

LOUISIANA STATE BOARD OF ELEMENTARY AND SECONDARY EDUCATION

SEPTEMBER 17, 2009

The Louisiana Purchase Room Baton Rouge, LA

The Louisiana State Board of Elementary and Secondary Education met in regular session on September 17, 2009, in the Louisiana Purchase Room, located in the Claiborne Building in Baton Rouge, Louisiana. The meeting was called to order at 9:15 a.m. by Board President Keith Guice and opened with a prayer by Debra Reynolds, a teacher at Westdale Heights Academic Magnet in Baton Rouge, Louisiana.

Board members present were: Mr. Dale Bayard, Mr. John Bennett, Ms. Glenny Lee Buquet, Ms. Penny Dastugue, Mr. Jim Garvey, Ms. Louella Givens, Mr. Keith Guice, Ms. Linda Johnson, Mr. Walter Lee, Ms. Tammie McDaniel, and Mr. Chas Roemer.

Ms. Kendra Pullen, a teacher at Riverside Elementary School in Shreveport, Louisiana, led the Pledge of Allegiance.

Agenda Item 5 On motion of Mr. Lee, seconded by Ms. Givens, the Board approved the agenda as printed and disseminated, with the addition of Emergency Agenda Items 19-24. (Schedule 1)

Agenda Item 6 On motion of Ms. Givens, seconded by Ms. Johnson, the Board approved the minutes of August 20, 2009.

Agenda Item 7 Notices of Intent

There were no Notices of Intent submitted to the Louisiana Register for publication in June 2009.

The Board agreed to take Agenda Items 14 and 15 out of order.

Agenda Item 14 Senator Ben Nevers, Chairman of the Senate Committee on Education, gave a brief report on the Legislators Back to School Program, which is scheduled to begin the third week of September 2009, and requested the Board's support of that endeavor. Senator Nevers introduced Ms. Sherri Breaux, Chief Legislative Researcher for the Louisiana Senate, and Ms. Cathy Ortego, Senate Co-Coordinator for the Legislators Back to School Program. Ms. Breaux introduced Ms. Kathleen Randall, Civic Education Coordinator for the House of Representatives, who will assist Board members in coordinating participation in the Legislator's Back to School Program.

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Representative Pat Smith encouraged Board members to support and to participate in the Legislators Back to School Program.

On motion of Ms. Givens, seconded by Ms. Johnson, the Board endorsed the Legislators Back to School Program.

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Ms. Breaux provided the Board with an update on upcoming activities of the Legislative Youth Advisory Council. Her report highlighted the following key initiatives:

- Participation in an annual leadership seminar, which focuses on leadership, government, and the legislature;
- The Lighten Up Louisiana Youth Program;
- Participation in *Louisiana Public Square*, and
- The World Peace Event.

(Schedule 2)

Agenda Item 15

Ms. Tammy Crain Waldrop, Researcher for the Louisiana Senate, and Board member Dale Bayard provided the Board with a brief explanation of the Resolution from the Louisiana Commission on Civic Education.

On motion of Mr. Bayard, seconded by Ms. Givens, the Board received the resolution from the Louisiana Commission on Civic Education and referred to the High School Redesign Commission for consideration at its meeting on Monday, September 21, 2009, the Resolution and current policy on the requirements for high school graduation for review and recommendations regarding increasing the mandatory Carnegie units required for civics from one-half unit to one full unit.

(Schedule 3)

The Board returned to the regular agenda order.

Agenda Item 8

Report by the State Superintendent of Education

On behalf of Superintendent Pastorek, Deputy Superintendent of Education Ollie Tyler, highlighted the following in the "Report by the State Superintendent of Education":

- Ms. Tyler recognized the following recipients of the 2008 Presidential Award and 2009 Finalists for Excellence in Mathematics and Science Teaching.

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The 2008 Louisiana Presidential Award recipient for Mathematics is Ms. Debra Reynolds. Ms. Reynolds teaches fourth grade math at Westdale Heights Academic Magnet School in East Baton Rouge and has 25 years of teaching experience. Additionally, Ms. Reynolds was the East Baton Rouge Parish Elementary School Teacher of the Year. Ms. Cheryl Singer is the principal at Westdale Heights. Mr. John Dilworth is her superintendent. Ms. Linda Johnson is her elected BESE Representative.

The 2008 Louisiana Presidential Award recipient for Science is Ms. Kendra Renae Pullen. Ms. Pullen teaches fourth grade science at Riverside Elementary School in Shreveport and has been teaching for 11 years. She also has been a member of elementary science committees for the Louisiana Department of Education. Ms. Christy Terrill is her principal. Her superintendent is Dr. Gerald Dawkins. Mr. Walter Lee is her elected BESE Representative.

- The Presidential Award for Excellence in Mathematics and Science Teaching is the most prestigious national honor that a math or science teacher can receive. The recognition includes a \$10,000 grant from the National Science Foundation along with a recognition ceremony held by the President of the United States at the White House.
- These teachers are not only recognized for their ability to teach, but also for serving as role models for other teachers. They have participated in local and state organizations, have extensive knowledge of the subject they teach, participate in professional development opportunities, and are involved in several other activities.
- To be considered for the award, teachers are nominated by their peers, students, principals, or others who know the teachers personally. These teachers go through an extensive application and review process which includes both written information and a video section. State finalists are selected by a state committee and are forwarded to a national review committee that selects one person in math and one person in science as the Presidential Award recipient for the designated year.
- The 2008 Presidential Awardees will receive their awards at the White House later this fall.

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- Ms. Tyler recognized the following State Finalists for the 2009 Presidential Award in Mathematics, who were announced in July, and their applications are currently under review. In the coming months, they will find out whether they have been designated as a 2009 Presidential Award winner.

Ms. Pamela Goodner is a high school mathematics teacher at Episcopal High School in Baton Rouge. Ms. Goodner has been teaching for 18 years. Mr. Jeff Brock is the High School Division Head at Episcopal, and Ms. Kay Betts is Head of School. Mr. Chas Roemer is her elected BESE Representative.

Ms. Kathryn McInnis teaches at L.P. Monteleone Junior High School in St. Tammany. As a teacher with 12 years of experience, she was a member of the writing team for the Louisiana Comprehensive Curriculum. Ms. Donna Addison is the principal at Monteleone Junior High School, and Ms Gayle Sloan is her Superintendent. Mr. Jim Garvey is her elected BESE Representative.

- Ms. Tyler recognized the following State Finalist for the 2009 Presidential Award in Science.

Ms. Lisa Hartman teaches high school science at Benjamin Franklin Senior High School in New Orleans and has 11 years of teaching experience. Dr. Timothy Rusnak is the school principal, and Mr. Darryl Kilbert is the district Superintendent. Ms. Louella Givens is her elected BESE Representative.

- This week we learned that six Louisiana public schools and one Louisiana private school have earned the distinction of being named a 2009 National Blue Ribbon school. This prestigious honor, which is awarded by the United States Department of Education, recognizes public and private elementary, middle, and high schools that are either academically superior or have made significant gains in student achievement and helped close gaps in achievement among minority and disadvantaged students. These Louisiana schools were among 314 Blue Ribbon Schools across the country. Each school will receive a plaque and flag signifying their Blue Ribbon status. In November, a ceremony honoring all 2009 Blue Ribbon schools will be held in Washington, D.C.

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Louisiana's 2009 Blue Ribbon Schools are:

- Sherwood Middle School in East Baton Rouge Parish,
 - Ben Franklin High School in Orleans Parish,
 - L. J. Alleman Middle School in Lafayette Parish,
 - French Settlement Elementary School in Livingston Parish,
 - DeRidder Junior High in Beauregard Parish,
 - Vidalia Junior High in Concordia Parish, and
 - St. James Episcopal Day School, a private school in East Baton Rouge Parish.
- Ms. Tyler stated that she was pleased to report that 29 of Louisiana's lowest-performing schools have improved their test scores and attendance data enough to shed the *Academically Unacceptable* label.
 - Six schools in Caddo Parish; six schools in East Baton Rouge Parish; along with two schools each in Avoyelles, Jefferson, Richland, and Rapides parishes; and one school each in East Carroll, St. James, St. Landry, Union, Lafayette, City of Monroe, Evangeline, Pointe Coupee, and West Baton Rouge parishes have improved their scores and are no longer considered *Academically Unacceptable* schools.
 - This is a tremendous accomplishment for these schools, and they should be commended for their efforts.
 - Ms. Tyler introduced two new additions to the Department's staff.
 - The Department has identified several key areas in which it would like to improve its capacity to support local schools districts as they strive to raise student achievement. Key to those efforts is the federal Race to the Top (RTTT) initiative, which will help transform struggling schools. To help Louisiana with these initiatives, the Department has hired Jacob Landry, who is serving as a policy advisor. Mr. Landry will help guide the Department's efforts around the Race to the Top fund and other initiatives.
 - Chris Meyer is serving as a special advisor to Superintendent Pastorek and executive director for Race to the Top. Mr. Meyer will also be focused on the Department initiatives to improve our state's lowest performing schools.
 - Ms. Tyler invited Mr. Landry and Mr. Meyer to provide the Board with a brief update on Race to the Top. The following are highlights of their update.

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RTTT Timeline

Since Superintendent Pastorek last briefed the Board on RTTT, Louisiana submitted comments to USDOE regarding draft Request for Proposal (RFP) guidelines. The USDOE received more than 1,200 comments, which due to the high volume of responses, has delayed the final RFP until October or early November.

Once the final RFP is announced, Louisiana will have roughly 60 days to submit its application. The following activities outline the LDE's efforts to craft an effective RTTT application and, if successful, a comprehensive implementation strategy to improve school performance and student achievement statewide.

Activity 1: Pre-Design and Review

The Department is completing its efforts to gather and align the state's fact-base and conditions for reform by:

- beginning to draft qualifications for the application based on draft RFP requirements and
- continuing research on best practices across the country to determine how Louisiana might best design reform strategies and Departmental supports.

Activity 2: Outreach

A successful application and ultimate utilization of RTTT funds depends on having input and participation from all stakeholders. Therefore, the Department is implementing a broad strategy to listen to and engage with various partners.

- *Local and State Partners:* The Department has met with and solicited feedback from district superintendents, LSBA, LAE, LFT, APEL and others. The Department will begin to hold bi-weekly meetings in larger group forums to maximize engagement around the guidelines and proposed reforms.
 - The Department plans to expand outreach to teachers, parents, business, and nonprofit communities.
- *National Advocates:* Education reform organizations, vendors, other superintendents, and operators have met with the Department to provide ideas and best practices.

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Based on early feedback, particularly from district superintendents, the Department is working with the USDOE to expand participation to a wider range of schools (e.g., those with higher SPS scores) and exploring federal accountability waivers, such as AYP, to grant schools leverage to implement reforms.

Activity 3: Design and Financial Modeling

RTTT draft RFP guidelines require states to fully account for spending of federal stimulus funds (ARRA) and have a comprehensive plan for how all federal dollars will be used to improve educational opportunities for students. Louisiana is partnering with McKinsey and Company and others to develop a robust application and implementation strategy that includes:

- reviewing related sources of funds (stimulus, School Improvement Grants, etc.) to provide required accounting and devise a more comprehensive strategy to ensure RTTT funds are maximized across schools and districts;
- reviewing, with support of LEAs, district and school data; and
- developing financial models to determine approximate costs required to improve and restructure schools as well as provide effective state supports to schools and districts.

