

## UTAH STATE BOARD OF EDUCATION

### [Meeting Minutes](#)

May Board Meeting

May 5, 2022

9:00 AM. – 5:00 PM.

A regular meeting of the Utah State Board of Education was held on May 5, 2022. Chair Mark Huntsman presided. As authorized by Utah Code 52-4, this meeting was held electronically without an anchor location for safety reasons due to the construction at the site where the public body would generally meet. The public can view the meeting through live YouTube streaming.

### Members Present

Chair Mark **Huntsman**

First Vice-Chair Laura **Belnap**

Member Kristin **Norton**

Member Brent J. **Strate**

Member Janet A. **Cannon**

Member Jennie **Earl**

Member Stacey **Hutchings**

Member James **Moss**

Member Carol Barlow **Lear**

Second Vice-Chair Cindy **Davis**

Member Randy **Boothe**

Member Natalie **Cline**

Member Scott B. **Hansen**

Member Matt **Hymas**

Member Molly **Hart**

### Executive Staff Present

Sydnee Dickson, State Superintendent

Sarah Young, Chief of Staff

Scott Jones, Deputy Superintendent

Patty Norman, Deputy Superintendent

Angie Stallings, Deputy Superintendent

Leah Voorhies, Assistant Superintendent

Darin Nielsen, Assistant Superintendent

Deborah Jacobsen, Assistant Superintendent

### Minutes were taken by:

Cybil Child, Executive Assistant

### Others Present

Jerry Record, Jeffrey Van Hulten, Alex Farah, Teri Davis, Lisa McLachlan, Willie Chen,

Alyssa Roseman, Cliff Thelin, Heather Newell, Kaylan Burns, Kim Buesser, Quincy Bair, Scott Crapo, Cliff Thelin, Adam Herd, Ashley Biehl, Ben Rasmussen, Bryan Quesenberry, Cathy Jensen, Darin Nielsen, Debbie Davis, Deborah Jacobson, Jared Felt, Jeff Van Hulten, Jennifer Throndsen, Jodi Parker, Kathleen Britton, Kathy Helgesen, Kim Rathke, Kimberly Loveland, Leah Voorhies, Malia Hite, Melissa Mendenhall, Michael Iwasaki, Michelle Watts, Naomi Watkins, Nathan Auck, Patty Norman, Robert Austin, Ryan Bartlett, Sarah Young, Sara Wiebke, Scott Jones, Stewart Okobia, Tanya Alborno, Thalea Longhurst, Tiana McCall, Wendi Morton.

### Opening Business

Chair Mark Huntsman called the meeting to order and roll call at 9:00 AM.

### Board Member Message

Board Member Cindy Davis shared a welcome message.

### Education Highlight

Ryan Bartlett, Director of Strategic Communications, highlighted the Child Nutrition Program ending in 2022.

### Public Comment for USBE

Moe Hickey, Executive Director of Voices for Utah Children, spoke about the safety and well-being of the Utah students.

Stacey Mollinet, Utah Parent Teacher Association (PTA) President, spoke about misinformation regarding PTA and PTA's function during the election season.

Monica Wilbur addressed her disappointment with the memo sent by AAG Ashley Biehl on explicit materials in school libraries to the LEAs and how the e-mail misinterpreted the provision of HB 374 Sensitive Materials in Schools.

Sarah Erb is a parent of a student who is blind and a second-grader in a charter school and shared her appreciation of the conversations in conjunction with the USBE and USDB. USDB has provided her child with the white cane and braille instruction from six months old.

Jay Blain is the Policy and Research Director for the Utah Education Association and former math and computer science teacher in the Granite School District. As the annual teacher appreciation week ends, he wanted to give a public thank you to all educators – past, present, and future.

## [Superintendent's Report](#)

### Acknowledgment of Student Artwork

Cathy Jensen, USBE Education Specialist for Fine Arts, Music, and Theatre, presented the student artwork.

### Employee Recognition

State Superintendent Sydnee Dickson recognized Lisa McLachlan, the May Employee of the Month.

