

Penny Dastugue, 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 February 17, 2011

LOUISIANA STATE BOARD OF ELEMENTARY AND SECONDARY EDUCATION

FEBRUARY 17, 2011

The Louisiana Purchase Room
Baton Rouge, LA

The Louisiana State Board of Elementary and Secondary Education met in regular session on February 17, 2011, in the Louisiana Purchase Room, located in the Claiborne Building in Baton Rouge, Louisiana. The meeting was called to order at 1:23 p.m. by Board President Penny Dastugue and opened with a prayer by Ms. Virginia Pettey, citizen of St. Tammany Parish.

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, Ms. Linda Johnson, and Mr. Chas Roemer.

Mr. Keith Guice and Mr. Walter Lee were absent.

Ms. Iris Walker, City of Baker School System, led the Pledge of Allegiance.

Agenda Item 5 On motion of Mr. Bayard, seconded by Mr. Bennett, the Board approved the agenda, as printed and disseminated, with the addition of Emergency Agenda Items 13 – 16. (Schedule 1)

Agenda Item 6 On motion of Ms. Bradford, seconded by Mr. Bennett, the Board approved the minutes of January 20, 2011.

Agenda Item 7 **Notices of Intent**

Agenda Item 7-A **Notices of Intent duly advertised in the November 2010 issue of the Louisiana Register and ready for final adoption.**

Agenda Item 7-A-1 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 111, *The Louisiana School, District, and State Accountability System: §302. 9-12 Transition from 2010 to 2012.*

- Agenda Item 7-A-2 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 118, *Statewide Assessment Standards and Practices*: §305. Test Security Policy, §315. Emergencies During Testing, §701. Overview of Assessment Programs in Louisiana, §1700. Sunset Provision, §1810. Geometry Test Structure, §1813. Performance Standards, §1817. EOCT Achievement Level Descriptors, §1823. Rescores, §1829. EOC Transfer Rules, §1831. College and Career Diploma, §1900. Sunset Provision, §2000. Sunset Provision, §3307. Limited English Proficient Students, §3501. Approved Home Study Program Students, and §3511. Migrant Students.
- Agenda Item 7-A-3 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 126, *Charter Schools*: Chapters 1-5 and 9-31.
- Agenda Item 7-A-4 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 129, *The Recovery School District*: Chapters 3 and 5.
- Agenda Item 7-A-5 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §1118. Dropout Prevention and Recovery.
- Agenda Item 7-A-6 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §2379. Family and Consumer Sciences Education.
- Agenda Item 7-A-7 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §414. Mental Health Professional Counselor.
- Agenda Item 7-A-8 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §609. Requirements to Add Middle School (Grades 4-8) Specialty Area Endorsement for English, Mathematics, Science, or Social Studies.
- Agenda Item 7-A-9 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §309. Out-of-State (OS) Certificate.

Agenda Item 7-A-10 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §723. Out-of-State Principal Level 2 (OSP2).

Agenda Item 7-A-11 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §605. Requirements to add Early Childhood (Grades PK-3).

Agenda Item 7-A-12 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §411. School Nurse.

Agenda Item 7-A-13 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: §421. Overview.

Agenda Item 7-A-14 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 1530, *Louisiana's IEP Handbook for Students with Exceptionalities*: §105. Timelines, §113. IEP Amendments, §117. Placement/Least Restrictive Educational Environments, and §505. Alternate Assessment Participation Criteria.

NOTE: This Notice of Intent was repromulgated on December 20, 2010, in order to correct codification errors.

Agenda Item 7-A-15 On motion of Ms. Buquet, seconded by Ms. Bradford, the Board approved for final adoption revisions to Louisiana Administrative Code, Title 28, Part I. Board of Elementary and Secondary Education (BESE Code): §309. State Superintendent.

Agenda Item 7-B **Notices of Intent duly advertised in the December 2010 issue of the Louisiana Register and ready for final adoption after March 18, 2011.**

Agenda Item 7-B-1 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 111, *The Louisiana School, District, and State Accountability System*: §708. Using a Graduation Rate in the Subgroup Component and §709. Failing the Subgroup Component.

Agenda Item 7-B-2 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 129, *The Recovery School District*. Chapter 7.

- Agenda Item 7-B-3 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §1109. Assignment and Transfer of Students.
- Agenda Item 7-B-4 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §1103. Compulsory Attendance and §1105. Types of Absences.
- Agenda Item 7-B-5 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §1501. Building and Maintenance.
- Agenda Item 7-B-6 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §2318. The College and Career Diploma, §2319. The Career Diploma, and §2363. Social Studies.
- Agenda Item 7-B-7 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §1301. Disciplinary Regulations.
- Agenda Item 7-B-8 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §1301. Disciplinary Regulations and §1302. Disruptive Behavior.
- Agenda Item 7-B-9 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §1141. Electronic Telecommunication Devices.
- Agenda Item 7-B-10 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §2313. Elementary Program of Studies and §2347. Health Education.
- Agenda Item 7-B-11 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §3319. Eligibility to Participate in High School Interscholastic Athletics.
- Agenda Item 7-B-12 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §303. General Powers of Local Educational Governing Authorities.

- Agenda
Item 7-B-13 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §2317. High Schools.
- Agenda
Item 7-B-14 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §3309. Curriculum and §3311. Testing.
- Agenda
Item 7-B-15 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §521. Physical Abuse of Teachers and School Employees by Students.
- Agenda
Item 7-B-16 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §502. Staff Misconduct.
- Agenda
Item 7-B-17 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §1149. Student Biometric Information.
- Agenda
Item 7-B-18 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §515. Teachers' Retirement System—Part-Time, Seasonal or Temporary Classroom Teacher.
- Agenda
Item 7-B-19 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §1703. Textbooks.
- Agenda
Item 7-B-20 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §337. Written Policies and Procedures.
- Agenda
Item 7-B-21 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Bulletin 1196, *Louisiana Food and Nutrition Programs, Policies of Operation*: §513. Program Operations.
- Agenda
Item 7-B-22 On motion of Ms. Givens, seconded by Ms. Bradford, the Board approved for final adoption revisions to Louisiana Administrative Code, Title 28, Part I. Board of Elementary and Secondary Education (BESE Code): §1107. Minimum Foundation Program.

Agenda
Item 8

Report by the State Superintendent of Education

Student-Based Budgeting Pilot Program

For many district and school leaders, the biggest question this week centered on whether BESE will vote to submit a no-growth or increased MFP proposal to the legislature. While local school districts are grappling with tough choices as they face the end of the one-time federal stimulus funding and substantial increases in pension and employee health care costs, Louisiana's projected \$1.6 billion budget deficit represents one of the most challenging financial times in the history of our state. At the same time, our current circumstance reminds us of the need to prioritize spending, allocating more dollars to initiatives that have the greatest demonstrated impact on student achievement and putting an end to programs and activities that are of little or no benefit to students.

Historically, education funding has been allocated based on beliefs, habits, and institutional norms. But taxpayers are growing impatient with public service sectors failing to produce measurable and valuable outcomes, despite increased outpouring of money. Therefore, the willingness of policy makers and taxpayers to adequately fund public education relies on our ability to provide a measurable return on investment for the students we serve.

At the same time, across our state, the needs of students and schools are great. Despite the notable progress Louisiana has made over the last decade, nearly one-third of our students are performing below grade level, and only 67 percent of our students graduate from high school in the traditional four-year time frame.

