



**Utah State Board of Education
Meeting Minutes**

[June 6, 2024, Board Meeting](#)

9:00 AM. – 10:46 PM.

A regular Utah State Board of Education meeting was held on June 6, 2024. Chair Moss presided. As Utah Code 52-4 authorized, this meeting was held at the state board offices, 250 E. 500 S, Salt Lake City, Utah. The public can view the discussion through live YouTube streaming.

Members Present

Board Chair James Moss

First Vice-Chair Molly Hart

Second Vice-Chair Jennie Earl

Member Kristan Norton

Member Natalie Cline

Member LeAnn Wood

Member Sarah Reale

Member Matt Hymas

Member Carol Barlow Lear

Member Cindy Davis

Member Christina Boggess

Member Randy Boothe

Member Brent J. Strate

Member Emily Green

Member Joseph Kerry

Executive Staff Present

Sydnee Dickson, State Superintendent

Sarah Young, Chief of Staff

Patty Norman, Deputy Superintendent

Scott Jones, Deputy Superintendent

Angie Stallings, Deputy Superintendent

Kelsey James, Board Communications Coordinator

Minutes were taken by:

Cybil Prideaux, Executive Assistant

Public Participants

Brooke Stephens, Megan Jay, Nicole Christoffersen, Lilia Allen, Lynn Tromley, Sharon Gilbert, Jaime Wadman, Cindy Phillips, Nicholeen Peck, Dalane England, Sarah Johnson, Darby Holmes, Renee Pinkney, Corey Fairholm, Diane Livingston, Darin Nielsen,

Chair Moss called the meeting to order at 9:07 AM.

1. Opening Business

1.1. Pledge of Allegiance

1.2. Board Member Message

- Member Natalie Cline shared the June message.

2. Public Comment for USBE

The public is welcome to send written comments to publiccomment@schools.utah.gov.

2.1. INFORMATION: Public Comment

- Public comments are limited to 2 minutes per person.
- A comment can express support or dissent for regulatory action.
- Individuals should not use public comment to complain about personnel issues or attack or defame an individual.
- Speakers making highly detailed or complex comments should also consider providing the board with a written outline of their words.
- Please remember that children may hear your comments. Be thoughtful and professional.
- Keep your comments appropriate for a general audience. If you have material with explicit language or content, submit such material in writing to the Board at board@schools.utah.gov.

<u>Public Comment</u>	<u>Topic</u>
Brooke Stephens	sensitive materials
Megan Jay	sensitive materials
Wendy Ru	sensitive materials
Lilia Allen	sensitive materials
Lynn Tromley	sensitive materials

Sharon Gilbert	sensitive materials
Jaime Wadman	sensitive materials
Cindy Phillips	FY25 Charter Base Funding Distributions
Nicholeen Peck	sensitive materials
Dalane England	content in the public schools
Sarah Johnson	sensitive materials
Darby Holmes	sensitive materials
Renee Pinkney	H.B. 529 Utah Fits All Scholarship Program – asked the board members to reconsider the Board’s support for S.J.R. 10 Joint Resolution related to the constitutional amendment that removes the earmark on income tax for public education
Corey Fairholm	positive things happening in school
Diane Livingston	guidance on HB29 to districts

3. Utah Schools for the Deaf and the Blind (USDB) Board Meeting

3.1. ACTION: Contracts for approval over \$100,000 through August.

MOTION was made by Member Boothe and seconded by Member Hart that the Board Chair approve contracts over \$100,000 through August.

MOTION TO AMEND was made by Member Davis and seconded by Member that the Board amend the following:

1. include “has the authority to approve”;
2. add “up to five contracts over \$100,000 and less than \$175,000”; and
3. replace “through August” with “until August Board meeting.”

In context, the Board Chair has the authority to approve up to five contracts over \$100,000 and less than \$175,000 until the August Board meeting.

The motion carried.

In favor: Boothe, Cline, Davis, Earl, Green, Hart, Strate, and Wood.

Opposed: Member Boggess opposed.

Abstained: Member Moss.

Absent: Members Kerry, Reale, Norton, and Lear were absent.

FINAL MOTION: That the Board Chair has the authority to approve up to five contracts over \$100,000 and less than \$175,000 until August Board meeting.

The final motion, as amended, carried.

In favor: Members Boothe, Cline, Davis, Earl, Green, Hart, Hymas, Lear, Strate, and Wood.

Opposed: Member Boggess.

Abstained: Member Moss.

Absent: Members Kerry, Reale, and Norton.

3.2. INFORMATION: Monthly Budget Update as of April 30, 2024

Carl Empey, Finance Director, provided board members with a monthly budget update as of April 30, 2024.

