



MAINE STATE BOARD OF EDUCATION

23 State House Station
AUGUSTA, MAINE 04333

STATE OF MAINE

The State Board of Education held a regular monthly meeting on June 13, 2012, at the Cross State Office Building, Augusta, Maine. The following members were present: Chair James Banks, Sr.; Vice Chair Steven Pound; Marilyn Temple Tardy; Nancy Perkins; Dottie Martin; Martha Harris; Jana Lapoint; Heidi Sampson; Chelsey Whynot; and Kristin Bishop.

Excused: Lynda Doyle

Also present were: Greg Scott, Legislative Liaison ; Mark Cyr, Certification Coordinator; Harry Osgood, Higher Education Specialist; and Mary Becker, Secretary Associate, State Board of Education

CALLED TO ORDER:

Chair James Banks, Sr., called the meeting to order at 1:00 PM.

APPROVAL OF MINUTES:

MOVED by Jana Lapoint, seconded by Nancy Perkins, and unanimously voted by those present to approve the May 9, 2012 minutes as written.

OFFICER'S REPORTS:

Chair, James Banks, Sr.:

- He attended a Certification Alternative Pathways meeting.
- He attended the Construction Committee meeting on June 4, 2012.
- He participated in the Arts and Music event at the Blaine House along with the Commissioner and First Lady Ann LePage.
- He attended the New England Secondary School Consortium meeting on May 4, 2012.
- He has received an invitation to a Maine Comprehensive State Literacy Plan meeting on June 22, 2012 in Waterville. Jim is looking for a Board member to represent the Board at this meeting.
- The Superintendent's Conference is scheduled for June 26 and 27, 2012.
- He attended a Legislative Leadership Committee meeting on May 14, 2012.

Vice Chair, Steven Pound:

- The Career and Technical Education Committee did not meet.
- He attended a Legislative Leadership Committee meeting on May 14, 2012.
- He participated in a Local Workforce Investment Board meeting. All the initiatives that are taking place are around training for employment.
- He participated in Charette which is a form of presenting information by the Piscataquis County Economic Development Council. They are dealing with Early Childhood Education and how to address some of the needs of children on how to deal with issues coming from home and their learning. They involved business and non-profit organizations and it was held in Dover-Foxcroft.
- He participated in the Maine Employer's Initiative by the Maine Development Foundation. They are looking at how they engage higher education to offer incentives for people to go on for career development and further education, e.g. through tuition reimbursements, through companies and higher education institutions waiving application fees to encourage people to further their education.
- He attended the National Association of State Boards of Education (NASBE) Board of Directors meeting on June 7 to June 9. There was a lot of conversation on the offerings of NASBE and how they can be more beneficial to member boards. They reviewed position papers and one was the Effective Teacher Study Group which Nancy was a part of.
- He attended a meeting with the Science, Technology, Engineering and Math (STEM) Council on June 12, 2012. There was discussion on STEM Initiatives and a report is due in November 2012.
- He has been working on the Retreat Agenda with Nancy Perkins. The Board will be reviewing and revising the Strategic Plan. There will be presentations from many Stakeholder Groups.
- He presented a handout of the Board's budget to date and gave a brief explanation of expenditures.

BOARD MEMBER REPORTS:

Nancy Perkins:

- The Certification and Higher Education Committee met on May 23, 2012. Harry Osgood shared the time line for the Administrative Procedure Act process for Chapter 114. Three Board members must be in attendance at the public hearing. The names should be affirmed at the June 13, 2012 Board meeting (today). Cathy Owens-Oliver from Educational Testing Services (ETS) participated in the meeting by telephone. The committee revisited the setting of cut scores and the process of aligning Maine with the other New England states for reciprocity purposes. The dialogue around reciprocity is continuing. The other New England states are adopting Praxis II tests with constructed responses. The use of constructed response in all aspects of education whether student or prospective teacher is predicated on the belief that the learner should be able to show a deeper understanding of a topic beyond a multiple choice answer. This will reappear later when the Board addresses New Business Exhibit E. The

committee will participate in the alternative pathways stakeholders' group. The meeting adjourned at 12:00 PM.

