

**ARIZONA STATE BOARD OF EDUCATION
SUMMARY OF BOARD ACTION
Regular Board Meeting
May 18, 2015**

<p>MEMBERS PRESENT: Mr. Ballantyne Superintendent Douglas Dr. Rottweiler Ms. Hamilton Mr. Jacks Mr. Taylor Mr. Carter President Miller</p>	<p>MEMBERS ABSENT: Dr. Crow Mr. Schmidt Mr. Deschene</p>
<p>CALL TO ORDER, PLEDGE OF ALLEGIANCE, MOMENT OF SILENCE, AND ROLL CALL</p>	<p>Meeting called to order at 9:01 am Pledge of Allegiance, Moment of Silence and Roll Call confirmed a quorum</p>
<p>BUSINESS REPORTS Item 1A - President's Report</p>	<p>Recorded comments are available. (Part 1 / 01:50)</p> <p>President Greg Miller gave an update and spoke to Board members on the following topics:</p> <ul style="list-style-type: none"> • Arizona Standards Development Committee
<p>Item 1B – Superintendent's Report 1. Recognition of the 2014 Milken Educator Awardees</p>	<p>Recorded comments are available (Part 1 / 02:30) Superintendent Douglas gave an update and spoke to Board members on the following topics:</p> <ul style="list-style-type: none"> • Listening Tour • Charter Schools on Small Schools Weights • Presentation of Milken Awards
<p>Item 1C – Board Member Report</p>	<p>No Member Reports</p>
<p>Item 1D – Executive Director's Report</p>	<p>Recorded comments are available. (Part 1 / 012:16)</p> <p>Executive Director Christine Thompson gave an update and spoke to Board members regarding the following topics:</p> <ul style="list-style-type: none"> • State Board Policy on Indian Education • Webcasting of Board Meetings • Move On When Reading • Request for Proposals for English Language Learner Pilot • Arizona Standards Development Committee • Teacher & Principal Evaluation Task Force • A-F School Accountability Committee • Offices of the State Board staff

<p>Item 2. – CONSENT AGENDA</p> <p>A. ARIZONA STATE BOARD OF EDUCATION CONVENING/ACTING AS THE ARIZONA STATE BOARD FOR VOCATIONAL AND TECHNOLOGICAL EDUCATION FOR THIS ITEM ONLY: Consideration to accept the 2015 Joint Technical Education (JTED) Report, pursuant to A.R.S. § 15-393(M).</p> <p>B. Consideration to permanently revoke any and all teaching certificates, pursuant to A.R.S. § 15-550, held by the following:</p> <ol style="list-style-type: none"> 1. Nicole Renee Wooten 2. Carlos Pineda Borja 3. Joseph Robert Stephenson 4. Michael Gregory Oakleaf <p>C. Consideration to accept voluntary surrender of the teaching certificates held by the following:</p> <ol style="list-style-type: none"> 1. William Scott Ivie 2. Eugene Holloway III ITEM REMOVED FROM AGENDA 3. Victor Yee 4. Erin A. Shupe 	<p>Recorded comments are available. (Part 1 / 17:58)</p> <p>At the request of Superintendent Douglas Items 2A, 2B1-4, and 2C1 were removed from the Consent Agenda for further discussion.</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to approve the Consent Agenda with the exception of Item 2A, 2B.1 – 2B.4, and 2C1 which will be addressed separately. Mr. Jacks seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p> <p style="text-align: center;">ITEM 2A</p> <p>Recorded comments are available. (Part 1 /19:56)</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to receive the 2015 Joint Technological Education (JTED) Report. Member Jacks seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p> <p style="text-align: center;">ITEM 2B1-4</p> <p>Recorded comments are available. (Part 1 /24:00)</p> <p>Dr. Cecile Johnson, Arizona Department of Education spoke to the Board regarding item 2B.1-2B.4.</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to permanently revoke any and all teaching certificates, pursuant to A.R.S. § 15-550, held by the following:</i></p> <ol style="list-style-type: none"> 1. <i>Nicole Renee Wooten</i> 2. <i>Carlos Pineda Borja</i> 3. <i>Joseph Robert Stephenson</i> 4. <i>Michael Gregory Oakleaf</i> <p><i>Member Rottweiler seconded the motion.</i></p>
--	---

