



**Utah State Board of Education
Meeting Minutes**

March 7, 2024, Board Meeting
9:00 AM. – 6:30 PM.

A regular Utah State Board of Education meeting was held on March 7, 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 Cindy Davis

Member Carol Barlow Lear
Member Matt Hymas
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

Lexi Cunningham, Monica Wilbur, Laurel Fetzer, Royce Van Tassel, Rebecca Colley, Sidney Armstrong, Marilyn Larson, Megan Nielsen, Claire Ashley, Dave Burton, Amber Bonner, Tiffany Barker, Stephanie Grant, Kristen Richey, Jan Eyring, Heather Fry, Sheri Mattle, and Robert Comstock.

Chair Moss called the meeting to order at 9:02 AM.

1. Opening Business

1.1. Pledge of Allegiance

1.2. Board Member Message

- Member LeAnn Wood shared the March message.

1.3. Education Highlight

- Board Communications Coordinator Kelsey James introduced the Catalyst school culture. Dr Tyler Poll led the presentation.
- The Catalyst Center has six key guiding principles that unite, define, and guide the CAPS experience.
- The Catalyst Center is the place where innovation, collaboration, and education meet. Our CTE magnet school brings Davis School District students and local business and industry mentors together. The Catalyst Center is part of the nationally recognized CAPS Network (Center for Advanced Professional Studies). CAPS students fast forward to their future careers. They are fully immersed in a professional culture where they develop critical thinking and problem-solving skills by working in collaborative groups to complete real-world projects while being mentored by industry partners.

2. Public Comment for USBE

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 publiccomment@schools.utah.gov.

The State Board of Education heard public comments from the following individuals:

Monica Wilbur
Stephanie Grant
Lexi Cunningham
Holly Franz
Wendy Ruf
Rebecca Colley
Tiffany Barker
Dr. Janet Eyring
Amber Bonner, Utah PTA
Laurel Fetzer
Dr. Kevin Korous
Jonathan Bejarano
David Burton
Sheri Mattle
Marilyn Larson

3. Superintendent's Report

3.1. INFORMATION: Employee Recognition

- Superintendent Dickson introduced Rachel Hawes as the employee of the month.

3.2. INFORMATION: Acknowledgment of Student Artwork

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

3.3 INFORMATION: Superintendent's Report

- Superintendent Dickson shared her monthly report. She informed the Board and members of the public of the 2024 legislative outcomes: 166 education bills passed and \$8.2 billion of total funding for K-12 Utah education.

- The Superintendent informed the Board about Utah’s Literacy Efforts:
 - The National Council on Teacher Quality’s (NCTQ) State Reading Policy Action Guide noted Utah as an exemplar state.
 - Utah took collaborative approaches to work, fostering partnerships with teacher preparation programs and districts.
 - Utah is one of several states that has set clear, explicit standards for candidate knowledge and demonstration of skills precisely aligned to SBRI.

4. Law and Licensing Committee Report/Recommendations – (Items duplicated from the February 2, 2024, meeting.)

4.1. INFORMATION: February 2, 2024, Summary of Actions

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

4.3. ACTION: R277-301, Educator Licensing (Amendment)

MOTION REFER TO COMMITTEE was made by Member Hart and seconded by Member Boggess that the Board send the following Board rules to a future committee meeting: R277-301, 302, and 306.

MOTION TO AMEND was made by Member Lear and seconded by Member Davis to postpone the Item 4.3 Board rule R277-301 and not R277-302 and 306.

The motion to amend carried with Members Cline, Green, Kerry, and Boggess opposed.

The final motion carried with Members Kerry and Green opposed.

4.4. ACTION: R277-302, Educator Licensing Renewal (Amendment)

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

The motion carried with Member Green opposed.

4.5. ACTION: R277-305, School Leadership License Areas of Concentration and Programs (Amendment)

MOTION was made by Member Hymas that the Board approve R277-305, School Leadership License Areas of Concentration and Programs, Draft 1, on the second and final reading.

The motion carried with Member Boggess and Cline opposed.

4.6. ACTION: R277-310, International Guest Teachers (Amendment)

MOTION was made by Member Hymas that the Board approve R277-310, International Guest Teachers, Draft 1, on the second and final reading.

The motion carried with Members Boggess and Cline opposed.

4.7. ACTION: R277-472, Charter School Student Enrollment and Transfers and School District Capacity Information (Continuation)

MOTION was made by Member Hymas that the Board continue R277-472, Charter School Student Enrollment and Transfers, and School District Capacity Information.

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

- 1) Add “except in the case of a split-level class,” at the end of line 59 after “grade level”.

The motion passed unanimously.

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

- 2) Replace “June 30” on line 136 with “April 1”.

