

**UTAH STATE BOARD OF EDUCATION
MEETING MINUTES**

October 7, 2011

The Utah State Board of Education held a regular meeting on October 7, 2011 at the Utah State Office of Education, Salt Lake City, Utah. Meeting commenced at 8:02 a.m. Chair Debra Roberts presided.

Board Members present:

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

Excused: Member Tami Pyfer

Executive staff present:

Larry K. Shumway, State Superintendent of Public Instruction
Martell Menlove, USOE Deputy Superintendent
Brenda Hales, USOE Associate Superintendent
Todd Hauber, USOE Associate Superintendent
Judy Park, USOE Associate Superintendent
Don Uchida, Executive Director, Utah State Office of Rehabilitation
Lorraine Austin, Board Secretary

Others present: Steve Noyce, USDB; Terry Linares, Tooele School District; Robin Erickson, Utah Clean Cities; Scott Brandeberry, Utah Clean Cities; Mat Carlile, Utah Division of Air Quality; Michael Petersen, Utah Education Network; Rose Payon, ETS; Jennifer Howell, SPED; Emily Bytheway, SPED; Dawn Davies, Utah PTA

Opening Business

Chair Debra Roberts called the meeting to order at 8:02 a.m. Member Tami Pyfer was excused. It was announced that Daniel Campbell, Regent representative to the Board, has been

reassigned, and Wilford Clyde will become the a Regent representative to the Board in December.

The Pledge of Allegiance was led by Member Mark Openshaw.

Welcome Remarks

Member Keith Buswell based his remarks on a quote from David O. McKay: “There is within every man something good calling for something better.” He then related three instances involving Utah students to illustrate—one, when students helped lift a burning vehicle off a motorcyclist; another, when a student with spina bifida received a special basketball wheelchair to the cheers of his school’s student body; and finally, when a volleyball team gave support through prayer and song to an opposing team with an injured player. Member Buswell expressed the hope that each person will recognize the good that is in each individual and humanity as a whole.

Promises to Keep—Effective Assessment

Superintendent Larry Shumway expressed that an important part of looking at assessment is recognizing the value of the data in monetary terms. Behind the Data Dashboard and Data Gateway are millions of dollars worth of data. In addition, there are million of dollars worth of test development and data management at the district and state level. These data form the backbone of the Board’s decision-making process.

One area of information still lacking is data on the quality of instruction in Utah schools. It has been difficult to develop a reliable process and system that can be aggregated. That deficit creates a huge gap in terms of measuring the progress of Promises to Keep. Superintendent Shumway encouraged his colleagues in the districts and board members to consider quality of instruction as a measurement issue.

The Board recessed to Committees. The Board meeting recommenced at 10:20 a.m.

Achievement Spotlight

Associate Superintendent Todd Hauber reported that the Utah State Office of Education, Utah Clean Cities Coalition, and Division of Air Quality have been working in partnership for

several years on the Utah Retrofitting and Replacement of School Buses Project, the Utah School Bus Idling Reduction Program, and the Elementary School Idle-Free Annual Campaign. Murrell Martin, USOE Transportation Specialist, presented information about the projects.

Mat Carlile from the Utah Division of Air Quality presented a plaque to Chair Roberts and Superintendent Shumway recognizing the outstanding leadership of State Office of Education in these projects.

Robin Erickson from the Utah Clean Cities Coalition reported that in 2007 the Coalition was awarded a grant to develop an idling reduction curriculum for school bus drivers. The Coalition worked with the USOE to develop the curriculum for a pilot, and 3,000 school bus drivers from 41 school districts were trained using the idling reduction curriculum. Bus drivers have embraced the program and have improved every year. Ms. Erickson also presented an award expressing appreciation to the USOE and the 41 school districts for excellent support of the Utah School Bus Idling Reduction Program.

Ms. Erickson reported that as part of the grant, the curriculum model developed in Utah was to be provided nationwide. The USOE has assisted the Coalition in preparing to go statewide and nationwide with the curriculum. To assist with those efforts, Ms. Erickson presented a \$5,000 check to the State Office of Education.