	<p>Motion passed through majority vote (7-1) (Opposed: Superintendent Douglas.) Explanation of vote noted for the record (Part 1/34:50)</p> <p>ITEM 2C Recorded comments are available. (Part 1 /35:58)</p> <p><u>MOTION</u> <i>Vice President Ballantyne made a motion to accept the voluntary surrender of the teaching certificates held by Mr. William Scott Ivie. Member Jacks seconded the motion.</i></p> <p>Motion passed through majority vote (7-1) (Opposed: Superintendent Douglas) Explanation of vote noted for the record (Part 1/36:20)</p>
<p>Item 3. CALL TO THE PUBLIC</p> <p>This is the time for the public to comment. Members of the Board may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to A.R.S. 38-431.01(H), action taken as a result of public comment will be limited to directing staff to study the matter, responding to any criticism or scheduling the matter for further consideration and decision at a later date.</p>	<p>Recorded comments are available. (Part 1 / 38:56)</p> <p>The following members of the public spoke during Call to the Public:</p> <ul style="list-style-type: none"> • Ms. Merri Zohas, Citizen • Jennifer Reynolds, CFO of Arizonans Against Common Core
<p>Item 4. GENERAL SESSION</p> <p>4A. Presentation, discussion and possible consideration to approve the participation of the following school districts in the accounting responsibility program, pursuant to A.R.S. § 15-914.01:</p> <p>1. Casa Grande Union High School District 2. Toltec Elementary School District</p>	<p>Recorded comments are available. (Part 1 / 42:00)</p> <p>The following people addressed the Board regarding this item:</p> <ul style="list-style-type: none"> • Shari Zara, Deputy Superintendent of Operations, Arizona Department of Education • Jill Broussard, Pinal County School Superintendent • Dr. Shannon Goodsell Superintendent of Casa Grande Union High School District • Dr. Bryan McCleney, Superintendent of Toltec Elementary District • Dr. Jeff Van Handel, Assistant Superintendent of Toltec Elementary District

	<p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to approve the application of Toltec Elementary School District to assume accounting responsibility A.R.S. § 15-914.01. Member Taylor seconded the motion. Discussion held. <u>Motion withdrawn.</u></i></p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Superintendent Douglas made a motion to reject the application of Toltec Elementary School District and Casa Grande Union High School District to assume accounting responsibility pursuant to A.R.S. § 15-914.01. Member Rottweiler seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p>
<p>4B. Presentation, discussion, and possible consideration regarding AzMERIT implementation, timeline for the approval of AzMERIT standard setting, and the proposed AzMERIT performance level names and policy level descriptors</p>	<p>Recorded comments are available. (Part 1 / 01:07:20)</p> <p>Christine Thompson, SBE Executive Director presented this item to the Board.</p> <p>The following members of the public spoke during this item:</p> <ul style="list-style-type: none"> • Ilde Lasko Kerr, Vice President of Academics, Arizona Charters Association • Janice Palmer, Director of Governmental Relations & Public Affairs, Arizona School Boards Association • Karen Callahan, President of Arizona Alternative Education Consortium <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to approve the four AzMERIT performance level names and policy level descriptors as described in the materials. Dr. Rottweiler seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously</p>

