

**Minutes  
State Board of Education  
November 18, 2015**

Charles C. Edwards, Jr.  
President  
Des Moines

Michael L. Knedler  
Vice President  
Council Bluffs

Brooke Axiotis  
Des Moines

Michael Bearden  
Gladbrook

Diane Crookham-Johnson  
Oskaloosa

Angela English  
Dyersville

Rosie Hussey  
Clear Lake

Mike May  
Spirit Lake

Mary Ellen Miller  
Mason City and  
Wayne County

Hannah Rens  
Student Member  
Sioux City

Ryan M. Wise  
Director and  
Executive Officer

The State Board of Education meeting was held on Wednesday, November 18, 2015, in the Grimes State Office Building, Conference Room B100, Des Moines, Iowa. The following State Board of Education members were present: Charlie Edwards, Mike Bearden, Angela English, Mary Ellen Miller, Brooke Axiotis, Diane Crookham-Johnson, Mike May, Hannah Rens, and Rosie Hussey (via telephone). Iowa Department of Education staff members present were: Ryan Wise, David Tilly, Jeff Berger, Jeremy Varner, Nicole Proesch, Shan Seivert, Amy Williamson, Staci Hupp, Tom Cooley, Linda Carroll, Jay Pennington, Janet Boyd, Amy Williamson, Phil Wise, Melissa Walker, Marietta Rives, Mary Delagardelle, Larry Bice, Thomas Mayes, and Jody Crane. Also in attendance were: Lane Plugge, Green Hills Area Education Agency; Todd Iverson, The College Board; Kim Carson, Pearson; Darwin Danielson, Radio Iowa; Sarah Boden, Iowa Public Radio; Mike Wells and Dave Mincer, Hamburg Community School District; Charlotte Eby, LS2 Group; Tom Hinrichs, Kris Wood, Wendy Garner, Pam Negel, and Jennifer Varellas, Farragut Community School District; Kathy Hanlon, Legislative Services Agency; Betsy Shelton, Reaching Higher Iowa; D.T. Magee, Board of Educational Examiners; Tim J. Hood, Keokuk Community School District; Chuck Morris, KMAland; Senator Mark Costello; Darrell G. Meyer, Attorney at Law; Jodi Grover; Kristy Latta, Ahlers Law Firm; David Brick, Brick Gentry Law Firm; Anne Boyer, Gladbrook-Reinbeck Community School District; Rick McIntyre, Sandy McIntyre, Brody Owen, Alexis McQueen, Rick Barton, Braydon Barton, Blu Ossian, Steve Thatcher, Tim Blank, Ami Apperson, Shelley Mount, and Linn Ossian, Nishnabotna High School; Lynn Knudsen, Michael Knudsen, and Rob Knudsen; Shawn Haake and Jim Kersten, Iowa Central Community College; Jill Heinrich, Kate Kauper, Cindy Postler, and Meg Jacobs, Cornell College; Kelly Faga, Stephanie TeKippe, Richard Snyder, and Linda Withers, Wartburg College; Colleen Heinz, Iowa State Education Association; and M.J. Dolan, Iowa Association of Community College Trustees.

## **STATE BOARD WORK SESSION – EARLY LITERACY DATA AND NATIONAL ASSESSMENT OF EDUCATIONAL PROGRESS UPDATE**

Charlie Edwards, President, State Board of Education (Board), provided context to the work session. He referenced the early literacy law that will go into effect May 2017.

David Tilly, Deputy Director, Division of Learning and Results, and Jay Pennington, Chief, Bureau of Information and Analysis, led the work session. Data were reviewed that related to the law. The overall progress in key grades and content areas was also examined. The recent release of results from the 2015 National Assessment of Educational Progress and Iowa Assessment results were also reviewed.

A PowerPoint was presented that addressed key issues related to Iowa's early literacy law.

There was extensive discussion regarding specifics of the law, school districts' responsibility, data presented, preparation and training for teachers, funding for summer intensive learning programs, specifics of third grade retention, the Governor and Legislature's financial responsibility, and the Board's role and authority.

## **STATE BOARD BUSINESS MEETING**

Charlie Edwards called the meeting to order at 10:10 a.m.

