

# **Kentucky Board of Education Regular Meeting October 8, 2013**

**Full Board Meeting, 500 Mero Street, 1st Floor, State Board Room, Frankfort, Kentucky**

## *SUMMARY MINUTES*

The Kentucky Board of Education held its regular meeting on October 8, 2013, in the State Board Room, First Floor, Capital Plaza Tower, Frankfort, Kentucky. The board conducted the following business:

### **I. Call to Order, Full Board Session - October 8, 2013, 8:30 a.m. (EDT)**

Chair Roger called the board back into session and reminded the audience to either mute or turn off their cell phones. He indicated that all meeting materials are now posted on the board's online system at the link posted on the wall in the state board room or found on the KDE website's home page.

Marcum then welcomed Council on Postsecondary Education President Robert King, Education Professional Standards Board Executive Director Robert Brown and Secretary of Education Tom Zawacki to the meeting.

### **II. Approval of Minutes from the August 7-8, 2013 Retreat and Regular Meeting**

Chair Marcum asked if there were any changes or additions to the August 7-8 minutes. Since none came forward, he asked for a motion, second and vote to approve the minutes.

**Motion Passed:** Approval of the August 7-8, 2013 meeting minutes passed with a motion by Mr. David Karem and a second by Mr. Jonathan Parrent.

Mr. Trevor Bonnstetter	Yes
Mr. Grayson Boyd	Yes
Mr. Leo Calderon	Yes
Ms. Judy Gibbons	Yes
Mr. David Karem	Yes
Mr. Roger Marcum	Yes
Mr. Jonathan Parrent	Yes
Ms. Nawanna Privett	Yes
Ms. Brigitte Ramsey	Absent
Mr. William Twyman	Yes
Ms. Mary Gwen Wheeler	Yes

### **III. Introduction of New KDE Employees by the Commissioner of Education**

Commissioner Holliday introduced the following new KDE employees:

#### Office of Administration and Support-

- Kara Carter, Educational Financial Analyst, Division of School and Community Nutrition
- Sylvia Antone, Administrative Section Supervisor, Division of School and Community Nutrition
- Debbie McCoy, Administrative Specialist, Division of School and Community Nutrition
- Kayla Meadows, Administrative Specialist, Division of School and Community Nutrition
- Diana Drury, Child Nutrition Program Consultant, Division of School and Community Nutrition
- Aaron Cox, Internal Policy Analyst, Division of Budget and Financial Management
- Ken Greene, Internal Policy Analyst, Division of Budget and Financial Management
- Nicole Crosthwaite, Internal Policy Analyst, Division of Budget and Financial Management

#### Office of Next Generation Schools and Districts-

- Sharma Aitken, Education Administration Program Consultant, Division of Consolidated Plans and Audits
- Kim Hammons, Executive Secretary, Associate Commissioner's Office

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

Secretary Tom Zawacki indicated this to be his 100th day on the job. He went on to say that the Workforce Investment Board continues to make progress in overseeing Work Smart Kentucky and is reviewing the Work Ready Community criteria to see if different levels can be created in order to recognize more counties. Additionally, he noted that a significant event was held at the Carl Perkins Training Center celebrating the center's 40th anniversary.

Mary Gwen Wheeler then stated that in the Secretary's written report, she was encouraged to see the summer reading program and inquired if there is anything the board can do to support this effort.

Zawacki responded that the Department of Libraries and Archives does great things for children and noted that the budget may jeopardize the continuation of the summer reading program. He stated that he welcomed any advocacy the board could provide for the program.

### **V. Report of the President of the Council on Postsecondary Education**

President Robert King said he is thrilled at the remarkable progress that Commissioner Holliday is leading in college and career readiness and in the number of students graduating. He then shared that the Council on Postsecondary Education just sponsored a conference for trustees at public and private universities and noted Mary Gwen Wheeler was a participant. King indicated that entrepreneurship and partnerships were topics of discussion at the conference. He went on to talk about a new program the Council will be launching called 15 to Finish, which will encourage more college students to take a full 15-hour class load each semester to ensure graduation in four years.

Board members were generally very supportive of the new 15 to Finish initiative.

## **VI. Report of the Executive Director of the Education Professional Standards Board**

Executive Director Robert Brown reported that the Education Professional Standards Board, in collaboration with the Kentucky Department of Education, Kentucky Education Association and the Council on Postsecondary Education, submitted a grant to the Council of Chief State School Officers related to licensure program approval, data quality and stakeholder involvement and indicated the grant had been funded. Additionally, he shared that the same partners had collaborated on another grant targeted toward increasing the number of National Board Certified Teachers in high-priority schools and in Eastern Kentucky, which also had been funded. Brown's final item dealt with the fact that President King, Commissioner Holliday and he had presented to the Kentucky Association of Teacher Educators on available data and the need to get teachers learner-ready as they come out of colleges and universities.

## **VII. Report of the Commissioner of Education**

Commissioner Holliday stated that he would take questions on his written report.

Mary Gwen Wheeler asked about the ability to follow-up with parents on whether home schools are meeting requirements and criteria.

Commissioner Holliday replied that follow-up is the responsibility of school districts and explained that the department does not monitor this. He went on to say in order to do monitoring, the General Assembly would have to allocate additional resources to support this.

## **VIII. Special Recognition and Presentation**

Chair Roger Marcum expressed that board members had indicated at the last meeting they desired to publicly recognize David Karem for his tremendous leadership of the Kentucky Board of Education as its chair over the past three years. He then said to Karem that the board values his service as the board's chair and appreciates the professional and courageous manner in which he carried out the duties of chair. Marcum continued that Karem used the bully pulpit to make it known that the Kentucky Board of Education is about each and every student reaching college- and career-readiness regardless of where they live or their background. He said that the board feels the efficient and effective way that Karem ran board meetings is legendary, appreciated and a model for the next chair to emulate. To culminate the remarks, Marcum presented Karem with a framed remembrance of the 'Blitz to 96' resolution and a picture of Karem, the commissioner, Governor Steve and First Lady Jane Beshear and himself made on Karem's last day as chair.

## **IX. Good News Items**

The following items were shared by the noted board members during the Good News portion of the meeting:

- **Nawanna Privett** - We have much to celebrate in Kentucky regarding the progress we have made in our education system. On September 17, Governor Beshear and Commissioner Holliday held a press conference to announce dramatic improvement in the state's graduation

and college- and career-readiness rates. This data highlights the measurable, transformational improvement over the past four years in the state's education system.

