

**NEBRASKA STATE BOARD OF EDUCATION
MEETING AGENDA**

JULY 10-11, 2012

(Revised: July 2, 2012)

Location: State Board Meeting Room
State Office Building, Sixth Floor
301 Centennial Mall South
Lincoln, NE 68509-4987

Web Streaming: Live web streaming will be available through the State Board of Education website: www.education.ne.gov/StateBoard/

Agenda: Except for emergency items added at the time of the meeting, the agenda will not be changed less than 24 hours prior to the start of the meeting and any changes will be immediately posted on the website.

The Board will attempt to adhere to the sequence of the published agenda, but reserves the right to adjust the order of items if necessary and may elect to take action on any of the items listed.

Interpreter: If you need interpreter services or other reasonable accommodations, please contact the Nebraska Department of Education at (402) 471-5024 five (5) days prior to the meeting to coordinate arrangements.

Website: An electronic version of the agenda and support materials are available on the State Board of Education's Agenda page: www.education.ne.gov/StateBoard/Agendas.html

Lunch: On July 11, 2012, if necessary, the State Board of Education may break for lunch at 12:00 p.m. The lunch will take place in Conference Room C at the State Office Building, Sixth Floor, 301 Centennial Mall South, Lincoln, Nebraska. The Board may resume work on the agenda at approximately 1:00 p.m.

TUESDAY, JULY 10, 2012– STATE BOARD COMMITTEE MEETINGS

STATE ACCOUNTABILITY AD HOC COMMITTEE (9:00 – 11:00 a.m.) (Conference Room B)

STANDARDS AD HOC COMMITTEE (11:00 a.m. – 12:00 p.m.) (Conference Room B)

POLICY COMMITTEE MEETING (1:00 – 2:00 p.m.) (Conference Room B)

TUESDAY, JULY 10, 2012 – WORK SESSION

(Agenda items listed on the work session agenda not completed by adjournment will be carried over to July 11, 2012).

1. CALL TO ORDER (2:00 p.m.)
 - 1.1 Roll Call
 - 1.2 Announcement of the placement of the Open Meetings Act information
 - 1.3 Special Resolution (PRESIDENT SCHEER)
2. REPORTS AND DISCUSSIONS
 - 2.1 STANDARDS, ASSESSMENT and ACCOUNTABILITY
 - 2.1.1 [Science Standards setting](#) (PAT ROSCHEWSKI, DAVE CHAYER and SUSAN DAVIS)
 - 2.1.2 NePAS update (PAT ROSCHEWSKI)
 - 2.1.3 [Discuss the continuation of the contract with Data Recognition Corporation \(DRC\) for the statewide writing test](#) (VALORIE FOY and JOHN MOON)
 - 2.1.4 [Social Studies Standards update](#) (DONLYNN RICE)
 - 2.1.5 [Teacher & Principal Evaluation Model update](#) (DONLYNN RICE)
 - 2.2 [Discuss recommendations from the State Accreditation Committee to Accredite Schools for the 2012-2013 school year](#) (FREIDA LANGE)
 - 2.3 [Discuss revisions to Rule 55 \(92 NAC 55\), Rules of Practice and Procedure for Due Process Hearings in Special Education Contested Cases](#) (MARGARET WORTH and GARY SHERMAN)
 - 2.4 [Discuss the contract with the Coordinating Commission for Postsecondary Education to conduct research regarding the ACT District Choice Pilot Study](#) (SHARON KATT and COMMISSIONER BREED)
 - 2.5 [Discuss State Board meeting calendar for 2013](#) (COMMISSIONER BREED)

3. SPECIAL PRESENTATIONS AND DISCUSSIONS (4:00 p.m.)
 - 3.1 On-Line Education and its future as they see it in Nebraska, as well as globally (MARY HAWKINS, PRESIDENT OF BELLEVUE UNIVERSITY)

4. EXECUTIVE SESSION –if needed

WEDNESDAY, JULY 11, 2012 – BUSINESS MEETING

1. CALL TO ORDER – BUSINESS MEETING (9:00 a.m.)
 - 1.1 Roll Call
 - 1.2 Pledge of Allegiance
 - 1.3 Announcement of the placement of the Open Meetings Act information
2. APPROVAL OF THE MINUTES
 - 2.1 [May 7-8, 2012, Lincoln, Nebraska](#)
3. APPROVAL OF AGENDA for July 11, 2012
 - 3.1 Commissioner’s recommendations
4. PUBLIC PARTICIPATION
 - 4.1 Request for appearance
 - 4.2 Public Comment Period (An Action Item marked with ** will include time for public comment on that item at the time it is addressed by the Board.)
5. HEARINGS
(NONE)
6. EXECUTIVE SESSION –if needed
7. ACTION ITEMS
 - 7.1 STANDARDS, ASSESSMENT AND ACCOUNTABILITY (PAT ROSCHEWSKI)
 - 7.1.1 [Approve the recommended cut scores for the NeSA-Science tests](#)
 - 7.1.2 [Approve the recommended cut scores for the NeSA-AA Science tests \(alternate tests\)](#)
 - 7.2 [Approve recommendations from the State Accreditation Committee to Accredite Schools for the 2012-2013 school year](#) (FREIDA LANGE)

