



**Minutes
State Board of Education
September 12, 2019**

Brooke Axiotis
President
Des Moines

Michael Bearden
Vice President
Gladbrook

Bettie Bolar
Marshalltown

Joshua Byrnes
Osage

Angela English
Dyersville

Michael L. Knedler
Council Bluffs

Mike May
Spirit Lake

Mary Ellen Miller
Wayne County

Kimberly Wayne
Des Moines

Fez Zafar
Student Member
Clive

Ryan M. Wise
Director and
Executive Officer

The State Board of Education meeting was held on Thursday, September 12, 2019, in the Grimes State Office Building, Des Moines, Iowa. State Board members present were Brooke Axiotis, Mike Bearden, Joshua Byrnes, Angela English, Mike Knedler, Mike May, Mary Ellen Miller, Kimberly Wayne, Fez Zafar, and Bettie Bolar (via telephone). Iowa Department of Education staff members present were Ryan Wise, David Tilly, Jeremy Varner, Tom Deeter, Erika Cook, Kris Kilibarda, Matt Coulter, Nicole Proesch, Shan Seivert, Staci Hupp, Tom Cooley, Thomas Mayes, Larry Bice, Eric St Clair, Amy Williamson, Jay Pennington, Marietta Rives, David Canaday, Lora Rasey, Pat Thieben, Lisa Stange, and Jody Crane. Others in attendance were Jodi Grover, Iowa Association of Colleges for Teacher Education; Kathy Hanlon and Michael Guanci, Legislative Services Agency; Mark Jacobs, Reaching Higher Iowa; M.J. Dolan, Iowa Association of Community College Trustees; Trent Workman and Stephanie Estrada, Pearson; Catherine Welch and Steve Dunbar, University of Iowa; Mark Gruwell, Heartland Team Solutions; Mary Grinstead and Connie Sievers, Des Moines Independent Community School District; Alyson McIntyre-Reiger and Peggy Wild, Advancing Connections; David King; Tom Lane; Bill Decker and Jennifer Coombes, Mississippi Bend Area Education Agency; Robert Kobylski, Davenport Community School District; Dave Epley, House Democratic Staff; and Sandy Schmitz.

STATE BOARD BUSINESS MEETING

Mike Bearden called the meeting to order at 9 a.m.

Angela English made a motion and Mike Knedler seconded to approve the agenda. The motion carried.

COMMUNICATION

Public Comment

Mark Jacobs, Reaching Higher Iowa, provided public comment regarding the Iowa Statewide Assessment of Student Progress (ISASP).

Director's Report

Ryan Wise, Director, Iowa Department of Education (Department), reported that the May State Board meeting will be held in northwest Iowa.

Wise provided an update on the Diagonal Community School District regarding the State Board's action and subsequent Department visit, which will occur October 1-3, 2019. An update will be brought back to the State Board in November. There was a question about whether there will be parent involvement in the comprehensive visit.

Wise shared that the Administrative Rules Review Committee approved the Chapter 44 rules, which include a requirement that all new school buses be equipped with lap-shoulder belts.

Wise spoke about what he has observed during his school district visits. Topics include Teacher Leadership and Compensation (TLC), student mental health, and the focus on work-based learning and high-quality career and technical education. He plans to visit 31 school districts this semester.

Wise reported on technology upgrades that are occurring at the Department and the transition to paperless State Board meetings.

CONSENT AGENDA

Mary Ellen Miller made a motion and Mike May seconded to approve the consent agenda. The motion carried.

BOARD ACTION/DISCUSSION AGENDA

Rules: Chapter 12 – General Accreditation Standards (Notice)

Nicole Proesch, Administrative Rules Coordinator, and Jeremy Varner, Administrator, Division of Community Colleges and Workforce Preparation, presented the Chapter 12 rules. Proesch commented on the connection of the Chapter 12, Chapter 22, Chapter 46, Chapter 96, Chapter 97 and Chapter 98 rules.

The proposed amendments to Chapter 12 reflect legislative changes from the 2019 legislative session. Item 1 makes conforming modifications to 2019 Iowa Acts, chapter 164, Senate File 603. Item 2 adds a new subrule to Chapter 12 to make clear the conditions under which a school district or accredited nonpublic school may use community college courses to meet offer-and-teach requirements.

Motion: Angela English made a motion and Mike Knedler seconded that the State Board give public notice of its intent to amend Chapter 12.

There was discussion regarding examples of accredited nonpublic schools, and key highlights of the rule changes were shared.

Vote: The motion carried unanimously.

