

**State Board of Education & Early Development
Tentative Agenda
September 13, 2016
State Board Room
801 West 10th Street, 1st Floor
Juneau, Alaska**

Mission Statement: To ensure quality standards-based instruction to improve academic achievement for all students.

Tuesday, September 13, 2016

8:00 AM

Call to Order and Roll CallJames Fields, Chair
Pledge of AllegianceJames Fields, Chair
Adoption of Agenda for September 13, 2016.....James Fields, Chair
Disclosures of potential conflicts of interest.....James Fields, Chair

8:15 AM

Public Comment

Public comment is open on agenda and non-agenda items. Comment at this oral hearing is limited to three minutes per person and five minutes per group. The public comment period is an opportunity for the board to hear the public’s concerns. The board will not engage in discussions with members of the public during the comment period.

Public comment can be made for this meeting, during this time only, by calling 1-844-586-9085 if you are outside of Juneau. For participation from Juneau, call 586-9085. This meeting will be streamed through the Legislative Information Office over <http://www.alaskalegisature.tv/> beginning at 8:00 AM on September 13, 2016, (audio only). Click on the meeting name to listen to the proceedings. When public comment is over, the meeting will continue to be broadcast at the above web site.

In the event there are more than two hours of public comment, the board may move to amend the agenda to extend the oral hearing to accommodate those present before 7:55 AM who did not have an opportunity to comment. The board also reserves the right to adjourn at a later time.

Work Session

9:00 AM

1. Every Student Succeeds Act State Plan UpdateDr. Michael Johnson, Commissioner
.....Sondra Meredith, Education Administrator Teacher Certification

9:10 AM

2. Request for Information (RFI) UpdateDr. Michael Johnson, Commissioner
.....Margaret MacKinnon, Assessment & Accountability Director

9:20 AM

3. Mount Edgecumbe High School Curriculum ReviewDr. Michael Johnson, Commissioner
.....Janelle Vanasse, MEHS Director & Bernie Gurule, Academic Principal

9:50 AM BREAK

10:05 AM

4. Regulations to go out for public comment.....Dr. Michael Johnson, Commissioner
 - 4A. Minimum Expenditure on Instruction (70/30) Regulation
.....Elizabeth Nudelman, Director School Finance & Facilities
 - 4B. Museum Rental Fees Regulation
.....Patience Frederiksen, Director Libraries, Archives & Museums

10:20 AM

5. Adoption of Proposed Regulation.....Dr. Michael Johnson, Commissioner
 - 5A. Highly qualified/Retired certificate requirements
.....Sondra Meredith, Education Administrator

Business Meeting

10:30 AM

6. Regulations to go out for public comment.....Dr. Michael Johnson, Commissioner

6A. Minimum Expenditure on Instruction (70/30) Regulation
.....Elizabeth Nudelman, Director School Finance & Facilities

6B. Museum Rental Fees Regulation
.....Patience Frederiksen, Director Libraries, Archives & Museums

10:45 AM

7. Adoption of Proposed Regulations Dr. Michael Johnson, Commissioner

7A. Highly qualified/Retired certificate requirements
.....Sondra Meredith, Education Administrator

10:50 AM

8. Questions from board members regarding Standing ReportsJames Fields, Chair

- 8A. Teaching & Learning Support.....Paul Prussing, Acting Director
- 8B. Assessment & AccountabilityMargaret MacKinnon, Director
- 8C. Mt. Edgecumbe High SchoolJanelle Vanasse, Director
- 8D. Libraries, Archives & MuseumsPatience Frederiksen, Director
- 8E. Attorney GeneralRebecca Hattan, Assistant Attorney General

9. Commissioner’s Report Dr. Michael Johnson, Commissioner

11:10 AM

10. Consent AgendaJames Fields, Chair

10A. Approve the minutes of the June 16 & 17, 2016, meeting

11:15 AM

11. Executive SessionJames Fields, Chair

12:15 PM

Board Comments

12:35 PM Adjourn

**State Board of Education & Early Development
Tentative Agenda
September 13 & 14, 2016
State Board Room
801 West 10th Street, 1st Floor
Juneau, Alaska**

***Mission Statement:** To ensure quality standards-based instruction to improve academic achievement for all students.*

Board Retreat

Tuesday, September 13, 2016

1:15 PM

Call to Order James Fields, Chair

1:20 PM

1. Strategic Planning James Fields, Chair

2. Strategic Plan Updates James Fields, Chair

- Priority 1 John Harmon, Second Vice Chair
- Priority 2 Sue Hull, First Vice Chair
- Priority 3 Barbara Thompson, Member

4:30 PM ADJOURN

**State Board of Education & Early Development
Tentative Agenda
September 13 & 14, 2016
State Board Room
801 West 10th Street, 1st Floor
Juneau, Alaska**

Mission Statement: To ensure quality standards-based instruction to improve academic achievement for all students.

Board Retreat

Wednesday, September 14, 2016

8:00 AM

Call to Order James Fields, Chair

8:05 AM

1. Strategic Planning James Fields, Chair

12:30 PM ADJOURN

**State Board of Education & Early Development
Tentative Agenda
September 14, 2016
University of Alaska Southeast Student Recreation Center
12300 Mendenhall Loop Road, Room 116
Juneau, Alaska**

Mission Statement: To ensure quality standards-based instruction to improve academic achievement for all students.

Joint Meeting with UA Board of Regents

Wednesday, September 14, 2016

2:00 PM

Welcome / Meeting Goals Chair Jyotsna Heckman & Chair James Fields

2:05 PM

Introductions All Members

2:20 PM

K-12 Perspective Dr. Michael Johnson, Commissioner

2:50 PM

Higher Education Perspective Dr. Jim Johnsen, President

3:20 PM

Next Steps Dr. Michael Johnson, Commissioner & Dr. Jim Johnsen, President

3:50 PM

Closing Comments Chair Jyotsna Heckman & Chair James Fields

4:00 PM ADJOURN

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 1

◆ ISSUE

The board will receive an update of the department's progress in developing options for Alaska's state plan and gathering stakeholder input and feedback required by the federal Every Student Succeeds Act.

◆ BACKGROUND

- In December 2015, the Every Student Succeeds Act (ESSA), the bill that reauthorized the Elementary and Secondary Education Act (ESEA), was passed by Congress and signed by the President.
- ESSA requires the department to develop a State Plan addressing standards and assessment; state, district, and school accountability; school support and improvement; educator quality; preparing, training, and recruiting high-quality educators; and instruction for English language learners.
- In developing the State Plan, the department must engage in meaningful consultation with the Governor, members of the state legislature and state board of education, local educational agencies, representatives of Indian tribes located in the state, teachers, principals, other school leaders, charter school leaders, specialized instructional support personnel, paraprofessionals, administrators, other staff, and parents.
- The department is continuing to meet regularly with the ESSA State Plan Advisory Committee and other stakeholder groups around the state.
- The department's ESSA development team is beginning to identify viable options for Alaska's plan, which will be shared with stakeholders.
- Sondra Meredith, Administrator of Teacher Education & Certification, and Dr. Susan McCauley, Educator Policy Coordinator, will be present to brief the board.

◆ OPTIONS

This is an information item. No action is necessary.

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 2

◆ ISSUE

The board will be briefed on the Request for Information (RFI) for vendors to provide content assessments in spring, 2017.

◆ BACKGROUND

- The department issued a Request for Information (RFI) to solicit initial information from potential vendors to determine those that are interested and capable of providing summative assessments in English language arts, mathematics, and science beginning in spring 2017.
- The RFI requests information that demonstrates vendors can meet Alaska's priorities, timeline, and budget constraints.
- Vendors are invited to submit a letter of interest.
- The information provided will lead to the best possible solution for Alaska's unique situation. Each step of the process will be respectful and fair to potential vendors.
- The RFI was issued on August 22, 2016. Responses are due from vendors on Tuesday, September 6, 2016.
- DEED anticipates issuing a contract in early November.
- Margaret MacKinnon, Director of Assessment & Accountability, will be present to brief the board on the RFI.

◆ OPTIONS

This is an information item. No action is required.

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 3

◆ ISSUE

This is a standing report to the board regarding Mt. Edgecumbe High School curriculum. The following report to the board is an introduction to the Mt. Edgecumbe (MEHS) Technology Department and curriculum.

◆ BACKGROUND

- The presentation will address the goals, foundation, and opportunities within the MEHS technology curriculum.
- The presentation will include a description of the current curriculum (courses offered, scope and sequence, and strengths and weaknesses).
- The board's feedback will be incorporated into the planning process.
- Behind this cover memo is the introduction of the Mt. Edgecumbe Technology Department staff, who will present their work regarding the curriculum and an outline of current offerings.
- Superintendent Janelle Vanasse, Principal Bernie Gurule, and the Technology Department will present the brief to the board via distance delivery technology.

◆ OPTIONS

This is an information item. No action is required.



Introduction

Technology is used to enrich the educational experience, enhance communication, and foster meaningful connections among all school constituents: students, teachers, administrators, parents and community members.

Mt. Edgecumbe High School has a twenty-year history of requiring the use of technology. In addition, we require each student to complete at least two credits of technology training. Along with required technology courses, Mt. Edgecumbe has offered a number of specialized technical opportunities in web authoring, accounting, CAD (computer-aided drafting), robotics, engineering, video production and various operating systems. However, technology is employed in all subject areas. It allows students, teachers, administrators, and staff to assess their abilities to problem-solve, analyze, and communicate at higher levels.

The primary objective of technology is to impact student achievement. Research has shown that when used effectively, technology can help students master fundamental skills and be better prepared for success in college and in the workforce.

GOALS:

- Promote communication among teachers, staff and parents.
- Improve database information technology and telecommunications resources, allowing MEHS to continue expanding library resources and education.
- Integrate technology into the curriculum and daily routine of classroom practices.
- Incorporate grade-level student tech competencies through student scope and sequence.
- Train staff to use applicable district workstation tools.
- All administrators and staff will become proficient and regular users of the integrated student records systems to support student learning.
- Train technology teachers and specialists in emerging technologies.



TECHNOLOGY DEPARTMENT



Media Specialist

Erika Drain has been a K-12 educator for the past 23 years. The last 12 years she has been the media specialist for Mt. Edgecumbe High School. Ms Drain has a Masters degree in Education with an emphasis in technology integration, a bachelor's degree in Education with endorsements in elementary education, art education, and library science, and an associates degree in graphic arts, and photography. Prior to her MEHS experience she spent seven years teaching K-8 at Billings Catholic Schools in Montana and then moved to Dillingham, Alaska where she spent 4 years as the media specialist/technology mentor for Southwest Region Schools. She has worked closely with students and teachers in a variety of teaching situations to access and use multimedia and electronic resources for school-related projects and activities, personal enjoyment, and lifelong learning.

Technology Education

Josh Arnold is a lifelong Alaskan and a graduate of Sitka High School. Coach Arnold has a bachelor's degree in Education with an emphasis in Marine Biology from the University of Alaska Southeast. Coach Arnold has taught Computers and PE at Mt. Edgecumbe High School for 15 years and coaches our Cross Country running team. He is a commercial fisherman during the summer and has two sons who currently attend MEHS.



Technology Education

Kevin Gwinn grew up in Washington state and has been teaching for five years. He has a bachelor's degree in Physics and Mathematics Education from the University of Idaho, and a master's degree in Mathematics Education. He began teaching in Mountain Village, AK, and spent a year in Healy, AK, before becoming a Mt. Edgecumbe Brave. Currently he teaches Design and Manufacturing, Robotics, and Engineering.



Technology Foundation - Computer 1

Mt. Edgecumbe High School does not have an entrance exam for technology. We require all incoming students to take Computer 1.

Computer 1 is designed to familiarize students with the technology and network tools available at MEHS. This class supports the students' ability to use technology in all of their classes at MEHS and prepares the students for the next level of technology courses.

Skills Taught	Cross-Curricular Connections	Technology Used
<ul style="list-style-type: none"> ● Keyboarding ● Word Processing ● Basic Computer Maintenance ● Open Source Office Software ● Online Personal Security ● Spreadsheets ● Electronic Databases ● Desktop Publishing ● Open Source Operating Systems ● Computer Hardware ● Networking Basics ● Webpage Design 	<ul style="list-style-type: none"> ● Students work in group settings ● Writing <ul style="list-style-type: none"> ○ English papers ○ Digital storytelling ○ Research reports ● Presentations ● Alaska Studies/Culture <ul style="list-style-type: none"> ○ “My Hometown” as subject of multiple assignments ● Digital Image Manipulation <ul style="list-style-type: none"> ○ Example: students used Photoshop to add their faces to old Alaskan photos for a presentation in Alaska History ○ Connection to student culture: Snapchat geofilters 	<ul style="list-style-type: none"> ● Desktop Computers ● Printer ● Digital Cameras ● Smartphones ● Projector ● Network drives ● Cloud storage/shared computing

To offer students as many opportunities as possible, MEHS has created multiple classes that will fulfill a second required technology credit for students. We have grouped these classes into two categories, Academy of Engineering, and Graphic Design. Upon completion of Computer 1, students are free to choose which technology course(s) they would like to take.