It was moved by Mike May and seconded by Angela English that the agenda be approved. The motion carried unanimously.

## **COMMUNICATION**

### **Director's Report**

Ryan Wise, Director, Iowa Department of Education (Department), reported that since September, he had visited 20 school districts, two community colleges, and two universities. He shared comments regarding what he learned from his travels around the state.

Wise visited three school districts (Dubuque, Cardinal, and Waukee) with the Governor to observe their Teacher Leadership and Compensation (TLC) programs. He observed TLC making a positive difference in all three districts. A TLC summary report has been released of all 39 school districts. This report provides a summary of the data provided in the end-of-year reports submitted by each of the 39 school districts that implemented a local TLC plan during the 2014-2015 school year. School districts made 70 percent of their goals. In addition, within the context of teacher leadership, a lot is being done to support principals.

Wise provided an update on progress being made with the reauthorization of the Elementary and Secondary Education Act (ESEA).

Wise announced that in mid-December, the Department will be releasing its statewide school report card system.

## **CONSENT AGENDA**

Mary Ellen Miller made a motion and Mike Bearden seconded to approve the consent agenda. The motion carried unanimously.

## **BOARD ACTION/DISCUSSION AGENDA**

### **Rules: Chapter 14 – School Health Services (Adopt)**

Nicole Proesch, Administrative Rules Co-Coordinator, presented the Chapter 14 rules. The 86<sup>th</sup> General Assembly, in Senate File 462, established that school districts and accredited nonpublic schools may stock an epinephrine injector supply and directed the Department to adopt rules necessary for schools to voluntarily implement the Act. This new chapter includes rules for the implementation of Senate File 462.

Proesch explained the changes that were made to the rules as a result of a public hearing that was held on November 3, 2015. Of the comments received, there was one comment that the definition of a school building was too broad. The Department made a change to this definition to clarify that a school building is an attendance center within a school district or an accredited nonpublic school in which students or other individuals are present as provided in Senate File 462.

Other comments received related to other areas of Iowa Code with regard to medication administration and the reporting requirement.

There was discussion regarding the comments received from other organizations, training requirements for people administering the medication, and potential danger to students if the medication is misapplied.

**Motion:** Rosie Hussey made a motion and Diane Crookham-Johnson seconded that the State Board adopt a new Chapter 14.

**Vote:** The motion carried unanimously.

### **Rules: Chapter 12 – General Accreditation Standards – New Accountability Assessments for Iowa (Adopt)**

David Tilly and Phil Wise, Administrative Rules Co-Coordinator, presented the Chapter 12 rules. On August 6, 2015, the Board directed the Department to present proposed rules for Notice of Intended Action adopting the recommendations of the Assessment Task Force convened pursuant to Iowa Code section 256.7(21). The Assessment Task Force called for the implementation of the Smarter Balanced Assessment Consortium assessment.

Wise indicated that the Administrative Rules Review Committee had questions regarding the rules, but no strenuous objections were raised. During public comment, all speakers spoke in favor of the rules.

Tilly described the proceedings at the Administrative Rules Review Committee meeting.

There was discussion regarding the process used in developing the recommendations, the commitment Iowans have for continuously improving Iowa's education system, and how this is part of a bigger process in regards to the development of additional standards.

**Motion:** Mary Ellen Miller made a motion and Brooke Axiotis seconded that the State Board amend Chapter 12, which deals with the accreditation of schools, in order to align that chapter with the requirement of Iowa Code section 256.7, subsection 21.

**Vote:** The motion carried unanimously.

### **College and Career Readiness**

Mary Delagardelle, Associate Division Administrator, distributed a document titled *Definition of College and Career Readiness in Iowa*.

The Department has launched statewide work for creating a definition of college and career readiness. During a large stakeholder group meeting last spring, descriptions of what is important for students to have accomplished by graduation from high school were generated from education and non-education partners. A sub-group of that larger stakeholder group has been working to take their ideas and create a definition in the format that was suggested by the stakeholders.