- She attended a Legislative Leadership Committee meeting on May 14, 2012.
- She attended a Career and Technical Education Teacher Certification meeting on May 23rd.
- On May 29th she attended an Educator Effectiveness Council meeting.
- She participated in the National Association of State Boards of Education (NASBE) Technology Study Group in Washington, DC on June 7 to June 9.
- She attended an Alternative Pathways meeting on June 12th.
- She has listened to various webinars.

Dottie Martin:

- No Report

Jana Lapoint:

- She attended a Certification Career and Technical Education (CTE) meeting on May 23rd.
- She attended the Certification and Higher Education Committee meeting on May 23rd.
- She continues to serve on the Charter School Commission. They are in the process of reviewing three applications. A tremendous amount of time has been put into the Commission work by Board members Jim Banks, Lynda Doyle and herself.

Heidi Sampson:

- She attended a Career and Technical Education Teacher Certification meeting on May 23rd.
- She attended the Certification and Higher Education Committee meeting on May 23rd.
- She submitted an application to serve on the School Choice Study Group.

Martha Harris:

- She will be attending her first EPS meeting on June 14, 2012.
- Her district is moving into the new Hampden Academy on Friday, June 15, 2012.
- The new school dedication ceremony is scheduled for August 27, 2012 and the Board will be receiving formal invitations.

Kristin Bishop:

- She was inducted into the National Honor Society.
- She attended the Hugh O'Brien Youth Leadership Conference at the University of New England in Biddeford.
- Two weeks ago and on Thursday she will be attending the Maine Town meeting at the Margaret Chase Smith Library.

Chelsey Whynot:

- She is going to Girl's State next week.

Marilyn Temple Tardy:

- The Construction Committee met on June 4, 2012 with James Banks, Sr, Scott Brown, Paul Johnson, Karen Bossie and herself in attendance. Scott Brown gave the committee an update on what progress has been made in the Major Capital School Construction Program. The committee also discussed the plan to seek authorization by the State Board of Education to proceed with rule making in accordance with the State of Maine Administrative Procedure Act for Chapter 61, Rules for Major Capital School Construction Projects. Key aspects would include bringing clarity and consistency to the language as well as a review to make the rule compliant with 20-A MRSA section 15905 sub-section 3.
- She attended a Legislative Leadership committee meeting on May 14, 2012.

NEW BUSINESS:

CONSIDERATION OF THE PROGRAM REVIEW TEAM REPORT FOR THE UNITY COLLEGE TEACHER EDUCATION PROGRAM

BACKGROUND: Unity College submitted an application for renewal of prior approval of its educator preparation program and requested an on-campus visitation for the review of the following program:

- Secondary Science Education

An on-site visit was conducted from Sunday, March 4th through Wednesday, March 7, 2012. Following the visit a Review Team Report of Findings was developed for distribution during the Board's May 9, 2012 meeting.

RECOMMENDATION: That the State Board of Education accept the Unity College Review Team Report of Findings and grant State program approval from spring 2012 to spring 2017.

MOVED by Martha Harris, seconded by Dottie Martin, and unanimously voted by those present to accept the Unity College Review Team Report of Findings and grant State program approval from spring 2012 to spring 2017.

CONSIDERATION OF THE INTERIM REPORT REGARDING THE UNIVERSITY OF MAINE AT FORT KENT TEACHER EDUCATION PROGRAM

BACKGROUND: A State program approval visit to the University of Maine at Fort Kent was conducted from Sunday, March 21, 2010 through Wednesday, March 24, 2010 for the purpose of reviewing the following professional educator certification programs:

Elementary Education (K-8),
Computer Technology (K-12),

Modern and Classical Languages (K-12),
Secondary Life Sciences (7-12),

Following the on-site visit, a report was prepared which included findings, commendations, and program recommendations as well as a recommendation for State program approval status. The Team Report was considered by State Board members during its July 14, 2010 meeting at which time the Board approved the following recommendation:

That the Maine State Board of Education grant State program approval to the University of Maine at Fort Kent educator preparation programs through December 31, 2012. It is further recommended that the Board require an Interim Report, addressing the Team's recommendations concerning Standard 1, *Initial Teacher Candidate Performance* and Standard 3, *Field Experiences and Clinical Practice*. The Interim Report should be submitted to the State Board by December 31, 2012. Upon acceptance of this report the Board may then wish to extend State program approval to the spring of 2015.