Academy of Engineering

Design and Manufacturing

In this introductory level course, students learn to use the design process to solve problems. Emphasis is put on designing efficient solutions that can be manufactured with our current equipment. Students will become proficient in the use of the laser cutter, 3D printer, vinyl cutter, and basic power tools. Upon completion of this course, students are prepared for Robotics 1 and Introduction to Engineering.

Introduction to Engineering

This STEM course is a basic introduction to engineering for all students. Students who complete this course will learn the concepts necessary in order to develop their ideas into solutions that will improve our lives. Exciting hands-on learning activities like data comparison of heart rates, rating consumer products, destructive testing and 3D solid modeling apply math, science, history and English content from other courses in a STEM experience. This class makes science and mathematics more engaging, interesting, concrete, and relevant.

Advanced Engineering

Advanced Engineering serves as one of the capstone courses MEHS's Academy of Engineering. This course requires students to work with industry professionals to design and build solutions to real-world problems. This year the Advanced Engineering class will be partnered with University of Alaska Fairbanks and Montana State University to participate in Eclipse Ballooning Project. More information on the Eclipse Ballooning Project is included in the "Exciting Opportunities" section.

Computer Aided Design (CAD)

Students in CAD use modeling software to create real and invented structures, surfaces, and objects. Students model in 2D and 3D. Students make observations and measurements outside of the classroom and learn to accurately model real-world objects on the computer. Last year, students used the same parameters as real-world engineers and architects to design their own version of what the future MEHS pool facility would look like.

Robotics 1

This introductory robotics course is designed to teach students computer programming through multi-sensor, interactive robots. Students start with Lego robotics kits to design, build and program their own robots to complete simple tasks. As the class progresses, students graduate to more complex systems and build a robot to compete in the FIRST Robotics Tech Challenge. This is an international competition that students compete in if they take advanced robotics.

Advanced Robotics

Advanced robotics serves as a capstone course for MEHS's Academy of Engineering. The class starts with the FIRST robotics competition, using the robot built in Robotics 1. Upon completion of the competition, students shift to working with industry professionals to create robots that solve real-world problems. This year, MEHS has partnered with University of Alaska Fairbanks and Indiana University to work with their Human Centered

Robotics Program. MEHS will help design and test a telepresence robot that is capable of being controlled over the internet. This program is paid for the ITEST grant awarded by the National Science Foundation

Academy of Engineering

Skills Taught	Cross-Curricular Connections	Technology Used
<ul style="list-style-type: none"> ● Real-world problem solving ● Design process ● Communication skills ● Teamwork ● Current industry equipment: <ul style="list-style-type: none"> ○ Laser cutter ○ Vinyl cutter ○ CNC ○ 3D-Printers ● Project-based learning ● 2-Dimensional designs on an X, Y plane ● 3-Dimensional designs on X, Y, and Z planes ● Computer programming 	<ul style="list-style-type: none"> ● Research ● Leadership ● Reading for information/instructions ● Group work ● Public relations/presentations ● Technical writing ● Advanced mathematics ● Construction design techniques and building code ● Teamwork ● Physics 	<ul style="list-style-type: none"> ● Windows OS ● Linux OS ● Adobe suite ● Rhino software ● 3D Printers ● Laser Cutter ● Soldering Irons ● Computers ● Calipers ● Power and hand tools ● Sensors ● Servos ● Electric motors ● Microcontrollers

Graphic Design - Yearbook, Photography, Cutting Edge News

Yearbook

Yearbook is a semester-long elective that produces the school yearbook. This class counts towards one of the required technology credits. Members of the staff are expected to have a high level of maturity and the ability to work independently. Students will be responsible for the production, design, and publication of the school yearbook. This production based course requires both in class and after school time. This is a wonderful opportunity for members of the team to exercise their creativity, while developing new skills in computer design, photography, copywriting, and project management. Creating the yearbook is a fun process and the end result of all the effort is a product the students can be proud of.

Photography:

This class is designed to develop your skills in digital photography, design and printing. In this introductory course, we will learn to create, edit, post and share our images electronically and print on paper.

Skills Taught	Cross-Curricular Connections	Technology Used
<ul style="list-style-type: none"> ● Keyboarding ● Word Processing ● Design Process ● Communication skills ● Teamwork ● Diagnose and solve common technology problems ● Networking Basics ● Keyboarding ● Word Processing ● Effective editing and proofing skills ● Communicate our messages to our audience ● Desktop Publishing ● Computer Hardware ● Networking Basics ● Be independent problem solvers ● Make legal, moral, and ethical decisions responsibly in the production of our yearbook 	<ul style="list-style-type: none"> ● Students work in group settings <ul style="list-style-type: none"> ○ Problem solving ○ Verbal and Electronic communication ● Writing <ul style="list-style-type: none"> ○ Sentence Structure ○ English papers ○ Digital storytelling ○ Science reports ○ Social Studies reports ● Presentation <ul style="list-style-type: none"> ○ Speech ○ Verbal and electronic communication ● Digital Image Manipulation <ul style="list-style-type: none"> ○ Creating presentation images - Example: Students used Photoshop to enhance and create new images for yearbook pages ● Writing skills <ul style="list-style-type: none"> ○ Sentence Structure 	<ul style="list-style-type: none"> ● Adobe InDesign ● Photoshop ● Web 2.0 programs ● Desktop Computers ● Printer ● Digital Cameras ● Smartphones ● Projector ● Network drives ● Cloud storage/shared computing

Library

The mission of the Mt. Edgecumbe High School Library program is to ensure that all students and staff in the district have access to and are effective, independent users of ideas and information that support the curriculum and personal, lifelong learning interests.

The library strives to:

- satisfy the educational needs of all the members of our staff and student body
- ensure every student has access to a variety of quality, relevant and current information resources
 - Maintain on-line suggestion padlet and suggestion forms
- meet the recreational reading needs of our students, reflecting their personal growth and development
 - book talks for English classes
 - Battle of the Books
 - online book reviews featured on library web site
- provide resources in print, audiovisual and electronic formats to support, enrich and enhance the curriculum, taking into consideration the varied learning needs and styles, recreational and study interests and maturity levels of the students
 - collaborate with teachers on research process particular to their curriculums
 - provide library orientation to all incoming freshmen
 - update and maintain new library website
- provide materials which will enable the acquisition of factual knowledge and the development of literary appreciation, aesthetic values and ethical standards
- provide materials offering a breadth and diversity of viewpoints on various issues so that students may develop their critical thinking skills and make informed judgements
- provide materials representative of religious, ethnic and cultural groups and their contribution to our heritage
- enhance teachers' effectiveness by providing access to recent curriculum and professional development materials
- place principle and reason above personal prejudice in the selection of the highest quality materials to ensure a comprehensive collection suitable for the needs of its users.
- enrich student's experience by providing yearly Java Jive coffee house - featuring student performers, local community performers and student art work

Patron hours:

The library is very active particularly in the morning and evenings. Demand is competitive for both library resources and computers.

- The library maintains extended hours to meet educational needs and RTI goals.
 - Monday - Friday 8:30-4:40
 - Sunday - Thursday 6:30-9:30

The Collection Contains:

- fiction, including magazines, graphic novels, and novels of all genres to cater to the students' wide range of reading skills and interests
- biographies
- Alaskana

- nonfiction titles to support the curriculum and to extend students' knowledge
- a reference collection to provide continuous access to basic knowledge

While the bulk of the collection is in print format; audio, visual and electronic resources form an important part. We have an extensive audio collection of fiction titles

The school website is also an integral part of our collection. Pages containing links to preselected sites about specific topics are created to support curriculum delivery. These are available on the site to enable student access from home/dorm. <<https://sites.google.com/a/mehs.us/mehslibrarypathfinder/>>

Goals

- Create and maintain a technology-based information retrieval system with access to district-wide multimedia resources; district and statewide on-line library catalogs; periodical databases; and other research tools.
- Maintain and create a multimedia collection of educational materials that supports and enhances all areas of the district curriculum.
- Offer and collaborate on instructional programs for information literacy skills in which learners will demonstrate the ability to use technology to select, retrieve, review, organize, evaluate, manipulate, and create information for an identified information need.
- Implement and reinforce the RTI classroom learning process, provide enrichment for students and differentiate instruction through the use of technology.



Business Classes

MEHS will be offering business classes this year. These classes center around running a small business and include students designing a product, raising capital by selling stock to investors, marketing their product and selling it. Along the way they will create presentations to keep their stockholders informed.

GenCyber Program

MEHS hosts a cybersecurity camp for students during the evenings and weekends in August. Students learn from industry professionals about personal safety on the internet, basic networking, and careers in computer security. The program continues through the school year as an after school club, meeting weekly.

Braves in Space

In the fall of 2016, MEHS students will start work on the multi-year Braves in Space project. Students will design build and test an experiment over the next three years with help from the University of Alaska Fairbanks. Once completed, the experiment will be housed inside a cubesat (a small satellite) created by UAF and launched into orbit.

Eclipse Ballooning Project

On August 21st, 2017, a total solar eclipse will be visible from Oregon all the way to Georgia. MEHS students will design and build a payload, attached to a weather balloon, which will ascend to approximately 100,000 feet above the Earth's surface. The payload will include several still-image cameras and a video camera, as well as a suite of various sensors. The video camera payload will stream live footage of the eclipse from the payload to a ground station that will also be built at MEHS. This project is paid for by grants from NASA and the Alaska Space Consortium.

Secure Programming Logic Aimed at Students in High School (SPLASH) program

MEHS students have an opportunity to earn four college credits in computer science from Towson University. Students will complete an online course with assistance from the MEHS Technology Department. This course can be taken during the summer or during fall semester in addition to classes at MEHS. Currently, one student has completed the course in the summer, and Towson University has reserved a spot for six MEHS students for next school year. All tuition and fees will be paid for by part of the GenCyber grant from the National Security Agency.

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 4A

◆ ISSUE

The board is being asked to open a period of public comment on regulations regarding minimum expenditure for instruction and district operating budget review.

◆ BACKGROUND

- HB 156 repealed AS 14.17.520 Minimum expenditure for instruction, which required a district to budget for and spend a minimum of 70 percent of its school operating expenditures in each fiscal year on the instructional component of the district budget. This proposed action would repeal 4 AAC 09.115 and amend 4 AAC 09.120 to implement the statute repeal.
- The proposed repeal of 4 AAC 09.115 removes the requirement of the department to calculate each district's minimum expenditure for instruction based upon the district's school operating fund expenditures reported under the Uniform Chart of Accounts.
- The proposed amendments to 4 AAC 09.120 remove the requirement for the department to reject a school district's budget that does not meet the minimum expenditure for instruction provision formerly required in AS 14.17.520. The department will continue to review district operating budgets for compliance with the other budget review requirements in this regulation.
- Behind this cover memo are the proposed regulations.
- Elizabeth Nudelman, Director of School Finance, will be present to brief the board.

◆ OPTIONS

This is a work session item. Action will take place under Agenda Item 6A.

4 AAC 09.115 is repealed:

4 AAC 09.115. Minimum expenditure for instruction. [THE DEPARTMENT WILL CALCULATE EACH DISTRICT'S REQUIRED MINIMUM EXPENDITURE FOR INSTRUCTION UNDER AS 14.17.520 BASED UPON THE DISTRICT'S SCHOOL OPERATING FUND EXPENDITURES REPORTED UNDER THE UNIFORM CHART OF ACCOUNTS REQUIRED UNDER 4 AAC 06.120. THE INSTRUCTIONAL COMPONENT OF A DISTRICT'S BUDGET CONSISTS OF EXPENDITURES IN THE FOLLOWING FUNCTIONAL UNIFORM CHART OF ACCOUNTS CATEGORIES:

- (1) 100 - INSTRUCTION;
- (2) 200 - SPECIAL EDUCATION INSTRUCTION;
- (3) 220 - SPECIAL EDUCATION SUPPORT SERVICES - STUDENT;
- (4) 300 - SUPPORT SERVICES - STUDENTS;
- (5) 350 - SUPPORT SERVICES - INSTRUCTION; AND
- (6) 400 - SCHOOL ADMINISTRATION.] Repealed. (Eff. 7/22/99, Register 151; am

7/1/2000, Register 154; repealed __/__/__, Register __)

4 AAC 09.120 is amended to read:

4 AAC 09.120. Budget review. (a) [THIS SECTION APPLIES TO A BUDGET SUBMITTED UNDER 4 AAC 09.110 FOR A SCHOOL YEAR BEGINNING ON OR AFTER JULY 1, 2000.