The draft definition reads: *Iowa students who are college and career ready have acquired the necessary knowledge, skills, and strategies to be successful in postsecondary opportunities as demonstrated through multiple sources of evidence, including those generated by students. Iowa students who are college and career ready have successfully: acquired practical transition skills, achieved proficiency in essential content knowledge, developed key learning skills and cognitive strategies, and built a strong foundation of self-understanding and engagement strategies.*

Delagardelle talked about next steps and indicated that the definition will come back to the Board for approval at a later date.

There was discussion regarding the need for a working definition that can be easily explained.

## **Board Reports**

Brooke Axiotis shared highlights of the National Association of State Boards of Education (NASBE) annual conference which she attended in October in Baltimore, Maryland. She was elected to a two-year term to the NASBE Board of Directors for the central region.

On behalf of Mike Knedler, Axiotis suggested doing a proclamation for the Board recognizing the importance of community colleges.

Diane Crookham-Johnson talked about highlights of a suicide awareness program she attended at the Oskaloosa High School.

Rosie Hussey attended the Community College Council meeting.

Charlie Edwards complimented Director Ryan Wise for his efforts in traveling around the state and talking and listening to educators. He also complimented Department staff for their efforts in working for Iowa education and supporting the Board.

Mary Ellen Miller and Charlie Edwards met with *The Des Moines Register* Editorial Board regarding funding for Iowa's public schools.

Mike May commented on the importance of the Department and Board's message getting spread around the state. It's important that the Board continues to champion excellence as it is seen in the state of Iowa. He's been talking to school districts in his area regarding best ways to invest money to see improvement in student achievement.

Hannah Rens toured an elementary school in the Sioux City Community School District, which is believed to be the first computer coding-based elementary school in the nation. She also attended a leadership conference.

Angela English accompanied Ryan Wise to the Western Dubuque Community School District.

## **Public Comment**

Wendy Garner, a 12-year teacher in the Farragut Community School District (FCSD), read a letter from a 2011 graduate of the FCSD and provided comments in opposition of the dissolution of the district.

Blu Ossian, a student in the FCSD, shared comments regarding her experience in the Farragut district.

Rick Barton, a parent of students in the FCSD, provided comments regarding efforts that have been made to correct the problems in the district.

Linn Ossian, a community member in the FCSD, provided comments in opposition of the dissolution of the district.

### **Deaccreditation – Farragut Community School District**

Amy Williamson, Chief, Bureau of School Improvement, thanked members of the Farragut and Hamburg communities that provided public comment and shared their perspective with the Board and Department staff.

Williamson indicated that bringing the recommendation to dissolve the FCSD has been a difficult decision for members of the Department's finance and accreditation teams who have worked with the FCSD for several years in an effort to help correct noncompliance and finance issues.

Jeff Berger, Deputy Director, Division of School Finance and Support Services, emphasized that the decision to recommend dissolution did not come lightly. He shared a personal story regarding the small community he grew up in where the school no longer exists and the gravity of the situation. He talked about the state's responsibility and expectations for school districts.

Williamson explained the contents of two documents that were presented to the Board: *Recommendation to Deaccredit Farragut Community School District* and *Merger After Removal of Accreditation by the State Board*.

Williamson reviewed the history of the district's noncompliance issues, the Board's actions to date, the Department's recommendation for Board action, and the Board's options. She talked in detail about the following:

- Rationale – Program (The full text of these conditions were included in the Board materials.)
  1. No building or part of a building closed by the district to meet accessibility standards under the Americans with Disabilities Act (ADA) may be used or reopened for any purpose other than cold storage.
  2. Substantial compliance with state and federal code and regulations must be maintained. Compliance is considered substantial when there are few instances of noncompliance, the noncompliance is not itself substantial in nature, and the noncompliance is not systemic.
  3. The district will be placed into an intensive level of support under the Iowa Department's differentiated accountability model for the 2015-2016 school year.
  4. Any violation of the above requirements will result in immediate revocation of conditional accreditation status. Upon any such violation, the State Board will convene to determine a date upon which the district's accreditation will be permanently revoked and the territory of the district merged with one or more contiguous school districts.
- The State Board's authority (Iowa Code 256.11).

