

**NEBRASKA STATE BOARD OF EDUCATION  
MEETING AGENDA**

**June 6-7, 2013**

*(Revised: June 4, 2013)*

**Location:** This meeting will be held by video conferencing at the following sites:

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

**and**

**Conference Room  
ESU 16, North Platte Office  
1221 West 17<sup>th</sup> Street  
North Platte, NE 69101**

**Web Streaming:** Live web streaming will be available through the State Board of Education website: [www.education.ne.gov/StateBoard/](http://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](http://www.education.ne.gov/StateBoard/Agendas.html)

**Lunch:** On June 7, 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, JUNE 6, 2013- COMMITTEE MEETINGS**

LEGISLATIVE COMMITTEE MEETING (11:00 a.m. – 12:00 p.m.) (Conference Room C)

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)

**THURSDAY, JUNE 6, 2013 – WORK SESSION**

**(Agenda items listed on the work session agenda not completed by adjournment will be carried over to June 7, 2013).**

1. CALL TO ORDER (1:00 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](#) (1:00 – 3:00 p.m.) (PRESIDENT TIMM, MARK QUANDAHL and GARY SOLOMON, CEO, PROACT)
  - 2.2 Legislative Update (BRIAN HALSTEAD)
    - 2.2.1 State
    - 2.2.2 Federal
  - 2.3 [Discuss the proposed revisions to Title 93, Nebraska Administrative Code, Chapters 1-16, Nebraska Department of Education Personnel Rules](#) (JOEL SCHERLING)
  - 2.4 [Discuss classification of the schools as accredited to operate for the 2013-2014 school year in accordance with the provisions of Rule 10, \(92 NAC 10\), Regulations and Procedures for the Accreditation of Schools](#) (FREIDA LANGE)
  - 2.5 [Discuss approval of grant awards to selected school districts for the Nebraska Early Childhood Education Grant Program for Children ages 3 to 5](#) (MELODY HOBSON)
  - 2.6 [Discuss a contract to employ an additional Assistant Commissioner during the time the Deputy Commissioner is responsible for carrying out both his and the Commissioner's duties](#) (COMMISSIONER BREED and DEPUTY COMMISSIONER SWISHER)
  - 2.7 [Discuss the proposed hearing draft of Rule 47, \(92 NAC 47\), Nebraska Career Academies](#) (DONLYNN RICE and RICH KATT)

- 2.8 [Discuss the contract to provide leadership training and state officer coordination for the Nebraska Career Student Organizations](#) (DONLYNN RICE and RICH KATT)
  - 2.9 [Discuss the continuation of a contract for services as the State Director for Agriculture, Food and Natural Resources Career Field](#) (DONLYNN RICE and RICH KATT)
  - 2.10 [Discuss the contract with Growing Leaders, Inc. to provide leadership and skills training for Career and Technical Education teachers](#) (DONLYNN RICE and CORY EPLER)
  - 2.11 [Visual and Performing Arts Update](#) (DONLYNN RICE and DEBBIE DeFRAIN)
  - 2.12 [Discuss the purchase of hardware and software needed to implement the District Dashboards funded through the Statewide Longitudinal Data System 2012 federal grant](#) (MARILYN PETERSON and DEAN FOLKERS)
  - 2.13 [Discuss a hearing draft of proposed revisions to Rule 81, \(92 NAC 81\), Rules and Regulations for the High School Equivalency Program](#) (SHARON KATT and VICKI BAUER)
3. PRESENTATIONS (NONE)

