

**NEBRASKA STATE BOARD OF EDUCATION
MEETING AGENDA**

MAY 7-8, 2012

(Revised: May 1, 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 May 8, 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.

MONDAY, MAY 7, 2012– STATE BOARD COMMITTEE MEETINGS

COMMISSIONER'S APPRAISAL COMMITTEE (10:00 – 10:30 a.m.) (Conference Room C)

STATE ACCOUNTABILITY AD HOC COMMITTEE (10:30 a.m. – 12:00 p.m.) (V-Tel Room)

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

MONDAY, MAY 7, 2012 – WORK SESSION

(Agenda items listed on the work session agenda not completed by adjournment will be carried over to May 8, 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
2. REPORTS AND DISCUSSIONS
 - 2.1 Standards, Assessment and Accountability
 - 2.1.1 [Discussion of NeSA Writing cut scores](#) (PAT ROSCHEWSKI, NDE and DAVE CHAYER, VICE PRESIDENT OF PSYCHOMETRICS AT DATA RECOGNITION CORPORATION (DRC))
 - 2.1.2 [Preliminary report of NeSA security audit](#) (PAT ROSCHEWSKI)
 - 2.1.3 [Discussion of Data Recognition Corporation \(DRC\) Contract](#) (JOHN MOON)
 - 2.1.4 State of the Schools Report (SOSR)-Nebraska Performance Accountability System (NePAS) Data Displays (SAMEANO PORCHEA)
 - 2.2 [Discuss the revisions to Rule 10 \(92 NAC 10\), Regulations and Procedures for the Accreditation of Schools](#) (FREIDA LANGE)
 - 2.3 [Discuss the revisions to Rule 14 \(92 NAC 14\), Regulations and Procedures for the Legal Operation of Approved Nonpublic Schools](#) (FREIDA LANGE)
 - 2.4 [Discuss classification of the Interim-Program Schools as approved to operate for the 2012-2013 School Year under Rule 18 \(92 NAC 18\), Regulations and Procedures for the Approval of Interim-Program Schools in County Detention Homes, Institutions, and Juvenile Emergency Shelters](#) (FREIDA LANGE and RICK MOSES)
 - 2.5 [Discuss the approval of Early Childhood Education Grants to School Districts](#) (MELODY HOBSON)

- 2.6 [Discuss Individuals with Disabilities Education Act \(IDEA\) Parts B and C Applications](#) (GARY SHERMAN, BETH WIERDA and CAROL McCLAIN)
- 2.7 [Report on the Guide for Implementation of Rule 15 \(92 NAC 15\), Regulations and Procedures for the Education of Students with Limited English Proficiency in Public Schools](#) (MARY ANN LOSH and NANCY ROWCH)
- 2.8 [Discuss purchase of computer equipment and software](#) (SAMEANO PORCHEA and LORI HENKENIUS)
- 2.9 Discuss Dr. Breed's employment contract (PRESIDENT SCHEER)
3. EXECUTIVE SESSION -if needed

TUESDAY, MAY 8, 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 [April 12-13, 2012, Lincoln, Nebraska](#)
3. APPROVAL OF AGENDA for May 8, 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
 - 5.1 NONE
6. EXECUTIVE SESSION -if needed

7. ACTION ITEMS

- 7.1 [Grant the Commissioner the authority to continue contracting for assessment services with Data Recognition Corporation \(DRC\)](#)
(JOHN MOON)
- 7.2 [Approve the NeSA Writing Cut Scores in Grades 8 and 11](#)
(PAT ROSCHEWSKI)
- 7.3 [Approve the revisions to Rule 10 \(92 NAC 10\), Regulations and Procedures for the Accreditation of Schools](#) (FREIDA LANGE)
- 7.4 [Approve the revisions to Rule 14 \(92 NAC 14\), Regulations and Procedures for the Legal Operation of Approved Nonpublic Schools](#) (FREIDA LANGE)
- 7.5 [Classify Interim-Program Schools as approved to operate for the 2012-2013 School Year under Rule 18 \(92 NAC 18\), Regulations and Procedures for the Approval of Interim-Program Schools in County Detention Homes, Institutions, and Juvenile Emergency Shelters](#) (FREIDA LANGE and RICK MOSES)
- 7.6 [Grant the Commissioner the authority to approve Early Childhood Education Grants to School Districts](#) (MELODY HOBSON)
- 7.7 [Grant the Commissioner the authority to contract with McREL to conduct an alignment study between Nebraska's new career education standards and Nebraska's academic standards](#) (DONLYNN RICE and RICHARD KATT)
- 7.8 [Adopt the Policy Statement for Developing Global Competence](#)
(PATRICIA TIMM)
- 7.9 [Consider the nominations for the NASBE Board of Directors for the offices of President-Elect and Area Directors](#) (COMMISSIONER BREED)
- 7.10 Consider Commissioner Breed's contract (PRESIDENT SCHEER and LESLIE DONLEY)

