

Keith Guice, President

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**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 April 15, 2010**

# LOUISIANA STATE BOARD OF ELEMENTARY AND SECONDARY EDUCATION

APRIL 15, 2010

## The Louisiana Purchase Room Baton Rouge, LA

The Louisiana State Board of Elementary and Secondary Education met in regular session on April 15, 2010, in the Louisiana Purchase Room, located in the Claiborne Building in Baton Rouge, Louisiana. The meeting was called to order at 9:07 a.m. by Board President Keith Guice and opened with a prayer by Ms. Patricia Perkins, Principal of Morris Jeff Community School.

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.

Mr. Don Trahan, State Director of the Regional Education Service Centers, led the Pledge of Allegiance.

Agenda Item 5      On motion of Mr. Bayard, seconded by Ms. Johnson, the Board approved the agenda, as printed and disseminated, with the addition of Emergency Agenda Items 17 – 19. (Schedule 1)

Agenda Item 6      On motion of Mr. Lee, seconded by Mr. Bayard, the Board approved the minutes of March 11, 2010.

Agenda Item 7      **Notices of Intent**

**Notices of Intent duly advertised in the January 2010 issue of the Louisiana Register, and ready for final adoption.**

Agenda Item 7-A      On motion of Ms. Dastugue, seconded by Mr. Lee, the Board approved for final adoption revisions to Bulletin 118, *Statewide Assessment Standards and Practices*: Chapters 3, 7, 11, 13, 18, 20, 33, and 35.

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":

(Continues on page 2)

**State Testing**

- Students in grades 3-12 are taking the LEAP, ILEAP, and GEE tests the week of April 12-16, 2010.
- This year the LEAP and GEE tests were divided into two phases. Students took the writing portion and some of the constructed-response portions on March 23, 2010. The second phase of the exams was administered the week of April 12-16, 2010.
- The Department of Education has provided support for educators, as well as students and their families, by providing the EAGLE online system for educators, along with Louisiana PASS, and an online interactive resource for students.
- Additionally, the LDE offered schools and students practice tests and released test items and a wealth of other resources that aim to help them prepare for these critical exams.
- For the third year in a row, during the evening for about three weeks, the Department operated the Tutoring Hotline for students in fourth and eighth grades, providing tutoring to more than 700 callers.

**Turnaround Specialist Certifications**

- Seven Louisiana Principals have earned the credential as a Turnaround Specialist, awarded by the University of Virginia.
- The principals were enrolled in the Louisiana Turnaround Specialist Program, which is a three-year program open to principals serving in Academically Unacceptable Schools.
- Principals who are nominated must have demonstrated leadership skills. They take part in professional development that guides them on how to implement improvements in their schools. For the last three years, principals in the Louisiana Turnaround Specialist Program have undergone two years of professional development at the University of Virginia and served a third year in their school. During the third year, the principals continued to participate in state professional development and networking. The principals will be eligible to apply for the state's Turnaround Specialist certification as early as August 2010, pending meeting accountability requirements.

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- The candidates who recently received the Turnaround Specialists credential are:
  - Joanne Hood from Caddo Parish;
  - Sabrina Brown from Caddo Parish;
  - Perry Daniel, who started the program in Caddo Parish, but is now at a charter school in Baton Rouge;
  - Karen Williams from Calcasieu Parish;
  - Sandra Billeadeau from Lafayette Parish;
  - Tony Guirlando from Richland Parish; and
  - Gary Porter from St. Helena Parish.
- Ms. Tyler congratulated these individuals on their successful completion of the program and stated that their schools will benefit immensely from the experience gained by these principals.
- Nearly 72 percent of Academically Unacceptable Schools involved in this program met their Annual Yearly Progress, compared with 33 percent of Academically Unacceptable Schools that were not involved in this program statewide.
- The program was so successful that many more principals will participate this school year. In 2007, the program was offered to 11 principals. This year, 67 principals participated in the program through partnerships with UVA and seven colleges and universities across the state, including Xavier University, Nicholls State University, the University of Louisiana at Lafayette, Northwestern State University, Louisiana State University – Shreveport, Louisiana Tech University, and the University of Louisiana at Monroe.

#### **Toyota Family Literacy Teacher of the Year**

- Ms. Kay Brown, Ouachita Parish School System, received the national 2010 Toyota Family Literacy Teacher of the Year award recently at the National Conference on Family Literacy in San Antonio, Texas. Ms. Brown serves students and families through the Northeast Louisiana Family Literacy Consortium, which will receive \$7,500 as part of the award from Toyota and the National Center for Family Literacy. As part of Ms. Brown's recognition, she was featured on an electronic billboard in Times Square earlier this month.

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- The Northeast Louisiana Family Literacy Consortium serves parents and their children, age eight or younger, in Lincoln, Morehouse, Ouachita, Richland, Union, and West Carroll Parishes. The program offers instruction in adult basic education, including English as a Second Language instruction, civics education, and life skills assistance. The program also focuses on early childhood education, parent education, and parent-child interactive literacy activities.

### **Students of the Year**

- Louisiana's 2010 Students of the Year were named during an awards ceremony held on March 17, 2010, at the Louisiana State Museum in Baton Rouge.
- The winners (one student each from the elementary, middle, and high school levels) are selected based on criteria that measures academic achievement, leadership skills, character, and service to their schools and communities.
  - Injee Hong of Metairie Academy for Advanced Studies in Jefferson Parish is the elementary school Student of the Year.
  - Aaron Reed of Mandeville Junior High School in St. Tammany Parish is the middle school Student of the Year.
  - Andrew Murphy of Captain Shreve High School in Caddo Parish is the high school Student of the Year.

### **Longitudinal Database Meeting**

- Ms. Tyler reminded the Board that on April 20, 2010, the LDE will host a "Kick-Off" Meeting for the Louisiana's Education Data Repository System (LEDRS) Project. The purpose of the meeting will be to launch and align the LEDRS project with other key LDOE initiatives.
  - The LEDRS Project is a Department initiative designed to connect various sets of educational data into a longitudinal database so that it can be efficiently managed, analyzed, and used to improve education outcomes for students.
  - The database will also be used to help policymakers make informed decisions on public education.

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- Ms. Tyler invited BESE members; the Board of Regents staff; House and Senate Education Committee Members; teacher organizations; and other stakeholders, both inside and outside of the education community, to attend the meeting.

**Race to the Top**

- The U.S. Department of Education announced winners of the first round of Race to the Top funds. Unfortunately, Louisiana was not chosen as one of the states to receive the coveted funds. Tennessee and Delaware were chosen as first-round winners.
- Ms. Tyler stated that, though Louisiana was not selected to win a share during this first round, the LDE will work to revise Louisiana’s application and gain support for its plan. Round Two applications are due June 1, 2010, and winners will be announced in September 2010.

\* \* \* \* \*

On motion of Ms. Dastugue, seconded by Ms. Givens, the Board directed that BESE staff prepare and release to the public a statement of support for Race to the Top and Louisiana’s continued efforts in the Round Two application process.

Agenda  
Item 9-A

**Board Administration/Relations Committee**

(Schedule 2)

- 9-A-1 On motion of Ms. Johnson, seconded by Mr. Lee, the Board approved the proposed program and budget for statewide program, Louisiana Virtual School (S019), (LDE), for FY 2010-2011, including the cost recovery component of \$150 per course enrollment.
- 9-A-2 On motion of Ms. Johnson, seconded by Mr. Lee, the Board approved the proposed program and budget for statewide program, Louisiana Educational Leaders Induction (S022), (LDE), for FY 2010-2011.
- 9-A-3 On motion of Ms. Johnson, seconded by Mr. Lee, the Board approved the proposed program and budget for statewide program, Louisiana School Turnaround Specialist Program (S057), (LDE), for FY 2010-2011.
- 9-A-4 On motion of Ms. Johnson, seconded by Mr. Lee, the Board approved the proposed program, budget, and guidelines for statewide program TAP: Teacher Advancement Program (S060), (LDE), for FY 2010-2011.

9-A-5 On motion of Ms. Johnson, seconded by Mr. Lee, the Board approved the proposed program, budget, and guidelines for statewide program, National Teacher Certification Program (S023), (LDE), for FY 2010-2011.

9-A-6 On motion of Ms. Johnson, seconded by Mr. Lee, the Board approved the FY 2010-2011 8(g) Student Enhancement Block Grant Guidelines for the following focus areas:

- Prekindergarten for At-Risk Four-Year-Olds and
- remediation programs for students unsuccessful on high stakes testing and/or unable to keep up with their peers.

Further, the Board:

- deleted the previously approved focus area, "Proven Strategies for Dropout Prevention;"
- added a "Literacy" focus area for FY 2010-2011 Block Grants; and
- allowed the BESE staff to develop and issue the guidelines for the new focus area prior to the May 2010 BESE meeting.

9-A-7 On motion of Ms. Johnson, seconded by Mr. Lee, the Board redirected \$1,500,000 from the FY 2010-2011 8(g) Student Enhancement Block Grant Allocation to the FY 2010-2011 8(g) Statewide Grant Allocation.

9-A-8 On motion of Ms. Johnson, seconded by Mr. Lee, the Board deferred until May 2010: "Consideration of recommendations to increase the efficiency of the operations of the Board, including the continuing review of streamlining Board agendas and packets."

9-A-9 On motion of Ms. Johnson, seconded by Mr. Lee, the Board received an update report regarding The Race to the Top grant and retained the item on the agenda.

9-A-10 On motion of Ms. Johnson, seconded by Mr. Lee, the Board received a report regarding the 8(g) Management and Oversight funds for FY 2009-2010 and FY 2010-2011.

9-A-11 On motion of Ms. Johnson, seconded by Ms. Buquet, the Board approved the State Superintendent of Education's request for an additional \$1,000,000 for the FY 2010-2011 Quality Classroom Literacy and Numeracy Support Initiative, to be funded out of the \$1,500,000 redirected from the Block Grant Allocation as follows:

(Motion continues on page 7)

Quality Classroom Literacy and Numeracy Initiative

\$ 4,000,000  
+ 1,000,000  
\$ 5,000,000 Total

- Impacts 25 literacy schools
- Travel for state and regional staff to provide support and follow-up for professional development in the targeted schools

Further, the Board approved the State Superintendent of Education's plan for allocating the remaining \$500,000 within the existing FY 2010-2011 8(g) Statewide Programs as follows:

Louisiana's Adolescent Literacy Plan

\$ 500,000  
+ 500,000  
\$1,000,000 Total

Provide targeted literacy intervention programs to assist in transitioning the Options Program into a College and Career Readiness Program and to implement the statewide plan for Adolescent Literacy.