Scott Brandeberry from the Utah Clean Cities Coalition presented a recognition to Superintendent Shumway for his support of the Elementary School Idle-Free Campaign. Superintendent Shumway expressed his appreciation to Murrell Martin, the Utah Clean Cities Coalition and the Division of Air Quality for their work and persistence with the projects.

[For complete details, see General Exhibit No. 11667.]

Utah Education Network

Mike Peterson, Executive Director of Utah Education Network (UEN), was welcomed to the meeting. He reported that UEN performs three major infrastructure functions for public and higher education: 1) Provides the wide area network that connects all Utah public school institutions to network connectivity; 2) provides application hosting for a wide range of applications, including the Pioneer Online Library; 3) provides application support for the network and host of applications.

UEN's budget is approximately \$32 million each year, half of which comes from state appropriations. Most remaining funding is provided from two other major resources. The federal E-rate program provides \$11 million per year and the Corporation for Public Broadcasting provides \$3 million. Of the total, \$16 million is spent on network connectivity—\$11 million from federal E-rate funding and \$5 million from state appropriations. UEN leases fiber from private telecom providers. The money spent on these network connections is a critical payment to telecoms throughout the state, and they in turn provide improved infrastructure that benefits schools as well as residential and business customers. The network infrastructure for which UEN has been responsible for building is a model for every state in the country.

Mr. Petersen explained that initially elementary schools were not a priority for network connectivity, but it is now a necessity. UEN has supported school districts by providing them a way to connect their elementary schools into the network. There are twenty elementary schools that don't have high capacity band width connections.

It costs \$7 million a year to pay the telecom providers for connectivity to elementary schools. The districts pay \$1.7 million, and the federal E-rate program pays \$5 million. UEN is contributing about \$300,000, but due to budget cuts, will no longer be able to do so. Mr. Petersen distributed and reviewed a proposal to provide sustainable funding for elementary schools for network connectivity that would be comparable to the way secondary and postsecondary schools are funded. The proposal is that of the \$7 million needed, the \$1.7 million currently being paid by districts would be transferred to UEN. In addition, UEN would be funded for about \$300,000. UEN would then take over the contracts, file for E-rate, and negotiate with the telecom providers. Having the money come directly to UEN will provide savings as UEN is able to drive down the cost of the connection provided by the vendor, and UEN understands the federal E-rate program and has been successful in raising Utah's discount rate. Mr. Petersen asked for the Board's support of the proposal.

Superintendent Shumway asked what will need to be done if there is a successful initiative to provide a one-to-one ratio of wireless device to student. Mr. Petersen responded that districts would need to make sure their local area networks have enough fiber and wireless connections

to handle the increased network traffic, and UEN would need to make sure the link from districts to UEN's backbone has enough capacity.

[For complete details, see General Exhibit No. 11668.]

State Superintendent Report

Superintendent Larry Shumway reported on the following.

- ESEA Flexibility - Associate Superintendent Judy Park is assembling a team to consider what flexibility the state should request, and find out from stakeholders any additional flexibility desired beyond the state request. A summary from CCSSO about the flexibility and requirements was distributed.
- USBA Regional Meetings - Board members reported that there have been negative reactions at the regional meetings to the State Board putting growth third on its budget priority list.
- The Public Education Appropriations Subcommittee will meet on October 11 and November 9.
- The Legislature passed HB3002 1st Substitute setting the new State Board districts.
- An orientation was held for new district superintendents. It is important to let districts know that the USOE is in the role of service to the districts
- A draft resolution for transparency in budgeting was reviewed as a possible Board resolution. Board members will send input to the Superintendent, and it will be discussed again in November.
- The Superintendent's State of Education address will be held on October 11 at 7:00 p.m. at Woodrow Wilson Elementary, and broadcast live on KCPW.

[For complete details, see General Exhibit No. 11669.]

