

ILLINOIS STATE BOARD OF EDUCATION

100 N. First Street
Springfield, Illinois

June 17-18, 2009

NOTE: Staff presentations and detailed Board discussion typically take place during Committee meetings one month prior to State Board action in the plenary session.

All open meetings will be audio cast on the Internet at: www.isbe.net

WEDNESDAY, JUNE 17, 2009

10:30 a.m. Governmental Relations Committee of the Whole
Board Room, 4th Floor

***11:30 a.m. Education Policy Planning Committee of the Whole**
Board Room, 4th Floor

12:10 p.m. Break for Lunch

***12:45 p.m. Finance & Audit Committee of the Whole (immediately following lunch)**
Board Room, 4th Floor

* The meeting will begin at the conclusion of the previous session.

THURSDAY, JUNE 18, 2009

8:30 a.m. Board Operations Committee of the Whole
Board Room, 4th Floor

***9:00 a.m. Ad Hoc Rules Committee of the Whole**
Board Room, 4th Floor

***10:15 a.m. ISBE Plenary Session**
Board Room, 4th Floor

* The meeting will begin at the conclusion of the previous session.

All State Board of Education meetings listed on this agenda will be accessible to persons with disabilities. Persons planning to attend who need special accommodations should contact the Board office no later than the date prior to the meeting. Contact the Superintendent's office at the State Board of Education, Phone: 217-782-2221; TTY/TDD: 17-782-1900; Fax: 217-785-3972.

NOTE: Chairman Ruiz may call to order the Board's plenary session early for the sole purpose of hearing a motion to go into closed session. In such case, the plenary session will reconvene for action items at the time posted. Chairman Ruiz may also call for a break in the plenary session on Thursday at which time the Board will go into closed session.

**ILLINOIS STATE BOARD OF EDUCATION
PLENARY SESSION
Board Room, 4th Floor
100 North First Street, Springfield, Illinois
June 18, 2009
10:15 a.m.**

(This meeting will begin immediately following the previous session.)

**NOTE: Staff presentations and detailed Board discussion typically take place during
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A. Roll Call/Pledge of Allegiance

1. Consideration of and Possible Actions on Any Requests for Participation in Meeting by Other Means

B. Resolutions & Recognition 10:15 – 10:30 a.m.

C. Public Participation

10:30 – 11:00 a.m.

D. Superintendent's Report

*** Consent Agenda**

All action consideration items listed with an asterisk (*) are considered to be routine and will be enacted in one motion and vote. Any board member who wishes separate discussion on any item listed on the consent agenda may remove that item from the consent agenda, in which event, the item will be considered in its normal sequence.

Action Considerations

consent agenda items: **11:00 – 11:10 a.m.**

- *1. Approval of Minutes
 - a. April 15, 2009 CTE Work Study (*Plenary pp. 4-5*)
 - b. May 21, 2009 (*Plenary pp. 6-12*)
- *2. Rules for Initial Review
 - a. Part 180 (Health/Life Safety Code for Public Schools) (*Rules Packet pp. 5-13*)
 - b. Part 252 (Driver Education) (*Rules Packet pp. 14-25*)
 - c. Part 120 (Pupil Transportation Reimbursement) (*Rules Packet pp. 26-36*)
 - d. Part 401 (Special Education Facilities Under Section 14-7.02 of the School Code) (*Rules Packet pp. 26-28; 37-39*)
 - e. Part 675 (Providers of Supplemental Educational Services) (*Rules Packet pp. 26-28;40-46*)
- *3. Rules for Adoption
 - a. Part 405 (Payments to Certain Facilities Under Section 14-7.05 of the School Code) (*Rules pp. 47-64*)
 - b. Part 575 (School Technology Program) (*Rules Packet pp. 65-69*)
- *4. Contracts & Grants Over \$1 Million
 - a. Illinois Interactive Report Card Contract Renewal (*Finance & Audit Packet pp. 4-5*)
 - b. ISAT development Contract Renewal (*Finance & Audit Packet pp. 6-7*)
 - c. ISAT administration Contract Renewal (*Finance & Audit Packet pp. 8-9*)
 - d. Shefsky and Froelich Contract Renewal (*Finance & Audit Packet pp. 10-12*)
 - e. School Improvement 1003g Grants (New & Continuing Grants) (*FAC Packet pp. 13-16*)
- *5. NASBE and ECS Membership (*Board Operations Packet pp. 8-22*)
- *6. Discussion of Teacher Certification Board Recommendations
 - a. Review of Unit Accreditation (*EPPC Packet pp. 5-7*)
 - 1) Lewis University
 - 2) Trinity International University
 - b. Review of Proposed New Programs (*EPPC Packet pp. 8-10*)
 - 1) Benedictine University
 - 2) University of Illinois at Chicago

End of consent agenda

7. Approval of Draft Strategic Plan Progress Report (materials to be inserted)
8. Appointee to the Department of Juvenile Justice Board of Education (*EPPC Packet pp.11-20*)
9. Approval of Proviso's Financial Plan (as needed) (*Finance & Audit Packet pp. 17-38*) **11:10 – 11:15 a.m.**
10. Closed Session Minutes (as needed, following closed session)
11. Approval of AFSCME Collective Bargaining Agreement (as needed following closed session)

E. New Business

F. Announcements and Reports 11:15 – 11:55 a.m.

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|---|--------------------|
| 1. IBHE Liaison Report (<i>Dr. Proshanta Nandi</i>) | 11:15 – 11:25 a.m. |
| 2. Superintendent's Announcements | 11:25 – 11:35 a.m. |
| 3. Chairman's Report | 11:35 – 11:45 a.m. |
| 4. Member Reports | 11:45 – 11:55 a.m. |

G. Information Items

1. ISBE Fiscal & Administrative Monthly Reports (*Plenary pp. 13-41*)
2. Annual Report on the Status of Agency Rulemaking (*Rules Packet pp. 70-73*)

H. Adjourn

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Illinois State Board of Education Meeting
June 18, 2009
Illinois State Board of Education
100 North First Street
Springfield, Illinois

**ROLL CALL/
PLEDGE OF
ALLEGIANCE**

Mr. Jesse Ruiz, Chairman, called the meeting to order at 9:20 a.m. Chairman Ruiz asked Ms. Jean Ladage, Assistant to the Board, to call the roll. A quorum was present. Dr. Christopher Koch, State Superintendent of Education, was also in attendance.

Members Present:

Mr. Jesse Ruiz, Chairman
Dr. Christopher Ward, Vice Chairman
Dr. Vinni Hall, Secretary
Dr. Andrea Brown
Dr. David Fields
Ms. Joyce Karon
Ms. Lanita Koster

Members Absent:

None

**CLOSED SESSION
MOTION**

Dr. Hall moved that the Board enter into closed session under the exceptions set forth in the Open Meetings Act of the State of Illinois as follows:

Section c1 for the purpose of considering the appointment, employment, compensation, performance or dismissal of an employee; and

Section c2 for the purpose of considering collective negotiating matters with Board employees or deliberations concerning salaries of employees; and

Section c11 for the purpose of considering pending or probable litigation against or affecting the Board.

Section c21 for the purpose of discussing minutes of meetings lawfully closed under the Open Meeting Act.