### New Employee Introductions

Michelle Watts, Human Resource Director, introduces the new employees: Teri Davis, Willie Chen, Alysha Roseman, Cliff Thelin, Heather Newell, Kaylan Burns, Kim Buesser, Quincy Bair, Scott Crapo, and Cliff Thelin.

## Superintendent's Report

USBE State Superintendent Sydnee Dickson recognized the importance of teacher and staff appreciation week and discussed humanitarian services at schools. She shared stories about her most influential teachers as a student and how they impacted her life.

## [General Consent Calendar](#)

### 1. Approval of Meeting Minutes

That the Board approves the minutes, as presented.

## 2. Contracts/Agreements for Approval

The Board approved contracts/agreements of over \$100,000 with the following entities

## 3. Contracts/Agreements for Review

The Board was provided with a list of contracts/agreements under \$100,000.

## 3. 2022 Board Meeting Schedule

That the Board approves the proposed meeting dates of September 8 and 9, 2022.

## 4. FY23 Distribution of Informal Science Education Enhancement (iSEE) Program Funding

That the Board approves the FY23 iSEE Budget Distribution.

**MOTION** was made by Member Belnap and seconded by Member Boothe that the Board approves the General Consent Calendar.

Motion passed unanimously.

## Monthly Budget Report

### Monthly Budget Report

Scott Jones, Deputy Superintendent of Operations, and Deborah Jacobson, Assistant Superintendent of Operations, presented the Board of education's monthly budget report. In accordance with the Money Management Act and the Budgetary Procedures Act, the Utah State Board of Education is provided a report on the status of funds for their internal budgets.

### Discretionary Funds Report

Scott Jones, Deputy Superintendent of Operations, and Deborah Jacobson, Assistant Superintendent of Operations, presented the Board of education discretionary fund report. Per the Money Management Act and the Budgetary Procedures Act the Utah State Board of Education is provided with a status of the funds. Deborah Jacobson, Assistant Superintendent, updated the Board on the FY2021 P-12 Discretionary Funds account.

## Board Chair's Report

Chair Huntsman reflected on how Utah's teachers have risen to the challenge to go above and beyond the traditional call of service to support our students, parents, and families during the COVID-19 pandemic.

- Teachers went above and beyond to find creative ways to deliver specially designed instruction and related services, such as speech, physical, and occupational therapy. Parents were part of this collaboration and rates of school-to-home communication increased.
- Career and Technical Student Organizations pivoted to virtual leadership experiences and student competitions to allow students to continue demonstrating the knowledge and skills they have been learning.
- Teachers increased their understanding of accommodations and effectively delivered instruction in accommodated formats to ensure that learning was accessible to each student.
- Following strict safety protocols, some teachers met one-on-one with students in the school building every other day to deliver services to some of our most vulnerable children.
- Use of technology increased substantially, and teachers committed to learning how to utilize the new software and digital platforms.
- Teachers found creative ways to communicate with parents. In some of our rural and highly impacted economic areas, communications with parents increased in digital settings, like hosting parent teacher conferences in Zoom.
- Many special education teachers did home visits and home instruction.
- Teachers also met students and parents in a variety of locations (driveways, doorways, front porches, parks, etc.) to deliver services.
- Teachers across the state worked to ensure that students would have memorable graduation ceremonies. Some of these took place in parking lots, drive-in theaters, and car parades.

- Utah teacher retention has remained almost constant for educators throughout all of the challenges for the last 5 years, between 89%-90%.

### Board Member Comments

Member Lear made the suggestion that the Board should do something for teachers beyond appreciation; such as extra pay for extra work.

Member Moss shared appreciation for the Principal, who made available a classroom for prayers during religious observances.

Member Earl shared that Marlo Oaks, Utah State Treasurer, talks about Environmental Social Governance (ESG) and how it is making its way through large corporations and leads to bad investing. She recommended reimagining a fundamental systemic change in education.

Member Belnap shared her appreciation for her profession and gratitude for the recent Board workshop and Deputy Superintendent Jones's expertise, integrity, honesty, and commitment to Utah education.

