

UTAH STATE BOARD OF EDUCATION MEETING MINUTES
September 8-9, 2016

USBE STUDY SESSION, September 8, 2016

A study session of the Utah State Board of Education was held September 8, 2016 at the Utah State Board of Education Building, 250 East 500 South, Salt Lake City, Utah. Chair David Crandall called the meeting to order at 1:17 p.m.

Board members present included Chair David Crandall, 1st Vice Chair David Thomas, 2nd Vice Chair Jennifer Johnson and Members Laura Belnap, Leslie Castle, Barbara Corry, Brittney Cummins, Linda Hansen, Mark Huntsman, Stan Lockhart, Jefferson Moss, Spencer Stokes, Terryl Warner, and Joel Wright.

Others present included: Sydnee Dickson, Rich Nye, Scott Jones, Angie Stallings, Patty Norman, Debbie Davie, Emilie Wheeler, Lorraine Austin, JoEllen Shaeffer, Diana Suddreth, Jerry Record, Matt Sutton—USBE staff; Nicole Call, Bryan Quesenberry—Attorney General’s office; Gary Thompson; Allison Nicholson—Utah Education Policy Center; Chase Clyde, Jay Blain—Utah Education Association.

SFY 18 Budget Priorities

Superintendent Sydnee Dickson expressed excitement to come back to the Board after the charge given in the Board’s last meeting for staff to “SMART up” the strategic plan and help provide the Board with some ideas about direction for its legislative funding priorities request. She explained that SMART is a way of looking at goals to ensure that the goals are **S**pecific, **M**easurable, **A**ttainable, **R**elevant, and **T**ime-bound.

The superintendency started with a process of looking through the Board strategic plan imperatives—educational equity, quality learning, and system values—and used the imperatives as a foundation for the work. They thought about, in terms of requests for legislative funding, how to accomplish the strategies the Board has outlined and focused on what is expected for a student when graduating from high school as a way of weeding things out. Dr. Dickson acknowledged that it is a different process than has been used in the past and

thanked staff for their engagement in the process.

Dr. Dickson distributed and reviewed the draft document, *College and Career Ready by 2022: Excellence for Each Student* and a summary of the document including statewide College and Career Ready (CCR) indicators by 2022, and the Board discussed the indicators.

Deputy Superintendent Scott Jones explained the process of the cost benefit analysis (CBA). He lauded the section directors for their work on the CBAs and Accounting, Data and Statistics, IT and other staff for the analytics. Their work was phenomenal given the three weeks of time allotted.

Superintendent Jones reported that a CBA is a structured methodology that will define a problem or opportunity for the Board, identify some alternatives, portray the costs and benefits of those alternatives, and provide for evaluation and selection of the best alternatives. The CBAs are provided to the Board to assist them in formulating decisions on what the Board will request from the legislature. Superintendent Jones reviewed the steps of an effective CBA.

Deputy Superintendent Jones reviewed and the Board discussed the CBAs.

Board members directed staff to gather additional information for the next Board meeting through the following motions.

MOTION was made by Member Hansen and seconded that the Board direct staff to gather more information about post-high school graduation for Special Education students.

Motion carried.

MOTION was made by Vice Chair Johnson and seconded that the Board direct staff to gather more information about the proposed early warning system.

Motion carried.

MOTION was made by Vice Chair Johnson and seconded that the Board direct staff to gather more information about the Career and Technical Education (CTE) reporting application.

Motion carried.

MOTION was made by Vice Chair Johnson and seconded that the Board direct staff to gather more information about a pilot program for CTE add-on for grades 7-12 and 8-12.

Motion carried, with Member Belnap opposed.

MOTION was made by Member Hansen and seconded that the Board direct staff to

gather information on a pilot program for elementary counseling with an emphasis on social work.

MOTION TO AMEND was made by Member Cummins and seconded that the information be expanded to high school counseling as well.

Member Cummins asked for information on why the recommended ratio of counselor to student is good and what is needed as far as college and career counseling. Member Hansen voiced opposition to the amendment as high school counseling gets confused with academic counseling. She would rather focus on the social work aspect.

Motion to amend carried.

Motion carried.

MOTION was made by Vice Chair Johnson and seconded that the Board direct staff to analyze all programs to determine what should be stopped, including pilots and programs required in statute, and if changes to statute are needed.

Motion carried.

MOTION was made by Member Cummins and seconded that the Board direct staff to provide more information on the K-3 reading program. Information should include how effective the current K-3 reading program is; if we know where those dollars are going, how the funds are being used and what effect they're having on outcomes; what the effect of expanding the program would be; for what additional dollars would be specifically used; and what outcomes we looking for.

Superintendent Dickson informed that the Board is required to report that information every year to the legislature.

Motion carried.

MOTION was made by Vice Chair Johnson and seconded that the Board refer the licensing and arts endorsement for the Beverley Taylor Sorenson Arts Learning Program to the Board's Licensing Task Force.

Motion carried.

MOTION was made by Member Cummins and seconded that the Board direct staff to gather information about quality preschool funding to inform the Board's consideration of its

place in promoting programs that are pre-kindergarten.

Motion carried.

MOTION was made by Member Cummins and seconded that the Board direct staff to gather information about what WPU increase including what it would take to maintain the status quo and what it would look like to increase certain things such as teacher salary or other indicators that have been prioritized. Vice Chair Johnson also asked for information about how much of the WPU increase is because of steps and lanes and how much is going to uses outside of salary increases.

Motion carried.

Adjournment

MOTION was made by Vice Chair Johnson and seconded that the meeting adjourn.

Motion carried. The meeting adjourned at 4:45 p.m.

UTAH STATE BOARD OF EDUCATION MEETING - September 9, 2016

A regular meeting of the Utah State Board of Education was held September 9, 2016 at the Utah State Board of Education Building, 250 East 500 South, Salt Lake City, Utah. Chair David Crandall conducted.

Board Members Present:

Chair David L. Crandall	Member Linda B. Hansen
1 st Vice Chair David L. Thomas	Member Mark Huntsman
2 nd Vice Chair Jennifer A. Johnson	Member Stan Lockhart
Member Laura Belnap	Member Jefferson Moss
Member Leslie B. Castle	Member Spencer F. Stokes
Member Barbara Corry	Member Terryl Warner
Member Brittney Cummins	

Board Members Excused:

Member Dixie L. Allen
Member Joel Wright

Executive and Board Staff Present:

Sydnee Dickson, State Superintendent	Darin Brush, USOR Executive Director
Scott Jones, Deputy Supt.	Lorraine Austin, Board Secretary
Rich Nye, Deputy Supt.	Emilie Wheeler, Communications Specialist
Angie Stallings, Associate Supt.	
Joel Coleman, USDB Superintendent	

Others Present:

Chris Godfrey—Utah School Employees Association; Bryan Durst—Charter Schools BOT representative; Jay Blain, Tracey M. Watson—Utah Education Association; Jason Strate—Central Utah Educational Services; Ted Petersen—Weber High School; Paul Schulte—Salt Lake City Schools; Kim Crawford—Ogden School District; Terry Shoemaker—Utah Schools Superintendents Association/School Boards Association; Kristen Betts—Nebo School Board; Cheryl Winston—University of Utah; Lynn Allred, Tom Gatten—Jordan School District; Mike Monson—Sky View High School; Derrin Owens—Juab High School; Ben Lockhart, Taran Chun—Mountain View High School; LeAnn Wood—Utah PTA; Jason Boren, Lisa Cummins—parents; Kris Fawson—Legislative Coalition for People with Disabilities

Call to Order

Chair Crandall called the meeting to order at 8:20 a.m.