Discussion with Congressman Jim Matheson

Congressman Matheson was welcomed to the meeting. He discussed ESEA reauthorization, education funding, and leveraging trust lands. It appears that ESEA reauthorization will probably not take place until 2013, and until the reauthorization takes place, it is unlikely there will be changes to funding formulas. The Utah delegation will continue to work on finding good land exchange opportunities.

Discussion with Legislators

Senators Aaron Osmond and Howard Stephenson were welcomed to the meeting. Senator Osmond reported that he will be recommending changes to the orderly termination bill. He will hold meetings throughout the state to receive input from all stakeholders.

Senator Stephenson reported that presentations on technology tools for education will be given during the first two hours of the Education Appropriations Committee meeting next week. For the upcoming legislative session, he is considering seeking pilot funding for schools that adopt a third semester to be done as a virtual semester. He is also considering a pilot program that would identify the lowest performing schools and provide for changing the staff of the school through an RFP process.

College and Career Ready Plans - Next Steps

At its September 9, 2011 meeting, the Board directed the State Superintendent to move forward on next steps to propose legislation changing language for the Student Education Occupation Plan (SEOP) and Board rule concerning SEOPs, college and career pathways, and a differentiated diploma.

Mary Shumway, USOE Director of Career and Technical Education (CTE), and Lillian Tsosie-Jensen, CTE Specialist, gave a presentation on college and career readiness. Next steps for moving forward on improving college and career readiness include changing the SEOP to a Plan for College and Career Readiness, organizing a statewide steering committee, developing new career pathways, developing a website for parents and students, providing professional development, and coordinating connections with other initiatives.

Ms. Shumway reported that 60 CTE pathways have been articulated. The challenge is making sure the pathways are aligned with postsecondary institutions. Regional K-16 alliances are helping. Superintendent Shumway indicated that most of the changes proposed can be handled by Board rule, with a few in legislation. The time line is up to the Board's discretion. [For complete details, see General Exhibit No. 11670.]

Assessment Results

Associate Superintendent Judy Park presented information on the following: 2010-2011 Utah Statewide Scores on the Criterion-Referenced Tests (CRT); Reading on Grade Level (Mid-year 2011); 2011 LEA 3rd Grade Reading; 3rd Grade ELA CRT Percent Proficient 2005-2011; 2011 ACT Report; 5 Year ACT Trends by LEA; and AP: Number of Examinations and Number of Examinations with Grades of 3, 4 or 5 2010-2011.

CRTs - Students are showing improvement in the CRTs, given in grades K-11 in language arts, math, and science. Dr. Park explained that at a state level when all CRT test scores are averaged, improvements happening at a smaller scale are hidden. The scores are stable over time. Superintendent Shumway pointed out that enrollment has grown and demographics have changed, and suggested the test scores be considered with that in mind.

Reading on Grade Level - About three-fourths of students in first, second, and third grade were reading on grade level during mid-year tests. The third grade end-of-year reading tests showed 70 percent of students reading on grade level, but that there is a gap in proficiency between districts and between charter schools depending upon the percentage of student population who are not proficient in English. It was questioned why 4,732 students not reading on grade level have received no interventions. More information is needed.

ACT - Most recent year data and the five-year trend report both show improvement in test scores.

Advanced Placement - For 2010-2011, both participation and testing success increased.

[For complete details, see General Exhibit No. 11671.]

Board Standing Committee Reports**STANDARDS, CURRICULUM, AND STUDENT SUCCESS COMMITTEE**

Committee Chair Laurel Brown reported on the following items from the Committee.

Definition of Private and Non-Profit Schools for Federal Program Services R277-426

Board Rule R277-426 has not been substantively amended since 1987. Changes were recommended to align the rule with current law. The rule will come back to the committee in November for further discussion of federal definitions and regulations in the Individuals with Disabilities Education Act. [For complete details, see General Exhibit No. 11672.]

Prohibition of Corporal Punishment in Utah's Public Schools R277-608

Board Rule R277-608 was provided to the Standards, Curriculum, and Student Success Committee in its September 9, 2011 meeting. The Committee directed staff to further amend the rule to include additional provisions consistent with state law. Those additional provisions were included in the rule.

