

ILLINOIS STATE BOARD OF EDUCATION

State Board of Education Meeting via video conference

Wednesday, April 13, 2011
10:30 a.m.

Chicago Location: Office of the Capital Development Board (CDB) Video Conference Room
100 W. Randolph Street, Room 14-612, Chicago, Illinois

Springfield Location: ISBE Video Conference Room, 3rd Floor
100 N. First Street, Springfield, IL

This meeting will also be audio cast on the Internet at: www.isbe.net

AGENDA

- I. **Roll Call/Pledge of Allegiance** *(Times are estimated and are for planning purposes only)*
 - A. Consideration of and Possible Actions on Any Requests for Participation in meeting by Other Means
- II. **Resolutions & Recognition**
 - A. David Elson, Superintendent, Alton Community Unit School District #11 **(p. 3)**
- III. **Public Participation** 10:30 – 11:00 a.m.
- IV. ***Superintendent's Report – Consent Agenda** 11:00 – 11:15 a.m.

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.

 - A. *Approval of Minutes:
 1. Plenary Minutes: March 17, 2011 **(pp. 4-9)**
 2. Education Policy Planning Committee of the Whole: March 16, 2011 **(pp. 10-11)**
 3. Board Operations Committee of the Whole: March 16, 2011 **(p. 12)**
 4. Finance & Audit Committee of the Whole: March 16, 2011 **(pp. 13-14)**
 5. Ad Hoc Rules Committee of the Whole: March 17, 2011 **(pp. 15-17)**
 6. Governmental Relations Committee of the Whole: March 17, 2011 **(pp. 18-21)**
 - B. *Rules for Adoption
 1. Part 226 (Special Education) **(pp. 22-50)**
 - C. * Grants Over \$1 Million
 1. RFP for Support and Technical Assistance Regional Network (STAR NET) Grant **(pp. 51-54)**
(Kay Henderson)
 - D. *Contracts Over \$1 Million
 1. Gateways to Opportunity Scholarship Program – Illinois Department of Human Services **(pp. 55-56)**
Intergovernmental Agreement *(Kay Henderson)*
 2. Evaluation of the Early Childhood Systems – Erikson Institute Contract **(pp. 57-58)**
(Kay Henderson)
 3. RFSP for ELL Professional Development Contract (Robin Lisboa) **(pp. 59-61)**
 4. RFSP for Redesign of the ISBE Teacher Certification Information System (TCIS) **(pp. 62-63)**
and Teacher Service Record (TSR) *(Gayle Johnson, Linda Jamali, Patrick Murphy)*
 5. Principal Mentoring – Illinois Principals Association Contract *(Patrick Murphy)* **(pp. 64-65)**
 - E. *Approval of 2011 Board Calendar Revision **(pp. 66-67)**
 - F. *Alzina Building Lease **(pp. 68-70)**

End of Consent Agenda

- G. FY12 Budget (as needed) 11:15 – 11:45 a.m.
- H. East St. Louis School District 189 Oversight 11:45 a.m. – 12:15 p.m.

V. Discussion Items

- A. Legislative Update (*Nicole Wills, Cynthia Riseman, Darren Reisberg*) (**pp. 71-104**) 12:15 – 12:45 p.m.
- B. Other Items for Discussion
- C. ISBE Fiscal & Administrative Monthly Reports (*available online at http://isbe.net/board/fiscal_admin_rep.htm*)

VI. Announcements

12:45 – 1:15 p.m.

- A. IBHE Liaison Report (*Dr. Proshanta Nandi – unable to attend*)
- B. P-20 Council Liaison Report (*Joyce Karon - no report this month*)
- C. Superintendent's/Senior Staff Announcements 12:45 – 12:55 p.m.
- D. Chairman's Report 12:55 – 1:05 p.m.
- E. Member Reports 1:05 – 1:15 p.m.

VII. Adjourn

This meeting 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: 217-782-1900; Fax: 217-785-3972.

NOTE: Chairman Ruiz may call for a break in the meeting as necessary in order for the Board to go into closed session.