3.3. INFORMATION: Superintendent's Report

Joel Coleman, Superintendent

4. Superintendent's Report

4.1. INFORMATION: Acknowledgment of Student Artwork

Laurie Baefsky, DMA Coordinator, Fine Arts, and Lisa Cluff, BTA Representative, presented the monthly student artwork.

4.2. INFORMATION: Employee Recognition

Superintendent Dickson introduced Cliff Thelin as the employee of the month.

3.3 INFORMATION: Superintendent's Report

Superintendent Dickson spoke about the following items:

- Effective Educators and Leaders
- Utah National Board-Certified Teachers (NBCT)
- USBE Competency-Based Endorsements – Microcredentials
- Carly Maloney, 2024 Utah Teach of the Year.
 - She showed a video that highlighted some of Carly's experiences and reflections from her trip to Washington, D.C., for "Washington Week."
- USBE Vision – Academic and organizational excellence in Utah education.
- USBE Mission – To open doors of opportunities for all Utah children.

Member Norton joined the meeting.

5. Law and Licensing Committee Report/Recommendations – (Items duplicated from the May 3, 2024, meeting.)

Committee Vice Chair Joseph Kerry shared the summary of actions from the law and licensing committee meeting.

5.1. INFORMATION: May 3, 2024, Summary of Actions

5.2. INFORMATION: Recognition of Progress, Achievements, or Improvements

5.3. ACTION: Wayne County School District Waiver Request (New)

MOTION was made by Member Kerry that the Board approve Wayne County School District's request for a waiver from R277-419(4).

The motion passed unanimously.

Absent: Member Boggess.

5.4. ACTION: Garfield County School District - Boulder Elementary Waiver Request (Renewal)

MOTION was made by Member Kerry that the Board approve Garfield County School District's request for a waiver renewal from R277-419(4).

The motion passed unanimously.

5.5. ACTION: Board Policy 5003, Student Data Policy Advisory Group (Amendment)

MOTION was made by Member Kerry that the Board approve Board Policy 5003, Student Data Policy Advisory Group, Draft 1.

The motion passed unanimously.

Absent: Member Boggess.

5.6. ACTION: Board Policy 5004, Student Data User Advisory Group (Repeal)

MOTION was made by Member Kerry that the Board repeal Board Policy 5004, Student Data User Advisory Group.

The motion carried with Member Boggess being unable to vote due to technical

difficulties.

5.7. ACTION: Board Policy 5005, Student Data Governance Advisory Group (Repeal)

MOTION was made by Member Kerry that the Board repeal Board Policy 5005, Student Data Governance Advisory Group.

The motion carried with Member Boggess being unable to vote due to technical difficulties.

5.8. ACTION: Required School Counseling Report

MOTION was made by Member Kerry that the Board approve the Ratio Plan submitted by Fast Forward Charter and Grand School District for the 2024-2025 school year.

The motion carried.

Absent: Member Boggess and Hymas.

5.9. ACTION: R277-710, Intergenerational Poverty Interventions in Public Schools (Repeal)

MOTION was made by Member Kerry that the Board repeal R277-710, Intergenerational Poverty Interventions in Public Schools, on the second and final reading.

The motion passed unanimously.

Absent: Member Boggess and Hymas.

5.10. ACTION: R277-126, Utah Fits All Scholarship (Repeal)

MOTION was made by Member Kerry that the Board repeal R277-126, Utah Fits All Scholarship, on the second and final reading.

The motion passed unanimously.

Absent: Member Boggess and Hymas.

5.11. ACTION: R277-629, Paid Professional Hours for Educators (Amendment)

MOTION was made by Member Kerry that the Board approve R277-629, Paid Professional Hours for Educators, Draft 2, on second and final reading.

The motion passed unanimously.

Absent: Member Hymas.

5.12. ACTION: R277-800, Utah Schools of the Deaf and Blind (Amendment)

MOTION was made by Member Kerry that the Board approve R277-800, Utah Schools of the Deaf and Blind, Draft 2, on second and final reading.

The motion passed unanimously.

Absent: Member Boggess and Hymas.

5.13. ACTION: R277-926, Certification of Residential Treatment Center Special Education Program (Amendment & Continuation)

MOTION was made by Member Kerry that the Board continue and approve R277-926, Certification of Residential Treatment Center Special Education Program, Draft 1, on the second and final reading.

The motion carried.

Opposed: Member Boggess.

Absent: Member Hymas.

5.14. ACTION: R277-331, Stipends for Future Educators (New)

MOTION was made by Member Kerry that the Board approve R277-331, Stipends for Future Educators, Draft 3, on the second and final reading.

MOTION TO AMEND was made by Member Earl and seconded by Member Kerry that the Board replace “university” with “institution of higher education.”

The motion to amend passed unanimously.

Absent: Member Boggess and Hymas.

The final motion, as amended, passed unanimously.

Absent: Member Boggess and Hymas.

