

**Kentucky Board of Education Regular Meeting
October 2, 2019 2:00 PM
Laurel County Schools
G.C. Garland Building
710 North Main Street
London, KY 40741**

Minutes

The Kentucky Board of Education (KBE) held its regular meeting on October 2, 2019 at the Laurel County Schools, G.C. Garland Building, 710 North Main Street, London, Kentucky. The board conducted the following business:

I. Call to Order

Chair Heiner welcomed everyone and called the meeting to order at 8:32 a.m.

Chair Heiner announced for everyone watching via live webcast, that the agenda and board documents may be found on the KDE website. Chair Heiner thanked Laurel County for hosting the meeting and individuals providing closed captioning for their service and reminded everyone to silence their cell phones.

II. Roll Call

Chair Heiner asked for a roll call of members. The following members were present: Ben Cundiff, Tracey Cusick, Rich Gimmel, Kathy Gornik, Hal Heiner, Gary Houchens, Alesa Johnson, Joseph Papalia, Milton Seymore, Laura Timberlake, and Deputy Secretary of the Education and Workforce Development Cabinet Deputy Secretary Mike Nemes on behalf of Secretary Ramsey.

Absent: Amanda Stamper and Council on Postsecondary Education (CPE) President Dr. Aaron Thompson.

Chair Heiner stated a quorum was present.

III. Pledge of Allegiance

Chair Heiner led the members in the Pledge of Allegiance.

IV. Minute of Silence

Chair Heiner and members observed a minute of silence.

V. Report from the Secretary of the Education and Workforce Development Cabinet

Deputy Secretary Mike Nemes presented an update on current programmatic and legislative initiatives at the cabinet, with emphasis on education opportunities for adults and workforce readiness.

VI. Report from the Commissioner of Education

KDE Commissioner Wayne Lewis presented information about Kentucky's new accountability system. The Commissioner discussed recent misconceptions being publically shared about the development and intent of the 5-star rating system. Following, the Commissioner shared information about 5-star schools, the new Commissioner's List, performance level descriptors, and CSI and ATSI schools.

VII. Update on Jefferson County Public Schools-Superintendent Marty Pollio (Review Item)

Dr. Marty Pollio presented an update on JCPS's Corrective Action Plan (CAP) including information in the areas of instructional management and career and technical education (CTE), areas that began last year's report. Dr. Pollio shared recent efforts to increase the percent of students meeting benchmarks, including the teacher backpack and other areas of comprehensive system reviews. Dr. Pollio also shared information on the academies of Louisville targeting career pathways, business partnerships and transition readiness.

VIII. Report of the Curriculum, Instruction and Assessment Committee on Action/Discussion Items

Committee Chair Houchens presented on behalf of the Curriculum, Instruction and Assessment Committee and asked to move the committee action items to the board for approval as the committee did not meet quorum.

Chair Houchens, due to timing, called for hearing the following review item:

1. Amendment to 703 KAR 5:140, Requirements for School and District Report Cards (First Reading)

Chair Houchens was joined by Associate Commissioner Sims to discuss proposed amendments to update the requirements of the school and district report card, and adding a new section on communication on federal and state accountability classifications.

Chair Houchens then called for hearing and approval of the following action items:

1. Amendment to 704 KAR 3:303, Required Academic Standards (Second Reading)

Motion to approve the amended regulation, 704 KAR 3:303, was made by Ben Cundiff and seconded by Laura Timberlake. Chair Heiner requested a voice vote. Passed unanimously.

2. New Regulation, 704 KAR 8:080, Required Academic Standards in Career Studies (Second Reading)

Motion to approve the amended regulation, 704 KAR 8:080, was made by Tracey Cusick and seconded by Kathy Gornik. Chair Heiner requested a voice vote. Passed unanimously.

3. Amendment to 780 KAR 2:040, Live Work Projects (Second Reading)

Motion to approve the amended regulation, 780 KAR 2:040, was made by Rich Gimmel and seconded by Ben Cusick. Chair Heiner requested a voice vote. Passed unanimously.

4. Amendment to 780 KAR 2:060, Discipline of Students (Second Reading)

Motion to approve the amended regulation, 780 KAR 2:060, was made by Kathy Gornick and seconded by Tracy Cusick. Chair Heiner requested a voice vote. Passed unanimously.

5. Kentucky School for the Deaf (KSD) Advisory Appointments

Motion to approve the suggested advisory appointments, Scott Haun, Susan Dorn and Debbie Martin, was made by Ben Cusick and seconded by Joe Papalia. Chair Heiner requested a voice vote. Passed unanimously.

Chair Houchens presented the following review items to the full board:

1. Amendment to 704 KAR 7:090, Homeless Children and Youth Education Program (First Reading)

Chair Houchens discussed the proposed amendments to 704 KAR 7:090 which provides the legal framework for Kentucky's homeless education program, including but not limited to criteria for program implementation, requirements related to residency and enrollment, and procedures for the resolution of disputes.

