

New Hampshire
State Board of Education
Minutes of the February 11, 2016 Meeting

AGENDA ITEM I. CALL TO ORDER

The regular meeting of the State Board of Education was convened at 9:05 a.m. at the Department of Education. Tom Raffio presided as Chairman.

Members present: Tom Raffio, Cindy C. Chagnon, Bill Duncan, Gary Groleau, Helen G. Honorow, and Emma Rous. Virginia M. Barry, Commissioner of Education, and Paul K. Leather, Deputy Commissioner of Education, were also present.

Chairman Raffio congratulated Cindy Chagnon and Helen Honorow for being reappointed to the Board.

AGENDA ITEM II. PLEDGE OF ALLEGIANCE

Helen Honorow led the pledge of allegiance.

AGENDA ITEM III. PUBLIC COMMENT

There was no Public Comment at this meeting.

AGENDA ITEM IV. OPEN BOARD DISCUSSION

A. Update on Science Standards – Doug Earick met with Board members and said the strategic leadership team met two weeks ago. They will have recommendations for the science standards. Conversations with New Hampshire policy leaders indicated that community engagement is very important with local sessions throughout the state and they thought that the vote by the State Board should be while school is in session or in the fall when schools resume. It was suggested that local schools and teachers have an active role in the meetings. The recommendations should be ready by October because of budgets that would include professional development funding. The working groups established should include K-12 so that all levels are together to avoid gaps that might occur. There was a suggestion made that a Saturday should be dedicated to a meeting of this group. Commissioner Barry suggested that a STEM strand meeting should be at the Summer Summit to be able to see what other schools are doing. It was suggested that Souhegan High School be involved.

AGENDA ITEM V. SPECIAL PRESENTATIONS

A. Windham Academy Charter School Application – Pamela Fahrenkopf, Jim Fricchione, Christopher Baker, Karl Dubay, and Andrea Alexander, were present. At the January 7, 2016 meeting Board members found deficiencies in the application and asked the presenters to return to the February 11 meeting with a revised application. Board members wanted them to provide additional detailed curriculum information. The curriculum advisor developed a robust and detailed Curriculum, Teaching, and Learning Development Overview. Advice and assistance were obtained from their educational partners at Southern New Hampshire University. Board members still had several concerns regarding the application and decided to table this application until the March 24th meeting. In the fall 2016, Windham Academy Public Charter School plans to open with 80 students in grades K-3. In the future, Windham Academy intends to offer grades K-7. Windham Academy Public Charter School will create a world class, standard setting primary school of excellence based on a classical education with a focus on STEM prep. Windham Academy will promote students with in-depth subject mastery. The school will be recognized for its outstanding academic program and for well-rounded students with the capacity for high achievement and leadership in secondary school, college, career and society.

MOTION: Cindy Chagnon made the motion, seconded by Helen Honorow, that the State Board of Education table the Windham Academy Charter School Application until everything is incorporated into one application. The team will come back to the Board at the March 24, 2016 meeting after all changes have been made.

VOTE: The motion was adopted by a roll call vote: Emma Rous – No; Gary Groleau – Yes; Cindy Chagnon – Yes; Tom Raffio – Yes; Bill Duncan – No – Helen Honorow – Yes. The motion was adopted by a 4 – 2 vote of the Board present.

Gary Groleau left at 11:40 a.m.

B. Vocational Rehabilitation Portion of New Hampshire Combined State Plan - Lisa Hinson-Hatz, VR State Director, was present and spoke to the Board on this Plan. The Department is the designated state agency receiving the Vocational Rehabilitation funding within our state structure. The New Hampshire Workforce Innovation Board and all of its partners have developed this Combined State Plan to show its dedication to a high quality workforce system that meets the needs of New Hampshire's business community and workforce. The development of this plan is to serve as a catalyst to establish a secure and sustainable workforce that can meet current and future skilled labor needs and provide a competitive advantage for New Hampshire businesses.

MOTION: Cindy Chagnon made the motion, seconded by Helen Honorow, to approve the Vocational Rehabilitation Portion of the NH Combined State Plan.

VOTE: The motion was adopted by unanimous vote of the Board present, with the Chairman voting.

Paul Leather mentioned that Lisa Hinson-Hatz was the incoming President of CSAVR.

C. Cornish School District SAU Planning Committee Organization and SAU 6 Withdrawal Plan – Heidi Jaarsma met with the Board. Frank Perotti, Superintendent of Schools for SAU #32 Plainfield, was present. On December 22, 2015 the Cornish School District Withdrawal Committee submitted a Plan to Withdraw from SAU #6. A vote to approve the plan sends the plan back to the district where the voters in the Cornish School District will vote on its approval. The vote for revision allows the planning committee to address any deficiencies and to resubmit the plan to the State Board of Education.

