

# ILLINOIS STATE BOARD OF EDUCATION

Meeting Location: Chicago, Illinois

## AGENDA AND SCHEDULE OF MEETINGS

December 14-15, 2005

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

### Wednesday, December 14, 2005

**Public Conference Call Access Numbers are listed below.**

- 10:00 a.m. Ad Hoc Rules Committee of the Whole**  
9-040, James R. Thompson Center, 100 W. Randolph, Chicago  
1-866-297-6391 (*listen only*); Confirmation # 1 3 4 0 7 0 4 8
- 11:30 – 12:30 Lunch Break**
- 12:30 p.m. Finance & Audit Committee**  
9-040 James R. Thompson Center, 100 W. Randolph, Chicago  
1-866-297-6391 (*listen only*); Confirmation # 1 3 4 0 7 0 4 8
- 12:30 p.m. Board Operations Committee**  
9-031 James R. Thompson Center, 100 W. Randolph, Chicago  
1-800-559-9370 (*listen only*); Confirmation # 1 3 4 0 7 0 6 2
- 2:00 – 4:00 p.m. FY07 Budget Hearing**  
9-040 James R. Thompson Center, 100 W. Randolph, Chicago  
1-866-297-6391 (*listen only*); Confirmation # 1 3 4 0 7 0 4 8
- \* 4:00 p.m. Governmental Relations Committee**  
9-031 James R. Thompson Center, 100 W. Randolph, Chicago  
1-800-559-9370 (*listen only*); Confirmation # 1 3 4 0 7 0 6 2
- \* 4:00 p.m. Education Policy Planning Committee**  
9-040 James R. Thompson Center, 100 W. Randolph, Chicago  
1-866-297-6391 (*listen only*); Confirmation # 1 3 4 0 7 0 4 8

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

### Thursday, December 15, 2005

- 7:50 a.m. Tour El Valor Head Start Program, The El Valor Guadalupe Reyes Children & Family Center, 1951 W. 19th Street**
- 8:45 a.m. Tour Orozko Elementary School, 1940 West 18th Street, Chicago**
- 9:30 a.m. ISBE Plenary Session**  
Mexican Fine Arts Center & Museum, 1852 W. 19th Street, Chicago
- Public Conference Call Access Number for Thursday meeting:** 1-866-297-6391 (*listen only*);  
Confirmation # 1 3 4 0 7 0 5 9

**NOTE:** Chairman Ruiz will call for a break in the Board Plenary Session on Thursday at which time the Board will go into closed session over lunch.

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.

## ILLINOIS STATE BOARD OF EDUCATION

Mexican Fine Arts Center & Museum, 1852 W. 19th Street, Chicago, Illinois

Thursday, December 15, 2005

9:30 a.m.

**Public Conference Call Number: 1-866-297-6391** (*listen only*); **Confirmation #: 1 3 4 0 7 0 5 9**

The Plenary Session will also be audio broadcast via the Internet.

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

### Plenary Business Meeting

#### A. Roll Call/Pledge of Allegiance

#### B. Public Participation

#### C. Resolutions & Recognition

1. Resolution of Recognition (*pp. 4-5*)
2. Jacques Bolger, Update from Teacher of the Year

#### D. Approval of Minutes

1. November 17, 2005 (*pp. 6-15*)

#### E. Announcements and Reports

1. Superintendent's Announcements
2. Chairman's Report
3. Committee Reports
4. Members' Reports

#### F. 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

#### \*1. Rules for Initial Review

- a. Part 1 (Public Schools Evaluation, Recognition and Supervision) (*pp. 16-29*)
- b. Part 25 (Certification) (*See separate link for Part 25 - -Initial Review*)
- c. Part 305 (School Food Service) (*pp. 39-40*)

#### \*2. Rules for Adoption

- a. Part 25 (Certification) (*pp. 41-55*)
- b. Part 60 ("Grow Your Own" Teacher Education Initiative) (*pp. 56-78*)
- c. Part 201, Repeal (Disadvantaged Students Funds Plan) (*pp. 79-84*)
- d. Part 202, Repeal (Disadvantaged Students Funds Plan) (*pp. 85-99*)
- e. Part 203 (New) (Disadvantaged Students Funds Plan) (*pp. 100-107*)

#### \*3. Approval of Education of Homeless Children and Youth Policy (*pp. 108-114*)

#### \*4. Recommendations from the Teacher Certification Board

- a. Institutional Accreditation and Continuing Approval of Professional Education Preparation Programs
  - 1) Elmhurst College (*pp. 115-117*)
- b. Provisional Approval of Professional Education Preparation Programs
  - 1) Trinity International University -Principal/General Administrative Program (*pp. 118-119*)
  - 2) DePaul University - Social Science-Geography & Social Science History (*p. 120*)
  - 3) Elmhurst College – Social Science-History & Social Science/Political Science (*pp. 121-122*)
- c. Determination of Accreditation of Institutions
  - 1) North Central College (*pp. 123-124*)

5. Determinations on Recommendations from the Appeals Advisory Committee *(p. 125)*
6. Approval of Charter School Annual Report *(pp. 126-155)*
7. Approval of Draft State Board of Education Annual Report *(pp. 156-220)*
8. Approval of State Performance Plan for Special Education *(pp. 221-303)*
9. Approval of Plans of School Districts Certified in Financial Difficulty *(pp. 304-305)*
10. Recommendation from Governmental Relations Committee regarding Legislative Proposals *(p. 306)*
11. Release of Closed Session Minutes (as needed)
12. Approval of IFSOE Collective Bargaining Agreement

**Information Items**

1. Presentation from Commission on Government Forecasting & Accountability
2. Monthly Informational Reports
  - a. SBE Fiscal & Administrative Monthly Reports *(pp. 307-317)*

**G. Adjourn**

**Illinois State Board of Education Meeting  
MINUTES  
December 15, 2005  
Mexican Fine Arts Center and Museum  
1852 W. 19<sup>th</sup> Street, Chicago, Illinois**

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| <p><b>ROLL CALL/PLEDGE OF ALLEGIANCE</b></p> | <p>Mr. Jesse Ruiz, Chairman, called the meeting to order at 10:00 a.m. Chairman Ruiz asked Ms. Jean Ladage, Assistant to the Board, to call the roll. A quorum was present. Dr. Randy Dunn, State Superintendent of Education, was also in attendance.</p> <p>The Board members, Dr. Dunn, and anyone who wished to join them faced the American flag and recited the Pledge of Allegiance.</p> <p>Chairman Ruiz announced that the Board meeting was being audio-cast live over the Internet.</p> <p><b><u>Members Present:</u></b><br/> Mr. Jesse Ruiz, Chairman<br/> Dr. Christopher Ward, Vice Chairman<br/> Dr. Vinni Hall, Secretary<br/> Dr. Andrea Brown<br/> Mr. Dean Clark<br/> Mr. Edward Geppert, Jr.<br/> Ms. Brenda Holmes<br/> Ms. Joyce Karon</p> <p><b><u>Members Absent:</u></b><br/> Dr. David Fields</p> <p>Chairman Ruiz stated that the public participation part of the agenda will be moved to 11:00 a.m. and that F.1.c. Part 305 School Food Services (also noted as the Junk Food Ban) under the consent agenda will follow public participation and be voted on separately.</p> <p>Chairman Ruiz thanked President Carlos Tortolero and the staff at Mexican Fine Arts Center and Museum for hosting our December Board meeting. The Chairman also thanked and acknowledged all staff and Board members that assisted in the planning of the meeting.</p> |
| <p><b>RESOLUTIONS AND RECOGNITION</b></p>    | <p>Dr. Vinni Hall moved that the State Board of Education accept the resolution for Sharon Coleman of Corliss High School, Chicago Public Schools. This resolution is on display today and will be presented to Sharon Coleman by a member of the State Board of Education. Mr. Ed Geppert seconded the motion and it passed with a unanimous voice vote.</p> <p>Ms. Jacqueline Bolger, the 2005-2006 Illinois Teacher of the Year spoke on the past year experiences as Teacher of the Year. Ms. Bolger stated that one of the benefits of being Teacher of the Year is the opportunity to visit schools and she encourages any invitations from schools that would like her to come for a visit.</p>  |
| <p><b>APPROVAL OF MINUTES</b></p>            | <p>Ms. Joyce Karon moved that the State Board of Education minutes be approved for the meeting on November 17, 2005. Mr. Dean Clark seconded the motion and it passed with a unanimous voice vote.</p>  |
| <p><b>ANNOUNCEMENTS AND REPORTS:</b></p>     | <p>Superintendent Dunn commented that preparation of schools' leaders is critical nationally and that we will all be hearing a lot more about this due to work on</p>   |

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| <p><b>Superintendent's Announcements</b></p> | <p>the SAELP Project and Illinois Board of Higher Education's Commission on School Leader Preparation.</p> <p>Superintendent Dunn also remarked about the Agency's work to support paraprofessional preparation in response to a Tribune news article that appeared in today's paper.</p>  |
| <p><b>Chairman's Report</b></p>              | <p>Chairman Ruiz commented that in upcoming months of January, March and June NASBE will host an Early Childhood Study Group and a Civic Education Study Group. Board members, Dr. Vinni Hall and Mrs. Joyce Karon will be participating in the Early Childhood Study Group and Dr. Chris Ward will take part in the Civic Education Group. The Chairman also noted that Dr. Dave Fields who is a member of the NASBE Public Education Positions Committee will meet with the committee on June 8-9, 2006 and that Mr. Dean Clark who is a member of the NASBE Financial Education Commission will meet with the commission on the following dates: January 27-28, April 7-8, and June 23-24. (Mr. Clarks travel will be paid for by private funding that NASBE has obtained and Dr. Vinni Hall, Mrs. Joyce Karon, Dr. Chris Ward and Dr. David Fields travel will be funded through the agency NASBE dues.)</p> <p>Chairman Ruiz then reported that he had participated in the following meetings since the last Board meeting:</p> <p><b>November 18</b> Child Lures Briefing - Dawes School, Chicago</p> <p><b>November 18-20</b> IASB/IASA/IASBO Joint Annual Conference, Hyatt Regency Chicago</p> <p><b>November 20</b> Presentation of Thomas Lay Burroughs Outstanding School Board President Award, Joint Annual Conference Breakfast</p> <p><b>December 7</b> IL H.S. Summit Winter White Paper Release (Chicagoland Chamber of Commerce)</p> <p><b>December 8</b> Spoke at the Tax Assistance Program's Financial Aid Conference</p> <p><b>December 9</b> Welcomed students participating in the "We The People" constitution competition (Oak Brook)</p> |
| <p><b>Committee Reports</b></p>              | <p><b>Board Operations Committee of the Whole</b></p> <p>Dr. Chris Ward reported that he and the following committee members were in attendance: Dr Vinni Hall, Ms. Joyce Karon, and Chairman Ruiz. Dr. David Fields was absent.</p> <p>Dr. Ward commented that the committee discussed the following topics:</p> <ul style="list-style-type: none"> <li>• The role of the agency in dealing with districts that appear to be identified by various key agency departments as chronically dysfunctional.</li> <li>• The Board/Agency position regarding restructuring schools as a result of consequences of NCLB</li> <li>• Consider what we can do to increase high school student performance literacy and numeracy.</li> </ul>   |

**Education Policy Planning Committee**

Dr. Vinni Hall reported (in Dr. David Fields' absence) that she and the following committee members were in attendance: Dr. Andrea Brown, Mr. Ed Geppert, and Ms. Joyce Karon.

Dr. Hall reported that the that the committee discussed the following topics:

- Dr. Chris Koch, Assistant Superintendent of Special Education Services gave the Committee an update on the 6-Year (2005-2010) State Performance Plan for Special Education.
- Student Advisory Council members Edward Dumoulin, Ross Jacobs, Laurice Jackson and Dan McFadden addressed the Committee on rural awareness and the possibility of creating a policy to add a student to all local school boards in Illinois.
- Rich Duran, President of the Regional Offices of Education gave an overview of the current operations of the Regional Offices of Education.
- Ms. Joyce Karon and Dr. Ginger Reynolds, Assistant Superintendent of Teaching and Learning Services for All Children spoke to the committee on WIDA Spanish Language Arts Standards. The Committee will recommend the standards for approval.

**Finance and Audit Committee**

Mr. Edward Geppert reported that he and the following committee members were in attendance: Dr. Andrea Brown, Ms. Brenda Holmes and Mr. Dean Clark. Mr. Geppert reported that the committee discussed the following topics:

- Received an FY07 Budget update from Linda Mitchell, Chief Financial Officer and Ronny Wickenhauser, Division Administrator.
- Committee has completed all of its budget hearings for FY07 and the Board can expect to receive a compilation of hearing information.
- Linda Mitchell gave the Committee an update on two schools in financial difficulty. More information on these districts will be available at the January Board Meeting.
- Linda Mitchell gave a brief update on several ongoing projects: Annual Financial Reports, Illinois Purchasing Network and the Proposed FY07 Budget.

