



900 S.W. Jackson Street, Suite 600
Topeka, Kansas 66612-1212
(785) 296-3203
www.ksde.org

Janet Waugh
District 1
Dr. Deena Horst
District 6

Steve Roberts
District 2
Ben Jones
District 7

Michelle Dombrosky
District 3
Kathy Busch
District 8

Ann E. Mah
District 4
Jim Porter
District 9

Jean Clifford
District 5
Jim McNiece
District 10

TUESDAY, APRIL 14, 2020 MEETING AGENDA - ONE DAY ONLY

10:00 a.m.	1. Call to Order — Chairman Kathy Busch	
	2. Roll Call	
	3. Mission Statement, Moment of Silence and Pledge of Allegiance	
	4. Approval of Agenda	
	5. Approval of March Minutes	pg 5
10:05 a.m. (IO)	6. Update and Report on Continuous Learning Environments for Schools	pg 25
11:15 a.m.	Break	
11:25 a.m. (IO)	7. Continuous Learning Update and Report <i>(continued)</i>	
11:45 a.m.	8. Citizens' Open Forum - Written comments only	pg 27
Noon	Lunch	
12:45 p.m. (AI)	9. Act on best practices recommendations from E-Cigarette/Vaping Task Force	pg 29
1:00 p.m. (AI)	10. Act on appointment of State Board member to serve on the KSHSAA Board	pg 35
1:10 p.m. (RI)	11. Receive the Kansas Early Childhood Strategic Plan	pg 37

SPECIAL NOTICE:

Because of restrictions prohibiting mass gatherings to limit the spread of COVID-19, the April 14 State Board meeting will be conducted through interactive communication. The public may listen to and observe the meeting through live streaming at: <https://www.ksde.org/Board/Kansas-State-Board-of-Education/Streaming-Media>. Written comments for Citizens Open Forum should be directed to the State Board secretary at plhill@ksde.org. Electronic access to the agenda and meeting materials is available at www.ksde.org/Board.

References: (AI) Action Item, (DI) Discussion Item, (RI) Receive Item for possible action at a later date, (IO) Information Only
Services: Individuals who need the use of a sign language interpreter, or who require other special accommodations, should contact Peggy Hill at 785-296-3203, at least seven business days prior to a State Board meeting.
Website: Electronic access to the agenda and meeting materials is available at www.ksde.org/Board.
Next Meeting: May 12-13, 2020 in Topeka

Kansas leads the world in the success of each student.

1:50 p.m. (IO)	12. Announcement of Kansas Career and Technical Education Scholars for 2020	pg 39
2:05 p.m. (AI)	13. Consent Agenda	
	a. Receive monthly personnel report	pg 41
	b. Act on personnel appointments to unclassified positions	pg 43
	c. Act on recommendations for licensure waivers	pg 45
	d. Act on recommendation for a Visiting Scholar license	pg 47
	e. Act on local in-service education plans	pg 49
	f. Act on license for new commercial driver training school	pg 51
	g. Act on revised Agreement to Organize and Operate the Tri-County Special Services Cooperative	pg 53
	h. Act on proposed creation of Maize Special Education Cooperative	pg 63
	i. Act on proposed creation of Goddard Special Education Cooperative	pg 69
	j. Act on proposed creation of Ark Valley Special Education Cooperative	pg 79
	k. Act on the dissolution of Sedgwick County Area Educational Services Interlocal Cooperative 618	pg 89
	l. Act on request to extend the current contract with BTU Consultants for an additional two years to provide trainings and telephone hotline support for the E-Rate program	pg 91
	m. Act on request to contract with Brookes Publishing for the purpose of making the Ages and Stages Questionnaires available statewide	pg 93
	n. Act on request to contract with MetaMetrics, Inc. for Lexile and Quantile measures	pg 95
	o. Act to initiate contract bid process for investigation of special education formal complaints	pg 97
2:10 p.m. (AI)	14. Act on Continuous Learning applications from school districts	pg 99
2:30 p.m. (AI)	15. Act on Board Travel	pg 101
2:35 p.m. (IO)	16. Legislative Matters	pg 103
3:00 p.m.	ADJOURN	



KANSAS STATE BOARD OF EDUCATION

MISSION

To prepare Kansas students for lifelong success through rigorous, quality academic instruction, career training and character development according to each student's gifts and talents.

VISION

Kansas leads the world in the success of each student.

MOTTO

Kansans CAN.

SUCCESSFUL KANSAS HIGH SCHOOL GRADUATE

A successful Kansas high school graduate has the

- Academic preparation,
- Cognitive preparation,
- Technical skills,
- Employability skills and
- Civic engagement

to be successful in postsecondary education, in the attainment of an industry recognized certification or in the workforce, without the need for remediation.

OUTCOMES FOR MEASURING PROGRESS

- Social/emotional growth measured locally
- Kindergarten readiness
- Individual Plan of Study focused on career interest
- High school graduation rates
- Postsecondary completion/attendance



MINUTES



Kansas State Board of Education

Tuesday, March 10, 2020

CALL TO ORDER

Chairman Kathy Busch called the monthly meeting of the Kansas State Board of Education to order at 10 a.m. Tuesday, March 10, 2020 in the Board Room at the Landon State Office Building, 900 S.W. Jackson St., Topeka, Kansas. She welcomed everyone in attendance and listening online. Guests from the Kansas Educational Leadership Institute introduced themselves.

(00:00:16)

ROLL CALL

The following Board members were present:

Kathy Busch	Jim McNiece
Jean Clifford	Jim Porter
Michelle Dombrosky	Steve Roberts
Deena Horst	Janet Waugh
Ben Jones	

Member Ann Mah participated by phone.

STATE BOARD MISSION STATEMENT, MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

Chairman Busch read both the Board's Mission Statement and Kansans Can Vision Statement. She then asked for a moment of silence after which the Pledge of Allegiance was recited.

APPROVAL OF AMENDED AGENDA

Chairman Busch announced the addition of an information item regarding the Coronavirus. This would occur in the agenda following Item #10. Mr. Roberts asked to add a discussion item to review his talking points. This would occur within Item #19. Mrs. Waugh moved to approve the agenda as amended with both additions. Dr. Horst seconded. Motion carried 10-0.

MOTION
(00:04:51)

APPROVAL OF THE FEBRUARY MEETING MINUTES

Dr. Horst moved to approve the minutes of the February Board meeting. Mr. McNiece seconded. Motion carried 10-0.

MOTION
(00:05:49)

COMMISSIONER'S REPORT

Dr. Watson recapped key events in the origin of the Kansans Can vision to lead the world in the success of each student. He reminded members of the forums with Kansans and reiterated the results of what they said schools need to do to help students be successful. Dr. Watson commented on the timeline that followed to sort data, validate research, develop Kansans Can competencies and re-engineer education. Four main principles drive school redesign: student success skills; family, business and community partnerships; personalized learning; and real-world application. He answered questions following his report.

(00:06:11)

CITIZENS' OPEN FORUM

Chairman Busch declared the Citizens' Forum open at 10:32 a.m. Speakers and their topics were: Hartej Sethi, representing Sikh community — Sikhism in K-12 education; Dave Trabert, Kansas

(00:33:09)

Kansas leads the world in the success of each student.

Policy Institute — state assessment scores; Phyllis Farrar, representing Kansas World Language Teachers — terminology within Computer Science recommendations. Chairman Busch declared the Citizens' Forum closed at 10:48 a.m.

ACTION ON HISTORY, GOVERNMENT AND SOCIAL STUDIES STANDARDS

MOTION

(01:06:49)

Education Program Consultant Don Gifford presented the History, Government and Social Studies standards that have been through a cyclical review. He explained the changes to Board members last month. Mr. Gifford then introduced a video recording from Ashley Umphrey, a sixth-grade teacher at Olathe, who shared her experiences as a practitioner using the standards to drive instruction. Ms. Umphrey was the 2019 Kansas Social Studies Teacher of the Year. During discussion, there were comments concerning "rights" vs "privileges." Mr. McNiece moved to approve the proposed History, Government and Social Studies Standards. Mr. Jones seconded. Motion carried 8-2 with Mrs. Dombrosky and Mr. Roberts in opposition.

RECEIVE RECOMMENDATIONS FROM E-CIGARETTE/VAPING TASK FORCE

(01:07:46)

Dr. Mark Thompson represented the E-Cigarette/Vaping Task Force in bringing forth best practice recommendations for schools to implement regarding student discipline for those who are caught using or possessing Electronic Nicotine Delivery System devices or components. The Discipline and Cessation subgroup of the Task Force prepared a menu of best practices to allow schools the flexibility to implement the approach to discipline that works best for their particular setting. Dr. Thompson commented on factors taken into consideration — education, tiered approach and resources for cessation opportunities. Jordan Roberts from the Kansas Department of Health and Environment assisted in answering questions. Board members commented on the content, including concerns about out of school suspension, mentioning other teacher/staff supports, and minor word revisions.

BREAK

Board members took a break until 11:47 a.m.

RECOGNITION OF 2019 MILKEN EDUCATOR AWARD WINNER

(01:39:01)

Carly Bowden, a seventh-grade mathematics teacher at Andover Central Middle School, Andover USD 385, is the 2019 Milken Educator Award recipient. The State Board recognized Ms. Bowden for this honor. She commented on some of the innovative programs and strategies she uses to foster student achievement in her classroom, such as STEM activities, making community connections (i.e. utilizing a budget in the grocery store) and global references paired with geography. The Milken Family Foundation, in cooperation with the Kansas State Department of Education, sponsors the Milken Educator Award program in Kansas.

INFORMATION ON COVID-19 GUIDANCE TO SCHOOL DISTRICTS

(01:52:33)

KSDE School Safety Specialist Susan McMahan informed Board members about preparation measures currently in place and guidance being provided to schools regarding COVID-19 (Coronavirus). This included public health officials and local schools working together to determine any potential school closures, a notice from KSHSAA about state competitions, and a list for schools of EPA-approved cleaning products. She then answered questions.

LUNCH

Chairman Busch recessed the meeting for lunch at 12:23 p.m.

RECOGNITION OF NATIONAL PTA SCHOOL OF EXCELLENCE RECIPIENTS FROM KANSAS

P.M. SESSION

(02:14:32)

At 1:30 p.m., Chairman Busch reconvened the meeting. Mrs. Waugh welcomed representatives from Kansas PTA (Parent Teacher Association) to introduce the newest National PTA School of Excellence recipients. This program supports and celebrates partnerships between PTAs and

schools to enrich the educational experience and overall well-being for all students. Honorees for the two-year distinction are: Belinder Elementary PTA, East Antioch Elementary PTA, Indian Hills Middle School PTA, Shawnee Mission East PTSA, Tomahawk Elementary PTA, all from Shawnee Mission USD 512; Frank Rushton Elementary PTA in Kansas City Kansas USD 500; New York Elementary PTA in Lawrence USD 497. Members of the Kansas State PTA, honored schools and their local PTAs were in attendance. Several of the groups talked about their specific projects.

RECEIVE HIGHER EDUCATION PREPARATION PROGRAM STANDARDS FOR BUILDING LEADERSHIP AND DISTRICT LEADERSHIP

Institutions of Higher Education utilize specific standards to develop their preparation programs and to establish professional learning requirements for licensure renewal. Dr. Cheryl Redding from the University of Saint Mary outlined the review committee's recommended revisions to the content program standards for Building Leadership PreK-12 and District Leadership PreK-12. She assisted with drafting both documents. After highlighting proposed changes, she accepted comments and questions from Board members. Topics included: special education needs, lack of direction for management functions and financial responsibilities, lack of information for serving preK students, the need to be more explicit and to address the school redesign model. The committee will consider suggestions before bringing the standards back for action.

(00:00:33)
Recording
timer reset

UPDATE ON NEW REGIONAL COMPREHENSIVE CENTER: PARTNERING WITH McREL TO ACHIEVE STATE BOARD OUTCOMES

KSDE is part of the Comprehensive Center Network Region 12 along with Colorado and Missouri served by McRel. Dr. Doug Moeckel, who is the state's comprehensive center liaison, described the efforts to support KSDE's PreK-12 school redesign initiative in the four key redesign principles and to aid with scaling up redesign. The partnership focuses on intensive services to the state.

(00:29:50)

There was a break until 3:05 p.m.

BREAK

ACTION ON RECOMMENDATIONS OF THE PROFESSIONAL PRACTICES COMMISSION

Chair of the Professional Practices Commission Linda Sieck announced the Council's recommendations for this month. Board members had the opportunity to ask questions about the first set of five cases. Mrs. Dombrosky moved to adopt the findings of fact and conclusions of law of the PPC and follow all recommendations in the issuance of the licenses in cases 20-PPC-01, 20-PPC-04, 20-PPC-05, 20-PPC-06 and 20-PPC-02. Mr. Roberts seconded. Motion carried 10-0.

MOTION
(00:55:29)

Next, Ms. Sieck presented a single case for consideration. Mr. McNiece moved to adopt the findings of fact and conclusions of law to suspend the Licensee in case 20-PPC-07 until the end of the day May 22, 2020. Dr. Horst seconded. Motion carried 9-0-1 with Mr. Jones abstaining.

MOTION
(00:58:12)

ACTION ON PETITION FOR REVIEW OF PPC INITIAL ORDER

KSDE General Counsel Scott Gordon explained that the applicant in case 19-PPC-50 participated in an evidentiary hearing before the Professional Practices Commission. Subsequent to that hearing, new evidence was made available to KSDE. Mr. Porter moved to remand case 19-PPC-50 back to the PPC to receive further evidence and to make any few findings as may be appropriate. Mrs. Clifford seconded. Motion carried 10-0.

MOTION
(01:00:22)

ACTION TO ACCEPT SPECIAL EDUCATION TRANSITION WORK GROUP REPORT AND INITIAL IMPLEMENTATION PLAN

Bert Moore, KSDE Director of Special Education, spoke on behalf of the Special Education Advisory Council, to explain a strategic chart that was prepared as part of the implementation of immediate, six-month and long-term actions to address recommendations from the Special Education

Transition Work Group. He also distributed a letter acknowledging SEAC's support for the Transition Implementation document to help ensure all students with disabilities have transition plans and appropriate services developed by IEP teams no later than age 14 that will lead to postsecondary success. Quarterly reports to the Board on progress will be scheduled. A Transition Summit is being planned for July 27 in Wichita. Mr. Porter commented on the work of the subcommittees.

MOTION
(01:09:36)

Mr. Porter moved to accept the Special Education Advisory Council and Transition Work Group report, to include the five subcommittee reports, and implementation plan for addressing the secondary transition of students following the recommendations of the Transition Task Force. Mr. McNiece seconded. Motion carried 10-0.

