

MINUTES



Kansas State Board of Education

Tuesday, March 14, 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. Tuesday, March 14, 2023, in the Board Room of the Landon State Office Building, 900 SW Jackson St., Topeka, Kansas.

(00:14:04)

ROLL CALL

The following Board members were present:

- Betty Arnold
- Michelle Dombrosky
- Melanie Haas
- Dennis Hershberger
- Danny Zeck
- Deena Horst
- Ann Mah (via Zoom)
- Jim McNiece
- Cathy Hopkins

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 vote on consent agenda item d separately per Mrs. Dombrosky’s request. Mrs. Arnold moved to approve the day’s agenda as amended. Dr. Horst seconded. Motion carried 9-0.

MOTION
(00:05:32)

COMMISSIONER’S REPORT

After a recap of the recent state high school basketball championships, in his report to the Board Dr. Randy stressed an urgency for our school districts to raise their expectations in regard to graduation rates, being academically prepared for post secondary education/training and post secondary effectiveness.

(00:06:02)

APPROVAL OF THE FEBRUARY MEETING MINUTES

Mr. McNiece moved to approve the minutes of the February 14 and 15 regular Board meeting. Mrs. Arnold seconded. Motion carried 9-0.

MOTION
(00:32:45)

CITIZENS’ OPEN FORUM

Chair Haas declared the Citizens’ Forum open at 10:31 a.m. There were four speakers this month: USD 258 Humboldt Superintendent Amber Wheeler, expressing support for keeping the TEAL substitute license; Steve Roberts, asking to present his ideas to the Board in a more formal

(00:34:08)

presentation; Kirk Fast, support for counselors and social workers in helping students attain educational goals; and Idalia Shuman, opposing the Interstate Teaching Mobility Act. Chair Haas declared the Citizens' Forum closed at 10:45 a.m.

PRESENTATION ON IXL MATH

Deputy Commissioner Dr. Ben Proctor shared a presentation on IXL Math, which is a supplemental instructional program that can help Kansas students improve their math skills. It is funded through a bill passed by the Kansas Legislature in 2022 (HB 2567) that appropriated \$4 million for a virtual math program. IXL's math curriculum, along with professional development for educators, will be available at no charge to all Kansas accredited public and private schools, K-12, through June 30, 2024. IXL Math is aligned to Kansas standards and is evidence-based. It offers personalized learning with a comprehensive K-12 curriculum, individualized guidance and real-time analytics.

Schools will track and report on use of the program twice per year, including:

- Number of attendance centers using a virtual math program.
- Number of students using a virtual math program.
- Number of attendance centers not using a virtual math program.
- Number of students not using a virtual math program.
- Number of teachers participating in professional development.
- Effect of virtual math program(s) on student academic proficiency.

(00:49:00)

ACTION ON ESSER EXPENDITURE PLANS FOR USE OF FEDERAL COVID-19 RELIEF FUNDS

Assistant Director Doug Bodine reported on the most recent ESSER Task Force recommendations, which included 6 ESSER II change requests with a total net change of \$733,135. As for ESSER III, 34 new districts have submitted ESSER III plans with a total value of \$37.4M. There are 15 ESSER III change requests this month with a total net change of \$14.6M.

(01:20:06)

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 II change request as presented for use of federal COVID-19 relief funds. Dr. Horst seconded. Motion carried 8-0-1 with Mrs. Dombrosky abstaining.

MOTION
(01:22:03)

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 expenditure plans and change requests as presented for use of federal COVID-19 relief funds. Mr. McNiece seconded. Motion carried 8-0-1 with Mrs. Dombrosky abstaining.

MOTION
(01:41:04)

LEGISLATIVE MATTERS: 2023 KANSAS LEGISLATIVE SESSION UPDATE

Deputy Commissioner Dr. Craig Neuenswander updated the State Board on the current Kansas legislative session, including the following education related bills.

