

Keith Guice, President

**B
E
S
E**



**BOARD
of
ELEMENTARY
and
SECONDARY
EDUCATION**

It is the mission of this board to provide leadership and enact policies that result in improved academic achievement and responsible citizenship for all students

OFFICIAL BOARD MINUTES

Meeting of March 11, 2010

LOUISIANA STATE BOARD OF ELEMENTARY AND SECONDARY EDUCATION

MARCH 11, 2010

The Louisiana Purchase Room Baton Rouge, LA

The Louisiana State Board of Elementary and Secondary Education met in regular session on March 11, 2010, in the Louisiana Purchase Room, located in the Claiborne Building in Baton Rouge, Louisiana. The meeting was called to order at 9:17 a.m. by Board President Keith Guice and opened with a prayer by Ms. Connie Bradford, newly appointed BESE Member-at-Large.

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

Ms. Stella Lasseigne, President of the Louisiana School Boards Association, led the Pledge of Allegiance.

Agenda Item 5 On motion of Mr. Lee, seconded by Ms. Dastugue, the Board approved the agenda, as printed and disseminated, with the addition of Emergency Agenda Items 15 – 17. (Schedule 1)

Agenda Item 6 On motion of Ms. Buquet, seconded by Mr. Roemer, the Board approved the minutes of January 21, 2010, and January 28, 2010, amending motion 10-B-30 of the January 21st minutes as follows:

On motion of Mr. Roemer, seconded by Ms. Buquet, the Board approved the following nine (9) categories of individuals to serve on a study group to address issues related to including the Office of Juvenile Justice students in the MFP formula, as recommended by the Department coordinating efforts with the Office of Juvenile Justice for educating juveniles that are incarcerated, and with the following amendments:

Membership for the Juvenile Justice Education Study Group

- Chair of BESE Finance Committee,
- Office of Juvenile Justice Representative,
- ~~Judges Representative~~ Juvenile Court Judges Representative,
- School District Superintendent Representative,
- Principal Representative,

(Motion continues on page 2)

- Child Welfare and Attendance Representative,
- Parent Representative, and
- Department of Education Representatives
 - Literacy and Numeracy Initiative and
 - Special Education Program.

Agenda
Item 7

Notices of Intent

Notices of Intent duly advertised in the December 2009 issue of the Louisiana Register and ready for final adoption.

Agenda
Item 7-A

On motion of Mr. Lee, seconded by Ms. Johnson, the Board approved for final adoption revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §801. Overview and §803. Appeal Process.

Agenda
Item 7-B

On motion of Mr. Lee, seconded by Ms. Johnson, the Board approved for final adoption revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §315. Standard Certificates for Teachers in Nonpublic/Charter Schools.

Agenda
Item 7-C

On motion of Mr. Lee, seconded by Ms. Johnson, the Board approved for final adoption revisions to Bulletin 996, *Standards for Approval of Teacher and/or Educational Leader Preparation Programs*: §501. Programmatic Intervention and §601. Acronyms.

Agenda
Item 8

Report by the State Superintendent of Education

- Superintendent Pastorek welcomed Ms. Connie Bradford of Ruston, the most recent member of the Board of Elementary and Secondary Education. He stated that he appreciates Ms. Bradford's willingness to work with LDE as it advances its vision to provide a world-class education for all students in Louisiana, and he looks forward to working with her.

Outreach

- In addition to his travel to Lisbon, Portugal, the State Superintendent of Education has also been providing outreach across the state, speaking to dozens of business and community leaders.

(Continues on page 3)

- Superintendent Pastorek has met with over 30 state legislators, and the LDE has made a great effort to respond to their requests in order to inform and provide them with accurate information as they prepare to consider important legislation during the upcoming session.
- In the coming weeks, Superintendent Pastorek will participate in a panel discussion at the Annual Teacher Advancement Program (TAP) Conference. Beth Courtney, Louisiana Public Broadcasting President and CEO, and Superintendent Pastorek will participate in a panel discussion about joint partnerships at the Council of Chief State School Officer's Public Media Executive Summit.
- In addition to his outreach efforts, the LDE is working to update community members statewide on the most current information on policy considerations and changes, statewide initiatives, and other areas of great interest. To that end, the LDE Communications Office has launched a new on-line bi-weekly newsletter called *The Update*. The publication will be e-mailed to the LDE's list serve, as well as posted on the LDE web-site.

Recovery School District/Master Plan

- Before the opening of school next year, renovations or new construction will have been completed on five schools in New Orleans as part of the School Facilities Master Plan for Orleans Parish. Over the last two months, three more schools have been opened or dedicated: Andrew H. Wilson and Joseph A. Craig in January 2010 and Greater Gentilly High School in February 2010. Over the next twenty-four months, ten additional newly constructed or renovated schools are expected to open in New Orleans.

National Recognition for College and Career Ready Policies

- Louisiana's progress in linking high school standards, resources, and practices to the expectations of colleges and employers was recently recognized in a national report.
 - In the annual "Closing the Expectations Gap" report, published by the non-profit education organization Achieve, Louisiana meets three of the five critical college and career ready benchmarks.

(Continues on page 4)

- The survey of fifty states measures the same five areas of reform

each year: Standards, Graduation Requirements, P-20 Data Systems, Assessments, and Accountability. Louisiana is among only eleven states that meet three or more of the measured criteria.

- The report states:
 - Louisiana is among thirty-one states that have developed and adopted high school academic content standards for English and mathematics that are aligned to college and career-ready expectations.
 - Louisiana is one of fourteen states that have a component of their high school assessment system that measures all students on college and career-ready content in English and mathematics.
 - Louisiana is one of sixteen states that have developed P-20 longitudinal data systems.
 - The national report also points to our strong accountability practices.

Race to the Top

- Louisiana is among the finalists for the first round of the federal \$4.35 billion Race to the Top (R2T) grant program. Only sixteen of the pool of forty-one applicants were chosen as finalists.
 - After months of collaboration with the education community and other stakeholders, Louisiana is extremely pleased to be among the finalists and to have another opportunity to express its commitment to the state's application and the bold reforms outlined in Louisiana's plan.
- Because of Louisiana's Race to the Top goals, it is estimated that:
 - 4,000 more kindergarteners will arrive prepared for school,
 - 5,500 more 3rd graders will perform on or above grade level,
 - 7,500 more kindergarteners will reach 4th grade on time,
 - 9,500 more 8th graders will perform on or above grade level,
 - 6,000 more students will graduate on time, and
 - 4,000 more high school graduates will enroll in postsecondary education.

(Continues on page 5)

- The next step in this process is to complete an interview in Washington,

DC, where attendees will be asked to clarify to grant reviewers the information presented in Louisiana's application.