**FRIDAY, JUNE 7, 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 [May 6-7, 2013, Lincoln, Nebraska](#)
3. APPROVAL OF AGENDA for June 7, 2013
  - 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 Authorize President Timm and the Search Committee to develop and implement a plan of work with PROACT Search for the search for a new Commissioner consistent with the State Board’s discussion at the June 6, 2013 Work Session (PRESIDENT TIMM and MARK QUANDAHL)
  - 7.2 [Consider approval of the proposed revisions to Title 93, Nebraska Administrative Code, Chapters 1-16, Nebraska Department of Education Personnel Rules](#) (JOEL SCHERLING)
  - 7.3 Authorize the Commissioner to pay annual dues for the [National Association on State Boards of Education \(NASBE\)](#); [Council of Chief State School Officers \(CCSSO\)](#); [CCSSO - State Collaboratives on Assessment and Student Standards \(SCASS\)](#) and [State Consortium for Effective Educators \(SCEE\)](#) (COMMISSIONER BREED)
  - 7.4 [Approve accreditation of the schools for the 2013-2014 school year in accordance with the provisions of Rule 10, \(92 NAC 10\), Regulations and Procedures for the Accreditation of Schools](#) (FREIDA LANGE)
  - 7.5 [Consider the Hearing Officer’s Recommended Decision in NDE Case No. 13-01, Melissa Converse v. Commissioner](#) (LESLIE DONLEY)
  - 7.6 [Adjust the boundaries of ESU 6 and ESU 18 to reflect the boundaries of member school districts](#) (BRIAN HALSTEAD)
  - 7.7 [Authorize the Commissioner to approve grant awards to selected school districts for the Nebraska Early Childhood Education Grant Program for Children ages 3 to 5](#) (MELODY HOBSON)
  - 7.8 [Authorize the Commissioner to enter into a contract to employ an additional Assistant Commissioner during the time the Deputy Commissioner is responsible for carrying out both his and the Commissioner’s duties](#) (COMMISSIONER BREED and DEPUTY COMMISSIONER SWISHER)
  - 7.9 [Authorize the Commissioner to approve a hearing draft of Rule 47, \(92 NAC 47\), Nebraska Career Academies, to set a hearing date and appoint a hearing official to conduct a hearing on behalf of the State Board](#) (DONLYNN RICE and RICH KATT)
  - 7.10 [Grant the Commissioner the authority to contract to provide leadership training and state officer coordination for the Nebraska Career Student Organizations](#) (DONLYNN RICE and RICH KATT)

- 7.11 [Grant the Commissioner the authority to continue to contract with the Board of Regents of the University of Nebraska, on behalf of the University of Nebraska-Lincoln for services as the State Director for Agriculture, Food and Natural Resources Career Field](#) (DONLYNN RICE and RICH KATT)
  - 7.12 [Grant the Commissioner the authority to contract with Growing Leaders, Inc. to provide leadership and skills training for Career and Technical Education teachers](#) (DONLYNN RICE and CORY EPLER)
  - 7.13 [Authorize the purchase of hardware and software needed to implement the District Dashboards funded through the Statewide Longitudinal Data System 2012 federal grant](#) (MARILYN PETERSON and DEAN FOLKERS)
  - 7.14 [Approve a hearing draft of proposed revisions to Rule 81, \(92 NAC 81\), Rules and Regulations for the High School Equivalency Program, and authorize the Commissioner to set a date, time and place for the hearing and to appoint a hearing official to conduct a hearing on behalf of the State Board](#) (SHARON KATT and VICKI BAUER)
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 FY 2014 Vocational Rehabilitation State Plan](#) (MARK SCHULTZ)
  - 8.4.3 [Appoint a Hearing Officer in NDE Case No. 13-09, \*Matkia Montgomery v. Commissioner\*](#) (LESLIE DONLEY)
  - 8.4.4 Grant the Commissioner the authority to assign a Hearing Official to Option Enrollment Case No. 13-10, *Pirnie v. North Platte Public Schools* (MARGARET WORTH)
  - 8.4.5 [Reaffirm State Board Policy G20, "Model Policy to Prevent Dating Violence"](#) (REBECCA VALDEZ)

- 8.4.6 [Approve FY 2014-16 State Plan for Independent Living](#)  
(MARK SCHULTZ and ANGELA FUJAN)
- 8.4.7 [Grant the Commissioner the authority to pay annual dues for the Education Commission of the States \(ECS\)](#) (COMMISSIONER BREED)

8.5 Grants

- 8.5.1 [Grant the Commissioner the authority to accept, upon notification, the year three award of a NASA Summer of Innovation Cooperative Agreement of up to \\$150,000 and to grant sub-awards in the amounts of up to \\$96,869 to the University of Nebraska-Lincoln and up to \\$20,350 to the University of Nebraska-Omaha to deliver robotics, aviation and cosmic connections content, and a sub-award of \\$18,792 to the University of Nebraska Medical Center for program evaluation](#) (MARY ANN LOSH, KIM LARSON and JAN HANDA)