Executive Session

MOTION was made by Vice Chair Thomas and seconded by Member Corry that the Board go into Executive Session for the purpose of discussing the character, professional competence, or physical or mental health of individuals.

Upon voice vote of the members present, the Board moved into Executive Session at 8:21 a.m.

Those present included Members Belnap, Castle, Corry, Crandall, Cummins, Hansen, Huntsman, Johnson, Lockhart, Moss, Stokes, Thomas, and Warner; and H.R. Director David Rodemack.

MOTION was made by Member Stokes and seconded that the Board come out of Executive Session.

Motion carried. The Board moved into open session at 9:58 a.m.

Opening Business

Member Terryl Warner led those present in the Pledge of Allegiance.

Board Member Message

Vice Chair David Thomas gave the welcome message. He observed that our children live in a tech driven world. Digital learning is transformative because it harnesses technology as a tool to transform the culture of education instruction and enhanced learning by allowing for individualized personal learning. He noted that the Utah School Boards Association/Utah School Superintendents Association have identified the current digital teaching and learning grant program as a targeted investment for their legislative funding priorities. Vice Chair Thomas expressed hope that the Board will also support this program when setting its priorities.

He closed his remarks with an invocation.

Introduction of New Employees

H.R. Director Dave Rodemack introduced new employees Lisa Brown, Rayhan Shihab,

Patty Norman, Tamra Dayley, Jenna Magnetti, Jon McQuerry, and Tiffany Stanley.

Acknowledgment of Student Art Work

Cathy Jensen, USBE Fine Arts Specialist, provided information about the student art work in the Board room from Brighton High School and Butler Middle School.

Public Comment

Cheryl Winston, University of Utah program coordinator for the teacher preparation program for the deaf and hard of hearing - provided clarifying points regarding the deaf education license discussed last night. It is not correct that the current license is a Listening and Spoken Language (LSL) endorsement. The program at the U of U is a comprehensive program with both American Sign Language (ASL) and LSL course work required for all teacher candidates. All candidates are eligible for the current license and endorsement. Right now the Schools for the Deaf and the Blind needs to hire more ASL teachers. Because they can't fill their need they want to hire teachers from out of state and have them meet Utah requirements—hence the new license. Ms. Winston expressed opposition to the license because it is designed to hire more ASL teachers and is very shortsighted because the needs may change in the future. She requested that all stakeholders be involved with the Board's Licensing Task Force when it considers the license.

Sara Jones, Utah Education Association - this afternoon the Board will be discussing rules R277-511 and R277-513. She pointed out that R277-511 requires that a local education agency shall assign a teacher leader to mentor an Academic Pathway to Teaching (APT) candidate. She agreed that all teachers should have mentoring in their early years, however, rule R277-513 does not require that a teacher leader be compensated for additional work or have reduced work load for duties assigned as a teacher leader. There was significant input from educators during the public hearing on R277-511 that they were concerned that mentoring would become their responsibility with no additional compensation or time available to provide that mentoring. UEA sees this as a significant concern and requests that the Board change line 49 in R277-513 so that it reads, "an LEA shall provide compensation or a

reduced work load.”

Representative Derrin Owens, school counselor - commented on the handling of student transfers. He voiced that the mission of the Board is noble, but when it comes to athletics the Board has stepped off base if the Board proceeds with the proposed rule. He asked the Board to consider tabling the rule and bringing all players to the table.

Ryan Grunig, Sky View High School Athletic Director - reported that he talked with many athletes yesterday and they play at Sky View because they love the game and have dreamed of being able to play for Sky View. He encouraged the Board not to take that dream away from them and let them play where they live. He noted that studies show that as students are involved they have more success in the classroom.

Ken Crawford, Ogden School District - as part of a group that was wronged by the Utah High School Activities Association (UHSAA) in the past, he observed that time, collaboration and wisdom helped resolve some of the issues and concerns. Considering the parameters they feel are essential to operate within for high school athletics, it is a very reasonable solution that will provide the opportunity for fairness and equity for schools. He highlighted potential harm that the proposed Board rule could cause: Academic setbacks are created every time a student transfers; eligibility in high school and college will be an issue and will affect school culture and identity, lower performing teams will be decimated by creating disparity. He indicated that Ogden School District opposes the changes.

Mike Monson, Sky View High School Principal - reported that Cache School District is building two high schools for the purpose of lowering the number of students within a school and giving more students opportunities to participate. There is a connection between activities and achievement. He stated that the proposed rule is counter to what high school is about.

Bardem Bagley, Sky View High School counselor - indicated he is speaking on behalf of the counselors in his district. One of toughest student populations is the transient population, and it is difficult to get those students the education they need. The counselors believe the proposed transfer rule would increase that mobility and continue to create more gaps in students' education.

Bryan Durst, Utah High School Activities Association charter representative - reported

that as a body, ten of the eleven schools at a meeting of the charters in the UHSAA are in favor of UHSAA procedures and staff. Those schools would like rules and changes to come to that body and can't support the proposed Board rule as they feel it would be detrimental to schools and students.

General Consent Calendar

MOTION was made by Vice Chair Thomas and seconded that the Board approve the Consent Calendar.

MOTION TO AMEND was made by Member Cummins and seconded that item K, R277-914 *Career and Technical Student Organizations*, be removed from the Consent Calendar.

Member Cummins indicated a technical change is needed.

Motion to amend carried, with Vice Chair Johnson absent.

Motion carried.

General Consent Calendar

A. Minutes of Previous Meetings

The Board approved the minutes of its August 11-12, 2016 meeting.

B. Contracts/Agreements

1. The Board approved contracts and agreements over \$100,000 with the following entities: Utah Afterschool Network, Language Testing International, Patrick Tanner, Langdon T. Owen, Jr., Tracy Cowdell, D. Scott Crook, Carol Clawson, Douglas R. Larson, Blake T. Ostler, Brad C. Smith, WestEd, Canyons School District (teacher-generated video instructional modules), Canyons School District (Educational ASL interpreting services), Washington School District, NCS Pearson, Inc., American Institutes for Research, Shmoop University, Inc.
2. A report of contracts and agreements under \$100,000 was provided for Board information.
3. The Board approved the contracted services as outlined in the amendment to the May 18, 2016 Engagement Letter for Intellectual Property-related Legal Services

the amendments to the contracted legal services as outlined.

