

**Minutes
State Board of Education
Monday, August 25, 2008**

The Arizona State Board of Education held a regular meeting at the Arizona Department of Education, 1535 West Jefferson, Room 417, Phoenix, Arizona. The meeting was called to order at 9:05 AM.

Members Present:

Dr. Vicki Balentine, President
Mr. Jacob Moore, Vice President
Superintendent Horne
Dr. John Haeger
Mr. Larry Lucero, Present Via Telephone
Ms. Anita Mendoza
Dr. Karen Nicodemus
Ms. Cecilia Owen

Members Absent:

Mr. Jesse Ary
Ms. Joanne Kramer
Mr. Jaime Molera

PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE

Dr. Balentine

ROLL CALL

Mr. Yanez

1. BUSINESS REPORTS

A. President's Report

Dr. Balentine announced that at the next Board meeting there would be a new teacher representative, Ms. Bonnie Kasey from Whiteriver, Arizona.

Dr. Balentine shared that she has been working with Mr. Yanez in collaboration with Supt. Horne and the Governor's Office to develop a timeline and proposed Task Force for the AIMS deliberation. The intent is to have the Board consider and act on this item in September.

Dr. Balentine stated that she, Dr. Nicodemus and Mr. Yanez would be meeting with representatives from the Arizona Board of Regents to plan for the Centennial Scholars Program that the Governor mentioned in her State of the State speech.

B. Superintendent's Report

1. Recognition of the Mathematics Presidential State Finalist and the Mathematics and Science Presidential Awardees
2. Recognition of the Mathematics Standards Revisions Committee Members
3. Other items as necessary

C. Board Member Reports

Mr. Lucero stated that the next quarterly WestEd meeting is October 16 and 17. This meeting is in Phoenix. Board members are welcome to attend.

Ms. Owen reported that the state's county school superintendents recently met with several members of the legislature. Ms. Owen recounted the agenda of that meeting for the members.

Dr. Nicodemus provided a report on the Alignment and Assessment Sub-Committee of the P-20 Council. Dr. Nicodemus provided an overview of a new task force that has been formed to analyze AZ standards from a college/career readiness standards. The Governor's Office applied for and was accepted to be part of an institute to look at college readiness assessments.

Ms. Mendoza reported on a NASBE study group on middle school. Ms. Mendoza stated that she believes that it is important to not lose sight of middle school preparation, especially in light of the move to college readiness standards.

D. Director's Report

1. Presentation of the Board's FY 2009 budget

Mr. Yanez provided an overview of the Board's budget for FY '09. Mr. Yanez stated that the Board's budget for this fiscal year is very similar to the previous year. Mr. Yanez highlighted specific budget items, including overall budget for the Board's front office, the Investigative Unit, the Parent Survey and the Math and Science funds.

2. CONSENT AGENDA

A. Consideration to approve minutes

1. May 19, 2008
2. June 24, 2008
3. June 24, 2008 – executive session

B. Consideration to Approve Contract Abstracts

1. 21st Century Community Learning Center Grant Awards for Cycle 7
2. Title I Even Start continuation funds for FY 09
3. Arizona Family Literacy continuation funding
4. Mathematics and Science Partnerships Renewal Cycle 2 sub-grant awards
5. Workforce Investment Act Incentive Award; receipt of federal monies
6. AZ Adult Education Adult Secondary Education Reframing Pilots
7. AZ Adult Education and AZ Public Library Collaboration Initiative
8. Adult Education Assistance Awards FY 2009
9. 2009 IDEA Arizona High Achievement for All
10. 2009 Seamless Transition to Full Community Participation
11. 2009 Systemic Change in Reading Grant
12. 2009 IDEA AT tech for Learning Communities
13. 2009 IDEA Autism Spectrum Disorder Grant