Rules: Chapter 22 – Senior Year Plus Program (Notice)

Nicole Proesch and Jeremy Varner presented the Chapter 22 rules. The proposed amendments to Chapter 22 reflect legislative changes from the 2019 legislative session. Items 1-4, 6, and 8-9 make conforming modifications to 2019 Iowa Acts, chapter 164, Senate File 603, allowing for direct contracts between an accredited nonpublic school and a community college to provide concurrent enrollment coursework. Items 5 and 7 add new definitions clarifying part-time and full-time enrollment through concurrent enrollment and the postsecondary enrollment options program.

Item 10 reformats rule 22.17, and adds a new subrule 3 to implement provisions of 2016 Iowa Acts, chapter 1108, sec. 61 that clarify when it is permissible for a school district to provide access to community college coursework through the postsecondary enrollment options program when the school district also has a contract in place to provide concurrent enrollment coursework.

Item 11 corrects a reference to a section of rule rescinded with the adoption of Chapter 46. Items 12-17 make clarifying changes to the Project Lead the Way (PLTW) program in order to clearly signal the ways in which school districts and community colleges may offer PLTW courses. Item 18 designates a new division for the summer college credit program.

Varner provided additional information regarding changes to the rules.

There was discussion regarding how many classes a student must be enrolled in to be eligible to participate in extracurricular activities, whether concurrent enrollment counts towards high school graduation, how the \$1 million was distributed, and the number of career academies and regional centers there are in the state.

Motion: Mike May made a motion and Joshua Byrnes seconded that the State Board give public notice of its intent to amend Chapter 22.

Vote: The motion carried unanimously.

Rules: Chapter 46 – Career and Technical Education (Notice)

Nicole Proesch and Jeremy Varner presented the Chapter 46 rules. The proposed amendment adds a new section to Chapter 46, career and technical education. The new section establishes a policy framework for the career academy incentive fund, established through the reauthorization of the Secure an Advanced Vision for Education (SAVE) fund, House File 546, 2019 Iowa Acts, chapter 166. The fund is intended to support the development of career academy programs, in particular career academy programs delivered through regional centers (centralized facility through which multiple school districts and a community college deliver instruction to students). New section 281 – 46.13 establishes for career academy incentive fund eligible applicants, an application process, evaluation criteria, and awarding mechanism, as well as clarifies allowable uses of funds.

As used in this rule, a career academy is a career-oriented or occupation-oriented program of study; the same as that defined in 281 – rule 46.11. A regional center is a facility for the delivery of career and technical education programming, providing access to at least four career academy programs and serving a combined 120 students from no fewer than two school districts or a minimum of four school districts; the same as that defined in 281 – rule 46.12.

Varner provided additional information regarding changes to the rules.

There was discussion regarding what organization acts as the lead academic facilitator.

Motion: Mike Knedler made a motion and Angela English seconded that the State Board give public notice of its intent to amend Chapter 46.

Vote: The motion carried unanimously.

Rules: Chapter 96 – Statewide/Local Option Sales and Services Tax for School Infrastructure (Notice)

Nicole Proesch and Tom Cooley, Chief, Bureau of School Business Operations, presented the Chapter 96 rules, which address the requirement for smaller districts to provide a certificate of need to expend funds received from the statewide sales and service tax for infrastructure SAVE fund. The proposed amendments to Chapter 96 remove references to the former local option sales and services tax for school infrastructure, which ended effective July 1, 2008, and reflect legislative changes brought about during the 2019 legislative session. A more detailed explanation of these amendments follows: Items 1, 2, and 4 remove references to the former local option sales and services tax and definitions that were specifically related to this tax.

Item 3 implements 2019 Iowa Acts, chapter 166, House File 546, which added requirements pertaining to the request for a certificate of need. This is required for smaller districts to expend funds received from the SAVE fund. This item also includes an updated Iowa Code citation and changes references from the former budget guarantee to the budget adjustment under Iowa Code section 257.14.

There was discussion regarding the certificate of need, membership of the School Budget Review Committee (SBRC), delivery of education to rural schools, and how issues that go before the SBRC are resolved that end in a tie.

Motion: Mary Ellen Miller made a motion and Angela English seconded that the State Board give public notice of its intent to amend Chapter 96.

Vote: The motion carried unanimously.

Mike Bearden passed the gavel to Brooke Axiotis.

