

**Meeting Minutes**

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**June 28, 2021 Regular Board Meeting****06/28/2021 10:00 AM**

Virtual Meeting

**Arizona State Board of Education****AMENDED****Agenda****NOTICE OF PUBLIC MEETING**

Pursuant to Arizona Revised Statutes (A.R.S.) 38-431.02, notice is hereby given to the members of the Arizona State Board of Education and to the general public that the Board will hold a meeting, open to the public, on **Monday, June 28, 2021 at 10:00 A.M.**

**The June 28, 2021 State Board of Education meeting will be held virtually.**

A copy of the agenda for the meeting is attached. The Board reserves the right to change the order of items on the agenda, with the exception of public hearings. One or more members of the Board may participate telephonically.

Agenda materials can be reviewed online at <http://azsbe.az.gov>

Pursuant to A.R.S. §38-431.02 (H), the Board may discuss and take action concerning any matter listed on the agenda.

Pursuant to A.R.S. 38-431.03 (A) (2), the Board may vote to convene in executive session, which will not be open to the public, for discussion or consideration of records exempt by law from public inspection.

Pursuant to A.R.S. §38-431.03 (A) (3), the Board may vote to convene in executive session, which will not be open to the public, for discussion or consultation for legal advice concerning any item on this agenda.

Persons with a disability may request a reasonable accommodation such as a sign language interpreter or narrator by contacting the State Board Office at (602) 542-5057. Requests should be made as early as possible to allow time to arrange the accommodation.

The **June 28, 2021** State Board of Education meeting will be held virtually. Please see below on how to access the meeting and provide public comment on agenda items.

**Methods on Accessing the State Board of Education Meeting**

**To watch the State Board meeting via computer or a smartphone with a data plan:**

- Open a web browser on your device (Safari, Google Chrome, Internet Explorer, Firefox)
- Visit [azsbe.az.gov](http://azsbe.az.gov)
- Upper right hand of the page, click on the YouTube icon

- A pop-up may open, stating you are leaving the official website, click “ok”
- When the meeting starts, you will see a “live” video. If you do not see this, and the meeting’s start time has passed, you may need to hit the refresh button on your browser

Direct Link: <https://www.youtube.com/channel/UCsNwAaD9tyciKskyp0R2e5A>

If you do not have internet access to watch the meeting, please contact the Board’s office at (602) 542-5057 and a staff member will assist you.

### **Procedure for Submitting Public Comment:**

For individuals wishing to submit public comment (Agenda Items #2, #4, #6 and #8)

#### **Written Comment:**

Written comments for the meeting will be accepted by:

- email [inbox@azsbe.az.gov](mailto:inbox@azsbe.az.gov)
- fax to (602) 542-3046
- USPS to 1700 W. Washington St., Executive Tower, Suite 300, Phoenix, Arizona 85007

**The deadline to submit a written comment will be Friday, June 25, 2021 at 12:00 PM.**

Written comments received after the deadline will not be posted and will not be provided to members.

Written comments will not be read into the record, however, staff will post all written comments received by the deadline on the Board's agenda by **Friday, June 25, 2021 at 5:00 PM.**

#### **Verbal Comment:**

Individuals must register to submit a verbal comment at the meeting. Please use the link below to register.

**The deadline to register for a verbal comment will be Friday, June 25, 2021 at 12:00 PM.**

By registering, you are submitting a request to speak form and Board staff will call on you to speak during the appropriate public comment agenda item.

Individuals who register after the noon deadline on **Friday, June 25, 2021** will not be provided the opportunity to give verbal public comment at the meeting.

Please review the Board’s agenda to determine at which public comment agenda item (#2, #4, #6, #8) you will be called. The name in which you register **MUST** match the name on the account when signing into the meeting to speak. Prior to the meeting, you may need to download the Zoom application to your device and create an account to ensure name matching. Board staff will only call speakers once and then will move on to the next speaker. If you miss your turn, Board staff will attempt again at the end of the list. The order in which names are called will be in the order in which the registrations are received.

All Board policies in regard to public comment at in-person meetings are transferable to verbal public comment for virtual meetings. Verbal public comments are limited to three minutes unless adjusted by the State Board President at the start of the meeting.