APPROVED

**Illinois State Board of Education Meeting
April 13, 2011
(via video conference)**

**Chicago Location: ISBE Video Conference Room, James R. Thompson Center
14th Floor, 100 W. Randolph, Chicago, IL**

**Springfield Location: ISBE Video Conference Room, 3rd Floor
100 N. First Street, Springfield, IL**

ROLL CALL

Mr. Jesse Ruiz, Chairman, called the meeting to order 10:45 a.m. Chairman Ruiz asked Mrs. Jean Ladage to call the roll. Dr. Christopher Koch, State Superintendent of Education, was in attendance in Springfield. A quorum was present.

Members Present in Chicago

Mr. Jesse Ruiz, Chairman
Dr. Christopher Ward, Vice Chairman
Dr. Vinni Hall, Secretary
Ms. Lanita Koster

Member Participating by Phone

Mr. James Baumann (*joined meeting
at 11:00 a.m.*)

Members Present in Springfield

Dr. Andrea Brown
Dr. David Fields
Ms. Melinda LaBarre

Members Absent

Steven Gilford

**REQUEST FOR
PARTICIPATION
BY PHONE**

Chairman Ruiz announced that Board Member Jim Baumann has requested to participate by phone. Dr. Hall moved that that in accordance with the Illinois Open Meeting Act Board Member Jim Baumann be permitted to participate by telephone for this meeting. Dr. Ward seconded the motion and it passed with a unanimous roll call vote.

**RESOLUTIONS &
RECOGNITION**

Dr. Ward moved that the Illinois State Board of Education, with its sincere appreciation and gratitude, adopt the resolution honoring David Elson for his leadership and dedication to the field of education. Dr. Fields seconded the motion and it passed with a unanimous voice vote.

**PUBLIC
PARTICIPATION**

Public Participation from Chicago Site

Gerald P. Doyle, Vice Provost for Undergraduate Enrollment and Financial Aid at the Illinois Institute of Technology (IIT) addressed the Board on IIT's campaign to inform superintendents and principals of scholarship assistance for secondary school students and community college students throughout the State of Illinois. The STEM+ scholarships would grant a student's tuition, books and fees, with each recipient committing 100 hours of community service and 100 hours of campus service each year. It is IIT's goal to be a major partner in developing STEM+ pipelines. Chairman Ruiz directed Mr. Doyle to Matt Vanover, ISBE's Director of Public Information, to discuss potential dissemination of information to districts regarding IIT scholarships. Mr. Doyle thanked the Board for their time, energy and work on behalf of the children of Illinois.

Public Participation from Springfield Site

None

**CONSENT
AGENDA**

Motion:

Dr. Hall moved that the State Board of Education hereby approves the consent agenda as presented. Dr. Fields seconded the motion and it passed with a unanimous roll call vote.

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

Approval of Minutes

The State Board of Education hereby approves the minutes for the March 17, 2011 Plenary Session, March 16, 2011 Education Policy Planning Committee of the Whole, March 16, 2011 Board Operations Committee Meeting of the Whole, March 16, 2011 Finance & Audit Committee of the Whole, March 17, 2011, Ad Hoc Rules Committee of the Whole and the March 17, 2011 Governmental Relations Committee of the Whole.

Rules for Adoption

Part 226 (Special Education)

The State Board of Education hereby adopts the proposed rulemaking for Special Education (23 Illinois Administrative Code 226). Further, the Board authorizes the State Superintendent of Education to make such technical and nonsubstantive changes as the State Superintendent may deem necessary in response to suggestions or objections of the Joint Committee on Administrative Rules.

Grants Over \$1 Million

RFP for Support and Technical Assistance Regional Network (STAR NET)

The State Board hereby authorizes the State Superintendent to enter into up to six grant agreements with selected grantees in amounts now to exceed \$500,000 per region for the continued provision of the Support and Technical Assistance Regional Network (STAR NET).

Contracts Over \$1 Million

Gateways to Opportunity Scholarship Program-Illinois Department of Human Services Intergovernmental

The Illinois State Board of Education hereby authorizes the renewal of the Contract with the Illinois Department of Human Services contract for the Gateways to Opportunity Scholarship Program; through June 30, 2012, with an increase of the contract's maximum amount not to exceed \$1,305,000.