(B)] After reviewing a budget submitted under 4 AAC 09.110, the department will either approve the budget[,] or reject a budget that [IS]

- (1) is not in the form required by the department;
- (2) is not balanced;
- (3) does not meet the local effort provisions of AS 14.17; or
- (4) does not **otherwise** meet the **requirements of AS 14.17.910** [MINIMUM

EXPENDITURE FOR INSTRUCTION PROVISION OF AS 14.17.520].

[(C)] **(b)** The department will notify each district of its determination made under [(B)] **(a)** of this section by September 1. Notification will include either an approval or a rejection of the budget submission. Notification that a budget is rejected under this section will include the department's specific reasons for the rejection. A budget rejected under this section must be resubmitted within 20 days of the date of the department's mailing of the notice of rejection.

[(D)] **(c)** A district that has had its budget rejected under [(B)(1), (2) OR (3) of] this section is not eligible for state aid under AS 14.09 or AS 14.17 until the district has submitted a revised budget that has been approved by the department. [A DISTRICT THAT HAS HAD ITS BUDGET REJECTED UNDER (B)(4) OF THIS SECTION MAY REVISE ITS BUDGET IN ACCORDANCE WITH (C) OF THIS SECTION TO COMPLY WITH AS 14.17.520 AND SUBMIT IT TO THE DEPARTMENT FOR APPROVAL UNDER THIS SECTION OR REQUEST A WAIVER IN ACCORDANCE WITH AS 14.17.520(D).]

[(E)] **(d)** A budget of a district that contains a prior year fund balance as revenue will be reviewed again by the department upon receipt of the **district's** prior year audit **under 4 AAC 09.130**. If an audited fund balance less than the amount budgeted is found, the budget will be deemed to be out of balance and the procedures in **(b)** [(C)] and **(c)** [(D)] of this section will apply. (Eff. 5/24/81, Register 78; am 1/15/87, Register 101; am 12/13/87, Register 104; am 8/5/90, Register 115; am 12/5/99, Register 152; am ___ / ___ / ____, Register ___)

Authority:	<u>AS 14.07.020</u>	<u>AS 14.07.170</u>	<u>AS 14.17.900</u>
	<u>AS 14.07.060</u>	AS 14.17.505	AS 14.17.910
	<u>AS 14.07.070</u>	[AS 14.17.520]	AS 14.17.920

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 4B

◆ ISSUE

The board is being asked to open a period of public comment on regulations providing for cost recovery for rental of the Andrew P. Kashevaroff State Library, Archives and Museum or the Sheldon Jackson Museum.

◆ BACKGROUND

- With the opening of the new Andrew P. Kashevaroff Building, interest is high in renting the public areas. To meet the demand for renting these spaces, a regulatory change is required to allow the Division of Libraries, Archives, & Museums to charge space rental fees based on established criteria.
- The criteria for fees shall be based on the cost of staff time, including overtime when applicable, security and janitorial services, and other costs incurred.
- Behind this cover memo are the proposed regulations.
- Patience Frederiksen, Division Director, will be present to brief the board.

◆ OPTIONS

This is a work session item. Action will take place under Agenda Item 6B.

4 AAC 57.910(a) is amended to read:

(a) The division shall charge fees for each of the following services provided by the division through the state library, in the amounts set out after each:

(1) for photographic services, the division processes requests for the duplication of photographs from its collections using the duplication services of a private vendor; the processing fee payable to the division is \$25 per photograph, except that the processing fee payable by a person who is a student is \$1; the provisions of this paragraph apply to the use of an image in publishing, video production, self-copy, exhibits product presentations, interior design, digital format, advertising, or similar use, including for-profit work done by consultants or commercial design firms on behalf of government agencies or non-profit institutions; the processing fee is for one-time non-exclusive use; in addition to the processing fee, the person making a request for a photograph duplication service may be billed by the vendor for the fee or processor's cost of providing the duplicate photograph;

(2) for interlibrary loan services,

(A) for a rush request: \$10 per request;

(B) for the loan of material for an out-of-state request: \$15 per loan;

(C) for a request for photocopying material for an out-of-state request: \$15, plus \$.25 per page;

(3) for photocopying services,

(A) \$.10 per page for self-service;

(B) \$.10 per page, plus \$50 per hour for photocopying by division personnel; for photocopying services that are subject to the fee charged under this subparagraph, the per-hour fee is not charged for the first 10 photocopies of material;

(4) for special services rendered by the staff, the division shall charge a person who requests special services rendered by the staff in an amount based on

(A) actual costs; and

(B) actual staff time rendered that takes into consideration the hourly cost of the salary and benefits payable to any staff member assigned to respond to the request; however, the charge made for staff time under this subparagraph may not exceed \$50 per hour per staff member;[.]

(5) for rental of the Andrew P. Kashevaroff State Library, Archives, and Museums facility or the Sheldon Jackson Museum, the division shall charge a fee based on

(A) the cost of staff time including overtime when applicable;

(B) security services;

(C) janitorial services; and

(D) other costs incurred. (Eff. 12/13/87, Register 104; am 2/24/88,
Register 105; am 7/1/89, Register 110; am 5/1/98, Register 146; am 8/28/2015,
Register 215; am __/__/____, Register ____)

Authority: AS 14.07.060 AS 14.56.020 AS 14.56.030

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 5A

◆ ISSUE

The board is being asked to repeal regulations regarding highly qualified teacher requirements and adopt amendments to regulations related to the issuance of retired certificates and the employment of substitute teachers.

◆ BACKGROUND

- In December, the reauthorization of the Elementary and Secondary Education Act (ESEA), known as the Every Student Succeeds Act (ESSA), removed the highly qualified requirements from federal law starting with the 2016-2017 school year.
- Beginning in the 2017-2018 school year, ESSA will require districts to report information concerning teachers' certifications and endorsements instead of their highly qualified status.
- At its March meeting, the board adopted regulations requiring teachers to demonstrate their content knowledge through examination to qualify for a content area endorsement. The new regulations also allow teachers to add additional endorsements to their certificates by demonstrating content knowledge through a combination of examination and experience.
- The proposed repeal of 4 AAC 04.210 and 4 AAC 04.212 would remove the highly qualified requirements for Alaska school districts.
- According to AS 14.20.020, the department has the authority to issue a retired certificate to individuals who possessed a valid Alaska certificate upon retirement.
- At its March meeting, the board discussed the requirements for a retired certificate and the limits placed on districts to employ individuals holding a retired teaching certificate.
- The proposed changes to 4 AAC 12.380 would clarify and make more rigorous the requirements to gain a retired certificate. Under the proposed requirements for a retired certificate, an applicant would need to satisfy the following:
 - Be retired from an Alaska Teacher Retirement System (TRS);
 - Be eligible for benefits from TRS;
 - Have at least three years of work experience in at least one endorsable area on a valid, regular Alaska certificate; and
 - Submit a fingerprint card and pass a criminal background check.

- The proposed changes would limit the endorsements placed on the retired certificate to those areas that the applicant had at least three years of work experience.
- The proposed changes to 4 AAC 18.021 require school districts to employ a certified individual to replace a teacher the district authorities know will be absent for more than 20 days. If the individual selected holds a regular certificate, the district would be required to place the individual under contract as described in 4 AAC 18.
- The proposed changes to 4 AAC 18.021 also would require a district to report to the department by August 31 of each school year the employment of a substitute teacher to temporarily fill a vacancy at the start of the school year.
- If an individual with a regular certificate was not available, the proposed changes would allow districts to employ individuals holding a retired teaching certificate as a long-term substitute teacher for up to 120 days.
- Behind this cover memo are: 1) the proposed regulations and, 2) public comment.
- Sondra Meredith, Administrator of Teacher Education & Certification, will be present to brief the board on the proposed regulations.

◆ **OPTIONS**

This is a work session item. Action will take place under Agenda Item 7A.

4 AAC 04.210 is repealed:

4 AAC 04.210. Highly qualified teachers. Repealed. (Eff. 6/13/2004, Register 170; am 3/5/2005, Register 173; am 11/10/2005, Register 176; am 1/19/2006, Register 177; am 5/20/2006, Register 178; am 3/15/2007, Register 181; am 7/25/2007, Register 183; am 8/15/2008, Register 187; am 9/7/2012, Register 203; am 6/27/2014, Register 210; repealed __/__/____, Register ____)

Authority: AS 14.07.060 AS 14.20.020 AS 14.50.080

4 AAC 04.212 is repealed:

4 AAC 04.212. Objective uniform standards. Repealed. (Eff. 6/13/2004, Register 170; am 9/25/2005, Register 175; am 1/19/2006, Register 177; am 5/20/2006, Register 178; am 9/20/2006, Register 179; am 2/9/2007, Register 181; am 7/25/2007, Register 183; am 10/31/2008, Register 188; am 10/16/2012, Register 204; repealed __/__/____, Register ____)

Authority: AS 14.07.060 AS 14.20.020 AS 14.50.080

4 AAC 12.380 is repealed and readopted to read:

4 AAC 12.380. Retired certificate (Type R). (a) The department will issue a retired teacher certificate to an applicant who possesses a valid professional, master, Type A, Type B, or Type C teacher certificate from this state upon retiring employment from an Alaska Teacher Retirement system eligible position and meets the requirements in (d) of this section.

(b) A retired teacher certificate qualifies the holder to be assigned as a long-term substitute for any position in an Alaska public school.

(c) To apply for a retired teacher certificate, an applicant must meet the applicable requirements of 4 AAC 12.300, except that the applicant is not required to submit

(1) college transcripts; or

(2) a competency examination designated in 4 AAC 12.310.

(d) To qualify for a retired teacher certificate, an applicant must

(1) be eligible for benefits from the Alaska Teacher Retirement System; and

(2) have at least three years of work experience in one or more of the

endorsement areas on the applicant's valid professional, master, Type A, Type B or Type C teaching certificate.

(e) A retired teacher certificate qualifies the holder to substitute teach for a teacher who district authorities know will be absent up to 120 days while the school is in session.

(f) The endorsements on a retired teaching certificate may only be in the areas the applicant holds an endorsement on a valid professional, master, Type A, Type B, or Type C teacher certificate and has at least three years of work experience in the endorsement area.

(g) To obtain reinstatement of a professional, master, Type B, or Type C teacher certificate, the holder of a retired teacher certificate must be eligible for renewal under 4 AAC 12.405.

(h) The fee for a retired teacher certificate is \$240, plus the cost of any criminal history background check required under (b)(2) of this section. (Eff. 9/29/2005, Register 175; am 6/7/2015, Register 214, am __/__/____, Register ____)

Authority: AS 14.07.060 AS 14.20.020 AS 14.20.030

4 AAC 18.021 is amended to read:

4 AAC 18.021. Employment of substitute teachers. (a) A person employed to replace a teacher who district authorities know will be absent for more than 20 days in which the school is in session must possess a valid Alaska teacher's certificate.

(b) **If** [A PERSON EMPLOYED TO REPLACE A TEACHER WHO] district authorities know **that a teacher** will be absent for **more than 20 in-session days, the district must employ a long-term substitute teacher who holds a certificate issued under 4 AAC 12.305, 4 AAC 12.345, 4 AAC 12.355, or 4 AAC 12.360** [THE REMAINDER OF THE SCHOOL TERM MUST BE EMPLOYED] under the requirements imposed by this chapter [IF MORE THAN 20 IN-SESSION DAYS REMAIN IN THE TERM].

(c) If district authorities know that a teacher will be absent for more than 20 in-sessions days and are unable to employ a qualified applicant who holds a certificate issued under 4 AAC 12.305, 4AAC 12.345, 4 AAC 12.355, or 4 AAC 12.360, the district may employ an individual who holds a retired certificate issued under 4 AAC 12.380 and qualified per 4 AAC 12.380(b) as long-term substitute teacher for up to 120 days.