Member Strate spoke about his visit to Davis School District and his excitement for the Utah Schools for the Deaf and the Blind new football coach.

Member Boothe spoke about coming together as a team for the betterment of Utah education. He expressed that the board workshop reinforced the power of individuals coming from many diverse backgrounds and coming together with a common purpose. As a board member, he hopes that USBE can continue supporting, nurturing, and strengthening local education agencies(LEA) and families.

Member Cline supported the teachers for their hard work and was grateful for the brave teachers that have to exercise courage to come forward when something is happening in their school that should not be happening in the education system. She read a letter from a teacher who shared concerns that extremely liberal policies attack students and schools.

Member Norton shared her appreciation for a fellow board member, Randy Boothe, for his preparation and expertise for an activity he instructed during the Board's workshop about the Strategic Plan.

Member Hansen shared his appreciation for the Utah educators and apologized for the withdrawal of the gender guidance document.

Member Davis shared that Utah Charter Schools are almost entirely funded with public dollars. If the teacher(s) have concerns about things happening in schools visit with your charter authorizer.

Member Cannon shared a story about an elementary after-school program called "Cottonwood in Color," She believes it is directly a result of Granite School District's commitment to providing Beverly Taylor Sorensen art specialists in every school. It was an extraordinary experience, and appreciates the art teachers.

Member Huntsman recognized the doctors, nurses, and teachers who are helping with the mass exodus from Ukraine and what is happening in Europe speaks to the education community and what teachers are committed to doing and speaks to their values.

Chair Huntsman passed the gavel to Vice-chair Belnap.

## [2023 General Session Preparation](#)

### Requests for Policy Change

Angie Stallings, Deputy Superintendent of Policy spoke about these legislative policy change requests:

1. Refile 2022 HB 487, Education False Claims Amendments, Amend Utah Code to enact a new chapter of code within Title 63G, Chapter 6a for false claims specific to public education.
2. Refile 2022 SB 145, Reading Competency Benchmark Assessment, to amend 53E-4-307 to include all 6th - 8th grade students in middle and Jr. high schools to be eligible for Acadience licenses.
3. Create a prevention plan block grant that would allow an LEA with an approved comprehensive prevention plan to receive its current prevention programs fund combined in a block grant to achieve the approved prevention plan. changing statute in order to allow LEAs to combine prevention grant funding and efforts.

**MOTION** was made by Member Hart and seconded by Member Hutchings that the Board direct staff to work with Legislators on potential amendments to Utah Code on item No.

3.

**MOTION TO AMEND** was made by Member Norton and seconded by Member Huntsman to add No. 1 to the previous motion.

Motion to amend passed unanimously.

Motion passed unanimously.

### [Audit Committee Report](#)

**MOTION** was made by Member Davis that the Board releases the Education Service Provider Audit Report to the public.

Motion passed unanimously.

### [Finance Committee Report/Recommendations](#)

#### R277-477, Distributions of Funds from the Trust Distribution Account and Administration of the School LAND Trust Program

**MOTION** was made by Member Moss that the Board approves R277-477, Distributions of Funds from the Trust Distribution Account and Administration of the School LAND Trust Program, Draft 1, on the second and final reading.

Motion passed unanimously.

#### R277-491, School Community Councils

**MOTION** was made by Member Moss that the Board approves R277-491, School Community Councils, Draft 1, on the second and final reading.

Motion passed unanimously.

#### R277-122, Board of Education Procurement

**MOTION** was made by Member Moss that the Board continues and approves R277-122, Board of Education Procurement, Draft 1, on the second and final reading.

Motion passed unanimously.



R277-485, Loss of Enrollment

**MOTION** was made by Member Moss that the Board continues R277-485, Loss of Enrollment, on the second and final reading.

Motion carried with Member Cline opposed.

State Fiscal Year (SFY) 2023 Budget Review and Approval

**MOTION** was made by Member Moss that the Board approves the proposed State Fiscal Year 2023 budgets.

**MOTION TO AMEND** was made by Member Earl and seconded by Member Hymas that the Board approves the proposed State Fiscal Year 2023 budget with the exception of the budget item that includes \$700,000 for after school program.

