

Board Planning Session – Minutes of Meeting

August 5, 2015 1:30 PM
Vocational Rehabilitation Conference Room
Nebraska State Office Building
Lincoln, Nebraska

1. CALL TO ORDER

1.1. Roll Call

President Wise called the meeting to order at 1:32 p.m.

Attendance Taken at 1:32 PM:

Present Board Members:

Rachel Wise

Glen Flint

Lillie Larsen

John Witzel

Molly O'Holleran

Patricia Timm

Maureen Nickels

Patrick McPherson

Commissioner Blomstedt was also present.

1.2. Announcement of the placement of the Open Meetings Act information

2. COMMISSIONER'S OVERVIEW: PLANNING SESSION AGENDA

Commissioner Blomstedt provided an overview of the Planning Session.

3. DEMONSTRATION AND TRAINING ON CHROMEBOOKS FOR BOARD MEMBERS

Brent Gaswick, Department of Education representative, provided training on Chromebook for Board member use.

4. OVERVIEW OF BOARD PURPOSES, PROCESSES, AND RESPONSIBILITIES

Commissioner Blomstedt provided an overview of the Board purposes, processes, and responsibilities.

5. OVERVIEW OF AGENCY PURPOSES, PROCESSES, AND RESPONSIBILITIES

Commissioner Blomstedt provided an overview of agency purposes, processes, and responsibilities.

6. ADJOURNMENT. President Wise adjourned the session at 5:15 p.m.

State Board of Education Work Session Minutes of Meeting

August 6, 2015 1:30 PM
State Board Meeting Room
State Office Building, Sixth Floor
301 Centennial Mall South
Lincoln, NE 68509-4987

1. CALL TO ORDER

1.1. Roll Call

Attendance Taken at 1:30 PM:

Present Board Members:

Rachel Wise

Glen Flint

Lillie Larsen

John Witzel

Molly O'Holleran

Patricia Timm

Maureen Nickels

Patrick McPherson

Commissioner Blomstedt was also present.

1.2. Announcement of the placement of the Open Meetings Act information

2. BOARD REPORTS, DATES AND DISCUSSION ITEMS

2.1. Meeting participation and joint meetings with policy partners

Board Members shared their attendance and participation at various meeting during the last two months.

2.2. Approve request for meeting attendance

Board attendance at the NASB area meetings was discussed. The Board will plan to present on AQuESTT at the area meetings.

3. COMMISSIONER'S REPORT AND AGENDA OVERVIEW

Commissioner Blomstedt reviewed the Consent Agenda process.

4. DISCUSSION OF ACTION ITEMS

- 4.1.** Melody Hobson, Department of Education representative, discussed approval of early childhood education programs established by public school districts and Educational Service Units in accordance with the provisions of Rule 11 (92 NAC 11), Regulations for Early Childhood Education Programs
- 4.2.** Freida Lange, Department of Education representative, discussed conditional approval under Rule 14 (92 NAC 14), Regulations and Procedures for the Legal Operation of Approved Nonpublic Schools, for the following applicant Non Public schools to operate in the 2015-16 school year.
- 4.3.** Todd Chessmore, Superintendent of Schools, discussed the requests from Cody-Kilgore Public Schools and Arthur County Schools to waive physical education requirements found in Rule 10, Section 004.03A9

Brian Halstead, Assistant Commissioner; Freida Lange and Julane Hill, Department of Education representatives, discussed the requests from Cody-Kilgore Public Schools.

- 4.4.** Sharon Katt and Pat Madsen, Department of Education representatives, discussed approval of the 2015-16 Educator Preparation Programs.
- 4.5.** Sharon Katt, Department of Education representative, discussed a Hearing Draft of Rule 22 (92 NAC 22) Regulations Governing the Master Teacher Program
- 4.6.** Scott Summers, Department of Education representative, discussed proposed hearing draft of Rule 19, (92 NAC 19), Regulations Regarding School Enrollment.
- 4.7.** Diane Stuehmer, Department of Education representative, discussed approval of the ESEA (Elementary and Secondary Education Act) Section 1003(g) FY 2014 School Improvement Grants (SIG). These grants will be funded with FY 2014 School Turnaround Grant Funds
- 4.8.** Diane Stuehmer, Department of Education representative, discussed approval of McKinney-Vento Homeless Education Assistance grants for the 2015-16 school year.
- 4.9.** Melody Hobson, Department of Education representative, discussed continuing the contract for coaching, training, and/or administration of program assessment measures

5. COMMITTEE REPORTS AND OTHER ITEMS FOR DISCUSSION

5.1. LEGISLATION

5.1.A. Legislative Committee report

Rachel Wise, Chair, reported on the meeting of the Legislative Committee. Proposed legislative agenda ideas should be given to President Wise by October, 2015. Brian Halstead, Assistant Commissioner, provided additional information on the elements of ESEA proposals.