This reality requires us to achieve more with the resources we are afforded. To do that, we must start from the beginning – the budgeting process – and transition to a more comprehensive approach that is centered on allocating funds based on the unique needs of students and schools. Only then will we be able to ensure our school leaders and teachers have access to the necessary resources to meet the diverse and compelling needs of their students.

- On Tuesday, seven districts (Assumption Parish, Iberville Parish, Jefferson Parish, Lafourche Parish, Sabine Parish, St. John the Baptist Parish, and Terrebonne Parish) joined Governor Bobby Jindal, members of BESE, and State Superintendent of Education Paul Pastorek to officially announce their participation in Louisiana's Student-Based Budgeting pilot program.

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- Student-Based Budgeting is a collection of academic and financial strategies that, when used together, place a laser focus on student achievement and help ensure that every academic and fiscal decision is filtered through that lens. There is no one, singular model for Student-Based Budgeting. It allows for a unique design in order to address the goals and needs of the students and schools involved, and these districts will be working to design a pilot model, based on their own set of circumstances.
- The pilot program will first focus attention on identifying the components each pilot district would like to address and then developing plans and strategies for implementation.
- Those components may include:
 - funding that follows the child on a per student basis that would vary according to the child's unique needs,
 - aligning performance goals with budgeting practices for schools,
 - training principals to be entrepreneurial leaders of their schools, or
 - eliminating inefficient support activity expenditures and dedicating savings to school-level activities.
- The next step will place priority on building capacity in the pilot district and school-level staff to ensure successful implementation.
- All of these actions will be targeted at making pilot districts and schools ready to be full participants in the FY 2012-2013 budgeting process during Spring 2012.
- Other districts are encouraged to consider exploring this funding methodology that has shown remarkable results in other districts across the country.

Optional Facts: One state, Hawaii, and at least 15 major school districts have moved to funding models where *funding follows the student*, and the results are impressive.

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- Since the City of Baltimore introduced its version of this system, *Fair Student Funding*, in the spring of 2008, district enrollment has increased and the number of dropouts has decreased. Additionally, state standardized test scores have increased in every grade, in both reading and math, since 2008, and the city's graduation rate has risen.
- In Hartford, Connecticut, prior to 2008, less than half the district's education dollars made it to the classroom. Now, over 70 percent is directed to classrooms. As a result, the district's schools posted the largest gains, over three times the average increase on state tests, in 2008.
- San Francisco Unified School District has outperformed comparable large school districts on the California Standards Tests for seven straight years. A greater percentage of San Francisco Unified students graduate from high school than almost any other large urban public school system in the country.
- In Oakland, California, the district has produced the largest four-year gain among large urban districts on California's standardized tests since implementing results-based budgeting in 2004.
- In fact, Denver Public Schools just announced that, through their student-based budgeting model, they would push \$10 million in more funding into the classroom – while taking an overall cut of \$15 million to their budget.

High-Performing, High-Poverty Schools

- Four years ago, an initiative called High-Performing, High-Poverty Schools was initiated to identify and honor those schools overcoming the challenges associated with educating large populations of poor and minority children.
- That first list started with 21 schools and has grown every year. This year, 56 schools in 30 districts have earned the High-Performing, High-Poverty distinction and are being recognized.
- Of those 56 schools, 29 made last year's list, and 13 schools have earned the distinction for three consecutive years.

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- This year's list also represents some firsts. It is the first time any high school or combination school – that's Kindergarten through 12th grade – made the list. Those schools are Sicily Island High School in Catahoula Parish, Pitkin High School in Vernon Parish, and Calvin High School in Winn Parish.
- These schools are all examples that all children can learn; that the hard work of the district leaders, principals, and teachers is resulting in better outcomes for our students.
- On March 29th, the Louisiana Department of Education will again publicly congratulate these 56 schools – the administrators, teachers, students, and families – for their extraordinary efforts and success.
- The State Superintendent of Education congratulated everyone involved in helping our students achieve this level of success.

ESEA Reauthorization

- The Elementary and Secondary Education Act (ESEA) is up for reauthorization. Adopted in 2001, No Child Left Behind organized the country around holding states accountable for the education of every child. Reauthorization of this important legislation provides the opportunity to renew our commitment to America's children and transform education for the 21st Century.
- Through various associations, LDE has been monitoring and participating in conversations about how it could improve on this federal policy. Likewise, LDE has begun to reach out to stakeholders around the state and will be intensifying this outreach to dialogue about this important topic, which will have profound impact on education policy over the next decade.
- While it appears that there are members in Congress who intend to push aggressively to amend and reauthorize ESEA this year, there are questions regarding whether or not Congress is willing to seriously address the issue this year.
- The LDE will continue to monitor the intel on this and all federal issues and legislation and will continue to engage and inform BESE members, as well as all of Louisiana's stakeholders.

- Agenda Item 9-A **Academic Goals and Instructional Improvement Committee**
(Schedule 2)
- 9-A-1 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board took the following action regarding requests from local education agencies for waiver of policy contained in Bulletin 1706, *Regulations for Implementation of the Children with Exceptionalities Act*, submitted by the State Superintendent of Education:
- a. approved the LaSalle Parish School System's request for a waiver of the chronological age span requirement by approximately two months.
- 9-A-2 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board granted Brumfield vs. Dodd approval for the following schools:
- a. Le Bambini Academy of Excellence (Bossier Parish),
- b. Evangel House Christian Academy (St. Martin Parish), and
- c. Islamic School of Greater New Orleans (Jefferson Parish).
- 9-A-3 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board approved Astronomy as a science course for students enrolled in the Ascension Parish School System if the teacher certification and enrollment requirements are met, noting that the course does not qualify for TOPS and including language in the parent curriculum approval paperwork to ensure that parents are aware that the course does not qualify for TOPS.
- 9-A-4 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board ratified the Louisiana Superintendent of Education's report of personnel actions for the BESE Special Schools (BSS) and the Special School District (SSD).
- 9-A-5 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board approved the revisions to the Health Center Policies and Procedures Manual for Louisiana Schools for the Deaf and Visually Impaired (LSDVI) regarding the administration of medication for their school site, as set forth in Bulletin 741, *Louisiana Handbook for School Administrators*, Chapter 11, §1129, (A) (2).
- 9-A-6 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board received the report on the activities of the High School Redesign Commission.

9-A-7 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board approved as a Notice of Intent revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §2302. Uniform Grading Policy, as follows:

- A. LEAs shall use the following uniform grading system for students enrolled in all grades K-12 for which letter grades are used.

Grading Scale for Regular Courses	
Grade	Percentage
A	100-93
B	92-85
C	84-75
D	74-67
F	66-0

in accordance with Act 701 of the 2010 Regular Legislative Session, as recommended by the Superintendents’ Advisory Council.

9-A-8 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board received the report on suggested revisions to Bulletin 118, *Statewide Assessment Standards and Practices*, related to test security and retained this item on the agenda.

9-A-9 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board approved as a Notice of Intent revisions to Bulletin 111, *Louisiana School, District, and State Accountability System*: §302. 9-12 Transition from 2010 to 2012, §409. Calculating a 9-12 Assessment Index, §515. State Assessments and Accountability, §703. Inclusion of Students in the Subgroup Component, and §3501. Alternative Schools, related to transitioning from the GEE to the EOC Assessments, as recommended by the LDE.

9-A-10 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board approved as a Notice of Intent revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §2318. The College and Career Diploma, and §2319. The Career Diploma and Nonpublic Bulletin 741, *Louisiana Handbook for Nonpublic School Administrators*: §107. School Approval, to correct errors and clarify policy, as recommended by the LDE.

