

STATE BOARD OF EDUCATION – TOPIC SUMMARY

Topic: January 2015 Minutes

Date: March 5, 2015

Staff/Office: Jessica Nguyen-Ventura, Board Staff

Action Requested: Information only Policy Adoption Policy Adoption/Consent
Calendar

ISSUE BEFORE THE BOARD: Adoption of the January 2015 minutes.

BACKGROUND: The State Board of Education is a public governing body, and as such, its meetings must comply with the provisions of ORS chapter 192, *Records, Public Reports, Public Meetings*.

192.650 Recording or written minutes required; content; fees. (1) The governing body of a public body shall provide for the sound, video or digital recording or the taking of written minutes of all its meetings. Neither a full transcript nor a full recording of the meeting is required, except as otherwise provided by law, but the written minutes or recording must give a true reflection of the matters discussed at the meeting and the views of the participants. All minutes or recordings shall be available to the public within a reasonable time after the meeting, and shall include at least the following information:

- (a) All members of the governing body present;
- (b) All motions, proposals, resolutions, orders, ordinances and measures proposed and their disposition;
- (c) The results of all votes and, except for public bodies consisting of more than 25 members unless requested by a member of that body, the vote of each member by name;
- (d) The substance of any discussion on any matter; and
- (e) Subject to ORS 192.410 to 192.505 relating to public records, a reference to any document discussed at the meeting.

Minutes of the State Board meetings shall be written in compliance with Oregon Revised Statutes and give a true reflection on the matters discussed at the meeting. They shall contain brief statements on important points made by Board members and participants and include all motions, proposals, resolutions, orders, ordinances and measures proposed and actions taken.

As a cost-cutting measure, minutes content will be reduced and can used as a guide to the video.

STAFF RECOMMENDATION: Adopt the March 2015 minutes.



STATE BOARD OF EDUCATION
March, 2015
251-A/B Public Service Building
255 Capitol St., Salem, OR 97310

<u>Members/Advisors Present</u>			
Samuel Henry	Board Chair		
Miranda Summer	Board Vice -Chair		
Angela Bowen	Board Member		
Jerry Colonna	Board Member		
Charles Martinez	Board Member		
Randy Schild	Board Advisor k-12 Admin		
Mary Morton	Board Advisor		
<u>Members/Advisors Excused</u>			
Anthony Veliz	Board Member		
Kevin Taylor	Ex Officio Board Member		
Ted Wheeler	Ex Officio Board Member		
<u>Other Participants</u>			
Rob Saxton	Deputy Supt of Pub Inst.	Emily Nazarov	ODE
Cindy Hunt	ODE	Jessica Nguyen- Ventura	ODE
Kate Pattison	ODE	Jan McComb	ODE

Audio Recording

Supporting Documents are posted online

Preliminary Business

1.0 Call to Order

- The meeting was called to order 9:08 by Chair Samuels
- Absent: Veliz Present: Henry, Summers, Schild, Martinez, Morton, Bowen

1.2 Public Comment

Jenifer Walton

- Introduced her-self and wants to talk about race in the public schools.
- She suggested a social studies course to teach students about race & advised to adopt a rule to prevent an appellate review on mascots.
- Provided an extensive description on race issues in Oregon.
- Adopt a strong mascot rule and has suggestions: 1) taking all steps necessary to prevent an appeal and 2) consider going out and educating the community about the mascot rule and what this means. If students are informed about the circumstances, then they will have the knowledge about why this is important.

Darla Muesen

- She is speaking on the Sauvie Island Academy charter school before the board considers the school waiver. Muesen is providing information.
- Because there are land use laws preventing the island from growing, there will not be an increase in children attending the school.
- She wants a waiver for the migrant families so they could attend the Sauvie Island Academy.

Colonna: clarification question, the law “may” allows priority students? I am still unclear about this but will need to discuss this further.