- The first round of Race to the Top winners is expected to be announced in early April.

Budget Presentation

- Superintendent Pastorek provided Board members with a handout and PowerPoint Presentation entitled "Budget Presentation March 11, 2010." Ms. Beth Scioneaux reviewed the information with Board members and answered questions concerning the LDE's budget.

On motion of Ms. Johnson, seconded by Ms. Givens, the Board agreed to take Agenda Item 13, "Consideration of a discussion regarding the creation of a statewide school facility authority," out of order.

On Point of Personal Privilege, Ms. Givens introduced Senator Karen Carter Peterson.

Senator Peterson provided the Board members with information concerning the need for a statewide school facility authority and requested the Board's endorsement and support of proposed legislation addressing this important endeavor.

Agenda Item 13 On motion of Ms. Givens, seconded by Ms. Johnson, the Board received the report regarding the creation of a statewide school facility authority.

The Board returned to the regular agenda order.

Agenda Item 9-A **Board Administration/Relations Committee** (Schedule 2)

9-A-1 On motion of Mr. Lee, seconded by Ms. Bradford, the Board approved the proposed program, budget, and guidelines for statewide program, Mini-Grant Awards of Excellence, (S018), (BESE), for FY 2010-2011.

9-A-2 On motion of Mr. Lee, seconded by Ms. Bradford, the Board approved the proposed program and budget for statewide program, Louisiana Online Professional Development Initiative, (S058), (LDE), for FY 2010-2011.

9-A-3 On motion of Mr. Lee, seconded by Ms. Bradford, the Board approved the proposed program, budget, and guidelines for statewide program, Everybody Graduates!, (S063), (LDE), for FY 2010-2011.

- 9-A-4 On motion of Mr. Lee, seconded by Ms. Bradford, the Board deferred until April 2010 the statewide program, National Teacher Certification Program, (S023), (LDE), for FY 2010-2011 and referred to the Superintendents' Advisory Council: "Consideration of the implication of subsidizing a new cohort of teachers entering the National Board Certification process in FY 2010-2011 through the 8(g) statewide program, National Teacher Certification Program."
- 9-A-5 On motion of Mr. Lee, seconded by Ms. Bradford, the Board referred to the Blue Ribbon Commission for Educational Excellence for a response to the Quality Leaders/Educators Committee by May 2010: "Consideration of a study regarding the effectiveness of National Board Certified teachers in the state of Louisiana."
- 9-A-6 On motion of Mr. Lee, seconded by Ms. Bradford, the Board received the update report regarding The Race to the Top grant.
- 9-A-7 On motion of Mr. Lee, seconded by Ms. Bradford, the Board received a report regarding increasing the efficiency of the operations of the Board, including the continuing review of streamlining Board agendas and packets, and retained this item on the agenda.
- 9-A-8 On motion of Mr. Lee, seconded by Ms. Bradford, the Board received the report regarding a summary of all 2009 BESE policy actions categorized by Committee.
- 9-A-9 On motion of Mr. Lee, seconded by Ms. Bradford, the Board received the report regarding the 8(g) Management and Oversight funds for FY 2009-2010 and FY 2010-2011 and retained the item on the agenda.
- 9-A-10 On motion of Mr. Lee, seconded by Ms. Bradford, the Board received a report regarding the revision of the evaluation instrument utilized by the Board in the annual evaluation of the State Superintendent of Education to include performance indicators that address audit findings and directed the Board Administration/Relations Committee Chair and the Board President to review the evaluation instrument and present recommended modifications to the Board in May 2010.
- Agenda Item 9-B **Finance Committee** (Schedule 3)
- 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 Louisiana Department of Education.

- 9-B-2 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the report from the Louisiana Department of Education's Director of Internal Audit.

Grants and Allocations

Disadvantaged or Disabled Student Support - Formula

- 9-B-3 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the following grant:

Allocation: Louisiana Advanced Placement Test Fee Program
Amount: \$5,488.00
Funding Period: 03/14/08 – 02/28/10
Source of Funds: Federal

Purpose: The Louisiana Department of Education (LDE) will provide low-income students across the state with the opportunity to have their AP[®] exam fees reimbursed through an Advanced Placement Test Fee Program grant awarded to the Louisiana Virtual School (LVS) by the U.S. Department of Education. With funding from the AP[®] Test Fee Program, the LDE will reimburse \$56 for each Advanced Placement Exam taken by students who meet the definition of low-income, are enrolled in both public and Louisiana Board of Education and Secondary Education (BESE) approved nonpublic schools, and were enrolled in an AP[®] course for the test fee being reimbursed. The term "low-income individual" means an individual who is determined by a state educational agency or local educational agency to be a child, ages 5 through 19 on exam day, from a low-income family, based on children eligible for free or reduced-price lunch under the National School Lunch Act, children in families receiving assistance under Part A of Title IV of the Social Security Act, or children eligible to receive medical assistance under the Medicaid program under Title XIX of the Social Security Act.

Basis of Allocation: With the 2009 Advanced Placement Test Fee Reimbursement Grant, the Louisiana Department of Education will reimburse \$56 for each Advanced Placement Exam taken by Louisiana students who meet the definition of low-income, are enrolled in both public and Louisiana Board of Education and Secondary Education (BESE) approved nonpublic schools, were enrolled in an AP[®] course and took an AP[®] exam during the May 2009 AP[®] College Board testing period for the test fee being reimbursed, and indicated on the AP[®] Exam Answer Sheet that they qualify for The College Board Fee Reduction. The term "low-

(Motion continues on page 8)

income individual" means an individual who is determined by a State

educational agency or local educational agency to be a child, ages 5 through 19, from a low-income family, on the basis of data used by the Secretary to determine allocations under section 1124 of this Act, data on children eligible for free or reduced-price lunches under the National School Lunch Act, data on children in families receiving assistance under Part A of Title IV of the Social Security Act, or data on children eligible to receive medical assistance under the Medicaid program under Title XIX of the Social Security Act, or through an alternate method that combines or extrapolates from those data. The College Board fee for each AP[®] Exam taken in May 2009 was \$86. Whereas low-income students should have received a fee reduction of \$22 per exam from The College Board and the school was required to waive the \$8 rebate, the Department will pay the difference of \$56 per exam ($\$86 - \$30 = \56).

Educator Support - Formula

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

Allocation: Wallace Foundation Grant
Amount: \$60,000.00
Funding Period: 10/01/09 – 06/30/10
Source of Funds: IAT

Purpose: During 2009-2010, four districts, (Calcasieu, East Baton Rouge, Jefferson, and Terrebonne) participated in an executive leadership training with the Department of Education. The districts developed a Balanced Scorecard to identify and support those activities that would increase student achievement. During 2010-2011, these districts will continue to support and expand the work of their Balanced Scorecards.