<p>4C. Presentation, discussion and possible consideration regarding proposed accountability criteria to identify schools and school districts for school years 2014-2015 and 2015-2016 that demonstrate a below average level of performance, as contemplated in Laws 2015, Chapter 76</p>	<p>Recorded comments are available. (Part 1 / 01:22:28)</p> <p>Dr. Yovhanne Metcalf presented this item to the Board.</p> <p>The following members of the public spoke during this item:</p> <ul style="list-style-type: none"> • Dr. Amy Schlessman, Arizona Alternative Education Consortium • Todd Brown, East Pointe High School • Ildi Laczko-Kerr, Vice President of Academics, Arizona Charter School Association <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made the motion motion to adopt and implement the proposed accountability criteria to identify below average level of performance for schools and school districts for school years 2014-2015 and 2015-2016, as contemplated in Laws 2015, Chapter 76 Member Carter seconded the motion.</i></p> <p><i>Member Taylor made a motion to amend the original motion to request staff move forward on the original motion and additionally return at the next meeting with a recommendation on how to appropriately address alternative education and how to communicate appropriately with schools. Member Carter seconded the motion</i></p> <p style="text-align: center;">The amendment to the motion passed unanimously.</p> <p style="text-align: center;">The motion, as amended, passed unanimously.</p>
<p>4D. Presentation and discussion regarding proposed amendments to the list of approved tests for determining special education assistance to gifted pupils, pursuant to 15-203(A)(15)</p>	<p>Recorded comments are available. (Part 1 / 02:16:15)</p> <p>Peter Laing, Senior Director of Gifted Education & Advanced Placement Programs presented to the Board and was available to answer questions.</p> <p>Presentation only. No action required.</p>

<p>4E. Presentation, discussion and possible consideration to initiate rulemaking procedures for proposed amendments to rule R7-2-615(J) and (K) regarding Bilingual Endorsements and Structured English Immersion (SEI) Endorsements, and rule R7-2-621 regarding reciprocal certificates.</p>	<p>Recorded comments are available. (Part 1 / 02:18:23)</p> <p>Dr. Cecilia Johnson, Associate Deputy Superintendent presented to the Board and was available to answer questions.</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to initiate rulemaking procedures for proposed amendments to rule R7-2-615(J) and (K) regarding Bilingual Endorsements and Structured English Immersion (SEI) Endorsements, and rule R7-2-621 regarding reciprocal certificates. Member Jacks seconded the motion.</i></p> <p style="text-align: center;">Motion Passed Unanimously</p>
<p>4F. Presentation, discussion and possible consideration to accept the findings of fact, conclusions of law and recommendations of the Professional Practices Advisory Committee and accept the proposed settlement agreement for the following:</p> <ol style="list-style-type: none"> 1. Saralinda Mendivil 2. Katherine Clark 	<p>Recorded comments are available. (Part 1 / 02:20:23)</p> <p style="text-align: center;">Item 4F.1 - Saralinda Mendivil</p> <p>Mr. Charles Easaw presented and answer questions to the Board regarding this item. (Part 1 / 02:20:41)</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to approve the proposed settlement agreement and issue a suspension, with conditions, through the expiration of the certificates held by Saralinda Mendivil. Member Jacks seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p>

	<p style="text-align: center;">Item 4F.2 – Katherine Clark</p> <p>Recorded comments are available. (Part 1 / 02:29:48)</p> <p>Mr. Eric Schwartz, Assistant Attorney General presented and answer questions to the Board regarding this item.</p> <p>Denise Blommel, Attorney for Ms. Katherine Clark addressed the Board and answered questions regarding this item.</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to approve the proposed settlement agreement and issue a suspension, with conditions, through the expiration of the certificates held by Katherine Clark. Member Carter seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p>
<p>4G. Consideration to accept the findings of fact, conclusions of law and recommendation of the Professional Practices Advisory Committee to grant the application for certification for Kenneth Wheeler</p>	<p>Recorded comments are available. (Part 1 / 02:36:19)</p> <p>Mr. Charles Easaw presented and answer questions to the Board regarding this item</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Member Rottweiler made a motion to table this item item until the next regular meeting. Member Jacks seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously</p>
<p>4H. Presentation, discussion and consideration to accept the findings of fact, conclusions of law and recommendation of the Professional Practices Advisory Committee to deny the application for certification for Matthew Campagna</p>	<p>Recorded comments are available. (Part 1 / 02:38:25)</p> <p>Mr. Charles Easaw presented and answer questions to the Board regarding this item</p> <p>Mr. Matthew Campagna was available telephonically and addressed the Board.</p>