Evaluation of the Early Childhood Systems-Erikson Institute Contract

The Illinois State Board of Education hereby authorizes the sole source extension of the contract for the evaluation of the Birth to Three data for the Early Childhood Systems with Erickson Institute for FY12 with an increase of the contract's maximum amount not to exceed \$3,459,090.

RFSP for ELL Professional Development Contract

The State Board hereby authorizes the State Superintendent to enter into a contract with the prevailing bidder for the delivery of English Language Learning Statewide Professional Development services including the providing of a coordinated statewide approach to training and technical assistance to school districts based on best practices. The initial contract term will begin July 1, 2011 and end on June 20, 2012 with four (4) one-year renewal terms. Funding for the initial contract term will not exceed \$2,125,000, \$2,000,000 of which will be from State TBE/TPI bilingual funds and \$125,000 from Title III English Language Acquisition funds.

RFSP for Redesign of the ISBE Teacher Certification Information System (TCIS) and Teacher Service Record (TSR)

The State Board hereby authorizes the State Superintendent to release a Request for Sealed Proposal (RFSP) for the redesign of the TCIS and TSR systems and to enter into a contract with the successful bidder(s) through June 30, 2013. The contract's initial term will not exceed \$4,000,000. The resulting contract will have five optional one-year renewals.

Principal Mentoring-Illinois Principals Association Contract

The Illinois State Board of Education hereby approves the renewal of the contract with the Illinois Principal's Association in the amount of \$900,000 for the provision of the Illinois New Principal Mentoring Program in FY 2012 (July 1, 2011 until June 30, 2012).

Approval of 2011 Board Calendar Revisions

The State Board of Education hereby approves the change to the May 2011 Board Meeting to May 25-26, 2011.

Alzina Building Lease

The State Board of Education hereby authorizes the renewal of the Alzina Building lease agreement through June 30, 2016 in an amount of \$10,894,449, plus the utilities surcharge.

END OF THE CONSENT AGENDA

FY12 Budget

Linda Mitchell, Chief Financial Officer updated the Board on the seven House Elementary and Secondary Appropriations Committee hearings. She also noted that Chairman Ruiz and several board members attended the Senate Appropriations hearing on March 16, 2011. Discussed in detail at the hearings were after-school programs, assessment and standards, educator quality, district consolidation and school transportation. The members of the House and Senate Appropriations Committees have also been very interested in the learning impact of Early Childhood Education programs. Ms. Mitchell commented that there will likely be a few more hearings prior to the May 31 deadline.

Ms. Mitchell discussed the FY12 General State Aid forecast based on estimated data and the Illinois State Board of Education's Fiscal Year 2012 Budget presentation document. Ms. Mitchell noted that there are about 48 days left in the budget process and there have been various proposals for not only the FY12 budget, but it is rapidly evolving into a process of cutting from the FY11 budget appropriation for the current year.

The General Assembly's approach has been to identify available revenue for all state agencies and assign a percentage based on historical information to each agency. The House believes the ISBE percentage should be somewhere around 28% of the state budget. There are differences in the revenue projection between the House, Senate and the Governor's Office of Management and Budget (GOMB).

Ms. Julie Smith, Deputy Chief of Staff for Education for the Governor, commented that the House and Senate are working with different revenue projections which will lead them to different analyses of what might be available next year, but both of those predications show a reduction from FY11. The reduction is somewhere in the range of \$1-2 billion. The other element that complicates things is that the proposal that the Governor made in respect to borrowing has not been advanced in either chamber. Not only do we have continued growth in the State's

responsibility for its pension funds or health coverage, we could also have the impact of FY11 dollars also counting against that cap.

Superintendent Koch stated that he is under the impression that the legislature is unlikely to appropriate lump sum budgets, so the Board may not be afforded the opportunity to direct funds to the Board's priorities. Dr. Koch commented that the \$3.5 billion in federal funds that Illinois distributed to school districts over the last two years is ending. Districts that spread their last installment of Jobs Bill money over the last two years will have some cushion this year; otherwise there is nothing else in the federal pipeline.

Ms. Smith commented that Governor Quinn remains committed to education as a priority in the ongoing FY12 budget negotiations and will continue to emphasize how very critical it is to maintain a commitment to education. She knows how committed the Board is to the reform effort and they will attempt to protect those line items as much as possible during the negotiations process.