Basis of Allocation: Districts are being awarded \$15,000.00 to identify, conduct, and track the results of activities that will support leadership, teaching, and professional development initiatives to improve student achievement.

9-B-5 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the report regarding contracts of \$50,000 and under approved by the State Superintendent of Education.

Special Consideration

Office Of School and Community Support

9-B-6 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following contracts and leases for “Receive” and “Defer”:

Contractor: Families Helping Families - Various Contractors
 Previous Contract: Yes
 Contract Amount: \$914,000.00
 Contract Period: 7/01/10 - 6/30/11
 Fund: Federal-IDEA B Flow Thru
 Competitive Process: No - Social Services under \$250,000

CONTRACTOR	AMOUNT
Families Helping Families of Southwest Louisiana, Inc.	\$98,000.00
Families Helping Families of Greater Baton Rouge, Inc.	\$98,000.00
Bayou Land Families Helping Families, Inc.	\$76,000.00
Families Helping Families of Acadiana, Inc.	\$76,000.00
Families Helping Families of Southeast Louisiana, Inc.	\$98,000.00
Families Helping Families at the Crossroads of LA, Inc.	\$76,000.00
Families Helping Families Region 7, Inc. (Shreveport)	\$76,000.00
Families Helping Families of Northeast Louisiana, Inc.	\$98,000.00
Families Helping Families of Greater New Orleans, Inc. (Jefferson)	\$120,000.00
Northshore Families Helping Families, Inc.	\$98,000.00

Description of Service: These contracts provide resources, direct support, materials, and training opportunities to families, educators, and service providers of students with disabilities. Services provided through these contracts will assist in complying with the Individuals with Disabilities Education Act (IDEA) and its regulations.

9-B-7 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board deferred consideration of audit reports.

9-B-8 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board adopted the FY 2010-2011 MFP formula to include a 2.75% growth factor.

9-B-9 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the LDE recommendation to adopt Option 2 for October Mid-Year Adjustment Revisions which states:

(Motion continues on page 10)

If any city, parish, or other local school system's, Recovery School District schools', LSU and Southern Lab schools' current year October 1 student count is more or less than the previous year's February 1 membership, a mid-year adjustment to per pupil funding shall be made for each student gained or lost based on the final MFP allocation per pupil amount for that city, parish, or other local school system, as approved by BESE.

- 9-B-10 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the LDE recommendation to adopt Option 2 for the February Mid-Year Adjustment Revision which states:

If any city, parish, or other local school system's, Recovery School District schools', LSU and Southern Lab schools' current year February 1 membership is more or less than the current year October 1 membership, a second mid-year adjustment to per pupil funding shall be made for each student gained or lost based on one-half the final MFP allocation per pupil amount for that city, parish, or other local school system, as approved by BESE.

- 9-B-11 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board:

- a. funded the students in the Office of Juvenile Justice schools in the MFP formula and
- b. required the local school district where the student resided prior to adjudication to fund the MFP local portion of the costs for each student provided educational services by the Office of Juvenile Justice.

- 9-B-12 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board maintained the 70% instructional requirement in the MFP formula.

- 9-B-13 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board directed the LDE to establish a task force to study funding for public education to include the following:

- review the effectiveness of the wealth factors in the MFP formula;
- evaluate a potential increase of the 70% instructional requirement to 80%; and
- continue the study of student-based budgeting, including the impact of desegregation litigation on its implementation.

- 9-B-14 **NOTE:** The Board deferred action on Motion 9-B-14 until the end of all Board Committee Reports. See Motion 9-B-14 on page 30 for the Board's action on this item.

- 9-B-15 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the report on student-based budgeting.

9-B-16 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the following timeline on Fiscal Dialogues, as a result of the Fiscal Risk Assessment process:

March 2010 The Department is compiling the factors necessary to create the Fiscal Risk Assessment, using the latest available data. The data will be based on FY 2008-2009 Annual Financial Reports (AFR), FY 2007-2008 Single Audit Reports, and FY 2008-2009 and FY 2009-2010 student and staff data. The Recovery School District and the Type 2 Charters are included.

April 2010 The districts/schools will be provided an opportunity to review the results of the Fiscal Risk Assessment and verify the accuracy of the data used.

June 2010 The Fiscal Risk Assessment results will be presented to BESE and released to the public via posting on the LDE's website.

- Districts will be categorized, based on follow-up action required.

July 2010 Follow-up action begins and continues, as needed, until resolution is achieved.

9-B-17 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.

Grants and Allocations

Adult Education - Competitive

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

Allocation: Jobs for America's Graduates - LA
 Amount: \$170,000.00
 Funding Period: 10/01/09 – 06/30/10
 Source of Funds: IAT/TANF

(Motion continues on page 12)

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, improves their rate of success in acquiring employability and occupational competencies.

Basis of Allocation: This allocation is a redistribution of funds from remaining flow-through funding in FY 2009-2010 and is a supplemental award to cover additional expenditures for the period of October 1, 2009 - June 30, 2010.

School and Community Support - Other

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

Allocation: USDA Team Nutrition Training Grant
Amount: \$26,400.00
Funding Period: 04/01/10 – 02/28/11
Source of Funds: Federal

Purpose: Team Nutrition is an initiative of the USDA Food and Nutrition Service to support the Child Nutrition Programs through training and technical assistance for food service, nutrition education for children and their caregivers, and school and community support for healthy eating and physical activity. The purpose of the allocation is to achieve the goals and objectives of the 2008 USDA Team Nutrition Training Grant. Districts participating in the Team Nutrition mini-grant project are required to use funds to train school food service workers on the Dietary Guidelines, modify menus, and implement a nutrition education unit in classrooms in selected schools prior to December 31, 2010. This is the third round of mini-grants funded through this grant.

Basis of Allocation: The Department of Education will award mini-grants to five districts participating in the National School Lunch Program to conduct pre-approved nutrition activities prior to December 31, 2010. All schools must be enrolled as USDA Team Nutrition Schools. The allocation was determined based upon \$5,000 per local educational agency, plus districts could request additional funds to pay for travel to attend a mandatory orientation workshop in Baton Rouge.

BESE 8(g) - Other

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

Allocation: 8(g) Louisiana School Turnaround Specialist Program
– Cohort III
Amount: \$439,989.00
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 school leaders prepared to turn around 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 by Louisiana universities that were selected and trained as Regional Program Providers.

Basis of Allocation: In order to provide support to districts and program candidates, funds have been allocated to districts selected to participate in Cohorts III of the LSTS Program. These funds are to be utilized to enroll selected candidates, district advocates, and school leadership members in LSTS program activities at their assigned university provider. Districts are eligible for up to \$6,567.00 in funding per LSTS candidate and school. A total of 67 candidates and schools from 21 different districts will receive allocations.