	<p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to accept the recommendation of the Professional Practices Advisory Committee to deny the application for certification for Matthew Campagna. Member Rottweiler seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p>
<p>4I. Presentation, discussion and possible consideration to approve the proposed academic content standards for the following content areas:</p> <p>1. Physical Education</p> <p>2. World and Native Language</p> <p>3. Arts</p>	<p>Recorded comments are available. (Part 1 / 02:57:00)</p> <p>Ms. Sarah Galetti, Delputy Associate Superintendent for K-12 Academic Standards presented this item to the Board.</p> <p style="text-align: center;">Item 4I.1 Physical Education</p> <p>Recorded comments are available. (Part 1 / 02:58:31)</p> <p>Keri Schoeff, Physical Education/Physical Activity Specialist, Arizona Department of Education present this item to the Board.</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to approve the proposed academic content standards for Physical Education Member Jacks seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p> <p style="text-align: center;">Item 4I.2 World and Native Language</p> <p>Recorded comments are available. (Part 1 / 03:19:57)</p> <p>Lacy Wieser, Arizona Department of Education, Director of Science Education, K-12 Academic Section present this item to the Board.</p>

	<p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to approve the proposed academic content standards for World and Native Language Member Jacks seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously</p> <p style="text-align: center;">Item 4I.3 Arts</p> <p>Recorded comments are available. (Part 1 / 03:31:29)</p> <p>Lynn Tuttle, Arizona Department of Education, Director of Arts Education, K-12 Academic Section presented this item to the Board.</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to approve the proposed academic content standards for Arts. Member Jacks seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p>
<p>4J. Presentation, discussion and possible consideration of the FY2015-2016 budget for Board operations</p>	<p>Recorded comments are available. (Part 1 / 03:49:30)</p> <p>Christine Thompson, Executive Director, presented this item to the Board.</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to approve the proposed FY2015-2016 budget for Board operations. Member Hamilton seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p>
<p>4K. Presentation and discussion regarding Board rules and policies related to Board governance.</p>	<p>Recorded comments are available. (Part 1 / 03:53:30)</p> <p>This item was tabled to be heard at the next regular Board meeting.</p>

<p>4L. Presentation, discussion and possible consideration regarding the Four-Hour English Language Development Complaint (U.S. Department of Education Office of Civil Rights (OCR) Case Number 08-10-4046 and U.S. Department of Justice (DOJ) Case Number 169-8-81). Pursuant to A.R.S. § 38-431.03(A)(3) and (4), the Board may vote to convene in executive session, which will not be open to the public, for discussion or consultation for legal advice with the Board’s attorneys and/or for discussion or consultation with the Board’s attorneys in order to consider its position and instruct its attorneys in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation.</p>	<p>Recorded comments are available. (Part 1 / 03:53:44)</p> <p>This Item was Tabled to be heard at the next regular Board meeting.</p>
<p>4M. Presentation, discussion and possible consideration to direct the Superintendent of Public Instruction to grant the employees of the State Board Investigation Unit access to necessary documents, records and electronic information. Pursuant to A.R.S. 38-431.03(A)(3) and (4), the Board may vote to convene in executive session for discussion or consultation for legal advice with the Board's attorneys.</p>	<p>Recorded comments are available. (Part 1 / 03:54:07)</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Member Taylor made a motion to recess and convene Executive Session for discussion or consultation for legal advice with the Board's attorneys regarding items 4M and 4N. Member Carter seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p> <p>Board convened into Executive Session at 12:58pm. Meeting reconvened into Regular Meeting at 1:30pm.</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made the following motion, seconded by Member Rottweiler: Consistent with the Board’s policy adopted February 13, 2015 regarding access of Board employees to the offices, equipment and documents necessary to do their jobs and fulfill their duties to the Board and this Board’s April 27, 2015 action authorizing staff to lease office space in a new location, the Board directs the Superintendent to provide the State Board’s Investigative Unit access to all documents necessary to do their jobs, including virtual access to the directors and files on the ADE’s</i></p>

