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NEBRASKA STATE BOARD OF EDUCATION
Nebraska Department of Education
Minutes of Meeting
May 4-5, 2011

MINUTES OF THE WORK SESSION – Wednesday, May 4, 2011

The State Board of Education met for purposes of a work session on Wednesday, May 4, 2011, beginning at 1:00 p.m. The session was held at the State Office Building in the State Board Meeting Room in Lincoln, Nebraska. Publicized notice of the session was given by posting notice on the Department's website on the internet; emailed to news media requesting notification and posting a copy of the agenda in the Office of the Commissioner of Education, which gave the time, date and location of the meeting.

1. CALL TO ORDER

- 1.1 President Jim Scheer called the meeting to order at 1:05 p.m. Roll call showed the following Board members present: Jim Scheer, Mark Quandahl, Rebecca Valdez, Patricia Timm, Robert Evnen, Lynn Cronk, John Sieler, and Molly O'Holleran. Commissioner Breed was also present.
- 1.2 President Scheer announced the location of the Open Meetings Act.

2. DISCUSSION ITEMS

- 2.1 Rhonda Fleischer (ESU 9) Teresa Coonts, Department of Education representative, provided a Report on Regional Programs for Children Who are Deaf or Hard of Hearing. Michael Schenk, a student, shared his history in the program.
- 2.2 Teresa Coonts, Department of Education representative, and Sally Giitinger, Nebraska Center for the Education of Children Who are Blind or Visually Impaired, provided a report on the NCECBVI. John Sailors, student, shared his experience at NCECBVI.
- 2.3 Gary Sherman and Beth Wierda, Department of Education representatives, discussed the Individuals with Disabilities Education Act (IDEA) Parts B and C applications.

- 2.4 Brian Halstead, Assistant Commissioner, provided an update on State and Federal legislation. (Handouts: State Board of Education 2011 Legislative Session dated May 4-5, 2011 and CCSSO Summary dated 4/12/11).

Board members were reminded of the breakfast with senators Thursday morning, May 5. Members were encouraged to thank senators for passing LB 637 (includes ACT pilot funding) and asked to support LB 635 (accountability) next session.

- 2.5 Marilyn Peterson, Department of Education representative, discussed the memberships in CCSSO work groups.

Marilyn Peterson and Bev Benes, Department of Education representatives, discussed the resolution of support for the School Breakfast Challenge for school years 2011-12 and 2012-13.

- 2.8 Marilyn Peterson and Lori Henkenius, Department of Education representatives discussed the purchase of computer equipment and software as well as fees associated with the use of equipment and software.

- 2.9 Krista Kjeldgaard, Mary Ann Losh, and Dick Schoonover, Department of Education representatives, reported on Student Achievement Coordinator activities and Limited English Proficiency and Poverty Plans.

President Scheer called for a 10 minute break at 3:10 p.m. The meeting resumed at 3:20 p.m.

- 2.6 Donlynn Rice and Jim Havelka, Department of Education representatives, discussed a draft of the Nebraska Teacher and Principal Effectiveness Standards for public comment. (Handout: Power Point dated May 4, 2011 "Educator Effectiveness"). The Board will be asked to approve the draft for public comment on May 5, 2011.

- 2.7 Freida Lange and Rick Moses, Department of Education representatives, discussed the Interim-Program Schools for operation in 2011-12 under Rule 18 (92 NAC 18), *Interim-Program Schools in County Detention homes, Institutions, and Juvenile Emergency Shelters*.

- 2.10 Carol Rempp and Mary Ann Losh, Department of Education representatives, provided a report on Multicultural Education. (Handout: Information Packet: Multicultural Education Program)

- 2.11 Nancy Rowch and Mary Ann Losh, Department of Education representatives, provided an update on English Language Learners (ELL), Rule 15. (Handout: Rule 15 – Regulations for Limited English Proficiency Programs)
- 2.12 Sharon Katt and Kevin Peters, Department of Education representatives, discussed changes to Rule 21 (92 NAC 21) *Issuance of Certificates to Teach, Provide Special Services, and Administer in Nebraska Schools*.
- 2.13 Sharon Katt and Vicki Bauer, Department of Education representatives, provided an overview of a proposed funding agreement between Nebraska Workforce Development, Department of Labor (NWD-DOL) and the Nebraska Department of Education to receive Federal Workforce Investment Act Incentive Grant funds.
- 2.14 Sharon Katt, Department of Education representative, reviewed applications for the State Board appointed alternate member to the Nebraska Council on teacher Education (NCTE). The Board will be asked to select an alternate member during the business meeting on May 5, 2011.
- 2.15 Patricia Timm, State Board Member, discussed State Board policy G5, Policy for School Counseling. The Policy Committee recommends reaffirmation of the Board Policy G5 during the business meeting of the Board on May 5, 2011.

3. EXECUTIVE SESSION

Motion by Mark Quandahl, second by Patricia Timm: To move into Executive Session to evaluate the job performance of Commissioner Breed and to prevent needless injury to his reputation.