Henry: Closes public comment

1.2 Introduction of Jessica NGUYEN-VENTURA

Samuels: Introducing Morton. She’s been teaching for more than 20 years. Also introduced new board member administrator

1.3 Board Member Reports

- Chair Henry provided an update on ESA and NASBE. Encourages board members to attend.
- Chair Henry also met with members of OEA and OIEB in San Francisco in regards to science.
- Samuels also visited a PPS and is exploring a way to have a few doctoral students provide research for the board, specifically.
- Samuels provided an update on OEIB and they are progressing in educational equity.
- Vice Chair Summer also did some community outreach in Beaverton. She was able to see a testing schedule and was informative and believes the board should be able to get that information. Summer was also impressed how well the Beaverton (school name) were tracking the smarter balance students.
- Colonna read a quote from SoS Kissinger’s book “On China”. The quote was on leadership.

- Schild just got back from (name of somewhere). Made comments on Smarter Balance and is hopeful, though difficult, about the outcomes. On Latino graduation rates, Woodburn and Tillamook had the highest Latino graduation rates: 82%
- Martinez took the time to introduce himself to new members. Has a save the date for members and anyone who is interested. U of O will host a summit on graduation success on Saturday June 6, 2015. This is to focus on what can work can be done to get Oregon on the right track for graduation. There is a planning group tomorrow.
- Bowen took the time to introduce herself. Graduated from U of O with a master degree. Works with after school programs and tribes. The (name of the program) is still in existence.

1.4 Board Nominations Committee

- Samuel needs people to step forward to be chair and the three leadership positions. Who can be on the nominations committee: no one said anything. We will bring a slate of candidate in May and a vote will happen then. Then on the first of July, the new officers will take over.

Summer: Chair Henry does your term as chair officially expires? Or are you off the board?

Chair Henry: No, I will still be on the board but no longer will be chair.

2.0 Consent Agenda

- Chair Henry asked for a second on these items, Martinez second.
- All in favor: all. Opposed: none.
- Chair announces that 2.1, 2.2 & 2.3 are approved and adopted

2.1 Surrogate Parents/OAR 581-015-0061

2.2 Corporal Punishments / OAR 581.021.0061

2.3 January 2015 Minutes

Break @ 10:06

3.0 First Reading/ Information

3.1 Legislative Update

Jan McComb
Emily Nazarov
Cindy Hunt

- Jan is doing the first update on the legislative update. The legislature convened in January and released all the pre-session bills. We spent a lot of time doing bill analysis. ODE is tracking 342 bills that relate to education or how does this change education in

Oregon. We have several bills in all committee but we focused mostly on Ways & Means: Education, House Education Committee & Senate Education.

Summer: Jan who is chairing the House & Senate education Committees?

McComb: For the House it is Rep Doherty & for the Senate is Senator Roblan. What I call phase one will be over next Tuesday. Members will need to have their bills by then. This does not we may not get any more bills. Members can still have three priority bills and so do committees. The legislature will try to adjourn by June 26 but constitutionally, they have until July 11.

- Jan: We have six ODE bills
- SB 212: child care health credit and want to extend the sunset.
- SB (number) :Early learning hub metrics. Want to
- SB 214: K-12 literacy grant bill. \$85 million for early learning literacy programs.
- HB 2404: Lowers compulsory school year age from 7 to 6. Full day kindergarten is helpful.

Summer: When will the five start?

Jan: we do not know....well it'll be in September.

Emily: There is research that cites research why this is important.

Summer: As a person with a three year old, this is important to me.

Colonna: is it true that Oregon is the only state that compulsory age of 7?

McComb: Most states have 6. It is trending down towards 5. We have two other bills:

- Aligns food standards with federal breakfast for the SNAP program.
- ODE can accept donation to our school state fund.
- We are also working on changing the school funding formula in three areas:
 - Incent certain behaviors through money, then they are inclined to do it.
 - Drive more money for ELL to school districts. Increase the weight from .5 to .6 and cap the funding after 4 and 7 years. If the child exits the program before 4 years, the district will still get the funds for the remaining 4 years. If the child needs 7 years, than the district will get funding for those 7 years.