9-A-11 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board approved as a Notice of Intent revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §344. Red Tape Reduction Waiver and Local Empowerment Program, as recommended by the LDE.

- 9-A-12 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board approved as a Notice of Intent revisions to Bulletin 111, *Louisiana School, District, and State Accountability System*: §4301. Inclusion of All Districts, §4302. District Responsibility Indicators, §4503. One Year Waiver for “Severe Impact” Schools and Districts, §4509. Assessment Index Calculations with Displaced Students for Limited Impact Schools, §4311. District Letter Grades, and §4313. Corrective Actions, concerning district letter grades, in accordance with Act 718 of the 2010 Regular Legislative Session, as recommended by the LDE.
- 9-A-13 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board deferred: “Consideration of revisions to Bulletin 1922, *Compliance Monitoring Procedures*,” until the Special Education Advisory Council has the opportunity to review the proposed revisions and make recommendations.
- 9-A-14 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board approved, in concept, the policy recommendation related to seat time requirements and directed the Louisiana Department of Education to bring forward proposed policy revisions to Bulletin 741, *Louisiana Handbook for School Administrators*, at a future BESE meeting.
- 9-A-15 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board approved as a Notice of Intent revisions to Bulletin 741, *Louisiana Handbook for School Administrators*: §2318. The College and Career Diploma, §2333. Art, §2337. Dance, §2354. Media Arts, §2355. Music, and §2369. Theatre Arts and Nonpublic Bulletin 741, *Louisiana Handbook for Nonpublic School Administrators*: §2109. High School Graduation Requirements, §2305. Art, §2309. Dance, §2324. Media Arts, §2325. Music, and §2337. Theatre Arts, related to the Programs of Study for the arts, as recommended by the LDE.
- 9-A-16 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board approved as a Notice of Intent revisions to Bulletin 119, *Louisiana School Transportation Specifications and Procedures*: §303. Certification of School Bus Drivers, §307. Retaining School Bus Drivers; §501. Driver Training Program, §503. Pre-service Training, §701. Inspection and Maintenance, §903. Loading and Unloading, §905. Crossing Railroad Tracks, §911. Prohibition of Drugs and Weapons, §1303. Emergency Exit Drills, §1305. Verification of Classroom Instruction and Drill Procedures, §1307. Student Helpers, §1501. Routes: Authority and Responsibilities, §1903. Transportation of Students Living Within One Mile of School of Attendance, §2101. Transporting Students with Disabilities,

(Motion continues on page 13)

§2103. Guidelines for Providing Transportation Service for Students with Disabilities, §2107. Transportation of Students with Disabilities by Other than a School Bus, §2303. Federal Motor Vehicle Safety Standards (FMVSS), §2305. Definitions and Descriptions of School Bus Types, §2503. Purchase of School Buses, §2505. Sale of School Buses, §2515. Repair of School Buses, §2701. Criteria, §2901. Records and Reporting Procedures, §2903. Uniform School Bus Accident Reporting Procedures, and §3101. Definitions, to correct inconsistencies and to align with changes in state law, the major changes being:

- a. revising the minimum age to be a certified School Bus Driver changed from 18 years old to 21 years old,
- b. clarifying the warning signal requirements for loading and unloading students, and
- c. allowing other technical changes indicated,

as recommended by the LDE.

9-A-17 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board approved as a Notice of Intent revisions to Bulletin 1179, *Driver Education, Traffic Safety, and Administrative Guide for Louisiana Schools*: §507. Driver Education; Required (R.S. 32:402.1), to align with changes to state law, as recommended by the LDE.

9-A-18 On motion of Ms. Bradford, seconded by Ms. Buquet, the Board deferred: "Consideration of approving Guidelines for the Use of Seclusion Rooms and Restraint of Students with Exceptionalities," until the Special Education Advisory Council has the opportunity to review the proposed revisions and make recommendations.

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

9-B-1 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board deferred: "Consideration of an update on the monthly LEQTF 8(g) earnings, as submitted by the Louisiana Department of the Treasury." The report was not available.

9-B-2 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received the report on grants/allocations of \$1 million or less approved by the State Superintendent of Education, the Co-Chairs of the Administration and Finance Committee, and the BESE President. There were none.

- 9-B-3 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received the LDE contracts of \$50,000 and under approved by the State Superintendent of Education.
- 9-B-4 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received the contracts approved by the State Superintendent of Education, the Co-Chairs of the Administration and Finance Committee, and the BESE President.
- 9-B-5 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received the RSD contracts of \$50,000 and under approved by the State Superintendent of Education.
- 9-B-6 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received the BA-7's submitted by Board agencies/LDE.
- 9-B-7 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received the audit report of the Bureau of Internal Audit (BIA): BeauCARE, Inc.
- 9-B-8 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received the report on in-state travel for Board members to be reimbursed from the BESE budget. There was no travel.
- 9-B-9 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board:
- a. approved the FY 2011-2012 MFP Resolution and authorized the LDE to make technical adjustments to the Resolution, as needed;
 - b. authorized the LDE to adjust the estimated cost based on the receipt of the final February 1, 2011, student count and the final audit adjustment amounts; and
 - c. authorized the LDE to submit the Resolution and simulation of cost to the Legislature by the required March 15, 2011, due date.
- 9-B-10 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received the report on the FY 2011-2012 LDE Budget. There was no new budget information to report.

Grants and Allocations

School Accountability and Improvement - Competitive

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

Allocation: SIM in Support of Literacy
Amount: \$68,000.00
Funding Period: 02/01/11 – 09/30/11
Source of Funds: Federal

Purpose: The Strategic Instruction Model (SIM) in Support of the Adolescent Literacy Pilot Project seeks to assist all struggling learners in a middle and high school feeder system (1 MS feeding into 1 HS) over a three-year pilot period. A study of baseline data (LEAP, iLEAP, LAA 2, GEE, EOCT) for each school will be conducted. This study will result in the development of a customized professional development plan in SIM Content Enhancement Routines (CER) and Learning Strategies (LS). Intensive tiered instruction, including frequent progress monitoring, team problem solving, and capacity building, will form the basis for this project.

Basis of Allocation: Year one allocations will not exceed \$34,000.00 per middle-high school feeder system. Funding is to be used for SIM teacher and student manuals, SIM coaching, and support of staff PD, inclusive of substitute pay and travel stipends during the second semester and summer of 2011. The LA SIM Professional Developers' Cadre will provide staff training and follow up. Funding for year two and year three are subject to evaluation of a continuation packet consisting of programmatic and fiscal elements.

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Mr. Jacob Landry, Executive Director of the Office of Parental Options, provided Board members with a handout entitled, "Louisiana 2011 PCSP Allocations," and discussed with Board members information regarding the federally-funded Public Charter School Program allocations.

Public comments were received from Ms. Nancy Roberts, The Career Academy/LRCE, regarding Agenda Item 9-B-12.

Lengthy discussion followed.

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Ms. Givens offered a motion seconded by Ms. Johnson, that the Board direct the LDE to reconsider the awards using the following methodology in reviewing applications:

- 1. evaluate all newly-authorized charter school applications and
- 2. evaluate all currently-operating charter school applications

in separate pools when determining awards for this program in order to ensure equity.

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Mr. Roemer offered an amended motion, seconded by Ms. Johnson, that the Board direct the LDE to reconsider the awards using the following methodology in reviewing applications:

- 1. evaluate all newly-authorized charter school applications and
- 2. evaluate all currently-operating charter school applications

in separate pools when determining awards for this program in order to ensure equity.

