

# **Kentucky Board of Education Regular Meeting October 2, 2018**

Kentucky Board of Education Regular Meeting  
300 Sower Blvd., 1<sup>st</sup> Floor, Meeting Rooms B and C, Frankfort, KY 40601

## ***MINUTES***

The Kentucky Board of Education held its regular meeting on October 2, 2018, at 300 Sower Building, First Floor, meeting rooms B and C, Frankfort, Kentucky. The board conducted the following business:

### **I. Call to Order**

Chair Heiner welcomed everyone and called the meeting to order at 8:32 a.m.

Chair Heiner announced for everyone watching via live webcast that the agenda and board documents may be found on the Kentucky Department of Education's (KDE) website. Chair Heiner thanked the interpreters and individuals providing closed captioning for their services.

### **II. Roll Call of Members**

Chair Heiner asked for a roll call of members. Members Present: Ben Cundiff, Tracey Cusick, Rich Gimmel, Kathy Gornik, Hal Heiner, Gary Houchens, Joe Papalia, Milton Seymore, Amanda Stamper, Laura Timberlake, Education and Workforce Development Cabinet Deputy Secretary Mike Nemes and Council on Postsecondary Education President Robert King.

Absent: Alesa Johnson

Chair Heiner stated a quorum was present.

### **III. Pledge of Allegiance to American Flag**

Chair Heiner led the KBE Members in The Pledge of Allegiance.

### **IV. Moment of Silence**

Chair Heiner observed a minute of silence.

### **V. Approval of Summary Minutes for August 1, 2018, Awards Committee Meeting, August 1, 2018 KBE Retreat Meeting and August 2, 2018 Regular Meeting, August 29, 2018 Special Meeting and September 5, 2018 Special Meeting.**

Laura Timberlake moved and Kathy Gornik seconded. The motion passed with unanimous voice vote.

## **VI. Report from the Secretary of the Education and Workforce Development Cabinet**

Education and Workforce Development Cabinet Chief of Staff Brooken Smith presented an overview of current initiatives.

## **VII. Report from the President of the Council on Postsecondary Education (CPE)**

President King presented an update of Council on Postsecondary Education work.

## **VIII. Report of the Interim Commissioner of Education**

Interim Commissioner Wayne Lewis presented on KDE's major projects and initiatives and gave an in-depth analysis of the EPSB's waiving of Rank II Requirement. Interim Commissioner Lewis stated the Kentucky's 2018 Assessment and Accountability results have been released and Associate Commissioner Rhonda Sims would be presenting an analysis of results today. Interim Commissioner Lewis stated ACT has been selected as the vendor for Kentucky's college admissions exam. Interim Commissioner Lewis stated a work group will be reviewing the current growth calculation methodology and making recommendations to the KDE for improving it for next year's accountability reporting. Interim Commissioner Lewis stated the KDE reorganization plan timeline may begin on November 1<sup>st</sup>.

## **IX. Initiatives Updates – Interim Commissioner Lewis and Associate Commissioner Amanda Ellis**

Interim Commissioner Lewis and Associate Commissioner Amanda Ellis presented a KDE initiative updates aligned to the KBE Mission goals.

## **X. Updates: Jefferson County Public Schools – Superintendent Marty Polio**

Dr. Mary Polio presented an update of the JCPS Corrective Action Plan.

## **XI. Assessment Results – KDE Associate Commissioner Rhonda Sims**

Associate Commissioner Rhonda Sims presented an analysis of Kentucky's 2018 Accountability and Assessment results.

## **XII. Presentation of Joseph Kelly and David Karen Awards – Interim Commissioner Dr. Wayne Lewis**

Interim Commissioner Lewis presented the Joseph Kelly Award to Western Kentucky businessman, Mr. Robbie Rudolph.

Interim Commissioner Lewis presented the David Karem Award to Union College Education Professor, Dr. Jason Reeves.

**XIII. LUNCH - 12:00 p.m. ET: No business conducted.**

**XIV. Public Comment Segment**

Mr. Wilkerson presented views regarding the Kentucky Social Studies Content Standards.

**XV. Advance KY Update – Associate Commissioner Amanda Ellis and Advance KY Executive Director Anthony Mires**

Advance KY Executive Director Anthony Mires presented and updated Advanced Placement participation and successful pass rates for Kentucky.

