

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

September 6, 2018

Board Members Present: Chair Mark Huntsman, First Vice Chair Brittney Cummins, Second Vice Chair Alisa Ellis, and Members Laura Belnap, Michelle Boulter, Janet Cannon, Lisa Cummins, Jennifer Graviet, Linda Hansen, Carol Barlow Lear, Scott Neilson, Kathleen Riebe, Spencer Stokes, Terryl Warner and Joel Wright.

All votes were unanimous with those present unless noted otherwise.

- The Board approved its General Consent Calendar as follows.
 - The Board approved the minutes of its August 2-3, 2018 meetings.
 - The Board approved contracts over \$100,000 with the following: Utah State University; Utah Education and Telehealth Network (UETN); University of Utah; Utah Restaurant Association; Precision Exams; Utah Parent Center.
 - The Board was provided for review contracts under \$100,000 with the following: Utah State University; The University of Utah – Utah Education Policy Center; Harvard University; Utah Department of Health; CNP recipient agencies; Utah Department of Heritage and Arts; Lear & Lear. The Lear & Lear contract was pulled from the Consent Calendar for further discussion.
 - The Board gave direction to its delegate to the National Association of State Boards of Education (NASBE) Delegate Assembly to vote in favor of the NASBE Bylaws amendments and vote for Janet Cannon for NASBE Western Area Director.
 - The Board approved amendment to a data-sharing agreement with Dr. Ilana Umansky, University of Oregon.
 - The Board approved a data-sharing agreement with Utahns Against Hunger.
 - The Board approved the list of Career and Technical Education (CTE) programs for the 2019-2020 school year.
 - The Board was provided a list of educator licenses processed in July 2018.
- The Board approved payment of dues for 2019 to the National Association of State Boards of Education (NASBE), with Members Belnap, Cannon, B. Cummins, Graviet, Hansen, Huntsman, Lear, Stokes and Riebe in favor, and Members Boulter, L. Cummins, Neilson, and Wright opposed.

- The Board accepted the renewal of state and federal grants as proposed in the Federal Funds Request Summary for State FY 2020, with Member Ellis opposed.
- The Board approved adding the School Safety Advisory Committee and USBE IT Governance Council to Board Policy 2001 Attachment 1.
- The Board approved setting aside in the Discretionary Fund \$200,000 for USBE contingency and \$110,000 for legal contingency.
- The Board approved Board Policy 5008—Student Advisory Council.
- The Board repealed R277-510 *Educator Licensing—Highly Qualified Assignment* on second and final reading.
- The Board postponed action on R277-509 *Licensure of Student Teachers and Interns* and sent the rule back to committee for further work.
- The Board approved R277-708 *Enhancement for At-Risk Students, Draft 3*, on second and final reading.
- The Board approved R277-106 *Utah Professional Practices Advisory Commission Appointment Process, Draft 1*, on second and final reading.
- The Board approved a data-sharing agreement requested by Martin F. Lueken for EdChoice.
- The Board denied a data-sharing agreement requested by Henry Miller for The College Monk.
- The Board approved a data-sharing agreement with Shelli Barnum.
- The Board denied a data-sharing agreement requested by Steve Christensen for Brigham Young University.
- The Board approved equal distribution of the \$2,000,000 allocation to the regional service centers.
- The Board approved R277-108 *Annual Assurance of Compliance by Local School Boards, Draft 1*, on second and final reading.
- The Board approved the following recommendations from the To/From Pupil Transportation Work Group (TAC):
 - The TAC recommends that the State Board of Education forward the proposed appropriation calculation to the Public Education Appropriations Subcommittee for recommendation. Adoption would require legislation to implement.
 - A portion of the To/From School Pupil Transportation formula was corrected which appeared to exclude a portion of benefit costs statewide that should have been included as eligible transportation expenditures. This was corrected and applied to the FY2019 distribution formula. No further action is required.

- Utilize the TAC to further discuss some concerns brought up by this workgroup regarding eligibility of routes and interpretations of current USBE transportation rule and practice. These will be the topics of future TAC meetings over the next year.
- USBE staff recommend that the State Board of Education request authorization to obligate carryover funds from the discontinued Grants for Unsafe Routes program to implement an online reporting system for student transportation data.
- The Board approved and continued R277-527 *International Guest Teachers, Draft 3*, on second and final reading.
- The Board approved continuation of R277-412 *State Capitol Visit Program* on second and final reading.
- The Board approved R277-474 *School Instruction and Human Sexuality, Draft 3*, on second and final reading.
- The Board approved the revised Parental Exclusion from State Assessment Form, with Members Belnap, Cannon, B. Cummins, Graviet, Hansen, Huntsman, Lear, Neilson, Riebe, Warner and Wright in favor, and Members Boulter, L. Cummins and Ellis opposed.
- The Board approved a proposal to conduct a neutral review of the Utah Professional Practices Advisory Commission (UPPAC) as outlined in the Kohler and Furness settlement agreements by forming a UPPAC review task force consisting of 7 to 11 members, and authorized the Board Chair to appoint members to the task force.
- The Board took actions on educator licenses as follows:
 - The Board directed its attorney to prepare findings in Utah Professional Practices Advisory Commission (UPPAC) Case No. 18-17, with Members Belnap, Boulter, B. Cummins, L. Cummins, Ellis, Hansen, Huntsman, Neilson, Riebe, Warner and Wright in favor, and Members Cannon, Graviet and Lear opposed.
 - The Board accepted the UPPAC recommendation in Case No. 02-590 to reinstate the individual's Level 1 Secondary Education license.
 - The Board accepted the UPPAC recommendation in Case No. 16-1331 to reinstate the individual's Level 1 Elementary Education license, with Member Belnap opposed.
 - The Board accepted the UPPAC recommendation in Case No. 17-1407 to suspend the individual's Level 2 Secondary Education license for a period of no less than six years in accordance with the default order. Members Belnap and Ellis opposed.
 - The Board accepted the UPPAC recommendation in Case No. 17-1444 to suspend the individual's Level 2 Early Childhood, Elementary Education license for no less