Dr. Hall further moved that the Board may invite anyone they wish to have included in this closed session.

Dr. Fields seconded the motion and it passed with a unanimous roll call vote.

The open meeting recessed at 9:23 a.m. and the Board went into closed session at 9:25 a.m. The closed session recessed and the open meeting reconvened at 10:20 a.m.

**RESOLUTIONS &
RECOGNITION**

Dr. Ward moved that the State Board of Education with its sincere appreciation and gratitude adopt the resolution honoring Ms. Brenda J. Holmes for her commitment to public education and the state's children. Dr. Ward also moved that the Board adopt the resolution of recognition honoring Ms. Sally Vogl for her years of dedication and commitment to the Illinois State Board of Education.

Chairman Ruiz seconded the motion and the resolutions were adopted unanimously.

Ms. Holmes thanked the Board and ISBE staff for the tremendous support that had been provided to her over the years and wanted everyone to know she appreciated the staff experience. She said it had been an honor to serve on the Board. Brenda closed by saying that she will always love and respect the agency and the dedicated employees.

Ms. Vogl stated that being associated with ISBE for the last 23 years has been one of the greatest privileges of her life. Her association with each of the agency staff is something she will value forever. Sally thanked everyone for their support and the privilege of working with them.

**PUBLIC
PARTICIPATION**

Mr. Lonnie Johns spoke on the Response to Intervention (RTI) evaluation "Illinois Alliance for School Based Problem Solving and Intervention Resources in Education Illinois ASPIRE". He stated that the school data collection sites provide the mechanism

for measuring outcomes of Illinois ASPIRE. The school sites receive priority access to project training, onsite technical assistance and coaching from Illinois ASPIRE; regional staff to support planning and implementation and access to time, limited financial support for training and implementation activities. Mr. Johns indicated that even with all of these advantages, we are not yet seeing significant differences or significant improvement in ISAT student outcomes in these schools. In 2007-2008 all of the outcome measures used to determine impact on student progress showed a decline. Mr. Johns is concerned that there is a great deal of misinformation being put out to the public about the RTI evaluation. He commented that the evaluation states that Board is urging local school districts to make data based decisions, and if they believe in the data and follow the Illinois regulations, by next year every school in Illinois will be required to do RTI. These schools will not begin to have the resources that the ASPIRE schools have had.

Ms. Paula Perdue from the National Board of Professional Teaching Standards (NBPTS) spoke in support of National Board Certified Teachers (NBCT) and thanked the Board for their support of National Board Certification. Ms. Perdue explained the she does understand that it is a difficult budget time, and if for some reason the funding resources do not come through, they would like to be part of where cuts will have to be made, since they have such a great impact on students. She also shared that the NBCT is working closely with the State Board and the NBPTS to put together a Race for the Top application that is a multi-state program involving Washington and Illinois. Washington Governor Chris Grigoire has agreed to be a co-sponsor of the Race to the Top proposal. **Ms. Amy Burke**, newly elected State President of the 2009-2010 Illinois Association FFA State Officer Team thanked the Board for their support of the Career and Technical Education line item. Ms. Burke commented that CTE funding not only supports the FFA but ten other organizations in the state. **Ms. Carolyn Brammer**, State Vice-President of the Illinois FFA asked that the Board continue to support the Agricultural line item. **Ms. Ellen Reeder**, Illinois FFA State Reporter spoke of the benefits her community has received from the funding of the agricultural line item and she asked that the funding continue so that students can continue to build a foundation of agricultural knowledge. **Ms. Kerstin Kayzee**, State FFA Secretary, and **Mr. Adam Merrick**, FFA State Treasurer, also spoke in support of the agricultural line item. Ms. Burke closed by saying that they are all very appreciative of the Board's support and by supporting CTE and the Agricultural Education Line item they are investing in the future of Illinois and its workforce.

Ms. Carrie Logsdon and Ms. Dee Dee Duffy, teachers from Springfield District #186 Early Start Pre-K Programs, spoke in support of the Early Childhood Block Grant. Ms. Duffy shared with the Board success stories and pictures of the programs At-Risk Preschools that have benefited from the funding of the Early Childhood Block Grant. Ms. Duffy stated that because of the block grant funding these students will be moving on to kindergarten and a future of being life long learners.

Ms. Amy Rasmussen, Executive Director of Chicago Arts Partnerships in Education (CAPE) and a Committee Member of Illinois Creates spoke on the coalition's efforts to improve the quality of and access to arts education for all Illinois students. CAPE is aware that teacher quality is one of the main factors that contribute to student's future success. Ms. Rasmussen stated that Illinois Creates and CAPE request the Board's continued support for the arts and foreign language grant program.

Mr. John Dudley a National Board Certified Teacher (NBCT) with Chicago Public Schools talked about his transformation to become a National Board Certified Teacher, National Board Mentor and Lead Mentor for Social Studies at the Chicago National Board Resource Center. Mr. Dudley stated that NBCTs are working hard to make a difference in the lives of Illinois students and he asked the Board to fully fund National Board Certification at \$15 million for next year to ensure that the program continues to grow.

Lou Ann Jacobs, Past-President of the Illinois School Library Media Association thanked the Board for their efforts to include the On-Line Data Bases and On-Line Library Resources for all schools in the budget. Because of the drastic current budget cuts these line items will not be funded, but they will continue to work toward getting them back in the budget. Ms. Jacobs acknowledged all the work ISBE has done on the rule changes to Library Media Programs and recent rules clarification that is out for public comment. Ms. Jacobs stated that these rules have received the endorsement of the Illinois Library Media Association and they appreciated the agency's efforts to align it with other rules concerning subject area requirements. Ms. Jacobs offered any writing assistance that the Illinois Library Media Association could offer the State Board with rewrites of the standards.

Josie Yanguas from the Executive Board of Illinois Association for Multilingual Multicultural Education (IAMME) spoke on behalf of fellow board member **Karen Mulattieri** the Assistant Superintendent of Student Services in Cicero School District 99. Ms. Mulattieri could not attend the meeting today. Ms. Yanguas spoke on the impact Senate Bill 1197 would have if it were to be implemented. Critically needed bilingual services in Cicero School District were to be cut in half. IAMME believes that they could live with less funding in some other areas, but not in English Language Learning Funding. Ms. Mulattieri promises to send a letter to her elected officials. **Leticia Saucedo** who is employed at Cicero School District in the English Language Learning division accompanied Ms. Yanguas. Ms. Saucedo commented that these students are the most venerable students. They face many obstacles and it will take many of us to make a change to get the funding these children need to have the opportunities that many of us have had in the past.

Norine Gutekanst a bilingual teacher of 22 years in the Chicago School System and currently employed at Whittier Elementary School in the Mexican neighborhood of Pilsen spoke in support of bilingual education and early childhood funding. Whittier Elementary School has the highest percentage of English Language Learners in the City of Chicago. Ms. Gutekanst shared with the Board the benefits of a bilingual education for the children in her school. Ms. Gutekanst stated that she realizes the Board is faced with very difficult funding circumstances but that bilingual education programs are absolutely essential to the English Language Learner population of Illinois. Ms. Gutekanst will be contacting her legislators to reiterate the value of bilingual education, ESL Programs and Early Childhood Education.