The Department recommended that the Board remove the FCSD accreditation effective June 30, 2016, and from November 18, 2015, through June 30, 2016, place the district in receivership of Green Hills Area Education Agency (AEA). Green Hills AEA would be in charge of the day-to-day operations and would make the final financial and program arrangements for the district. The Department will be responsible for designating the new boundaries of the district.

Williamson described the following findings:

The Department's accreditation and finance teams visited the FCSD on August 19, 2015.

- Inaccessible weight room was still being used.
- Work had not yet begun on inaccessible shower rooms in the Farragut Junior/Senior High School; Physical Plant and Equipment Levy (PPEL) vote was needed to fund work.
- Offer and Teach requirements of 256.11 were not met:
  - Short one unit of physics - Update September 2, 2015: Physics has been added with two students enrolled, but the teacher is not properly endorsed.
  - Short one unit of family consumer science.
  - Spanish 3/4 are on the schedule, but no students are enrolled. The district does not have a waiver.
  - Concern about career and technical education (CTE) program: a single student is currently enrolled in intro to auto, auto mechanics, and advanced auto.
- Equity compliance issues:
  - Equity coordinator
  - Nondiscrimination statement
- Not all staff evaluations were current.
- Space rented in a neighboring district was not accessible.
- No certified English Language Learner teacher.
- Four additional teachers either not licensed in Iowa or not properly endorsed.

Jeff Berger explained the Phase II accreditation process.

Berger also reviewed the financial history of the FCSD and the early warning system:

- Prior debt was erased by the School Budget Review Committee (SBRC) in January 2015.
- Correction plan in March required finishing in the black.
- District finished - \$93,177 after SBRC moved them back to zero in January.
- There is no way to correct the fiscal year 2015 negative balance.
- The district has had an additional large number of students open enroll out this year.
- No further action available to SBRC.
- In the Department's projection, there is no way for the district to end up positive in fiscal year 2016 while maintaining minimum program requirements.

Williamson and Berger explained why the Department recommended placing the district under the receivership of Green Hills AEA as opposed to operating under their own board.

There was discussion about whether the conditions had been clearly communicated to the FCSD, whether there was middle ground for the receivership to be both the board and the AEA, student achievement results, and class offerings.

Tom Hinrichs, FCSD superintendent; Jenny Varellas, FCSD board president; Shelly Mount, FCSD board member; and Tim Blank, FCSD board member, shared comments. Specifically, they addressed the context of the program findings, how the local board was under the impression the district would have a full year of accreditation visits to address the findings, the district's financial status, the district's leadership, and the district's uncertainty about enrollment.

Varellas asked the Board for the opportunity to prove its efforts to remedy the district's financial problems and if the district still came out negative then to allow the local board and community to make the decision to dissolve.

Hinrichs provided additional information regarding the district's financial situation and asked the Board to let things play out during the accreditation year to see the outcome of the FCSD's efforts.

There was additional discussion regarding the FCSD's head count for state funding, the district's financial situation, the district's goals to remedy the financial situation, the PPEL vote failure, and what will happen to the Hamburg Community School District if the FCSD is dissolved.

Charlie Edwards talked about the Board's mandated authority in this area not only to the FCSD, but to students, parents, communities, and to other school districts in the state; and the importance to clearly communicate the Board's expectations. He addressed the early warning system and the push for Department staff to be proactive about working with school districts with potential financial problems, concern with the district's fiscal sustainability, and operating in the best interest of students.

There was additional discussion regarding the district's sustainability, the need to offer students the maximum standards rather than the minimum, next steps, school finance and the need for small schools in Iowa, concern with the learning atmosphere in the FCSD and the ability for students to exercise their academic potential, and the need to find a way to correct financial issues for rural schools.

**Motion:** Diane Crookham-Johnson made a motion and Rosie Hussey seconded that the State Board deaccredit the Farragut Community School District, effective June 30, 2016. From November 18, 2015, through the effective date of deaccreditation, the Iowa Department of Education further recommends that the Farragut Community School District be placed in receivership of Green Hills Area Education Agency for the purposes of day-to-day operations and making final financial and program arrangements for the district.

