

**NEBRASKA STATE BOARD OF EDUCATION  
MEETING AGENDA**

**August 10-11, 2010**

*(Revised: August 4, 2010)*

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

**Broadcast: The Work Session and Board Meeting will be broadcast for public viewing at locations with NEBSAT Network 2 satellite access, NEBSAT CHANNEL 105. Technical assistance is available up to one week prior to the broadcast of the Board Meeting and Work Session. Site participants need to contact the NET Help Desk at 800-698-3426. State agencies have access via state channel 4.**

**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 State Board agenda and support materials are available on the Department of Education's Homepage: [www.education.ne.gov](http://www.education.ne.gov).**

**Lunch: On August 11, the State Board of Education will 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 will resume work on the agenda at approximately 1:00 p.m.**

SCHEDULED TIMES

AGENDA ITEMS

**TUESDAY, AUGUST 10, 2010 – COMMITTEE MEETINGS**

- |                         |   |
|-------------------------|---|
| 11:00 – 11:45 a.m.      | STATE ACCOUNTABILITY AD HOC COMMITTEE<br>(Conference Room A)  |
| 11:45 a.m. – 12:30 p.m. | BUDGET COMMITTEE (Conference Room A)  |
| 12:30 – 1:00 p.m.       | LEGISLATIVE COMMITTEE (Conference Room B)   |
| 12:30 – 1:00 p.m.       | POLICY COMMITTEE (Conference Room A) <ul style="list-style-type: none"><li>• September 1, 2010 State Board Policy Retreat</li></ul> |

**TUESDAY, AUGUST 10, 2010 – WORK SESSION**

**(Agenda items listed on the work session agenda not completed by adjournment will be carried over to August 11, 2010).**

- |           |  |
|-----------|--|
| 1:00 p.m. | 1. CALL TO ORDER   |
|           | 1.1 Roll Call  |
|           | 1.2 Announcement of the placement of the Open Meetings Act information   |
|           | 2. REPORTS AND DISCUSSION  |
|           | 2.1 Approval and Accreditation   |
|           | 2.1.1 <a href="#">Discuss request from Cody-Kilgore Public Schools for a modification of Rule 10-004.02C (prohibiting 6<sup>th</sup> grade students from participating in athletic contests) for school year 2010-2011 in accordance with waiver provisions in Rule 10, Section 013.05</a> (FREIDA LANGE and RICK MOSES) |
|           | 2.1.2 <a href="#">Discuss East Butler Public Schools accreditation status</a> (COMMISSIONER BREED and FREIDA LANGE)  |
|           | 2.1.3 <a href="#">Discuss conditional approval for a new nonpublic school to operate under Rule 14 (92 NAC 14), Regulations and Procedures for the Legal Operation of Approved Nonpublic Schools</a> (FREIDA LANGE and DENNIS MCGUIRE)   |
|           | 2.2 Legislative Update (BRIAN HALSTEAD)  |
|           | 2.2.1 State  |
|           | 2.2.2 Federal  |

SCHEDULED TIMES

AGENDA ITEMS

- 2.3 Standards, Assessment and Accountability
  - 2.3.1 [Common Core Standards](#)  
(COMMISSIONER BREED, DONLYNN RICE,  
TRICIA PARKER and DEB ROMANEK)
  - 2.3.2 NeSA Update and Common Core Assessment  
(PAT ROSCHEWSKI)
  - 2.3.3 [Statewide Writing discussion](#)  
(PAT ROSCHEWSKI)
    - RFP and Decision
- 2.4 Budget discussion
  - 2.4.1 FY 2011-2013 budget proposal (RUSS INBODY  
and HENRY RODRIGUEZ)
  - 2.4.2 FY 2009-2011 budget  
(COMMISSIONER BREED)
- 2.5 [Discuss bargaining process/timeline for 2011-2013](#)  
(JOEL SCHERLING)
- 2.6 [Discuss 2011 State Board of Education meeting dates](#)  
(COMMISSIONER BREED)
- 2.7 Early Childhood Programs (MELODY HOBSON)
  - 2.7.1 [Discuss request from Elkhorn Public Schools to offer fewer than 450 instructional hours for their qualified Early Childhood Programs due to severe weather during the 2009-2010 school year](#)
  - 2.7.2 [Discuss request from South Sarpy School District #46 to offer fewer than 450 instructional hours for their qualified Early Childhood Programs due to severe weather during the 2009-2010 school year](#)
  - 2.7.3 [Discuss request from Newcastle Public School to offer fewer than 450 instructional hours for their qualified Early Childhood Programs due to severe weather during the 2009-2010 school year](#)
- 2.8 Report on trip to China (COMMISSIONER BREED)

SCHEDULED TIMES

AGENDA ITEMS

**WEDNESDAY, AUGUST 11, 2010 – BUSINESS MEETING**

- 9:00 a.m.
1. CALL TO ORDER – BUSINESS MEETING
    - 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 [July 7-8, 2010, Lincoln, NE](#)
  3. APPROVAL OF AGENDA for August 11, 2010
    - 3.1 Commissioner’s recommendations
  4. PUBLIC PARTICIPATION
    - 4.1 Request for appearance
      - 4.1.1 DR. WANDA STELK, President, Nebraska Association for the Gifted, Grand Island, Nebraska
    - 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.)
- 11:00 a.m.
5. HEARINGS
    - 5.1 Hearing in NDE Case No. 10-18, *Commissioner v. Amy Colling*
    - 5.2 Hearing in NDE Case No. 10-20, *Commissioner v. Ronald Thatcher*
    - 5.3 Hearing in NDE Case No. 10-19, *In the matter of the Reinstatement of Shad Coppock*
  6. EXECUTIVE SESSION
    - 6.1 Contested Cases
  7. ACTION ITEMS
    - 7.1 Standards Assessment and Accountability
      - 7.1.1 [Authorize the Commissioner to negotiate a contract with a vendor for the scoring of the statewide writing assessment \(NeSA-W\) in 2010-2011](#) (PAT ROSCHEWSKI)