Jill Sontag a Chicago Public School teacher who has dedicated 11 years as a dual language bilingual teacher and one year as an ESL pull out teacher spoke in support of funding bilingual education. Ms. Sontag stated that she has been on loan for two years from the Chicago Public Schools to the Education Department of Chicago State University where she has taught bilingual ESL methods, assessment classes and supervised bilingual student teachers. In this capacity she has been able to visit many different schools and models throughout the city. In 2002 English Language Learners were in 43% of United States classrooms, today they are the fastest growing segment of K-12 of student population in the United States. The English Language Learners in our state deserve to have access to quality education. Ms. Sontag stated that she and other members of organizations are contacting their legislators to encourage them to fully fund bilingual education.

Dr. Koch thanked the speakers for the work they are doing and stated that the Bilingual Advisory Council has been talking about a Spanish Language Proficiency Test (SLPT), and wondered if their programs might find it useful in their work with students. Dr. Koch commented that it would be for the proficiency of the Spanish Language; it would be an additional tool to ISAT and the SLPT would not be mandated or used for accountability purposes. Ms. Sontag responded that in the terms of equalizing the importance of the languages; not placing one language over another, it would be a valid tool and useful for teachers who are teaching in Spanish. Ms. Gutekanst thought that a Spanish

**CONSENT
AGENDA**

Language Proficiency Test could be helpful because many schools are giving multiple literacy assessments already in Spanish and was pleased that it would not be a mandated test, but an option.

Chairman Ruiz stated that consent agenda item D.5 NASBE and ECS Membership have been removed from the consent agenda and will be considered as a separate item for discussion.

Motion:

Dr. Ward moved that the State Board of Education hereby approves the consent agenda items, with the exception of Agenda item D.5., which will be called for a separate motion and vote. Dr. Fields seconded the motion and it passed with a roll call vote. Dr. Hall would like the record to reflect that she is voting "Yes" on the consent agenda, but abstaining from voting on Agenda Item D.6.b.2 University of Illinois at Chicago program approval because of her affiliation with the university.

The following motions were approved by action taken in the consent agenda motion.

Approval of Minutes

The State Board of Education hereby approves the minutes for the April 15, 2009 CTE Work Study and the May 21, 2009 Board meeting.

Rules for Initial Review

Part 180 (Health/Life Safety Code for Public Schools)

The State Board of Education hereby authorizes the solicitation of public comment on the proposed rulemaking for: Health/Life Safety Code for Public (23 Illinois Administrative Code 180), including publication of the proposed amendments in the Illinois Register.

Part 252 (Drivers Education))

The State Board of Education hereby authorizes the solicitation of public comment on the proposed rulemaking for: Drivers Education (23 Illinois Administrative Code 252), including publication of the proposed amendments in the Illinois Register.

Part 120 (Pupil Transportation Reimbursement)

The State Board of Education hereby authorizes the solicitation of public comment on the proposed rulemaking for: Pupil Transportation Reimbursement (23 Illinois Administrative Code 120), including publication of the proposed amendments in the Illinois Register.

Part 401

(Special Education Facilities Under Section 14-7.02 of the School Code)

The State Board of Education hereby authorizes the solicitation of public comment on the proposed rulemaking for: Special Education Facilities Under Section 14-7.02 of the School Code (23 Illinois Administrative Code 401), including publication of the proposed amendments in the Illinois Register.

Rules for Adoption

Part 405 (Payment to Certain Facilities under Section 14-7.02 of the Code)

The State Board of Education hereby adopts the proposed rulemaking for Payment to Certain Facilities under Section 14-7.02 of the Code (23 Illinois Administrative Code 405). Further, the Board authorizes the State Superintendent of Education to make such technical and nonsubstantive changes as the State Superintendent may deem necessary in response to suggestions or objections of the Joint Committee on Administrative Rules.

Part 575 (School Technology Program)

The State Board of Education hereby adopts the proposed rulemaking for: School Technology Program (23 Illinois Administrative Code 575). Further, the Board authorizes the State Superintendent of Education to make such technical and

nonsubstantive changes as the State Superintendent may deem necessary in response to suggestions or objections of the Joint Committee on Administrative Rules.

Contracts & Grants Over \$1 Million

Illinois Interactive Report Card Contract

The State Board of Education hereby authorizes agency staff to extend the contract for the purposes of refining and maintaining the Illinois Interactive Report Card with Northern Illinois University through June 30, 2012 and increase of the contract's maximum amount not to exceed \$6,922,016.

ISAT Development Contract Renewal

The State Board of Education hereby authorizes a renewal of the contract for the development of the Illinois Standards and Achievement Test with NCS Pearson, Inc. through September 30, 2010, with total funding not to exceed \$36,500,000.

ISAT Administrative Contract Renewal

The State Board of Education hereby authorizes a renewal of the contract for the administration of the Illinois Standards and Achievement Test with NCS Pearson, Inc. through September 30, 2010 with total funding not to exceed \$50,900,000.

Shefsky and Froehlich Contract Renewal

The State Board of Education hereby authorizes agency staff to increase the maximum amount of its contract with Shefsky & Froehlich by \$30,000 to cover services for FY09 and, further, to extend the contract through June 30, 2010, with the total maximum amount of the contract not to exceed \$249,774.

School Improvement 1003g Grants

The State Board of Education hereby authorizes the State Superintendent to approve the School Improvement Grant-Section 1003(g) grantees.

Teacher Certification Board Recommendations

Review of Unit Accreditation

Lewis University

The State Board of Education hereby assigns the status of "continuing accreditation" to **Lewis University**, thereby authorizing the institution to conduct its approved programs and recommend candidates for certification by entitlement until the time of the institution's next scheduled review.

Trinity International University

The State Board of Education hereby assigns the status of "continuing accreditation" to **Trinity International University**, thereby authorizing the institution to conduct the programs and to recommend candidates for certification by entitlement until the time of the institution's next scheduled review.

Review of New Proposed New Programs

Benedictine University

The State Board of Education *provisionally approves* the **Physical Education** program for **Benedictine University**, thereby authorizing the university to conduct the program and to recommend candidates for certification by entitlement until the time of the institution's next accreditation review.

University of Illinois at Chicago

The State Board of Education hereby *provisionally approves* the **Learning Specialist II: Curriculum Adaptation Specialist, Behavior Intervention Specialist, Multiple Disabilities Specialist, and Transition Specialist** programs for the **University of Illinois at Chicago**, thereby authorizing the university to conduct these programs and to recommend candidates for certification by entitlement until the time of the institution's next accreditation review.

END OF THE CONSENT AGENDA

NASBE AND ECS MEMBERSHIP

Dr. Hall moved that the State Board of Education authorizes renewal of NASBE membership for 2010, including the middle-range professional development account for use by Illinois members. However, due to the economic crisis Illinois is facing at this time, the Board does not believe any amounts should be paid from ISBE's budget for FY10 membership in ECS and directs the State Superintendent to discuss funding options with other entities from Illinois that participate in ECS and report back to the Board regarding those discussions. Dr. Ward seconded the motion and it passed with a unanimous roll call vote.