The UMFK Interim Report has been submitted along with supporting appendices and was distributed to Board members during the May 9, 2012 meeting.

RECOMMENDATION: That the Board accept the Interim Report Regarding the University of Maine at Fort Kent Teacher Education Program Teacher Education Program and extend State program approval to the spring of 2015.

MOVED by Dottie Martin , seconded by Jana Lapoint to accept the Interim Report regarding the University of Maine at Fort Kent Teacher Education Program and extend State program approval to the spring of 2015.

Nancy Perkins recommended an amendment to the motion on the floor that requested the University of Maine at Fort Kent not be granted their extension at this time. Rather the University of Maine at Fort Kent would re-submit one year from today a report that showed the actual implementation of the proposals that have been submitted.

The materials presented to the Board does show the extensive work that has been done and proposes an excellent plan, but it also shows that none of it is actually in place. The Board would be voting to support a program that is not in place. Our review process relies on evidence to support the status of the programs. This is a plan of action that UMFK has submitted. The Board would be setting a precedent by approving something that has not literally transpired. Nancy Perkins is asking Board members to vote against the motion on the floor with the intent to make a motion asking the University of Maine at Fort Kent to come back in a year after they have literally done what the action plan is describing.

MOTION withdrawn by Dottie Martin and Jana Lapoint.

MOTION by Dottie Martin , seconded by Jana Lapoint and unanimously voted by those present to accept the Interim Report regarding the University of Maine at Fort Kent Teacher Education Program as a status report and a plan of action. The State Board encourages the UMFK to move forward and extends their state program approval to December 31, 2013. UMFK will provide evidence that substantiates the implementation of their plan of action prior to that date.

CLARIFICATION AND REAFFIRMATION OF THE DEGREE-GRANTING AUTHORITY FOR THE INSTITUTE FOR DOCTORAL STUDIES IN THE VISUAL ARTS (IDSVA).

BACKGROUND: 20-A MRSA, § 10704 provides that any educational institution may confer certain degrees if it has been granted initial authority by an Act of the Legislature. Under Chapter 149 CMR, the Maine State Board of Education is required to make a recommendation for action on any initial degree authorization request to the Joint Standing Committee on Education and Cultural Affairs.

In 2006, officials from the Institute for Doctoral Studies in the Visual Arts, located in Portland, Maine, submitted an application seeking authority to confer an initial doctoral degree in visual arts. The application called for the institute to be based in Portland, with instructional sites located in Tuscany, Italy and in New York City. A program approval visit with the applicant and the Institute's Board of Trustees was conducted in Portland on September 7, 2006.

Following the program review a report was prepared which included the review team findings as well as a recommendation for State Board action. With affirmative action by the Board, during its December 13, 2006 meeting (see attached exhibit dated December 13, 2006), this request was referred to the Joint Standing Committee on Education and Cultural Affairs for Legislative consideration (see attached memorandum of transfer dated December 18, 2006).

In January, 2007 a bill was introduced by the Institute's sponsors and subsequently approved by the Maine Legislature in February, 2007 and signed in to law by Governor Baldacci on March 1, 2007 (see attached copy of Chapter 1, H.P.361, L. D. 462).

Recently, a discrepancy concerning the name of the degree to be awarded by the Institute was brought to the Department's attention. In the initial letter of notification to then Commissioner Susan Gendron specific reference was made to the Institute's "intent to obtain legislative authorization to confer the PhD degree" (see attached letter from Dr. George Smith to Commissioner Gendron, dated June 14, 2006 and related documents). Throughout the initial application review process for degree-granting authority and the subsequent Legislative consideration of this matter reference was made to a Doctor of Visual Arts (DVA) degree. Following the Board's May 9, 2012 action to approve the proposed team members for the review of the Institute's current application for additional degree-granting authority to confer the Master of Philosophy in the Arts (see attached exhibit copy dated May 9, 2012) it was noted by the Institute's president, Dr. George Smith, that reference was made in the team exhibit to the Doctor of Visual Arts (DVA) which the Institute is not planning to confer. Instead, the Institute plans to confer the degree of PhD in the Arts.