**XVI. 701 KAR 5:150, Nontraditional Instruction Program (Second Reading) – Associate Commissioner Kelly Foster**

Associate Commissioner Kelly Foster and Director David Cook presented the second reading of 701 KAR 5:150, Nontraditional Instruction Program for consideration.

Chair Heiner requested a motion to approve 701 KAR 5:150, Nontraditional Instruction Program.

Motion was made by Kathy Gornik and seconded by Amanda Stamper. The motion passed with a unanimous voice vote.

**XVII. Curriculum, Instruction and Assessment Committee Meeting – 5<sup>th</sup> Floor, Room 516**

Gary Houchens called the Committee Meeting to Order at 2:00 p.m. Members present: Gary Houchens, Milton Seymore and Tracey Cusick. Absent: Alesa Johnson

**A. Action/Discussion Items**

1. **CTE policy and procedures, KRS 156.070, KRS 156.802** - Associate Commissioner David Horseman and CTE Policy Director Landon Tingle.

Chair Houchens requested a motion to adopt the recommended essential workplace program policies as part of curriculum and instruction (Chapter 8), existing policies related to personnel (Chapter 3) and students (Chapter 9).

Motion was made by Tracey Cusick, seconded by Milton Seymore. The motion passed with a unanimous voice vote.

**2. Amendments to 704 KAR 3:303, Kentucky Academic Standards (Second Reading) - KDE Associate Commissioner Amanda Ellis**

Chair Houchens requested a motion to adopt amendments to 704 KAR 3:303, Kentucky Academic Standards.

Motion was made by Tracey Cusick, seconded by Milton Seymore. The motion passed with a unanimous voice vote.

**3. 704 KAR 8:010, Kentucky Academic Standards for Computer Science (Second Reading) - KDE Associate Commissioner Amanda Ellis**

Chair Houchens requested a motion to adopt amendments to 704 KAR 8:010, Kentucky Academic Standards for Computer Science.

Motion was made by Gary Houchens, seconded by Milton Seymore. The motion passed with a unanimous voice vote.

**4. 704 KAR 8:020, Required Academic Standards for Reading and Writing (Second Reading) - KDE Associate Commissioner Amanda Ellis**

Chair Houchens requested a motion to adopt amendments to 704 KAR 8:020, Required Academic Standards for Reading and Writing.

Motion was made by Gary Houchens, seconded by Milton Seymore. The motion passed with a unanimous voice vote.

**5. 704 KAR 8:030, Required Academic Standards for Health (Second Reading) - KDE Associate Commissioner Amanda Ellis**

Chair Houchens requested a motion to adopt amendments to 704 KAR 8.030, required Academic Standards for Health.

Motion was made by Milton Seymore, seconded by Tracey Cusick. The motion passed with a unanimous voice vote.

**6. 704 KAR 8:040, Required Academic Standards for Mathematics (Second Reading) - KDE Associate Commissioner Amanda Ellis**

Chair Houchens requested a motion to adopt amendments to 704 KAR 8.040, required Academic Standards for Mathematics.

Motion was made by Gary Houchens, seconded by Tracey Cusick. The motion passed with a unanimous voice vote.

**7. 704 KAR 8:050, Required Academic Standards for Physical Education (Second Reading) - KDE Associate Commissioner Amanda Ellis**

Chair Houchens requested a motion to adopt amendments to 704 KAR 8:050, Required Academic Standards for Physical Education.

Motion was made by Milton Seymore, seconded by Gary Houchens. The motion passed with a unanimous voice vote.

**8. Amendment to 704 KAR 3:292, Chapter 1, ESSIA Migrant Education Requirements (Second Reading) - KDE Associate Commissioner Kelly Foster**

Chair Houchens requested a motion to adopt amendments to 704 KAR 3:292, Chapter 1, ESSIA Migrant Education Requirements.

Motion was made by Tracey Cusick, seconded by Milton Seymore. The motion passed with a unanimous voice vote.

**9. Amendment to 704 KAR 3:365, chapter 1 Complaint Procedures (Second Reading) – KDE Associate Commissioner Kelly Foster**

Chair Houchens requested a motion to adopt amendments to 704 KAR 3:365, Chapter 1 Complaint Procedures.

Motion was made by Tracey Cusick, seconded by Milton Seymore. The motion passed with a unanimous voice vote.

Chair Houchens requested a motion to adjourn.

Motion was made by Tracey Cusick, seconded by Milton Seymore. The motion passed with a unanimous voice vote at 2:30 p.m.