C. Grants

A report of grants that have been approved was provided for Board information.

D. R277-109 Legislative Reporting and Accountability

In its August 12, 2016 meeting the Board approved amendment to and continuation of R277-109 on second reading. The rule was amended to provide technical and conforming changes. No substantive changes have been made since that time.

The Board approved R277-109 *Legislative Reporting and Accountability*, as amended, and continuation of the rule, on third and final reading.

E. R277-116 Audit Procedure

In its August 12, 2016 meeting the Board approved amendment to and continuation of R277-116 on second reading. The rule was amended to incorporate changes resulting from S.B. 91 (2016 Legislative Session). No substantive changes have been made since that time.

The Board approved R277-116 *Audit Procedure*, as amended, and continuation of the rule, on third and final reading.

F. R277-600 Student Transportation Standards and Procedures

In its August 12, 2016 meeting the Board approved amendment to and continuation of R277-600. The rule was amended to provide criteria and procedures for implementation of the grant program in response to H.B. 301 (2016 Legislative Session). No substantive changes have been made since that time.

The Board approved R277-600, as amended, and continuation of the rule, on third and final reading.

G. R277-603 Autism Awareness Restricted Account Distribution

In its August 12, 2016 meeting the Board approved amendment to and continuation of R277-603 on second reading. The rule was amended to provide technical and conforming changes. No substantive changes have been made since that time.

The Board approved R277-603 *Autism Awareness Restricted Account Distribution*, as amended, and continuation of the rule, on third and final reading.

H. R277-611 Certified Volunteer Instruction and Material Approval Requirements and Process for Firearm Safety in the Public Schools

In its August 12, 2016 meeting the Board approved R277-611, as amended, on second reading. The rule was amended to comply with S.B. 43 (2016 Legislative Session). No substantive changes have been made since that time.

The Board approved R277-611 *Certified Volunteer Instruction and Material Approval Requirements and Process for Firearm Safety in the Public Schools*, as amended, on third and final reading.

I. R277-708 Enhancement for At-risk Students Program

In its August 12, 2016 meeting the Board approved amendment to and continuation of R277-708 on second reading. The rule was amended to provide technical and conforming changes. No substantive changes have been made since that time.

The Board approved R277-708 *Enhancement for At-risk Students Program*, as amended, and continuation of the rule, on third and final reading.

J. R277-715 Out-of-school Time Program Standards

In its August 12, 2016 meeting the Board approved new rule R277-715 on second reading. The rule was enacted to comply with S.B. 125 (2016 Legislative Session). No substantive changes have been made since that time.

The Board approved new rule R277-715 *Out-of-school Time Program Standards* on third and final reading.

K. R277-914 Career and Technical Student Organizations

In its August 12, 2016 meeting the Board approved amendment to and continuation of R277-914 on second reading. The rule was amended to provide technical and conforming changes. No substantive changes have been made since that time.

This item was pulled from the Consent Calendar.

L. R280-150, R280-200, R280-202, R280-203, R280-204

In its August 12, 2016 meeting the Board approved the repeal of R280-150, R280-200, R280-202, R280-203 and R280-204 on second reading. The rules are repealed due to the Utah State Office of Rehabilitation move from under the direction of the Board to the direction of the Department of Workforce Services effective October 1, 2016, at which time the Board will no longer have statutory and rulemaking

authority over the USOR.

The Board approved the repeal of the following rules on third and final reading:

R280-150 Adjudicative Proceedings Under the Vocational Rehabilitation Act

R280-200 Rehabilitation

R280-202 USOR Procedures for Individuals with the Most Significant Disabilities

R280-203 Certification Requirements for Interpreters and Transliterators for the Hearing Impaired

R280-204 Utah State Office of Rehabilitation Employee Background Check Requirements

M. NASBE Bylaws and Public Education Positions, Elections

The National Association of State Boards of Education (NASBE) provided proposed amendments to its Bylaws and Public Education Positions. The Bylaws and Positions will be voted on during NASBE's Annual Business Meeting on October 21, 2016 in Kansas City, Missouri.

The Board directed its delegate to vote in favor of the amendments as presented (either in person or by ballot), and authorized its delegate to vote in the elections for NASBE President-elect and Director for the Western Region.

R277-914 Career and Technical Student Organizations

Deputy Superintendent Stallings read the proposed change to R277-914-2(1)c to read, “. . . provide students competency-based instruction, hands-on experiences, or certified occupational skills . . .“

MOTION was made by Member Cummins and seconded that the change in the rule as stated be made and the Board approve R277-914 *Career and Technical Student Organizations*, as amended, on third and final reading.

Motion carried.

Monthly Budget Report

Deputy Superintendent Scott Jones introduced Jerry Gerhardt from State Finance and thanked him for being instrumental in helping the office with the state FINET accounting system. This is the first iteration of the monthly budget report from that system. Mr. Gerhardt

reported on progress to date and further implementation plans.

Superintendent Jones reviewed the budget report with the Board. He voiced concerns about the volatility of the budget subject to decisions regarding testing.

Vice Chair Johnson expressed thanks for the many hours spent by State Finance and USBE staff to move to FINET.

Superintendent's Report

Superintendent Sydnee Dickson distributed and reviewed a handout regarding the capacity review recently completed by the Council of Chief State School Officers.

Dr. Dickson reported on her upcoming listening tour and distributed the schedule. She expressed hope that Board members would join her for the visits.

SFY 18 Legislative Priorities

Chair Crandall asked Board members for initial priorities for the Board's FY18 budget request for the legislature.

MOTION was made by Vice Chair Thomas and seconded that the Board put the following items on a preliminary priorities list: Student growth; WPU increase; ACT Aspire/ACT Test; Digital Teaching and Learning Grant program; risk mitigation (3 FTE analysts for School Finance, 1 FTE for Internal Audit); early warning system for dropouts; Board administration; Regional Service Centers; building feasibility study; teacher supplies; State Board initiatives.

Several Board members expressed discomfort with forming the list as has been done in the past and suggested the Board needs to continue the process started in the study session yesterday to consider data in making the requests.

MOTION TO AMEND was made by Member Huntsman and seconded that the rest of the items presented by staff under the cost-benefit analysis (CBA) be added to the list.

Vice Chair Johnson opposed the motion stating that more information is needed.

Superintendent Dickson indicated that staff will be doing a SWOT analysis

(strengths, weaknesses, opportunities, threats) of the CBAs in the next month.