- Improve proficiency in reading for adolescent students reading two or more years below grade level
- To ultimately increase the graduation rate to 80% by 2014 through increasing the number of high school diplomas
- To assist students with the necessary reading skills needed to attain an industry-based certification or state-approved work ready certificate

9-A-11A On motion of Ms. Johnson, seconded by Ms. Buquet, the Board revised the FY 2010-2011 8(g) Program and Budget to reflect the following:

1. change the Student Enhancement Block Grant Allocation to \$18,900,000, or 49.7% of the total budget;
2. change the Statewide Grant Allocation to \$18,119,600, or 47.7% of the total budget;
3. change the Proven Strategies for Dropout Prevention focus area to a Literacy focus area for Block Grants;
4. add the Constitutional Category: Exemplary Programs to the Block Grant Category;

(Motion continues on page 8)

5. change the Quality Classroom Literacy and Numeracy Support Initiative statewide program allocation to \$5,000,000; and
6. change the Louisiana's Adolescent Literacy Plan statewide program allocation to \$1,000,000.

Further, the Board directed the BESE staff to resubmit the revised FY 2010-2011 8(g) Program and Budget to the Governor and Legislature.

9-A-12 On motion of Ms. Johnson, seconded by Mr. Lee, the Board received the information regarding 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*.

Agenda Item 9-B **Finance Committee** (Schedule 3)

### **Grants and Allocations**

#### **Quality Educators - Formula**

9-B-1 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board received the following grant:

Allocation: Vanderbilt Assessment  
 Amount: \$145,000.00  
 Funding Period: 04/01/10 – 06/30/10  
 Source of Funds: IAT - Wallace

Purpose: The Wallace Foundation Grant is piloting the use of the Vanderbilt Assessment (to measure effective school leadership) in twenty-nine districts. The purpose of the assessment is to measure the effectiveness of educational leaders. The participating districts will have all schools within their districts take the assessment. The participants will include all certified personnel and central office supervisors. The results of the assessment will assist the participating districts and Department of Education in identifying significant practices of effective leadership and the development of professional development to support the needs of educational leaders statewide.

Basis of Allocation: In order to provide the selected Districts support for participating in the Vanderbilt Assessment, funds will be allocated to their districts. Districts are eligible for up to \$5,000.00 to cover costs associated with services to be provided for training in the use of the Vanderbilt Assessment, travel costs to attend training, and professional development.

9-B-2 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board received

the contracts of \$50,000 and under approved by the State Superintendent of Education.

### **Received and Deferred**

#### **Special School District**

- 9-B-3 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board received and deferred the following contract:

Contractor: Louisiana State University and A & M College  
Previous Contract: Yes  
Contract Amount: \$116,857.20  
Contract Period: 07/01/10 - 06/30/11  
Fund: State General Fund  
Competitive Process: No - Interagency Agreement

Description of Service: Contractor shall provide applied behavior analysis services to children enrolled at LSVI. The objective of the services is to minimize the occurrence of problem behavior and increase children's adaptive behavior in the classroom setting. Students, per IEP, require psychological services. LSVI has no psychologist on staff.

#### **School and Community Support**

- 9-B-4 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board received and deferred the following contract:

Contractor: CIBER, Inc.  
Previous Contract: Yes  
Contract Amount: \$300,000.00  
Contract Period: 07/01/10 - 06/30/11  
Fund: Federal-FNS Workshops  
Competitive Process: Yes

Description of Service: This vendor will provide continued maintenance of existing software in addition to development, configuration, problem resolution, programming, analytical, and other support services required to support the Child Nutrition Programs database and user interface systems at the rate of \$70/hour. This contract will help the Department to improve the processing of program services and in meeting its demanding schedule of timely processing and approving applications, contracts, and claims for reimbursement as well as accurately producing mandated reports required by the USDA or provision of data/ reports for legislative or public requests, LDE-OSCS-DNA planning etc.

9-B-5 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board received the FY 2010-2011 MFP formula.

9-B-6 On motion of Ms. Johnson, seconded by Mr. Roemer, the Board approved the LDE's recommendations regarding the charge and composition of a task force to study student-based budgeting, as amended below:

Purpose:

- Conduct a study over the next 90 days to identify statutory and policy obstacles to the implementation of student-based budgeting and develop appropriate solutions.

Action Steps:

- Establish a task force to conduct this study.
  - Recommended membership of the task force:
    - Superintendents from the following districts:
      - Large, urban;
      - Medium size; and
      - Small, rural;
    - Superintendents' Association representative;
    - Principals' Association representative;
    - Teacher union representatives (LAE, LFT, APEL);
    - Louisiana Association of School Business Official (LASBO) representative;
    - Federal Program Association representatives (Title I and IDEA)
    - BESE Finance Committee Chairman;
    - 3 BESE members, selected by the Board President;
    - Classroom teachers (perhaps the Elementary, Middle, and High School Teachers of the Year); and
    - Parents, recommended by the President of the Louisiana Parent Teacher Association.

NOTE: LDE program and fiscal staff will provide support to this task force.

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- Work cooperatively with the Reason Foundation to host a meeting(s) to

introduce the concept of student based budgeting to districts and facilitate discussion on this matter.

The Board allowed the Board President and the Chair of the Finance Committee discretion in sorting out other details regarding the task force.

### **Grants and Allocations**

#### **Quality Educators - Competitive**

9-B-7 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board approved the following grant:

Allocation: Math and Science Partnerships  
Amount: \$269,956.00  
Funding Period: 04/01/09 – 09/30/10  
Source of Funds: Federal

Purpose: The purpose of the Math Science Partnership Projects established under Title II, Part B of NCLB Act of 2001 is to assist districts as they create opportunities for enhanced and ongoing professional development for mathematics and science teachers. The MSP program has been designed to improve the academic achievement of students by enhancing content knowledge and teaching skills of classroom math and science teachers.

Basis of Allocation: This is a distribution of supplemental funding. Math Science Partnership subgrants will be awarded on a competitive basis to school systems who partner with the science, technology, engineering, and/or mathematics departments at institutions of higher learning. All districts were eligible to participate in a partnership. The amount of funds to be awarded to any district is based on the program proposals and review scores.

9-B-8 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board approved the following grant:

Allocation: Math and Science Partnerships  
Amount: \$3,273,001.00  
Funding Period: 04/01/10 – 06/30/11  
Source of Funds: Federal

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Purpose: The purpose of the Math Science Partnership Projects

established under Title II, Part B of NCLB Act of 2001 is to assist districts as they create opportunities for enhanced and ongoing professional development for mathematics and science teachers. The MSP program has been designed to improve the academic achievement of students by enhancing content knowledge and teaching skills of classroom math and science teachers.

Basis of Allocation: Math Science Partnership subgrants will be awarded on a competitive basis to school systems who partner with the science, technology, engineering, and/or mathematics departments at institutions of higher learning. All districts were eligible to participate in a partnership. The amount of funds to be awarded to any district is based on the program proposals and review scores.

### **Adult Education - Competitive**

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

Allocation: Jobs for America's Graduates – LA  
Amount: \$200,000.00  
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, improves their rate of success in acquiring employability and occupational competencies.

Basis of Allocation: This allocation is a distribution of funds from remaining flow-through funding in FY 2009-2010 and is awarded to cover expenditures for the development of 8 new JAG-LA programs for the period of April 1 – June 30, 2010.

### **School and Community Support - Competitive**

9-B-10 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board approved the following grant:

Allocation: TANF-After School for All  
Amount: \$30,000.00  
Funding Period: 07/01/09 – 06/30/10  
Source of Funds: IAT/ TANF  
(Motion continues on page 13)

Purpose: TANF After School for All (ASFA) is intended to prevent and reduce the incidence of out-of-wedlock births by providing academic intervention and improved life prospects for the students who show evidence of academic underperformance, dropping out, or engaging in negative behaviors that can lead to dependency, out-of-wedlock births, imprisonment, etc. The program goals of the After School for All initiative are to: (1) provide literacy and numeracy remediation, academic enrichment, and safe, constructive environments in the after school hours for K-12 students and (2) provide an opportunity to merge school reform strategies with community resources to improve academic assistance to districts, schools, and students.

Basis of Allocation: All local education agencies (LEAs) were eligible to compete for TANF ASFA funding through a Request for Application process. The allocation to each participating LEA is based upon the number of students the LEA has projected to serve. The funding formula is \$1,500 X projected number of students to be served.

**Disadvantaged or Disabled Student Support - Other**

9-B-11 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board approved the following grant:

Allocation: Special Education – IDEA – State Personnel  
Development  
Amount: \$269,750 .00  
Funding Period: 07/01/10 – 06/30/11  
Source of Funds: Federal

Purpose: The LaSIG Project seeks to increase the number and quality of general and special education teachers, related service personnel, administrators, and other staff to increase the access to, and participation in, appropriate and effective special education services by children and youth with disabilities. LaSIG also seeks to engage interaction between schools and families and to improve the degree to which families are engaged in the educational lives of their children. Recognizing that families are an essential part of the educational community, and are the first, and most consistent influence in the educational life of a child, LaSIG is seeking to expand authentic family engagement, and provide professional development to help school staff build meaningful engagement with all families.

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Basis of Allocation: Funds are allocated to districts to allow a partnership to

be established to engage all families, with special focus on engaging families of students with disabilities. This partnership will add substantially to the resources LaSIG is already providing to schools and districts. Each LaSIG district will receive an allocation of \$25,000 to develop and implement a plan to deepen relationships among school staff, families, and community members in order to help all students maximize their potential.

