

**Kentucky Board of Education Regular Meeting  
October 2, 2019 2:00 PM  
Laurel County Schools  
G.C. Garland Building  
710 North Main Street  
London, KY 40741**

*Minutes*

The Kentucky Board of Education (KBE) held its regular meeting on October 2, 2019 at the Laurel County Schools, G.C. Garland Building, 710 North Main Street, London, Kentucky. The board conducted the following business:

**I. Call to Order**

Chair Heiner welcomed everyone and called the meeting to order at 2:10 p.m.

Chair Heiner announced for everyone watching via live webcast that the agenda and board documents may be found on the KDE website. Chair Heiner thanked Laurel County Schools for hosting the board member and those staff who assisted in the planning of the off-site meeting. The Chair also thanked individuals providing closed captioning for their service and reminded everyone to silence their cell phones.

**II. Roll Call**

Chair Heiner asked for a roll call of members. The following members were present: Ben Cundiff, Rich Gimmel, Kathy Gornik, Hal Heiner, Gary Houchens, Joseph Papalia, Milton Seymore and Laura Timberlake.

Absent: Amanda Stamper, Tracey Cusick, Alesa Johnson, Council on Postsecondary Education (CPE) President Dr. Aaron Thompson and Education and Workforce Development Cabinet Secretary Ramsey.

Chair Heiner stated a quorum was present.

**III. Pledge of Allegiance**

Chair Heiner led the members in the Pledge of Allegiance.

**IV. Minute of Silence**

Chair Heiner and members observed a minute of silence.

**V. Approval of Summary Minutes for August 6, 2019 Special Meeting and August 7, 2019 Regular Meeting**

Kathy Gornik made a motion to approve the minutes and Ben Cundiff seconded that motion. The motion passed with unanimous voice vote.

## **VI. Adjournment of Full Board**

Kathy Gornik motioned to adjourn the meeting, Joe Papalia seconded the motion and it was approved by unanimous voice vote.

The meeting adjourned at 2:16 p.m.

## **VII. Curriculum, Instruction and Assessment Committee Meeting – G.C. Garland Building, Room 204**

Committee Chair Gary Houchens called the Committee Meeting to order at 2:19 p.m.

Members present: Chair Gary Houchens and Milton Seymore.

Members absent: Tracey Cusick and Alesa Johnson.

A quorum was not present. Items were heard in committee, but brought to full board for action/discussion.

### **A. Action/Discussion Items**

#### **1. Amendment to 704 KAR 3:303, Required Academic Standards (Second Reading)**

KDE Division Director Pam Moore and Program Consultant Teresa Rogers shared proposed amendments to 704 KAR 3:303 to strike all former reference to the previous vocational studies standards found within the document incorporated by reference as a result of new standards being developed and promulgated in a new administrative regulation, 704 KAR 8:080 (Required academic standards for career studies and financial literacy).

#### **2. New Regulation, 704 KAR 8:080, Required Academic Standards in Career Studies (Second Reading)**

KDE Associate Commissioner David Horseman, Division Director Pam Moore and Program Consultant Teresa Rogers shared the purpose of this new administrative regulation, 704 KAR 8:080, which establishes the new content standards and incorporates by reference the Kentucky Academic Standards for Career Studies. The new standards also include requirements related to Essential Workplace Ethics Instruction, Financial Literacy and graduation requirements and the Individual Learning Plan (ILP).

#### **3. Amendment to 780 KAR 2:040, Live Work Projects (Second Reading)**

KDE Associate Commissioner David Horseman and Division Director Tom Thompson discussed proposed amendments to 780 KAR 2:040, Live work projects,

which seek to bring the regulation and the document incorporated by reference up-to-date and provide clarifying amendments that are aimed at ensuring relevant and appropriate practices in state-operated secondary area vocational education and technology centers.

**4. Amendment to 780 KAR 2:060, Discipline of Students (Second Reading)**

KDE Associate Commissioner David Horseman and Division Director Tom Thompson discussed proposed amendments to 780 KAR 2:060, Discipline of students, which are meant to remove outdated statutory references and ensure compliant data reporting practices regarding the discipline of Kentucky TECH students.

**5. Kentucky School for the Deaf (KSD) Advisory Board Appointments**

KDE Associate Commissioner Gretta Hylton and Division Director Kevin Stull discussed the need for appointment of four members to the KSD Advisory Board. Pursuant to KRS 167.307, staff solicited applications and suggested four applicants who meet the criteria prescribed in statute: Scott Haun (professional in education of the deaf), Susan Dorn (parent of a deaf student), Debbie Martin (member at large) and Nancy Perry (member at large).

**B. Review Items**

**1. Amendment to 703 KAR 5:140, Requirements for School and District Report Cards (First Reading)**

KDE Associate Commissioners Rhonda Sims and David Couch and Division Directors Jennifer Stafford and Dede Conner presented proposed amendments to update the requirements of the school and district report card, add a new section on communication on federal and state accountability classifications, and remove references to the old accountability regulations.

**2. Amendment to 704 KAR 7:090, Homeless Children and Youth Education Program (First Reading)**

KDE Associate Commissioner Kelly Foster, Division Director Tara Rodriguez and Policy Advisor Whitney Crowe discussed the proposed amendments to 704 KAR 7:090 which provides the legal framework for Kentucky's homeless education program, including but not limited to criteria for program implementation, requirements related to residency and enrollment, and procedures for the resolution of disputes.