Activity 4: Proposal Compilation and Implementation Planning

The Department will ultimately collate the previous activities to develop a successful application and reform strategy. Once the grant awards are announced, the Department will initiate its voluntary LEA RTTT competition. To prepare for this, the Department is:

- surveying district superintendents and staff regarding schools to determine the baseline so that we can build our model of our application and
- mobilizing our working and advisory groups, created through our outreach efforts, to improve reform ideas and support school, district, and state efforts toward success.

Next Steps for BESE

The Department will continue to keep the Board apprised of RTTT activities. The Department invites Board member input and participation as it completes its competitive design process and ultimately, if successful, distributes funds to maximize student achievement across Louisiana.

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BESE will need to endorse the Department’s application, which will likely require a special meeting once the final RFP and proposal is prepared.

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On motion of Ms. Dastugue, seconded by Ms. Givens, the Board added the following standing item to the Board Administration/Relations Committee agenda for monthly updates: “Consideration on an update report regarding the Race to the Top grant.”

Ms. Buquet requested that the Department provide Board members who were unable to attend the August BESE Retreat with the comprehensive Race to the Top information that was provided to those Board members who were in attendance.

Ms. Givens requested that BESE staff provide Board members with a chart which contains the number of affirmative votes required to go into Executive Session, broken down by number, in order to meet the requirement regarding two-thirds of its constituent members present.

Agenda **Board Administration/Relations Committee** (Schedule 4)
Item 9-A

On motion of Ms. Johnson, seconded by Mr. Lee, the Board received the minutes of the Board Administration/Relations Committee meeting convened September 15, 2009.

Agenda **Board Administration/Relations Committee** (Schedule 5)
Item 9-A1

9-A1-1 On motion of Ms. Johnson, seconded by Mr. Lee, the Board approved the out-of-state travel requests to be reimbursed by BESE for:

- Ms. Glenny Lee Buquet to attend the NGA Center for Best Practices Policy Academy on Creating New Models of Teacher Compensation in Nashville, Tennessee, on August 10-11, 2009;
- Ms. Linda Johnson to attend the Annual ADP (American Diploma Project) Network State Leadership Team Meeting in Washington, D.C., on September 9-11, 2009; and
- Mr. Walter Lee to attend the signing of accords between the Louisiana Department of Education, CODOFIL, and the Francophone Community of Belgium on September 24-29, 2009.

- 9-A1-2 On motion of Ms. Johnson, seconded by Mr. Lee, the Board received the quarterly report of expenditures and budget balances of 8(g) projects for FY 2008-2009.
- 9-A1-3 On motion of Ms. Johnson, seconded by Mr. Lee, the Board deleted Agenda Item III.B.4., "Consideration of identifying stakeholder groups to participate in the BESE evaluation survey," from the agenda and directed the BESE staff to continue research and development of a process for stakeholder feedback.
- 9-A1-4 On motion of Ms. Johnson, seconded by Mr. Lee, the Board received the minutes of the BESE Retreat held on August 19, 2009.
- 9-A1-5 On motion of Ms. Johnson, seconded by Mr. Lee, the Board approved the proposed program and budget for statewide program, Academic/Vocational Enhancement of BESE Special Schools, (S036C), (LSD), for FY 2009-2010.
- 9-A1-6 On motion of Ms. Johnson, seconded by Mr. Lee, the Board approved the recommendations for 8(g) program evaluators for FY 2009-2010.
- 9-A1-7 On motion of Ms. Johnson, seconded by Mr. Lee, the Board received recommendations from the 8(g) Advisory Council of priorities for the allocation of 8(g) funds for FY 2010-2011.
- 9-A1-8 On motion of Ms. Johnson, seconded by Mr. Lee, the Board approved setting the FY 2010-2011 budget at \$38,000,000.
- 9-A1-9 On motion of Ms. Johnson, seconded by Mr. Lee, the Board approved as Notice of Intent revisions to the Louisiana Administrative Code, Title 28 – Education, Part I. Board of Elementary and Secondary Education, §503. Advisory Councils, Paragraph 3. Louisiana Educational Assessment Testing Commission.
- 9-A1-10 On motion of Ms. Johnson, seconded by Mr. Lee, the Board approved as Notice of Intent revisions to the Louisiana Administrative Code, Title 28 – Education, Part I. Board of Elementary and Secondary Education, §501.B.4.f. and §503.C.7.
- 9-A1-11 On motion of Ms. Johnson, seconded by Mr. Lee, the Board approved as Notice of Intent the repeal of §503.C.2., pertaining to the Adult Education Advisory Council, from the Louisiana Administrative Code, Title 28 – Education, Part I. Board of Elementary and Secondary Education.

9-A1-12 On motion of Ms. Johnson, seconded by Mr. Lee, the Board approved as Notice of Intent revisions to the Louisiana Administrative Code, Title 28 – Education, Part I. Board of Elementary and Secondary Education, §313.A.1.b.ii.

9-A1-13 On motion of Ms. Johnson, seconded by Mr. Lee, the Board deferred: “Consideration of approval of calendar years 2010 and 2011 BESE Annual Meeting Schedules.”

Agenda **Finance Committee** (Schedule 6)
Item 9-B

9-B-1 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the status report on federal/state grants received by the Department.

9-B-2 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the end of year report on grants/allocations of \$1 million or less approved by the State Superintendent and the Chair of Finance Committee.

9-B-3 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the report from the Department of Education’s Director of Internal Audit.

Grants and Allocations

Adult Education - Formula

9-B-4 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the following grant:

Allocation: TANF JAG-LA
Amount: \$517,918
Funding Period: 03/02/09 - 09/30/09
Source of Funds: TANF-DSS

Purpose: The purpose of this program is to provide funding to dropout prevention and workforce preparation for at-risk students. The funds will be used to fund Jobs for America’s Graduates (JAG) Job Specialists for the EMPLoY Pilot. The JAG Specialist, a caring teacher/mentor, provides the support and follow-up necessary to assure that students complete the program, earn a GED, and become successful adults. Follow-up services to assure students continue on a successful course are provided for 12 months after a student exits the program.

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Basis of Allocation: This allocation is a redistribution of funds from flow-through funding in FY 2008-2009 and is a supplemental award to cover additional expenditures for the period of March 2, 2009 - September 30, 2009.

Educator Support - Formula

9-B-5 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the following grant:

Allocation: Louisiana Leadership Excellence through
Administrator Development (La LEAD)
Amount: \$18,000.00
Funding Period: 07/01/09 – 06/30/10
Source of Funds: State

Purpose: The La LEAD Program supports local education agencies in efforts to identify, recruit, prepare, and maintain quality teacher leaders as future school and district leaders. Upon successful completion of the La LEAD Program, participants will earn the Teacher Leader Endorsement certification.

Basis of Allocation: Participants participate in a three-day Leadership Institute, two graduate level courses, principal shadowing, leadership activities in participant's own school, classroom and school observations, attendance at state conferences, and four face/face team meetings in which topics such as special education issues to eliminate achievement gaps, student data analysis to raise student achievement for all, school law, and understanding school reform to provide rigor, relevance, and relationships within the school setting.

9-B-6 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the contracts of \$50,000 and under approved by the State Superintendent.

Received and Deferred

Office of School and Community Support

9-B-7 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the following contracts and leases:

Contractor: Ciber Inc.
Previous Contract: Yes

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Original Amount: \$900,000.00
Amendment Amount: \$200,000.00
Revised Amount: \$700,000.00
Contract Period 02/01/07 - 01/31/10
Fund: Federal – FNS PROGRAM ADMIN FED

Description of Service: This amendment reduces the 3rd year of the contract amount by \$200,000. This will bring the contract total in line with the actual expenditures for the period February 2007 through July 2009 plus projections for the remaining six months of the contract.

- 9-B-8 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved BA-7 #3 for the Louisiana Special Education Center.
- 9-B-9 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board:
- a. received the audit reports for Semiannual Time and Attendance Audit for 6/30/07 for the Offices of the Deputy Superintendent, Educator Support, and the Special School District and
 - b. received the BIA Annual Audit Plan for the year ended 6/30/10.
- 9-B-10 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the report on the Timeline for the Adoption of the 2010-2011 MFP Formula Resolution.
- 9-B-11 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the recommendation from the Department pertaining to the request from the Juvenile Justice Commission to study the Missouri Model for Funding Educational Services for Incarcerated Juveniles. The recommendation is to meet with the Office of Juvenile Justice to share the comparison of funding and determine if the current MFP provisions meet the funding requirements for these students.
- 9-B-12 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the information on the Estimated Cost of the FY 2010-2011 MFP Formula with 2.75% growth factor.
- 9-B-13 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the report on the BESE Special Schools (BSS) and the Special School District (SSD) budgets.
- 9-B-14 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the report on the Type 2 Charter School allocation.

9-B-15 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following Nonpublic School allocations:

Allocation: Nonpublic Textbooks and Textbook Administration
Amount: \$ 3,326,780.00
Funding Period: 07/01/09 – 06/30/10
Source of Funds: State

Purpose: The purpose of this program is to provide financial assistance for nondiscriminatory, state approved nonpublic schools to provide school children with textbooks, library books, and other materials of instruction and to assist in the administrative costs associated with the program.

Allocation: Nonpublic School Lunch Salary Supplements
Amount: \$7,911,591.00
Funding Period: 07/01/09 – 06/30/10
Source of Funds: State

Purpose: This program provides financial assistance to nondiscriminatory, state-approved nonpublic schools in order to provide a salary supplement to lunchroom employees.

Allocation: Nonpublic Transportation
Amount: \$7,199,928.00
Funding Period: 07/01/09 – 06/30/10
Source of Funds: State

Purpose: This program is to provide financial assistance to local school districts for transporting nonpublic students enrolled in nondiscriminatory, state-approved nonpublic schools.

Grants and Allocations

Disadvantaged or Disabled Student Support - Competitive

9-B-16 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following grant:

Allocation: Special Education – Grants to States IDEA-Part B
Amount: \$1,200,000
Funding Period: 10/01/09 - 09/30/10
Source of Funds: Federal

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Purpose: The Louisiana Department of Education administers programs which provide direct services to disabled and gravely at risk students in state operated programs. These programs include Special School District, Louisiana School for the Deaf, and Louisiana School for the Visually Impaired. Services are provided to students in a combination of residential and day programs. The global basis of this request may include activities which support the following initiatives: assist in providing direct services to students in state operated programs by complying with state and federal student transportation mandates and ensure access to services and community integration; in meeting personnel shortages; in expanding technology in the IEP process; to improve and support the use of classroom technology, assistive technology, and Universal Design for Learning to maximize access to the general curriculum; in the support of the transition of students to postsecondary activities; and in the provision of alternative programs for expelled students.

Basis of Allocation: The basis of this allocation is a targeted grant, authorized pursuant to 34 CFR 300.370(c). The BESE Special Schools serve a disproportionately high number of high-cost students with disabilities. Because these student populations are the most vulnerable student populations in Louisiana and the most at-risk student populations, LDE has determined that it is important to provide additional supports to these programs as part of a comprehensive plan to improve the quality of education provided in these facilities.