(d) If a substitute teacher who does not possesses a valid Alaska teacher's certificate is hired to temporarily fill a vacancy at the start of the school year, districts must notify the department by August 31. (Eff. 1/22/81, Register 77, am __/__/____, Register ____)

Authority: AS 14.07.060



Anchorage School District

Education Center

5530 E. Northern Lights Blvd. • Anchorage, AK 99504 • 907-742-4000 • www.asdk12.org

August 11, 2016

Dr. Michael Johnson, Commissioner
Department of Education and Early Development
P.O. Box 110500
Juneau, Alaska 99811-0500

Dear Dr. Johnson,

In response to the request for review and public comment to the proposed changes to the regulations of the Department of Education and Early Development, Anchorage School District (ASD) submits the following:

Anchorage School District supports the proposed change to Title 4 of Alaska Administrative Code, 4 AAC 04.210 to remove from state regulations the expired federal requirements that teachers be highly qualified.

ASD also supports the proposed change to Title 4 of Alaska Administrative Code, 4 AAC 04.212 to remove standards by which a teacher can demonstrate he or she is highly qualified under the No Child Left Behind Act, which is no longer in effect.

ASD supports the proposed change to Title 4 of Alaska Administrative Code, 4 AAC 12.380 to allow a holder of a retired teacher certificate to be assigned as a long-term substitute teacher for any position in a public school. However, ASD requests that consideration be made to allow the holder of a retired teacher certificate to be allowed to serve in a long-term capacity for a maximum of 120 days to allow school districts the greatest degree of staffing flexibility possible.

ASD does not support proposed changes to Title 4 of Alaska Administrative Code, 4 AAC 18.021 to require that a person employed to temporarily fill a vacancy at the start of a school year must possess an Alaska teacher certificate. The Anchorage School District hires, on average, 250 teachers each school year. A number of those individuals start the school year as substitute teachers while they wait for the Department of Education to finalize processing of their Alaska Teacher Certificate.

Educating All Students for Success in Life

Anchorage School Board Tam Agosti-Gisler, President

Elisa Snelling, Vice President
Starr Marssett, Clerk

Kathleen Plunkett, Treasurer
Bettye Davis

Pat Higgins
Kameron Perez-Verdia

Superintendent Dr. Deena Paramo

August 11, 2016
Dr. Michael Johnson, Commissioner
Page Two

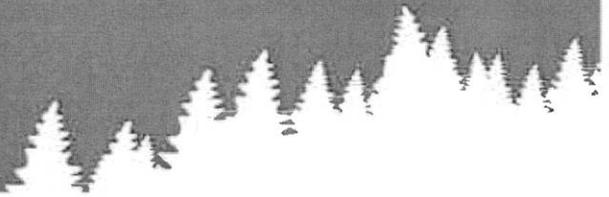
The proposed regulation change to 4 AAC 18.021 would be disruptive to the continuity of the educational program by requiring a certificated educator to begin the school year with students, only to be replaced by the new hire once his/her certificate application is processed and the certificate is received.

The district appreciates the opportunity to forward comments as they relate to the proposed changes in the Department of Education and Early Development (DEED) regulations. My staff and I are available to answer any questions regarding the district's response.

Sincerely,

A handwritten signature in black ink, appearing to read "Deena M. Paramo", with a stylized flourish at the end.

Dr. Deena M. Paramo
Superintendent



OFFICE OF THE SUPERINTENDENT

August 10, 2016

State of Alaska School Board
PO Box 110500
Juneau, AK 99811 - 0500

Re: Proposed Changes 4 AAC 12.380 and 4 AAC 18.021

Dear State School Board Members,

The challenging task of ensuring that each student in the Mat-Su Borough School District is served by a qualified educator is one that I take seriously as Superintendent of Schools. Like many of you, I recognize the key role that teachers play in preparing all students for success. It is with that in mind that I am writing to you to express my support for the proposed changes to 4 AAC 12.380 and 4 AAC 18.021, with one exception.

I believe the proposed changes to the above referenced code recognize the rich workforce that is available to support our schools. Retired educators have demonstrated knowledge, skills, and abilities, which all districts can take advantage of, to continue educational services. In many cases, having seasoned veterans step in may provide calm continuity when the regular provider is absent. I appreciate the flexibility that these new regulations will provide in considering retired individuals for long term sub jobs.

However, in representing the needs and realities of a growing district, I am concerned about the additional limitation which is proposed in 4 AAC 18.021; specifically "or to temporarily fill a vacancy at the start of the school year." While the beginning of the school year is important, I do not see the need for greater restriction or emphasis to be placed here over any other time of year. Mat-Su is also routinely required to respond to unexpected enrollment growth at the beginning of the school year. We will, at times, create new classes and staff these newly created positions with a non-certificated substitute, who is familiar with the school and students, for a very short, limited period of time until a certificated teacher is hired. I am concerned that the process we have successfully employed to ensure a positive start to the school year will be disrupted and that we will not be able to address our enrollment needs as effectively.

In addition, we also have certificated staff whose certificates lapse for a variety of reasons. While this reality is not acceptable, I recognize the inevitability that we will face, from time to time, a start of the year without a fully certificated teacher due to a certification lapse. The proposed regulations do not specify how school districts are to address this situation. If such provisions are a priority for the Board, I would suggest that you build in appropriate flexibility for school districts to address specific circumstances when employing a non-certificated individual is necessary at the start of a school year.

Thank you for your attention to this matter and for your consideration.

Sincerely,

Gene Stone,
Superintendent of Schools

Fry, Eric V (EED)

From: eric.fry@alaska.gov
Sent: Saturday, August 06, 2016 4:04 PM
To: Fry, Eric V (EED)
Subject: Comments on Regs

Name: David Piazza

E-Mail: piazzad@swrsd.org

Telephone: 907-842-5287

Commenting on: 4 AAC 18.021

My Comments: While every attempt is made to always place a certificated teacher into a classroom, short-term teacher illness, parental leave, or emergencies at the beginning of a school year, may cause the need for a substitute. The timing of notification of these events makes it almost impossible to recruit, select, and hire a certificated teacher to temporarily fill the vacancy. District's are continuing to struggle to recruit enough staff to fill school-term vacancies. If these short-term (under 20 days) vacancies at the beginning of the year cannot be filled with the most qualified candidate undue burden will be placed on the District.

Fry, Eric V (EED)

From: Mike Hanley <mhanley@chugachschools.com>
Sent: Monday, July 25, 2016 2:57 PM
To: Fry, Eric V (EED)
Cc: Charlene Arneson; Mike Hanley
Subject: Comments on Regulations

I am writing to comment on the following regulations on behalf of the Chugach School District.

4 AAC 04.210 and 4AAC 04.212 The Chugach School District is supportive of the department of education updating and removing regulatory language in response changes in federal ESEA laws.

4 AAC 12.380 In regards to changes to retired teacher certification regulations, the Chugach School District appreciates the effort to extend the ability of a teacher with a retired certificate to fill a substitute position for the extended period of up to 90 days rather than 20. We also appreciate that the application for a retired teacher certificate will require one last background check with fingerprints to help ensure the safety of our children.

Thank you for the effort you are making and the opportunity to comment.

Mike Hanley
for the
Chugach School District

Fry, Eric V (EED)

From: eric.fry@alaska.gov
Sent: Monday, July 18, 2016 10:55 PM
To: Fry, Eric V (EED)
Subject: Comments on Regs

Name: Susan Hubbard
E-Mail: shubbardslq@gmail.com
Telephone: 907 449-4209

I am commenting on: 4 AAC 12.389

My Comments: I like the intent behind this change, but I'm wondering if it might be a hardship for our smallest schools. I am a retired teacher. I'm the only one in the village of Sleetmute and only one of two retired teachers within 90 miles. My concern is that requiring retired teachers to sub within their endorsements would make it that much harder for our two and three teacher schools to find qualified subs. Maybe an exception should be made for schools under a certain enrollment. Thank you for your consideration on this matter.

Fry, Eric V (EED)

From: Fry, Eric V (EED)
Sent: Saturday, July 16, 2016 4:09 AM
To: Sypeck, Shawn (EED)
Subject: Fwd: Comments on Regs

Pls forward to Commissioner, Betty, Rebecca and Sondra. My phone is tedious to use. Thanks

Sent from my iPhone

Begin forwarded message:

From: <eric.fry@alaska.gov>
Date: July 15, 2016 at 10:55:13 PM EDT
To: <eric.fry@alaska.gov>
Subject: **Comments on Regs**

Name: Aaron Schram

E-Mail: akschramfamily@gmail.com

Telephone: 907 306-6226

I am commenting on: 04.210, 04.212

My Comments: I do not think these should be repealed. Having highly qualified teachers is the greatest determiner to student success!

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 6A

◆ ISSUE

The board is being asked to open a period of public comment on regulations regarding minimum expenditure for instruction and district operating budget review.

◆ BACKGROUND

- HB 156 repealed AS 14.17.520 Minimum expenditure for instruction, which required a district to budget for and spend a minimum of 70 percent of its school operating expenditures in each fiscal year on the instructional component of the district budget. This proposed action would repeal 4 AAC 09.115 and amend 4 AAC 09.120 to implement the statute repeal.
- The proposed repeal of 4 AAC 09.115 removes the requirement of the department to calculate each district's minimum expenditure for instruction based upon the district's school operating fund expenditures reported under the Uniform Chart of Accounts.
- The proposed amendments to 4 AAC 09.120 remove the requirement for the department to reject a school district's budget that does not meet the minimum expenditure for instruction provision formerly required in AS 14.17.520. The department will continue to review district operating budgets for compliance with the other budget review requirements in this regulation.
- Behind this cover memo are the proposed regulations.
- Elizabeth Nudelman, Director of School Finance, will be present to brief the board.

◆ OPTIONS

Open a period of public comment on the proposed regulations.
Amend the proposed regulations and open a period of public comment.
Seek more information.

◆ ADMINISTRATION'S RECOMMENDATION

Open a period of public comment on the proposed regulations.

◆ SUGGESTED MOTION

I move the State Board of Education & Early Development open a period of public comment on 4 AAC 09.115 Minimum expenditure for instruction and 4 AAC 09.120 Budget review.

4 AAC 09.115 is repealed:

4 AAC 09.115. Minimum expenditure for instruction. [THE DEPARTMENT WILL CALCULATE EACH DISTRICT'S REQUIRED MINIMUM EXPENDITURE FOR INSTRUCTION UNDER AS 14.17.520 BASED UPON THE DISTRICT'S SCHOOL OPERATING FUND EXPENDITURES REPORTED UNDER THE UNIFORM CHART OF ACCOUNTS REQUIRED UNDER 4 AAC 06.120. THE INSTRUCTIONAL COMPONENT OF A DISTRICT'S BUDGET CONSISTS OF EXPENDITURES IN THE FOLLOWING FUNCTIONAL UNIFORM CHART OF ACCOUNTS CATEGORIES:

- (1) 100 - INSTRUCTION;
- (2) 200 - SPECIAL EDUCATION INSTRUCTION;
- (3) 220 - SPECIAL EDUCATION SUPPORT SERVICES - STUDENT;
- (4) 300 - SUPPORT SERVICES - STUDENTS;
- (5) 350 - SUPPORT SERVICES - INSTRUCTION; AND
- (6) 400 - SCHOOL ADMINISTRATION.] Repealed. (Eff. 7/22/99, Register 151; am

7/1/2000, Register 154; repealed __/__/__, Register __)

4 AAC 09.120 is amended to read:

4 AAC 09.120. Budget review. (a) [THIS SECTION APPLIES TO A BUDGET SUBMITTED UNDER 4 AAC 09.110 FOR A SCHOOL YEAR BEGINNING ON OR AFTER JULY 1, 2000.

(B)] After reviewing a budget submitted under 4 AAC 09.110, the department will either approve the budget[,] or reject a budget that [IS]

- (1) is not in the form required by the department;
- (2) is not balanced;
- (3) does not meet the local effort provisions of AS 14.17; or
- (4) does not **otherwise** meet the **requirements of AS 14.17.910** [MINIMUM

EXPENDITURE FOR INSTRUCTION PROVISION OF AS 14.17.520].

[(C)] **(b)** The department will notify each district of its determination made under [(B)] **(a)** of this section by September 1. Notification will include either an approval or a rejection of the budget submission. Notification that a budget is rejected under this section will include the department's specific reasons for the rejection. A budget rejected under this section must be resubmitted within 20 days of the date of the department's mailing of the notice of rejection.

