

**Commissioner's Report
Kentucky Board of Education Meeting
Dec. 5, 2012**

Report on Restraint and Seclusion Regulation Produced for Use with Legislators

Kevin Brown and his staff have produced a report on the Restraint and Seclusion regulation that will be used with legislators as the regulation proceeds through the legislative committee review process. It will be sent to each legislator who is a member of the committees that will review the regulation and used as a discussion tool when KDE staff meets with individual legislators prior to the committee meetings.

The report is intended to clear up any misinformation about the regulation and provide clarity on what the regulation actually says. Its content are:

- Restraint and Seclusion Fact Sheet
- Restraint and Seclusion: The Reality in Kentucky's Schools
- Interpreting the Regulation – What You Need to Know (Frequently Asked Questions)
- Media Coverage (*Courier-Journal* editorial titled “Keep new student restraint policy” and article from *Kentucky Teacher*);
- 704 KAR 7:160 (amended after comments)
- Regulatory Impact Analysis and Tiering Statement
- Fiscal Note on State or Local Government
- Statement of Consideration Relating to 704 KAR 7:160, Use of Physical Restraint and Seclusion in Public Schools (amended after comments)

As an attachment to this written report, the Restraint and Seclusion report will appear on the board's online site that displays the Dec. meeting materials.

Updated Version of Annual Commissioner's Evaluation -- Goals for 2012-13 Available

The memorandum providing my annual goals for 2012-13 that you saw at the October meeting has been updated to complete the data points that were not available at that time. The new pieces of data that have been added are as follows:

- The proficiency rate reported in 2013 will meet or exceed 50.5%.
- The achievement gap rate reported in 2013 will meet or exceed 37%.
- The percentage of proficient and distinguished schools and districts will increase from 30% to 35%.
- 173 of 174 districts will have MUNIS on cloud computing by September 30, 2013.

As an attachment to this report, the updated memorandum will be included on the board's online site that displays the Dec. meeting materials. The additions will be underlined and highlighted.

Letters from Governor Beshear Being Sent to Schools Regarding Accountability System Performance

Governor Beshear has indicated that he is in the process of preparing letters that will go to schools on their accountability system performance. Those schools that rated either

Distinguished or Proficient will receive congratulatory letters. Those in the Needs Improvement category will receive letters of encouragement to emphasize the continuous progress element of the system that makes it possible for them to improve and become a Progressing School next year.

KDE staff collaborated with the Governor's staff to provide him with the data necessary to get these letters out to schools to let them know how important their work on the Unbridled Learning System is to the future of our state.