The Disability Law Center sent a letter to the Board regarding the rule, voicing its concerns regarding the definition of corporal punishment and discipline for students with disabilities with regards to restraint and seclusion of students. It was determined that the definition of corporal punishment does not completely define restraint and seclusion.

The Committee passed R277-608 *Prohibition of Corporal Punishment in Utah's Public Schools* on first reading and moved that the Board approve the rule on second reading. Motion carried; Member Pyfer absent. [For complete details, see General Exhibit No. 11673.]

In the November meeting of the committee, a discussion of rules related to behavior and interventions, including restraint and seclusion issues, will be held.

Dropout Prevention Report

One of the goals of Promises to Keep is to develop a plan with strategies for dropout prevention. USOE staff have been planning a summit on this topic to help frame the issues, garner needed support, and lead to the development of a strategic plan for the USOE and LEAs. USOE staff presented to the Committee information on their dropout prevention work and provided an overview of the upcoming dropout prevention summit on November 14. Information was received that included recommendations from a study group on dropouts. Discussion centered around an educator survey which included information from students on why they left school. [For complete details, see General Exhibit No. 11674.]

Utah Common Core Curriculum and Assessment

The USOE reported on plans for professional development. Funding is needed to provide follow-up training and increase the number of teachers trained next year to 12,000.

Utah is a leader among states in Common Core implementation. Next year, K-5 and 10th grade math will be added.

DATA, ASSESSMENT, AND ACCOUNTABILITY COMMITTEE

Committee Chair David Thomas reported on the following items from the Committee.

Taxing Entity Committee (TEC) to the Redevelopment Agency of Weber County Little Mountain Economic Development Project Area

The Weber County Redevelopment Agency has created the Little Mountain Economic Development Project Area. This will be a five-year project (2012-2016) and the estimated total amount of tax increments is approximately \$198,677. Of that amount, 70 percent will go to the Redevelopment Agency and 30 percent will go to the taxing entities. Both Weber School District and Weber County are in favor of the project. The Committee authorized the Board's representative to the TEC, Larry Newton, to vote in the affirmative. [For complete details, see General Exhibit No. 11675.]

Taxing Entity Committee Meeting Outcomes

The Taxing Entity Committee outcome of the Redevelopment Agency of Salt Lake City's North Temple Project Area Budget meeting held during September was reported to the Committee. The Redevelopment Agency budget was approved by the TEC, with the Board representative voting in the affirmative. [For complete details, see General Exhibit No. 11676.]

Proposed Budget Recommendations for 2012 Legislative Session

Motion from Committee that the Board amend the Proposed FY2013 Budget Increase Priorities previously adopted in the September 9, 2011 meeting of the Board. Motion carried, with Members Allen, Brown, Burningham, Buswell, Cannon, Castle, Murphy and Roberts in

favor and Members C. Coleman, J. Coleman, Crandall, Jensen, Openshaw and Thomas opposed; Member Pyfer absent.

Concerns reported from local boards and districts include that the State Board's numbering of priorities is out of line with the priorities of local boards on enrollment growth, and a worry that if only the amount of money available covers College Readiness Testing, none will be available for growth.

Member Dean Rowley disagreed with the premise that growth will automatically be funded. He questioned how successful schools will be if new students aren't funded. Other members responded that the Board cannot move forward unless it tries something different.

Board Members discussed whether growth should even be included on the list, with some suggestion that growth be in an entirely different category. Concerns were voiced that the Board will abandon the grassroots of the educational system for innovation. It needs to be clear that the Board is supportive of funding for growth, but is very serious about other things that need to be done.

Motion from Committee that the Board adopt changes in its FY2013 Budget Increase Priorities, to add to One-time/Supplemental funding for the Beverley Taylor Sorenson Arts Learning Program and Special Education High Cost Student Funding, and support the USDB budget priorities. A sheet with the proposed revised priorities was distributed.

