

**Minutes  
State Board of Education  
Monday, September 21, 2009**

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 9:10 AM.

**Members Present:**

Mr. Jacob Moore, President  
Dr. Vicki Balentine, Vice President  
Superintendent Tom Horne  
Mr. Jesse Ary  
Ms. Bonnie Kasey  
Dr. John Haeger  
Mr. Larry Lucero (Arrived at 9:25)  
Ms. Anita Mendoza  
Mr. Jaime Molera  
Ms. Cecilia Owen  
Dr. Karen Nicodemus

**Members Absent:**

**PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE**

**1. BUSINESS REPORTS**

**A. President's Report**

Mr. Moore attended the CCRPI Conference in Washington DC. The overall topic was the work and efforts for the Race to the Top project. Mr. Moore stated there will be additional information in regards to this project. Mr. Moore requested a presentation for the October State Board meeting to discuss Race to the Top.

Supt. Horne stated Arizona is the leading state in the country with charter schools and that will support the work of Race to the Top. Supt. Horne said the Federal program is looking at four categories and Arizona has a strong advantage in each of the four categories.

**B. Superintendent's Report**

Educational Services and Resources Division held a conference in partnership with Scholastic Classroom and Library Group. The theme of the conference was Relationships, Rigor & Reading Important for School Discipline. 150 administrators, teachers, school liaisons, parents, and community leaders attended the conference.

Supt. Horne commended the Standards and Assessment Division for coordinating twenty-two AIMS Committees over the summer of 2009. 437 Arizona educators served and contributed 7,008 hours of service to make AIMS assessments high quality assessments.

Supt. Horne recognized the following mathematics and science teachers on their accomplishments in teaching:

- Dana Islas
- Juliette Baldwin
- Dr. Colette Bos,
- Greg Stafford

**C. Board Member Reports**

Mr. Molera stated that on behalf of the Board he presented an award for the STEM Center.

Ms. Mendoza provided the members with a handout regarding the student equity lawsuit. Ms. Mendoza stated she would like to have this item on the October agenda for further discussion.

D. Director's Report

Mr. Moore stated the Board approved a contingency plan that will be in place during Mr. Yanez's absence.

2. CONSENT AGENDA

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|----|---|-------------|
| A. | Consideration to approve State Board of Education minutes<br>1. June 22, 2009<br>2. July 15, 2009 – Special Session<br>3. August 24, 2009<br>4. September 4, 2009 – Special Session               | Mr. Moore   |
| B. | Consideration to approve contract abstracts<br>1. GED testing payments from Corrections Corporation of America<br>2. 2010 McKinney Vento Homeless Education Grants                                | Ms. Palmer  |
| C. | Consideration to approve trainers for the Structured English Immersion Provisional and Full Endorsements  | Mr. Stollar |
| D. | Consideration to permanently revoke the teaching certificates of the following individuals, pursuant to A.R.S. § 15-550:<br>1. Bradley J. Key<br>2. Elizabeth C. Livesay<br>3. Jeffrey A. Schenck | Mr. Easaw   |
| E. | Consideration to accept the voluntary surrender of the teaching certificates for the following individuals:<br>1. Stephen D. Bonnet<br>2. Cyril G. Conway<br>3. Wilbert A. Gnadt                  | Mr. Easaw   |
| F. | Consideration to appoint Anna Marie Montalbo to the Career Ladder Advisory Committee  | Ms. Amator  |
| G. | Consideration to accept funds for the Transition to Teaching Project: Alternative Secondary to Certification and Teacher Preparation Program pursuant to A.R.S. §§ 15-206 and 15-207              | Ms. Amator  |
| H. | Consideration to accept award for the 2010 Refugee Children School Grant and distribute to local education agencies pursuant to A.R.S. §§ 15-206 and 15-207                                       | Mr. Romero  |

*Dr. Nicodemus moved to approve the consent agenda  
Motion second by Ms. Mendoza  
Mr. Molera & Dr. Balentine rescued from voting*

## *Motion Passes*

### 3. CALL TO THE PUBLIC

Mr. Mel Hannah, Co-Chair of the NAACP. Mr. Hannah read a letter regarding the ethnic studies and the support of having studies available for students. Mr. Hannah stated that on behalf of the African American council members they do not support the legislative actions Supt. Horne has moved and his comments made in terms of the Presidential speech.

