

MINUTES



Kansas State Board of Education

Tuesday, April 12, 2022

CALL TO ORDER

Chairman Jim Porter called the monthly meeting of the Kansas State Board of Education to order at 10:00 a.m. Tuesday, April 12, 2022, in the Board Room of the Landon State Office Building, 900 SW Jackson St., Topeka, Kansas.

(00:04:36)

ROLL CALL

All Board members were present:

Betty Arnold	Ben Jones
Jean Clifford	Ann Mah
Michelle Dombrosky	Jim McNiece
Melanie Haas	Jim Porter
Deena Horst	Janet Waugh

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

Chairman Porter read both the Board's Mission Statement and Kansans Can Vision Statement. He then asked for a moment of silence after which the Pledge of Allegiance was recited.

APPROVAL OF AGENDA

Chairman Porter made one addition to the consent agenda, adding item Q, and if approved would appoint Makayla Auldridge as Board Secretary until a permanent replacement has been made. Chairman Porter also added agenda item number 21 which would be an executive session for a personnel issue.

Mrs. Dombrosky then asked to vote on consent agenda items 19, D, E, F and L separately from the other consent items.

Dr. Horst moved to approve the April 12 agenda as amended. Mrs. Haas seconded. Motion carried 10-0.

MOTION
(00:06:04)

MOTION
(00:07:16)

APPROVAL OF THE MARCH MEETING MINUTES

Mrs. Dombrosky moved to approve the minutes of the February 25 special Board meeting and the March 8 and 9 regular Board meeting. Dr. Horst seconded. Motion carried 10-0.

MOTION
(00:07:31)

COMMISSIONER'S REPORT

Dr. Randy Watson began his monthly presentation by informing Board members that teachers throughout the state are hosting staff development opportunities named Kansas LEADs which focuses on the State Board outcomes. The next opportunity to attend one of these events would be June 3 and 4, 2022 in the KC metro area. Kansas LEAD events will continue throughout multiple areas of our state in 2023-24.

Dr. Watson also highlighted that Sunflower Summer will continue through the summer of 2022, 2023 and 2024 or until the funds are no longer available. 34,000 students throughout Kansas participated last summer. The Sunflower Summer mobile app will be available to download after Memorial Day weekend, and this opportunity is available to children and families across the state of Kansas until early August, or until the allowed amount of funds have been spent. All children in

(00:07:50)

Kansas will be eligible to participate (ages 4 through 18 and has not yet graduated from a Kansas high school); regardless if they attend a public school, private school or are home-schooled. More information will be shared with the State Board next month.

CITIZENS' OPEN FORUM

(00:51:15)

Chairman Porter declared the Citizens' Forum open at 10:48 a.m., Speakers and their topics were: Molly Nevius and Brittany Nanney — maintaining the Fine Arts Credit for High School Graduation. The Citizens' Forum closed at 10:54 a.m.

RECEIVE ACCREDITATION REVIEW COUNCIL RECOMMENDATIONS FOR KESA

(00:57:44)

The Accreditation Review Council (ARC) has recommended an accreditation status for the next two systems awaiting a recommendation. Jeanette Nobo referenced the informational findings of the ARC regarding these systems and any identified areas of improvement. Systems have the opportunity to appeal the ARC decision. Executive summaries, accountability reports and other narratives were provided to Board members for De Soto, USD 232 and Independence, USD 446. 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 May.

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

(01:14:01)

Assistant Director Doug Boline reported on the most recent ESSER Task Force recommendations, including four ESSER II change requests and ten ESSER III expenditure plans. The ESSER III applications for consideration this month were mostly from smaller districts, with their primary needs identified as teaching and learning. Mr. Jones moved to accept the recommendations of the Commissioner's Task Force on ESSER and EANS Distribution of Money and approve the public school district expenditure plans for ESSER III and ESSER II change request as presented for use of federal COVID-19 relief funds. Mrs. Haas seconded. Motion carried (9-0-1) with Mrs. Dombrosky abstaining.

