

UTAH STATE BOARD OF EDUCATION

MINUTES

November 1, 1996

Minutes of the meeting of the State Board for Applied Technology Education and the State Board of Education held November 1, 1996, at the Ogden-Weber Applied Technology Center, Ogden, Utah. Meeting commenced at 9:00 a.m. Board Vice Chair Linnea S. Barney presided.

Members present were:

Vice Chairman Linnea S. Barney
Member Daryl C. Barrett
Member Neola Brown
Member Janet A. Cannon
Member Keith T. Checketts
Member Katharine B. Garff
Member Lynn Haslem
Member C. Grant Hurst
Member Boyd F. Jensen
Member Milton Kendrick
Member Kay McDonough
Member Marilyn Shields
Member Waynette Steel
Member John L. Watson

Chairman Marlon O. Snow excused.

Also present were:

Executive Officer Scott W. Bean
Deputy Superintendent Laurie A. Chivers
Associate Superintendent Robert O. Brems
Associate Superintendent Bruce T. Griffin
Associate Superintendent Jerry P. Peterson
Public Information Office, Eileen Rencher
Board Secretary Twila B. Affleck

Executive Director, USOR, Blaine Petersen excused.

Also present for portions of the Board meeting were:

Members of the Press:

Cheryl Buchta, Standard-Examiner
Joana Canals, KSTU
Marjorie Cortez, Deseret News
Debbie Dujanovic, KTVX, Channel 4
Scott Jones, KUTV
Kathy Kapos, Salt Lake Tribune

Joseph DiLorenzo, Utah Schools for the Deaf and the Blind

Thomas F. Davidson, Citizen
Sylvia N. Cobabe, Region II Director, Utah PTA
Cheryl Ferrin, Citizen
Tom Chatelain, Weber School District
Jesse Gallegos, Utah Department of Corrections
Craig Mackey, Utah Department of Corrections
Tina Smith, Ogden-Weber ATC
Marlin G. Criddle, citizen
Fran Stultz, Governor's Office
Paula Plant, Utah PTA
Jeffrey R. Galli, SARS Consultant

State Office of Education Staff:

Jerald Mikesell, Agency Services
Margaret Bird, Agency Services
Doug Bates, Agency Services
Carol Lear, Agency Services
Diana R. Cortez, Instructional Services
Ken Hennefer, Instructional Services

Parliamentarian Keith T. Checketts called the meeting to order.

Motion was made by Member C. Grant Hurst and seconded by Member Marilyn Shields to temporarily suspend the rules and elect a chairman pro tem to officially conduct the meeting until the vice chairman arrives. Motion carried with Members Barrett, Brown, Checketts, Garff, Haslem, Hurst, Jensen, Kendrick, Shields, Steel and Watson voting in favor; Members Barney, Cannon and McDonough absent.

Motion was made by Member C. Grant Hurst and seconded by Member Marilyn Shields to elect the parliamentarian, Keith T. Checketts to serve as chairman pro tem. Motion carried with Members Barrett, Brown, Checketts, Garff, Haslem, Hurst, Jensen, Kendrick, Shields, Steel and Watson voting in favor; Members Barney, Cannon and McDonough absent.

The Board repeated the Pledge of Allegiance.
Board Member Lynn Haslem offered a reverence.
Board secretary Twila B. Affleck recorded the minutes.

Executive Officer Report

Superintendent Scott W. Bean presented the following items of information:

Children and Youth Task Force Meeting -- The Children and Youth Task Force asked us to give them a report on the extended year programs. The Task Force was enthusiastic about the program and passed a motion that they go on record to request a meeting with the Governor in support of the extended year program which is one of the Board's budget items. This would be to take the \$2 million in one time money to become ongoing for that program. They also were going to discuss taking it from experimental to make it permanent ongoing funding.

Dr. Bean reported on another meeting he attended where it was reported that both **North and South Sanpete Districts** who are trying extended year program, had enough funding to have approximately 1,050 students go on the 20 additional days. When parents found out about this, they had requests for double that amount of children, but they could only handle the first group of children they had received funding for. Dr. Bean indicated

that we are finally getting to a point where we have serious interest on the part of districts and schools to look at the **200 day calendar**.

Vice Chair Linnea Barney chaired the remainder of the meeting.

Member Grant Hurst questioned if there was enough comparative data that could be published that would help school districts to look at the process? Dr. Bean responded that this past year is the first year for the actual **200 day programs** so there isn't enough data to provide for evaluation at this point.