**Vote:** A roll call vote was taken. Aye: Brooke Axiotis, Mike Bearden, Diane Crookham-Johnson, Charlie Edwards, Angela English, Rosie Hussey, Mike May, Mary Ellen Miller. Nay: None. The motion passed.

***In re School Building Closing (Gladbrook-Reinbeck Community School District)***

Charlie Edwards announced that Mike Bearden recused himself from the *In re School Building Closing (Gladbrook-Reinbeck Community School District)* appeal discussion and left the room.

Nicole Proesch, Administrative Law Judge, reported that in January of 2014, faced with declining enrollment and a negative financial outlook, the Gladbrook-Reinbeck Community School District (GRCS D) board began to look at options for reducing expenditures for the district. The board reviewed financial projections prepared by Gary Sinclair, Director of Financial Planning Services for the Iowa Association of School Boards. After making several cuts, the board determined that they would need to continue to make additional cuts to the budget or they would be looking at a negative unspent balance in the future.

The board began to look at several options for closing attendance centers in the district. The board appointed a committee to review two of those options and then to report back to the board with pros and cons of each option. After seven meetings, the committee reported back to the board. The board reviewed the options and voted to close the Gladbrook Attendance Center on February 25, 2015. The Appellants appealed this decision.

The proper standard of review of a decision of the local school board that involves discretion is for an abuse of discretion. Thus, that standard is applied. There was no evidence that the local board abused its discretion. While it is understood that the Appellants did not like the decision and would have preferred an alternative outcome, this is not enough to overturn the local board.

Proesch recommended that the Board affirm the decision of the local board.

The Appellants filed an Appeal of the Proposed Decision to the Board and requested oral arguments and oral arguments were allowed.

Thomas Mayes, Attorney, Division of Learning and Results, explained the oral argument process stating that each side would have five minutes, which is inclusive of any questions.

Darrell Meyer, representing the Appellants in Admin. Doc. No. 5007 – 5009, presented oral argument.

Kristi Latta, representing the GRCS D, presented oral argument.

There was discussion regarding the GRCSB board vote, and how this vote could give pause to other small districts in terms of joining with a larger district.

**Motion:** Diane Crookham-Johnson made a motion and Brooke Axiotis seconded that the State Board approve the proposed decision affirming the decision of the local board of directors of the Gladbrook-Reinbeck Community School District board to close the Gladbrook Attendance Center.

**Vote:** A roll call vote was taken. Aye: Brooke Axiotis, Diane Crookham-Johnson, Charlie Edwards, Angela English, Rosie Hussey, Mike May, and Mary Ellen Miller. Nay: None. Recused/Abstained: Mike Bearden. The motion passed.

### ***In re Expulsion of M.K. (West Des Moines Community School District)***

Nicole Proesch presented *In re Expulsion of M.K. (West Des Moines Community School District)*. M.K. was a freshman at Valley Southwoods, which is in the West Des Moines Community School District (WDCSD), during the 2014-2015 school year. In April of 2015, M.K. was identified by several other students as an individual who was selling Adderall at school. One of the students provided an exchange of text messages between herself and M.K. where M.K. agreed to bring "addy" to the other student. M.K. admitted to sending the text messages, but indicated he only said this to be nice. After speaking with M.K. about the accusations, administrators suspended M.K. for the remainder of the school year and brought before the WDCSD board for an expulsion hearing.

At the hearing, the board heard evidence, testimony, and the recommendation from the administration. The local board voted to suspend M.K. for the remainder of the 2014-2015 school year, to expel M.K. for the first semester of the 2015-2016 school year, and to suspend him for the first quarter of the second semester of the 2015-2016 school year. Thereafter, M.K. was to be placed in an alternative educational setting.

M.K. and his parents appealed. The WDCSD board filed a motion to dismiss the appeal alleging the appeal was improperly filed and the Appellants resisted. The Appellants filed a Motion for Summary Judgment and the Appellees filed a Cross-Motion for Summary Judgment. The Appellants moved to strike the Appellees motion as untimely.

