

**Minutes**  
**State Board of Education**  
**Monday, June 28, 2010**

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  
Mr. Jacob Moore  
Supt. Tom Horne  
Ms. Eileen Klein  
Mr. Gregory Miller  
Ms. Diane Ortiz-Parsons  
Mr. Thomas Tyree  
Dr. James Horton  
Ms. Amy Hamilton

**Members Absent:**

Dr. John Haeger  
Mr. Jaime Molera

Pledge of allegiance and moment of silence  
Roll call

1. BUSINESS REPORTS

A. President's Report

Dr. Balentine attended the Achieve training in Washington D.C. Dr. Balentine asked if the department could provide an update on the national mission and Arizona's focus on Achieve.

B. Superintendent's Report

No report

C. Board Member Reports

No report

D. Director's Report

1. Board budget for Fiscal Year 2011

2. New Board duties and compliance timelines

Mr. Yanez provided a summary of the budget for the State Board which included information on total salary and ERE expenses for the Board staff, Board policy staff, and the Investigative Unit as well as operating expenses. Mr. Yanez stated there should be adequate funds to fill the two vacant positions in the Investigations Unit. The two Board Policy Staff vacant positions have been eliminated and the contract with LaSota and Peters was reduced by 33%. Mr. Yanez stated he could provide a line item budget report upon request of the Board.

A report with the duties the Board has been assigned per legislative action and the Race to the Top application was provided to the members. Mr. Yanez said whether the Race to the Top application is approved or not the reforms presented will be moved forward.

A brief summary of the following Board duties was provided by Mr. Yanez:

- RTTT Application: The Board shall appoint a task force for the purpose of developing a teacher and principal evaluation system. There are some items on the agenda that will require Board action related to this duty.
- Move on When Ready (HB2725): Rule development will begin in July and the rules adopted shall operate the new system. The procurement process for this duty will also begin in July. Further information regarding this HB 2725 will be provided at the August 23, 2010 meeting.

2. CONSENT AGENDA

- A. Consideration to approve State Board of Education minutes for:
  - 1. May 6, 2010 – Special Session
  - 2. May 24, 2010
  - 3. May 24, 2010 – Executive Session
  - 4. June 8, 2010
  
- B. Consideration to Approve Contract Abstracts:
  - 1. Arizona Youth Farm Loan Funds
  - 2. 2011 IDEA Positive Behavior Support Certificate Grants
  - 3. 2011 IDEA Autism Certificate Grants
  - 4. 2010-2011 NSLP Equipment Assistance Grant
  - 5. Adult Education Assistance Awards FY 2011
  - 6. 2010-2011 Migrant Education Program (PASS)
  - 7. Migrant Education Program contract with Yuma County
  - 8. 2011 Migrant Education Program state conference supplemental allocations
  
- C. Consideration to approve trainers for the Structured English Immersion Provisional and Full Endorsements
  
- D. Consideration to approve requests from the following school districts to budget and accumulate in the unrestricted capital section, pursuant to A.R.S. § 15-962 (F):
  - 1. Fort Thomas Unified School District FY 2009-2010
  - 2. Chinle Unified School District FY 2010-2011
  
- E. Consideration to approve the University of Arizona Educational Leadership Masters Program for principals
  
- F. Consideration to approve the Optional Performance Incentive Programs and fiscal year 2010 – 2011 budgets for the following school districts, pursuant to A.R.S. § 15-919:
  - 1. Joseph City Unified School District
  - 2. Sedona – Oak Creek Joint Unified School District
  
- G. Consideration to appoint the following individuals to the Certification Advisory Committee:
  - 1. Joe Thomas
  - 2. Duane Noggle
  - 3. Carolyn Dumler
  
- H. Consideration to accept the voluntary surrender of the teaching credentials held by Ronald M. Cates
  
- I. Consideration to accept the recommendation of the Professional Practices Advisory Committee and grant the teacher certification application for Mario Garibay
  
