

Minutes
State Board of Education
August 4, 2022

Brooke Axiotis
Des Moines

Rodney Bradley
Denison

Cindy Dietz
Cedar Rapids

Cassandra Halls
Carlisle

Brian J. Kane
Dubuque

Mike May
Spirit Lake

Nathan Peterson
Iowa City

John Robbins
Iowa Falls

Georgia Van Gundy
Waukee

Alaina Whittington
Student Member
Diagonal

Ann Lebo
Director and
Executive Officer

The State Board of Education (State Board) meeting was held on August 4, 2022, in person at the Grimes State Office Building, 400 E. 14th Street, Des Moines, Iowa.

State Board members present were Rod Bradley, Cassandra Halls, Brian Kane, Mike May, Nathan Peterson, John Robbins, Georgia Van Gundy and Alaina Whittington.

Iowa Department of Education (Department) staff members present were Ann Lebo, Shan Seivert, Earl Whipple, Jeremy Varner, Thomas Mayes, Rachel Bosovich, Heather Doe, Eric St Clair, Kassandra Cline, Jay Pennington, Kala Shipley, Kimberly Villotti, Dennis Harden, Paula Nissen, Barbara Anderson, Barbara Ohlund, Courtney Clement, Jason Crowley, Maryam Rod Szabo, Kelly Faga, Eric Heitz, Janet Boyd, Holly Barnes, Pam Spangler, Song Luong, Tom Deeter, Lisa Albers, Sara Nickel, Holli Marolf, Jen Rathje, Kathy Bowers, Jina Brincks, Hannah Walsh, Rachel Kruse and Carol McMains.

Also in attendance were: Kristy Latta, Ahlers & Cooney; Josie Lewis, West Des Moines Community School District; Alan Ostergren, P.C.; Jodi Grover, Billie Cowley and Alex Hansen, Upper Iowa University; Rebecca Bates, American Institutes for Research; Cynthia Knight and Chuck Krueger, Choice Charter School; Kelley Rice and Brandy McOmber, Iowa Vocational Rehabilitation Services; Pam Gronau; Dar Danielson, Radio Iowa; Teri Patrick; Carrie Wright; Brittany Garling and Angela Hunter, Buena Vista University; Jennifer Rasmussen, Mount Mercy University; Leah Cole, Grand View University; Catharine Freeman, Hawkeye Community College; Ellen Spencer and Cathy Stierman, Clarke University; Patsy Steffen and Dominique Darling, Des Moines Area Community College; Leah Murphy, Northwest Iowa Community College; Mary Anne Nickle, Iowa Valley Community College; Chad Biermeier, University of Dubuque; Skylar Tallal, Iowa News Now; Sharlene Sullivan; Thomas Levis; Rita Bettis Austen; Dale Patrick; Katie Grieving, Decoding Dyslexia Iowa; Amber Williams; Jacob Hall; Mike Ehrmentraut; Cooper Turner; Jane Dufoe, Office of Governor Reynolds; Nick Laning; Kristin Rozeboom and Brad Trow, Iowa House Republican Caucus; Bridget Godes, Iowa Senate Democratic Caucus; Robin Opsahl, Iowa Capital Dispatch; Jerry Homeyer; Claire Celsi, Iowa Senate; Lori Knight; Bob Rafferty; Megan Gapinski; Melissa Peterson, Iowa State Education Association; Twila Ingham; Marcia Powell; Olivia Allen; Samantha Fett;

Nathaniel Arnold, Professional Educators of Iowa; Chris Stensland; Grant Gerlock, Iowa Public Radio; Courtney Collier; and Jeff Latta.

State Board Business Meeting

John Robbins called the meeting to order at 9:00 a.m.

It was moved by Cassandra Halls and seconded by Brian Kane to approve the agenda. The motion carried unanimously.

The meeting was conducted in person, with remote access information provided in the notice of meeting.

Communication

John Robbins made a statement regarding limiting the time of public comment based on the number of speakers.

Public Comment

Cynthia Knight, Choice Charter School, provided comment regarding the proposed changes to charter school funding.

Chuck Krueger, offered comment in support of Choice Charter School.

Katie Grieving, Decoding Dyslexia Iowa, shared comments regarding the Dyslexia Task Force recommendations.