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 the Special Grant Fund List for 2012/13 School District Budgeting](#) (RUSS INBODY)
- 8.4.3 [Authorize the Commissioner to purchase computer equipment and software](#) (SAMEANO PORCHEA and LORI HENKENIUS)
- 8.4.4 [Request permission for the Nebraska Department of Education to accept a sub-award from The Board of Regents for the University of Nebraska in the amount of \\$30,929](#) (MARY ANN LOSH, KAREN STEVENS and JAN HANDA)

8.5 Grants

- 8.5.1 [Provide a continuation grant to Building Bright Futures to Continue the Development of the Multiple Pathways to Graduation, Career and Technical Education \(CTE\) Initiative](#) (DONLYNN RICE and RICH KATT)

8.6 Contracts

- 8.6.1 [Grant the Commissioner the authority to continue contracting with Education Measurement for assessment and accountability services](#) (PAT ROSCHEWSKI)
- 8.6.2 [Grant the Commissioner the authority to continue contracting with Morris & Titus Law Firm, PC, LLO. Mr. Bill Morris will serve as a hearing official as needed and assigned for Special Education hearings and Mr. Jim Titus will serve as a hearing officer for teacher education cases appeals; teacher certification case appeals; option enrollment cases, and other miscellaneous contested cases as assigned by the Nebraska Department of Education](#) (MARGARET WORTH)
- 8.6.3 [Grant the Commissioner the authority to contract with MTW \(Making Technology Work\) for July 1, 2012 to June 30, 2013 for services and continuing support for the NDE Grants Management System \(GMS\)](#) (DIANE STUEHMER)
- 8.6.4 [Grant the Commissioner the authority to amend the contract with Teaching Strategies to increase the amount from \\$31,150 to \\$35,600](#) (MELODY HOBSON)

- 8.6.5 [Grant the Commissioner the authority to continue contracting for assistance with the Improving Learning for Children with Disabilities \(ILCD\) website and data collection process](#) (GARY SHERMAN, JEANNE HEASTON and LINDY FOLEY)
- 8.6.6 [Grant the Commissioner the authority to continue contracting for the purpose of collecting Post-School Outcomes Data on Students with Disabilities](#) (GARY SHERMAN, LINDY FOLEY and RITA HAMMITT)
- 8.6.7 [Grant the Commissioner the authority to allow Administrative Services-Materiel Division to contract for medical transcription services](#) (DOUG WILLMAN)
- 8.6.8 [Grant the Commissioner the authority to approve Medical Consultant contracts for the Disability Determinations Section](#) (DOUG WILLMAN)
- 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 in Columbus, Nebraska at 3100 23rd Street](#) (MARK SCHULTZ)
- 8.8 Committees
 - 8.8.1 [Approve appointments to the Statewide Independent Living Council](#) (MARK SCHULTZ)
 - 8.8.2 [Approve re-appointment of Gil Kettelhut to the State Committee for the Reorganization of School Districts](#) (RUSS INBODY)
 - 8.8.3 [Approve the new/reappointed members/alternates who have been nominated for membership on the Nebraska Council on Teacher Education \(NCTE\)](#) (SHARON KATT)
- 9. SPECIAL PRESENTATIONS AND DISCUSSIONS (9:15 a.m.)
 - 9.1 [Early Childhood Education Program Evaluation Report for 2010-2011](#) (MELODY HOBSON and DR. BARB JACKSON)
- 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 Commissioner's Appraisal Committee report
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 B11, "Board Meeting Notification for Regular Meetings," for review](#) (MARGARET WORTH)
 - 11.4 [Annual Report of the Private Postsecondary Career Schools Tuition Recovery Cash Fund](#) (SHARON KATT and BRAD DIRKSEN)

ADJOURNMENT – The next regularly scheduled meeting of the State Board of Education will be held on Wednesday, July 11, 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 Tuesday, July 10 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 April 20, 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.*