9-B-21 On motion of Ms. Dastugue, seconded by Ms. Johnson, the Board received the report regarding the Louisiana Department of Education FY 2010-2011 Executive Budget Recommendations.

9-B-22 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board received the report of the BESE FY 2010-2011 Budget.

- 9-B-23 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the contracts approved by the State Superintendent of Education and the Chair of the Finance Committee.

Special Consideration

Office of School and Community Support

- 9-B-24 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following contract:

Contractor:	Boys and Girls Clubs of Greater Baton Rouge
Previous Contract:	Yes
Original Amount:	\$250,000.00
Amended Amount:	\$-18,593.00
Revised Amount:	\$231,407.00
Contract Period:	09/01/09 - 06/30/10
Fund:	State Line Item Appropriation
Competitive Process:	No - Act 122 of the 2009 Regular Session of the Louisiana Legislature

Description of Service: This amendment allows for a reduction in the contract, due to mid-year budget cuts.

The contractor will implement the Project Learn Academic Improvement Program, which will provide academic enrichment activities for children. The program will target children who qualify for the free and reduced lunch program. This project will primarily be a school year program offering academic enrichment programs in an after school setting.

Office of Educator Support

- 9-B-25 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the following contract:

Contractor:	Office of the Governor
Previous Contract:	Yes
Original Amount:	\$1,077,377.00
Amended Amount:	\$1,216,000.00
Revised Amount:	\$2,293,377.00
Contract Period:	7/1/08 - 6/30/09
Amendment End Date:	06/30/10

(Motion continues on page 15)

Revised Contract Duration: 24 months
 Fund: Wallace Foundation Grant - Incoming Funds
 Competitive Process: No - Interagency Agreement

Description of Service: This IAT is for the implementation of the Wallace Foundation grant. This amendment will enable the LDE to continue to carry out the scope and work plan associated with the Wallace Foundation grant activities.

Office of Student and School Performance

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

Contractor: National Center for the Improvement of Educational Assessment (NCIEA)
 Previous Contract: Yes
 Original Amount: \$510,705.00
 Amendment Amount: FY 10 - 65,323.00/FY11 +113,282.00
 Revised Amount: \$558,664.00
 Contract Period 1/21/07 - 6/30/10
 Amendment End Date: 06/30/11
 Revised Contract Duration: 48 months
 Fund: State General Fund
 Competitive Process: No - Sole Source

Description of Service: Through this contract, the contractor will provide support in the revision and continued implementation of the state assessment and accountability systems. The contractor will advise policy decisions and documentation of changes in the accountability system through participation in meetings, conference calls, and presentations with LDE staff, the Accountability Commission, and other stake holders. The amendment to this contract is to reduce the activities to be conducted during FY 2010 due to budget constraints which result in a reduction of \$65,323.00 for FY 2010. However, it is necessary to extend the term of the contract to ensure consistency and completion of contracted services. The extension will add \$113,828.00.

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

Contractor: MMCS Consulting, LLC
 Previous Contract: Yes

(Motion continues on page 16)

Original Amount: \$2,492,114.00
 Amendment Amount: \$1,035,803.00
 New Amount: \$3,527,917.00
 Contract Period: 6/1/07 - 5/31/10
 Fund: State-SSP CRT LEAP ACCT Test
 Competitive Process: Yes

Description of Service: The amendment to Project A of the contract is to provide assistance in the production, printing, and distribution of the State Education Progress Report and District Composite Report and is necessary due to both a decrease and an increase in the services to be provided. The additional activities include data review/appeal software hosting, maintenance, program adjustments, and processing student data to generate rosters, aggregate data, and calculate index results.

Office of Management and Finance

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

Contractor: Center for Educational Leadership and Technology (CELT)
 Previous Contract: No
 Contract Amount: \$3,188,432.00
 Contract Period: 4/5/10 - 4/5/13
 Fund: Federal – Statewide Longitudinal Data System Research Grant
 Competitive Process: No - Interagency Agreement

Description of Service: Through a competitive request for proposal process, this contractor will create a longitudinal data repository and reporting system that will allow access to data more readily available for research and analysis by all stakeholders. The contractor will provide professional personnel such as software developers and architects, training, system software, and maintenance for successful implementation.

Agenda Item 9-B1 **Minimum Foundation Program (MFP) Public Hearing** (Schedule 4)

9-B1-1 On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved the minutes of the Minimum Foundation Program (MFP) Public Hearing held March 10, 2010.

- Agenda Item 9-C **High School Redesign Committee** (Schedule 5)
- 9-C-1 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board received the report on the activities of the High School Redesign Commission.
- 9-C-2 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved the Annual Career Options Law Evaluation Report due to the Legislature.
- 9-C-3 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board received the report on the Professional School Counselors' Task Force recommendations.
- 9-C-4 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved the updates to the Students Teaching and Reaching (STAR) compliance report.
- 9-C-5 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved the Child Development Associate (CDA) program compliance report form.
- 9-C-6 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved as a Notice of Intent revisions to Bulletin 741, *Louisiana Handbook for School Administrators: §2373*, adding CASE Plant Science, CASE Animal Science, Meat Processing, Veterinary Assistant II, and Woodworks as new courses in the Agricultural Education program area.
- 9-C-7 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved as a Notice of Intent the revisions to Bulletin 741, *Louisiana Handbook for School Administrators: §2377*, deleting Java Programming as a course in the General Career and Technical Education program area.
- 9-C-8 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved the revisions to the Areas of Concentration document.
- 9-C-9 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board received the report concerning the Workforce Investment Council (WIC) Strategic Plan, Statement of Recommendations, and CTE alignment.
- 9-C-10 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved as a Notice of Intent revisions to Bulletin 741, *Louisiana Handbook for School Administrators: §2385*, adding NCCER Insulating and NCCER Industrial Maintenance as courses in the Technology Education program area.
- 9-C-11 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board received the report on the Recovery School District's Excel Academy.

Agenda Legislative Committee (Schedule 6)
Item 9-D

9-D-1 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board received the report on the 2010 Annual Report on the Status of Health and Physical Education in Louisiana's Public Schools.

9-D-2 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board received and approved the study on the use of digital textbooks in state schools, as requested by the Commission on Streamlining Government.

9-D-3 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board received and approved the response for House Concurrent Resolution 184, which urges and requests the Department of Health and Hospitals and the Louisiana Department of Education to study jointly the feasibility of utilizing Medicaid funds to fund more school nurse positions.