- C. Consideration to approve trainers for the Structured English Immersion Provisional and Full Endorsements
- D. Consideration to approve contract between the Arizona Department of Education and the Governor's Office of Children, Youth and Families for the Development and Facilitation of Head Start forums
- E. Consideration to accept the voluntary surrender of the teaching credentials for the following individuals:
 - 1. Stuart Goldstein
 - 2. Tom Porras
- F. Consideration to accept the recommendation of the Professional Practices Advisory Committee and approve the applications for teacher certification for the following individuals:
 - 1. Bret Fullerton
 - 2. Jenny M. Griffin
- G. Consideration to revoke the teaching certificates of the following individuals, pursuant to A.R.S. § 15-550:
 - 1. Angela C. Csader
 - 2. Paul Milton Knutson
 - 3. Ron B. Sirull
 - 4. Thomas P. Purcell
 - 5. Jennifer D. Mally
- H. Consideration to appoint Deanna M. Day to the Career Ladder Advisory Committee
- I. Consideration to approve additional monies for teacher compensation for FY 08-09, pursuant to A.R.S. §§ 15-952 and 15-537
- J. Consideration to appoint the following individuals to the Special Education Advisory Committee:

1. Terisa L. Rademacher	6. DJ Carpenter
2. Phyllis Green	7. Samuel Carpenter
3. Kristie Melkers	8. Susan Douglas
4. Kim Simmons	9. Katie Peterson
5. Eugena Lambajian	10. Molly Bright
- K. Consideration to approve charter amendment for the Arizona Academy of Science and Technology, Inc.
- L. Consideration to accept funds, pursuant to A.R.S. § 15-204, from State Farm Insurance for the purpose of recruiting and providing financial assistance to minority teachers pursuing National Board Certification

- M. Consideration to accept the Negotiated Settlement Agreement in the matter of the State Board of Education v. William Ballesteros, Case No. C-2006-078R

Items 2A1 and 2G2 were tabled at the request of staff.

Motion by Dr. Nicodemus that the consent agenda be approved with the exception of items A1, B1, B2, B3, B4, B8, B11, B12, C, L and G. Each individual item is moved separately to allow individual members to abstain.

Second by Ms. Owen

Motion passes

Dr. Balentine called for individual votes on each of the items listed below. All items were passed with the listed member abstaining.

B1 – Dr. Balentine

B2 – inaudible

B3 – Dr. Nicodemus

B4 – Ms. Owen

B8 – Dr. Nicodemus

B11 – inaudible

B12 – inaudible

C – Ms. Owen

L – Mr. Moore asked if there was additional information that could be shared regarding the recruitment of minority teachers. On behalf of the ADE, Ms. Amator and Ms. Gaona explained the process for targeting recruitment. Ms. Gaona stated that the recruitment efforts are coordinated only with Chicanos por la Causa, but that they hope to expand those efforts to other groups. Mr. Moore offered his assistance in broadening the scope of the recruitment.

Mr. Andrew Morrill, Vice-President of the Arizona Education Association, addressed the Board and indicated that although the material presented to the Board indicates that this recruitment program was developed through a partnership between the ASU, K-12 Center and the AEA, those groups were not fully vested in the grant development / proposal.

3. CALL TO THE PUBLIC

No requests to speak were received.

4. GENERAL SESSION

Dr. Balentine indicated that at the request of Superintendent Horne the Board will move directly to Item N: Update Regarding *Espinoza v. The State of Arizona*.

Mr. Bill Richards, Assistant Attorney General, addressed the Board. Mr. Richards stated that as lead counsel on this case he wanted to give a brief update regarding the case and to thank and acknowledge the work of ADE and Board staff in the preparation of the case.

A. Presentation and discussion regarding the Arizona Department of Education's State Tutoring Program

Dr. Butterfield indicated that staff was present to provide the Board with its annual update regarding the state's tutoring program. Dr. Butterfield provided a general update regarding the structure of the programs and provided detailed information via a PowerPoint presentation. See presentation slides for further detail.