Dr. Bean reported that there are eighteen schools involved this year. Most of them are elementary, with a few middle schools. We will, however, have high schools coming on this year, and they will be looking at the fifth term situation.

Member Neola Brown stated that there continues to be a concern about the four day week, and questioned if Dr. Bean had been working with the principals identifying where they might make some adjustments. She indicated that there was a movement for them to come to the Board and ask for an adjustment or waiver. Dr. Bean responded that the Board has not passed a rule prohibiting the four-day week. The rule passed by the Board requires 180 days. He indicated that if these districts are serious about a four-day week and an educational advancement and achievement for those children in the rural areas of the state, they need to look at the extended year seriously.

Further discussion ensued relative to the four-day week and the help that is being given to school districts for extension of the school year and other ways in dealing with this. Member Brown will discuss the issue further with Superintendent Bean.

Interim Education Committee -- There have been approximately five reports presented to the Interim Education Committee and all have been written reports. The Committee has allowed the office to give them written reports on the projects they have given us, and this has saved a lot of time.

Centennial Schools Audit -- A report of the Centennial Schools Audit will be reported on November 6, at 3:00 p.m. in Room 414 at the Capitol. Dr. Bean invited Board Members to attend if they would like to. He indicated that we have a difference of opinion relative to control issues. They want us to be more control oriented, and the Governor did not have the same idea relative to this that the auditors did. Dr. Bean met with Governor and indicated he should review the audit with respect to these control issues. The other area is the single source on the evaluation with the WIRE group which was a valid criticism. Other than that it represents a difference of opinion of central control and control given to local communities and schools. Dr. Bean indicated that all the Board would receive a copy of the audit report.

Governor's Cabinet Council -- At the last meeting with the Governor's Cabinet Council, Doug Bodrero, Public Safety Commissioner, made a short presentation about reviewing security of state buildings. This has become enough of a problem that they want to review the security in state buildings. We may need to participate in this review.

Budget Hearing -- October 31 meeting with the Governor for an informal budget hearing to discuss the situation with the budget. He indicated that the concern is not necessarily for the growth funds because it is a good economic year for the state; but with the one-time funding that must be covered first. It will not be as positive economic year as far as state funds for public education as it has been in the past. Northern Utah Curriculum Consortium gave one of their very rare awards to Bruce Griffin for his work in education over the years. This was a very appropriate and well deserved recognition.

Board Chairman Report

Member Daryl Barrett reported that she and Keith Checketts attended the **NASBE Annual Meeting** in San Francisco. Keith was able at the delegates meeting to put through a resolution from the floor relative to the trust

lands. There was a lot of confusion with the group because most people did not understand **school trust lands** and were not aware of the issues we are facing. Because we were successful in getting this past, it will now put NASBE in a position to help us move forward with this in Washington. Member Barrett requested that the Board direct Margaret Bird to give background information and points that can be advocated at the national level.

Member Checketts indicated that the resolution indicates that states maximize their use of trust land returns; and secondly that NASBE advocate for appropriate compensation when those lands are included in federal preserves. He indicated that the implication of that is that we can ask NASBE to watch for those activities on the hill and represent us as a national body. Member Checketts indicated he had visited with NASBE staff and most do not know about this so we need to help get them informed. It was noted that there are twenty-two states that have trust lands.

Member Janet Cannon presented a procedure or bylaw which may develop an **election structure for board leadership**. (For complete details of the procedure, see General Exhibit No. 7659.) She asked that the Board review the procedure to see if they would be willing to consider passing this as a bylaw in consideration of the upcoming leadership elections. It was suggested that the Board discuss this issue later in the meeting after everyone had had a chance to read the proposal.

Member Keith Checketts suggested that this may be a procedural rule the Board might follow rather than a set of bylaws which the Board does not currently have. Member Cannon suggested that the Board may want to look into preparing bylaws.

School Trust Lands Report

Rulon Gill, Chairman of the Board of Trustees of the School and Institutional Trust Lands Administration, reported on the progress of the administration in managing the School Trust Lands for the last two years. (For complete details of the report, see General Exhibit No. 7660.) Mr. Gill indicated that the total assets as of October are now over \$120 million.

Mr. Gill indicated that he felt they are where they need to be with the management team and structures and organization, however they need a cost accounting system and project tracking system. Their goal is to have total assets over \$200 million by the end of fiscal year 2001. They need continued support from the State Board and the education community so that trust lands are remembered and the hands on the projects are the right hands.

Member Boyd Jensen asked Mr. Gill to identify non-performing assets. He responded with the following which are just a few, Staircase National Monument, Arches National Park, Canyonlands National Park, the land around Lake Powell. These are lands that we cannot get to and they are earning nothing.