SCHEDULED TIMES

AGENDA ITEMS

- 7.2 Approval and Accreditation
  - 7.2.1 [Consider approval of request from Cody-Kilgore Public Schools for a modification of Rule 10-004.02C \(prohibiting 6<sup>th</sup> grade students from participating in athletic contests\) for school year 2010-2011 in accordance with waiver provisions in Rule 10, Section 013.05 \(RICK MOSES\)](#)
  - 7.2.2 [Classify East Butler Public Schools as Accredited on Probation for the 2010-2011 school year \(COMMISSIONER BREED\)](#)
  - 7.2.3 [Grant conditional approval to a new nonpublic school to operate under Rule 14 \(92 NAC 14\), Regulations and Procedures for the Legal Operation of the Approved Nonpublic Schools \(DENNIS MCGUIRE\)](#)
- 7.3 Early Childhood Programs (MELODY HOBSON)
  - 7.3.1 [Consider approval of a request from Elkhorn Public Schools to offer fewer than 450 instructional hours for their qualified Early Childhood Programs due to severe weather during the 2009-2010 school year](#)
  - 7.3.2 [Consider approval of a request from South Sarpy School District #46 to offer fewer than 450 instructional hours for their qualified Early Childhood Programs due to severe weather during the 2009-2010 school year](#)
  - 7.3.3 [Consider approval of a request from Newcastle Public School to offer fewer than 450 instructional hours for their qualified Early Childhood Programs due to severe weather during the 2009-2010 school year](#)
- 7.4 FIRST TIME CONTRACTS
  - 7.4.1 [Grant the Commissioner authority to contract with Norman Webb for NeSA-AAR \(Alternate Assessment Reading\) item alignment with the Nebraska Reading Standards alternate extensions \(PAT ROSCHEWSKI\)](#)
  - 7.4.2 [Grant the Commissioner authority to contract for technical assistance to the Migrant Education and Learn and Serve programs \(MARY ANN LOSH and SUE HENRY\)](#)

SCHEDULED TIMES

AGENDA ITEMS

- 7.5 [Authorize the Commissioner to approve the McKinney-Vento Homeless Education Assistance grants for the 2010-2011 school year](#) (MARILYN PETERSON)
- 7.6 [Consider the PPC recommendation in Case No. 10-18, Commissioner v. Amy Colling](#) (LESLIE DONLEY)
- 7.7 [Consider the PPC recommendation in Case No. 10-20, Commissioner v. Ronald Thatcher](#) (LESLIE DONLEY)
- 7.8 [Consider the PPC recommendation in Case No. 10-19, In the Matter of the Reinstatement of Shad Coppock](#) (LESLIE DONLEY)
- 7.9 [Consider the pending motion to approve the Hearing Officer's recommendation in NDE Case No. 10-01, Judith Carman v. Commissioner](#) (LESLIE DONLEY)
- 7.10 [Consider the Hearing Officer's recommendation in NDE Case No. 10-02, Guillermo Gutierrez v. Commissioner](#) (LESLIE DONLEY)
- 7.11 Consider the petition of the candidate for NASBE President-elect (JOE HIGGINS)
- 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 and Educational Opportunities Support Act \(TEEOSA\)](#) (RUSS INBODY)
  - 8.4.2 [Approve requests from school districts for payment of half of their 2010/2011 State Aid, pursuant to State Statute Section 79-1033](#) (RUSS INBODY and BRYCE WILSON)

SCHEDULED TIMES

AGENDA ITEMS

- 8.5 Grants
  - 8.5.1 [Approve continuation awards for the Early Childhood Professional Development Partnerships and Regional Training Coalitions for the term of October 1, 2010 through September 30, 2011](#) (CAROL FICHTER)
- 8.6 Contracts
  - 8.6.1 [Grant the Commissioner 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)
  - 8.6.2 [Grant the Commissioner authority to continue contracting for assistance with the implementation of the Nebraska State Plan for Education of Children who are deaf or hard of hearing](#) (GARY SHERMAN and TERESA COONTS)
  - 8.6.3 [Grant the Commissioner authority to continue contracting with the University of Nebraska to provide services for the Chinese Acquisition Program FLAP \(Foreign Language Assistance Program\)](#) (DONLYNN RICE and VICKIE SCOW)
  - 8.6.4 [Grant the Commissioner authority to continue contract for NCLB, Title IV, Part B program support](#) (MARY ANN LOSH)
- 8.7 Leases  
(NONE)
- 8.8 Committees
  - 8.8.1 [Notification of vacancies on the Nebraska Private Postsecondary Career School Advisory Council](#) (SHARON KATT and CAROL GRELL)
  - 8.8.2 [Notification of vacancies on the Nebraska Private Postsecondary Career Schools Tuition Recovery Cash Fund Advisory Committee](#) (SHARON KATT and CAROL GRELL)
  - 8.8.3 [Approve appointments to the Special Education Advisory Council \(SEAC\)](#) (GARY SHERMAN and ANN BIRD)