- 5.15. ACTION: R277-322, Local Education Agency (LEA) Codes of Conduct (Amendment & Continuation)

MOTION was made by Member Kerry that the Board continue and amend R277-322, Local Education Agency (LEA) Codes of Conduct, Draft 2, on the second and final reading.

MOTION TO AMEND was made by Member Cline and seconded by Member Kerry that the Board amends Line 28 to strike “and student” and add after sharing “exhibiting or making available any objective sensitive material as determined through the review process described in Section 53G-10-103.”

The motion carried.

In favor: Members Boggess, Boothe, Cline, Davis, Earl, Hart, Kerry, Norton, Strate, Wood, and Moss.

Opposed: Members Reale and Lear opposed.

Absent: Member Hymas.

MOTION TO AMEND was made by Member Cline and seconded by Member Green that the Board amend strike “shall avoid” and replace with “may not engage in” on Line 39.

The motion failed.

In favor: Members Moss, Earl, Wood, Green, Cline, and Kerry.

Opposed: Members Norton, Lear, Reale, Hart, Strate, Davis, and Boothe.

Absent: Member Hymas.

MOTION TO AMEND was made by Member Cline and seconded by Member Green that the Board add “or engage in boundary violations as defined in R277-210 toward a student or group of students” after conduct on Line 54.

The motion carried.

In favor: Members Boggess, Boothe, Cline, Davis, Earl, Hart, Kerry, Norton, Strate, Wood, and Moss.

Opposed: Members Reale and Lear opposed.

Absent: Member Hymas.

MOTION TO AMEND was made by Member Cline and seconded by Member Kerry that the Board replace “regarding providing” with “that a staff member may not provide inappropriate” on Line 58.

The motion failed.

In favor: Members Green, Cline, Kerry, Norton, and Earl.

Opposed: Members Strate, Boothe, Reale, Davis, Hart, Moss, Wood, and Lear opposed.

Abstained: Member Hymas.

MOTION TO AMEND was made by Member Cline and seconded by Member Boggess that the Board amends Line 63 “regarding appropriate use of” and add “may not communicate with a student through social media and electronic devices except for an LEA-owned and operated devices, subject to GRAMA, for official, academic, related communications.”

The motion to amend failed.

In favor: Member Cline.

Opposed: Members Boothe, Davis, Earl, Hart, Hymas, Kerry, Lear, Norton, Reale, Strate, Wood, and Moss.

Abstained: Member Boggess and Green.

CALL THE QUESTION made by Member Reale.

The motion carried.

In favor: Members Boothe, Davis, Earl, Hart, Hymas, Lear, Norton, Reale, Strate, and Wood.

Opposed: Members Moss, Green, Cline, Kerry, and Boggess opposed.

MOTION TO AMEND was made by Member Cline and seconded by Member Moss that the Board amend Line 65 to strike “regarding of” and add “that staff member may not use.”

The motion to amend carried.

In favor: Boggess, Boothe, Cline, Earl, Davis, Green, Hart, Hymas, Kerry, Strate, Wood and Moss.

Opposed: Members Lear and Reale opposed.

Absent: Member Norton.

SUBSTITUTE MOTION was made by Member Davis and seconded by Member Strate that the Board continue and approve R277-322, Draft 2, as amended, on the second and final reading.

The substitute motion failed.

In favor: Members Lear, Davis, Wood, Reale, Norton, Strate, and Boothe.

Opposed: Members Hart, Moss, Earl, Kerry, Cline, Green, Hymas, and Boggess.

MOTION TO AMEND was made by Member Cline and seconded by Member Green that the Board add “boundary violations” on Line 68.

The motion failed.

In favor: Members Kerry, Boggess, Hymas, Cline, Earl, and Green.

Opposed: Boothe, Davis, Hart, Lear, Norton, Reale, Strate, Wood, and Moss.

Abstained: Member Davis.

MOTION TO AMEND THE AMENDMENT was made by Member Kerry and seconded by Member Cline that the Board strike “bullying” on Line 68.

The motion failed.

In favor: Members Cline, Kerry, Boggess, and Norton.

Opposed: Members Boothe, Earl, Green, Hart, Hymas, Lear, Reale, Strate, Wood, and Moss.

Abstained: Member Davis.

The final motion, as amended, carried.

In favor: Members Boggess, Boothe, Cline, Davis, Earl, Green, Hart, Hymas, Kerry, Norton, Reale, Strate, Wood, and Moss.

Opposed: Member Lear.

5.16. ACTION: R277-101, Public Participation in Utah State Board of Education Meetings (Amendment)

MOTION was made by Member Kerry that the Board approve R277-101, Public Participation in Utah State Board of Education Meetings, Draft 1, on the second and final reading.