The motion to amend failed with Members Reale, Boothe, Norton, Kerry, Strate, Lear, and Davis in favor and Members Boggess, Cline, Earl, Green, Hart, Hymas, Wood, and Moss opposed.

The final motion, as amended, passed unanimously.

5. Finance Committee Report/Recommendations – 11:15 to 11:45 AM (Items duplicated from the February 2, 2024, meeting)

5.1. INFORMATION: February 2, 2024, Summary of Actions

5.2. INFORMATION: Public Comment

5.3. ACTION: R277-487: Public School Confidentiality and Disclosure (Amendment) *(No Committee recommendation for the Board.)*

MOTION was made by Member Boggess and seconded by Member Green that the Board approve R277-487, Draft 5 on final reading.

MOTION TO AMEND was made by Member Hymas and seconded by Member Hart that the Board remove the word “and” and replace it with “or” on line 278.

The motion to amend carried with Members Kerry, Boothe, Davis, Earl, Hart, Hymas, Norton, Strate, and Wood in favor and Members Boggess, Moss, Cline, Reale, Lear, and Green opposed.

SUBSTITUTE MOTION was made by Member Cline and seconded by Member Strate that the Board return R277-487: Public School Confidentiality and Disclosure (Amendment) to a future committee meeting to consider putting public school options on the USBE website in the board rule.

MOTION TO AMEND was made by Member Wood and seconded by Member Strate that the Board add the following language to the above motion:

“and require all LEAs to add a link to their websites that diverts back to the USBE website.”

The motion to amend passed unanimously.

The final motion, as amended, carried with Members Green, Boggess, Hymas, Moss, Reale, Kerry, and Hart opposed.

5.4. ACTION: R277-726, Statewide Online Education Program (SOEP) (Amendment) *(No motion for the Board – item postponed to the April Finance Committee meeting.)*

5.5. ACTION: Recommendation for Bonuses

MOTION was made by Member Norton that the Board approves bonuses for eligible employees using balances from tax delay funds not currently encumbered and not to exceed \$5,000 per eligible employee, paying \$2,500 for the next available pay period following and subject to board approval during the March 2024 Utah State Board of Education meeting and only to employees who were hired on or before March 1, 2024, and then an additional \$2,500 if the employee is still employed with the Utah State Board of Education on June 30, 2024.

Chair Moss passed the gavel to Vice chair Earl.

The motion carried with Member Cline opposed. Member Green abstained.

Vice chair Earl passed the gavel to Chair Moss.

MOTION TO LAY ON THE TABLE was made by Member Earl and seconded that the Board table R277-487: Public School Confidentiality and Disclosure (Amendment) until after the Utah School for the Deaf and the Blind board meeting.

The motion passed unanimously. Member Hart and Cline were absent.

- 5.6. INFORMATION: Quarterly Report from the School Children's Trust
- 5.7. INFORMATION: Adding a Priority Academic Area to School LAND Trust
- 5.8. INFORMATION: Midyear Updates to the Minimum School Program (MSP)
- 5.9. INFORMATION: Necessarily Existent Small Schools (NESS)/Rural Districts Study Status
- 5.10. DISCUSSION: Educator Incentive Program Report
- 5.11. DISCUSSION: Measuring the Results of Appropriations for Specific Programs
- 5.12. INFORMATION: Recognition of Progress, Achievements, or Improvements
 - 5.12.1. ACTION: Program Monthly Report (PMR) on the Utah Schools Information Management System
 - 5.12.2. INFORMATION: Program Monthly Report (PMR) on Utah Grants
- 5.13. INFORMATION: Requests for Data and Information

6. Standards and Assessment Committee Report/Recommendations (Items duplicated from the February 2, 2024, meeting.)

- 6.1. INFORMATION: February 2, 2024 Summary of Actions
- 6.2. INFORMATION: Recognition of Progress, Achievements, or Improvements
- 6.3. ACTION: R277-724, Criteria for Sponsors Recruiting Day Care Facilities in the Child and Adult Care Food Program (Continuation)

MOTION was made by Member Boothe that the Board continues R277-724, Criteria for Sponsors Recruiting Day Care Facilities in the Child and Adult Care Food Program.

The motion passed unanimously.

- 6.4. ACTION: Summer Electronic Balance Transfer (EBT) new Child Nutrition Program – *(No Action for the Board. This item was addressed on 02/08/2024.)*
- 6.5. INFORMATION: Update on School Safety

7. Break

8. USDB Board Meeting

- 8.1. INFORMATION: Public Comment

Public Comment List:

Deborah Cook

- 8.2. ACTION: Ogden Campus Exterior Painting Project

MOTION was made by Member Boggess and seconded by Member Hart that the Board approve moving forward with the Ogden campus exterior painting project.

The motion passed unanimously.