Supt. Horne stated it is a very common misconception that the presidential speech was not supported. Supt. Horne said the criticism was to the work requested by the White House and as a result after reviewing these concerns the Secretary of Education agreed and some of the suggestions were taken into consideration and portions of the Presidential speech were changed.

### 4. SPECIAL PRESENTATION: BEHAVIOR MANAGEMENT TASK FORCE - FINAL REPORT AND RECOMMENDATIONS

Mr. Michael Remus stated a copy of the recommendations was provided to the members and recognized the task force members for meeting all of the required elements in such short period of time due to the deadline established. Mr. Remus said task force members Holly Raycraft and Melissa Fields were also in attendance to answer any questions the Board may have.

Mr. Remus listed the required elements of the statute:

- Create a positive school climate
- Direct teaching of clear expectations
- Consistent and fair applications of rules
- Identify and manage areas for conflict
- Training staff in methods of positive behavior support
- Reduce school incidents requiring more punitive reactions

Mr. Remus stated that disciplinary actions which should be prohibited are the use of crisis management techniques of restraint and/or seclusion to cases of imminent danger to the student or others.

The recommendations for each required element were explained in detail and Mr. Remus stated that a copy of the complete report was available on the Department of Education's website. The list of general and specific recommendations was also presented and discussed. Mr. Remus stated that as required by statute, the final report will be distributed to all school districts, and charter school in the state along with information regarding the requirements that each governing board conduct a public meeting to review and consider the adoption of the recommendations made by the task force.

Dr. Balentine thanked Mr. Remus and all of the Task members for the time spent and meeting the requests and requirements.

Mr. Molera commended the task force and the department for provided the information requested in such short time. Mr. Molera also stated that parent involvement is very important. Mr. Molera asked if the presentation could also be provided for the parent organizations throughout the state.

Ms. Mendoza stated it is a mutual concern between parents and educators and issues need to be addressed such as social training.

Mr. Ary also commended the Task Force and sated their report was the perfect start and first step to the work that is necessary for special education students.

Mr. Moore thanked the Task Force for the work presented in the short time provided and thanked Mr. Remus and the members present for attending the meeting and providing the report and answering questions from the Board.

A copy of the power point presentation can be provided by the State Board office.

Mr. Moore asked to continue with item 5D

## 5. GENERAL SESSION

### A. Presentation of the 2009 Arizona Instrument to Measure Standards (AIMS) results

Dr. Franciosi stated there has been a steady increase in the test results since 2005 by 1% to 2% per year. This particular year almost all grades tested had an increase.

Dr. Franciosi explained the reading, writing, and science results for AIMS. In High school the percent passing by test and cohort for math reading and writing. Dr. Nicodemus asked if there was a same level of improvement at every attempt of passing the test. Dr. Franciosi stated most students pass the test at every subject by the second attempt and there is improvement. Dr. Nicodemus asked the reason of the drop in the reading scores at the sophomore level. Dr. Franciosi stated he did not have the information but would research and provide the information.

Dr. Franciosi presented the cohort results for math in the last 5 years and stated the bottom percentage of students in 5<sup>th</sup> grade increased their results and have been able to close the gap by 7<sup>th</sup> grade.

A copy of the power point presentation can be provided by the State Board office.

### **Mr. Lucero left at 10: 53 am**

### B. Presentation of the AIMS Augmentation results for 2009, pursuant to R7-2-302.07

Dr. Franciosi stated the total number of students whose scores where augmented for reading, math and writing was slightly above 2500.

Mr. Molera asked if the expiration of the augmentation rule motivated students to pass and asked how the decrease will impact students. Dr. Franciosi said that could have been the case for the significant increase in 2008.

Dr. Franciosi stated test scores continue to go up, non proficient students close gap and growth slowdown in 5<sup>th</sup> grade. Ms. Mendoza asked to keep in mind the number of students who are not meeting the requirements continues to be a large percentage.

Mr. Molera asked if the writing scores accounted for deviations. Dr. Franciosi asked Ms. Roberta Alley to address the question. Ms. Alley stated training is mandatory to grade this portion of the test and there are several check points to make sure the people grading stay consistent.

Dr. Nicodemus asked at what point the standards based curriculum has been fully implemented and linked to the AIMS test. Ms. Alley stated the current standard started in 2004.

Dr. Balentine asked if the blue prints were reviewed and fixed. Ms. Alley stated the new standards have been aligned.

Mr. Moore stated that one of the goals of Race to the Top is to close the achievement gap and as the

work continues additional resources will be provided to assist.