**Governmental Relations Committee**

Ms. Brenda Holmes reported that she and the following committee members were in attendance: Mr. Dean Clark, Mr. Jesse Ruiz and Dr. Chris Ward. Ms. Holmes reported that the committee discussed the following topics:

- Senator Chris Lauzen left information for the committee on a legislative proposal he will be pursuing in the spring. The proposal would require that background checks be required of employees of private schools recognized and registered with ISBE. Senator Lauzen is asking for the Board's support.
- Committee received several presentations from people speaking in support of Physical Education.
- Committee will consider revising/updating the Physical Education Policy in regard to trend changes and out of date assessment policy.
- Committee suggested that the Board continue to recommend to the

|                                |  |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |
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|                                | <p>General Assembly that the holiday waiver requirements be eliminated and the driver's education fee be raised. These recommendations will be included as part of the recommendations in the Cumulative Waiver Report.</p> <ul style="list-style-type: none"> <li>Reviewed legislative proposals that the Agency and the Board want to advance in the upcoming General Assembly session. After reviewing, the Committee will give the following recommendations to the Board on the legislative proposal to be voted on in today's Plenary Session:</li> </ul> <table border="0"> <tr> <td>Proposal #1</td> <td>Funding/move forward</td> </tr> <tr> <td>Proposal #3</td> <td>Legal/Less Red Tape/Board initiative</td> </tr> <tr> <td>Proposal #4</td> <td>School Support/move forward if vehicle available</td> </tr> <tr> <td>Proposal #5</td> <td>Nutrition/move forward if vehicle available</td> </tr> <tr> <td>Proposal # 6</td> <td>Special Education/Board initiative</td> </tr> <tr> <td>Proposal #7</td> <td>Fiscal Services/move forward if vehicle available.</td> </tr> <tr> <td>Proposal #8</td> <td>External Assurance/further discussion with Legal Counsel.</td> </tr> <tr> <td>Proposal # 9/#10</td> <td>Budget/will not move forward at this time</td> </tr> <tr> <td>Proposal #14</td> <td>Shared Services/will not move forward at this time.</td> </tr> <tr> <td>Proposal #15</td> <td>Assessment/will move forward if vehicle available.</td> </tr> <tr> <td>Proposal #16</td> <td>Assessment/will not move forward at this time.</td> </tr> <tr> <td>Proposal #17</td> <td>Assessment/will move forward at this time.</td> </tr> <tr> <td>Proposal #19</td> <td>Shared Services/will not move forward at this time.</td> </tr> </table> <p>All proposals dealing with Certification Items #11, 12, 13, 18, 20 and 21 will be discussed at a later time.</p> <p>Ms. Holmes reported that the Committee will provide the Board with information at the January Board meeting on legislative proposals that will offer more flexibility and efficiency to the school district reorganization process.</p> | Proposal #1 | Funding/move forward | Proposal #3 | Legal/Less Red Tape/Board initiative | Proposal #4 | School Support/move forward if vehicle available | Proposal #5 | Nutrition/move forward if vehicle available | Proposal # 6 | Special Education/Board initiative | Proposal #7 | Fiscal Services/move forward if vehicle available. | Proposal #8 | External Assurance/further discussion with Legal Counsel. | Proposal # 9/#10 | Budget/will not move forward at this time | Proposal #14 | Shared Services/will not move forward at this time. | Proposal #15 | Assessment/will move forward if vehicle available. | Proposal #16 | Assessment/will not move forward at this time. | Proposal #17 | Assessment/will move forward at this time. | Proposal #19 | Shared Services/will not move forward at this time. |
| Proposal #1                    | Funding/move forward   |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |
| Proposal #3                    | Legal/Less Red Tape/Board initiative   |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |
| Proposal #4                    | School Support/move forward if vehicle available   |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |
| Proposal #5                    | Nutrition/move forward if vehicle available  |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |
| Proposal # 6                   | Special Education/Board initiative   |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |
| Proposal #7                    | Fiscal Services/move forward if vehicle available.   |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |
| Proposal #8                    | External Assurance/further discussion with Legal Counsel.  |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |
| Proposal # 9/#10               | Budget/will not move forward at this time  |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |
| Proposal #14                   | Shared Services/will not move forward at this time.  |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |
| Proposal #15                   | Assessment/will move forward if vehicle available.   |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |
| Proposal #16                   | Assessment/will not move forward at this time.   |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |
| Proposal #17                   | Assessment/will move forward at this time.   |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |
| Proposal #19                   | Shared Services/will not move forward at this time.  |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |
| <p><b>Members' Reports</b></p> | <p>Ms. Brenda Holmes stated that she agrees with Teacher of the Year, Jacqueline Bolger on what a pleasure it is to visit schools. Ms. Holmes commented that she presented a Board resolution this week to a principal in a school that she (Ms. Holmes) taught in for thirteen years. It was a joyous homecoming. Ms. Holmes commented that she was also able to see a former student who is now a teacher in the school.</p> <p>Ms. Joyce Karon reminded Board members of the February 28<sup>th</sup> and March 1st workshops to be hosted by the New Teacher Center Collaborative. The workshops are to develop solutions for attracting and retaining quality teachers. Ms. Karon asked that we help spread the word about the upcoming workshops and encourage people to attend. The workshops will be held in Springfield. Superintendent Dunn also commented that if we can get funding for the Strategic Plan we hope to work with the New Teacher Center Collaborative on Goals for Educator Quality, and we look forward to further discussions with the collaborative on this.</p> <p>Mr. Ed Geppert stated that he continues to work with the Work Group from Illinois State University, The Joyce Foundation and Education Trust on how to</p>   |             |                      |             |                                      |             |  |             |   |              |                                    |             |  |             |   |                  |   |              |   |              |  |              |  |              |  |              |   |

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|   | <p>identify and distribute highly qualified teachers in hard to staff schools and hard to staff positions. Mr. Geppert also noted that there would be a three state meeting on January 26 and 27 in Chicago that will give the working groups and the states a chance to meet and share the information they have collected for the last six months.</p> <p>Chairman Ruiz removed Item F.1.c. (Part 305 School Food Service) from the consent agenda at this time. He stated that it will be considered a separate item for discussion later in the meeting.</p>   |
| <p><b>SUPERINTENDENT'S REPORT</b></p> <p><b>Consent Agenda Agenda Items and Motions</b></p> | <p>Chairman Ruiz commented that all items listed with an asterisk (*) on the agenda are considered to be routine and will be enacted in one motion and vote. Any board members 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.</p> <p>Superintendent Dunn gave the Board members a brief summary on the items on the consent agenda.</p> <p>General Counsel Jon Furr and rules staff member, Sally Vogl reported to the Board regarding the background on the rules for initial review and gave a general update on the status of rules streamlining. (See hand out Supplemental Replacement Pages Part 25 (Certification) - Amendments for Initial Review)</p> <p>Ms. Brenda Holmes asked that in regards to the writing intensive implementation of Part 1 (Public Schools Evaluation, Recognition and Supervision), have we identified what type of certificate a person must have to teach a writing intensive class? Sally Vogl answered no, there have been no statements made because this rule does not change the endorsement or the certification that the person is required to have. Superintendent Dunn stated that there is a still some confusion in the school districts on these rules and we will make sure that we communicate this information clearly and that it is well understood throughout the state.</p> <p>Dr. Andrea Brown asked if the State Certification Board changes would result in any financial savings to the agency? Superintendent Dunn stated that if there is any savings it will be very marginal.</p> <p>Ms. Joyce Karon asked if the State Superintendent can put a limit on the amount of times that an institution can request that their institution review be altered to a different time? Superintendent Dunn and Sally Vogl both responded that the Superintendent would not suspend the review but could only alter the time and that a school could not repeatedly ask for a release.</p> <p>Mr. Ed Geppert asked if there was any discussion on the subject that a National Board Certified Teacher be required to teach in hard to staff school or position in order receive the annual incentive payment? Sally Vogl answered no to Ed's question, but did say that there was specific statutory language about what they have to do to receive the incentive payment. Dr. Dunn stated that in the Spring we will present a RFP to the National Board Center In Illinois that will include language asking the center how to address these issues so that we can ensure that this is taken care of in the next award process.</p> <p>General Counsel Jon Furr reported that there are some concerns with Section</p> |

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|  | <p>60 that were presented to the committee yesterday during public comment. Mr. Furr stated that concerns were with Part 60.100 on the forgivable loans, and in particular, the expenses that are allowed under the forgivable loans. He stated that they will be adding some clarifying language to Part 60.100a to make it clear that expenses covered by forgivable loans can only be paid by the state's forgivable loan if they are not paid for through consortium resources or other grants. He also stated that another concern was whether the state could waive forgivable loans under circumstances such as hardship. Mr. Furr explained that the statute limits our authority to waive those forgivable loans, and only in circumstances when the teachers have completed the service in a hard to staff school. Mr. Furr stated that we do not feel that we can make a change in this area. Chairman Ruiz asked if the vote today on Part 60.100 would include the language that he had clarified to the Board today? Mr. Furr answered yes.</p> <p>Chairman Ruiz asked for a motion regarding the consent agenda items.</p> <p><b><u>Motion:</u></b><br/>Dr. Chris Ward moved that the State Board of Education hereby approves the consent agenda items with the exception of item F.1 c Part 305 (School Food Service) which will be presented later in the meeting. Dr. Vinni Hall seconded the motion and it passed with a unanimous voice vote.</p> <p>The following motions were approved by action taken in the consent agenda motion:</p> |
| <p><b>Rules for Initial Review</b></p> | <p style="text-align: center;"><b><u>Rules for Initial Review</u></b></p> <p style="text-align: center;"><b>Part 1 (Public Schools Evaluation, Recognition and Supervision)</b></p> <p>The State Board of Education hereby authorizes the solicitation of public comment on the proposed rulemaking for:</p> <p style="padding-left: 40px;">Public Schools Evaluation, Recognition and Supervision (23 Illinois Administrative Code 1),</p> <p>including publication of the proposed amendments in the <u>Illinois Register</u>.</p>  |
| <p><b>Rules for Adoption</b></p>       | <p style="text-align: center;"><b><u>Rules for Initial Review</u></b></p> <p style="text-align: center;"><b>Part 25 (Certification)</b></p> <p>The State Board of Education hereby authorizes the solicitation of public comment on the proposed rulemaking for:</p> <p style="padding-left: 40px;">Certification (23 Illinois Administrative Code 25)</p> <p>including publication of the proposed amendments in the <u>Illinois Register</u></p> <p style="text-align: center;"><b><u>Rules for Adoption</u></b></p> <p style="text-align: center;"><b>Part 25 (Certification)</b></p> <p>The State Board of Education hereby adopts the proposed rulemaking for:</p> <p style="padding-left: 40px;">Certification (23 Illinois Administrative Code 25).</p> <p>Further, the Board authorizes to State Superintendent of Education to make such technical or nonsubstantive changes as the State Superintendent may deem necessary in response to suggestions or objectives of the Joint Committee on Administrative Rules.</p> <p style="text-align: center;"><b><u>Rules for Adoption</u></b></p> <p style="text-align: center;"><b>Part 60 ("Grow Your Own" Teacher Education Initiative)</b></p> <p>The State Board of Education hereby adopts the proposed rulemaking for</p>  |

**Approval of Education of Homeless Children and Youth Policy**

**Recommendations from the Teachers Certification Board**

The "Grow Your Own" Teacher Education Initiative (23 Illinois Administrative Code 60.)

Further, the Board authorizes to State Superintendent of Education to make such technical or nonsubstantive changes as the State Superintendent may deem necessary in response to suggestions or objectives of the joint Committee on Administrative Rules.

**Rules for Adoption**

**Part 201 Repeal (Disadvantaged Students Funds Plan)**

**Part 202 Repeal (Disadvantaged Students Funds Plan)**

**Part 203 (New) (Disadvantaged Students Funds Plan)**

The State Board of Education hereby adopts the proposed rulemaking for:

Part 201 (Disadvantaged Students Funds Plan/Districts Between 1,000 and 50,000 ADA) (Repeal),

Part 202 (Disadvantaged Students Funds Plan-Districts Over 50,000 ADA) (Repeal), and

Part 203 (Disadvantaged Students Funds Plans) (New Part).

Further, the Board authorizes to State Superintendent of Education to make such technical or no substantive changes as the State Superintendent may deem necessary in response to suggestions or objectives of the joint Committee on Administrative Rules (JCAR).

**Approval of Education of Homeless Children and Youth Policy**

The State Board of Education hereby approves and adopts the Revised Policy of the Illinois State Board of Education on the Education of Homeless Children and Youth.

**Institutional Accreditation and Continuing Approval of Professional Education Preparation Programs**

**Elmhurst College**

The State Board of Education hereby assigns the status of "continuing accreditation" to Elmhurst College. This action is in accordance with Section 25.125 (j) (1) of the State Board's administrative rules and authorizes the institution to conduct its programs and recommend candidates for certification for entitlement until the time of the institution's next scheduled review.

The State Board of Education also awards "continuing approval" to Elmhurst College for the specific professional education preparation programs listed above as they meet the applicable Illinois content area standards. This action is in accordance with Section 25.127 (m) (1) of the State Board's administrative rules on review of individual programs.

**Provisional Approval of Professional Education Preparation Programs**

**Trinity International University-Principal/General Administrative Program**

The State Board of Education hereby provisionally approves the Principal/General Administrative program, thereby authorizing Trinity International University to conduct the program and to recommend candidates for certification by entitlement until the time of the institution's next accreditation review.