Further, that the Board grant the LDE latitude to advise BESE if the new review methodology would yield a different outcome from the original award recommendations.

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Ms. Buquet offered a substitute motion, seconded by Mr. Bradford, that the Board approve the following grant, as recommended by the LDE:

Allocation: Public Charter School Grant Program
 Amount: \$1,781,770.00
 Funding Period: 02/17/11 – 12/31/11
 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.

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Basis of Allocation: Charter School Program (CSP) funds are awarded on a competitive basis as required by ESEA, Charter Schools Program, Section 5204 (d); Administration. Allocations are computed on the full amount available up to \$200,000 per phase. The amount of funding available for CSP awards is \$1,781,770.00. Fifteen (15) applicants submitted PCSP applications this round. The following list of sub-grantees was recommended by the LDE:

Applicant	Average Score	Allocation
Firstline College Prep High School	97	\$192,463
ReNEW Alternative High School 1	96	\$190,478
Lake Charles Charter Academy	91.5	\$181,550
ReNEW Alternative High School 2	91.5	\$181,550
ReNEW K-8 Charter School	91	\$180,558
The NET Charter High School	89.5	\$177,581
Louisiana Virtual Academy	88	\$174,605
New Orleans Military Maritime Academy	86	\$170,637
Lycee Francais de la Nouvelle Orleans	85.5	\$169,645
Crescent City Schools	82	\$162,700
Baton Rouge Career Academy	79	
Louisiana Connections Academy	77	
Fannie C. Williams Charter School	73.5	
Slaughter Charter School	65	
Bayou Community School	64	

Awards for subsequent phases are contingent upon future awards from USDOE. Eligible applicants may receive up to \$600,000 combined, over a 36-month period.

* * * * *

Lengthy discussion followed.

A Roll Call Vote was taken on Ms. Buquet’s substitute motion.

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

Nays: Ms. Givens, Ms. Johnson, and Mr. Roemer.

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Abstentions: None.

Absences: Mr. Bayard, Mr. Guice, and Mr. Lee.

The substitute motion failed for lack of six favorable votes.

* * * * *

Ms. Dastugue stated that the Board would vote on Mr. Roemer’s amended motion.

Ms. Beth Scioneaux requested that the Board grant interim authority with regard to the review and allocation of these funds as was given for the other particular grants because the LDE has concerns regarding the schools receiving the funds in a timely fashion to begin their planning processes.

Mr. Roemer agreed to amend his motion to include granting LDE interim authority.

Ms. Dastugue stated that a Roll Call Vote would be taken on Mr. Roemer’s amended motion.

9-B-12

Office of Parental Options - Other

On motion of Mr. Roemer, seconded by Ms. Johnson, the Board directed the LDE to reconsider the awards using the following methodology in reviewing applications:

- 1. evaluate all newly-authorized charter school applications and
- 2. evaluate all currently-operating charter school applications

in separate pools when determining awards for this program in order to ensure equity.

Further, the Board granted the LDE latitude to advise BESE if the new review methodology would yield a different outcome from the original award recommendations.

In addition, the Board granted interim authority to the Co-Chairs of the Administration and Finance Committee, the BESE President, and two other BESE members appointed by the Co-Chairs of the Administration and Finance Committee to approve allocations from the present amount “not to exceed one million dollars per allocation” to approve allocations “not to

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exceed two million dollars per allocation” when the Board does not have a regularly scheduled meeting. This authority would extend to federal grants only and would be in effect until the next meeting of the State Board of Elementary and Secondary Education. All actions shall be reported to the Administration and Finance Committee at its next regularly scheduled meeting.

Allocation: Public Charter School Grant Program
Amount: \$1,781,770.00
Funding Period: 02/17/11 – 12/31/11
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: Charter School Program (CSP) funds are awarded on a competitive basis as required by ESEA, Charter Schools Program, Section 5204 (d); Administration. Allocations are computed on the full amount available, up to \$200,000 per phase. The amount of funding available for CSP awards is \$1,781,770.00. Fifteen (15) applicants submitted PCSP applications this round. Pending the results of the peer review process, a list of recommended sub-grantees will be provided.

Awards for subsequent phases are contingent upon future awards from USDOE. Eligible applicants may receive up to \$600,000 combined, over a 36-month period.

A Roll Call Vote was taken.

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

Nays: Ms. Buquet.

Abstentions: None.

Absences: Mr. Bayard, Mr. Guice, and Mr. Lee.

As presiding officer, Ms. Dastugue exercised her right to not vote.

The motion passed.

9-B-13 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board increased the interim authority given to the State Superintendent of Education, the Co-Chairs of the Administration and Finance Committee, and the BESE President to approve allocations from the present amount “not to exceed one million dollars per allocation” to approve allocations “not to exceed two million dollars per allocation” when the Board does not have a regularly scheduled meeting. This authority would extend to federal grants only and would be in effect until the next meeting of the State Board of Elementary and Secondary Education. All actions shall be reported to the Administration and Finance Committee at its next regularly scheduled meeting.

9-B-14 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board:

- a. authorized the Co-Chairs of the Administration and Finance Committee to appoint a working group of BESE members to review the 3-year allocation of funding for the American Recovery and Reinvestment Act School Improvement Grant in the amount of \$34,672,217 during the interim period when there is not a regularly scheduled BESE meeting. The working group will include the Co-Chairs of the Administration and Finance Committee, the BESE President, and two other BESE members appointed by the Co-Chairs of the Administration and Finance Committee; and
- b. authorized the working group to make a recommendation regarding approval to the BESE President and the Co-Chairs of the Administration and Finance Committee, and upon a favorable recommendation, authorized the BESE President and the Co-Chairs of the Administration and Finance Committee to approve the allocation.

9-B-15 On motion of Ms. Johnson, seconded by Ms. Givens, the Board authorized the Co-Chairs of the Administration and Finance Committee to appoint a working group of BESE members to review the 4-year contract amendment for Data Recognition Corporation in the amount of \$44,407,871 and the 21st Century contracts for services to students in the amount of \$11,572,010 during the interim period when there is not a regularly scheduled BESE meeting. The working group will include the Co-Chairs of the Administration and Finance Committee, the BESE President, and two other BESE members appointed by the Co-Chairs of the Administration and Finance Committee.

Further, the Board authorized the working group to make a recommendation regarding approval to the BESE President and to the Co-Chairs of the Administration and Finance Committee, and upon a favorable recommendation, authorized the BESE President and the Co-Chairs of the Administration and Finance Committee to approve the amendment.

Special Consideration**Office of Standards, Assessments, and Accountability**

9-B-16 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract:

Contractor:	Pacific Metrics Corporation
Previous Contract:	Yes
Contract Amount:	\$1,811,970
Contract Period:	03/01/2011 - 02/28/2014
Fund:	State-SSP Criterion Reference Testing Leap ACCT Test
Competitive Process:	Yes

Description of Service: The contractor will provide assistance with the 2010-2011 LA School Accountability Program Reports, and provide a web-based tool that provides the capability for school districts to securely review and certify data, as well as subsequent sets of school reports to be issued annually, thereafter, for up to 3 years. The services to be provided are to ensure continued compliance with federal, state, and BESE policy, including the federal No Child Left Behind (NCLB) legislation. This contract is being awarded as the result of an RFP.

