



## MAINE STATE BOARD OF EDUCATION

23 State House Station  
AUGUSTA, MAINE 04333

### STATE OF MAINE

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The State Board of Education held a regular monthly meeting on July 10, 2013, at the Cross State Office Building, Augusta, Maine. The following members were present: Chair Nancy Perkins; Vice Chair Peter Geiger; Steven Pound; Martha Harris; Jana Lapoint; Heidi Sampson; William Beardsley; Ande Smith; Nichi Farnham; and Kristin Bishop.

Guest: Alyssa Wardwell

Also present were: Commissioner Stephen Bowen; Scott Brown, Director of School Facilities; Mark Cyr, Certification Coordinator; and Mary Becker, Secretary Associate, State Board of Education

#### **CALLED TO ORDER:**

Chair Nancy Perkins called the meeting to order at 1:00 PM.

#### **MOMENT OF SILENCE:**

A moment of silence was held in honor of the victims of the Moore community in Oklahoma.

#### **VISION STATEMENT:**

Read by Chair, Nancy Perkins: The Vision of the State Board is to prepare Maine public school graduates with the skills and knowledge needed to be college, career, citizenship and life ready.

#### **APPROVAL OF MINUTES:**

MOVED by Steven Pound, seconded by Jana Lapoint, and voted eight in favor with one member abstained (Ande Smith – not in attendance at the June 12, 2013 meeting) to approve the June 12, 2013 minutes as written.

*Note: Commissioner Bowen joined the meeting at 1:17 PM*

#### **NEW BUSINESS:**

FINAL ADOPTION OF REVISIONS TO CHAPTER 61 – STATE BOARD OF EDUCATION RULES FOR MAJOR CAPITAL SCHOOL CONSTRUCTION PROJECTS.

**STATEMENT OF FACT:** Chapter 61 – State Board of Education Rules for Major Capital School Construction Projects governs the expenditure of millions of Maine taxpayers' dollars for safe and effective schools that support the demands of 21st century education. Extensive needs for improved educational facilities across the state make it imperative that the rules be kept clear,

current, and supportive of the state's educational goals. The Department of Education and the Construction Committee of the State Board of Education have worked jointly to propose modifications to Chapter 61.

The amendments to Chapter 61 – State Board of Education Rules for Major Capital School Construction Projects, which is a State Board of Education rule, make no significant changes. They are strictly to clarify, to bring consistency, and to bring the rule into compliance with the state statute.

The State Board of Education provisionally adopted the proposed amendment to Chapter 61 on December 12, 2012. The provisionally adopted amendment was considered by the Legislature in the form of Resolve 322: Resolve, Regarding Legislative Review of Portions of Chapter 61: Rules for Major Capital School Construction Projects, a Major Substantive Rule of the State Board of Education [emergency]. Resolve 322 was passed by the Legislature as amended and became law without the Governor's signature on June 3, 2013. As per the Administrative Procedures Act, Final Adoption of the rule by the State Board of Education must now occur within 60 days from the effective date of the Resolve and be filed with the Secretary of State. The rule will become effective 30 days after filing with the Secretary of State.

CONSTRUCTION COMMITTEE'S RECOMMENDATION: On July 1, 2013 the Construction Committee met and voted unanimously to recommend that the State Board of Education approve Final Adoption of the attached proposed revisions to Chapter 61, State Board of Education Rules for Major Capital School Construction Projects, in accordance with the State of Maine Administrative Procedure Act.

COMMISSIONER'S RECOMMENDATION: It is recommended by the Commissioner of the Department of Education that the State Board of Education approve Final Adoption of the attached proposed revisions to Chapter 61, State Board of Education Rules for Major Capital School Construction Projects, in accordance with the State of Maine Administrative Procedure Act.

MOVED by Martha Harris, seconded by Jana Lapoint and unanimously voted by those present to approve Final Adoption of the attached proposed revisions to Chapter 61, State Board of Education Rules for Major Capital School Construction Projects, in accordance with the State of Maine Administrative Procedure Act.

APPROVAL TO ADOPT PROPOSED CHANGES TO CHAPTER 13, "QUALIFYING EXAMINATIONS FOR TEACHERS, EDUCATIONAL SPECIALISTS, AND ADMINISTRATORS"

BACKGROUND: On May 15, 2013, the Board voted to proceed with rulemaking on Chapter 13. On May 20, 2013, a proposal to make amendments to Chapter 13 was filed with the Secretary of State's Office. The amendments reflect changes made to examination test codes and qualifying scores as a result of a regular revision process made by the Educational Testing Service (ETS). The proposed changes were previously reviewed and approved by both the Certification and Higher Education Sub-Committee and the full State Board of Education. The newspaper advertisements appeared on May 29, 2013, indicating that there would be a public hearing on June 20, 2013, and that the comment period would run until July 1, 2013, at 5:00 PM. Given that only one public comment was received which led to a minor editing change, approval by the Maine State Board of Education will allow for the final adoption process of the proposed amendment.