[(D)] **(c)** A district that has had its budget rejected under [(B)(1), (2) OR (3) of] this section is not eligible for state aid under AS 14.09 or AS 14.17 until the district has submitted a revised budget that has been approved by the department. [A DISTRICT THAT HAS HAD ITS BUDGET REJECTED UNDER (B)(4) OF THIS SECTION MAY REVISE ITS BUDGET IN ACCORDANCE WITH (C) OF THIS SECTION TO COMPLY WITH AS 14.17.520 AND SUBMIT IT TO THE DEPARTMENT FOR APPROVAL UNDER THIS SECTION OR REQUEST A WAIVER IN ACCORDANCE WITH AS 14.17.520(D).]

[(E)] **(d)** A budget of a district that contains a prior year fund balance as revenue will be reviewed again by the department upon receipt of the **district's** prior year audit **under 4 AAC 09.130**. If an audited fund balance less than the amount budgeted is found, the budget will be deemed to be out of balance and the procedures in **(b)** [(C)] and **(c)** [(D)] of this section will apply. (Eff. 5/24/81, Register 78; am 1/15/87, Register 101; am 12/13/87, Register 104; am 8/5/90, Register 115; am 12/5/99, Register 152; am ___ / ___ / ____, Register ___)

Authority:	<u>AS 14.07.020</u>	<u>AS 14.07.170</u>	<u>AS 14.17.900</u>
	<u>AS 14.07.060</u>	AS 14.17.505	AS 14.17.910
	<u>AS 14.07.070</u>	[AS 14.17.520]	AS 14.17.920

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 6B

◆ ISSUE

The board is being asked to open a period of public comment on regulations providing for cost recovery for rental of the Andrew P. Kashevaroff State Library, Archives and Museum or the Sheldon Jackson Museum.

◆ BACKGROUND

- With the opening of the new Andrew P. Kashevaroff Building, interest is high in renting the public areas. To meet the demand for renting these spaces, a regulatory change is required to allow the Division of Libraries, Archives, & Museums to charge space rental fees based on established criteria.
- The criteria for fees shall be based on the cost of staff time, including overtime when applicable, security and janitorial services, and other costs incurred.
- Behind this cover memo are the proposed regulations.
- Patience Frederiksen, Division Director, will be present to brief the board.

◆ OPTIONS

Open a period of public comment on the proposed regulations.
Amend the proposed regulations and open a period of public comment.
Seek more information.

◆ ADMINISTRATION'S RECOMMENDATION

Open a period of public comment on the proposed regulations.

◆ SUGGESTED MOTION

I move the State Board of Education & Early Development open a period of public comment on 4 AAC 57.910(a)(5) General Provisions: Fees for Services.

4 AAC 57.910(a) is amended to read:

(a) The division shall charge fees for each of the following services provided by the division through the state library, in the amounts set out after each:

(1) for photographic services, the division processes requests for the duplication of photographs from its collections using the duplication services of a private vendor; the processing fee payable to the division is \$25 per photograph, except that the processing fee payable by a person who is a student is \$1; the provisions of this paragraph apply to the use of an image in publishing, video production, self-copy, exhibits product presentations, interior design, digital format, advertising, or similar use, including for-profit work done by consultants or commercial design firms on behalf of government agencies or non-profit institutions; the processing fee is for one-time non-exclusive use; in addition to the processing fee, the person making a request for a photograph duplication service may be billed by the vendor for the fee or processor's cost of providing the duplicate photograph;

(2) for interlibrary loan services,

(A) for a rush request: \$10 per request;

(B) for the loan of material for an out-of-state request: \$15 per loan;

(C) for a request for photocopying material for an out-of-state request: \$15, plus \$.25 per page;

(3) for photocopying services,

(A) \$.10 per page for self-service;

(B) \$.10 per page, plus \$50 per hour for photocopying by division personnel; for photocopying services that are subject to the fee charged under this subparagraph, the per-hour fee is not charged for the first 10 photocopies of material;

(4) for special services rendered by the staff, the division shall charge a person who requests special services rendered by the staff in an amount based on

(A) actual costs; and

(B) actual staff time rendered that takes into consideration the hourly cost of the salary and benefits payable to any staff member assigned to respond to the request; however, the charge made for staff time under this subparagraph may not exceed \$50 per hour per staff member;[.]

(5) for rental of the Andrew P. Kashevaroff State Library, Archives, and Museums facility or the Sheldon Jackson Museum, the division shall charge a fee based on

(A) the cost of staff time including overtime when applicable;

(B) security services;

(C) janitorial services; and

(D) other costs incurred. (Eff. 12/13/87, Register 104; am 2/24/88,
Register 105; am 7/1/89, Register 110; am 5/1/98, Register 146; am 8/28/2015,
Register 215; am __/__/____, Register ____)

Authority: AS 14.07.060 AS 14.56.020 AS 14.56.030

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 7A

◆ ISSUE

The board is being asked to repeal regulations regarding highly qualified teacher requirements and adopt amendments to regulations related to the issuance of retired certificates and the employment of substitute teachers.

◆ BACKGROUND

- In December, the reauthorization of the Elementary and Secondary Education Act (ESEA), known as the Every Student Succeeds Act (ESSA), removed the highly qualified requirements from federal law starting with the 2016-2017 school year.
- Beginning in the 2017-2018 school year, ESSA will require districts to report information concerning teachers' certifications and endorsements instead of their highly qualified status.
- At its March meeting, the board adopted regulations requiring teachers to demonstrate their content knowledge through examination to qualify for a content area endorsement. The new regulations also allow teachers to add additional endorsements to their certificates by demonstrating content knowledge through a combination of examination and experience.
- The proposed repeal of 4 AAC 04.210 and 4 AAC 04.212 would remove the highly qualified requirements for Alaska school districts.
- According to AS 14.20.020, the department has the authority to issue a retired certificate to individuals who possessed a valid Alaska certificate upon retirement.
- At its March meeting, the board discussed the requirements for a retired certificate and the limits placed on districts to employ individuals holding a retired teaching certificate.
- The proposed changes to 4 AAC 12.380 would clarify and make more rigorous the requirements to gain a retired certificate. Under the proposed requirements for a retired certificate, an applicant would need to satisfy the following:
 - Be retired from an Alaska Teacher Retirement System (TRS);
 - Be eligible for benefits from TRS;
 - Have at least three years of work experience in at least one endorsable area on a valid, regular Alaska certificate; and
 - Submit a fingerprint card and pass a criminal background check.

- The proposed changes would limit the endorsements placed on the retired certificate to those areas in which the applicant had at least three years of work experience.
- The proposed changes to 4 AAC 18.021 require school districts to employ a certified individual to replace a teacher the district authorities know will be absent for more than 20 days. If the individual selected holds a regular certificate, the district would be required to place the individual under contract as described in 4 AAC 18.
- The proposed changes to 4 AAC 18.021 also would require a district to report to the department by August 31 of each school year the employment of a substitute teacher to temporarily fill a vacancy at the start of the school year.
- If an individual with a regular certificate was not available, the proposed changes would allow districts to employ individuals holding a retired teaching certificate as a long-term substitute teacher for up to 120 days.
- Behind this cover memo are the proposed regulations.
- Sondra Meredith, Administrator of Teacher Education & Certification, will be present to brief the board on the proposed regulations.

◆ **OPTIONS**

Adopt the proposed regulations.

Amend the proposed regulations and adopt the amended regulations.

Seek more information.

◆ **ADMINISTRATION'S RECOMMENDATION**

Adopt the proposed regulations.

◆ **SUGGESTED MOTION**

After considering all public comment, I move the State Board of Education and Early Development adopt the proposed amendments to 4 AAC 04.210 Highly qualified teachers; 4 AAC 04.212 Objective uniform standards; 4 AAC 12.380 Retired certificate (Type R); and 4 AAC 18.021 Employment of substitute teachers.

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 8A

◆ **ISSUE**

This is a standing report to the board regarding the Division of Teaching & Learning Support.

◆ **BACKGROUND**

Paul R. Prussing, Acting Director of Teaching & Learning Support, will be present to answer any questions from the board.

◆ **OPTIONS**

This is an information item. No action is required.

Teaching & Learning Support Report to the State Board of Education and Early Development, September 2016

Early Learning Update

The department (DEED) received \$2,000,000 in the FY17 budget to continue the Alaska Pre-Elementary program. With the pre-elementary funds, the department released two grant opportunities for districts. One grant opportunity supports those districts that currently have preschool grants to continue their programs. The second opportunity supports districts that would like to begin offering pre-elementary support for young children. The focus of both grants is to provide districts the support needed to implement a mixed-delivery, locally designed option for quality preschool. Five school districts received renewal grants: Anchorage, Lower Kuskokwim, Mat-Su, Nome, and Yukon-Koyukuk. The second grant was released on July 15; those awards will be announced on August 15

The department received continued funding to support Parents as Teachers and Best Beginnings. Early Learning Administrator Anji Gallanos is working with both programs to develop measurable objectives and research-based evaluation tools. Best Beginnings is working with Regional Education Laboratories to develop an evaluation process that can demonstrate long-term gains from the early literacy support that young children receive in their homes.

Alaska Head Start grantees will travel to Fairbanks in October for the 2017 Tribal Consultations. Tribal Consultations provide federal, state, and local programs an opportunity to meet collaboratively.

In August, the department received notice for the continued funding of the Head Start Collaboration Office. This \$125,000 award provides staffing funds to oversee the Collaboration Office and provide support to Head Start grantees.

Career and Technical Education (CTE) team update

CTE continues to work with the federal Office of Career Technical and Adult Education on definitions of program size, scope, and quality for CTE pathways.

Carl Perkins (federal) secondary grants successfully joined the department's Grants Management System this year; all secondary grants and reallocations for FY17 are being submitted online by district partners. Six competitive Perkins grants were awarded in June, and these continue to be administered individually outside of the online system.

The CTE team is preparing for annual site monitoring visits for the Perkins grant cycle which began in August. They will offer districts technical assistance related to CTE programs, and support compliance work. We continue to monitor progress and prepare for the completion of Perkins V legislation currently under consideration in Congress. It is hoped this bill will pass both houses prior to the end of the calendar year.

Child Nutrition Programs

The U.S. Department of Agriculture released four sets of final regulations to implement the remaining provisions of the Healthy, Hunger-Free Kids Act of 2010. These regulations relate to the community eligibility provision, Smart Snacks, local school wellness policies, and administrative reviews. While many of these regulations make only minor changes to the interim regulations, the local school wellness policies' final regulations make significant changes. The requirements include provisions to ensure that any food or beverage marketed on school grounds during the school day meets the Smart Snacks standards, and requirements to establish nutrition requirements for all foods offered at school.

The Alaska Department of Administration (DOA) is developing a new bid for the state grocery contract for state entities; Child Nutrition Programs has been working closely with DOA to develop bid specifications that meet the needs for school districts participating in the National School Lunch Program and require state vendors to allow school districts to purchase off of the contract. The goal of this project is to lower purchase costs for school districts and streamline procurement efforts.

School Health, Safety, and Alternative Education Team

During this quarter, the team dedicated significant effort to creating mandated training resources in response to HB 44 and HB 156. Many districts have been seeking technical assistance from the School Health, Safety, and Alternative Education Team as they prepare to deliver their annual in-service trainings and need clarity on the latest training requirements. Our team offers both eLearning courses and an At a Glance Required District Staff Trainings document to support district efforts to comply with the collection of state and federally mandated trainings. See <https://education.alaska.gov/eLearning/pdf/MandatedTraining2016Final.pdf>

The department's eLearning program successfully migrated to a new Learning Management System in June, saving the department \$340,820 over the next three years. The new system not only assists districts in complying with current mandated training requirements but also has embedded features that will support certificated staff to track and verify their completion of emerging teacher certification training requirements that take effect June 30, 2017. The team updated the Prenatal Alcohol and Drug Related Disabilities course to reflect the most current research on these disabilities, and overhauled the Mandated Reporters of Child Abuse & Neglect courses to align with both the teacher training requirements of the Alaska Safe Children's Act and the Office of Children's Services revised training and reporting protocols. The Domestic Violence and Sexual Assault course is under revision to align with the teacher training requirements of the Alaska Safe Children's Act, and is expected to be released well in advance of the statute's June 30, 2017, effective date.