Please use this link to register:

[https://us02web.zoom.us/webinar/register/WN\\_uRPJ3cGOQc6P\\_Az45LkRuw](https://us02web.zoom.us/webinar/register/WN_uRPJ3cGOQc6P_Az45LkRuw)

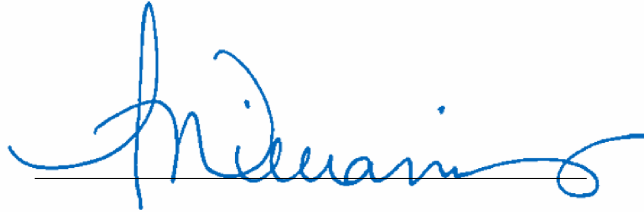
If you need assistance with registering, please contact the Board's office at (602) 542-5057 and a staff member will assist you.

If you do not have internet access to register for a virtual comment, please contact the Board's office at (602) 542-5057 and a staff member will assist you.

DATED AND POSTED this 23rd day of June 2021.

Arizona State Board of Education

By:



Alicia Williams

Executive Director

(602) 542-5057

10:00 a.m. CALL TO ORDER AND ROLL CALL

### Attendees

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#### Voting Members

Calvin Baker, Board Member  
Dr. Daniel Corr, Vice President  
Patricia Welborn, Board Member  
Jill Broussard, Board Member  
Christine Burton, Board Member  
Janice Mak, Board Member  
Lucas Narducci, President  
Dr. Robert Robbins, Board Member  
Armando Ruiz, Board Member

## 1. BUSINESS REPORTS

### A. President's Report

President Narducci acknowledged and congratulated Member Mak for receiving the ISTE (IS-TEA) 'Make it Happen' award for her work in ED Tech policy, both in Arizona and nationally.

### B. Superintendent's Report

Superintendent Hoffman was not present for the meeting, but her report was provided in the meeting material.

#### 1. Department Updates

### C. Executive Director's Report

Executive Director Williams did not have any updates to report.

## 2. CALL TO THE PUBLIC

Executive Director Williams informed the Board that written comments were received and were included in Board material.

Michael Wright, representing Blue Ridge Unified School, submitted a Call to the Public Request to Speak Form and addressed the Board.

Brenda Thomas-Martinez, representing Blue Ridge Unified School, submitted a Call to the Public Request to Speak Form and addressed the Board.

JayIn Gerlich, representing Navajo County, submitted a Call to the Public Request to Speak Form and addressed the Board.

Kari Lopez, representing Navajo County, submitted a Call to the Public Request to Speak Form and addressed the Board.

## 3. CONSENT AGENDA

President Narducci pulled items 3N and 3O from the Consent Agenda.

A motion was made to approve items 3A - 3M and item 3P.

Motion passed 9-0.

Motion made by: Jill Broussard

Motion seconded by: Christine Burton

Voting:

Calvin Baker - Yes

Dr. Daniel Corr - Yes

Patricia Welborn - Yes

Jill Broussard - Yes

Christine Burton - Yes

Janice Mak - Yes

Lucas Narducci - Yes

Dr. Robert Robbins - Yes

Armando Ruiz - Yes

- A. Approval of the Lake Havasu Unified School District's Classroom-Based Elementary/Secondary Education Educator Preparation Program
- B. Approval of the Ottawa University Council for the Accreditation of Educator Preparation (CAEP) accredited educator preparation programs leading to Arizona educator certification
- C. Approval of Arizona State University's Alternative Pathway Elementary/Secondary educator preparation program leading to educator certification
- D. Approval of Braille examinations for the Visually Impaired Endorsement
- E. Approval of American Sign Language Proficiency Examinations for the Deaf/Hard of Hearing Endorsement
- F. Approval of the addition of degrees to the degree matrix to meet the Subject Matter Expert certificate degree requirement and subject knowledge exam waiver
- G. Approval of Structured English Immersion (SEI) Endorsement Coursework
- H. Approval of the Special Education Advisory Panel (SEAP) Membership for 2021-2022
- I. Approval to refer cases to the Attorney General's Office of Collections
- J. Approval of the acceptance of funds from the United States Department of Agriculture for the Fresh Fruit and Vegetable Program
- K. Approval of the Local P-EBT Funds for Disbursement
- L. Approval of the Revised FY2021 Small School Transportation Adjustment
- M. Approval of Sahuarita Unified School District's participation in the accounting responsibility program, pursuant to A.R.S. § 15-914.01
- N. Approval of Blue Ridge Unified School District's participation in the accounting responsibility program, pursuant to A.R.S. § 15-914.01

Member held discussion around this agenda item.