RECOMMENDATION: The Certification and Higher Education Sub-Committee recommends approval of the amended Chapter 13.

MOVED by Nancy Perkins, seconded by Jana Lapoint and unanimously voted by those present to approve the amended Chapter 13.

REQUEST APPROVAL OF THE QUARTERLY REPORT OF THE MAINE CARL D. PERKINS GRANT AS AUTHORIZED UNDER THE CARL D. PERKINS CAREER AND TECHNICAL EDUCATION ACT OF 2006 (P.L. 109-270)

As a condition for the receipt of Federal funds to support vocational and technical education, §122 of the recently reauthorized Carl D. Perkins Career and Technical Education Act of 2006 (P.L. 109-270) requires a designated “eligible agency” in each State, in Maine’s case, the State Board of Education to submit a State Plan for Career and Technical Education. This plan was approved by the State Board on March 12, 2008. Further requirements are as follows:

“SEC. 121. STATE ADMINISTRATION.

“(a) ELIGIBLE AGENCY RESPONSIBILITIES.—The responsibilities of an eligible agency under this title shall include:

“(3) convening and meeting as an eligible agency (consistent with State law and procedure for the conduct of such meetings) at such time as the eligible agency determines necessary to carry out the eligible agency’s responsibilities under this title, but not less than 4 times annually;

The State Board Chair requested, in accordance with Title 20-A, Section 405, 7, that the Board receives a quarterly financial report from the Career and Technical Education (CTE) team and the Department of Financial and Administrative Services (DAFS). We would like to submit this report as the second report for FY2013.

RECOMMENDATION: The State Board approve the Quarterly report for the period of July 1, 2012 through May 31, 2013 of the State of Maine Five-Year Plan for Career and Technical Education under the Carl D. Perkins Career and Technical Education Act of 2006 (P.L.109-270)

MOVED by Steven Pound, seconded by Jana Lapoint and unanimously voted by those present to approve the Quarterly report for the period of July 1, 2012 through May 31, 2013 of the State of Maine Five-Year Plan for Career and Technical Education under the Carl D. Perkins Career and Technical Education Act of 2006 (P.L.109-270)

ELECT VOTING DELEGATE FOR THE NATIONAL ASSOCIATION OF STATE BOARDS OF EDUCATION (NASBE) ANNUAL MEETING

MOVED by Nancy Perkins, seconded by Heidi Sampson and unanimously voted by those present to elect Steven Pound as the voting delegate at the National Association of State Boards of Education annual meeting.

ELECT ALTERNATE VOTING DELEGATE FOR THE NATIONAL ASSOCIATION OF STATE BOARDS OF EDUCATION (NASBE) ANNUAL MEETING

MOVED by Nancy Perkins, seconded by Heidi Sampson and unanimously voted by those present to elect Martha Harris as the alternate voting delegate at the National Association of State Boards of Education annual meeting.

## STATE PUBLIC CHARTER SCHOOL COMMISSION – APPROVAL OF ONE STATE BOARD MEMBER TO SERVE ON THE COMMISSION

MOVED by Jana Lapoint, seconded by Steven Pound and unanimously voted by those present to approve Heidi Sampson to serve on the Charter School Commission.

### **OFFICER'S REPORTS:**

**Chair, Nancy Perkins:**

#### ***Report of Meetings:***

##### ➤ **Certification and Higher Education Committee Report:**

The Certification and Higher Education Committee met on July 1. In attendance: Committee members-Jana Lapoint, Heidi Sampson and Nancy Perkins-Chair. They were joined by Nichi Farnham - State Board member, and Mark Cyr - DOE Certification Coordinator, Guests: Andrew MacAuliffe- Superintendents' Association and Wendy Gaal- Reading Matters To Maine

The meeting was called to order at 9:00 AM

Mark Cyr reported that the new software system will be on line August 5<sup>th</sup>. There will be a meeting with the teacher preparation programs to review using the system and establishing files. Fingerprinting will begin with a private vendor July 15 to 17. There will be six fixed locations across the state with periodic mobile sites. A toll free number is available to register for the fingerprinting.

The Higher Education Specialist position has not been posted yet.

