

MINUTES



Kansas State Board of Education
Tuesday, August 8, 2023

CALL TO ORDER

Chair Melanie Haas called the monthly meeting of the Kansas State Board of Education to order at 10:00 a.m. on Tuesday, August 8, 2023, in the Board Room of the Landon State Office Building, 900 SW Jackson St., Topeka, Kansas.

(00:08:03)

ROLL CALL

The following Board members were present:

Betty Arnold	Deena Horst
Michelle Dombrosky	Ann Mah
Melanie Haas	Jim McNiece
Dennis Hershberger	Jim Porter
Cathy Hopkins	Danny Zeck

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

Chair Haas 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

Chair Haas asked to amend agenda item 8 to reflect the addition of an ESSER II change request to the action. Mrs. Arnold moved to approve the day’s agenda as amended. Mr. Porter seconded. Motion carried 10-0.

MOTION
(00:10:02)

APPROVAL OF THE JULY MEETING MINUTES

Mrs. Arnold moved to approve the minutes of the July 11 and 12, 2023 regular Board meeting. Dr. Horst seconded. Motion carried 10-0.

MOTION
(00:10:23)

COMMISSIONER’S REPORT

Dr. Randy Watson’s monthly Commissioner’s Report to the Board started out by discussing the concept of “Collective Teacher Efficacy.” Collective efficacy in a school is the perceptions of teachers that the faculty as a whole can execute courses of action required to positively affect student success. He applauded Caney Valley USD 436 as they are a great example of this. He then discussed the action the Board took to provide the LETRS literacy training to Kansas teachers for free and shared district participation numbers and session survey feedback. Only about half of the eligible teachers in Kansas have done this free training. He urged Board members to encourage the schools in their districts make use of this and get their teachers trained.

(00:10:52)

CITIZENS’ OPEN FORUM

Chair Haas declared the Citizens’ Forum open at 10:38 a.m. There were no speakers this month. The forum was closed at 10:39 a.m.

(00:46:40)

ACTION ON ESSER II AND III CHANGE REQUESTS FOR USE OF FEDERAL COVID-19 RELIEF FUNDS

(00:47:21)

Board Vice Chair and ESSER Task Force Chair Jim Porter discussed with the Board the ESSER materials that are provided to the Board in advance of the meeting. The consensus was that the Board will receive the condensed version of materials that the Task Force will also receive. Assistant Director Doug Bodine reported on the most recent ESSER Task Force recommendations, which included 1 ESSER II change request with a net change of \$0. There were 32 ESSER III change requests this month with a net change of \$7.2M.

Mr. Porter moved to accept the recommendations of the Commissioner’s Task Force on ESSER and EANS Distribution of Money and approve the public school district ESSER II change request as presented for use of federal COVID-19 relief funds. Mrs. Arnold seconded. Motion carried 9-0-1 with Mrs. Dombrosky abstaining.

MOTION
(00:52:22)

Mrs. Arnold moved to accept the recommendations of the Commissioner’s Task Force on ESSER and EANS Distribution of Money and approve the public school district ESSER III change requests as presented for use of federal COVID-19 relief funds. Dr. Horst seconded. Motion carried 9-0-1 with Mrs. Dombrosky abstaining.

MOTION
(01:01:48)

PRESENTATION OF CHILD NUTRITION AND WELLNESS KANSANS CAN BEST PRACTICE AWARDS

(01:22:35)

Cheryl Johnson, Director Child Nutrition and Wellness, presented the following Kansans CAN 2022-2023 Best Practice Awards: USD 232 DeSoto - Kansans Can Serve Local Foods, USD 469 Lansing-Kansans Can Impact Wellness, Quality Care Services, Inc - Kansans Can Serve Local Foods, First Choice Support Services, Inc. - Kansans Can Step up to Lead, and USD 326 Logan - Kansans Can Serve Local Foods.