A motion was made to table agenda item 3N until the August Board meeting and direct both parties to create an agreement, also directing staff to work with the Auditor General's Office and the Arizona Department of Education and direct the Executive Director to work with the assistant Attorney general on the Board's role.

Motion passed 9-0.

Motion made by: Patricia Welborn

Motion seconded by: Dr. Robert Robbins

Voting:

Calvin Baker - Yes

Dr. Daniel Corr - Yes

Patricia Welborn - Yes

Jill Broussard - Yes

Christine Burton - Yes

Janice Mak - Yes

Lucas Narducci - Yes  
 Dr. Robert Robbins - Yes  
 Armando Ruiz - Yes

O. Approval of Nita M. Lowey-21st Century Community Learning Centers; Cycle 17  
 Competitive Grant Awards

Member Welborn recused herself from this agenda item.

It is recommended that the Board approve the contracts between the State Board and the awarded Local Education Agencies awarded 21st CCLC funding as described in these materials.

Motion passed 8-0.

Motion made by: Dr. Daniel Corr  
Motion seconded by: Calvin Baker

Voting:

Calvin Baker - Yes  
 Dr. Daniel Corr - Yes  
 Patricia Welborn - Recuse  
 Jill Broussard - Yes  
 Christine Burton - Yes  
 Janice Mak - Yes  
 Lucas Narducci - Yes  
 Dr. Robert Robbins - Yes  
 Armando Ruiz - Yes

P. UPDATED - Approval of Arizona Online Instruction (AOI) applications - UPDATED

#### 4. CALL TO THE PUBLIC

Executive Director Williams informed the Board that written comments were received and were included in Board material.

Julie Batt, representing herself, submitted a Call to the Public Request to Speak Form and addressed the Board.

Christine Sbarcea, representing herself, submitted a Call to the Public Request to Speak Form and addressed the Board.

John Fallon, representing himself, submitted a Call to the Public Request to Speak Form and addressed the Board.

Nadine Moreno, representing herself, submitted a Call to the Public Request to Speak Form but did not address the Board.

Rebekah Cross, representing herself, submitted a Call to the Public Request to Speak Form and addressed the Board.

Christopher Lindahl, representing himself, submitted a Call to the Public Request to Speak Form and addressed the Board.

#### 5. GENERAL SESSION

A. Presentation and discussion on the Status of Statewide Assessments and Implementation of the State Board of Education's 5-Year Assessment Plan

Audra Ahumada, representing the Arizona Department of Education, presented information to the Board.

This item is information only and no action was requested at this time

- B. Presentation, discussion, and possible action regarding College Board as a vendor on the Menu of Assessments and their stance to not offer the writing essay to Arizona

It is recommended the Board approve Option 4 and not approve SAT for the Menu of Assessments for the 2021-2022 school year.

Motion passed 9-0.

Motion made by: Janice Mak

Motion seconded by: Armando Ruiz

Voting:

Calvin Baker - Yes

Dr. Daniel Corr - Yes

Patricia Welborn - Yes

Jill Broussard - Yes

Christine Burton - Yes

Janice Mak - Yes

Lucas Narducci - Yes

Dr. Robert Robbins - Yes

Armando Ruiz - Yes

- C. Presentation, discussion and possible action to close rulemaking procedures on A.A.C. R7-2-303, Sex Education

It is recommended the Board close rulemaking procedures on R7-2-303, Sex Education

Motion passed 9-0.