ACTION ON CONSENT AGENDA

MOTION
(01:19:36)

Dr. Horst moved to approve the Consent Agenda as presented. Mrs. Waugh seconded. Motion carried 9-1 with Mr. Roberts in opposition. In the Consent Agenda, the Board:

- received the monthly Personnel Report for February.
- confirmed the unclassified personnel appointment of Luke McClurg as Public Service Administrator on the Teacher Licensure and Accreditation team, effective Feb. 9, 2020, at an annual salary of \$48,006.40.
- accepted the following recommendations for licensure waivers valid for one school year:
Early Childhood Special Education — Paxton Rienbolt, USD 457; Mary Cook, USD 475; Megan Gaston, D0710. *Elementary, extension of days only* — Beth Renfrow, USD 395; Kari Carpenter, USD 475. *General Business Topics—extension on number of days under an emergency substitute license* — Jason Russell, USD 283. *Gifted* — Victoria Lewis, USD 253; Melissa Jacobs, USD 438; Eric Galbreath, USD 497; Robin Miller, USD 500; Megan Kerr, USD 512. *High Incidence Special Education* — Megan Frakes, USD 204; Aimee Lackey, USD 353; Kathryn Totten, USD 364; Rebecca Ryan, USD 418; Caitlyn Scott, USD 453; Erica Wheat, USD 497; Clarence Forshey III, Joshua Gray, USD 500; Meredith Royston, USD 501; Amanda Crabtree, D0603; Amanda Pfeifer, D0608; DeLayna Schooler, D0620; Eric Tate, D0700; Jennifer Weaver, D0710. *High Incidence Special Education - extension on number of days under an emergency substitute license* - Carrie Belveal, Maureen Cole, D0608; Summer Galdamez, D0613; Coral Jacobson, USD 469. *Library Media Specialist* — Brittany Horning, USD 259; Casey Penner, USD 402. *Life Science - extension on number of days under an emergency substitute license* — Ethan Harder, USD 218. *Low Incidence Special Education* — Abigail Myril Semple, Jennifer Talkington-Sy, Teresa Martinez, USD 259; Briana Talley, D0618; Nicole Warzeka, D0718. *Spanish—extension on number of days under an emergency substitute license* — Charlotte Cardenas-Hanekom, D0108.
- approved, with modifications, the in-service education plans for USD 310 Fairfield and USD 483 Kismet-Plains.
- accepted recommendations of the Evaluation Review Committee for program approval: **Fort Hays State University** - Gifted PreK-12, new program through Dec. 31, 2021; **Mid-America Nazarene University** - Building Leadership PreK-12, new program through Dec. 31, 2021; **Newman University** - Chemistry 6-12, Physics 6-12, both new programs through Dec. 31, 2021, and English 6-12, continuing program through June 30, 2026; **Ottawa University** - Building Leadership PReK-12, new program through Dec. 31, 2021, and Physical Education PreK-12, continuing program through June 30, 2026.

- accepted recommendations of the Licensure Review Committee: *Approved cases* — 3301, 3303, 3304, 3305, 3308, 3310, 3311, 3313.
- issued Calendar Year 2020 license to Kansas International Drivers Ed commercial Kansas driver training school.
- authorized the following districts to hold an election on the question of issuing bonds in excess of the district's general bond debt limitation: USD 263 Mulvane, USD 329 Wabaunsee, USD 428 Great Bend, USD 448 Inman.
- authorized the following districts to receive capital improvement (bond and interest) state aid as authorized by law: USD 263 Mulvane, USD 329 Wabaunsee, USD 428 Great Bend, USD 448 Inman.

authorized the Commissioner of Education to negotiate and

- initiate the contract bid process for the design and construction of a new Body Venture exhibit, with the contract amount not to exceed \$300,000.
- enter into a contract with the Southeast Kansas Education Service Center for payment of presenters for the 2020 KSDE/KAESA Summer Workshops.

BOARD MEMBER TRAVEL

Board members had the opportunity to make changes to the travel requests for approval. Mr. Jones moved to approve the travel requests and updates. Mr. McNiece seconded. Motion carried 10-0.

MOTION
(01:23:21)

CHAIRMAN'S REPORT AND REQUESTS FOR FUTURE AGENDA ITEMS

Letter of Support -- Chairman Busch asked for Board approval to support a grant application to the US Department of Education that would aid in the evaluation and scale of Kansans Can Redesign. The draft letter of support was presented. Mr. Jones moved to issue a letter of support to KSDE for its grant application under the Education Innovation and Research Program Early Phase. Mrs. Waugh seconded. Motion carried 10-0.

MOTION
(01:25:47)

Committee Reports — Dr. Horst commented on the status of several bills impacting education. Mr. McNiece reported on work of the communications committee and plans for a Sept. 22-24 Board tour to northwest Kansas. Mr. Porter announced he will chair the Sustainability Committee for NASBE. Mr. Jones reported on the Kansas Foundation for Agriculture in the Classroom. Mrs. Mah talked about a recent Redesign Advisory Committee meeting. Ms. Busch reported on the Teacher Vacancy and Supply Committee meeting and the School Mental Health Advisory Council's creation of subcommittees to address recommendations of the Blue Ribbon Task Force on Bullying. Mrs. Dombrosky will participate in a webinar featuring Kansas' efforts to reduce student vaping.

Board Attorney's Report — Mark Ferguson commented on negotiation team training and the start of professional negotiations at the Kansas State School for the Deaf.

Requests for Future Agenda Items —

- Quarterly updates on progress of SEAC implementation plan for Transition Task Force recommendations. This would include presentation of the plan for adoption. (Ms. Busch and Mr. Porter)
- Opportunity to brainstorm and discuss ideas for the Board's communications committee strategic plan on or before July (Mr. McNiece)

- Update from School Mental Health Advisory Council and its work with Blue Ribbon Task Force on Bullying recommendations (Ms. Busch)
- Discussion on serving students in foster care and proposed legislation on educational outcomes for foster care students. (Mr. McNiece and Dr. Horst)
- Progress update on micro-credentialing (Mr. Porter)
- Shawnee Mission music teacher's report on academic achievements of music students (Mr. Jones)
- General request for a refresher on accessing KESA reports online before next systems are presented for accreditation consideration

Chairman's Report — Ms. Busch announced that Board members have been given the packet of information for the current Challenge Awards to be shared with honorees in their Board districts. Denise Kahler, Communications Director, reviewed the criteria used in determining the Challenge Award winners and asked Board members to notify the schools on their list by April 15. She also reminded members of several upcoming events.

Request for Discussion — Mr. Roberts reviewed his document "Fix American Education, starting in Kansas" from March 2017 and then offered to answer questions.

BREAK

Members took a 10-minute break at 4:35 p.m.

LEGISLATIVE MATTERS

(02:17:20)

Deputy Commissioner Dale Dennis provided information on selected House and Senate bills followed in the 2020 legislative session. He reviewed legislation still alive, the status of pending legislation and budget appeals. Board members asked questions throughout the report.

RECESS

RECESS

Chairman Busch recessed the meeting at 5:20 p.m. until 9 a.m. Wednesday.

Kathy Busch, Chairman

Peggy Hill, Secretary

MINUTES



Kansas State Board of Education

Wednesday, March 11, 2020

CALL TO ORDER

Chairman Kathy Busch called the Wednesday meeting of the State Board of Education to order at 9 a.m. on March 11, 2020, in the Board Room at the Landon State Office Building, 900 S.W. Jackson St., Topeka, Kansas. Guests from the KELI program were in attendance.

(00:00:32)

ROLL CALL

The following Board members were present:

Kathy Busch	Jim McNiece
Jean Clifford	Jim Porter
Michelle Dombrosky	Steve Roberts
Deena Horst	Janet Waugh
Ben Jones	

Member Ann Mah participated by phone for portions of the meeting.

APPROVAL OF AGENDA

Mr. Jones moved to approve the Wednesday agenda as presented. Mrs. Clifford seconded. Motion carried 9-0, with Mrs. Mah absent.

MOTION
(00:02:02)

REPORT FROM KANSAS SCHOOL FOR THE DEAF LEGISLATIVE PAGES

Students from the Kansas School for the Deaf, Olathe, served as Legislative Pages on Wednesday at the Kansas statehouse. Before beginning their day of service, the students were introduced at the State Board meeting and briefly shared about what they hoped to learn during their experience at the legislature. Ms. Busch explained about State Board representation and the Board's legislative liaisons' work. Dr. Watson described his role as Commissioner of Education.

(00:02:24)

PREVIEW OF KANSANS CAN SUMMER WORKSHOPS: IGNITE 2020!

Dr. David Fernkopf, KSDE Assistant Director, described the new format of the upcoming summer workshops. KSDE is partnering with three education service centers for workshops in Garden City, Goddard and Manhattan. The focus will be on the knowledge and depth of standards with multiple break-out sessions offered.

(00:25:25)

KANSANS CAN HIGHLIGHT: A STUDENT'S PERSPECTIVE

The Kansans Can vision is to lead the world in the success of each student. The State Board has identified five key elements necessary to be a successful high school graduate: academic preparation, cognitive preparation, technical skills, employability skills and civic engagement. Oakley High School senior Avery Evins had the opportunity to share her experiences with Board members, including serving on the Principal's Council at Oakley High, and establishing a Buddy System to partner middle school students with high school mentors. She described her experiences advocating at multiple levels and the rewards of perseverance. Board members asked questions and shared encouragement in her future endeavors.

(00:33:09)

BREAK

Board members took a 15-minute break at 9:57 a.m. Mrs. Mah joined the meeting by phone.

MOTION
(00:56:04)

ACTION ON RECOMMENDATIONS OF THE STATE BOARD POLICY COMMITTEE

The Policy Committee of the State Board reviews the Policies and Guidelines every two years. Committee Chair Deena Horst presented the recommended revisions to the Board members in February. She welcomed questions and/or discussion. Dr. Horst then moved to adopt the recommendations of the Board Policy Committee as presented for updating the Policies and Guidelines. Mr. Jones seconded. Motion carried 10-0.

(00:58:07)

UPDATE ON KANSAS EDUCATION SYSTEMS ACCREDITATION PROCESS AND WORK OF THE ACCREDITATION REVIEW COUNCIL

Assistant Director Jeannette Nobo introduced Stephanie Hill who will be working as an accreditation consultant with private and special purpose schools. Mrs. Nobo then provided an update on training that has occurred and evaluation of the implementation process. Training for the chairs of the Outside Visitation Team has focused on report writing. She also mentioned several of the current projects involving KESA, such as a crosswalk with school redesign principles. A chart showed the anticipated schedule for bringing systems to the State Board for accreditation consideration. Lastly, the revised Executive Summary Report format was shared. Time was reserved for Q & A. Among the topics were notification to the local Boards of Education, Board member access to the systems' reports online, process to appeal recommendation and accreditation rubric.

ADJOURN

ADJOURNMENT

Chairman Busch adjourned the meeting at 11:33 a.m.

Kathy Busch, Chairman

Peggy Hill, Secretary

MINUTES



Kansas State Board of Education - Special Meeting

Thursday, March 12, 2020

CALL TO ORDER

Chairman Kathy Busch called the special meeting of the Kansas State Board of Education to order at 11 a.m. Thursday, March 12, 2020. The meeting was conducted by conference call.

ROLL CALL

Board members participating in the call were:

Kathy Busch	Jim McNiece
Jean Clifford	Jim Porter
Michelle Dombrosky	Steve Roberts
Ben Jones	Janet Waugh
Ann Mah	

Member Deena Horst was absent.

EXECUTIVE SESSION

Mrs. Waugh moved to recess into Executive Session to discuss the subject of potential litigation/pending litigation/legal matters with legal counsel, which is justified pursuant to the exception for matters which would be deemed privileged in the Attorney-Client relationship under KOMA, in order to protect the privilege and the Board's communications with an attorney on legal matters. This session will begin at 11:04 a.m. for 20 minutes; no action will be taken during this session; and the open meeting will resume by conference call at 11:24 a.m. Mark Ferguson, Scott Gordon, Randy Watson and Dale Dennis are invited to join this Executive Session. Mr. Porter seconded. Motion carried 9-0.

MOTION

The open meeting resumed at 11:24 a.m.

DISCUSSION AND POSSIBLE ACTION

Mr. McNiece moved that the Kansas State Board of Education waive the requirements of Kansas Law relating to the duration of the school term as authorized by K.S.A. 72-3117 and regulations relating to the following specific accreditation requirements for all public schools in Kansas for the remainder of the 2019-2020 academic year: (1) length of school days, hours and term; (2) suspension and cancellation of school operations and activities; (3) method and manner of delivery of educational content; (4) school attendance and duration; and (5) graduation requirements. The State Board provides the Commissioner of Education the authority to make further Executive Orders related to the temporary or permanent waiver of these specific accreditation requirements without further action by the Board. This official action of the State Board and the authority granted to the Commissioner is in direct response to the national and regional health concerns related to COVID-19 and shall expire upon the next regularly scheduled meeting of the State Board on April 14, at which time it will be reviewed further. Mr. Jones seconded.

MOTION

Discussion followed the motion. Commissioner Watson explained that the Coronavirus pandemic was a fast-moving situation and that the agency would issue guidance to school districts later in the day. He reviewed options for districts and answered questions. The special meeting was to execute plans before the next State Board meeting in several weeks. Motion carried 9-0 on a roll call vote; Dr. Horst was absent.

ADJOURN

Chairman Busch adjourned the meeting at 11:37 a.m.

Kathy Busch, Chairman

Peggy Hill, Secretary

MINUTES



Kansas State Board of Education

Tuesday, February 11, 2020

CALL TO ORDER

Chairman Kathy Busch called the monthly meeting of the Kansas State Board of Education to order at 10 a.m. Tuesday, Feb. 11, 2020 in the Board Room at the Landon State Office Building, 900 S.W. Jackson St., Topeka, Kansas. She welcomed everyone in attendance, including guests from Baker University's teacher preparation program. Ms. Busch also acknowledged that February is Black History Month. Lastly, she thanked the Kansas Association of Independent and Religious Schools for hosting the morning panel discussion and breakfast for Board members.

(00:00:01)

ROLL CALL

All Board members were present:

Kathy Busch	Ann Mah
Jean Clifford	Jim McNiece
Michelle Dombrosky	Jim Porter
Deena Horst	Steve Roberts
Ben Jones	Janet Waugh

STATE BOARD MISSION STATEMENT, MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

Chairman Busch read both the Board's Mission Statement and Kansans Can Vision Statement. She then asked for a moment of silence after which the Pledge of Allegiance was recited.

APPROVAL OF AGENDA

Chairman Busch announced a revision to consent item 21 j. (contract bid process for Microsoft IT Academy). A printed copy of the revised language was provided. Dr. Horst moved to approve the agenda. Mr. Roberts then moved to add an agenda item to discuss the Value Them Both Constitutional Amendment. Mrs. Dombrosky seconded the request. Motion failed 4-6, lacking the 6 votes necessary for passage. Dr. Horst, Mrs. Waugh, Mr. Porter, Mrs. Clifford, Ms. Busch and Mr. Jones voted in opposition. Dr. Horst's original motion to approve the agenda, which included the revision to consent item 21 j., was seconded by Mr. McNiece. Motion carried 8-2 with Mr. Roberts and Mrs. Dombrosky voting in opposition.

MOTIONS

(00:03:58)

(00:04:12)

(00:06:17)

APPROVAL OF THE JANUARY MEETING MINUTES

Dr. Horst moved to approve the minutes of the January Board meeting. Mrs. Clifford seconded. Motion carried 10-0.

MOTION

(00:06:45)

COMMISSIONER'S REPORT

In his monthly report, Commissioner Randy Watson commented on several aspects of learning, including a closer look at how the education system is organized. He addressed points of interest about developmental stages from birth to age 20. He cited research, responses from educators and administrators, and reasons to reconsider structure, time, content and age(s) to ensure student success. Dr. Watson also commented on increased attention to students' social-emotional needs, levels of academic rigor, and the impact attendance has on graduation rates.

(00:06:58)

CITIZENS' OPEN FORUM

(00:29:43) Chairman Busch declared the Citizens' Forum open at 10:30 a.m. Speakers and their topics were: Rep. Steve Huebert, Valley Center — gratitude for collaborative efforts on education issues such as computer science training, dyslexia and bullying task forces; Brian McClendon, Lawrence — the need for computer science education to help fill workforce needs; Lisa Roberts Proffitt with FlagshipKansas.Tech — workforce challenges and the support for decision-making skills gained through computer science education; Anita Newton with Kansas Tech Council — support for computer science counting as a math credit in high school; Dave Trabert with the Kansas Policy Institute — Brookings Institute study on relationships between government-funded preK and NAEP scores; Dennis Kear, Emporia — Kansas Masonic Literacy Center activities for children. Chairman Busch declared the Citizens' Forum closed at 10:55 a.m.