ACTION ON ACCREDITATION REVIEW COUNCIL (ARC) RECOMMENDATIONS FOR KANSAS EDUCATION SYSTEM ACCREDITATION (KESA)

(01:45:45)

During the State Board meeting in July, Dr. Jay Scott, Director of Accreditation and Design, presented information on 30 (22 public systems, 8 private systems) being recommended by ARC for approval of an accredited status. The systems that were received by the Board in July for an “Accredited” status were Rawlins County USD 105, Thunder Ridge USD 110, Norton USD 211, Lebo-Waverly USD 243, Ell-Saline USD 307, Jefferson County North USD 339, St. John-Hudson USD 350, Sterling USD 376, Osborne County USD 392, Marion-Florence USD 408, Little River USD 444, Dexter USD 471, Shawnee Mission USD 512, Good Shepherd Lutheran Elementary Z0026-4560, Zion Lutheran Elementary Z0026-6862, Trinity Lutheran Elementary-Winfield Z0026-7344, Topeka Lutheran Elementary Z0026-8570, Faith Lutheran Z0026-9886, Dodge City Diocese Z0028-0000, St. Michael the Archangel Catholic Z0029-9887; and “Conditionally Accredited” to Bluestem USD 205, Ulysses USD 214, Grinnell USD 291, Wheatland (Grainfield) USD 292, Kinsley-Offerle USD 347, Centre (Lost Springs) USD 397, Peabody-Burns USD 398, Paradise USD 399 and Canton-Galva USD 419. Dr. Scott brought these 30 systems back to the Board for action. Mrs. Hopkins disagreed with conditionally accrediting some of the systems and specifically discussed Ulysses USD 214 and Paradise USD 399 and moved to fully accredit all systems. Mr. Zeck seconded. Dr. Scott responded to the concerns of the conditional accreditation. Motion failed 4-6 with Mr. McNiece, Mrs. Haas, Mr. Porter, Dr. Horst, Mrs. Arnold and Mrs. Mah in opposition. Mrs. Arnold then moved to accept the recommendations of the Accreditation Review Council and award the status as presented. Mr. McNiece seconded. Motion carried 6-4 with Mrs. Dombrosky, Mr. Hershberger, Mrs. Hopkins and Mr. Zeck in opposition.

MOTION
(01:56:33)

MOTION
(02:11:34)

RECEIPT OF ACCREDITATION REVIEW COUNCIL RECOMMENDATIONS FOR KANSAS EDUCATION SYSTEM ACCREDITATION (KESA)

(02:12:21)

The Accreditation Review Council (ARC) has recommended an accredited status for the following 12 systems awaiting recommendation (8 public systems and 4 private systems). Executive summaries, accountability reports and other narratives were provided to Board members for the 12 systems. The ARC considers compliance and foundational structures to support a five-year process of continuous improvement. Board members will act on the ARC recommendations in September 2023. The systems that were received for the status of "Accredited" are Wabaunsee (Alma) USD 329, Maur Hill – Mount Academy Z0029-5801, Most Pure Heart of Mary Elementary Z0029-8556 and Good Shepherd School Z0029-9015. The systems that were received for the status of "Conditionally Accredited" are Deerfield USD 216, Haysville USD 261, Brewster USD 314, Southern Cloud USD 334, Burrton USD 369, Otis-Bison USD 403, Kansas City, KS USD 500 and Life Preparatory Academy Z0066-9929.

ACTION TO APPROVE KESA "LEARNING YEAR" FOR 2023-2024

(03:38:48)

Dr. Jay Scott, Director of Accreditation and Design, went over Spring 2022 feedback received on improving KESA. He then presented to the Board that for the 23-24 school year the Accreditation and Design team is proposing that no "Year 5" systems (17) be reviewed by the ARC for an accreditation determination as the State Board establishes more clear, objective criteria for systems accreditation to be in place beginning with the 24-25 school year. By regulation, the State Board "determines the length of the accreditation cycle". Through the first cycle of KESA, the State Board established the length of the cycle to be 5 years. According to this cycle, 17 systems are in "Year 5" in 23-24 so changing their accreditation year requires State Board action.

Next year, instead of following the current cycle and accreditation criteria, all systems would follow the "KESA Learning Year" expectations as outlined in the KESA Learning Year Timeline accompanying this State Board item. The only systems to be reviewed by the ARC for an accreditation recommendation in 23-24 would be redeterminations of systems conditionally accredited during the 22-23 school year. Mr. Hershberger moved that the Kansas State Board of Education approve adjusting the current KESA cycle to allow for systems to follow the KESA Learning Year Timeline for 23-24. Mr. McNiece seconded. Motion carried 9-1 with Mrs. Mah in opposition.

