

**NEBRASKA STATE BOARD OF EDUCATION
MEETING NOTIFICATION AND AGENDA**

August 8-9, 2013

(Revised: August 6, 2013)

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 August 9, 2013, 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.

THURSDAY, AUGUST 8, 2013– COMMITTEE MEETINGS

STATE ACCOUNTABILITY AD HOC COMMITTEE MEETING (10:00 – 11:00 a.m.)
(V-Tel Room)

POLICY COMMITTEE MEETING (11:00 a.m. – 12:00 p.m.) (Conference Room B)

COMMISSIONER SEARCH COMMITTEE (12:00 – 1:00 p.m.) (Conference Room C)

STANDARDS COMMITTEE MEETING (1:00 - 2:00 p.m.) (Conference Room C)

THURSDAY, AUGUST 8, 2013 – WORK SESSION

(Agenda items listed on the work session agenda not completed by adjournment will be carried over to August 8, 2013).

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 COMMISSIONER SEARCH DISCUSSION (PRESIDENT TIMM; GARY SOLOMON and EVA PROKOP, PROACT SEARCH)
 - 2.1.1 Discuss the Stakeholder Engagement Report and Position Profile for the search for the new Commissioner
 - 2.2 Discuss the Position Description for the new Commissioner (PRESIDENT TIMM and JOEL SCHERLING)
 - 2.3 Legislative Update (BRIAN HALSTEAD)
 - 2.3.1 State
 - 2.3.2 Federal
 - 2.4 STANDARDS, ASSESSMENT and ACCOUNTABILITY
 - 2.4.1 [Discuss proposed timeline for Nebraska Academic Standards review for College and Career Readiness](#) (DONLYNN RICE)
 - 2.4.2 [Review results of the alignment study for Language Arts](#) (DONLYNN RICE)
 - 2.4.3 [Provide timeline for the release of Nebraska State Accountability \(NeSA\) and State of the Schools Report \(SOSR\)](#) (VALORIE FOY)
 - 2.5 [Discuss the hearing draft for the repeal of Rule 45 \(92, NAC 45\), Regulations for Vocational Student Organizations](#) (DONLYNN RICE and RICH KATT)

- 2.6 [Discuss approval of the proposed regulation, Title 92, Nebraska Administrative Code, Chapter 47, Nebraska Career Academies](#) (DONLYNN RICE and RICH KATT)
- 2.7 [Discuss the contract for a State Advisory for HOSA \(Future Health Professionals\) and Future Educators Association career student organizations](#) (DONLYNN RICE and RICH KATT)
- 2.8 [Discuss the contract with Research Triangle Institute to conduct an evaluation study of Nebraska Career Education](#) (DONLYNN RICE and RICH KATT)
- 2.9 [Discuss approval of the proposed revisions to Title 92, Nebraska Administrative Code, Chapter 81 \(92 NAC 81\), Rules and Regulations for the High School Equivalency Program](#) (VICKI BAUER and SHARON KATT)
- 2.10 [Discuss the hearing draft of the proposed revisions to Rule 23 \(92 NAC 23\), Regulations for the Basic Skills Competency Testing of Teachers and Administrators](#) (KEVIN PETERS and SHARON KATT)
- 2.11 [Discuss the 2013-2014 Educator Preparation programs in Nebraska colleges and universities](#) (SHARON KATT and PAT MADSEN)
- 2.12 [Discuss approval of the Early Childhood programs established by public schools and Educational Service Units](#) (MELODY HOBSON)
- 2.13 [Discuss contracting for external trainer/coaches for implementation of Early Childhood Pyramid Model for Promoting Social/Emotional Competence in preschool programs operated by school districts and Head Start programs](#) (MELODY HOBSON)
- 2.14 [Discuss conditional approval to operate for the 2013-14 school year for The Hills Montessori School, under Rule 14 \(92 NAC 14\), Regulations and Procedures for the Legal Operation of Approved Nonpublic Schools](#) (FREIDA LANGE)
- 2.15 [Discuss conditional approval to operate for the 2013-14 school year for Uta Halee Academy Program, under Rule 18 \(92 NAC 18\), Interim-Program Schools in County Detention Homes, Institutions, and Juvenile Emergency Shelters](#) (FREIDA LANGE and DENNIS McGUIRE)
- 2.16 Select a State Board Member to serve as an evaluator for the Ann Mactier Leadership for Learning Award (PRESIDENT TIMM)
- 2.17 [Discuss the contract with Catapult Learning to develop and deliver a customized professional development series designed to provide Nebraska Career Education teachers with strategies they can utilize in their classroom that will improve students' academic literacy within Career Technical Education \(CTE\) areas](#) (DONLYNN RICE, RICH KATT and CORY EPLER)