The remainder of the meeting was spent reviewing the NCTQ (National Council of Teacher Quality) report. The intent of the committee was to become familiar with the concerns expressed in this report and then share our concerns with the teacher preparation programs. The NCTQ criteria focus on selection criteria, content preparation, professional skills, and outcomes. The three that resonated with the committee were selection criteria, content preparation, and the placement of student teachers.

The teacher preparation programs will be contacted to arrange for a meeting to discuss the findings of the report.

The Certification and Higher Education Committee will not meet again until the regular August meeting date. The meeting adjourned at 11:30.

### **Education Related Activities:**

- On July 20, she attended a public hearing on Rules Chapter 13: Qualifying Examinations for Teachers, Educational Specialists and Administrators in accordance with the Administrative Procedure Act (APA).
- On June 23 to 25, she attended the Superintendent's conference at Northport.
- On June 28, she attended an agenda review meeting with Commissioner Bowen, Peter Geiger, and Mary Becker

- On July 8, she participated in a telephone conference with Virgil Hammond, Don Siviski, and Ace Parsi. They will be offering a session at the National Association of State Boards of Education (NASBE) conference on the proficiency movement in Maine.
- On July 9, she listened to a State Consortium on Educator Effectiveness (SCEE) webinar on the Council for the Accreditation of Educator Preparation (CAEP) and teacher preparation institutions.

**Vice Chair, Peter Geiger:**

- He attended the Superintendent's Conference in Northport on June 23-25.
- He attended the Construction Committee meeting on July 1.
- He attended the Career and Technical Education Committee meeting on July 8.
- The Maine Teacher of the Year (MTOY) meeting scheduled for July 9 was canceled due to lack of attendance. Peter updated the Board on the MTOY program. There are six semi-finalists, and the six individuals are preparing portfolios for judging. On August 7<sup>th</sup> there will be oral presentations in Orono. Steve Pound is one of the judges for the oral presentations. The portfolios will be judged on August 14<sup>th</sup> and then former teachers of the year will conduct interviews for the final candidates. They are forming an advisory council of about 10 people to evaluate the program, to try to figure out how they can get it from where it is now to a bigger program. At one time, there were 10 or 12 people and then when Hannaford got involved it grew to 28 or 30 nominees. The idea was to have a nominee from each of the superintendent districts of the state. Dolly Sullivan, Educate Maine is coordinating the advisory council. The Teacher of the Year Program is a fine program that he encourages the Board to pay close attention to.
- The Making the Grade Award is a special recognition of an exemplary program, which encourages a partnership and fosters outstanding community/school or business/school involvement. In the 90's, an award was given out at 1:00 PM, the start of the business meeting each month. Later in years, awards were given out annually. For some unknown reason, the Board stopped presenting this award around 2007. Mary will research the program and the Board will look at the possibility of re-instituting this award.
- Superintendent's Office
- Part of his duties as Vice Chair of the Board is to select locations for fall meetings when the Board visits and holds their monthly meetings at schools throughout the State. One school he may select is Montello School in Lewiston that will be receiving a \$1.8 million grant over three years. Montello is receiving help to boost student achievement through the Federal School Improvement Grant. It would be interesting to visit at the beginning to hear what their process is going to be. He will discuss some possible locations with the Commissioner.

**BOARD MEMBER REPORTS:**

**Martha Harris:**

➤ **Construction Committee:**

The Construction Committee met on July 1, 2013. Present were Peter Geiger, Scott Brown, and Martha Harris (by phone).

The minutes of the June 3, 2013 meeting were unanimously approved.

The Committee reviewed Chapter 61 revisions and unanimously recommended that the Board approve and send to the Secretary of State. The Board will be asked for approval at the July 10, 2013 meeting.

There was discussion about Senator Alford's bill, LD 1235 "An Act Regarding School Construction" which is currently on the Governor's desk. The Committee does not believe the bill is needed as there is nothing in the rating system that penalizes planning.

**Education Related Activities:**

- She attended the Superintendent's Conference in Northport on June 23-26. She stayed for the portion that included the Superintendents and the Principals. She found it all to be very interesting.
- She has been dealing with budget issues locally. She has been to many meetings. She urges the Board to advocate for the up to 55% State funding. It is becoming very difficult for local districts to make ends meet and do all the innovations like Don spoke about at the Workshop session.

**Kristin Bishop:**

- She attended Girls State and each year one girl is selected as the First Outstanding Girl. This year, out of 230 delegates, she was selected as the First Outstanding Girl for 2013. She and the elected governor, who was also selected to attend Girls Nation, will be flying to D. C. for one week in July. She will be presenting her legislation on cyber safety, will tour the White House and meet with President Obama. Kristin will also meet with state representatives, tour the Pentagon, the Capitol Building, and Arlington National Cemetery. They just submitted their bill to Girl's Nation for Senate debate. There will be 98 girls, two from every state except for Hawaii as they hold theirs later.
- She attended her local school board meeting.
- She attended her town's recycling committee meeting.