Schild: the really hard part of this, funding the additional half...the challenge is how do you count the half or the full. So it is important to get a consistent accounting program to track these. It'll be extremely helpful.

- Another one is for CTE which changes a .1, another .1 if you are underserved and another .1 for you get a CTE change.

- Another one is 9th grade on time. This would give schools more incentives to graduate their underserved students to graduate on time.

McComb: There are two areas that are emerging of concern for legislators. One is student privacy and how do we clamp on it. SB 187 is the one that legislators are coalescing around. The other big topic is assessment. We are seeing a lot of concerns around Smarter Balance. There is a lot of anxiety but ODE has permission from the Fed. to not evaluate teachers and schools in the first years. There was talk about Opt out of the Smarter Balance assessment.

Henry: A lot of states have left the consortium.

McComb: There are bills that would roll back the Smarter Balance and assessment.

Schild: Are they offering alternatives?

McComb: No.

Summer: Do board members every testify to the legislature?

McComb: Yes you could but the board needs to agree on what to testify on. There is pressure to get the school budget out so that districts get their funding. Another question is whether if we need to do earmarks on funding. Rep. Komp has a bill on the request from Chalkboard on shifting funds to districts based on attendance. If you have higher attendance, you get more money. This week the ODE budget is in Ways & Means sub. on Education. A big bill for the Early Learning department is *****. The OEIB has a sunset bill and that is being discussed. There is a workgroup to figure out what should happen to OEIB. In terms of the State Board and one was HB... if a charter school gets a big as a school district, the state board of education would sponsored.

Schild: What is behind this?

Hunt: It is PPS that is pushing this and there are concerns about some districts that may not have the support for ORCA. I think the 2nd piece is that charter schools view ODE and SBE as good sponsors. We are very factual about certain bills so we are neutral.

Schild: in that instance, would SBE have the ability to deny it?

Nazarov: No, because if it is gets as big as a school district, then you automatically sponsor it.

McComb So another bill that would affect you and would affect SBE is SB 429 and would get rid of the State Board of Education. Senator Kruse is sponsoring this bill.

Colonna: With the change of the Governor, are there any changes with the 40-40-20 goals or any feelings that may change.

McComb: I would say is that our impression is that she is reviewing all of these. She is trying to get up to speed and we are cautiously optimistic.

Hunt: I did meet with the Governor's office and they told us that her office will focus on the three E's: Ethics, Education, and Economy.

Chair Henry moves to public comment

3.2 Native American Mascots: Public Comment

Jacquelin Keeler, Indian Education

Se-ah-dom Edmo, OIEA President

Lily Butler, Confederated Tribe of Siletz

Edmo : Chair Henry and members of the board, I am here as part of our organization but also as a parent. I did submit a power point as testimony last week. Right now, the position of the organization is against race-based native mascots, however, we are in favor of the proposed new rules that allow the tribes to go into individual contracts. I am concern that individual Indians who are not in a tribe...that their views would not be taken into account in the negotiation process. Not all Native American Students are part of a tribe. Some Native Students would go without voice. There is research on harmful race based outcomes. What local control does is that it allows local racism. On whom behalf is a tribe speaking? I'm also concern about tribe shopping.

Keeler: Only 22% live on the reservations. So when you are talking about Native Students in Oregon you are not talking about students on the reservations. So those who are not part of the reservations are not represented. Native American students face these mascots alone since they are a minority of a minority. She will be asking Rep. Joe Gallegos to draft a bill to include the voice of the urban Native American population that are not represented by a tribe. 569 federally recognize tribes in the US! She's working with the City of Portland to ban red faces on school properties.