Senator Claire Celsi offered support to parents of students with dyslexia.

Director's Report

Director Lebo introduced Kim Buryanek, Division Administrator for Learning and Results.

Dr. Buryanek shared information regarding her background. She looks forward to working with the Board to have a positive impact on children in Iowa.

Director Lebo provided information regarding Governor Reynolds' school safety initiative.

There was discussion regarding school safety funding, vulnerability assessments, digital critical incident mapping technology and improvements to school buildings.

Consent Agenda

Motion: Brian Kane made a motion and Rod Bradley seconded to approve the consent agenda.

Vote: The motion carried.

Thomas Mayes, General Counsel, acknowledged the exceptional work by Kelley Rice, Iowa Vocational Rehabilitation Services, in conducting a thorough rewrite of Chapter 56.

In re: Challenged Library Book, T.P. vs. West Des Moines Community School District

Thomas Mayes, Presiding Administrative Law Judge, presented In re: Challenged Library Book, T.P. vs. West Des Moines Community School District, regarding the appeal of a denial of a challenge to the book, *Gender Queer*, remaining on the shelves of the Valley Southwoods Freshman High School.

The Administrative Law Judge (ALJ) recommends finding that the Appellant lacks standing. Alternatively, the ALJ recommends affirming the West Des Moines Community School Board decision. Reasonable minds could differ on whether the challenged book should remain on the shelves of the Southwoods library and, since reasonable minds can differ, the school board's decision must be affirmed under the applicable standard of review.

Mayes introduced Alan Ostergren, Attorney for the Appellant, who presented oral argument.

Mayes introduced Kristi Latta, Attorney for the Appellee, who presented oral argument.

There was discussion regarding parent recourse, student access to the book, the merits of the case, public comment for and against the book being retained, Appellant standing, jurisdiction and State Board authority.

Motion: Nathan Peterson made a motion and Mike May seconded that the State Board has jurisdiction and should review the merits In re: Challenged Library Book, T.P. vs. West Des Moines Community School District.

Vote: A roll call vote was taken. Aye: Rod Bradley, Mike May and Nathan Peterson. Nay: Cassandra Halls, Brian Kane, John Robbins and Georgia Van Gundy. The motion failed.

There was further discussion regarding Appellant standing, jurisdiction, public comment during the public forum, local control and jurisdiction.

Motion: Brian Kane made a motion and Nathan Peterson seconded that the State Board has no jurisdiction In re: Challenged Library Book, T.P. vs. West Des Moines Community School District, under Chapter 290.1.

Vote: A roll call vote was taken. Aye: Rod Bradley, Cassandra Halls, Brian Kane, John Robbins, and Georgia Van Gundy. Nay: Mike May and Nathan Peterson. The motion carried.

Mayes acknowledged the fine work of the attorneys in this case.

Rules: Chapters 6, 17 and 36 – Open Enrollment (Notice of Intended Action and Adopted and Filed – Emergency)

Thomas Mayes and Eric Heitz, Administrative Consultant, Bureau of School Improvement, provided background regarding Chapters 6, 17 and 36 – Open Enrollment.

House File 2589's Division VI eliminated open enrollment deadlines, eliminated remaining open enrollment appeal rights to the State Board, and made conforming changes, including changes

to athletic eligibility rules. The Division is effective on enactment. This double barrel rulemaking implements this Division, which authorizes emergency rules.

Mayes explained that the emergency rule is an interim step and that there will be a standard notice and comment period.

There was discussion regarding insufficient classroom space, appropriate special education programs, students under suspension or expulsion, changes in residence, intra-district transfers, rulemaking authority and transportation.

Motion: Brian Kane made a motion and Mike May seconded that the State Board amend Chapters 6, 17 and 36 on an emergency basis and give notice of its intent to amend Chapters 6, 17 and 36.

Vote: The motion carried.

Rules: Chapter 19 – Charter Schools (Notice of Intended Action and Adopted and Filed – Emergency)

Thomas Mayes, Eric Heitz, Cassandra Cline, Chief, Bureau of School Business Operations, and Janet Boyd, Consultant, Bureau of School Improvement, provided background regarding Chapter 19 – Charter Schools.