SUBSTITUTE MOTION was made by Member Earl and seconded by Member Hart that the Board approve R277-101, Draft 2.

MOTION TO TABLE was made by Member Cline and seconded by Member Boggess that the Board table the rule indefinitely.

The motion failed.

In favor: Members Green, Boggess, and Cline.

MOTION TO AMEND was made by Member Kerry and seconded by Member Cline that the Board strike Lines 66-90, written below:

~~(7) The chair shall preserve order and decorum during Board and committee meetings by:~~

~~(a) ensuring nothing obstructs a walkway or the view of a meeting attendee;~~

~~(b) ensuring the meeting is free from any audible or visual disturbance;~~

~~(c) protecting state property from damage or disarray;~~

~~(d) prohibiting speech likely to incite or produce imminent lawless action,~~

~~fighting~~

~~words, or obscenity; and~~

~~(e) prohibiting any activity or item that poses a danger to the safety of a meeting attendee.~~

~~(8) To preserve order and decorum in accordance with Subsection (7), the chair may:~~

~~(a) prohibit:~~

~~(i) standing, waving, yelling, or clapping;~~

- ~~(ii) loud noises;~~
- ~~(iii) musical instruments;~~
- ~~(iv) any item that may require excessive cleanup; or~~
- ~~(v) any item the chair deems necessary to the extent needed to preserve order and decorum;~~
- ~~(b) clear the physical or virtual meeting room of one or more individuals;~~
- ~~(c) recess the meeting without a motion; or~~
- ~~(d) request assistance from:
 - ~~(i) building security; or~~
 - ~~(ii) law enforcement.~~~~
- ~~(9) This Section R277-101-3 applies to both in-person and electronic meetings of the Board.~~

SUBSTITUTE MOTION was made by Member Davis and seconded that the Board postpone R277-101, Public Participation in Utah State Board of Education Meetings and refer the rule to the Law and Licensing Committee in August.

MOTION TO AMEND was made by Member Hart and seconded that the Board postpone indefinitely.

The motion carried.

In favor: Members Boggess, Boothe, Cline, Davis, Earl, Green, Hart, Kerry, Lear, Strate, Moss, Norton, and Wood.

Opposed: Members Hymas and Reale opposed.

The motion carried with Members Hymas and Reale opposed.

5.17. ACTION: Annual Training Prioritization

MOTION was made by Member Kerry that the Board approve the draft annual training prioritization schedule, Draft 2.

The motion passed unanimously.

6. Law and Licensing Committee Report/Recommendations – (Items duplicated from the May 16, 2024, meeting.)

Committee Vice chair Joseph Kerry shared the summary of actions with the Board.

- 6.1. INFORMATION: May 16, 2024, Summary of Actions
- 6.2. ACTION: R277-304 - General Teacher Preparation Competencies (Incorporated by Reference Document)

MOTION was made by Member Kerry that the Board approve the General Teacher Preparation Competencies, Draft 2.

The motion carried.

In favor: Members Hart, Moss, Kerry, Wood, Reale, Lear, Norton, Davis, Strate, Boothe, and Hymas.

Opposed: Members Cline, Green, Earl, and Boggess.

SUBSTITUTE MOTION was made by Member Earl and seconded by Member Hymas that the Board approve General Teacher Preparation Competencies, Draft 5.

MOTION TO AMEND was made by Member Wood and seconded by Member Strate that the Board restores LL2 “background” in place of “prior” and in LL4 “background: in place of “abilities.”

The motion carried.

In favor: Members Hart, Wood, Reale, Lear, Norton, Davis, Strate, and Boothe.

Opposed: Members Earl, Hymas, Boggess, Kerry, Cline, Moss, and Green.

CALL THE QUESTION was made by Member Davis and seconded by Member Strate.

The motion carried.

In favor: Members Boggess, Boothe, Cline, Davis, Earl, Hart, Hymas, Kerry, Lear, Norton, Moss, Reale, Strate, and Wood.

Opposed: Member Green.

The substitute motion, as amended, failed.

In favor: Members Hart, Hymas, Earl, Green, and Moss.

Opposed: Members Kerry, Wood, Reale, Lear, Norton, Davis, Boggess, Boothe, and Strate.

Abstained: Member Cline.

MOTION TO AMEND was made by Member Earl and seconded by Member Boggess that the Board amends CC1 to match Draft 5 “Create a learning climate that is positive, sensitive to multiple experiences, and where the educator takes responsibility for the learning conditions within the classroom.”

The Board motioned to remove the word “full” from the above motion without objection, and it passed unanimously.

The motion to amend failed.

In favor: Members Green, Boggess, Cline, Moss, Hymas, Earl, and Hart.

Opposed: Members Kerry, Wood, Reale, Lear, Norton, Boothe, and Strate.

Abstained: Member Davis.