**MOTION TO AMEND WITHDRAWN**

**MOTION TO AMEND** was made by Member Hansen and seconded by Member Moss that the Board approves the proposed State Fiscal Year 2023 budget and requests staff to bring any contracts related to after-school programs to be presented before the Board for review and approval.

Motion to amend carried with Members Cannon, Cline, Davis, Hart, Hansen, Moss, Earl, and Hymas in favor, and Members Belnap, Strate, Boothe, Huntsman, Hutchings, Lear, and Norton opposed.

Motion passed unanimously.

Utah Mountain School Revolving Loan

**MOTION** was made by Member Moss that the Board directs USBE Financial Operations staff to follow the policies and procedures of State Finance to effectively write off the remaining balance owed by Utah Mountain School.

Motion carried with Members Boothe, Cannon, Cline, Earl, Hansen, Hart, Huntsman,

Hutchings, Hymas, Lear, Moss, and Norton in favor, and Members Davis, Belnap, and Strate opposed.

Appointment of Advisory Working Group on Reduction and Streamlining of LEA Reporting Burden

**MOTION** was made by Member Moss that the Board establishes a Reports and Requirements (R&R) Task Force for the purpose of integrating and monitoring the progress of the legal requirements review, the streamlining and reduction of reports as required by H.B. 300 of the 2021 General Session, and the use of USIMS to further these projects.

That the Board approves the R&R task force meet at least once every two months and Board Leadership considers membership to include similar representation as to the working group that produced the recommendations resulting in H.B. 300 of the 2021 General Session.

**MOTION TO AMEND** made by Member Hansen and seconded by Member Hart that the Board add “and that the R&R task force provided quarterly progress reports and objectives to the Board.”

Motion to amend passed unanimously.

Motion passed unanimously.

Vice-chair Belnap passed the gavel to Vice-chair Davis.

[Law and Licensing Committee Report/Recommendations](#)

Spectrum Academy Request for Waiver of R277-419, Pupil Accounting of 180 School Days

**MOTION** was made by Member Lear that the Board approves waives the requirements in R277-419, Pupil Accounting of 180 days per school year for Spectrum Academy.

Vice-chair Davis passed the gavel to Vice-chair Belnap.

Motion carried with Members Moss, Strate, Boothe, Cline, Earl, Hart, Hutchings, Hymas, Lear, Moss, Norton, and Strate in favor, and Members Hansen, Huntsman, and Cannon opposed. Member Davis abstained.

R277-410, Accreditation of Schools (Amendment & Continuation)

**MOTION** was made by Member Lear that the Board continues and approves R277-410, Accreditation of Schools, Draft 2, on the second and final reading.

Motion carried with Member Belnap opposed.

R277-605, Coaching Standards and Athletic Clinics (Amendment)

**MOTION** was made by Member Lear that the Board approves R277-605, Coaching Standards and Athletic Clinics, Draft 2, on the second and final reading.

Motion passed unanimously.

R277-302, Educator Licensing Renewal (Amendment)

**MOTION** was made by Member Lear that the Board approves R277-302, Educator Licensing Renewal, Draft 2, on the second and final reading.

Motion passed unanimously.

R277-606, Dropout and Recovery Program (Amendment)

**MOTION** was made by Member Lear that the Board approves R277-606, Dropout and Recovery Program, Draft 1, on the second and final reading.

Motion passed unanimously.

R277-911, Secondary Career and Technical Education (Continuation Only)

**MOTION** was made by Member Lear that the Board continues R277-911,

Secondary Career and Technical Education, on the second and final reading.

Motion passed unanimously.

R277-622, School-based Mental Health Qualified Grant (Amendment)

**MOTION** was made by Member Lear that the Board approves R277-622, School-based Mental Health Qualified Grant, Draft 3, on the second and final reading.

Motion carried with Members Cline and Earl opposed.