Dr. Koch stated that the agency is fielding many questions on the funding formula, i.e., if the numbers go down could there be other ways to realize savings that have less impact; i.e., reviewing the structures by which we fund school districts, for example transportation, flat grants, Hold Harmless and PTELL adjustments.

Linda Mitchell summarized the budget update by stating that the final three pages (pages 4-6) reflect the \$99 million dollar proposed reductions (Page 4). Page 5 reflects the relative amounts of the foundation districts, alternate method districts, and the flat grants. There is also a copy of the matrix indicating that if Illinois were to continue to use the existing formula and reduce the amount of the foundation level to generate a \$100 million reduction in the appropriation, the foundation level would have to be decreased by \$115 dollars.

**East St. Louis
District 189
Oversight**

Superintendent Koch announced that Dr. Theresa Saunders, Superintendent of East St. Louis School District #189 and Mr. Garrett Hoerner, Attorney for East St. Louis School District #189, were present in Springfield. Dr. Koch asked for the State Board to grant authority to intervene with East St. Louis School District 189. Dr. Koch stated he recently visited East St. Louis as well as the Charter School and met with district representatives to discuss his potential request for oversight. Special education issues continue in the district; ISBE Assistant Superintendent of Special Education Beth Hanselman has been corresponding to assist in making progress in that area. Superintendent Saunders has indicated that evaluations have been taking place to address the issues. Dr. Koch noted that this is a very serious, very time intensive undertaking and the intervention will not be short term. This authority comes to us through the low performance of the district and it is necessary to provide opportunities for these students. Superintendent Koch indicated the East St. Louis Board and staff will be informed that this is a partnership and the success of the students of East St. Louis is of utmost importance.

This comprehensive intervention agreement is similar to others as it covers every aspect of the district from governance to hiring, fiscal decisions, and instructional components. The agreement carries forward the six component plan and reflects the knowledge garnered from other district interventions. Dr. Koch commented that he will add a monthly update on future State Board agendas to discuss district oversights.

Mr. Garrett Hoerner, Attorney for East St. Louis School District #189, was accompanied by Dr. Theresa Saunders, Superintendent of East St. Louis School

District #189. Mr. Hoerner and Dr. Saunders stated their presence is merely to listen and to report back to their board. Mr. Hoerner asked that the Board keep an open mind in respect to the agreement and terms.

Chairman Ruiz asked Dr. Saunders if she could share with the Board her thoughts on what support the school district needs for their students. Dr. Saunders responded that the primary need is in the improvement of instruction in their high school. The high school has been underperforming for some time and they have tried a variety of different strategies. Dr. Saunders stated that for three years their special education services were compliant and this year they did not have the capacity to maintain compliance. Dr. Saunders indicated the district has a new Special Education Director who will need support. These are the two categories in which Dr. Saunders and their board feel they need the most assistance. Dr. Saunders noted that the district welcomes the assistance, resources and the support and asks that the State Board have an open mind about the extent of the agreement.

Superintendent Koch clarified that oversight is a very serious undertaking for ISBE and the agreement will not be open to negotiation. The Agency is taking on a huge responsibility.

Motion:

Dr. Hall moved that the State Board of Education hereby authorizes the State Superintendent to pursue a intergovernmental agreement with East St. Louis School District 189, with conditions, and, should the District refuse to enter into such an agreement, further authorizes the State Superintendent to pursue those actions available pursuant to Section 2-3.25f of the School Code and any other applicable laws. Dr. Ward seconded the motion and it passed with a unanimous roll call vote.

**DISCUSSION
ITEMS**

Legislative Update

Nicole Wills, Cynthia Riseman and Darren Reisberg provided the Board with an update on recent amendments and items of interest to the Board during the third reading deadline in both chambers.

Ms. Riseman indicated that during the veto session last year the Chicago Educational Facility Task Force was created and its final recommendations were submitted in March. From the final recommendations two identical bills have been introduced to create an ISBE-staffed commission to create data bases and provide oversight/accountability of school facility closures, construction plans, facility master plans and set forth arbitrations for building closures. Legislative staff have indicated there will be multiple changes to the current proposals. The Agency's concern outside of the local issue would be being able to staff a long standing commission.