APPROVAL OF DRAFT STRATEGIC PLAN PROGRESS REPORT

Dr. Fields moved that the State Board of Education hereby approves of the Strategic Plan Report and directs the State Superintendent to submit appropriate copies to the Illinois General Assembly on or before July 1, 2009. Ms. Koster seconded the motion and it passed with a unanimous voice vote.

APPOINTEE TO THE DEPARTMENT OF JUVENILE JUSTICE BOARD OF EDUCATION

Dr. Brown moved that the Illinois State Board of Education hereby approves that Dr. Walter Milton, Jr. be appointed to the Board of Education for the Department of Juvenile Justice School District #428. Ms. Karon seconded the motion and it passed with a unanimous voice vote.

APPROVAL OF THE PROVISIO'S FINANCIAL PLAN

Ms. Karon moved that the Illinois State Board of Education hereby approves the financial plan submitted by Proviso Township High School District 209 for Fiscal Years 2009, 2010, 2011 and 2012. The Financial Oversight Panel shall review the plan annually and revise as necessary so that the district will be able to obtain a balanced budget and financial soundness. Dr. Fields seconded the motion and it passed with a unanimous voice vote.

Dr. Hall voiced her concerns of the length of time it took Proviso Township to respond, and she wants them to keep in mind that children are at stake.

CLOSED SESSION MINUTES

Ms. Karon moved that Whereas, Pursuant to Section 2.06(d) of the Open Meeting Act, the State Board of Education has reviewed the minutes of its closed sessions from March 2009 and May 2009; and

Pursuant to Section 2.06 (c) of the Open Meeting Act allows for the destruction of the verbatim recordings of closed sessions (no less than 18 months after the completion of the meeting recorded);

Ms. Karon moved that the State Board of Education certifies the need for confidentiality still exists for the closed session minutes for the time period reviewed.

Further, the State Board of Education approves the destruction of all closed session verbatim recording prior to December 18, 2007. Dr. Ward seconded the motion and it passed with a unanimous voice vote.

APPROVAL OF AFSCME COLLECTIVE BARGAINING AGREEMENT

Dr. Hall moved that the State Board of Education approve an agreement with the American Federation of State, County and Municipal Employees, (ASCME Local #2811), with a term commencing on July 1, 2008 and extending through June 30, 2012. Dr. Ward seconded the motion and it passed with unanimous roll call vote.

NEW BUSINESS

None at this time.

ANNOUNCEMENTS & REPORTS

IBHE Liaison Report

Chairman Ruiz introduced Dr. Proshanta Nandi from the Illinois Board of Higher Education. Dr. Nandi stated that the IBHE meeting was held on June 2, 2009, at Governor's State University. Dr. Nandi shared the highlights of the June 2nd meeting:

- Since IBHE approved the Illinois Public Agenda for College and Career Success in January, IBHE meetings have focused in depth on a Public Agenda priority.
- Last April, Pat Callan, Executive Director of the National Center for Public Policy and Higher Education led a discussion on linking public financing to

Public Agenda priorities.

- This June, Pam Tate, Executive Director of the Center for Adult Education and Experiential Learning, gave a presentation on ways to support and serve the growing number of adult learners seeking to complete postsecondary degrees.
- The Board approved one masters, one baccalaureate, and eight new associate degree programs at independent colleges, and a bachelor's and master's program and a new department at the public universities.
- The next Illinois Board of Higher Education meeting will be August 11, 2009 at DePaul University in Chicago.

Dr. Nandi also shared information on the state's budget.

- Federal stimulus funding for public colleges and universities requires maintenance of effort to meet FY06 funding levels, and the postsecondary sector is in danger of losing nearly all of its grants.
- The greatest impact is cuts to the Illinois' Monetary Award Program (MAP grants).
- Applications for need-based aid rose this year by nearly 30 percent.
- The impact of these budget cuts to college scholarships and grants would reduce student aid from \$420 million to \$220 million, and cut needs-based state aid to 200,000 students. (They can either fund 100% for the fall and zero for spring, or fund at 50% throughout the year.)
- The Illinois Student Assistance Commission (ISAC) has prepared a briefing for each member of the General Assembly detailing the number of MAP recipients and average award in their respective districts:
http://www.collegezone.com/media/Senate_and_House_Impacts.pdf
- State funding for Career and Technical Education is being reduced from \$12.1 million to \$6.1 million and Adult Education has been reduced from \$36 million to 18.7 million. Both are being reduced by half.

Superintendents Announcements

Dr. Koch responded to the earlier testimony on ASPIRE and RTI. Dr. Koch asked that the following facts be made part of the record. ASPIRE is a Personnel Development Grant/Federal Grant. Data collection began in school year 2006-2007, therefore 2007-2008 was their second year of implementation. Accordingly, the report that was cited is the first year and we had two years of data to use for comparison to begin looking at the change in ISAT, AYP scores, etc. Dr. Koch stated that, in his opinion, two years is not a sufficient period of time to see a huge impact from personnel development efforts. The report goes into detail about specific schools within each region that had growth in ISAT results. The paragraph that was cited is at the end of the ISAT section, and what was omitted was the final sentence that states: *"However when examined on a school by school level, significant improvements can be seen within each of these by regions"*.

The report discusses a number of data collections - schools that did make AYP and the annually changing target for AYP. The final sentences of the paragraph were omitted which stated that an important caveat is the fact that each year the federal criteria for making AYP change, therefore AYP is a constantly increasing target. This means that the percentage of students that must meet or exceed standards on the ISAT in order to make AYP increases every year.

Also omitted was the statement that correlating changes in overall AYP and RTI may be a challenging task, given that the target for growth changes each year. Further the treatment would need to impact the entire population of the building which is a goal, but not one in which success of approximations are being made. Dr. Koch noted (Page 29) that the majority of ASPIRE schools across the state, regardless of region are making AYP, and it is important that we look at the data.

Superintendent Koch stated that he would make sure that all the Board members have a copy of the report to review and that is published on line. Dr. Brown commented that people should be aware that some of the ASPIRE schools were Spotlight Schools.

Dr. Koch thanked the citizens of Illinois who have been attending our Board meetings and testified in support of education and our children. He said that he is always impressed by the quality of testimony, the people that serve our children, and the depth of care they have. Dr. Koch also thanked the ISBE senior staff and agency staff for all the work they do in these trying times.

SENIOR STAFF REPORTS

Linda Mitchell

Linda Mitchell introduced our new Division Administrator for Budget, Scott Taylor. Scott received his degree from the University of Illinois and he comes to ISBE from the Illinois Student Assistance Commission.

Darren Reisberg

Darren Reisberg updated the Board on the renewal of the Prairie Crossing Charter School (PCCS) contract. Mr. Reisberg stated that several months ago after lengthy discussion and deliberation, the Board decided to authorize renewal of the contract with certain stated conditions. The Board also authorized Superintendent Koch and Mr. Reisberg to work with PCCS representatives to create a contract that would be ready by July 1, 2009. He stated that they have made significant progress and the contract is almost ready but there is one issue concerning fees on which they would like the Board's input.