9-B-17 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	Pacific Metrics Corporation
Previous Contract:	Yes
Original Amount:	\$17,077,019
Amended Amount:	\$124,428
New Amount:	\$17,201,447
Contract Period:	07/15/2008 - 06/30/2013
Fund:	Federal-IDEA B Alternative Assessment
Competitive Process:	Yes

Description of Service: The contractor will provide services related to the development and maintenance of the Web-based End-of-Course (EOC) test system. The contractor also administers the tests at the end of specified courses. The EOC tests are criterion-referenced and standards-based tests that measure the knowledge and skills a student should have mastered by the end of certain courses. The tests are designed to ensure consistent and rigorous instruction and expectations for high school students across LA.

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The addition of \$124,428 to this contract is necessary to include items related to the LAA 2 EOC Assessments in English II and Algebra I, as required by NCLB and IDEA. The activities included in this amendment are specific to students with disabilities and, therefore, IDEA funds will be used. This addition results in the total amount for the current year of \$3,513,733 and for the 5-year contract of \$17,201,447. The contract was awarded as the result of a Request for Proposals (RFP), upon the request from BESE and the High School Redesign Commission.

Executive Office of the Superintendent

9-B-18 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	Louisiana Center for Dyslexia and Related Learning Disorders, Nicholls State University
Previous Contract:	Yes
Original Amount:	\$49,200
Amended Amount:	\$12,000
New Amount:	\$61,200
Contract Period:	05/01/2010 - 06/30/2011
Fund:	Federal-OEIA IDEA B Set Aside
Competitive Process:	No - Interagency Agreement

Description of Service: The contractor will provide Bulletin 1903 Dyslexia Screening Specialists Training of Trainers (TOT) in two regions of the state, providing accompanying materials and handouts. This training is being provided in response to many requests made by LEA Dyslexia Coordinators and is an effort to assist LEAs in meeting Bulletin 1903 compliance.

Literacy Goal Office

9-B-19 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	Cecil J. Picard Center for Child Development and Lifelong Learning-University of Louisiana at Lafayette
Previous Contract:	Yes
Original Amount:	\$925,000.00
Amended Amount:	\$149,040
New Amount:	\$1,074,040
Contract Period:	10/01/2010 - 09/30/2013
Fund:	State - Ensuring Literacy and Numeracy For All
Competitive Process:	No - Interagency Agreement

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Description of Service: The contractor will assist the Louisiana Department of Education in meeting the expectations and guidelines of the Ensuring Literacy for All Initiative, including the (ELFA) PreK-4 Grant, the Literacy Pilot Plan, Middle School Opportunities, and the Adolescent Support project, by assisting in the evaluation and research and providing data analysis, as it relates to outcome reporting of progress made toward increased reading achievement in funded schools. This amendment is to add professional development and technical assistance to (ELFA) leadership teams. This amendment will aid the Literacy Goal Office in meeting several of its goals, including the following: students are literate by third grade, and students will enter fourth grade on time. Negotiations with the contractor were not completed in time to meet the contract deadline for earlier consideration.

Human Capital

9-B-20 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	The New Teacher Project
Previous Contract:	Yes
Original Amount:	\$500,000
Amended Amount:	\$0.00
Contract Period:	09/01/2010 - 09/01/2011
Fund:	The Gates Grant Self Generated Funds
Competitive Process:	No - Exempted by R.S. 39:1494

Description of Service: The contractor will work with LDOE and four (4) pilot districts in LA to implement the LA Statewide Staffing Initiative (LSSI), a comprehensive effort to strengthen teacher hiring and staffing practices. During the course of the contract, TNTP project staff and national experts will guide the four pilot districts in teacher hiring and staffing, while facilitating regional knowledge. The contractor will provide clarification to the state responsibilities in section 1, Scope of Services and to make technical changes in sections 4, 5, 7, and 19.

Federal Programs Support

9-B-21 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	Various 21 st Century Community Learning Center Contractors (See List Below)
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Previous Contract: Yes
 Original Amount: \$13,005,000 (See Amounts Below)
 Begin Date: 05/01/2009
 Original Ending Date: 04/30/2010
 Revised Ending Date: 04/30/2012
 Fund: The Gates Grant Self Generated Funds
 Competitive Process: Yes

Description of Service: [Federal-21st Century Community Learning Center Flow-Thru] The contractor will provide after-school academic enrichment opportunities for children attending low-performing schools through establishment and operation of community learning centers. This will be amended to provide additional funds to extend after-school academic enrichment services for an additional year. Contract amounts for thirty-six (36) 21st Century Community Learning Centers Program (21st CCLC) contractors are to be increased. The amendments will provide an increased amount of \$13,005,000.00 in Year 3 funding to contractors in Cohort 6. The amendments make adjustments to federal funding that are scheduled to expire in September 2011.

**21st Century Community Learning Centers Contract Amendments
 (Amounts)**

	Contract Name	YEAR 1 Contract Amount	YEAR 2 Contract Amount	YEAR 3 Contract Amount	Total Contract Amount
1	Big Buddy Program	\$480,000	\$550,000	\$480,000	\$1,510,000
2	Boys and Girls Clubs of Claiborne Parish	\$150,000	\$220,000	\$150,000	\$520,000
3	Calvary Baptist Church	\$300,000	\$370,000	\$300,000	\$970,000
4	Catholic Charities Archdiocese of New Orleans	\$300,000	\$370,000	\$300,000	\$970,000
5	City of Donaldsonville	\$300,000	\$370,000	\$300,000	\$970,000

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6	Community Care Outreach	\$150,000	\$220,000	\$150,000	\$520,000
7	Desire Street Ministries	\$90,000	\$105,000	\$120,000	\$315,000
8	Dryades YMCA	\$540,000	\$610,000	\$540,000	\$1,690,000
9	FDDOC Ministry, Inc. (Winner's Circle, Inc.)	\$600,000	\$670,000	\$600,000	\$1,870,000
10	Jefferson Parish Public School System	\$600,000	\$670,000	\$600,000	\$1,870,000
11	Joy Corporation of Baton Rouge	\$375,000	\$445,000	\$375,000	\$1,195,000
12	Lafourche Parish School Board	\$480,000	\$550,000	\$480,000	\$1,510,000
13	Liberty City Community Development Corporation	\$187,500	\$257,500	\$187,500	\$632,500
14	Louisiana Center Against Poverty	\$270,000	\$340,000	\$270,000	\$880,000
15	Monroe City Schools	\$600,000	\$670,000	\$600,000	\$1,870,000
16	Natchitoches Parish School Board	\$600,000	\$670,000	\$600,000	\$1,870,000
17	New Beginnings Community Development Corporation	\$360,000	\$450,000	\$360,000	\$1,170,000
18	New Orleans Chapter of Young Audiences (Young Audiences of LA)	\$600,000	\$670,000	\$600,000	\$1,870,000
19	New Orleans Outreach	\$450,000	\$620,000	\$450,000	\$1,520,000
20	New Vision Learning Academy	\$375,000	\$445,000	\$375,000	\$1,195,000
21	Open World Family Services, Inc.	\$450,000	\$520,000	\$450,000	\$1,420,000