	<p><i>network that the Investigative Unit requires to fulfill their duties. Pursuant to ARS §15-203(A)(7) and ARS §15-251(5), the Board delegates the responsibility for executing this policy to the Superintendent, who is directed to provide the Board's Investigative Unit with compete and unrestricted access, including remote and virtual, to the directories and files at their offices in the Executive Tower by close of business Tuesday, May 19, 2015.</i></p> <p><i>President Miller requested a roll call vote: Members Carter, Hamilton, Jacks, Rottweiler, Taylor, Ballantyne and Miller voted for the motion. Superintendent Douglas voted against the motion, explaining her vote.</i></p> <p>Motion passed through majority vote (7-1) Superintendent Douglas explanation of vote noted for the record (Part 2 /02:03)</p>
<p>4N. Presentation, discussion and possible consideration to affirm that, pursuant to A.R.S. § 15-203(A)(6), the duties of the Executive Director include authority to act on behalf of the Board in all administrative matters, consistent with the policies adopted by the Board. Pursuant to A.R.S. 38-431.03(A)(3) and (4), the Board may vote to convene in executive session for discussion or consultation for legal advice with the Board's attorneys.</p>	<p>Recorded comments are available. (Part 2 / 03:23)</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to affirm that, pursuant to A.R.S. § 15-203(A)(6), the duties of the Executive Director to “direct and manage State Board staff, budget and designated programs and reports” includes administrative authority to act on behalf of the Board related to those matters, consistent with Board policy and statute. Member Jacks seconded the motion.</i></p> <p><i>President Miller requested a roll call vote: Members Carter, Hamilton, Jacks, Rottweiler, Taylor, Ballantyne and Miller voted for the motion. Superintendent Douglas voted against the motion, explaining her vote.</i></p> <p>Motion passed through majority vote (7-1) Superintendent Douglas explanation of vote noted for the record (Part 2 /04:12)</p>

<p>40. Presentation, discussion and possible consideration regarding Douglas v. State Board of Education (CV2015-006171). Pursuant to A.R.S. § 38-431.03(A)(3) and (4), the Board may vote to convene in executive session, which will not be open to the public, for discussion or consultation for legal advice with the Board’s attorneys and/or for discussion or consultation with the Board’s attorneys in order to consider its position and instruct its attorneys in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation.</p>	<p>Superintendent Douglas noted that she would not participate in Executive Session for this item due to a conflict of interest (Part 1 / 03:57:00).</p> <p>Recorded comments are available. (Part 2 / 05:34)</p> <p style="text-align: center;">MOTION</p> <p><i>Member Carter made a motion to recess and convene Executive Session for discussion or consultation for legal advice with the Board’s attorneys and for discussion or consultation with the Board’s attorneys in order to consider its position and instruct its attorneys in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation. Vice President Ballantyne seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p> <p>Board convened into Executive Session at 1:36pm. Meeting reconvened into Regular Meeting at 1:58pm.</p> <p>Member Rottweiler left the meeting at 1:47pm.</p> <p>Recorded comments are available. (Part 3 / 03:40)</p> <p style="text-align: center;">MOTION</p> <p><i>Vice President Ballantyne made a motion to direct the Board’s attorneys to proceed as instructed in Executive Session. Member Jacks seconded the motion.</i></p> <p style="text-align: center;">Motion passed through majority vote (6-0-1), with Superintendent Douglas abstaining.</p>
<p>5. Board comments and future meeting dates. The executive director, presiding officer or a member of the Board may present a brief summary of current events pursuant to A.R.S. § 38-431.02(K), and may discuss future meeting dates and direct staff to place matters on a future agenda. The Board will not discuss or take action on any current event summary.</p>	<p>Recorded comments are available. (Part 3 / 04:05)</p> <p>No Board member comments.</p>

Item 5. ADJOURN

Recorded comments are available. (Part 3 / 04:28)

MOTION

Member Jacks made a motion to adjourn the meeting. Vice President Ballantyne seconded the motion.

Motion passed unanimously.

Meeting adjourned at 2:02pm