ACTION ON KANSAS MODEL STANDARDS FOR HANDWRITING

(00:55:30) Nichole Kuhn and Joshua Snyder, members of the Handwriting Standards review committee, along with KSDE's Sarah Perryman, gave an overview of the proposed recommendations for updating the Kansas Model Standards for Handwriting K-6. They reiterated handwriting's connection to literacy skills, emphasis placed on legibility, and cursive writing's presence in the standards. Education Program Consultant Joann McRell presented updates on the standards to the Board in January. Mr. Jones moved to approve the Kansas Model Standards for Handwriting K-6 as recommended by the Kansas Handwriting Model Standards review team. Mr. McNiece seconded. Motion carried 10-0.

MOTION
(01:03:44)

REPORT ON VISITING INTERNATIONAL TEACHER PROGRAM

(01:11:46) Dr. Regina Peszat, coordinator of the Visiting International Teacher program in Kansas, began her annual report to the Board describing the purpose of the program, orientation for the participants and the number of school districts utilizing international teachers. KSDE has agreements to collaborate with Spain, Germany and France. Three of the program participants talked about their experiences in Kansas, and the differences between teaching here and in Spain. These speakers are employed at Prairie Hills USD 113, Nemaha Central USD 115 and North Jackson USD 335. This year there are 25 teachers in the VIT program in Kansas. A time for questions followed.

BREAK

Board members took a break until 11:50 a.m.

DISCUSSION ON RECOMMENDATIONS FROM COMPUTER SCIENCE EDUCATION TASK FORCE

(01:41:49) Board members discussed recommendations presented in January from the Computer Science Education Implementation Task Force. Dr. Stephen King restated the five recommendations. Conversation centered on Recommendation #3 enabling computer science to satisfy a core graduation requirement, with science being the recommended content choice. At present, 48 states allow computer science to fulfill a graduation requirement. Board members also had several comments or questions about Recommendation #4 — creating a computer science licensure endorsement for teachers. They were interested in licensing options and meeting the needs of school districts. Members also requested that regular updates on computer science education implementation be provided.

LUNCH

Chairman Busch recessed the meeting at 12:10 p.m. The State Board's Policy Committee met during the lunch break.

RECOGNITION OF 2020 KANSAS TEACHER OF THE YEAR TEAM

P.M. SESSION
(01:58:01) At 1:30 p.m., Chairman Busch reconvened the meeting and welcomed the Kansas Teacher of the Year team. Each member spoke about a particular topic of importance in their classroom or

school. General themes were meeting the diverse needs of students, building relationships, addressing student trauma/mental health issues, and teacher leadership. The 2020 Kansas Teacher of the Year is Tabatha Rosproy, preschool teacher for Winfield Early Learning Center's Cumberland Little Vikes program, Winfield USD 465. She is also one of four finalists for 2020 National Teacher of the Year.

Kansas' regional teachers of the year are: Shawn Hornung, social studies teacher at Wamego High School, Wamego USD 320; Julie Loevenstein, fourth-grade teacher at Glenwood Ridge Elementary, Basehor-Linwood USD 458; Melissa Molteni, second-grade teacher at Corinth Elementary, Shawnee Mission USD 512; Stefanie Lane, fourth-grade mathematics and English language arts teacher at Garfield Elementary, Clay County USD 379; Lara McDonald, seventh-grade language arts teacher at Washburn Rural MS, Auburn-Washburn USD 437; Kara Belew, social studies teacher at Andover Central High School, Andover USD 385; and Amy Hillman, project-based learning teacher at Santa Fe Trail MS, Olathe USD 233. Following questions, there was a short break for photos and presentation of certificates.

Mr. Roberts was absent for the remainder of the afternoon.

ACTION ON HIGHER EDUCATION PREPARATION PROGRAM STANDARDS FOR HEALTH EDUCATION PREK-12

Institutions of Higher Education utilize specific program standards in their teacher preparation programs. A standards review work group completed an overview of the Health Education PreK-12 standards and presented their recommendations to the State Board in January. Education Program Consultant Dr. Catherine Chmidling reminded Board members of the purpose of the program standards. Mrs. Waugh moved to approve the new educator preparation program standards for Health Education PreK-12. Mr. Porter seconded. Motion carried 9-0.

MOTION
(02:56:09)

ACTION ON HIGHER EDUCATION PREPARATION PROGRAM STANDARDS FOR PHYSICAL EDUCATION PREK-12

Last month, recommendations were presented for updating the Physical Education PreK-12 program standards used by Institutions of Higher Education in their preparation programs. Mr. Porter moved to approve the new educator preparation program standards for Physical Education PreK-12. Dr. Horst seconded. Motion carried 9-0.

MOTION
(02:57:06)

RECOGNITION OF NATIONAL ESEA DISTINGUISHED SCHOOLS

Board members honored the two Kansas schools named as national Elementary and Secondary Education Act (ESEA) Distinguished Schools, formerly known as the National Title I Distinguished Schools. They are Ruth Clark Elementary in Haysville USD 261 (Principal Carla Wulf) and New Stanley Elementary in Kansas City Kansas USD 500 (Principal Shonielle Roberson). They spoke about successful practices that contribute to student achievement, i.e. a focus on relationships and social-emotional growth. They also shared highlights from the national ESEA conference. Distinguished schools are recognized in these categories: 1) exceptional student performance for two or more consecutive years or 2) closing the achievement gap between student groups.

(02:58:25)

Board members took a break until 3:05 p.m.

BREAK

PRESENTATION OF THE FIRST KANSAS CERTIFICATES IN CHILD NUTRITION MANAGEMENT

The Kansas Certificate in Child Nutrition Management is a program sponsored by KSDE's Child Nutrition and Wellness and approved by the State Board of Education. Cheryl Johnson, Director of CNW, explained that the program requires participants to complete 120 hours of approved management classes to earn the certification. The Child Nutrition professionals who have

(03:12:50)

completed requirements and are the first to be awarded the Kansas Certificate in Child Nutrition Management are Kay Cox, Buhler USD 313; Martha Ohnick, Inman USD 448; and Sheila Carinder, Caney Valley USD 436. Mrs. Johnson commended their work and time commitment to ongoing professional development.

ACTION ON RECOMMENDATIONS OF THE PROFESSIONAL PRACTICES COMMISSION

Jennifer Holt, a member of the Professional Practices Commission, represented the PPC in answering questions about the recommendations presented this month. Separate votes occurred on each of the four licensure cases.

MOTION
(03:41:59)

- Mr. McNiece moved to adopt the findings of fact and conclusions of law of the PPC in renewing the license in case 19-PPC-08. Mr. Porter seconded. Motion carried 9-0.

MOTION
(03:42:52)

- Mr. Porter moved to adopt the findings of fact and conclusions of law of the PPC in renewing the license in case 19-PPC-48. Mr. McNiece seconded. Motion carried 8-1 with Mrs. Mah in opposition.

MOTION
(03:43:39)

- Mrs. Clifford moved to adopt the findings of fact and conclusions of law of the PPC in renewing the license in case 19-PPC-49. Mrs. Waugh seconded. Motion carried 8-1 with Mrs. Mah in opposition.

MOTION
(03:44:45)

- Mr. Jones moved to adopt the findings of fact and conclusions of law of the PPC in denying the license in case 19-PPC-39. Dr. Horst seconded. Motion carried 9-0.

RECEIVE SEAC REPORT ON TRANSITION TASK FORCE RECOMMENDATIONS

(03:46:07)

The Special Education Advisory Council (SEAC), with support from KSDE's Special Education and Title Services (SETS) team, has prepared a review of recommendations from the Transition Task Force. These recommendations address effective transition planning to improve postsecondary outcomes for students with disabilities. Bert Moore, Director of SETS, presented a draft comparison chart showing each Task Force recommendation, along with existing supports, proposed immediate action and long-term strategies. This is a working document and will be updated regularly. Board members plan to take action on the Task Force report and initial implementation plan next month.

RECEIVE SEAC RECOMMENDATION TO CHANGE THE EMOTIONAL DISTURBANCE TERM IN KANSAS SPECIAL EDUCATION STATUTE AND REGULATION

(04:00:05)

Rebekah Helget, Chair of the Special Education Advisory Council, explained the rationale for SEAC's recommendation to change the term from emotional disturbance to emotional disability in Kansas special education statute and regulation. Information was gathered from multiple sources, including the U.S. Department of Education. She also shared the status of House Bill 2487 addressing the same topic. The recommendation is only a change in term, and not a change in the definition or eligibility criteria for this disability category.

LEGISLATIVE MATTERS

(04:08:27)

Deputy Commissioner Dale Dennis provided information on selected House and Senate bills followed in the 2020 legislative session. He reported on several bills that have been introduced, their status and the key points of those related to education. Board members asked questions throughout the report.

ACCEPT RESOLUTION IN SUPPORT OF PUBLIC SCHOOLS WEEK

MOTION
(04:59:58)

Mr. Porter moved to accept a Resolution expressing support for Public Schools Week, Feb. 24-28. Dr. Horst seconded. Motion carried 9-0. Public Schools Week aims to highlight the nation's public schools for their role in preparing young people to contribute to the society, economy and citizenry of the country. Ms. Busch and Mrs. Waugh signed the Resolution on behalf of the Board. A copy of the Resolution is attached to the Minutes.

ACTION ON CONSENT AGENDA

Mr. Jones moved to approve the Consent Agenda as presented. Mr. McNiece seconded. Motion carried 9-0. In the Consent Agenda, the Board:

MOTION
(05:00:34)

- received the monthly Personnel Report for January.
- confirmed the unclassified personnel appointments of Phillip Salyer as Applications Developer on the Information Technology team, effective Jan. 6, 2020, at an annual salary of \$55,099.20; Jean Rush as Education Program Consultant on the Special Education and Title Services team, effective Jan. 6, 2020, at an annual salary of \$56,118.40; Julie Rand as Education Program Consultant on the Early Childhood team, effective Jan. 6, 2020, at an annual salary of \$56,118.40; Myra Stithem as Public Service Administrator on the Teacher Licensure and Accreditation team, effective Jan. 12, 2020, at an annual salary of \$48,006.40; Catherine Swain as Senior Administrative Assistant on the Special Education and Title Services team, effective Jan. 15, 2020, at an annual salary of \$29,161.60.
- accepted the following recommendations for licensure waivers valid for one school year: *Early Childhood Special Education* -- Bethani Abbott, D0610. *Early Childhood Special Education - extension on number of days under an emergency substitute license* -- Carrie Strycker, D0607; Rocio Koehn, Jacquelin Castillo Meraz, USD 457. *Gifted* -- Michelle King, USD 497. *High Incidence Special Education* -- Abigail Clemmons, USD 200; Beth Ratzloff, USD 259; Kendra Baumberger, USD 305; Jenny Birk, USD 383; Ira Cape, Jason Duvall, Melissa Schlegel, Tammy Cline, USD 428; Zachary Mickens, USD 450; Thomas Shields, Kristie Ritter, USD 457; Carol Strathe, USD 475; Cicily Rights, Katharine Ritter, Molly Green, USD 497; Kody Thexton, Alexis Hanson, Laura Snyder, USD 501; Angela Shepard, D0602; Simona Finney, D0607; Amy Weeks, D0610; Cynthia Leniton, Julie Crowe, D0725. *Library Media Specialist* -- Jessica Schmidt, USD 259. *Low Incidence Special Education* -- Aubrey Woodard, USD 204; Adam Jilka, Alicia Moore, Amy Woodard, USD 259; Kendra Greenwood, USD 512. *Low Incidence Special Education - Extension on number of days under a standard substitute license* -- Jessica Coda, D0607. *Math - extension on number of days under an emergency substitute license* -- Dustin Fluderer, USD 231. *Speech/Speech Communication - extension on number of days under an emergency substitute license* -- Joshua Patterson, USD 361. *Visual Impaired* -- Julie Marston, USD 336.
- authorized the following districts to hold an election on the question of issuing bonds in excess of the district's general bond debt limitation: USD 258 Humboldt, USD 356 Conway Springs, USD 375 Circle.
- authorized the following districts to receive capital improvement (bond and interest) state aid as authorized by law: USD 258 Humboldt, USD 356 Conway Springs, USD 375 Circle.

authorized the Commissioner of Education to negotiate and

- enter into a contract with the Kansas Department of Agriculture for the purpose of completing on-site health inspections of unlicensed Summer Food Service Program meal preparation and service sites at the rate of \$180 per inspection, not to exceed \$36,000 from May 18 through Aug. 31, 2020.
- enter into a contract with Paul H. Brookes Publishing Co., Inc., for the purpose of making the Ages & Stages Questionnaires available statewide for the period July 1, 2020 through June 30, 2025.
- increase the total contract amount not to exceed from \$240,000 to \$300,000 for five years to provide mentorship opportunities for first-year superintendents and principals, and to support school systems in the accreditation process.

- initiate the contract bid process for Microsoft IT Academy in an amount not to exceed \$2,000,000 for the period July 1, 2020 through June 30, 2021, with the option for multi-year renewals through June 30, 2024.

BOARD MEMBER TRAVEL

MOTION
(05:03:53)

Board members had the opportunity to make changes to the travel requests for approval. Mrs. Waugh moved to approve the travel requests and updates. Mr. Jones seconded. Motion carried 9-0.

RECESS

RECESS

Chairman Busch recessed the meeting at 5:05 p.m. until 9 a.m. Wednesday.

Kathy Busch, Chairman

Peggy Hill, Secretary

MINUTES



Kansas State Board of Education

Wednesday, February 12, 2020

CALL TO ORDER

Chairman Kathy Busch called the Wednesday meeting of the State Board of Education to order at 9 a.m. on Feb. 12, 2020, in the Board Room at the Landon State Office Building, 900 S.W. Jackson St., Topeka, Kansas. Several members of the Kansas Educational Leadership Institute (KELI) were in attendance and introduced.

(00:00:04)

ROLL CALL

All Board members were present:

Kathy Busch	Ann Mah
Jean Clifford	Jim McNiece
Michelle Dombrosky	Jim Porter
Deena Horst	Steve Roberts
Ben Jones	Janet Waugh

APPROVAL OF AGENDA

Mr. McNiece moved to approve the Wednesday agenda as presented. Mr. Jones seconded. Motion carried 10-0.

MOTION
(00:01:44)

DISCUSSION OF CHANGES IN QUALIFIED ADMISSIONS AND IMPACT ON HIGH SCHOOL GRADUATION REQUIREMENTS IN KANSAS

Dr. Brad Neuenswander, Deputy Commissioner for Division of Learning Services, opened the discussion by reiterating changes by the Kansas Board of Regents (KBOR) to admissions requirements at public state universities. He reported what is currently required and what will be in place beginning with the high school graduating class of 2021. KBOR staff members were present to help answer questions. Dr. Neuenswander also reviewed the Kansas Scholars curriculum. High school graduation requirements are set by the Kansas State Board of Education, with the minimum at 21 units of credit. This number may be increased by the local board of education. Commissioner Watson provided additional information and answered questions. The discussion included the importance of a properly facilitated Individual Plan of Study driven by students with input from parents and teachers, mastery of concept and calculation of course units.

(00:02:24)

ACTION ON RECOMMENDATIONS FOR COMPUTER SCIENCE STANDARDS IMPLEMENTATION

Dr. Stephen King led further discussion on allowing computer science to count as a core graduation requirement in Kansas. Currently, 48 states allow computer science to count as a core graduation requirement. He provided rationale as to why the Task Force recommended computer science count as a science credit as opposed to math. Board members had more questions and need for clarification. Mr. McNiece moved to adopt the recommendations of the Computer Science Implementation Task Force. Mrs. Waugh seconded. There was further discussion about the Task Force's recommendation for licensure, specifying courses that would be allowed to count toward graduation requirements, and using the recommendations as a framework.