9-B-12 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board approved the following grant:

Allocation: Special Education – IDEA Part B  
Amount: \$1,006,250.00  
Funding Period: 07/01/10 – 06/30/11  
Source of Funds: Federal

Purpose: This project seeks to improve systems of professional development and service delivery at the state level. It also proposes to improve the systems of professional development, service delivery, and student outcomes at the district, campus, and individual levels. This is a continuation of programs that were begun in the state improvement grant designed to increase the access to, and participation in, appropriate and effective special education services and supports by children and youth with disabilities and their families; increase the number and quality of general and special education teachers, related service personnel, administrators, and other staff; and increase and improve the learning results of children and youth with disabilities. Family support networks are included in the LaSIG to assist in the implementation of the goals and activities of the grant. They are responsible for collaborating with district parental involvement initiatives in the design, implementation, and evaluation of family leadership development opportunities in participating districts.

Basis of Allocation: Funds allocated to districts will be based on a funding formula and specific criteria. Continuing districts still working at the school level will receive a base amount of \$5,000 for district level improvement and a school level allotment, based on the number of years participating in LaSIG, ranging from \$15,000 to \$5,000 per school. An additional amount of \$18,000 is included in the formula to support four continuing districts' initial family leadership activities. Continuing districts going district-wide with their efforts will receive a base amount ranging from \$25,000 to \$15,000 and a per school allocation, based on their years of participation in LaSIG, ranging from \$1,000 to \$10,000.

**School and Community Support - Other**

9-B-13 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board approved the following grant:

Allocation: H1N1 Vaccination Campaign Grant  
Amount: \$38,901.74  
Funding Period: 10/31/09 – 06/30/10  
Source of Funds: IAT/DHH

Purpose: H1N1 Vaccination Campaign is an initiative of the Office of Public Health to support the efforts of vaccinating our school-aged children who are identified as a high risk population for transmitting the illness. The purpose of the allocation is to assist interested LEAs in implementing a vaccination campaign. The participating LEAs will be required to use funds to implement a H1N1 Vaccination Campaign during the 2009-2010 school year.

Basis of Allocation: This is a distribution of supplemental funding. The Department of Education allocated funds to interested LEAs to conduct a H1N1 Vaccination Campaign during the 2009-2010 academic year. The initial allocation approved in October 2009 was determined based upon a per pupil rate. Acadia Parish originally declined to participate in the program and was not approved for an allocation. Acadia Parish subsequently changed their position, indicating their willingness to participate, and the allocation is based on the original per pupil rate. Upon completion of the first round of vaccinations, all participating LEAs were offered an opportunity to request additional funds to complete the second round of vaccination campaign. The following three parishes were the only respondents to the offer for additional funds: St. Landry, St. Mary, and St. Tammany Parishes requested additional funds to cover their actual expenses, as justified by their full participation in the vaccination effort with their local emergency preparedness office in implementing this campaign. The allocations for these parishes are based on their actual expenses.

**Adult Education - Other**

9-B-14 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board approved the following grant:

Allocation: EMPLoY 2009-2010 Spring Semester Dual Enrollment  
Amount: \$328,601.00  
Funding Period: 10/01/09 – 06/30/10  
Source of Funds: State  
(Motion continues on page 16)

Purpose: The purpose of this program is to provide funding to dropout prevention and workforce preparation for at-risk students. The funding will provide tuition, books, supplies, transportation, IBC testing, WorkKeys assessments, etc., for the EMPLoY students to be dually enrolled for the spring semester 2010.

Basis of Allocation: There are 637 EMPLoY students dually enrolled at a campus of the Louisiana Community and Technical College System and an additional 153 EMPLoY students working on an Industry-Based Certification. The allocation to each district is based on their reported expenditures to support dual enrollment and workforce preparation.

9-B-15 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board approved the following grant:

Allocation: EMPLoY 2009-2010 Fall Semester Dual Enrollment  
Amount: \$5,665.00  
Funding Period: 10/01/09 - 06/30/10  
Source of Funds: State

Purpose: The purpose is for Pre-GED/Skills Options students to complete the Academic Components of the Options program and to achieve a High School Graduate Equivalence Diploma.

Basis of Allocation: Districts requested reimbursements for WorkKeys Assessment, as required for all GED eligible (Tier 1) students.

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

Allocation: Strategies To Empower People-STEP Program (TANF)  
Amount: \$2,895.00  
Funding Period: 03/01/10-06/30/10  
Source of Funds: IAT/ TANF

Purpose: The purpose of the Strategies to Empower People (STEP) program is to move STEP clients toward self-sufficiency by improving educational outcomes and work readiness skills. Work readiness skills are measured through WorkKeys Assessments. Assessments include three tests: Reading for Information, Applied Mathematics, and Locating Information. The purpose of the allocation is to provide funds for reimbursement of WorkKeys testing for STEP students, who are at an educational functioning level of High Intermediate and above, until June 30, 2010.

(Motion continues on page 17)

Basis of Allocation: Allocations were determined, based on the district's frequency of WorkKeys testing and the funds available to LDE for this purpose. The funds are used for reimbursement for scoring each WorkKeys test at a cost \$5.00 per test.

**School Accountability & Improvement - Other**

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

Allocation: Public Charter School Grant Program  
Amount: \$1,000,000.00  
Funding Period: 10/15/09 - 07/31/10  
Source of Funds: Federal

Purpose: The purpose of this award is to provide financial assistance for planning, program design, and implementation costs for new charter schools.

Basis of Allocation: This allocation is to provide funding to charter school applicants approved by SBESE or a local school district. Allocations are computed on the full amount available of \$600,000 per school, which includes three phases of \$200,000 each. Charter schools that take over the operation of failed schools are eligible for up to \$200,000 in additional PCSP funding during the three-year project period, for a total of up to \$800,000. Grant awards are issued on a fiscal year basis for each phase. At this time, funding is available to cover all amounts to be released during FY 2009-2010.

9-B-18 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board received the report on the FY 2009-2010 and the FY 2010-2011 Louisiana Department of Education Budget.

9-B-19 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board received the report of the FY 2009-2010 and the FY 2010-2011 BESE Budget.

9-B-20 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board approved the contracts approved by the State Superintendent of Education and the Chair of the Finance Committee.

**Action**

**Office of School and Community Support**

9-B-21 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board approved the following contract:

Contractor: Families Helping Families

<u>Contractor</u>	<u>Amount</u>
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

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

Description of Service: These contracts provide resources, direct support, materials, and training opportunities to families, educator, 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.

**Special Consideration**

**Office of Educator Support**

9-B-22 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board approved the following contract:

Contractor: Louisiana School for Math Science and the Arts  
 Previous Contract: Yes

(Motion continues on page 19)

Contract Amount: \$275,000.00  
Contract Period: 04/15/10 - 06/30/11  
Fund: Self-Generated Funds  
Competitive Process: No - Interagency Agreement

Description of Service: This contractor will identify, purchase, distribute, maintain inventory records, and collect LVS course materials for 300 course seats funded by AT&T. In consultation with the Division of Technology (DoT) this contractor will make contractual arrangements with full-time, adjunct LVS faculty and support staff, as needed; maintain accurate records of all project activities and prepare necessary reports; maintain files of project staff along with teaching certificates and resumes; partner with the Division of Technology (DoT) in the evaluation of all LVS courses; provide LVS student, teacher, and facilitator technical support, as outlined by the LVS program administrator (phone, email, off-site); and submit a request for reimbursement with supporting documentation. Part of the Louisiana Virtual School initiative is to provide required courses to schools across the state in partnership with LSMSA, as outlined in the BESE approved 8(g) LVS program. The contractor can provide the infrastructure to most efficiently support the LVS by providing administrative and function support.

### **Student and School Performance**

9-B-23 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board approved the following contract:

Contractor: Data Recognition Corporation  
Previous Contract: Yes  
Original Amount: \$75,623,366.00  
Amended Amount: \$1,187,351  
Revised Amount: \$76,810,717.00  
Contract Period: 07/01/05 - 06/30/11  
Fund: Federal-IDEA B  
Competitive Process: Yes

Description of Service: Through this contract, Data Recognition Corporation (DRC) provides support services related to Louisiana's assessment program, which includes development of test forms, printing, distributing and collection of materials, scoring and reporting, and all psychometric services for LEAP, GEE, LAA 1, LAA 2, and ELDA. This amendment to the current contract is necessary due to both an increase and a decrease in services. The decreases in services is the result of

(Motion continues on page 20)

efforts to meet the current budget shortfall and include the elimination of writing prompts and science tasks for test administrators, a reduction in enrollment, replacing paper reports with online only reports, the elimination of range finding, and the elimination of released items documents. The increase in activities is due to the Federal Individuals with Disabilities Education Act (IDEA) which requires development and implementation of alternate assessments (LAA1 and LAA 2) that are aligned with the state’s content standards. The additional alternate assessment tasks are funded through IDEA. These changes result in an increase of \$1,187,351 to year 5 of this 6 year contract, bringing the total amount of this contract for FY 2010 to \$13,967,131. State law, BESE policy, and the federal No Child Left Behind legislation.

**School and Community Support**

9-B-24 On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board approved the following contract, contingent upon a successful resolution on the protest of the evaluation procedure.

Contractor: 21<sup>st</sup> Century Community Learning Centers Program - Various Contractors

<u>Contractor</u>	<u>Previous Contract</u>	<u>Amount</u>
The Kennedy Center of Louisiana	No	\$570,000.00
Bienville Parish School Board	Yes	\$562,500.00
Catholic Charities	Yes	\$300,000.00
Terrebonne Parish School District	Yes	\$480,000.00
NZBC Urban Corporation, Inc.	Yes	\$225,000.00
International School of Louisiana	No	\$247,500.00
Applied Literacy and Learning	No	\$525,000.00
Project HOPE	No	\$562,500.00
New Orleans South Africa Connection	Yes	\$800,000.00
Sabine Parish School	Yes	\$112,500.00
St. Tammany Parish School	Yes	\$710,000.00
Vietnamese Initiatives in Economic Training	Yes	\$300,000.00
St. Landry Community Services	Yes	\$382,500.00
Young Audiences	Yes	\$660,000.00
Jefferson Youth Foundation	Yes	\$352,500.00
Monroe City Schools	Yes	\$759,010.00
St. Landry Parish School Board	Yes	\$315,000.00
Kedila Family Learning Center	Yes	\$240,000.00
Volunteers of America Greater New Orleans	Yes	\$420,000.00

(Motion continues on page 21)

Jefferson Parish Public School System	Yes	\$660,000.00
Lafourche Parish School Board	Yes	\$450,000.00
Southern University/Master's, Inc.	Yes	\$600,000.00
Urban Support Service	Yes	\$780,000.00
Just One Word, Inc. (St. Landry)	Yes	\$183,000.00
Delta Prep	Yes	\$225,000.00

Previous Contract:	Yes
Contract Amount:	\$11,422,010
Contract Period	06/01/10 - 05/31/11
Fund:	Federal Funds
Competitive Process:	Yes

Description of Service: Contractors provide after-school academic enrichment opportunities for children attending low-performing schools through establishment and operation of community learning centers. Families of participating students may also receive services.