House File 2575's Division IX revised charter school funding. The Division is effective on enactment. This double barrel rulemaking implements this Division, which authorizes emergency rulemaking. It also eliminates surplus language regarding a Board of Educational Examiners (BoEE) duty that the Board has already fulfilled.

Mayes explained that the emergency rule is an interim step and that there will be a standard notice and comment period.

There was discussion regarding Choice Charter School's request for forward funding, reconciliation points, Choice Charter's contract, precedent for future charters, verification of students served, risk management, grant opportunities, charter school start-up costs, Department discretionary funding and tuition out funds transfer.

Motion: Mike May made a motion and Brian Kane seconded that the State Board amend Chapter 19 on an emergency basis and give notice of its intent to amend Chapter 19.

Vote: The motion carried.

Legislative Update

Eric St Clair, Legislative Liaison, shared the Department's annual letter to the field issued in July, which provides a detailed summary of legislation affecting schools which was passed during the legislative session and signed into law.

Iowa Student Outcomes

Paula Nissen, Interim Chief, Bureau of Community Colleges, shared information regarding the Iowa Student Outcomes website created by the Department in collaboration with Iowa Workforce Development, Iowa Board of Regents, Iowa College Aid Commission and Iowa Area Education Agencies (AEAs). The website is a resource that includes reports spanning K-12, community colleges, adult education, Iowa Regents universities and employment.

There was discussion regarding targeted users, how the data is being used, measuring employment of community college students and retention of students in Iowa.

Rules: Chapters 77 and 79 – Practitioner Preparation Standards (Notice)

Thomas Mayes and Maryam Rod Szabo, Consultant, Bureau of Community Colleges, provided background regarding Chapters 77 and 79 – Practitioner Preparation Standards.

House File 2801 eliminated the requirement that practitioner preparation programs report the results of program entrance examinations to the Department, as well as the requirement that teacher candidates pass a program completion assessment. These proposed amendments conform the rules to House File 2081.

There was discussion regarding a school's ability to continue to require the Praxis.

Motion: Rod Bradley made a motion and Nathan Peterson seconded that the State Board give notice of its intent to amend Chapters 77 and 79.

Vote: The motion carried.

Clarke University Online Accelerated Teacher Certification Pathway Program Approval

Maryam Rod Szabo presented the Clarke University (Clarke) Online Accelerated Teacher Certification Pathway Program. Clarke plans to offer an accelerated fully online elementary education program. Under 281 Iowa Administrative Code (IAC) chapter 79, Clarke will be able to meet the requirements for a bachelor's degree and licensure. The program is offered in accelerated and online format, but there will be no curricular changes regardless of the delivery format.

There was discussion regarding oversight of online programs.

Motion: Brian Kane made a motion and Georgia Van Gundy seconded that the State Board award full approval to Clarke University to offer an online accelerated elementary education program including K-6 and K-8 endorsements until the next review of the unit scheduled for 2025-2026.

Vote: The motion carried.

Buena Vista University Paraeducator Preparation Program Approval

Maryam Rod Szabo presented the Buena Vista University (BVU) Paraeducator Preparation Program Approval. BVU submitted a request for approval of the Generalist Certificate. Upon review of the evidence, it is determined that BVU has met each of the program standard

requirements in IAC 281-80 and has submitted the appropriate curriculum exhibits to meet the BoEE requirements in IAC 282-24.

There was discussion regarding the length of the approval period.

Motion: Cassandra Halls made a motion and Mike May seconded that the State Board approve the Buena Vista University Paraeducator Preparation Program through the next review scheduled for the 2026-2027 academic year.

Vote: The motion carried.

Des Moines Area Community College Paraeducator Preparation Program Approval

Kelly Faga, Consultant, Bureau of Community Colleges, presented the Des Moines Area Community College (DMACC) Paraeducator Preparation Program Approval. DMACC submitted a request for approval of the Generalist Certificate. Upon review of the evidence, it is determined that DMACC has met each of the program standard requirements in IAC 281-80 and has submitted the appropriate curriculum exhibits to meet the BoEE requirements in IAC 282-24.

There was discussion regarding coordination of college credit and generalist certification requirements.

