

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

August 7, 2015

Board Members Present: Chair David Crandall, Second Vice Chair Jennifer Johnson, Members Dixie Allen, Laura Belnap, Leslie Castle, Barbara Corry, Brittney Cummins, Linda Hansen, Mark Huntsman, Stan Lockhart, Jefferson Moss, Spencer Stokes, Terry Warner, Joel Wright

All votes were unanimous unless noted otherwise.

- Stan Lockhart was sworn in as the Board member representing District 13.
- The General Consent Calendar was approved with contract B-2 removed. Member Johnson opposed.
- The Board approved, with Member Belnap opposed, leasing of the SAGE online adaptive test question bank under the following conditions, and after approval by the Board: The Utah State Office of Education will take secure possession of the item bank in an agreed upon format and facilitate opportunities for interested vendors to view a sample of items representative of the Utah item bank with a summary of items available per grade, subject, type, depth of knowledge, and copyright situation. Upon secure transfer of the Utah item bank to vendors, license agreements will ensue that will specify:
 - Covering Utah from and against any and all losses, damages, injuries, liabilities, suits and proceedings arising out of the licensing.
 - Ensuring security of the SAGE assessment items.
 - Guaranteeing Utah payment for any released item “regardless of whether the release is accidental, intentional or required by law.”
 - Providing all information about the SAGE assessment to the licensing state.
 - Annual reports on item usage, released item tracking, etc.
 - Collecting and paying for all classical and IRT statistics for the administration of SAGE items for use in cross-state linkages by state under any said agreements with Utah’s current testing contractor.
 - Tracking item exposure and usage across states, collecting item release requests, and preparing analyses for Utah to support item release and test development decisions.
- The Board adopted the 2016 Prioritized Audit Plan.
- The Board approved including in the legislative priorities for consideration requests for a financial compliance auditor and administrative assistant for the audit section.
- The Board directed Board leadership to work with legislators to change Utah Code 63I-5 *Internal Audit Act* to clarify that the Board establishes the internal audit program.
- The Board approved moving funding from the Associate Superintendent for Policy and Communications position to fund the Associate Superintendent for Data, Assessment and Accountability position, and funding the Policy and Communications Associate Superintendent position with ongoing risk mitigation funds; and to request funding for

an ongoing FTE during the next legislative session so as not to rely on contract or federal funds to pay for positions.

- The Board approved utilizing the risk mitigation funds initially to fund six FTEs (three managerial accountants, one federal compliance officer, two support staff), and directed Superintendent Smith and Associate Superintendent Jones to identify funds internally, if possible, to fund the six FTEs.
- In addition, the Board directed Superintendent Smith and Board leadership to consider all options, including cutting positions internally and requesting the additional FTEs in a special session, to fund the three managerial accounting positions.
- The Board approved prioritization of enrollment growth and WPU inflationary adjustment as SFY 17 budget requests.
- The Board approved the following loans from the Charter School Revolving Account: American Academy of Innovation - \$217,800; Franklin Discovery Academy - \$300,000; St. George Academy - \$300,000; Wallace Stegner Academy - \$300,000; Wasatch Waldorf Charter School - \$300,000; Freedom Preparatory Academy - \$142,300; Greenwood Charter School - \$130,000; Early Light Academy - \$75,000; Vanguard Academy - \$164,000. Member Wright abstained.
- The Board approved R277-119 *Discretionary Funds*, as amended, on second reading.
- The Board approved adding the conversion of Information Technology and Finance positions to the Board priority list for consideration, assuming a seven percent salary increase for all affected positions.
- The Board approved an amendment to the charter of Weilenmann School of Discovery to add 21 students beginning in the 2015-2016 school year, and waived the timeline requirement in Board rule R277-482.
- The Board repealed/reenacted R277-477 *Distribution of Funds from the Interest and Dividend Account and Administration of the School LAND Trust Program* on third and final reading.
- The Board repealed/reenacted R277-491 *School Community Councils* on third and final reading.
- The Board approved new rule R277-533 *Educator Effectiveness Component Requirements* on second reading.
- The Board approved new rule R277-207 *Utah Professional Practices Advisory Commission (UPPAC) Disciplinary Presumptions* on second reading.
- The Board repealed R277-514 *Board Procedures: Sanctions for Educator Misconduct* and R277-517 *Board and UPPAC Disciplinary Definitions and Actions* on third and final reading.
- The Board approved the following rules on third and final reading: R277-200 *Utah Professional Practices Advisory Commission (UPPAC), Definitions*; R277-201 *Utah Professional Practices Advisory Commission (UPPAC), Rules of Procedures: Notification to Educators, Complaints and Final Disciplinary Actions*; R277-202 *UPPAC Hearing Procedures and Reports*; R277-203 *Request for Licensure Reinstatement and Reinstatement Procedures*; R277-204 *Utah Professional Practices Advisory Commission*

Criminal Background Review; R277-205 Alcohol Related Offenses; R277-206 Drug Related Offenses; R277-515 Utah Educator Standards; R277-516 Background Check Policies and Required Reports of Arrests for Licensed Educators, Volunteers, Non-licensed Employees, and Charter School Governing Board Members.

- The Board approved R277-417 *Prohibiting LEAs and Third Party Providers from Offering Incentives or Reimbursements for Enrollment or Participation* on second reading.
- The Board directed staff to incorporate the Standards Review Process into a rule.
- The Board approved the formatting template for content standards.
- The Board directed that staff prepare a final draft of the Utah Science and Engineering (SEEd) Education Standards for Grades 6-8 incorporating the suggestions made by the writing team, and that the final draft be sent out for public comment for an additional 30-day period. Members Allen, Belnap, Castle, Corry, Cummins, Hansen, Huntsman and Stokes in favor, and Members Crandall, Johnson, Lockhart, Moss, Warner and Wright opposed.
- The Board approved staff moving forward to determine a statewide kindergarten readiness assessment and bringing that recommendation to the Board.
- A motion to approve the creation of a Seal of Biliterate Proficiency failed, with Members Allen, Lockhart, Moss, and Stokes in favor, and Members Belnap, Castle, Cummins, Corry, Crandall, Hansen, Huntsman, Johnson, Warner and Wright opposed.
- The Board repealed/reenacted R277-444 *Distribution of Funds to Arts and Science Organizations* on second reading.
- The Board approved new rule R277-920 *Implementation of the School Turnaround and Leadership Development Act* on second reading.
- The Board approved amendments to R277-616 *Education for Homeless and Emancipated Students*, and continuation of the rule, on second reading.
- The Board approved contracting with multiple vendors to be determined based on RFP solicitation BC16001 in the amount of \$8,000,000 to provide a data analysis component for the USOE's chosen diagnostic assessment system for reading for students in kindergarten through grade three.
- The Board appointed the following to the Utah Schools for the Deaf and the Blind Advisory Committee for two-year terms: Jared Michael Allebast, representing deaf or hard of hearing individuals; Vickie Hathaway, representing blind or visually impaired individuals; Dr. Richard Gurgel, representing individuals with an interest in or knowledge of deaf, blind or deafblind; Melanie Hooten, representing individuals who are deafblind or a parent of a deafblind child; Suzy Blackham and Stephanie Morgan, representing USDB teachers.
- The Board accepted the Utah Professional Practices Advisory Commission recommendations in Cases 7-816, 14-1234, 12-1092, 14-1244, 14-1224, 13-1178 and 13-1175, with Member Johnson opposed.
- The Board approved the UPPAC Consent Calendar.