Butler: From the Siletz tribe. The students from the Siletz Warriors wrote to the school asking to keep the warriors. She explained how the different names have been used. The cluster meeting got information on how we are taking Native American history into the curriculum and teaching students about Native American History. The Siletz Tribe supports keeping the mascots...I don't know about the other tribes.

3.3 Native American Mascots / OAR 581-021-0047

Cindy Hunt, ODE

- Cindy gave an update on the hearing on the Mascot Rule. Gave clarifications on the legislation and the OAR 581-021-0047. There are options that Lebanon will have. Issue of tribal shopping has come up. Cindy is clarifying on tribal shopping. If a district goes into an agreement with a tribe and that fails, SBE rules state that they cannot go into

- another agreement for a tribe for another five years. Some of the districts do not have relationships with the tribes. We will be assisting the districts to help them figure out which tribes had the tribal lands. One of the things that could be added to represent folks who are not representative of tribes. Cindy provided data on the #'s of Native Americans for the schools that specifically have mascots.

Henry: We are a bit behind schedule but we need to have more time to discuss this. We will move the renewal to after lunch.

Angela is providing public testimony on the mascot.

Martinez: This is a terrible place for the board to be...past boards have done things right for children and for us having to undo the good work for children...is intolerable position. \This is a big challenge and for me, there are still some fundamental issues that I cannot passed by. Not having a provision that is does not allow more public comment, is a problem. The current achievement gap has no accountability. So since the data presenting us does not even had the data we need, then this issue becomes a curriculum issue. All of our children are our stakeholders in this. This is not a homogenous group. Not having a provision than has more community input is a critical flaw in this attempt. Also...raised was the issue of accountability in the plan and I raised some concerns last time but have yet to be addressed but fundamentally what we are talking about is curriculum...and about teaching about Native American history, sovereignty...the current achievement gap has no accountability...and you made a very good point to even look at the data effectively because of the low cell sizes. So to me this needs to be more about curriculum. Much more about those school districts and individual schools are honoring culture in the curriculum. I also raised the issue last time about tribal sovereignty that the agreements and if there are agreements and this board adopts these rules, that those agreements are revocable by the tribes directly not through a negotiable through the district and that is not in here and I am very concern. So I find myself, personally, in the same position as Angela and it is very hard for me to imagine myself, even with these flaws and having well intention efforts to fix them, having any action from this board, other than perpetuating disenfranchise and isolation of many of our students in our schools. Again this is not just Native American students being affected by this. This says something symbolically about what we believe in as a state.

Summer: I have a practical question because I also stand with Angela and the kids in this state against these rules that perpetuate racism. It's not right and I guess I wonder what happens if we can't come to vote...what happens procedurally? I know you guys are working hard and we appreciate your efforts for trying to get us there I just don't know if it's possible for me.

Hunt: I'll say this for the record...you should vote with your own sense of ethics. I would never ask an individual of the board member to vote against their ethics. But never the less, I am the one that is here asking you to carry out what the legislature directed you to do...so...here is what we can do...this is my suggestion is that this does not come up for a vote next month...that next month we, I'll have you guys move into executive session and will have DOJ come in and we are going to specifically talk about if we can't...or have a majority of the board who does not

want to carry out SB 1509, what are the ramifications of that and we have time you know. The original board rule had it capped at 2017 and SB 1509 by...so another month is not going to make it a big difference. So we can have that conversation about what will happen. In the meantime, I would be really interested in hearing from you or are there specific things thing to really narrowing this down. April Campbell will also be meeting with the tribes and there will be input.

Colonna: at the present time, I do not see the request of the legislature as something that I could support. The thing that Angela said that I had never thought about before and that would we allow stereotypes on Asian, Hispanics, blacks or any other children, and am trying to think about other mascots but I am not aware that there are any mascots that have anything to do with any other people...ethnic people, culture so how can we possibly make an exception here.

Schild: Are you throwing out the idea that under this rule you could possibly include the name...like reedsport...that that could be done?