9-B-17 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following grant:

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| Allocation: | Early Childhood Programs: Teacher Collaboration in Inclusive Settings |
| Amount: | \$450,000 |
| Funding Period: | 10/01/09 – 09/30/10 |
| Source of Funds: | Federal |

Purpose: The purpose of this collaboration project is to provide the regular education teacher and special education early childhood teacher and/or other service providers with collaboration techniques so together they will be able to plan, work, and implement instructional techniques and IEP goals. This project will be included in the 2009-2010 APR/SPP activities for Indicator #6 FAPE in the LRE for children ages 3-5 with disabilities.

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Basis of Allocation: The grant will fund three universities in Louisiana (two in the south and one in the north) to work with willing teams of PreKindergarten and Kindergarten teachers and special education early childhood teachers and/or other service providers in at least five schools to assist them with collaborative techniques which will better serve all the children in the PreK and K classes, especially those with disabilities. Each college/university will develop and submit a collaboration plan to the Department. In the plan, the colleges/universities will explain how they will choose the teams of teachers from the district(s). They will also explain how they plan to work with the teachers to encourage collaboration and team building. The colleges/universities will have the Fall 2009 semester to begin the process of choosing the teams of teachers and developing the collaboration plan. The colleges/universities will begin work with the teams of teachers on collaboration by January 12, 2010. Each college/university will submit quarterly reports and will be evaluated yearly for renewal of the project.

The project will be funded using IDEA, Part B, Section 619 funds. A maximum of \$150,000 per federal fiscal year is available annually for this project for a period of up to three years. Recommendations to continue funding the project for the universities from year to year will be based on an evaluation by Division of Curriculum Standards (DCS) personnel and a yearly submission of a renewable grant application. Available funds may be used for salaries, stipends for teachers, substitutes, travel, printing/advertisement, materials/supplies, student assistants, room/AV rental, and indirect costs. Equipment may not be purchased from project funds.

- 9-B-18 **NOTE:** Initial action taken on this item was reconsidered later in the meeting. Additional information pertaining to this item appears on page 23. See Motion 9-B-18 on page 24 for the Board's final action on this item.

Adult Education - Competitive

- 9-B-19 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following grant:

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| Allocation: | Jobs for America's Graduates - LA |
| Amount: | \$735,000 |
| Funding Period: | 10/01/09 – 06/30/10 |
| Source of Funds: | IAT - TANF |

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Purpose: The EMPLoY Program is a dropout prevention/recovery and workforce preparation program for at-risk youth. It keeps at-risk students in school through graduation to obtain a GED, and during that time improve their rate of success in acquiring employability and occupational competencies.

Basis of Allocation: An open competitive request for proposals (RFP) was conducted to determine the grant awards for FY 2009-2010. Applications were read and scored according to the established selection criteria. School districts with high dropout rates or numbers and districts with large spike in dropout rates from one year to another were given priority in the selection criteria. Applications were reviewed and ranked based on their need for the program and ability to adhere to the EMPLoY/JAG Model. Additional consideration was given to those school districts indicating a desire to sustain the program through collaborative partnerships with Technical Colleges, Workforce Investment Area Boards, Adult Education Programs, economic development entities, business and industry, and/or others.

9-B-20 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following grant:

Allocation: Jobs for America’s Graduates – LA
Amount: \$200,000
Funding Period: 10/01/09 - 06/30/10
Source of Funds: IAT-TANF

Purpose: The Jobs for America’s Graduates – Louisiana (JAG-LA) Program is a dropout prevention/recovery and workforce preparation program for at-risk youth. It keeps at-risk students in school through graduation to obtain a high school diploma or a GED, and during that time improve their rate of success in acquiring employability and occupational competencies.

Basis of Allocation: These grants are additional allocations that are being awarded after the initial round of grants. A second open competitive request for proposals (RFP) was conducted to determine the grant awards for FY 2009-2010. Applications were read and scored according to the established selection criteria. School districts with high dropout rates or numbers and districts with large spike in dropout rates from one year to another were given priority in the selection criteria. Additional consideration was given to those school districts indicating a desire to sustain the program through collaborative partnerships with Technical Colleges, Workforce Investment Area Boards, Adult Education programs, economic development entities, business and industry, and /or others.

Adult Education - Other

9-B-21 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following grant:

Allocation: Temporary Assistance to Needy Families (TANF) GED
Amount: \$270,000
Funding Period: 10/01/09 – 06/30/10
Source of Funds: State

Purpose: The purpose of the Temporary Assistance to Needy Families (TANF) GED Program is to move TANF clients toward self-sufficiency through enrollment in Adult Basic and Adult Secondary Education Programs. The target population for the TANF GED Program is clients 16 – 21 years of age or clients over 21 with a minor child. The funds being awarded will provide the ability to continue or expand programs established the previous fiscal year in East Baton Rouge, Orleans and St. Bernard Parishes.

Basis of Allocation: Allocations were determined based on the need for increased adult education programs in areas with large populations of out-of-school youth needing improvement in literacy skills to become self-sufficient. The funds are used for operating costs and instructional salaries/supplies for the programs providing basic adult education and adult secondary education.

Educator Support - Other

9-B-22 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following grant:

Allocation: Louisiana School Turnaround Specialist Program –
Cohort II
Amount: \$40,000.00
Funding Period: 07/01/09 – 06/30/10
Source of Funds: State

Purpose: The Louisiana School Turnaround Specialist Program (LSTS) is a leadership development program that borrows heavily from the corporate world. It is designed to strengthen the organizational and instructional leadership skills of currently certified and experienced principals so as to prepare them to lead low-performing schools to higher student achievement. The LSTS is designed to recruit, groom and build a cadre of

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school leaders prepared to turnaround failing schools and addresses the ongoing support component of the LELN. The program builds upon existing research that identifies rigorous selection criteria, significant integrated field-based and mentoring experiences, relevant coursework, and strong coordination with local schools and districts as critical to leader preparation and turning around failing schools. The major components of the program focus on improving overall student achievement levels through an intense leadership curriculum delivered through summer institutes, a full-year residency, school year seminars, and district teaming.

Basis of Allocation: In order to provide support to districts and program candidates, funds have been allocated to districts selected to participate in Cohort II of the LSTS program. These funds cover the out-of-state and in-state travel expenses associated with completing Year Two of the LSTS Program. Participating districts are eligible for up to \$5,000.00 in funding per LSTS candidate and school. A total of 8 candidates and schools from 6 different districts will receive allocations.

- 9-B-23 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the grants/allocations of \$1 million or less approved by the State Superintendent, the Chair of Finance Committee, and the BESE President.
- 9-B-24 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the summary of the FY 2009-2010 budget by Agency under the Department of Education and retained this item on the agenda.
- 9-B-25 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the summary of the FY 2009-2010 BESE budget.

Action

Office of Management and Finance

- 9-B-26 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following contract:

| | |
|----------------------|---------------------------|
| Contractor: | Grover Austin |
| Previous Contract: | Yes |
| Contract Amount: | \$360,000.00 |
| Contract Period: | 10/01/09 - 09/30/11 |
| Fund: | Federal- IAT- Restart |
| Competitive Process: | No - Professional Service |

Description of Service: The contractor will provide financial management/accounting and auditing services to the Department of Education in the recovery of Louisiana school boards.

Special Consideration**Office of Executive Superintendent**

9-B-27 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following contract:

Contractor: Louisiana State University and Mechanical College
Previous Contract: Yes
Original Amount: \$167,500.00
Amendment Amount: \$189,900.00
Revised Amount: \$348,400.00
Begin Date: 10/15/08
Original End Date: 10/14/09
Revised End Date: 10/14/10
Fund: State – Research Group
Competitive Process: No - Interagency Agreement

Description of Service: This amendment will allow for the continued services of Dr. Noell who will serve as Executive of Research and Analysis who will direct the overall research efforts of the Department.

9-B-28 On motion of Ms. McDaniel, seconded by Ms. Givens, the Board approved the following contract and directed the Department to obtain a written opinion from the Louisiana Board of Ethics regarding the use of the Association of Charter School Authorizers (NACSA) to review charter school applications:

Contractor: National Association of Charter School Authorizers
Previous Contract: Yes
Contract Amount: \$212,900.00
Contract Period: 09/17/09 - 06/30/10
Fund: Federal - Charter School Grant
Competitive Process: No - Sole Source

Description of Service: This contract is necessary in order to fulfill Act 35 of the 2005 First Special Session of the Louisiana Legislature which requires that the LDE/RSD conduct a process for the review of charter school applications that meet the standards of NACSA. NACSA has been approved as a sole-source provider. The services herein described will ensure assistance from NACSA on the charter school application and approval cycle through June 2010.

9-B-29 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following contract:

Contractor: The Center for Child Development-University of Louisiana at Lafayette
Previous Contract: Yes
Contract Amount: \$300,000.00
Contract Period: 10/01/09 - 06/30/10
Fund: State-Ensuring Literacy & Numeracy For All
Competitive Process: No - Interagency Agreement

Description of Service: This contract will assist the Department in meeting the expectations and guidelines for the Ensuring Literacy for All Initiative by assisting in the evaluation and research and providing data analysis as it relates to outcome reporting of progress made toward increased reading achievement in funded schools.

9-B-30 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following contract:

Contractor: University of Louisiana at Lafayette
Previous Contract: Yes
Original Amount: \$2,201,571.00
Amendment Amount: \$-390,532.50
Revised Amount: \$1,811,038.50
Contract Period: 07/01/07 - 06/30/10
Fund: State – Early Childhood Pre K
Competitive Process: No - Interagency Agreement

Description of Service: This amendment will allow the University of Louisiana at Lafayette to continue to implement a research program adequate to assess program quality for both short and long-term outcomes for kindergarten students participating in the LA 4 program.

The payments and deliverables have been revised for the 2009-2010 school year due to state budget cuts.

9-B-31 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following contract:

Contractor: Sabine Parish School Board
Previous Contract: Yes

(Motion continues on page 21)

Original Amount: \$17,783.46
Amendment Amount: \$47,968.00
Revised Amount: \$65,751.46
Begin Date: 07/01/09
Original End Date:: 09/30/09
Revised End Date: 06/30/10
Fund: Federal - Idea B D & S Services RSC State-Local
Teacher Quality IAT 8g
Competitive Process: No - Interagency Agreement

Description of Service: Contractor will provide certification counseling services for Region VI parish (Avoyelles, Grant, LaSalle, Natchitoches, Rapides, Sabine, Vernon, Winn). These services consist of one-on-one counseling for non-certification counselors, during which time the shortest path to certification is outlined, hosting meetings for non-certified teachers and interested public, participating in job fairs to recruit new teachers, working with district personnel directors, and universities. Contractor will see that records are kept of all activities, including the numbers of persons contacted.