(00:48:48)

MOTION
(01:06:31)

**AMENDED
MOTION**
(01:31:37)

Following input from Board Attorney Mark Ferguson, it was suggested that the original motion be amended. Mr. McNiece and Mrs. Waugh accepted the amended motion as follows: It is moved that the Kansas State Board of Education adopt the recommendations of the Computer Science Implementation Task Force and request further work to report back to the Board for specifics on recommendations for approval and implementation. The motion as amended carried 10-0.

BREAK

Board members took a break until 10:55 a.m.

MOTION
(01:40:07)

ACTION ON AMENDMENTS TO KANSAS EDUCATION SYSTEMS ACCREDITATION REGULATIONS

In January, KSDE Legal Counsel Scott Gordon presented proposed changes to the Kansas Education Systems Accreditation (KESA) regulations. Since then, two categories were added to the list of staff to whom education systems must provide Dyslexia-centered professional development. There was discussion about school systems having latitude in the amount of such training. Mr. Porter moved to continue the formal adoption process of the proposed amendments to the Kansas Education Systems Accreditation regulations. Dr. Horst seconded. Motion carried 10-0.

(01:44:36)

RECEIVE HISTORY GOVERNMENT SOCIAL STUDIES CURRICULAR STANDARDS

Education Program Consultant Don Gifford and committee co-chair Dr. Tina Ellsworth of Olathe USD 233 described the proposed changes to the standards for History Government Social Studies, comparing the 2013 version to the 2020 document. Updates included consistency of language, content focus for lower grades, revision of effective practices, addition of a PreK section, and appendices with suggested resources. They answered questions about the changes. Action to adopt the updated standards is expected in March.

(01:59:21)

RECEIVE RECOMMENDATIONS OF THE STATE BOARD POLICY COMMITTEE

Dr. Deena Horst, State Board Policy Committee Chair, reported on recommendations the three-member Board Policy Committee has made to update the Policies and the Guidelines. She reviewed the redline changes, including updating Statute numbers due to recodification of Chapter 72 (education). The changes will be presented for Board approval next month.

(02:17:15)

CHAIRMAN'S REPORT AND REQUESTS FOR FUTURE AGENDA ITEMS

Mr. Porter and Dr. Horst reported on legislative activity, including their presentation of written testimony and upcoming celebration of Public Schools Week at the Statehouse. Mr. McNiece reported on work of the communications committee and a potential Board tour to northwest Kansas this fall. Mrs. Mah shared information about Black History Month.

Board Attorney's Report — Mark Ferguson commented on an pending US Supreme Court education case (*Espinoza v Montana Department of Revenue*) that could impact tax-credit scholarship programs, including in Kansas.

Requests for Future Agenda Items —

- Additional discussion on data presented in Commissioner's Report as well as purposeful use of time and content to accelerate student success. (Ms. Busch)
- Regular updates on progress of computer science education implementation plan and specifics on recommendations moving forward.
- Invite practitioner to talk about implementation of History Government Social Studies standards in the classroom. (Ms. Busch)
- Progress update on micro-credentialing as a competency-based form of recertification. (Mr. Porter and Mr. Jones)

Chairman's Report — Ms. Busch commented on the Kansan of the Year ceremony in which Mr. Dennis was one of two honorees. She also reported on work of the Coordinating Council and the School Mental Health Advisory Council.

ADJOURNMENT

Chairman Busch adjourned the meeting at 12:13 p.m. The next State Board meeting is March 10 and 11, 2020 in Topeka.

ADJOURN

Kathy Busch, Chairman

Peggy Hill, Secretary

Agenda Number: 6 & 7

Meeting Date: 4/14/2020



900 S.W. Jackson Street, Suite 102
Topeka, Kansas 66612-1212
(785) 296-3201
www.ksde.org

Item Title: Update and Report on Continuous Learning Environments for Schools

From: Brad Neuenswander

KSDE staff and members of the Continuous Learning Task Force will update the State Board on the guidelines that were created to help Kansas educators provide continuous learning opportunities for all students during the time school facilities are closed. This will include an update on the timeline and process that led up to the dissemination of resources to the field.

Kansas leads the world in the success of each student.



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Topeka, Kansas 66612-1212
(785) 296-3203
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Janet Waugh District 1	Steve Roberts District 2	Michelle Dombrosky District 3	Ann E. Mah District 4	Jean Clifford District 5
Dr. Deena Horst District 6	Ben Jones District 7	Kathy Busch District 8	Jim Porter District 9	Jim McNiece District 10

hYa HjhY. Citizens' Open Forum

The State Board of Education provides an opportunity for citizens to share views about topics of interest or issues currently being considered by the State Board. Written comments may be emailed to plhill@ksde.org by April 13.

Because of restrictions prohibiting mass gatherings to limit the spread of COVID-19, only written comments will be accepted for the April State Board meeting.

hYa H]hY.

Act on best practices recommendations from the E-Cigarette/Vaping Task Force

FYVta a YbXYX A ch]cb.

It is moved that the Kansas State Board of Education approve the recommended Best Practices for Student Discipline for E-Cigarette/Vaping Policy Violations developed by the E-Cigarette/Vaping Task Force.

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The purpose of the E-Cigarette/Vaping Task Force was to assist schools in dealing with the e-cigarette/vaping epidemic that is negatively impacting Kansas students and schools. The Task Force includes representatives from numerous state agencies, Kansas school administrators, public health educators, health advocates, school nurses, school counselors, parents, school-centered agency representatives, pediatricians, university health educators, and high school and college students. Dr. Mark Thompson, Education Program Consultant at KSDE, heads up the Task Force.

At the December 2019 State Board meeting, the Kansas State Board of Education approved a recommended Comprehensive Tobacco-Free School Policy developed by the E-Cigarette/Vaping Task Force. The Task Force shared that its next priority would be the development of best practices recommendations to help schools address how to implement discipline for students who violated the policy. The Task Force planned on presenting these recommendations at the January 2020 State Board meeting. However, this was delayed to allow the Task Force additional time to develop the recommendations. The Task Force presented the recommendations to the State Board of Education meeting in March and now seeks approval.

Kansas E-Cigarette/Vaping Task Force Draft Disciplinary Recommendations

The following are best practices concerning disciplinary **consequences for students that possess, use, or distribute e-cigarette/vaping or other tobacco products at school, on school property, or at school sponsored activities, programs, or events.** The KSDE E-Cigarette/Vaping Task Force recommends a disciplinary approach emphasizing education on the dangers of these products with a goal of cessation. The options are presented in a format that reflects both combinations of (AND) and optional consequences. **Schools and school districts may utilize individual or combinations of disciplinary consequences as deemed most appropriate for the given situation.**

These recommendations are organized into a tiered approach, increasing discipline with subsequent violations. Administrators are encouraged to consider the severity of the offense as a factor in determining the level of discipline imposed. In cases of students caught selling or distributing e-cigarettes or components of ENDS, the school or district should consider accelerating the level of discipline including the notification of law enforcement. The term “Tobacco Products” is used as defined by the Comprehensive Tobacco-Free School Grounds Policy approved by the Kansas State Board of Education in December 2019, which includes e-cigarettes and their components.

First Offense Recommendations

1. Confiscation of Tobacco Products **AND**
2. Notification of parents and/or guardians, and notification of law enforcement as appropriate **AND**
3. Meeting with or receiving information from school staff (i.e. counselor, health educator, school nurse) to learn about facts and dangers of use **AND**
4. Provision of information to student about available tobacco education programs and cessation programs and resources*

Additional Option

5. Student classified as “Not in Good Standing” and, thus, not allowed to participate in or attend school-related extracurricular activities for a duration determined at the discretion of the school district

* Resources for Tobacco Education Programs and Cessation Programs are included at the end of this document

Second Offense Recommendations

1. Confiscation of Tobacco Products **AND**
2. Meeting with parents and/or guardians, and notification of law enforcement as appropriate **AND**
3. Student participation in a tobacco education program* **AND**
4. The provision of information to the student about available cessation programs* **AND**
5. Student classified as “Not in Good Standing” and, thus, not allowed to participate in or attend school-related extracurricular activities for a duration determined at the discretion of the school district

* Resources for Tobacco Education Programs and Cessation Programs are included at the end of this document

Third Offense Recommendations

1. Confiscation of Tobacco Products **AND**
2. Meeting with parents and/or guardians, law enforcement, and counselor or school nurse or social worker, as appropriate **AND**
3. Student participation in a tobacco education program* **AND**
4. Student participation in a cessation program* **AND**
5. Student classified as “Not in Good Standing” and, thus, not allowed to participate in or attend school-related extracurricular activities for a duration determined at the discretion of the school district

* Resources for Tobacco Education Programs and Cessation Programs are included at the end of this document

The absence of In-School or Out-of-School Suspension is due to that consequence not being considered a best practice. Whenever possible, discipline should focus on education and counseling as opposed to school suspension or police intervention. According to the Centers for Disease Control and Prevention, the most effective ways to help youth quit tobacco use are through counseling and education. (CDC, *PHS Guideline Recommendations: How to Help Adolescents Quit Smoking*)

Penalties that are purely punitive and do not attempt to address the commercial tobacco use will be limited in their effectiveness to deter future use. It is well known that the tobacco industry targets youth and young adults in its marketing. Once addicted, it is difficult for many users to quit. Using punitive measures (e.g., suspension or expulsion) to address the prohibited use that feeds youth addiction may be exponentially detrimental to these users.

All students, beginning at least by 4th grade, should receive education on the use of tobacco products, including e-cigarettes. Staff responsible for teaching tobacco use prevention shall have training and participate in ongoing professional development activities to effectively deliver the education program as planned.

Tobacco Education Programs and Resources	
ASPIRE https://www.mdanderson.org/about-md-anderson/community-services/aspire.html	A Smoking Prevention Interactive Experience (ASPIRE) is a free, bilingual, online curriculum that helps middle and high school teens learn to be tobacco and vape free while explaining the dangers of tobacco and nicotine use.
INDEPTH: An Alternative to Teen Nicotine Suspension or Citation https://www.lung.org/stop-smoking/helping-teens-quit/indepth.html	Intervention for Nicotine Dependence: Education, Prevention, Tobacco and Health (INDEPTH) is an alternative to suspension or citation that helps schools and communities address teen vaping in a more supportive way. Free, evidence-based program developed by the American Lung Association.
Taking Down Tobacco https://www.takingdowntobacco.org/	A comprehensive youth advocacy training program created by the Campaign for Tobacco-Free Kids in partnership with the CVS Health Foundation. Educates and engages youth through free online and in-person trainings, geared toward middle- and high-school students.
Tobacco Prevention Toolkit https://med.stanford.edu/tobaccopreventiontoolkit.html	Theory-based and evidence-informed resource created by educators, parents, and researchers aimed at preventing middle and high school students' use of tobacco and nicotine.
Know the Risks: A Youth Guide to E-cigarettes https://www.cdc.gov/tobacco/basic_information/e-cigarettes/youth-guide-to-e-cigarettes-presentation.html	CDC's Office on Smoking and Health (OSH) developed this presentation to educate youth on e-cigarettes, including the health risks, the factors that lead to e-cigarette use, and what youth can do to avoid all tobacco products, including e-cigarettes. This resource is intended for adults to utilize when educating youth ages 11 – 18 (teachers, youth ministers, coaches, scout leaders, etc.). Utilizing the talking points and information for users' documents, the presenter does not require additional information, nor permission

	to deliver the presentation.
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Cessation Programs and Resources**	
My Life, My Quit. https://mylifemyquit.com/	Tobacco and vaping cessation program for teens under 18 who want to quit. My Life, My Quit combines best practices for youth tobacco cessation adapted to include vaping and new ways to reach a coach using live text messaging or online chat. Specially trained coaches listen and understand teens, provide personalized support and build relationships to promote quitting.
N-O-T: Not on Tobacco - Proven Teen Smoking and Vaping Cessation Program https://www.lung.org/stop-smoking/helping-teens-quit/not-on-tobacco.html	Not-On-Tobacco (N-O-T) was created by the American Lung Association that is a group program designed for 14-19 year olds who are daily smokers/vapers and who demonstrate motivation to quit. Consists of 10 weekly 50 minute sessions plus 4 booster sessions, conducted in a school or community setting, with 10-12 participants per group.
This is Quitting https://www.thetruth.com/articles/hot-topic/quit-vaping	This is Quitting is a free mobile program from the Truth Initiative designed to help young people quit vaping. A text messaging program incorporates messages from other young people who have attempted to, or successfully quit e-cigarettes. Participants also receive evidence-based tips and strategies to quit and stay quit. Tailored based on age, between 13 and 24 years old.

**Additional guidance on Cessation Programs and Resources will be developed by the E-Cigarette/Vaping Task Force. Effective cessation typically involves the support of one or more other people. These may include family members, friends, or school staff such as coaches or teachers. Schools should consider training staff members to serve as mentors to assist with cessation efforts by students.

hYa HjhY.

Act on appointment of State Board of Education member to serve on the Kansas State High School Activities Association (KSHSAA) Board of Directors and Executive Board

FYVta a YbXYX'A ch]cb.

It is moved that the Kansas State Board of Education confirm its appointment of a member to serve on the KSHSAA Board of Directors and Executive Board, beginning July 1, 2020.

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The Kansas State High School Activities Association Board of Directors consists of not less than 60 members. At least two directors shall be representatives of the State Board of Education, appointed by the State Board. (K.S.A. 2014 SUPP. 72-130).

KSHSAA Board of Director members are limited to a maximum term of six consecutive years. Current representatives from the State Board of Education are Jim McNiece, whose term continues through June 30, 2021, and Deena Horst, whose term ends June 30, 2020. Dr. Horst also serves on the KSHSAA Executive Board.

Dr. Horst is eligible for an additional two-year term on the Board of Directors and the Executive Board. Only Board of Directors are eligible to serve on the Executive Board. See attached letter from KSHSAA regarding appointments.

Dr. Randy Watson
Commissioner
Kansas State Department of Education
900 SW Jackson Street, Suite 600
Topeka, KS 66612

RE: KSHSAA Board of Director and Executive Board Appointments

Dr. Watson:

As we begin the second half of the 2019-20 school business year, my records indicate the need for the **Kansas State Board of Education to appoint one of their members to a two-year term on the KSHSAA Board of Directors for 2020-2022.**

Deena Horst – Board of Directors Term (2018-20)

* Deena could be reappointed to a two-year term if the state board desires.
(She will have served two years on our BOD at the conclusion of the 2019-20 school year.)

Jim McNiece – Board of Directors Term (2019-21)

* No action needs to be taken for Jim, as he will continue with the second year of his term.
(He will have served two years on our BOD at the conclusion of the 2019-20 school year.)

KSHSAA Board of Director members are limited to a maximum term of six consecutive years. Deena Horst has served two years consecutively and is eligible for an additional two-year term if the KSBE chooses.

Additionally, Deena is in the middle of her two-year term on the **KSHSAA Executive Board** (2018-2020). Since her first year on our Executive Board was to fill an unexpired term opening, Deena's term on the Executive Board will end on June 30, 2020. Please note, Deena may be reappointed to serve on the Executive Board but would not be eligible without also being reappointed as a member of the Board of Directors. If Deena does not continue to serve, Jim would be the only State Board member eligible to serve on the KSHSAA Executive Board. A new appointment to the Board of Directors would be required to serve one year prior to joining the Executive Board.