RECOMMENDATION: Given this discrepancy in degree terminology, it is recommended that the State Board of Education accept the Institute's request for degree-granting clarification and affirm its intention, at the doctoral level, to confer the PhD in the Arts instead of the Doctor of Visual Arts degree.

MOVED by Steven Pound, seconded by Nancy Perkins, and unanimously voted by those present to accept the Institute's request for degree-granting clarification and affirm

its intention, at the doctoral level, to confer the PhD in the Visual Arts instead of the Doctor of Visual Arts degree.

REQUEST FROM THE UNIVERSITY OF MAINE COLLEGE OF EDUCATION AND HUMAN DEVELOPMENT FOR EXTENSION OF CURRENT STATE PROGRAM APPROVAL FOR ITS EDUCATOR PREPARATION PROGRAMS FROM THE FALL OF 2013 TO THE FALL OF 2014

BACKGROUND: A joint State and National Accreditation Council for Teacher Education (NCATE) program approval visit to the University of Maine has been scheduled to be conducted November 2 - 6, 2013 for the purpose of reviewing the University's undergraduate and graduate educator preparation programs for both State program approval and for continuing national accreditation. On January 1, 2013 NCATE and the Teacher Education Accreditation Council (TEAC) will formally merge to become known thereafter as the Council for Accreditation of Educator Preparation (CAEP). While this merger has been in the works for over two years and has involved accommodations for different program standards and for varied program review protocols many programmatic details are still being resolved. One of the on-going accreditation requirements embedded within the new CAEP standards is the requirement that all educator preparation programs for accreditation consideration must have a minimum of three (3) years of consistent, viable and verifiable data that demonstrates high standards for program accountability and for outcomes-based decision making.

While the College of Education and Human Development (CEHD) has always been required to have and to maintain a viable assessment system during the 2010-2011 academic year College administration and faculty, recognizing that their current system was too modest and limited, determined that a significantly more robust data collection, monitoring and reporting capacity was necessary. Consequently, a comprehensive data management system was identified, settled upon and adopted; College-wide implementation of the Tk20 system began in the fall of 2011. Consensus exists that the Tk20 System was the right choice for meeting the College's data management needs and requirements.

However, by the time of the scheduled November 2-6, 2013 joint State program approval and national accreditation visit the College will have comprehensive student and programmatic data available for only two of the three years required for national accreditation consideration (academic years 2011-2012 and 2012-2013). Given this circumstance the College will not be able to meet one of the key accreditation standards. With extension of its current State program approval to the fall of 2014 the College would also have student and programmatic data for the academic year 2013-2014 thereby meeting the three year requirement. For this reason, the request for extension was made by the Dean of the College of Education and Human Development, Dr. Anne E. Pooler (see attached letter).

Chapter 114, Part 3.11, *Action by the State Board of Education*, subsection e) reads as follows:

Requests for extensions for existing approval, due to extraordinary circumstances, may be granted at the discretion of the State Board of Education; however, such extensions shall not extend the date when the

subsequent approval is due. The Board will only consider such requests in emergency situations.

RECOMMENDATION: That the State Board of Education act favorably upon the request from the University of Maine to extend current State program approval for its educator preparation programs from the fall of 2013 to the fall of 2014. It is understood that, with this grant of extension, the National Council for Accreditation of Teacher Education (NCATE), soon to become the Council for Accreditation of Educator Preparation (CAEP), will honor the State Board's action regarding this matter and collaborate with the Department of Education in rescheduling the joint State and CAEP visit to the University of Maine on mutually convenient dates during the fall of 2014.

MOVED by Steven Pound, seconded by Marilyn Temple Tardy, and unanimously voted by those present to extend current State program approval for its educator preparation programs from the fall of 2013 to the fall of 2014. It is understood that, with this grant of extension, the National Council for Accreditation of Teacher Education (NCATE), soon to become the Council for Accreditation of Educator Preparation (CAEP), will honor the State Board's action regarding this matter and collaborate with the Department of Education in rescheduling the joint State and CAEP visit to the University of Maine on mutually convenient dates during the fall of 2014.