MOTION
(01:21:24)

Members took a break until 11:21 a.m.

BREAK

ANNOUNCEMENT OF KANSAS CAREER AND TECHNICAL EDUCATION SCHOLARS FOR 2022

(01:36:46)

The Career and Technical Education Scholar recognition program began as an opportunity to recognize well-rounded outstanding CTE students. Students apply for the certificate. The qualifying criteria includes workplace experience and community service. Education Program Consultant Helen Swanson announced that there are 140 Kansas CTE scholars for 2022. Board members received a list of the honorees, their school of attendance, field of study and career interest.

Chair Porter recessed the meeting for lunch at 11:38 a.m. The Board Policy Committee met during lunch.

(01:45:00)

INFORMATION ON STUDENT PROJECT TO DESIGNATE SANDHILL PLUM AS STATE FRUIT

P.M. SESSION

(03:31:50)

At 1:30 p.m., Chairman Porter reconvened the meeting and welcomed Nathan McAlister, Humanities Program Manager to introduce elementary students from Sabetha Elementary School USD 113, which involved fourth and fifth-grade students across Kansas (from twenty-four different school districts) to help designate the sandhill plum as the state fruit. Several students from Sabetha Elementary shared their experience on creating the bill, in which they shared testimony before the House Federal and State Affairs Committee on House Bill 2644; and the bill was signed by Governor Kelly on Tuesday, April 12 naming the sandhill plum as the state fruit.

SPRING EDUCATOR VACANCY REPORT AND TEACHER VACANCY AND SUPPLY UPDATE

(04:02:04)

Dr. Mischel Miller, Director of Teacher Licensure and Accreditation, reported on data collected in the fall of 2021 and spring 2022 regarding vacancies in teacher licensure. The data did not include the vacancies that are yet to come. The top five assignment vacancies are: special education, elementary, science, math and English language arts (same assignment vacancies as the data shown in October of 2021). Dr. Miller's presentation included information from the Licensed Personnel Report regarding current educator demographics. Solutions to the struggles of filling vacancies were discussed. Other topics were expansion of mentoring programs and partnerships with community

colleges. There were questions about recruiting, increased need for substitute teachers, retention and need for classified personnel support. Continuing objectives of the Teacher Vacancy and Supply Committee were covered. Deb Ayers-Geist, Director of Special Services for USD 202 Turner assisted with the presentation.

QUARTERLY UPDATE ON WORK OF SPECIAL EDUCATION ADVISORY COUNCIL (SEAC)

(04:49:45)

KSDE Director of Special Education and Title Services Bert Moore and SEAC Vice Chair Trisha Backman provided the quarterly update to members about work of the Special Education Advisory Council. SEAC provides policy guidance to the State Board with respect to special education and related services for children with exceptionalities in the state. In this presentation, Mr. Moore highlighted activity from the January SEAC meeting, including an annual update from the State Inter-Agency Coordinating Council (ICC for infant-toddler up to five-years old), as well as the lack of student teachers in early childhood.

Mr. Moore and Trisha Backman also discussed other decisions that have been made, their sub-committee report and details of differentiated federal monitoring.

Members took a 10-minute break until 3:26 p.m.

BREAK

ACTION ON RECOMMENDATIONS OF THE PROFESSIONAL PRACTICES COMMISSION

(05:27:18)

Professional Practices Commission Chair Jennifer Holt attended the meeting virtually to review current cases presented for action.

Mrs. Mah moved that the Kansas State Board of Education adopt the findings of fact and conclusions of law from the Professional Practices Commission and issue the license for case 21-PPC-19. Mrs. Arnold seconded. Mrs. Clifford followed up with comments and concerns regarding the issuance of the license in case 21-PPC-19. After Mrs. Clifford's comments, the voting of Mrs. Mah's motion took place, in which the vote was (0-10); motion was defeated.