Office of Management and Finance

9-B-32 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following contract:

Contractor: Office of the Lieutenant Governor/Learn and Serve
Previous Contract: Yes
Contract Amount: \$343,353.00
Contract Period: 08/15/09 - 08/14/10
Fund: Federal-Learn & Serve America Flow Thru
Competitive Process: No - Interagency Agreement

Description of Service: This is a renewal agreement between the Office of the Lieutenant Governor, Learn and Serve Program, and the State Department of Education in which the Department serves as the conduit for funding from the Corporation for National and Community Service. Learn and Serve America funding is a state formula grant used to support service-learning initiatives for K-12 students in Louisiana schools.

Office of Educator Support

9-B-33 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following contract:

Contractor: University of Virginia School Turnaround Specialist Program
Previous Contract: Yes
Original Amount: \$1,430,000.00
Amendment Amount: \$45,000.00
Revised Amount: \$1,475,000.00
Begin Date: 07/01/07
Original End Date: 06/30/09
Revised End Date: 06/30/10
Fund: State – LSTS 8(g)
Competitive Process: No - Sole Source

Description of Service: The contractor will develop a statewide program, called the LA School Turnaround Specialist Program which will focus on creating a leadership pipeline of specialists who are trained to implement educational and business principles to turn around the performance of low performing schools.

This amendment provides for an additional 1 year extension to allow contractor to fully develop and implement the Louisiana-based turnaround program.

9-B-34 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following contract:

Contractor: Teach for America
Previous Contract: Yes
Contract Amount: \$968,468.00
Contract Period: 09/1/09 - 06/30/10
Fund: State - Teach for America Program Flow-Thru
Competitive Process: No - Sole Source

Description of Service: This agreement will train and place 600 Teach for America corps members in Louisiana public schools for the 2009-2010 school years.

(Motion continues on page 23)

The contractor will also support and provide professional development opportunities to the teachers and will recruit applicants for openings in the new school year. The contractor will also market the need and opportunity for teaching positions and leadership positions with the Delta Region to Teach for America alumni.

Special School District – Louisiana School for the Deaf

9-B-35 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following contract:

Contractor: East Baton Rouge Parish Schools
Previous Contract: Yes
Contract Amount: \$175,000.00
Contract Period: 07/01/09 - 06/30/10
Fund: State
Competitive Process: No - Interagency Agreement

Description of Services: The contractor will provide daily routine transportation via regular school buses to and from LSD for those children who are deaf or hard of hearing, residing in EBRP and whose parents have opted to enroll them at LSD under Act 433, the Parent Option Law.

9-B-36 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board deferred until October 2009: "Consideration of performance budgeting policy recommendation."

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On motion of Ms. Dastugue, seconded by Ms. Givens, the Board agreed to reconsider Agenda Item 9-B-18.

Ms. Givens requested that the Department send Superintendent Paul Vallas a written explanation of what the criteria was for funding the Educational Technology State Grants-HIGHTech and explanation of why the Recovery School District did not receive funding. Ms. Givens also requested that she receive a copy of the letter sent to Superintendent Vallas.

Classroom Technology - Competitive

9-B-18 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board approved the following grant:

Allocation: Educational Technology State Grants-HIGHTech
 Amount: \$4,768,956
 Funding Period: 07/01/09 - 09/30/10
 Source of Funds: Federal

Purpose: The purpose of the competitive Enhancing Education Through Technology Title II-D program is to assist high need school systems in improving student achievement through the effective use of technology. Grant funding will serve to enhance ongoing efforts to improve teaching and learning through the use of technology. For the grant cycle, July 1, 2009 – September 30, 2010, AARA Title II-D Stimulus funding will provide resources for the following award category:

HIGHTech: This grant award supports HIGHTech proposals designed to address school-wide redesign efforts through the effective and expanded use of instructional technology – 21st Century Classrooms. HIGHTech models funded will focus on the development of redesigned learning opportunities and technology rich environments that address the critical high school redesign areas of rigor, relevance, and personalization, comprehensively address professional development of teachers and administrators to effectively teach in these environments, and serve as catalysts for improving student academic achievement utilizing technology.

Basis of Allocation: This grant is awarded through a competitive process and is open to high-need districts with a poverty rate of 18.8% or above or eligible partnerships consisting of high-need and non high-need districts. out-of-state review teams evaluate all eligible proposals using a prescribed rubric and by conducting an interview with prospective applicants. The total FY 09-10 federal ARRA EETT Title II-D allocation amount is tentatively awarded at \$12,145,171. The LDE retains 5% administrative funds from the grant which equates to approximately \$607,258.00. Fifty percent of the balance after administrative funds have been deducted is allocated based on a formula and fifty percent is allocated as competitive.

Agenda
Item 9-C

High School Redesign Committee

(Schedule 7)

9-C-1 On motion of Ms. McDaniel, seconded by Mr. Lee, the Board received the information on the Louisiana Virtual School.

- 9-C-2 On motion of Ms. McDaniel, seconded by Mr. Lee, the Board received the report on the activities of the High School Redesign Commission.
- 9-C-3 On motion of Ms. McDaniel, seconded by Mr. Lee, the Board deleted from the agenda: "Consideration of an alternative pathway to a standard high school diploma that allows students with disabilities to pursue the general education course of study with a focus on occupational skills."
- 9-C-4 On motion of Ms. McDaniel, seconded by Mr. Lee, the Board:
 - a) approved the recommendations of the High School Redesign Commission for the Basic Core curriculum, adding two additional requirements: Education to Careers Course and Career Area of Concentration (4 credits); and
 - b) directed the LDE to bring policy language for these additional requirements for Notice of Intent approval in October 2009.
- 9-C-5 On motion of Ms. McDaniel, seconded by Mr. Lee, the Board received the report on a separate curricular strand/diploma option for all high school students based on career and technical skills, as requested by House Concurrent Resolution 151, and deleted the item from the agenda.
- 9-C-6 On motion of Ms. McDaniel, seconded by Mr. Lee, the Board established in policy for the Career Diploma, "For 2010-2011 and following, students must meet the state minimum attendance requirements to be eligible to receive grades."

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The Board was provided with a handout of proposed language concerning the career diploma for Bulletin 741, *Louisiana Handbook for School Administrators*: §2317.

Ms. McDaniel offered a motion, seconded by Ms. Givens, that the Board:

- approve as Notice of Intent Subsections D, E, and F of the handout regarding Bulletin 741, *Louisiana Handbook for School Administrators*: §2317, moving those Subsections from their previous location in §2319 of Bulletin 741;
- approve as Notice of Intent Subsections G through H.1., as presented in the handout; and
- refer Subsection I to the High School Redesign Commission.

(Continues on page 26)

Discussion followed.

A Roll Call Vote was taken.

Yeas: Mr. Bayard, Ms. Givens, Mr. Lee, Ms. McDaniel, and Mr. Guice.

Nays: Mr. Bennett, Ms. Buquet, Ms. Dastugue, Mr. Garvey, Ms. Johnson, and Mr. Roemer.

The motion failed.

9-C-7 On motion of Ms. Dastugue, seconded by Mr. Roemer, the Board deferred on the career diploma policy language presented by the LDE for Bulletin 741, *Louisiana Handbook for School Administrators: §2317* and referred the proposed changes to the High School Redesign Commission.

A Roll Call Vote was taken.

Yeas: Mr. Bayard, Mr. Bennett, Ms. Buquet, Ms. Dastugue, Mr. Garvey, Ms. Johnson, and Mr. Roemer.

Nays: Ms. Givens, Mr. Lee, Ms. McDaniel, and Mr. Guice.

The motion passed.

9-C-8 On motion of Ms. McDaniel, seconded by Mr. Lee, the Board:

- a) deleted from the agenda: "Consideration of policy revisions to Bulletin 741 and NP741 to prohibit high school principals (public and nonpublic) from denying a diploma to a student who has met all graduation requirements or who qualifies for Early College Admissions (per existing policy) by the beginning of the senior year" and
- b) directed the State Superintendent to bring district-level policy recommendations regarding early college admissions to BESE for review in January 2010.

9-C-9 On motion of Ms. McDaniel, seconded by Mr. Lee, the Board received the report on the implementation of Louisiana's high school redesign initiatives.

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The Department provided Board members with amended proposed policy language for Bulletin 741, *Louisiana Handbook for School Administrators: §1103. Compulsory Attendance and §1105. Types of Absences.*

Public comments regarding these amended proposed revisions were received from Superintendent Gary Jones, Rapides Parish School System.

- 9-C-10A On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved as Notice of Intent revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §1103. Compulsory Attendance and §1105. Types of Absences, as presented by the Department.
- 9-C-10B On motion of Mr. Bennett, seconded by Mr. Lee, the Board referred to the Nonpublic School Commission the revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §1103. Compulsory Attendance and §1105. Types of Absences for review and possible implementation and incorporation into Nonpublic Bulletin 741, *Louisiana Handbook for Nonpublic School Administrators*.
- 9-C-11 On motion of Ms. McDaniel, seconded by Mr. Lee, the Board deleted from the agenda: "Consideration of correspondence from Mr. Michael Deshotels, dated January 3, 2009, regarding revising and expanding graduation opportunities for students who are struggling with high stakes testing."
- 9-C-12 On motion of Ms. Johnson, seconded by Ms. Dastugue, the Board referred to the High School Redesign Commission for consideration at its meeting on Monday, September 21, 2009, all proposed policy revisions regarding the career diploma including: curriculum, course development, eligibility, and any other items pertaining to the career diploma for the Commission's review. Further, the Board directed the Department to bring forth related recommendations from the High School Redesign Commission to BESE at the October 2009 High School Redesign Committee meeting.

A Roll Call Vote was taken.

Yeas: Mr. Bayard, Mr. Bennett, Ms. Buquet, Ms. Dastugue, Mr. Garvey, Ms. Givens, Ms. Johnson, Mr. Roemer, and Mr. Guice.

Nays: Mr. Lee.

Abstains: Ms. McDaniel.

Agenda
Item 9-D

Legal/Due Process Committee

(Schedule 8)

- 9-D-1 On motion of Mr. Lee, seconded by Ms. Buquet, the Board revoked the Louisiana teaching certificate of Ms. Molly Kurtz (Type C 144255) based upon her conviction of a felony.

9-D-2 On motion of Mr. Lee, seconded by Ms. Buquet, the Board allowed the issuance of a teaching certificate for Ms. Stacy McGee appropriate to her credentials.

Agenda **Legislative Committee** (Schedule 9)
Item 9-E

9-E-1 On motion of Ms. Givens, seconded by Ms. Buquet, the Board received an analysis of options for economically distressed school systems that exhibit teacher salary disparities and retained this item on the agenda.

9-E-2 On motion of Ms. Givens, seconded by Ms. Buquet, the Board received the 2009 Legislative Action Plan and retained this item on the agenda.

9-E-3 On motion of Ms. Givens, seconded by Ms. Buquet, the Board received the update on federal legislation.

Agenda **Quality Leaders/Educators Committee** (Schedule 10)
Item 9-F

9-F-1 On motion of Ms. Buquet, seconded by Ms. Givens, the Board received the report regarding activities for Professional Accountability.

9-F-2 On motion of Ms. Buquet, seconded by Ms. Givens, the Board received the update report regarding the following Leadership Development activities:

- Louisiana Educational Leaders Induction (LELI) Program.

9-F-3 On motion of Ms. Buquet, seconded by Ms. Givens, the Board received the report regarding the Blue Ribbon Commission for Educational Excellence.