3. PRESENTATIONS (NONE)

FRIDAY, AUGUST 9, 2013 – 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 [June 6-7, 2013, Lincoln, Nebraska](#)
3. APPROVAL OF AGENDA for August 9, 2013
 - 3.1 Commissioner’s recommendations
4. PUBLIC PARTICIPATION
 - 4.1 Request for appearance
 - 4.1.1 Common Core (RALPH BODIE)
 - 4.2 Public Comment Period
5. HEARINGS (11:00 a.m.)
 - 5.1 Hearing in NDE Case No. 13-12, *Commissioner vs. Adam Jones*
 - 5.2 Hearing in NDE Case No. 13-13, *Commissioner vs. Gerald Dorn*
6. EXECUTIVE SESSION –if needed
7. ACTION ITEMS
 - 7.1 Accept the Stakeholder Engagement Report for the search for a new Commissioner (PRESIDENT TIMM)
 - 7.2 Approve the Position Profile for the search for a new Commissioner (PRESIDENT TIMM)
 - 7.3 [Approve timeline for Nebraska Academic Standards review for College and Career Readiness](#) (DONLYNN RICE)

- 7.4 [Authorize the Deputy Commissioner to approve the hearing draft for the repeal of Rule 45 \(92, NAC 45\), Regulations for Vocational Student Organizations and to set a time and place for the hearing and appoint a hearing official to conduct a hearing on behalf of the State Board](#) (DONLYNN RICE and RICH KATT)
- 7.5 [Consider approval of the proposed regulation, Title 92, Nebraska Administrative Code, Chapter 47, Nebraska Career Academies](#) (DONLYNN RICE and RICH KATT)
- 7.6 [Grant the Deputy Commissioner the authority to contract for a State Advisor for HOSA \(Future Health Professionals\) and Future Educators Association career student organizations](#) (DONLYNN RICE and RICH KATT)
- 7.7 [Grant the Deputy Commissioner the authority to contract with Research Triangle Institute to conduct an evaluation study of Nebraska Career Education](#) (DONLYNN RICE and RICH KATT)
- 7.8 [Approve the proposed revisions to Title 92, Nebraska Administrative Code, Chapter 81 \(92 NAC 81\), Rules and Regulations for the High School Equivalency Program](#) (VICKI BAUER and SHARON KATT)
- 7.9 [Approve a hearing draft of the proposed revisions to Rule 23 \(92 NAC 23\), Regulations for the Basic Skills Competency Testing of Teachers and Administrators and grant the Deputy Commissioner authority to set a time and place for the hearing, and to appoint a hearing official to conduct the hearing on behalf of the State Board](#) (KEVIN PETERS and SHARON KATT)
- 7.10 [Approve the 2013-2014 Educator Preparation programs in Nebraska colleges and universities](#) (SHARON KATT and PAT MADSEN)
- 7.11 [Approve Early Childhood programs established by public schools and Educational Service Units](#) (MELODY HOBSON)
- 7.12 [Authorize the Deputy Commissioner to approve contracts for external trainer/coaches for implementation of Early Childhood Pyramid Model for Promoting Social/Emotional Competence in preschool programs operated by school districts and Head Start programs](#) (MELODY HOBSON)
- 7.13 [Grant conditional approval to operate for the 2013-14 school year for The Hills Montessori School, under Rule 14 \(92 NAC 14\), Regulations and Procedures for the Legal Operation of Approved Nonpublic Schools](#) (FREIDA LANGE)
- 7.14 [Grant conditional approval to operate for the 2013-14 school year for Uta Halee Academy Program, under Rule 18 \(92 NAC 18\), Interim-Program Schools in County Detention Homes, Institutions, and Juvenile Emergency Shelters](#) (FREIDA LANGE and DENNIS McGUIRE)