9-D-4 On motion of Ms. Dastugue, seconded by Mr. Roemer, the Board approved the draft statutory language to the following policy areas:

- amended RS 17:226 to align the compulsory attendance law with BESE policy and assure student enrollment in public schools,
- amended R.S. 24:513 to require tax collecting agencies to have their independent auditors perform agreed to procedures relating to accurate and timely remittance of revenues,
- amended R.S. 17:7.1(B)(3) to allow applicants who have met other requirements and have one year successful employment as an assistant principal in a Louisiana public school to be excluded from Praxis requirements,
- amended R.S. 17:1945 to allow Board special schools (LSVI/LSD) to share services/functions,
- amended R.S. 17:1990 to allow the RSD to borrow money in sums necessary to fund its budgeted expenditures for Fiscal Year 2010-2011 only,
- amended R.S. 17.7.1 to allow the LDE to charge fees for certification,
- amended R.S. 17.221(B) to clarify that LEAs must accept all students of acceptable age unless said child is legally excluded, and
- amended R.S. 17:100.10 to grant greater flexibility in contracting with outside counsel with specialized knowledge in the utilization of New Market Tax Credits.

Ms. Givens was recorded as being opposed to the motion.

* * * * *

Ms. Givens offered a motion, seconded by Mr. Bayard, that the Board direct the Recovery School District to work in concert with the Orleans Parish School Board to protect the property rights of the Orleans Parish School Board and to economize on the expenditures of contracting with attorneys who are working to pursue New Market Tax Credits, when and if this legislation passes.

A Roll Call Vote was taken.

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

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

Abstains: None.

Absent: None.

The motion failed.

- 9-D-4A On motion of Ms. Johnson, seconded by Mr. Garvey, the Board retained on the agenda until August 2010, pending passage of legislation, "Consideration of a discussion regarding the utilization of New Market Tax Credits."
- 9-D-5 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board directed the LDE to cease in the pursuit of draft legislation for a constitutional amendment that would exempt the LDE from asking for legislative approval to increase fees.
- 9-D-6 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board directed the LDE to work with Representative Rickey Hardy to seek legislation for a uniform grading scale statewide, referred this item to the Superintendents' Advisory Council, and retained this item on the agenda for further discussion.

9-D-7 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board:

- supported House Bill No 43, which expands drug free zones from 1,000 to 2,000 feet from school property, day care center property, drug treatment facilities, religious building property, and public housing authority property;
- supported House Bill No. 46, which requires public school governing authorities to provide to students in grades 7 through 12 enrolled in Health Education age and grade appropriate classroom instruction relative to dating violence;
- supported House Bill No. 49, which provides an appropriation of six million dollars to the St. Bernard Parish School Board to assist with the payment of Office of Group Benefits insurance premiums for retiree benefits for the period of July 1, 2010, through June 30, 2010; and
- supported House Bill No. 97, which provides that a person can participate in the classroom instruction portion of a driver education program offered by a private entity ninety days prior to his fifteenth birthday if he is at least in the ninth grade.

9-D-8 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board scheduled a Legislative Committee meeting on Monday, April 12, 2010, at 1:00 p.m. to discuss education-related bills from the 2010 Regular Legislative Session.

* * * * *

Ms. Givens requested that the record reflect that Board minutes of April 17, 2008, restricted discussion to bills proposed by BESE/LDE, bills identified by LDE as important education issues, bills germane to the authority of the Board, and bills sponsored by the administration. Ms. Givens suggested that Board members are not adhering to what the Board has said the direction to the LDE would be.

Agenda **Literacy and Numeracy Committee** (Schedule 7)
Item 9-E

9-E-1 On motion of Ms. Buquet, seconded by Mr. Lee, the Board approved the report on the *Louisiana Adolescent Literacy Plan*.

9-E-2 On motion of Ms. Buquet, seconded by Mr. Lee, the Board approved the Louisiana Department of Education’s request to require that all public school districts administer DIBELS as the mandated K-3 reading assessment.

- Agenda Item 9-F **Quality Leaders/Educators Committee** (Schedule 8)
- 9-F-1 On motion of Ms. Buquet, seconded by Mr. Lee, the Board received the report regarding activities for Professional Accountability.
- 9-F-2 On motion of Ms. Buquet, seconded by Mr. Lee, the Board received the report regarding the following Leadership Development Activities:
- Louisiana Principals Academy.
- 9-F-3 On motion of Ms. Buquet, seconded by Mr. Lee, the Board received the status report on the Blue Ribbon Commission for Educational Excellence and approved the Blue Ribbon Commission's request to allow the Board of Regents and university personnel to work with the Department of Education staff to establish a task force to study and make recommendations to BESE regarding a reduction in credit hours for certification via baccalaureate degrees that will not impact the effectiveness of new teachers who complete the programs.
- 9-F-4 On motion of Ms. Buquet, seconded by Mr. Lee, the Board received the report entitled, "Teacher Certification Appeals Council Report – January 5, 2010, meeting."
- 9-F-5 On motion of Ms. Buquet, seconded by Mr. Lee, the Board received the report regarding: "Consideration of certification policy language that would require teachers to pass a basic math test in order to obtain and/or progress from a Level 1, 2, and 3 teaching certificate."
- 9-F-6 On motion of Ms. Buquet, seconded by Mr. Lee, the Board approved the appointment of Ms. Patty DuMiller to represent the Louisiana Association of School Executives on the Teacher Certification Appeals Council, as recommended by the LDE. Ms. DeMiller replaces Ms. Mary Null on the Council.
- 9-F-7 On motion of Ms. Buquet, seconded by Mr. Lee, the Board approved the following teacher education programs at Nicholls State University:
- Master of Arts in Teaching Degree in Grades1-5; Grades 4-8 in English, Mathematics, Science, and Social Studies; Grades 6-12 in Biology, Chemistry, General Science, English, Family and Consumer Science, Mathematics, Social Studies, French, and Spanish; and Grades K-12 Health and Physical Education.