Mr. Gill indicated that the early analysis is the lands added in national monument have made it very difficult for them because there may not be enough BLM land left that we may be interested in.

Member Grant Hurst questioned why haven't we taken approach of taking federal government head on by establishing a money making enterprise on a piece of land we own as the state school trust land, allow them to shut us down and then sue them for loss of potential revenue?

Mr. Gill reported that they have done something similar to that. They put Arches National Park on notice that we were going to do soil studies, that we intended to go on the school trust lands and do only those things that were allowed in other national parks such as the Teton Lake Lodge, Yellowstone Lake Lodge, pack mule trips, convenience stores, gas stations, as long as they were compatible. It was surprising how fast legislation passed after that. We also hate to have a federal judge determine which way to go. Mr. Gill continued that one of things they told the federal government was that we were going to take this issue to conclusion. The Utah State Legislature has given us a "war chest" to accomplish that. Once we have those two things, the "war chest" and appraisals on the inholdings legislation. At the end of this legislation, we still have a chance to look at this and

see if it is a good deal.

Member Hurst questioned on the Permanent School Fund balance sheet, it appeared that about 22 % of the revenue went to expenditures for operations. Mr. Gill responded that this was overstated for this reason: \$2 million has been put in as one time obligations in the inholdings appraisals. This is 200,000 acres that needs to be appraised. Mr. Hurst indicated that he would like to see a breakout of these costs. He felt we needed to understand what the costs are in administering these trust lands. This is a business and it needs to be operated as such.

Member Daryl Barrett indicated that one of the elements throughout the history of the trust lands is trust -- how much do we trust the people making the decisions about the land. The new administration doing better than the past. She felt, however, that we are still in a political situation where there are developments where we still need to trust each other a little more. One area in particular is that one of our representatives be involved in the executive session, and all other meetings.

Mr. Gill responded that executive sessions authorized by law when dealing with personnel matters, sales of land and litigation. In some of the recent executive meetings have been dealing with litigation in which Margaret Bird and the state agencies are part of the lawsuit. Another thing they do is look at and receive proprietary data from companies that we have an obligation to keep within the bounds that the law allows it. He further indicated that there are times as chairman that he need to talk to his directors and say "we are not going to do it that way", we are going to do it the trust way and he did not feel it should be done in an open meeting.

Member Barrett questioned if our beneficiaries are represented on the inholding exchange meetings. She felt we needed to be able to trust that what is happening is in the best interest of the trust.

Mr. Gill reported that one of the things his analysis did about the last 50 or 70 years of trust history, was if there had been a failure, it has almost always been a failure in a check and balance system. You had good people who thought they were making good decisions, but there was not a check and a balance. We are trying to put in a system that doesn't depend on the integrity of an individual, the process will result in good decisions.

Superintendent Bean questioned Mr. Gill if he though it would be a positive move to have a member of the state board recommended by the board to serve on the trust lands board? Mr. Gill responded that if that board member is knowledgeable on oil and gas etc. it would make sense. Dr. Bean felt it might be wise to have a member of the state board and a member of the board of regents represented in the executive sessions.

Motion was made by Member C. Grant Hurst and seconded by Member Boyd F. Jensen to receive the report from the School and Institutional Trust Lands Administration with a vote of thanks for the work they have done, and to continue discussion of this issue from an internal standpoint.

Member Marilyn Shields questioned what was happening with the exchange of the trust lands within the national monument?

Mr. Gill responded that no one in the State of Utah was ever contacted to discuss this. We are trying to get a handle on what this is and what our options are. One of the difficulties is to try to come up with what we believe is the value of the assets affected, and what rights we have to those. We are still in the process of looking at what those assets are, but they are in the hundreds of millions of dollars in revenue. They have not finished the damage assessment, when that is complete they will move to damage control.

Member Cannon questioned if there was anyway our state can sue the federal government? She indicated she had read the law and it states that if someone occupies our land for more than 30 days we can get three time remuneration. Mr. Gill responded that that is the point of our analysis. However, one of the disappointing things is that prior to the announcement on the national monument we had been in almost two years of negotiation with the BLM to solve the same problem, we were well down the road with an exchange.

Member Janet Cannon questioned how Utah was being treated relative to the reinventory of the wilderness area?

Mr. Gill responded that it is his belief that reasonable people were no longer able to talk so we have joined the litigation to stop that activity. We have not only the Constitution of the State of Utah, but the Enabling Act that created this state which discussed school trust lands. We believe that the process was not right and we are suing on that basis.