9-F-4 On motion of Ms. Buquet, seconded by Ms. Givens, the Board received the report regarding the Professional Development Program.

9-F-5 On motion of Ms. Buquet, seconded by Ms. Givens, the Board approved the following nominees to represent their respective organizations on the Teacher Certification Appeals Council, as recommended by the State Superintendent of Education, in accordance with House Bill No. 183 of the 2009 Regular Legislative Session (Act No. 31):

Tim Francis - Associated Professional Educators of Louisiana,
William Rieck - Louisiana Association of Colleges for Teacher Education,
Joycelyn Olivier - Louisiana Association of Educators,

(Motion continues on page 29)

Michael Shamblin - Louisiana Association of Independent Colleges and Schools,
 Mary Null - Louisiana Association of School Executives,
 Sheila Jackson - Louisiana Association of School Superintendents,
 Connie LaBorde - Louisiana Association of Teacher Educators,
 Brenda Roberts - Louisiana Federation of Teachers, and
 Gwen Hitt - Louisiana State Association of School Personnel Administrators.

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The Board received public comments from Dr. Brian Riedlinger, Chief Executive Officer/Program Director, The School Leadership Center of Greater New Orleans; and from Dr. Rodney Lafon, Superintendent of the St. Charles Parish School System.

9-F-5A On motion of Ms. Givens, seconded by Ms. Dastugue, the Board approved The School Leadership Center of Greater New Orleans (SLC) as a program provider to offer the Educational Leader Practitioner Program.

9-F-6 On motion of Ms. Buquet, seconded by Ms. Givens, the Board rejected approval of the iteachLOUISIANA Certification-Only Alternate Path Program.

9-F-7 On motion of Ms. Buquet, seconded by Ms. Givens, the Board approved the following regional providers for the Louisiana School Turnaround Specialist Program:

- Region 1 – Xavier University,
- Region 3 – Nicholls State University,
- Region 4 – University of Louisiana at Lafayette,
- Region 6 – Northwestern State University of Louisiana,
- Region 7 – Louisiana State University – Shreveport,
- Region 7/8 – Louisiana Tech University, and
- Region 8 – University of Louisiana at Monroe.

9-F-8 On motion of Ms. Buquet, seconded by Ms. Givens, the Board approved as Notice of Intent the following revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*:

(Motion continues on page 30)

| <u>Test</u> | <u>Current Code</u> | <u>Current Score</u> | <u>New Code</u> | <u>Passing Score on New Scale</u> |
|--------------------------|---------------------|----------------------|-----------------|-----------------------------------|
| Library Media Specialist | 0310 | 560 | 0311 | 136 |
| Speech Communication | 0220 | 575 | 0221 | 146 |

- 9-F-9 On motion of Ms. Buquet, seconded by Ms. Givens, the Board approved as Notice of Intent revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §801. Overview and §803. Appeal Process, in accordance with House Bill No. 183 of the 2009 Regular Legislative Session (Act No. 31).
- 9-F-10 On motion of Ms. Buquet, seconded by Ms. Givens, the Board approved as Notice of Intent revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §311. Foreign Language Special Certificate, in accordance with House Bill No. 621 of the 2009 Regular Legislative Session (Act No. 43).
- 9-F-11 On motion of Ms. Buquet, seconded by Ms. Givens, the Board approved as Notice of Intent revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §645. Adult Education Instructor.
- 9-F-12 On motion of Ms. Buquet, seconded by Ms. Givens, the Board received the report regarding proposed policy recommendations regarding the use of Value Added Assessment results for Alternate Certification Programs in Level 4 and Level 5, and referred the proposed policy to the Louisiana Association of Colleges for Teacher Education (LACTE).
- 9-F-13 On motion of Ms. Buquet, seconded by Ms. Givens, the Board deleted from the agenda: "Consideration of a presentation regarding "Troops/Spouses to Teachers Programs."

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The Department provided the Board with a handout entitled, "Additional backup information for Quality Leaders/Educators Agenda Item IV.A.1. – Consideration of adoption of the new Praxis SLLA (1011) exam."

- 9-F-14 On motion of Ms. McDaniel, seconded by Mr. Lee, the Board approved as Notice of Intent the following revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*:
- adoption of the new PRAXIS School Leaders Licensure Assessment (1011), effective January 1, 2010, to replace the discontinued SLLA 1010 exam, and
 - setting a passing score of 166 for the new PRAXIS School Leaders Licensure Assessment (1011) , effective January 1, 2010.

At this point in the meeting, Mr. Guice relinquished the Chair to Mr. Lee.

Agenda **Recovery School District Committee** (Schedule 11)
Item 9-G

- 9-G-1 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board received the report on Recovery School District contracts of \$50,000 and under approved by the State Superintendent.
- 9-G-2 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board received the report from the Recovery School District Charter Schools.
- 9-G-3 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board deferred: "Consideration of a report on student test scores and School Performance Scores of all RSD schools operated and chartered."
- 9-G-4 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board received the summary and timeline for policy development regarding the Recovery School District (RSD) Bulletin 129, *The Recovery School District* (LAC 28:CXLV).
- 9-G-5 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board received the update report on the draft Recovery School District (RSD) Bulletin 129, *The Recovery School District* (LAC 28:CXLV), and retained this item on the agenda.
- 9-G-6 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved a request for an amendment to the charter contract for Success Preparatory Academy, Inc. (Type 5 charter school), to increase enrollment from 176 to 243 in 2009-2010, and to increase the school's maximum enrollment from 416 to 507, as recommended by the Department.

- 9-G-7 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved a request for an amendment to the charter contract for Arise Academy, Inc. (Type 5 charter school), to increase enrollment from 80 to 160 in 2009-2010 and to increase the school's maximum enrollment from 320 to 400, as recommended by the Department.
- 9-G-8 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved a request for an amendment to the charter contract for Benjamin Mays Academy (Type 5 charter school), to increase its enrollment from 90 to 122 in 2009-2010 and to increase the school's maximum enrollment from 290 to 304, as recommended by the Department.
- 9-G-9 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board deleted from the agenda the request from New Beginnings Foundation to change its service agreement with the University of New Orleans to support Pierre A. Capdau Elementary School, Medard A. Nelson Elementary School, and Thurgood Marshall Early College High School (Type 5 charter schools), as recommended by the Department.
- 9-G-9A On motion of Ms. McDaniel, seconded by Mr. Roemer, the Board directed the Department to develop an objective rubric to be utilized by the Department to determine recommendations regarding changes in a charter school's education service provider.
- 9-G-10 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved a request for an amendment to the charter contract for New Orleans Charter School Foundation, Inc. (Type 5 charter school operator), to operate McDonogh City Park Academy without the comprehensive management services contract with the Leona Group, as recommended by the Department. The approval is conditional upon New Orleans Charter School Foundation, Inc. (NOCSF) submitting to the Department within 45 days, a revised charter application documenting changes to the charter school's educational and operational plans.
- 9-G-11 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved a request for an amendment to the charter contract for Miller-McCoy Academy, Inc. (Type 5 charter school operator), to change its grade configuration plan from 6-12 to 5-12 and to authorize it to begin serving 8th graders in 2009-2010, and noting that on the projection for 2009-2010, 8th grade students would be counted against the school's authorized 9th grade student population, as recommended by the Department.
- 9-G-12 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board deferred: "Consideration of a discussion regarding how assessment results for students in Type 5 takeover charter schools are reported."

- 9-G-13 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board received the update report on Capital Projects.

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The Department provided Board members with a copy of a memo dated September 16, 2009, from Superintendent Paul Vallas to Mr. Chas Roemer regarding increasing seat capacity for OPSB's Benjamin Franklin Elementary School.

Mr. Roemer requested that, prior to the October 2009 meetings, the Department provide members of the Recovery School District Committee with information regarding any conversations that may take place or additional information regarding the Orleans Parish School Board's desire to find alternative space.

- 9-G-14 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board received the report regarding: "Consideration of the update report on how the New Orleans Free Academy facility may be used by the Orleans Parish School Board," and retained this item on the agenda for receipt of additional information in order to conclude this item in October 2009.

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The Department provided Board members with copies of an e-mail dated September 17, 2009, from Superintendent Pastorek regarding the nominations for membership of the Master Plan Oversight Committee and weekly reports to be provided by Col. Rodney Painting on progress being made.

- 9-G-15 On motion of Ms. Givens, seconded by Ms. Johnson, the Board approved the plan for the creation and implementation of an Oversight Committee for the School Facilities Master Plan for New Orleans, received the information regarding the timelines that have been provided to the Board by Superintendent Pastorek, and retained this item on the agenda.

- 9-G-16 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board received the report regarding: "Consideration of a discussion regarding transfer of schools to the jurisdiction of the Recovery School District for operation as charter schools or for operation by Education Management Organizations (EMOs)" and deleted this item from the agenda.

- 9-G-17 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board deferred: "Consideration of draft language as to what would constitute placing direct-operated or chartered schools in the Recovery School District and how they become either directed-operated or chartered."

- 9-G-18 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board received the report on "The Closure of Four Transformational School Sites."
- 9-G-19 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board deferred: "Consideration of approval of the revised personnel handbook."
- 9-G-20 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board deferred: "Consideration of how the standardized test scores of a student who attends an AUS 4 school during one academic year may be transferred to a 'new' (defined as a charter, RSD, or direct-managed) school during the next academic year and further how the test scores may be compiled for a School Performance Score."
- 9-G-21 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board directed the Department to provide the names of members of the nonprofit boards that operate all charter schools within the RSD and evidence of whether or not those board members are compensated.
- 9-G-22 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board directed the Department to provide policy recommendations regarding nonprofit board membership for charter school providers.
- 9-G-23 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board received the report regarding Type 5 Charter School Management and retained this item on the agenda.
- 9-G-24 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board received the report from Education Finance staff concerning Type 5 charter school budgets and expenditure reports, including irregularities or concerns.
- 9-G-25 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board deferred: "Consideration of 2008-2009 RSD expenditures and budget balances, including a comparison between actual revenues and expenses incurred compared to budgeted revenues and expenses."
- 9-G-26 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board received a written report by funding source of the undisputed portion of the Orleans Parish local revenue and estimated offsets to be claimed by either the Recovery School District or the Orleans Parish School Board and the anticipated allocation of these funds to the charter schools, including a breakdown, by school, of the \$15 million of expenses that Orleans Parish School System is claiming; and a breakdown, by school, of the allocation of the \$42 million that is being recovered from the Orleans Parish School System, and retained this item on the agenda.

- 9-G-27 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board received the report of the distribution of negotiated revenues between Orleans Parish School Board and the Recovery School District, and retained this item on the agenda.

Consulting and Professional Services Contracts

- 9-G-28 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: Developmental Therapy Associates, LLC
Previous Contract: Yes
Contract Amount: \$72,120.00
Contract Period: 10/01/09-09/30/10
Fund: IDEA
Competitive Process: No - True Professional

Description of Service: This contractor will assist the RSD in implementing procedures regarding the provisions of OT services that is aligned with the Reference Handbook for OT and PT. The contractor will conduct assessments on newly identified students and re-evaluations associated with previously identified students, obtain doctor's orders, provide services, assist with determining OT equipment need and documenting Medicaid eligible services.