5.1.B. Public Comment

No public comment was given.

5.2. AQuESTT Update

5.2.A. Data and Continuous Improvement Committee Report

Patricia Timm, Chair, provided a report on the data and Continuous Improvement Committee meeting. Commissioner Blomstedt also provided information on the topic.

5.2.B. TEACHING AND LEARNING

5.2.B.1. College & Career Ready

Lillie Larsen provided an overview and report on the College and Career Ready standards efforts.

5.2.B.1.1. Nebraska Mathematics Standards: Revision update

Cory Epler and Deb Romanek, Department of Education representatives, provided a Nebraska Mathematics Standards: Revision update

5.2.B.1.1.1. Public Comment

- Linda Black, Industry Cluster Program Manager, Nebraska Department of Economic Development, speaking in support of math standards as employment ready standards

5.2.B.1.1.1.1. Request for Appearance

- Matt Larsen, k-12 curriculum specialist for mathematics in Lincoln Public Schools, speaking on his own behalf, in support of the proposed math standards
- Henry Burke, speaking in opposition to Nebraska math standards

5.2.B.2. Assessment

5.2.B.2.1. Assessment Report/Discussion

John Moon, Valorie Foy, and Jeremy Heneger, Department of Education representatives, provided information on Assessment, NeSA Results, security breaches, and the future of assessment

5.2.C. STUDENT SUCCESS AND ACCESS

No report.

5.3. POLICY

5.3.A. Policy Committee Report

Lillie Larsen, Chair, provided a report of the Policy Committee meeting.

5.3.A.1. Discuss proposed revisions to State Board Policy B5, "Board Committees"

5.4. Commissioner's Appraisal Committee Report

Rachel Wise, Chair, provided a report of the Commissioner's Appraisal Committee meeting. The Commissioner will provide his report to the Board during the business meeting on Friday, August 7.

6. ADJOURNMENT, President Wise adjourned the work session at 5:05 p.m.

State Board of Education Meeting Notification and Agenda

August 7, 2015 9:00 AM
State Board Meeting Room
State Office Building, Sixth Floor
301 Centennial Mall South
Lincoln, NE 68509-4987

1. CALL TO ORDER

1.1. Roll Call

Attendance Taken at 9:01 AM:

Rachel Wise
Glen Flint
Lillie Larsen
John Witzel
Molly O'Holleran
Patricia Timm - Absent
Maureen Nickels
Patrick McPherson
Commissioner Blomstedt was also present.

1.2. Pledge of Allegiance

1.3. Announcement of the placement of the Open Meetings Act information

2. APPROVAL OF THE MINUTES

2.1. Approval of the minutes of the June 4, 2015 State Board of Education AQuESTT and Board Planning Session meeting as published passed with a motion by Maureen Nickels and a second by Lillie Larsen.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

2.2. Approval of the minutes of the June 4-5, 2015 State Board of Education meeting as published passed with a motion by John Witzel and a second by Maureen Nickels.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

3. APPROVAL OF AGENDA

3.1. Approval of the Agenda with the Commissioner's recommendation to remove Item 8.4.D. passed with a motion by Lillie Larsen and a second by Molly O'Holleran.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

4. PUBLIC COMMENT PERIOD

- Deb Andrews, speaking to behavior questions
- Jay Sears, Nebraska State Education Association, speaking in support of Action Items 7.11 and 7.12

4.1. REQUEST FOR APPEARANCE - None

5. HEARINGS

5.1. Hearing in NDE Case No. 15-09, In the Matter of Mary Rittenburg

A hearing In The Matter of Mary Rittenburg, NDE Case No. 15-09 was called to order at 10:10 a.m. by President Rachel Wise.

Kathy Vontz, appeared on behalf of the Nebraska Professional Practices Commission, recommending that Petitioner be allowed to reapply for a teaching certificate.

The Petitioner was not present nor represented by counsel.

The Respondent was represented by legal counsel, Brian Halstead, in support of the recommendation.

The hearing was closed at 10:13 a.m.