- J. Consideration to approve request from Yuma Elementary School

District to participate in the accounting responsibility program, pursuant to A.R.S. § 15-914.01

- K. Consideration to appoint the following individuals to the WestEd board of directors:
  - 1. Tacy Ashby
  - 2. Jacob Moore
  
- L. Consideration to approve school district applications for the Arizona On-Line Instruction program, pursuant to A.R.S. § 15-808
  
- M. Consideration to approve the proposed consent agreement in the matter of Precision Academy Systems, Inc. and Precision Academy System Charter School
  
- N. Consideration to approve contract amendments for the following charter schools:
  - 1. Partnership with Parents Inc.
  - 2. Edu-Prize, Inc.
  
- O. Consideration to accept gift from the Arizona Character Education Foundation, pursuant to A.R.S. § 15-204
  
- P. Consideration to appoint task force members for the purpose of developing the teacher and principal evaluation framework, pursuant to A.R.S. § 15-203(A)(38) – SB 10400

Mr. Tyree stated he would not vote due to agenda item considering a contract with the Yuma County. Mr. Tyree also requested further information on the process to select members for the Board Committees such as the Certification Advisory Committee.

*Ms. Ortiz-Parsons moved to approve the consent agenda as presented*  
*Motion second by Mr. Moore*  
Mr. Tyree recued from voting  
*Motion Passes*

3. CALL TO THE PUBLIC  
No requests to speak

#### 4. GENERAL SESSION

- A. Program update regarding Arizona Department of Education data warehouse

The update provided by Mr. Donald Houde included information for the following areas:

- Arizona Education Data Warehouse
- Data Governance & EduAccess
- New Data Collection Suite of Tools
- ADE IT Education Data Partnerships

Mr. Houde stated year 3 of the original federal \$6M has been completed on time and on target. The measures implemented enable LEAs and the SEA to identify students at behavioral and/or academic risk. The Share Point-based user interface portal has been enhanced to include measures explanation, data dictionary, pre-constructed reports with filtering capabilities, Excel for full analysis, and all training materials.

ADE's data management group has established the critical components of data governance strategy and data exchange policies formulation is proceeding. Mr. Houde said all measures have a time dimension of fiscal year or ranges of fiscal years to enable users in discovering trends and calculating rate of change from year-to-year or relative to a base year. Consequently, an LEA can identify critical student groups and individual students that the group comprises, and proceed to design and carry out remediation and then to evaluate results via the AEDW measures in the years following. Mr. Houde provided a list of the ADE groups, researcher groups, LEA's, and other agencies that have been trained to use the data system. An overview of the data governance business processes, the new data collection suite, and a list of the ADE IT data partnerships was also provided.

Ms. Klein asked if Mr. Houde could provide information on HB2733 and how the mandate affects the projects of the data warehouse. Mr. Houde stated an RFP will go out to institutions in order to evaluate the ADE data systems and by October 1<sup>st</sup> the RFP responses will be collected and evaluated in order to select a vendor. Mr. Houde stated an estimate has been submitted to the Governor's office on the cost of putting together an RFP. Ms. Klein asked if the RFP is for an evaluation not to outsource the system. Mr. Houde stated a recommendation could be made to outsource but base on funding and best practices the Superintendent has the right to accept the recommendation or not.

Mr. Klein asked if the Board could assist to expedite the RFP. Dr. Balentine stated she would work with Mr. Yanez to assist with the process.

Mr. Moore asked how districts that do not have all the resources can participate. Mr. Houde stated the new data collection a mechanism and training will be provided.

Dr. Balentine stated the complexity of the system for middle school and high school data concerns her and training needs for users is very important. Mr. Houde said there are a set of state level codes that could help with the data collection of middle and high school and training is critical.

Dr. Horton asked how compatible the system is to the systems used by higher education. Mr. Houde stated making the system compatible with the system used by higher education has been a priority and the system is set up for that compatibility.