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|                                    | <p><b>DePaul University-Social Science-Geography and Social Science History<br/>Elmhurst College-Social science-History and Social Science/Political<br/>Science</b></p> <p>According to Section 25.125 (o) (2) of the School Code, the State Board of Education hereby grants provisional approval to DePaul University's Social Science-Geography and Social Science-History programs and Elmhurst College's Social Science-History and Social Science-Political Science programs.</p> <p>Further, no later than 18 months from today's date, these institutions shall submit to the State Superintendent the findings of the National Council for the Social Studies (NCSS) or a revised program report [Section 25.125 (p)].</p> <p style="text-align: center;"><b><u>Determination of Accreditation of Institutions</u></b></p> <p><b>North Central College</b></p> <p>The State Board of Education hereby assigns the status of "continuing accreditation" to North Central College. This action is in accordance with Section 25.125 (j) (2) (E) and (F) of the State Board's administrative rules and authorizes the institution to conduct its programs and recommend candidates for certification by entitlement until the time of the institution's next scheduled review. This review will occur in 2010.</p> <p><b>END OF CONSENT AGENDA</b></p>  |
| <p><b>PUBLIC PARTICIPATION</b></p> | <p><b>Mr. Carlos Tortolero</b>, President and Founder of Mexican Fine Arts Center and Museum, and a former Chicago Public School teacher welcomed everyone to the center and commented on how happy they were to be hosting our December Board meeting. President Tortolero thanked everyone and asked that they enjoy their visit to the museum.</p> <p><b>Ms. Sharon Nichols</b>, Director of Food Service for Valley View School District and Chairman of the Local Wellness Council spoke to the Board about the concerns they have on the proposed food ban. Ms. Nichols and her colleagues find the proposed food ban on certain foods to be unnecessarily restrictive. Ms. Nichols, a registered dietician believes that all foods can fit into a healthy diet. Banning these foods from school will not stop children from consuming these items. Ms. Nichols stated that we need to teach our children to make better food choices and encourage our students to increase their physical activity.</p> <p><b>Mr. Marchus Manuel</b> from the Alternative School Network brought with him several staff and students from alternative schools. First to speak was <b>Ms. Loudres Lugo</b>, Director of Dr. Pedro Albizu Campos High School who thanked the Board for their support for alternative education. Ms. Lugo commented that Albizu Campos High School has been around for thirty years and has given opportunities and education to children that might not have had the chance. Also introduced were <b>Arlene Torres</b> a student from Dr. Pedro Albizu Campos High School. Ms. Torres stated that she is a mother with three children who had dropped out of high school, and that Albizu Campos High School gave her the opportunity obtain her education and graduate. Ms. Torres asked the Board to continue to support alternative schools. Following Ms. Torres was <b>Mr. Rafael Morales</b> who asked the Board to continue to fund alternative schools that they have given him the opportunity for a better job and future. Mr. Manuel also asked the representatives from West Town Academy and Rudy Lozano Leadership Academy to stand and be recognized. Chairman Ruiz thanked them for their comments and joining us today.</p> |

(**Karen Phillips**/West Town Academy and **Carmen Liera**/Rudy Lozano Leadership Academy did not speak because of the time restraints but left copies of their comments to be shared with the Board Members.)

**Ms. Barbara Stone** from Recording for the Blind and Dyslexic stated that staff at RFB&D are constantly working to provide the most up-to-date high technology accessible formats of audio books for students who cannot effectively read due to visual impairments, learning disabilities or other physical disabilities. Ms. Stone hopes that Illinois will become another state that will make education accessible to all students by funding Recording for the Blind and Dyslexic.

**Ms. Rochelle Davis**, Founding Executive Director of the Healthy Schools Campaign thanked Governor Blagojevich and the Board for giving prominence to the issue of school nutrition and showing leadership in promoting student health. Ms. Davis states research shows that schools that offer healthy food choices, incorporate nutrition education into the curriculum, educate parents and promote physical activity are successful in encouraging student to have healthy lifestyles. Teaching and modeling healthy lifestyles is a key strategy for preventing obesity. In July 2005 the Governor signed into law Public Act 94-0199 which established a state goal that all school districts develop health promoting, health wellness policies that are based on the Center for Disease Control Prevention Guidelines. Ms Davis asked that as we consider setting nutrition guidelines for food offered in schools to please take into consideration the proposed rule changes recommended by Healthy Schools Campaign. Ms. Davis thanked the Board for the opportunity to speak to them today and is looking forward to working together in the future. (Handout available with recommendations.)

**Ms. Phyllis Pickett** represented the Illinois Association of Health, Physical Education, Recreation and Dance asked the Board to hold schools accountable to the Illinois Learning Standards in physical development and health when revising the procedures for a waiver from physical education. Ms. Pickett stated that a waiver from physical education should only be granted for extraordinary circumstances. Ms. Pickett thanked the Board for the opportunity to speak with them and left a folder containing information about IAHPERD.

**Mr. Paul Seymour**, Business Manager for Galena School District and a former Superintendent asked the Board to look closely at Health Life Safety legislation and allow tax cap district relief in that area. Mr. Seymour stated that life safety has always been a local school district responsibility, paid for by local tax dollars. Often schools districts with tax caps are unable to pay for life safety and in order to do so the district must take from operating funds. Mr. Seymour would like to see a legislative initiative that would exempt emergency health life safety bonds from tax caps and let school districts levy the life safety tax outside of tax caps. Mr. Seymour thanked the Board for the opportunity to speak with them and acknowledged how nice it was to see so many educators as State Board members.

**Mr. Daryl Morrison** from the Illinois Education Association thanked the Illinois State Board of Education, Governor Blagojevich's Office, Dr. Dunn, Jon Furr and ISBE's legal staff for working collaboratively with the Illinois Education Association and the unions on the Less Red Tape Initiative. Mr. Morrison also acknowledged the ISBE staff and the Board for including IEA in the process

and feedback of the Spring legislative proposals.

**Ms. Terri Devine**, Chair of the Illinois State Advisory Council on the Education of Children with Disabilities (ISAC) spoke on the State Performance Plan that was submitted to the U.S. Office of Special Education Programs (OSEP). Ms. Devine stated that ISAC was intimately and meaningfully involved in the development of the Continuous Improvement Plan. Ms. Devine noted that while shaping the plan, it was painfully evident that crucial data was completely absent, grossly inadequate, or painfully difficult to access in a usable format. ISAC is sensitive to the implementation of this plan, a plan required by OSEP that will have additional fiscal implications for both state and local education agencies, especially the data components. A data system that works can offer that strong foundation upon which to fashion a blueprint and build an educational system that is meaningful and moves students on to higher education, jobs and to living meaningful lives as valued members of their communities.

**Dr. Beth Verner**, Professor of Sport and Fitness Management at Illinois State University spoke on behalf of the Illinois Association for Health, Physical Education, Recreation and Dance. Dr. Verner commented that the IAHPERD is a 4,000-member association made of physical and health educators in the state of Illinois. Dr. Verner stated that we need to teach students the value of physical education and with the help of the Board we can facilitate quality health and physical education on a regular basis in every Illinois school K-12. She also asked that we minimize physical education waivers. Dr. Verner thanked the Board and told them she looks forward to working with them in the future.

**Mr. Bob Burke**, Founder and Chairman of Tax Assistance Program spoke on importance of the Free Application for Federal Student Assistance Form (FAFSA Form). Mr. Burke noted that over half of all high school students don't complete the form which makes them ineligible for state, federal government and private scholarships. Mr. Burke would like the State Board of Education to help promote the filling out of the FAFSA Form so that more Illinois students can receive financial aid and go to college. Mr. Burke thanked the Board. Chairman Ruiz stated that he had attended one of Mr. Burke's programs last week and thanked him for the work he is doing.

**Ms. Bertha Magana**, Executive Director of the Latino Education Alliance, spoke on two programs that they offer in Latino majority high schools, Parent Involvement and Early Intervention with 9<sup>th</sup> graders. Ms. Magana stated that she recently had the opportunity to attend the Latino Caucus Conference where Dr. Dunn was a panelist. She asked Dr. Dunn about the Strategic Plan not having enough emphasis on parent involvement as a key component in terms of academics and academic support. Dr. Dunn responded that the State Board is working on ideas that include parent involvement. Ms. Magana expressed how happy she was to hear this from Dr. Dunn and thanked him for attending the conference. She also expressed her gratitude to the Board for coming to the community. Ms. Magana commented that there are 26 Latino majority high schools throughout the state and the Latino population is growing and the need for the programs LEAs provide is evident. She also expressed that there should be a focus on best practices in term of parent involvement. Ms. Magana thanked the Board and looks forward to working with the agency in the future.

**Ms. Luz Maria Solis** represented the Network of Hispanic Administrators for

Education spoke on quality education for all students, especially for the number of growing immigrants in the city of Chicago. Immigrants make up 10% of the population in Illinois and 50% of them are under the age of twenty five. Latinos are a young and growing population and because of this Latino schools are overcrowded. Ms. Solis thanked Governor Blagojevich for his strong commitment to early childhood and asked that he continue to increase the funding. Ms. Solis also had several recommendations to Board. She asked that the rules for the Grow Your Own Teachers Initiative include early childhood teachers and bilingual preschool teachers. The home language of the students in the targeted schools needs to be considered. Ms. Solis also recommended that bilingual paraprofessionals be included as part of the Act. Her final recommendation was that we fund creative and innovative approaches to serve preschool children on the CPS waiting list. Ms. Solis thanked the Board for the opportunity to speak with them.

**Ms. Peg Agnos** representing LEND/SCOPE asked that as the Board deliberates in the next few weeks and makes budget decisions like increasing general state aid, mandated categorical grants, ADA block grants and other programs, that they maintain a balance and consider all children across the State of Illinois. Ms. Agnos thanked the Board and recognized the work of all the interested parties that resulted in legislation last year and offered LEND/SCOPE resources and assistance as they all continue to work together.

**Ms. Lindsay Sawyer**, Registered Dietician and Coordinator for Sinai Children's Hospital Pediatric Weight Management Program and a volunteer for the American Heart Association stated that she wished to express the enthusiasm of the American Heart Association and Sinai Health Systems for Governor Blagojevich's proposed measures to modify the school food environment. The school environment is key in establishing healthy behaviors and healthy food choices. Ms. Sawyer also expressed the importance of physical activity and maintaining a healthy weight. Ms. Sawyer stated that the American Heart Association and Sinai Health Systems are calling upon the Governor and the Illinois State Board of Education to maintain quality physical education programs in our schools and to minimize the opportunity for schools to reduce or eliminate physical education in their curriculum. Ms. Sawyer also asked the Board to consider fund raisers and other sources that might bring food into the classroom. Ms. Sawyer thanked the Board for their time and the opportunity to speak with them.

**Ms. Tab Forgac** from the National Dairy Council and Vice President of Healthy Schools stated that nutrition standards for food sold in schools are a welcome tool to help address the paradox of the current obesity epidemic with the well documented shortfall in intake of specific nutrients among today's youth. Ms. Forgac states that the most effective nutrition standards for foods are likely to be those that reinforce the recommendations of the 2005 Dietary Guidelines for Americans that were released in 2005. The guidelines encourage increased consumption of fruits and vegetables, low fat dairy, and whole grains, which are foods that provide most of the nutrients children's typical diets are missing. A common sense approach based on nutrient density will best serve the nutrition and health needs of the students. Ms. Forgac thanked the Board for the opportunity to speak to them.

**Mr. Mark Peysakhovich** from the American Heart and Stroke Association was joined by **Carolyn Schoenberger**, Former Commissioner of Consumer Services for the City of Chicago and who now practices law at the Chicago

Legal Clinic and is also a volunteer for the American Heart Association. Ms. Schoenberger commented on the concerns the American Heart Association has regarding the physical education waiver proposal. She thanked Governor Blagojevich and the Illinois State Board of Education for addressing nutrition and physical education issues so that all children can grow up in a healthy manner. Mr. Peysakhovich asked the Board not to make any decision that might reduce accountability in physical education. Ms. Schoenberger and Mr. Peysakhovich thanked the Board for their time.

**Ms. Maria Lopez and Ms. Leticia Ramirez**, Director of Public Policy from El Valor Head Start Program spoke in support of the Grow Your Own Teacher Initiative and how important it was to them. Ms. Lopez asked that we support the inclusion of community based organizations in Part 60 ("Grow Your Own" Teacher Education Initiative) administrative rule. Ms. Ramirez also asked that forgiveness loans be allowed when the teacher does the teaching in a community based organization. Ms. Lopez and Ms. Ramirez thanked the Board for the opportunity to speak to them.

**Ms. Emma Villarreal**, parent of a student at Benito Juarez Community Academy High School was accompanied by **Ms. Leticia Guerrero**, Community Representative on the Local School Council of Benito Juarez Community Academy High School and **Ms. Estela Olivas**. Ms. Villarreal spoke on behalf of her daughter Olivia who is a Type I diabetic and the other children in the school that have diabetes. Ms. Villarreal is in support of diet soft drinks and health foods in the school and would like us to respect everyone's nutritional needs. Ms. Leticia Guerrero addressed the concern of keeping local control over the healthy food choices. Loss of local control would mean loss of funding. Ms. Guerrero feels that we need to address all the issues, such as, the quality of food service, the menus and lack of physical education. (Ms. Anna Olivas' comments were translated by Ms. Sylvia Menendez Klinger who is a dietician.) Ms. Olivas stated that she would like the school to provide a variety of food that is more ethnically desirable for the children. She would like the schools to be able to provide Hispanic foods to the children in this area.

Chairman Ruiz took a minute to acknowledge and welcome the following people who had joined us: **Representative Linda Chapa LaVia**, the **Student Advisory Council** as well as **Chairman Ruiz's mother, Mrs. Socorro Ruiz** and **Governor Rod Blagojevich**.