MOTION
(05:28:34)

Next, Chairman Porter moved that the Kansas State Board of Education adopt the findings of fact and conclusions of law from the Professional Practices Commission and suspension the license for case 21-PPC-15 for the remainder of the contract year for 2021-22. Mr. Jones seconded. Motion carried (10-0).

MOTION
(05:35:41)

Then, Dr. Horst moved to deny or revoke the licenses for cases 21-PPC-18, 21-PPC-21, 21-PPC-22, 21-PPC-23, 21-PPC-24, 21-PPC-27, 21-PPC-29 and 21-PPC-30. Mrs. Arnold seconded. Motion carried (10-0).

MOTION
(05:36:29)

Further discussion took place regarding the earlier motion on 21-PPC-19, Attorney Mark Ferguson recommended to the State Board of Education that action be taken, whether to issue the license or deny the license. Mr. Jones moved that the Kansas State Board of Education reject the findings of fact and conclusions of law of the Professional Practices Commission and deny the license for case 21-PPC-19 according to the terms of the Final Order to be issued by the State Board of Education. Dr. Horst seconded. Motion carried (10-0).

MOTION
(05:40:20)

(05:41:16)

KANSANS CAN HIGHLIGHT: POSTSECONDARY SUCCESS

Through the Kansans Can Star Recognition Program, the State Board and KSDE recognize district success in each of the outcome areas that Kansans have indicated they value in the state's education system. Postsecondary success is a quantitative category that reports the percent of high school graduates who either earned an industry-recognized certification, a higher education degree or continued their education two years after graduation. The Postsecondary Effectiveness Star Award recognizes districts that exceed the predicted effectiveness rates. Two of the Gold Award honorees were invited to describe how they are meeting the postsecondary needs of their students, the two schools were Salina Catholic Diocese and USD 372 Silver Lake. Geoff Andrews, Superintendent of the Salina Catholic Diocese and Dr. Nick Compagnone, Executive Director explained that their postsecondary success can be credited to their relationship building within the community, especially with parents. Geoff Andrews also highlighted their STREAM program which

focuses on science, technology, religion, engineering, the arts and math. Brad Womack, Superintendent of USD 372 Silver Lake and Ryan Luke, High School Principal focused their presentation on several different topics such as CTE courses, community support and providing students with the opportunity to have individuality and flexibility in their schedules.

ACT ON REVISED RECOMMENDATION OF THE EVALUATION REVIEW COMMITTEE FOR HIGHER EDUCATION NEW PROGRAM APPROVAL FOR OTTAWA UNIVERSITY

(06:35:20)

Dr. Catherine Chmidling provided the State Board with a quick review of the application process for Ottawa University; the State Board during the Jan. 11, 2022 meeting, postponed action on the ERC's recommendation for Ottawa University's proposed new School Counselor program, expressing concern over Not Met School Counselor Standards 1 and 4. The Board requested that the Not Met standards be further addressed. The university was asked to address the Areas for Improvement associated with the Not Met standards. Revised program materials and explanations of the proposed program's alignment to the School Counselor standards were provided to the ERC at an ad hoc meeting of the committee held March 1, 2022. The ERC revised its recommendations for the proposed program based on the revised program design and revised description of program alignment to School Counselor program standards.

Mrs. Mah moved that the Kansas State Board of Education accept the following recommendations of the Evaluation Review Committee for the new program approval for Ottawa University. Mrs. Haas seconded. Motion carried (10-0).

MOTION
(06:37:54)

HISTORY GOVERNMENT SOCIAL STUDIES UPDATE

Nathan McAlister, KSDE Humanities Program Manager provided important information concerning Kansas History, technical reporting clarifications concerning the student data category labeled "other," and a report from discussions with the House Education Committee.