Ms. Wills provided a brief summary of SB 626 on school consolidation which was assigned to a subcommittee of the Executive Committee, and apparently would affect Illinois' approximate 100 high school districts and the approximate 375 elementary districts. The bill would require that there be only one elementary school district per high school district and that they have identical boundaries. There are changes to the tax rates and within 60 days after the bill goes into effect the State Superintendent would be required to set a date for local school board elections.

HB 1216 establishes the School District Realignment and Consolidation Commission and directs it to make recommendations to the Governor and General Assembly on the number of school districts in the state.

SB 1743 would allow an exemption for districts receiving less than 15% of their total revenue from the state to indefinitely waive mandates in the School Code and administrative rules with the exception of special education teacher certification, teacher tenure and NCLB. Currently there are about 270 schools which have 15% or less revenue coming from the state. Mr. Reisberg noted that there is already a waiver process for districts to be relieved of mandates. Representative Eddy sponsored a similar bill last year which included only new mandates.

Ms. Wills indicated there was a lot of discussion on which denials should be included in Senate Joint Resolution 27, the waiver resolution. Driver Education fees appear to be limited, but the resolution will not affect range driving or simulators at this time. There are two bills that would raise the maximum Driver Education fee from \$50 to \$250; one is HB 1071 by Representative Sandra Pihos which has failed to get the necessary votes and the other is SB 1463 by Senator John Sullivan.

SB 79 on the State Charter School Commission has been amended at the request of CPS (Chicago Public Schools). Mr. Reisberg stated that it is the desire of CPS to ensure sufficient CPS representation on the Commission given the fact that they have the lion's share of Illinois' charter schools.

Nicole Wills, Cynthia Riseman and Darren Reisberg also provided the Board with an update on the following ISBE legislative initiatives:

GSA Hold Harmless HB 3539 has now passed through the House (Representative Morrison, House sponsor) with a vote of 73-37. Senator Murphy is the Senate sponsor and staff are working with him to educate legislators on the Senate side.

Textbook Loans HB 3115 passed the House; Representative Gordon carried the bill in the House and Senator Maloney will carry the bill in the Senate. There has been an amendment to the bill at the request of the Catholic Conference.

Bilingual Funding Bills, SB2133 and HB1831: **SB2133** was carried by Senator Garrett and has passed the Senate and is now in the House. **HB 1831** was carried by Representative Hernandez and passed the House unanimously.

Obsolete/Duplicate/Clean-up Bills, SB1794, SB1795, HB3022, HB3027, HB3464. The plan for these bills is to streamline them and one of them will be used for the Private Business Vocational School change. Staff have met with Representative Crespo (to sponsor) and the Illinois Board of Higher Education is willing to take on the responsibility of monitoring the schools.

Financial Oversight Panel/School Finance Authority Bills, SB 2149 and HB3108 are moving forward. There have been multiple amendments to the bills and staff have negotiated removal of opposition from the IFT and the School Management Alliance and staff is not aware of any opposition from IEA.

Ms. Wills noted that **Article 21** language has been sent out to all of the stakeholders (unions, school management, higher education, Regional Offices of Education, Bilingual Advisory Council, Special Education Groups, etc.) and staff have been receiving valuable feedback. She said she will be sharing with the stakeholders a revised version for final cleanup; she will put a substantive amendment on SB 1799 in the House and if passed, it would need to go back over to the Senate to be concurred upon. There is a fee increase in this bill.

Mr. Reisberg indicated that the Education Reform Package will go before the committee April 13, at 8:30 a.m. He noted that there have been bumps in the process but language has been developed which has brought everyone to agreement on all issues originally on the table, including collective bargaining. A tremendous amount of credit goes to all of the stakeholders that came to the table in good faith to work through these issues. Mr. Reisberg pointed out the major issues will require a substantial amount of education to the field with respect to implementation, i.e. issues about how tenure will be obtained, how performance will be a component of that tenure attainment and the possibility of tenure portability in limited context.