Motion to amend failed, with Members Huntsman, Lockhart, Stokes, and Thomas in favor and Members Belnap, Corry, Crandall, Cummins, Hansen, Johnson, Moss, and Warner opposed; Member Castle absent.

Main motion failed, with Members Corry, Huntsman and Thomas in favor and Members Belnap, Castle, Crandall, Cummins, Hansen, Johnson, Lockhart, Moss, Stokes, and Warner opposed.

MOTION was made by Vice Chair Thomas and seconded that student growth, the WPU (weighted pupil unit), and the ACT Aspire test be put on the list.

MOTION TO AMEND was made by Member Belnap and seconded that only WPU and growth be added.

Motion to amend carried, with Members Belnap, Crandall, Cummins, Hansen, Huntsman, Lockhart, Moss, Stokes and Warner in favor and Members Castle, Corry, Johnson, and Thomas opposed.

Motion as amended carried unanimously.

MOTION TO POSTPONE was made by Vice Chair Thomas and seconded that the Board postpone this item until after the Accountability Task Force report.

Without objection, the motion was postponed.

Accountability Task Force Report

Member Cummins, Chair of the USBE Accountability Task Force, distributed and reviewed a plan of action from the Task Force, including guiding principles, purpose statements, recommendations and a timeline for solidifying an accountability model and resolution. She reported that the Task Force was also tasked with other items including high school assessment and grades 3-8 SAGE recommendations.

MOTION was made by Vice Chair Thomas and seconded that the Board support the Task Force's recommended Action 1, High School Assessments: a) Eliminate SAGE requirement in grades 9-12 beginning 2017-2018; b) use ACT Aspire for 9th and 10th grades and ACT with writing for 11th grade to fill the state assessment requirements.

Member Lockhart mentioned that ACT does not test to Utah's standards and asked if the Board is prepared to change the standards. Vice Chair Thomas reported that the Task Force looked at alignment between the ACT and Utah standards and there is substantial alignment on math and reading. There is not alignment on science and social studies. Member Lockhart suggested that ACT has proven reticent to change and asked if the Board takes this action that it should include changing our standards to align with the ACT.

Deputy Superintendent Rich Nye reported that at the Task Force's request ACT is doing an alignment study to Utah standards. He suggested that a third-party review would also be helpful.

Member Cummins explained the intent that the 9th and 10th grade ACT tests will not be optional because the purpose of using ACT Aspire is to get a growth calculation for accountability and that can't be done from one test in high school. She also mentioned that going down this road may put the Board in a situation that is not cost effective in the future, as the Board would be working with one vendor and future costs can't be predicted.

Member Corry asked if the Task Force discussed maintaining SAGE. Member Cummins responded that through the opt out movement the data that can be gathered through SAGE has become somewhat unreliable at the state level. Deputy Superintendent Nye also suggested that ACT is more understandable to parents. There is no way of knowing if there will continue to be opt out with the ACT.

Superintendent Dickson questioned how testing accommodations are being addressed by ACT. Member Cummins responded that ACT has indicated if they have a 6-8 week window they can make accommodations for student needs. It was suggested that the initial testing window or accommodations testing window needs to be longer, and that could be part of negotiations.

MOTION TO AMEND was made by Member Hansen and seconded that ACT Aspire for 9th and 10th grade be removed from the recommendations.

Motion to amend failed, with Members Belnap, Hansen, Lockhart and Warner in favor and all others opposed.

Main motion carried, with Members Castle, Corry, Crandall, Cummins, Huntsman,

Johnson, Moss, Thomas and Stokes in favor and Members Belnap, Hansen, Lockhart and Warner opposed.

MOTION was made by Vice Chair Thomas and seconded that the Board support recommended Action 3, 3-8 SAGE: a) require writing assessment in 5th and 8th grades only; b) 5th and 8th grade writing will have a hard stop at 50 minutes.

It was clarified that accommodations would be made concerning the hard stop.

Vice Chair Thomas reported that teachers have indicated the requirement for testing writing has increased writing emphasis in all classes, and expressed hope that this will continue even with the lessening of the requirements.

Member Hansen requested that the Board's Assessment and Accountability Policy Advisory Committee (AAPAC) be given the recommendations for review and advice.

Motion carried unanimously.

Task Force Chair Cummins reported that the legislature's Education Interim Committee asked for recommendations on accountability in July, and the Task Force has developed indicators for high school accountability as a result of that request. The indicators are not intended as the final product for an accountability system, but are starting point, and will be presented to the Interim Committee on September 24. Member Cummins reviewed the recommendations for High School Accountability Indicators.

MOTION was made by Vice Chair Johnson and seconded that the Board adopt as a working framework Action 2, School Grading for High School and elementary indicators:

- a) High School Accountability Indicators
 - Proficiency (300 points)
 - Growth (300 points)
 - College and Career Ready (150 points)
 1. Graduates from high school
 2. Receives at least 18 on the ACT; and
 3. Fulfills one or more of the following:
 - a) a score of "3" or more on an Advanced Placement (AP) Test
 - b) a "C" or higher on a concurrent enrollment course
 - c) a __ on an International Baccalaureate (IB) course
 - d) a Career and Technical Education (CTE) certificate
 - e) passing grade in an honors course
 - f) receives at least a 2.5 combined GPA on ELA 11, Secondary Math II and last science course taken.

- At-risk population improvements (150 points)
 1. Dropout recovery
 2. Low academic performance indicators (outcomes)
 3. Credit recovery
 4. Absenteeism
 5. Suspension or other disciplinary
 - ELL Progress (100 points)
- b) Elementary Accountability Indicators
- Proficiency (300 points)
 - Growth (300 points)
 - 1-3 Reading Progress Indicator (200 points)
 - Access to Quality Education Indicator (100 points)
 1. Teacher attendance
 2. Suspensions
 - ELL Progress (100 points)

Member Hansen requested that the Board's ACEESS, USEAP and AAPAC advisory committees weigh in on the recommendations. Task Force Chair Cummins noted that the Advisory Committee for Equity of Educational Services for Students (ACEESS) did provide input and will continue to be part of the discussion. Member Cummins also clarified that the plan of action is to gather input from various stakeholders.

Motion carried unanimously.

MOTION was made by Member Cummins and seconded that the Board adopt recommended Action 2c: In a year of substantial transition, we recommend a suspension of designation of turnaround schools for one year. We anticipate this may occur in the 2017-18 school year.

Motion carried, with Members Belnap and Warner opposed.

Utah State Office of Rehabilitation Executive Director's Report

Darin Brush, USOR Executive Director, expressed appreciation for the Board's support during the last fifteen months. He reported that he recently commissioned a study of the history of the USOR—the oldest social services agency in Utah. The agency was founded in the 1920s and has been under the State Board of Education since that time. That will change now with USOR's move to the Department of Workforce Services (DWS).