KSHSAA Board of Director and Executive Board elections occur during the month of April which enables us to gather all the data necessary for publication of the Handbook and Directory. **Having the appointments from the Kansas State Board of Education by May 1 or sooner would be of great assistance.** Should there be questions regarding these procedures, please do not hesitate to contact me.

Sincerely,



Bill Faflick
Executive Director

Cc: Peggy Hill, KSDE



900 S.W. Jackson Street, Suite 102
Topeka, Kansas 66612-1212
(785) 296-3201
www.ksde.org

Item Title: Receive the Kansas Early Childhood Strategic Plan

From: Amanda Petersen, Melissa Rooker

The Kansas State Board of Education will receive the **All in for Kansas Kids Strategic Plan**. In 2019, more than 6,000 Kansans representing each of the state's 105 counties contributed to developing this plan. It contains seven goal areas, each with a statement on the desired outcome, specific strategies and tactics, and indicators of progress. The seven goal areas are:

- **State-Level Coordination:** The early childhood care and education system is structured and aligned for maximum impact.
- **Community-Level Coordination:** Communities are empowered and equipped to create the best environments to raise a child.
- **Family Knowledge and Choice:** Families have what they need to make informed decisions and can get services where they live and work.
- **Private Sector Collaboration:** Kansas is a champion of public-private collaboration and creates opportunities to invest in the future of Kansas kids and families.
- **Capacity and Access:** Kansas families have their basic needs met and have equitable access to quality early childhood care and education services.
- **Workforce:** Kansas leads the way in developing, supporting, and valuing early childhood professionals.
- **Quality and Environments:** Kansas early childhood care and education programs and environments are high quality, safe and nurturing.

The Kansas Children's Cabinet and Trust Fund will provide oversight for early childhood systems building, including implementation of this strategic plan. The Children's Cabinet will receive the plan at their April 24 meeting and consider its adoption. A draft plan is available at <https://kschildrenscabinet.org/strategic-plan/>.

Funds for this project are provided through the United States Department of Health and Human Services (HHS), Administration for Children and Families (ACF). The initial Preschool Development Grant Birth through Five was awarded to the Kansas State Department of Education (KSDE) in December 2018. The Kansas Children's Cabinet and Trust Fund, the Kansas Department for Children

(continued)

and Families, and the Kansas Department of Health and Environment are leading this work with KSDE. The University of Kansas Center for Public Partnerships and Research provides backbone support. This information or content and conclusions should not be construed as the official position or policy of, nor should any endorsements be inferred by HHS, ACF, or the U.S. Government.

Agenda Number: 12

Meeting Date: 4/14/2020



900 S.W. Jackson Street, Suite 102
Topeka, Kansas 66612-1212
(785) 296-3201
www.ksde.org

Item Title: Announcement of Kansas Career and Technical Education Scholars for 2020

From: Gayla Randel, Stacy Smith

This annual update announces the Kansas students who have applied and are now recognized by the Kansas State Department of Education as Career and Technical Education Scholars and who exemplify with distinction the characteristics of the successful high school graduate. In addition to the academic, cognitive, technical, employability and civic engagement accomplishments by these students, they also stand out for demonstrated leadership and a vision for their future. The honorees for 2020 will be announced at the State Board meeting.



900 S.W. Jackson Street, Suite 102
 Topeka, Kansas 66612-1212
 (785) 296-3201
www.ksde.org

Item Title: Personnel Report

From: Candi Brown, Wendy Fritz

	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June
Total New Hires	3	3	0	3	1	1	5	1	1			
Unclassified	2	3	0	3	1	1	5	1	1			
Unclassified Regular (leadership)	1	0	0	0	0	0	0	0	0			
Total Separations	4	1	2	0	4	0	1	0	2			
Classified	1	0	0	0	0	0	0	0	0			
Unclassified	2	1	2	0	4	0	1	0	2			
Unclassified Regular (leadership)	1	0	0	0	0	0	0	0	0			
Recruiting (data on 1st day of month)	5	5	6	10	6	4	4	4	5			
Unclassified	5	5	6	9	6	4	4	4	5			
Unclassified Regular (leadership)	0	0	0	1	0	0	0	0	0			

Total employees 239 as of pay period ending 03/07/2020. Count does not include Board members. It also excludes classified temporaries and agency reallocations, promotions, demotions and transfers. Includes employees terminating to go to a different state agency (which are **not** included in annual turnover rate calculations).

REQUEST AND RECOMMENDATION FOR BOARD ACTION

Agenda Number: 13 b.

Staff Initiating:

Candi Brown

Director:

Wendy Fritz

Commissioner:

Randy Watson

Meeting Date: 4/14/2020

Item Title:

Act on personnel appointments to unclassified positions

Recommended Motion:

It is moved that the Kansas State Board of Education confirm the personnel appointments of individual(s) to unclassified positions at the Kansas State Department of Education as presented.

Explanation of Situation Requiring Action:

The following personnel appointment is presented this month:

Stephanie Hill to the position of Education Program Consultant on the Teacher Licensure and Accreditation team, effective March 2, 2020, at an annual salary of \$ 56,118.40. This position is funded by the Professional Development Fund and State General Fund.

REQUEST AND RECOMMENDATION FOR BOARD ACTION

Agenda Number: 13 c.

Staff Initiating:

Director:

Commissioner:

Meeting Date: 4/14/2020

Susan Helbert

Mischel Miller

Randy Watson

Item Title:

Act on recommendations for licensure waivers

Recommended Motion:

It is moved that the Kansas State Board of Education accept the attached recommendations for licensure waivers.

Explanation of Situation Requiring Action:

SBR 91-31-42 allows any school district to request a waiver from one or more of their accreditation requirements imposed by the State Board. Requests by schools to waive school accreditation regulation SBR 91-31-34 (appropriate certification/licensure of staff) are reviewed by the staff of Teacher Licensure and Accreditation. The district(s) must submit an application verifying that the individual teacher for whom they are requesting the waiver is currently working toward achieving the appropriate endorsement on his/her license. A review of the waiver application is completed before the waiver is recommended for approval.

The attached requests have been reviewed by the Teacher Licensure and Accreditation staff and are being forwarded to the State Board of Education for action. If approved, school districts will be able to use the individuals in an area outside the endorsement on their license, and in the area for which they have submitted an approved plan of study. The waiver is valid for one school year.

Licensure Waivers**Item 13 c. Attachment**

District	Dist Name	First	Last	Subject	Recomm.
D0105	Rawlins County	Jessica	Withington	Reading Specialist	Approved
D0500	Kansas City	Micaela	Espinoza	High Incidence Special Ed.	Approved**
D0608	Northeast KS Educ. Service Center	William	Germaine	High Incidence Special Ed. - extension on number of days under an emergency substitute license	Approved
D0618	Sedgwick Co Area Educ. Services	Amanda	Klein	Low Incidence Special Ed. - extension on number of days under an emergency substitute license	Approved
	*First Renewal			**Final Renewal	

REQUEST AND RECOMMENDATION FOR BOARD ACTION

Agenda Number: 13 d.

Staff Initiating:

Susan Helbert

Director:

Mischel Miller

Commissioner:

Randy Watson

Meeting Date: 4/14/2020

Item Title:

Act on recommendation for a Visiting Scholar license

Recommended Motion:

It is moved that the Kansas State Board of Education accept the recommendation of Randy Watson, Commissioner of Education, regarding a Visiting Scholar license.

Explanation of Situation Requiring Action:

Olathe, USD 233 and Daniel Treber

The Olathe school district requests that Daniel Treber be granted a Visiting Scholar license valid for the 2019-20 and continuing through the 2020-21 school years. Mr. Treber will be assigned to teach Spanish 1 at Olathe North High School and Olathe South High School.

Daniel Treber earned a bachelor of arts degree in Spanish and economics from Earlham College, Indiana in 1986. Master of Arts (5/28/90) and Ph.D. (5/22/95) degrees in Spanish were earned from Yale University.

Mr. Treber was awarded a teaching license for Spanish from the states of Indiana (2017) based on his graduate studies (comparable to the Visiting Scholar).

Mr. Treber has verified more than 20 years of teaching Spanish at the postsecondary level at multiple universities:

Ball State IN – Assistant professor 1993-1997

Oklahoma Baptist University – Assistant Professor 1997-2000

William Jewell College, MO – Associate Professor 2000-2002

Taylor University, IN – Associate Professor, and Department Chair 2002-2017

In addition, Mr. Treber was a teaching assistant during his studies at Yale for 3 years.

The Lewis Cass school district in Indiana has also verified two years of experience teaching high school Spanish for the school years 2017-18 and 2018-19.

(continued)

Mr. Treber indicates that he has studied in and traveled extensively to the countries of Mexico, Spain and other parts of Latin America and Central America. These travels include about 20 since 2003 in which he led student trips to Latin America and Spain.

Daniel Treber's extensive educational studies and background in Spanish language and culture, and his years of experience as a postsecondary and high school Spanish teacher, all contribute to a strong background relative to a high school Spanish teaching assignment, and would provide a unique learning experience to students. He meets the criteria of advanced degrees in the subject and related Spanish teaching experience. I recommend that the request of a Visiting Scholar license for Daniel Treber, valid for the 2019-20, continuing into the 2020-21 school year for be approved, based on meeting two of the established criteria for Visiting Scholar.

Criteria for a Visiting Scholar license:

1. Advanced course of study or extensive training in the area of licensure requested
2. Outstanding distinction or exceptional talent in the field
3. Significant recent occupational experience which is related to the field

REQUEST AND RECOMMENDATION FOR BOARD ACTION

Agenda Number: 13 e.

Staff Initiating:

Lynn Bechtel

Director:

Mischel Miller

Commissioner:

Randy Watson

Meeting Date: 4/14/2020

Item Title:

Act on local in-service education plans

Recommended Motion:

It is moved that the Kansas State Board of Education act to approve, with modifications, the in-service education plans for USD 293 Quinter, USD 297 St. Francis and South Central Kansas Special Education Cooperative 605.

Explanation of Situation Requiring Action:

In the provisions of K.S.A. 72-2546, the State Board determines the rules and regulations for the administration of the education professional development act declared in K.S.A. 72-2544. The standards and criteria by which educational agencies will establish and maintain in-service education programs for their licensed personnel are outlined in K.A.R. 91-1-215 through 91-1-219. K.A.R. 91-1-216(c) states, "...the educational agency shall prepare a proposed in-service plan...[it] shall be submitted to the state board by August 1 of the school year in which the plan is to become effective." K.A.R. 91-1-216(d) then stipulates, "The plan shall be approved, approved with modifications, or disapproved by the state board."

KSDE staff have reviewed the five-year in-service education plans of the educational agencies listed above using the standards and criteria determined by the State Board of Education and recommend they be approved with modifications.

REQUEST AND RECOMMENDATION FOR BOARD ACTION

Agenda Number: 13 f.

Staff Initiating:

Robyn Meinholdt

Director:

Mischel Miller

Commissioner:

Randy Watson

Meeting Date: 4/14/2020

Item Title:

Act on license for new commercial driver training school

Recommended Motion:

It is moved that the Kansas State Board of Education issue a Calendar Year 2020 license to the following recommended commercial Kansas driver training school to be licensed from date of approval to Dec. 31, 2020: InSpireKC Foundation Driving School

Explanation of Situation Requiring Action:

The Driver's Training School License Act (K.S.A. 8-273 et seq.) requires that any person, partnership, or corporation providing driving instruction to ten (10) or more persons per calendar year for the purpose of meeting requirements of licensed driving of motor vehicles in Kansas, must secure a license from the State Board of Education. If approved, the proposed commercial driver training school will be able to provide driving instruction to each qualified enrollee. The Driver's Training School License Act (K.S.A. 8-273 et seq.) was established in 1965. Each year the commercial schools must be audited by the Department of Education.

REQUEST AND RECOMMENDATION FOR BOARD ACTION**Agenda Number:** 13 g.**Staff Initiating:**

Scott Gordon

Director:

Scott Gordon

Commissioner:

Randy Watson

Meeting Date: 4/14/2020

Item Title:

Act on revised Agreement to Organize and Operate the Tri-County Special Services Cooperative

Recommended Motion:

It is moved that the Kansas State Board of Education approve the Tri-County Special Services Cooperative Agreement.

Explanation of Situation Requiring Action:

Pursuant to K.S.A. 72-3412, the boards of any two or more school districts within or outside the state may make and enter into agreements providing for cooperative operation and administration in providing special education and related services for exceptional children on a shared-cost basis subject to approval by the Kansas State Board of Education. The school boards of Fort Larned USD 495, Kinsley/Offerle USD 347 and Pawnee Heights USD 496 have all signed Articles of Agreement to Organize and Operate a Special Education Cooperative. That Agreement, which is attached, has been reviewed by KSDE's Office of General Counsel. The Agreement complies with all statutory and regulatory requirements for the creation of said cooperative.

AGREEMENT TO ORGANIZE AND OPERATE THE TRI-COUNTY SPECIAL SERVICES COOPERATIVE

ARTICLE I: GENERAL

Section 1. Name: The name of the organization shall be the Tri-County Special Services Cooperative located in Larned, Kansas, hereinafter called the Cooperative.

Section 2. Purpose: The purpose of the Cooperative shall be to organize and operate a program of services for exceptional children as authorized by state law. The primary purpose of the Cooperative is to provide a free and appropriate public education (FAPE) to exceptional children attending the participating districts. The services provided by the Cooperative shall meet the requirements of federal and state law.

Section 3. Type of Agreement: The agreement is for a sponsoring district, special education cooperative, and derives its authority from K.S.A. 72-968, as amended.

Section 4. Membership: The participating districts are: USD 495 Fort Larned, USD 347 Kinsley/Offerle, and USD 496 Pawnee Heights.

Section 5. Duration: Following approval by the Board of Education of each participating Unified School District, and the Kansas Board of Education, the duration of this agreement shall be perpetual, subject to partial or complete termination as hereinafter provided.

Section 6. Effective Date: The effective date of this agreement shall be the date of approval thereof by the Kansas State Board of Education.

ARTICLE II: ORGANIZATION AND OPERATION

Section 1. Sponsoring District: Fort Larned USD 495, Larned, Kansas is the sponsoring district for the Cooperative.

(a) General responsibilities. The fiscal affairs of the Cooperative shall be administered by the Sponsoring District.

(b) Duties. The Sponsoring District shall be responsible for the following duties:

(i) Recording of all financial transactions, preparing financial ledgers and posting of financial data.

- (ii) Bookkeeping requirements as assigned by the superintendent of the Sponsoring District.
- (iii) Entering into contracts of employment with all personnel within the Cooperative. Said contracts will adhere to the adopted policies of the Sponsoring District.
- (iv) Applying for and receiving all funds, including payments from participating school districts, Kansas State Department of Education, the federal government, and other agencies for whom services may be performed.

Section 2. Purchasing: The purchases and expenditures for the Cooperative shall be consistent with the Cooperative and the Sponsoring District's policies and budgetary limitations. Individual districts shall be responsible for all equipment, computers, classroom furnishings, and general supplies of the special education classrooms which are located in their districts that are not specifically required to meet the needs of the individualized education plan of a particular student. All assistive technology, specialized equipment, and specialized materials (i.e. textbooks and workbooks) designated in the student's individualized education plan will be the responsibility of the Cooperative.

Section 3. District Responsibilities for Students: Each participating district agrees to be responsible for:

- (1) Transporting, and the cost for transporting their own special education students, including the hiring of personnel as bus drivers, provision of vehicles, and all other matters pertinent to special needs students' transportation.
- (2) To be responsible for any legal matters including, but not limited to, expenses of due process hearings or mediation, involving their own students.
- (3) To provide school nurse services for their own students.
- (4) To provide an adaptive physical education program for their own students, with consultative services provided by Tri-County Special Services.
- (5) To be responsible for the organization, administration, and delivery of preschool screening for their own students. Tri-County Special Services' staff shall be available to coordinate the screening.