Motion: Georgia Van Gundy made a motion and Nathan Peterson seconded that the State Board approve the Des Moines Area Community College Paraeducator Preparation Program through the next review scheduled for the 2027-2028 academic year.

Vote: The motion carried.

Grand View University Paraeducator Preparation Program Approval

Maryam Rod Szabo presented the Grand View University (GVU) Paraeducator Preparation Program Approval. GVU submitted a request for approval of the Generalist Certificate. Upon review of the evidence, it is determined that GVU has met each of the program standard requirements in IAC 281-80 and has submitted the appropriate curriculum exhibits to meet the BoEE requirements in IAC 282-24.

Motion: Mike May made a motion and Nathan Peterson seconded that the State Board approve the Grand View University Paraeducator Preparation Program through the next review scheduled for the 2027-2028 academic year.

Vote: The motion carried.

Hawkeye Community College Paraeducator Preparation Program Approval

Kelly Faga presented the Hawkeye Community College (HCC) Paraeducator Preparation Program Approval. HCC submitted a request for approval of the Generalist Certificate and Early Childhood area of concentration. Upon review of the evidence, it is determined that HCC has met each of the program standard requirements in IAC 281-80 and has submitted the appropriate curriculum exhibits to meet the BoEE requirements in IAC 282-24.

There was discussion regarding paraeducators being paid during their clinical.

Motion: Brian Kane made a motion and Cassandra Halls seconded that the State Board approve the Hawkeye Community College Paraeducator Preparation Program through the next review scheduled for the 2026-2027 academic year.

Vote: The motion carried.

Iowa Valley Community College Paraeducator Preparation Program Approval

Kelly Faga presented the Iowa Valley Community College (IVCC) Paraeducator Preparation Program Approval. IVCC submitted a request for approval of the Generalist Certificate. Upon review of the evidence, it is determined that IVCC has met each of the program standard requirements in IAC 281-80 and has submitted the appropriate curriculum exhibits to meet the BoEE requirements in IAC 282-24.

There was discussion regarding paraeducators being paid during their clinical.

Motion: Cassandra Halls made a motion and Mike May seconded that the State Board approve the Iowa Valley Community College Paraeducator Preparation Program through the next review scheduled for the 2026-2027 academic year.

Vote: The motion carried.

Mount Mercy University Paraeducator Preparation Program Approval

Maryam Rod Szabo presented the Mount Mercy University (MMU) Paraeducator Preparation Program Approval. MMU submitted a request for approval of the Generalist Certificate. Upon review of the evidence, it is determined that MMU has met each of the program standard requirements in IAC 281-80 and has submitted the appropriate curriculum exhibits to meet the BoEE requirements in IAC 282-24.

There was discussion regarding eligibility of high school students and the Teacher and Paraeducator Registered Apprenticeship Program requirements.

Motion: Brian Kane made a motion and Nathan Peterson seconded that the State Board approve the Mount Mercy University Paraeducator Preparation Program through the next review scheduled for the 2026-2027 academic year.

Vote: The motion carried.

Northwest Iowa Community College Paraeducator Preparation Program Approval

Kelly Faga presented the Northwest Iowa Community College (NCC) Paraeducator Preparation Program Approval. NCC submitted a request for approval of the Generalist Certificate. Upon review of the evidence, it is determined that NCC has met each of the program standard requirements in IAC 281-80 and has submitted the appropriate curriculum exhibits to meet the BoEE requirements in IAC 282-24.

Motion: Georgia Van Gundy made a motion and Rod Bradley seconded that the State Board approve the Northwest Iowa Community College Paraeducator Preparation Program through the next review scheduled for the 2027-2028 academic year.

Vote: The motion carried.

University of Dubuque Paraeducator Preparation Program Approval

Maryam Rod Szabo presented the University of Dubuque (UD) Paraeducator Preparation Program Approval. UD submitted a request for approval of the Generalist Certificate. Upon review of the evidence, it is determined that UD has met each of the program standard requirements in IAC 281-80 and has submitted the appropriate curriculum exhibits to meet the BoEE requirements in IAC 282-24.

There was discussion regarding clinical work with minority students.

Motion: Brian Kane made a motion and Cassandra Halls seconded that the State Board approve the University of Dubuque Paraeducator Preparation Program through the next review scheduled for the 2027-2028 academic year.