Standards and Assessment Committee Report/Recommendations

R277-404, Requirements for Assessments of Student Achievement (Amendment)

**MOTION** was made by Member Hansen that the Board approves R277-404, the Standard Test Administration and Testing Ethics Policy, Draft 1, on the second and final reading.

Motion passed unanimously.

R277-701, Early College Programs (Amendment)

**MOTION** was made by Member Hansen that the Board approves R277-701, Early College Program, Draft 3, on the second and final reading.

Motion passed unanimously.

R277-476, Civics Engagement Pilot Program (Amendment)

**MOTION** was made by Member Hansen that the Board approves R277-476, Local Innovations Civics Education Pilot Program, Draft 3, as amended, on the second and final reading.

**MOTION TO AMEND** made by Member Earl and seconded by Member Cline that the Board adds language after line 108 the following: (4) The Board shall approve a contract for a third-party provider pursuant to Section 53F-5-219(5) and an approved contractor shall provide an annual report to the Board.

**MOTION TO CALL THE QUESTION** made by Member Davis.

Motion passed unanimously.

Motion to amend carried, with Members Boothe, Cline, Davis, Earl, Hart, Huntsman, Hutchings, Hymas, Moss in favor, and with Members Cannon, Hansen, Lear, and Strate opposed.

Motion passed unanimously.

R277-465, CPR In Schools (New Rule)

**MOTION** was made by Member Hansen that the Board approves R277-465, CPR In Schools, Draft 2, on the second and final reading.

**MOTION TO AMEND** was made by Member Hansen and seconded by Member Strate that the Board approves Draft 3, as presented, on the second and final reading.

Motion to amend passed unanimously.

Motion passed unanimously.

Standards Revision Timeline Update

**MOTION** was made by Member Hansen that the Board approves the amended Standards Revision Timeline for final approval.

Motion passed unanimously.

[Executive Session](#)

Executive Session

**MOTION** was made by Member Cannon and seconded by Member Boothe that the Board go into executive session for the purpose of discussing the character, professional competence, or physical or mental health of individuals and pending or reasonably imminent litigation.

**MOTION** was made by Member Huntsman and seconded by Member Boothe that the

Board comes out of executive session.

Motion passed unanimously.

### Executive Session Action Items

#### Educator Licenses

**MOTION** was made by Member Norton and seconded by Member Huntsman that the Board approves the UPPAC consent calendar recommendations.

Motion passed unanimously.

**MOTION** was made by Member Norton and seconded by Member Huntsman that the Board accepts the recommendation of UPPAC in Case No. 17-1427.

Motion passed unanimously.

**MOTION** was made by Member Norton and seconded by Member Huntsman that the Board accepts the recommendation of UPPAC in Case No. 18-1471.

Motion passed unanimously.

**MOTION** was made by Member Norton and seconded by Member Huntsman that the Board accepts the recommendation of UPPAC in Case No. 20-1756.

Motion passed unanimously. Member Lear recused.

**MOTION** was made by Member Norton and seconded by Member Huntsman that the Board accepts the recommendation of UPPAC in Case No. 21-1822.

Motion passed unanimously. Member Lear recused.

#### Litigation

**MOTION** was made by Member Norton and seconded by Member Huntsman that

the Board accepts the hearing officer's report from the USDB hearing that presided on May 2, 2022.

Motion passed unanimously.

### Appointments

**MOTION** was made by Member Norton and seconded by Member Huntsman that the Board appoints Dave McKee, to the Utah High School Activities Association Appeals Panel (UHSAA) for an additional three-year term, as a panel member.

Motion passed unanimously.

**MOTION** was made by Member Norton and seconded by Member Huntsman that the Board appoints Susan Harrah to the State Instructional Materials Commission (IMC), for an additional four-year term, representing an Elementary Principal.

Motion passed unanimously.

**MOTION** was made by Member Norton and seconded by Member Huntsman that the Board appoints Kelsey James as the Board Communication Coordinator.

Motion passed unanimously.

### **Adjournment**

The meeting adjourned at 5:20 PM.

Cybil Child, Board Secretary  
Minutes approved June 2, 2022.