Kent Mitchie a candidate for the board commented that we ought to be able to harvest the natural resources that are held in the school trust lands. He believed that in those trust lands and in the state's permanent school fund, ultimately are the seeds for meaningful class size reduction, and we ought to be able to harvest those resources just as other states have been able to do. He continued that these lands were given to the Children of Utah in trust; now we need to remind the people who gave them to us initially that they belong to the school children of Utah.

Member Grant Hurst called for question on the motion. Question motion carried unanimously.

Original motion carried unanimously.

Student Organizations, Rule R277-617

Motion was made by Member Keith T. Checketts and seconded by Member C. Grant Hurst to approve the rule on first reading.

Member Daryl Barrett spoke against the motion indicating she did not feel that the Board would be responsible in passing it on first reading since it was presented in a draft for discussion only manner.

Member Hurst commented that by passing it on first reading it will give people an opportunity to read and discuss it. It will come before the Board at least two more times.

Member Barrett asked for explanation of the rule.

Doug Bates, Coordinator, School Law and Legislation presented the proposed rule on Student Organization to clarify the legislation passed in the most recent session of the Utah Legislature. (For complete details of the Rule, see General Exhibit No. 7661.)

Mr. Bates indicated that we are trying to shape the lawsuit with the rule. There is no question that there will be a lawsuit that Utah will fund about what the Equal Access Act means. The Act, by its terms is very broad and appears to have no limitations whatsoever on what can be done in the schools. It is clear that that there needs to be limits. We were hoping to have the rule to be able to shape that lawsuit so it will clarify the parameters of the Equal Access Act without us having to have a series of lawsuits -- one over every kind of club that kids imaginations are brave enough to come up with. This is clearly not a gay clubs in a high school issue -- it is much broader than that.

Mr. Bates reported that we have asked for input from attorneys on all sides of the question, so we had to have something on the table for them to react to. The rule presented may not be anything like the rule we finally end up with, and we would appreciate any ideas and from the board.

Mr. Bates indicated that by accepting the rule only for first reading today, we are looking at a sixty to ninety day or longer process before the final rule is adopted. The Board will have plenty of opportunity to address it again.

Member Keith Checketts indicated that the reason for his motion is to get this one the table. He indicated that he felt it is a good first draft, and upon passing it on first reading we allow it to be published and allow comment to come in. The Board can then take further action as appropriate.

Member Barrett indicated she felt very uncomfortable passing a rule in draft form, not hearing from attorneys on both sides of the issue. She urged the Board to not take action on the rule in draft form, because she felt there was plenty of opportunity for more input. Member Janet Cannon questioned the definition differences between

supervised and monitored student club, and the rationale behind that.

Mr. Bates indicated that the Equal Access Act indicates that a school may not discriminate against students that want to meet regardless of the religious, political, philosophical or other content of the speech in the meeting in any secondary school. Secondary is 7-12, not simply high school. What we are looking at is there are other Supreme Court cases that say that schools not only have the authority, but the duty to protect younger students. The Equal Access Act does not include any reference to that whatsoever. That is one of the issues that needs to be clarified in the lawsuit -- whether the schools authority and responsibility to protect younger students from getting involved in issues that are perhaps to mature or controversial for them to deal with.

Member Lynn Haslem expressed appreciation for the work to this point, and felt that we needed to start somewhere. He also recognizes that regardless of whatever the outcome is there will be grave concerns on any side of the issue. However, he would like to see more detail before adopting the rule on first reading. He indicated he was unclear on differences between 2 and 3.

Mr. Bates indicated that the reason for starting the process is that once a State Board rule is in place it enables districts to wait on adopting policies. There have been some districts under pressure to get a rule in place right now; which we are concerned could get the lawsuit filed based upon the narrow facts of what is going on in that district and leave the broader questions wide open. We felt it best to get this started for first reading so districts could legitimately withhold completing their rulemaking activities until this board is completed its work in establishing a statewide standard.

Member Grant Hurst stated that as a board we need to step to the front and take the heat shield on this issue and allow the districts to come in under that shield. This is an appropriate role for the Board..

Member Katharine Garff spoke in support of the motion, indicating she felt comfortable adopting this as a first draft.

Member Neola Brown questioned what would happen if the rule was not accepted on first reading and what procedure would be taken in bringing more detail to the document. Mr. Bates responded that he had sent copies to attorneys on the various sides of this question, asked for written comments, thus far had verbal comments. He indicated that by next month we should have something more definitive which shows the reaction of a number of the attorneys on the various sides of this issue. Motion carried with Members Brown, Cannon, Checketts, Garff, Hurst, Jensen, Kendrick, McDonough, Shields, Steel and Watson voting in favor; Members Barrett and Haslem voting against.