B. Presentation and discussion regarding the Master Teacher Initiative. Discussion may include, but is not limited to, a program update for FY 2008 and possible program modifications for FY 2009.

Ms. Kathy Wiebke introduced the item and thanked the Board for its collaboration and support with the Master Teacher Initiative. Ms. Wiebke introduced Ms. Penny Kotterman, Associate Director, Arizona K-12 Center, and indicated that she would provide the Board with its initial program update for FY '09. Ms. Kotterman provided an overview of the program and highlighted specific challenges that presented themselves over the course of the last fiscal year. Specifically, Ms. Kotterman mentioned the reduction in funds due to the state's budget constraints. Ms. Kotterman presented four policy recommendations for the Board to consider. These recommendations included:

- The State Board of Education and the Certification Task Force should consider the development of an optional Mentor/Instructional Coach endorsement that begins to reward and standardize the identification and preparation of mentors and coaches.
- The State Board of Education and the Certification Task Force should consider the use of the IDPD as a tool for meeting recertification requirements.
- The State Board of Education should consider formally adopting the Mentoring and Induction Standards and identifying a process for approving programs that meet those standards. State funding for programs that meet the standards should be a state priority.
- The State Board of Education and the Department of Education should consider adding necessary data qualifiers to the proposed teacher/ADE data system so that accurate information on the effects of mentoring and induction can be attained statewide.

Mr. Lucero left at 10:58 a.m. and did not return.

C. Final Report Regarding the 2008 Legislative Session

Mr. Yanez and Ms. Susie Cannata provided the Board with a summary of the various legislative proposals that will impact the Board's work over the next year. Items discussed included:

- HB2008 – relating to AIMS Augmentation
- HB2042 – requires the Board to adopt rules to revoke teaching certificates if teachers/administrators fail to self-report arrests for certain offenses
- HB2041 – requires the Board to list on its web

- HB2711 – creates an “academic receivership” possibility for districts that perform poorly on AZLEARNNS
- HB2469 – makes significant revisions to the financial receivership process and establishes new criteria for Board intervention in school districts that overexpend their budget limits.
- HB2211- Appropriations bill and creates a new task force, which is to be appointed by the Board, to provide policy recommendations regarding AIMS
- HB2694 – requires school districts to fingerprint employees of vendors

D. Presentation, discussion and consideration to accept the recommendations of the Professional Practice Advisory Committee and approve the application for certification for Colin J. Gardner

Mr. Easaw presented the item and informed the Board that Mr. Gardner was not present.

Dr. Nicodemus moved that that Board accept the findings of fact, conclusions of law and recommendation of the PPAC and approve the teacher certification application for Colin Gardner.

Second by Ms. Mendoza

Motion passes.

E. Presentation, discussion and consideration to accept the recommendation of the Professional Practices Advisory Committee and revoke the teaching credentials held by Kenneth N. Gengler

Mr. Easaw presented the item and indicated that Mr. Gengler was not present. Mr. Easaw stated that staff does have a signed receipt indicating that Mr. Gengler received notice of the proceeding.

Mr. Yanez indicated that the PPAC’s conclusions of law did not cite any specific rule(s) that Mr. Gengler violated. Mr. Yanez recommended that the Board consider the findings of the PPAC and determine which, if any, rules have been violated and then amend the conclusions of law accordingly. Mr. Yanez suggested that the Board consider rules R7-2-1308 (B)(9) and (B)(15).

Mr. Moore moved that the Board adopt the findings of fact, conclusions of law and recommendation of the PPAC and revoke the teaching credentials held by Kenneth Gengler, and that the Board further modify the conclusions of law to include the language as recommended by Mr. Yanez.

Second by Ms. Mendoza.

Motion passes.