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

B. Presentation, discussion and consideration to adopt the Common Core State Standards in Mathematics and English Language Arts

Ms. Cheryl Lebo stated the presentation of the final Common Core Standards would be provided by Ms. Mary Knuck and Dr. William McCallum. Ms. Lebo said the public will have until July 25<sup>th</sup> to review the approved common core and make recommendations on possible Arizona specific additions. Ms. Lebo stated the presentation would include a summary of the Arizona feedback received on common core to date and details of an updated transition plan. The plan outlines the professional development and technical assistance the Arizona Department of Education will sponsor to ensure that districts, schools and teachers receive the assistance they need in integrating the common core standards in mathematics and English language arts into a comprehensive course of study in K-12 which also includes science, social studies, educational technology, fine arts and health/physical education. Ms. Lebo said a major goal in this work is to help teachers recognize how standards complement one another and how learning is strengthened when connections are made across curricular areas.

Ms. Mary Knuck provided a list of the areas that were considered to create the standards and stated Dr. McCallum would review the benefits and key ideas related to the mathematics standards.

Dr. McCallum stated the goals and benefits of CCSS are the balance of concepts and skills. The key ideas in mathematics are:

- K-5: Focus on number and operations
- K-7: Graded ramp up to algebra, through fraction, ratios, and proportional reasoning
- 6-8 Rich hands-on work with ratios, geometry, statistics and probability.
- High school: Rigorous algebra, geometry, modeling, statistics and probability
- Emphasis throughout on problem-solving quantitative reasoning, and modeling

Ms. Knuck stated there were 190 committee comments analyzed and 95 comments were acted upon based on final released document. A sampling of the types of changes made do to comments received and information on the AZ survey was presented.

A summary of the crosswalk for mathematics for the following grade levels was provided:

- Kindergarten
- Third grade
- Sixth grade
- High School (Grades 9-12)

Dr. Horton asked if there has been an attempt to align with the JTED community in the areas of assessment and teacher methodology. Ms. Knuck stated there has been an effort and the CCSS committee included members with tech background. Dr. McCallum stated at the national level this has also been considered.

Ms. Klein asked for clarification on items removed or moved to another grade level. Ms. Knuck stated the general trend was to move from one grade level to the grade level right below or above depending on the work.

Ms. Knuck continued with the English Language Arts portion of the presentation. The key ideas for this subject area are as follows:

- Grade levels for K-8; Grade bands for 9-10 and 11-12
- Each strand is organized by CCR Anchor Standards Integrated Model of Literacy
- Research and media skills blended into the standards
- K-5 standards include expectations for Reading, writing, listening and language
- 6-12 standards are divided into 2 sections: ELA and History/Social Studies, Science, and Technical Subjects

As with the mathematics standards changes to the English language arts standards were made based on the feedback received. Dr. Balentine stated it was good to see a better balance for an educational experience for students. Mr. Tyree asked who most of the feedback was from. Ms. Knuck stated information was received from the business community, students, parents, and teachers amongst others. The group was very diverse.

Mr. Yanez asked for information on the timeline. Ms. Knuck stated there will be four stages to the timeline and listed the information for each stage.

Ms. Lebo asked the Board to consider the approval of the Common Core State Standards recognizing this common core will not involved in operational assessments until about 2015 and prior to that field tests and pilot tests will be given. Additionally all states involved in Race to the Top are required to adopt the common core state standards by August 2<sup>nd</sup>.

*Mr. Tyree moved to adopt the Common Core State Standards in Mathematics and English Language*

*Arts, as presented.*

*Motion second by Ms. Ortiz-Parsons*

Mr. Moore stated this national effort is critical for the students of Arizona and he supports the new standards as presented. Mr. Moore thanked Ms. Lebo, Ms. Knuck, and Dr. McCallum for their work.

*Motion passes*

C. Presentation and discussion regarding the Race to the Top assessment competitions

Ms. Roberta Alley provided an overview of the two separate competitions Arizona has applied for.

The category A completion is for a comprehensive assessment system that would test students knowledge of the common core. Arizona is part of the Partnership for Assessment of Readiness for College and Careers (PARCC). Ms. Alley stated the application for category A was signed by the Governor, Dr. Balentine and Supt. Horne.