- 9-G-29 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: Teach For America, Inc.
Previous Contract: Yes
Contract Amount: \$200,000.00
Contract Period: 10/01/09-06/30/11
Fund: MFP
Competitive Process: No - Sole Source

Description of Service: The contractor will recruit and identify candidates for site selection who meet all state and federal legal requirements for teaching the content areas and grade levels as needed by the RSD and satisfy current state and federal requirements for highly qualified status.

Architectural and Engineering Amendments and Contracts

9-G-30 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: Chenevert Architects, LLC
Previous Contract: Yes
Original Amount: \$114,118.00
Amended Amount: (\$63,145.00)
New Amount: \$77,973.00
Contract Period: 01/22/09-01/22/10
Fund: FEMA
Competitive Process: Yes

Description of Service: This amendment reduces the basic service fee for the demolition of Woodson Middle School to reflect the actual low bidder's price from bids received on July 1, 2009.

9-G-31 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: Chenevert Architects, LLC
Previous Contract: Yes
Original Amount: \$2,172,947.87
Amended Amount: \$11,770.00
New Amount: \$2,184,717.87
Contract Period: 12/20/07-12/20/10
Fund: FEMA
Competitive Process: Yes

Description of Service: This amendment adds design development, Exhibit F, and service fees for geotechnical services, land surveying services to furnish grade certification and water pressure and flow tests at the Crocker Elementary School.

9-G-32 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: HMS Architects, Inc.
Previous Contract: Yes
Original Amount: \$2,307,547.52
Amended Amount: \$30,000.00

(Motion continues on page 37)

New Amount: \$2,337,547.52
Contract Period: 06/15/07-06/15/10
Fund: FEMA
Competitive Process: Yes

Description of Service: This amendment provides for additional designer services needed for the LEED documentation at Andrew Wilson Elementary School.

9-G-33 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: Howard Performance Architecture, LLC
Previous Contract: Yes
Original Amount: \$1,336,822.00
Amended Amount: \$18,250.00
New Amount: \$1,355,072.00
Contract Period: 03/23/09-03/23/12
Fund: FEMA
Competitive Process: Yes

Description of Service: This amendment provides for boundary and topographical survey services and geotechnical engineering services at the site of the Bienville Middle School.

9-G-34 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: Jacobs/CSRS Consortium
Previous Contract: Yes
Original Amount: \$22,559,404.35
Amended Amount: \$0.00
New Amount: \$22,559,404.35
Contract Period: 12/03/07-11/30/10
Fund: FEMA
Competitive Process: Yes

Description of Service: This amendment is intended to be executed at no cost to the RSD at this time and would only be activated by a subsequent amendment establishing a "not to exceed" cost, if and when the need arises. This will ensure the availability of qualified personnel and reduce the RSD's response time.

9-G-35 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: Jacobs/CSRS Consortium
Previous Contract: Yes
Original Amount: \$22,559,404.35
Amended Amount: \$5,444,063.68
New Amount: \$28,003,468.03
Contract Period: 12/03/07-11/30/10
Fund: FEMA
Competitive Process: Yes

Description of Service: This represents 3 amendments (numbers 6, 7 and 8) to the original contract. Amendment # 6 extends the scope of services, staffing plan and costs contained in amendment #3 by 11 months. Amendment # 7 provides for the development of an overall maintenance program for both HVAC and roofing systems for facilities. Amendment # 8 extends the length of time for the services performed under amendment #1 to complete and closeout construction; A&E, and project management contracts including services for the relocation of the modular buildings and site restoration.

9-G-36 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: Lambert Engineers, LLC
Previous Contract: Yes
Original Amount: \$83,169.00
Amended Amount: (\$13,856.46)
New Amount: \$69,312.54
Contract Period: 01/22/09-01/22/10
Fund: FEMA
Competitive Process: Yes

Description of Service: This amendment reduces the basic service fee to reflect the actual low bidder's price from bids received on July 8, 2009, and reimburse expenses for printing and distribution costs associated with the demolition of Osborne Elementary School.

9-G-37 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: Mathes Brierre Architects
Previous Contract: Yes
Original Amount: \$365,862.50
Amended Amount: \$940.50
New Amount: \$366,803.00
Contract Period: 08/27/07-08/27/10
Fund: FEMA
Competitive Process: Yes

Description of Service: This amendment provides reimbursements for the additional environmental assessment at Parkview Elementary School.

9-G-38 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: M3A Architecture, PLLC
Previous Contract: Yes
Contract Amount: \$53,330.00
Contract Period: 08/05/09-08/05/10
Fund: FEMA
Competitive Process: Yes

Description of Service: This contract provides site survey, environmental assessment, design services and construction contract administration for the demolition of the main building structures at the Gordon Elementary School. The contractor will be responsible for all work including assessing site for any potentially hazardous materials, designing project contract documents including plans and specifications, preparing bid information and documents, construction quality control, plan review by appropriate governmental entities and administration of the construction contract through the duration of the project.

9-G-39 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: M3A Architecture, PLLC
Previous Contract: Yes
Original Amount: \$70,904.00
Amended Amount: (\$18,565.97)

(Motion continues on page 40)

New Amount: \$52,338.03
Contract Period: 01/22/09-01/22/10
Fund: FEMA
Competitive Process: Yes

Description of Service: This amendment reduces the basic service fee to reflect the actual low bidder's price from bids received on July 8, 2009, and reimburse expenses for printing and distribution costs associated with the demolition of Bradley Elementary School.

9-G-40 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: Rozas-Ward/A.I.A. Architects, Inc.
Previous Contract: Yes
Original Amount: \$1,336,822.00
Amended Amount: \$20,570.00
New Amount: \$1,357,392.00
Contract Period: 03/23/09-03/23/12
Fund: FEMA
Competitive Process: Yes

Description of Service: This amendment provides for boundary and topographical and utility survey services and geotechnical engineering services at the site of the Parkview Elementary School.

9-G-41 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: SCNZ Architects, LLC
Previous Contract: Yes
Original Amount: \$1,496,280.65
Amended Amount: \$21,566.60
New Amount: \$1,517,847.25
Contract Period: 10/20/07-12/20/10
Fund: CDBG
Competitive Process: Yes

Description of Service: This amendment provides for additional fees for soil sampling, reporting and removal services associated with the renovation at Joseph A. Craig Elementary School.

9-G-42 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: SRF Group Consulting, LLC
Previous Contract: Yes
Original Amount: \$64,423.00
Amended Amount: (\$15,166.00)
New Amount: \$49,307.00
Contract Period: 1/22/09-01/22/10
Fund: FEMA
Competitive Process: Yes

Description of Service: This amendment reduces the basic service fee for the demolition of Edison Middle School to reflect the actual low bidder's price from bids received on July 1, 2009.

9-G-43 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: SRF Group Consulting, LLC
Previous Contract: Yes
Contract Amount: \$100,641.20
Contract Period: 08/06/09-08/06/10
Fund: FEMA
Competitive Process: Yes

Description of Service: This contract provides site survey, environmental assessment, design services and construction contract administration for the demolition of the main building structures at the Livingston Middle School. The contractor will be responsible for all work including assessing site for any potentially hazardous materials, designing project contract documents including plans and specifications, preparing bid information and documents, construction quality control, plan review by appropriate governmental entities and administration of the construction contract through the duration of the project.

9-G-44 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: Shaw Environmental and Infrastructure
Previous Contract: Yes
Original Amount: \$107,617.80

(Motion continues on page 42)

Amended Amount: (\$28,918.00)
New Amount: \$78,699.80
Contract Period: 01/22/09-01/22/10
Fund: FEMA
Competitive Process: Yes

This amendment reduces the basic service fee for the demolition of Waters Elementary School to reflect the actual low bidder's price from bids received on July 1, 2009.

9-G-45 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: VergesRome, APC
Previous Contract: Yes
Original Amount: \$2,772,016.10
Amended Amount: \$30,000.00
New Amount: \$2,802,016.10
Original Contract Period: 06/15/07-09/30/09
Amended End Date 06/15/10
Fund: FEMA
Competitive Process: Yes

Description of Service: The amendment provides for additional services needed for LEED documentation at Lake Area High School and extend the end date on the contract to allow adequate time for the additional work.

9-G-46 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: Yeates and Yeates Architects, LLC
Previous Contract: Yes
Original Amount: \$2,488,519.64
Amended Amount: \$30,000.00
New Amount: \$2,518,519.64
Contract Period: 06/15/07-06/15/10
Fund: FEMA
Competitive Process: Yes

Description of Service: This amendment provides for additional designer services needed for the LEED documentation at Fannie C. Williams Elementary School.

Lease Amendment

9-G-47 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the following contract:

Contractor: SM3 Properties, LLC
 Previous Contract: Yes
 Original Amount: \$330,000.00
 Amended Amount: \$0.00
 New Amount: \$330,000.00
 Contract Period: 08/15/07-08/31/10
 Fund: FEMA
 Competitive Process: Yes

Description of Service: This no-cost amendment to the lease provides RSD utilization of 30 parking spaces at 2413 – 2427 Perdido Street, while refurbishing the original site.

* * * * *

Ms. Givens again requested that the Department provide her with the following information regarding Teach for America: the number of people in the program, the number of people retained, the number of people being hired, and how many teachers are needed in relationship to the number of teachers that have been laid off in the Recovery School District.

Agenda Item 9-H **State Authorized School Oversight Committee** (Schedule 12)

9-H-1 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board received the report on the status of Louisiana’s Charter School Program Grant.

9-H-2 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board granted Brumfield vs. Dodd approval for the following schools:

- Angles Academy (East Baton Rouge Parish) and
- Old Bethel Christian Academy (Caldwell Parish).

9-H-3 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board ratified the Superintendent’s report of personnel actions and approved the personnel actions requiring Board approval for the BESE Special Schools (BSS) and the Special School District (SSD).

- 9-H-4 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board approved job description changes for the Directors of the BESE Special Schools (BSS).
- 9-H-5 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board approved the Pupil Progression Plans for the Special School District and the BESE Special Schools.
- 9-H-6 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board received a report on objective research concerning online Virtual Charter Schools.
- 9-H-7 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board approved standardized Admissions/Release Protocols for the Louisiana School for the Deaf (LSD) and the Louisiana School for the Visually Impaired (LSVI).
- 9-H-8 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board deferred: "Consideration of standardization of staff schedules for the Special School District," as recommended by the Department.
- 9-H-9 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board received a report from Education Finance staff concerning Types 1-4 charter school budgets and expenditure reports, including irregularities or concerns.
- 9-H-10 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board deleted from the agenda the amendment request from Community School for Apprenticeship Learning, Inc. to add a full-time virtual component to its existing charter for Madison Preparatory Academy, as recommended by the Department.
- 9-H-11 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board approved as a Notice of Intent revisions to Bulletin 126, *Charter Schools*, regarding the BESE policy, "Framework for the Evaluation of Louisiana Charter Schools (Types 1, 2, 3, 4, and 5)."
- 9-H-12 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board approved the recommended procedures for community conversion charter schools and the creation of a pilot program for conversion.
- 9-H-13 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board deferred: "Consideration of changes to Bulletin 126, *Charter Schools*," as recommended by the Department.