- 8.3. ACTION: Educator Recruiting Services Contract

MOTION was made by Member Hymas and seconded by Member Reale that the Board approve the Educator Recruiting Services contract.

The motion passed unanimously.

- 8.4. INFORMATION: USDB Fee Schedule Policy
- 8.5. INFORMATION: USDB FY25 Proposed Fee Schedule
- 8.6. INFORMATION: Monthly Financial Update as of January 31, 2024
- 8.7. INFORMATION: Central Auditory Processing Disorder (CAPD) Discussion
- 8.8. INFORMATION: Utah School for the Deaf Accreditation
- 8.9. INFORMATION: Superintendent Report

MOTION TO TAKE FROM THE TABLE was made by Member Earl and seconded that the Board take Item 5.3, R277-487: Public School Confidentiality and Disclosure (Amendment) from the table.

The motion passed unanimously.

9. Audit Committee Report

- 9.1. ACTION: Update Internal Audit Plan

MOTION was made by Member Reale and seconded by Member Norton that the Board prioritize the following audits in the following order:

1. Attendance in Public Education
2. CTE Program

The motion carried with Member Boggess abstained.

10. 2024 General Session Legislation

- 10.1 INFORMATION: Legislative Budget Summary
- 10.2 INFORMATION: Legislative Bill Summary
- 10.3 ACTION: Veto Request Consideration

MOTION was made by Member Hymas and seconded by Member Reale that the Board consider requesting a veto of [S.B. 86 Third Substitute](#) -- Local Government Bonds Amendments (*Sen. Fillmore, L.*) by the Governor.

The motion carried with Members Kerry, Hart, Boggess, Earl, Green, and Moss. Member Cline abstained.

11. Monthly Budget Report

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

11.1 INFORMATION: 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.

11.2 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 Utah State Board of Education is provided as the status of the funds. This is a perpetual action item in order to facilitate motions by board members to utilize available funds in a consistent and allowable manner.

11.3 INFORMATION: Introduction of New Monthly Budget Report Format

The board received a monthly budget report using a section by section report that amounts to a volume of pages to ensure detailed tracking of every dollar that comes to the board.

11.4 INFORMATION: Federal COVID-19 Relief Funding Update

This presentation is to provide an update on the status of federal COVID-19 relief funding to support Utah K-12 schools and communities. The update will include the status of reimbursements to the field and a report on existing COVID-19 relief funding state projects.

12. General Consent Calendar

Member Boggess asked to pull Item 12.3 from the consent calendar.

MOTION was made by Member Lear and seconded by Norton that the Board approves the consent calendar, minus 12.3.

The motion carried with Member Green, Cline, and Boggess opposed. Member Earl and Kerry were absent.

12.1 ACTION: Contracts/Agreements for Approval

The Board approves the monthly Consent Calendar.

12.2 INFORMATION: Contracts/Agreements for Review

12.3 ACTION: Approval of Meeting Minutes

MOTION was made by Member Boggess and seconded by Member Hymas that the Board approves the meeting minutes, as presented.

The motion passed unanimously.

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

The motion was made by Member Boggess and seconded by Member Hymas that the Board moves into executive session for the purpose of 1) discussing the purchase, exchange, or lease of real property; 2) discussing the character and professional competence or physical or mental health of individuals; and 3) strategy on pending or reasonably imminent litigation.

Upon voice vote of Members Boggess, Boothe, Cline, Davis, Earl, Green, Hart, Lear, Moss, Norton, Reale, Strate, Hymas, and Wood, the Board went into closed session at 6:03 PM.

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

Those present included the above members: Sydnee Dickson, Cybil Prideaux, Kelsey James, Michelle Beus, Ben Rasmussen, Angie Stallings, and Ashley Biehl.

MOTION was made by Member Hymas and seconded by Member Boggess that the Board comes out of executive session at 6:40 PM.

Motion carried.

Executive Session Action Items

ACTION: Educator Licenses

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

MOTION was made by Member Norton and seconded by Member Boggess that the Board (approves or denies) UPPAC recommendation for

- Case No. 22-1882
The motion passed unanimously.
- Case No. 22-1909
The motion carried with Member Earl opposed.
- Case No. 23-1949
The motion passed unanimously.
- Case No. 23-2055
The motion passed unanimously.

ACTION: Committee Appointments

Digital Teaching and Learning Advisory Committee (DTL)

MOTION was made by Member Norton and seconded by Member Lear that the Board appoint Stacey Hutchings as a member who represents a charter school with expertise in digital teaching and learning.

The motion carried with Members Cline and Boggess opposed.

Adjournment

MOTION was made by Member Boggess and seconded that the Board adjourn.

The motion passed unanimously. The meeting adjourned at 6:30 PM.

The executive assistant took the meeting minutes.
The minutes were approved April 4, 2024.