Proposed Legislation for the 1997 Legislative Session

Doug Bates, Coordinator, School Law and Legislation presented the preliminary legislation being proposed for the 1997 Legislative Session. Included in the presentation were the following: Ensuring the Validity of Credentials in Public Education; Avoiding Conflicts of Interest for Members of School Boards; Hazing; Equal Protection and Corporal Punishment in Public Schools; Responsibility for Education Costs for Out-of-State Students; Acceptance of Trust Lands; Public Relations Appropriation; and Concealed Weapons Legislation. (For complete details, see General Exhibit No.7662.) Discussion ensued relative to the proposed legislation dealing with Avoiding Conflicts of Interest for Members of School Boards. The discussion was whether or not the Board would favor legislation that would prohibit an employee of the public school system from serving on the state board.

Superintendent Bean indicated that several alternatives on this legislation would be brought before the Board at the next meeting.

Member Kay McDonough questioned where we were on preparation of legislation regarding the Utah High School Activities Association's authority. Mr. Bates indicated that the list presented in the agenda included the legislation so far prepared by our office. The proposed legislation regarding the Utah High School Activities Association's authority was drafted by Legislative Research based on the discussions at the joint interim

committee meetings. Mr. Bates reviewed the proposed legislation on this issue. He indicated that the proposed legislation says the Board sets the parameters and then the High School Activities Association has to abide by that ruling.

Superintendent Bean commented that this legislation would give the Board some good flexibility in dealing with activities.

Motion was made by Member Keith T. Checketts and seconded by Member Katharine B. Garff to approve the concepts as presented in the agenda with the addition of the one dealing with activities as concepts to move forward in preparation of legislation. Motion carried with Members Barrett, Brown, Cannon, Checketts, Garff, Haslem, Jensen, Kendrick, McDonough, Shields, Steel and Watson voting in favor; Member Hurst absent.

Budget Recommendations for 1997-98

Laurie A. Chivers, Deputy Superintendent presented the Minimum School Program with the approved building blocks for 1997-98 as recommended by the Board. The information included adjustments for new assessed valuations, CPI, and growth. (For complete details, see General Exhibit No. 7663.)

Jerald Mikesell reported on growth and enrollment projections that are used in the calculations for Minimum School Program.

Dr. Chivers indicated that in the class size reduction figures, D16, we need to make adjustment there with an asterisk that if there is an additional \$15 million we would like that in the class size reduction.

Motion was made by Member Keith T. Checketts and seconded by Member Neola Brown to approve the Minimum School Program and forward it to the Governor. Motion carried with Members Barrett, Brown, Cannon, Checketts, Garff, Haslem, Jensen, Kendrick, McDonough, Shields, Steel and Watson voting in favor; Member Hurst absent.

Member Janet Cannon expressed an apology to staff for her questioning and oversightedness at the last board meeting relative to the budget. Member Cannon presented a suggested procedure for budget preparation and presentation for next year. (For complete details, see General Exhibit No. 7664.)

Ken Hennefer, Specialist, Corrections Education, presented information requested by the Board at the October 11, 1996 meeting relative to the budget requests for education by the Corrections Department. (For complete details, see General Exhibit No. 7665.)

Mr. Hennefer indicated that the Corrections Department is working with us better than they ever had. He further indicated that the education system at the prisons has been very successful.

School-to-Careers Presentation

Mary Shumway, State specialist for School-to-Careers, presented a brief overview of what is being implemented throughout the nine regions of the state relative to the School-to-Careers Program. (For complete details, see General Exhibit No. 7666.) She reported that KUTV Channel 2 has taken leadership in this exemplary education program by developing a "School-2-Careers" program which complements the state School-to-Careers effort. The Board reviewed the video program developed by KUTV Channel 2.

Ms. Shumway indicated that KUTV will sponsor a new half-hour program on Saturday mornings produced, directed and everything by students. This program will begin in January, 1997. She further indicated that at the next Board meeting we will be recognizing KUTV Channel 2 for their support and involvement with the School-to-Careers programs.

Motion was made by Member Marilyn Shields and seconded by Member Milt Kendrick to receive the report with commendation. Motion carried with Members Barrett, Brown, Cannon, Checketts, Garff, Haslem, Jensen,

Kendrick, McDonough, Shields, Steel and Watson voting in favor; Member Hurst absent.