- Senate Bill 155: This is the full appropriations bill, includes education funding and was passed out of the Senate Ways and Means Committee.
- House Substitute for Senate Bill 113: A new education bill in K-12 Education Budget.
- House Substitute for Senate Bill 83: The original bill dealing with an increase to the Tax Credit for Low Income Students Scholarship program was stripped and several

(01:41:44)

amendments were made.

- House Bill 2048: This is a Tax Credit for Low Income Students Scholarship expansion.
- House Bill 2060: Establishes the Special Education Funding Task Force.
- House Bill 2080: Allows virtual students to take state assessments online.
- House Bill 2138: Career and Technical Education (CTE) credential incentive for students earning industry-sought credential.
- House Bill 2236: Fairness in Women's Sport Act.
- Senate Bill 66: Interstate Mobility Licensure Compact.
- Senate Bill 304: If school district patrons vote to disorganize the district, the State Board can create a new unified school district containing all or a portion of the disorganized territory. Currently, statute has no mechanism to create a new unified school district. The bill would also allow dissatisfied patrons to request an administrative review by the State Board of any local school board resolution to close a school building. The State Board would issue an advisory determination. Regardless of the State Board's determination, the resolution would be returned to the local school board for reconsideration. If a patron is dissatisfied with the local board's decision, action may be brought in district court.

ACT ON INTERSTATE TEACHING MOBILITY COMPACT

(03:32:35)

Shane Carter, KSDE's director of Teacher Licensure, and Scott Gordon, general counsel for KSDE, introduced the Interstate Teaching Mobility Compact at the State Board of Education meeting in December 2022 to reduce barriers of getting qualified teachers into the classroom. The compact would make it easier for teachers who move to Kansas from other states that are also members of the compact in which they were already licensed to become licensed in Kansas. Since it was introduced to the State Board in December, the compact has been introduced by the Kansas Legislature as Senate Bill 66. This month, they provided additional information on the compact for the Board to consider. Mrs. Arnold moved that the Kansas State Board of Education support SB 66 and ask that it be signed into law. Mr. McNiece seconded. Before the vote, Chair Haas asked Board Attorney Mark Ferguson what would happen if this motion didn't pass. He confirmed that the legislature could go pass it on their own and enter the Compact regardless of the Board's opinion. The motion carried 6-3 with Mrs. Dombrosky, Mr. Hershberger and Mrs. Hopkins in opposition. Following the vote, Mrs. Hopkins asked if she could make a second motion on the topic. Chair Haas deferred to Mr. Ferguson about the possibility of this. He responded that if she chose, Chair Haas could allow the second motion to be made. Mrs. Hopkins then moved that the Kansas State Board of Education direct the Kansas State Department of Education to bring proposed amendments to the licensing regulations to make them consistent with the Interstate Teaching Mobility Compact or some form thereof. Mr. Hershberger seconded. Motion carried 9-0.

MOTION
(04:38:00)

MOTION
(04:46:10)

DISCUSSION OF PROPOSED AMENDMENTS TO K.A.R. 91-31-31 AND 91-31-35

(04:50:10)

In June 2021, the Graduation Requirements Task Force was established to review and recommend changes to the Kansas State Board of Education's minimum graduation requirements. Last year, the Kansas State Board of Education reviewed the recommendations and asked for changes to be made to the accreditation regulations. In February 2023, KSDE's General Counsel R. Scott Gordon provided the proposed changes to K.A.R. 91-31-31 and 91-31-35 to reflect the State Board's desired changes

to graduation requirements and answered Board member's questions. Board members discussed some possible changes they would like to see in the proposed regulations. This month, Mr. Gordon presented revisions requested in February for further discussion. The regulations will be up for approval by the Board in April.