(06:38:31)

LEGISLATIVE MATTERS AND LEGISLATIVE LIAISON REPORTS

Deputy Commissioner Dr. Craig Neuenswander began his report by stating that legislators are currently on break, returning on April 25. Dr. Neuenswander updated members on the status of specific bills; in which discussion took place. The Board then discussed Special Education funding. Mrs. Waugh moved that the Kansas State Board of Education suspend the Board policies, for the purpose of adding an action item to today's agenda. Mrs. Arnold seconded. Motion carried (10-0). Mrs. Waugh moved that the Kansas State Board of Education recommend an additional \$155 million for Special Education funding to meet the required 92 percent by Federal Law (KSA 72-3422). Mrs. Arnold seconded. Motion carried (6-4).

(06:58:03)

MOTION
(07:41:50)
MOTION
(07:43:50)

Members took a 10-minute break.

BREAK

ACTION ON CONSENT AGENDA

Mr. Jones moved to approve Consent Agenda items 19 a, b, c, g through k, and m through q. Mrs. Arnold seconded. Motion carried (10-0). In this action, the Board:

MOTION
(07:51:46)

- received monthly personnel report
- accepted personnel appointments to unclassified positions
- granted the charter school renewal requests for USD 312 Yoder Charter, USD 373 Walton Rural Life Center and USD 501 Hope Street Academy.
- extended the contract with The College Board for Advanced Placement Summer Institute programming in an amount not to exceed \$14,950 for the period June 1, 2022 to Sept. 1, 2022.

- authorized the Commissioner of Education to contract with Southeast Kansas Education Service Center (Greenbush) in an amount not to exceed \$175,000 to provide four two-day summer workshops for Kansas educators during the period June 7 to July 20, 2022.
- authorized the Commissioner of Education to negotiate and enter into a contract with America's Service Commissions for the purpose of recruiting an Encore Fellow to support Commission outreach activities, with said contract to be from July 1, 2022 through June 30, 2023, in an amount not to exceed \$35,250 out of federal funds.
- authorized the Commissioner of Education to enter into a contract with America Learns, LLC, for the purpose of federal subgrantee monitoring, with said contract to be from July 1, 2022 through June 30, 2023, in an amount not to exceed \$29,600 out of federal funds.
- authorized the Commissioner of Education to negotiate and enter into a contract with Tide-mark Institute, LLC, in an amount not to exceed \$23,550 to provide professional development to Kansas science educators for the period June 23 to July 11, 2022.
- authorized the Commissioner of Education to negotiate and enter into a contract with the University of Kansas Medical Center to work with KSDE in administering the 2023 Youth Risk Behavior Survey in selected Kansas schools. The contract would be in an amount not to exceed \$10,000 for the period Dec. 1, 2022 to May 31, 2023.
- accepted revised request from USD 258 Humboldt, Allen County, to hold a bond election.
- accepted revised request from USD 258 Humboldt, Allen County, to receive Capital Improvement (Bond and Interest) State Aid.
- accepted the recommendations for licensure waivers.
- appointed Makayla Auldridge as Acting Board Secretary.

SEPARATE ACTION ON CONSENT AGENDA

At the beginning of the meeting, Mrs. Dombrosky asked to pull consent items 19 D, E, F and L as one group, but separate from the other submissions. Mr. Jones moved to approve Consent Agenda items 19 D, E, F and L. Dr. Horst seconded. Motion carried (9-1) with Mrs. Dombrosky in opposition. In this action, the Board:

- approve grant awards for the Kansas Preschool Pilot for 2022-2023, subject to legislative approval of funding. If a program is unable to spend funds awarded, the Kansas State Department of Education is authorized to reallocate funding among programs in an amount not to exceed \$8,332,317.
- authorize the Commissioner of Education to negotiate a contract with eScholar LLC to renew the software license, maintenance and support for generation and tracking Student IDs in an amount not to exceed \$247,000 over a three-year period from June 15, 2022 to June 14, 2025.
- authorized the Commissioner of Education to negotiate a contract with eScholar LLC to renew maintenance and support for generation and tracking Teacher IDs in an amount not to exceed \$111,000 over a three-year period from June 15, 2022 to June 14, 2025.