- 9-F-8 On motion of Ms. Buquet, seconded by Mr. Lee, the Board approved the following teacher education programs at McNeese State University:
- Non-Master's/Certification-Only Alternate Programs in Grades K-12 Vocal Music and Grades K-12 Instrumental Music.
- 9-F-9 On motion of Ms. Buquet, seconded by Mr. Lee, the Board approved as Notice of Intent revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel: §906. Procedures and Rules for Issuance of a Denied Certificate and §911. Procedures and Rules for Issuance or Reinstatement of Certificates Suspended or Revoked Due to Criminal Convictions and/or Submission of Fraudulent Documents.*
- 9-F-10 On motion of Ms. Buquet, seconded by Mr. Lee, the Board approved as Notice of Intent the establishment of Bulletin 130, *Regulations for the Evaluation and Assessment of School Personnel*, and the repeal of Bulletin 1943, *Policies and Procedures for Louisiana Teacher Assistance and Assessment*, and Bulletin 1525, *Guidelines for Local Personnel Evaluation*, in their entirety.
- 9-F-11 On motion of Ms. Buquet, seconded by Mr. Lee, the Board approved as Notice of Intent revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel: §411. School Nurse.*
- 9-F-12 On motion of Ms. Buquet, seconded by Mr. Lee, the Board approved as Notice of Intent revisions to Bulletin 125, *Standards for Educational Leaders in Louisiana: §201. Performance Expectations and Indicators for Educational Leaders.*
- 9-F-13 On motion of Ms. Buquet, seconded by Mr. Lee, the Board approved as Notice of Intent revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel: §405. Counselor K-12 (Counselor in a School Setting).*
- 9-F-14 On motion of Ms. Buquet, seconded by Mr. Lee, the Board received the report regarding the provision of Leadership Induction/Development to principals through colleges/universities or other avenues that will allow for a more efficient use of funds.
- Agenda Item 9-G **Recovery School District Committee** (Schedule 9)
- 9-G-1 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board received the report regarding Recovery School District contracts of \$50,000 and under approved by the State Superintendent of Education.

- 9-G-2 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board received the report on Recovery School District contracts and leases for “Receive and Defer.”
- 9-G-3 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board received the report from the Recovery School District Charter Schools.
- 9-G-4 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board deferred until the April 2010 meeting: “Consideration of draft Bulletin 129, *The Recovery School District* (LAC 28:CXLV).”
- 9-G-5 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board deferred until the April 2010 meeting: “Consideration of a request from Lagniappe Academies of New Orleans, Inc., to establish a school attendance zone.”
- 9-G-6 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board received the update report on Capital Projects.
- 9-G-7 On motion of Ms. Johnson, seconded by Mr. Lee, the Board received the report regarding the Oversight Committee for the School Facilities Master Plan for New Orleans, added Ms. Louella Givens as a member of the Oversight Committee, and retained this item on the agenda.
- 9-G-8 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board received a status report on schools that went into the Recovery School District this year, including total student populations, total certified teachers, attendance records, total suspended or expelled students, and the initiatives that are being implemented.
- 9-G-9 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board removed St. Helena Central Middle School from under the Memorandum of Understanding and put it in direct control of the Recovery School District, with a 30-day window of time to allow other resolutions to be brought forth.
- 9-G-10 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board approved the revised Recovery School District personnel handbook.
- 9-G-11 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board received the report on 2009-2010 RSD expenditures and budget balances, including a comparison between actual revenues and expenses incurred compared to budgeted revenues and expenses.

- 9-G-12 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board received the written report by fund 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.
- 9-G-13 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board received the report on the distribution of negotiated revenues between Orleans Parish School Board and the Recovery School District.

Consulting and Professional Services Contracts

- 9-G-14 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board approved the following contract amendment, as corrected:

Contractor:	Public Consulting Group, Inc.
Previous Contract:	Yes
Original Amount:	\$1,535,500.00
Amended Amount:	\$186,000.00
New Amount:	\$1,721,500.00
Contract Period:	01/08/08 to 12/31/09
Amended End Date:	6/30/10
Fund:	IDEA

Description of Service: This amendment extends the end date of December 31, 2009, and increases funds to continue the hosting of our web-based single platform Special Education Management Solution. In addition, the contractor provides ongoing use of the web based EASY IMS IEP system. It requires ongoing management of the hosted system and individualized enhancements to the IEP system, as well as adjustments required by changes to the state SER system to support IDEA compliance.

Architectural and Engineering Amendments and Contracts

9-G-15 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board approved the following contract amendment:

Contractor:	Howard Performance Architecture, LLC
Previous Contract:	Yes
Original Amount:	\$1,538,626.00
Amended Amount:	\$97,842.66
New Amount:	\$1,636,468.66
Contract Period:	03/23/09 to 03/23/12
Fund:	FEMA
Competitive Process:	Yes

Description of Service: This amendment adjusts the contract design time for the new Bienville Elementary School from 270 consecutive calendar days (which includes a design review time of 14 days) to 310 consecutive calendar days (which includes a design review time of 24 days). The adjustment is due to design changes requested by the Charter, a financial partner in this project. This amendment also provides for the following:

- evaluation of the preload/surcharge program from Eustis Engineering Services, LLC ;
- 10% administrative markup for three sets of drawings for the test pile package; and
- 10% administrative markup for the new Bienville Elementary School.

9-G-16 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board approved the following contract:

Contractor:	Farnsworth Group, Inc.
Previous Contract:	Yes
Contract Amount:	\$1,192,800.00
Contract Period:	03/11/10 to 03/11/13
Fund:	FEMA
Competitive Process:	Yes

Description of Service: This project provides commissioning services to verify that all commissioned systems reflect the Owner's Design Standards and Project Requirements. It ensures that all systems are complete, are functioning properly upon occupancy, and that facility staff have adequate system documentation and training for seven new and renovated schools in Orleans Parish.

9-G-17 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board approved the following contract:

Contractor: Jahncke & Burns Architects, LLC
Previous Contract: No
Contract Amount: \$241,575.08
Contract Period: 03/11/10 to 03/11/13
Fund: CDBG
Competitive Process: Yes

Description of Service: This project consists of design services for the New Military Charter High School Federal City (NSA). The designer's basic services consist of the following phases: program completion, schematic design, and design development phase.

9-G-18 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board approved the following contract:

Contractor: Waggoner & Ball Architects, APC
Previous Contract: Yes
Original Amount: \$3,305,002.83
Amended Amount: \$7,150.00
New Amount: \$3,312,152.83
Contract Period: 03/23/09 to 03/23/12
Fund: FEMA
Competitive Process: Yes

Description of Service: This amendment adjusts the designer's fee for basic services based on the available funds for construction to provide repairs to the exterior masonry walls and 10% markup at Charles J. Colton School.

9-G-19 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board received the report from the State Superintendent of Education for waiver of the RSD Procurement Policy.

9-G-20 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board received the report on contracts deferred in January 2010 for Synesi Associates and Martin McGreal.

9-G-21 On motion of Mr. Roemer, seconded by Ms. Johnson, the Board received the report on the Recovery School District (RSD) audit released on November 19, 2009.

* * * * *

On Point of Personal Privilege, Ms. Johnson recognized individuals from the Kenilworth Middle School, a Recovery School District School and math and science academy, located in East Baton Rouge Parish.

* * * * *

On motion of Ms. Givens, seconded by Mr. Roemer, the Board received and referred to the Recovery School District Committee: "Consideration of a discussion of funding variances in the per pupil appropriation in the Recovery School District, New Orleans public schools, and charter schools."

Agenda **State Authorized School Oversight Committee** (Schedule 10)
Item 9-H

9-H-1 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board received the report on requests for Brumfield vs. Dodd approval.