For 2013, figures show Kentucky posted an 86 percent graduation rate using a more accurate way to measure the number of students who graduate. This is the same way nearly every other state measures graduation rate and when compared to data available from other states, Kentucky's rate is among the highest.

The college- and career-readiness rate, a measure of whether students are prepared to be successful after high school graduation, is up 20 percent from 2010. While only about a third of high school graduates were considered ready three years ago, initial data now show more than half, 54 percent, are ready to take the next step into credit-bearing college courses or a postsecondary training program.

Further evidence that confirms Kentucky's progress is a recent Harvard study that ranks Kentucky 8th in student performance improvement in the last two decades. Another study says Kentucky has recorded better than expected gains and is leading the way as a high-performing state among those receiving waivers from the Elementary and Secondary Education Act.

At the heart of this improvement is the passage of Senate Bill 1 (2009) and the implementation of related programs in early childhood, raising the graduation rate, preparing students for college and careers, more effective teaching and better assessments and accountability, and the work of superintendents, administrators, teachers, students, community members, the Governor, legislators, education stakeholders, the Kentucky Department of Education and the Kentucky Board of Education.

Join me in celebrating the progress we have attained with a round of applause!

- **Jonathan Parrent** - On Saturday, September 21, *Time* magazine released a story titled "The New Smart Set: What happens when millions of kids are asked to master fewer things more deeply?" Kentucky and its educational progress is prominently featured within the story.

Amanda Ripley, the article's author, interviewed students, teachers, and state level education leaders, including Commissioner Holliday, on Kentucky's implementation of the Kentucky Core Academic Standards (Common Core Standards) over the past three years. The rigor of the standards is emphasized along with how these have improved learning in the classroom to focus at a deeper level on fewer but critical standards.

Kentucky is characterized as a leader in the implementation of the standards and its progress is receiving national attention. The article emphasizes the need for increased rigor when comparing the United States to international performance and how these standards can help this occur across the states. It also points out many pieces of misinformation that have been spread about the standards.

The board clearly supports the continued implementation of the Kentucky Core Academic Standards and thanks all of those involved in moving the implementation forward for the benefit of Kentucky's students.

Let's celebrate the national recognition for Kentucky from this positive article with a round of applause!

- **Trevor Bonnstetter** - Recently, the U. S. Department of Education (USED) named five Kentucky public schools as 2013 National Blue Ribbon Schools, based on their overall academic excellence.

The five Kentucky schools are:

Auburn Elementary, Logan County  
Beechwood High School, Beechwood Independent  
Glendover Elementary, Fayette County  
Mann Elementary, Boone County  
Star Elementary, Carter County

The Kentucky schools are among the 286 public and private, elementary, middle and high schools across the country recognized this year. The national Blue Ribbon Schools program has become a trademark of excellence and a symbol of quality recognized by everyone from parents to policy-makers.

Join me to congratulating these schools with a round of applause!

## **X. Public Comment Segment**

No persons signed up to speak during this portion of the agenda.

## **XI. Consideration of Proposed Resolution on Safe Schools Week (Action/Discussion Item) - 5-minute discussion (Strategic Priority: KDE Support and Guiding Processes)**

Chair Marcum stated that the Center for School Safety had requested that the board approve a resolution, the text of which appears on the board's online materials site, declaring October 20-16, 2013 as Safe Schools Week. He noted that Jon Akers, Executive Director of the Center for School Safety, was present in the audience. He then asked Mary Ann Miller to read the proposed resolution aloud.

Ms. Miller read the following:

### **Kentucky Board of Education Resolution Proclaiming Safe Schools Week**

**Whereas**, Schools make substantial contributions to the future of America and to the development of our nation's young people as knowledgeable, responsible, and productive citizens; and

**Whereas**, Excellence in education is dependent on safe, secure, and peaceful school settings; and

Whereas, The safety and well-being of many students, teachers, and school staff are unnecessarily jeopardized by crime and violence, such as substance abuse, gangs, bullying, poor discipline, vandalism, and absenteeism in our schools; and

**Whereas**, All leaders--especially those in education, law enforcement, government, and business--should eagerly collaborate with each other to focus public attention on school safety and identify, develop, and promote effective prevention-based responses to these critical issues; and

**Whereas**, Safe and respectful learning environments in schools and school districts throughout the country, along with innovative national programs, are among those effective responses; and

**Whereas**, The observance of Safe Schools Week encourages students, parents, educators, and the community to "Join the Team" and S.T.O.P. the Bullying, Violence and Risky Behavior in our schools to promote safe and secure learning climates.

**NOW, THEREFORE**, we proclaim October 20-26, 2013 as Safe Schools Week and encourage all fraternal, legal, government and professional associations, students and educators in America's schools to formally adopt similar resolutions and proclamations so that we may enthusiastically work together to make our schools safe, secure, and peaceful places for learning, teaching, and working.

Chair Marcum then asked for a motion, second and vote on the proposed resolution.

**Motion Passed:** Approval of the proposed resolution declaring October 20-26 as Safe Schools Week passed with a motion by Mr. Trevor Bonnstetter and a second by Mr. Leo Calderon.

Mr. Trevor Bonnstetter	Yes
Mr. Grayson Boyd	Yes
Mr. Leo Calderon	Yes
Ms. Judy Gibbons	Yes
Mr. David Karem	Yes
Mr. Roger Marcum	Yes
Mr. Jonathan Parrent	Yes
Ms. Nawanna Privett	Yes
Ms. Brigitte Ramsey	Absent
Mr. William Twyman	Yes
Ms. Mary Gwen Wheeler	Yes

Marcum and Commissioner Holliday followed the vote with the signing of the resolution and its presentation to Mr. Akers.

**XII. Strategic Plan Update (Review Item) - Director of Strategic Planning Karen Dodd, Appropriate Associate Commissioners and Commissioner Terry Holliday - 45-minute presentation/discussion – (Strategic Priorities: Next Generation Professionals and Proficiency)**

Director of Strategic Planning Karen Dodd came forward for this agenda item and used a PowerPoint, posted on the board's online materials site, to guide the presentation and discussion. Highlights of the presentation included:

- The presentation first focused on the 2012-13 results as related to strategic plan measures. College and career readiness was the initial area where the current data was reviewed and discussed. Dodd noted that math is the area where the state needs to focus. In response to a question from Judy Gibbons on how Kentucky compares with other states that give the ACT to all juniors, Associate Commissioner Ken Draut shared that 10 or 11 other states give the ACT to all juniors and noted Kentucky will get data on how these states are performing so that we will have a state by state comparison. Dodd also shared the new trajectory for college and career readiness.
- Graduation rate data was reviewed and discussed next. Dodd noted that a new trajectory has been created due to moving to the use of the cohort rate. Mary Gwen Wheeler asked on what basis slide #15 was derived relative to what the cohort rate may have looked like previously. Associate Commissioner Ken Draut replied that an estimate was used based on 8th graders and noted if one looks at what was achieved in 2013, the result is 86%.
- As for the college and career stocktake, the following points were made:
  - A lot of the right things are happening to lead us to reaching the annual target.
  - Demographic results show cause for concern.
  - We need to continue to focus on math and earlier interventions.
- For proficiency, Dodd said that 45.9% made progress yet we did not hit the target. She pointed out that 3rd grade actually went backwards and shared that the kindergarten data would come out in late October or early November. Bill Twyman inquired what happened in 3rd grade and Commissioner Holliday replied that staff is investigating this but thinks something occurred between 3rd and 4th grade reading and also in 6th grade math. He indicated that elementary reading and middle school math will be examined to find a potential solution. Holliday also reported that department staff will be revising the Proficiency Delivery Plan with input from educators as well as working with the Education Professional Standards Board on certification. He promised to bring back the revised Proficiency Delivery Plan to the board in the near future.

Next, Mary Gwen Wheeler inquired about the drop in algebra scores on the end-of-course assessment and asked if this needs examination. Commissioner Holliday explained that 3,500 more students took the test and Associate Commissioner Ken Draut shared that psychometricians have looked at the data and see no internal issues with the assessment itself. He added that a number of high schools changed schedules when end-of-course started and this may have contributed to the issue.

- The summary of the Proficiency stocktake included the following points:
  - It will take 3-5 years of common core implementation before we see the results reflected in K-PREP scores (we have just entered year three).
  - We recognize the need to change our approach with some strategies and consolidate some efforts.
  - A new plan will be established by December.
- In the Next Generation Professionals (NGP) area, the baseline is yet to be established. Summary points for this area were:
  - The NGP delivery plan is still baselining in 2014-2015; personnel decisions using the professional Growth and Effectiveness System (PGES) will begin in 2015-2016.
  - Local student growth goals must be rigorous, comparable across districts and tied to Program Reviews.
  - For teachers to get a better understanding of the Danielson tool, principals need to share exemplars of good practice with teachers; this can be done via video.
  - Perception data on professional learning needs to be collected via EDS.

Judy Gibbons then asked about the Danielson tool and said she is hearing that teachers are spending too much time reflecting on the tool. Associate Commissioner Felicia Smith replied that this is good feedback and it will be used as the tool is streamlined.

- For Next Generation Schools and Districts, Karen Dodd noted that the percentage of schools and districts at the proficient and distinguished levels exceeded the goals. At this point, Ken Draut explained the locked score model and how this will be redone once Program Review data is available. He clarified that this will remain constant for two years until the Next Generation Professionals component is added into the system.
- Relative to the achievement gap, Dodd said that 34.9% made progress but commented that the target was not met. Commissioner Holliday stated that addressing the needs of "gap" students is the biggest struggle and said he had asked department staff to come together and revise this plan and its strategies. He pointed out another connection to be from the TELL Survey where teachers said they need professional development on differentiated instruction. Judy Gibbons added that a concern also exists over teachers needing assistance analyzing data. Leo Calderon expressed concern over English Language Learners and students with disabilities not meeting their targets.
- Karen Dodd closed the presentation by noting the link to the most recent versions of all delivery plans.

At this point, Roger Marcum asked the commissioner to explain slide #13 on cohort graduation rate. The commissioner explained that this chart was used to talk about both the AFGR and cohort rates. He indicated that a new trend line will now be started using cohort that will be more accurate.



Next, Commissioner Holliday asked that a correction be made to slide #15 where it should reflect 40,600 students graduating in the first line of the middle cell. He emphasized that the good news is that we have 3,300 more students graduating than in 2010 and predicted Kentucky will be in the top 10 for this measure. Holliday stated that Kentucky had 8,000 more students ready to go to the next step without remediation. However, he cautioned that if gap, the 3rd-4th grade reading issue, the 6th-7th grade math issue and funding are not addressed, continued progress cannot be guaranteed.

**XIII. Professional Growth and Effectiveness System (PGES) Update (Review Item) - Associate Commissioner Felicia Smith - 30-minute presentation/discussion (Strategic Priority: Next Generation Professionals)**

Associate Commissioner Felicia Smith reported that the Kentucky Department of Education is applying for a waiver of the timelines for using the Professional Growth and Effectiveness System (PGES) for personnel decisions and for state accountability. She said the waiver is due October 31. Smith explained that this will provide an additional year to gather data on the system to ensure it is valid and reliable and provide training on the principal system for principals and superintendents. She went on to say that at the September 5th Superintendents' Summit, staff received 30 questions from superintendents on the Teacher Professional Growth and Effectiveness System to which written answers had been provided. Smith noted that staff have been hired to work with the education cooperatives on implementation of PGES and that the department is working with the Education Delivery Institute to support its implementation in Fayette and Jefferson Counties to provide feedback loops so that adjustments can be made to the system before full implementation. She shared that this topic will be kept in front of the board on a regular basis so that members' knowledge is current when policy decisions will have to be made.

**XIV. TELL Kentucky Survey Data Update (Review Item) - Associate Commissioner Felicia Smith - 30-minute presentation/discussion (Strategic Priority: Next Generation Professionals)**

Associate Commissioner Felicia Smith pointed out that for this agenda item a report providing data from other states appears on the online materials system. She indicated that the staff note on this agenda item highlights a cross-state analysis of the data from this report. Smith then provided the board with a handout that she said outlines the department's work on the three areas of the TELL Survey data that the board asked staff to support at the work session conducted as part of the August retreat meeting.

Next, Chair Marcum recognized Nawanna Privett and she emphasized that it was clear to her from her attendance at the TELL Winner's Circle dinner that the board and department need to make it clear to constituents that the data comes from teachers. She also advised that the legislature needs to understand what the TELL Survey is.

Commissioner Holliday then commented that Kentucky is the top state in TELL Survey participation and noted that all but two areas improved this year.

**XV. 2014-2016 Biennial Budget Request Approval (Action/Discussion Item) - Associate Commissioner Hiren Desai and Division Director Charles Harman - 30-minute presentation/discussion (Strategic Priority: KDE Support and Guiding Processes)**

Associate Commissioner Hiren Desai explained that the board is being asked to approve the department's budget request so that it can be submitted to the Governor's Office. He characterized the budget process as the most collaborative since he has been working for the Kentucky Department of Education. Desai used a PowerPoint presentation that was posted on the board's online materials system to guide the discussion. He made the following points:

- Consensus exists around SEEK, Flexible Focus and Technology as the top three priorities.
- Superintendents and other groups have expressed that they do not feel it is fair to have to prioritize.
- The order for Technology and Flexible Focus were switched due to feedback from constituents.
- Five priorities now exist instead of six because the Professional Growth and Effectiveness System was merged with Flexible Focus.