5.2. Hearing in NDE Case No. 15-10, Commissioner v. Brooks

A hearing in Commissioner v. Brooks, NDE Case No. 15-10, was called to order at 10:14 a.m. by President Rachel Wise.

Kathy Vontz, appeared on behalf of the Nebraska Professional Practices Commission, recommending a one year suspension of the Respondent's teaching certificate.

The Respondent was not present nor represented by counsel.

President Wise closed the hearing at 10:17 a.m.

5.3. Hearing in NDE Case No. 15-11, Commissioner v. Jordan

A hearing in Commissioner v. Jordan, NDE Case 15-11, was called to order at 10:17 a.m., by President Rachel Wise.

Kathy Vontz, appeared on behalf of the Nebraska Professional Practices Commission, recommending a one year suspension of the Respondent's teaching certificate.

Brian Halstead appeared on behalf of the Petitioner, in support of the recommendation.

The Respondent was not present nor represented by counsel.

President Wise closed the hearing at 10:22 a.m.

5.4. Hearing in NDE Case No. 15-12, Commissioner v. Urwiler

A hearing in Commissioner v. Urwiler, Case No. 15-12, was called to order at 10:22 a.m. by President Rachel Wise.

Kathy Vontz, representing the Nebraska Professional Practice Commission, recommending that the certificate of Ann Urwiler be revoked for a period of five years, beginning January 22, 2015.

Brian Halstead, appearing on behalf of the Commissioner, was in support of the PPC recommendation to revoke the certificate of the Respondent.

Respondent was present and represented by counsel, Mark McGuire, asking for consideration of a lesser length of time for revocation.

President Wise adjourned the hearing at 10:38 a.m.

5.5. Hearing in NDE Case No. 15-13, Commissioner v. Mohrmann

A hearing in NDE Case No. 15-13, Commissioner v. Mohrmann, was called to order at 10:38 a.m. by President Rachel Wise.

Kathy Vontz, appeared on behalf of the Professional Practices Commission, recommending a revocation of the certificate for 10 years.

Brian Halstead, appeared on behalf of the Commissioner, in support the recommendation, specifically for a minimum revocation of 5 years.

The Respondent was not present nor represented by counsel.

President Wise adjourned the hearing at 10:50 a.m.

6. EXECUTIVE SESSION

6.1. Executive Session Items and monthly updates of contested cases and litigation

Motion Passed: To move into Executive Session to deliberate and receive advice from Legal Counsel on contested cases at 9:50 a.m. passed with a motion by Lillie Larsen and a second by Molly O'Holleran.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

The Board moved into Executive Session to deliberate and receive advice from Legal Counsel on contested cases at 9:50 a.m.

Motion Passed: To adjourn the executive session of the Board and return to the regular business meeting of the board at 11:35 a.m. passed with a motion by Lillie Larsen and a second by Patrick McPherson.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes

Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

The executive session of the Board was adjourned and returned to the regular business meeting of the board at 11:35 a.m.

7. ACTION ITEMS

7.1. Consider the Hearing Officer's Recommended Decision in NDE Case No. 15-06, *Montgomery v. Commissioner*

Motion Passed: To move in *Matkia Montgomery v. Commissioner*, NDE Case No. 15-06, that this Board adopt the Findings of Fact, Conclusions of Law and the Recommendation of the Hearing Officer, granting Petitioner's request to participate in pre-student teaching activities, and to adopt the Final Order proposed by Legal Counsel passed with a motion by Glen Flint and a second by Patrick McPherson.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

7.2. Consider the PPC's Recommended Decision in NDE Case No. 15-09, *In the Matter of Reinstatement of Mary Rittenburg*

Motion Passed: To move *In the Matter of the Reinstatement of Mary L. Rittenburg*, NDE Case No. 15-09, that this Board adopt the Findings of Fact, Conclusions of Law and the Recommendation of the Nebraska Professional Practices Commission, granting Petitioner's request to apply for a teaching certificate, and to adopt the Final Order proposed by Legal Counsel passed with a motion by John Witzel and a second by Molly O'Holleran.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

**7.3. Consider the PPC's Recommended Decision in NDE Case No. 15-10,
Commissioner v. Brooks**

Motion Passed: To move in Commissioner v. Jolie A. Brooks, NDE Case No. 15-10, that this Board adopt the Findings of Fact, Conclusions of Law and the Recommendation of the Nebraska Professional Practices Commission, suspending Respondent's teaching certificate for one year, and to adopt the Final Order proposed by Legal Counsel passed with a motion by Molly O'Holleran and a second by Lillie Larsen.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

