

ARIZONA STATE BOARD OF EDUCATION
Regular Board Meeting, August 24, 2015
1535 W. Jefferson, Conf Room 122, Phoenix, Arizona 85007
SUMMARY OF BOARD ACTION

<p>MEMBERS PRESENT: Dr. Crow Mr. Schmidt Superintendent Douglas Ms. Hamilton Mr. Taylor Dr. Rottweiler Mr. Carter Mr. Jacks Vice President Ballantyne President Miller</p>	<p>MEMBERS ABSENT: Mr. Deschene</p>
<p>CALL TO ORDER, PLEDGE OF ALLEGIANCE, MOMENT OF SILENCE, AND ROLL CALL</p>	<p>Meeting called to order at 9:00 am Pledge of Allegiance, Moment of Silence and Roll Call confirmed a quorum</p>
<p>Item 1A – President’s Report 1. WestEd Appointment of Carol Lippert</p>	<p>Recorded comments are available (Part 1/00:01:58) President Miller announced Carol Lippert’s appointment to WestEd.</p>
<p>Item 1B – Superintendent’s Report 1. Presidential Award for Excellence in Mathematics and Science Teaching (PAEMST)</p> <ul style="list-style-type: none"> • Marni Landry, Paradise Valley High School • Shannon Mann, Osborn Middle School <p>2. 2015 CIO 100 Award</p> <ul style="list-style-type: none"> • Mark Masterson 	<p>Recorded comments are available (Part 1/00:02:21) Superintendent Douglas presented awards as listed on the agenda.</p>
<p>Item 1C – Board Member Report</p>	<p>Recorded comments are available (Part 1/00:10:25) Amy Hamilton gave an update to the Board regarding the Teacher Principle Evaluation Task Force.</p> <p>Jared Taylor gave an update on the Arizona Standard Development Committee.</p> <p>Executive Director Christine Thompson gave an update and spoke to Board members regarding the Standard Development Committee.</p>
<p>Item 1D – Executive Director’s Report</p>	<p>Recorded comments are available. (Part 1/00:16:08) No report.</p>

<p>A. Consideration to approve the following contract abstracts for distribution of grant funds pursuant to A.R.S. Title 15, Article I:</p> <ol style="list-style-type: none"> 1. 21st Century Community Learning Center Grant 2. Migrant Education Program – State Migrant Parent Advisory Council (SMPAC) 3. Migrant Education Program – Binational 4. Migrant Education Program – Migrant Hotline 5. McKinney-Vento Homeless Education Assistance <p>B. Consideration to approve additional monies for teacher compensation for Fiscal Year 2015-2016 to districts that have submitted Statements of Assurance, pursuant to A.R.S. § 15-952 and A.R.S. § 15-537</p> <p>C. Consideration to accept voluntary surrender of the teaching certificates held by the following:</p> <ol style="list-style-type: none"> 1. Rachel Reny 2. Kenneth Melton 3. Agnes Gent 4. Eugene Holloway III 5. Larry Shorty <p>D. Consideration to accept the proposed settlement agreement for the following:</p> <ol style="list-style-type: none"> 1. Jennifer Keefer 2. Boone Keefer 3. Beth Hernandez <p>E. 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 Stephen Renard</p>	<p>Recorded comments are available. (Part 1/00:17:22)</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Member Jacks made a motion to approve the Consent Agenda with the exception of Item 2C5 and 2D1-3. Member Taylor seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously</p> <p>Discussion was held regarding item 2C5.</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Superintendent Douglas made a motion to accept the voluntary surrender of the teaching certificate held by Larry Shorty. Member Carter seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p> <p>Discussion was held regarding items 2D1-3. Members requested a future agenda item concerning the effects of teacher contract breaks on teacher recruitment and retention.</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Member Carter made a motion to accept the proposed settlement agreements for the following:</i></p> <ul style="list-style-type: none"> • Jennifer Keefer • Boone Keefer • Beth Hernandez <p><i>Vice President Ballantyne seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p>
<p>Item 3. - CALL TO THE PUBLIC</p>	<p>Recorded comments are available. (Part 1/19:22)</p> <p>The following members of the public spoke during Call to the Public:</p> <ul style="list-style-type: none"> • Alan Watt, Phoenix Peace Initiative • Russell Kukla, CreateK12change.org • Joe Geusic, Arizona Resident