He shared the state of things at USOR and indicated that DWS will incorporate into itself an agency in USOR that has a balanced budget with no deficit. The Board is delivering a healthy agency to DWS and that transition is moving well. There are still challenges, including requests from federal partners and challenges with IT services, but Director Brush expressed confidence that on October 3 USOR will continue to serve clients as they have before. Some things were not contemplated in the legislation and USOR will continue to obligate some services from the Board for a time.

Vice Chair Johnson reported that the Finance Committee considered a Memorandum of Understanding between USOR and the Board, which may have to be considered in an electronic meeting. Mr. Brush indicated the MOU will address item such as access to the BASE accounting system. He also cautioned that all plans could be affected by a delay from their federal partners.

Mr. Brush thanked the Board for the opportunity of working for the USOR and stated that he has never worked with a more committed group of people than the 400 USOR employees. He also expressed appreciation for the members of the superintendency and Board staff with whom he has worked and stated that his biggest regret is not having the opportunity to continue working with them. He closed by saying that it has been an honor to serve under the Board, that all is in order for the transition to DWS and that USOR's clients won't know the difference.

Member Crandall thanked Darin on behalf of the Board, saying that a "thank you" is way too inadequate for the work he has done.

SFY 18 Budget Priorities - Continued

MOTION was made by Vice Chair Thomas and seconded that the Board add to its priorities list the ACT Aspire/ACT test for \$2.6 million ongoing.

Motion carried.

MOTION was made by Vice Chair Thomas and seconded that the Board add to the list the Digital Teaching and Learning Grant program.

Vice Chair Thomas informed that the grant program is in full swing and there are many

local education agencies (LEAs) involved that are working on digital teaching plans. During the last legislative session the Board was appropriated \$10 million of ongoing funding for the program. Staff is finding that there are more LEAs who want to implement plans and as more are added the amount of grant money to each entity will decrease.

Motion carried, with Member Belnap opposed.

MOTION was made by Member Lockhart and seconded that the Board add an appropriation of \$3 million to the list for regional service centers.

MOTION TO AMEND was made by Vice Chair Johnson that the money come out of the Minimum School Program.

Without objection the motion was amended.

Member Belnap asked where the service centers would get money if the appropriation is not given. Duke Mossman, Director of the Northeastern Utah Educational Service Center, was invited to comment. He informed that the state funding for service centers provides the base budget for operations. All other funding is from the Utah Education and Telehealth Network, schools districts, and grants. For his center the state funding is 50 percent of his full budget.

Deputy Superintendent Jones informed that state funding varies between service centers and is between 30 to 50 percent for each. Terry Shoemaker, Utah School Superintendents Association Executive Director, provided information that each district that participates in a center contributes on a formula. Districts also participate in specific programs and contribute additional funds to participate in additional programs.

Motion carried.

Vice Chair Johnson reported that Board leadership has a meeting set up with legislative leadership to discuss funding for the service centers.

MOTION was made by Vice Chair Thomas and seconded that the Board add to the list \$510,000 ongoing for risk mitigation—specifically from the CBA the three FTE for School Finance analysts and one FTE specialist for Internal Audit.

Motion carried, with Members Hansen and Warner opposed.

USBE Advisory Committee Review Task Report and Recommendations

Task Force Chair Linda Hansen reviewed a resolution prepared at the direction of the Task Force to formalize the Utah Special Education Advisory Panel (USEAP).

MOTION from the Task Force that the Board approve the USEAP Resolution.

Motion carried; Member Johnson absent.

Member Hansen reported that the Task Force discussed the Public Educator Evaluation Requirements (PEER) Committee and recommended that the Board's Law and Licensing Committee review the rule containing the PEER Committee. The Committee reviewed R277-531 in its meeting last night.

Member Hansen reported that the Task Force will be reviewing the Career and Technical Education student leadership committees, the Trust Advisory Committee, and the Paraeducator Scholarship Committee in its upcoming meetings.

Audit Committee Report

MOTION from Committee that the Board approve the Fall Training Schedule for School Community Councils.

Motion carried; Member Johnson absent.

Board Standing Committees**LAW AND LICENSING COMMITTEE**

Committee Chair Leslie Castle reported on the following items from the Committee.

Approval of Previous Meeting Minutes

The Committee approved the minutes of its August 11, 2016 meeting.

R277-726 Statewide Online Education Program

The Committee reviewed amendments to R277-726 which enable a student in grades 6-12 the opportunity to earn high school graduation credit to enroll in the Statewide Online

Education Program. The Committee approved and continued the rule, as amended, on first reading.

MOTION from Committee that the Board approve and continue R277-726 *Statewide Online Education Program*, as amended, on second reading.

Member Belnap stated she has a conflict of interest because she works in an online school.

Motion carried; Member Belnap abstained.

R277-438 Dual Enrollment

The Committee reviewed amendments to R277-438 to clarify the definition of a co-curricular program and participation requirements for dual enrollment students. The Committee approved and continued the rule, as amended, on first reading.

Deputy Superintendent Angie Stallings reported that a technical change is needed on page 3, line 79 to delete “and citizenship information.” It has been interpreted as meaning that the Board is asking for people’s U.S. citizenship information, but it really means good citizenship as in disciplinary attendance. As citizenship information is already included in a report card, staff recommends the change to avoid confusion. The change is contained in Revision 2, distributed to the Board.

MOTION was made by Member Castle and seconded that the Board approve and continue R277 Revision 2 *Dual Enrollment* on second reading.

Motion carried; Member Johnson absent.

R277-609 Standards for LEA Discipline Plans and Emergency Safety Interventions

The Committee reviewed amendments to R277-609 made as a result of H.B. 460 *School Officers and School Administrators Training and Agreement* passed in the 2016 Legislative Session. The Committee made additional amendments in Revision 3. The Committee approved and continued the rule, as amended, on first reading.

MOTION from Committee that the Board approve and continue R277-609 Revision 3 *Standards for LEA Discipline Plans and Emergency Safety Interventions* on second reading.

Motion carried.

It was noted that the Committee directed staff to form a working group, including some committee members, to review R277-609 and the LRBI Manual to make recommendations for potential changes.

R277-511 Academic Pathway to Teaching (APT) Level 1 License

The Board approved R277-511 in June 2016 and the rule was made effective on August 12, 2016. In its August meeting the Board directed staff to further amend the rule and bring back to the Law and Licensing Committee. The Committee reviewed the amendments and made further amendments in Revision 1. The Committee approved R277-511 Revision 1 on first reading.

MOTION from Committee that the Board approve R277-511 Revision 1 *Academic Pathway to Teaching (APT) Level 1 License* on second reading.

Motion carried, with Member Belnap opposed; Member Johnson absent.