One of the conditions the Board imposed in the contract renewal is that PCCS shall demonstrate that any and all fees are comparable to those charged by Fremont and Woodland School Districts and that fee waivers are offered as appropriate. Fremont and Woodland are the school districts that feed into this state charter school. Mr. Reisberg provided the Board with a copy of some points raised by PCCS as to why the current fees they charge are reasonable and why they believe they should be allowed to continue assessing those fees. Mr. Reisberg stated the difference is that PCCS charges a flat fee of \$250.00 for all students at the beginning of the year. This fee includes instructional fees and field trips. Fremont and Woodland School District instructional fees are significantly less than the \$250.00 charged by PCCS (As noted on the chart prepared by PCCS). The dollars that are listed on the chart for Fremont and Woodland field trips are guesstimates by PCCS and students are only charged the cost of the field trip when the teacher decides the class will be going on a field trip.

Mr. Reisberg asked if the Board wishes some time to review the information he has just shared. He does not want to agree to something that doesn't comport with what seemed to be a very clear Board direction. Chairman Ruiz commented that it was his recommendation, and the Board's desire that PCCS fees be commensurate with the surrounding two districts. It is not acceptable, and if they do not agree; there is no renewal. Ms. Koster stated that she also sees no reason to change the Board's original position.

Beth Hanselman

Beth Hanselman stated that ISBE Special Education staff, Scott Beever, Gwen Williams, Dave Andel and Dawn Camacho have been invited to speak next week at the OSEP Part B and C Data Mangers Meeting. The group will be speaking at two different breakout sessions; the first session will be on Illinois' Focus Monitoring Process and how our process verifies and validates data within the district. The second session will be presented in conjunction with the state of Florida Best Practices through increasing the reliability and validity of the annual parent satisfaction survey for indicator #8 of the State Performance Plan. Ms. Hanselman also noted that in July our Special Education Secondary Transition Coordinator, Sue Walter, will be presenting at the National Secondary Transition Technical Assistance Center regarding the vast availability of Illinois Secondary Transition Resources. Ms. Hanselman stated that The Illinois State Board of Education has been recognized in the following three areas; Focus Monitoring, Best Practices and Illinois Secondary Transition Resources and she wanted to publicly recognize these areas.

Susie Morrison

Susie Morrison updated the Board on the American Diploma Project and the standards revision. Teams began working in January and we have between 20-25 members on each team for math and language arts. The teams have a healthy combination of K-12

teachers and post-secondary teachers as well as representation from career and technical education. This has enhanced our efforts to benchmark against the American Diploma Project standards. We also have a group of post-secondary educators who have been working diligently on defining what a student needs to know and be able to do to be prepared for success in an entry-level credit-bearing courses in English Language Arts and math.

Ms. Morrison noted that Great Lakes West has been very supportive to us. On June 26, 2009 the working group will come together in Bloomington with their draft standards to identify those college readiness benchmarks and they expect those to be released the week of July 6, 2009. ACHIEVE has agreed to take our college ready bench marks and the common core standards and do a crosswalk for us. As the common core standards come out, the teams will gather to conduct a gap analysis.

Superintendent Koch added that Illinois is in a good place and our timing could not be better because there are states that have gone through this process in the last year and revised and adopted new standards. Those states will likely have a tougher time adopting common core standards.

Chairman's Report Chairman Ruiz reported that he was the keynote speaker at Noble Elementary School Graduation.

MEMBERS REPORTS
Joyce Karon Ms. Karon informed the Board that she and Lanita Koster, as a sub-committee of the Finance & Audit Committee reviewed State Superintendent Koch's expense reports for the months of December 2008 through May 2009. The records were found to be in order, and reported that the Superintendent worked both in Springfield and Chicago ISBE offices, he spent an average of 29% of his work days in the field, maintained a significant number of activities, and made regular use of state cars and state planes to control cost. Dr. Koch had regular contact with various stakeholders and filed timely and complete reports. The activities and expense reports filed by the Superintendent Koch are in excellent order and reflect positively on the Agency and the Board.

PRIOR TO CLOSED SESSION Chairman Ruiz announced that following lunch and closed session, the Board will reconvene only to adjourn the meeting. We will disconnect the phone immediately following the next motion.

CLOSED SESSION Dr. Hall moved that the Board convene the open meeting and re-enter into closed session. Dr. Fields seconded the motion and it passed with a unanimous roll call vote. The open meeting recessed at 11:20 a.m. and the Board reconvened closed session at 11:50 a.m. The open meeting reconvened at 12:50 p.m.

MOTION FOR ADJOURNMENT Dr. Ward moved that the meeting be adjourned. Dr. Fields seconded the motion and it passed with a unanimous voice vote. The meeting adjourned at 12:55 p.m.

Respectfully Submitted,

Dr. Vinni Hall
Board Secretary

Mr. Jesse Ruiz
Chairman

Governmental Relations Committee of the Whole
June 17, 2009
10:30 a.m.

All open meetings will be audio cast on the Internet at: www.isbe.net

AGENDA *(timeframes are estimated for planning purposes)*

1. Roll Call
2. Board Member Participation by Other Means
3. Public Participation 10:30 – 10:45 a.m.
4. Minutes of the May Governmental Relations Committee Meeting **(pp. 2-3)**
5. End of Session Recap *(Nicole Wills)* 10:45 – 11:15 a.m. **(pp. 4-69)**
6. 2010 Legislative Proposals – Preliminary Discussion 11:15 – 11:25 a.m.
7. Committee Agenda Planning/Additional Items (no committee meetings until September)
8. Committee Wrap-up – as needed *(Superintendent Koch)* 11:25 – 11:30 a.m.
9. Adjourn

* Items listed with an asterisk (*) will be discussed in committee and Board action may be taken in the plenary session.

GOVERNMENTAL RELATIONS COMMITTEE OF THE WHOLE

Wednesday, June 17, 2009

Springfield, Illinois

Committee Members Present

Lanita Koster, Chair
Jesse Ruiz
Joyce Karon
David Fields
Chris Ward
Andrea Brown
Vinni Hall

Staff Present

Chris Koch
Darren Reisberg
Nicole Wills
Susie Morrison
Don Evans
Linda Tomlinson
Connie Wise
Jean Ladage
Marsha Moffett
Beth Hanselman

1. ROLL CALL

See above.

2. PUBLIC PARTICIPATION

Paul Seymour, Business Manager, Galena Unit School District, 120 spoke about the impact of the decrease on hold harmless school districts.

3. MINUTES OF THE MAY COMMITTEE MEETING

Board member Dave Fields made a motion to approve the May Committee meeting minutes and Jesse Ruiz seconded the motion. The minutes were approved with a unanimous voice vote.

4. LEGISLATIVE UPDATE

Governmental Relations staff gave the Committee a status update of the ISBE legislative initiatives in addition to providing an update on other education-related legislation the agency is tracking.

- ISBE legislative initiatives: Only a few ISBE initiatives failed to pass during the legislative session, including HB 1106 (Pre-K and summer school transportation), HB 2676 (FOP/SFA) and HB 4322 (transferability from GSA to GSA HH).
- HB 314: This bill transfers makes a transfer of \$17 million from the FY 09 transitional assistance line to Special Education Hold Harmless. The transfer reduces the amount of transitional assistance by almost 50%, which will cause the transitional assistance line for FY09 to be prorated.
- HB 363: As originally introduced, this bill created a moratorium on school closures in Chicago Public Schools. It was later amended to create a task force to study the issue of school closures in CPS. Staff from the Chicago Board of Education were to have staffed the task force until the bill was amended once again in the final days of session to require ISBE to staff the task force.
- HB 628: Amends Article 14 of the School Code to provide, after a mutually agreeable date and time has been established with a school district, a parent of a student with an IEP, a qualified professional or a independent education evaluator retained by the parent has to have an opportunity to have access to the

child, school personnel and school facilities for a sufficient amount of time to conduct an evaluation of the student.