Agenda  
Item 9-C

**High School Redesign Committee**

(Schedule 4)

- 9-C-1 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board deferred until the May 2010 Committee meeting the LCTCS/Regents report on secondary to postsecondary partnerships or initiatives that support High School Redesign.
- 9-C-2 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-3 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved the addition of the successful completion of Biology I as a prerequisite for the Emergency Medical Technician-Basic and Pharmacy Technician courses.
- 9-C-4 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*, §2381, to reflect course credit for the Introduction to Emergency Medical Technology course.
- 9-C-5 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved the revisions to the NCCER course guidelines.

9-C-6 On motion of Mr. Bayard, seconded by Ms. Buquet, the Board approved the new Industry-Based Certifications (IBCs):

- Architecture and Construction Science, Technology, Engineering, Math (STEM) – AutoCad 2009;
- Finance—QuickBooks Certified User;
- Hospitality and Tourism—American Culinary Federation Certified Junior Culinarian;
- Human Services—Barbering;
- Information Technology—CompTIA Network+; and
- Transportation, Distribution and Logistics—Automotive Service Excellence General Service Technician.

Agenda Item 9-D **Legal/Due Process Committee** (Schedule 5)

9-D-1 On motion of Mr. Lee, seconded by Ms. Dastugue, the Board granted the request for a hearing for **Ms. Leisha Hoffman** to be held at the May 2010 Legal/Due Process Committee meeting, regarding the issuance of a Louisiana teaching certificate appropriate to her credentials.

9-D-2 On motion of Mr. Lee, seconded by Ms. Dastugue, the Board granted the request for a hearing for **Mr. Kenneth Matthews** to be held at the May 2010 Legal/Due Process Committee meeting, regarding the issuance of a Louisiana teaching certificate appropriate to his credentials.

Agenda Item 9-E **Legislative Committee** (Schedule 6)

9-E-1 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, House Bill No. 216, which provides for a school choice pilot program for certain students with exceptionalities.

Amendment is as follows:

- Change the date of implementation from the beginning of the 2010-2011 school year to the beginning of the 2011-2012 school year. Clarify that, in order to be eligible, a student will have to have been evaluated by an LEA, found to be in need of special services, and offered an IEP or service plan other than for gifted/talented.

9-E-2 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board deferred consideration of the 2009 Legislative Action Plan.

- 9-E-3 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board allowed the State Superintendent of Education to represent the LDE's position and recommendations on all subsequently filed legislative bills and report those positions at the next BESE meeting.
- 9-E-4 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved the draft statutory language to amend R.S. 17:81.6 to ensure uniform testing security and monitoring practices, as revised and presented by the LDE.
- 9-E-5 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 925, which provides relative to school and district accountability in elementary and secondary education.
- 9-E-6 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 982, which provides relative to the Louisiana Educational Assessment Program testing schedule.
- 9-E-7 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 1225, which provides relative to BESE standards for approving alternative schools and alternative education programs for students suspended or expelled from public K-12 schools.
- 9-E-8 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 112, which prohibits inclusion of performance data related to students educated in secure facilities under the jurisdiction of the Office of Juvenile Justice in the school or district performance scores of the public school system in which the secure facility is located.
- 9-E-9 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 302, which requires BESE to assign letter grades to public schools and school districts reflective of their performance.
- 9-E-10 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 490, which provides that Career Diploma curriculum end-of-course exam questions reflect course content and method of instruction.
- 9-E-11 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 78, which requires the Departments of Health and Hospitals, Social Services, and Education to delegate certain hearing and adjudication functions to the Division of Administrative Law.

- 9-E-12 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 665, which requires the Departments of Health and Hospitals, Social Services, and Education to delegate certain hearing and adjudication functions to the Division of Administrative Law.
- 9-E-13 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 186, which establishes minimum academic eligibility requirements for participation by certain students in interscholastic and other extracurricular activities.
- 9-E-14 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 257, which provides relative to academic tutoring for certain student athletes in public elementary and secondary schools.
- 9-E-15 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 303, which provides relative to eligibility of certain home study students to participate in interscholastic athletics at secondary schools that are members of the LHSAA.
- 9-E-16 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 681, which provides that the conduct of extracurricular interscholastic activities in public schools is subject to BESE regulation by rule adopted in accordance with the APA.
- 9-E-17 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 685, which raises the minimum age at which certain children may attend BESE-approved adult education programs rather than attending school from 16 to 17.
- 9-E-18 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 309, which provides relative to habitual absence or tardiness of students.
- 9-E-19 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 648, which repeals provisions relative to permitting certain children to withdraw from school.
- 9-E-20 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 410, which requires local option elections in every school district on term limits for school board members.
- 9-E-21 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 942, which provides relative to the employment of the local public school superintendent and the authority of the superintendent and the school board for personnel matters.

9-E-22 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 1250, which provides relative to permanent teachers and procedures for termination.

9-E-23 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 403, if amended, which requires BESE to broadcast on the Internet the audio and video of all Board and Committee meetings conducted in Baton Rouge and to archive the audio and video of such meetings.

Amendment is as follows:

- Subject to the appropriation of funds.

9-E-24 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 489 (Constitutional Amendment), which abolishes BESE, transfers Board duties, functions, and responsibilities to the state superintendent and provides for the superintendent to be appointed by the governor.

9-E-25 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 1006, which provides that the State Superintendent of Education shall be elected rather than appointed.

9-E-26 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 1055, which eliminates the Division of Adult and Community Education within the Department of Education and transfers the responsibility for adult education programs from BESE to LCTCS.

9-E-27 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 297, which eliminates the Division of Adult and Community Education within the Department of Education and transfers the responsibility for adult education programs from BESE to LCTCS.

9-E-28 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 298, which requires BESE to broadcast its meetings over the Internet and to archive such broadcasts.

Amendment is as follows:

- Subject to the appropriation of funds.

9-E-29 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 388, which provides relative to teachers transferring to a charter school from a local school system.

9-E-30 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, House Bill No. 420, which provides relative to charter school funding.

Amendments are as follows:

1. Funding should be based on prior local revenues; the local per pupil calculation should deduct expenditures for facilities acquisition and construction; the February midyear adjustment should be based on February 1 student data using the same criteria as the MFP and should adjust funding by one-half the final MFP per pupil, the same as in the MFP; funding for school facilities should be addressed.
2. The deduction for facilities acquisition should apply only to those schools using a district facility.
3. Implementation to start SY 2011-2012.

9-E-31 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 962, which provides relative to the review process for charter school applications.

9-E-32 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 1128, which provides relative to the provision of special education and relative services in charter schools.

9-E-33 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 1154, which provides for the creation and establishment of the Louisiana Charter Schools Commission and for the transfer of certain BESE powers, duties, and authority to the commission.

9-E-34 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed, unless amended, Senate Bill No. 66, which creates a charter school enrollment preference for neighborhood students.

Amendment is as follows:

- Grant the LDE the authority to work with the author (Senator Jean-Paul Morrell) for clarity on language in regards to New Orleans vs. Statewide.

9-E-35 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 274, which requires a charter school teacher who is an active member of the system to remain an active member for the duration of employment at the charter school, under certain circumstances.

9-E-36 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 344, which provides relative to submission and review of charter school proposals and charter renewals.

Mr. Bayard and Ms. Johnson were recorded as voting "Yes."

Mr. Lee was recorded as voting "No."

9-E-37 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 353, which requires a vote of the people before any local revenues can be transferred or allocated to a charter school.

Mr. Bayard, Ms. Johnson, and Mr. Lee were recorded as voting "No."

9-E-38 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 485, which provides relative to the provision of special education and related services in charter schools.

\* \* \* \* \*

Ms. Givens offered a motion that the Board support Senate Bill No. 492, with Tier 3 reporting requirements for charter school boards. The motion died for lack of a second.

\* \* \* \* \*

Mr. Bayard offered a motion, seconded by Ms. Givens, that the Board support Senate Bill No. 492, only if filing requirements for charter school boards parallel those of local school boards in which the charter schools are located.

Discussion followed.

\* \* \* \* \*

Mr. Garvey offered a substitute motion, seconded by Ms. Dastugue, that the Board oppose Senate Bill No. 492, unless there are Tier 3 filing requirements for charter school boards, and with the inclusion of a conflict of interest statement.

Lengthy discussion followed.

A Roll Call Vote was taken on Mr. Garvey's substitute motion.

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

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

Abstentions: None.

Absences: None.

The motion failed.

\* \* \* \* \*

Discussion followed.

The Board President called for a Roll Call Vote on Mr. Bayard’s motion.

9-E-39 On motion of Mr. Bayard, seconded by Ms. Givens, the Board supported Senate Bill No. 492, only if filing requirements for charter school boards parallel those of local school boards in which the charter schools are located.

A Roll Call Vote was taken.

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

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

Abstentions: None.

Absences: None.

The motion passed.

9-E-40 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No.529, which requires instruction with respect to sex education in public schools.

9-E-41 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 1029, which provides relative to instruction in Civics and Free Enterprise.

9-E-42 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 732, which prohibits corporal punishment in public elementary and secondary schools.

Ms. Johnson was recorded as voting “No.”