General Consent Calendar

Motion was made by Member Milton Kendrick and seconded by Member Katharine B. Garff to approve the General Consent Calendar as presented. Motion carried with Members Barrett, Brown, Cannon, Checketts, Garff, Haslem, Jensen, Kendrick, McDonough, Shields, Steel and Watson voting in favor; Member Hurst absent.

1. Minutes of Previous Meeting

Minutes of the Meeting of the State Board for Applied Technology Education and the State Board of Education held October 11, 1996.

2. Contracts

The following contracts were approved by the Board:

(A) Jennifer S. Johns. \$15,000. 11/1/96-9/30/97. - Fed. - Amend.

The first renewal option is to conduct evaluation of Utah Community Partnership for Character Development.

(B) Governor's Council for People with Disabilities. \$35,000. 10/1/96-9/30/97. -

Fed. - Amend.

Provide funds and operating guidelines for a statewide information and referral program (ACCESS UTAH NETWORK) to meet information needs for persons with disabilities and their families in the State of Utah. The program will be administered by the Utah Governor's Council for People with Disabilities.

(C) Dr. William Jenson. \$12,131.14. 10/1/96- 5/30/97 - Fed. - Amend.

Federal Special Ed. Law, I.D.E.A. mandates that we provide a comprehensive system of personnel development. Consultant will develop and promote the B.E.S.T. Project (Behavioral Ed. Strategies for Teachers) in rural and urban, elem/middle/secondary model sites with regular ed/resource/self-contained components. Training will be given to teachers/professional personnel in Utah's Ed. System with follow up and evaluation of sites and personnel skills to be provided.

(D) Dr. Dan Morgan. \$8,600. 10/1/96-5/30/97. - Fed. - Amend.

Federal Special Ed. Law, I.D.E.A. mandates that we provide a comprehensive system of personnel development. Consultant will develop and promote the B.E.S.T. Project (Behavioral Ed. Strategies for Teachers) in rural and urban, elem/middle/secondary model sites with regular ed/resource/self-contained components. Training will be given to teachers/professional personnel in Utah's Ed. System with follow up and evaluation of sites and personnel skills to be provided.

(E) Bridgerland Applied Technology Center. \$12,000. 9/1/96-9/30/97. - Fed. - Amend.

Enhance students educational achievement through the incorporation of a healthier diet. An increased understanding of proper nutrition in their lives which will assist the students in achieving other lifetime goals.

(F) Western Institute of Research and Evaluation. \$33,000. 9/1/96-12/1/98. - Fed.

To provide an evaluation of the Utah Adult Education Program. Conduct on site evaluations of twenty percent of the local Adult Education programs, with a final and written copy of the evaluation report to be submitted to the Utah State Office of Education.

(G) E. Vance Randall. \$8,000. 6/1/96-12/31/96. - Amend.

To continue directing the study of educational equity. Extension of contract and additional funding has been necessitated by difficulties in procuring specialized software for innovative approach to equity analysis.

(H) Asay Advertising. \$50,000. 7/7/96-12/31/97. - Amend.

Develop a multi-media campaign focusing on current labor market information and the excellent training opportunities available through ATE. Improve the image and promote the importance of ATE in providing individuals with technical, occupational, personal, and academic skills necessary to succeed in a global society.

(I) Beecher Research Company. \$10,000. 1/1/97- 12/31/97

Approval to award a contract to Beecher Research Company for purchasing of telescopic glasses at a unit price of \$260.00 each pair, telescopic glasses, OD or OS, at a unit price of \$175.00, reading caps at a unit price of \$30.00, and hard cases at a unit price of \$6.00 each.

(J) Easter Seals Society of Utah. \$39,244. 10/1/96- 9/30/97. - Fed.

To provide job placement services for USOR.

(K) Simmons Associates. \$3,854.55. 8/19/96- 5/30/97. - Fed. - Amend.

Development of model schools displaying discipline, management, positive climate attributes as discussed in Effective Schools literature. This project is entitled Lighthouse Schools Project/BEST Project.

(L) Department of Human Services. \$81,254. 7/1/96- 6/30/97 (RECEIVING

CONTRACT/ACCOUNT

Purchase 100% of Mary Ann Williams' salary/benefit/indirect cost for development services of a system of care for children (and their families) with serious emotional disorders.

(M) Department of Human Services. \$100,000. 7/1/96-6/30/97 - Fed.

ACCOUNTS RECEIVABLE

Substance Abuse Prevention Services in connection with Services for At Risk Student Programs. Provides inservice training and curriculum development and materials for drug prevention programs. Provides a full-time secretary for the Drug Prevention Specialist; a portion of travel, space, utilities, communications, office equipment, and printing.