Roger Marcum then asked how the science assessment and social studies standards and an assessment fit within this budget.

Commissioner Holliday replied that the federal budget could impact assessment dollars. He continued that if the science standards had been finalized in June, an assessment could have been done; however, he said these were not final till September. Thus, Holliday stated that the new science assessment is not available and due to the uncertainty of the state budget, some relief in the timeline for the assessment is needed. Regarding social studies, he explained that the social studies framework needs some independent analysis and staff sees standards being ready next fall by working with teachers and leaders on this starting in January. From there, the commissioner indicated it would take 18 to 24 months to develop a social studies assessment. For the World Language Program Review, he again felt the timeline must be slowed.

Associate Commissioner Desai clarified that the budget request contains no new assessment dollars.

Commissioner Holliday went on to say that it was originally thought that assessment dollars would be available in the federal budget, but he clarified this is not certain at this point in time. He said the department is moving ahead with developing the science assessment but it cannot be ready until 2016. However, he emphasized that the standards implementation has not slowed down and teachers are already working on unpacking the new science standards. Holliday noted that next year, instruction based on the new science standards would occur, which should improve the performance on the test in 2016. He reported this to be the same process that was used for English/language arts and math.

Next, Associate Commissioner Desai went through each of the proposed budget priorities using the PowerPoint presentation.

David Karem then asked Desai to confirm that adoption of the budget request that was presented to the board would just get education back to the level it was in 2009.

Desai replied affirmatively.

Then, Roger Marcum asked for the word “restoration” to be used throughout the budget request and Judy Gibbons stated it was not true that KETS has been historically stable.

Desai responded that the KETS wording could be removed and unmet need reflected.

Roger Marcum also asked that it be made clear that both ACT and WorkKeys are mandated by the General Assembly but that WorkKeys has not been funded.

Associate Commissioner Desai indicated this could be done.

Mary Gwen Wheeler emphasized that the fourth and fifth priorities, College and Career Readiness and District Turnaround Support, are critical to providing the alternatives the General Assembly wanted available to implement SB 97 (compulsory school attendance age).

Associate Commissioner Desai moved on to the last slide to talk about the Capital Budget items, which he noted contained KSB/KSD needs. He felt if the department could get the first two projects on the list funded, it would be progress for the facility needs of these schools. Desai commented that the buildings are not in good shape and if funding cannot be secured to accomplish these facility needs, then the department will have to reconsider how these students are educated.

Trevor Bonnstetter then suggested that a sixth priority be added for KSB/KSD capital projects. He also asked what plan exists for these schools moving forward.

Commissioner Holliday replied that department staff is working on an alternative plan for the schools.

David Karem stated that the Kentucky Board of Education funds and runs the two schools and he agreed that their capital requests should be a sixth priority along with those of the FFA training center.

Hiren Desai replied that this could be done for the purposes of the talking points about the budget.

Roger Marcum then asked for a motion, second and vote to approve the budget to include adding a sixth priority on KSB/KSD capital needs as well as those of the FFA training center.

**Motion Passed:** Approval of the 2014-2016 Biennial Budget Request passed with a motion by Mr. David Karem and a second by Ms. Mary Gwen Wheeler.

Mr. Trevor Bonnstetter	Yes
Mr. Grayson Boyd	Yes
Mr. Leo Calderon	Yes

Ms. Judy Gibbons	Yes
Mr. David Karem	Yes
Mr. Roger Marcum	Yes
Mr. Jonathan Parrent	Yes
Ms. Nawanna Privett	Yes
Ms. Brigitte Ramsey	Absent
Mr. William Twyman	Yes
Ms. Mary Gwen Wheeler	Yes

#### **XVI. Presentation of the Kevin M. Noland Award**

At this time, Chair Roger Marcum announced that the board would have a special presentation of the Kevin M. Noland Award. He indicated this award recognizes a Kentucky Department of Education employee for significant service to Kentucky's public schools and for providing inspiration for education. Marcum added that nominations are made by department staff. He continued that this year, Mary Ann Miller, Policy Advisor to the commissioner and to the Kentucky Board of Education, has been selected to receive this award. As part of his remarks about Miller, Marcum said that her nominator wrote, "She is the type of public servant who will not rest and who will not be at peace until Kentucky has reached its full potential." "In her position as policy advisor, she is dedicated to making Kentucky's public schools better with the goal of every child becoming college- and career-ready."

Chair Marcum presented Mary Ann Miller with the award and she made a few brief remarks indicating how honored she was to be chosen for it.

#### **XVII. Lunch - 12:00 noon to 1:00 p.m. EDT; First Floor Conference Room (Lunch provided for KBE members, invited guests and Commissioner's Planning Committee only)**

The board recessed for lunch in honor of Mary Ann Miller, the Kevin M. Noland Award winner.

#### **XVIII. Kentucky Board of Education's Legislative Agenda for the 2014 Regular Session of the General Assembly (Review Item) - Associate Commissioner Kevin Brown and Legislative Liaison Tracy Herman - 20-minute presentation/discussion (Strategic Priority: KDE Support and Guiding Processes)**

Associate Commissioner Kevin Brown and Legislative Liaison Tracy Herman came forward for this agenda item. Brown stated that the top three budget priorities are also part of the legislative agenda. He asked Tracy Herman to talk about the proposed legislative agenda.

Herman noted that the KSB/KSD items that were added to the budget priorities could also be added to the legislative agenda as well. She said that Commissioner Holliday has stated he supports the tax commission's recommendations and the gaming proposal for raising new revenue. Herman then conveyed that the Kentucky House and one half of the Senate are up for election this time. She went on to say that Marcia Seiler has been named Interim Executive Director of the Legislative Research Commission due to the recent personnel issues raised there and that five legislators have

announced they will not run for re-election. She commented that there may be legislation proposed on assessment/accountability, standards, and delegation of authority for some nursing services.

Associate Commissioner Brown then clarified that the legislative agenda will come back for final approval in December.

Next, Mary Gwen Wheeler asked why legislation is being proposed on digital learning.

Tracy Herman replied that it bubbled up from how it aligns with assessment, the need for clarification on what is and is not considered digital learning, the existence of inconsistency in software and its inclusion in credit recovery.