9-E-43 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, Senate Bill No. 628, which provides relative to student suspensions and expulsions.

Amendments are as follows:

- Subject to the appropriation of funds.
- Delete the language which includes “Positive Behavior Support (PBS)” only, and use a positive behavioral approach.

9-E-44 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 1093, which requires legislative approval of certain construction contracts and changes to construction contracts issued by the Recovery School District.

Ms. Johnson was recorded as voting “No.”

9-E-45 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board took no position on House Bill No. 210 and Senate Bill No. 584, which establishes and provides for the La. Statewide Education Facilities Authority.

9-E-46 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board took no position on House Bill No. 311, which provides funding to the Department of Education to implement Act 952 of the 2003 Regular Session relative to speech-language pathologists and audiologists.

9-E-47 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 561, which provides a salary supplement for certain public school educational diagnosticians.

9-E-48 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 970, which includes students educated in secure facilities under the jurisdiction of the Office of Juvenile Justice in the MFP.

9-E-49 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 1014, which removes state funding restrictions relative to planning time for teachers.

- 9-E-50 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 1066, which provides relative to audits of certain entities that establish scholastic rules and provides relative to funds considered public funds.
- 9-E-51 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 1075, which requires each state agency to provide the Division of Administration with information on certain types of contracts.
- 9-E-52 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 285, which includes students educated in secure facilities under the jurisdiction of the Office of Juvenile Justice in the MFP.
- 9-E-53 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 293, which requires annual internal review by each agency of employee vacancies and attrition rates with strategic reductions in positions by five percent, with reports to the Commission on Streamlining Government.
- 9-E-54 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 294, which requires the Joint Legislative Committee on the Budget approval of certain contracts.
- Ms. Johnson was recorded as voting "No."
- 9-E-55 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 489, which requires the Department of Education to reimburse local school boards for salary supplements paid to certain nationally board certified school personnel.
- 9-E-56 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 491, which requires the State Superintendent of Education to secure funding to provide an annual increase of at least 2.75% in the MFP.
- 9-E-57 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, Senate Bill No. 495, which provides relative to the duties, functions, and responsibilities of BESE.

Amendment is as follows:

- Revise the items for study to correspond to those BESE has deemed appropriate at this point in time, extend the time available to complete the 3 items to 2012, and provide funding for the identified research.

9-E-58 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, Senate Bill No. 509, which includes the Louisiana School for Math, Science, and the Arts in the MFP.

Amendment is as follows:

- Change legislation from requirement to implement this change to request that SBESE study and consider the possible future addition of LSMSA to the formula.

9-E-59 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 658, which requires the Department of Education to ensure that the amount it annually expends for certain salaries does not exceed the amount expended by the LDE for salaries in such category in effect on January 1, 2007.

9-E-60 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 251, which requires the State Superintendent of Education to possess certain qualifications at the time of appointment by BESE.

9-E-61 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 468, which provides eligibility for sabbatical leave for certified school nurses employed by state special schools and by city, parish, and other local public school systems.

9-E-62 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 565, which limits applicability of laws relative to a school bus operator becoming a regular and permanent employee of the employing school board and provides relative to removal of certain operators.

9-E-63 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 633, which increases the amount of paid sick leave received by school support workers under certain circumstances.

9-E-64 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, House Bill No. 1226, which provides for the abolition of certain boards and commissions.

Amendment is as follows:

- Repeal the LaGEIP R.S. 17:2901 through 17:2913.

- 9-E-65 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 307, which excludes pay to school bus drivers for certain school-related extracurricular activities performed under private contracts from the definition of earnable compensation.
- 9-E-66 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 422, which provides relative to the functions and duties of the State Superintendent of Education.
- 9-E-67 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 487, which re-creates the Department of Education.
- 9-E-68 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board took no position on Senate Bill No. 582, which revises the Public Records Law.
- 9-E-69 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 936, which provides relative to immunization against meningococcal disease.
- 9-E-70 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 1016, which requires proof of annual physical examination and a physician's authorization as a condition of a child's participation in physical activity.
- 9-E-71 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, House Bill No. 1141, which requires certain public school governing authorities with a policy of denying nutrition to students to implement certain procedures.

Amendments are as follows:

Page 1

- R.S. 17:192.1(A)(1)(a) Provide actual notification to the child's parent or legal guardian as to the date and time after which nutrition may be denied, the reason(s) for such denial, any action(s) that may be taken by the parent or legal guardian to prevent further denial of such nutrition, and the consequences of failure take appropriate actions to prevent such denials.

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- R.S. 17:192.1(A)(1)(b) Verify with appropriate school staff that the child does not have an IEP that requires the child to receive nutrition provided by the school to ensure that neither the child's health nor learning ability will be negatively affected by denying the child nutrition during school hours.

R.S. 17:192.1(A)(2) If the school is unable to provide prior notification to the parent or to verify the existence of nutritional requirements in the child's IEP, if applicable, prior to the proposed denial of nutrition, the school shall either provide the scheduled meal to the child or provide a sandwich or a substantial and nutritious snack item to the child as a substitute for the meal denied.

9-E-72 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 262, which regulates collection of student biometric information.

9-E-73 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, House Bill No. 486, which requires school guidance counselors to complete academic profiles for ninth grade students.

Amendment is as follows:

- That efforts are not duplicated and can be included in individual graduation plans that counselors now have to complete.

9-E-74 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 536, which creates the crime of simple burglary of a school.

9-E-75 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, House Bill No. 1054, which requires public libraries to have an African American section.

Amendment is as follows:

- All school libraries should contain grade and age level appropriate African American materials in their collection, but such should not be segregated into a different section.

9-E-76 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, House Bill No. 177, which requires the state to pay the transportation costs for students attending approved nonpublic elementary and secondary schools.

(Motion continues on page 34)

Amendment is as follows:

- Ensure that the cost of transportation is a shared cost according to current practice.

- 9-E-77 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board took no position on House Bill No. 226, which provides relative to the Teachers' Retirement System of Louisiana and provides relative to rehired retirees.
- 9-E-78 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board took no position on House Bill No. 227, which provides relative to the Teachers' Retirement System of Louisiana and provides relative to rehired retirees.
- 9-E-79 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board took no position on House Bill No. 519, which provides relative to the Teachers' Retirement System of Louisiana and provides relative to rehired retirees.
- 9-E-80 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 658, which requires membership in the Teachers' Retirement System of Louisiana (TRSL) for charter school teachers.
- 9-E-81 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board took no position on House Bill No. 739, which provides relative to the employment as a full-time teacher of a member of the Teachers' Retirement System of Louisiana who is retired.
- 9-E-82 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 161, which dedicates state funds for the purpose of providing health insurance premiums of certain plan members in hurricane affected areas.
- 9-E-83 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed, unless amended, Senate Bill No. 74, which provides for the creation of community advisory committees for schools in the Recovery School District.
- 9-E-84 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed, unless amended, Senate Bill No. 688, which provides for the creation of community advisory committees for schools in the Recovery School District in Orleans Parish.
- 9-E-85 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 157, which requires binding arbitration for certain disputes between the Recovery School District and a charter school or a local school board.

9-E-86 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed, unless amended, Senate Bill No. 240, which allows the Orleans Parish School Board to exclude certain costs from the amount of local funds that it would otherwise be required to transfer to the Recovery School District.

Amendment is as follows:

- The local funds should be distributed to all schools in New Orleans, based upon current registration.

9-E-87 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board took no position on House Bill No. 409, which provides term limits for members of city, parish, and other local public school boards.

9-E-88 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board took no position on House Bill No. 488, which provides relative to continuing education requirements for school board members.

9-E-89 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 969, which provides relative to qualifications for election as a member on a school board.

9-E-90 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, House Bill No. 1003, which authorizes BESE to exempt a school board from certain laws, rules, and regulations pursuant to a request and proposal for increasing quality of instruction and academic achievement from the school board.

9-E-91 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 1049, which provides relative to public/private partnerships between school boards and the private sector.

9-E-92 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 1180, which authorizes local public school boards to use state funds to purchase instructional technology and related hardware.

9-E-93 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 568, which authorizes school board members to obtain training or instruction at certain national and regional conferences in meeting the requirements for annual training of school board members upon verification of attendance.

9-E-94 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, House Bill No. 682, which requires local public school boards to provide transportation to certain students in BESE-approved alternative education programs for suspended or expelled students.

Amendment is as follows:

- Subject to the appropriation of funds.

9-E-95 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 1135, which provides school start and end dates for public and approved nonpublic schools.

9-E-96 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 89, which removes unnecessary statutory provision that placed the Louisiana School of Math, Science, and the Arts within the Department of Education.

9-E-97 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 527, which requires local school districts to provide certain classroom management training to school personnel.

9-E-98 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 486, which allows an alternative eligibility requirement of attainment of the WorkKeys silver level score in lieu of the minimum ACT score required of students for a TOPS-Tech Award.

9-E-99 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, Senate Bill No. 517, which recognizes that a diploma issued to a student who has successfully completed an approved home study program carries the same privileges as one issued by a public school or a private school.

Amendment is as follows:

- Delete subsection G (the author has agreed to delete this subsection).

9-E-100 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 553, which requires BESE to develop an early high school graduation policy.

9-E-101 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 399, which exempts, under specified fiscal conditions, a local school board from complying with the requirement that the board grant certain requests for sabbatical leave.

9-E-102 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 400, which exempts, under specified fiscal conditions, a local school board from complying with the requirement that the board permit certain employees to take up to 90 days of extended sick leave.

9-E-103 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, House Bill No. 1033, which provides relative to evaluation and assessment programs for teachers and administrators.

Amendment is as follows:

- To focus on protecting the individual's rights to privacy.

9-E-104 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 1209, which creates the Louisiana Educator Professional Practices Commission to investigate complaints and allegations of educator sexual misconduct in schools, with authority to suspend or revoke teaching and principal certificates, subject to appeal to BESE.

9-E-105 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported, if amended, House Bill No. 1239, which requires the State Board of Elementary and Secondary Education to adopt rules and regulations relative to the physical abuse of public school teachers and employees by students.

Amendment is as follows:

- Add a provision that such rules and regulations are contingent upon appropriate funding being allocated for this purpose.

