

**State Board of Education Work Session and Business Meeting.**

Thursday-Friday May 4-5, 2023

Lincoln Marriott Cornhusker Hotel, Lancaster 4, 5, 6, 333 South 13th Street, Lincoln, NE 68508

[Link to Agenda and Attachments](#)

[Link to Video of Meeting](#)

Publicized notice of the business meeting was given by posting notice on the Department's website and emailed to news media requesting notification, which gave the date, time, and location of the meeting.

**STATE BOARD WORK SESSION, Thursday, May 4, 2023, 3:00 p.m.**

**1. CALL TO ORDER**

President Gubbels called the meeting to order at 3:00 p.m.

1.1 Roll Call

Roll Call showed the following attendance:

Lisa Fricke

Patti Gubbels

Jacquelyn Morrison

Patsy Koch Johns

Elizabeth Tegtmeier

Sherry Jones

Kirk Penner

Deputy Commissioner Frison was also in attendance.

Absent: Deborah Neary

1.2. President Gubbels led the Pledge of Allegiance.

1.3. President Gubbels announced the placement of the Open Meetings Act.

**2. BUSINESS**

2.1. Nebraska's ESSA Plan

Board Members engaged in a work session with NDE Staff on the recommended changes to the Nebraska's Every Student Succeeds Act (ESSA) plan.

Jacquelyn left the meeting at 4:16 p.m.

**3. ADJOURNMENT**

President Gubbels adjourned the meeting at 4:36 p.m.

The State Board of Education will reconvene Friday, May 5, 2023, at 9:00 a.m. at the Lincoln Marriott Cornhusker Hotel, Lancaster 4, 5, 6, 333 South 13th Street, Lincoln, NE 68508.

**STATE BOARD OF EDUCATION MEETING, Friday, May 5, 2023, 9:00 a.m.**

**1. CALL TO ORDER** – President Patti Gubbels called the meeting to order at 9:00 a.m.

1.1 Roll Call

Roll Call showed the following attendance:

Sherry Jones	Patti Gubbels	Elizabeth Tegtmeier
Patsy Koch Johns	Lisa Fricke	Deborah Neary
Jacquelyn Morrison	Kirk Penner	

Deputy Commissioner Frison was also in attendance.

1.2. President Gubbels led the Pledge of Allegiance.

1.3. President Gubbels announced the placement of the Open Meetings Act.

**2. SPECIAL PRESENTATIONS**

2.1. Special Presentation and Resolution to Recognize Nebraska PK-12 Educators for Teacher Appreciation Month

Motion by Sherry Jones, second by Patsy Koch Johns to adopt the resolution to recognize Nebraska PK-12 Educators for Teacher Appreciation Month.

Lisa Fricke:	Yes
Patsy Koch Johns:	Yes
Deborah Neary:	Yes
Sherry Jones:	Yes
Elizabeth Tegtmeier:	Yes
Patti Gubbels:	Yes
Jacquelyn Morrison:	Yes
Kirk Penner	Yes

The motion passed.

Tim Royers, 2016 Nebraska Teacher of the Year, provided remarks with regard to the Board's adoption of the resolution.

**3. DEPUTY COMMISSIONER'S REPORT**

Deputy Commissioner Frison delivered the Deputy Commissioner's Report.

3.1. Agenda Overview and Consent Agenda Process

3.1.A. Deputy Commissioner's recommendation and items to be removed from consent agenda.

No consent agenda items were requested for removal.

3.2. NeMTSS Coherence Project

NDE Staff provided a presentation on the NeMTSS Coherence Project.

**4. PRESIDENT'S REPORT**

President Gubbels delivered the President's Report.

## 5. CONSENT AGENDA

Motion by Kirk Penner, second by Patsy Koch Johns to approve the Consent Agenda.

Lisa Fricke:	Yes
Patsy Koch Johns:	Yes
Deborah Neary:	Yes
Sherry Jones:	Yes
Elizabeth Tegtmeier:	Yes
Patti Gubbels:	Yes
Jacquelyn Morrison:	Yes
Kirk Penner	Yes

The motion passed.

## 6. STANDING COMMITTEE REPORTS

6.1. **Executive Committee** – Patti Gubbels, Chair, reported on the meeting of the Committee.

Deborah Neary left at 10:28 a.m. Returned at 10:29 a.m.