Agenda Item 9-I **Student/School Performance and Support Committee** (Schedule 13)

9-I-1 On motion of Mr. Bayard, seconded by Ms. Givens, the Board received the report on locally-initiated electives received by the Department from public schools and the report on locally-initiated electives approved by the Department for nonpublic schools.

9-I-2 On motion of Mr. Bayard, seconded by Ms. Givens, the Board approved the following 2009-2010 alternative schools, as recommended by the Department:

Alternative Schools

Allen Parish School System: Allen Parish Alternative Program,
Avoyelles Parish School System: Avoyelles Parish Alternative School,
Caddo Parish School System: Ingersoll Credit Recovery and Career Development Center,
Calcasieu Parish School System: Calcasieu Site for Elementary Students (CASES),
Iberville Parish School System: Iberville Parish Optional Education Center,
Jefferson Parish School System: Cullier Career Center,
Lafourche Parish School System: Bayou Lafourche Marine Institute and Lafourche Parish Juvenile Justice Center,
Ouachita Parish School System: Ouachita Parish Alternative Center,
Red River Parish School System: Red River Parish Alternative School and Ware Youth Center,
St. John the Baptist Parish School System: Redirection Center,
St. Martin Parish School System: Juvenile Training Center (JTC), and
Union Parish School System: Union Alternative Learning Center.

9-I-3 On motion of Mr. Bayard, seconded by Ms. Givens, the Board approved the following 2009-2010 alternative programs, as recommended by the Department:

Alternative Programs

Bienville Parish School System: Bienville Parish Alternative School,
Caddo Parish School System: Caddo Learning Center,
Caldwell Parish School System: Caldwell Parish Alternative School,
City of Baker School System: Baker Alternative Program,

(Motion continues on page 46)

Evangeline Parish School System: Evangeline Central Alternative School for Suspended and Expelled Students
Grant Parish School System: Grant Academy,
Lafayette Parish School System: Genesis Program and Special Education Alternate Site (SEAS),
LaSalle Parish School System: LaSalle Parish Alternative Program,
Madison Parish School System: Madison Parish Alternative Center (MPAC),
Natchitoches Parish School System: Lakeview High School Annex,
Orleans Parish School System: Alternative Learning Institute,
Plaquemines Parish School System: Belle Chasse Academy Positive Behavior Opportunities,
St. Bernard Parish School System: Chalmette High School Alternative,
St. Helena Parish School System: St. Helena Alternative Recovery School,
St. James Parish School System: St. James Parish Behavior Intervention Program (BIP),
St. John the Baptist Parish School System: Leon Godchaux Accelerated Alternative Program,
St. Landry Parish School System: St. Landry Alternative School, and
Winn Parish School System: Winn Alternative School.

9-I-4 On motion of Mr. Bayard, seconded by Ms. Givens, the Board deferred: "Consideration of a report on School Choice Plans."

9-I-5 On motion of Mr. Bayard, seconded by Ms. Givens, the Board took the following action regarding requests from local education agencies for waivers of policy contained in Bulletin 741, *Louisiana Handbook for School Administrators*, submitted by the State Superintendent of Education:

- approved the request from the Avoyelles Parish School System to allow Tiffany Lacour to teach 22 students in a 7th/8th grade English Language Arts summer school class at Mansura Middle School. According to Bulletin 741 Section 2501-H, "The class size for elementary summer school shall not exceed 20 students per teacher, per subject in a regular summer school."
- approved the request from the Orleans Parish School System to allow Eric Felix, who is certified in Chemistry and Physics but not Biology, to teach Biology in summer school.
- approved the request from the East Baton Rouge Parish School System to allow Elsie Perez Esteba, who is certified in General Science but not Biology, to teach Biology I in summer school.

(Motion continues on page 47)

Further, the Board received the semi-annual report for administrative waivers of Bulletin 741 school approval standards for March 2009 through August 2009.

9-I-6 On motion of Mr. Bayard, seconded by Ms. Givens, the Board took the following action regarding a request from a local education agency for waiver of policy contained in Bulletin 741, *Louisiana Handbook for School Administrators*:

- approved the request from the East Baton Rouge Parish School System for a permanent waiver to allow students to substitute JROTC I and II for the one-half unit of Health Education required for high school graduation and
- directed the Louisiana Department of Education to consider establishing a statewide policy to allow the substitution of JROTC I and II for the one-half unit of Health Education required for high school graduation.

9-I-7 On motion of Mr. Bayard, seconded by Ms. Givens, the Board took the following action regarding a request from a local education agency for waiver of policy contained in Bulletin 741, *Louisiana Handbook for School Administrators*, submitted by the State Superintendent of Education:

- approved the request from the Union Parish School System for a one-year waiver of the new law requiring school districts to introduce the Career Diploma option beginning with the 2009-2010 school year. The Union Parish School System is currently dealing with several issues concerning the consolidation of two high schools and it does not have the time necessary this year to adequately plan for the implementation of the Career Diploma law.

9-I-8 On motion of Mr. Bayard, seconded by Ms. Givens, the Board deleted from the agenda: "Consideration of Textbook Waiver Requests," as recommended by the Department.

9-I-9 On motion of Mr. Bayard, seconded by Ms. Givens, the Board approved the 2009-2010 Academic Classification for the following nonpublic school:

Crescent City Christian School - Jefferson Parish – provisional approval.

9-I-10 On motion of Mr. Bayard, seconded by Ms. Dastugue, Board approved as Notice of Intent the following revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §2304. Science Education, as amended:

2304. Science Education

A – D. . . .

E. The following procedure shall be followed for complaints filed about supplemental materials used in a science classroom.

1. Any Louisiana citizen may challenge materials used by an LEA by submitting a complaint to the Division of Curriculum Standards of the DOE for consideration by BESE. The complaint should contain the reasons for the challenge and cite evidence to substantiate the challenge. The complaint should be sent to the Director of Curriculum Standards.

2. The DOE will notify the LEA using the supplementary material that the complaint has been filed and will provide the LEA with a copy of the complaint. The DOE will request from the LEA a copy of the supplementary materials in question.

3. The DOE shall have the opportunity to appoint two reviewers of the materials. The challenger, the LEA, and the publisher (if any) shall each have the opportunity to appoint one reviewer of the materials. The DOE ~~will select three reviewers and~~ will provide the reviewers with copies of the supplementary materials and the complaint. The reviewers should be experts who are capable of determining if the materials are grade-level appropriate, if the materials are scientifically sound and supported by empirical evidence, and if the materials do not promote any religious doctrine, promote discrimination for or against a particular set of religious beliefs, or promote discrimination for or against religion or non-religion.

4. The DOE will determine a time and location for a meeting. The DOE will notify the LEA, the complainant, and the reviewers of the date, time, and location. The LEA and the complainant may bring others with them to the meeting.

5. At the meeting, the LEA and the complainant and/or the representatives of each side will explain their positions. The reviewers may ask questions. All reviewers will complete a form indicating that the materials do or do not violate each of the following provisions and include explanations for their recommendations:

(Motion continues on page 49)

- a) The supplementary materials are grade-level appropriate.
- b) The information contained in the supplementary materials are scientifically sound and supported by empirical evidence.
- c) The materials shall not promote any religious doctrine, promote discrimination for or against a particular set of religious beliefs, or promote discrimination for or against religion or nonreligion.

6. The DOE will ~~consider forward~~ the reports of the reviewers ~~and make recommendations~~ to BESE. The DOE may elect to ~~support, reject or modify the recommendations of the reviewers or may substitute~~ make its own recommendation. The DOE will notify the challenger, the LEA, and the complainant publisher of the date and time when the recommendations will be presented to BESE for consideration.

- 9-I-11 On motion of Mr. Bayard, seconded by Ms. Givens, the Board received the report regarding proposed policy revisions related to the solicitation and receipt of free items with textbook orders.
- 9-I-12 On motion of Mr. Bayard, seconded by Ms. Givens, the Board approved the Department's revised recommendation to add to the 2010-2011 adoption a review of instructional materials for the Career and Technical Education, *Journey to Careers*, and that the review of Health and Physical Education textbooks be postponed until 2011-2012, along with any remaining Career and Technical Education materials.
- 9-I-13 On motion of Mr. Bayard, seconded by Ms. Givens, the Board deferred until October 2009: "Consideration of the Department recommendations concerning the proper use of Distinguished Educators, including proposed policy language granting the Distinguished Educators authority."
- 9-I-14 On motion of Mr. Bayard, seconded by Ms. Givens, the Board received the report regarding the removal of all PreK-2 schools from the current accountability program and referred this item to the School and District Accountability Commission.
- 9-I-15 On motion of Mr. Bayard, seconded by Ms. Givens, the Board deferred until October 2009: "Consideration of the fall preliminary accountability release and LEA compliance with the Elementary and Secondary Education Act (ESEA) concerning parental notification of school choice and supplemental educational services."
- 9-I-16 On motion of Mr. Bayard, seconded by Ms. Givens, the Board received the report regarding the release of accountability results for alternative schools and compliance with the Elementary and Secondary Act and deleted this item from the agenda.

9-I-17 On motion of Mr. Bayard, seconded by Ms. Givens, the Board received the report regarding the cost of moving the LEAP test to the week after Easter and the cost of administering the writing portion of the English Language Arts exam earlier in the year.

9-I-18 On motion of Mr. Bayard, seconded by Ms. Givens, the Board approved the revised testing dates for 2009-2010 and testing dates for 2010-2011, as presented by the Department.

9-I-19 On motion of Mr. Bayard, seconded by Ms. Givens, the Board approved as Notice of Intent revisions to Bulletin 118, *Statewide Assessment Standards and Practices*: §107. Assessment Programs, §1803. Introduction, §1813. Performance Standards, §1817. EOCT Achievement Level Descriptors, and retained this item on the agenda.

9-I-20 On motion of Mr. Bayard, seconded by Ms. Givens, the Board received the 2008-2009 Nongraduating Seniors Survey Report.

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Public comments regarding "Consideration of revisions to Bulletin 1706, Subpart B, *The Regulations for the Gifted and Talented Students*" were received from Ms. Lee Barrios, St. Tammany Association for Gifted and Talented Education.

9-I-21 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board received the report regarding: "Consideration of revisions to Bulletin 1706, Subpart B, *The Regulations for the Gifted and Talented Students*" and retained this item on the agenda.

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Pertaining to Agenda Item IV.C.4., "Consideration of the Spring 2009 Nongraduating Senior Survey Report," Ms. Givens stated that the numbers on page 52 of the Committee backup reflect a higher non-passage rate for seniors in the Recovery School District – Louisiana (RSD-LA) than she remembers being reported by the RSD the last time Superintendent Vallas made a report. Ms. Givens requested a reconciliation of those two numbers and an explanation of why Superintendent Vallas' numbers are lower than Dr. Norton's numbers.

9-I-22 On motion of Mr. Bayard, seconded by Ms. Givens, the Board referred to the Special Education Advisory Council: "Consideration of the Department's determination by the U.S. Department of Education, Office of Special Education Programs."

