications, and observed that the new process is working well.

Executive Session

Motion was made by Member Laurel Brown and seconded by Member Janet Cannon to move into an Executive Session for the purpose of discussing personnel issues and pending or potential litigation. A voice vote was taken, and the motion carried unanimously. The Board moved into Executive Session at 3:27 p.m.

Motion was made by Member Michael Jensen and seconded by Member Laurel Brown to reconvene into open meeting. Motion carried unanimously.

Meeting reconvened at 3:50 p.m.

Executive Session Action Items

Utah Professional Practices Advisory Commission Recommendations

Motion was made by Member Laurel Brown and seconded by Member Dixie Allen that the Board adopt the Commission recommendation in Case 10-947 and revoke the educator license of a former teacher in the Alpine School District for his repeated use of violence and profanity in the classroom, and entering into a Plea in Abeyance to disorderly conduct. It was noted that the hearing report was reviewed in Executive Session. Motion carried unanimously.

Motion was made by Member Laurel Brown and seconded by Member Dixie Allen that the Board adopt the Commission recommendation in Case 10-988 and revoke based on default of a former educator in Tooele School District. Motion carried unanimously.

[For complete details see General Exhibit No. 11440.]

Charter School Building Subaccount Committee Appointment

Member Carol Murphy presented for the Board's approval, upon recommendation of the State Superintendent of Public Instruction, the appointment of David T. Hall to the Charter School Building Subaccount Committee. The appointment fills the vacancy left by Tim Leffel, with a term expiration of June 30, 2012. The Board gave unanimous approval.

General Consent Calendar

It was pointed out that the contract for an espresso machine from the(USOR) is to purchase equipment for cafeterias where clients of the Utah State Office of Rehabilitation are employed.

Motion was made by Member David Crandall and seconded by Member Keith Buswell that the Board approve the General Consent Calendar as presented. Motion carried unanimously

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1. Minutes of Previous Meeting

Minutes of the Utah State Board of Education meeting held February 4, 2011 were approved.

2. Contracts

The following contracts were approved.

A. Nicholas & Company. \$150,000. 11/1/2010 to 10/31/2011

To provide espresso coffee equipment.

B. Teachers-Teachers.com, Inc. \$115,808. 3/31/2011 to 3/30/2012

Membership to web based database forum where institutions seeking to hire teachers and administrators can search for employees that have posted resumes and qualifications, and job preferences.

[For complete details see General Exhibit No. 11441.]

3. Educator Licensing Requests for Temporary Authorizations

Requests for Temporary Authorizations as submitted by the school districts were approved as submitted. [For complete details see General Exhibit No. 11442.]

4. Monthly Budget Report

The Monthly Budget Report provided information to the Board in meeting its fiduciary responsibilities toward the Utah State Office of Education, the Utah State Office of Rehabilitation and the Utah Schools for the Deaf and the Blind. [For complete details see General Exhibit No. 11443.]

5. Administrative Rule Review

Under provisions of 63-45a-9 U.C.A., 1953, all administrative rules shall be reviewed every five years for continuation. There may be minor nonsubstantive changes within these rules. The Board approved the following rules for continuation:

R277-510 *Educator Licensing - Highly Qualified Assignment*

R277-513 *Dual Certification*

R277-716 *Alternative Language Services for Utah Students*

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R280-204 *Utah State Office of Rehabilitation Employee Background Check Requirements*

[For complete details see General Exhibit No. 11444.]

6. State Board of Education Bylaws Amendments

The Board approved changes to its Bylaws, including Section VIII, C, 2, a, as recommended by the Instruction, Support, and Technology Committee and proposed to the full Board on February 4, 2011. [For complete details see General Exhibit No. 11445.]

7. WestEd Board of Directors

As a signatory agency to WestEd, the Utah State Board of Education can fill two positions on WestEd's Board of Directors. No action was required for the position currently filled by Dr. W. Bryan Bowles. The Board reappointed Dr. Larry K. Shumway to represent the Utah State Office of Education on the WestEd Board of Directors for a three-year term beginning on June 1, 2011 and ending on May 13, 2014.

8. Ratification

The Board ratified the hiring of Heidi J. Alder as an Education Specialist in the School Law Section.

9. List of Applicants for Licenses

The list of applicants for initial and renewal licenses was approved by the Board. [For complete details see General Exhibit No. 11446.]

10. Claims Report

The Claims Report for January 2011 was approved in the amount of \$248,329,300.37. [For complete details see General Exhibit No. 11447.]

Motion was made by Member Leslie Castle and seconded by Member Dixie Allen that the meeting adjourn.

The meeting adjourned at 3:52 p.m.

Lorraine Austin, Secretary to the Board
Approved April 8, 2011