Roger Marcum asked if there had been any conversations with House and Senate leadership on whether it would assist them if the education community came forward supporting the need for more revenue.

Ms. Herman replied that this is still being discussed internally and that legislators really have not yet met as a group to have this discussion.

Commissioner Holliday added that he has asked superintendents to have these kinds of conversations with their legislators.

Mary Gwen Wheeler requested that when the legislative agenda comes back in December for approval that it include a proposal for what the board would support to raise new revenue.

### **XIX. KDE Employment Report (All offices except Career and Technical Education)**

No questions were raised on this report.

### **XX. KDE Employment Report (Office of Career and Technical Education)**

Mary Gwen Wheeler expressed concern about the minority employment rates in the ATCs.

Associate Commissioner Dale Winkler stated that the ATCs have low minority enrollment and recruiting minority staff has not been easy. Additionally, he explained that many of the teachers at ATCs come from industry and it is difficult to get minority staff from industry to come to the schools to teach given the difference in salaries. However, he pledged to continue work for improvement in this area.

### **XXI. Annual Performance Report of Schools Participating in AdvanceKentucky to Grow AP Programs (Review Item) - Executive Director of AdvanceKentucky Joanne Lang - 30-minute presentation/discussion (Strategic Priority: Next Generation Learners)**

Chair Marcum stated that Joanne Lang, Director of AdvanceKentucky would be talking today about the latest results from that program. He asked her to introduce the other persons with her at the presenters' table.

Lang then introduced Dale Fleury, Senior Regional Director of the National Math and Science Initiative, and Anthony Meyers, Director of Educational Services for AdvanceKentucky. She used a PowerPoint to highlight the most recent progress. Overall, Lang characterized the gains made by the participating schools during the last three years as huge. She emphasized that if these schools are given the right support, the program can work. Lang explained that to maintain the progress made by the schools and add a modest amount of new schools, it would take \$800,000 in Year 1 of the budget and \$1.2 million in Year 2. She pointed out that AdvanceKentucky is working with KCEWS to track data once students enter college and noted that these students attend college at a higher rate and need significantly less support. Lang continued that the new data is being cleaned up and will be presented to the board in the spring.

Mary Gwen Wheeler then asked Ms. Lang about the wording of the AdvanceKentucky goal in the commissioner's self-evaluation.

Lang responded that she was not involved in crafting the goal's wording but felt it needed rewording. She offered to work with David Cook to restate the goal in terms AdvanceKentucky could support.

**XXII. Carl D. Perkins Career & Technical Education Act of 2006 (Comprehensive Annual Report)(Review Item) - Associate Commissioner Dale Winkler - 30-minute presentation/discussion (Strategic Priority: Next Generation Professionals)**

Associate Commissioner Dale Winkler and Branch Manager Travis Huber came forward for this agenda item. Winkler indicated this item is for review and designed to provide background information to the board before submitting the annual consolidated report for approval at the December meeting. He continued that if Kentucky does not meet its goals, then an improvement plan is drafted as part of the report that will come forward in December.

Mr. Huber then went through the PowerPoint pertaining to the Carl Perkins Act and the elements of the Comprehensive Annual Report that appear on the board's online materials site.

Mary Gwen Wheeler stated that next time she would appreciate it if the language used in the presentation was easier to understand given the fact that the board does not have experience with this topic.

Commissioner Holliday went on to say that a contract has been awarded to the Southern Regional Education Board (SREB) to do a study on how to reorganize career and technical education.

Winkler added that materials have been submitted to SREB to conduct a desk audit and then an onsite review in two schools during November. He reported that the department will receive a report in December.

The commissioner then pointed out that Governor Beshear is chair of SREB and has set up a task force to look at these issues in the Southern region.

**XXIII. Status Update on State Management in the Breathitt County School District (Review Item) - Associate Commissioner Hiren Desai - 15-minute presentation/discussion (Strategic Priority: KDE Support and Guiding Processes)**

Associate Commissioner Hiren reported that an update on implementation of the improvement plan was included as an attachment to the staff note. As to the 4% tax rate, he said although the local board voted against it, State Manager Larry Hammond recommended the 4% rate to the commissioner and he concurred. Desai commented that the department is moving forward with implementation of the 4% rate.

**XXIV. Consideration to declare the Robertson County School District as "state-assisted" (Action/Discussion Item) - Associate Commissioner Hiren Desai - 10-minute presentation/discussion (Strategic Priority: KDE Support and Guiding Processes)**

Associate Commissioner Hiren Desai said that for this agenda item, a staff note and several attachments appear on the board's online materials system in support of the recommendation to put Robertson County under state assistance. He indicated the local board had waived its right to a hearing and then Desai recommended that the board take action to put the district under state assistance and develop a corrective action plan.

At this point, Chair Marcum asked for a motion, second and vote on this matter.

**Motion Passed:** Approval to declare the Robertson County School District as "state-assisted" passed with a motion by Mr. Grayson Boyd and a second by Mr. Trevor Bonnstetter.

Mr. Trevor Bonnstetter	Yes
Mr. Grayson Boyd	Yes
Mr. Leo Calderon	Yes
Ms. Judy Gibbons	Yes
Mr. David Karem	Yes
Mr. Roger Marcum	Yes
Mr. Jonathan Parrent	Yes
Ms. Nawanna Privett	Yes
Ms. Brigitte Ramsey	Absent
Mr. William Twyman	Yes
Ms. Mary Gwen Wheeler	Yes

**XXV. Curriculum, Instruction and Assessment Committee Meeting; 2:15 p.m. EDT (Tentative Start Time)**

**XXV.A. Action/Discussion Items**

**XXV.A.1. 704 KAR 3:305, Minimum requirements for high school graduation (Second Reading) (Next Generation Learners)**

Associate Commissioner Felicia Smith and Robin Chandler came forward for this item. It was explained that this is the second reading of the regulation and the changes made since the August

meeting were pointed out. Staff indicated this regulation spells out the criteria for early graduation as required by statute and said the board is being asked to approve the revisions to the regulation.

At this point, Committee Chair Mary Gwen Wheeler asked for a motion, second and vote on the regulation.

**Committee Motion Passed:** Approval of 704 KAR 3:305, Minimum requirements for high school graduation passed with a motion by Ms. Nawanna Privett and a second by Mr. Jonathan Parrent.