- 7.3 [Approve revisions to Rule 55 \(92 NAC 55\), Rules of Practice and Procedure for Due Process Hearings in Special Education Contested Cases](#)
(MARGARET WORTH and GARY SHERMAN)
 - 7.4 Adopt the Hearing Officer's Proposed Findings of Fact, Recommended Conclusions of Law and Recommended Decision affirming the Respondent's decision to deny the Petitioner's option enrollment application in Option Enrollment Case No. 12-06, *Loos v. Loup City Public Schools*, and adopt the Final Order prepared by Legal Counsel (MARGARET WORTH)
 - 7.5 [Adjust the boundaries of ESU 6 and ESU 18 to reflect the boundaries of member school districts](#) (BRIAN HALSTEAD)
 - 7.6 [Adjust the boundaries of ESU 2 and ESU 7 to reflect the boundaries of member school districts](#) (BRIAN HALSTEAD)
 - 7.7 [Consider the Hearing Officer's Recommended Decision in NDE Case #12-04, Melissa Haver v. Commissioner](#) (LESLIE DONLEY)
 - 7.8 Authorize the Commissioner to pay annual dues for the [National Association on State Boards of Education \(NASBE\)](#); [Council of Chief State School Officers \(CCSSO\)](#) and Nebraska Association of School Boards (NASB)
(COMMISSIONER BREED)
8. APPROVAL OF CONSENT AGENDA (The following items are management decisions and/or legal counsel recommendations, which require Board approval.)
- 8.1 Identify items for separate vote
 - 8.2 Approve consent agenda

THE FOLLOWING SECTIONS ARE THE PROPOSED CONSENT AGENDA ITEMS

- 8.3 [Personnel Report](#)
- 8.4 Miscellaneous
 - 8.4.1 [Approve school districts' request for exclusions to the budget limitation in accordance with the provisions of the Tax Equity & Educational Opportunities Support Act \(TEEOSA\)](#) (RUSS INBODY)
 - 8.4.2 [Approve revisions to the State Plan for Vocational Rehabilitation Services and State Plan Supplement for the State Supported Employment Services Program for Fiscal Year 2013](#)
(MARK SCHULTZ)

- 8.4.3 [Grant the Commissioner the authority to pay annual dues for the Education Commission of the States \(ECS\)](#) (COMMISSIONER BREED)
- 8.4.4 [Grant the Commissioner the authority to purchase membership in various CCSSO \(Council of Chief State School Officers\) State Collaborative Work Groups](#) (DIANE STUEHMER)
- 8.4.5 Grant the Commissioner the authority to assign a Hearing Official to Option Enrollment Case No. 12-07, *Alberts v. Scribner/Snyder Community Schools* (MARGARET WORTH)
- 8.4.6 Grant the Commissioner the authority to assign a Hearing Official to Option Enrollment Case No. 12-10, *Blocher v. North Platte Public Schools* (MARGARET WORTH)
- 8.4.7 [Grant the Commissioner the authority to accept the year 2 NASA Summer Innovation Cooperative Agreement of \\$225,000 and to grant sub-awards in the amounts of \\$54,512 to the University of Nebraska-Lincoln and \\$65,645 to the University of Nebraska at Omaha to deliver robotics, aviation and cosmic connections content, and a sub-award of \\$18,398 to the University of Nebraska Medical Center for program evaluation](#) (MARY ANN LOSH, KIM LARSON and JAN HANDA)
- 8.5 Grants
 - 8.5.1 [Grant the Commissioner the authority to approve funding recommendations for the federally funded Adult Education Program in the area previously served by Omaha Public Schools](#) (SHARON KATT and VICKI BAUER)
- 8.6 Contracts
 - 8.6.1 [Grant the Commissioner the authority to contract with TransACT Communications for an annual license for a statewide, unlimited-use subscription to its library of translated forms and documents and for specialized services and training](#) (MARY ANN LOSH, GARY SHERMAN and DIANE STUEHMER)
 - 8.6.2 [Grant the Commissioner the authority to continue to contract with Papillion-LaVista Public Schools to provide staff to coordinate statewide technical assistance for the 21st Century Community Learning Centers grant program](#) (MARY ANN LOSH and KAREN STEVENS)