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen

The motion passed. At 5:10 p.m., the Board moved into Executive Session to evaluate the job performance of Commissioner Breed and to prevent needless injury to his reputation.

Motion by Patricia Timm, second by Lynn Cronk: To adjourn the Executive Session of the Board and return to the work session.

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen

The motion passed. At 5:35 p.m., the Board adjourned the Executive Session of the Board and returned to the work session.

Board Member John Sieler asked for clarification on the selection of the alternate representative for NCTE. Discussion followed.

There being no further business to come before the Board, President Scheer adjourned the meeting at 5:37 p.m.

MINUTES OF THE MEETING – Thursday, May 5, 2011

The State Board of Education met for purposes of a meeting on Thursday, May 5, 2011, beginning at 9:00 a.m. The meeting was held at the State Office Building in the State Board Meeting Room in Lincoln, Nebraska. Publicized notice of the session was given by posting notice on the Department's website on the internet; emailed to news media requesting notification and posting a copy of the agenda in the Office of the Commissioner of Education, which gave the time, date and location of the meeting.

1. CALL TO ORDER

- 1.1 President Jim Scheer called the meeting to order at 9:07 a.m. Roll call showed the following Board members present: Jim Scheer, Mark Quandahl, Patricia Timm, Robert Evnen, Lynn Cronk, John Sieler, Rebecca Valdez, Molly O'Holleran. Commissioner Breed was also present.
- 1.2 President Scheer led the Pledge of Allegiance.
- 1.3 President Scheer announced the location of the Open Meetings Act.

2. APPROVAL OF MINUTES

Motion by Patricia Timm, second by Mark Quandahl: To approve the minutes of the April 4-5, 2011, meeting.

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen

The motion passed.

3. APPROVAL OF AGENDA

Motion by Robert Evnen, second by John Sieler: To amend the Agenda by adding Action Item 7.12 as an emergency item to consider changing the July Work Session and State Board Meeting to July 12-13.

Board Member Evnen explained the nature of the emergency. Namely, Mr. Evnen became aware less than 24 hours prior to the May meeting that he would need to travel outside of the country on the dates set for the July Board meeting. Because there will be no June meeting, the only opportunity for the Board to consider changing the dates of the July meeting so that Mr. Evnen can attend is during the May Meeting.

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen

The motion passed.

Motion by Rebecca Valdez, second by Molly O'Holleran: To approve the agenda as amended.

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen

The motion passed.

4. PUBLIC COMMENT

4.2 Jay Sears, NSEA, expressing support for renewing the Commissioner's Contract; expressing support for Action Item 7.5, the draft document for teacher and principal standards, and continued teacher involvement in the work at NDE and the State Board.

7. ACTION ITEMS

7.1 No action taken.

7.2 No action taken.

7.3 Motion by Mark Quandahl, second by Patricia Timm: To offer Dr. Roger Breed a new contract for a one year period on the same terms as the previous contract, with the addition of six (6) vacation days, with no carryover option of those additional days.

Board members expressed their appreciation and satisfaction with the performance of Dr. Breed over the past year.

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen

The motion passed.

Dr. Breed expressed his appreciation for the latitude and support of the Board and looks forward to working with Board for another year.

Member Sieler left the meeting at 9:25 a.m.

- 7.4 Motion by Molly O'Holleran, second by Rebecca Valdez: To classify the list of Interim-Program Schools as approved to operate for the 2011-12 school year under Rule 18 (*Regulations and Procedures for the Approval of Interim-Program Schools in County Detention Homes, Institutions, and Juvenile Emergency Shelters*).

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen
Absent: Sieler

The motion passed.

- 7.5 Motion by Lynn Cronk, second by Molly O'Holleran: to approve a draft of the Nebraska Teacher and Principal Effectiveness Standards for public comment.

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen
Absent: Sieler

The motion passed.

- 7.6 Motion by Patricia Timm, second by Rebecca Valdez: To approve a hearing draft of Rule 21 (92 NAC 21) *Issuance of Certificates to Teach, Provide Special Services and Administer in Nebraska Schools* and to authorize commissioner to set a hearing date and appoint a hearing official.

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen
Absent: Sieler

The motion passed.

- 7.7 Motion by Rebecca Valdez, second by Lynn Cronk: To appoint Debra Harder as alternate member to the Nebraska Council on Teacher Education (NCTE).

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen
Absent: Sieler

The motion passed. Sharon Katt, Department of Education representative will notify the applicants and nominators of the Board selection.

Member Sieler returned to the meeting at 9:40 a.m.

7.8 Motion by Patricia Timm, second by Robert Evnen: To grant the commissioner the authority to approve the agreement between Nebraska Workforce Development, Department of Labor (NWD-DOL) and the Nebraska Department of Education to receive federal Workforce Investment Act incentive Grant funds.

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen

The motion passed.