Hunt: explain how this could be done.

Henry: given were we are, we should have lunch. And Superintendent will come back later to give his update. I agree with Cindy's recommendations on the process agenda and we should keep to that. We need to figure out a way to deal with this.

Martinez: I think Cindy and you helped me clarify in the interim...

Lunch

Back in session : 1:02 PM

3.4 State Sponsored Charter School Update

Kate Pattison , ODE

- Four Rivers is a bilingual school. The chair will be heading in April to visit. Site visits are going really well. We just visited the Micro Society and they have improved over time. We have worked with COSA...provide professional development.
- Sharing the webinar that charter piloted.
- Supporting the charters with innovative models?
 - Four Rivers: they were able to provide fund to hire a graduate advisor to track students so that they are on track for graduation. They take students on college tours and provide mentorship.
 - Eagle has chrome books now.

Bowen: I was wondering how many new charters school....are we expecting...around the state?

Kate: somewhere between 6-10. I don't have an actual tally.

Samuel: One of the things that we are involved with Next Generation Science Standards, and one of the things that hit me was that other states are doing Next Generations Science

Standards for their charters....I don't know where we are going but it would be helpful Kate about figuring that out.

4.0 Adoption

4.1 The Ivy School Renewal Request

Kate Pattison, ODE

Kate is giving an update on the Ivy School Renewal request. Kate recommends that the Board approves it because they meet most standards but minimally meet their student performance. It is recommended that the renewal be approved for five years and that they have plan for increasing student performance. They need to strengthen their Montessori portion. Kate also talked to ODE staff and research about tracking charter school in regards to the smarter balance. Since it is difficult to compare charters to districts, it is being suggested to track individual students.

Samuel: Thanked Kate for conceptual charter schools and we will continue inviting folks to charter sites.

Kate: the last thing I will say is that I am really aware about where the school needs to improve but I would encourage approving the request for another five years. However, strongly encourages that there are clear accountability measures and evaluate on a yearly basis.

Bowen: She had a clarification about if this will become the standard rubric and is it a part of the contract?

Kate: So the rubric is not part of the contract but it is just a tool I have and it'll be information that charters will get.

Charles: Wants real contract examples that deal with the issues the school has.

Summer: Charles, before you joined us there was a school that we had these conversations with. We need clear about expectations.

Colonna: I would like to see student growth and how they progress since the methodology.

There were some discussion on the methodology.

Chair: will entertain motion

Jerry Moved

Bowen Second

All in favor: all in favor Nay: 0

Chair: Kate will come in April with the details of the contract.

Morton: It is great to have the plan and the expectations but the teachers need the tools.

3.0 First Reading/ Information Continued

3.1 Annual Ethics Training

Tammy Hendricks, Oregon Ethics Commission

- Tammy started the training.

Colonna: I have questions...for example, let's take my wife...if she does a violation with the ethics board, she is the one who would go before the ethics board?

Tammy: Yes, that is true.

- Public officials cannot take gifts greater than \$50.

Colona: In that first bullet, if you are a state board member, and a group ask you to speak on SBE issues, and they give you an honorarium, you cannot accept it?

Tammy explained what "honorarium" actually means,

- If at any point any board members are confused or need clarification on ethics law, contact the commission.

Colonna: Is Oregon really stringent in regards to other states?

Tammy: I have not looked at other states but there are other states that are moving towards mandating training.

Colonna: Gave an example

Tammy: in the case that there is a professional award, there is no limit of gift.

Martinez: What about symbolic gifts.

Tammy: What you would do is dispose of it. You would thank those who gave it to you, you could donate it.

Henry: Thank you Tammy. We do have two other small business.

Emily: Gave an update on the division 22.

Henry: We will get this updated and will get sent out.

Henry: Any other items for our April meeting. They thanked Emily for steering the group. And welcomed Jessica. Colonna thanked Emily again.

Henry: Anything else?

Adjourn 3:01PM.