STUDENT SHOWCASE: INNOVATION ACADEMY AT BASEHOR-LINWOOD HIGH SCHOOL

(05:05:40)

Students from the Innovation Academy at Basehor-Linwood High School, Basehor-Linwood Unified School District 458, gave a presentation on their time machine project that will be interactive and inspire people to take an interest in CAD (Computer Aided Drawing) modeling and engineering design. The students' project is able to take place because of a partnership with Restored Aircraft and Siemens and they can earn both English and Industrial Robotics or business economics credits through Innovation Academy programs.

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

(05:53:10)

During the State Board meeting in February, Jay Scott, Director of Accreditation and Design, presented information on thirteen public systems that were ready for review of an accredited status recommendation. The systems that were received by the Board in February were USD 208 WaKeeney, USD 244 Burlington, USD 249 Frontenac, USD 289 Wellsville, USD 375 Circle, USD 378 Riley County, USD 383 Manhattan-Ogden, USD 448 Inman, USD 477 Ingalls, USD 505 Chetopa-St. Paul, USD 506 Labette County, Z0064-9898 Annoor Islamic School (Redetermination – Conditionally Accredited to Accredited), USD 349 Stafford (Conditionally Accredited). Jay Scott brought these thirteen systems back to the Board for action. Dr. Horst made a motion to accept the recommendations of the Accreditation Review Council and award the status of accredited to the systems presented and conditionally accredited to USD 349 Stafford. Mrs. Arnold seconded. Motion carried 9-0.

MOTION
(06:01:22)

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

(06:06:50)

The Accreditation Review Council (ARC) has recommended an accredited status for the next twenty (20) systems awaiting recommendation (18 public and 2 private). Executive summaries, accountability reports and other narratives were provided to Board members for the 20 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 April 2023. The systems that were received by the Board in March are USD 204 Bonner Springs, USD 230 Spring Hill, USD 239 North Ottawa County, USD 252 Southern Lyon County, USD 294 Oberlin, USD 300 Comanche County, USD 346 Jayhawk, USD 356 Conway Springs, USD 359 Argonia, USD 364 Marysville, USD 365 Garnett, USD 366 Woodson County, USD 379 Clay County, USD 464 Tonganoxie, USD 474 Haviland, USD 481 Rural Vista, USD 489 Hays, USD 495 Ft. Larned, and for conditional accreditation – Z0060 Accelerated Schools of Overland Park. X0045-0273 Urban Preparatory Academy submitted a request to withdraw from seeking accreditation through KESA.

WORKING ON THE SUCCESS OF EACH STUDENT: ASSESSMENTS

(06:10:10)

Dr. Ben Proctor, Deputy Commissioner - Division of Learning Services, and Beth Fultz, director of CSAS, discussed academic readiness and balanced assessments. Both Kansas and federal laws require students be assessed on rigorous academic standards. To improve academic outcomes, there must be a focus on strong classroom instruction. There needs to be support in structured

literacy, standards alignment, quality instruction and balanced assessments. Board members shared their thoughts and concerns on assessments.

ACTION ON CONSENT AGENDA

Mrs. Arnold moved to approve Consent Agenda items 17 a through r, minus 17 d. Mr. McNiece seconded. Motion carried 9-0. In this action, the Board:

MOTION
(06:58:28)

- Received monthly personnel report.
- Received report of personnel filling unclassified positions.
- Approved recommendations for licensure waivers.
- Approved request from USD 309 Nickerson, Reno County, for capital improvement (bond and interest) state aid.
- Approved request from USD 309 Nickerson, Reno County, to hold a bond election.
- Approved request from USD 311 Pretty Prairie, Reno County, for capital improvement (bond and interest) state aid.
- Approved request from USD 311 Pretty Prairie, Reno County, to hold a bond election.
- Approved request from USD 348 Baldwin City, Douglas County, for capital improvement (bond and interest) state aid.
- Approved request from USD 348 Baldwin City, Douglas County, to hold a bond election.
- Approved request from USD 360 Caldwell, Sumner County, for capital improvement (bond and interest) state aid.
- Approved request from USD 360 Caldwell, Sumner County, to hold a bond election.
- Approved request from USD 382 Pratt, Pratt County, for capital improvement (bond and interest) state aid.
- Approved request from USD 382 Pratt, Pratt County, to hold a bond election.
- Approved request from USD 418 McPherson, McPherson County, for capital improvement (bond and interest) state aid.
- Approved request from USD 418 McPherson, McPherson County, to hold a bond election.
- Approved request from USD 491 Eudora, Douglas County, for capital improvement (bond and interest) state aid.
- Approved request from USD 491 Eudora, Douglas County, to hold a bond election.