MOTION TO AMEND THE AMENDMENT was made by Member Cline and seconded by Member Hymas that the Board strike “sensitive to multiple experiences” from the proposed amendment and insert “teacher instruction” after “takes full responsibility for the.”

“Create a learning climate that is positive and where the educator takes full responsibility for teacher instruction and learning conditions within the classroom.”

The motion failed.

In favor: Members Kerry, Hymas, Green, Earl, and Cline.

Opposed: Members Hart, Reale, Boothe, Moss, Davis, Norton, Wood, Strate, and Lear.

Abstained: Member Boggess.

6.3. ACTION: R277-304, Teacher Preparation Programs (Amendment)

MOTION was made by Member Kerry that the Board approve R277-304, Teacher Preparation Programs, Draft 1, on the second and final reading.

MOTION TO AMEND was made by Member Boggess and seconded by

Member Green that the Board strike Lines 46-48 and 50.

MOTION TO POSTPONE was made by Member Cline and seconded by Member Hymas that the Board postpone R277-304, Teacher Preparation Programs until the June 7, 2024, board meeting.

The motion to postpone passed unanimously.

Absent: Member Reale.

6.4. ACTION: Action related to the new Title IX Regulations

MOTION was made by Member Kerry that the Board request that the legislature consider the application of 2024 SB 57 to the Title IX regulations.

That the Board:

1. Direct staff to identify where state law is out of compliance with federal law in light of the new Title IX regulations;
2. Request that the Legislature consider the application of 2024 SB 57 to the Title IX regulations; including potential indemnification, if needed;
3. Refer the issue to the Audit committee to consider prioritizing an audit evaluating USBE's costs as an agency by itemizing the total USBE compliance costs associated with each particular federal law, order, and regulation, using data for 2022, 2023, and in so far as practical, 2024, with findings supplied to all board member upon completion.

MOTION TO AMEND was made by Member Kerry and seconded by Member Green that the Board amends part 3 of the motion to read as follows: Allocate \$50,000 from Board discretionary funds to retain an independent auditor to conduct an audit, with findings provided to the Board, to:

1. determine all federal funds received by USBE for 2022, 2023, and 2024; and
2. evaluate USBE's direct and indirect costs as an agency by itemizing the total USBE compliance costs associated with each particular federal law, order, and regulation, using data for 2022, 2023, and, in so far as practical, 2024.

The motion passed unanimously.

Absent: Member Boothe.

MOTION was made by Member Lear and seconded by Member Boothe that the Board allocate an additional \$50,000 for a contract attorney to assist the USBE

AAGs in evaluating whether and how state law is out of compliance with federal law in light of the new Title IX regulations, which have a mid-July deadline.

The motion passed unanimously.

Absent: Member Reale.

FINAL MOTION: That the Board:

1. Direct staff to identify where state law is out of compliance with federal law in light of the new Title IX regulations;
2. Request that the Legislature consider the application of 2024 SB 57 to the Title IX regulations, including potential indemnification, if needed;
3. Allocate \$50,000 from Board discretionary funds to retain an independent auditor to conduct an audit, with findings provided to the Board, to:
 - a. determine all federal funds received by USBE for 2022, 2023, and 2024; and
 - b. evaluate USBE's direct and indirect costs as an agency by itemizing the total USBE compliance costs associated with each particular federal law, order, and regulation, using data for 2022, 2023, and in so far as practical, 2024.

The final motion, as amended, passed unanimously.

Absent: Member Reale.

7. Lunch (meal provided)

8. Board Rule Amendment – POSTPONED TO JUNE 7, 2024, BOARD MEETING

8.1. ACTION: R277-628, School Libraries (Amendment)

9. Finance Committee Report/Recommendations – (Items duplicated from the May 3, 2024, meeting)

Committee Chair Kristan Norton presented the recommended actions to the Board.

9.1. INFORMATION: May 3, 2024, Summary of Actions

9.2. INFORMATION: Public Comment

9.3. ACTION: R277-407, School Fees (Amendment)

MOTION was made by Member Norton that the Board approve R277-407, School Fees, Draft 1, on the second and final reading.

The motion passed unanimously.

Absent: Member Reale.

9.4. ACTION: R277-408, School Fundraising (New)

MOTION was made by Member Norton that the Board approve R277-408, School Fundraising, Draft 3, on the second and final reading.

The motion passed unanimously.

Absent: Member Reale.

9.5. ACTION: R277-113, LEA Fiscal and Auditing Policies (Amendment)

MOTION was made by Member Norton that the Board approve R277-113, LEA Fiscal and Auditing Policies, Draft 1, on the second and final reading.

The motion passed unanimously.

Absent: Member Reale.

9.6. ACTION: R277-459, Teacher Supplies and Materials Appropriation (Amendment)

MOTION was made by Member Norton that the Board approve R277-459, Teacher Supplies and Materials Appropriation, Draft 2, on the second and final reading.