Category B is a completion for high school assessment systems. Arizona has submitted an application submitted an application in this category to help secure funding for the implementation of the Board Examination Systems, as prescribed in HB 2731 and this application was also signed by the Governor, Dr. Balentine and Supt. Horne.

Ms. Amanda Burke, Director for the Center for the Future of Arizona provided a handout with an overview of the process. Ms. Burke stated Arizona was one of the first ten states to join the consortium and these states will be the only ones eligible for grant funding. The following are grant narrative highlights presented:

- Theory of action - the Consortium will take the Board's Examination System and adapt them for use in a high school design intended to improve the academic performance of high school students and prepare them for a college-ready level.
- Structure and operations - Arizona is a Governing Member of the Consortium and the voting board members are Dr. Vicki Balentine and State Representative Rich Crandall.
- Memorandum of Understanding - Approved and signed by the Governor, State's Chief Procurement Officer, the Supt. of Public Instruction and the President of the State Board of Education.
- Research Plan - The plan focuses on assuring that the assessments meet professional standards for fairness, reliability and validity, determining that each exam is aligned with the Common Core State Standards and establishing a defensible and empirically supported set of performance criteria for college readiness in mathematics and English literacy.

Ms. Burke also provided information on the evaluation plan, course assessment program implementation, project management and timeline.

The Consortium will utilize Board Exam Systems to develop a STEM curriculum and a career and technical education program. These programs will be made available as "upper level" options for students in grades 11 and 12. The Consortium developed two budgets. The first assumes that the grants are secured for both of the grant applications to the Race to the Top Assessment program and the Investing in Innovation Program. The second budget assumes that the Consortium wins only the Race to the Top High School Assessment Program grant.

Ms. Burke stated grant funds will also be utilized directly by NCEE to provide support to Consortium member states. This support will be substantial and will include: technical assistance; research and evaluation; the development and implementation of a specialized science, technology, engineering and mathematics curriculum and a career and technical education program; and outreach and communications support.

D. Presentation, discussion and consideration to accept the findings of fact, conclusions of law and recommendation of the Professional

Practices Advisory Committee to suspend the teaching certificate(s)  
held by Joseph Eggleston

Ms. Charles Easaw provided an overview of Mr. Eggleston's case and stated Mr. Eggleston was present for questions. Mr. Easaw stated the PPAC withdrew its recommendation to approve the settlement agreement approved on September 9, 2008 due to review of testimony presented at the PPAC hearing on February 10, 2010. The PPAC found no evidence that Mr. Eggleston intentionally tried to deceive the Investigative Unit regarding having been a substitute teacher during the spring semester of 2006.

Mr. Eggleston stated he has learned from his mistakes and his hope was that the Board would consider the disciplinary action recommended by the PPAC.

Dr. Balentine asked for information on the significance of the retroactive suspension. Ms. Emma Mamaluy stated the 4 year retroactive suspension will be reflected in the national data bank and will stay on record for the entirety of Mr. Eggleston's career. The retroactive suspension means Mr. Eggleston was not able to teach for 4 years and it has been over 5 years since the incident.

*Mr. Moore moved to accept the findings of fact, conclusions of law and recommendations of the PPAC and suspend the teaching certificates held by Joseph Eggleston*

*Motion second by Dr. Hamilton*

*Nay- Mr. Miller*

*Motion passes*

- E. Presentation, discussion and consideration to accept the findings of fact, conclusions of law and recommendation of the Professional Practices Advisory Committee to revoke the teaching certificate(s) held by Joe Montes Jr.

Mr. Easaw provided an overview of the case and stated the recommendation of the PPAC was to revoke the teaching certificates held by Mr. Joe Montes. Mr. Easaw stated Mr. Montez was not present.

Mr. Miller asked if there was information on the where about of Mr. Montez and if he could be working as a principal. Mr. Easaw stated it was believed that Mr. Montez was living out of state and principal certificate held by Mr. Montez had expired.

