

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

MAY 8-9, 2014

(Revised: May 2, 2014)

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) 471-5059 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 May 9, 2014, 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, MAY 8, 2014 – COMMITTEE MEETINGS

STUDY GROUP – HIGH ABILITY LEARNER (9:00 – 10:00 a.m.) (Conference Room C)

STANDARDS COMMITTEE MEETING (10:00 – 10:30 a.m.) (Conference Room A)

ACCOUNTABILITY COMMITTEE MEETING (10:30 a.m. – 12:30 p.m.) (Conference Room A)

BREAK (12:30 – 1:00 p.m.)

POLICY COMMITTEE MEETING (1:00 – 1:45 p.m.) (Conference Room A)

LEGISLATIVE COMMITTEE MEETING (1:00 – 1:45 p.m.) (Conference Room B)

THURSDAY, MAY 8, 2014 – WORK SESSION

(Agenda items listed on the work session agenda not completed by adjournment will be carried over to May 9, 2014).

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, DISCUSSIONS, and ACTIONS
 - 2.1 Commissioner’s Agenda Overview (COMMISSIONER BLOMSTEDT)
 - 2.2 LEGISLATION
 - 2.2.1 Legislative Committee report (LEGISLATIVE COMMITTEE CHAIR)
 - 2.2.2 State Legislation (BRIAN HALSTEAD)
 - 2.2.3 Federal Legislation (BRIAN HALSTEAD)
 - 2.3 STANDARDS
 - 2.3.1 Standards Committee update (STANDARDS COMMITTEE CHAIR)
 - 2.3.2 [Nebraska Language Arts Standards update](#) (DONLYNN RICE and TRICIA PARKER-SIEMERS)
 - 2.4 ACCOUNTABILITY
 - 2.4.1 State Accountability Committee report (ACCOUNTABILITY COMMITTEE CHAIR)
 - 2.4.2 [Update on Accountability](#) (VALORIE FOY)

- 2.5 ASSESSMENT
 - 2.5.1 [Update on NeSA and preliminary contract review](#) (VALORIE FOY)
 - 2.5.2 [Plan to review current Nebraska assessment requirements](#) (VALORIE FOY)
- 2.6 [Discuss the approval of the Early Childhood Education Program Grants](#) (MELODY HOBSON and LINDA MEYERS)
- 2.7 [Discuss accreditation of ESUs for 2014-2015 School Year under Rule 84 \(92 NAC 84\), Regulations for Educational Service Units](#) (FREIDA LANGE)
- 2.8 [Discuss classification of Interim-Program Schools as approved to operate for the 2014-2015 School Year under Rule 18 \(92 NAC 18\), Regulations and Procedures for the Approval of Interim-Program Schools in County Detention Homes, Institutions, and Juvenile Emergency Shelters](#) (FREIDA LANGE and RICK MOSES)
- 2.9 [Discuss the hearing draft for the repeal of Rule 88 \(92, NAC 88\), Regulations for School Technology Fund Program, and to set a hearing date and appoint a hearing official to conduct a hearing on behalf of the State Board](#) (BRENT GASWICK)
- 2.10 Discuss Nebraska Association of School Boards (NASB) State Conference Board session/presentation/topic (COMMISSIONER BLOMSTEDT and PRESIDENT WISE)
- 3. PRESENTATION (NONE)
- 4. ADDITIONAL STATE BOARD COMMITTEE REPORTS - if needed
 - 4.1 High Ability Learner Study Group report (COMMITTEE CHAIR)
 - 4.2 Policy Committee report (COMMITTEE CHAIR)
 - 4.3 Strategic Goal Setting report (COMMITTEE CHAIR)

FRIDAY, MAY 9, 2014 – 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 [April 7-8, 2014, Lincoln, Nebraska](#)
3. APPROVAL OF AGENDA for May 9, 2014
 - 3.1 Commissioner's recommendations
4. PUBLIC PARTICIPATION
 - 4.1 Request for appearance
 - 4.1.1 Schools Taking Action for Nebraska Children's Education (STANCE) group (YORK PUBLIC SCHOOLS) (10 minutes)
 - 4.1.2 Draft Nebraska English Language Arts Standards (10 minutes)
 - 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 (10:00 a.m.)
 - 5.1 Hearing in NDE Case No. 14-01, *Commissioner v. Matthew Brown* (LESLIE DONLEY)
 - 5.2 Hearing in NDE Case No. 14-02, *Commissioner v. Amanda Ludwig* (LESLIE DONLEY)
6. EXECUTIVE SESSION -if needed
7. ACTION ITEMS
 - 7.1 Consider the PPC's Recommended Decision in NDE Case No. 14-01, *Commissioner v. Matthew Brown* (LESLIE DONLEY)
 - 7.2 [Consider the PPC's Recommended Decision in NDE Case No. 14-02, Commissioner v. Amanda Ludwig](#) (LESLIE DONLEY)
 - 7.3 [Approve accreditation of ESUs for 2014-2015 School Year under Rule 84 \(92 NAC 84\), Regulations for Educational Service Units](#) (FREIDA LANGE)
 - 7.4 [Classify Interim-Program Schools as approved to operate for the 2014-2015 School Year under Rule 18 \(92 NAC 18\), Regulations and Procedures for the Approval of Interim-Program Schools in County Detention Homes, Institutions, and Juvenile Emergency Shelters](#) (FREIDA LANGE and RICK MOSES)
 - 7.5 [Approve the hearing draft for the repeal of Rule 88 \(92, NAC 88\), Regulations for School Technology Fund Program, and authorize the Commissioner to set a hearing date and appoint a hearing official to conduct a hearing on behalf of the State Board](#) (BRENT GASWICK)