**XVIII. Finance Committee Meeting (Commissioner’s Conference Room, Room 532)**

Members present: Chair Kathy Gornik, Laura Timberlake and Rich Gimmel. Chair Gornik called the meeting to order at 2:10 p.m.

**A. Action/Discussion Items**

- 1. New District Facility Plan(s) – Pineville Independent School District and Amended District Facility Plan for Kenton County School District – Associate Commissioner Robin Kinney.**

Chair Gornik requested a motion to approve New District Facility Plan for Pineville Independent School District.

Motion was made by Laura Timberlake, seconded by Rich Gimmel. The motion passed with a unanimous voice vote.

Chair Gornik requested a motion to approve the Amended District Facility Plan for Kenton County School District.

Motion was made by Rick Gimmel, seconded by Laura Timberlake. The motion passed with a unanimous voice vote.

**2. 2018 Local District Tax Rates Levied – Associate Commissioner Robin Kinney.**

Chair Gornik requested a motion to accept the 2018 Local District Tax Rates Levied.

Motion was made by Laura Timberlake, seconded by Rich Gimmel. The motion passed with a unanimous voice vote.

**B. Review/Discussion Items**

1. **Discussion of Vision and Mission for the Finance Committee Members** – Chair Kathy Gornik.

2. **Cost analysis update: Breathitt County** – Associate Commissioner Kelly Foster and Robin Kinney.

Associate Commissioner Kelly Foster and Associate Commission Robin Kinney presented an in-depth cost analysis of Breathitt County by Kentucky Department of Education.

3. **Kentucky Department of Education Lease Overview** – Associate Commissioner Robin Kinney.

Associate Commissioner Kinney presented the Kentucky Department of Department lease listing and explanations of those leases.

Chair Gornik requested a motion to adjourn. Motion was made by Rich Gimmel, seconded by Laura Timberlake. The motion passed. Adjourned at 3:04 p.m.

**XIX. Operations and Management Committee Meeting – First Floor, Meeting Rooms B and C**

Members present: Ben Cundiff, Amanda Stamper, Joe Papalia and Hal Heiner Chair Joe Papalia called the meeting to order 2:05 p.m.

**A. Review/Discussion Items**

**1. Update on Breathitt County and Menifee County State Management –Associate Commissioner Kelly Foster**

Mr. Mike Murphy, State Manager for Breathitt County School District presented an update of progress.

Mr. Tim Spencer, State Manager for Menifee County School District presented an update of progress.

**2. Discussion of components of Interim Commissioner’s performance evaluation – Joe Papalia**

Chair Papalia presented a summary of the Interim Commissioner’s performance evaluation as well as the tools used to assess the Interim Commissioner. The Committee discussed the six-month review.

**B. Action/Discussion Items**

**1. Recommendation of Interim Commissioner’s performance evaluation for the full board – Joe Papalia**

Chair Papalia presented an outline for the Interim Commissioner’s performance evaluation to the Operations and Management Committee members.

Following discussion and recommended modifications for completion, Chair Papalia requested a motion to recommend the Interim Commissioner’s evaluation to the full board.

Motion made by Amanda Stamper, seconded by Ben Cundiff. The motion passed with unanimous voice vote.

**2. Recommendation of professional qualifications for next Kentucky Commissioner of Education – Joe Papalia**

Chair Papalia presented an outline for professional qualifications for the next Kentucky Commissioner of Education.

Following discussion and recommended modifications for completion, Chair Papalia requested a motion to recommend a list of professional qualifications for the next Kentucky Commissioner of Education to the full board.

Motion made by Ben Cundiff, seconded by Amanda Stamper. The motion passed with unanimous voice vote.

Chair Papalia requested a motion to adjourn. Motion made by Amanda Stamper, seconded by Ben Cundiff. The motion passed with unanimous voice vote.

## **XX. Report of Curriculum, Instruction and Assessment Committee on Action/Discussion Items – Chair Gary Houchens**

Chair Gary Houchens presented on behalf of the Curriculum, Instruction and Assessment Committee, moved approval of the following items:

**1. CTE policy and procedures, KRS 156.070, KRS 156.802.**

Chair Heiner requested a voice vote. Passed unanimously.

**2. Amendments to 704 KAR 3:303, Kentucky Academic Standards**

Chair Heiner requested a voice vote. Passed unanimously.