Mr. Trevor Bonnstetter	Yes
Mr. Jonathan Parrent	Yes
Ms. Nawanna Privett	Yes
Ms. Brigitte Ramsey	Absent
Ms. Mary Gwen Wheeler	Yes

**XXV.A.2. Request from Owsley County to waive the list of courses in 704 KAR 3:305, Section 1 (KDE Support and Guiding Processes)**

Division Director David Cook came forward for this item and summarized that Owsley County is asking for the waiver to be allowed to provide an alternative pathway to meeting the graduation requirements for certain students who complete a locally-designed course of study, personalized to the individual student's needs and interests, that incorporates the breadth of the Kentucky Core Academic Standards.

The district's superintendent and chief academic officer were present and clarified that only students who have met the specific requirements listed in the staff note would be eligible for this alternative graduation pathway. Also, they explained that this waiver request seeks to allow for changing the makeup of the courses a student completes to meet graduation requirements, not the number of credits, and that this waiver request does not serve as an early graduation opportunity. It was noted that students wishing to participate in an early graduation program must follow the requirements found in Senate Bill 61 (Enacted 2013).

At this point, Committee Chair Mary Gwen Wheeler asked for a motion, second and vote on the waiver request.

**Committee Motion Passed:** Approval of the request from Owsley County to waive the list of courses in 704 KAR 3:305, Section 1 passed with a motion by Mr. Jonathan Parrent and a second by Ms. Nawanna Privett.

Mr. Trevor Bonnstetter	Yes
Mr. Jonathan Parrent	Yes
Ms. Nawanna Privett	Yes
Ms. Brigitte Ramsey	Absent
Ms. Mary Gwen Wheeler	Yes



## **XXV.B. Review Items**

### **XXV.B.1. 703 KAR 5:080, Administration Code for Kentucky's Assessment Program (First Reading) (Next Generation Learners)**

Associate Commissioner Ken Draut and Division Director Rhonda Sims came forward for the review of changes to 703 KAR 5:080. It was conveyed that the School Curriculum, Assessment and Accountability Council had weighed in on the proposed changes as well as the Local Superintendents Advisory Council. Staff noted that there were no controversies at this point and then went through the proposed changes and answered questions.

Mary Gwen Wheeler asked if the changes were mainly for clean-up language purposes.

Associate Commissioner Draut responded affirmatively and said also these were necessary to bring the regulation up-to-date with current practice. He indicated the regulation would come back to the board in December for final approval.

### **XXV.B.2. 703 KAR 5:070, Procedures for the Inclusion of Special Populations in the State Required Assessment and Accountability System (First Reading) (Next Generation Learners)**

Associate Commissioner Draut and Division Director Sims remained at the presenters' table for the discussion on 703 KAR 5:070. Draut reminded the board that when previous revisions had been proposed to this regulation on removing the reader and calculator, it raised significant controversy. This time, he stated, staff has used the same language being used by the PAARC and Smarter Balance consortia with the expectation that this will serve as the first reading and final approval will occur in December.

Sims then explained that this regulation is focused more on defining appropriate accommodations for testing. She reported that staff had reached out to those constituents who had objections to the proposed revisions when the regulation came forward last time. Sims commented that the changes are minor in nature compared to what was previously proposed. She went over the table in the staff note found on the board's online materials site that showed the proposed changes.

## **XXVI. Management Committee Meeting; 3:00 p.m. EDT (Tentative Start Time)**

### **XXVI.A. Action/Consent Items**

#### **XXVI.A.1. New District Facility Plan: McLean County School District (KDE Support and Guiding Processes)**

Division Director Kay Kennedy reported that only one facility plan was being submitted for approval this time. She said all documentation is found on the board's online materials site and then recommended approval of the McLean County Facility Plan.

Committee Chair Bill Twyman then asked for a motion, second and vote on the plan.

**Committee Motion Passed:** Approval of McLean County School District facility plan passed with a motion by Mr. David Karem and a second by Ms. Judy Gibbons.

Mr. Grayson Boyd	Yes
Mr. Leo Calderon	Yes
Ms. Judy Gibbons	Yes
Mr. David Karem	Yes
Mr. William Twyman	Yes

**XXVI.A.2. 2013-2014 Local District Tax Rates Levied (KDE Support and Guiding Processes)**

Kay Kennedy remained at the presenters' table for the tax rates item. She said the board was given updated documents on its online materials site. Kennedy summarized that out of 147 districts, 81 have adopted the 4% rate, which is more than last year. She noted that 26 districts have not yet submitted their tax rates for approval.

Committee Chair Bill Twyman then asked for a motion, second and vote on the item.

**Committee Motion Passed:** Approval of 2013-2014 local district tax rates levied passed with a motion by Ms. Judy Gibbons and a second by Mr. Leo Calderon.

Mr. Grayson Boyd	Yes
Mr. Leo Calderon	Yes
Ms. Judy Gibbons	Yes
Mr. David Karem	Yes
Mr. William Twyman	Yes

**XXVI.B. Action/Discussion Items**

**XXVI.B.1. 702 KAR 7:125, Pupil Attendance (Second Reading) (KDE Support and Guiding Processes)**

Associate Commissioner Hiren Desai and Division Director Kay Kennedy appeared before the committee for the second reading of 702 KAR 7:125. They conveyed that the only change made since the first reading in August was the due date for the SAAR being revised to June 30. Desai noted the Local Superintendents Advisory Council supports the regulation as evidenced by the letter the board received and he recommended the regulation's approval.

Committee Chair Twyman then asked for a motion, second and vote on the regulation.

**Committee Motion Passed:** Approval of 702 KAR 7:125, Pupil Attendance passed with a motion by Mr. Grayson Boyd and a second by Mr. David Karem.

Mr. Grayson Boyd	Yes
Mr. Leo Calderon	Yes
Ms. Judy Gibbons	Yes
Mr. David Karem	Yes
Mr. William Twyman	Yes

**XXVI.B.2. 702 KAR 6:101, Repeal of 702 KAR 6:100, Appeal procedures for nutrition and health services (Second Reading) (KDE Support and Guiding Processes)**

Associate Commissioner Hiren Desai pointed out this is the second reading of 702 KAR 6:101 and said no changes have been made to it since the first reading in August. He emphasized that the federal level has recommended the repeal of 702 KAR 6:100 and noted this regulation accomplishes that task. Desai asked the committee to approve it.

Committee Chair Twyman asked for a motion, second and vote on the regulation.

**Committee Motion Passed:** Approval of 702 KAR 6:101, Repeal of 702 KAR 6:100, Appeal procedures for nutrition and health services passed with a motion by Mr. Grayson Boyd and a second by Mr. David Karem.