Motion was made by Member Laurel Brown and seconded by Member Joel Coleman that the motion be split. Motion was split by general consensus.

Motion to add the Beverley Taylor Sorenson Arts Learning Program to One-time/Supplemental carried, with Members Burningham, Buswell, Cannon, Castle, C. Coleman, J. Coleman, Crandall, Jensen, Murphy, Openshaw, Roberts and Thomas in favor and Members Allen and Brown opposed; Member Pyfer absent.

Motion to add Special Education High Cost Student Funding to One-time/Supplemental carried; Member Pyfer absent.

Amendment to the motion to support the USDB priorities list was made by Member Carol Murphy and seconded by Member Joel Coleman that the fifth item on the USDB list for an audiologist be removed, and that \$91,800 be subtracted from the USDB total. Motion carried with Members Allen, Brown, Burningham, Buswell, Cannon, Castle, C. Coleman, J. Coleman,

Crandall, Jensen, Murphy, Openshaw, and Roberts in favor and Members Burningham and Thomas opposed; Member Pyfer absent.

Motion for the Board to support the USDB priorities list as amended, at a total of \$513,200, carried; Member Pyfer absent.

Motion was made by Member Craig Coleman and seconded by Member Janet Cannon that the Board include \$300,000 for the Utah Education Network as part of the Technology Match and change the wording to Technology Match/UEN. It was clarified that the total amount of the technology match will not change. Motion carried; Member Pyfer absent.

Associate Superintendent Todd Hauber reported that State Finance released a preliminary report identifying an approximately \$53 million surplus in the education fund that will be available for one-time appropriations in the upcoming legislative session.

Motion was made by Member Carol Murphy and seconded by Member Laurel Brown that the Board move Charter School Start-Up Funding from Ongoing Priority Items to One-time/Supplemental.

It was clarified that Utah received the charter start-up funding through a grant, and was not awarded the grant this time. The \$2.3 million requested for charter start-up funding includes funding for 2-1/2 staff members. The original grant had \$300,000 built in for staff. If moved to One-time, there will be the issue of ongoing staff expenses.

Motion carried with Members Allen, Brown, Burningham, Buswell, Cannon, Castle, C. Coleman, Crandall, Murphy, and Openshaw in favor and Members J. Coleman, Jensen, and Thomas opposed; Member Pyfer absent.

Motion was made by Member Dixie Allen and seconded by Member Kim Burningham that the Board move Utah Common Core from Ongoing to One-time/Supplemental, and increase the amount to \$6 million to cover three years. Motion carried; Member Pyfer absent.

Motion was made by Member Janet Cannon and seconded by Member Dixie Allen to move College Readiness Test from Ongoing to One-time/Supplemental and increase the amount to \$8.8 million to implement ACT statewide for four years. Motion carried with Member Joel Coleman opposed; Member Pyfer absent.

Motion was made by Member Dixie Allen and seconded by Member Kim Burningham to move Optional Extended-Day Kindergarten (OEK) from Ongoing to One-time/Supplemental, and increase the amount to \$10 million.

Superintendent Shumway mentioned that the Governor's Commission for Excellence in Education is supportive of OEK and has discussed raising the amount to \$7.5 million with an additional \$2.5 million in technology or other innovative programs.

A suggestion was made by Member Cannon to prioritize the One-time/Supplemental items as follows: 1) College Readiness Test, 2) OEK, 3) Common Core, 4) Charter School Start-up Funding, 5) UCAT Funding, 6) Beverley Taylor Sorenson Arts Learning Program, and 7) High Cost Student Funding. Members Allen and Burningham accepted the prioritization as an amendment to the motion. Deputy Superintendent Menlove recommended changing the name from OEK to Early Intervention.

Amended motion carried; Member Pyfer absent.

Motion was made by Member Allen and seconded by Member Burningham that the Board move Enrollment Growth above the line off the priority list, with a statement that the State Board expects enrollment growth to always be the first priority of the legislature. The Ongoing priorities would be: 1) CAT Technology, and 2) Restoration of At-Risk Funding.