The ten-member Alaska Safe Children's Act Task Force (which included the Commissioner and Board Member Barbara Thompson) was commissioned to provide recommendations to the department for age-appropriate model curricula and teacher training materials related to five main areas: 1) suicide prevention training; 2) sexual abuse and sexual assault awareness training and prevention; 3) dating violence and abuse awareness training and prevention; 4) alcohol and drug related disabilities training required for teachers and staff; and 5) alcohol and drug abuse education for students. It completed its work and submitted a final report to the department. To view the recommendations, go to the final report: <http://www.alaskachildrenstrust.org/safe->

[childrens-act](#) or visit the department's Live Binder at [Alaska Safe Children's Act Task Force](#) for more information.

State System of Support (SSOS)

The SSOS coaches are gearing up for the upcoming school year, attending in services and planning the upcoming year's site visits. Lower-Kuskokwim School District has requested four coaches to assist their district this year at the district's expense. With this request and one coach vacancy, the department is recruiting for five SSOS coaches.

The Elementary and Secondary Act (ESEA) and Federal Programs

New to the ESEA Federal Programs team is Elizabeth Davis, the ESEA/School Support Education Administrator II. Her expertise in assessments and school improvement is providing new insights to the processes and procedures for the ESEA federal programs. The team is gearing up to transition to new ESSA regulations and processes to be outlined in the Alaska State Plan.

In partnership with the WIDA consortium of states (World-Class Instructional Design and Assessment), the department is hosting an institute for district personnel to become facilitators in a student-centered, teacher-focused approach to engaging educators of English learners to better understand academic language development. The institute will take place on September 6-8 in Anchorage.

The Special Education program

The State Special Education Handbook is being updated with a new section for early childhood transition, as well as some regulatory updates and expanded sections based on district requests. In preparation for the upcoming school year, the special education website is being reworked to insure Americans with Disabilities Act compliance. The Grants Management System approvals for the upcoming year and close-outs for the previous year are all being finalized. Planning for the annual new directors' training is being finalized. This training is conducted in conjunction with the complaint investigators' training and the separate hearing officers' training, to allow for the legal trainers to address the new special education directors, reducing presenter costs significantly. The department is using the Special Olympics facilities in Anchorage for this training; we appreciate the free use of their facility.

A Request for Proposals for the special education director mentor position is being developed. This position was previously funded with grant monies that have now ended. Additionally, a Request for Alternative Procurement is being developed for a statewide software/database system. This system's goal is to reduce districts' burden for reporting requirements and improve student services while addressing compliance issues. All projects proposed by the special education team are to be funded 100 percent with federal monies.

Special Education participated in a technical assistance visit with the Center for Individuals with Disabilities Education Act Fiscal Reporting group regarding adjusting the state's reporting for the maintenance of fiscal support, as well as technical assistance from the National Technical Assistance Center on Transition regarding the state's special education State Systemic Improvement Plan requirements. The plan is a nationwide requirement in which states select a

problem area for improvement in a plan designed by the state. Alaska-Special Education has chosen graduation rates as our area for improvement

The Special Education team recently has received a position from Assessments specifically addressing the Alternate Assessment. Grace Gray is now on the special education team and currently assigned the alternate assessment duties in addition to her responsibilities as an Education Specialist II. The compliance monitoring schedule has been set and travel submitted/approved for the following locations: Alaska Gateway, Craig, Northwest Arctic, Nome, Tanana, Nenana, Yukon Flats, Valdez, Hydaburg, Aleutian Region, Klawock, Mt. Edgecumbe, Anchorage, Mat-Su, and Fairbanks. Technical assistance visits (which have elements of compliance monitoring) are scheduled for Chatham, Iditarod, and Lower Yukon.

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 8B

◆ ISSUE

This is a standing report to the board regarding assessment and accountability.

◆ BACKGROUND

- Behind this cover memo is a report of the work of the assessment and accountability unit.
- Margaret MacKinnon, Director of Assessment & Accountability, will be present to answer board members' questions.

◆ OPTIONS

This is an information item. No action is required.

Assessment & Accountability Report to the State Board of Education & Early Development, September 2016

The major work of the assessment team over the summer has been to develop information for seeking a new vendor to administer academic content assessments in English language arts, mathematics, and science beginning in spring 2017. The department issued a Request for Information (RFI) on August 22 to begin the process.

The department submitted the request for a waiver from the Elementary and Secondary Education Act (ESEA) testing and reporting requirements for 2015-2016 to the U.S. Department of Education on August 3, 2016.

Alaska will administer the Dynamic Learning Maps® (DLM®) Alternate Assessment in Science for the 2016-2017 school year. Alaska already administers the DLM English language arts and mathematics alternate assessments for students with significant cognitive disabilities. All three assessments are computer-based and delivered through the Kansas Interactive Testing Engine. Prior to making the decision to administer the DLM Alternate Science assessment, the department, in cooperation with special education directors and district test coordinators, recruited nine participants for an Alternate Assessment Community of Practice (CoP). The participants represented the diversity of the districts that administer the alternate assessment and included a variety of roles and grade levels. The CoP participants reviewed information about the DLM science assessment including an alignment study of the DLM Essential Elements with the Alaska Science Grade Level Expectations, and recommended that it made sense for Alaska to transition to the DLM alternate assessment for science.

The data team is ready to implement the collection of educator evaluation data required by regulation. These district-level files are due September 15. Districts are provided with a one-page Excel template to complete. There will be two conference calls (or webinars) later in August to review this requirement with districts.

The migration of the collection of suspension and expulsion data to the state reporting manager (SRM) was very successful. It was the culmination of a year of planning, with collaboration between the data team, the school health team, and Information Technology.

The implementation of direct certification automation is nearing conclusion. This project will automate the matching of food stamp, Temporary Assistance for Needy Families, and foster care records from the Department of Health & Social Services to better assist districts with the identification of students who qualify for free meals at school.

Another automation project involves the collection of enrollment information for child nutrition purposes. Currently, districts upload files throughout the school year into the SRM. To reduce burden, the Sitka School District will be piloting a process that will allow files generated locally from the student information system (SIS) to be sent automatically to the SRM. The goal is to extend this opportunity to all districts regardless of SIS.

An information item of note is the administrative reassignment of the Rampart School from Yukon Flats School District to Yukon Koyukuk School District for the 2016-2017 school year. This request was made by Floyd Green, who is the First Chief and Tribal Administrator of Rampart Village. This process involved the Departments of Education and Commerce.

Both the assessment and data teams have been impacted by the budget reductions and restructuring. The new general assessments in English language arts, mathematics, and science will be administered under the direction of the director of assessment and accountability, with support from the assessments project coordinator and the district test coordinator liaison. The Education Administrator II position overseeing all statewide assessments has been eliminated. Grace Gray, Education Program Specialist for the Alternate Assessments for students with significant cognitive disabilities, has been transferred to the Special Education section and will maintain the primary oversight for the administration of that assessment. The primary oversight for the administration of the English language proficiency assessment for English learners, ACCESS for ELLs, has been transferred to Elizabeth Davis and Jessica Paris in the ESEA federal programs section. The primary oversight for the Developmental Profile, the kindergarten entry assessment, has been transferred to Anji Gallanos, Early Childhood Administrator.

One of the research analysts position on the data team was eliminated. Also, as part of the broader reorganization in the division, the ESEA Education Associate II moved to the data team. One expected positive outcome of this move is the identification and elimination of inefficiencies and the subsequent reduction in burden on school districts.

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 8C

◆ ISSUE

This is a standing report to the board regarding Mt. Edgecumbe High School. This report is an introduction to the new superintendent and a quick look at some data from the 2015-16 school year.

◆ BACKGROUND

- Superintendent Janelle Vanasse came into the position July 1, 2016.
- Report includes a review of mission and key themes of the strategic plan that was presented to the board and adopted in the spring of 2016.
- Report includes broad data on some key goals including graduation numbers, retention rates, achievement growth, and college readiness.
- Janelle Vanasse, Superintendent, will be present through distance delivery to brief the board.

◆ OPTIONS

This is an information item. No action is required.

Mt. Edgecumbe High School

Discover your Talents • Develop your Dreams • Learn to Lead

Mission:

To provide a challenging, unique education in a residential setting that values rich cultural diversities and traditions, inspiring Alaskan students to become successful, responsible, global citizens

Strategic Plan

A new strategic plan was adopted for MEHS in May 2016

A focus for the upcoming school year will be to implement the strategic plan. As a school team, we are identifying priorities and making action plans. The key themes of the strategic plan can be summarized by:

- Increased Communication
- Alignment of curriculum & instructional practices to standards and identified student needs
- Support services that target student needs and bridge school, residential, and home environments
- Result tracking and inquiry cycles
- Proactive healthy living activities, instruction, and support

A look at the 2015-16 School Year:

MEHS goals have included a high 4 year graduation rate and a reduction in attrition.

MEHS has a 91.3% graduation rate. Over the last few years attrition rates have dropped from around 20% to current 12% average.

Class of 2016

82 Graduates

* includes one mid-year graduate

87% Retention Rate



2015-16 Enrollment

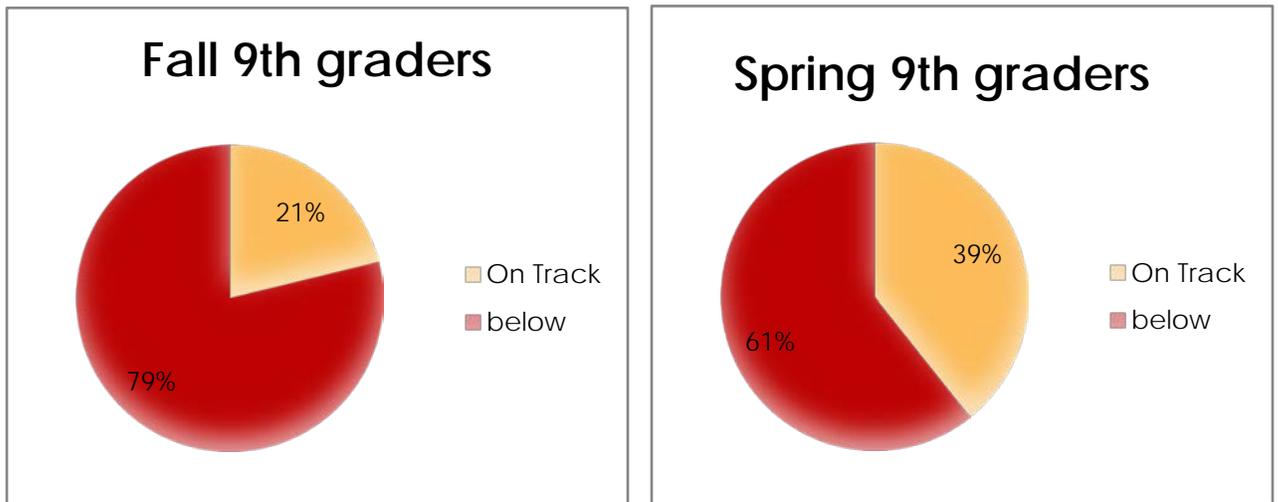
	Beginning	October	End	Attrition Rate
9	107	102	90	16.8%
10	126	120	106	15.9%
11	114	111	102	10.5%
12	87	87	81	6.8%
total	434	420	379	12.5%

Growth Indicators

MEHS serves a key role in allowing students access to a high quality and comprehensive high school program. Many of the students entering MEHS are not yet on track for college and career readiness. A goal of MEHS is to accelerate student growth with a result in college and career readiness. It is typical for students attending Mt. Edgecumbe High School to gain more than average in a year's time compared to national norms on the NWEA MAP.

- Percent of students making more than a year's worth of growth:
- 85% of 9th grade students in math
- 59% of 10th grade students in math
- 55% of 9th and 10th grade students in reading
- 56% of 9th grade students in language usage
- 70% of 10th grade students in language usage

NWEA MAP data provides a comparative prediction to the ACT test. MAP scores for students in grades 4-9 may be used to predict if a student is on-track to earn a "college ready" score on the ACT in 11th grade. Last year, the number of 9th graders 'on-track' to earn a college ready score in math nearly doubled from fall to spring.



The graphs above compare the 9th grade class. Of the incoming freshman, only 21% received an "on-track" prediction in the fall. By spring nearly 40% of this same class earned an "on-track" prediction.