**Ande Smith:**

- He has been attending Charter School Commission meetings. He has a meeting coming up to work on the rubric that they will use to evaluate whatever RFP's that they receive this year.
- He attended the Rule Chapter 13 Public Hearing on June 20.

**Heidi Sampson:**

- She attended the Superintendent's Conference at Point Lookout in Northport on June 23-26.
- She attended the Certification and Higher Education Committee meeting on July 1.
- She has attended Charter School Commission meetings and she spoke about the application process and the work that is involved.

**Nichi Farnham:**

- She attended the Rule Chapter 13 Public Hearing on June 20.
- She attended the Certification and Higher Education Committee meeting on July 1.

**William Beardsley:**

- He attended the Superintendents Conference in Northport on June 23-26. He shared with the Board his thoughts of various presentations.
- He attended the Career and Technical Education Committee meeting on July 8.

### **Jana Lapoint:**

- She attended the Superintendents Conference at Point Lookout in Northport on June 23-26. She thought it was very good but wished more superintendents were in attendance.
- She attended Charter School Commission meetings. She has been elected to Chair the Commission for another year. The Charter Commission currently has two openings for members. Jana asked Board members to contact her if they know of anyone that would be interested in serving on the Commission.
- OPEGA, the legislative investigation body, may be investigating the Charter Commission.
- She suggested a training session for the Board regarding Freedom of Access Request.
- The RFP final vote is on July 29.

### **Steven Pound:**

- On June 17 and 25, he participated in National Association of State Boards of Education (NASBE) Board of Director conference calls. They are dealing with restructuring, have hired a new executive director, and are looking at their finances. The Board still has funds in the NASBE Professional Development Account. He will moderate the session that Nancy and Don Siviski will be attending at the NASBE annual conference.
- On June 19-20, he attended the Maine Adult Education Association Conference. They have been discussing pathways and have been working with the Commissioner. It helps to connect the Community Colleges with the PK-12 Education.
- On June 20, he participated in Educate ME as a member of their Board. He will be one of the evaluators of the Teacher of the Year presentations on August 7.
- On June 24 to June 30 he met with Mary to wrap up the budget. He will follow through with budget items. He publicly thanked Mary Becker for her support while he served as chair and vice chair.
- On July 8, he attended the Career and Technical Education Committee meeting. There was good discussion and thought regarding what to look for and how to position themselves in the future regarding their budget. There are 27 CTE Centers and 7 community college locations in the State of Maine.

### **ANNOUNCEMENTS:**

#### **Chair Nancy Perkins:**

- Corrections from Greg Scott's report during the morning workshop session:
  - The non-emergency laws go in to effect on October 9, 2013, not October 8, 2013.
  - LD 783 "An Act to Change the Voting Requirements for the Withdrawal of a Municipality from a Regional School Unit" is a carryover bill; it has not been eliminated.
- The next Board meeting will be held during the 2 day annual Board retreat on August 12 and 13. One of the outcomes that Nancy would like to see is specific goals for next year and what the Board wants to accomplish. When members are thinking about the retreat and education in Maine, please share your thoughts on how the Board can be effective next year.
- She would like to thank Steve Pound for his leadership over the past year. She has learned a tremendous amount from him. In listening to all his conversations and thoughts about education in the State of Maine, he truly spends a lot of time with all the committees he is on and all the work he has done to help the students of this state. She thanked him for all he has done serving as chair of the Board.

- Peter Geiger commented on serving as chair of the State Board. It becomes a “Labor of Love”. When he was chairing the Board in the 90’s he spent 40 to 60 hours working on Board stuff. He first met Steve when he (Peter) was Chair of the Maine Coalition. He went to his school district and he was wowed by all the great things that were going on in Greenville and Guilford. He was so impressed with what Steve had accomplished. That is when Steve and he began a friendship. Peter applauded Steve for all he did then and for chairing the State Board of Education.
- Submit travel and expense account vouchers to Mary at the end of the meeting.

**PUBLIC COMMENTS:**

Heidi presented two letters that she had received. The letters are available in the July 10, 2013 meeting file.

**ADJOURNMENT:**

MOVED by Steven Pound, seconded by Jana Lapoint, and unanimously voted by those present to adjourn the July 10, 2013 State Board of Education meeting at 2:02 PM.