Reduction in force is probably the greatest change as it is currently carried out strictly by seniority. Performance would now be prioritized over seniority, with all employees categorized by position, then grouped by performance. The bill also streamlines the teacher dismissal process addressing the concern that it has been too costly and too time consuming. In order to reduce State cost, the State Board of Education's role in the teacher dismissal process has been removed.

Mr. Reisberg stated that the Performance Evaluation Advisory Council is in the process of developing templates for principal and teacher evaluations and there have been legitimate concerns about high stakes employment and certification decisions now being tied to a not yet developed evaluation system. There will likely be some standardization as there will be a state template for both teacher and principal evaluations. However, districts will have the ability to work locally with the union to customize evaluations within certain parameters.

Superintendent Koch and Chairman Ruiz thanked and recognized Darren Reisberg, Nicole Wills and Cynthia Riseman for their efforts on behalf of the Board.

**ISBE Fiscal &
Administrative
Monthly Reports**

Chairman Ruiz announced that the Monthly Fiscal and Administrative Reports are now available on line at http://isbe.net/board/fiscal_admin_rep.htm

ANNOUNCEMENTS

**IBHE Liaison
Report**

Chairman Ruiz stated that Dr. Proshanta Nandi from the Illinois Board of Higher Education (IBHE) was not present today and that Dr. Hall would be reporting on the IBHE meeting. Dr. Hall stated that meeting was held on April 12, 2011 at Northern Illinois University in Naperville. The IBHE has begun to talk more about Common Core Standards as the standards begin to move into teacher preparation programs. Dr. Hall also noted that proprietary schools have become a point of discussion at these meetings.

P-20 Council Chairman Miguel del Valle addressed the Board of Higher Education and referred to a *Time Magazine* article related to the debt students are incurring in universities and colleges.

**P-20 Council
Liaison Report**

No report at this time.

**Superintendent's
Announcements**

Superintendent Koch asked Darren Reisberg to update the Board on the JCAR Part 30 Principal Preparation rules. Mr. Reisberg commented that a number of ISBE staff and others devoted a lot of time to reach out to members of JCAR and other legislators and the results were very positive. The actions taken by JCAR were that they issued a prohibition on two aspects of the rules; one was related to

the requirement that a teacher would need four years of teaching in order to be enrolled in a principal preparation program and the other issue is the composition of the panel that would complete a program review before it would be advanced to the Certification Board and then the State Board for approval. The original composition of the panel included two out-of-state individuals and JCAR asked that we replace these two out-of-state members with two additional in-state principals. We had no concern with making these concessions and we will now be filing the rules with the Secretary of State, save the two components just mentioned. We will respond to JCAR regarding our proposal to address those two issues and presumably they will not have concerns and we can move on with the actual application process for these new programs.

**Chairman's
Announcements**

Chairman Ruiz announced that he will speak at the Aurora University Latino Student Alumni Banquet on Friday evening, April 15, 2011.

Member Reports

Ms. LaBarre stated that both she and Dr. Hall attended the NASBE webinar on Common Core Standards and it was very well presented and she has some recommended questions for Board members which she will give to Jean Ladage to share with the Board. She also read to the first grade students at Fietchens School on Community Day and attended the Arts Alliance Award Ceremony at the Governor's Mansion.

Dr. Fields mentioned he enjoyed reading the *Chicago Tribune* article which profiled Superintendent Koch.

Dr. Hall mentioned that she judged the Chicago Tribune High School Essay Contest and at the NASBE webinar she was able to speak with Erickson Institute staff who will be conducting the early childhood evaluations. She also said that she and Chairman Ruiz visited Southland Charter School and it was a very interesting experience.

Ms. Koster visited Southland Charter School with Dr. Hall, Darren Reisberg and Jen Saba and they have invited the Board to hold a board meeting at Southland. She also attended a meeting of the Poverty Commission on April 11.

Dr. Ward said he will be available to share information about autism at Lord & Taylor in Oak Brook with his wife, Katie, on Saturday April 16, 2011.

**MOTION FOR
ADJOURNMENT**

Dr. Hall moved that the meeting be adjourned. Dr. Fields seconded the motion and it passed with a unanimous voice vote. The meeting adjourned at 1:15 p.m.

Respectfully Submitted,

**Dr. Vinni Hall
Board Secretary**

**Mr. Jesse Ruiz
Chairman**