Vote: The motion carried.

Upper Iowa University Paraeducator Preparation Program Approval

Kelly Faga presented the Upper Iowa University (UIU) Paraeducator Preparation Program Approval. UIU submitted a request for approval of the Generalist Certificate. Upon review of the evidence, it is determined that UIU has met each of the program standard requirements in IAC 281-80 and has submitted the appropriate curriculum exhibits to meet the BoEE requirements in IAC 282-24.

Motion: Georgia Van Gundy made a motion and Rod Bradley seconded that the State Board approve the Upper Iowa University Paraeducator Preparation Program through the next review scheduled for the 2027-2028 academic year.

Vote: The motion carried.

Conditions for Learning Survey Data Analysis

Barbara Anderson, Administrative Consultant, Bureau of Learner Strategies and Supports, Courtney Clement, Consultant, Bureau of Student and Family Special Education, Jason Crowley, Consultant, Bureau of Information and Analysis Services, and Barbara Ohlund, Executive Officer, Division of Learning and Results, provided information around the Conditions for Learning (CfL) Survey, an annual student survey measuring school environment.

Anderson presented a PowerPoint which addressed:

- CfL Survey Purpose
- Iowa School Performance Profile (ISPP) – Weights
- Uses of CfL Data
- Statewide Multi-tiered Systems of Supports
- Survey Constructs

- Examples of Items by Construct
- ISPP
- Example of ISPP CfL Scores
- Changes Over Time
- State CfL Survey Results, Grades 3-5
- State CfL Survey Results, Grades 6-12

There was discussion regarding data analysis, emotional safety, how schools will use resources such as the University of Iowa Mental Health Center, grant opportunities to provide more social-emotional-behavioral health services, school safety, availability of additional classroom support, need for partnerships and bullying and harassment data.

School Finance Workshop

Jeremy Varner, Administrator, Division of Community Colleges, and Kassandra Cline provided an overview of community college funding, school district funding and the School Budget Review Committee (SBRC).

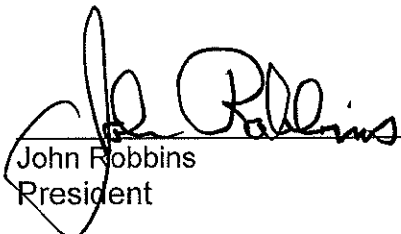
A PowerPoint was presented which addressed:

- Community College Funding
 - Funding Sources
 - Expenditures
 - Fund Structure
 - Resources
- SBRC Overview
 - SBRC Membership
 - Current Membership – Standing Members
 - Current Membership – Appointed by Governor, Confirmed by Senate
 - Decision Context
- Finance Basics
 - General Finance Terms and Concepts
 - Revenue
 - Revenue Sources
 - Expenditures
 - Financial Control: District Funds
 - Financial Control: Public Purpose
 - Fund Structure
- SBRC Hearings
 - New Hearing
 - SBRC Actions
 - Hearings – Class Action Requests for Modified Supplemental Amount
 - Hearings – Individual Request
 - Hearings – Most Common Requests Not Approved
 - Hearings – Common Reasons Districts are Required to Appear
 - Exhibits
 - Process
 - Department's Recommendation

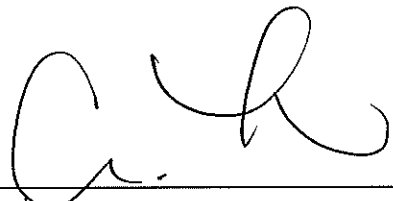
- SBRC: Unspent Authorized Balance Per Pupil
- SBRC: Unspent Authorized Balance Per Pupil Less Categoricals
- SBRC: Unspent Authorized Balance Per Pupil Changes
- Resources

There was discussion regarding the general institution expenditure category, federal funding and federal relief funds, Community College Trustees, local school board approval of spending, allowable growth, charter school program funding, average cost per pupil, AEA flow through funding, regular program costs, tax levies, spending authority, Secure an Advanced Vision for Education (SAVE) dollars, district interfund loans and the community college budget approval process.

The meeting adjourned at 3:00 p.m.



John Robbins
President



Ann Lebe
Director