(N) Northwest Association of Schools & Colleges. \$35,000. 7/1/96-6/30/97.

RECEIVABLE

To provide necessary funding in order to accomplish Northwest Accreditation requirement in the State of Utah.

(O) Jacob Blasczyk, Ed.D. \$10,000. 10/14/96- 6/30/97. - Fed.

Evaluation: Information literacy across the curriculum, teacher team building through the creation of thematic units of integrated curriculum.

(P) EFT Architects. \$8,000. 10/10/96-12/31/96. - Fed.

To provide a final report of applied technology center facility utilization.

(Q) Perpetual Storage, Inc. \$5,000. 11/1/96- 6/30/97.

To provide high security, temperature controlled, earthquake proof storage for computer tapes.

(R) Western Institute for Research & Evaluation. \$55,000. 10/14/96-10/14/97. -

Fed.

Implementation of Law 53A-1a-301 (Establishment of Centennial Schools Program).

(S) Office of Research Services & Administration. \$9,150. 11/1/96-9/30/97. -

Fed. - RECEIVING CONTRACT

Evaluation of "NEXT S.T.E.P. Curriculum" Reimburse Utah's districts (for teachers) and Utah Parent Center (for parents) for expenses incurred during the evaluation process, and recipients, at Utah's discretion, to off set expenses for project related activities.

(T) Dr. Allan R. Nelson. \$12,500. 10/28/96-6/30/97 - Fed.

To perform contracted services as follows for USOE's Title I Unit: Provide technical assistance to Utah's 40 Title I programs; assist with program coordination; conduct monitoring and quality reviews of Title I programs; assist with the preparation of reports; and related tasks as assigned.

(U) John D. Hardy, Ph.D. \$88,000. 10/1/96-12/31/97. - Fed.

Professional and technical medical services for USOR/DDS.

(V) Wilson Properties and Associates LC. \$362,513.25. 11/1/96-10/31/01. - Fed.

This is a lease agreement with the Division of Rehabilitation Services for office space for a district office at 1140 -36th Street, Suite 150, Ogden, Utah.

(W) Mountain America Credit Union. \$33,168. 10/1/96-9/30/97. - Amend.

To extend contract for one year from 10/1/96-9/30/97, for Employment Services at 660 South 200 East, Salt Lake City, Utah 84111.

(X) Cedar Pointe Equities, Inc. \$20,640. 12/1/96- 11/30/97. - Amend.

To extend lease agreement one year for 2,320 sq.ft. of residential space located at 731 South 300 East, Salt Lake City, Utah. One year renewal option - rentals to be negotiated. Rentals will provide housing for students attending DSBVI.

(Y) Kane County School District, \$5,000, 9/2/96- 6/30/97. - Fed.

The general purpose of this contract is to provide funding for a transition Facilitator to provide for transition services to Special Education and 504 students in the Kane County School District. This target population is comprised primarily of Vocational Rehabilitation clients and potential Vocational Rehabilitation clients.

(For complete details of the Contracts, see General Exhibit No. 7667.)

3. Certification Agenda

The Certification Agenda including recommendations for certification authorization requests. (For complete details, see General Exhibit No. 7668.)

4. SBR/SBE Joint Liaison Committee Meeting Minutes

The Minutes of the Joint SBR/SBE Liaison Committee Meeting held October 7, 1996, were approved the the actions of the Committee ratified. (For complete details, see General Exhibit No. 7669.)

5. District Career Ladder Plan Approvals

The following Districts and Edith Bowen Laboratory School have met the requirements set by the State Board for their 1996-97 Career Ladder plans. Each plan has been submitted on a standard form and reviewed and recommended by the State Career Ladder Review Committee. These plans meet the intent of the statutes governing Career Ladder and the Career Ladder rules set by the Utah State Board of Education. Two Year Approval: Box Elder School District; One Year Approval: South Sanpete School District and Edith Bowen Laboratory School. (For complete details, see General Exhibit No. 7670.)

6. Expenditures for Instructional Supplies Required in Utah Schools, Rule R277-408

The Expenditures for Instructional Supplies Required in Utah Schools has been revised to make the data easier to review. Changes were made to the rule and approved by the Board on second reading at the October 11, 1996 meeting. One modification has been made to the rule since approval on second reading deleting the duplicative reporting requirements under R277-408-3B last sentence. (For complete details, see General Exhibit No. 7671.)

The Board approved Rule R277-408, Expenditures of Instructional Supplies Required in Utah Schools on third and final reading.