MOTION
(04:27:20)

ACTION ON EVALUATION REVIEW COMMITTEE'S (ERC) JULY RECOMMENDATIONS FOR ACCREDITATION AND PROGRAM APPROVAL

(04:31:57)

Dr. Catherine Chmidling, Assistant Director of Accreditation and Design, briefed the Board on the process higher education accreditation and program approval. She then went through information considered by the ERC on both schools up for accreditation/program approval. Mrs. Mah moved that the Kansas State Board of Education accept the recommendations of the Evaluation Review Committee for Accreditation status for Barclay College, and Program approval for Wichita State University. Dr. Horst seconded. Motion carried 10-0.

MOTION
(04:50:35)

GUIDELINES FOR GRADUATION REQUIREMENTS

(05:01:28)

Beth Fultz, Director of Career Standards and Assessment Services (CSAS), began with a summary of the work of the CSAS team. She then updated the Board on work being done on guidelines, course codes, 9-12 content competencies and post secondary assets necessary related to implementation of the new graduation requirements approved by the Board in 2022 that are scheduled to be in effect for the graduating class of 2028.

ACTION ON RECOMMENDATIONS OF THE PROFESSIONAL PRACTICES COMMISSION

General Counsel Scott Gordon presented three cases for action. Mrs. Hopkins moved the Kansas State Board of Education denies or revokes the licenses in the cases of 23-PPC-21; 23-PPC-24; 23-PPC-05. Mrs. Dombrosky seconded. Motion carried 10-0.

(05:22:39)
MOTION
(05:23:21)

KSDE DATA MANAGEMENT OVERVIEW

KSDE General Counsel Scott Gordon and Director of Information and Technology Kathi Grossenbacher presented an overview of the data collection and management process at KSDE. Information included federal and state student data privacy laws, data governance, and the data collection process (current and future), federal reporting requirements, data dictionaries and data use.

(05:24:30)

EXECUTIVE SESSION FOR PERSONNEL MATTERS OF NON-ELECTED PERSONNEL

Mr. Porter moved that the Kansas State Board of Education recess into Executive Session to discuss the subject of non-elected personnel matters, which is justified pursuant to the non-elected personnel exception under KOMA, in order to protect the privacy interest of the individual(s) to be discussed. Commission Randy Watson was invited into the session. Dr. Horst seconded. Motion carried 10-0. The executive session began at 4:50 p.m. and lasted until 5:00 p.m.

MOTION
(06:49:14)

RECESS

The meeting recessed at 5:05 p.m. until 9:00 a.m. Wednesday.

(07:09:54)

Melanie Haas, Chair

Barbara Hughes, Board Secretary

MINUTES



Kansas State Board of Education
Wednesday, August 9, 2023

CALL TO ORDER

(00:09:25)

Chair Melanie Haas called the Wednesday meeting of the Kansas State Board of Education to order at 9:00 a.m. Wednesday, August 9, 2023, in the Board Room of the Landon State Office Building, 900 SW Jackson St., Topeka, Kansas.

ROLL CALL

The following Board Members were present:

- | | |
|--------------------|-------------|
| Betty Arnold | Deena Horst |
| Michelle Dombrosky | Ann Mah |
| Melanie Haas | Jim Porter |
| Dennis Hershberger | Danny Zeck |
| Cathy Hopkins | |

Note: Jim McNiece arrived after the approval of the agenda at 9:05 a.m.

APPROVAL OF AGENDA

Chair Haas asked to vote on consent agenda items c, m and o separately from all other items per Mrs. Dombrosky's request. Dr. Horst moved to approve the day's agenda as amended. Mrs. Hopkins seconded. Motion carried 8-0. Mrs. Mah was not in the Board room when the vote occurred.

MOTION
(00:10:09)

USD BUDGET TIMELINE INFORMATION

(00:11:40)

Deputy Commissioner Craig Neuenswander and Dale Brungardt, Director of School Finance, reviewed the law, process and timelines that school officials and local boards must follow to adopt and certify their budget to the county clerk and KSDE. They also explained the steps necessary to notify the county clerk by July 20 about whether the district intends to exceed the revenue neutral rate (RNR).