than two years consistent with the hearing report. Members Belnap, Boulter and Ellis opposed.

- The Board accepted the UPPAC recommendation in Case No. 17-1464 to suspend the individual's Level 2 Secondary Education license for no less than one year consistent with the Consent to Discipline, with Member Neilson opposed.
- The Board accepted the UPPAC recommendation in Case No. 18-1518 to hold in abeyance the individual's Level 1 Social Worker license until the individual is in good standing with the Utah Division of Occupational and Professional Licensing (DOPL). Member Lear recused herself from voting due to a conflict of interest.
- The Board approved the UPPAC Consent Calendar, with Case No. 18-177 removed.
- The Board appointed John Arthur to its Advisory Committee on Equity of Educational Services for Student (ACEESS), representing Asian Americans.
- The Board approved the following recommendations from its Eliminating Barriers to Excellence in Education Task Force.
 - The Board directed staff to reach out to legislators and request that a bill file be opened to address the following staff recommendations:
 - Amend all age specific definitional references tied to absences and truancies to read as grade level references instead of age.
 - Amend the definitions of "absence," "truancy," etc. to have two separate applications: one for the elementary school setting and one for the secondary school setting.
 - Amend the definitions of "absent," "absence," etc. to provide clarity in determining when a student is considered absent in relation to partial attendance.
 - Amend the current definitions to align language to the restorative justice language required by H.B. 239 and H.B. 132 from the 2018 legislative session.
 - The Board directed staff to prepare amendment to Board rule and data reporting business rules to require local educator agency student absence data to be reported in a way to differentiate excused and unexcused absences.
 - The Board directed that the Standards and Assessment Committee's study of additional indicators to calculate the school's performance for alternative schools be expanded to include a consideration of whether schools in turnaround status that aren't necessarily "alternative" should be allowed additional indicators to calculate the school's performance, which may result in potential legislative or Board rule changes.

- The Board directed that a proposed resolution concerning parent rights be sent to a Board committee for further discussion and work. Members Cannon, B. Cummins, Graviet, Hansen, Huntsman, Lear, Riebe and Warner in favor, and Members Belnap, Boulter, L. Cummins, Ellis, Neilson and Wright opposed.
- The Board approved creation of a task force to look at the best way to meet the needs of English Learner (EL) students in the state, including options to provide more flexibility for EL students, such as extended time in the public education system or more concentrated time for support and interventions.
- The Board directed staff to propose amendments to Board rules to define the terms “audit,” “monitor,” evaluate,” “review,” and “oversight” in R277-100, and make the use of those terms consistent throughout Board rules.
- The Board approved closing the work of the Eliminating Barriers Task Force, and directed staff to prepare language to incorporate into Board policy, Board Bylaws, or Board rule, the mission of the Task Force to ensure excellence in education as a focal point in decision making, including ensuring that staff and the community are aware they have the ability to bring barriers to excellence in education to the attention of the Board for discussion in a Board standing committee.
- The Board directed that staff obtain Board approval before creating additional requirements to a program. Member Huntsman opposed.
- The Board approved the following vision, mission and goals for its strategic plan.
 - Vision: Upon completion, all Utah students are prepared to succeed and lead by having the knowledge and skills to learn, engage civically, and lead meaningful lives. (Member Cannon opposed.)
 - Mission: The Utah State Board of Education leads by creating conditions for student success: advocating for necessary resources, developing policy, and providing effective oversight and support.
 - Goals: 1) Early Learning – Each student starts strong through early grades with a foundation in literacy and numeracy; 2) Personalized Teaching and Learning – Each student and educator has access to personalized teaching and learning experiences; 3) Safe and Healthy Schools – Each student learns in a safe and healthy school environment; 4) Effective Educators and Leaders – Each student is taught by effective educators who are supported by effective school leaders.
- The Board approved requesting a 5.5 percent increase on the Weighted Pupil Unit (WPU) for FY20.
- The Board approved requesting 1.2 percent (as a placeholder) to fund growth for FY20.

- The Board directed that staff prepare business cases on the University of Utah Reading Clinic and teacher-librarians to consider as part of the FY20 budget request to the legislature.
- The Board directed that staff prepare a business case on school nurses to consider as part of the FY20 budget request. Member L. Cummins opposed.