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22	Passion House of Faith	\$150,000	\$220,000	\$150,000	\$520,000
23	Pointe Coupee Enrichment Center, Inc.	\$150,000	\$220,000	\$150,000	\$520,000
24	Pointe Coupee Parish School Board	\$600,000	\$670,000	\$600,000	\$1,870,000
25	Rapides Parish School District	\$375,000	\$300,000	\$375,000	\$1,050,000
26	Recovery School District	\$600,000	\$450,000	\$450,000	\$1,500,000
27	Sabine Parish School Board	\$375,000	\$445,000	\$375,000	\$1,195,000
28	Safe Haven Developmental Services, Inc.	\$75,000	\$145,000	\$75,000	\$295,000
29	St. Bernard Parish School Board	\$180,000	\$540,000	\$540,000	\$1,260,000
30	St. Landry Community Services, Inc.	\$382,500	\$452,500	\$382,500	\$1,217,500
31	Urban League of Greater New Orleans	\$150,000	\$225,000	\$300,000	\$675,000
32	Urban Support Agency, Inc.	\$300,000	\$580,000	\$300,000	\$1,180,000
33	Vietnamese Initiative for Economic Training (VIET)	\$300,000	\$370,000	\$300,000	\$970,000
34	Volunteers of America - Greater New Orleans	\$300,000	\$370,000	\$300,000	\$970,000
35	YMCA of Greater New Orleans	\$150,000	\$220,000	\$150,000	\$520,000
36	Youth Excellence of Louisiana	\$270,000	\$340,000	\$270,000	\$880,000
	TOTALS	\$13,515,000	\$15,340,000	\$13,005,000	\$41,860,000

Recovery School District – Special Consideration**Recovery School District**

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

Contractor: Adelante Educational Services, LLC
Previous Contract: Yes
Contract Amount: \$129,200.00
Contract Period: 10/18/2010 - 06/30/2011
Fund: Title I
Competitive Process: No - Education Program Specialist

Description of Service: Eligible students of the Recovery School District who attend Academically Unacceptable Schools will be tutored in math, reading, and/or English/Language Arts.

9-B-23 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor: Blurk-Kleinpeter, Inc.
Previous Contract: Yes
Original Amount: \$270,239.40
Amended Amount: \$20,301.88
New Contract Amount: \$290,541.28
Contract Period: 01/22/2009 - 01/22/2012
Fund: FEMA
Competitive Process: Yes

Description of Service: [Removal of the existing Temporary/ Modular Structures and Site Restoration at the Former Langston Hughes Elementary School, Kennedy Modular Relocation (Schwarz Campus) and Kennedy Modular Relocation (Coghill Campus)]. This amendment adjusts the Designer's Fee for Basic Services required by the revised contract, which is based on the Final Construction Cost. It also provides for the Additional Services Fee associated with the Contractor's request to perform final inspections and testing with the State Fire Marshal before the project was complete for Kennedy Modular Relocation Project (Schwarz Campus). This amendment also adjusts the Designer's Fee for Basic Services required by the revised contract, which is based on the actual low bidders price from bids received on November 23, 2010, for Kennedy Modular Relocation (Coghill Campus).

9-B-24 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor: Eskew+Dumez+Ripple, APC
Previous Contract: Yes
Original Amount: \$4,114,838.20
Amended Amount: \$2,184.88
New Contract Amount: \$4,117,023.08
Contract Period: 06/15/2007 - 07/14/2011
Fund: FEMA
Competitive Process: Yes

Description of Service: [L. B. Landry High School (Amendment #8)] This amendment provides for the Additional Services Fee for the disposal of tank contents and over excavation of soils from underground storage tank at L. B. Landry High School.

9-B-25 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor: Evans-Graves Engineers, Inc.
Previous Contract: Yes
Original Amount: \$218,783.00
Amended Amount: \$141,270.00
New Contract Amount: \$360,053.00
Contract Period: 09/02/2009 - 09/02/2012
Fund: FEMA
Competitive Process: Yes

Description of Service: [Relocate Holy Cross Modular Campus to Abramson High School Site (Amendment #2)] This amendment adjusts the Designer's Fee for Basic Services required by the contract, which is based on the Final Construction cost to relocate Holy Cross Modular Campus to the Abramson High School Site.

9-B-26 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract:

Contractor: FDDOC, Inc.
Previous Contract: No
Contract Amount: \$129,200.00
Contract Period: 10/18/2010 - 06/30/2011
Fund: Title I
Competitive Process: No, Education Program Specialist
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Description of Service: Eligible students of the Recovery School District who attend Academically Unacceptable Schools will be tutored in math, reading, and/or English/Language Arts.

9-B-27 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract:

Contractor:	Grade Results, Inc.
Previous Contract:	No
Contract Amount:	\$155,040.00
Contract Period:	10/18/2010 - 06/30/2011
Fund:	Title I
Competitive Process:	No - Education Program Specialist

Description of Service: Eligible students of the Recovery School District who attend Academically Unacceptable Schools will be tutored in math, reading, and/or English/Language Arts.

9-B-28 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	HMS Architects, APC
Previous Contract:	Yes
Original Amount:	\$37,529.00
Amended Amount:	\$6,717.00
New Contract Amount:	\$44,246.00
Contract Period:	05/20/2010 - 05/20/2013
Fund:	FEMA
Competitive Process:	Yes

Description of Service: [Removal and Replacement of Exterior Doors at Live Oak Elementary School] This amendment adjusts the Designer's Basic Service Fee required by the revised contract, based on the actual low bidders' price from bids received on November 4, 2010. It also provides for the Additional Services Fee for retrieving and testing paint samples for analysis of existing paint for Removal and Replacement of Exterior Doors at Live Oak Elementary School.

9-B-29 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	HMS Architects, Inc.
Previous Contract:	Yes
Original Amount:	\$2,355,547.52
Amended Amount:	\$204,914.25
New Contract Amount:	\$2,560,461.77
Contract Period:	06/15/2007 - 06/15/2011
Fund:	FEMA
Competitive Process:	Yes

Description of Service: This amendment adjusts the Designer's Basic Services Fee based upon the final Construction Contract Amount for Change Orders not attributable to the Designer. It also provides for the Additional Service Fee for inspection of termite and rot damaged structural wood framing members in the original building to determine their structural integrity. Provides for prolonged contract administration as a result of the Contractor exceeding the Contract time, due to no fault of the Designer. It also provides for Landscaping redesign added to the project and New Project Number 2007-0105-0002 — Renovation and Addition to Andrew Wilson Elementary School.

9-B-30 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	Lambert Engineers, LLC
Previous Contract:	Yes
Original Amount:	\$41,622.61
Amended Amount:	\$45.50
New Contract Amount:	\$41,688.11
Contract Period:	05/14/2009 - 05/14/2012
Fund:	FEMA
Competitive Process:	Yes

Description of Service: [Renovation to Cottage at Andrew H. Wilson Elementary School] This amendment adjusts the Designer's Fee for Basic Services due to a calculation error in Amendment Number 4.

9-B-31 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor: Perez, APC
Previous Contract: Yes
Original Amount: \$153,854.00
Amended Amount: \$235.00
New Contract Amount: \$154,089.00
Contract Period: 05/11/2009 - 05/11/2012
Fund: FEMA
Competitive Process: Yes

Description of Service: [Roof Removal and Replacement at Henry Allen Elementary School] This amendment adjusts the Designer's Fee for Basic Services required by the revised contract, which is based on the Final Construction cost for the Roof Removal and Replacement at Henry Allen Elementary School.

9-B-32 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor: Richard C. Lambert Consultants, LLC
Previous Contract: Yes
Original Amount: \$99,114.00
Amended Amount: \$0.00
New Contract Amount: \$99,114.00
Contract Period: 06/17/2010 - 06/17/2013
Fund: FEMA
Competitive Process: Yes

Description of Service: McDonogh #42 Elementary School (Roof) Project No.: 2010-0789-0001, McDonogh #32 Elementary School (Roof) Project No.: 2010-0797-0001, McDonogh #28 Elementary School (Roof) Project No.: 2010-0796-0001, Joseph A. Hardin Elementary School and Ernest N. Morial Elementary School (New Perimeter Security Fence Installation) Project No.: 2010-0798-0001, Village de L'est School (Roof) Project No.: 2010-0801-0001, Various Roof and Repair Projects (RCL) Project No.: 2010-0790-0001: This Amendment provides for the name change from Original name (Einstein Charter School) to New name (Village de L'est School) and Project No.: 2010-0801-0001.