F. Presentation and discussion regarding the 2007 National Assessment of Educational Progress (NAEP) reading and writing results

Ms. Giovannone presented the item to the Board. Prior to presenting the NAEP results Ms. Giovannone discussed the results of the alignments study that was completed. This study

examined how closely Arizona's academic standards are

aligned with what is tested on NAEP. See PowerPoint slides for detailed information regarding this presentation.

The Board recessed for lunch at 12:07 p.m and reconvened at 12:48 p.m. Dr. Haeger did not return after the lunch break.

G. Presentation, discussion and consideration to approve performance levels for AIMS-A

Ms. Alley provided a brief overview of the item and presented the specific proposed cut scores. Mr. Alley also presented the related impact data.

Dr. Balentine stated that when the test was administered there were a variety of technical problems with the assessment.

Dr. Williams acknowledged that there were problems with specific items and that the ADE has identified those items and has made the necessary modifications. In addition to the corrected test items additional enhancements have been made.

Dr. Balentine asked whether the ADE can present the specific test items to the Board. Ms. Alley stated that the items are available, but that they are secured items so they cannot be shared in a public forum. Ms. Alley stated that if members would like to see the items individually that the ADE could make the necessary arrangements.

Mr. Yanez stated that the Board could review those test items in executive session.

Dr. Balentine stated that she would like the item placed on the September agenda for an executive session to review the items.

H. Presentation, discussion and consideration to close the rulemaking record and adopt proposed rules R7-2-302.06 and R7-2-302.07, relating to AIMS Augmentation.

Mr. Yanez presented the item and explained that the Board initiated rulemaking procedures related to the AIMS Augmentation rules on May 19, 2008. Mr. Yanez stated that these rules are necessary in order to comply with HB2008. He further explained that the rule will need to be modified in the coming year to accommodate the statutory requirement that the threshold augmentation be scaled down from 25% to 5%.

Motion by Ms. Mendoza to close the rulemaking record and adopt proposed rules R7-2-302.06 and R7-2-302.07 relating to AIMS Augmentation.

Second by Mr. Moore.

Motion passes.

I. Presentation, discussion and consideration to initiate rulemaking procedures for proposed rules R7-2-613 (K), relating to Gifted Endorsements Grades K-12

Ms. Amator introduced the item and explained that the proposed rules have been approved by the certification advisory committee. Ms. Amator also stated that ADE staff requests that the rule not be made effective until October 1, 2008. Ms. Amator introduced Mr. Laing to provide further detail regarding the item.

Mr. Laing stated that the new rules are designed to streamline the certification requirements, bring the rules into greater alignment with national trends and statutes and enhance flexibility. Other critical elements in the rule include: new definitions, provisional endorsement/standard endorsement structure, transition from professional development to strictly coursework.

Dr. Balentine stated that the field currently had difficulty finding certified gifted teachers. She asked why the proposal differentiates between elementary and secondary gifted requirements.

Mr. Laing stated that the context for instruction in the two levels is very different.

Dr. Balentine asked why the options for coursework / professional development are not aligned between the elementary and secondary certificates. Dr. Balentine noted that the current rule provides an avenue where teaching experience can offset some of the coursework/professional development requirements.

Anita expressed concerns over a possible move to over-specialization. She also said that research would support maintaining or instilling embedded professional development into these types of policies.

Supt. Horne asked whether it would be advisable to instruct staff to work on a revised version of the rule that would permit inservice work to apply to certification requirements and not strictly coursework.

Dr. Balentine asked staff to bring back a modified proposal that has a K-12 endorsement that has options across the board.

J. Presentation, discussion and consideration to initiate rulemaking procedures for proposed rules R7-2-613 (E) & (F), relating to Mathematics and Reading Endorsements

Ms. Amator presented a general overview of the item. She explained that endorsements are Indicators that an individual has achieved sufficient education/training to warrant an additional certificate that specifies the individual has a specific area of expertise. Ms. Amator explained the history of the development of the proposed rules.