The motion passed unanimously.

Absent: Member Reale.

9.7. ACTION: R277-726, Statewide Online Education Program (SOEP) (Amendment)

POSTPONED TO June 7, 2024 board meeting.

MOTION was made by Member Norton that the Board approve R277-726, Statewide Online Education Program, Draft 1, on the second and final reading.

9.8. ACTION: R277-326, Early Learning (Amendment)

MOTION was made by Member Norton that the Board approve R277-326, Early Learning, Draft 1, on second and final reading.

The motion carried.

In favor: Members Boothe, Cline, Davis, Earl, Green, Hart, Hymas, Kerry, Lear, Norton, Strate, Moss, and Wood.

Opposed: Member Boggess.

Absent: Member Reale.

- 9.9. ACTION: R277-332, Master Pilot Program Grant Application Scoring Rubric
(Incorporated by Reference Document)

MOTION was made by Member Norton that the Board approve R277-332, Master Pilot Program Grant Application Scoring Rubric, Incorporated by Reference document, Draft 1, on the second and final reading.

The motion carried.

In favor: Members Boothe, Cline, Davis, Earl, Green, Hart, Hymas, Kerry, Lear, Norton, Strate, Moss, and Wood.

Opposed: Member Boggess.

Absent: Member Reale.

- 9.10. ACTION: R277-332, Teacher Retention Pilot Program (New)

MOTION was made by Member Norton that the Board approve R277-332, Teacher Retention Pilot Program, Draft 1, on the second and final reading.

The motion carried.

In favor: Members Boothe, Davis, Earl, Hart, Hymas, Kerry, Lear, Norton, Strate, Moss, and Wood.

Opposed: Members Green, Cline, and Boggess.

Absent: Member Reale.

- 9.11. DISCUSSION: Measuring the Results of Appropriations for Specific Programs -
Examples

- 9.12. ACTION: Direction to Create Legislative Funding Requests for the 2025 General
Session

MOTION was made by Member Norton that the Board approve staff to create the following funding and policy requests to facilitate the preparation and presentation of budget proposals by USBE staff:

- School Safety
- School Behavior
- Chronic absenteeism
- Educator Incentive Programs
 - Effective Teachers in high-poverty schools
 - Teacher Salary Supplement Program (TSSP)
 - National Board Certification Program
- Professional Hours - Look at additional hours from PLC professional hours outside of regular contract hours
- School Lunch based on Representative Clancy's work
- Speech Techs, Occupational Therapy staff, etc., who were left out of any and all educator supplemental programs.

MOTION: *No Motion for the Board*

9.12.1 ACTION: Direction to Staff to Create Legislative Session 2025 Needs from the Field Table

MOTION: *No Motion for the Board*

9.13. INFORMATION: Recognition of Progress, Achievements, or Improvements

9.13.1 ACTION: Program Monthly Report (PMR) on the Utah Schools Information Management System

MOTION was made by Member Norton that the board of education as determined necessary and in order to ensure meeting the current requirement for capability on or before July 1, 2024.

MOTION: *No Motion for the Board*

9.13.2 INFORMATION: Program Monthly Report (PMR) on Utah Grants

9.14. INFORMATION: Requests for Data and Information

9.15. ACTION: FY25 Charter Base Funding Distributions

POSTPONED AGENDA ITEM TO JUNE 7, 2024 BOARD MEETING

POSTPONED MOTION was made by Member Norton that the Board approve a

set uniform base amount for charter schools with less than 2,000 students or \$115 per student, whichever is greater, and allocate \$150,000 to charters with more than 2,000 students for the FY25 Charter Base Funding Program. The uniform base amount will allocate the full appropriation for the program. These amounts will be one-time and for FY25 only.

- 9.16. ACTION: Increase the Amount of Liquor Tax Funds to use for CNP State Administrative Costs

MOTION was made by Member Norton that the Board approve the increase of liquor tax funds from \$1 million to up to 4% of total liquor tax collections per year for USBE administrative costs.

The motion carried.

In favor: Members Boothe, Davis, Earl, Hart, Hymas, Lear, Norton, Moss, Strate, Reale, and Wood.

Opposed: Members Green, Kerry, Cline, and Boggess.

- 9.17. INFORMATION: Adopt Legislative Estimates

10. Standards and Assessment Committee Report/Recommendations – (Items duplicated from the May 3, 2024, meeting.)

Committee Chair Randy Boothe shared the summary of actions with the Board.

- 10.1. INFORMATION: May 3, 2024, Summary of Actions

- 10.2. INFORMATION: Recognition of Progress, Achievements, or Improvements

- 10.3. INFORMATION: Public Comment

- 10.4. ACTION: R277-436, Gang Prevention and Intervention Programs in the Schools (Amendment)

MOTION was made by Member Boothe that the Board approve R277-436, Gang Prevention, and Intervention Programs in the Schools, Draft 4, on the second and final reading.