<p>GENERAL SESSION</p> <p>4A. Presentation, discussion and consideration of request for a rehearing of decision to deny application for certification for Matthew O. Campagna</p>	<p>Recorded comments are available. (Part 1/55:58)</p> <p>Mr. Charles Easaw, Chief Investigator, presented this item to the Board. Mr. Campagna addressed the Board via conference call.</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to deny Mr. Campagna’s request for reconsideration, pursuant to R7-2-709, Member Jacks seconded the motion.</i></p> <p>Roll Call Vote was taken. Members Crow, Schmidt, Carter, Rottweiler, Taylor, Jacks, Hamilton, Superintendent Douglas, Vice President Ballantyne and President Miller voted yes.</p> <p style="text-align: center;">Motion passed unanimously.</p>
<p>4B. 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. Rogelio Hernandez 2. Kristine Sojourner 3. Brooke Huntington-Smith 4. Zoe Dietrich 	<p>Recorded comments are available. (Part 1/01:17:19)</p> <p>Mr. Eric Schwarz, Assistant Attorney General, presented these items to the Board.</p> <p>4B1. Rogelio Hernandez</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 teaching certificates held by Rogelio Hernandez. Member Schmidt seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p> <p>4B2. Kristine Sojourner</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 90-day suspension, with conditions, of the teaching certificates held by Kristine Sojourner. Dr. Rottweiler seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p>

	<p>4B3. Brooke Huntington-Smith</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to approve the proposed settlement agreement, revise the expiration date of Principal Certificate to August 10, 2016 and issue a two-year suspension, with conditions, of the teaching certificates held by Brooke Huntington-Smith. Member Taylor seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p> <p>4B4. Zoe Dietrich</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Vice President Ballantyne made a motion to approve the proposed settlement agreement, revise the expiration date of Principal Certificate to August 10, 2016 and issue a two-year suspension, with conditions, through the expiration of the teaching certificates held by Brooke Huntington-Smith. Member Carter seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p>
<p>4C. Presentation, discussion and possible consideration to approve proposed performance levels (cut scores) for the National Center and State Collaborative Alternate Assessment (NCSC).</p>	<p>Recorded comments are available. (Part 1/01:45:30 and Part 2/00:03:45)</p> <p>This item was presented by Dr. Leila Williams, Associate Superintendent for High Quality Assessments and Adult Education, Audra Ahumada, Director of Alternate Assessment and Dr. Lietta Scott, Director of Psychometrics.</p> <p>Discussion was held and item was tabled until additional data is gathered and provided by the Department. Discussion resumed at 11:45am.</p> <p style="text-align: center;"><u>MOTION</u></p> <p>Vice President Ballantyne made a motion to adopt the proposed NCSC Alternate Assessment performance levels as presented. Member Jacks seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously.</p>

<p>4D. Presentation, discussion and consideration to determine noncompliance with laws applicable to English language learners, pursuant to A.R.S. § 15-756.08 (J) for Bradley Academy of Excellence</p>	<p>Recorded comments are available. (Part 1 /01:57:35)</p> <p>Jordan Ellel, Assistant Attorney General, 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 find, for the reasons stated in ADE’s letter of noncompliance dated April 23, 2015, that the Bradley Academy of Excellence is noncompliant with the laws pertaining to ELLs, thereby barring the District from receiving any monies from the Arizona Structured English Immersion Fund established by A.R.S § 15-756.04 for ELLs and from reducing the monies spent on its ELL programs despite the loss of monies caused by its noncompliance. Dr. Rottweiler seconded the motion.</i></p> <p style="text-align: center;">Motion passed unanimously.</p> <p><i>As required by law, ADE shall monitor the Bradley Academy of Excellence to ensure that the District does not reduce the amount of monies spent on its ELL programs. The Bradley Academy of Excellence shall be entitled to receive monies from the Arizona Structured English Immersion Fund only upon confirmation to the Board by ADE that the LEA has come into compliance with the laws pertaining to ELLs.</i></p>
<p>4E. Presentation, discussion and consideration to approve qualification scores for the Move On When Ready (MOWR)/Excellence for all Cambridge International Examinations IGCSE English Literature and Mathematics (Extended), articulate the qualification scores for the Cambridge systems using the Cambridge letter grading system, and approve the refinements to the structure of the qualifications system within Cambridge for the Grand Canyon Diploma</p>	<p>This item was removed from the agenda prior to the meeting.</p>