Rules: Chapter 97 – Supplementary Weighting (Notice)

Nicole Proesch and Tom Cooley presented the Chapter 97 rules, which outline supplementary weighting. The proposed amendments to Chapter 97 reflect legislative changes to supplementary weighting brought about during the 2019 legislative session. A more detailed explanation of the proposed amendments follows.

Item 1 adds accredited nonpublic schools to the definition of supplant, which applies to concurrent enrollment coursework and clarifies that supplementary weighting applies only to Iowa resident students.

Item 2 implements changes to eligibility for supplementary weighting pertaining to public school students attending community college offered coursework resulting from 2019 Iowa Acts, chapter 164, Senate File 603. The changes include eligibility for districts with Basic Educational Data Survey enrollment of less than 600 that have entered into a sharing agreement with a community college to provide one unit of coursework in science or one unit of coursework in mathematics that is used to meet accreditation standards to request supplemental weighting for that unit, provided certain conditions are met.

Item 3 implements changes to the time period for district eligibility for whole-grade sharing supplementary weighting resulting from 2019 Iowa Acts, chapter 101, House File 596. This item also includes proposed changes to the items required by the Department for the report of progress that districts are required to submit when requesting year two and year three of whole-grade sharing supplementary weighting. Additionally, the proposed amendment adds a process to follow in the event an election on reorganization fails to pass after the SBRC has approved a district's application for whole-grade sharing supplementary weighting.

Item 4 implements changes resulting from 2019 Iowa Acts, chapter 164, Senate File 603 that create a weighting for accredited nonpublic schools that access concurrent enrollment coursework through an agreement directly with a community college. This weighting is used to generate payment to a community college subject to an appropriation to the Department for this purpose.

Motion: Angela English made a motion and Mike Bearden seconded that the State Board give public notice of its intent to amend Chapter 97.

Vote: The motion carried unanimously.

Rules: Chapter 98 – Financial Management of Categorical Funding (Notice)

Nicole Proesch and Tom Cooley presented the Chapter 98 rules, which outline the financial management of categorical funding. Item 1 of the proposed amendments is a non-substantive reference cleanup. Item 2 of the proposed amendments reflects legislative changes brought about during the 2019 legislative session, which include additional stipulations for use of tax revenues generated through the statewide sales and services tax for school infrastructure SAVE fund. The amendments also remove

references to the former local option sales and services tax. Item 2 clarifies that operating transfers from the school nutrition fund are allowed to claim indirect costs.

Motion: Angela English made a motion and Mary Ellen Miller seconded that the State Board give public notice of its intent to amend Chapter 98.

Vote: The motion carried unanimously.

Chapter 103 Rules Input Plan (Corporal Punishment Ban; Restraint; Physical Confinement and Detention Rules)

Nicole Proesch and David Tilly, Deputy Director, Division of Learning and Results, provided an update on the Chapter 103 rules. At the August State Board meeting, the board declined to adopt the proposed Chapter 103 rules and requested further hearings and discussions with education stakeholders.

Tilly reported on the plan that is in place for the Department to receive additional input on the rules. Individual meetings are being held with the petitioners that brought forward the original petition for rule making. Meetings are also being held with the individuals who provided input at the August State Board meeting. In addition, six regional meetings will be held across the state.

Mike May thanked the Department for its efforts with this matter.

In re Open Enrollment of C.C. (Des Moines Independent Community School District)

Nicole Proesch, Administrative Law Judge, presented *In re Open Enrollment of C.C. (Des Moines Independent Community School District)*. The Des Moines district has multiple attendance centers and offered the student the option to attend another building within the district. The State Board precedent and law finds that if a student has other options within the same school district, they would not be allowed to open enroll out to another district.

Proesch explained the appeal procedures and recommended that the State Board affirm the decision of the Des Moines Independent Community School District.

There was discussion regarding transportation, timing of the events and filing of the open enrollment request, and parental choice.

Motion: Mike May made a motion and Joshua Byrnes seconded that the State Board approve the proposed decision affirming the decision of the local board of directors of the Des Moines Independent Community School District denying the open enrollment request of C.C.

There was discussion regarding the negative consequences if the State Board does not approve the proposed decision, the board's precedent, and changing the law.

Mike May moved the question.

Vote: The motion carried unanimously.

Public Comment (continued)

Margaret Buckton, Urban Education Network, provided public comment regarding the ISASP.

Iowa Statewide Assessment of Student Progress

Catherine Welch and Steve Dunbar, Iowa Testing Programs, The University of Iowa, provided a presentation focused on the process and results of setting performance levels for the ISASP. The State Board was being asked to approve the performance levels that determine how many students met expectations on the ISASP.