- 7.6 [Grant the Commissioner the authority to approve Early Childhood Education Program Grants](#) (MELODY HOBSON and LINDA MEYERS)
- 7.7 [Consider the nominations for the NASBE Board of Directors, President-Elect, Area Directors, Friend of Education Award, Policy Leader of the Year Award, and Distinguished Service Award](#) (COMMISSIONER BLOMSTEDT)
- 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 district's requests for exclusions to the budget limitation in accordance with the provisions of the Tax Equity and Educational Opportunities Support Act \(TEEOSA\)](#) (BRYCE WILSON and SHANE RHIAN)
 - 8.4.2 [Approve the Special Grant Fund List for 2014/15 School District Budgeting](#) (BRYCE WILSON and SHANE RHIAN)
 - 8.4.3 [Approve amendment to the Nebraska Center for the Education of Children who are Blind or Visually Impaired \(NCECBVI\) 2014 Trust Fund Budget](#) (GARY SHERMAN and SALLY GIITTINGER, NCECBVI)
 - 8.4.4 [Authorize the Commissioner to purchase computer equipment and software](#) (BRENT GASWICK and LORI HENKENIUS)
 - 8.4.5 Grant the Commissioner the authority to assign a Hearing Official to Option Enrollment Case No. 14-03, *White v. North Platte Public Schools* (MARGARET WORTH)
- 8.5 Grants
 - 8.5.1 [Grant the Commissioner the authority to continue to accept the year four award of NASA Summer of Innovation Cooperative Agreement of \\$75,000 and to grant sub-awards in the amounts of \\$29,000 to the University of Nebraska-Lincoln to deliver robotics content, and a sub-award of \\$6,643 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 approve medical consultant contracts for the Disability Determinations Section](#) (DOUG WILLMAN)
 - 8.6.2 [Grant the Commissioner the authority to allow AS-Materiel Division to contract for medical transcription services for Disability Determinations Section](#) (DOUG WILLMAN)
 - 8.6.3 [Grant the Commissioner 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)
 - 8.6.4 [Grant the Commissioner the authority to contract with Morris & Titus Law Firm, PC, LLO](#) (MARGARET WORTH)
 - 8.6.5 [Grant the Commissioner the authority to continue to contract for services as the State Director for Agriculture, Food and Natural Resources Career Field](#) (DONLYNN RICE and RICHARD KATT)
 - 8.6.6 [Grant the Commissioner the authority to continue to contract to provide leadership training and state officer coordination for Nebraska Career Student Organizations](#) (DONLYNN RICE and RICHARD KATT)
- 8.7 Leases (NONE)
- 8.8 Committees
 - 8.8.1 [Reappointment of Gerry Osborn of Ainsworth to serve another term on the State Committee for the Reorganization of School Districts](#) (BRYCE WILSON and SHANE RHIAN)
 - 8.8.2 [Appoint members to the Nebraska Private Postsecondary Career Schools Advisory Council](#) (SHARON KATT and BRAD DIRKSEN)
 - 8.8.3 [Approve Nebraska Statewide Independent Living Council Member](#) (MARK SCHULTZ and ANGELA FUJAN)
- 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

10.2 Approve request for meeting attendance

- National Association of State Boards of Education (NASBE)
June 19-21, 2014, Arlington, Virginia
 - [Board of Director Meeting and Study Group Meetings](#)
- [National Association of State Boards of Education \(NASBE\) New State Board Member Institute, July 25-27, 2014, Arlington, Virginia](#)
- Administrators' Days, July 30 - August 1, 2014, Younes Conference Center, Kearney, Nebraska
- Upcoming requests

10.3 Meeting participation

- [2014 Nebraska Data Conference, April 14-15, 2014, Younes Conference Center, Kearney, Nebraska](#)
(COMMISSIONER BLOMSTEDT and DEAN FOLKERS)
- Other Regional/State meeting updates

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 [Annual Report of the Private Postsecondary Career Schools Tuition Recovery Cash Fund](#) (SHARON KATT and BRAD DIRKSEN)
- 11.4 [State Board Policy B21, "State Board Member Code of Conduct" for review](#)
(MARGARET WORTH)

ADJOURNMENT – The next regularly scheduled meeting of the State Board of Education will be held on Friday, June 6, 2014 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, June 5, 2014 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 April 30, 2014. 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.*