- HB 2235: Requires ISBE to collect data from school districts on teacher and administrator salaries and benefits.
- SB 51, SB 84 & SB 189: These bills make changes with respect to FOIA, ethics and open meetings requirements.
- SB 611: Makes changes to the School Technology Revolving Loan Program to allow recognized non-public schools to participate in the program.
- SB 612: This bill is the Charter School reform legislation. The bill makes a number of changes including doubling the number of charter schools allowed in the state, specifically providing for 5 dropout charter schools, requiring 75% of teachers in charter schools to be certified (this requirement is to be phased-in), provides conditions for the revocation of a charter and creates the Independent Charter School Authorizer Task Force.
- HJR 5: Creates the School Success Task Force to examine suspensions and expulsions data and make recommendations on suspension/expulsion and truancy policies. ISBE is responsible for staffing the task force.
- HJR 6: Creates the School Transportation Task Force. The Governor's Office is responsible for staffing the task force, which will look at various issues surrounding transportation of public school students.
- HJR 46: The Illinois Department of Public Health is tasked with convening this task force that will study health needs in public schools and how those services are delivered.
- HJR 50: Creates the Part C Early Interventions task force that the Department of Human Services will be coordinating. A task force report is due July 1, 2010.

5. 2010 LEGISLATIVE PROPOSALS – PRELIMINARY DISCUSSION

Staff will bring preliminary legislative initiatives for the spring 2010 legislative session to the Board at the August retreat, including proposals that will be helpful for Illinois to be competitive in the Race to the Top Competition and changes to Article 21.

6. ADJOURN

Board member Dave Fields made the motion to adjourn the Committee. Joyce Karon seconded the motion.

Education Policy Planning Committee of the Whole

June 17, 2009
11:30 a.m.

All open meetings will be audio cast on the Internet at: www.isbe.net

AGENDA (timeframes are estimated for planning purposes)

1. Roll Call
2. Board Member Participation by Other Means
3. Public Participation 11:30 – 11:45 a.m.
4. Minutes of the May Education Policy Planning Committee Meeting (**pp. 2-4**)
- *5 Discussion of Teacher Certification Board Recommendations 11:45–11:50 a.m. (L. Tomlinson, P. Murphy)
 - a. Review of Unit Accreditation (**pp. 5-7**)
 - 1) Lewis University
 - 2) Trinity International University
 - b. Review of Proposed New Programs (**pp. 8-10**)
 - 1) Benedictine University
 - 2) University of Illinois at Chicago
- *6. Discussion of Strategic Plan Progress Report 11:50 a.m. – 12:05 p.m. (**materials to be inserted**)
Superintendent Koch, M. Vanover, S. Morrison)
- *7. Appointee to the Department of Juvenile Justice Board of Education (**pp. 11-20**)
(Superintendent Koch)
8. Committee Agenda Planning/Additional Items (no committee meetings until September)
9. Committee Wrap-up – as needed (Superintendent Koch)
10. Adjourn

* Items listed with an asterisk (*) will be discussed in committee and Board action may be taken in the plenary session.

**EDUCATION POLICY PLANNING COMMITTEE OF THE WHOLE
MINUTES**

Wednesday, June 17, 2009

11:30 a.m.

Springfield, Illinois

Committee Members Present

Dr. David Fields, Chair
Andrea Brown
Vinni Hall
Joyce Karon
Lanita Koster
Jesse Ruiz
Chris Ward

Absent

None

Others Present

Superintendent Chris Koch
Connie Wise
Susie Morrison
Beth Hanselman
Linda Tomlinson

Members Participation Via Phone Conference

None

The Education Policy Planning Committee meeting convened at 11:35 a.m.

1. **ROLL CALL/BOARD MEMBER PARTICIPATION BY OTHER MEANS:** Dr. David Fields requested roll call. There was no board member participation by any other means. See above.
2. **PUBLIC PARTICIPATION:** There was no public participation.
3. **MINUTES OF THE MAY 2009 EPPC MEETING:** Dr. Vinni Hall moved to approve the minutes of the May 2009 EPPC meeting and Joyce Karon seconded the motion. The Committee, by voice vote, approved the minutes of the May 2009 EPPC Meeting.
4. **DISCUSSION OF TEACHER CERTIFICATION BOARD RECOMMENDATIONS (Linda Tomlinson, Patrick Murphy):** The Board considered the State Teacher Certification Board's recommendations regarding continuing accreditation for the educational units of Lewis University and Trinity International University. Dr. Fields stated that this item will move to the plenary session for approval.

The Board considered the State Teacher Certification Board's recommendations regarding the proposed new programs at Benedictine University and the University of Illinois at Chicago. Board Member Hall stated that she is an adjunct faculty member at the U of I at Chicago, therefore she will need to abstain from voting on this portion of the plenary agenda. Dr. Fields stated that this item will move to the plenary session for approval.

5. **DISCUSSION OF STRATEGIC PLAN PROGRESS REPORT (Superintendent Koch, Susie Morrison, Matt Vanover):** Superintendent Koch stated that the purpose of this item is for the Board to review the Strategic Plan Report. Superintendent Koch also thanked his staff for their work on this report. Dr. Fields stated that this item will move forward to plenary for approval.
6. **APPOINTEE TO THE DEPARTMENT OF JUVENILE JUSTICE BOARD OF EDUCATION (Superintendent Koch):** Superintendent Koch explained that there has been a resignation of a member of the Board of Education for the Department of Juvenile Justice School District 428. He indicated that he received a recommendation to appoint Dr. Walter Milton, Jr., to fill the vacancy. The Board commented that Dr. Milton is an excellent choice and requested that this item also go forward to the plenary session for approval.

7. **COMMITTEE AGENDA PLANNING/ADDITIONAL ITEMS (No Committee Meetings until September):** Superintendent Koch stated that in September, the Board may want to have a discussion regarding the Race to the Top applications and ARRA.
8. **COMMITTEE WRAP-UP (AS NEEDED) (Superintendent Koch):** Superintendent Koch gave a recap of the items that were discussed above.
9. **ADJOURNMENT:** Dr. Vinni Hall moved to adjourn the EPPC meeting and Jesse Ruiz seconded the motion. The EPPC meeting adjourned at 11:45 a.m.

Finance & Audit Committee of the Whole

June 17, 2009

12:45 p.m.

(This meeting will begin immediately following lunch.)