A PowerPoint was presented that addressed:

- Panelists
 - Panelists by Content and Grade Level
 - Panelists by District Size and Location
 - Panelists by Gender and Race/Ethnicity
 - Panelists by Years of Experience
 - Experience with Student Populations

There was discussion about whether the 185 panelists represented both public and nonpublic schools, the percent of minority teachers in the state, whether there was an opportunity for all Iowa school districts to have representation on the panel, what the dividing line was for rural and urban/suburban representation, whether the demographics of the panel mirrored the student population in the state, and the position (teacher/administrator) of the individuals represented on the panel.

The PowerPoint presentation continued and addressed:

- Process Review
 - Setting Student Achievement Level Cut Scores
- Reviewing Results
 - Recommended Cut Scores
 - English Language Arts Example
 - Impact
 - English Language Arts Results for All Students
 - English Language Arts Results for All Students Across Years

There was additional discussion regarding the cut score ranges, whether the proposed cut scores were increasing or decreasing the expectations to be proficient, whether the criteria for being proficient in 2017-2018 was too low, whether the proposed cut scores would make it harder to be considered advanced, how this process was different from the previous process, next steps and timeline if the State Board adopts the achievement levels and opportunities for public feedback on the recommendations.

A handout titled “Iowa Statewide Assessment of Student Progress Student Achievement Levels” was distributed and discussed. There were questions regarding the content and information presented.

There was discussion regarding how the adoption of the achievement levels would affect educators and administrators, effects on remedial classes at the college level, implications on the Every Student Succeeds Act, how long the cut scores would remain in place, and the impact on teachers.

Dunbar and Welch explained why they chose the Extended Modified (Yes/No) Angoff method versus a statistical approach and how those processes could have resulted in different outcomes.

The ripple effect and implications were shared should the board choose to table this decision until November. There was discussion regarding the information presented.

Motion: Joshua Byrnes made a motion and Mike May seconded that the State Board adopt the achievement levels for the Iowa Statewide Assessment of Student Progress.

There was conversation regarding the board’s options to amend the motion, scheduling a special State Board meeting, and what delaying adoption would accomplish.

Mike May called the question.

Vote: A roll call vote was taken. Aye: Brooke Axiotis, Mike Bearden, Joshua Byrnes, Angela English, Mike Knedler, Mike May, Mary Ellen Miller and Kimberly Wayne. Absent: Bettie Bolar. The motion passed unanimously.

Career and Technical Education Standards Adoption

Pat Thieben, Acting Chief, Bureau of Career and Technical Education, introduced Mark Gruwell, Heartland Team Solutions; Connie Sievers, Des Moines Public Schools; Lisa Stange, Consultant, Bureau of Career and Technical Education; Peggy Wild and Alyson McIntyre-Reiger, Advancing Connections. Information was presented regarding the process used to review the standards for career and technical education and future steps for implementation.

A PowerPoint was presented that addressed:

- Purpose
- Iowa’s Career and Technical Education Service Areas
- Pathways Within Each Cluster
- National Standards
- Program Management Committees
- Information Technology
- Applied Science, Technology, Engineering, and Manufacturing
- Process

- Survey Conducted as Part of the Standards Review Process
- Reasons Survey Responders Approved the Standards
- Graphic Representation by AEA
- Issues Identified by Standards Reviews
- Recommendations from Reviews of Standards
- How Standards will Change Instruction in Iowa
- Assessments
- Approval
- Next Steps

Motion: Mike Knedler made a motion and Mike Bearden seconded that the State Board adopt the Career and Technical Education Standards.

Vote: The motion carried unanimously.

Dordt University Paraeducator Preparation Program Approval

Marietta Rives, Consultant, Bureau of Leading, Teaching, Learning Services, presented the Dordt University Paraeducator Preparation Program. Dordt submitted a request for approval of the Generalist, Level 1 paraeducator certification program. Upon review of the evidence, it was determined that Dordt met each of the program standard requirements and has submitted the appropriate curriculum exhibits. This certificate program represents the recently revised Board of Educational Examiner's competencies. Dordt is the only institution in the state that offers paraeducator certification to individuals going through the teacher preparation program.

Rives reviewed the institution's areas of strength and areas in need of improvement.

There was discussion regarding how long it takes individuals going through the program to receive their certification and diversity standards for the teacher preparation and paraeducator preparation programs.

Motion: Angela English made a motion and Kimberly Wayne seconded that the State Board approve the paraeducator preparation program request submitted by Dordt University. This approval will extend through September 2024.