<p>4F. Presentation, discussion and consideration of the recommendation of the chief procurement officer regarding the Request for Proposals (RFP) for the technology provider for the K-6 technology based language development and literacy intervention pilot program pursuant to A.R.S. § 15-217. Pursuant to A.R.S. § 38-431.03(A)(2) and (3), the Board may vote to convene in executive session to review confidential information and/or for discussion or consultation for legal advice.</p>	<p>Recorded comments are available. (Part 1/02:12:00 and Part 2/02:17)</p> <p>Patty Clark, Chief Procurement Officer for the Department of Education, and State Board of Education Executive Director Christine Thompson presented this item to the Board.</p> <p style="text-align: center;"><u>MOTION</u></p> <p>Superintendent Douglas made a motion to convene into Executive Session to review confidential information and/or for discussion or consultation for legal advice. Member Taylor seconded the motion. Motion passed unanimously.</p> <p>Meeting convened into Executive Session at 11:20pm. The Board reconvened back into Regular Session at 11:40pm.</p> <p>Dr. Rottweiler made a motion to agree with the recommendation of the chief procurement officer that the award of the contract for the technology provider for the pilot program prescribed in A.R.S. 15-217 to the Scientific Learning Corporation is in the best interest in the State. Vice President Ballantyne seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously.</p>
<p>4G. Presentation, discussion and consideration to initiate rule making procedures for proposed amendments to rule R7-2-615(L) regarding Structured English Immersion (SEI) Endorsements</p>	<p>Recorded comments are available. (Part 2/)</p> <p>Executive Director, Christine Thompson presented this item to the Board.</p> <p style="text-align: center;"><u>MOTION</u></p> <p>Vice President Ballantyne made a motion to initiate rulemaking procedures for proposed amendments to rule R7-2-615 regarding Structured English Immersion Endorsements. Member Carter seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously.</p>

<p>4H. Presentation, discussion and possible action to adopt the proposed AzMERIT 3rd grade Reading score which demonstrates a student’s reading falls far below the third grade level for purposes of promotion, as required in ARS §15-701 (Move On When Reading cut score)</p>	<p>Recorded comments are available. (Part 2/16:10)</p> <p>The following members of the public spoke during Call to the Public:</p> <ul style="list-style-type: none"> • Ilde Lesko-Kerr, Vice President of Academics, Arizona Charters Association • Joe Thomas, Vice President, Arizona Education Association • Jennifer Kasten, Parent and Leader of Public Policy, Decoding Dyslexia Arizona <p style="text-align: center;"><u>MOTION</u></p> <p><i>Dr. Rottweiler made a motion, seconded by Member Carter, to adopt the proposed AzMERIT 3rd grade Reading score to demonstrate a student’s reading falls far below the third grade level for purposes of promotion, as required in ARS §15-701, for the 2015 and 2016 administrations of AzMERIT; to only report the 2015 scores to districts; to require the Department reconvene a standard setting committee to provide a recommended “falls far below” level for subsequent years; for the Department to present recommendations at a subsequent meeting; and for Board to seek additional legislation regarding Move On When Reading as necessary to align with the current statewide assessment.</i></p> <p style="text-align: center;">Motion passed unanimously.</p> <p>Member Crow left the meeting at 1:10pm</p>
<p>4I. 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>4J. Presentation, discussion and possible action regarding the execution of the May 18, 2015</p>	<p>Recorded comments are available. (Part 2/01:32:00 and Part 3/02:25)</p> <p>Mary O’Grady gave an update on item 4I.</p> <p>Executive Director Thompson gave an update on item 4J.</p> <p style="text-align: center;"><u>MOTION</u></p> <p><i>Member Schmidt made a motion, seconded by Member Hamilton, to convene into Executive Session 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</i></p>

<p>Board policy requiring the Superintendent 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><i>contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation.</i></p> <p>Motion passed 8-1, with Superintendent Douglas voting no.</p> <p>Superintendent Douglas announced she would recusing herself from the Executive Session.</p> <p>Meeting reconvened back into regular session at 1:55pm, and Member Rottweiler left the meeting.</p> <p style="text-align: center;"><u>MOTION</u></p> <p>Member Schmidt made the following motion, seconded by Member Jacks: “I move that pursuant to A.R.S. § 15-203(A)(7) and A.R.S. § 15-251(5), the Board continues to direct the Superintendent to provide the Board’s Investigative Unit with virtual access to the directories and files necessary to fulfill their duties at their offices in the Executive Tower and that the Superintendent provide this access by the close of business Tuesday, August 25, 2015. And if the Superintendent does not comply with this policy, the Board President shall call a special meeting of the Board as soon as possible.”</p> <p>Roll Call Vote was taken. Members Schmidt, Carter, Taylor, Jacks, Hamilton, Vice President Ballantyne and President Miller voted yes. Superintendent Douglas voted no.</p> <p style="text-align: center;">Motion passed by a vote of 7-1.</p>
<p>5. SUMMARY OF CURRENT EVENTS, FUTURE MEETING DATES AND ITEMS FOR FUTURE AGENDAS. 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 3/05:45) Ms. Thompson discussed previous request regarding the RFI for high school equivalency testing. Member Taylor requested a future item regarding courses used for the 4th math credit requirement.</p>
<p>Item 5. - ADJOURN</p>	<p>Meeting adjourned at 1:58pm.</p>