“Their own students” is defined for purposes of this Agreement as children or students living or residing in a participating District; enrolled in a participating District; or an accepted Transfer to the participating District.

Section 4. Advisory Board: A Board shall be established to serve in and advisory capacity to the sponsoring District’s Board of Education regarding operational policies of the Cooperative. Members of the advisory board shall be the Superintendent of Schools of each of the participating Districts, and be termed The Council of Superintendents. The Council shall have no authority to act on behalf of, nor to bind the Cooperative.

ARTICLE III: PROGRAM SERVICES

Section 1. Program Description: The Cooperative shall provide special education and related services for all exceptional children in the Cooperative service area and those special education services shall meet the standards and criteria set by the Federal Individual with Disabilities Education Act and the Kansas Special Education for Exceptional Children Act.

Section 2. Contractual Agreements for Services Outside Cooperative: When a student’s educational needs cannot be met within the participating districts, a contractual arrangement may be made outside the Cooperative with other school districts or with private facilities.

ARTICLE IV: FINANCE

Section 1. Sponsoring District: The costs incurred by the Sponsoring District in providing services to the Cooperative shall be shared by the participating districts. Each participating District’s share of the annual cost for the program will be determined on a percentage basis. After the deduction of State and Federal reimbursements, the proportionate share of the total cost for the Special Education program for each District will be based on the September 20 FTE enrollment of the previous year. The three (3) Cooperative Districts will also share in an administrative fee of 1% of Tri-County’s total budget. The share of the administration fee will

again be based on the percentage as determined by the above mentioned September 20 FTE. The administrative fee will be paid to the Sponsoring District.

Cost items to be used in computing the total cost of the program include:

1. Administrative and secretarial salaries, office supplies, purchased services, recruitment, and printing.
2. Salaries of psychologists, teachers, paraprofessionals; contracted services, substitutes, stipends, negotiated supplements such as noon duty, etc.
3. Instructional Material Center
4. Instructional mileage expense
5. Operational, maintenance of instructional electronic equipment, etc.
6. Fixed charges, including but not limited to social security and Medicare withholding, worker's compensation, unemployment insurance, professional liability or malpractice insurance, and health insurance for employees.
7. Student activities
8. Instructional equipment (For additional explanation see Article II, Section 2. Purchasing)

Section 2. Federal Funds: The Cooperative shall file the application for Federal pass-through funds authorized under Federal Special Education Law. The Cooperative shall count and report all eligible handicapped children to the State Department of Education, in accordance with the requirement of the law.

Section 3. State Funds: The distribution of state funds for special education changed with the enactment of 2002 House Bill 2050 and are disseminated to individual districts. As the receipt of the funds in a timely manner is necessary for efficient operation of Tri-County Special Services, each District agrees to forward special education funds to the Sponsoring District within fifteen (15) days after they are received.

Section 4. Assessment Dates: Each Cooperating District shall make payment of its share of the local cost of the program in two (2) installments. Payment of these installments shall be received by the Sponsoring District in October and March each year during the term of this agreement. The administrative fee for each of the Cooperating Districts will be included in the October payment.

Section 5. District Funds: The Sponsoring School District shall maintain a separate fund for the Cooperative "Special Education" monies.

Section 6. Students from Non Participation Districts: Any district that is not a member of the Tri-County Cooperative and wishes to utilize Tri-County as a service provider for their own student must make application with the Director of Special Services. The decision to accept the child will be made by the Director, Superintendent of the Sponsoring District and the Superintendent of the District receiving the student. Cost to provide services will be determined on an individual basis.

ARTICLE V: CHANGES TO THE AGREEMENT:

Section 1. Mutual Agreement: Mutual consent means the unanimous agreement of all districts participating in the agreement.

Section 2. Termination, and/or Revision: This Cooperative agreement is subject to K.S.A. 72-968, as amended. Should a member district wish to withdraw from the Cooperative, that district must proceed pursuant to that statute and present a petition for withdraw to the Cooperative Director and to the Superintendent of Schools, USD 495. The agreement may be changed or modified by mutual consent (i.e. unanimous agreement) of all the participating Districts. The change shall become effective only after the change is approved by the State Board of Education.

Section 3. Disposition of Property in the Event of Complete or Partial Termination: In the event of the complete termination of the Cooperative created under this agreement, the Board of

Education of the Sponsoring District (USD 495) shall have the authority to make a division of any and all property among the participating districts (including the Sponsoring District) in accordance with the following:

- (1) All monies in the treasury of the Cooperative at the time of Termination shall be distributed to each school district which is a participating member, including the Sponsoring District on a percentage basis computed by applying the F.T.E. formula set forth in Section 1 of Article IV of this agreement
- (2) All supplies, materials, equipment, or any other like property purchased, maintained, or otherwise provided by the Sponsoring District of the Cooperative shall remain the property of the Sponsoring District, and no reimbursement with respect to any such property shall be made to the other participating districts.
- (3) Likewise, all supplies, materials, equipment, or other property provided by any participating district shall remain the property of that district, and no reimbursement with respect to any such property shall be made to the other participating districts or to the sponsoring district.
- (4) It is the intent of the parties to this agreement that in the event of dissolution of this Cooperative, any equipment, supplies, materials, or like property shall remain in the school district where then located at the time of the dissolution. No obligation to reimburse any other district for this property shall be incurred by virtue of the locus of such property at the time of the dissolution of the Cooperative.
- (5) If any Board of Education is allowed to withdraw from this Agreement, the other Boards of Education may renegotiate an agreement to continue the Cooperative. In such event, the Cooperative shall not be disorganized, but shall be continued under a renegotiated agreement and procedures for partial termination shall be followed. If partial termination is authorized by the State Board of Education, all of the real and tangible personal property of the Cooperative shall be transferred to and become the sole property of the Cooperative as continued under the terms of the renegotiated agreement. The withdrawing school district shall be entitled only to a proportionate share of the audited, unencumbered cash on hand in the treasury of the Cooperative as of the last day of the

term of the Agreement, based on the proportionate percentage contributed by the withdrawing district to the Cooperative during the final year of this Agreement. If upon receiving a petition for withdrawal from Board of Education, the other Boards of Education do not desire to continue the Cooperative, the procedures for complete termination shall be followed. If complete termination is authorized by the State Board of Education, the property of the Cooperative shall be disposed of in the manner prescribed in the Agreement.

ARTICLE VI: ARBITRATION OF DISPUTES

In the event the parties to this agreement disagree as to the meaning or application of any provision of this agreement, the parties agree to present the matter to the Council of Superintendents. The Council, in turn shall develop a recommendation to resolve the matter. If the recommendation is unacceptable, disputing parties will submit their dispute to a mutually acceptable arbitrator and agree to abide by the decision of the arbitrator.

ARTICLE VII: AMENDMENTS

Proposed amendments to this agreement shall be submitted in writing to the Boards of Education of the participating districts. If approved by unanimous consent of the Boards of Education, said amendment shall become effective on the date specified in the amendment and approval by the State Board of Education.

ARTICLE VIII: LEGISLATURE CONTROL

This agreement shall be subject to change or termination by the legislature.

IN WITNESS WHEREOF, the parties to this Agreement have caused the same to be signed by the President of their respective Boards of Education.

IN WITNESS WHEREOF, the parties to this Agreement have caused the same to
be signed by the President of their respective Boards of Education.

Brian R. Taylor 347 11/11/19
President of the Board of Education USD# Date

Candi Polson 496 12/17/19
President of the Board of Education USD# Date

Jim Mann 495 1/3/19
President of the Board of Education USD# Date

REQUEST AND RECOMMENDATION FOR BOARD ACTION

Agenda Number: 13 h.

Staff Initiating:

Scott Gordon

Director:

Scott Gordon

Commissioner:

Randy Watson

Meeting Date: 4/14/2020

Item Title:

Act on proposed creation of the Maize Special Education Cooperative

Recommended Motion:

It is moved that the Kansas State Board of Education approve the proposed creation of the Maize Special Education Cooperative effective June 30, 2021.

Explanation of Situation Requiring Action:

Pursuant to K.S.A. 72-3412, the boards of any two or more school districts within or outside the state may make and enter into agreements providing for cooperative operation and administration in providing special education and related services for exceptional children on a shared-cost basis subject to approval by the Kansas State Board of Education. The school boards of Maize USD 266 and Renwick USD 267 have both signed Articles of Agreement to Organize and Operate a Special Education Cooperative. That Agreement, which is attached, has been reviewed by KSDE's Office of General Counsel. The Agreement complies with all statutory and regulatory requirements for the creation of said cooperative.

ARTICLES OF AGREEMENT TO ORGANIZE AND OPERATE A SPECIAL EDUCATION COOPERATIVE

ARTICLE I – GENERAL

This Agreement is made and entered into by and between the following Unified School Districts:

Unified School District No. 266 Sedgwick County Kansas (hereinafter Maize USD 266)

Unified School District No. 267 Sedgwick County Kansas (hereinafter Renwick USD 267)

Section 1. Name: The name of this organization shall be the Maize Special Education Cooperative, hereinafter called the Cooperative.

Section 2. Purpose: This Agreement is made for the purpose of providing for cooperative operation and administration in providing special education and related services for exceptional children on a shared-cost basis for the participating districts.

Section 3. Type of Agreement: The Agreement shall be a sponsoring district special education cooperative program which derives its authority from K.S.A. 72-3412.

Section 4. Membership: The participating school districts will be Maize USD 266, and Renwick USD 267. Maize USD 266 is designated as the Sponsoring District and the Board of Education of Maize USD 266 (also referred to as the “Board”) shall have the authority and responsibility to provide special education and related services that meet the standards and criteria approved by the State Board of Education.

Section 5. Term: The term of this Agreement shall be perpetual, but this Agreement may be amended, partially terminated or completely terminated as provided herein and in the manner prescribed by law.

ARTICLE II – ORGANIZATION AND OPERATION

Section 1 – Board of Directors: The responsibility for operation of the Cooperative shall be vested in the sponsoring district, USD 266, who shall receive advice and counsel from the Boards of Education of each participating district through a Council of Superintendents, hereinafter called the Council. In order to promote better communication and cooperation between the respective member districts and the sponsoring district a Council shall be established composed of the superintendent of each member district or the superintendent’s designees which shall meet with the Cooperative Director or his/her designee regularly to review items of mutual concern to the Cooperative and its members. The Council shall have no power to act for or on behalf of the Cooperative or board, but shall have the following duties:

1. To review the proposed agenda and make recommendations to the sponsoring district board; and
2. To relay to the board other concerns relating to operations of the Cooperative; and
3. To recommend basic policies; and
4. To recommend an annual budget for the Cooperative; and

ARTICLE IV – FINANCE

1. Funds available under the provision of Individuals with Disabilities Act (IDEA) and any other federal or state law for special education and related services shall be applied for and accounted for by the Sponsoring District. Such funds shall be expended to provide services under this Agreement.
2. Each participating district agrees to pay its share of the financing of the Cooperative as follows:
 - a. The Cooperative will assess each of its member districts, and the member districts agree to pay for the costs of the operation of the Cooperative at necessary and appropriate intervals. Final yearly assessments will be made on the basis of total audited adjusted Full Time Equivalency (FTE), excluding pre-Kindergarten state and/or grant-funded slots, enrollment as of September 20 of the prior year. Each district will pay a share equal to the percent its FTE enrollment bears to the FTE enrollments of both participating districts. Any changes to this formula would be based on a recommendation from the Council and approved from the sponsoring Board of Education.
3. Date of remitting payments to the Sponsoring Districts shall be recommended by the Cooperative and shall be based on the current financial requirements of the Cooperative. Generally, payments will be made in 10 monthly billings commencing in September, including an adjusted final assessment in June.
4. It shall be the responsibility of the Sponsoring District to establish and maintain a distinct and separate fund for the deposit of all monies coming to the Sponsoring District under the provision of this Agreement. This fund shall be named the COOPERATIVE SPECIAL EDUCATION FUND and be administered in the same manner as all other funds of the Sponsoring District.

ARTICLE V – FACILITIES

1. Each district shall furnish appropriate classroom space and furniture items needed to provide services under this Agreement. Any modifications to classrooms that are needed to accommodate the provision of special education services shall be the responsibility of the respective district.
2. Each district shall furnish standard consumable and instructional supplies normally furnished in the regular education classrooms within the district.
3. Each district shall furnish standard equipment supplied by the district for use in regular education classrooms.
4. Additional furniture, equipment, educational materials, and supplies that are needed to provide special education services pursuant to this Agreement shall be provided by the Sponsoring District with monies from the Cooperative Special Education Fund.
5. Any properties or equipment purchased with monies from the Cooperative Special Education Fund on hand at the time of the termination of this Agreement shall be sold by the Sponsoring District in accordance with the law and the proceeds thereof, together with any other monies in the Cooperative Special Education Fund, shall be distributed to the member districts in the same ratio as the most recent financial assessments of the districts under this Agreement.


ARTICLE X – AGREEMENT EFFECTIVE DATE

This Agreement shall be effective upon the later of approval by the Kansas State Board of Education or June 30, 2021 pursuant to statute.

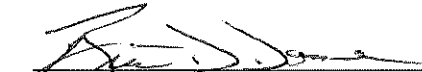
IN WITNESS WHEREOF, the parties hereunto have set their hands.


Maize USD 266


Board President


Attested by Clerk

Renwick USD 267


Board President


Attested by Clerk

CERTIFICATION OF APPROVAL

The undersigned does hereby certify that the above and foregoing Cooperative Agreement was approved by the Kansas State Board of Education at its meeting on

_____ 20____.

Mrs. Kathy Busch
Chairwoman of the State Board

REQUEST AND RECOMMENDATION FOR BOARD ACTION

Agenda Number: 13 i.

Staff Initiating:

Scott Gordon

Director:

Scott Gordon

Commissioner:

Randy Watson

Meeting Date: 4/14/2020

Item Title:

Act on proposed creation of the Goddard Special Education Cooperative

Recommended Motion:

It is moved that the Kansas State Board of Education approve the proposed creation of the Goddard Special Education Cooperative effective June 30, 2021.

Explanation of Situation Requiring Action:

Pursuant to K.S.A. 72-3412, the boards of any two or more school districts within or outside the state may make and enter into agreements providing for cooperative operation and administration in providing special education and related services for exceptional children on a shared-cost basis subject to approval by the Kansas State Board of Education. The school boards of Goddard USD 265, Clearwater USD 264, Cheney USD 268 and Conway Springs USD 356 have all signed Articles of Agreement to Organize and Operate a Special Education Cooperative. That Agreement, which is attached, has been reviewed by KSDE's Office of General Counsel. The Agreement complies with all statutory and regulatory requirements for the creation of said cooperative.

ARTICLES OF AGREEMENT TO ORGANIZE AND OPERATE A SPECIAL EDUCATION COOPERATIVE

ARTICLE I – GENERAL

This Agreement is made and entered into by and between the following Unified School Districts:

Unified School District No. 265 Sedgwick County Kansas (hereinafter Goddard USD 265)

Unified School District No. 264 Sedgwick County Kansas (hereinafter Clearwater USD 264)

Unified School District No. 268 Sedgwick County Kansas (hereinafter Cheney USD 268)

Unified School District No. 356 Sumner County Kansas (hereinafter Conway Springs USD 356)

Section 1. Name: The name of this organization shall be the Goddard Special Education Cooperative, hereinafter called the Cooperative.

Section 2. Purpose: This Agreement is made for the purpose of providing for cooperative operation and administration in providing special education and related services for exceptional children on a shared-cost basis for the participating districts.