The motion carried.

In favor: Members Boothe, Earl, Green, Hart, Hymas, Kerry, Lear, Norton, Moss, Strate, and Wood.

Opposed: Member Boggess.

Abstained: Member Cline.

Absent: Members Reale and Davis.

10.5. ACTION: R277-475, Patriotic, Civic and Character Education (Continuation)

MOTION was made by Member Boothe that the Board approve R277-475, Patriotic, Civic and Character Education, Draft 2, on the second and final reading.

The motion passed unanimously.

Absent: Members Reale and Davis.

MOTION TO AMEND was made by Member Lear and seconded by Member Strate that the Board add “only” after “may” on Line 35.

The motion failed.

In favor: Members Norton, Wood, Hymas, Boothe, Lear, Hart, and Strate.

Opposed: Members Cline, Green, Moss, Earl, Kerry, and Boggess.

Absent: Members Reale and Davis.

MOTION TO AMEND was made by Member Wood and seconded by Member Lear, that the Board amend Line 13 to replace category “3” with “2.”

The motion failed.

In favor: Member Lear.

Opposed: Members Boggess, Boothe, Cline, Earl, Green, Kerry, Hart, Hymas, Norton, Moss, and Wood.

Abstained: Member Strate.

Absent: Members Reale and Davis.

10.6. ACTION: R277-730, Kindergarten Programs (New)

MOTION was made by Member Boothe that the Board approve R277-730,

Kindergarten Programs, Draft 3, on the second and final reading.

The motion passed unanimously.

Members Reale and Davis were absent.

10.7. ACTION: R277-495, Electronic Devices in Public Schools (Amendment)

POSTPONED AGENDA ITEM TO THE JUNE 7, 2024 BOARD MEETING

POSTPONED MOTION was made by Member Boothe that the Board approve R277-495, Electronic Devices in Public Schools, Draft 2, on second and final reading.

10.8. DISCUSSION: Student Success Advisory Committee

10.9. INFORMATION: AI in Education

**11. 2025 General Session Legislative Preparation
POSTPONED TO THE JUNE 7, 2024, BOARD MEETING**

11.1. ACTION: Requests for Statutory Changes

MOTION was made by Member that the Board directs staff to work with legislators on potential amendments to the Utah Code as proposed.

12. Monthly Budget Report – POSTPONED TO THE JUNE 7, 2024, BOARD MEETING

Deputy Scott Jones and Assistant Superintendent Deborah Jacobson lead the monthly budget discussion.

12.1. INFORMATION: Monthly Budget Report

In accordance with the Money Management Act and the Budgetary Procedures Act, the Utah State Board of Education receives a report on the status of funds in its internal budgets.

12.2. INFORMATION: Discretionary Funds Report

The Utah State Board of Education maintains a Discretionary Funds account. In accordance with the Money Management Act and the Budgetary Procedures Act, the Board is provided with the status of the funds. This is a

perpetual action item to facilitate motions by board members to utilize available funds consistently and allowably.

13. General Consent Calendar

Items pulled from the consent calendar were Items 13.1, 13.3, and 13.6 for further discussion.

MOTION was made by Member Hart and seconded by Member Norton that the Board approve the consent calendar, minus Items 13.1, 13.3, and 13.6.

The motion carried.

In favor: Members Boothe, Earl, Hart, Hymas, Lear, Norton, Moss, and Wood.

Opposed: Members Boggess, Green, Kerry, and Cline.

Absent: Members Strate, Reale, and Davis.

MOTION was made by Member Wood and seconded by Member Boothe that the Board approve all contracts for approval, minus Contractor: Buck Institute for Education dba PBLWorks.

The motion carried.

In favor: Members Boothe, Earl, Hart, Hymas, Lear, Norton, Moss, and Wood.

Opposed: Members Boggess, Green, Kerry, and Cline.

Absent: Members Strate, Reale, and Davis.

MOTION was made by Member Lear and seconded by Member Strate that the Board approves the Contractor: Buck Institute for Education dba PBLWorks.

The motion failed.

In favor: Members Hart, Boothe, Moss, Strate, Norton, and Lear.

Opposed: Members Kerry, Boggess, Green, Wood, and Cline.

13.1. ACTION: Contracts/Agreements for Approval

MOTION: That the Board approves the monthly Consent Calendar.

13.2. INFORMATION: Contracts/Agreements for Review

13.3. ACTION: Approval of Meeting Minutes

MOTION was made by Member Hart and seconded by Member Cline that the Board approve the meeting minutes.

The motion passed unanimously.