Mr. Molera asked if based on the information provided could information be provided to the Board on what would need to be considered in order to make better policy in the future.

- C. Presentation, discussion and update regarding legislative affairs and budget. The Board may take action to support, oppose or remain neutral on specific legislative proposals

Ms. Cannata stated that on August 20th, the Legislature sent the Governor a set of budget bills addressing a \$3.16 billion FY 2010 budget shortfall. On September 4<sup>th</sup>, the Governor vetoed certain elements of the proposal, thereby eliminating some of the budget savings. The remaining FY 2010 shortfall, combined with the FY 2009 carryover shortfall, leave the state with a current projected FY 2010 deficit of approximately \$1 billion.

The Joint Legislative Budget Committee describes the main education-related impacts of the Governor's vetoes as follows:

Restores \$359 million in Department of Education (ADE) funding. By line item vetoing the ADE budget in HB 2006, the budget reverts to the July 6th version, which was enacted after the Governor eliminated most K-12 funding with her July 1st veto. The July 6th version includes \$102 million in added inflation funding, restoration of \$175 million in soft capital reductions, and restoration of \$48 million in Homeowner's Rebate funding. That budget also added back funding for expected enrollment and other formula savings, currently estimated at \$126 million. These monies will likely go unused and would revert at the end of FY 2010. After accounting for this likely reversion, the net impact of the veto is to restore \$359 million in K-12 funding.

Ms. Cannata stated the Governor did sign the K-12 budget reconciliation bill and that bill contains a number of policy changes that affect the board such as implementing the findings of the AIMS Task Force, and appointing a College and Career Readiness Task Force. This bill also provides that the Board can no longer require Superintendent to be certified.

- D. Presentation, discussion, and consideration to approve the following Interagency Service Agreements with the

Department of Education:

1. First Things First Northeast Maricopa Regional Partnership Council
2. First Things First South Phoenix Regional Partnership Council

Ms. Amy Corriveau stated the Interagency Service Agreements (ISA's) presented are a follow up to presentation provided to the Board August 24th. In Arizona there is a mixed delivery system of Early Childhood programs and Ms. Corriveau listed the various programs provided.

Ms. Corriveau stated the main purpose of the ISA's is to make ADE the Administrative home. The common elements of the ISA's are:

- Outreach to community based providers
- Quality assurance
- Collaborative efforts to build ECE system

Ms. Corriveau listed the differences of the two ISA's and provided a handout explaining the differences. The following are quality indicators that will be monitored for each program:

- Supportive interactions between teachers and children

- Safe, supportive & engaging learning environments
- Focus on whole child
- Meaningful learning for the individual child
- Culture of authentic assessment and continuous learning
- Connections to families and community organizations
- Effective administration
- Student Engagement
- Qualified instructional staff

Ms. Kasey asked why there was a discrepancy with the match requirements for the two programs. Ms. Corriveau stated those decisions were based at the local regional council and they determined that percentage is what the districts were able to commit to.

Mr. Ary asked if the collaboration with ADE has started, Ms. Corriveau stated ADE has been working with First Things First but this will be the first time there is an intergovernmental agreement. Mr. Ary asked if the funds are currently available. Ms. Corriveau stated the funds are available and ready to be used to begin the work.

Mr. Molera asked how the districts were selected. Ms. Corriveau stated there are 31 local regional councils currently established through the First Things First structure and these represent the school districts that are in local regional school partnerships.

*Dr. Balentine moved to approve the Interagency Service Agreements between the Arizona Department of Education and the First Things First Northeast Maricopa Regional Partnership Council and the First Things First South Phoenix Regional Partnership Council.*

*Motion Second by Mr. Ary*

*Motion passes*

Mr. Moore asked to continue with Item 5A

- E. Presentation, discussion and consideration of disciplinary action against Precision Academy Systems, Inc. for non-compliance with Classroom Site Fund requirements.

Ms. Deanna Rowe listed the school violation and stated the inability of the school to address the findings the recommendation to enter an agreement. Based on the fiscal year 2008 audit, Precision Academy Systems has violated CSF requirements for four of the past five fiscal years. Given the reoccurring nature of the violations and the lack of success of corrective action efforts Ms. Rowe requested that the Board direct the Charter Board staff to work with Precision Academy in order to secure the terms of a consent agreement.

Ms. Rowe stated Mr. Dan Martinez was present in representation of the school.