All open meetings will be audio cast on the Internet at: www.isbe.net

AGENDA *(timeframes are estimated for planning purposes)*

1. Roll Call
2. Board Member Participation by Other Means
3. Minutes of the May Finance & Audit Committee Meeting **(pp. 2-3)**
- *4. Contracts & Grants Over \$1 Million 12:45 – 1:05 p.m.
 - a. Illinois Interactive Report Card Contract Renewal (Connie Wise) **(pp. 4-5)**
 - b. ISAT development Contract Renewal (Connie Wise) **(pp. 6-7)**
 - c. ISAT administration Contract Renewal (Connie Wise) **(pp. 8-9)**
 - d. Shesky and Froelich Contract Renewal (Darren Reisberg) **(pp. 10-12)**
 - e. School Improvement 1003g Grants (New & Continuing Grants) (Susie Morrison) **(pp. 13-16)**
- *5. Review of Proviso's Financial Plan (Deb Vespa) 1:05 – 1:35 p.m. **(pp. 17-38)**
6. Public Participation 1:35 – 3:30 p.m. *(Time allotment at Chair's discretion.)*
7. FY10 Education Budget (Superintendent Koch, Linda Mitchell) 3:30 – 4:30 p.m. **(materials to be inserted)**
8. Committee Agenda Planning/Additional Items (no committee meetings until September)
9. Committee Wrap-up – as needed (Superintendent Koch) 4:30 – 4:45 p.m.
10. Adjourn

* Items listed with an asterisk (*) will be discussed in committee and Board action may be taken in the plenary session.

FINANCE AND AUDIT COMMITTEE OF THE WHOLE

Illinois State Board of Education
100 North First Street
Springfield, Illinois
June 17, 2009

1. **ROLL CALL: Finance and Audit Committee** Chair Joyce Karon called the meeting to order.

Members Present

Ms. Joyce Karon, Chair
Dr. Andrea Brown
Dr. David Fields
Dr. Vinni Hall
Ms. Lanita Koster
Mr. Jesse Ruiz
Dr. Chris Ward

Members Absent

None

Staff Present

Superintendent Koch
Linda Riley Mitchell
Scott Taylor
Robert Wolfe
Deb Vespa
Tim Imler
Toni Waggoner
Jason Hall

2. **BOARD MEMBER PARTICIPATION BY OTHER MEANS:** None

3. **MINUTES OF THE MAY FINANCE AND AUDIT COMMITTEE MEETING:** Dr. David Fields moved that the minutes of the May Finance and Audit Committee be accepted. Mr. Jesse Ruiz seconded the motion. The motion passed by unanimous voice vote.

4. **CONTRACTS & GRANTS OVER \$1 MILLION:** The committee discussed the following contracts and grants, and agreed to forward them on to plenary session for action:
- a. Illinois Interactive Report Card Contract Renewal
 - b. ISAT development Contract Renewal
 - c. ISAT administration Contract Renewal
 - d. Shesky and Froelich Contract Renewal
 - e. School Improvement 1003g Grants (New & Continuing Grants)

5. **REVIEW OF PROVISIO'S FINANCIAL PLAN:** Ms. Linda Mitchell stated that Dr. Nettie Collins-Hart and Dr. Nikita Johnson from Proviso were present, as well as Ms. Deb Vespa from ISBE. Ms. Vespa summarized what the district has done to this point and what is planned for the future. She spoke about the FOP and the contracts they are reviewing. Ms. Vespa voiced her concern that the district continues to deficit spend in the Operations & Maintenance Fund.

Dr. Nettie Collins-Hart stated that her district is committed to moving forward and she is available for any questions and vows to continue the open communication.

There was a question about positions that were not going to be filled and Ms. Vespa clarified that 12 positions were tenured teachers and five were retiring positions.

Dr. Collins-Hart responded to a question about the percentage of children with disabilities, indicating about 8% of their students are classified as such. Dr. Koch offered the assistance of Assistant Superintendent Beth Hanselman and her staff.

Ms. Joyce Karon indicated that this moved agenda item would move on to the Plenary Session.

6. **PUBLIC PARTICIPATION:** Sixty-one people participated and submitted material to the Board. See attached sign-in sheet and a recording is available upon request.

7. **FY10 EDUCATION BUDGET:** Ms. Linda Mitchell stated that the General Assembly passed a 50% budget. This included a \$511M lump sum for ISBE. Ms. Mitchell spoke about the backlog in payments at the comptroller's office, the ARRA payments and several possible budget scenarios.
8. **COMMITTEE AGENDA PLANNING AND ADDITIONAL ITEMS:** Mr. Ruiz and Dr. Ward will review and discuss possible budget scenarios with staff.
9. **COMMITTEE WRAP-UP:** Dr. Koch thanked those who came to testify today and reviewed the items indicated above.
10. **ADJOURNMENT:** Mr. Ruiz moved to adjourn. Dr. Fields seconded the motion, and it passed unanimously.

Board Operations Committee of the Whole
June 18, 2009
8:30 a.m.

All open meetings will be audio cast on the Internet at: www.isbe.net

AGENDA *(timeframes are estimated for planning purposes)*

1. Roll Call
2. Board Member Participation by Other Means
3. Public Participation 8:30 –8:35 a.m.
4. Minutes of the May Board Operations Committee Meeting **(pp. 2-4)**
- *5. Review Nominations for Recognition 8:35 – 8:40 a.m. **(pp. 5)**
6. Board Retreat Planning *(Chris Ward, Superintendent Koch)* 8:40 – 8:50 a.m. **(pp. 6-7)**
- *7. NASBE and ECS Membership *(Superintendent Koch)* 8:50 – 8:55 a.m. **(pp. 8-22)**
8. Committee Agenda Planning/Additional Items (no committee meetings until September)
9. Committee Wrap-up – as needed *(Superintendent Koch)* 8:55 – 9:00 a.m.
10. Adjourn

* Items listed with an asterisk (*) will be discussed in committee and action may be taken in the plenary session.

BOARD OPERATIONS COMMITTEE OF THE WHOLE
June 18, 2009
Springfield, Illinois

Members Present

Chris Ward, Committee Chair
Andrea Brown
David Fields
Vinni Hall
Joyce Karon
Lanita Koster
Jesse Ruiz

Members Absent

None

Staff Present

Superintendent Koch
Jean Ladage
Marsha Moffett
Darren Reisberg

1. **ROLL CALL:** Dr. Chris Ward called the meeting to order at 8:35 a.m. and announced that all members were present. (See roll call above.)
2. **BOARD MEMBER PARTICIPATION BY OTHER MEANS:** None.
3. **PUBLIC PARTICIPATION:** None.
4. **COMMITTEE MINUTES:** Ms. Karon moved that the minutes of the May 2009 Board Operations Committee for be approved. Dr. Hall seconded the motion. The motion to approve the minutes passed on a unanimous voice vote.
5. **REVIEW NEW NOMINATIONS FOR RESOLUTIONS OF RECOGNITION:** Ms. Koster moved that resolutions for Sally Vogl and Brenda Holmes be recommended for approval. Dr. Fields seconded the motion and it passed unanimously.
6. **BOARD RETREAT PLANNING:** Dr. Ward presented a draft retreat agenda which will include a national perspective from CCSSO Executive Director Gene Wilhoit, followed by the Board's Self Evaluation, with Mr. Wilhoit moderating that discussion. The retreat will also include a data review and Strategic Plan update as well as a discussion of potential legislative proposals. Finally, on Thursday, August 20, there will be a work study on quality school indicators followed by a plenary session for action items.
7. **NASBE & ECS MEMBERSHIP:** The Board Operations Committee recommended approval of membership in NASBE, but asked Superintendent Koch to further review the legal requirements for paying the annual state assessment for the Education Commission of the States.
8. **COMMITTEE AGENDA PLANNING:** There will be no committee meetings planned until September.
9. **COMMITTEE WRAP-UP:** Dr. Koch wrapped up the meeting with a summary of the discussion.
10. **ADJOURN:** Dr. Fields moved that the Board Operations Meeting of the Whole be adjourned. Dr. Hall seconded the motion and it passed with a unanimous voice vote. The committee meeting adjourned at 8:50 a.m.