*Dr. Horton moved to accept the findings of fact, conclusions of law and recommendations of the PPAC and revoke the teaching certificates held by Joe Montez Jr.*

*Motion second by Mr. Tyree*

*Motion passes*

Dr. Balentine asked to move the executive session items after a short recess.

Board recessed at 11:41 AM and returned at 11:50 AM

*Mr. Moore moved to convene in Executive Session*

*Motion second by Mr. Tyree*

*Motion passes*

Convened in Executive Session at 11:51 AM

*Ms. Ortiz-Parsons moved to reconvene*

*Motion second by Mr. Tyree*

*Motion passes*

Reconvened at 12:58 PM

Ms. Klein did not return.

Dr. Balentine stated the meeting would continue with item 4I

- F. Presentation, discussion and consideration to close the rulemaking record and adopt proposed rules R7-2-616(F) (G) and (H) regarding Interim Supervisor Certificates – grades PreK through 12, Interim Principal Certificates – grades PreK through 12 and Interim Superintendent Certificates – grades PreK through 12

Mr. Yanez stated the proposed amendments will allow the holder of the interim administrator certificate to be employed as an administrator while completing the administrator preparation program. This certificate could be used in conjunction with a traditional administrator preparation program and the way for alternative pathways to administrator certification. A public hearing was held on June 23<sup>rd</sup> and no comment was received.

Mr. Miller asked what programs individuals could enroll in. Mr. Yanez said his understanding was the department was in the process of working with higher ed. to develop the programs. Mr. Miller asked if language could be added to the rule to reflect time served in the administrative positions.

*Mr. Miller moved to table the item*  
*Motion second by Mr. Moore*  
*Motion passes*

- G. Presentation, discussion and consideration to close the rulemaking record and adopt proposed rule R7-2-615(E) regarding Mathematics Endorsements

Mr. Yanez stated the Board opened the rule making on the proposed rule language on May 24, 2010 and provided a summary of the proposed updates to the rule. This rule provides greater specificity to the course work required and also requires 3 additional credit hours. At the Boards request an additional option of a passing score on the middle school mathematics knowledge portions of the Arizona Educator Proficiency Assessment. A public meeting was held June 23<sup>rd</sup> and no comment was received. Mr. Yanez said staff is requesting the proposed amendment become effective on July 1, 2011.

*Mr. Tyree moved to close the rulemaking record and adopt proposed rule R7-2-615(E) regarding Mathematics Endorsements*  
*Motion second by Mr. Moore*  
*Motion passes*

- H. Update regarding *Placida Maldonado v. Arizona State Board of Education*. 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 *Placida Maldonado v. Arizona State Board of Education*. 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.

Ms. IaFrate

- I. Presentation and discussion regarding proposed settlement offer submitted by James M. Houston. 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 the Board's position in this matter. 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.

Dr. Balentine stated Dr. Houston wished to address the Board and let Dr. Houston know he would have 5 minutes for his presentation.



Dr. James Houston joined the meeting telephonically and read a statement to the Board. Dr. Houston's statement was a summary of the PPAC and Board actions. Dr. Houston stated additional information was faxed and asked that the Board take these documents into consideration.

*Mr. Moore moved to reject the offer for settlement submitted by Dr. James M. Houston.*

*Motion second by Mr. Miller*

*Motion passes*

- J. Update regarding *Gilbert Unified School District No. 41 v. The State of Arizona et. al.* 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 *Gilbert Unified School District No. 41 v. The State of Arizona et. al.* 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. Mr. Sampson

*Dr. Horton moved to accept the proposed settlement offer for attorney's fees and authorize Dr. Balentine to sign the agreement on the Board's behalf.*

*Motion second by Mr. Miller*

*Motion passes*

Returned to item F.

5. ADJOURN

*Mr. Tyree moved to adjourn*

*Ms. Ortiz Parsons second the motion*

*Motion passes*

Meeting adjourned at 1:23PM