13.4. ACTION: Approval of PCBL Grantees for Fiscal Year 2025

MOTION: That the Board approve the Planning, Implementation and Expansion Grant recommendations made by the PCBL Review Committee for funding in Fiscal Year 2025.

13.5. ACTION: Approval of DTL Grantees for Fiscal Year 2025

MOTION: That the Board approves the grant applications by the DTL Advisory Committee.

13.6. ACTION: Approval of BTS Arts program funding allocations to LEAs and Endowed Universities

MOTION was made by Member Boggess and seconded by Member Boothe that the Board approves R277-490, Beverley Taylor Sorenson Elementary Arts Learning Program FSY25 funding allocations to LEAs and University partners.

The motion carried.

In favor: Members Boothe, Boggess, Davis, Earl, Green, Hart, Hymas, Kerry, Lear, Norton, Reale, Strate, Moss, and Wood.

Opposed: Member Cline.

13.7. ACTION: Approve 2024 Charter School Revolving Loans

MOTION APPROVED: Approve the 2024 Charter School Revolving Loans.

13.8. ACTION: Approval of the Spring 2024 Instructional Materials Review Report

MOTION APPROVED: That the Board approve the Spring 2024 Instructional Materials Review Report.

13.9. ACTION: R277-484: Data Standards (Amendments)

MOTION APPROVED: That the Board approves

1.) the Board Reporting Deadline Table, dated June 6, 2024, Draft 1, on final reading.

2.) R277-484, Data Standards, Draft 2, on final reading.

13.10. ACTION: School Construction Audit

MOTION APPROVED: That the Board approves the removal of the schools construction audit from the audit plan.

13.11. ACTION: Approval of Salt Lake City School District (Charter School Authorizer) to Transfer Salt Lake Performing Arts Academy to the Utah State Charter School Board (Charter School Authorizer)

MOTION APPROVED: That the Board approve the transfer of the Salt Lake School for the Performing Arts from the Salt Lake City School District, a charter school authorizer, to the Utah State Charter School Board, a charter school authorizer.

14. Executive Session (closed in accordance with the Utah Open and Public Meetings Act)

14.1. ACTION: Executive Session

The motion was made by Member Boothe and seconded by Member Hart that the Board moves into executive session for the purpose of

- a person's character, competence, or health;
- pending or imminent litigation;
- certain matters regarding the acquisition or sale of real property, including water rights or shares;
- the deployment of security personnel, devices, or systems;
- an investigation of alleged criminal conduct;
- the receipt or review of an ethics complaint if the public body is the Independent Legislative Ethics Commission;
- certain matters under the jurisdiction of a legislative ethics committee; and

- certain deliberations and decision making involved in the procurement process.

Upon voice vote of Members Moss, Earl, Hart, Kerry, Wood, Lear, Norton, Strate, Boothe, Green, and Hymas, the Board went into closed session at 9:44 PM.

Upon voice vote of all Members, the Board went into closed session.

The above members and the following individuals were present: Sydnee Dickson, Cybil Prideaux, Kelsey James, Elisse Newey, Michelle Beus, Angie Stallings, Ben Rasmussen, and Ashley Biehl.

MOTION was made by Member Kerry and seconded by Member Hart that the Board comes out of executive session at 10:40 PM.

Motion carried.

15. Executive Session Action Items

15.1. ACTION: Educator Licenses

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

The motion passed unanimously.

MOTION was made by Member Norton and seconded by Member Kerry that the Board approve the UPPAC recommendations for the following:

- Case No. 17-1438

The motion passed unanimously.

Abstained: Member Hart.

- Case No. 21-1795

The motion passed unanimously.

- Case No. 22-1883

The motion passed unanimously.

- Case No. 22-1894

The motion carried.

In favor: Members Boothe, Davis, Earl, Green, Hart, Hymas, Lear, Norton, Reale, Strate, Moss, and Wood.

Opposed: Members Kerry and Cline.

- Case No. 22-1903

The motion passed unanimously.

- Case No. 23-1957

The motion passed unanimously.

- Case No. 23-1977

The motion passed unanimously.

- Case No. 24-10

The motion carried.

In favor: Members Boothe, Davis, Green, Hart, Hymas, Lear, Norton, Moss, Reale, Strate, and Wood.

Opposed: Members Cline, Kerry, and Earl.

15.2. ACTION: Committee Appointments

MOTION was made by Member Norton and seconded by Member Kerry that the Board appoint the following individuals to the Student Advisory Committee

District	Applicants for 24-25
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3	Elena Ady
6	Anna Clayton
12	Preston Laris

MOTION TO ADJOURN was made by Member Kerry and seconded by Member Hart.

The motion passed unanimously.

The meeting adjourned at 10:46 PM.

The executive assistant took the meeting minutes.

The minutes were approved on August 1, 2024.