

**UTAH STATE BOARD OF EDUCATION (USBE) MEETING
SUMMARY OF ACTIONS**

June 9-10, 2016

Board Members Present: Chair David Crandall, First Vice Chair David Thomas, Second Vice Chair Jennifer Johnson, Dixie Allen, Laura Belnap, Leslie Castle, Barbara Corry, Brittney Cummins, Linda Hansen, Mark Huntsman, Stan Lockhart, Spencer Stokes, Terry Warner, Joel Wright

All votes were unanimous unless noted otherwise. Board rules can be accessed at <http://schools.utah.gov/law/Administrative-Rules.aspx>.

- The Board approved the minutes of the May 12, 2016 meeting of the Utah State Board of Education acting as the governing board of the Utah Schools for the Deaf and the Blind.
- The General Consent Calendar was approved with the minutes of the USBE May 12-13, 2016 meeting and the Operating and Maintenance agreement with the Division of Facilities, Construction and Management (DFCM) removed.
 - The Board approved the May 12, 2016 minutes of its administrative rules hearing.
 - The Board approved the Utah Futures Interagency Agreement.
 - The Board approved a Memorandum of Understanding with the Utah System of Higher Education regarding records exchange for concurrent enrollment students.
 - The Board approved a sub-grant agreement with the Council of Chief State School Officers for the New Skills for Youth Project grant.
 - The Board approved contracts over \$100,000 as submitted.
 - The Board approved the following rules on third and final reading: R277-100 *Definitions for Utah State Board of Education (Board) Rules*; R277-490 *Beverley Taylor Sorenson Elementary Arts Learning Program*; R277-515 *Utah Educator Standards*; R277-516 *Background Check Policies and Required Reports of Arrests for Licensed Educators, Volunteers, Non-licensed Employees, and Charter School Governing Board Members*; R277-533 *District Evaluation Systems*; R277-710 *Intergenerational Poverty Interventions in Public Schools*; R277-713 *Concurrent Enrollment of High School Students in College Courses*; R277-726 *Statewide Online Education Program*; R277-911 *Secondary Career and Technical Education Program*.

- The Board accepted the recommendations of titles from the Utah Instructional Materials Commission and directed staff to accept the bids received from publishers and award contracts to the publishers to furnish instructional materials to the schools of Utah.
 - The Board awarded a competency based administrative license to Joel Coleman.
- The Board accepted the Utah Professional Practices Advisory Commission (UPPAC) recommendation in Case No. 15-1304 and suspended the individual's Level 1 Elementary Education License for not less than one year from the date of Board action.
- The Board accepted the UPPAC recommendation in Case No. 16-1320 that a letter of reprimand be issued to the individual and remain on record for no less than two years.
- The Board adopted the Board Addendum to the UPPAC Hearing Report in Case No. 14-1192 and suspended the individual's Level 2 Secondary Education license for a period of no less than ten years from the date of Board action.
- The Board accepted the UPPAC recommendation in Case No. 15-1267 and suspended the individual's Level 1 Elementary Education, Counselor License for no less than five years from the date of Board action.
- The Board accepted the UPPAC recommendation in Case No. 15-1308 to issue a letter of reprimand to be in place for no less than two years.
- The Board accepted the UPPAC recommendation in Case No. 16-B to issue a letter of reprimand to be in place for no less than two years from the date of UPPAC action.
- The Board accepted the UPPAC recommendation in Case No. 14-1203 and permanently revoked the individual's Level 2 Secondary Education license.
- The Board approved the UPPAC Consent Calendar.
- The Board appointed Ray Terry to the Utah Education and Telehealth Network Board for the term July 1, 2016 to June 30, 2020.
- The Board appointed the following individuals to the Division of Services for the Deaf and Hard of Hearing Advisory Council for terms July 2016 to June 2019: Kelly Boehmer, representing consumers/service providers; Chelle Wyatt, representing hard of hearing individuals.
- The Board appointed Helen Saeed and Cherissa Alldredge, representing business, industry and labor, to the State Rehabilitation Council, for terms October 1, 2016 to September 30, 2019.
- The Board approved changes to the Teaching and Learning Section budget, as presented.

- The Board authorized USBE staff, Deputy Superintendent Scott Jones, and the Board's legal counsel to add protective language in the Operating and Maintenance contract with DFCM in the event of non-performance or cancellation, and for quarterly payments, and to sign the contract thereafter when the current project issues are resolved.
- The Board approved the following rules, as amended, on final reading and directed staff to file the rules with the Division of Administrative Rules: R277-210 *Utah Professional Practices Advisory Commission (UPPAC), Definitions*; R277-211 *Utah Professional Practices Advisory Commission, Rules of Procedure: Notification to Educators, Complaints and Final Disciplinary Action*; R277-212 *UPPAC Hearing Procedures and Reports*; R277-213 *Request for Licensure Reinstatement and Reinstatement Procedure*; and R277-515 *Utah Professional Practices Advisory Commission (UPPAC) Disciplinary Rebuttable Presumptions*.
- The Board adopted the Hearing Officer Report of the May 12, 2016 Utah State Board of Education Administrative Rules Hearing.
- The Board amended its Audit Plan as presented.
- The Board directed its representative to the taxing entity committee for the Redevelopment Agency of Brigham City to vote with the school district in support of the Economic Development Area for Reeder Ranch.
- The Board approved R277-403 *Student Reading Proficiency and Notice to Parents*, as amended, on second reading.
- The Board approved R277-404 *Requirements for Assessments of Student Achievement*, as amended, on third and final reading.
- The Board approved new rule R277-924 *Partnerships for Student Success Grant Program* on second reading.
- The Board approved the application for the Partnerships for Student Success grant.
- The Board approved new rule R277-711 *High Quality School Readiness Expansion* on second reading.
- The Board approved school readiness grants to local education agencies as recommended.
 - School Readiness Initiative Grants: Canyons School District, \$71,500; Grand School District, \$63,567; Logan City School District, \$75,471.62; Wasatch School District, \$58,820.
 - Quality School Readiness Expansion Grants: Davis School District, \$760,990; Granite School District, \$1,349,193; Iron School District, \$169,050; Jordan School District, \$342,141; Murray School District, \$31,765.08; Park City School District, \$131,125; Salt Lake City School District, \$256,812; Sevier School District, \$209,545; Washington County SPED, \$507,694; Weber School District, \$161,000.