8.6 Contracts

- 8.6.1 [Grant the Commissioner the authority to continue to contract with TransACT Communications for an annual license for a statewide, unlimited-use subscription to their 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 21<sup>st</sup> Century Community Learning Centers grant program](#) (MARY ANN LOSH and KAREN STEVENS)
- 8.6.3 [Grant the Commissioner the authority to continue to contract with the American Institutes for Research for assistance with implementation of the Positive Behavior & intervention Support \(PBIS\) grant](#) (MARY ANN LOSH and JOLENE PALMER)
- 8.6.4 [Grant the Commissioner the authority to approve an amendment with Colyar Consulting Group, Inc. contract](#) (DIANE STUEHMER and BEV BENES)
- 8.6.5 [Grant the Commissioner the authority to continue to contract for the purpose of collecting post school outcomes data on students with disabilities](#) (GARY SHERMAN and RITA HAMMITT)
- 8.6.6 [Grant the Commissioner the authority to continue to contract for assistance with the Improving Learning for Children with Disabilities \(ILCD\) website and data collection process](#) (GARY SHERMAN and JEANNE HEASTON)

- 8.6.7 [Grant the Commissioner the authority to continue to contract for assistance with meeting requirements of the Individuals with Disabilities Act \(IDEA\)](#) (GARY SHERMAN and BETH WIERDA)
- 8.6.8 [Grant the Commissioner the authority to continue to contract for assistance with the implementation of the Nebraska State Plan for Education of Children who are Deaf and Hard of Hearing](#) (GARY SHERMAN and TERESA COONTS)
- 8.6.9 [Grant the Commissioner the authority to continue to contract with Education Measurement for assessment and accountability services](#) (VALORIE FOY)

8.7 Leases

- 8.7.1 [Grant the Commissioner authority to renew the lease between the Department of Administrative Services, State Building Division and the Department of Education's Division of Vocational Rehabilitation Services, Assistive Technology Partnership for office space in Omaha, NE at 1313 Farnam on the Mall](#) (RUSS INBODY and MARK SCHULTZ)
- 8.7.2 [Grant the Commissioner authority to renew the lease between the Department of Administrative Services, State Building Division and the Department of Education's Division of Vocational Rehabilitation Services for office space in Omaha, NE at 1313 Farnam on the Mall](#) (RUSS INBODY and MARK SCHULTZ)
- 8.7.3 [Grant the Commissioner authority to renew the lease between the Department of Administrative Services, State Building Division and the Department of Education's Division of Vocational Rehabilitation Services for office space in North Platte, NE at 200 South Silber](#) (RUSS INBODY and MARK SCHULTZ)
- 8.7.4 [Grant the Commissioner authority to renew the lease between the Department of Administrative Services, State Building Division and the Department of Education for office space in Lincoln, NE at 301 Centennial Mall South](#) (RUSS INBODY)

8.8 Committees

- 8.8.1 [Approve the new/reappointed members/alternates who have been nominated for NCTE membership](#) (SHARON KATT and PAT MADSEN)
- 8.8.2 [Approve the reappointment of Teresa Hawk to serve another term on the State Committee for the Reorganization of School Districts](#) (RUSS INBODY)

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
    - [Administrators' Days, July 31-August 2, 2013, Younes Conference Center, Kearney, Nebraska](#)
  - 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](#)
  - 10.4 Select the Nebraska voting delegate and alternate for the 2013 Annual NASBE Annual Conference July 28-30, 2013 in Arlington, Virginia (PRESIDENT TIMM)
  - 10.5 [Discuss NASBE Proposed Changes to the Bylaws](#) (PRESIDENT TIMM)
  - 10.6 [Discuss NASBE Public Education Positions](#) (PRESIDENT TIMM)
  - 10.7 State Accountability Ad Hoc Committee report
  - 10.8 Legislative Committee report
  - 10.9 Policy Committee report
  - 10.10 Commissioner Search 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 B15, "Board Minutes" for review](#) (MARGARET WORTH)

ADJOURNMENT – The next regularly scheduled meeting of the State Board of Education will be held on Friday, August 9, 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, August 8, 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 May 24, 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](http://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.*