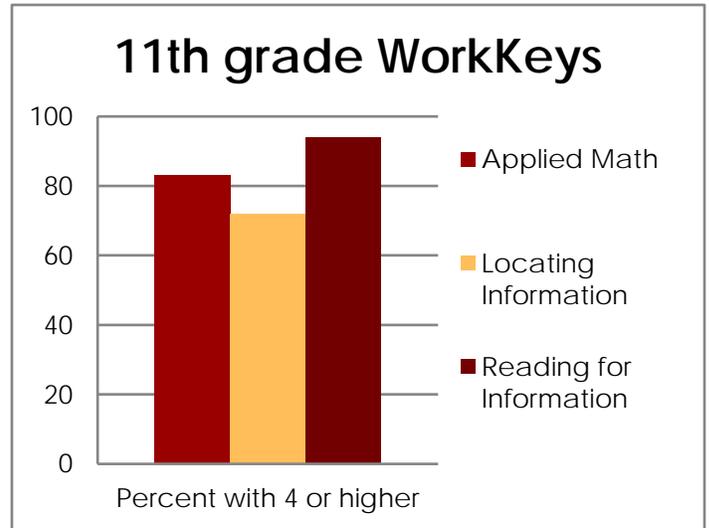
In addition to growth, MEHS average achievement scores are above average. Spring Average MAP percentile score

Grade	Math	Reading	Language Usage
9th	79%	67%	71%
10 th	83%	82%	87%
11th	79%	84%	82%

College Readiness Indicators

WorkKeys is an assessment designed for career readiness. A student who earns a 4 or higher in each of three categories is considered ready for 67% of jobs. Most of MEHS students are reaching this level.

The Alaska Performance Scholarship eligibility also provides an indication of students well prepared for vocational or collegiate higher education. APS eligibility requires students meet criteria for GPA, transcript courses, and a college readiness assessment



Another indicator of college readiness is participation in dual credit courses. During the 2015-16 school year, 18 MEHS students earned college credit and approximately 20% of seniors graduated with college credit.

Enrollment 2016-17

MEHS implemented an online application process with 2015 as a pilot year. With full implementation this year, applications and return enrollments went smoothly with a current count of 439 students accepted.

Superintendent Introduction

Janelle Vanasse came on board as Superintendent/Director of Mt. Edgecumbe High School in July.

"I am excited about the opportunity to serve students and their families from around the state. Mt. Edgecumbe High School plays a key role in our state wide educational system and I look forward to being part of this amazing institution."



**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 8D

◆ ISSUE

This is a standing written report to the board regarding the Division of Libraries, Archives & Museums.

◆ BACKGROUND

- Behind this cover memo is the standing written report to the board highlighting the news and activities of the Division of Libraries, Archives & Museums for June through August 2016.
- Patience Frederiksen, LAM Director, will be present to answer board members' questions.

◆ OPTIONS

This is an information item. No action is required.

Libraries, Archives & Museums Report to the State Board of Education and Early Development, September 2016

Personnel changes:

Stan Hubbard, Microfilm Operator II, retired in June.

Linda Thibodeau, Division Director, retired in July.

Martha McTear, Cataloging Librarian II, resigned in September.

Maeghan Kearney, Government Documents Librarian II, resigned in September.

Grants:

The National Endowment for the Humanities awarded \$275,000 to the State Library for the Alaska Digital Newspaper Project, a two-year grant project to select and digitize 100,000 pages of significant historical Alaska newspaper content from 1866-1922.

Scott Carrlee, Curator of Museum Services, is expecting to hear from the federal Institute of Museum and Library Services in September concerning his grant application for a paper conservator to work on restoration of documents pertinent to Alaska history, including materials related to the 150th Sesquicentennial Celebration.

Andrew P. Kashevaroff (APK) Building News:

The Shakespeare First Folio exhibit was open for free from July 26 to August 24, along with ancillary events such as a series of lectures on Shakespeare, children's programming emphasizing the Bard, and the reading of all 36 Shakespeare plays by the Theater in the Rough group in APK and other venues across Juneau.

The 2016 Museums Alaska/Alaska Historical Society annual conference expects 200 attendees and will be held September 21-24 at the APK Building, the Sealaska Heritage Institute, and the Juneau-Douglas City Museum.

The APK will be a polling place in Juneau for the August 16 primary election, the municipal election in October, the general election in November, and the Electoral College assignment of final votes in December, which will be televised.

State Museum staff are working with project managers from the Department of Transportation and Public Facilities (DOTPF) to design and install second-story additional storage in the museum vault. This project will increase museum artifact storage space by one-third. This project is being funded with project savings that accrued through the best practices management procedures used by DOTPF managers during the construction of the APK.

New Logo:



ALASKA STATE LIBRARY, ARCHIVES & MUSEUM
FATHER ANDREW P. KASHEVAROFF BUILDING

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 8E

◆ ISSUE

This is a standing written report from the Attorney General's Office on education-related legal matters.

◆ BACKGROUND

- Behind this cover memo is the Assistant Attorney General's report.
- Assistant Attorney General Rebecca Hattan will be present to answer board members' questions.

◆ OPTIONS

This is an information item. No action is required.

MEMORANDUM

State of Alaska Department of Law

TO: Members, State Board of Education and Early Development

DATE: August 9, 2016

FILE NO.: JU2015200003

TEL. NO.: (907) 465-3600

FROM: Rebecca Hattan
Luann Weyhrauch
Assistant Attorneys General
Labor & State Affairs Section
Department of Law

FAX NO.: (907) 465-2520

SUBJECT: Attorney General's Report

This memorandum describes the status of current litigation involving the Department of Education and Early Development.

1. *Miebs v. Anchorage School District et al.* Ms. Miebs survived an attempted murder committed by her estranged boyfriend, Nicholas Chamberlain. The attack took place at or near Service High School. Both Ms. Miebs and Mr. Chamberlain were students at Service High School. Prior to attending Service, Mr. Chamberlain attended several other high schools in the state, including Mount Edgecumbe. The complaint names numerous plaintiffs, including the Department of Education and Early Development ("Department"). Plaintiffs' theory of liability as to the Department was that Mt. Edgecumbe culpably failed to adequately warn Service High School about Mr. Chamberlain's behavioral history. On June 21, 2016, the court granted a motion jointly filed by the plaintiff and the Department to dismiss with prejudice all claims against the Department. The order dismissed plaintiff's claims against the Department with each side to bear its own fees and costs. The Department was represented in this matter by Patricia Huna, an attorney in the Torts section of the Department of Law.

2. *DEC Enforcement Matter related to Contamination at Aniak Middle School.* The Alaska Department of Environmental Conservation (DEC) has identified DEED, DOT&PF, and the Kuspuk School District, as well as the federal government, AT&T Alascom, Lockheed Martin Corporation, and Exelis-Arctic Services, Inc., as potentially responsible parties (PRPs) for polychlorinated biphenyls (PCBs) and trichloroethylene (TCE) contamination at the site of the Aniak Middle School. The contamination dates back to the use of the site by the U.S. Air Force as a White Alice Communications System site from 1958 to 1979.

In September 2013, the PRPs reached agreement through mediation as to the allocations (percentages of responsibility) that each party would bear in an agreement to share past and future clean-up costs for PCB and TCE contamination, although not all issues relating to TCE contamination could be resolved. On April 21, 2015, the PRPs executed an agreement to continue sharing the cost for the operation of the sub-slab-depressurization system and the TCE monitoring program at the site.

On February 3, 2016, the Consent Decree (a settlement agreement in the form of a court order) was fully executed. On February 8, 2016, DEC filed a complaint in federal district court for the purpose of establishing a forum for a court-ordered resolution. The Consent Decree was signed by the court on March 4, 2016. On August 4, 2016, DEC approved the draft work plan for the TCE Remedial Investigation/Feasibility Study with on-site work to be conducted in 2016 to further assess the presence of TCE for the purpose of preparing a TCE remediation plan. PCB clean-up work is expected to occur in the summer of 2017.

3. *Ketchikan Gateway Borough et al. v. State of Alaska.* On January 13, 2014, the Ketchikan Gateway Borough sued the State of Alaska, asking the court for declaratory judgment on several points of constitutional law. The lawsuit argued that the required local contribution component of the Alaska school funding formula violated art. XI, sec. 7, the Alaska Constitution's anti-dedication clause. The lawsuit also alleged that the required local contribution unconstitutionally deprived the Governor of his veto power under art. IX, sec.13. The plaintiffs filed a motion for summary judgment on February 6, 2014. The state filed a cross motion asking for summary judgment in its favor. Oral argument took place in Ketchikan on June 2, 2014. On November 21, 2014, Judge Carey ruled in favor of the Ketchikan Gateway Borough, holding that the required local contribution violated art. XI, sec. 7, the anti-dedication clause. Final Judgment was entered in the superior court. On January 28, 2015, the state appealed the lower court ruling to the Alaska Supreme Court. The plaintiffs filed a cross appeal. The Alaska Supreme Court granted the state's request for a stay of the superior court's order during the pendency of the Supreme Court appeal. The briefing process was completed and oral argument took place on September 16, 2015.

The Alaska Supreme Court issued a decision in January, 2016. The decision upholds the statute—allowing the state to continue requiring payment of the local contribution, an amount that equaled approximately \$222 million in recent years. The decision also maintains the state's eligibility to offset state formula aid with federal impact aid, to the tune of approximately \$70 million each year. The Supreme Court decided that public school funding fell within an implied exception within the dedicated funds clause for state-local cooperative programs. This is the first Supreme Court decision to recognize the state-local cooperative programs exception. The state argued that the exception exists based on a memorandum written by consultants during the

Constitutional Convention, and a subsequent change to the language of the constitutional provision that delegates said address the memo's concerns. The state pursued and was awarded attorney's fees in this matter in the amount of \$28,037.21.

4. *North Slope Borough (NSB) and North Slope Borough School District (NSBSD) appeal of Department's denial of debt reimbursement eligibility for certain bonds issued by NSB.* In February 2015 the North Slope Borough (NSB) and North Slope Borough School District (NSBSD) appealed the Department's denial of debt reimbursement eligibility for five borough-issued bonds. After the commissioner's designee reviewed and affirmed the Department's determination, the NSB and NSBSD requested a formal hearing. The parties entered into a stipulated schedule and the hearing officer set summary adjudication motion deadlines. In October 2015, the parties entered into a stipulation of facts and later filed cross-motions for summary adjudication. In July 2016, the hearing officer recommended that the previous decisions to deny reimbursement be affirmed. On July 29, 2016, the Commissioner remanded the matter to the hearing officer for further deliberation. The parties are now awaiting a revised recommended decision, which should be issued and returned to the Commissioner by August 19, 2016. The Department is represented in this matter by Janell Hafner, an attorney in the Opinions and Appeals section of the Department of Law.

5(a). *Illuminations Childcare and Educational Center (Illuminations) Appeal of Department Action taken under Child and Adult Care Food Program (CACFP). Appeal within Department.* In March 2015, Illuminations submitted a request for administrative review of the department's notice of March 12, 2015. In the March 12, 2015 notice, the department suspended the participation of Illuminations in the CACFP program, proposed to terminate Illumination's agreement, proposed to disqualify Illuminations, and proposed to disqualify its owner and administrator. This notice was sent under CACFP federal regulations due to action taken by the state Child Care Program Office to suspend the child care license of Illuminations based on serious health or safety violations. In April 2015, Illuminations and its owner and administrator requested an administrative review of written materials rather than a hearing. An administrative review official was appointed to conduct the review of written materials under the CACFP federal regulations. The review official issued a determination upholding the agency's action in May 2015.

5(b). *Illuminations, LLC, d/b/a Illuminations Childcare and Educational Center, Brenda J. Fuller, and Kimberly J. Danford v. Alaska Department of Education and Early Development. Appeal to court.* In June 2015, Illuminations, *et al.*, filed an appeal in the superior court. On July 16, 2015, the Notice of Appeal was properly served. The agency record was filed in September 2015. The appellants' opening brief was filed on December 9, 2015. The parties are discussing settlement options. We have been working with the appellants, through their attorney, to obtain documentation related to their claim.

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 9

◆ ISSUE

This is a standing oral report to the board by the Commissioner.

◆ BACKGROUND

- The board will hear a report on the Commissioner's activities.
- Commissioner Johnson will be present to brief the board.

◆ OPTIONS

This is an information item. No action is required.

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 10

◆ ISSUE

The board is being asked to approve its consent agenda.

◆ BACKGROUND

- There is one item on the consent agenda.
- Behind this cover memo is item 10A, Approve the minutes of the June 16-17, 2016, meeting.

◆ OPTIONS

Approve the consent agenda.

Remove the item and address it.

Seek additional information.

◆ ADMINISTRATION'S RECOMMENDATION

Approve the consent agenda.

◆ SUGGESTED MOTION

I move the State Board of Education & Early Development approve the consent agenda consisting of approval of the minutes of the June 16-17, 2016, meeting.

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 10A

◆ ISSUE

The board is being asked to approve the minutes of its June 16-17, 2016, meeting.

