

**UTAH STATE BOARD OF EDUCATION MEETING
SUMMARY OF ACTIONS**

May 8, 2015

Board Members Present: Chair David Crandall, Second Vice Chair Jennifer Johnson, and Members Laura Belnap, Leslie Castle, Barbara Corry, Brittney Cummins, Kristin Elinkowski (non-voting), Linda Hansen, Mark Huntsman, Jefferson Moss, Mark Openshaw, Spencer Stokes, Nancy Tingey (non-voting), Terryl Warner, Joel Wright

All votes were unanimous unless noted otherwise. Members Dixie Allen and David Thomas were absent. Members Stokes and Wright were absent for portions of the meeting.

- The Board approved the General Consent Calendar with the exception of a contract with American Institutes for Research (AIR).
- The June and September Board meeting dates were changed to June 18-19 and September 10-11.
- The Board received a report from North Sanpete School District and requested written follow up along with a visit from USOE staff to North Sanpete District.
- The Board set the component percentages leading to the determination of annual educator summative evaluation ratings as follows: Evidence of student growth—20 percent; observation—70 percent; and stakeholder input—10 percent. The Board also directed that staff bring a rule to the Board that includes the percentages.
- The Board approved the application for new charter school St. George Academy; Member Belnap abstained.
- The Board approved the application for new charter school American Academy of Innovation.
- The Board approved creation of a Board Advisory Group Review Task Force to perform a comprehensive review of all advisory groups to the Board.
- The Board released the following audits:
 - Report No. 2015-12 *Follow-up Monitoring of Utah Schools for the Deaf and the Blind*
 - Report USOR 15-03 *Rehabilitation Client Allegation Review*
 - Report 15-04A *DSBVI Trust Funds*
- The Board directed that \$1,084 be returned to the DSBVI Trust Fund from the program where it was deposited.
- The Board approved directing its taxing entity committee representative to vote “no” on the Box Elder County Redevelopment Agency EDA 2015-1 project, with Members Castle, Crandall, Cummins, Huntsman, Johnson, Moss, Stokes and Wright in favor, and Members Belnap, Corry, Hansen, Openshaw, and Warner opposed.

- The Board gave approval for the Utah State Office of Rehabilitation (USOR) to request \$9 million in federal reallocation funding on or after July 15, 2015.
- The Board adopted USBE Resolution No. 2015-2, *A Resolution Establishing the Official Position of the Utah State Board of Education Regarding an Amendment to the Utah Enabling Act Allowing Utah to Set the Distribution Policy for its Permanent State School Fund.*
- The Board approved rule R277-609 *Standards for LEA Discipline Plans*, as amended, on second reading.
- The Board approved the following rules, as amended, on second and final reading, directed staff to prepare rules regarding presumptions which will be brought to a future Board meeting for review and approval, and directed staff to file the rules upon approval.
 - R277-200 *Utah Professional Practices Advisory Commission (UPPAC) Definitions*
 - R277-201 *Utah Professional Practices Advisory Commission (UPPAC) Rules of Procedure: Notification to Educators, Complaints and Final Disciplinary Action*
 - R277-202 *UPPAC Hearing Procedures and Reports*
 - R277-203 *Request for Licensure Reinstatement and Reinstatement Procedures*
 - R277-204 *Utah Professional Practices Advisory Commission Review of License Due to Background Check Offenses*
 - R277-205 *Alcohol Related Offenses*
 - R277-206 *Drug Related Offenses*
- The Board approved repeal of the following rules, directing staff to delay the filing until after the filing of the rules above.
 - R686-100 *Utah Professional Practices Advisory Commission (UPPAC) Rules of Procedure: Notification to Educators, Complaints and Final Disciplinary Actions*
 - R686-101 *UPPAC Hearing Procedures and Reports*
 - R686-102 *Request for Licensure Reinstatement and Reinstatement Procedures*
 - R686-103 *Utah Professional Practices Advisory Commission Review of License Due to Background Check Offenses*
 - R686-104 *Alcohol Related Offenses*
 - R686-105 *Drug Related Offenses*
- The Board approved amendments to the following rules on second and final reading and directed staff to file the rules following approval.
 - R277-419 *Pupil Accounting*
 - R277-417 *Prohibiting LEAs from Offering Incentives or Reimbursements for Enrollment or Participation*
 - R277-418 *Nontraditional and Competency Based Program Standards*
 - R277-487 *Public School Data Confidentiality and Disclosure*
- The Board approved on second reading amendments to, and continuation of, R277-500 *Educator Licensing Renewal, Timelines, and Required Fingerprint Background Checks.*

- The Board approved on second reading amendment to R277-516 *Education Employee Required Reports of Arrests and Required Background Check Policies for Non-licensed Employees*.
- The Board approved the release of the Secondary Mathematics Standards for a 90-day public review.
- The Board awarded school readiness grants to Grand and Logan School Districts.
- The Board approved distribution of the FY 2016 funds to the recommended institutions for science and education enhancement (iSEE) and provider organizations, including two new organizations—Thanksgiving Point and HawkWatch.
- The Board approved on second reading amendments to and continuation of R277-410 *Accreditation of Schools*.
- The Board approved a revised Standards Adoption Process and the use of the process as the timeline.
- The Board directed staff to develop proposed standardized frameworks and terminology for standards and technology.
- A motion for the Board to approve the contract with AIR with the provision that Superintendent Smith and Board leadership review the contract and not sign it if they have concerns failed, with Members Corry, Cummins, Johnson and Openshaw in favor, and Members Belnap, Castle, Crandall, Hansen, Moss, Stokes, Warner and Wright opposed.
- The Board directed staff to provide the AIR contract to them as soon as possible and approved holding an electronic meeting, if necessary, to discuss the contract.
- The Board denied the application for new charter school Athlos Academy for the following reasons:
 1. The recent turnover of the Athlos Academy Board during the critical charter approval process.
 2. The current governing board has only three people so it constitutes a quorum when two of them talk or meet with each other; thus, it would be difficult to get work done without violating the Open and Public Meetings Act.
 3. There are concerns with the accuracy of information about relationships the educational service provider of Athlos has with two Utah charter schools.
 4. Information regarding past history in other states causes concern that there may be a lack of clarity between the governing board of Athlos and the administrative leadership of the school provided by the educational service provider.
 5. The change in decision by the Utah State Charter School Board between its January and May 2015 meetings regarding their recommendation on this application.
 6. There was testimony today that some months of further application revision would be productive.

- The Board appointed Vice Chair David Thomas and Members Openshaw and Belnap to serve on the Digital Teaching and Learning Program Task Force, with Vice Chair Thomas appointed as Task Force Chair.
- The Board accepted the recommendation of the Utah Professional Practices Advisory Commission (UPPAC) in Case No. 14-1226 and suspended the educator's Level 2 Education License for two (2) years with conditions from the date of Board action pursuant to a stipulated agreement.
- The Board adopted a Decision and Remand Order in UPPAC Case No. 12-1058 and remanded the case back to UPPAC for a hearing.
- The Board appointed Jet Viehweg Warr to the State Instructional Materials Commission as a secondary teacher representative for a term four years from the date of appointment.
- The Board appointed the following to the Paraeducator to Teacher Scholarship Selection Committee for one-year terms, and authorized Superintendent Brad Smith to appoint additional members as needed: Linda Hansen—USBE representative; Marilyn Likins and Janet Gibb—general public representatives.