SEPARATE ACTIONS ON CONSENT AGENDA

At the beginning of the meeting, Chair Haas asked to vote on consent item 17 d separately from the other submissions per Mrs. Dombrosky's request. Mr. McNiece moved to approve consent agenda item 17D. Dr. Horst seconded. Motion carried 9-0. In this action, the Board:

MOTION
(06:58:45)

- Approved renewal of the Technology Excellence in Education Network (TEEN) Interlocal Cooperative Agreement

CHAIR REPORT

Chair Haas did not have a report this month and moved directly into Action on Board travel.

(07:00:17)

Action on Board Travel —

Mrs. Dombrosky moved to approve travel requests and updates. Dr. Horst seconded. Motion carried 9-0.

MOTION
(07:02:15)

Committee Reports —

Mrs. Hopkins commented on attending the Professional Standards Board in February and was provided a summary past regulation changes pertaining to the PSB and that it was very helpful to her. Those will be sent out to all Board members with the Friday notes. Mrs. Arnold stated that the Policy Committee would convene on April 11th during the lunch break of the Board meeting.

Board Attorney's Report —

Mr. Ferguson brought attention to grant opportunities funded by opioid settlement dollars and administered through the Attorney General's office for organizations that are doing work in this area. He also informed the Board that they will be receiving information in the Commissioner's Friday Notes regarding a Memorandum of Agreement between the Kansas State School for the Blind and the Kansas Department of Health and Environment. This information will also be presented to them in the materials for the April Board meeting.

Requests for Future Agenda Items —

Mrs. Arnold requested a discussion on IPS and what can be done to support schools to provide this opportunity with fidelity. Mrs. Dombrosky requested time for certain individuals (Steve Roberts for example) to provide input on the topics the State Board is facing such as teacher shortages, assessments, etc.

RECESS

The meeting recessed at 5:10 p.m. until 9:00 a.m. Wednesday at the Kansas State High School Association.

Melanie Haas, Chair

Barbara Hughes, Board Secretary

MINUTES



Kansas State Board of Education
Wednesday, March 15, 2023

CALL TO ORDER

Chairwoman Haas called the Wednesday meeting of the Kansas State Board of Education to order at 9:00 a.m. Wednesday, March 15, 2023, at the offices of the Kansas State High School Activities Association, 601 Commerce Place, Topeka, Kansas, for the purposes of a Board Retreat. The retreat was not livestreamed but was open to the public.

ROLL CALL

The following Board Members were present:

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

Ann Mah and Jim Porter were not present.

APPROVAL OF AGENDA

Mrs. Dombrosky moved that the agenda be accepted, and Mr. McNiece seconded. Motion carried 8-0.

BOARD RETREAT

The Board continued their series of retreats and was led by Dr. Doug Moeckel of the Kansas Association of School Boards. Board members spent the three-hour session focused on their current mission statement and the Kansas Can vision statement. They worked in small groups discussing their thoughts about the statements, current outcomes for measuring progress and potential areas of focus for the next two years. Common themes shared by Board members were enhanced messaging about success in schools, address the shortage and quality of teachers entering the profession, and improving academic success.

ADJOURNMENT

Chair Haas adjourned the meeting at noon.

The next regular meeting for the State Board of Education is April 11 and 12, 2023.

Melanie Haas, Chair

Barbara Hughes, Board Secretary