It was noted that the Committee directed staff to forward to rule to the USBE Licensing Task Force for further review.

R277-513 Teacher Leader

The Board approved R277-513 in its August 2016 meeting. Since that time additional amendments have been recommended regarding teacher leader compensation. The Committee reviewed the amendments and made additional changes in Revision 3. The Committee approved Revision 3 of the rule on second reading.

MOTION from Committee that the Board approve R277-513 Revision 3 *Teacher Leader* on third and final reading.

Motion carried; Member Johnson absent.

Alignment of State Code and Board Rule for Educator Evaluation

The Committee reviewed a report comparing alignment of Title 53A, Chapter 8a of the Utah Code with Administrative Rules R277-531 and R277-533 with the intent of lessening

district requirements in Board rule where possible. The Committee directed staff to amend R277-531 and R277-533 to eliminate provisions in Board rule that are not required in Code and to require school districts to implement an employee compensation system that is aligned to the district's education evaluation system. The rules will be brought back to the Committee in October.

Board Policy 3004 Educational Assistance Program for Board Employees

The Committee discussed Board Policy 3004 which establishes an Educational Assistance Program for Board employees, subject to budget availability.

MOTION from Committee that the Board approve Board Policy 3004 *Educational Assistance Program for Board Employees*.

Motion carried; Member Johnson absent.

R277-512 Online Licensure

The Committee reviewed directed amendments to R277-512 to allow USBE Licensing staff to provide a tool that will grant the public access to information on educator licenses. The Committee made additional changes in Revision 2 and approved R277-512 Revision 2 on first reading.

MOTION from Committee that the Board approve R277-512 Revision 2 *Online Licensure* on second reading.

MOTION TO AMEND was made by Member Warner and seconded that the rule be approved subject to a legal opinion about the due process rights of those that have entered into agreements with the Utah Professional Practices Advisory Commission.

Member Warner clarified her intent that the motion cover retroactive agreements. Member Castle responded that the motion was not intended to be retroactive and she would not want to see it delayed.

Vice Chair Thomas observed that the information that will go on the database is already public record and not making it retroactive would defeat the purpose of the database. He suggested it would not impact due process rights to put on a public

website that which is already accessible through a process. The database would provide for finalized action to be in a centralized area.

Member Castle reiterated her desire to have the rule move forward today in the spirit of accountability that every other profession of accountability has to the system it serves.

Assistant Attorney General Nicole Call noted that if the rule is passed on second reading and comes back on the Consent Calendar in October for third and final reading, that would provide adequate time for counsel to review the rule.

Motion to amend carried, with Members Belnap, Corry, Cummins, Hansen, Huntsman, Johnson, Lockhart, Moss, and Warner in favor and Members Castle, Crandall, Thomas and Stokes opposed.

Motion as amended carried unanimously.

R277-514 Deaf Education License Area of Concentration and R277-520 Appropriate Licensing and Assignment of Teachers

The Committee discussed R277-514 which establishes a new Utah Deaf Education License that would incorporate auditory learning and spoken learning strategies, essential special education training, strong content knowledge, specialized deaf pedagogical training, and ASL teaching strategies. Amendments to R277-520 were also proposed to incorporate the Deaf Education License into the rule.

The Committee referred the rules to the USBE Licensing Task Force for review.

STANDARDS AND ASSESSMENT COMMITTEE

Committee Chair Laura Belnap reported on the following items from the Committee.

Approval of Previous Meeting Minutes

The Committee approved the minutes of its August 11, 2016 meeting.

Competency-based Measures and Determination of Use of Appropriation

The Committee deferred this item to next month.

Testing Ethics Manual 2016-2017

The Committee reviewed a change to the Manual to include a cover page.

MOTION from Committee that the Board approve the updated Testing Ethics Manual for 2016-2017.

Motion carried; Member Lockhart absent.

Parental Exclusion Forms for Statewide Assessment

The Committee reviewed updated parental exclusion forms for statewide assessments that include definitions and purposes of each assessment. The Committee directed staff to combine all elementary tests into one form and secondary tests into one form, with a separate definitions page. The Committee did not take a motion pending the changes. Updated forms with the Committee changes were distributed to the Board.

MOTION was made by Member Belnap and seconded that the Board approve the parental exclusion forms, as amended.

Motion carried.

R277-604 Private School, Home School, Electronic High School (EHS), and Bureau of Indian Affairs (BIA) Student Participation in Public School Achievement Tests

The Committee reviewed the rule in accordance with the Utah Administrative Rulemaking Act five-year review requirement. Technical and conforming changes were made, and the Committee requested additional changes. The Committee approved and continued R277-604 Revision 2 on first reading.

MOTION from Committee that the Board approve and continue R277-604 *Private School, Home School, Electronic High School (EHS), and Bureau of Indian Affairs (BIA) Student Participation in Public School Achievement Tests* Revision 2 on second reading.

Motion carried.

R277-409 LEA Membership in Associations

The Committee reviewed new rule R277-409 prepared for the purpose of placing limitations on public school membership in certain associations with rules or policies that conflict with Board policies.

Committee Chair Belnap expressed appreciation for the public comment given during the committee meeting, and expressed that it would be great to have as much participation concerning academic subjects. She reported that Ryan Cuff, Executive Director of the Utah High School Activities Association (UHSAA), has asked for more collaboration and work to discuss the concerns.

Member Belnap reported that no motion was forwarded from the Committee.

MOTION was made by Vice Chair Johnson and seconded that the Board consider rule R277-409.

Motion carried, with Member Cummins opposed.

MOTION was made by Vice Chair Thomas and seconded that the Board approve rule R277-409 Revision 2 on first reading.

Vice Chair Thomas noted that all the language regarding transfers and eligibility has been stripped out of Revision 2. He acknowledged that Board members have received a great deal of public comment on the rule and are receptive to allowing a measure of local control with regard to transfers and eligibility for athletics. He informed that a conflict was pointed out by the State Auditor eight years ago regarding the transfer rule and the Utah open enrollment statute and asked the UHSAA Board of Trustees to work on a solution that will satisfy the open enrollment statute.

Member Cummins voiced her concerns that go beyond the transfer rule to issues such as designating the State Board of Education as the appeals body, and expressed that the Board should not rush the rule. Member Warner expressed concern about the appeal process going back to the UHSAA. Member Stokes reported on a positive meeting he and others had with the UHSAA staff regarding meeting with the UHSAA and Board between now and the next Board meeting to work out details of the appeal process. He reiterated that the biggest complaint he receives is that the same board that approves or denies a transfer becomes the

organization that will hear the appeal.

Member Huntsman spoke against the motion, expressing that he hasn't seen the "we" in this process, which is going very quickly. He asked the Board to wait on the rule until there is collaboration.