- 9-I-23 On motion of Mr. Bayard, seconded by Ms. Givens, the Board approved as Notice of Intent revisions to Bulletin 1179, *Driver Education, Traffic Safety, and Administrative Guide*: §503. Driver Education and Training Program for Children. R.S. 17:270 and §505. Driver Education; Required. R.S. 32:402.1.
- 9-I-24 On motion of Mr. Bayard, seconded by Ms. Givens, the Board approved as Notice of Intent revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §1147. Non-Complex Health Procedures.
- 9-I-25 On motion of Mr. Bayard, seconded by Ms. Givens, the Board approved as Notice of Intent revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §2319. Health and Physical Education.
- 9-I-26 On motion of Mr. Bayard, seconded by Ms. Givens, the Board approved as Notice of Intent revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §1129. Administration of Medications.
- 9-I-27 On motion of Mr. Bayard, seconded by Ms. Givens, the Board received the report regarding tracking efforts to improve high priority/high needs schools by compiling a list of programs, funding, and other LDE activities, such as professional development, that are targeted to each of these schools.

At this point in the meeting, Mr. Guice resumed the Chair.

Agenda **Board Advisory Council Reports**
Item 10

Agenda **8(g) Advisory Council** (Schedule 14)
Item 10-A On motion of Ms. Givens, seconded by Mr. Lee, the Board received the minutes of the 8(g) Advisory Council meeting held September 1, 2009.

Agenda **Parish Superintendents' Advisory Council** (Schedule 15)
Item 10-B On motion of Ms. Givens, seconded by Mr. Lee, the Board received the minutes of the Parish Superintendents' Advisory Council meeting held September 3, 2009, and approved the tentative agenda for October 1, 2009.

Agenda **Special Education Advisory Council** (Schedule 16)
Item 10-C On motion of Ms. Givens, seconded by Mr. Lee, the Board received the minutes of the Special Education Advisory Council meeting held September 2, 2009, and approved the tentative agenda for September 30, 2009.

Agenda Item 11 **Board Advisory Council Appointments** (Schedule 17)

On motion of Mr. Lee, seconded by Ms. Givens, the Board approved the appointment of Superintendent Donald Songy to the School and District Accountability Commission upon the recommendation of Mr. Rogers Pope, Executive Director of the Louisiana Association of School Superintendents (LASS). Superintendent Songy replaces Mr. Lloyd Lindsey on the Commission.

On motion of Mr. Lee, seconded by Ms. Givens, the Board approved the reappointment of Brenda Sharp to the Special Education Advisory Council upon the recommendation of Alan Levine, Secretary of the Department of Health and Hospitals.

On motion of Mr. Lee, seconded by Ms. Givens, the Board approved the reappointment of Ms. Karen Austin to the Special Education Advisory Council upon the recommendation of Ms. Kristy H. Nichols, Secretary of the Department of Social Services.

Agenda Item 12 **Received and/or Referred**

Agenda Item 12-A On motion of Ms. Johnson, seconded by Mr. Lee, the Board received the Resolution from the Bossier Parish School Board, which encourages the Louisiana Legislature to treat all nationally certified employees similar in the amounts funded, the commitment by the State for the funding of such, and the timeframe for which this funding is eligible. (Schedule 18)

Agenda Item 12-B On motion of Ms. Johnson, seconded by Mr. Lee, received and referred to the Finance Committee: Consideration of revisions to Bulletin 1929, *The Louisiana Accounting and Uniform Governmental Handbook* (LAUGH Guide). (Schedule 19)

Agenda Item 12-C On motion of Ms. Johnson, seconded by Mr. Lee, received and referred to the Finance Committee: Consideration of increasing certain rates and fees for the Cecil J. Picard Educational and Recreational Center per Act No. 143 of the 2009 Regular Legislative Session (House Bill No. 576 by Representative Johnson). (Schedule 20)

Agenda Item 12-D On motion of Ms. Johnson, seconded by Mr. Lee, received and referred to the Legislative Committee: Consideration of the paperwork reduction plan pursuant to House Concurrent Resolution 180 of the 2007 Regular Session of the Legislature. (Schedule 21)

- Agenda Item 12-E On motion of Ms. Johnson, seconded by Mr. Lee, received and referred to the Quality Leaders/Educators Committee: Consideration of a revision to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*, Chapter 3, Subchapter A, Section 315. Standard Certificates for Teachers in Nonpublic Schools. (Schedule 22)
- Agenda Item 13 On motion of Ms. Johnson, seconded by Mr. Lee, the Board deferred until October 2009: "Consideration of a discussion regarding the creation of a statewide school facility authority.
- Agenda Item 16 On motion of Ms. Johnson, seconded by Ms. Dastugue, the Board deleted from the agenda: "Consideration of a proposal from Senator Kostelka and Representative Fannin for revision of Bulletin 741 to provide for guidelines relative to the Career Diploma program, transfer of students to and from the Career Diploma program, and related matters." (Schedule 23)
- Agenda Item 17 "Consideration of recognition of Destrehan High for the SREB Silver Award for Applied Learning" was handled under Agenda Item 8, "Report by the State Superintendent of Education." (Schedule 24)

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The Board agreed to handle Agenda Item 18, "Consideration of allowing Mr. Paul B. Porter to receive the 2009-2010 state stipend approved for Certified School Social Work Specialists," and Agenda Item 22, "Consideration of allowing Ms. Nancy Haase to receive the 2009-2010 state stipend approved for Certified School Social Work Specialists," together.

- Agenda Items 18 and 22 On motion of Mr. Bennett, seconded by Ms. Buquet, the Board:
- deferred: "Consideration of allowing Mr. Paul B. Porter to receive the 2009-2010 state stipend approved for Certified School Social Work Specialists,"
 - deferred: "Consideration of allowing Ms. Nancy Haase to receive the 2009-2010 state stipend approved for Certified School Social Work Specialists,"
 - directed the Department to conduct background research to substantiate the information provided by Mr. Porter and Ms. Haase, regarding the dates their applications were mailed to NASW and that NASW only picks up mail from its post office box once a week, and
 - directed the Department to obtain an opinion from the Department's Legal Counsel regarding whether or not these requests are appealable. (Schedule 25 and Schedule 26)

Agenda Received and/or Referred
Item 19

Agenda Item 19-A On motion of Mr. Lee, seconded by Mr. Bennett, the Board received and referred to the Recovery School District Committee: "Consideration of a report in October 2009 on the progress of the New Teacher Project's effort to meet the deliverables in its contract with the Recovery School District."

Agenda Item 19-B On motion of Mr. Lee, seconded by Mr. Bennett, the Board received and referred to the High School Redesign Committee: "Consideration of the LDE's Communications Plan for High School Redesign."

Agenda Item 20 On motion of Mr. Roemer, seconded by Ms. Givens, the Board approved the following contracts as recommended by the Department, for the Department and Board agencies:

Office of Management and Finance

- 1. Contractor: Division of Administration
- Previous Contract: Yes
- Begin Date: 7/1/09
- End Date: 6/30/10
- Total Amount: \$3,831,128.62
- Source of Funds: Various State and Federal Funds

Description of Service: This lease provides office space for LDE at the Claiborne Building. The lease allows for 157,166 square feet on Floors 3 – 5 at an annual rate of \$24.3763194 per rentable square feet.

Office of School and Community Support

- 2. Contractor: Department of Social Services
- Previous Contract: Yes
- Begin Date: 9/1/09
- End Date: 6/30/10
- Total Amount: \$6,333,333.00
- Source of Funds: Incoming Funds

(Motion continues on page 55)

Description of Service: The TANF After-School for All programs will provide supplemental education to students during after-school hours and summer that is geared to in-school activities to improve students' academic performance. The Department of Education, Division of Student Learning and Support has agreed to provide extended day and summer remedial education programs through Local Education Agencies (LEAs) for students.

3. Contractor: Department of Social Services
 Previous Contract: Yes
 Begin Date: 10/1/09
 End Date: 6/30/10
 Total Amount: \$300,000.00
 Source of Funds: Incoming Funds

Description of Service: The purpose of this contract is to move TANF clients toward self-sufficiency through enrollment in Adult Basic and Adult Secondary Education programs. The target population for the TANF GED program is clients 16-21 years of age or clients over 21 with a minor child. The funds are being award will provide the ability to continue or expand programs established the previous fiscal year in East Baton Rouge, Orleans, and St. Bernard Parishes. The Department is working with the Department of Social Services, Office of Family Support to achieve the goal of economic self-sufficiency for out-of-school youth, by improving literacy skills in order to attain a Louisiana High School Equivalency Diploma, enter into postsecondary education, and seek employment opportunities including vocational skills training.

4. Contractor: Department of Social Services
 Previous Contract: Yes
 Begin Date: 10/1/09
 End Date: 6/30/10
 Total Amount: \$3,361,096.00
 Source of Funds: IAT-TANF Funds

Description of Service: The Department of Social Services is working with the LDE, through the Donna Contois Jobs for America's Graduates- Louisiana Program, to reduce the dropout population of Louisiana youth by keeping them actively engaged in age-appropriate educational settings that leads to a recognized high school exit. JAG-LA is a dropout prevention/recovery program that aligns with one of the goals of TANF to promote self-sufficiency. The Department of Education is working with the Department of Social Services, Office of

(Motion continues on page 56)

Family Support to achieve the goal of economic self-sufficiency for out-of-school youth, ages 12-22, by improving literacy skills in order to attain successfully exit high school with a Diploma or earn a GED. Attainment of a recognized high school exit credential prepares students to enter into postsecondary education, seek employment opportunities including vocational skills trainings, or enter the military.
(Schedule 27)

Agenda Item 21 On motion of Ms. McDaniel, seconded by Mr. Lee, the Board approved the following emergency allocation as recommended by the Department, for the Department and Board agencies:

Competitive

1. Allocation: High School Redesign 9th Grade Initiative Grants
Amount: \$50,000
Funding Period: 07/01/09 – 06/30/10
Source of Funds: IAT

Purpose: Allocations will provide schools that were competitively selected for participation in the 9th Grade Redesign Initiative in 2007-08 with continuation awards for 2009-10. The 9th Grade Redesign Initiative is a 3 year grant program, with annual continuations awards made to grantees based upon their fulfillment of program requirements and the availability of funds. Awards are for the purpose of: contracting nationally-recognized expert consultants(s) to provide continuing technical assistance and/or professional development; making site visits to schools that are exemplary models of 9th grade redesign and/or arranging meetings with leaders of redesign; attending conferences related to 9th grade redesign; purchasing redesign curriculum and professional development resources; and providing stipends/substitutes for faculty to engage in professional development and planning. In 2009-10, added focus will be placed on starting transition activities in the 8th grade through collaboration with feeder middle schools.

(Schedule 28)

Agenda Item 23 On motion of Mr. Lee, seconded by Mr. Bennett, the Board approved the appointment of Dr. Allen Grant to the position of 8(g) Grant Administrator effective September 28, 2009.

Agenda On motion of Ms. McDaniel, seconded by Mr. Lee, the Board approved the
Item 24 appointment of Ms. Robyn Jenkins to the position of 8(g) Consultant
 effective September 17, 2009.

With no further business to come before the Board, the meeting was adjourned at
12:06 p.m.