LICENSING TEST CHANGE RECOMMENDATIONS

(00:47:43)

Shane Carter, Director of Teacher Licensure, shared with the Board that the teacher licensure team met with education stakeholders during the Summer of 2022. As part of the meetings, it was determined the teacher licensure team should create a working group to examine test issues and make recommendations to adjust test requirements as needed. Beginning in September of 2022, the teacher licensure team, a group of school district administrators, educator preparation providers, and additional stakeholders, reviewed test data completed over the last five years and reported test issues. The team met through January of 2023, and the group submitted recommendations to the Professional Standards Board. The Professional Standards board received the recommendation at the February 2023 meeting. In June 2023, the Professional Standards Board approved recommendations for submission to the SBOE. The recommendations include no longer requiring the Principles of Learning and Teaching (PLT) test and changes to the use of Praxis Content Exams.

SPECIAL EDUCATION ADVISORY COUNCIL (SEAC) UPDATE

(01:35:40)

The State Board of Education received an update on the 2023-2024 priorities of the Special Education Advisory Council (SEAC) from Bert Moore, KSDE Director of Special Education and Title Services and Marvin Miller, SEAC Chair. The purpose of the SEAC is to provide policy guidance to the State Board with respect to special education and related services for children with exceptionalities in the state. The Council meets as mandated by both the state and federal legislation. Council membership is made up of stakeholders throughout the state with the majority being individuals with disabilities and parents of children with disabilities.

LEARNING SERIES: SCHOOL AUDITS 101

(02:03:51)

Laurel Murdie, KSDE's Director of Fiscal Auditing provided information to the Board on KSDE's process of auditing school districts, what all is audited and the purpose of the audits.

ACT ON PROFESSIONAL STANDARDS BOARD (PSB) NOMINATIONS

(02:41:11)

Shane Carter, Director of Teacher Licensure, began by reviewing with the Board the state statutes, responsibilities and requirements that relate to the PSB. He then discussed the vacant positions to be filled and applicable nominees. He updated the Board that the previously shared materials included Kimberly Reazin as a nominee for the Public Elementary School Administrator position, but she has taken a different position and her name needs to be moved to the list of nominees for the two Classroom At-Large positions.

Public Elementary School Administrator

Mrs. Arnold moved that the Kansas State Board of Education act to appoint Jason Wheeler to the Professional Standards Board representing a Public Elementary School Administrator position. The appointed nominee would fill a three year-year term through June 30, 2026. Dr. Horst seconded. Motion carried 10-0

MOTION
(02:45:40)

Classroom Teacher At-Large #1

Mrs. Mah moved that the Kansas State Board of Education act to appoint Karen Wilson to the Professional Standards Board representing a Classroom Teacher At-Large position. The appointed nominee would fill a three year-year term through June 30, 2026. Mr. McNiece seconded. Motion carried 7-3 with Mrs. Dombrosky, Mrs. Hopkins and Mr. Zeck opposing.

MOTION
(02:50:48)

Classroom Teacher At-Large #2

Mrs. Dombrosky moved that the Kansas State Board of Education act to appoint Kimberly Reazin to the Professional Standards Board representing a Classroom Teacher At-Large position. The appointed nominee would fill a three year-year term through June 30, 2026. Mrs. Hopkins seconded. Motion carried 8-0-2 with Mr. McNiece and Dr. Horst abstaining.

MOTION
(02:52:20)

ACT ON LICENSURE REVIEW COMMITTEE (LRC) NOMINATIONS

(02:53:45)

Shane Carter, Director of Teacher Licensure, presented the nomination of Kellen Adams to serve on the Licensure Review Committee. Dr. Randy Watson updated the Board that Kellen Adams was no longer the Superintendent at Chanute USD 413 but is now the Superintendent at Leavenworth USD 453. Dr. Horst moved that the Kansas State Board of Education act to appoint Kellen Adams to serve on the Licensure Review Committee representing the chief school (district) administrator position. The appointed nominee will serve a three-year term through June 30, 2026. Mrs. Arnold seconded. Motion carried 6-2-2 with Mr. Hershberger and Mr. Zeck opposing and Mrs. Dombrosky and Mrs. Hopkins abstaining.

MOTION
(02:56:21)

DISTRICT DISORGANIZATION UPDATE

KSDE's General Counsel R. Scott Gordon updated the Board on the situation pertaining to USD 112 and the failed local effort to dissolve the district. He also shared options for patrons to request changes to school district boundaries.