MOTION
(07:52:40)

- authorize the Commissioner of Education to initiate a contract with Null Education for the purpose of providing professional learning to math teachers in an amount not to exceed \$25,306 for the period June 1 to Aug. 31, 2022.

CHAIRMAN'S REPORT AND REQUESTS FOR FUTURE AGENDA ITEMS

(07:53:20)

Action on Board Travel: Mr. Jones moved to approve the travel requests. No additional travel requests were made. Mr. McNiece seconded. Motion carried (10-0).

MOTION
(07:54:36)

Committee Reports: Updates were given on the following -

- Mrs. Mah stated that the Kansas Association for Native American Education (KANAE) plans to meet with select State Board of Education members and Dr. Randy Watson on Friday, April 15.
- Mrs. Clifford mentioned that the Board's Policy Committee met during the lunch break and made a few changes for recommendation. Their next meeting will take place on June 14 during the lunch break.
- Mr. McNiece stated that the Graduation Requirements Task Force leadership team will meet tomorrow as they are in the process of writing their recommendations for May.

Board Attorney's Report: Board Attorney Mark Ferguson gave an update on the letters of intent to negotiate with the Kansas School for the Deaf and mentioned his recent request to schedule upcoming meetings. He also indicated that he has provided written reports on recent activity.

Requests for Future Agenda Items:

- Mrs. Mah requested that a report be given to the State Board by staff on the Equity and Justice report presented by Shannon Portillo in March.

Chair's Report:

Chair Porter reminded members that their meeting tomorrow, April 13 will take place at the Kansas School for the Blind at 8:30 a.m., with an optional tour of Wyandotte High School afterwards. He also reminded members that the second day of the May meeting will take place at the Kansas School for the Deaf, with an optional tour of Olathe West High School afterwards.

EXECUTIVE SESSION FOR PERSONNEL MATTERS OF NON-ELECTED PERSONNEL

Mrs. Waugh moved to recess into Executive Session to discuss the following matters, to discuss personnel matters of non-elected personnel for consultation with an attorney, which would be deemed privileged in the attorney/client relationship to discuss matters affecting a student. The session would begin at 6:00 p.m. for 15 minutes; no action would be taken during this session; and the open meeting would resume in the Board Room at 6:15 p.m. Attorney Mark Ferguson, Dr. Randy Watson, Bert Moore and Brian Dempsey were invited to join the executive session. Mrs. Arnold seconded. Motion carried 10-0.

MOTION
(08:01:45)

The Board returned to open session at 6:17 p.m.

RECESS

The meeting recessed at 6:24 p.m. until 8:30 a.m. Wednesday at the Kansas School for the Blind.

(08:26:30)

MINUTES



Kansas State Board of Education

Wednesday, April 13, 2022

SCHOOL VISITS

The State Board of Education attended a scheduled visit to the Kansas State School for the Blind on Wednesday, April 13, 2022.

(No recording)

The following Board members were present:

Ben Jones	Ann Mah
Jean Clifford	Jim McNiece
Michelle Dombrosky	Jim Porter
Melanie Haas	Janet Waugh
Deena Horst	

KANSAS STATE SCHOOL FOR THE BLIND

Superintendent Jon Harding discussed how the school is improving in their processes with KESA, and the Makerspace area where students learn multiple hands-on STEM activities. There was also a presentation on field services and outreach.

TOUR OF WYANDOTTE HIGH SCHOOL

Board members had an opportunity to tour Wyandotte High School following their visit at the Kansas School for the Blind. This unique building was entered onto the National Register of Historic Places in 1986.

ADJOURNMENT

The day's activities concluded at approximately 4:15 p.m. The next regular monthly meeting is May 10 in Topeka and May 11 at the Kansas School for the Deaf.

Jim Porter, Chair

Makayla Auldridge, Secretary