9-E-106 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 522, which requires BESE to increase the availability of electronic textbooks and instructional materials.

9-E-107 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported Senate Bill No. 533, which requires BESE to increase the availability of electronic textbooks and instructional materials.

9-E-108 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board supported House Bill No. 905, which provides relative to the grade point average required to obtain certain TOPS awards.

- 9-E-109 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 6, constitutional amendment to authorize limited redirection and transfer of funds supporting appropriations and allocations from the state general fund and dedicated funds in certain circumstances.
- 9-E-110 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 7, which authorizes limited redirection and transfer of funds supporting appropriations and allocations from the state general fund and dedicated funds in certain circumstances.
- 9-E-111 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed House Bill No. 322, which authorizes limited redirection and transfer of funds supporting appropriations and allocations from the state general fund and dedicated funds in certain circumstances.
- 9-E-112 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 391, constitutional amendment to authorize limited redirection and transfer of funds supporting appropriations and allocations from the state general fund and dedicated funds in certain circumstances.
- 9-E-113 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 392, which authorizes limited redirection and transfer of funds supporting appropriations and allocations from the state general fund and dedicated funds in certain circumstances.
- 9-E-114 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 462, constitutional amendment to provide relative to the use of monies in the Louisiana Quality Education Support Fund.
- 9-E-115 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 463, constitutional amendment to authorize limited redirection and transfer of funds supporting appropriations and allocations from the state general fund and dedicated funds in certain circumstances.
- 9-E-116 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 623, which authorizes the limited redirection and transfer of funds supporting appropriations and allocations from the state general fund and dedicated funds in certain circumstances.
- 9-E-117 On motion of Ms. Givens, seconded by Ms. Dastugue, the Board opposed Senate Bill No. 637, which provides for the use of monies in the Louisiana Quality Education Support Fund.

Agenda  
Item 9-F

**Quality Leaders/Educators Committee**

(Schedule 7)

- 9-F-1      On motion of Ms. Buquet, seconded by Ms. Dastugue, the Board approved as Notice of Intent revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §233. The Practitioner Teacher Program Alternative Path to Certification (Minimum Requirements), §235. The Master's Degree Program Alternative Path to Certification (Minimum Requirements), §237. Certification-Only Program Alternative Path to Certification, §241. PRAXIS I SCORES, §243. ACT/SAT Scores in Lieu of PRAXIS I SCORES, §611. Requirements to add a Secondary (grades 6-12) Specialty Core Content Area as defined in the No Child Left Behind (NCLB) Act of 2001 (English, Math, Foreign Language, Science, and Social Studies), and §615. Requirements to Add an All-Level (K-12) Area (Art, Dance, Foreign Language, Health and Physical Education, and Music). These revisions address adopting passing scores for the following PRAXIS exams: Business Education: Content Knowledge (#0101), French: World Language (#0174), German: World Language (#0183), Spanish: World Language (#0195), and World Languages Pedagogy (#0841).
- 9-F-2      On motion of Ms. Buquet, seconded by Ms. Dastugue, the Board approved as Notice of Intent revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §233. The Practitioner Teacher Program Alternative Path to Certification (Minimum Requirements), §235. The Master's Degree Program Alternative Path to Certification (Minimum Requirements), and §237. Certification-Only Program Alternative Path to Certification. These revisions address adopting the PRAXIS: Teaching Reading (#0204) exam as a reading competency assessment for use by alternative certification candidates.
- 9-F-3      On motion of Ms. Buquet, seconded by Ms. Dastugue, the Board received and referred to the Superintendents' Advisory Council: "Consideration of revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: Chapter 3., Subchapter B., Section 323. Temporary Authority to Teach."

Agenda Recovery School District Committee (Schedule 8)  
Item 9-G

9-G-1 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board referred to the Recovery School District Committee for action in May 2010: "Consideration of the transition plan due six months prior to the end of the 5-year period when schools go into the RSD."

9-G-2 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board received the report regarding Recovery School District contracts of \$50,000 and under approved by the State Superintendent of Education, as amended and presented by the LDE.

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At this point in the meeting, Ms. Givens requested that Ms. Ollie Tyler meet with the staff of the Recovery School District regarding the documents that are required for support and development of Board materials and packets.

9-G-3 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board deferred: "Consideration of a report on draft Bulletin 129, *The Recovery School District* (LAC 28:CXLV)."

9-G-4 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board retained on the agenda a request from Lagniappe Academies of New Orleans, Inc., to establish a school attendance zone and consolidate the request with the overall development of a school attendance zone for all public schools in New Orleans.

9-G-5 On motion of Mr. Garvey, seconded by Ms. Givens, the Board approved the request for Spirit of Excellence Learning Academy, Inc. to begin operation of Harney Elementary School (Type 5 Charter School) in school year 2010-2011, as recommended by the LDE.

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On Point of Personal Privilege, Ms. Johnson recognized Representative Joseph A. Harrison and requested that the Board take Agenda Item 14, "Consideration of remarks from Representative Joseph A. Harrison," out of order.

Representative Harrison highlighted the following in his remarks to the Board:

- the need for a master plan for Pre-K-12 education in the State of Louisiana, which outlines the direction the educational system in the State of Louisiana will take for the next four or five years or longer so that students, parents, and educators will know what the expectations will be;
- studying the issues and understanding how to best spend state funds to provide students with the best education possible;
- studying the disparity between the per pupil amount allotted to students in the Recovery School District vs. students enrolled in other public school districts to determine if the differences are justifiable, based on the test scores of these students; and
- the need for strict fiscal management, particularly as it relates to professional services contracts.

Agenda Item 14      On motion of Ms. Johnson, seconded by Ms. Givens, the Board received the information and concerns presented by Representative Harrison; will take those concerns under serious consideration; and will schedule a meeting with Representative Harrison at a future date in order to discuss those concerns in greater detail.

The Board returned to the Recovery School District Committee report.

9-G-6            On motion of Ms. Givens, seconded by Ms. Johnson, the Board approved the request for Morris Jeff Community School, Inc. to begin operation of Morris Jeff Community School (Type 5 Charter School) in school year 2010-2011, as recommended by the LDE.

9-G-7            On motion of Mr. Roemer, seconded by Ms. Bradford, the Board received an update report on Capital Projects.

9-G-8            On motion of Mr. Roemer, seconded by Ms. Bradford, the Board deleted from the agenda: "Consideration of the creation of an Oversight Committee for the School Facilities Master Plan for New Orleans."

9-G-9            On motion of Mr. Roemer, seconded by Ms. Bradford, the Board referred a new standing item to the Recovery School District Committee: "Consideration of quarterly updates regarding meetings of the Oversight Committee for the School Facilities Master Plan for New Orleans."

9-G-10          On motion of Mr. Roemer, seconded by Ms. Bradford, the Board directed its representatives on the Oversight Committee for the School Facilities Master Plan for New Orleans to coordinate efforts with the Mayor's Education Task Force.

9-G-11 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board received the report on funding variances in the per pupil appropriation in the Recovery School District, New Orleans public schools, and charter schools.

9-G-12 On motion of Mr. Roemer, seconded by Ms. Givens, the Board approved the LDE’s recommendation to seek the following adjustments to the charter school statute in order to standardize the local per pupil amounts among all types of charter schools:

1. eliminate the comparison provision that affords Type 1, 2, 3, and 4 charter schools the higher of the MFP local per pupil or the calculated local per pupil amount;
2. include the deduction for Facilities Acquisition and Construction Expenditures in the local per pupil calculation for all types of charter schools; and
3. direct the LDE to examine and make recommendations regarding:
  - a. whether the local per pupil calculation should be based on current year or 1-year prior local revenues and
  - b. issues surrounding the Type 1, 2, 3, or 4 charter schools obtaining school facilities.

**Architectural and Engineering Amendments and Contracts**

9-G-13 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	Billes Architecture, LLC
Previous Contract:	Yes
Original Amount:	\$2,090,715.55
Amended Amount:	\$10,780.00
New Amount:	\$2,101,495.55
Contract Period:	07/14/08 to 07/14/11
Fund:	FEMA
Competitive Process	Yes

Description of Service: This amendment provides for the additional service fee for Urban Systems, Inc. – Traffic Impact Analysis (TIA) in the amount of \$9,800.00 plus the designer’s allowable markup of 10% (\$980.00) at William Frantz Elementary School construction renovation project no. 2008-0114-003.

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

Contractor:	Chenevert Architects, LLC
Previous Contract:	Yes
Original Amount:	\$77,973.00
Amended Amount:	\$1,911.00
New Amount:	\$79,884.00
Contract Period:	01/22/09 to 01/22/11
Fund:	FEMA
Competitive Process:	Yes

Description of Service: This amendment adjusts the designer's fee for basic services required by the revised contract to \$47,802.00, which is based on the final construction price from the substantial completion for the demolition of Woodson Middle School received on February 9, 2010, of \$476,790.93, an increase of \$1,911.00.

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

Contractor:	Group Novak, LLC
Previous Contract:	No
Contract Amount:	\$1,498,299.00
Contract Period:	04/15/10 to 04/15/13
Fund:	FEMA
Competitive Process:	Yes

Description of Service: This project consists of design services for the new elementary school at Little Woods Elementary. The designer's basic services consist of the following: program completion, schematic design, design development, construction documents, bidding and contract, construction, and the construction closeout phase. In addition, the contract includes the normal services of the designer and normal complementary or supplementary services of his consultants and any other services included in the contract. (Increase \$1,483,779.00). It also provides for a 10% allowable markup for an additional service of a water pressure and flow test (Increase \$770.00) and geotechnical services (Increase \$13,750.00).

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

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

Contractor:	Lachin Oubre & Associates, APC
Previous Contract:	Yes
Original Amount:	\$2,084,860.42
Amended Amount:	\$91,627.00
New Amount:	\$2,176,487.42
Contract Period:	06/15/07 to 06/01/10
Amended End Date:	08/01/11
Fund:	FEMA
Competitive Process:	Yes

Description of Service: This amendment is for the new construction at Langston Hughes Charter School and consists of the following:

- Adjusts the designer’s contract end date from 06/01/2010 to 08/01/2011;
- Adjusts the designer’s fee for design and contract administration for basic services to be paid to the designer for the services required by the contract. (Increase of \$61,627.00);
- Provides for additional services fee for LEED certification (Increase \$30,000.00).