APPROVAL OF RECOMMENDATION OF THE CERTIFICATION AND HIGHER EDUCATION COMMITTEE TO PROCEED WITH RULEMAKING OF CHAPTER 13, QUALIFYING EXAMINATIONS OF TEACHERS, EDUCATIONAL SPECIALISTS AND ADMINISTRATORS, IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT (APA)

BACKGROUND: The proposed changes to Chapter 13 stem from the ongoing revision (regeneration) process employed by the Educational Testing Service (ETS). Each Praxis exam undergoes regeneration approximately every five years. The end result is a recommended cut off score that is deemed appropriate for the just qualified candidate (JQC) as established by a multi-state standard setting study conducted by ETS. Maine's required tests and scores must then be updated in Chapter 13.

The proposed changes to Chapter 13 include new test codes, recommended cut off scores, and language to allow old tests no longer being administered to be used for up to five years after which time only the new tests will be accepted. Two tests will be transferred from an older scoring system to a new score to align with the current score system; no changes were made to the tests. Another change will involve changing the Praxis II content knowledge exam used for the general elementary endorsement. The new test will move Maine closer to being in line with tests used in the other New England states and provide prospective employers more detailed information of teachers' measured knowledge in four separate areas: language arts, mathematics, science, and social studies.

PROPOSED TIMELINE:

File with the Secretary of State's Office – June 19, 2012

Posting – June 27, 2012

Public Hearing – July 18, 2012

Deadline for Comments – July 30, 2012

Deadline for Response to Comments – August 3, 2012
Final Adoption – August 15, 2012

RECOMMENDATION: The State Board of Education's Certification and Higher Education Committee recommends that the State Board of Education initiate rulemaking to allow the proposed amendments listed above to be made to Chapter 13 in accordance with the Maine Administrative Procedure Act (APA).

MOVED by Nancy Perkins, seconded by Dottie Martin, and unanimously voted by those present to initiate rulemaking to allow the proposed amendments listed above to be made to Chapter 13 in accordance with the Maine Administrative Procedure Act (APA).

REQUEST FOR APPROVAL TO PROCEED WITH RULEMAKING CHAPTER 61 – RULES FOR MAJOR CAPITAL SCHOOL CONSTRUCTION PROJECTS

STATEMENT OF FACTS: Chapter 61 Rules for Major Capital School Construction Projects governs the expenditure of millions of Maine taxpayers' dollars in support of safe and effective schools that support the demands of 21st century education. Extensive needs for improved education facilities across the state make it imperative that the rules be kept clear, current and supportive of the state's education goals. The Department of Education and the Construction Committee of the State Board of Education have worked jointly to propose modifications to Chapter 61.

Key aspects of this revision include:

- To bring clarity to the language;
- To bring consistency to the language, and;
- To make the rule compliant with 20-A MRSA §15905, ¶3.

RECOMMENDATIONS: It is recommended by the Department of Education that the State Board of Education authorize proceeding with rulemaking in accordance with the State of Maine Administrative Procedure Act for Chapter 61, Rules for Major Capital School Construction Projects. Chapter 61 is a major substantive rule.

MOVED by Marilyn Temple Tardy, seconded by Martha Harris, and unanimously voted by those present to authorize proceeding with rulemaking in accordance with the State of Maine Administrative Procedure Act for Chapter 61, Rules for Major Capital School Construction Projects. Chapter 61 is a major substantive rule.

REQUEST FOR APPROVAL TO PROCEED WITH RULEMAKING CHAPTER 132 – LEARNING RESULTS, PARAMETERS FOR ESSENTIAL INSTRUCTION

STATEMENT OF FACT: In the early spring of 2011, Maine legislators unanimously passed and Governor LePage signed into law, the adoption of a new set of educational, academic expectations in English language arts (ELA) and mathematics (Math) known as the Common Core State Standards (CCSS). The CCSS are intended to replace the existing academic standards (for ELA and Math) used in the creation of the state's

federal accountability assessments required under the Elementary and Secondary Education Act (ESEA) and are detailed in Maine Department of Education Regulation (Chapter) 131: The Maine Federal, State, and Local Accountability Standards. Consequently, the state's instructional and curricular expectations found in Chapter 132 – Learning Results: Parameters for Essential Instruction - need to reflect the changes made to the state assessment system as described above. To this end, the current and entire set of academic standards in ELA and Mathematics contained in the 2007 Maine Learning Results: Parameters for Essential Instruction will be replaced by the respective academic standards comprising the Common Core State Standards.