Vote: The motion carried unanimously.

Davenport Community School District Accreditation Update

Amy Williamson, Chief, Bureau of School Improvement, introduced Robert Kobylski, Superintendent, Davenport Community School District, and Tom Lane, who is the expert coach for Davenport.

Williamson reported that the corrective action items due to the Department in August were turned in on time and were satisfactory. In addition, she reviewed the corrective action items that are due to the Department in September/October.

Lane indicated that he is impressed with Kobylski's work ethic, enthusiasm, and talent for leadership. Lane feels that the proper connections that need to be made both internally and externally are being made. He also spoke about work that has occurred with the Davenport board.

Kobylski talked about efforts underway in Davenport toward meeting the conditions of their accreditation and beyond. He is overseeing every aspect of the Phase II operations and action plans that are in place.

There was discussion regarding the status of the positive behavior interventions and supports recommendation, the district's bullying and harassment policy, the status of reconvening the individualized education programs (IEPs) and delivery of compensatory education, and what the district plans to do so the situation with IEPs and compensatory education does not happen again.

Mississippi Bend Area Education Agency Update

Amy Williamson introduced expert mentors Timothy Grieves and David King; Bill Decker, Administrator, and Jennifer Coombes, Business Manager, Mississippi Bend Area Education Agency (MBAEA).

Williamson reported on the status of corrective action items. She explained why it has been recommended to remove the requirement under Item #5h.

Grieves provided an update (on behalf of Tom Downs) on work that has occurred with the board. He spoke about results of the AEA version of *Eight Traits of Effective School Boards*, which is a self-assessment tool. There was a follow-up question regarding a comment noted in Attachment B.

Grieves also provided an update on leadership. There was a question regarding what he will be looking for in the program audits.

King shared additional information regarding Coombes's qualifications and work experience. He commented on the responsiveness, cooperation, and interest from Decker and Coombes in being able to document and demonstrate the fact that they are on a course to get the agency financially solid, be sustainable, and provide the required services.

King reported on the status of the following corrective action items: #4, #5a, #5b, #5e, #5f, and #5g.

There was discussion regarding decreasing the number of employees and whether that was rightsizing in the most appropriate manner, at what point will it be recommended to focus only on required services and eliminating nonessential services, staffing classifications, whether MBAEA's Certificates of Participation are the norm, whether other area education agencies have similar building debt, and when the early retirement will return to zero.

Iowa Instructional Rubric - Teacher Leadership and Compensation

Ryan Wise introduced Lora Rasey, Consultant, Division of Policy and Communications. Wise spoke about the recent adoption of a statewide instructional framework that allows districts to get a clear definition and vision of what excellent teaching looks like. It is a powerful tool that will help improve instruction and ultimately student learning.

A PowerPoint was presented that addressed:

- Iowa Instructional Framework Background
 - Fall of 2017, Director Wise formed an Instructional Rubric Advisory Committee
 - Teacher Learning Progressions
 - Focus on Instructional Practice
 - Student Learning and Growth
- Iowa Teaching Standards and Criteria Alignment
- Participating Stakeholders
- What is the advantage of supporting teachers in action in the classroom?
- Iowa Instructional Framework
 - Planning, Environment, Instruction, Professionalism
- Iowa Instructional Framework
 - Parts of the Framework
 - Domains, Indicators, Descriptors, Performance Levels
- Iowa Instructional Framework Coaching Cycle
- Next Steps
 - Train-the-Trainer
 - Implementation Support
- Research on High-Performing Schools

State Board members reviewed components of the Iowa Instructional Rubric and shared comments.

There was discussion regarding how to show teachers the rubric is not an evaluation of their performance and whether there is any impact data on different groups of teachers.

Brooke Axiotis passed the gavel to Mike Bearden.

Board Communication Policy

Ryan Wise led the discussion regarding State Board members' roles and responsibilities in regard to communication and email protocol. Items discussed included: Freedom of Information Act requests, state email addresses for State Board members, responding to constituents, refraining from "replying to all" in email correspondence, and business cards.

Board Reports

Mike Knedler attended the grand opening of a recreational center at Iowa Western Community College.

Kimberly Wayne attended and delivered the keynote speech at the Equity in Education Social Justice Conference.

Ryan Wise distributed a draft copy of the 2020 State Board priority brochure.

Fez Zafar reported on “Youth Voices: The Iowa Caucus” that will be held in Des Moines on September 22.

The meeting adjourned at 3:00 p.m.

Brooke Axiotis
President

Ryan M. Wise
Director