◆ BACKGROUND

- Behind this cover memo are the proposed minutes of the June 16-17, 2016, meeting.

◆ OPTIONS

Approve the minutes of the June 16-17, 2016, meeting.

Amend the proposed minutes and approve the amended minutes of the June 16-17, 2016, meeting.

Seek additional information.

◆ ADMINISTRATION'S RECOMMENDATION

Approve the minutes of the meeting as presented.

◆ SUGGESTED MOTION

I move the State Board of Education & Early Development approve the minutes of the June 16-17, 2016, meeting.

Alaska State Board of Education & Early Development
Unapproved Minutes
June 16 & 17, 2016
Juneau, AK

Thursday, June 16

Chair Fields called the meeting to order at 1:10 p.m. All members were present. Chair Fields swore in the new military advisory member, LTC (Lieutenant Colonel) Jason Toole. The board prayed and pledged allegiance to the flag.

Second Vice-Chair Thompson amended the agenda to add the appointment of a commissioner. John Harmon amended the agenda to remove Agenda Item 18E from the consent agenda. First Vice-Chair Hull amended the agenda to add an executive session to discuss the state's contract with the Achievement & Assessment Institute. Ms. Hull moved to approve the agenda as amended. Ms. Thompson seconded the motion, which passed unanimously.

Chair Fields declared a potential conflict of interest because he is a member of the school board that employs one of the finalists for commissioner. First Vice-Chair Hull ruled it is not a conflict.

Public Comment

Tim Parker, president-elect of NEA-Alaska, said the union is centered on student learning and wants to be partners with the board. He thanked Dr. Susan McCauley, interim commissioner.

Lisa Parady, executive director of the Alaska Council of School Administrators, thanked the board for its strategic work; she said the ideas for modernization will move student learning forward. She thanked the board for its open process of selecting a commissioner. She thanked Dr. Susan McCauley, interim commissioner; Betty Walters, interim deputy commissioner; and the department staff for their work during the transition.

Rep. Lora Reinbold said she hopes for a new page with a new commissioner. She asked about the cost of having 54 school districts. She said she looks forward to the board putting forth big budget cuts. She said HB 156 should be implemented; the board should pass regulations about data privacy; the department should be careful of strings attached to federal funds; the state is using the Common Core State Standards and improperly spending money on it; and the board should include legislators in its strategic planning.

Kristen Vandagriff of the Governor's Council on Disabilities and Special Education spoke about the needs of special education students and said there should be special education involvement in the state's plan to implement the Every Student Succeeds Act.

Dr. Barbara Haney of North Pole said the Every Student Succeeds Act is an opportunity to change Alaska's standards. She recommended Massachusetts' standards. She said the board should examine the ANSWERS data program. She said the board should conduct a national search for a commissioner.

Ed Gray of Sitka spoke against the Common Core, saying it is developmentally inappropriate. He described Alaska's standards and assessments as failures.

Pam Goode, who is on the Delta-Greely School District's policy committee, opposed the Common Core, saying that it drives curriculum and assessment. She said that gathering data on children violates the state constitution.

Lori Koppenberg said Alaska should use Massachusetts' standards that pre-dated the Common Core. She said there should be a statewide parental right to not take assessments.

Agenda Item 1A. Commissioner selection. Dr. Keith Hamilton moved, and First Vice-Chair Hull seconded the motion, to appoint Dr. Michael Johnson commissioner of education and early development. The board approved the motion unanimously.

Work Session

Agenda Item 1. Every Student Succeeds Act update. Margaret MacKinnon, director of assessment and accountability, and Sondra Meredith, administrator of teacher education and certification, reviewed a PowerPoint presentation on the ongoing collaborative process of developing a state plan to implement the act.

Agenda Item 2. Teacher of the Year role on the board. Assistant Attorney General Rebecca Hattan reviewed the regulation that establishes advisory board members. The board asked for a report on what other states do regarding teacher advisory seats.

Agenda Item 3. Bylaw changes. Assistant Attorney General Rebecca Hattan summarized the proposed change in the board's bylaws regarding publishing meeting notices in newspapers.

Agenda Item 4. Student data. Margaret MacKinnon, director of assessment and accountability, and Brian Laurent, data management supervisor, reviewed a PowerPoint that explained the department's collection, use, and protection of student data. Board members asked questions about the ANSWERS program of longitudinal data.

Agenda Item 5. Resolution for postsecondary network. Rebecca Braun, a policy analyst for Governor Bill Walker, reviewed the proposed resolution, in which the board would express support of the Alaska Postsecondary Access & Completion Network, commit to join as a member, and support the statewide postsecondary attainment goal of 65 percent by 2025.

Friday, June 17

Work Session Continued

Agenda Item 6. House Bill 278. Dr. Susan McCauley, interim commissioner, reviewed the intention of HB 278's language regarding Common Core, based on the legislative intent that the bill would not affect Alaska's standards or school districts' standards. The board discussed

whether there should be a regulation regarding the topic. The board also discussed whether the process of reviewing standards should be set by regulation. First Vice-Chair Hull moved, and Dr. Keith Hamilton seconded the motion, to postpone to the next regular meeting discussion of a regulation regarding HB 278. The motion passed 6-1, with John Harmon voting no.

Agenda Item 7A. Extension of board's approval of UAA program. Sondra Meredith, administrator of teacher education and certification, reviewed the University of Alaska Anchorage's request for a one-year extension of the board's approval of its educator preparation programs.

Agenda Item 7B. Council for the Accreditation of Educator Preparation. Sondra Meredith, administrator of teacher education and certification, reviewed state partnerships with the council and the types of program reviews.

Agenda Item 8A. Teacher-related regulations. Sondra Meredith, administrator of teacher education and certification, reviewed regulations proposed to go out for public comment regarding requirements to be highly qualified, retired teaching certificates, and substitute teachers.

Agenda Item 9A. Educator evaluation requirements. Sondra Meredith, administrator of teacher education and certification, reviewed regulations proposed for adoption regarding the use of student data in educator evaluations.

Agenda Item 9B. SAT scores. Margaret MacKinnon, director of assessment and accountability, reviewed regulations proposed for adoption regarding the use of scores in the new SAT to qualify for the Alaska Performance Scholarship.

Business Session

Executive session. First Vice-Chair Hull moved, and John Harmon seconded, a motion to move into executive session to discuss legal claims arising from the contract with the Achievement & Assessment Institute. The motion passed unanimously in a roll call vote. After the executive session, Dr. Keith Hamilton moved, and First Vice-Chair Sue Hull seconded the motion, to move out of executive session. The motion passed unanimously in a roll call vote.

Agenda Item 10A. Teacher-related regulations. John Harmon moved and First Vice-Chair Hull seconded the following motion: I move the State Board of Education & Early Development open a period of public comment on 4 AAC 04.210 Highly qualified teachers; 4 AAC 04.212 Objective uniform standards; 4 AAC 12.380 Retired certificate (Type R); and 4 AAC 18.021 Employment of substitute teachers. The motion passed unanimously in a roll call vote.

Agenda Item 11A. Educator evaluation requirements. Second Vice-Chair Thompson moved and Rebecca Himschoot seconded the following motion: After considering all public comment, I move the State Board of Education & Early Development adopt the proposed amendments to regulations 4 AAC 04.205. District performance standards, 4 AAC 19.010. Purpose and scope of evaluations, 4 AAC 19.015. Evaluation materials to be available, 4 AAC 19.030. Evaluation

procedures. 4 AAC 19.055. Reporting of evaluation results, and 4 AAC 19.099. Definitions. The motion passed unanimously in a roll call vote.

Agenda Item 11B. SAT scores. Kenneth Gallahorn moved and John Harmon seconded the following motion: After considering all public comment, I move the State Board of Education & Early Development adopt the proposed amendments to 4 AAC 43.020 Standardized examination and grade point average requirements. The motion passed unanimously in a roll call vote.

Agenda Item 12. Subcommittee appointments. Second Vice-Chair Thompson was assigned to the career and technical education subcommittee, LTC Toole to the military compact committee, and Rebecca Himschoot to the Governor’s Council on Disabilities and Special Education.

Agenda Item 13. Dates and locations of meetings. The board adopted the following: September 13-15, 2016, in Juneau; October 24, 2016, audioconference; December 7-9, 2016, audioconference; January 27, 2017, audioconference; March 20-22, 2017, Juneau; and June 7-9, 2017, audioconference.

Agenda Item 14. Election of officers. The board unanimously elected James Fields as Chair, Sue Hull as First Vice-Chair, and John Harmon as Second Vice-Chair.

Agenda Item 15A. Written Libraries, Archives and Museums report.

Agenda Item 15B. Written Teaching and Learning Support report.

Agenda Item 15C. Written Assessment report.

Agenda Item 15D. Written Mt. Edgecumbe High School report.

Agenda Item 15E. Written legislative and budget report.

Agenda Item 15F. Written Attorney General’s report.

Agenda Item 16. Commissioner’s report. Dr. Susan McCauley, Interim Commissioner, congratulated Dr. Michael Johnson on his appointment. She thanked the board for its support.

Agenda Item 17. Board members’ questions. Board members asked about the Libraries, Archives and Museums budget; the new use of the former State Archives building; the criteria for suicide prevention grants; operating funds for the Mt. Edgecumbe High School (MEHS) pool; more communication between the board and the MEHS advisory board; House Bill 156; and the state’s capital budget.

Agenda Item 18E. Resolution regarding postsecondary network. Second Vice-Chair Thompson moved and Rebecca Himschoot seconded the following motion: I move the State Board of Education & Early Development approve the proposed resolution to support the Alaska Postsecondary Access & Completion Network, join the Network as a member, and support the

statewide postsecondary attainment goal of “65 by 2025.” The motion passed 6-1 with John Harmon voting no.

Agenda Item 18. Consent agenda. Second Vice-Chair Thompson moved and Kenneth Gallahorn seconded the following motion: I move the State Board of Education & Early Development approve the consent agenda consisting of the following: approve the minutes of the March 21-22, 2016, meeting; approve the minutes of the May 2, 2016, meeting; approve amending the bylaws to publish meeting notices in one newspaper; and approve extending approval of the educator preparation program at the University of Alaska Anchorage for one year. The motion passed unanimously in a roll call vote.

Board comments

Alec Burris thanked the board and wished incoming student member Wilfried Zibell good luck.

Wilfried Zibell thanked Alec Burris and Dr. Susan McCauley, and welcomed Dr. Michael Johnson.

Barbara Thompson thanked Alec Burris, Dr. Susan McCauley, and staff, and welcomed Dr. Michael Johnson.

John Harmon thanked Dr. Susan McCauley, staff and Amy Jo Meiners.

Sue Hull thanked Alec Burris, Amy Jo Meiners, Dr. Susan McCauley, and James Fields.

Rebecca Himschoot thanked Amy Jo Meiners, Tim Parker, staff, Stewart MacDonald, Jerry Covey, and Dr. Susan McCauley, and welcomed Dr. Michael Johnson and LTC Toole.

LTC Toole said it was important for the board to have exposure to the military.

Dr. Keith Hamilton thanked Dr. Susan McCauley, Betty Walters, and Alec Burris, and welcomed Dr. Michael Johnson.

James Fields thanked Alec Burris, Dr. Susan McCauley, and staff. He said Dr. Michael Johnson is a good leader.

The board adjourned at 12:30 p.m.

**To: Members of the State Board of
Education and Early Development**

September 13, 2016

From: Dr. Michael Johnson, Commissioner

Agenda Item: 11

◆ ISSUE

The board will consider going into an executive session to discuss the department's strategy regarding settlement and to obtain legal advice regarding contract claims with the Achievement & Assessment Institute (AAI) at the University of Kansas.

◆ BACKGROUND

- Under AS 44.62.310(c)(1) of the Open Meetings Act, the following subject may be considered in an executive session: matters, the immediate knowledge of which would clearly have an adverse effect upon the finances of the Department of Education and Early Development.
- Under the AS 44.62.310(b) of Open Meetings Act, the question of holding an executive session for the consideration of the subjects listed in AS 44.62.310(c) shall be determined by a majority vote of the board.

◆ SUGGESTED MOTION

I move the State Board of Education and Early Development convene in executive session to discuss the department's strategy regarding settlement and to obtain legal advice regarding contract claims with the Achievement & Assessment Institute (AAI) at the University of Kansas. Under the Open Meetings Act, AS 44.62.310(c)(1), this is a matter the immediate knowledge of which would clearly have an adverse effect upon the finances of the Department of Education and Early Development.