- The Board approved Course of Action #4 as proposed for data (address) collection and use. In this course of action, local education agencies will enter information and submit to the USBE office as they do currently; the data collector will then submit all addresses to the Utah Automated Geographic Reference Center (AGRC) for validation.
- The Board approved the use of the Statewide Longitudinal Data Systems Grant year two funds as proposed, and approved the creation of an institutional review board (IRB).
- The Board directed the superintendent to create a task force to study the high school digital studies requirement and appoint members including (but not limited to) representatives of USBE staff, the STEM Action Center, industry, school district superintendents, charter school directors, and students. Member Wright was opposed.
- The Board approved the Utah State Board of Education/Utah State Board of Regents College and Career Readiness Recommendations to High School Students, as revised.
- The Board directed the superintendency to develop a financial analysis for a complete re-write of the standards and an analysis for incremental reviews of the standards, along with a timeline, for presentation to the Standards and Assessment Committee in its August meeting.
- The Board approved adjustments in the Minimum School Program from the carryover in the basic program to cover the deficits in grades 1-12 and cover the deficit in the voted and board program.
- The Board approved new rule R277-421 *Out-of-state Tuition Reimbursement* on second reading, and directed staff to reach out to the most impacted districts and bring their feedback and concerns back to the Board for consideration in the Board's August meeting (prior to approval on third reading).
- The Board approved the following regarding the UPSTART contract:
 - Amendments to the FY16 budget to increase the contract by \$306,496.65 to cover current expenditures.
 - The new scope of work and budgets for C8, C9, and C10 which cover FY17-19.
- The Board approved amendments to the Evaluation and Training Institute contract to increase the contract to \$26,214 due to an increase in student enrollment; the Board also opened the contract so the invoice can be paid.
- The Board approved amendments to the ETI Evaluation UPSTART contract for Cohort 6 to increase the budget by \$28,000 for the increased scope of work.
- The Board postponed the Aspire student information system item pending further discussion with school districts. Members Allen and Belnap opposed.

- The Board approved the FY 2017 budget with the caveat than any use of funds in the “unclassified other” category cannot be spent without creating a spend plan.
- The Board approved R277-419 *Pupil Accounting*, as amended, on second reading.
- The Board approved Courses of Action 1, 2 and 3 from the Report on Wasatch Institute of Technology (WIT) Charter Closure - Financial Records Review Memo.
 - Course of Action 1 – if WIT is unable to provide documentation and explanations for the \$21,890 reimbursed to WIT from the FY2015 Title I award, this amount will be questioned and the funds returned immediately to the USBE for refund to the federal government prior to paying off any portion of the school’s revolving loan.
 - Course of Action 2 – the State Charter School Board will take steps to recover the balance of funds in WIT’s bank account and turn them over to the USBE.
 - Course of Action 3 – the USBE will direct the funds received from WIT to be used to resolve the questioned costs and then apply the remainder to the outstanding loan balance.
- The Board approved revolving loans to the following schools:
 - Ignite Entrepreneurship Academy, \$300,000.
 - Eagle Summit Academy, \$205,400. Members Belnap and Hansen opposed; Member Wright abstained.
 - Center for Creativity, \$300,000.
- The Board accepted the recommendation of the State Charter School Board for American Preparatory Academy – Salem, as outlined in APA – Salem’s Voluntary Charter School Improvement Process contract and proposal, and approved the new terms and conditions.
- The Board approved Ivy Preparatory Academy governing board’s application to open a new charter school in the 2017-2018 school year.
- The Board approved Bonneville Academy governing board’s amended application to open a new charter school in the 2017-2018 school year. Members Cummins, Crandall, Hansen, Lockhart, Johnson, Stokes, Thomas, Warner, and Wright in favor, and Members Belnap, Castle, Corry, and Huntsman opposed.
- The Board approved new rule R277-511 *Academic Pathway to Teaching* on second and final reading and directed staff to file the rule with the Division of Administrative Rules.
- The Board approved R277-531 *Public Educator Evaluation Requirements (PEER)*, as amended, on second reading.

- The Board approved new rule R277-923 *American Indian and Alaskan Native Education State Plan Pilot Program* on third and final reading.
- The Board approved new rule R277-712 *Competency-based Grant Programs* on second reading.
- The Board approved R277-606 *Dropout Recovery*, as amended, on second reading.
- The Board voted to support the Veterans and Military Affairs Commission recommendation that the Utah Legislature amend the language of the Interstate Compact on Education Opportunity for Military Children to include the children of Reserve members and the Department of Defense civilian employees.
- The Board approved Board Policy 1003 *Reporting of Pornography on Office Computers*.
- The Board approved R277-530 *Utah Effective Teaching and Educational Leadership Standards*, as amended, and continued the rule, on second reading.
- The Board approved new rule R277-922 *Digital Teaching and Learning Grant Program* on third and final reading.
- The Board approved Board Policy 3001 *Appointment and Termination of Deputy and Associate Superintendents*, as amended. Members Castle, Corry, Crandall, Huntsman, Johnson, Stokes, Thomas, and Wright in favor, and Members Belnap, Cummins, Hansen, and Warner opposed.