2. Amendment to 704 KAR 3:370, Kentucky Framework for Personnel Evaluation (First Reading)

Chair Houchens discussed proposed amendments to this regulation to replace the Principal and Assistant Principal Performance Standards with the Professional Standards for Educational Leaders (PSEL).

IX. Report of the Finance Committee on Action/Discussion Items

Chair Gornik presented on behalf of the Finance Committee and moved approval of the following items:

1. Approval Estill County School District's Request for Site Acquisition Approval that Exceeds 10% of the Maximum Budget per 702 KAR 4:050

Chair Heiner requested a voice vote. Passed unanimously.

2. Approval of 2019-2020 Local District Tax Rates Levied

Chair Heiner requested a voice vote. Passed unanimously.

3. Approval of District Facility Plan Amendment for Fayette County Schools

Chair Heiner requested a voice vote. Passed unanimously.

X. Report of the Operations Management Committee on Action/Discussion Items

Chair Papalia presented on behalf of the Operations Management Committee and moved approval of the following items:

1. Discussion and Approval of Kentucky Board of Education Priority Award Topic

Chair Heiner requested a voice vote. Passed unanimously.

2. Discussion and Approval of Recommendation for Commissioner's Evaluation

Committee Chair Papalia led the board in a discussion on the findings of the Commissioner's self-evaluation, along with the committee's feedback. Chair Heiner requested the evaluation be amended to remove the Commissioner's 2019-2020 goals for further discussion and refinement. Laura Timberlake made a motion to adopt the new evaluation and Hal Heiner seconded the motion. Chair Heiner requested a voice vote. Passed unanimously.

Chair Papalia briefly presented the following review items for the board's awareness:

1. Amendment to 702 KAR 5:080, Bus Drivers Qualifications, Responsibilities and Training (First Reading)

2. Amendment to 702 KAR 7:125, Pupil Attendance (First Reading)

3. Kentucky Facilities Inventory and Classification System (KFICS) Report to General Assembly

XI. KBE Retreat Follow-Up/Opportunity Myth Implementation Update - Review Item

KDE Associate Commissioner Rhonda Sims and Division Director Krista Hall provided a follow up presentation on statewide efforts to confront the "Opportunity Myth" as discussed at the KBE

Retreat and review statewide professional learning for standards implementation, which focuses on the four key commitments for student success as determined by TNTP research findings.

XIII. LUNCH- 12:00 a.m. – 1:00 p.m. ET: No business conducted.

XIV. Public Comment Segment

No public comments were made at the meeting.

XII. 2018-2019 Assessment and Accountability Results Update - Review Item

KDE Associate Commissioner Rhonda Sims and Division Directors Kevin Hill and Jennifer Stafford presented information on the overall 5-star system, data from the 2018-2019 school year, along with the identification of Comprehensive Support and Improvement (CSI) and Targeted Support and Improvement (TSI) schools. Elementary and middle schools received star ratings based on performance in indicators of Proficiency, Separate Academic and Growth. High School ratings were based on Proficiency, Separate Academic, Transition Readiness and Graduation.

XV. Approval of Kentucky Board of Education Legislative Agenda - Action/Discussion Item

Chair Heiner requested the board postpone hearing the proposed legislative agenda to allow the department additional time for refinement.

XVI. Approval of 2020-2022 Biennial Budget Request – Action/Discussion Item (2:15 p.m.)

KDE Associate Commissioner Robin Kinney and Division Director Charles Harman discussed an overview of the biennial budget process, along with defined calculations, to determine prioritization of additional budget requests. Kinney and Harmon reviewed budget requests and shared what initiatives were required by law and those that would support department priorities. Kinney shared that final KBE guidance and approval of 2020-2022 Biennial Budget request will be submitted to the Governor’s Office by the November deadline.

Kathy Gornik made a motion to approve the 2020-2022 Biennial Budget Request so the department may submit the request to the Governor’s Office by the November deadline. Gary Houchens seconded the motion. Chair Heiner requested a voice vote. Passed unanimously.

XVII. Internal Board Business

A. Approval of Members to the State Evaluation Appeals Panel (SEAP)

Chair Heiner discussed the need to appoint three KBE members to the SEAP. Chair Heiner named the following individuals to serve during 2019-2020: Tracey Cusick, Alesa Johnson and Milton Seymore. Joe Papalia made a motion to approve the appointment of

the members to the panel and Ben Cusick seconded the motion. Chair Heiner requested a voice vote. Passed unanimously.

XVIII. Information Items (Review Item)

KDE General Counsel Deanna Durrett relayed that further information would be provided to those members appointed to the SEAP.

A. Hearing Officer's Report

KDE General Counsel Deanna Durrett shared the progress of the KBE regulations in the regulatory process.

B. Litigation Report

KDE General Counsel Deanna Counsel presented the litigation report which provided updates to the KBE on pending litigation involving the KBE and/or KDE.

XIX. Adjournment

Laura Timberlake motioned to adjourn the meeting, Joe Papalia seconded the motion and it was approved by unanimous voice vote.

The meeting adjourned at 3:36 p.m.