Section 3. Type of Agreement: The Agreement shall be a sponsoring district special education cooperative program which derives its authority from K.S.A. 72-3412.

Section 4. Membership: The participating school districts will be Goddard USD 265, Clearwater USD 264, Cheney USD 268 and Conway Springs USD 356. Goddard USD 265 is designated as the Sponsoring District and the Board of Education of Goddard USD 265 shall have the authority and responsibility to provide special education and related services that meet the standards and criteria approved by the State Board of Education.

Section 5. Term: The term of this Agreement shall be perpetual, but this Agreement may be amended, partially terminated or completely terminated as provided herein and in the manner prescribed by law.

ARTICLE II – ORGANIZATION AND OPERATION

Section 1 – Board of Directors: The responsibility for operation of the Cooperative shall be vested in the sponsoring district, Goddard USD 265, who shall receive advice and counsel from the Boards of Education of each participating district through a council of superintendents, hereinafter called the Council. In order to promote better communication and cooperation between the respective members districts and the sponsoring district a Council shall be established composed of the superintendent of each member district or the superintendent's

designees which shall meet with the Cooperative Director or his/her designee prior to each board meeting to review items of mutual concern to the Cooperative and its members. The Council shall have no power to act for or on behalf of the board, but shall have the following duties:

- (a) To review the proposed agenda and make recommendations to the sponsoring district board; and
- (b) To relay to the board other concerns relating to operations of the Cooperative; and
- (c) To recommend basic policies; and
- (d) To recommend an annual budget for the Cooperative; and
- (e) To recommend to the Sponsoring District a Director and other professional, paraprofessional, and administrative personnel; and
- (f) To monitor the administration of the policies and procedures of the Cooperative.
- (g) To monitor the fiscal affairs of the Cooperative; and
- (h) To monitor all fiscal transactions of the Cooperative and to prepare such statements and reports as may be required; and
- (i) To monitor all purchases and expenditures for the Cooperative consistent with the Cooperative and the Sponsoring District's policies and budgetary limitations; and
- (j) Other duties as mutually agreed upon between the board and Council of Superintendents.

Section 2: Sponsoring District:

- (a) To monitor, and if appropriate, apply for and receive all funds, including payments of participating school districts, Kansas State Department of Education, and other agencies for whom services may be performed.
- (b) To keep records of all fiscal transactions of the Cooperative and to prepare such statements and reports as may be required.
- (c) To enter into contracts of employment with all Cooperative personnel.
- (d) To make all purchases and expenditures for the Cooperative consistent with the policies of the Cooperative and the sponsoring district, subject to budgetary limitations and the cash basis law.
- (e) To adopt policies for the governance and operation of the Cooperative.
- (f) To adopt an annual budget for the Cooperative
- (g) On behalf of the Cooperative, the Sponsoring District may enter into agreements with private or public institutions to supply teachers, staffing or programs for special education and related services purposes.

ARTICLE III – PROGRAM SERVICES

1. A comprehensive program shall be provided which includes the full range of special education and related services. More specifically, the Cooperative program shall:
 - a. In accordance with federal and state law, initiate screening and identification procedures to determine which children within the districts are in need of special education services, which will include but not be limited to: Screening and Diagnostics Services.

- b. In accordance with federal and state law, provide free appropriate special education services for all preschool and school age children who qualify for special education services in the member districts.
2. All services provided under the terms of this Agreement shall meet the Standards and Criteria prescribed in the Kansas State Plan of Special Education or any successor State Board of Education plan.

ARTICLE IV – FINANCE

1. Funds available under the provision of the Individuals with Disabilities Education Act (IDEA) and any other federal or state law for special education and related services shall be applied for and accounted for by the Sponsoring District. Such funds shall be expended to provide services under this Agreement.
2. Each participating district agrees to pay its share of the financing of the Cooperative as follows:
 - a. The Cooperative will assess each of its member districts, and the member districts agree to pay, for the costs of the operation of the Cooperative at appropriate intervals. Final yearly assessments will be made on the basis of total audited Full Time Equivalency (F.T.E.) enrollment as of September 20 of the prior year. Each district will pay a share equal to the percent its F.T.E. enrollment bears to the F.T.E enrollments of all the participating districts. Any deviations to this formula would be based on a recommendation from the board of control and approval from the sponsoring Board of Education.
3. Date of remitting payments to the Sponsoring Districts shall be recommended by the Cooperative and shall be based on the current financial requirements of the Cooperative. Generally, payments will be made in 10 monthly billings commencing in September, including an adjusted final assessment in June.
4. It shall be responsibility of the Sponsoring District to establish and maintain a distinct and separate fund for the deposit of all monies coming to the Sponsoring District under the provision of this Agreement. This fund shall be named the COOPERATIVE SPECIAL EDUCATION FUND and be administered in the same manner as all other funds of the Sponsoring District.

ARTICLE V – FACILITIES

1. Each district shall furnish appropriate classroom space and furniture items needed to provide services under this Agreement. Any modifications to classrooms that are needed to accommodate the provision of special education services shall be the responsibility of the respective district.
2. Each district shall furnish standard consumable and instructional supplies normally furnished in the regular education classrooms within the district.
3. Each district shall furnish standard equipment supplied by the district for use in regular education classrooms.
4. Additional furniture, equipment, educational materials, and supplies that are needed to provide special education services pursuant to this Agreement shall be provided by the Sponsoring District with monies from the Cooperative Special Education Fund.

5. Any properties or equipment purchased with monies from the Cooperative Special Education Fund on hand at the time of the termination of this Agreement shall be sold by the Sponsoring District in accordance with the law and the proceeds thereof, together with any other monies in the Cooperative Special Education Fund, shall be distributed to the member districts in the same ratio as the most recent financial assessments of the districts under this Agreement.

ARTICLE VI – TRANSPORTATION

Student transportation costs shall be borne by the district of residence of the student.

ARTICLE VII – AFFIRMATIVE ACTION POLICY

The Goddard Special Education Cooperative is an Equal Opportunity Employer and does not discriminate on the basis of race, color, sex, national origin or handicap in employment, educational programs, or other activities which it operates and is required by Title IX not to discriminate in such a manner.

ARTICLE VII – AMENDMENT AND TERMINATION OF AGREEMENT

Amendment. This Agreement may be amended by mutual consent of the member districts and subsequent approval by the State Board of Education.

Partial termination. This Agreement may be partially terminated according to statute and only upon petition for withdrawal from the Agreement made by a contracting school district to the other contracting school districts and approval by the state board of written consent to the petition by such other school districts or upon order of the state board after appeal to it by a school district from denial of consent to a petition for withdrawal and hearing thereon conducted by the state board.

Complete termination. This Agreement may be completely terminated according to statute and upon approval by the state board of a joint petition made to the state board for termination of the Agreement by not less than $\frac{2}{3}$ of the contracting school districts after adoption of a resolution to that effect by each of the contracting school districts seeking termination of the Agreement.

ARTICLE IX – SUBJECT TO TERMINATION BY THE LEGISLATURE

This Agreement is subject to change or termination at any time by the Legislature of the State of Kansas.

ARTICLE X – AGREEMENT EFFECTIVE DATE

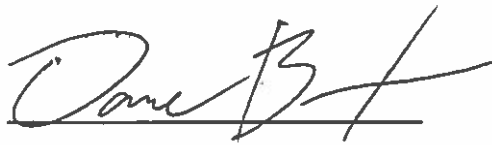
This Agreement shall be effective upon the later of approval by the Kansas State Board of Education or June 30, 2021.

IN WITNESS WHEREOF, the parties hereunto have set their hands.

Goddard USD 265



Board President



Attested by Clerk

Clearwater USD 264

Board President

Attested by Clerk

Cheney USD 268

Board President

Attested by Clerk

Conway Springs USD 356

Board President

Attested by Clerk

CERTIFICATION OF APPROVAL

The undersigned does hereby certify that the above and foregoing Cooperative Agreement was approved by the Kansas State Board of Education at its meeting on

_____20____.

Kathy Busch

Kansas State Board of Education Chairwoman

Clearwater USD 264

Attested by Clerk



Board President



Attested by Clerk

Cheney USD 268

Board President

Attested by Clerk

Conway Springs USD 356

Board President

Attested by Clerk

CERTIFICATION OF APPROVAL

The undersigned does hereby certify that the above and foregoing Cooperative Agreement was approved by the Kansas State Board of Education at its meeting on _____ 20____.

Dr. Randy Watson
Commissioner of Education

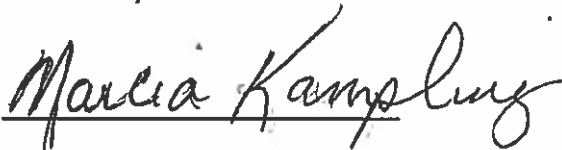
Attested by Clerk

Clearwater USD 264

Board President

Attested by Clerk

Cheney USD 268



Board President



Attested by Clerk

Conway Springs USD 356

Board President

Attested by Clerk

CERTIFICATION OF APPROVAL

The undersigned does hereby certify that the above and foregoing Cooperative Agreement was approved by the Kansas State Board of Education at its meeting on _____20_____.

Kathy Busch
Kansas State Board of Education Chairwoman

Attested by Clerk

Clearwater USD 264

Board President

Attested by Clerk

Cheney USD 268

Board President

Attested by Clerk

Conway Springs USD 356

Brad Lawrence

Board President

Judy A. Andra

Attested by Clerk

CERTIFICATION OF APPROVAL

The undersigned does hereby certify that the above and foregoing Cooperative Agreement was approved by the Kansas State Board of Education at its meeting on _____ 20_____.

Kathy Busch

Kansas State Board of Education Chairwoman

REQUEST AND RECOMMENDATION FOR BOARD ACTION

Agenda Number: 13 j.

Staff Initiating:

Scott Gordon

Director:

Scott Gordon

Commissioner:

Randy Watson

Meeting Date: 4/14/2020

Item Title:

Act on proposed creation of the Ark Valley Special Education Cooperative

Recommended Motion:

It is moved that the Kansas State Board of Education approve the proposed creation of the Ark Valley Special Education Cooperative effective June 30, 2021.

Explanation of Situation Requiring Action:

Pursuant to K.S.A. 72-3412, the boards of any two or more school districts within or outside the state may make and enter into agreements providing for cooperative operation and administration in providing special education and related services for exceptional children on a shared-cost basis subject to approval by the Kansas State Board of Education. The school boards of Valley Center USD 262, Burrton USD 369 and Sedgwick USD 439 have all signed Articles of Agreement to Organize and Operate a Special Education Cooperative. That Agreement, which is attached, has been reviewed by KSDE's Office of General Counsel. The Agreement complies with all statutory and regulatory requirements for the creation of said cooperative.

ARTICLES OF AGREEMENT TO ORGANIZE AND OPERATE A SPECIAL EDUCATION COOPERATIVE

ARTICLE I – GENERAL

This Agreement is made and entered into by and between the following Unified School Districts:

Unified School District No. 262 Sedgwick County Kansas (hereinafter Valley Center USD 262)

Unified School District No. 369 Harvey County Kansas (hereinafter Burrton USD 369)

Unified School District No. 439 Harvey County Kansas (hereinafter Sedgwick USD 439)

Section 1. Name: The name of this organization shall be the Ark Valley Special Education Cooperative, hereinafter called the Cooperative.

Section 2. Purpose: This Agreement is made for the purpose of providing for cooperative operation and administration in providing special education and related services for exceptional children on a shared-cost basis for the participating districts.

Section 3. Type of Agreement: The Agreement shall be a sponsoring district special education cooperative program which derives its authority from K.S.A. 72-3412.

Section 4. Membership: The participating school districts will be Valley Center USD 262, Burrton USD 369, and Sedgwick USD 439. Valley Center USD 262 is designated as the Sponsoring District and the Board of Education of Valley Center USD 262 shall have the authority and responsibility to provide special education and related services that meet the standards and criteria approved by the State Board of Education.

Section 5. Term: The term of this Agreement shall be perpetual, but this Agreement may be amended, partially terminated or completely terminated as provided herein and in the manner prescribed by law.

ARTICLE II – ORGANIZATION AND OPERATION

Section 1 – Board of Directors: The responsibility for operation of the Cooperative shall be vested in the sponsoring district, USD 262, who shall receive advice and counsel from the Boards of Education of each participating district through a Council of Superintendents, hereinafter called the Council. In order to promote better communication and cooperation between the respective members districts and the sponsoring district a Council shall be established composed of the superintendent of each member district or the superintendent's designees which shall meet with the Cooperative Director or his/her designee regularly to review items of mutual concern to the Cooperative and its members. The Council shall have no power to act for or on behalf of the board, but shall have the following duties:

- (a) To review the proposed agenda and make recommendations to the sponsoring district board; and

- (b) To relay to the board other concerns relating to operations of the Cooperative; and
- (c) To recommend basic policies; and
- (d) To recommend an annual budget for the Cooperative; and
- (e) To recommend to the Sponsoring District a Director and other professional, paraprofessional, and administrative personnel; and
- (f) To monitor the administration of the policies and procedures of the Cooperative.
- (g) To monitor the fiscal affairs of the Cooperative; and
- (h) To monitor all fiscal transactions of the Cooperative and to prepare such statements and reports as may be required; and
- (i) To monitor all purchases and expenditures for the Cooperative consistent with the Cooperative and the Sponsoring District's policies and budgetary limitations; and
- (j) Other duties as mutually agreed upon between the board and Council of Superintendents.

Section 2: Sponsoring District:

- (a) To monitor, and if appropriate, apply for and receive all funds, including payments of participating school districts, Kansas State Department of Education, and other agencies for whom services may be performed.
- (b) To keep records of all fiscal transactions of the Cooperative and to prepare such statements and reports as may be required.
- (c) To enter into contracts of employment with all Cooperative personnel.
- (d) To make all purchases and expenditures for the Cooperative consistent with the policies of the Cooperative and the sponsoring district, subject to budgetary limitations and the cash basis law.
- (e) To adopt policies for the governance and operation of the Cooperative.
- (f) To adopt an annual budget for the Cooperative
- (g) On behalf of the Cooperative, the Sponsoring District may enter into agreements with private or public institutions to supply teachers, staffing or programs for special education and related services purposes.

ARTICLE III – PROGRAM SERVICES

1. A comprehensive program shall be provided which includes the full range of special education and related services. More specifically, the Cooperative program shall:
 - a. In accordance with federal and state law, initiate screening and identification procedures to determine which children within the districts are in need of special education services, which will include but not be limited to: Screening and Diagnostics Services
 - b. In accordance with federal and state law, provide free appropriate special education services for all preschool and school age children who qualify for special education services in the member districts.
2. All services provided under the terms of this Agreement shall meet the Standards and Criteria prescribed in the Kansas State Plan of Special Education or any successor State Board of Education plan.

ARTICLE IV – FINANCE

1. Funds available under the provision of the Individuals with Disabilities Education Act (IDEA) any other federal or state law for special education and related services shall be applied for and accounted for by the Sponsoring District. Such funds shall be expended to provide services under this Agreement.
2. Each participating district agrees to pay its share of the financing of the Cooperative as follows:
 - a. The Cooperative will assess each of its member districts, and the member districts agree to pay, for the costs of the operation of the Cooperative at appropriate intervals. Final yearly assessments will be made on the basis of total audited adjusted FTE excluding pre-kindergarten state and/or grant funded slots and virtual education enrollment as of September 20 of the prior year. Each district will pay a share equal to the percent its FTE enrollment bears to the FTE enrollments of all the participating districts. Any changes to this formula would be based on a recommendation from the Council and approved from the sponsoring Board of Education.
3. Date of remitting payments to the Sponsoring Districts shall be recommended by the Cooperative and shall be based on the current financial requirements of the Cooperative. Generally, payments will be made in 10 monthly billings commencing in September, including an adjusted final assessment in June.
4. It shall be responsibility of the Sponsoring District to establish and maintain a distinct and separate fund for the deposit of all monies coming to the Sponsoring District under the provision of this Agreement. This fund shall be named the COOPERATIVE SPECIAL EDUCATION FUND and be administered in the same manner as all other funds of the Sponsoring District.