Chairman Ruiz informed the crowd that Governor Blagojevich would be addressing the Board by taking part in public participation. The Governor came forward and Chairman Ruiz on behalf of the Board thanked Governor Blagojevich for joining us, and for his commitment to highlighting the importance of education in his administration.

**Governor Blagojevich** thanked the Board for all their hard work and their efforts to make education better for all children in Illinois. Governor Blagojevich then addressed the issue of child nutrition and how critical it is for us to make sure that our children are healthy and stay healthy. The Governor stated that two legislative sessions ago he actively worked on a bipartisan legislative initiative with the support and leadership of House Minority Leader Tom Cross and other leaders such as Representative Linda Chapa LaVia, actively trying to get legislation passed to ban junk food from our schools. He stated that they were not able to get enough votes in the House and the Senate to pass the initiative. So the Governor went back to the drawing board and reviewed a

copy of the Illinois State Constitution and found out that as Governor he has the authority to make a recommendation to the Illinois State Board of Education. He stated that is why he is here today to recommend to the Illinois State Board of Education to adopt rules to eliminate junk food from elementary and middle schools. He stated two main reasons for the recommendation #1) the nutritional value; making sure that students have proper nutritional food, and #2) simple common sense; it is important to make sure that our children eat foods that are low in fat, low in cholesterol, low in sodium and low in sugar. Today many children are living on diets that are high in fat, high in sugar, high in sodium and ultimately lead to health problems and childhood obesity. The Governor asked that the State Board of Education adopt rules to ban junk foods and when doing so consider the guidelines of the American Heart Association. Chairman Ruiz thanked the Governor for his comments.

**Mr. Mark Peysakhovich** thanked Governor Blagojevich for doing for all Illinois children what we do for our own children; making sure they eat well and stay healthy.

**Ms. Rochelle Davis**, Founding Executive Director of the Healthy Schools Campaign thanked the Governor for the leadership he has shown on schools offering health food choices and promoting physical activity. Ms. Davis stated that nutritional standards in schools are an important step in a healthy lifestyle.

**Ms. Rosemary Jaffe** from the American Diabetes Association spoke about how Type 2 diabetes among children is strongly associated with obesity. Prevention of Type 2 diabetes in children will necessitate promoting long term healthy eating habits involving your schools, communities and home. She assured the Board that the ADA will remain outspoken in promoting healthy eating habits and physical fitness in our schools. Ms. Jaffe thanked the Governor and the State Board of Education for their efforts to improve nutrition in schools and they look forward to working with us in the future.

The following people submitted written comments for public participation:

- **Constance Mueller**, Director of Food and Nutrition Services at Bloomington Public Schools. Ms. Mueller indicated that the junk food ban proposals shift the emphasis from the local wellness policy to a unilateral ban on many foods and she feels this is a negative approach.
- **Ruth Jonen**, Director of Food Service for Township High School District 211, believes that all foods can fit into a healthy diet. The key is a combination of healthy, appropriate food choices, regular physical activity and nutrition education. The policy, as written, is too restrictive and nutritious food choices would be banned along with those with empty calories.
- **Sue Ireland**, President of Illinois Alliance of Administrators of Special Education, stated it is critical that personnel reimbursement be funded at the current 100% level. The Alliance feels strongly that dollars need to be reallocated within mandated categoricals and an additional line item be added under mandated categoricals to alleviate the financial burden placed on districts by students whose educational costs are in excess of four times the per capita. They believe these funds can be reallocated by shifting dollars from the proposed increase for Special Education Private Tuition.
- **Aneta Spiewak** of DesPlaines explained that the soda machines

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|  | <p>provide profit to the school for extra activities and they should stay. She commented high school students are old enough to make those decisions.</p> <ul style="list-style-type: none"> <li>• <b>Rosary Horne</b>, Instructional Technologist of Queen Bee S.D. 16, left information supporting funds for Technology in Schools.</li> </ul>  |              |     |            |    |              |        |            |     |            |     |               |     |             |    |            |     |            |     |
| <b>RECESS</b>  | <p>Chairman Ruiz stated that the meeting would recess so that the Board could spend some time with Governor Blagojevich. The meeting recessed at 12:20 p.m. The meeting reconvened 12:50 p.m. to go into closed session.</p>  |              |     |            |    |              |        |            |     |            |     |               |     |             |    |            |     |            |     |
| <b>CLOSED SESSION</b>  | <p>Dr. Vinni Hall moved that the Board (break for a museum visit and lunch and then) enter into closed session under the exceptions set forth in the Open Meetings Act of the State of Illinois as follows:</p> <p style="padding-left: 40px;">Section c 1 for the purpose of considering the appointment, employment, compensation, performance or dismissal of an employee;</p> <p style="padding-left: 40px;">Section c 2 for the purpose of considering collective negotiating matters with Board employees or deliberations concerning salaries of employees; and</p> <p style="padding-left: 40px;">Section c 11 for the purpose of considering pending or probable litigation against or affecting the Board;</p> <p style="padding-left: 40px;">Section c 21 for the purpose of discussing minutes of meetings lawfully closed under the Open Meetings Act.</p> <p>Dr. Hall further moved that the Board might invite anyone they wish to have included in this closed session.</p> <p>Mr. Ed Geppert seconded the motion and it passed with a unanimous roll call vote. The Board went into closed session at 12:50 p.m. The closed session recessed at 1:50 p.m. and the open meeting reconvened at 2:00 p.m.</p> |              |     |            |    |              |        |            |     |            |     |               |     |             |    |            |     |            |     |
| <b>Rules for Initial Review<br/>Part 305 (School Food Service)</b> | <p>Part 305 (School Food Service) was taken out of the consent agenda and voted on separately.</p> <p><b><u>Motion:</u></b><br/>Mr. Ed Geppert moved that the State Board of Education hereby authorizes the solicitation of public comment on the proposed rulemaking for:</p> <p style="padding-left: 40px;">School Food Service (23 Illinois Administrative Code 305), including publication of the proposed amendments in the <u>Illinois Register</u>.</p> <p>Dr. Chris Ward seconded the motion and it passed with the following roll call vote.</p> <table style="margin-left: auto; margin-right: auto;"> <tr><td>Andrea Brown</td><td>Yes</td></tr> <tr><td>Dean Clark</td><td>No</td></tr> <tr><td>David Fields</td><td>Absent</td></tr> <tr><td>Ed Geppert</td><td>Yes</td></tr> <tr><td>Vinni Hall</td><td>Yes</td></tr> <tr><td>Brenda Holmes</td><td>Yes</td></tr> <tr><td>Joyce Karon</td><td>No</td></tr> <tr><td>Chris Ward</td><td>Yes</td></tr> <tr><td>Jesse Ruiz</td><td>Yes</td></tr> </table>  | Andrea Brown | Yes | Dean Clark | No | David Fields | Absent | Ed Geppert | Yes | Vinni Hall | Yes | Brenda Holmes | Yes | Joyce Karon | No | Chris Ward | Yes | Jesse Ruiz | Yes |
| Andrea Brown   | Yes   |              |     |            |    |              |        |            |     |            |     |               |     |             |    |            |     |            |     |
| Dean Clark   | No  |              |     |            |    |              |        |            |     |            |     |               |     |             |    |            |     |            |     |
| David Fields   | Absent  |              |     |            |    |              |        |            |     |            |     |               |     |             |    |            |     |            |     |
| Ed Geppert   | Yes   |              |     |            |    |              |        |            |     |            |     |               |     |             |    |            |     |            |     |
| Vinni Hall   | Yes   |              |     |            |    |              |        |            |     |            |     |               |     |             |    |            |     |            |     |
| Brenda Holmes  | Yes   |              |     |            |    |              |        |            |     |            |     |               |     |             |    |            |     |            |     |
| Joyce Karon  | No  |              |     |            |    |              |        |            |     |            |     |               |     |             |    |            |     |            |     |
| Chris Ward   | Yes   |              |     |            |    |              |        |            |     |            |     |               |     |             |    |            |     |            |     |
| Jesse Ruiz   | Yes   |              |     |            |    |              |        |            |     |            |     |               |     |             |    |            |     |            |     |



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|   | <p>Advisory Committee’s recommendation and the Chicago position.</p> <p>Dr. Vinni Hall asked how we can make these private institutions not responsible for educating students that are in front of them, and how do we make the public schools that never see these students responsible for their scores? Dr. Hall asked that staff please come up with some ideas on how to weight the scores as the current situation is just not fair.</p> <p>Dr. Chris Koch responded that this is a complex issue but when <i>NCLB</i> was passed, they contemplated less than 100% participation so that a 95% participation rate or expectation is set. Dr. Koch says there is disagreement on who these children are within that 5% leeway. Many children who are medically fragile may be taking an alternate assessment as an appropriate assessment, or they may fall within the 5% for whom participation is not possible. That was contemplated with the law and is generally a small number of students. There are many students with emotional and behavioral needs who could take the test by the time test day comes around, and a small number who will not be able to do so on a given day or days.</p> <p>Dr. Koch stated that we have a responsibility to enforce the IDEA and <i>NCLB</i> requirements. We also have a responsibility to study them so that we don’t create incentives to place students in settings that are not with peers they would be with otherwise. We have to be sensitive to separate placements and where we are placing students and for how long. We have to consider the time periods these students are placed in these settings and what are the expectations for the transition back into a home school or a “3000” school.</p> <p><b><u>Chicago Public Schools Motion #1:</u></b><br/> Ms. Joyce Karon moved that the State Board of Education support the recommendation of State Superintendent Dunn on the matter of assigning scores from students in “3000” schools to their home/neighborhood school, to reject the appeal by Chicago #299 for 2003-04 on this issue, and to maintain the current practice on reporting test results of students served in alternative public schools back to their home/neighborhood school.</p> <p>Dr. Chris Ward seconded the motion and it passed by voice vote. (Mr. Dean Clark voted “No,” and Dr. Vinni Hall abstained from the vote.)</p> <p><b><u>Chicago Public Schools Motion #2:</u></b><br/> Ms. Joyce Karon moved that the State Board of Education support the recommendation of State Superintendent Dunn to deny the appeal by Chicago #299 for 2003-04 on the issue of assessing students at the high school level in private special education facilities.</p> <p>Mr. Ed Geppert seconded the motion and it passed by voice vote; Dr. Vinni Hall cast a “No” vote.</p> <p>Ms. Joyce Karon asked that the Board revisit these two issues in February.</p> |
| <p><b>Approval of Charter Schools Annual Report</b></p> | <p>Mr. Dean Clark complimented Jo Price on an excellent Charter Schools Annual Report.</p> <p><b><u>Motion:</u></b><br/> Dr. Vinni Hall moved that the State Board of Education hereby approve the 2006 Charter Schools Annual Report as amended and instructs the State</p>   |

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|   | <p>Superintendent to forward the report to the legislature as required by statute.</p> <p>Mr. Dean Clark seconded the motion and it passed with a unanimous voice vote. Ms. Joyce Karon and Ms. Brenda Holmes were not present for the vote.</p>  |
| <b>Postponement of F.9. and F.11.</b>   | <p>Chairman Ruiz stated that they would be postponing Agenda Items F.9 and F.11 until the January Board meeting</p>   |
| <b>Approval of Draft State Board of Education Annual Report</b>                             | <p>Dr. Dunn reassured the Board that the one entry that still needed to be completed would be done before the report was submitted.</p> <p><b><u>Motion:</u></b><br/> Dr. Vinni Hall moved that the Illinois State Board of Education hereby approve the Draft 2005 Annual Report 2004-2005 pending the inclusion of the Public School Recognition Committee Recognition Status Report for the 2004-2005 School Year. Mr. Ed Geppert seconded the motion and passed with unanimous voice vote.</p>  |
| <b>Approval of State Performance Plan for Special Education</b>                             | <p>Ms. Joyce Karon asked Dr. Chris Koch if what was included in this plan exceeded those outlined in the federal guidelines? Dr. Koch answered that this plan is a template that all states are required to complete. Our only latitude with this plan was with the activities and the benchmarks that were set; so the plan itself does not exceed. We have a number of activities in the plan, discretionary programs, all sorts of activities, but they are not mandated by the federal government.</p> <p>Dr. Andrea Brown complimented Dr. Koch on a comment she received from a lady who said she worked on the indicators with Dr. Koch and said they feel very positive about the plan. Dr. Koch recognized staff members Jodie Fleck, Beth Hanselman and also introduced Ms. Pat Folland who oversees Corey H.</p> <p><b><u>Motion:</u></b><br/> Dr. Chris Ward moved that the State Board of Education hereby approves the State Performance Plan for Illinois with an amendment to include proposed progress measures for indicators for which we are still awaiting data submission from Illinois school districts. Dr. Vinni Hall seconded the motion and it passed with a unanimous voice vote.</p> |
| <b>Recommendation from Governmental Relations Committee Regarding Legislative Proposals</b> | <p><b><u>Motion:</u></b><br/> Brenda Holmes moved that the Governmental Relations Committee recommends the following legislative proposals for endorsement by the State Board of Education, these are Board legislative proposals:</p> <ul style="list-style-type: none"> <li>• Legislative Proposal #3 (Less Red Tape)</li> <li>• Legislative Proposal #6 (Special Education Due Process)</li> </ul> <p>Further, the committee recommends that staff pursue other legislative proposals if vehicles become available for the following issues:</p> <ul style="list-style-type: none"> <li>• Legislative Proposal #1 (GSA-22 Payments)</li> <li>• Legislative Proposal #4 (HB 1324 Clean-up)</li> <li>• Legislative Proposal #5 (School Breakfast Clean-up)</li> <li>• Legislative Proposal #7 (Textbook Loan)</li> <li>• Legislative Proposal #15 (Student Remediation)</li> <li>• Legislative Proposal #17 (Testing Window)</li> </ul>  |