Mr. Martinez stated the school has been out of compliance unintentionally and findings have been addressed to meet the requirements of the performed audit. Mr. Martinez said Precision High School is willing to work with Charter Board staff to ensure that they are in compliance with further audits.

*Ms. Mendoza moved to find that there is a basis upon which to issue a Notice of Intent to Revoke the Charter of Precision Academy Systems, Inc. for noncompliance with Classroom site Fund requirements. Given the recurring nature of the violation, the State Board of Education directs the staff of the State Board for Charter Schools to work with Precision Academy Systems, Inc. in order to secure the terms of a Consent Agreement regarding compliance with Classroom site Fund requirements that will be brought back to the board for its consideration. If efforts to secure a consent agreement are unsuccessful, the State Board of Education will consider further action, including*

*whether to issue a Notice of Intent to revoke the Charter of Precision Academy Systems, Inc.*

*Motion second by Dr. Balentine*

*Motion passes*

- F. Presentation, discussion and consideration to close rulemaking record and adopt proposed amendments to R7-2-608 Early Childhood Teaching Certificates, R7-2-615(L) Early Childhood Education Endorsement and R7-2-611 Special Education Teaching Certificates

Ms. Amator requested to close the rulemaking process for R7-2-608, R7-2-615(L) and R7-2-611. Ms. Amator stated the amendments would increase the pipeline of Early Childhood Special Education teachers by:

- Allowing individuals who hold the Early Childhood teaching certificate in combination with an Arizona cross-categorical, specialized special education, or severe and profound teaching certificate to be used in lieu of an early childhood special education certificate,
- Allowing the early childhood endorsement, when combined with an Arizona cross-categorical, specialized special education, or severely and profoundly disabled teaching certificate cross-categorical special education teaching certificate, to be used in lieu of an early childhood special education certificate,
- Additionally, the visually impaired and hearing impaired Special Education teaching certificates will allow the holder to be appropriately certified to teach those populations from birth to Grade 12.

*Dr. Balentine moved to close the rulemaking record and adopt the proposed amendments to R7-2-608 Early Childhood Teaching Certificates, R7-2-615(L) Early Childhood Education Endorsement and R7-2-611 Special Education Teaching Certificates*

*Motion second Ms. Kasey*

*Motion passes*

*Dr. Balentine moved to amended the motion and make the changes effective immediately*

*Motion second Ms. Kasey*

*Amended motion passes*

- G. Presentation, discussion and consideration to close rulemaking record and adopt proposed amendments to R7-2-615(J) Structured English Immersion (SEI) Endorsement

Ms. Amator requested to close the rulemaking process for R7-2-615(J) amendments. Ms. Amator said there was no public comment made at the public hearing held. This amendment would allow a full

bilingual or English as a second language (ESL) endorsement to be added to an administrator certificate.

*Ms. Kasey moved to close the rulemaking record and adopt the proposed amendments to R7-2-615(J) relating to the Structure English Immersion (SEI) Endorsement and make amendment effective immediately*

*Motion second by Ms. Owen*

*Motion passes*

- H. Presentation, discussion and consideration to close rulemaking record and adopt proposed amendments to R7-2-621 Reciprocity

Ms. Amator requested to close the rulemaking process for R7-2-612 and request to make changes effective immediately.

*Ms. Owen moved to close the rulemaking record and adopt the proposed amendments to R7-2-621*

*relating to Teacher Certification Reciprocity and make the changes effective immediately*  
*Motion second by Ms. Kasey*  
*Motion passes*

- I. Presentation, discussion and consideration to open rulemaking procedures for proposed amendments to R7-2-607 General Certification Provisions

Ms. Amator requested to open the rulemaking process on R7-2-607. Ms. Amator stated the amendment requested provides for language proficiency of a Native American language to be verified by an official designated by the appropriate tribe.

*Mr. Ary moved to initiate the rulemaking procedures for proposed amendments to R7-2-607 relating to General Certification Provisions*  
*Motion second by Dr. Balentine*  
*Motion passes*

- J. Presentation, discussion and consideration of Teacher and Professional Preparation Program Approval Process, Intern Certificate Requirements and Alternative Teacher Certification Options

Ms. Amator provided the rationale for the approval process and stated the process will ensure consistency and quality.