- 7.15 [Consider the PPC's Recommended Decision in NDE Case No. 13-12, Commissioner vs. Adam Jones](#) (LESLIE DONLEY)
 - 7.16 Consider the PPC's Recommended Decision in NDE Case No. 13-13, *Commissioner vs. Gerald Dorn* (LESLIE DONLEY)
 - 7.17 Consider the Hearing Officer's Recommended Decision in Option Enrollment Case No. 13-10 *Pirnie v. North Platte Public Schools* (MARGARET WORTH)
 - 7.18 [Grant the Deputy Commissioner the authority to contract with Catapult Learning to develop and deliver a customized professional development series designed to provide Nebraska Career Education teachers with strategies they can utilize in their classroom that will improve students' academic literacy within Career Technical Education \(CTE\) areas](#) (DONLYNN RICE, RICH KATT and CORY EPLER)
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 requests from school districts for payment of half of their 2013/14 State Aid, pursuant to State Statute Section 79-1033](#) (RUSS INBODY and BRYCE WILSON)
- 8.5 Grants
 - 8.5.1 [Authorize the Deputy Commissioner to approve continuation grants to fund Nebraska Early Learning Connection professional development activities](#) (MELODY HOBSON)
 - 8.5.2 [Authorize the Deputy Commissioner to approve McKinney-Vento Homeless Education Assistance grants to eleven school districts](#) (DIANE STUEHMER and CATHY MOHNIKE)
 - 8.5.3 [Authorize the Deputy Commissioner to provide a continuation grant to Building Bright Futures D2 Center](#) (DONLYNN RICE and RICH KATT)

- 8.5.4 [Authorize the Deputy Commissioner to award a continuation Perkins Innovation grant to Papillion-La Vista School District to conduct the reVISION career education program evaluation](#) (DONLYNN RICE and RICH KATT)

- 8.6 Contracts
 - 8.6.1 [Grant the Deputy Commissioner the authority to continue to contract with the University of Nebraska Medical Center to continue the statewide evaluation work for the 21st Century Community Learning Centers Grant Program](#) (MARY ANN LOSH, KAREN STEVENS and JAN HANDA)
 - 8.6.2 [Grant the Deputy Commissioner the authority to continue to contract for No Child Left Behind \(NCLB\), Title IV, Part-B program support](#) (MARY ANN LOSH)
 - 8.6.3 [Grant the Deputy Commissioner the authority to continue to contract with the University of Nebraska-Lincoln to conduct a study of the effectiveness of the NeModel of Positive Behavioral Interventions and Supports \(PBIS\) training program](#) (MARY ANN LOSH and JOLENE PALMER)
 - 8.6.4 [Grant the Deputy Commissioner the authority to approve an amendment to The Abilities Fund contract to extend the end date through September 30, 2013 to coincide with the Vocational Rehabilitation federal fiscal year](#) (MARK SCHULTZ)
 - 8.6.5 [Grant the Deputy Commissioner the authority to continue to contract for assistance with providing education services to youth with disabilities in correctional facilities and out-of-home placements](#) (GARY SHERMAN and CAROL McCLAIN)
 - 8.6.6 [Grant the Deputy 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)
 - 8.6.7 [Grant the Deputy Commissioner the authority to approve the renewal of the E-Rate Specialist sharing agreement between the Nebraska Department of Education \(NDE\) and Office of the Chief Information Officer \(OCIO\)](#) (BRENT GASWICK)

- 8.7 Leases (NONE)

- 8.8 Committees
 - 8.8.1 [Approve two Nebraska State Independent Living Council \(NESILC\) members, reappoint five NESILC members and appoint a Nebraska Vocational Rehabilitation designated state representative](#)
(MARK SCHULTZ and ANGELA FUJAN)
 - 8.8.2 [Notification of vacancies on the Special Education Advisory Council \(SEAC\)](#) (GARY SHERMAN and ANN BIRD)
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 Deputy 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
 - [National Association of State Boards of Education \(NASBE\) New Board Member Institute, July 26-27, 2013, Arlington, Virginia](#)
 - [National Association of State Boards of Education \(NASBE\) Annual Conference July 28-30, 2013, Arlington, Virginia](#)
 - [Administrators' Days, July 31-August 2, 2013, Younes Conference Center, Kearney, Nebraska](#)
 - Discuss program change for Nebraska Association of School Boards (NASB)/NASA State Education Conference, State Board Roundtable Discussion, November 22, 2013 10:30 a.m. – 11:30 a.m., LaVista Conference Center, LaVista, Nebraska
 - 10.4 State Accountability Ad Hoc Committee report
 - 10.5 Legislative Committee report
 - 10.6 Policy Committee report
 - 10.7 Commissioner Search Committee report
 - 10.8 Standards 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 Deputy Commissioner](#)
 - 11.3 [State Board Policy B16, "Membership in Associations" for review](#)
(MARGARET WORTH)
 - 11.4 Appointment of State Board Member to the Blue Ribbon Panel
(PRESIDENT TIMM)

ADJOURNMENT – The next regularly scheduled meeting of the State Board of Education will be held on Friday, September 6, 2013 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, September 5, 2013 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 July 29, 2013. 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.*