Under Iowa Code section 290.1, in order for a claim to be properly under the jurisdiction of the Board, the Appellants must file an Affidavit of Appeal. The documents filed by the Appellants contained no statement by the Appellants that the statements were made under oath, nor were they notarized by a notary. Under the statute, the Board has no jurisdiction to hear the appeal. Even if the Board were to broadly construe these documents as a properly filed appeal, the Appellants lose on the Motions for Summary Judgment because the findings and actions of the WDCSD board were reasonable. The decision of a local board to suspend or expel a student is clearly an issue of discretion, thus it was reviewed for reasonableness.

Proesch recommended that the Board approve the proposed decision.

There was discussion regarding involvement of law enforcement, disagreement with the untimely filing, the Board's jurisdiction, harshness of the punishment, the definition of "reasonable foundation," and whether the school had a published discipline policy.

Thomas Mayes explained the Board's options regarding jurisdiction.

**Motion:** Diane Crookham-Johnson made a motion and Mike May seconded that the State Board and administrative law judge hear this appeal.

The implications for the Board to override the administrative law judge's ruling were discussed and whether it would set or affect previous precedent.

There was discussion regarding the need for the Board to revisit this area and possibly start a new rules process, concern with how to balance the best interest of a child and legal hurdles, and other legal options for the family.

Mayes explained the Board's authority and changing precedent.

**Vote:** A roll call vote was taken. Aye: Diane Crookham-Johnson, Charlie Edwards, Mike May, and Mary Ellen Miller. Nay: Brooke Axiotis, Mike Bearden, and Angela English. Rosie Hussey abstained. The motion passed.

Mayes explained the Board's options, which are to affirm, reverse, or modify the administrative law judge's decision.

There was discussion regarding what a modification would look like, whether this can be remanded back to the local board, the length and severity of the student's punishment by not being allowed to ever return to regular school, options for the Board, past appeals to the Board, leaving punishment up to the local school board, the Board's role and authority, and next steps pending the local district's actions.

Board members requested that the record reflect the student's good academic and behavior record.

**Motion:** Diane Crookham-Johnson made a motion and Mike May seconded that this decision be remanded back to the local board to review their punishment and that that review meeting be held prior to the end of the current school semester.

**Vote:** A roll call was taken: Aye: Brooke Axiotis, Diane Crookham-Johnson, Charlie Edwards, Mike May, and Mary Ellen Miller. Nay: Mike Bearden and Angela English. Rosie Hussey abstained. The motion passed.

Charlie Edwards assigned Diane Crookham-Johnson to work with Thomas Mayes to modify the administrative law judge's decision.

***In re Open Enrollment of H.H. and H.H.2 (Okoboji Community School District)***

Nicole Proesch presented *In re Open Enrollment of H.H. and H.H.2 (Okoboji Community School District [OCSD])*. At the time of this appeal, H.H. and H.H.2 resided in the OCSD. The Appellants have since moved to the Spirit Lake Community School District (SLCSD). During the 2014-2015 school year after the basketball season ended, H.H. brought some of his concerns to the administration regarding how the basketball team was being run. H.H. and his classmates wanted a new coach and a new coaching philosophy. The administration and the OCSD board denied these requests. After the requests were denied, H.H. felt that other students were talking about him in the halls. H.H. also had a meeting with his coach regarding his goals for the team for next year. H.H. felt uncomfortable with the meeting that occurred. H.H. also believed the coach was driving by his house to harass him, although the evidence suggests he was driving by H.H.'s house to get to his own house. H.H.2 also felt uncomfortable.

Appellants filed an application to open enroll from the OCSD to the SLCSD on May 20, 2015, claiming bullying and harassment. The OCSD board denied the application.

The Appellants have now moved to the district they were seeking to enroll in, so the issue is now moot.

Proesch recommended that the Board affirm the proposed decision to dismiss the appeal.

**Motion:** Angela English made a motion and Mary Ellen Miller seconded that the State Board approve the proposed decision dismissing the appeal as moot and affirming the decision of the local board.