Member David Thomas reiterated that if enrollment growth is the top priority, there will not be money left for Computer Adaptive Testing. Member David Crandall reminded the Board that the results of the CAT pilot show this type of testing informs and improves instruction. There has been very positive feedback from the program. Member Allen noted that growth is a huge problem in some areas and if there are too many students in a classroom they will not learn. Member Burningham observed that by moving growth off the list the Board is only sending a message that the Board believes growth should be funded and it has another high priority of computer adaptive testing. With growth lower on the priority list, it appears growth isn't as important. Chair Roberts expressed her feeling that Promises to Keep encapsulated the changes in education that need to happen, and if the Board doesn't move forward on the assessment system, the Board has essentially said it is willing to keep doing things the way they have always been done.

Motion failed with Members Allen, Brown, Burningham, Buswell, Cannon, Castle, and Murphy in favor and Members C. Coleman, J. Coleman, Crandall, Jensen, Openshaw, Thomas and Roberts opposed; Member Pyfer absent.

[For complete details, see General Exhibit No. 11677.]

INSTRUCTION, SUPPORT, AND TECHNOLOGY COMMITTEE

Committee Chair Janet Cannon reported on the following items from the Committee.

Rulemaking Policy R277-100

Board Rule R277-100 has not been substantively amended since 1990. Amendments were recommended to align the rule with law and policy. The rule informs the public of the procedure the Board follows to make rules and allows for transparency. A sheet with further amendments from the committee was distributed.

The Committee approved R277-100 *Rulemaking Policy* on first reading as amended and moved that the Board approve the rule on second reading. Motion carried. [For complete details, see General Exhibit No. 11678.]

USOE ADA Complaint Procedure R277-104

Board Rule R277-104 has not been substantively amended since 1993. Staff reviewed the rule and consulted with the State Office of Education Human Resources Section, now under the supervision of the State Department of Human Resource Management (DHRM). Staff determined that this rule duplicates a rule adopted by the Utah Department of Administrative Services/DHRM, therefore making it unnecessary.

The Committee repealed R277-104 *USOE ADA Complaint Procedure* on first reading and moved that the Board repeal the rule on second reading. Motion carried. [For complete details, see General Exhibit No. 11679.]

Waiver to Board Rule R277-419 *Pupil Accounting*

Action taken during the April 8, 2011 Board meeting allows districts and charter schools to replace two of the required 180 school days with professional development days, provided that

the professional development is focused on implementation of the Utah Common Core. Waiver requests were sent to the Office of the State Superintendent of Public Instruction.

A listing of those districts and charter schools requesting a waiver to R277-419 was provided to the Board. [For complete details, see General Exhibit No. 11680.]

Executive Session

Motion was made by Member Laurel Brown and seconded by Member Keith Buswell that the Board recess into Executive Session for the purpose of discussing the character, professional competence, or physical or mental health of an individual, pending litigation, or other items as outlined in UCA 52-4-205. The Board was polled and by unanimous consent of those present, moved into Executive Session at 4:38 p.m. Member Joel Coleman was not present for the Executive Session.

Motion was made by Member Carol Murphy and seconded by Member Mark Openshaw that the Board reconvene into open meeting. Motion carried; Members J. Coleman and Pyfer absent. The meeting reconvened at 5:00 p.m.

Executive Session Items

Utah Professional Practices Advisory Commission (UPPAC) Recommendations

Motion was made by Member Murphy and seconded by Member Thomas that the Board accept the recommendation of UPPAC in Case No. 10-962 and permanently revoke the license of a former educator in Davis School District. The revocation is consistent with Utah law that directs that an educator who is convicted of a sexual offense against a minor shall have his license permanently revoked. The educator pled guilty to two felony counts of sexual abuse on a minor. Motion carried; Members J. Coleman, Pyfer absent. [For complete details, see General Exhibit No. 11681.]

Board Chair Report

Chair Debra Roberts reported on the following.