6.2. **Budget and Finance Committee** – Patsy Koch Johns, Chair, reported on the meeting of the Committee.

Kirk Penner left at 10:40 a.m. Returned at 10:45 a.m.

6.2.A. Monthly Board Travel Expense Report

There was no further discussion on this item.

President Gubbels called for a break at 10:46 a.m. The meeting resumed at 10:57 a.m.

6.2.B. Action Item: Authorize the Deputy Commissioner to approve 2023-2024 medical consultant contracts for the Office of Disability Determinations

Motion by Jacquelyn Morrison, second by Patsy Koch Johns to approve 2023-2024 medical consultant contracts for the Office of Disability Determinations.

Lisa Fricke:	Yes
Patsy Koch Johns:	Yes
Deborah Neary:	Yes
Sherry Jones:	Yes
Elizabeth Tegtmeier:	Yes
Patti Gubbels:	Yes
Jacquelyn Morrison:	Yes
Kirk Penner	Yes

The motion passed.

6.2.C. Action Item: Authorize the Deputy Commissioner to contract with the University of Nebraska Omaha Center for Afghanistan Studies

NDE Staff provided additional information.

Motion by Sherry Jones, second by Patsy Koch Johns to contract with the University of Nebraska Omaha Center for Afghanistan Studies.

Lisa Fricke:	Yes
Patsy Koch Johns:	Yes
Deborah Neary:	Yes
Sherry Jones:	No
Elizabeth Tegtmeier:	No
Patti Gubbels:	Yes
Jacquelyn Morrison:	Yes
Kirk Penner	No

The motion passed.

- 6.2.D. Action Item: Authorize the Deputy Commissioner to contract with Utah State University, The Center for Technical Assistance for Excellence in Special Education (TAESE)

Motion by Elizabeth Tegtmeier, second by Patsy Koch Johns to contract with Utah State University, The Center for Technical Assistance for Excellence in Special Education (TAESE).

Lisa Fricke:	Yes
Patsy Koch Johns:	Yes
Deborah Neary:	Yes
Sherry Jones:	Yes
Elizabeth Tegtmeier:	Yes
Patti Gubbels:	Yes
Jacquelyn Morrison:	Yes
Kirk Penner	Yes

The motion passed.

- 6.2.E. Action Item: Authorize the Deputy Commissioner to approve grants to selected Educational Service Units (ESUs) to provide identified trainings free to the early education and care field

Motion by Deborah Neary, second by Patsy Koch Johns to approve grants to selected Educational Service Units (ESUs) to provide identified trainings free to the early education and care field.

Lisa Fricke:	Yes
Patsy Koch Johns:	Yes
Deborah Neary:	Yes
Sherry Jones:	Yes
Elizabeth Tegtmeier:	Yes
Patti Gubbels:	Yes
Jacquelyn Morrison:	Yes
Kirk Penner	Yes

The motion passed.

- 6.2.F. Action Item: Approve the proposed Innovation Grant networks for the 2023-24 and 2024-25 school years and authorize the Deputy Commissioner to enter into contracts with vendors to carry out grants

Motion by Elizabeth Tegtmeier, second by Sherry Jones to approve the proposed Innovation Grant networks for the 2023-24 and 2024-25 school years and authorize the Deputy Commissioner to enter into contracts with vendors to carry out grants.

Lisa Fricke:	Yes
--------------	-----

Patsy Koch Johns:	Yes
Deborah Neary:	Yes
Sherry Jones:	Yes
Eliza:	Yes
Patti Gubbels:	Yes
Jacquelyn Morrison:	Yes
Kirk Penner	Yes

The motion passed.

- 6.2.G. Action Item: Authorize the Deputy Commissioner to grant Support for Improvement (SFI) funding for Comprehensive Support for Improvement (CSI) schools

Motion by Patsy Koch Johns, second by Deborah Neary to approve the proposed Innovation Grant networks for the 2023-24 and 2024-25 school years and authorize the Deputy Commissioner to enter into contracts with vendors to carry out grants.

Lisa Fricke:	Yes
Patsy Koch Johns:	Yes
Deborah Neary:	Yes
Sherry Jones:	Yes
Elizabeth Tegtmeier:	Yes
Patti Gubbels:	Yes
Jacquelyn Morrison:	Yes
Kirk Penner	Yes

The motion passed.