7.9 Member Rebecca Valdez read the revised, proposed [resolution](#) in support of the School Breakfast Challenge.

Motion by Rebecca Valdez, second by John Sieler: To approve the revised resolution of support for the School Breakfast Challenge for school years 2011-2012 and 2012-13.

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen

The motion passed.

7.10 Motion by Patricia Timm, second by Molly O'Holleran: To reaffirm State Board Policy G5, Policy for School Counseling.

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen
Absent: Sieler

The motion passed.

7.11 Motion by Molly O'Holleran, second by Patricia Timm: To grant the Commissioner the authority to accept, upon notification, an award of a NASA Summer of Innovation Cooperative Agreement of up to \$750,000 and to grant a sub-award not to exceed \$110,000 to the University of Nebraska-Lincoln to deliver training on robotics content.

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen

The motion passed.

President Scheer called for a break at 10:05 a.m. The meeting resumed at 10:20 a.m.

- 7.12 Motion by Robert Evnen, second by Molly O'Holleran: To move the dates of the July State Board Work Session and Meeting from July 6 and 7 to July 12 and 13.

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen

The motion passed.

8. CONSENT AGENDA

Motion by Mark Quandahl, second by Robert Evnen: To approve the consent agenda as published.

Voting Yes: Cronk, Scheer, Quandahl, Valdez, Sieler, Timm, O'Holleran, Evnen

The motion passed.

9. PRESENTATION

- 9.1 Donlynn Rice, Deb Romanek and Tricia Parker, Department of Education representatives, demonstrated the Standards Instruction Tool – A Resource for Nebraska Educators.

10. COMMITTEE REPORTS

- 10.3 Patricia Timm reported on the Healthy Kids Conference at the Center for People in Need in Lincoln. Creighton Prep Perfect ACT recipients – Molly and John

Mark Quandahl reported on the April 28 mixer with OPS school board that he, Rebecca Valdez and John Sieler sponsored.

John Sieler informed the Board of the Jack Halstrom Friend of Education Award which was awarded to Dr. Breed on April 27.

Mark Quandahl and Molly O'Holleran reported on the recognition of students with perfect ACT scores held at Creighton Prep on May 3.

- 10.2 Lynn Cronk inquired about the opportunity for her, John Sieler, and Molly O'Holleran to travel to the NASBE New board member conference in July. All three were given permission to attend.

- 10.1 Commissioner Breed reminded and/or informed Board members of the College Access Summit on May 12; the June 7-8, Vision 2020 Summit for preparing teachers in the future; and the June 21 Platte Institute Conference.

10.4 Mark Quandahl reported on the legislative breakfast. The format for the breakfast in a separate room will be utilized next year during the legislative session.

10.5 Policy Committee report. Patricia Timm reported on the activities of the Policy Committee. President Scheer advised the Board that a retreat will be scheduled for September for goal development. President Scheer asked the Policy Committee to review Board Goals G9, G10 and B6 for the July meeting.

There being no further business to come before the Board, President Scheer adjourned the meeting at 11:15 a.m.

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RESOLUTION
Nebraska School Breakfast Challenge 2011-13

WHEREAS, the Nebraska State Board of Education is firmly committed to a quality education and improving the health and well-being of all Nebraska students; and

WHEREAS, students who eat breakfast show a general improvement in academic performance, including a general increase in math, reading and standardized test scores; and

WHEREAS, provision of breakfast is associated with improved behavior and decreases in absenteeism, tardiness, and disciplinary office referrals; and

WHEREAS, breakfast helps students pay attention, perform problem-solving tasks, and improves memory; and

WHEREAS, students who eat breakfast demonstrate higher quality nutrient intakes than students who do not eat breakfast; and

WHEREAS, students who eat breakfast on a regular basis are less likely to be overweight; and

WHEREAS, Nutrition Services' partners, Midwest Dairy Association, Share Our Strength, Hunger Free Heartland, and the Food, Research, and Action Center, have indicated they will provide support and funding for the Nebraska Breakfast Challenge 2011-13;

NOW, THEREFORE, BE IT RESOLVED, that the Nebraska State Board of Education supports the Nebraska Breakfast Challenge 2011-13 and encourages:

- 1) Improving awareness of students, parents, community members and educators to understand that school breakfast makes a difference in health and learning.
- 2) Increasing the number of schools participating in the School Breakfast Program.
- 3) Improving access to the School Breakfast Program to increase participation and ensure all students start the school day with the nutritional and academic benefits of breakfast.
- 4) Exploring alternative methods for providing breakfast meal service that meets the needs of school staff and students to increase participation and revenue.
- 5) Facilitating breakfast expansion through partnerships helping schools to take advantage of existing networks to promote school breakfast.

RESOLVED further that pursuant to Board policy requiring the establishment of a sunset date for Board resolutions, the resolution shall be of no further force or effect on and after September 1, 2013.

May 5, 2011
Date

/s/ Jim Scheer, President
State Board of Education