- As a follow up to the Social Studies Forum, USOE Social Studies Specialist Robert Austin has been directed to come back in six months with a social studies plan.

- The Southwest Educational Development Center (SEDC) has invited a charter school to be part of its services.
- Will be serving on the Governor's Women in Education Task Force.
- Attended a presentation on testing legislation given to Prosperity 2020 by Superintendent Mickelsen.
- Is working with the Governor's Commission on Optimization to suggest changes for the education portion of the report.
- Appreciation was expressed to Brenda Hales, Sydnee Dickson and their staff for their work on the Educator Evaluation Conference.
- Superintendent Shumway has been asked to meet with UCAT and higher education to open discussions on how the UCAT funding situation needs to proceed.
- The Board's public education funding committee will tentatively start mid-winter.
- The Chair's remarks at the Wheatley Institute were distributed
- It appears legislation on changing Board governance will go forward. Board members were asked to consider how they want to respond.
- To save resources, Board letterhead will be printed with the names of elected board members only.
- Feedback on the 2012 meeting schedule should be sent to the Board secretary.
- All are invited to the UEA Superstars banquet on October 20.
- A Board dinner with legislators will be held November 16.
- The new USDB Standing Committee will meet November 3 and will be chaired by Member Joel Coleman.

[For complete details, see General Exhibit No. 11682.]

General Consent Calendar

Motion was made by Member Cannon and seconded by Member Thomas that the Board approve the General Consent Calendar as presented. Motion carried.

1. Minutes of Previous Meeting

Minutes of the meeting of the State Board of Education held September 9, 2011 were approved.

2. Contracts

The following contracts were approved by the Board.

- A. Wilson Properties & Assoc L.C., \$56,304, 1/10/12 to 12/31/12, Amend. - Fed.

To lease office space for the Division of Rehabilitation office at 2984 N. Hill Field Road #A, Layton, Utah.

- B. Special Education Data Services & Info System, Inc., \$111,000, 07/01/11 to 6/30/12, Amend. - Fed.

To provide software development of a Web-based monitoring program to review and report Individuals with Disabilities Education Act information.

- C. Utah Statewide Independent Living Council, \$195,607, 10/01/11 to 9/30/12, Amend. - Fed.

To provide resources to the Independent Living Program with Title VII Part B and the State Plan for Independent Living.

- D. Pearson Clinical Assessment, \$210,957.70, 9/01/11 to 6/30/12 - Fed.

To provide consumable tests to Vocational Evaluation Services.

- E. UARF Trust - dba Utah Works, \$90,000, 9/30/11 to 9/30/12 - Fed.

Contract administrator for Community Rehabilitation Programs for the State of Utah in accordance with the terms and conditions contained in the RFP #AR10184.

- F. Brinkman-Forlini-Williams LLC, \$50,000, 8/1/11 to 6/30/12 - Fed.

Provide Coaching and Leadership Institutes to LEA personnel and provide materials supporting practices promoted at these institutes.

- G. Center for Persons with Disabilities, \$160,124, 8/1/11 to 7/31/13 - Fed.

Salary, limited benefits (FICA, Medicare, Worker's Compensation and unemployment insurance as required in state and federal law) and travel expenses for Student Strengths Inventory Project Research Director.

[For complete details, see General Exhibit No. 11683.]

3. R277-106 Utah Professional Practices Advisory Commission Appointment Process

In its September 9, 2011 meeting, the State Board approved R277-106 on second reading. The rule had not been substantively amended since 2002. The rule was revised to include a section on filling of vacancies and other changes recommended by staff. The Board approved R277-106 *Utah Professional Practices Advisory Commission Appointment Process* on third and final reading. [For complete details, see General Exhibit No. 11684.]

4. R277-401 Child Abuse-Neglect Reporting by Education Personnel

In its September 9, 2011 meeting the State Board approved R277-401 on second reading. The rule had not been substantively amended since 1987, and changes were made to make the rule consistent with law. The Board approved R277-401 *Child Abuse-Neglect Reporting by Education Personnel* on third and final reading. [For complete details, see General Exhibit No. 11685.]