**7.4. Consider the PPC's Recommended Decision in NDE Case No. 15-11,
Commissioner v. Jordan**

Motion Passed: To move in Commissioner v. Vicky L. Jordan, NDE Case No. 15-11, that this Board adopt the Findings of Fact of the Nebraska Professional Practices Commission. However, this Board rejects the Conclusions of Law and the Recommendation of the Commission, which sought to suspend Respondent's teaching certificate for one year, and to adopt the Final Order proposed by Legal Counsel passed with a motion by Glen Flint and a second by Patrick McPherson.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	No
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	No
Patrick McPherson	Yes

**7.5. Consider the PPC's Recommended Decision in NDE Case No. 15-12,
Commissioner v. Urwiler**

Motion Passed: To move in Commissioner v. Ann Urwiler, NDE Case No. 15-12, that this Board adopt the Findings of Fact, Conclusions of Law and the Recommendation of the Nebraska Professional Practices Commission, revoking Respondent's teaching certificate for a period of five years beginning July 11, 2014, and to adopt the Final Order proposed by Legal Counsel passed with a motion by Maureen Nickels and a second by Patrick McPherson.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

**7.6. Consider the PPC's Recommended Decision in NDE Case No. 15-13,
Commissioner v. Mohrmann**

Motion Passed: To move in Commissioner v. Anna M. Mohrmann [Graesser], NDE Case No. 15-13, that this Board adopt the Findings of Fact, Conclusions of Law and the Recommendation of the Nebraska Professional Practices Commission, revoking Respondent's teaching certificate for a period of ten years, and to adopt the Final Order proposed by Legal Counsel passed with a motion by Patrick McPherson and a second by Lillie Larsen.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

7.7. Motion Passed: To approve early childhood education programs established by public school districts and Educational Service Units in accordance with the provisions of Rule 11 (92 NAC 11), Regulations for Early Childhood Education Programs passed with a motion by Glen Flint and a second by John Witzel.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

7.8. Motion Passed: To conditionally approve under Rule 14 (Regulations and Procedures for the Legal Operation of Approved Nonpublic Schools) the applicant Non Public schools to operate in the 2015-16 school year passed with a motion by Molly O'Holleran and a second by Patrick McPherson.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

7.9. Motion Passed: To deny requests from Cody-Kilgore Public Schools and Arthur County Schools to waive physical education requirements found in Rule 10, Section 004.03A9 passed with a motion by Molly O'Holleran and a second by John Witzel.

Rachel Wise	Yes
Glen Flint	No
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

7.10. Motion Passed: To approve a hearing draft of Rule 19, Regulations Regarding School Enrollment, and authorize the Commissioner the authority to set a date, time, and place for the hearing, and to appoint a hearing official to conduct the hearing on behalf of the State Board passed with a motion by Patrick McPherson and a second by Glen Flint.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

7.11. Motion Passed: To approve a Hearing Draft of Rule 22, 92 NAC 22, Regulations Governing the Master Teacher Program, authorize the Commissioner to set a date, time, and place for the hearing, and to appoint a hearing official to conduct the hearing on behalf of the State Board passed with a motion by John Witzel and a second by Molly O'Holleran.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

7.12. Approve the 2015-16 Educator Preparation Programs

Motion Passed: To approve the 2015-16 Nebraska Educator Preparation Programs passed with a motion by Molly O'Holleran and a second by Glen Flint.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

8. APPROVAL OF CONSENT AGENDA

Motion Passed: To approve the Consent Agenda as amended passed with a motion by Lillie Larsen and a second by Patrick McPherson.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

9. SPECIAL PRESENTATIONS AND DISCUSSIONS

9.1. Commissioner's Appraisal Committee Report

Commissioner Blomstedt provided a report to the Board.

10. BOARD REPORTS, DATES AND DISCUSSION ITEMS

10.1. Motion Passed: To approve the requests for travel and meeting participation passed with a motion by Molly O'Holleran and a second by Lillie Larsen.

Rachel Wise	Yes
Glen Flint	Yes
Lillie Larsen	Yes
John Witzel	Yes
Molly O'Holleran	Yes
Patricia Timm	Absent
Maureen Nickels	Yes
Patrick McPherson	Yes

12. ADJOURNMENT - President Wise adjourned the meeting at 11:46 a.m. The next meeting of the Board will be September 3-4, 2015, in Lincoln, Nebraska.