9-B-33 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract:

Contractor: The Right Prep, LLC
Previous Contract: Yes
Contract Amount: \$155,040.00
Contract Period: 10/18/2010 - 06/30/2011
Fund: Title I
Competitive Process: No - Education Program Specialist

Description of Service: Eligible students of the Recovery School District who attend Academically Unacceptable Schools will be tutored in math, reading, and/or English/Language Arts.

9-B-34 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract:

Contractor: Rocket Learning Partners, LLC
Previous Contract: No
Contract Amount: \$297,160.00
Contract Period: 10/18/2010 - 06/30/2011
Fund: Title I
Competitive Process: No - Education Program Specialist

Description of Service: Eligible students of the Recovery School District who attend Academically Unacceptable Schools will be tutored in math, reading, and/or English/Language Arts.

9-B-35 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor: VergesRome, APC
Previous Contract: Yes
Original Amount: \$77,964.26
Amended Amount: -\$5,931.00
New Contract Amount: \$72,033.26
Contract Period: 09/04/2009 - 09/04/2012
Fund: FEMA
Competitive Process: Yes

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Description of Service: [Waterproofing Exterior Masonry at McDonogh #15 Elementary School, Roof Removal and Replacement at Dibert Elementary School, Gentilly Terrace Elementary School, Drew Elementary School, and Emergency Boiler Room Repairs at Frederick Douglass High School] This amendment adjusts the Designer's Fee for Basic Services required by the revised contract, which is based on the actual low bidders price from bids received on January 6, 2011, for Roof Removal and Replacement at Drew Elementary School.

9-B-36 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract amendment:

Contractor:	Waggonner and Ball Architects, APC
Previous Contract:	Yes
Original Amount:	\$3,327,975.17
Amended Amount:	\$227,983.59
New Contract Amount:	\$3,555,958.76
Contract Period:	03/23/2009 - 03/23/2012
Fund:	FEMA
Competitive Process:	Yes

Description of Service: [Charles J. Colton School] This amendment adjusts the Designer's Fee for Basic Services required by the contract, based on the amount of Available Funds for Construction. It breaks up the contract into three (3) separate projects with new project numbers — Selective and Exploratory Demolition Project #2009-0735-0001, Renovations Project #2009-0777-0001, and Test Pile Program Project #2009-0777-0002 for Charles J. Colton School. It also provides for the Additional Services Fee for Archaeological Investigation, based on requirements from FEMA Final Research Design for Archaeological Mitigation for Charles J. Colton School.

9-B-37 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the following contract:

Contractor:	Walk With Me Community Improvement Center
Previous Contract:	No
Contract Amount:	\$142,120.00
Contract Period:	10/18/2010 - 06/30/2011
Fund:	Title I
Competitive Process:	No - Education Program Specialist

Description of Service: Eligible students of the Recovery School District who attend Academically Unacceptable Schools will be tutored in math, reading, and/or English/Language Arts.

- 9-B-38 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received the report regarding requests from the State Superintendent of Education for waiver of the RSD Procurement Policy. There were none.

- 9-B-39 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received the report regarding RSD contracts approved by the State Superintendent of Education, the Co-Chairs of the Administration and Finance Committee, and the BESE President. There were none.

- 9-B-40 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the contract with the St. Helena Parish School System to provide student bus transportation services in the amount of \$200,000.00 to St. Helena Central Middle School.

- 9-B-41 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved the FY 2011-2012 8(g) Program and Budget, as presented by BESE staff to include the following:

8(g) Annual Program and Budget FY 2011-2012	
Competitive Grants	\$0
Student Enhancement Block Grants	\$10,039,000
Block Grant Focus Areas: <ol style="list-style-type: none"> 1. Prekindergarten programs for at-risk four-year-olds 2. Proven Instructional Strategies for Literacy Interventions and/or Enrichments 	
Statewide Programs (Individual Statewide Programs listed below)	\$10,982,600
Academic/Vocational Enhancement of BESE Special Schools (LSD, LSVI, SEC)	\$90,000
Enhancement of the LA Instructional Materials Center for the Blind and Visually Impaired (LSVI)	\$75,000
Comprehensive Performance Management System (LDE)	\$1,000,000
Everybody Graduates! (LDE)	\$1,760,000

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High-Performing, High-Poverty Schools Initiative (LDE)	\$150,000
LEAP for the 21 st Century (LDE)	\$2,565,000
Louisiana Literacy Plan – Birth to Grade 12 (LDE)	\$1,000,000
Louisiana Renaissance Language Immersion Program (LDE)	\$150,000
Louisiana School Turnaround Specialist Program (LDE)	\$350,000
Louisiana Statewide Staffing Initiative (LDE)	\$500,000
Louisiana Virtual School (LDE)	\$2,272,600
STEM Initiatives (LDE)	\$400,000
TAP: The System for Teacher and Student Advancement (LDE)	\$500,000
World Languages Model Program (LDE)	\$170,000
8(g) Management and Oversight	\$947,000
Total	\$21,968,600

- 9-B-42 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board directed the BESE staff to include a statement on the FY 2011-2012 8(g) Program and Budget that, should additional funding become available in the future, BESE will utilize \$85,000 or the amount needed for the 1:1 match, whichever is less, to reinstate the 8(g) Mini-Grant Awards of Excellence Program for FY 2011-2012.
- 9-B-43 On motion of Ms. Johnson, seconded by Ms. Givens, the Board received the FY 2011-2012 8(g) Statewide Guidelines and the FY 2011-2012 8(g) Statewide Program descriptions.
- 9-B-44 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received the report of the FY 2011-2012 BESE Budget. There was no new budget information to report.

- 9-B-45 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received and approved the responses to the following:
- a. House Concurrent Resolution 147 of the 2010 Regular Legislative Session, which requests BESE to study the rate of suspensions and expulsions in Louisiana and to submit a written report of findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the 2011 Regular Session.
 - b. House Concurrent Resolution 209 of the 2010 Regular Legislative Session, which requests the State Board of Elementary and Secondary Education to study the feasibility of increasing P.E. units required for high school graduation and to submit a written report to the House Committee on Education and the Senate Committee on Education before the beginning of the 2011 Regular Session.
 - c. Senate Concurrent Resolution 86 of the 2010 Regular Legislative Session, which requests the State Board of Elementary and Secondary Education, the Division of Administration, and the Department of Education to study the feasibility of direct state appropriation to retirement systems regarding the constitutionally-required annual payments owed on behalf of teachers and other public school employees.
- 9-B-46 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received the report and information on Senate Concurrent Resolution 101 of the 2010 Regular Legislative Session, which requests BESE to establish a task force to review student discipline statutes.
- 9-B-47 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received the report on Senate Concurrent Resolution 127 of the 2010 Regular Legislative Session, which requests BESE to study and make recommendations relative to achieving a student-to-classroom-teacher ratio of not more than twenty to one in the elementary grades.
- 9-B-48 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board received and approved the responses to House Concurrent Resolution 148 of the 2010 Regular Legislative Session, which requests BESE to study the feasibility of consolidating administration and evaluation of the LA4 and 8(g) prekindergarten programs, to ensure that school districts receive necessary support, and to adopt identical standards for these programs.