Mr. Grayson Boyd	Yes
Mr. Leo Calderon	Yes
Ms. Judy Gibbons	Yes
Mr. David Karem	Yes
Mr. William Twyman	Yes

**XXVI.C. Review Items**

**XXVI.C.1. Audit Update and Review of the Commissioner's and Board's Expenses (KDE Support and Guiding Processes)**

Associate Commissioner Hiren Desai and Division Director Charlie Harman came forward for this agenda item. Desai first covered the commissioner's and board's expenses and noted both came in under budget.

Charlie Harman then went over the audit update as covered within the staff note. The board was apprised of how the department is addressing those findings that were raised in the audits.

**XXVII. Hearing Officer's Report - General Counsel Kevin Brown - 20-minute presentation/discussion (Strategic Priorities: KDE Support and Guiding Processes)**

**XXVII.A. Report on status of regulations (Review Item)**

General Counsel Kevin Brown began by addressing the status of regulations as they proceed through the Legislative Research Commission's process. He then moved on to the two Statements of Consideration.

**XXVII.B. Statement of Consideration for 704 KAR 3:035, Annual Professional Development Plan (Action/Discussion Item)**

General Counsel Brown went through the Statement of Consideration for 704 KAR 3:035 and explained the comments received on this regulation were from the Kentucky Education Association (KEA). Brown covered seven changes that department staff recommended be made to provide clarity in response to KEA's comments.

Chair Roger Marcum asked for a motion, second and vote to approve the Statement of Consideration for 704 KAR 3:035.

**Motion Passed:** Approval of Statement of Consideration for 704 KAR 3:035, Annual Professional Development Plan passed with a motion by Ms. Nawanna Privett and a second by Mr. Leo Calderon.

Mr. Trevor Bonnstetter	Yes
Mr. Grayson Boyd	Yes
Mr. Leo Calderon	Yes
Ms. Judy Gibbons	Yes
Mr. David Kareem	Yes
Mr. Roger Marcum	Yes
Mr. Jonathan Parrent	Yes
Ms. Nawanna Privett	Yes
Ms. Brigitte Ramsey	Absent
Mr. William Twyman	Yes
Ms. Mary Gwen Wheeler	Yes

**XXVII.C. Statement of Consideration for 702 KAR 1:115, Annual In-service Training of District Board Members (Action/Discussion Item)**

Kevin Brown moved on to the Statement of Consideration for 702 KAR 1:115 and went through the public comments and the recommendations from department staff.

At this point, Chair Marcum asked for a motion, second and vote to approve the Statement of Consideration for 702 KAR 1:115.

**Motion Passed:** Approval of Statement of Consideration for 702 KAR 1:115, Annual In-service Training of District Board Members passed with a motion by Ms. Nawanna Privett and a second by Mr. Leo Calderon.

Mr. Trevor Bonnstetter	Yes
Mr. Grayson Boyd	Yes
Mr. Leo Calderon	Yes
Ms. Judy Gibbons	Yes
Mr. David Kareem	Yes
Mr. Roger Marcum	Yes
Mr. Jonathan Parrent	Yes
Ms. Nawanna Privett	Yes
Ms. Brigitte Ramsey	Absent
Mr. William Twyman	Yes
Ms. Mary Gwen Wheeler	Yes

**XXVIII. Approval of Action/Consent Items (Voted on as a block)**

Chair Marcum asked for a motion, second and vote to approve all action/consent items that were discussed by the committees (McLean County Facility Plan and all submitted Local District Tax Rates).

**Motion Passed:** Approval of all action/consent items passed with a motion by Ms. Nawanna Privett and a second by Mr. Grayson Boyd.

Mr. Trevor Bonnstetter	Yes
Mr. Grayson Boyd	Yes
Mr. Leo Calderon	Yes
Ms. Judy Gibbons	Yes
Mr. David Kareem	Yes
Mr. Roger Marcum	Yes
Mr. Jonathan Parrent	Yes
Ms. Nawanna Privett	Yes
Ms. Brigitte Ramsey	Absent
Mr. William Twyman	Yes
Ms. Mary Gwen Wheeler	Yes

**XXIX. Report of the Curriculum, Instruction and Assessment Committee on Action/Discussion Items**

Chair Marcum asked for a motion from the Curriculum, Instruction and Assessment Committee for approval of its action/discussion items.

Committee Chair Mary Gwen Wheeler moved approval of 704 KAR 3:305, Minimum requirements for high school graduation and Owsley County's request for a waiver of the list of courses in 704 KAR 3:305, Section 1.

**Motion Passed:** Approval of 704 KAR 3:305, Minimum requirements for high school graduation and the Owsley County request for waiver of the list of courses in 704 KAR 3:305, Section 1 passed with a motion by Ms. Mary Gwen Wheeler.

Mr. Trevor Bonnstetter	Yes
Mr. Grayson Boyd	Yes
Mr. Leo Calderon	Yes
Ms. Judy Gibbons	Yes
Mr. David Kareem	Yes
Mr. Roger Marcum	Yes
Mr. Jonathan Parrent	Yes
Ms. Nawanna Privett	Yes
Ms. Brigitte Ramsey	Absent
Mr. William Twyman	Yes
Ms. Mary Gwen Wheeler	Yes

**XXX. Report of the Management Committee on Action/Discussion Items**

Chair Marcum asked for a motion, second and vote to approve the Management Committee's action/discussion items.

Committee Chair Bill Twyman then moved to approve 702 KAR 7:125, Pupil attendance and 702 KAR 6:101, Repeal of 702 KAR 6:100, Appeal procedures for nutrition and health services.

**Motion Passed:** Approval of 702 KAR 7:125, Pupil attendance and 702 KAR 6:101, Repeal of 702 KAR 6:100, Appeal procedures for nutrition and health services passed with a motion by Mr. William Twyman.

Mr. Trevor Bonnstetter	Yes
Mr. Grayson Boyd	Yes
Mr. Leo Calderon	Yes
Ms. Judy Gibbons	Yes
Mr. David Karem	Yes
Mr. Roger Marcum	Yes
Mr. Jonathan Parrent	Yes
Ms. Nawanna Privett	Yes
Ms. Brigitte Ramsey	Absent
Mr. William Twyman	Yes
Ms. Mary Gwen Wheeler	Yes

**XXXI. Board Member Sharing**

David Karem gave a shout out to Roger Marcum for the piece Marcum had done at St. Catherine College that appeared on KET.

**XXXII. Discussion of the Commissioner of Education's Evaluation (Review Item)**

Chair Marcum noted that the board met last night to discuss the commissioner's self-evaluation. He indicated that in general the discussion was very positive and summarized that the board's conclusion was that in spite of the reduced resources level, the commissioner is doing a heck of a job and should keep it up. Marcum then asked Nawana Privett to share the positives that came out of the evaluation discussion with the commissioner followed by Jonathan Parrent summarizing the areas for growth.