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|   | Mr. Dean Clark seconded the motion and it passed with a unanimous voice vote. Brenda Holmes thanked staff member Nicole Wills for her assistance as well as her complete and accurate information   |
| <b>Approval of IFSOE Collective Bargaining Agreement</b>      | Dr. Dunn thanked the Jon Furr, Darren Reisberg, Mark Kolaz, Ronny Wickenhauser, and Terry Epley for all their work to make the IFSOE Agreement possible.<br><br><b>Motion:</b><br>Mr. Ed Geppert moved that the State Board of Education approve an agreement with the Illinois Federation of State Office Educators, Local 3236, IFT-AFT, with a term commencing on July 1, 2005 and extending through June 30, 2009. Such agreement shall contain the economic and non-economic terms presented to the State Board of Education by its General Counsel. Except for the economic and non-economic terms presented to the Board by its General Counsel, the Agreement shall contain the same terms and conditions as the existing agreement. Ms. Brenda Holmes seconded the motion and it passed with a unanimous roll call vote. |
| <b>Thank you to Mexican Fine Arts Center and Museum Staff</b> | Chairman Ruiz again thanked the President Carlos Tortolero and the staff at the Mexican Fine Arts Center and Museum for hosting the December Board meeting. He also thanked his fellow Board members for taking the time to come out and visit the community and Dr. Vinni Hall for her advance planning. The Chairman also commented on how grateful he was to have his mother there to see him at work and how nice it was that Governor Blagojevich was able to come to the meeting. Ms. Joyce Karon and Ms. Brenda Holmes also acknowledged and thanked Jean Ladage for all her hard work and wished her a Happy Birthday.  |
| <b>Information Items</b>                                      | Chairman Ruiz announced that normally, listings under "Information Items" do not require a presentation during the Board meeting.<br><br>Chairman Ruiz announced that the <b>Monthly Status Report on Rulemaking</b> and the <b>State Board of Education Fiscal and Administrative Monthly Reports</b> are printed in the Board meeting materials each month and are for information purposes. There were no inquires this month regarding these reports.   |
| <b>Motion for Adjournment</b>                                 | Ms. Joyce Karon moved that the State Board of Education meeting be adjourned. Dr. Chris Ward seconded the motion and it passed with a unanimous voice vote. The meeting was adjourned at 4:10 p.m.  |

Respectfully Submitted,

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Dr. Vinni Hall  
Board Secretary

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Mr. Jesse Ruiz  
Chairman

## Education Policy Planning Committee

Wednesday, December 14, 2005

4:00 p.m.

(This meeting will begin at the conclusion of the previous session.)

9-040 James R. Thompson Center  
100 W. Randolph  
Chicago, IL

**Public Conference Call Access Number:** 1-866-297-6391 (*listen only*)  
Confirmation # 1 3 4 0 7 0 4 8

### AGENDA

1. Public Participation
2. Minutes of the November Education Policy Planning Committee Meeting (**pp. 2-5**)
3. Student Advisory Council (*Linda Jamali/Lynn Rhoades*) (**pp. 6**)
- \*4. Discussion of State Performance Plan for Special Education (*Chris Koch*)  
(**Plenary Packet pp. 220-302**)
5. Board Involvement with Regional Offices of Education (*Rich Duran*) (**pp. 7**)
6. WIDA Spanish Language Arts Standards (Robin Lisboa (**pp. 8-23**))
7. Additional Items

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

## EDUCATIONAL POLICY PLANNING COMMITTEE

December 14, 2005  
James R. Thompson Center  
Room 9-040  
100 W. Randolph Street  
Chicago, Illinois

### Committee Members Present

Andrea Brown  
Ed Geppert  
Vinni Hall (filled in as Chair)  
Joyce Karon

### Other Board Members

### Others

Supt. Dunn  
Ginger Reynolds

### Board Members Absent

Dave Fields

The Education Policy Planning Committee convened at 4:35 p.m.

- 1. PUBLIC PARTICIPATION:** There was one participant. Mr. Elliot Regenstein briefly commented on how he is encouraged that regional offices of education are working with the state board in helping align the strategic plan. He appreciated all the efforts between the State Board and the ROE's to work out some plans for the future of the regional superintendents that will effectively serve the State Board's goals as well.
- 2. MINUTES OF THE OCTOBER EPPC MEETING:** The Committee approved the minutes for the November EPPC Meeting.
- 3. DISCUSSION OF STATE PERFORMANCE PLAN FOR SPECIAL EDUCATION: (Chris Koch)**  
Chris began his presentation by informing the Committee that this plan is required of all states. This is our 6-year plan (2005-2010) and we are coming off of a 5-year plan. Chris then highlighted some points of the plan to the Committee. Dr. Koch stated that there are 20 indicators required by the federal government to support state performance for special education. He further added that the plan has added nine additional data indicators for states to report on annually and we are to come up with annual measures of progress for all of those indicators. States have been complaining about these new regulations because of the additional potential data burden for states including the cost. Chris further stated that we approached this task by utilizing every federal resource available to us and trying to keep the cost down. For some of these indicators, the expectation from the federal government is 100% compliance. In February 2007, the State Board will have to come up with activities for the new indicators, those of which are not required at this time, and after we have those activities, we will have a better cost estimate. The plan addresses the monitoring priorities of Free and Appropriate Public School Education, Disproportionality, Effective General Supervision Part B/Child Find, Effective General Supervision Part B/Effective Transition and General Supervision. Dr. Koch then added that the plan includes percentage and participation rates for students with disabilities relative to AYP, IEP, LRE, suspensions, private placements and expulsions along with mediations and timeliness and accuracy of the data.
- 4. STUDENT ADVISORY COUNCIL: (Members of SAC/Linda Jamali/Lynn Rhoades)** Members from the Student Advisory Council discussed various policy proposals to the Committee. Two issues the members brought forth were on rural awareness (problems focusing on the schools in the southern part of Illinois (the rural areas of the state)) and the second issue being the task force and solutions.

The first member of the SAC who spoke, Ed, is a co-chairperson of the Rural Education and Advancement Committee. He commented on how the Council members are discussing issues of resource acquisition between schools in the south and rural areas, in terms of classes, class procurement as well as fine arts in rural areas.

The second member, Laurice, is from more northern Illinois, so she represented more suburban and urban areas. She stated that they need to reach common ground on how to address the problems and find that we also have the problems that rural areas have.

Next, Ross, chairman of the Task Force, spoke about getting students on to their local school boards. He stated that this initiative went through the ISBE last summer and our leaders in the SAC feel that encouraging students and school boards to add a student to their school board almost embodies what we are trying to do as a Student Advisory Council. He further stated that students need to get actively involved in their education. The SAC would like to create an event, maybe sometime next year, that would invite school leaders, students, superintendents, or school board members, to talk about the logistics of adding a student on to a school board. We would talk about the problems the students could possibly address and we made a list at the last meeting of issues students could address if they were on a school board. Further, he stated that the SAC would like to have a keynote speaker and panelists to discuss the implications of having a student on a school board. Ross then requested some feedback from the Committee on the creation of this policy.

Joyce Karon responded, since she had been on the Board for a number of years, by stating that this was brought to the Board's attention previously. She said that the Board thought it was very important to have a student voice. She stated that student's can go to school board meetings by participating during public participation. Many of the government classes in high school, has as part of their classwork, was to attend the various school board meetings so they would see how everything worked together.

Ross then asked if the agency or board members could help us distribute this message at an event, like the one we are planning.

Dr. Hall mentioned the Superintendent's Bulletin as a resource.

Joyce Karon also mentioned Cynthia Woods, representative for the Illinois Association of School Boards. She thought Cynthia would be helpful to the SAC.

Dr. Hall also added that Rich Duran, the president of the Regional Offices of Education, would be helpful.

- 5. BOARD INVOLVEMENT WITH REGIONAL OFFICES OF EDUCATION: (Rich Duran)** At the request of an EPPC Committee member for an overview on the current operations of the Regional Offices of Education, Richard Duran, Regional Superintendent of Will County and the current President of the IARSS addressed the Committee to share information on the operations of the Regional Offices of Education. (Mr. Duran issued handouts and had a powerpoint presentation.) He pointed out in the handout a list of the responsibilities of the regional offices of education. He then stated that there are 45 ROE's statewide and they are divided into six regions. Mr. Duran touched upon some issues that the regional offices of education handle:

- School Recognition
- Health/Life Safety
- School Bus Driver Training
- GED Programs
- Home Schooling
- Truancy
- Homelessness
- Criminal Background Checks
- Compliance Issues, such as the school calendar

One of the key things about regional offices, is that we get to know our customers (schools, administrators, districts, superintendents, etc). Mr. Duran then stated that their role is defined through the General Assembly and it falls in to two categories, regulatory and compliance. He added that service and support are the other aspects of our job that have come up over time. He highlighted an issue regarding Certification, by saying that, last year, when they passed the law on school

employees being fingerprinted, the regional offices of education stepped up and created a system to offer services to schools of fingerprinting at a cost savings. Mr. Duran then stated that service and support is their pride and has the greatest impact.

In addition, Mr. Duran spoke about how ROE's are elected in to office, the process of being elected and also training of regional superintendents and accountability.

6. **WIDA SPANISH LANGUAGE ARTS STANDARDS: (Board Member Joyce Karon)** Joyce began by stating that WIDA are our standards for Spanish Language Arts and they are referred to frequently and are in several states (Wisconsin, Illinois, Delaware and Washington DC). She then commented on how exemplary the standards are and that she has no problem with what is in them. They acknowledge the growing number of programs serving school-age Spanish-speaking students in U.S. schools and they establish rigorous and comprehensive standards that are comparable to and align with existing state English Language Arts and Standards. She said it is time we get these finalized and out to the practitioners. Joyce further stated that there was a depth of thinking from a variety of sources and a lot of states came together.

Board Member Dr. Hall commented on how she has shared these with others and they are very delighted to see them.

Dr. Ginger Reynolds also commented on how hard everyone has worked on these.

The Committee approved the recommendation to take these standards to the whole Board for approval.

7. **ADDITIONAL ITEMS:** There were no additional items.

**ADJOURN:** The Educational Policy Planning Committee meeting adjourned at 5:45 p.m.

## **Finance & Audit Committee Meeting**

**Wednesday, December 14, 2005**

**12:30 p.m.**

9-040 James R. Thompson Center  
100 W. Randolph  
Chicago, IL

**Public Conference Call Access Number:** 1-866-297-6391 *(listen only)*  
Confirmation # 1 3 4 0 7 0 4 8

### **AGENDA**

- 1 Minutes of November Finance & Audit Committee Meeting **(pp. 2-3)**
2. Public Participation
3. FY 2007 Budget Update *(Linda Mitchell, Ronnie Wickenhauser)* **(pp. 4-7)**
- \*4. Plans for School Districts Certified as in Financial Difficulty **(pp. 8-9)**  
*(Linda Mitchell, Debbie Vespa)*
5. Winthrop Harbour Financial Situation *(Linda Mitchell, Debbie Vespa)* **(pp. 10-13)**
6. Additional Items
7. Adjourn

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

**FINANCE & AUDIT COMMITTEE**

1:00 p.m.

December 14, 2005

James R. Thompson Center

Chicago, Illinois

**Committee Members Present**

Ed Geppert, Chair  
Dr. Andrea Brown  
Dean Clark  
Brenda Holmes

**Staff Present**

Linda Riley Mitchell  
Debbie Vespa (via phone)  
Ronny Wickenhauser

**Other Board Members Present**

None

**1. PUBLIC PARTICIPATION**

Chairman Geppert tasked if there was anyone wishing to address the Committee. No one came forward.

**2. MINUTES OF THE OCTOBER FINANCE & AUDIT COMMITTEE MEETING**

Chairman Geppert asked if anyone had objections or corrections to the November meeting minutes. No objections or corrections were stated and the minutes will be placed on file.

**3. FY2007 BUDGET UPDATE**

Linda Riley Mitchell reported that Cook County EAV data is in and General State Aid calculations are underway. She also reported that initial Mandated Categorical calculations had been done. Ms. Mitchell noted that all of the budget hearings were done --except for the one taking place in Chicago later after this Committee. Mr. Geppert noted that the Committee had 86 presentations to date. Mr. Clark noted that he believed that the time of day the hearings were held helped in attendance.

Ms. Mitchell noted that the Committee had been provided with an appropriation history. Ms. Holmes asked for proration amounts for Mandated Categorical programs. Ronny Wickenhauser agreed to provide her with that information.

**4. UPDATE ON REQUEST FOR PLANS FROM SCHOOL DISTRICTS CERTIFIED AS IN FINANCIAL DIFFICULTY**

Linda Riley Mitchell noted that Harrisburg and Divernon were certified as being in financial difficulty at the October board meeting. Both Harrisburg and Divernon submitted their plans, but the staff wanted more time to provide assistance to the districts. IT was noted that Divernon's plan was rather succinct. Ms. Mitchell noted that ISBE staff wanted more time to look at the plans and that the Board would be updated at the January meeting. Mr. Clark was concerned with the plan being for this year when the Board would not see them until January. Ms. Mitchell noted that the plans were multi-year.