- 6.3. **Planning and Evaluation Committee Report** – Deborah Neary, Chair reported on the meeting of the Committee.

- 6.3.A. Action Item: Authorize the Deputy Commissioner to approve Rule 18 Interim-Program Schools appearing on the accompanying list to operate for the 2023-2024 school year under Rule 18 (92 NAC 18), Interim-Program Schools in County Detention Homes, Institutions, and Juvenile Emergency Shelters

Motion by Sherry Jones, second by Patsy Koch Johns to approve Rule 18 Interim-Program Schools appearing on the accompanying list to operate for the 2023-2024 school year under Rule 18 (92 NAC 18), Interim-Program Schools in County Detention Homes, Institutions, and Juvenile Emergency Shelters.

Lisa Fricke:	Yes
Patsy Koch Johns:	Yes
Deborah Neary:	Yes
Sherry Jones:	Yes
Elizabeth Tegtmeier:	Yes
Patti Gubbels:	Yes
Jacquelyn Morrison:	Yes
Kirk Penner	Yes

The motion passed.

- 6.3.B. Action Item: Approve the accreditation of Education Service Units appearing on the accompanying list to operate for the 2023-2024 school year under Rule 84, Regulations for the Accreditation of Education Service Units

Motion by Lisa Fricke, second by Patsy Koch Johns to approve the accreditation of Education Service Units appearing on the accompanying list to operate for the 2023-2024 school year under Rule 84, Regulations for the Accreditation of Education Service Units.

Lisa Fricke:	Yes
Patsy Koch Johns:	Yes
Deborah Neary:	Yes
Sherry Jones:	Yes
Elizabeth Tegtmeier:	Yes
Patti Gubbels:	Yes
Jacquelyn Morrison:	Yes
Kirk Penner	Yes

The motion passed.

President Gubbels called for a break at 11:29 a.m. The meeting resumed at 12:16 p.m.

6.3.C. Discussion Item: Discuss Rule 10 accreditation process for schools

No additional discussion on this item.

6.3.D. Discussion Item: Discuss the Rule 18 approval process for new interim-program schools, and Rule 14 approval process for new schools and schools adding grades

No additional discussion on this item.

6.3.E. Discussion Item: Discuss the Rule 20 approval process for educator preparation programs

Board members discussed the rules and why they were a part of the Planning and Evaluation Committee instead of the Rules and Regulations Committee. After hearing from NDE Staff, Board members suggested that this be an update in Committee only.

6.3.F. Discussion Item: Discuss LB 154 (2021) and the provisions regarding student discipline

NDE Staff presented to the Board on the provisions regarding student discipline.

6.3.G. Discussion Item: Discuss the amendment process for Section 4 of Nebraska's Every Student Succeeds Act (ESSA) plan

No additional discussion on this item.

6.3.H. Discussion Item: Discuss approval of the Rule 11 teacher waiver request from Creek Valley Public Schools

No additional discussion on this item.

6.3.I. Discussion Item: Discuss approval of the Rule 11 teacher waiver request from Red Cloud Community Schools

No additional discussion on this item.

6.4. **Rules and Regulations Committee** – Elizabeth Tegtmeier, Chair reported on the meeting of the Committee.

Board Members asked for clarification on the Rule 24 revisions.

6.4.A. Report on Rules

There is no action on rules.

- 6.4.B. Discussion Item: Discuss the potential adoption of content test scores related to Rule 24 revisions

No additional discussion.

## **7. ADDITIONAL BUSINESS**

(NONE)

## **8. INFORMATION ITEMS AND REPORTS**

President Gubbels referred Board Members to review information items and reports.

### **8.3. Written Public Comment**

Submitted written public comments are linked through SPARQ in Board Agenda item number 8.3., SBOE Written Public Comment May 2023.

## **10. GOOD OF THE ORDER**

President Gubbels shared that the National Association of State Board of Education (NASBE) Annual Conference will be October 25-28, 2023, in San Diego, CA. A member interest survey to seek input on annual conference topics is located on NASBE's website.

President Gubbels also asked Board Members to submit proposals for topics that they would like to present during the conference.

## **11. ADJOURNMENT**

President Gubbels adjourned the meeting at 1:43 p.m.

The next regularly scheduled business meeting of the State Board of Education will be held on Friday, June 2, 2023, at 9:00 a.m. in Lincoln, NE.