**3. Amendment to 704 KAR 3:370, Kentucky Framework for Personnel Evaluation (First Reading)**

KDE Deputy Commissioner Amanda Ellis, Division Director Todd Davis and Special Counsel Cassie Trueblood discussed updates to this regulation to replace the Principal and Assistant Principal Performance Standards with the Professional Standards for Educational Leaders (PSEL). These national, student-centric standards articulate the knowledge and skills expected of school leaders. Likewise, the Education Professional Standards Board (EPSB) adopted the PSEL as the standards of preparation for all advanced educational leaders.

The meeting adjourned at 3:01 p.m.

## **XVIII. Finance Committee Meeting – G.C. Garland Building, Room 127**

Committee Chair Kathy Gornik called the Finance Committee Meeting to order at 2:20 p.m. Members present: Kathy Gornik, Rich Gimmel and Laura Timberlake  
A quorum was present.

### **A. Action/Discussion Items**

#### **1. Approval of 2019-2020 Local District Tax Rates Levied**

KDE Associate Commissioner Robin Kinney and Division Director Donna Duncan presented the proposed 145 2019-2020 local district tax rates levied in accordance with KRS 160.470.

Motion to approve the 2019-2020 local district tax rates levied was made by Laura Timberlake and seconded by Rich Gimmel. The motion passed with unanimous voice vote.

#### **2. Approval of District Facility Plan Amendments**

KDE Associate Commissioner Robin Kinney and Division Director Donna Duncan presented a proposed amended district facility plans for the Fayette County School District in accordance with 702 KAR 4:180.

Motion to approve the amended district facility plan for the Fayette County School District was made by Rich Gimmel and seconded by Laura Timberlake. The motion passed with unanimous voice vote.

#### **3. Approval of Estill County School District Request for Site Acquisition Approval that Exceeds 10% of the Maximum Budget per 702 KAR 4:050**

KDE Associate Commissioner Robin Kinney and Division Director Donna Duncan, along with Estill County Superintendent Jeff Saylor, presented information on Estill County's current District Facility Plan (DFP) approved by the KBE in June 2019, that noted in Priority 4.1 (management support areas-construction, acquisition or renovation of central offices, bus garages or central stores) the construction of a new

central bus garage. Estill County located 120 acres that would be suitable for construction of the new bus garage, as well as a future middle school building.

Motion to approve the site acquisition for a proposed bus garage and future development was made by Laura Timberlake and seconded by Rich Gimmel. The motion passed with unanimous voice vote.

Laura Timberlake motioned to adjourn the meeting, Rich Gimmel seconded the motion and it was approved by unanimous voice vote.

The meeting adjourned at 2:38 p.m.

## **XXII. Operations Management Committee – G.C. Garland Building, Room 204 A**

Chair Papalia called the meeting to order at 2:24 p.m.

Members present: Joe Papalia, Ben Cundiff and Hal Heiner

Members absent: Amanda Stamper.

A quorum was present.

### **A. Action/Discussion Items**

#### **1. Discussion and Approval of Kentucky Board of Education Priority Award Topic**

KDE Communications Officer Jessica Fletcher discussed the need to determine a topic for the KBE Priority Award and nomination criteria. The committee determined the area would be achievement gap closure. The new award aims to honor a person or organization who has done outstanding work in a strategic priority area of the board's choosing. The award will be presented at the December 2019 board meeting. The committee asked Jessica to draft language related to the award, along with the award criteria.

Motion to approve the topic of the priority award as achievement gap closure was made by Ben Cundiff and seconded by Hal Heiner. The motion passed with unanimous voice vote.

#### **2. Discussion and Approval of Recommendation for Commissioner's Evaluation**

KBE Operations Management Committee Chair Joe Papalia led the discussion on feedback on the Commissioner of Education's 2018-2019 Self-Evaluation. Committee members provided evaluative feedback on the following areas: Council of Chief State School Officers (CCSSO) five key areas of leadership, Commissioner's goals, KBE-identified areas of growth and Commissioner's proposed goals for 2019-2020.

Motion to approve the committee's recommendations for the Commissioner's evaluation was made by Ben Cundiff and seconded by Hal Heiner. The motion passed with unanimous voice vote.

## **B. Review Items**

### **1. Kentucky Facilities Inventory and Classification System (KFICS) Report to General Assembly**

KDE Associate Commissioner Robin Kinney and Division Director Donna Duncan presented an update on the KFICS which requires the KDE to provide an updated list of school buildings evaluated by the process to the Legislative Research Commission (LRC) in October 2019.

### **2. Amendment to 702 KAR 5:080, Bus Drivers Qualifications, Responsibilities and Training (First Reading)**

KDE Associate Commissioner Robin Kinney and Division Director Donna Duncan discussed proposed amendments to 702 KAR 5:080 related to bus drivers' qualifications, responsibilities and training. The document incorporated by reference, the Driver Training Manual, was amended to modernize the requirements which had not been changed since 2007.

### **3. Amendment to 702 KAR 7:125, Pupil Attendance (First Reading)**

KDE Associate Commissioner Robin Kinney, Policy Advisor Matt Ross and KDE Deputy General Counsel Todd Allen discussed the need for amendments to 702 KAR 7:125, Pupil Attendance. Given the increase in the number of appeals to the Kentucky Department of Education (KDE) from school districts related to nonresident agreements, it was necessary to amend the regulation in order to clarify the procedures and timelines for resolving such conflicts.

Ben Cundiff motioned to adjourn the meeting, Hal Heiner seconded the motion and it was approved by unanimous voice vote.

The meeting adjourned at 4:41 p.m.