Ms. Mitchell also reported that she, Debbie Vespa, and Jay Grimes had met with Winthrop Harbor regarding their financial situation. Winthrop Harbour has inquired about the process for being certified as in financial difficulty. The district is planning to make a presentation to the Board in January. Mr. Clark asked about flexibility in certifying districts who given the guidelines and Ms. Vespa reported that the board had some flexibility.

**5. ADDITIONAL ITEMS**

Annual Financial Reports – Dr. Brown asked how many AFR's were in. Ms. Mitchell reported that 821 districts had submitted their reports. Dr. Brown asked about Chicago's AFR and Ms. Vespa replied that it is not due until February.

Purchasing Network – Ms. Mitchell reported that there were 440 districts participating and that they purchased \$3.7 million in materials last quarter. The largest supplier was Vicro, an office furniture supplier.

Proposed FY07 Budget – Ms. Holmes asked about the plan for January action. Mr. Geppert asked where ISBE staff was as far as discussions with the Governor’s office. Ronny Wickenhauser noted that most of the financial information needed by the Board to act would be available in January. Mr. Clark asked if there would be opportunity to have input and Mr. Geppert noted that the board would have its input in January. Mr. Geppert noted that a summary was being prepared of requests from the budget hearings. Mr. Geppert also noted that information would be provided to the members prior to the committee meeting. Ms. Holmes suggested a committee of the whole in January to make Budget recommendations and Mr. Geppert agreed that would be a good.

**Adjourn:** The Finance and Audit Committee adjourned at 1:18 p.m.

## Governmental Relations Committee

Wednesday, December 14, 2005

4:00 p.m.

(This meeting will begin at the conclusion of the previous session.)

9-031 James R. Thompson Center  
100 W. Randolph  
Chicago, IL

**Public Conference Call Access Number:** 1-800-559-9370 (*listen only*)  
Confirmation # 1 3 4 0 7 0 6 2

### AGENDA

1. Public Participation
2. Minutes of the November Governmental Relations Committee Meeting (**pp. 2-5**)
3. Review Cumulative Waiver Report Executive Summary (*W. Tuthill*) (**pp. 6-19**)
4. Discuss Staff Suggestions regarding P.E. Waiver Policy (*W. Tuthill*) (**pp. 20-34**)
5. Discuss all Waivers sent to ISBE & General Assembly (*W. Tuthill*) (**p. 35**)
- \*6. Potential ISBE Legislative Proposals (*Mark Kolaz & Nicole Wills*) (**pp. 36-193**)
7. Additional Items

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

## GOVERNMENTAL RELATIONS COMMITTEE

December 14, 2005

Chicago, Illinois

### Committee Members Present

Brenda Holmes, Chair  
Chris Ward  
Jesse Ruiz  
Dean Clark

### Other Board Members

N/A

### Staff Present

Randy Dunn  
Mark Kolaz  
Nicole Wills  
Josh Jacobs  
Jon Furr  
Winnie Tuthill  
Chris Koch  
Darren Reisberg  
Jean Ladage

### Committee Members Absent

### Others Present

Darrell Morrison, IEA  
Laura Arterburn - IFT

## 1. PUBLIC PARTICIPATION:

Committee Chair Brenda Holmes indicated that **State Senator Chris Lauzen** had been present at the meeting earlier to speak during the public participation time, but was unable to stay when the previous committee ran long. Senator Lauzen left an informational sheet with Superintendent Dunn giving a synopsis of legislation he intends to pursue in the spring and on which he like the Board's support (see attached). The proposal requires background checks of employees of private schools recognized and registered with ISBE. His synopsis stated that this measure is a necessity; the system is already in place for background checks because public school employees are required to have the checks and the cost is a necessary expense.

**Phyllis Pickett** (36 year teacher from Lake Park High School in Roselle, member of the Illinois Association of Health, Physical Education, Recreation and Dance (IAHPERD)). Ms. Pickett passed out a packet of information that included a copy of the Physical Education Application Addendum, which ISBE requests districts fill out when submitting physical education waiver applications. She stated that the form was easier to fill this out when health was a required component of the ISAT. However, Illinois still has performance descriptors for physical education at every grade level that can be used. Ms. Pickett believes that if schools are teaching to the standards, they should be able to report on the form how they meet, exceed or do not meet the standards. Furthermore she indicated if a school is not able to fill out the waiver addendum, then it should be obvious that they are not teaching to the standards. She believes that at the very least, districts can administer a National Standard Fitness Assessment (i.e. FitnessGram) that can be used to gather data. She requested that the standards for physical education be kept high and the Board not get rid of the policy of requesting physical education assessment data.

**Beth Mahar** (35 year teacher and a member of IAHPERD) Ms. Mahar focused her remarks on SB 211, which updates the definition of physical education. She believes the changes, which IAHPERD supported, corresponds with the State Learning Standards for physical education by providing a template for a school to develop a curriculum that teaches to the standards. She also indicated her support for the waiver hearing being held on a separate night than the regularly schedule board meeting. She stated that she has tracked waiver requests through her organization and these changes were made as a result of abuses of in the earlier years (i.e. posting notices on the back of the teacher's lounge door or not putting the physical education waivers as a separate item on the school board agenda). As a result, the intent of the separate night waiver was to tighten up the waiver process. Dr. Mahar believes the separate night is a better process that allows the community greater input.

**Beth Verner** (Teaches at Illinois State University – Past-President of IAHPERD)). Ms. Verner referenced a website ([www.kidseatwell.org](http://www.kidseatwell.org)) and a two-page printout provided by Illinois Net, a group funded through ISBE. The two-page document provides a model template for developing a local school wellness policy. Dr. Verner believes discontinuing the requirement for assessment data is tantamount to disregarding accountability and doesn't believe that's what the Board wishes to do. She also believes that physical education should be apart of the School Report Card.

**Frederick L. Kelley, Jr.** (IAHPERD) Mr. Kelley stated that Illinois is a nationally recognized state because of the requirement for physical education. Anything that reduces these standards and makes it easier to get a waiver would be taking a step backwards from this position.

**Lisa Jones** (American Heart Association) Ms. Jones stated that the AMA would like to continue to see the waiver hearings be held on a separate day. The AMA is also against eliminating the request for physical education assessment data because it believes that it would negatively impact student health by removing accountability.

**Elliot Regenstein** (Governor's Office) Mr. Regenstein stated that Board members received a letter from the American Academy of Pediatrics on the subject of physical education waivers and the Governor's Office couldn't agree more with the contents of the letter. The Governor's office hopes the end product of the discussions is a policy that is sensible to implement, has real accountability and focuses on the objective of making sure kids get physical education that is of the highest quality possible.

**Laura Arterburn** (Illinois Federation of Teachers ) Stated that she echoes the thoughts of the previous speakers. She also urged the Board to make updates to the policy if needed, but to make sure the requirements for physical education classes are not eliminated. Ms. Arterburn also addressed Senator Lauzen's proposal requiring private schools to do background checks. She questioned whether it might be better to take a study of all private schools to determine the number that do not require background checks. Additionally she wondered if this might be movement to go for funding for private schools since they would be required to do the same things as public schools.

## **2. Information Item**

The revised committee notes were made apart of the record.

## **3. Cumulative Waiver Report Executive Summary Review**

Brenda Holmes stated that the Cumulative Waiver report is a statutory obligation of the Board. Staff has presented certain recommendations and based on discussions, a final report will be adopted in January.

Winnie Tuthill stated that one of the recommendations would eliminate the need for holiday waiver modifications. Holiday modifications top the list of waiver modifications and are routinely approved as long as the public notice has been handled correctly. Staff has recommended for several years that this is an area that is ripe for local control.

Winnie stated that the second recommendation is in response to the growing number of requests from districts to increase the fee that they can charge for driver's education: More than 65% of waiver applications received on this topic have come in the last three years. Last session, both a Representative and Senator attempted to raise the fee limit, but neither was successful.

Brenda Holmes suggested the Board continue to recommend to the General Assembly that the holiday waiver requirement be eliminated and the driver's education fee be raised.

Dean Clark stated that because ISBE is required to make recommendations, he believes those recommendations should go forward, but questions whether any legislative action on the part of the Board will be possible in looking at a shortened legislative calendar for the spring. Furthermore, he stated that he believes it is a waste of time to be dealing with waivers that are continuously approved.

Jesse Ruiz concurred with remarks made by Dean Clark.

Brenda Holmes also stated that at some other time the Committee should probably need to revisit other topics the Board might want to recommend as legislative change.

Dean Clark stated that he has concerns regarding whether smaller districts could use a higher fee as a means to discontinue the driver's education program. The fee is unquestionably too low but he doesn't want to see the fee as a reason to eliminate the programs

Brenda Holmes asked if it was the consensus of the committee that they ask the full Board to allow the inclusion of the holiday waivers and drivers education fee to be included as recommendations in the Cumulative Waiver Report

Jesse Ruiz moved the question and Dean Clark seconded the motion

Winnie Tuthill also stated that the only other item of note in the report is that the Board has been asked to respond to a legislator in terms of what waivers have never been disapproved. In drafting the Cumulative Waiver Report, staff has included data that shows that 88.6% of all recommendations the General Assembly has received have been approved and only 11.4% have been disapproved. The largest category of disapprovals has been for substitute teacher waivers. Denial of substitute teacher waiver requests has largely taken place during the last several years.

The vote was unanimous (4-0)

Brenda Holmes suggested that the motion takes care of agenda item #5 and stated that it was the consensus of the Governmental Relations Committee that the Agency pass along the statistical information that staff has prepared, the recommendations for holiday waivers and drivers education fees and indicate that the Board will continue to look at this issue to see if there are other areas that should be addressed in the future. Brenda further clarified that the recommendation also states that that holiday or individual be commemorated in some way.

#### **4. BOARD POLICY FOR P.E. WAIVER ASSESSMENT**

Brenda Holmes stated that at the November Governmental Relations Committee meeting, committee members stated that they would not support codification of the 2001 Board policy requesting physical education assessment data. In light of that, four alternative suggestions were made by staff to address physical education waivers. The goal for the committee was to discuss issue and have staff bring forward recommendations for January meeting.

Winnie Tuthill stated that staff attempted to present a number of options to the committee. Retention of the current policy as it is currently isn't really possible because of the elimination of the testing for ISAT. Also, for a clarification, Winnie stated that gathering assessment data isn't a requirement, it is a Board policy. However, the General Assembly has, in the last couple of sessions, listened to the recommendations of the State Board and denied a number of waiver applications for districts that have not submitted such data. It is a policy, not a rule or law. Winnie explained that information submitted by districts must be taken some what at face value because it is self-reported.

Chris Ward asked whether the policy was prompted by the desire to bring further accountability to the physical education waiver process.

Winnie Tuthill responded that in the spring of 2001, ISBE staff had come to Board members with a suggestion that the physical education waiver process be expanded to make it easier to get a waiver. The Board reacted strongly against this suggestion and indicated they wanted to make it harder to get a physical education waiver.

Dean Clark stated that there has been at least one district that has had a waiver in place for ten years. In the case of that district, those students could have gone through the district with very little physical activity. He stated that he is opposed to waiving physical education as routine, although certain circumstances are warranted. He believes the Board needs to look at the underlying philosophy behind physical education waivers and then go from there.

Brenda Holmes stated that part of what prompted the policy in 2001 was that waivers were being submitted and approved with regularity. The Board at that time felt they needed to make sure that those students would be receiving instruction or physical activity in spite of the waiver. The issue is difficult in terms of the assessment because while it may be easy for a district to test physical activity, it is more difficult to assess the actual health standards. Winnie has provided some options to deal with this question.

The first option is to retain the policy, but make minor revisions to reflect the provisions in ISAT. Brenda Holmes asked the representatives from IAHPERD if they have any suggestions for dealing with this issue.

Dr. Beth Verner stated that in the absence of ISAT, there are two nationally known assessments. Brenda Holmes stated that she doesn't believe that covers the area where the problem exists. Dr. Verner also stated that physical fitness is related to just one learning goal. Goals 19 & 21 have to do with movement skills and team building. Those two goals are difficult to assess on standardized assessments; however, the school could be locally assessing and teaching to those goals. Dr. Verner believes the answer would be one standardized tool instead of every district having its own assessment.

Option number two makes more extensive revisions to the policy. These changes would require a more in depth discussion with Curriculum & Assessment staff to make sure there is a valid and reliable test. Brenda Holmes stated that part of her concern with this suggestion is the question of where the money comes from if we are requiring a standardized state assessment.

Jon Furr stated that with regards to Options 1 & 2, SB 3000 dictates that ISBE not adopt policies that have the force of rules without going through the rulemaking process. To the extent that we say by policy that districts must do something in order for ISBE to take action, we get dangerously close to the prohibition in SB 3000.

Option 3 is that the present policy be revised to consider adding some additional exemptions to those currently allowed. Jon Furr stated that the staff recommendations for this option attempt to get at what the underlying policy of the physical education waiver is and what circumstances the Board believes constitutes consideration for a waiver. Some suggestions for this option would include waivers for inadequate facilities, student participation in other forms of physical activity and NCLB provisions for schools in warning or watch status.

Brenda Holmes stated she had concerns regarding option three because districts may wonder how far they must rationalize the issue in order to get State Board staff to approve.