(02:58:15)

ACTION ON CONSENT AGENDA

Before she introduced action on the consent agenda, Chair Haas stated that next month the agenda for both Tuesday and Wednesday will be voted on at the beginning of the meeting on Tuesday so that the items pulled from the consent agenda for separate vote will be known at that time.

(03:14:47)

At the beginning of the meeting, Chair Haas asked to remove items 11c, m and o for a separate vote from the other submissions per Mrs. Dombrosky's request. Mrs. Mah moved to approve consent agenda items minus c, m and o. Mrs. Arnold seconded. Motion carried 10-0. In this action, the Board:

MOTION
(03:27:15)

- Received the monthly personnel report.
- Received report of personnel filling unclassified positions.
- Authorized Kansas School for the Deaf 2023-2024 out-of-state tuition contracts.
- Authorized Kansas State School for the Blind (KSSB) 2023-2024 out-of-state tuition contracts.
- Authorized Kansas State School for the Blind's (KSSB) 2023-2024 contract with Prime Healthcare Services.
- Authorized Kansas State School for the Blind's (KSSB) 2023-2024 contract with Quantum Health Professionals, Inc.
- Authorized Kansas State School for the Blind's (KSSB) 2023-2024 contract with Accessible Arts, Inc. for facility use and arts instruction.
- Authorized KSSB to Enter into contract with the Kansas City, Kansas Police Department for a school resource officer (SRO).
- Authorized KSSB to Enter into contract with the Zack Staffing Group.
- Approved Education Flexibility Partnership (Ed-Flex) Waivers – USD 465 Winfield, USD 497 Lawrence and USD 373 Newton.
- Approved request to contract with a Kansas institution to support the state advisor of DECA, Kansas Career and Technical Student Organization.
- Approved Recommendation for Visiting Scholar licenses.
- Approved request from USD 368 Paola, Miami County, for Capital Improvement (Bond and Interest) State Aid.
- Approved request from USD 368 Paola, Miami County, to hold a bond election.

Chair Haas then requested that someone from KSDE give a brief overview of the items to be voted on separately. Maureen Tabasko addressed item 11c, Natalie Clark addressed item 11m and Shane Carter addressed item 11o.

Mr. McNiece moved to approve consent agenda item c. Mr. Porter seconded. Motion carried 6-3-1 with Mrs. Dombrosky, Mr. Hershberger and Mr. Zeck opposing and Mrs. Hopkins abstaining. In this action, the Board:

MOTION
(03:28:25)

- Approved recommendations for funding 2023-2024 McKinney Vento Homeless Children and Youth Grants.

Mrs. Mah moved to approve consent agenda item m. Mrs. Arnold seconded. Motion carried 8-2 with Mrs. Dombrosky and Mr. Zeck opposing. In this action, the Board:

MOTION
(03:29:45)

- Approved request to contract with Sprout Communications LLC for the development of state leadership resources.

Mrs. Arnold moved to approve consent agenda item o. Mrs. Mah seconded. Motion carried 8-2 with Mrs. Dombrosky and Mr. Zeck opposing. In this action, the Board:

- Approved changes to the Kansas Registered Teacher Apprenticeship Pilot Governor's Emergency Education Relief Funds (GEER).

MOTION
(03:30:30)

CHAIR REPORT

Remarks from the Chair –

Chair Haas expressed her desire to make sure that all Board members have the information they need for the consent agenda items.

(03:31:13)

Action on Board Travel —

Mr. Porter moved to approve Board travel requests as presented. Mr. McNiece seconded. Motion carried 10-0.

MOTION
(03:31:50)

Committee Reports —

Mrs. Arnold reported on recent work of the Policy Committee and asked the Board to let her, or other committee members, know before the next Board meeting if they have any questions regarding policies that might not be clear or missing information to let them know.

Board Attorney's Report —

Board Attorney Mark Ferguson provided an exercise for the Board regarding the jurisdiction of the State Board provided in statute versus local school boards' authority.

Requests for Future Agenda Items —

- Mrs. Hopkins requested that the agenda go back to how it was before with the consent items listed out.
- Mrs. Dombrosky asked for confirmation that there would be a screen time discussion in September. Dr. Watson confirmed and discussed what all it would entail.

ADJOURNMENT

Chair Haas adjourned the meeting at 1:00 p.m.

The next regular meeting for the State Board of Education is September 12 and 13, 2023.

Melanie Haas, Chair

Barbara Hughes, Board Secretary