**Vote:** The motion carried unanimously. Recused/Abstained: Mike May.

***In re Open Enrollment of B.M. & J.M. (Lisbon Community School District)***

Nicole Proesch presented *In re Open Enrollment of B.M. & J.M. (Lisbon Community School District [LCSD])*. B.M. was in the 9<sup>th</sup> grade during the 2014-2015 school year and attended Lisbon High School (LHS) and J.M. was in the 6<sup>th</sup> grade. B. M. & J.M. reside in the LCSD. In April of 2015, the school nurse contacted B.M.'s parents and advised that B.M. was contemplating suicide and they were having an ambulance take him to the hospital. B.M.'s parents immediately came to the school. After a short hospital stay, B.M. returned to school. B.M. has anxiety and depression. Upon his return to school, officials believed they were doing what they could to accommodate B.M.'s needs and provide appropriate interventions for B.M. On several occasions, B.M. experienced anxiety at school. The school nurse communicated with B.M.'s mom on several occasions regarding his level of anxiety. Neither B.M. nor his parents communicated to the school that they were not meeting his needs. Nonetheless, B.M.'s parents felt that the school was communicating with B.M and not them.

They felt that the Mt. Vernon Community School District (MVCSD) was where B.M. needed to be due to his medical condition. The MVCSD has a program that deals specifically with students who consider suicide. J.M. suffers from anxiety as well; however, this was never communicated to the LCSD. The family feels that the MVCSD attends to their needs and additionally they attend church in Mt. Vernon and have friends there. Additionally, they would like to keep both kids in the same district for scheduling and transportation.

The Appellants filed a late application for open enrollment on May 7, 2015, alleging that B.M. and J.M. have serious medical conditions that cannot be adequately addressed by the district. The local school board denied the late filed open enrollment application finding that good cause was not met.

Proesch indicated that in reviewing an open enrollment decision involving a claim of a serious medical condition that cannot be adequately addressed under Iowa Code § 282.18(5), the Board has set out six criteria that all must be met in order to overturn the decision of the local board. The evidence at the hearing before the administrative law judge showed that under the first and second criteria there is no question that B.M. has been diagnosed with a serious medical condition that is not temporary. However, under the third and fourth criteria the district had not been provided with the specifics of B.M.'s health needs caused by the condition or given the opportunity to meet those additional needs. The appeal fell short on the third and fourth criteria. Additionally, with regard to J.M. under the first criterion, the diagnosis was never provided to the district and thus the district had not been provided with the specifics of J.M.'s health needs in her case either.

Proesch provided additional details regarding the two criteria that were missed and what she based her decision on.

There was discussion regarding why the LCSD district denied what the parents felt was in the best interest of their child, the seriousness of B.M.'s medical condition, the need to revisit the rules and criteria that have been established, the LCSD's efforts to help B.M., the parent's responsibility, the Board's authority and options for action, lack of proof that transferring to the MVCSD would solve the problem, and whether the LCSD could do more to remedy the situation.

**Motion:** Mike May made a motion and Diane Crookham-Johnson seconded that the State Board modify the decision of the administrative law judge to reverse the decision on B.M. and affirm the decision on J.M.

**Vote:** A roll call vote was taken. Aye: Diane Crookham-Johnson, Charlie Edwards, Angela English, Mike May, and Mary Ellen Miller. Nay: Brooke Axiotis, Mike Bearden, and Rosie Hussey. The motion passed.

There was discussion regarding the need for the Board to revisit the criteria for bullying and harassment and the criteria for serious health conditions and what action would need to be made, the need to communicate with legislators regarding the intent of the current legislation, the rule making process, and how districts handle open enrollment.

Charlie Edwards assigned Mike May to work with Thomas Mayes to modify the administrative law judge's decision as passed by the Board.

### **Iowa Central Community College Paraeducator Preparation Program Approval**

Marietta Rives, Consultant, Bureau of Educator Quality; introduced Linda Carroll, Chief, Bureau of Educator Quality; and Shawn Haake, Associate Professor and Director of Education, Iowa Central Community College (ICCC).

In May of 2014, the Board rescinded the paraeducator program approval of ICCC based on the lack of evidence of meeting the program standards. Since that time, ICCC has worked diligently to develop a sophisticated curriculum and practicum experience to develop high-quality paraeducators.

Rives requested a conditional, one-year approval based on the fact that ICCC was not able to provide evidence of having met all of the standards.