Option 4 is to eliminate the current policy. Brenda Holmes stated that she believes the Board should think long and hard about eliminating the policy because the goal is not to diminish the daily physical education requirement, to increase the number of waiver suggestions or to burden staff with additional work in judging on a case-by-case basis.

He recommended leaving the policy alone for now and look at data to see if there are some trend changes.

Brenda Holmes suggested modifying the policy to reflect the changes of ISAT. Elliot Regenstein has offered to bring together individuals from the committee and others to discuss the issue prior to the January committee.

Jesse Ruiz stated that option two is the most appealing but he does not believe the agency is prepared to go there yet. He moved that staff prepare a report for January meeting. Dr. Ward seconds the motion. The recommendation for the time will be for the modification of the 2001 physical education policy on waivers to include the language that there is no longer an ISAT assessment component in the policy. The vote was unanimous.

Winnie Tuthill stated that there may be other portions of the assessment policy that may be out of date and asked if staff and the committee could look at those issues also. The Committee agreed with this suggestion.

## **5. ISBE LEGISLATIVE PROPOSALS**

Brenda Holmes stated that staff had made a specific request that legislative proposal 3 (Less Red Tape) and proposal 6 (Special Education Due Process) be endorsed by the Governmental Relations Committee and the Board of Education.

Jesse Ruiz made a motion that the Committee support staff recommendations and the motion was seconded by Dean Clark. This motion was approved unanimously.

Nicole Wills stated that all proposals that are being presented before the committee have come from staff. The tentative adjournment date for the spring session is April 7<sup>th</sup> and because of that, staff anticipates limited legislation moving forward. The proposals that staff feel are particularly vital are those that the committee has just made the motion on. For the rest of the proposals, staff would like the committee to indicate support or disapproval should an appropriate vehicle come available for the agency to pursue. This does not mean that the Agency will definitely move forward with any proposals supported by the committee, only that the Agency has a certain amount of latitude for the future.

ISBE staff member Toni Waggoner participated via phone regarding proposals 9 & 10. Both of these proposals stem from changes that passed during 2004. Toni Waggoner explained the technical aspects to the legislative proposal and Brenda Holmes explained the political reality of making this type of change. Brenda Holmes suggested engaging in discussions with CPS and the suburban districts since they are the entities that would be most effected by losing a portion of their aid. Brenda Holmes stated that if there is ever to be additional study on school funding reform, the two proposals would have to be apart of it. The committee agreed that staff should continue looking at this issue, but not move forward with legislation at this time.

Toni Waggoner also presented information on legislative proposal #1, which would reduce the scheduled number of General State Aid payments from 24 to 22. Toni had done some historical research regarding General State Aid payments. Prior to FY 82, payments were made August to June and the two June payments were double payments. In FY 82, half of the June payments were held off until July, so in FY 82 there were technically only 22 payments. Starting in FY 83 to FY 93 there were two payments a month from August to July. FY 98 was the first year a payment was advanced from July into June. From FY 99 through FY 05, both payments from July have been advanced to June. Under proposal #1, the payment schedule would be from August to June. Each payment would be 1/22 of GSA instead of 1/24. This eliminates the worry for districts of whether or not the last two payments will be advanced into the current fiscal year. Dean Clark stated that many districts will perceive that they will be getting two less payments and will not understand that they are getting their money without having to wait for the Governor to authorize the Comptroller to advance the payments. The Governmental Relations Committee voted unanimously to allow the proposal to move forward if an appropriate vehicle becomes available.

Robert Wolfe, Division Administrator for the External Assurance Division participated via phone for legislative proposal 8, which provides for extraordinary circumstances when calculating average daily attendance. Robert explained that state aid is calculated by average daily attendance. Each reporting period is a compilation of all buildings in the district and all attendance days. The purpose of the proposal is to address the problem of one building having a different calendar than the rest of the district to do extraordinary circumstances. If an extraordinary circumstance happened for one building (example given was a water main break) and the district was to have less days of attendance for that building, the average daily attendance for the entire district would go down and the district would receive less GSA. With the proposed change, the district would not be penalized because one building lost a day during the best three months ADA. There is no appeal process for districts that could lose as a result of one of these circumstances. Dean Clark stated that the key to this issue is what type of extraordinary circumstances would apply and who would make that determination. Jon Furr offered to work with the External Assurance division on this issue should it move forward to define the parameters of extraordinary circumstances. The committee decided that this issue bears further study and should not be pursued at this time.

Becky McCabe, Division Administrator of the Assessment Division presented on three proposals: #15 – student remediation; #16 PSAE as a graduation requirement and # 17 - testing window. Becky McCabe stated that proposal #17 was the one the Assessment Division preferred move if only one proposal were allowed to go forward. This proposal would affect the window for taking the ISAT examination for grades three through eight that are affected by spring break. These changes would allow better test security for testing materials and provide for year around schools. The

Governmental Relations Committee voted unanimously to allow the proposal to move forward if an appropriate vehicle becomes available.

Proposal #15 changes existing statute dealing with student remediation when a student is two or more grade levels behind in school. Currently the tool used to determine what is done with students in the remediation process is state and local assessments. These proposed changes would expand the type of evaluations that could be used in determining student remediation beyond assessments. Brenda Holmes made the suggestion that perhaps this issue could be included in the Less Red Tape legislative initiative.

Proposal #16 removes the requirement for the Prairie State Achievement Exam (PSAE) as a graduation requirement. Students in the eleventh grade would still be required to take the examination. This proposed change is not an attempt to reduce graduation standards. This law was an ISBE supported legislative change a few years ago. Information had been received that districts were holding students as sophomores for a longer period of time so that they then missed their junior year and moved straight to the senior year, effectively missing taking the PSAE. The change a few years ago was an attempt to make sure those students were tested. However, the PSAE can be taken when a student is a senior for the purpose of increasing the score for their transcript. So, the requirement for the PSAE doesn't meet the intent of the initial legislation and requires a tremendous amount of work for districts. Brenda Holmes stated that she is concerned that we would be going back to the General Assembly to change something that we had just requested legislative change on. She made a recommendation that the issue be looked at further and perhaps brought back in a later legislative session. The committee agreed that this proposal would not move forward at this time.

Proposal #2 was tabled at the request of General Counsel Jon Furr to be looked at during a later time due to a lack of legislative capacity.

Proposal #4 cleans up language from HB 1324 that passed during the previous spring session by addressing an issue that the Accountability and School Support Divisions caught. The committee agreed that if staff found an appropriate avenue for this proposal it could be pursued.

The committee also agreed that for proposals # 5 and #7 if staff found an appropriate avenue for these proposals they could be pursued.

All of the certification proposals were tabled to be looked at another time.

The committee recommended not taking any action on proposals #14 and #19 as they do not directly effect ISBE operations. Proposal #19 resembles HB 1475 from Representative Roger Eddy and ISBE stayed neutral on this legislation during the previous spring session. It was decided that ISBE would continue to stay neutral on HB 1475 unless directly asked by the sponsor to support the legislation and then the Board would re-look at the issue.

Assistant Superintendent of Special Education Chris Koch responded to several questions from the committee regarding legislative proposal #3. Brenda Holmes asked, "Does this legislation go beyond the federal statute in areas that are going to affect local districts financially or from a program stand point or from a paperwork standpoint?" Chris Koch replied, "No in terms of the alignment of IDEA to Article 14. The only approach we took on this was to align Article 14 to IDEA as the primary role. However, keep in mind that Article 14 previously covered more than federal law required. There are a lot of things in this legislation that are going to streamline our administrative process. For example, the application process for hearing officers, the training of hearing officers and the reappointment of hearing officers. That will have no effect on local districts, but it is in excess of federal requirements because it is not required."

- 6. ADJOURN:** The Governmental Relations Committee meeting adjourned at 5:45.

12/14/05 Consistent Public Policy for Background Checks in State-Recognized Non-Public Schools

I. Concept Description:

In order to receive Illinois voluntary state recognition, non-public schools should conduct the same staff background checks with the same rules for public transparency (disclosure) as those required under existing Public School Code... no more burdensome nor lenient.

II. Purpose: To protect all Illinois school children.

III. Background:

1. We don't want any of our children abused.
2. Effective background checks that can be verified prevent exposure to child abuse.
3. Completion of background checks and the dates when they were performed should be public information.
4. Unfortunately, this is not the case in non-public schools seeking State of Illinois Recognition, and some of the most grievous cases of abuse have occurred in non-public schools. (Campabello)
5. Same procedure, same transparency and mandatory disclosure (only for those seeking official state recognition.)

IV. Objections/Answers:

1. Cost – Necessary Expense.
2. Necessity – Consistent standard of protection only in cases where recognition is sought.
3. Practicality – State Police check is currently possible; FBI checks may need federal authorization. Do what we can now.
4. Precedence – Immunization, fire drills, days of school, other safety requirements.

## Ad Hoc Rules Committee of the Whole

Wednesday, December 14, 2005

10:00 a.m.

9-040 James R. Thompson Center

100 W. Randolph

Chicago, IL

**Public Conference Call Access Number:** 1-866-297-6391 (listen only)

Confirmation # 1 3 4 0 7 0 4 8

### AGENDA

1. Minutes of the November Ad Hoc Rules Committee Meeting
2. Public Participation
- \*3. Rules for Initial Review
  - a. Part 305 (School Food Service) (**Plenary Packet pp. 30-40**)  
(Chris Schmitt, Roxanne Ramage, Rita Harper)
  - b. Part 1 (Public Schools Evaluation, Recognition and Supervision) (**Plenary Packet pp. 16-29**)  
(Dana Kinley, Becky Phillips, Mark Williams)
  - c. Part 25 (Certification) (Linda Jamali) (**See separate link for Part 25-Initial Review**)
- \*4. Rules for Adoption
  - a. Part 25 (Certification) (Linda Jamali) (**Plenary Packet pp. 41-55**)
  - b. Part 60 ("Grow Your Own" Teacher Education Initiative) (**Plenary Packet pp. 56-78**)  
(Linda Jamali)
  - c. Part 201, Repeal (Disadvantaged Students Funds Plan) (**Plenary Packet pp. 79-84**)  
(Donna Luallen & Rich Loman by phone)
  - d. Part 202, Repeal (Disadvantaged Students Funds Plan) (**Plenary Packet pp. 85-99**)  
(Donna Luallen & Rich Loman by phone)
  - e. Part 203 (New) (Disadvantaged Students Funds Plan) (**Plenary Packet pp. 100-107**)  
(Donna Luallen & Rich Loman by phone)
5. Informational Update: Less Red Tape (Shelley Helton – by phone) (**pp. 4-10**)
6. Additional Items
7. 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**  
**Wednesday, December 14, 2005**  
**10:00 a.m.**

9-040 James R. Thompson Center  
100 W. Randolph  
Chicago, IL

**Committee Members Present**

Jesse Ruiz  
Andrea Brown  
Dean Clark  
Ed Geppert  
Vinni Hall  
Brenda Holmes  
Joyce Karon  
Chris Ward

**Absent**

David Fields

**Others**

Randy Dunn  
Jon Furr  
Sally Vogl  
Shelley Helton  
Linda Jamali  
Donna Luallen  
Rich Loman  
Chris Schmitt  
Roxanne Ramage  
Rita Harper  
Dana Kinley  
Becky Phillips  
Mark Williams

**1. PUBLIC PARTICIPATION:**

Chairman Jesse Ruiz asked if there was anyone that wished to speak to the committee for public participation. The following persons addressed the Committee:

**Margaret Longo, Dist. #142/SCOPE.** Ms. Longo's public participation related to the proposed amendments to Part 305 (School Food Service). Ms. Longo discussed the differences between self-operated and management-controlled food service programs, and advocated for local control on this issue.

**Peg Agnos, LEND/SCOPE of DuPage Co.** Ms. Agnos's public participation related to the proposed amendments to Part 305 (School Food Service). Ms. Agnos referenced the importance of funds from vending machines to pay for extracurricular activities. She asked the Board to clarify whether the rules would apply to private schools, and about the process for monitoring compliance.

**Robin Miller, LUDA.** Ms. Miller's public participation related to the proposed amendments to Part 305 (School Food Service). Ms. Miller noted the revenue that would be lost from vending machine sales. She noted the difficulty in defining "junk food." Ms. Miller asked the Board to consider existing contracts, the impact on a la carte items, and the need for a list of pre-approved items.

**Elliot Regenstein, Office of the Governor Rod Blagojevich:** Mr. Regenstein's public participation related to the proposed amendments to Part 305 (School Food Service). Mr. Regenstein noted that ISBE already regulates the time of day certain types of food can be sold. The Governor asked the Board to expand the coverage of the existing rules to the entire school day, and also asked for an expansion in the grade span coverage from elementary to middle school as well. The Governor would like to see the Board adopt a definition of junk food that works for schools and works for kids.

**Heather Gavras, American Heart Association:** Ms. Gavras's public participation related to the proposed amendments to Part 305 (School Food Service). Ms. Gavras suggested the

Board extended the proposed restrictions to the high school level, and all school fundraisers on and off school grounds. Ms. Gavras also noted that healthy eating habits needed to be addressed with school staff and parents.

**Madeline Talbott, Anne Hallett, Angelique Orr:** Ms. Talbott's, Ms. Hallett's and Ms. Orr's public participation related to the proposed new Part 60 (Grow Your Own Teacher Education Initiative). The speakers requested that the proposed rules give consortiums the ability to waive the requirement for repayment of the forgivable loan in certain instances. The speakers also suggested the rules be amended to restrict the use of the loan proceeds for certain payments that should be covered by the consortium (such as child care).