Mary Knuck presented the process and rationale behind the proposed revisions to the mathematics endorsement. Ms. Knuck explained that one of the focuses of the proposed endorsement was to bring a greater level of specificity to the requirements.

Ms. Knuck stated that the math endorsement is recommended, but not required. Ms. Knuck then reviewed the specific proposed requirements for the endorsement.

Dr. Nicodemus asked why there would be reciprocity for reading endorsements, but not mathematics.

Dr. Balentine asked that the math endorsement be amended to include a provision that would permit the acceptance of comparable certificate/endorsement from another state.

Kathy Hrabluk presented the proposed revisions to the reading endorsement, and highlighted the research that was used in the development of the language. The endorsement would be required for teachers specializing in reading instruction.

Ms. Mendoza expressed concern that there is no allowance for any outside professional development. Ms. Hrabluk stated that she has discussed that possibility with certification staff and that incorporating that language is an option.

Mr. Morril stated that he would like to further develop/clarify the relationship between the certification advisory committee and the Board. He indicated that the discussions among the CAC members are much more in depth than can be conveyed in the minutes the Board members received. He stated that there is a difference between professional development provided by vendors and a systemic educational program provided through coursework.

Ms. Mendoza suggested that one possible solution would be to structure a professional development option similar to the SEI Endorsement.

Mr. Yanez stated that the revisions being suggested are substantive. The Board could initiate rulemaking process, but staff would recommend an additional public hearing to ensure that the public is aware of the proposed revisions.

Dr. Balentine suggested that staff pursue the course of action described by Mr. Yanez

Motion to initiate rulemaking procedures for proposed rules R7-2-613 (E) & (F), relating to Mathematics and Reading Endorsements, and that staff be further instructed to amend the rules to allow a professional development component.

Second by Dr. Nicodemus.

Motion passes.

K. Presentation, discussion and consideration to close the rulemaking record and adopt proposed rules R7-2-612, relating to Pre K-12 Arts Teaching Certificate

Ms. Tuttle presented the item.

Motion by Ms. Mendoza to close the rulemaking record and adopt proposed rule R7-2-612 relating to Pre K-12 Arts Teaching Certificates.

Second by Ms. Owen.

Motion passes.

- L. Presentation, discussion and consideration to approve the Arizona Educator Proficiency Assessment (AEPA) basic skills test to be used by institutions of higher education

Ms. Amator presented the item. Ms. Amator explained that Arizona currently does not require a basic skills test in order to be certified. She pointed out that Ed Week consistently ranks Arizona low in teacher quality, partly due to the lack of a basic skills test. Currently 38 states require a basic skills test.

Ms. Amator explained that the ADE is not requesting that the Board require a basic skills test for teacher applicants. She stated that certain institutions of higher education have requested that the state make available a basic skills test for their use on a voluntary basis.

Board members requested an analysis / comparison between *AccuPlacer* and the proposed basic skills test. Dr. Nicodemus offered to help facilitate any discussions with higher education.

Dr. Nicodemus moved to approve the voluntary use of the AEPA Basic Skills Test by institutions of higher education.

Second by Ms. Mendoza.

Motion passes.

- M. Presentation and discussion of the Educational Technology Standards articulated by grade level

Ms. Cathy Poplin and her staff introduced the item. The Board was presented with a draft of proposed revisions to Arizona's Educational Technology Standards. ADE indicated that it wanted to present the draft to the Board prior to opening the draft up to public review. A copy of the proposed standards are available upon request.

- N. Update Regarding *Espinoza v. The State of Arizona*. The Board may convene in executive session, pursuant to A.R.S. §38-431.03 A(3) and (4), to receive legal advice and/or consult with and instruct counsel on Board's position on matters relating to *Espinoza v. The State of Arizona*. The Board may, in general session, take action to authorize Board counsel to act on the Board's behalf in this matter in accordance with instruction given in executive session.

Notes regarding this discussion are incorporated above.

- 5. ADJOURNMENT at 3:12 p.m.