- 9-B-49 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board approved as a Notice of Intent revisions to the Louisiana Administrative Code, Title 28, Part I. Board of Elementary and Secondary Education (the BESE Code), Chapter 5. Organization, §501. Standing and Executive Committees.
- 9-B-50 On motion of Ms. Johnson, seconded by Ms. Bradford, the Board:
- a. approved as a Notice of Intent revisions to the Louisiana Administrative Code, Title 28, Part I. Board of Elementary and Secondary Education (the BESE Code), Chapter 5. Organization, §503. Advisory Councils;
 - b. approved the revised procedures for establishing Advisory Council agendas; and
 - c. received the information regarding referrals to BESE Advisory Councils and other entities (councils/commissions that have reporting relationships to the Board).

At this point in the meeting, the Board agreed to take Agenda Item 12, "Consideration of appointment of the BESE Executive Director," out of order.

Agenda Item 12 On motion of Ms. Buquet, seconded by Mr. Garvey, the Board approved the appointment of Ms. Catherine Pozniak as Executive Director of the Board of Elementary and Secondary Education, effective February 21, 2011.

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

The Board returned to the regular agenda order.

Agenda Item 9-C **Educator Effectiveness Committee** (Schedule 4)

9-C-1 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board approved, for certification purposes, the following educational leader program:

University of Louisiana at Monroe – Educational Leader Practitioner Program.

9-C-2 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board approved as a Notice of Intent revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: Chapter 7., Subchapter E., §787. Supervisor of Student Teaching.

- 9-C-3 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board approved as a Notice of Intent revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: Chapter 6., Subchapter C., §666. Elementary Mathematics Specialist.
- 9-C-4 On motion of Mr. Roemer, seconded by Ms. Bradford, the Board approved as a Notice of Intent revisions to Bulletin 746, *Louisiana Standards for State Certification of School Personnel*: Chapter 4., Subchapter B., §421. Overview.
- 9-C-5 On motion of Mr. Garvey, seconded by Ms. Bradford, the Board denied the request of Ms. Sharon LeBlanc for a hearing regarding the issuance of a Louisiana teaching certificate appropriate to her credentials.

Agenda **School Innovation and Turnaround Committee** (Schedule 5)
Item 9-D

- 9-D-1 On motion of Mr. Garvey, seconded by Ms. Buquet, the Board approved the request for a material amendment to the charter governing Laurel Elementary School, chartered by ReNEW - Reinventing Education, Inc., to change the name of the school to SciTech Academy at Laurel Elementary School.
- 9-D-2 On motion of Mr. Garvey, seconded by Ms. Buquet, the Board approved the request for a material amendment to the charter governing Live Oak Elementary School, chartered by ReNEW - Reinventing Education, Inc., to change the name of the school to Batiste Cultural Arts Academy at Live Oak Elementary School.
- 9-D-3 On motion of Mr. Garvey, seconded by Ms. Buquet, the Board received an update report on Capital Projects.
- 9-D-4 On motion of Mr. Garvey, seconded by Ms. Buquet, the Board:
- a. approved the Change Order for the removal of asbestos insulation around a water line in Carver Junior/Senior High School, not to exceed \$280,000, pending determination of the final amount;
 - b. authorized the BESE President and the Co-Chairs of the School Improvement and Turnaround Committees to approve the final amount of the Change Order. The final action shall be reported to the School Innovation and Turnaround Committee at the next regularly scheduled Committee meeting; and

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- c. directed the RSD to submit the approved Change Order for consideration and approval at the next regularly scheduled meeting of the Joint Legislative Committee on the Budget.

Agenda Item 10 **Board Advisory Council Reports**

Agenda Item 10-A **Superintendents' Advisory Council** (Schedule 6)

On motion of Ms. Johnson, seconded by Mr. Bennett, the Board received the minutes of the Superintendents' Advisory Council meeting held February 10, 2011, and approved the tentative agenda for May 5, 2011.

Agenda Item 11 **Board Advisory Council Appointments** (Schedule 7)

On motion of Ms. Bradford, seconded by Mr. Bennett, the Board approved the appointment of Mr. Robert Travis Scott to the School and District Accountability Commission, upon the recommendation of Dr. Karen M. Rowley, Special Projects Manager for the Public Affairs Research Council of Louisiana. Mr. Scott fills a vacancy on the Commission.

Agenda Item 13 On motion of Ms. Johnson, seconded by Mr. Garvey, the Board approved the following contract, as recommended by the LDE, for the LDE and Board agencies:

Executive Office of the Superintendent

1. Contractor: Louisiana State University Agricultural and Mechanical College
 - Previous Contract: Yes
 - Begin Date: 11/01/2010
 - End Date: 06/25/2011
 - Total Amount: \$95,000.00
 - Source of Funds: Federal-OEIA IDEA B SET ASIDE
 - Competitive Process: No - Interagency Agreement

Description of Service: The contractor will measure the efficacy of curriculum-based speech and language interventions, develop and evaluate screening measures for 2nd and 4th grades, and develop interventions for unidentified students suspected of having speech or language impairments. Also, the contractor will implement interventions focused on the changing role of the school-based

(Motion continues on page 40)

speech-language pathologist in supporting Response to Intervention

and facilitating improved academic literacy outcomes. The contract will aid with meeting the following LDOE/BESE goals: students are literate by the 3rd grade; students will enter 4th grade on time; students will perform at or above grade level in ELA by 8th grade; and achieve all goals, regardless of race or class. Contract negotiations with the contractor were not completed in time to meet the contract deadline for earlier consideration. Cost and main deliverables were not debated; therefore, services began prior to contract submission to serve Louisiana children who have or who are suspected of having speech and language disabilities during this current school year.

(Schedule 8)

Agenda Item 14 On motion of Ms. Buquet, seconded by Mr. Bennett, the Board approved the following approval of the Alternate General/Special Education Mild-Moderate Programs for the following university:

Louisiana Tech University

Master of Arts in Teaching Alternate Program in General-Special Education Mild/Moderate: An Integrated to Merged Approach - Grades 1-5 and

Master of Arts in Teaching Alternate Program in General-Special Education Mild/Moderate: An Integrated to Merged Approach - Grades 6-12 (English, Math, General Science, and Social Studies). (Schedule 9)

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Public comments regarding Agenda Item 15, "Consideration of a request from Edward H. Phillips Learning Academy ("KIPP Believe College Prep") for a charter contract amendment to expand grade levels served," were received from Mr. Jonathan Bertsch, KIPP New Orleans Schools, Inc.

Agenda Item 15 On motion of Mr. Garvey, seconded by Mr. Roemer, the Board approved a material amendment to the charter governing Edward H. Phillips Learning Academy (KIPP Believe), allowing KIPP New Orleans Schools, Inc., to add one grade level per year, beginning with Grade K in the Fall of 2011 and ending with Grade 4 in the Fall of 2015, as recommended by the LDE.

Ms. Givens was recorded as being opposed to the motion. (Schedule 10)

Agenda
Item 16 On motion of Ms. Buquet, seconded by Mr. Garvey, the Board received the information concerning a report to the Legislature on the status of the development of the value-added assessment model and the methodology used in such development. Further, the Board directed the LDE to prepare and submit the report to the Senate Committee on Education and to the House Committee on Education, according to the legislatively required timeline. It was noted that the LDE will provide a copy of the report to BESE members. (Schedule 11)

With no further business to come before the Board, the meeting was adjourned at 2:40 p.m.