ARTICLE V – FACILITIES

1. Each district shall furnish appropriate classroom space and furniture items needed to provide services under this Agreement. Any modifications to classrooms that are needed to accommodate the provision of special education services shall be the responsibility of the respective district.
2. Each district shall furnish standard consumable and instructional supplies normally furnished in the regular education classrooms within the district.
3. Each district shall furnish standard equipment supplied by the district for use in regular education classrooms.
4. Additional furniture, equipment, educational materials, and supplies that are needed to provide special education services pursuant to this Agreement shall be provided by the Sponsoring District with monies from the Cooperative Special Education Fund.
5. Any properties or equipment purchased with monies from the Cooperative Special Education Fund on hand at the time of the termination of this Agreement shall be sold by the Sponsoring District in accordance with the law and the proceeds thereof, together with any other monies in the Cooperative Special Education Fund, shall be distributed to the member districts in the same ratio as the most recent financial assessments of the districts under this Agreement.

ARTICLE VI – TRANSPORTATION

Each participating district shall be responsible for transporting students within and outside of the Cooperative and shall claim state reimbursement for such student transportation.

Transportation costs of Cooperative staff shall be the responsibility of the Cooperative. Reimbursement for such transportation shall be claimed by the Cooperative.

ARTICLE VII – AFFIRMATIVE ACTION POLICY

The Ark Valley Special Education Cooperative is an Equal Opportunity Employer and does not discriminate on the basis of race, color, sex, national origin or handicap in employment, educational programs, or other activities which it operates and is required by Title IX not to discriminate in such a manner.

ARTICLE VII – AMENDMENT AND TERMINATION OF AGREEMENT

Amendment. This Agreement may be amended by mutual consent of the member districts and subsequent approval by the State Board of Education.

Partial termination. This Agreement may be partially terminated according to statute and only upon petition for withdrawal from the Agreement made by a contracting school district to the other contracting school districts and approval by the state board of written consent to the petition by such other school districts or upon order of the state board after appeal to it by a school district from denial of consent to a petition for withdrawal and hearing thereon conducted by the state board. In the event of a partial termination of the Cooperative, all the property shall remain with Cooperative and the withdrawing member shall not be entitled to any property of the Cooperative.

Complete termination. This Agreement may be completely terminated according to statute and upon approval by the state board of a joint petition made to the state board for termination of the Agreement by not less than $\frac{2}{3}$ of the contracting school districts after adoption of a resolution to that effect by each of the contracting school districts seeking termination of the Agreement. In the event of the complete termination of Cooperative, all property acquired shall be disposed of by the Board of Directors at public or private sale as allowed by law. The net proceeds shall be distributed only to the member districts participating in the Cooperative at the time of such complete termination, based upon the ratio of each member district's full time audited equivalency enrollment on the basis of total audited adjusted FTE excluding pre-kindergarten state and/or grant funded slots and virtual education enrollment as of September 20 of the prior year bears to the total full time audited equivalency enrollment of all districts who are members at the time of such termination.

ARTICLE IX – SUBJECT TO TERMINATION BY THE LEGISLATURE

This Agreement is subject to change or termination at any time by the Legislature of the State of Kansas.

ARTICLE X – AGREEMENT EFFECTIVE DATE

This Agreement shall be effective upon the later of approval by the Kansas State Board of Education or June 30, 2021 pursuant to statute.

IN WITNESS WHEREOF, the parties hereunto have set their hands.

Valley Center USD 262



Board President



Attested by Clerk

Burrton USD 369

Board President

Attested by Clerk

Sedgwick USD 439

Board President

Attested by Clerk

CERTIFICATION OF APPROVAL

The undersigned does hereby certify that the above and foregoing Cooperative Agreement was approved by the Kansas State Board of Education at its meeting on _____, 2020.

Mrs. Kathy Busch

State Board of Education Chairwoman

ARTICLE X – AGREEMENT EFFECTIVE DATE

This Agreement shall be effective upon the later of approval by the Kansas State Board of Education or June 30, 2021 pursuant to statute.

IN WITNESS WHEREOF, the parties hereunto have set their hands.

Valley Center USD 262

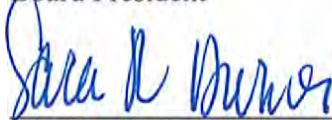
Board President

Attested by Clerk

Burrton USD 369



Board President



Attested by Clerk

Sedgwick USD 439

Board President

Attested by Clerk

CERTIFICATION OF APPROVAL

The undersigned does hereby certify that the above and foregoing Cooperative Agreement was approved by the Kansas State Board of Education at its meeting on _____, 2020.

Mrs. Kathy Busch
State Board of Education Chairwoman

ARTICLE X – AGREEMENT EFFECTIVE DATE

This Agreement shall be effective upon the later of approval by the Kansas State Board of Education or June 30, 2021 pursuant to statute.

IN WITNESS WHEREOF, the parties hereunto have set their hands.

Valley Center USD 262

Board President

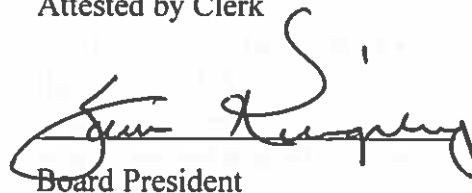
Attested by Clerk

Burrton USD 369


Board President

Attested by Clerk

Sedgwick USD 439



Board President



Attested by Clerk

CERTIFICATION OF APPROVAL

The undersigned does hereby certify that the above and foregoing Cooperative Agreement was approved by the Kansas State Board of Education at its meeting on _____, 2020.

Mrs. Kathy Busch

State Board of Education Chairwoman

REQUEST AND RECOMMENDATION FOR BOARD ACTION

Agenda Number: 13 k.

Staff Initiating:

Scott Gordon

Director:

Scott Gordon

Commissioner:

Randy Watson

Meeting Date: 4/14/2020

Item Title:

Act to Approve the dissolution of Sedgwick County Area Educational Services Interlocal Cooperative 618

Recommended Motion:

It is moved that the Kansas State Board of Education approve dissolution of the Sedgwick County Area Educational Services Interlocal Cooperative effective June 30, 2021.

Explanation of Situation Requiring Action:

Pursuant to K.S.A. 72-3412, the boards of any two or more school districts may make and enter into agreements providing for cooperative operation and administration in providing special education and related services for exceptional children. The statute also allows for the complete termination of such an agreement upon approval by the Kansas State Board of Education of a joint petition.

The State Board shall take such action in approving or disapproving the complete termination of an agreement as the State Board deems to be in the best interests of the involved school districts and of the state as a whole in the provision of special education services for exceptional children.

The member schools of Cooperative 618 jointly petition the State Board for complete termination effective June 30, 2021. At that time, member schools will join three new cooperatives (Maize, Ark Valley and Goddard cooperatives). The petition and supporting materials have been reviewed by the Special Education and Title Services team of the Kansas State Department of Education. That team believes all significant issues have been appropriately resolved with the creation of the three new cooperatives.

REQUEST AND RECOMMENDATION FOR BOARD ACTION

Agenda Number: 13 I.

Staff Initiating:

Charlotte Zeller

Director:

Kathi Grossenbacher

Commissioner:

Randy Watson

Meeting Date: 4/14/2020

Item Title:

Act on a request to extend the current contract with BTU Consultants for an additional two years to provide trainings and telephone hotline support for the E-Rate program.

Recommended Motion:

It is moved that the Kansas State Board of Education authorize the Commissioner of Education to extend the contract with BTU Consultants to assist KSDE with the tasks required to enhance and maximize participation of Kansas school districts in the E-Rate program. The contract extension would be from June 30, 2023 to June 30, 2025.

Explanation of Situation Requiring Action:

This item was submitted to the Kansas State Board of Education for approval in April, 2019. However, when the item was submitted the original dates requested were July 1, 2019 – June 30, 2020 with options for three additional one-year renewals (June 30, 2023). The State of Kansas contract allows for five additional one-year periods, which would extend the contract to June 30, 2025. The cost for the E-Rate services will not change and is set at \$40,000 per contract year (hotline telephone support - \$25,000 per year and trainings - \$15,000 per year).

This contract will be paid from Universal Service Fee funds allocated to KSDE by the state legislature to support school access to E-Rate.

REQUEST AND RECOMMENDATION FOR BOARD ACTION

Agenda Number: 13 m.

Staff Initiating:

Amanda Petersen

Director:

Amanda Petersen

Commissioner:

Randy Watson

Meeting Date: 4/14/2020

Item Title:

Act on request to contract with Brookes Publishing for the purpose of making the Ages and Stages Questionnaires available statewide

Recommended Motion:

It is moved that the Kansas State Board of Education authorize the Commissioner of Education to negotiate and enter into a contract with Paul H. Brookes Publishing Co., Inc., for the purpose of making the Ages and Stages Questionnaires available statewide in an amount not to exceed \$624,999.25 for the period July 1, 2020 through June 30, 2025.

Explanation of Situation Requiring Action:

The purpose of this agreement is to provide all Kansas community-based and school-based early childhood care and education providers, including public and private school systems serving children birth through kindergarten, center- and home-based child care providers, local health departments, WIC offices, Infant-Toddler Services (Part C) providers, Part B providers, Early Childhood Block Grantees, home visiting programs, parents, and caregivers access to a single statewide Ages and Stages Questionnaires system, and to allow those entities to provide developmental and social emotional screenings to all Kansas children birth through age 5 ½ years old.

This builds on previous work to administer the Ages and Stages Questionnaires: Third Edition (ASQ-3) and the Ages and Stages Questionnaires: Social-Emotional, Second Edition (ASQ:SE-2) for kindergarten-age students. To help advance kindergarten readiness, Kansas elementary schools are partnering with parents and caregivers to implement the ASQ-3 and the ASQ:SE-2. All children are ready to enter kindergarten when they meet the age requirement – five on or before August 31 of their kindergarten year. The ASQ-3 and the ASQ:SE-2 provide a snapshot of a child's developmental milestones. The snapshot data helps teachers ensure their kindergarten classrooms are ready to support the social, emotional, and academic success of each student.

Multiple state agencies have selected the ASQ to advance their early childhood work and have invested significant funding to build local and state capacity to administer the tool. As the state develops a strategic plan for early childhood, aligning measurement and tools across agencies is critical to streamlining requirements for local early childhood service delivery organizations and providing shared, consistent messages to parents regarding their children's development. Consistency in tools from year to year allows comparable data to be utilized across agencies over time and reduces duplication at the local level.

Kansas included funding (\$125,000 per year over three years) to support a statewide ASQ initiative in its Preschool Development Grant Birth through Five renewal grant application.

REQUEST AND RECOMMENDATION FOR BOARD ACTION

Agenda Number: 13 n.

Staff Initiating:

Beth Fultz

Director:

Scott Smith

Commissioner:

Randy Watson

Meeting Date: 4/14/2020

Item Title:

Act on request to contract with MetaMetrics, Inc. for Lexile and Quantile measures.

Recommended Motion:

It is moved that the Kansas State Board of Education authorize the Commissioner of Education to enter into a multi-year contract with MetaMetrics, Inc. for Lexile and Quantile measures. The total contract from July 1, 2020 through June 30, 2026 is not to exceed \$1,440,000 or \$240,000 per year.

Explanation of Situation Requiring Action:

Key components of the multi-year license fee contract include:

- Linking analysis with Kansas Assessment Program (KAP) ELA and Mathematics summative assessments, grades 3 – 8 and 10.
- A license for the use of Lexile and Quantile measures for each student on individual assessment score reports in ELA and Mathematics in grades 3 – 8 and 10.
- Customized MetaMetric products to support statewide implementation of Lexile/Quantile Measures from KAP.
- KSDE specific Lexile and Quantile web content and online resources.
- KSDE customized state Lexile and Quantile maps
- Written description of Lexile and Quantile measures for inclusion in state reports and parent letters.
- State leaders' ongoing professional learning opportunities and support for statewide implementation of the Lexile and Quantile measures.
- Lexile and Quantile Implementation Guides.
- Project management support.

REQUEST AND RECOMMENDATION FOR BOARD ACTION

Agenda Number: 13 o.

Staff Initiating:

Bert Moore

Director:

Bert Moore

Commissioner:

Randy Watson

Meeting Date: 4/14/2020

Item Title:

Act to initiate contract bid process for investigation of special education formal complaints

Recommended Motion:

It is moved that the Kansas State Board of Education authorize the Commissioner of Education to initiate a contract bid process for the purpose of investigating special education complaints with said contract effective July 1, 2020 through June 30, 2030, in an amount not to exceed \$700,000 out of IDEA VI-B funds. Vendor to be determined.

Explanation of Situation Requiring Action:

The Special Education and Title Services team requests the initiation of a contract with an individual or organization to conduct special education formal complaint investigations, in order to comply with federal and state special education requirements.

This request is made to enable the State to continue to meet its obligation to implement procedures to investigate and prepare written reports in response to special education formal complaints that allege schools are violating special education statutes or regulations. A special education complaint investigator must (a) have a thorough knowledge of both federal and state special education statutes and regulations; (b) be able to apply these statutes and regulations to specific controversies; and (c) have superior writing skills. In addition, by state regulation, complaint investigations must be completed within 30 days of the day they are received by the state department of education [K.A.R. 91-40-51(c)(3)]. Therefore, a special education complaint investigator must have the time and flexibility to be available to conduct investigations as the complaints come into the department. The requested contract term is for 10 years from the date the contract is initiated.

REQUEST AND RECOMMENDATION FOR BOARD ACTION

Agenda Number: 14

Staff Initiating:	Deputy Commissioner:	Commissioner:
Brad Neuenswander	Brad Neuenswander	Randy Watson

Meeting Date: 4/14/2020

Item Title:

Act on Continuous Learning applications from school districts

Recommended Motion:

It is moved that the Kansas State Board of Education approve the district continuous learning plans for exemption from the 1,116 hours as presented.

Explanation of Situation Requiring Action:

Districts may submit a waiver request to the Kansas State Department of Education for exemption from the 1,116 school hour requirement. To be approved, districts must submit a plan to KSDE for continuous learning and agree to continue paying hourly staff according to their current pay schedule. The applications will be presented for State Board approval.



900 S.W. Jackson Street, Suite 600
Topeka, Kansas 66612-1212
(785) 296-3203
www.ksde.org

Janet Waugh District 1	Steve Roberts District 2	Michelle Dombrosky District 3	Ann E. Mah District 4	Jean Clifford District 5
Dr. Deena Horst District 6	Ben Jones District 7	Kathy Busch District 8	Jim Porter District 9	Jim McNiece District 10

Item Title: Act on Board Member Travel

Travel requests submitted prior to the meeting, and any announced changes, will be considered for approval by the Board.

Upcoming deadlines for reporting salary/payroll information to the Board office are:

Pay Period Begins	Pay Period Ends	Deadline to Report	Pay Date
03/22/2020	04/04/2020	04/02/2020	04/17/2020
04/05/2020	04/18/2020	04/16/2020	05/01/2020
04/19/2020	05/02/2020	04/30/2020	05/15/2020



900 S.W. Jackson Street, Suite 102
Topeka, Kansas 66612-1212
(785) 296-3201
www.ksde.org

Item Title: Legislative Matters

From: Dale M. Dennis

KSDE staff will report on legislative activity related to education up until first adjournment in mid-March.