Representatives of the UHSAA were invited to give input to the Board. Rob Cuff, Executive Director, referenced a joint statement in the UHSAA Handbook that shows that the Association and Board have worked together in the past and can continue to work together in the future. He noted that they just received Revision 2 of the rule and the UHSAA Board of Trustees needs time to evaluate the language. In addition, the Utah School Superintendents Association will be meeting next Monday and will consider a position.

Kristen Betts, UHSAA Board of Trustees Chair, requested that time be given for the Board of Trustees to consider alternate language.

Member Stokes reviewed that Revision 2 is identical to the original rule except lines 43-54 are removed and cyber bullying and sexual abuse prevention have been added. Also, the section of the transfer rule has been removed. He suggested 3 or 4 representatives of the State Board of Education and UHSAA Board of Trustees meet to develop some processes that would work.

Member Lockhart questioned whether 30 days is enough time. Ms. Betts indicated that more time would be preferred, but it is possible. Member Lockhart suggested that by the Board approving the rule on first reading today, a sense of urgency will be in place and it elevates the level of importance. Ms. Betts indicated an emergency meeting of the UHSAA Board could be called, or at least a meeting as mentioned with representatives of both boards.

Vice Chair Johnson stated that a preeminent concern for her is that lines 63-74 are addressed to make sure there is the force of law in protecting student data and there is clear direction that coaches need to be trained in child sexual abuse prevention and cyber bullying.

Member Castle voiced that equitable access and opportunity to participate should be at the core of UHSAA's mission and she isn't sure that is happening.

Member Corry voice her concern that the rule came out so quickly and seems to be a major shift. She, too, asked for more discussion with outside groups and suggested the Board

ask UHSAA to present solutions to the Board in the Board's October meeting.

MOTION TO AMEND was made by Member Corry and seconded that lines 40-42 be removed from the rule.

Member Huntsman stated that based on what has been shared UHSAA and the Board have some common goals and responsibilities and appreciates the work that is starting to come together; however, he feels the rule is very aggressive and the process shouldn't be rushed.

Motion to amend carried, with Member Huntsman opposed and all others in favor, including Member Wright who joined the meeting by phone for this vote.

MOTION TO POSTPONE was made by Member Belnap and seconded that the vote be postponed and the rule come before the full Board in its October meeting with proposed changes.

Motion to postpone failed, with Members Belnap, Corry, Huntsman, Lockhart and Warner in favor and Members Castle, Crandall, Cummins, Hansen, Johnson, Moss, Stokes, and Thomas opposed.

Main motion as amended, to approve on first reading R277-409 as amended in Revision 3 carried, with Members Castle, Crandall, Hansen, Johnson, Lockhart, Moss, Stokes, Thomas and Warner in favor, and Members Belnap, Corry, Cummins, and Huntsman opposed.

MOTION was made by Member Cummins and seconded that in conjunction with this rule going forward the Board direct staff to look at alternate ways to work with associations than a rule.

Member Warner suggested a Memorandum of Understanding may be more appropriate.

Motion carried unanimously.

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

The Committee reviewed proposed amendments to R277-605 to remove endorsement of a specific association in the rule. In addition, Member Belnap requested that the new sexual abuse policy be included in the coaching certification provided by the UHSAA. The Committee

approved and continued R277-605 on first reading.

MOTION from Committee that the Board approve and continue R277-605 *Coaching Standards and Athletic Clinics*, as amended, on second reading.

Motion carried, with Member Hansen opposed.

Minor Standards Revision Costs

The Committee received information on a what a minor revision to standards would cost, which would be about half the cost of a full standards review.

Utah Special Education Advisory Panel (USEAP) Priorities

The Committee was presented with priorities developed by USEAP for 2016-17. USEAP will work on the four areas presented and report back to the Board.

Utah Educational Leadership Standards

As the first step in the standards revision process, the Committee received information on the proposed update to the Utah Educational Leadership Standards. It was proposed that the Standards be updated as a result of new research and recommendations from a study group that the standards be revised to make them consistent with Utah standards. The Utah Equity Plan also requires that the standards be revised.

MOTION from Committee that the Board direct staff to begin the process of revising the Educational Leadership Standards.

Motion carried; Member Lockhart absent.

FINANCE COMMITTEE

Committee Vice Chair Mark Huntsman reported on the following items from the Committee.

Approval of Previous Meeting Minutes

The Committee approved the minutes of its August 11, 2016 meeting.

Comprehensive Review and Approval of SFY 16 Carry Forward Amounts

MOTION from Committee that the Board approve moving \$130,000 from the School Finance Section carry forward budget to the Board priority funding.

Motion carried.

MOTION from Committee that the Board direct Superintendent Dickson to work with USBE staff to bring back to the Committee next month recommendations for carry forward funding for programs.

Motion carried.

Section Budget Review Schedule

The Committee approved the SFY 17 budget reporting schedule for reports to the Finance Committee as presented.

SFY 17 Section Budget Reviews

The Committee reviewed the SFY 17 budgets of the Data and Statistics, Law and Professional Practices, Assessment, and Information Technology Sections.

Moving USBE to the Cloud

The Committee received a report from Information Technology staff regarding moving to an internet cloud, which would help with the backup of the USBE system, allowing for an hourly backup.

MOTION from Committee that the superintendency work with IT staff to move the Board to an internal internet cloud.

Brent Page, USBE IT Director, reported that the new technology will allow for better security with an internal cloud than an external cloud. Staff will have more control and there will be a cost savings.

Deputy Superintendent Jones reiterated that the internal cloud backs up more frequently than in other cloud-based systems; also, if there is malicious intent such as

ransomware, staff would be able to go back one hour and secure that data. Four different alternatives to the cloud were reviewed.

Mr. Page reported that the data storage servers would be in this building and no student data would go offsite, other than data being used for collaboration through Google and Microsoft 365. Backup will occur faster and there will be better recovery time for disaster recovery. Superintendent Jones added that there will be a contingency plan with an alternative site where the data is stored.

Motion carried unanimously.

Implementation of Google or Microsoft 365

The Committee received information from IT regarding implementing Google or Microsoft 365.

MOTION from Committee that the Board direct that both Google and Microsoft 365 be implemented.

Mr. Page informed that the programs allow for collaboration by sharing documentation. The state executive branch is using Google Docs and the legislature and attorney general's office are using Microsoft 365, while local education agencies are split. Superintendent Jones added that using either program would allow staff to work together with external entities in a safe and secure environment.

Motion carried unanimously.

Website Transition and OCR compliance

The Committee received a progress report from staff on the Board's website transition and compliance required by the Office of Civil Rights (OCR).

MOTION from Committee that the Board approve the use of \$200,000 carry forward funding for website transition and OCR compliance.

Motion carried unanimously.