- 8.6.3 [Grant the Commissioner the authority to continue the agreement between the Board of Regents, State of Iowa, on behalf of the Iowa School for the Deaf, and the Nebraska Department of Education for the provision of educational and residential services to Nebraska students who are deaf or hard of hearing and in need of such services](#) (GARY SHERMAN and ADRIA BACE)
- 8.6.4 [Grant the Commissioner the authority to continue to contract for assistance with meeting the requirements of the Individuals with Disabilities Education Act \(IDEA\)](#) (GARY SHERMAN and BETH WIERDA)
- 8.6.5 [Grant the Commissioner the authority to continue to contract with the Board of Regents of the University of Nebraska to provide a part-time consultant to serve as the State Director for Agriculture, Food and Natural Resources Career Field](#) (DONLYNN RICE and RICHARD KATT)
- 8.6.6 [Grant the Commissioner the authority to continue to contract for services to fulfill requirement of the USDE, Office of Civil Rights](#) (DONLYNN RICE and RICHARD KATT)
- 8.6.7 [Approve the renewal of a contract with The Abilities Fund to provide management services to assist individuals with disabilities in starting and/or expanding self-employment opportunities](#) (MARK SCHULTZ)
- 8.6.8 [Grant the Commissioner the authority to continue to contract with Lincoln Public Schools for the services in matters related to the English Language Development Assessment \(ELDA\); the annual language assessment required under NCLB and the Elementary and Secondary Education Act \(ESEA\)](#) (DIANE STUEHMER and NANCY ROWCH)
- 8.7 Leases
 - 8.7.1 [Grant the Commissioner the authority to approve the lease between the Department of Administrative Services, State Building Division and the Department of Education's Division of Rehabilitation Services for office space at 203 E. Stolley Park Road, Suite C, Grand Island, Nebraska](#) (MARK SCHULTZ)
 - 8.7.2 [Grant the Commissioner the authority to approve a revised lease between the Department of Administrative Services, State Building Division and the Department of Education's Division of Rehabilitation Services for office space at 200 South Silber Street, Building 2, North Platte, Nebraska](#) (MARK SCHULTZ)

- 8.8 Committees
 - 8.8.1 [Approve the appointment of Frank Harwood, Superintendent of Bellevue Public Schools and Colonel Andrea Tullos, 55th Wing Mission Support Group Commander, as representatives on the State Council of Educational Opportunity for Military Children](#)
(DEPUTY COMMISSIONER SWISHER)
- 9. SPECIAL PRESENTATIONS AND DISCUSSIONS
(NONE)
- 10. BOARD REPORTS, DATES AND DISCUSSION ITEMS (Brief general discussion by Board members of possible topics for future Board meetings; requests for reports or studies to be conducted by the Commissioner and staff; and reports of activities and information from Board members.)
 - 10.1 Dates for joint meetings with policy partners
 - 10.2 Approve request for meeting attendance
 - 10.3 Meeting participation
 - 10.4 Policy Committee report
 - 10.5 State Accountability Ad Hoc Committee report
 - 10.6 Standards Ad Hoc Committee report
 - 10.7 [Discussion of Administrators' Days, July 25-27, 2012, Kearney, Nebraska](#)
- 11. INFORMATION ITEMS/WRITTEN REPORTS (The following items are for Board information only. They require official notice. No presentation planned. No requested action planned.)
 - 11.1 [Statutorily required notice of contracts involving public employees](#)
 - 11.2 [Contracts approved by Commissioner](#)
 - 11.3 [State Board Policy D4, "Personnel Policies and Administrative Memoranda," for review](#) (MARGARET WORTH)

ADJOURNMENT – The next regularly scheduled meeting of the State Board of Education will be held on Friday, August 10, 2012 at 9:00 a.m. at the Nebraska State Office Building, Nebraska Department of Education, Sixth Floor, 301 Centennial Mall South, Lincoln, NE 68509. A work session will be held on Thursday, August 9, 2012 at 2:00 p.m. at the Nebraska State Office building, Nebraska Department of Education, Sixth Floor, 301 Centennial Mall South, Lincoln, NE 68509.

This agenda contains a list of subjects known at the time of its distribution on June 27, 2012. A copy of the agenda reflecting any changes will be available for public inspection during the normal business hours in the Office of the Commissioner of Education and on the State Board of Education's Agenda page www.education.ne.gov/StateBoard/Agendas.html. *Except for items of an emergency nature, the agenda will not be changed later than 24 hours before the scheduled commencement of the meeting.*