Motion made by: Jill Broussard

Motion seconded by: Patricia Welborn

Voting:

Calvin Baker - Yes

Dr. Daniel Corr - Yes

Patricia Welborn - Yes

Jill Broussard - Yes

Christine Burton - Yes

Janice Mak - Yes

Lucas Narducci - Yes

Dr. Robert Robbins - Yes

Armando Ruiz - Yes

- D. Presentation, discussion and possible action to open rulemaking procedures on R7-2-1001, R7-2-1069, R7-2-1070 and R7-2-1141 regarding School District Procurement

It is recommended the Board open rulemaking procedures on R7-2-1001, R7-2-1069, R7-2-1070 and R7-2-1141 regarding School District Procurement.

Motion passed 9-0.

Motion made by: Dr. Robert Robbins

Motion seconded by: Christine Burton

Voting:

Calvin Baker - Yes  
 Dr. Daniel Corr - Yes  
 Patricia Welborn - Yes  
 Jill Broussard - Yes  
 Christine Burton - Yes  
 Janice Mak - Yes  
 Lucas Narducci - Yes  
 Dr. Robert Robbins - Yes  
 Armando Ruiz - Yes

- E. Presentation, discussion and possible action to open rulemaking procedures on A.A.C. R7-2-300 and R7-2-310 regarding Statewide Assessments

It is recommended the Board open rulemaking procedures on A.A.C. R7-2-300 and R7-2-310 regarding Statewide Assessments.

Motion passed 9-0.

Motion made by: Dr. Daniel Corr

Motion seconded by: Christine Burton

Voting:

Calvin Baker - Yes  
 Dr. Daniel Corr - Yes  
 Patricia Welborn - Yes  
 Jill Broussard - Yes  
 Christine Burton - Yes  
 Janice Mak - Yes  
 Lucas Narducci - Yes  
 Dr. Robert Robbins - Yes  
 Armando Ruiz - Yes

- F. Update on rulemaking procedures on A.A.C. R7-2-205, R7-2-607, Article 7, and Article 13, relating to Educator Discipline

This item is for information only and no action is requested at this time

- G. Update on rulemaking procedures on A.A.C. R7-2-317, State Seal of Biliteracy

This item is for information only and no action is requested at this time

- H. Update on rulemaking procedures on A.A.C. R7-2-809, Emergency Administration of Auto-Injectable Epinephrine and A.A.C. R7-2-810 Emergency Administration of Inhalers

This item is for information only and no action is requested at this time.

- I. Presentation, discussion and possible action regarding the recommendation to deny the Parent's/Guardian's appeal and affirm the Arizona Department of Education (Department's) denial of the purchase in Empowerment Scholarship Account (ESA) Appeal Case No. 00030

On April 30, 2021, the OAH recommended that the Board deny the Parent's/Guardian's, C.L.'s, appeal and affirm the Department's decision to deny the purchase per ESA Appeal No. 00030.

Motion passed 8-1.

Motion made by: Patricia Welborn



Motion seconded by: Calvin Baker

Voting:

Calvin Baker - Yes  
 Dr. Daniel Corr - Yes  
 Patricia Welborn - Yes  
 Jill Broussard - Yes  
 Christine Burton - Yes  
 Janice Mak - Yes  
 Lucas Narducci - Yes  
 Dr. Robert Robbins - Yes  
 Armando Ruiz - No

1. S.L., student by and through the Parent/Guardian, C.L, ESA Appeal Case No. 00030 Supporting Documents
- J. Presentation, discussion and possible action regarding the recommendation to deny the Parent's/Guardian's appeal and affirm the Arizona Department of Education's (Department's) denial of eligibility in Empowerment Scholarship Account (ESA) Appeal Case No. 00036

On April 30, 2021, the OAH recommended that the State Board of Education deny the Parent's/Guardian's, B.C.'s, ESA appeal and affirm the Department's decision to deny eligibility per ESA Appeal No. 00036.

Motion passed 8-1.

Motion made by: Patricia Welborn

Motion seconded by: Janice Mak

Voting:

Calvin Baker - Yes  
 Dr. Daniel Corr - Yes  
 Patricia Welborn - Yes  
 Jill Broussard - Yes  
 Christine Burton - Yes  
 Janice Mak - Yes  
 Lucas Narducci - Yes  
 Dr. Robert Robbins - Yes  
 Armando Ruiz - No

1. E.C., student by and through the Parent/Guardian, B.C, ESA Appeal Case No. 00036 Supporting Documents
- K. Presentation, discussion and possible action to open rulemaking procedures on A.A.C. R7-2-615, regarding the Gifted Education Endorsement

It is recommended the Board open rulemaking procedures on A.A.C. R7-2-615, Gifted Education Endorsement.