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

Contractor:	M3A Architecture, PLLC
Previous Contract:	Yes
Original Amount:	\$52,338.03
Amended Amount:	\$10,422.22
New Amount:	\$62,760.25
Contract Period:	01/22/09 to 01/22/11
Fund:	FEMA
Competitive Process	Yes

Description of Service: This amendment consists of the following:

- Adjusts the designer’s fee for basic services required by the revised contract to \$28,207.00, which is based on the final construction price from the substantial completion for the demolition of Bradley Elementary School received on February 9, 2010, of \$267,569.95 (Increase \$8,004.00);

(Motion continues on page 45)

- Provides for reimbursement to the designer for the cost of printing and distribution of all sets of construction documents, over and above the amount of the deposits retained by the designer. (Increase \$2,418.22).

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

Contractor:	M3A Architecture, PLLC
Previous Contract:	Yes
Original Amount:	\$53,330.00
Amended Amount:	-\$321.00
New Amount:	\$53,009.00
Contract Period:	08/05/09 to 08/05/09
Amended End Date:	08/05/11
Fund:	FEMA
Competitive Process:	Yes

Description of Service: This amendment adjusts the designer's fee for the following:

- Basic services required by the revised contract to \$20,559.00, which is based on the actual low bidders price from bids received on January 26, 2010, of \$188,973.00 for the demolition of Gordon Elementary School (Decrease \$321.00) ;
- Revise contract end date from 08/05/10 to 08/05/11.

9-G-19 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	Mathes Brierre Architects
Previous Contract:	Yes
Original Amount:	\$370,186.60
Amended Amount:	-\$13,659.00
New Amount:	\$356,527.60
Contract Period:	08/27/07 to 08/20/10
Fund:	FEMA
Competitive Process:	Yes

Description of Service: The amendment for the demolition of Little Woods Elementary School consists of the following:

- Adjusts the designer's fee for basic services required by the revised contract to \$25,022.22, which is based on the actual low bidders price from bids received on December 10, 2009, of \$234,567.00 (Decrease \$15,107.00);
- (Motion continues on page 46)

- Adjusts the designer's fee for basic services required by the revised contract to \$39,616.00, which is based on the actual final construction price from the substantial completion received on February 9, 2010, of \$388,586.93 (Increase \$1,448.00).

9-G-20 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	Perez, APC
Previous Contract:	Yes
Original Amount:	\$3,237,677.00
Amended Amount:	\$77,600.00
New Amount:	\$3,315,277.00
Contract Period:	01/21/10 to 01/21/13
Fund:	FEMA
Competitive Process:	Yes

Description of Service: This amendment provides for additional services at the new Edward Livingston School. These services include:

- Additional fee for Phase 1, Environmental Site Assessment to determine initial environmental assessments and locate any hazardous materials present, plus the 10% allowable markup (Increase \$3,850.00);
- Additional fee to Eustis Engineering for Geotechnical Services to determine the consistency and strength of soils for supporting the new construction, plus the 10% allowable markup (Increase \$34,650.00);
- Additional fee to Krebs, LaSalle, LeMieux Consultants, Inc. for post demolition surveying to determine the location of piles and other site features, as required for the new construction, plus the 10% allowable markup (Increase \$38,500.00);
- Additional fee to Jefferson Sprinkler, Inc. for water flow test to test available on-site water pressure (gal/min). Perez will waive the 10% markup for this service (Increase \$600.00).

9-G-21 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	Perez, APC
Previous Contract:	Yes
Original Amount:	\$151,670.00
Amended Amount:	-\$1,070.00
New Amount:	\$150,600.00
Contract Period:	05/11/09 to 05/11/12

(Motion continues on page 47)

Fund: Harrah's  
Competitive Process: Yes

Description of Service: This amendment adjusts the designer's fee for basic services for the roof removal and replacement at Henry Allen Elementary (Increase \$14,200.00), John McDonogh Senior High (Decrease \$22,569.00), and Johnson Elementary School (Increase \$2,299.00), as required by the revised contract, based on the actual low bidders price from bids received on December 17, 2009. The amendment also provides:

- Additional service for the cost of asbestos inspection service, plus 10% allowable markup from US Risk (Increase \$1,650.00);
- Performing roof cores from Roof-Tech, Inc. (Increase \$750.00); and
- Inspection of the structural integrity of the roof system (Increase \$2,600.00).

9-G-22 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor: SCNZ Architects, LLC  
Previous Contract: Yes  
Original Amount: \$1,546,485.01  
Amended Amount: \$14,480.88  
New Amount: \$1,560,965.89  
Contract Period: 12/20/07 to 12/20/10  
Fund: CDBG  
Competitive Process: Yes

Description of Service: This amendment provides for additional service fees at Craig Elementary School for the following:

- Emergency removal of approximately 10 linear feet of transite (asbestos) pipe uncovered during the course of roofing replacement and demo work, plus 10% markup (Increase \$1,034.00);
- Ongoing archaeological monitoring for earth services and equipment of all utility and general excavation work on site, as required by the State Historical and Preservation Office, for determination of archaeologically significant artifacts, plus 10% markup (Increase \$7,914.98);
- Reimbursement to SCNZ for solid waste closure plan review fee as required by LDEQ, plus 10% markup (Increase \$1,452.00);

(Motion continues on page 48)

- Performance and filing of an Asbestos Inspection and Management Plan to PPW, as required by LDEQ, plus 10% markup (Increase \$3,795.00);
- Reimbursement to SCNZ for fee paid to the City of New Orleans Clerk of Court Office for filing and recording fees associated with the Conveyance Notification Forms required by the LDEQ, plus 10% markup (Increase \$284.90).

9-G-23 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	SRF Group Consulting, LLC
Previous Contract:	Yes
Original Amount:	\$100,614.20
Amended Amount:	-\$36,274.00
New Amount:	\$64,340.20
Contract Period:	08/06/09 to 08/06/10
Amended End Date:	08/02/11
Fund:	FEMA
Competitive Process:	Yes

Description of Service: This amendment adjusts the designer's fee for basic services of demolition at Livingston Middle School, as required by the revised contract, based on the actual low bidders price from bids received on December 10, 2009 (Decrease \$46,274.00). This amendment also revises the end date from 08/06/2010 to 08/06/2011.

9-G-24 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	Shaw Environmental & Infrastructure
Previous Contract:	Yes
Original Amount:	\$72,268.80
Amended Amount:	\$136.00
New Amount:	\$72,404.80
Contract Period:	01/22/09 to 01/22/10
Amended End Date:	01/22/11
Fund:	FEMA
Competitive Process:	Yes

Description of Service: This amendment adjusts the designer's fee for basic services required by the revised contract to \$29,259.00, which is based on the final construction price from the substantial completion received on January 14, 2010, for both Waters ES (\$28,674.00) and Hughes Custodial Lodge (\$585.00) of \$278,540.00 (Increase \$136.00).

9-G-25 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	Trapolin Architects and VMDO Architects, A Joint-Venture
Previous Contract:	Yes
Original Amount:	\$3,238,172.00
Amended Amount:	\$35,299.00
New Amount:	\$3,273,471.00
Contract Period:	01/21/10 to 01/21/13
Fund:	FEMA
Competitive Process:	Yes

Description of Service: This amendment provides for additional service fees for a Topographic/Boundary Survey for the new George Washington Carver High School project. This survey is being performed to provide the following:

- Locate surface utilities on and off site public utilities located out to the centerline of the bounding streets;
- Obtain inverts and pipes sizes on those public utilities to which we have access, i.e., sanitary sewers and storm water drainage facilities and plot underground utilities;
- Locate above ground improvements including, but not limited to, buildings, walks, canopies, trees, fences, parking, playground equipment, and curbs and driveways;
- 10% allowable markup (Increase \$14,509.00).

In addition, this amendment provides for additional service fees for geotechnical services to PSI to determine the consistency and strength of soils for supporting the new construction, plus the 10% allowable markup (Increase \$20,790.00)

9-G-25A On motion of Ms. Givens, seconded by Mr. Roemer, the Board approved a Cooperative Endeavor Agreement with Orleans Parish School Board, City of New Orleans, and the RSD for a right of way for the construction of L.B. Landry High School, as recommended by the LDE.

9-G-26 On motion of Mr. Roemer, seconded by Ms. Dastugue, the Board approved a Cooperative Endeavor Agreement with Orleans Parish School Board, Firstline Schools, Inc., and the RSD to construct a new school at the Jean Baptiste de Bienville site on 1456 Gardena Drive, New Orleans, as recommended by the LDE.

9-G-27 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board deferred until May 2010: "Consideration of a Cooperative Endeavor Agreement with Orleans Parish School Board for Orleans Parish School Board to provide Child Search services under the Individuals with Disabilities Act (IDEA) requirements."

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

9-H-1 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board received the report on charter school issues and informational reports.

9-H-2 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board ratified the Superintendent of Education's report of personnel actions and approved 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 received the report on Executive Order BJ 10-05 for Special School District (SSD) and the BESE Special Schools (BSS).

9-H-4 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board received the report on Types 1-4 charter contracts and requests for amendments.

9-H-5 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board approved revised insurance requirements for charter schools, as presented by the LDE.

9-H-6 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board approved changes to the Charter School Fiscal Oversight Policy, as recommended by the LDE, to include the following:

- requiring all approved charter schools to submit a Financial Management Policy to the LDE for review and approval prior to the disbursement of MFP funds;
- requiring the Board President and lead executive for all Type 2 and Type 5 charter schools to certify the proper use of internal controls as part of their annual and quarterly financial reporting requirement; and
- requiring participation in an annual risk assessment process, which will allow the LDE to identify charter schools for intermittent review of internal control procedures.

9-H-7 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board deferred until May 2010: "Consideration of changes to Bulletin 126, Charter Schools."