Ad Hoc Rules Committee of the Whole
June 18, 2009
9:00 a.m.

(This meeting will begin immediately following the previous session.)

All open meetings will be audio cast on the Internet at: www.isbe.net

AGENDA (*timeframes are estimated for planning purposes*)

1. Roll Call
 2. Board Member Participation by Other Means
 3. Public Participation **9:00 – 9:15 a.m.**
 4. Minutes of the May Ad Hoc Rules Committee Meeting (**pp. 2-4**)
 - *5. Rules for Initial Review **9:15 – 10:00 a.m.**
 - a. Part 180 (Health/Life Safety Code for Public Schools) (*Linda Mitchell*) (**pp. 5-13**)
 - b. Part 252 (Driver Education) (*Linda Mitchell*) (**pp. 14-25**)
 - c. Part 120 (Pupil Transportation Reimbursement) (*Sally Vogl*) (**pp. 26-36**)
 - d. Part 401 (Special Education Facilities Under Section 14-7.02 of the School Code) (*Sally Vogl*) (**pp. 26-28; 37-39**)
 - e. Part 675 (Providers of Supplemental Educational Services) (*Sally Vogl*) (**pp. 26-28; 40-46**)
 - *6. Rules for Adoption **10:00 – 10:15 a.m.**
 - a. New Part 405 (Payments to Certain Facilities Under Section 14-7.05 of the School Code) (**pp. 47-64**)
(*Beth Hanselman*)
 - b. Part 575 (School Technology Program) (*Connie Wise*) (**pp. 65-69**)
 7. Annual Report on the Status of Agency Rulemaking (**pp. 70-73**)
 8. Committee Agenda Planning/Additional Items (no committee meetings until September)
 9. Adjourn
- * Items listed with an asterisk (*) will be discussed in committee and action may be taken in the plenary session.

Ad Hoc Rules Committee of the Whole

Thursday, June 18, 2009

9:00 a.m.

State Board of Education Office
100 North First Street
Springfield, Illinois

Committee Members Present

Jesse Ruiz
Andrea Brown
David Fields
Vinni Hall
Joyce Karon
Lanita Koster
Chris Ward

Absent

Others

Chris Koch
Darren Reisberg
Tim Imler
Sally Vogl
Shelley Helton
Winnie Tuthill

1. **ROLL CALL**

Chairman Ruiz called the meeting to order at 9:05 a.m. He noted that all the Board members were present and asked each to identify him- or herself for the record.

2. **BOARD MEMBER PARTICIPATION BY OTHER MEANS**

There was no need for Board member participation by other means.

3. **PUBLIC PARTICIPATION**

There was no public participation.

4. **APPROVAL OF MINUTES**

Lanita Koster moved approval of the minutes of the Committee's meeting of May 20, 2009, and David Fields seconded the motion. It was adopted unanimously, and the minutes were approved as presented.

5. **RULES FOR INITIAL REVIEW**

The Chairman turned the meeting over to General Counsel Darren Reisberg, who indicated that five sets of rules were being presented for initial review. Among these were amendments to Part 180 (Health/Life Safety Code for Public Schools) incorporating the most recent editions of the applicable building codes and to Part 252 (Driver Education) permitting districts to contract for programs that would provide adaptive driving equipment for students whose disabilities necessitate it. In addition, technical updates and corrections were being proposed to part 120 (Pupil Transportation Reimbursement), Part 401 (Special Education Facilities Under Section 14-7.02 of the School Code), and Part 675 (Providers of Supplemental Educational Services). Vinni Hall asked about the origin of the latter changes, and Rules Coordinator Sally Vogl explained that these needed to be made because they had been unintentionally omitted from the recently concluded rulemaking on the same subject.

Andrea Brown asked whether ISBE needed to await changes at the federal level in the administration of the No Child Left Behind Act, and Mr. Reisberg reminded the Board that the agency already had approval for its approach to "differentiated accountability" so that no further federal action was needed. He noted that only a small number of districts had take advantage of this opportunity, probably because the provision of choice and the provision of supplemental educational services are equally challenging for districts.

6. RULES FOR ADOPTION

Mr. Reisberg then moved on to the rulemakings for Parts 405 (Payments to Certain Facilities Under Section 14-7.05 of the School Code) and 575 (School Technology Program). Regarding new Part 405, he indicated that several comments had been received. These rules had been presented for initial review at the February Board meeting and had originally been scheduled for adoption in May. However, they had been deferred for an additional month in order to permit careful consideration of the points raised by the commenters. Division Administrator Tim Imler and Assistant Superintendent Beth Hanselman were available to answer any questions, but there were none.

No comments had been received on the amendments to Part 575, which were thus identical to the version originally considered.

Andrea Brown asked whether the Hope School, for example, would fall under new Part 405. It was clarified that that facility, located in Springfield, was approved under the State Board's rules that implement Section 14-7.02 of the School Code (i.e., Part 401) and the rules of the Illinois Purchased Care Review Board (89 Ill. Adm. Code 900). Consequently new Part 405 would not be applicable in this situation, and Superintendent Koch expressed the hope that placements into facilities not already approved under Part 401 would be rare. However, he also noted that placements of students by courts and other state agencies are outside ISBE's control and that one purpose of these new rules was to address some of the issues created by that lack of connection.

Tim Imler was asked to explain the basis on which facilities under Part 401 are paid for their programs, and he discussed the Purchased Care Review Board's establishment of a rate for the educational programs based on audited cost reports supplied by the facilities. It was noted that residential costs were calculated separately and paid for out of federal funding under IDEA; only the tuition reimbursement was provided pursuant to Section 14-7.02 of the School Code. In relation to some parents' strong preferences for some facilities over others, there was discussion of ISBE's role in monitoring the quality of approved programs.

7. ANNUAL REPORT ON THE STATUS OF AGENCY RULEMAKING

Mr. Reisberg noted that this report was provided for informational purposes only.

8. COMMITTEE AGENDA PLANNING/ADDITIONAL ITEMS

Mr. Reisberg noted that the next formal meeting of the Rules Committee would not occur until the September Board meeting. He also indicated that rules presented in September are often the result of newly enacted legislation, making it impossible to predict at this point what might be coming forward for initial review at that time. He stated that the biggest change would be in the person of the agency's Rules Coordinator, with Sally Vogl's retirement imminent, and that the Board's activities in this regard would be in good hands as Shelley Helton assumed that function and Winnie Tuthill became more familiar with this work as well. Ms. Vogl was thanked for her service to the agency.

9. ADJOURNMENT

Vinni Hall moved that the meeting be adjourned. David Fields seconded the motion, and the meeting was adjourned at 9:20 a.m.