Motion passed 9-0.

Motion made by: Janice Mak

Motion seconded by: Jill Broussard

Voting:

Calvin Baker - Yes  
 Dr. Daniel Corr - Yes  
 Patricia Welborn - Yes  
 Jill Broussard - Yes

Christine Burton - Yes  
 Janice Mak - Yes  
 Lucas Narducci - Yes  
 Dr. Robert Robbins - Yes  
 Armando Ruiz - Yes

- L. ADDED - Presentation, discussion and possible action regarding the recommendation that the Parent's/Guardian's appeals be sustained and the Arizona Department of Education (Department) process the Empowerment Scholarship Account (ESA) applications for the fourth quarter of the 2020-2021 school year for Appeal Cases No. 00065 and 00066 - ADDED

On June 15, 2021, the OAH recommended that the State Board of Education sustain the Parent's/Guardian's, J.S.'s, ESA appeals numbers 00065 and 00066, and that the Department process the ESA applications for the fourth quarter of 2020-2021.

Motion passed 9-0.

Motion made by: Christine Burton

Motion seconded by: Jill Broussard

Voting:

Calvin Baker - Yes  
 Dr. Daniel Corr - Yes  
 Patricia Welborn - Yes  
 Jill Broussard - Yes  
 Christine Burton - Yes  
 Janice Mak - Yes  
 Lucas Narducci - Yes  
 Dr. Robert Robbins - Yes  
 Armando Ruiz - Yes

1. B.S. and E.S., students by and through Parent/Guardian, J.S., ESA Appeal Cases No. 00065 and 00066 Supporting Documents

## 6. CALL TO THE PUBLIC

*The Board recessed at 12:21 p.m. and reconvened at 12:29 p.m.*

No request to speak forms were received.

## 7. CONSENT AGENDA - CERTIFICATION ENFORCEMENT ACTIONS

- A. Approval of the voluntary surrender of the educator certificates held by:

A motion was made to approve items 7A1-7A5.

Motion passed 9-0.

Motion made by: Christine Burton

Motion seconded by: Calvin Baker

Voting:

Calvin Baker - Yes  
 Dr. Daniel Corr - Yes  
 Patricia Welborn - Yes  
 Jill Broussard - Yes  
 Christine Burton - Yes  
 Janice Mak - Yes

Lucas Narducci - Yes  
 Dr. Robert Robbins - Yes  
 Armando Ruiz - Yes

1. Andrea Cruz, Case no. C-2020-000046
  - a. Andrea Cruz, Case no. C-2020-00046- Supporting Documents
2. Raymond Dashee, Case no. C-2021-002779
  - a. Raymond Dashee, Case no. C-2021-002779- Supporting Documents
3. Homero Garza, Case no. C-2021-000642
  - a. Homero Garza, Case no. C-2021-000642 - Supporting Documents
4. John Rees, Case no. C-2021-000712
  - a. John Rees, Case no. C-2021-000712 - Supporting Documents
5. Michael Vetti, Case no. C-2021-000643
  - a. Michael Vetti, Case no. C-2021-000643 - Supporting Documents

## 8. CALL TO THE PUBLIC

No request to speak forms were received.

## 9. GENERAL SESSION - CERTIFICATION ENFORCEMENT ACTIONS

- A. Presentation, discussion and possible action to approve the Negotiated Settlement Agreements for:

1. Mary Ramsey, Case no. C-2020-000530

Board Member held discussion regarding this agenda item.

A motion was to not approve the negotiated settlement for Educator Ramsey and the case be returned to PPAC for further exploration involving the teachers' behavior during school days.

Motion passed 9-0.