9-H-8 On motion of Mr. Garvey, seconded by Ms. Johnson, the Board deferred until May 2010: "Consideration of recommendations from the LDE regarding the composition of the Virtual Education Study Group."

Agenda **Student/School Performance and Support Committee** (Schedule 10)  
Item 9-I

9-I-1 On motion of Mr. Bayard, seconded by Mr. Bennett, the Board approved the following 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 St. Martin Parish School System for a waiver of Bulletin 741, §913, which limits the class size in grades K-3 to 26 students. Twenty-seven (27) Kindergarten students are currently enrolled at Catahoula Elementary School.

9-I-2 On motion of Mr. Bayard, seconded by Mr. Bennett, the Board received the report regarding the Common Core Standards Initiative.

9-I-3 On motion of Mr. Bayard, seconded by Mr. Bennett, the Board received the LEAP Remediation Programs Summary Report for 2008-2009 and retained this item on the agenda.

9-I-4 On motion of Mr. Bayard, seconded by Mr. Bennett, the Board approved as Notice of Intent revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §2321. Carnegie Credit for Middle School Students, which adds the career and technical education course, Journey to Careers, to the list of high school courses that middle school students are allowed to take for Carnegie credit.

9-I-5 On motion of Mr. Bayard, seconded by Mr. Bennett, 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-6 On motion of Mr. Bayard, seconded by Mr. Bennett, the Board approved as Notice of Intent revisions to Bulletin 111, *The Louisiana School, District, and State Accountability System*: §302. 9-12 Transition from 2010 to 2012, §603. Determining a Cohort for a Graduation Index, §611. Documenting a Graduation Index, §613. Calculating a Graduation Index, §708. Calculating a Graduation Rate, §4001. Proficient in English, and §4003. Making Progress in Learning English.

- 9-I-7 On motion of Mr. Bayard, seconded by Mr. Bennett, the Board approved 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-8 On motion of Mr. Bayard, seconded by Mr. Bennett, the Board received the report and referred to the Special Education Advisory Council (SEAC): "Consideration of a verification visit report from the U.S. Department of Education's Office of Special Education."
- 9-I-9 On motion of Mr. Bayard, seconded by Mr. Bennett, the Board:
- approved the request from the Jefferson Parish School System for waiver of the LA 4 Prekindergarten Before-School and After-School Enrichment Programs at the following schools:  
  
Ames, Boudreaux, Bridge City, Butler, Cherbonnier, Cox, Estelle, Hart, Homedale, Janet, Johnson Gretna Park, Live Oak, McDonogh 26, Middleton, Pitre, Rillieux, Westwego, Woodland West, Bissonet, Clancy, Dolhonde, Ellis, Greenlawn, Hazel Park, Jefferson, Keller, Metairie Academy, Riviere, and Schneckenburger; and
  - approved the request from the Jefferson Parish School System for waiver of the LA 4 Prekindergarten Before-School Enrichment Programs at the following schools:  
  
Airline Park, Bridgedale, Green Park, Matas, Woods, Gretna #2, Kerner, Lincoln, Marrero Academy, Strehle, and Woodmere.
- 9-I-10 On motion of Mr. Bayard, seconded by Mr. Bennett, the Board received the report regarding revisions to the *Title I Prekindergarten Guidelines* and the *LA 4 Program Guidelines and Implementation Handbook*.
- 9-I-11 On motion of Mr. Bayard, seconded by Mr. Bennett, the Board deferred until May 2010: "Consideration of a comparison of the program components of Louisiana Prekindergarten Programs" and directed the LDE staff and the BESE staff to provide information regarding entrance requirements, common assessments, and the study or comparison information that Ms. Johnson has requested from Dr. Stokes.
- 9-I-12 On motion of Mr. Bayard, seconded by Mr. Bennett, the Board approved an amendment and extension to the *Louisiana State Plan for Adult Education and Family Literacy* for FY 2009-2010, as presented by the LDE.

9-I-13 On motion of Mr. Bayard, seconded by Mr. Bennett, the Board received the report regarding terminating the Pre-GED Skills Option Program and the redirecting of funds supporting the programs to approve Dropout Prevention Programs modeled after Jobs for America's Graduates and retained this item on the agenda.

9-I-14 On motion of Mr. Bayard, seconded by Mr. Bennett, the Board deferred: "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."

Agenda **Board Advisory Council Reports**  
Item 10

Agenda **Special Education Advisory Council** (Schedule 11)  
Item 10-A

On motion of Ms. Johnson, seconded by Mr. Lee, the Board received the minutes of the Special Education Advisory Council meeting held March 31, 2010, and approved the tentative agenda for August 4, 2010.

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

On motion of Ms. Johnson, seconded by Mr. Lee, the Board received the minutes of the Superintendents' Advisory Council meeting held April 8, 2010, and approved the tentative agenda for May 6, 2010.

Agenda **Board Advisory Council Appointments**  
Item 11

There were no Advisory Council appointments in April 2010.

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

Agenda On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board received  
Item 12-A the resolution from the Bogalusa City School Board regarding the 2.75%  
MFP Funding Growth Factor. (Schedule 13)

Agenda On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board received  
Item 12-B and referred to the Quality Leaders/Educators Committee: "Consideration  
of the findings relative to teacher evaluation/quality." (Schedule 14)

Agenda Item 12-C On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board received and referred to the Quality Leaders/Educators Committee: "Consideration of revisions to *Bulletin 746: Louisiana Standards for State Certification of School Personnel*, Chapter 6., Subchapter A., §613. Requirements to Add a Non-NCLB Secondary (grades 6-12) Specialty Content Area (Agriculture, Business, Computer Science, Family and Consumer Sciences, Journalism, Marketing, Speech, Technology Education)." (Schedule 15)

Agenda Item 12-D On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board received and referred to the Recovery School District Committee: "Consideration of the creation of attendance zones in RSD direct-operated and Type 5 charter schools." (Schedule 16)

Agenda Item 12-E On motion of Ms. Dastugue, seconded by Ms. Buquet, the Board received and referred to the Recovery School District Committee: "Consideration of sharing costs of alternative schools with RSD charter schools in New Orleans." (Schedule 17)

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Ms. Dastugue requested that the following item be received and referred to the Board Administration/Relations Committee: "Consideration of a report from the LDE regarding the reauthorization of the Elementary and Secondary Education Act (ESEA)."

Ms. Johnson requested that following item be received and referred to the Board in May 2010: "Consideration of recognition of Scotlandville Magnet students who participated in the development of the moon car."

Agenda Item 13 On motion of Mr. Garvey, seconded by Ms. Dastugue, the Board deleted from the agenda: "Consideration of election of new officers for 2010 to replace existing officers."

Agenda Item 15 On motion of Ms. Dastugue, seconded by Mr. Garvey, the Board approved the LDE's request regarding its Reduction in Force plan for administrative assistants currently employed by the Regional Education Service Centers (RESC) and the relocation of the RESCs to offices provided by LEAs and located within the same geographical districts in which the centers are currently located. (Schedule 18)

Public comments regarding discrepancies in special education reporting were received from Dr. Barbara Ferguson, Research on Reforms, Inc.

Public comments regarding community involvement in Bienville School, in particular, and community involvement in Recovery School District Schools, in general, were received from Ms. Karran Harper Royal.

The Board agreed to defer on Agenda Item 16, "Consideration of Executive Session on litigation concerning Oliver v. Orleans Parish School Board, et al., Civil District Court for the Parish of Orleans, Docket #05-12244," until the end of the meeting.

Agenda Item 17 On motion of Ms. Johnson, seconded by Mr. Lee, the Board withdrew the Notice of Intent previously approved in March 2010 regarding revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*, Chapter 4., Subchapter A., Section 405. Counselor K-12. (Schedule 19)

Agenda Item 18 On motion of Mr. Lee, seconded by Mr. Bennett, the Board approved the following contract as recommended by the Department, for the Department and Board agencies:

Office of Educator Support

Contractor: School Leadership Center of New Orleans  
Previous Contract: Yes  
Begin Date: 05/01/10  
End Date: 07/31/10  
Total Amount: \$70,000.00  
Source of Funds: Wallace Foundation Grant – IAT Gov  
Competitive Process: Yes

Description of Service: This contract will coordinate with the Recovery School District (RSD) to work with principals of high performing schools. The focus of the work will be to develop tools and strategies that will be used with lower performing schools within the district. The contract will further support the Wallace Foundation Grant to develop a statewide cohesive leadership center. (Schedule 20)

Agenda Item 19 On motion of Ms. Johnson, seconded by Mr. Bennett, the Board authorized the Board President to provide a letter of support to the Family Service of Greater Baton Rouge for a Violence Against Women Federal Grant for which they are applying.

The Board agreed to return to Agenda Item 16, "Consideration of Executive Session on litigation concerning Oliver v. Orleans Parish School Board, et al., Civil District Court for the Parish of Orleans, Docket #05-12244."

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On motion of Ms. Johnson, seconded by Mr. Bennett, the Board went into Executive Session at 11:27 a.m. to discuss litigation concerning Oliver v. Orleans Parish School Board, et al., Civil District Court for the Parish of Orleans, Docket #05-12244.

A Roll Call Vote was taken.

Yeas: Mr. Bennett, Ms. Bradford, Mr. Garvey, Ms. Givens, Ms. Johnson, Mr. Lee, Mr. Roemer, and Mr. Guice.

Nays: None.

Abstentions: None.

Absent: Mr. Bayard, Ms. Buquet, and Ms. Dastugue,

The Roll Call Vote on the motion to go into Executive Session passed. It was noted that no votes would be taken while the Board was in Executive Session; all votes would be made in public.

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On motion of Ms. Bradford, seconded by Ms. Dastugue, the Board reconvened into Regular Session at 11:47 a.m. A quorum was present.

Agenda Item 16 No further action was taken regarding Agenda Item 16, "Consideration of Executive Session on litigation concerning Oliver v. Orleans Parish School Board, et al., Civil District Court for the Parish of Orleans, Docket #05-12244."

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Board members were provided with a document entitled, "Mid-Year/Biannual Progress Report for Superintendent of Education Paul G. Pastorek – February 2010."

With no further business to come before the Board, the meeting was adjourned at 11:48 a.m.