Nawanna Privett conveyed the following positives:

- Increasing the CCR rate to 54% and ensuring that more students are college- and career-ready, which is the goal of the entire system. Additionally, the increase in the number of proficient/distinguished schools and districts is cause for celebration.
- Being vocal about the need for increased funding since schools, districts and the department have gone about as far as possible in doing more with less.

- Meeting with the Kentucky Association of School Superintendents board and following through with all of the items that you agreed to pursue. We applaud this approach and see it as key to building those strong relationships that will be needed moving forward.
- Conducting the September 5th Superintendents' Summit, which was received very positively by superintendents. Due to its tremendous success, the board suggests that you do another one in the spring. Also, your follow-up meeting the next day with constituent groups really kept everyone in the loop and made them feel included.
- Hiring Dr. Tommy Floyd as KDE's Chief of Staff as another positive way of improving communications with superintendents and constituent groups.
- Using electronic communications and social media effectively and better than any Kentucky commissioner of education. The information flows transparently and often to schools and districts to assist them in implementing Kentucky's education system.
- Meeting the goal to get test results to schools at the beginning of August. Additionally, completing visits to all school districts by the agreed upon deadline and meeting with editorial boards across the state are other accomplishments of note.
- Going the extra mile to build a strong relationship with Jefferson County and supporting the efforts of that district's superintendent by verbalizing confidence in the initiatives she is implementing to bring about positive change. Although your provocative depiction of the situation caused some discomfort, you accompanied this by reaching out to all stakeholders to offer assistance and support.
- Providing highly regarded leadership both nationally and internationally. We are very fortunate to have such a passionate educator leading our state education system. We commend your leadership roles in organizations, such as CCSSO, and the positive recognition you have brought to Kentucky's educational progress through features like the recent Time magazine article.
- Demonstrating persistence in meeting with state and federal legislators individually to help them understand critical education policy changes that would support Kentucky's education reforms.
- Using a data-driven model in your own evaluation that serves as a model for local district superintendents. It shows that you are implementing what is being asked of them.
- Ensuring broad stakeholder engagement in developing and implementing the Professional Growth and Effectiveness System for use in personnel decisions and state accountability, including pursuing a federal waiver of the timeline to allow time for teachers and principals to transition successfully to the new system and also to make sure the system is valid and reliable.
- Implementing a plan to integrate career and technical education into the department, a tremendous accomplishment that emphasizes career-ready needs to play an important role as part of Kentucky's education system.
- Launching the Best Practices website as a resource which schools and districts can access for both sound operational and innovative practices.

Then, Jonathan Parrent shared the following areas for growth:

- The board asks that you continue to concentrate on relationship building and creating an atmosphere of mutual respect with superintendents and education constituents. The education community needs to be united and pull together to address critical legislative and educational issues. This may require strategic moderation of your direct communication

style in favor of a consensus-building approach. Your actions in this area last year have been well-received and more attention to this will build trust and collaboration.

- The goals in the areas of proficiency and achievement gap were not met. We request that you develop and implement strategies that will get progress in these areas back on track.
- The board commends the setting of goals for Program Reviews but is concerned about trying to measure these without the funding needed to support it.
- You indicated that the New Teacher Center has suggested that the TELL Survey goal on page 3 of your self-evaluation be reworded. Please provide the board with new wording for this goal.
- While the progress of Priority Schools cited on page 5 of your self-evaluation is laudable, the board asks to see increased progress in those schools over the next year and strategies for achieving this progress.
- The board needs clear understanding of the timelines for the implementation of the science standards and science assessment, development of the social studies standards and assessment and implementation of future Program Reviews.
- While we commend your administration of and performance on the commissioner's 360 survey, we ask that in the coming year you focus on improving the indicator worded "The Commissioner respects and listens to all levels of employees", since it is the one area that was rated by KDE staff as below 85%.

Commissioner Holliday responded that Kentucky has been a wonderful move for him and his family. He thanked the board for its support and focus on students and indicated it is wonderful to have a Governor that keeps pushing for improvement. Holliday also commented that it is a joy to have a wonderful staff but noted the real heroes to be Kentucky teachers. He clarified that he would bring his goals for the coming year to the December meeting and address the areas of growth pointed out by the board.

### **XXXIII. Internal Board Business**

The following items were discussed during Internal Board Business:

- Leo Calderon's travel to the GELP conference in India - Chair Marcum explained that Leo Calderon would be attending the GELP meeting as a member of Kentucky's state team but noted that the cost is covered by the Gates Foundation. He asked for a motion, second and vote to approve the travel. Bill Twyman moved to approve the travel and Jonathan Parrent seconded the motion. It carried.
- KBE Policy Manual - Chair Marcum reminded the board that the Policy Manual had been revised on page 9 to remove the language about the telephone card as requested at the August meeting. He asked for a motion, second and vote to approve the revised manual. Judy Gibbons moved approval of the revised Policy Manual and Leo Calderon seconded the motion. It carried.
- Decision on whether to hold a holiday dinner on December 3 - Chair Marcum asked if the board wanted to hold its annual holiday dinner on December 3, the evening before the December 4 meeting. By consensus, the decision was made to hold the dinner.



#### **XXXIV. Litigation Report**

Chair Marcum announced that legal staff asked for the board to go into closed session to discuss litigation. He asked for a motion, second and vote to do so.

Grayson Boyd then moved for the board to enter into closed session per KRS 61,810 (1) (c) to discuss litigation and Trevor Bonnstetter seconded the motion. The motion carried.

When the closed session was completed, Mary Gwen Wheeler moved to come out of closed session and Jonathan Parrent seconded the motion. The motion carried. Chair Roger Marcum indicated no action was taken during the closed session.

At the point, Chair Marcum recognized Bill Twyman to make a motion.

Twyman moved for the KBE to commence litigation in a declaratory judgment action against the Breathitt County Board of Education in Franklin Circuit Court regarding the state management of that board and district under KRS 158.780 and 158.785. Leo Calderon seconded the motion and it carried.

#### **XXXV. Adjournment of Full Board Meeting**

Judy Gibbons moved to adjourn the meeting and Mary Gwen Wheeler seconded the motion. It carried.

#### **XXXVI. State Evaluation Appeals Panel (Convene upon adjournment of full board meeting)**

Chair Marcum announced that the State Evaluation Appeals Panel would be held in the First Floor Conference Room with Nawanna Privett as chair and Bill Twyman and Grayson Boyd as members.