**Tab Forgac, Carole Clemente, National Dairy Council of Rosemont:** Ms. Forgac's and Ms. Clemente's public participation related to the proposed amendments to Part 305 (School Food Service). The speakers commented that everyone in our State shares the State Board's goals in trying to ensure that schools promote healthy diets and healthy food choices. The speakers noted that the proposed Section 305.5 appropriately promotes milk as a healthy choice in vending and a la carte sales. The speakers asked that the Board consider providing an exemption for cheese and yogurts because their nutritional benefits outweigh any concerns over fat content. The speakers also indicated that the percentage guidelines for total fat and saturated fat intake in the 2005 Dietary Guidelines for Americans apply to diets, not individual foods. The State Board needs to ensure the draft regulations do not have an unintended consequence of discouraging dairy consumption.

## 2. DISCUSSION OF RULES FOR INITIAL REVIEW:

### a) Part 305 (School Food Service) pp. 30-40 Plenary Packet

Jonathan Furr explained the proposed revisions to Part 305. Part 305 was last amended in 1978.

In general, the proposed rules respond to the Governor's call for the State Board to exercise its authority under the National School Lunch Program to restrict the sale of minimally nutritious items to elementary and middle school students before school and during the regular school day. Other revisions clarify state requirements for participation in the free lunch program, the use of student workers in food programs, and the handling of government donated commodities.

Mr. Furr indicated his comments would focus on the proposed restrictions on minimally nutritious items, unless Board members had questions about other areas. Mr. Furr described the specific components of the restrictions on minimally nutritious items. The restrictions would commence on the first day of 2006 school year. The restrictions would apply to "participating schools," defined as any public or non-public school participating in the federal meals program. 84% of public school participate in the federal meals programs. Pursuant to the authority in the federal regulations, the restrictions only apply to "sales"—not items given away in classrooms, or items brought from home. Further, the focus is on sales "to students"—not items purchased by school staff. The restrictions only apply before school and during the regular school day—therefore, sales of items to participants in after-school activities would not be restricted. Finally, the restrictions only apply to items not offered through the federal meals program. Therefore, items such as whole milk cartons offered through the federal meals programs would not be restricted.

- The definition of a "minimally nutritious item" is adapted from the USDA's HealthierUS School Challenge, a program through which a school may apply for recognition of its commitment to the health and well-being of its students. One of the criteria for this recognition is to limit selling/serving certain foods and beverages. By defining minimally nutritious foods in terms of calories, fat and sugar content and serving size, the proposed definition will better address the ever-changing food products market than a static list of prohibited food items.

- A minimally nutritious item is defined as:
  1. any beverage other than flavored or plain reduced fat or low-fat milk, 100% juices (in containers of 8 ounces or less for grades K – 5, and 12 ounces or less for grades 6 – 8) and water; and
  2. any food whose calories from fat or total calories, sugar content or serving size exceeds specified levels.

Board Member Clark asked why the calorie limitation distinguishes between pre-packaged and non-packed items. Mr. Furr explained that pre-packaged items are more likely to be sold outside in the food service area, and therefore could become a substitute for a nutritious meal if there is no calorie limitation.

Board Member Holmes asked how the rules would apply to existing contracts for beverage sales. Mr. Furr explained that the rules do not have an exception for existing contracts.

Board Member Geppert asked about the impact on existing school food management arrangements and whether the State Board intended to increase its monitoring as a result of these rules. Chris Schmitt responded that the State Board would continue with its current monitoring through the administrative review and school meals initiative processes.

Roxanne Ramage discussed the impact on existing school food management contracts. Ms. Ramage indicated that the contracts could be modified to account for these requirements.

Mr. Furr discussed the schedule for moving forward with the rules. If authorized by the Board, the first notice period would start Dec. 30 for 45 days. During this time, members of the public could comment on the rules. This period would end mid-February. As we are anticipating numerous comments, the rules (as modified based upon public comment) would come back to Board for adoption at its March meeting.

Board Member Karon noted the difficulty in defining “junk food,” and raised concern regarding the urgency of moving forward.

Mr. Furr noted that schools will be contracting for their 06-07 food service in March and April, and therefore it would be useful for the rules to be finalized from the State Board’s perspective at the March meeting. Chris Schmitt indicated that the Wellness Local Task Force was formed and identified barriers that are found to implementing wellness plan. Schools are in the process of developing their wellness plans, and these rules fit with this initiative.

Board Member Karon stated the importance of having the community and parents involved with nutritional issues, and that some school districts may be doing more than ISBE is defining. Board Member Karon also expressed concern about the message and image with more rules.

Board Member Holmes indicated that during her informal conversations with about fifteen superintendents in central Illinois, the superintendents did not see a significant impact from the proposed regulations. Ms. Holmes asked about a teacher friend who does a fundraiser during the school year/day for a nonprofit organization. The sale of items probably would not be acceptable under these proposed rules. If that is the case, can she still have the fundraiser through the school day?

Mr. Furr explained that the sale of items would need to be after school the day, as sales to parents as a mail order process, or only include items that meet the criteria of the rules.

Board Member Holmes asked whether a school district could apply for this a potential waiveable item for school districts to apply for a waiver of this requirement. Mr. Furr stated that a modification of the rule could be sought under Section 3.25(g) of the School Code. A modification would not come to the Board for consideration unless the State Superintendent denied the request.

Chairman Ruiz indicated that an advantage of the rulemaking process is the opportunity to obtain public input on the rules, and he is looking forward to the public comment.

Board Member Clark expressed his desire for local control in this area. Many districts have already implemented their wellness policy. It seems to be a rush for these rules. How do you reconcile local control with this?

Mr. Furr responded that this is a decision for the Board. Either these issues could be left to local control, or the State could take leadership and establish standards.

Board Member Brown noted that local control doesn't seem to produce equitable situation across the State.

**RECESSED TO 1:30 P.M.  
TIME DID NOT ALLOW FOR RULES COMMITTEE TO COMPLETE. THE REMAINDER OF  
ITEMS FOR DISCUSSION WAS MOVED TO THE PLENARY SESSION.**

## Board Operations Committee Meeting

Wednesday, December 14, 2005

12:30 p.m.

9-031 James R. Thompson Center  
100 W. Randolph  
Chicago, IL

**Public Conference Call Access Number:** 1-800-559-9370 (listen only)  
Confirmation # 1 3 4 0 7 0 6 2

### AGENDA

- 1 Public Participation
- \*2. Discussion Items
  - a. Minutes of the November Board Operations Committee Meeting (**pp. 2-5**)
  - b. Review New Resolutions of Recognition (*Chris Ward*) (**p. 6**)
  - c. Emerging Issues (*Chris Ward*) (**p. 7**)
  - d. Additional Items
3. Decision Items
4. Additional Items
5. Adjourn

\* At the conclusion of any discussion item in which the committee is ready to make a decision, a discussion item may be immediately moved for a decision.

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

**BOARD OPERATIONS COMMITTEE**  
**Wednesday, December 14, 2005**  
**1:00 p.m.**

Room 9-031 James R. Thompson Center  
Chicago, Illinois

**Committee Members Present**

Chris Ward, Chair  
Vinni Hall  
Joyce Karon  
Jesse Ruiz

**Committee Members Absent**

David Fields

**Staff Present**

Randy Dunn  
Jean Ladage  
Jon Furr  
Marsha Moffett  
Ginger Reynolds

NOTE: Due to the fact that the morning committees ran longer than expected, the December 14, 2005 Board Operations Committee meeting did not begin until 1:00 p.m.

1. **PUBLIC PARTICIPATION:** Chairman Chris Ward asked if there was anyone that wished to speak to the committee for public participation. No one came forward.
- 2.a. **COMMITTEE MINUTES**  
Vinni Hall moved that the minutes of the Board Operations Committee for the November committee meeting be. Joyce Karon seconded the motion and it passed with voice vote approval.
- 2.b. **BOARD RECOGNITION PROGRAM**  
There were no new nominations for consideration.
- 2.c. **EMERGING ISSUES**

**School Restructuring & District Corrective Action**

Dr. Chris Ward commented that there are two issues that relate to this topic for Board discussion.

1. Role of the Agency in dealing with districts that appear to be identified by various key agency departments as chronically dysfunctional.
2. The Board/Agency position regarding to restructuring schools as a result of consequences of NCLB.

Dr. Vinni Hall asked Committee Chairman Chris Ward if she might ask Dr. Ginger Reynolds to briefly review some information that is already available regarding the issue of "Restructuring under NCLB." Dr. Reynolds explained that the handout is a summary of where Illinois is regarding restructuring at this point, along with what some other states are doing in this area. The agency has now been informed, after several messages that guidance from USDE in regards to restructuring under NCLB would be delayed, that no guidance will not be coming at all from the federal agency in this regard. Dr. Reynolds indicated that staff is anxious for the State Board to assist the agency in determining an approach in the areas of how this should be handled and what resources are available for which to carry out this task.

Joyce Karon repeated the urgency of this issue due to the magnitude of the schools affected or likely to be affected. Dr. Ward suggested that, based on a lack of direction coming from Washington, a starting point would be to compose a list of minimal things that should be done, get those in place, and then as things unfold the Board and agency can build upon that outline. He commented that this might be a better approach than to move too far ahead and cause us to get locked into a process that is unmanageable due to capacity.

Dr. Reynolds commented that with the help of Gail Lieberman and Jon Furr, staff have compiled a basic guidance document, because there are approximately 200 schools that need to deal with this right now. Gail Lieberman has done a couple of workshops across the state to assist administrators in knowing what restructuring a school might look like, with minimal requirements at this point.

Dr. Dunn called the Committee's attention to the document which summarizes other states' approaches which range from mild to moderate state involvement.

Joyce Karon asked if the Board has an obligation to inform the public of the school's efforts in regards to restructuring. Dr. Reynolds indicated that this information would be in the Report Card information, and that by law, they are required to include the community in the school's restructuring planning. Superintendent Dunn indicated that he sees that issue being part of the discussion in the Board's process of studying this topic.

Joyce Karon posed a second question: What happens in the case of a school having restructured, but no improvement is seen? Dr. Reynolds responded that the law requires that a school that has restructured is required to continue to offer choice in supplemental educational services until the school meets AYP for two years. The law is silent after those two years. In the 2007 Reauthorization of NCLB, we expect that this question will be dealt with. General Counsel Jon Furr added that this will be a national issue because many schools across the nation will have reached the point of status quo. Superintendent Dunn indicated that it would be the job of staff to lay out some options for the Board to consider in approving a policy on such.

#### **Increasing H.S. Student Performance in Literacy & Numeracy**

Dr. Chris Ward brought to the Committee's attention a handout on the issue of H.S. Reform/Increasing H.S. Student Performance in Literacy & Numeracy. Dr. Ward asked the committee members to spend some time thinking about this issue. Superintendent Dunn commented that the Center for Teaching & Learning Services started a tradition this past year of holding a state-wide conference on key issues. The first conference was around Value-Added Education. We have a group wanting to do something on high school reform – to generate ideas, awareness, etc. We've put them on hold just a bit so as not to get ahead of the Board. However, it may be an avenue in which to build a knowledge base. Dr. Dunn has indicated to the group that he would bring the interest of the group to the Board and will get back to them regarding next steps.

Dr. Ward responded that Board members indicated coming out of their retreat in August that they want to take ownership in studying emerging issues. If other members have no problem in merging the work of this study group that has interest in this issue with members from the State Board, maybe that's an option – we work on this together. Dr. Vinni Hall commented that she believes that this work should be done in tandem. The members of the State Board should be involved with the interest groups in studying the issue of reforming how high school students meet the state standards. We can make high school an exciting and compelling place for students to learn.

Dr. Ward suggested that when the Board meets in January that the first discussion with this group take place. Superintendent Dunn and Dr. Reynolds indicated that the agency staff will be delighted to hear that the Board is interested in working together.

Joyce Karon asked for clarification of the first italicized sentence in the handout. Dr. Ward indicated that he is referring to how the learning standards are integrated from classroom to classroom. This paper is meant to be a catalyst for this type of discussion. Superintendent Dunn suggested that the group may look at how teachers engage with high school students – building a sense of community in high schools, a sense of belonging, etc., not telling teachers how to teach.

**3. DECISION ITEMS**

Some decisions have been made during this committee meeting, and they were acted upon during discussion.

**4. ADDITIONAL ITEMS**

Committee Chair Chris Ward commented that he has asked Joyce Karon to take the lead in working with another Board member to begin plans for the State Board's 2006 Retreat. Joyce will look at the proposed dates, availability of meeting sites, draft an agenda for Board discussion and based on that draft agenda, make recommendations on staff attendance, the need for a facilitator, etc. Possible retreat agenda items would be Strategic Plan Update, status of study of emerging issues, Board self-evaluation, etc. General Counsel Jon Furr reminded the Board that under the Open Meetings Act, the facilitator for the Board self-evaluation should be from a statewide organization of which the Board has membership (NASBE); and for the emerging issues discussion, that would be more of an open discussion and could be a separate facilitator.

Dr. Ward also mentioned that he would like for Board members to review the evaluation forms for any suggestions for revision.

**5. ADJOURN:** Dr. Vinni Hall moved that the committee be adjourned. Joyce Karon seconded the motion and the Board Operations Committee meeting adjourned at 1:45 p.m.