Professional preparation institutions may include, but are not limited to:

- Universities
- School Districts
- Professional organizations
- Private businesses
- Charter schools
- Regional Training Centers

Ms. Amator also listed the minimum requirements a professional preparation program shall include in the training. The following are the 7 steps of the process:

1. Institutions shall submit to the Department the information necessary to conduct a preliminary review of the preparation program
2. The Department notifies the institution whether or not all necessary information has been submitted to complete the primary review process
3. The Department initiates a review of the specific programs
4. Upon completion of the program review, the review team shall schedule and conduct an on-site visit
5. Upon completion of the on-site review, the review team shall, within 90 days, provide the institution with a report of its findings
6. Based upon its finding, the review team will recommend to the Board that the program be approved, approved with conditions or denied
7. An institution may request reconsideration of the Board's decision

Mr. Molera stated he is concerned that the process is based more for traditional institutions.

Ms. Mendoza stated she also has a concern that if a charter organizations try to answer the various questions they will not be able to provide the information because the process is mostly for traditional institutions.

Ms. Amator stated the process is not restricted.

Dr. Haeger asked if there have been difficulties with the current guidelines. Ms. Amator stated that to her knowledge there has not.

Mr. Molera stated that application process should be consistent.

Dr. Balentine stated the Race to the Top presentation will help explain the proposed process.

Ms. Amator explained the intern certificate general provisions and requirements for initial issuance. The requirements for an extension were also listed. Requirements for converting to a provisional certificate and the 9 current programs were listed. Ms. Amator stated the programs are equitable.

Dr. Nicodemus stated she also attended the conference in Washington and one of the presentations addressed the alternative pathways. Dr. Nicodemus asked if an intern certificate would also be defined as an alternative pathway. Ms. Amator stated she does not have the details of the requirements considered by Race to the Top.

Supt. Horne asked if Ms. Amator could explain the process of a flexible program for teachers who cannot go back to school but that have the content knowledge. Ms. Amator stated ADE would work side by side with teachers and the process has been written with flexibility.

Ms. Ary stated he is concerned of small school districts, rural school districts, and LEA's and stated the process is good but only as good as the resources to get it started.

Mr. Amator stated it would be a matter of aligning the work and requirements. Mr. Moore stated part of the concern is the Race to the Top requirements and one of the requirements is to have an alternative program. Mr. Moore stated if the process does not align with the RTTT process there is a timeline to make modifications to make sure process aligns. It is priority to make adjustments to the process in order to meet the RTTT requirements.

Ms. Amator stated certification has met with ABCTE and at this time do not have the guidelines from RTTT.

Mr. Molera stated he has requested to discuss the options because he has information that the RTTT will not be as flexible. Mr. Molera stated his main reason to request information on this process is to find out

Mr. Moore stated the Ms. Becky Hill from ABCTE is available for questions.

Ms. Hill stated the program is flexible but is more fitting for higher education. Ms. Hill said she does not want to project that ABCTE does not want to meet the requirements. The model reviewed is a complement to the current system.

Ms. Hill stated Mr. Sabba is available for program questions. Mr. Sabba stated the regulations are designed for university based programs. ABCTE customizes to every state and does what's best for students.

Mr. Andrew Morrill from AEA stated the goal in Arizona is not teacher certification the goal is teacher quality and this is the AEA's orientation also. The strategy has been an aligned certification process with professional teaching standards and content standards for students. Mr. Morrill stated the tactics should not be the focus.

Mr. Moore stated the purposed of the item was to present, discuss and consider the details of the options for programs. The issue will continue to be discussed at the next Board meeting.

Supt. Horne asked if this should be considered by the rules committee. Mr. Molera stated that would be at the Boards discretion and Ms. Deb Duval would be able to provide further information.

Ms. Amator stated the certifications committee will meet the first week of October. Ms. Mendoza asked what the rules committee would be considering. Mr. Horne stated the committee would only provide input but the Board will make the final decision on a proposed process.

Ms. Kasey stated the process needs further clarification. Ms. Amator stated ADE will be meeting with ABCTE and they may have proposed rules.

Mr. Moore said that rather than moving this topic to the rules committee this should continue to be considered by the Board with the presentation of RTTT. Mr. Lucero asked for clarification of the deadline and stated he is concerned about rushing the process. A special session was suggested to finalize the proposed process.

Mr. Moore stated he will work with Board staff to schedule a special session meeting before the next Board meeting to further discuss the options.

**Dr. Haeger left at 11:48 am**

**Mr. Lucero returned at 12:08 pm**

A copy of the power point can be provided by the State Board office.

6. ADJOURN

*Ms. Mendoza moved to adjourn*

*Motion second by Mr. Lucero*

*Motion passes*

Meeting adjourned at 12:41pm