USBE Building Renovations - Phase 1

MOTION from Committee that the Board authorize using \$450,000 carry forward funding for the purpose of improvements and safety in the USBE building; \$300,000 for capital improvements; and \$150,000 for the State Superintendent's discretion. Capital improvements will include three closed offices located on the main floor dedicated to Board members.

It was noted that a balance of \$262,726.39 will remain.

Motion carried; Members Castle and Lockhart absent.

Minimum School Program (MSP) Carryover FY 2016

School Finance Section staff reviewed the MSP carryover with the Committee. No action was taken.

Real Academy Charter School

The Committee heard from representatives of the Real Academy Charter School, recently chartered by Jordan School District, and a representative of the district.

Vice Chair Johnson informed that there is language in the Utah Chartering Act that charters approved by a district don't have to be authorized by the Board of Education. She indicated, however, that there is ambiguity in the funding and this is an issue that needs to be resolved because of potential liability to the Board. The Committee directed that the information be referred to the Board as part of its discussion of legislation needed.

Vice Chair Johnson apologized to those who came before the Committee acknowledging that better communication regarding this item should have occurred.

Data and Information Requests

Vice Chair Johnson requested that IT send the document outlining current active IT projects to the Board.

Board Chair's Report

Chair Crandall reported on the following.

- Since there will not be a voting delegate from Utah attending the National

Association of State Boards of Education Annual Meeting in October, he has authorization from NASBE to vote on the NASBE Bylaws and Positions, and officer elections, by mail.

- **MOTION** was made by Member Stokes and seconded that the Board hold its January 2017 meeting on January 12-13. Motion carried.
- Chair Crandall has appointed Member Stokes to replace Member Moss as the Board of Education representative on the Board of Regents.

School Grading

Chair Crandall reminded the Board that in the last school grading legislation a compromise was made that in a year after 65 percent of schools receive an A or a B, the Board shall adjust the grade range. Utah Code 53A-1-1110(2) requires the Board “to increase an endpoint of a range described in Subsection (1)(a) or (b) by five percentage points over the previous school year.” As 74 percent of Utah elementary schools received an A or B and 66 percent of high schools received an A or B in the 2015-16 academic year, an adjustment is required. Therefore, an adjustment will be made this year.

Deputy Superintendent Nye suggested that when school grades are publicly released on September 15 an explanation could be included regarding what occurred as a result of the legislation. Chair Crandall also pointed out that schools can figure out what grade they would have received had there not been a change in the scale.

Member Hansen asked that an explanation be added to the Board’s Data Gateway.

Board Member Comments

Vice Chair Johnson informed the Board that next Monday the federal funds commission of the Legislature is hearing an issue on the federal grants module and H.B. 329 that affected the Board. She has been asked to stand in and she has made it clear that she will be representing herself, not the Board.

Executive Session

MOTION was made by Member Corry and seconded that the Board go into Executive Session for the purpose of discussing the character, professional competence, or physical or mental health of individuals.

Upon voice vote of the Members present, the Board moved into Executive Session at 4:30 p.m.

Those present included members Belnap, Castle, Corry, Crandall, Cummins, Hansen, Huntsman, Johnson, Lockhart, Moss, Stokes, Thomas, and Warner; and Rich Nye, Angie Stallings, Nicole Call, Emilie Wheeler, and Lorraine Austin.

MOTION was made by Member Stokes and seconded that the Board come of out Executive Session.

Motion carried. The Board reconvened in open session at 5:04 p.m.

Executive Session Items

Licensing Actions and Utah Professional Practices Advisory Commission (UPPAC) Consent Calendar

MOTION was made by Member Stokes and seconded that the Board adopt the Remand Order in Case No. 16-1331 and remand the case back to UPPAC.

Motion carried.

MOTION was made by Member Stokes and seconded that the Board adopt the UPPAC recommendation in Case No. 15-1296 to issue a letter of reprimand on the educator's Level 1 Secondary Education License to be in place for not less than two years from the date of Board action.

Motion carried.

MOTION was made by Member Stokes and seconded that the Board accept the UPPAC recommendation in Case No. 16-107 and clear the background check.

Motion carried.

MOTION was made by Member Stokes and seconded that the Board accept the UPPAC recommendation in Case No. 16-114 and clear the background check.

Motion carried.

MOTION was made by Member Stokes and seconded that the Board accept the UPPAC recommendation in Case No. 16-1327 and extend the suspension of the educator's Level 2 Secondary Education License for one year until August 2017.

Motion carried.

MOTION was made by Member Stokes and seconded that the Board accept the UPPAC recommendation in Case No. 15-1265 and revoke the individual's Level 2 School Counselor License.

Motion carried; Member Johnson absent.

MOTION was made by Member Stokes and seconded that the Board approve the UPPAC Consent Calendar.

Motion carried; Member Johnson absent.

Appointments

MOTION was made by Member Stokes and seconded that the Board appoint Patty Norman to the Utah Education and Telehealth Network Board for the term July 1, 2016 through June 30, 2020.

Motion carried.

MOTION was made by Member Stokes and seconded that the Board appoint to the State Rehabilitation Council for terms September 2016 to September 2019: Kelly Boehmer, representing services for the deaf and hard of hearing; Rob Ferris, representing independent living services; Rylee Williams, as an at-large representative; and Glenn Fitzpatrick, representing community health providers.

Motion carried.

MOTION was made by Member Stokes and seconded that the Board appoint to the Utah Statewide Independent Living Council: Jeff Sheen, Cherissa Alldredge, Brian Bills, Holly Ferrin—representing persons with a disability; Cheryl Atwood, representing the Association of Independent Living Centers in Utah (AILU).

Motion carried.

MOTION was made by Member Stokes and seconded that the Board appoint to the

Utah Instructional Materials Commission for term four years from the date of appointment: Paula Logan, representing secondary principals; Linda Hanks and Russell Duncan, representing lay citizens.

Motion carried.

Testing Ethics Policy Manual

Member Belnap indicated that a motion from the Standards and Assessment Committee was missed concerning the Testing Ethics Policy.

MOTION from Committee that the Board approve the updated Testing Ethics Policy Manual with an additional change to the inside of the cover page to include the statement: "The purpose of statewide assessment is for accountability at the state level."

Motion carried.

Executive Session

MOTION was made by Vice Chair Johnson and seconded that the Board go into Executive Session for the purpose of discussing the character, professional competence, or physical or mental health of individuals.

Upon voice vote of the Members present, the Board moved into Executive Session at 5:10 p.m.

Those present included members Belnap, Castle, Corry, Crandall, Cummins, Hansen, Huntsman, Johnson, Lockhart, Moss, Stokes, Thomas, and Warner.

MOTION was made by Member Belnap and seconded that the Board come out of Executive Session.

Motion carried. The Board reconvened in open session at 6:04 p.m.

Adjournment

The meeting adjourned at 6:04 p.m.