**Motion:** Diane Crookham-Johnson made a motion and Angela English seconded that the State Board approve the conditional, one-year paraeducator preparation program submitted by Iowa Central Community College. This program approval will extend through November 2016.

**Vote:** The motion carried unanimously.

Haake thanked the Board for their time and consideration.

### **Future Ready Iowa Initiative**

**Motion:** Mary Ellen Miller made a motion and Brooke Axiotis seconded to table agenda item 10 (Future Ready Iowa Initiative) to a future Board meeting.

**Vote:** The motion carried unanimously.

### **Cornell College Educator Preparation Program Approval**

Larry Bice, Administrative Consultant, Bureau of Educator Quality, introduced Cornell College representatives: Jill Heinrich, Kate Kauper, Cindy Postler, and Meg Jacobs.

Bice reviewed the concerns in the program standards area of: Governance and Resources, Assessment, Teacher Education Clinical, and Teacher Education Curriculum that were contained in the *Cornell College Accreditation Review Team Report*. He also reported on what the institution has done to resolve the concerns.

There was discussion regarding the process for monitoring progress on the concerns and the annual reporting process.

Cornell College representatives responded to a question regarding how innovation is part of their program.

**Motion:** Angela English made a motion and Rosie Hussey seconded that the State Board approve Cornell College Teacher Preparation Program through the next state accreditation cycle scheduled for the 2021-2022 academic year.

**Vote:** The motion carried unanimously

### **Wartburg College Educator Preparation Program Approval**

Larry Bice introduced Wartburg College representatives: Kelly Faga, Stephanie TeKippe, Richard Snyder, and Linda Withers.

Bice reviewed a concern in the program standard area of Faculty that was contained in the *Wartburg College Accreditation Review Team Report* and reported on what the institution has done to resolve the concern.

**Motion:** Brooke Axiotis made a motion and Diane Crookham-Johnson seconded that the State Board approve Wartburg College Teacher Preparation Program through the next state accreditation cycle scheduled for the 2021-2022 academic year.

**Vote:** The motion carried unanimously.

Wartburg College representatives shared comments about their experience in the process and their educator preparation program.

### **Secondary Career and Technical Education Task Force Final Report**

#### **Community Colleges Fall Enrollment Report 2015**

**Motion:** Diane Crookham-Johnson made a motion and Angela English seconded to table agenda item 11 (Secondary Career and Technical Education Task Force Final Report) and item 12 (Community Colleges Fall Enrollment Report 2015) to a future Board meeting.

**Vote:** The motion carried unanimously.

### **2015 Report on the State of Educator Preparation in Iowa**

Larry Bice and Matt Ludwig, Consultant, Bureau of Educator Quality, presented the *Report on the State of Educator Preparation in Iowa*. In 2014, the Department provided the first annual state of educator preparation report to provide information on educator preparation programming in Iowa to the Board, educator preparation stakeholders, and consumers. A team assembled by the Department determined items that should be included in the initial report. Based on feedback from the Board and others, Department staff made changes and developed an updated report template for 2015.

The 2015 report was provided to the Board. Bice talked about the contents of the report.

The Board discussed several components of the report, including testing; students who do not complete programs, and reasons for not completing; the shortage of science teachers; the need for educator preparation institutions to focus on literacy; the program improvement needs identified by data; requirements for student teaching, and requirements in other states.

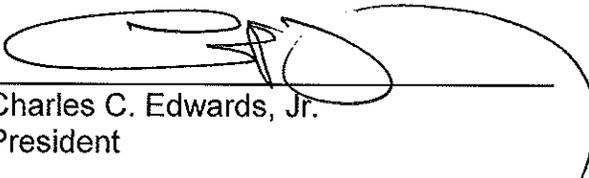
Matt Ludwig addressed educator administration preparation concerns.

### **State Board Brochure**

Ryan Wise talked about the content and changes to the Board's priority brochure. Minor revisions have been incorporated reflecting the Board's priorities that were identified at the retreat.

Board members will receive copies for distribution and legislators will also be given a copy.

Charlie Edwards adjourned the meeting at 3:30 p.m.



Charles C. Edwards, Jr.  
President



Ryan M. Wise  
Director