To reduce confusion, the newly modified Maine Learning Results: Parameters for Essential Instruction which contains the academic expectations for the entire eight content areas will be designated with an asterisk: Maine Learning Results: Parameters for Essential Instruction* with this notation: * The English Language Arts and Mathematics Standards contained within this document are also known as the Common Core State Standards.

The transition from the ELA and Math standards of the Maine Learning Results (MLRs) to the ELA and Math CCSS is designed for implementation across a 3-year progression, resulting in a new state assessment system which measures exclusively the expectations of the CCSS in the spring of the 2014-15 school year.

RECOMMENDATIONS: It is recommended by the Department of Education that the State Board of Education approve the proposed amendments to Chapter 132– Learning Results, Parameters for Essential Instruction, as a routing technical rule. It is further recommended by the Department of Education that the State Board of Education authorize proceeding with rulemaking in accordance with the State of Maine Administrative Procedure Act.

MOVED by Dottie Martin, seconded by Nancy Perkins, and unanimously voted by those present to approve the proposed amendments to Chapter 132– Learning Results, Parameters for Essential Instruction, as a routing technical rule. It is further recommended by the Department of Education that the State Board of Education authorize proceeding with rulemaking in accordance with the State of Maine Administrative Procedure Act.

ELECTION OF STATE BOARD OF EDUCATION OFFICERS – CHAIR AND VICE CHAIR FOR 2012 – 2013

Presented by Marilyn Temple Tardy, Nominating Committee Chair: A slate of officers were submitted at the May 9, 2012 Board meeting. Steven Pound was nominated for election of Chair and Nancy Perkins was nominated for election as Vice Chair. No nominations came from the floor.

MOVED by Marilyn Temple Tardy, seconded by Jana Lapoint, and unanimously voted by those present to elect Steven Pound as chair for the term of one year beginning July 1, 2012, and ending June 30, 2013.

MOVED by James Banks, Sr., seconded by Steven Pound, and unanimously voted by those present to elect Nancy Perkins as vice chair for the term of one year beginning July 1, 2012, and ending June 30, 2013.

NATIONAL ASSOCIATION OF STATE BOARDS OF EDUCATION (NASBE)
DISTINGUISHED SERVICE AWARD:

This Award provides an annual opportunity to recognize the outstanding contributions to education that are made by state board of education members from across the country. It highlights the ongoing dedication of men and women who serve selflessly in the education of our nation's youth. Three Distinguished Service Awards are presented each year at the Annual Conference to current or recently retired members of state boards representing three different NASBE geographic regions. Members of the National Association of State Boards of Education may nominate for national recognition men or women whose past or current efforts on behalf of education are deemed to be outstanding benefit to the quality of American education and shaping of its future.

MOTION by Jana Lapoint, seconded by Marilyn Temple Tardy, and unanimously voted by those present to support James Banks, Sr. in his nomination of Steven Pound for the NASBE Distinguished Service Award.

NATIONAL ASSOCIATION OF STATE BOARDS OF EDUCATION (NASBE) BOARD
OF DIRECTORS NOMINEE

MOTION by Jana Lapoint, seconded by Dottie Martin, and unanimously voted by those present to have James Banks, Sr. send a letter of support to NASBE for the nomination of Steven Pound for the 2013 Board of Directors.

ANNOUNCEMENTS:

PUBLIC COMMENTS:

No Public Comment

ADJOURNMENT:

MOVED by Marilyn Temple Tardy, seconded by Nancy Perkins, and unanimously voted by those present to adjourn the June 13, 2012, State Board of Education meeting at 2:54 PM.