Motion made by: Patricia Welborn

Motion seconded by: Dr. Daniel Corr

Voting:

Calvin Baker - Yes  
 Dr. Daniel Corr - Yes  
 Patricia Welborn - Yes  
 Jill Broussard - Yes  
 Christine Burton - Yes  
 Janice Mak - Yes  
 Lucas Narducci - Yes  
 Dr. Robert Robbins - Yes  
 Armando Ruiz - Yes

- a. Mary Ramsey, Case no. C-2020-000530- Supporting Documents

## 2. Rachel Rivera, Case no. C-2020-002728R

It is recommended that the State Board of Education accept the Negotiated Settlement Agreement, with conditions, for Rachel Rivera, and that all states and territories be so notified.

Motion passed 9-0.

Motion made by: Dr. Daniel Corr

Motion seconded by: Jill Broussard

Voting:

Calvin Baker - Yes

Dr. Daniel Corr - Yes

Patricia Welborn - Yes

Jill Broussard - Yes

Christine Burton - Yes

Janice Mak - Yes

Lucas Narducci - Yes

Dr. Robert Robbins - Yes

Armando Ruiz - Yes

## a. Rachel Rivera, Case no. C-2020-002728 - Supporting Documents

- B. Presentation, discussion and possible action on the findings of fact, conclusions of law and recommendation of the Professional Practices Advisory Committee to dismiss the disciplinary action of Jonathan Condra, Case no. C-2019-588

President Narducci recused himself from this agenda item.

Vice President Corr conducted the meeting during this agenda item.

Board Member held discussion regarding this agenda item.

A motion was made to table this agenda item until the August Board meeting.

Motion passed 8-0.

Motion made by: Armando Ruiz

Motion seconded by: Jill Broussard

Voting:

Calvin Baker - Yes

Dr. Daniel Corr - Yes

Patricia Welborn - Yes

Jill Broussard - Yes

Christine Burton - Yes

Janice Mak - Yes

Lucas Narducci - Recuse

Dr. Robert Robbins - Yes

Armando Ruiz - Yes

## 1. Jonathan Condra, Case no. C-2019-588 - Supporting Documents

- C. Presentation, discussion and possible action on the findings of fact, conclusions of law and recommendation of the Professional Practices Advisory Committee to revoke the certificates of Rafael Loera, Case no. C-2020-000053, for a five years

President Narducci resumed conducting the meeting at this point.

It is recommended that the State Board of Education adopt the Findings of Fact, Conclusions of Law and the Recommendation of the PPAC to revoke any and all teaching certificate(s) held by Rafael Loera, for a period of five years, and that all states and territories be so notified.

Motion passed 9-0.

Motion made by: Patricia Welborn

Motion seconded by: Calvin Baker

Voting:

Calvin Baker - Yes

Dr. Daniel Corr - Yes

Patricia Welborn - Yes

Jill Broussard - Yes

Christine Burton - Yes

Janice Mak - Yes

Lucas Narducci - Yes

Dr. Robert Robbins - Yes

Armando Ruiz - Yes

1. Rafael Loera, Case no. C-2020-000053 - Supporting Documents

- D. Presentation, discussion and possible action on the findings of fact, conclusions of law and recommendation of the Professional Practices Advisory Committee to suspend the certificates of Emily Rowley, Case no. C-2021-000204, for a period of three years

Member Baker recused himself from this agenda item.

It is recommended that the State Board of Education adopt the Findings of Fact, Conclusions of Law and the Recommendation of the PPAC to suspend any and all teaching certificate(s) held by Emily Rowley, for a period of three years, with the condition of successful completion of a professional boundaries and ethics course offered by NASDTEC, and that all states and territories be so notified.

Motion passed 8-0.

Motion made by: Jill Broussard

Motion seconded by: Dr. Robert Robbins

Voting:

Calvin Baker - Recuse

Dr. Daniel Corr - Yes

Patricia Welborn - Yes

Jill Broussard - Yes

Christine Burton - Yes

Janice Mak - Yes

Lucas Narducci - Yes

Dr. Robert Robbins - Yes

Armando Ruiz - Yes

1. Emily Rowley, Case no. C-2021-000204 - Supporting Documents

## **10. SUMMARY OF CURRENT EVENTS, FUTURE MEETING DATES AND ITEMS FOR FUTURE AGENDAS**

Executive Director Williams reminded Boar members that the August meeting will be on Friday, August 27 and will be in person.

Meeting adjourned at 12:48 p.m.