5. R277-422 State Supported Voted Local Levy, Board Local Levy and Reading Improvement Programs

During the 2011 General Legislative Session, HB 301 *School District Property Tax Revisions* was passed. This bill consolidated the existing thirteen school district tax levies into six property tax levies. Board rule R277-422 *Supported Voted Leeway, Local Board-Approved Leeway and Local Board Leeway for Reading Improvements Program* was amended to reflect changes in the bill. The name of the rule was also changed.

In its September 9, 2011 meeting, the Board approved R277-422 *State Supported Voted Local Levy, Board Local Levy and Reading Improvement Programs* on second reading. The Board approved R277-422 on third and final reading. [For complete details, see General Exhibit No. 11686.]

6. R277-424 Indirect Costs for State Programs

In its September 9, 2011 meeting the Board approved R277-424 on second reading. The rule had not been substantively amended since 1987 and changes were necessary to make it consistent with law and policy. The Board approved R277-424 *Indirect Costs for State Programs* on third and final reading. [For complete details, see General Exhibit No. 11687.]

7. R277-477 Distribution of Funds from the Interest and Dividend Account (School LAND Trust Funds) and Administration of the School LAND Trust Program

In its September 9, 2011 meeting, the Board approved R277-477 on second reading. The rule was amended to make it consistent with state law if School LAND Trust funds distributed to schools are reduced or eliminated resulting from an elections audit conducted by the Legislative Auditor General. The amendments also provide clarification regarding the distribution of funding to schools. The Board approved R277-477 *Distribution of Funds from the Interest and Dividend Account (School LAND Trust Funds) and Administration of the School LAND Trust Program* on third and final reading. [For complete details, see General Exhibit No. 11688.]

8. R277-600 Student Transportation Standards and Procedures

In its September 9, 2011 meeting, the Board approved R277-600 on second reading. During the 2011 General Legislative Session, HB 301 *School District Property Tax Revisions* was passed. R277-600 was amended to reflect changes in the bill. The Board approved R277-600 *Student Transportation Standards and Procedures* on third and final reading. [For complete details, see General Exhibit No. 11689.]

9. R277-914 Career and Technical Student Organizations

In its September 9, 2011 meeting the Board approved continuation of R277-914 on second reading. In addition, the Board approved on second reading amendments to the rule to make it consistent with law and policy. The Board approved R277-914 *Applied Technology Education (ATE) Leadership* on third and final reading. [For complete details, see General Exhibit No. 11690.]

10. R277-604 Private School, Home School, Electronic High School (EHS), and Bureau of Indian Affairs (BIA) Student Participation in Public School Achievement Tests

The Board approved R277-604 *Private School, Home School, Electronic High School (EHS), and Bureau of Indian Affairs (BIA) Student Participation in Public School Achievement Tests* for continuation. [For complete details, see General Exhibit No. 11691.]

11. Monthly Budget Report

The Monthly Budget Report ending August 31, 2012 was provided to give 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. 11692.]

12. Educator Licensing Requests for Temporary Authorizations

Requests for Temporary Authorizations as submitted by the school districts were received by the Board. [For complete details, see General Exhibit No. 11693.]

13. Ratification of Hiring

The Board ratify the hire of Tiffany Hamilton Hall as an Educational Coordinator in the State Office of Education Teaching and Learning Division.

14. List of Educator Licenses Processed

A summary of the total number of educator licenses and license areas processed in September 2011 was received by the Board. [For complete details, see General Exhibit No. 11694.]

15. Claims Report

The Claims Reports for August 2011 in the amount of \$256,253, 598.12 was received by the Board. [For complete details, see General Exhibit No. 11695.]

Motion was made by Member Carol Murphy and seconded by Member Craig Coleman that the meeting adjourn. Motion carried. Meeting adjourned at 5:07 p.m.

Lorraine Austin, Secretary to the Board
Approved November 4, 2011