9-H-2 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board received the report of the personnel actions requiring Board approval for the BESE Special Schools (BSS) and the Special School District (SSD).

9-H-3 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board approved the request from The Maxine Giardina Charter School (Type 2), to make programmatic changes to its charter, as recommended by the LDE.

9-H-4 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board deferred until the April 2010 meeting: "Consideration of policy recommendations regarding insurance requirements for charter schools."

9-H-5 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board deferred until the April 2010 meeting: "Consideration of policy recommendations regarding a protocol and process for selective intermittent reviews and audits of charter school financial records."

9-H-6 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board deferred until the April 2010 meeting: "Consideration of changes to Bulletin 126, *Charter Schools*."

9-H-7 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board received the report regarding the composition of the Virtual Education Study Group and retained the item on the agenda for final makeup of the committee.

- Agenda Item 9-I **Student/School Performance and Support Committee** (Schedule 11)
- 9-I-1 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board received the following reports on LEAP, GEE, and iLEAP testing:
- Professional Development: Assessment for Learning and
 - 2010-2011 Testing Schedule.
- 9-I-2 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board received the report regarding requests from local education agencies for waivers of policy contained in Bulletins, submitted by the State Superintendent of Education.
- 9-I-3 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved the initial 2009-2010 Academic Classification for the following new nonpublic schools, as recommended by the Department:
- Gilda's Academy – Orleans Parish – provisional approval and
The Hastings Academy – Ascension Parish – provisional approval.
- 9-I-4 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board received the report regarding: "Consideration of the Resolution from the Louisiana Commission on Civic Education for review and recommendations regarding increasing the mandatory Carnegie units required for civics from one-half unit to one full unit" and deleted this item from the agenda, as recommended by the LDE.
- 9-I-5 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved as Notice of Intent revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §2321. Carnegie Credit for Middle School Students, §2345. Foreign Languages, and §2397. Career Options.
- 9-I-6 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board received the report regarding removal of all PreK-2 schools from the current accountability program and retained this item on the agenda.
- 9-I-7 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved as Notice of Intent revisions to Bulletin 1566, *Pupil Progression Policies and Procedures*: Chapter 1. Purpose; Chapter 3. General Procedure for Development; Approval and Revision of a Pupil Progression Plan; Chapter 5. Placement Policies; State Requirements; Chapter 7. Placement Policies; Local Options; Chapter 9. Regulations for the Implementation of Remedial Education Programs Related to LEAP; Chapter 11. Appendix A; Chapter 13. Appendix B; and Chapter 15. Appendix C.

- 9-I-8 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board directed the LDE to prepare proposed guidelines that address allowing a minimum of 30 hours for summer school remediation and allowing districts complete flexibility in implementation of summer school remediation programs for consideration at the April 2010 Committee meeting.
- 9-I-9 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board received the report regarding including the graduation rate in School Performance Scores and the Subgroup Components.
- 9-I-10 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved as Notice of Intent revisions to Bulletin 111, *The Louisiana School, District, and State Accountability System*: §3301. Inclusion of New Schools, §3303. Reconfigured Schools, §4503. One Year Waiver for “Severe Impact” Schools and Districts, §301. School Performance Score Goal, §303. Calculating the SPS Component, §307. Incentive Points, Chapter 4. Assessment Index Calculations, §511. Attendance Index Calculations, §413. Dropout Index Calculations, §514. Subgroup Performance Scores (GPS), §515. State Assessments and Accountability, §519. Inclusion of Schools, §521. Pairing/Sharing of Schools with Insufficient Test Data, §525. Growth Targets for New or Reconfigured Schools and Reconstituted Schools, §703. Inclusion of Students in the Subgroup Component, Chapter 9. Growth Labels, §903. Growth Labels beginning in 2004, Chapter 37. Supplemental Educational Services, §3701. Special Consideration of Lab and Charter Schools, §3901. Assessment of Students with Disabilities, and §4310. Subgroup Component AYP (Adequate Yearly Progress).
- 9-I-11 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board received the following reports on test security procedures for the Spring 2010 test administration:
- District Test Security Policy,
 - Spring Pretest Workshop,
 - State Monitoring,
 - Oaths of Security and Confidentiality,
 - District Voids,
 - Plagiarism,
 - Erasure Analysis,
 - Parent/Student Viewing the Student’s Answer Document, and
 - District Staff Viewing the Student’s Answer Document.
- 9-I-12 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved as Notice of Intent revisions to Bulletin 1706, Subpart 2. *The Regulations for the Gifted and Talented Students*, as presented by the LDE.
- 9-I-13 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board deferred until

April 2010: "Consideration of Approving the State Plan under Part B of the Individuals with Disabilities Education Act (IDEA) for FY 2010-2011," as recommended by the LDE.

9-I-14 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved as Notice of Intent revisions to Bulletin 1196, *Louisiana Food and Nutrition Programs, Policies of Operation: §737*. Extra Sales, and referred this item to the Superintendents' Advisory Council, as recommended by LDE.

9-I-15 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board:

- received the report regarding a comparison of the program components of Louisiana Prekindergarten Programs;
- retained this item on the agenda;
- directed the State Superintendent of Education – after consultation with BESE staff, LDE staff, and other Departments (Department of Social Services, Department of Health and Hospitals, etc.), as required – to provide a comprehensive analysis of the various Louisiana Prekindergarten Programs, with any suggested modification of these programs; and
- directed the LDE to provide policy recommendations.

9-I-16 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board received the report regarding the definition of when a district must offer School Choice and where the Recovery School District (RSD) is in the process.

9-I-17 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board received the report regarding the state School Improvement Grant for 1003(g) funds.

At this point in the meeting, the Board returned to Agenda Item 9-B-14 of the Finance Committee report.

9-B-14 On motion of Ms. Buquet, seconded by Ms. Dastugue, the Board approved the proposed language for the FY 2010-2011 MFP Resolution and allowed the LDE to make necessary technical adjustments.

Further, the Board authorized the LDE to include the following language regarding possible consequences for noncompliance with the 70% Requirement in the MFP Resolution.

For districts and schools that fail this Requirement, but perform at or above the state average in the District Performance Score (DPS), a waiver for the noncompliance should be provided.

(Motion continues on page 31)

For districts and schools that fail this requirement, and also perform below the state average in the District Performance Score (DPS), the following consequences should be applied:

Require the district(s) to assess expenditures in non-instructional areas including a self-assessment and/or hiring an independent firm to determine operational activities that could be streamlined through outsourcing, privatization, or consolidation and provide a report to BESE on the implementation plan to redirect any savings from these actions to instructional activities according to timelines set by the Department of Education.