7. Alternative Language Services, Rule R277- 716

This rule was refined to include a provision for the distribution of state Alternative Language Services funds based on the number of LEP students and to include a process for supporting endorsement and training programs. The Board approved the rule on first and second reading at the October Board meeting. (For complete details, see General Exhibit No. 7672.)

The Board approved R277-716, Alternative Language Services, on third and final reading.

8. Administration of the Utah School for the Deaf and the Utah School for the Blind.

Rule R277-800

The Utah State Board's Internal Auditor recommended that this rule be revised to include a

provision for carry-over funding. There have been no changes in the rule since the Board approved the rule on second reading at the October Board meeting. (For complete details, see General Exhibit No. 7673.)

The Board approved R277-800, Administration of the Utah School for the Deaf and the Utah School for the Blind, on third and final reading.

9. Applied Technology Center and Service Region Standards and Operating Procedures.

Rule R277- 904

Rule R277-904, Applied Technology center and Service Region Standards and Operating Procedures was approved on first and second reading at the October 11 State Board meeting with the understanding that Section 10 may be modified to recognize unique circumstances for Applied Technology Center Service Region Instructors. Staff is currently working with State Board of Regents staff to develop procedures for alternative certification of ATSCR Instructors. (For complete details, see General Exhibit No. 7674.)

The Board approved Rule R277-904, Applied Technology Center and Service Region Standards and Operating Procedures on third and final reading.

10. Work-Based Learning Programs for Interns, Rule R277-915

Rule R277-915, Work-based Learning Programs for Interns was approved on first and second reading at the October 11, Board meeting. No modifications have been made to the rule since that time. (For complete details of the Rule, see General Exhibit No. 7675.)

The Board approved Rule R277-915, Work-based Learning Programs for Interns on third and final reading.

11. Ratification of Employment

Sandra H. Williams was ratified as an Education Specialist, Curriculum and Instruction Division.

12. Payroll Changes in the Utah State Office of Education and Utah State Office of

Rehabilitation

Payroll changes in the Utah State Office of Education and the Utah State Office of Rehabilitation. (For complete details, see General Exhibit No. 7676.)

13. List of Applicants for Certificates

A summary of the list of applicants for initial and renewal certificates. (For complete details, see General Exhibit No. 7677.)

14. Financial Statement and Claims Report

The Claims Report in the amount of \$ and Financial Statement ending October 31, 1996. (For complete details, see General Exhibit No. 7678.)

Executive Session

Motion was made by Member Keith T. Checketts and seconded by Member John Watson to move into executive session to discuss personnel matters.

The Board was polled and by unanimous consent of those present, the Board moved into executive session at 12:15 p.m.

Motion was made by Member Keith T. Checketts and seconded by Member Neola Brown to move into open session. Motion carried unanimously.

Open Session

Board Leadership Election Procedure

Motion was made by Member Janet A. Cannon and seconded by Member Boyd F. Jensen to adopt the proposed procedure presented earlier for election of board chairman and vice chairman.

Substitute motion was made by Member Katharine B. Garff and seconded by Member John Watson to accept the proposed procedure as recommendations and guidelines rather than a formal procedure, to provide for more flexibility.

Substitute motion carried with Members Barrett, Brown, Checketts, Garff, Haslem, Jensen, Kendrick, McDonough, Shields, Steel and Watson voting in favor; Member Cannon opposed; and Member Hurst absent.

Advisory Committee Appointments

Motion was made by Member Keith T. Checketts and seconded by Member Katharine B. Garff to appoint Margo Lee Stevens to an alternate position on the Disability Determination Services Advisory Council; Dr. Dean Zobell to the Deaf and Hard-of-Hearing Advisory Council; and Leslie Gertsch, Catherine Pickett, Jack Wheeler, and Kristen B. Jocums to the Division of Services for the Blind and Visually Impaired Advisory Council. Motion carried with Members Barrett, Brown, Cannon, Checketts, Garff, Haslem, Jensen, Kendrick, McDonough, Shields, Steel and Watson voting in favor; Member Hurst absent.

Board Meeting Date Change

Motion was made by Member Keith T. Checketts and seconded by Member Katharine B. Garff to change the December 13th Board meeting to December 16th. Motion carried with Members Barrett, Brown, Cannon, Checketts, Garff, Haslem, Jensen, Kendrick, McDonough, Shields, Steel and Watson voting in favor; Member Hurst absent.

Meeting adjourned at 12:45 p.m.

Following lunch the Board toured the new Metal Trades Building on the Ogden-Weber ATC Campus.