**3. 704 KAR 8:010, Kentucky Academic Standards for Computer Science**

Chair Heiner requested a voice vote. Passed unanimously.

**4. KAR 8:020, Required Academic Standards for Reading and Writing**

Chair Heiner requested a voice vote. Passed unanimously.

**5. 704 KAR 8:030, Required Academic Standards for Health**

Chair Heiner requested a voice vote. Passed unanimously.

**6. 704 KAR 8:040, Required Academic Standards for Mathematics**

Chair Heiner requested a voice vote. Passed unanimously.

**7. 704 KAR 8:050, Required Academic Standards for Physical Education**

Chair Heiner requested a voice vote. Passed unanimously.

**8. Amendment to 704 KAR 3:292, Chapter 1, ESSIA Migrant Education Requirements**

Chair Heiner requested a voice vote. Passed unanimously.

**9. Amendment to 704 KAR 3:365, chapter 1 Complaint Procedures**

Chair Heiner requested a voice vote. Passed unanimously.

## **XXI. Report of the Finance Committee – Chair Kathy Gornik**

Chair Kathy Gornik presented on behalf of the Finance Committee, moved approval of the following items:



**1. New District Facility Plan(s) – Pineville Independent School District**

Chair Heiner requested a voice vote. Passed unanimously

**2. Amended District Facility Plan for Kenton County School District**

Chair Heiner requested a voice vote. Passed unanimously.

**3. 2018 Local District Tax Rates Levied**

Chair Heiner requested a voice vote. Passed unanimously.

**XXII. Report of the Operations and Management Committee – Chair Joe Papalia**

**1. Recommendation of Interim Commissioner’s performance evaluation to full board**

Chair Heiner requested a voice vote. Passed unanimously.

**2. Recommendation of professional qualifications for next Kentucky Commissioner of Education**

Chair Heiner requested a motion to amend the recommendations of professional qualifications for the next Kentucky Commissioner of Education.

Motion made by Amanda Stamper, seconded by Rich Gimmel. The motion passed with a unanimous voice vote.

Chair Heiner requested a vote to approve the amended recommendations of professional qualifications for the next Kentucky Commissioner of Education.

Chair Heiner requested a voice vote. Passed unanimously.

**XXIII. Next steps on identification and appointment of Kentucky Commissioner of Education**

Chair Heiner stated KRS 156.148 provides that

- the Commissioner “shall possess the professional qualifications determined by the Kentucky Board of Education as appropriate for the office.”
- And the Commissioner “shall be appointed by the Kentucky Board of Education, serve at the pleasure of the board, and receive compensation as set by the board...”

Motion made by Laura Timberlake for Chair Heiner to negotiate a contract with Dr. Lewis for Kentucky’s permanent Commissioner of Education, and pending the negotiation, the Board will vote to accept or reject; motion seconded by Milton Seymore. The motion passed with a unanimous voice vote.

#### **XXIV. Information Items – General Counsel Deanna Durrett**

**1. Request for approval of Statement of Consideration for 701 KAR 5:140, Districts of Innovation**

Motion made by Laura Timberlake, seconded by Ben Cundiff. The motion passed with a unanimous voice vote.

**2. Request for approval of recommended certification of regulation promulgated by the Kentucky Board of Education per House Bill 50.**

Motion made by Rich Gimmel, seconded by Tracey Cusick. The motion passed with a unanimous voice vote.

#### **XXV. Internal Board Business**

1. Laura Timberlake stated students from Ashland Independent Schools saw a need with over 300 children classified as homeless and received a \$10,000.00 Challenge Grant from Kentucky Valley Education Cooperative. Students will repurpose a truck into a food truck to serve warm meals to students when school is not in session.
2. Ben Cundiff stated the Prichard Committee received a \$5 million dollar grant to collaborate with two other organizations to teach parents of school children empowerment in schools.
3. Rich Gimmel shared the pamphlet from the Whole Child Committee containing information about Kentucky's high school student body from a health perspective.

#### **XXVII. Adjournment**

Chair Heiner stated the next Kentucky Board of Education meeting will be October 3<sup>rd</sup> at 8:30 a.m., First Floor, Sower Building, Meeting Rooms B and C.

Chair Heiner requested a motion to adjourn. Milton Seymore moved to adjourn, Laura Timberlake seconded the motion. The motion passed unanimously with a voice vote to adjourn. Adjourned at 4:30 p.m.