Require the districts to examine the manner in which state and federal grant funds are utilized, make revisions to incorporate new spending patterns, and provide a report to BESE on the implementation of these actions according to timelines set by the Department of Education.

Require the districts involved in desegregation litigation to examine the manner in which state and federal grant funds are utilized, make revisions to incorporate new spending patterns, and provide a report to BESE on the implementation of these actions according to timelines set by the Department of Education.

The Board returned to the regular agenda order.

Agenda **Board Advisory Council Reports**
Item 10

Agenda **Superintendents' Advisory Council** (Schedule 12)
Item 10-A

On motion of Ms. Johnson, seconded by Ms. Dastugue, the Board received the minutes of the Superintendents' Advisory Council meeting held February 11, 2010, and approved the tentative agenda for April 1, 2010.

Agenda **Board Advisory Council Appointments** (Schedule 13)
Item 11

On motion of Mr. Lee, seconded by Ms. Johnson, the Board approved the appointment of Ms. Anna Faye Caminita to the School and District Accountability Commission upon the recommendation of Ms. Caroline Roemer Shirley, Executive Director of the Louisiana Association of Public Charter Schools. Ms. Caminita replaces Mr. Kevin Gutterrez on the Commission.

Agenda Received and/or Referred
Item 12

Agenda Item 12-A On motion of Ms. Johnson, seconded by Mr. Lee, the Board received and referred to the Quality Leaders/Educators Committee: Consideration of adopting passing scores for the following PRAXIS exams: Business Education (#0101), French: World Language (#0174), German: World Language (#0183), Spanish: World Language (#0195), and World Languages Pedagogy (#0841). (Schedule 14)

Agenda Item 12-B On motion of Ms. Johnson, seconded by Mr. Lee, the Board received and referred to the Quality Leaders/Educators Committee: Consideration of adopting the PRAXIS: Teaching Reading (#0204) exam as a reading competency assessment for use by alternative certification candidates. (Schedule 15)

Agenda Item 12-C On motion of Ms. Johnson, seconded by Mr. Lee, the Board received and referred to the Quality Leaders/Educators Committee: Consideration of a revision in Bulletin 746, *Louisiana Standards for State Certification of School Personnel*, Chapter 3, Subchapter B, Section 323. Temporary Authority to Teach. (Schedule 16)

Agenda Item 14 On motion of Ms. Johnson, seconded by Ms. Dastugue, the Board approved as Notice of Intent revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §507. VTIE, CTTIE, and CTTIE-1 Certificates Renewal Guidelines and §511. Process for Reinstating Lapsed CTTIE or VTIE Certificates. (Schedule 17)

* * * * *

Mr. Garvey offered a motion, seconded by Mr. Bennett, that the Board defer: "Consideration of election of new officers for 2010 to replace existing officers."

Ms. Johnson offered a motion, seconded by Ms. Givens, that the Board delete from the agenda: "Consideration of election of new officers for 2010 to replace existing officers."

Discussion followed.

A Roll Call Vote was taken on Ms. Johnson's motion to delete from the agenda: "Consideration of election of new officers for 2010 to replace existing officers."

(Continues on page 33)

Yeas: Mr. Bayard, Ms. Givens, Ms. Johnson, and Mr. Guice.

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

Abstains: Ms. Bradford.

Absent: None.

The motion to delete failed.

Discussion followed.

Public comments were received from Mr. Wayne Free, Louisiana Association of Educators.

Agenda
Item 15

On motion of Mr. Garvey, seconded by Mr. Bennett, the Board deferred "Consideration of election of new officers for 2010 to replace existing officers."

A Roll Call Vote was taken.

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

Nays: Mr. Bayard, Ms. Givens, Ms. Johnson, Mr. Lee, and Mr. Guice.

Abstains: None.

Absent: None.

The motion to defer passed.

Agenda
Item 16

Received and/or Referred

Agenda
Item 16-A

On motion of Ms. Buquet, seconded by Ms. Johnson, the Board received and referred to the Board Administration/Relations Committee: "Consideration of the State Superintendent of Education's request regarding the FY 2010-2011 8(g) Statewide Program allocations."

Agenda Item 16-B On motion of Ms. Buquet, seconded by Ms. Johnson, the Board received and referred to the Student/School Performance and Support Committee: "Consideration of terminating the Pre-GED (Graduate Equivalency Diploma) Skills Option Program and the redirecting of funds supporting the programs to approve Dropout Prevention Programs modeled after Jobs for America's Graduates."

Agenda Item 16-C On motion of Ms. Buquet, seconded by Ms. Johnson, the Board received and referred to the Student/School Performance and Support Committee: "Consideration of policy recommendations regarding criminal records/background checks for center staff of any after-school program in response to issues raised in the letter from Colleen L. Kirchem, New Orleans Outreach Operations Manager, to James D. Caldwell, Attorney General, dated January 13, 2010." (Schedule 18)

Agenda Item 16-D On motion of Ms. Buquet, seconded by Ms. Johnson, the Board received and referred to the Student/School Performance and Support Committee: "Consideration of the Common Core Standards Initiative."

Agenda Item 17 Ms. Johnson offered a motion, seconded by Mr. Lee, that the Board grant certification to Ms. Donna Hamilton based on the requirements that she has met.

Discussion followed.

A Roll Call Vote was taken on Ms. Johnson's motion to grant certification to Ms. Donna Hamilton based on the requirements that she has met.

Yeas: Ms. Johnson.

Nays: Mr. Bayard, Mr. Bennett, Ms. Bradford, Ms. Buquet, Ms. Dastugue, Mr. Garvey, Mr. Lee, Mr. Roemer, and Mr. Guice.

Abstains: None.

Absent: Ms. Givens.

The motion failed.

Motion 17-A On motion of Ms. Johnson, seconded by Mr. Lee, the Board granted Ms. Donna Hamilton's request for a hearing regarding the issuance of a teaching certificate appropriate to her credentials.

It was noted that Ms. Hamilton was present at the meeting and the Board offered to conduct the issuance hearing immediately, if Ms. Hamilton agreed to waive the required 24-hour advance Notice of Hearing requirement.

Ms. Hamilton's agreed to waive, and did verbally waive her right to receive 24-hours advance notice of the hearing and indicated that she was prepared to have the hearing immediately.

* * * * *

Motion 17-B On motion of Ms. Johnson, seconded by Mr. Garvey, the Board agreed to immediately conduct the issuance hearing for Ms. Donna Hamilton.

Motion 17-C On motion of Ms. Dastugue, seconded by Mr. Bennett, the Board allowed the issuance of a certificate appropriate to her credentials for Ms. Donna Hamilton.

Mr. Bayard was recorded as being opposed to the motion. (Schedule 19)

With no further business to come before the Board, the meeting was adjourned at 12:03 p.m.