MOTION: Cindy Chagnon made the motion, seconded by Bill Duncan, that the State Board of Education voted to approve the Cornish School District plan for withdrawal from SAU #6 for submission to the voters of Cornish because it meets the statutory requirements for a withdrawal plan.

VOTE: The motion was adopted by unanimous vote of the Board present, with the Chairman voting.

D. Public Hearing – Ed 507.15 Health Educator and Ed 612.16 Health Education Program – Chairman Raffio opened the hearing at 11:30 a.m. Ed 507.15 contains the certification requirements for Health Educator and Ed 612.16 contains the requirements for professional preparation in the Health Education Program. The rules expired on July 1, 2014 and are being adopted again with updates to competencies consistent with current standards and practice. There was no testimony provided. Chairman Raffio closed the hearing at 12:35 p.m.

E. Oz Land Early Learning Center/NH DOE – SB-FY-15-08-001 – Nancy Tierney, Attorney for Oz Land, Jennifer Collins from Oz Land, Erin McIntyre, Attorney for the Department, Cheri White and Carole Dennis from the Department, were present. Each Attorney presented testimony. The Department of Education suspended Oz Land's participating in the Child and Adult Care Food Providers' program upon a notice of revocation of its license served upon OZ by the New Hampshire Department of Health and Human Services Bureau of Licensing and Certification, Child Care Licensing Unit. The letter of revocation results in the Department's determination that OZ was seriously deficient in its operation of the CACFP and, in addition the chief executive officer was responsible for the serious deficiencies in light of her responsibility for the overall management of OZ. The Hearing Officer recommends that the State Board deny the Department's Motion for Reconsideration. If the Board adopts the Recommendation, OZ's Motion for Summary Judgment will be granted and, in part, the Department's suspension/termination/disqualification of OZ will be overturned.

MOTION: Bill Duncan made the motion, seconded by Cindy Chagnon that the State Board of Education reject the Hearing Officer's Recommendation and remand the matter back to the Hearing Officer for further consideration and authorize the Chairman to sign the Order on Recommendation on Department's Motion for Reconsideration and make this Order part of the record.

VOTE: The motion was adopted by unanimous vote of the Board present, with the Chairman voting.

AGENDA ITEM VI. LEGISLATIVE ISSUES

A. Public Hearing Extension Request – Ed 507.40 (Various) Special Education Categorical Administrative Rules – A vote is needed by the Board to grant an extension for the February 11, 2016 public hearing at 11 a.m. to March 24, 2016 at 11:30 a.m. to discuss Ed 507.40 (Various) Special Education Categorical Administrative Rules. The special education categorical rules are being readopted.

MOTION: Helen Honorow made the motion, seconded by Cindy Chagnon, that the State Board of Education grant an extension of the public hearing to discuss Ed 507.40 (Various) Special Education Categorical Administrative Rules from February 11, 2016 at 11:00 a.m. to March 24, 2016 at 11:30 a.m.

VOTE: The motion was adopted by unanimous vote of the Board present, with the Chairman voting.

B. Various Items and Related Bills – Chairman Raffio said that several bills had been discussed at the February 2, 2016 meeting, with Board positions, via motions, taken on each. Bill Duncan said that the all-day kindergarten bill did not pass. HB 1604 was sent to Finance. Mr. Duncan said that Dan Feltes's bill has not been voted on yet in the Senate. There is no money for the Charter position until 2017.

C. Discussion on Legislation and Process – This item was not discussed at this meeting as it had been discussed at the February 2, 2016 meeting.

AGENDA ITEM VII. COMMISSIONER'S REPORT AND NEW DEPARTMENT BUSINESS

Commissioner Barry reported on the following items:

- The Department is revising the application process for higher education institutions to align with the National Standards – CAEP accreditation
- Introduced Tammy Vaillancourt to Governor and Council members today
- The Assessment position has been posted externally and there are three outstanding candidates

- We are working on the Every Student Success Act (ESSA) – will be bringing information forward to the Board soon – Heather Gage is heading up this project
- Beginning process of hiring STEM Director
- The ESEA waiver is over August 1, 2016
- We are focusing on CTE with Eric Feldborg as the Director – there are 28 centers and they are focusing on college and career
- School visits are continuing – we will be visiting Ledyard School in Lebanon during the month of March

AGENDA ITEM VIII. OLD BUSINESS

There was no Old Business at this meeting.

AGENDA ITEM IX. CONSENT AGENDA

A. Minutes of January 7, 2016 Meeting

MOTION: Cindy Chagnon made the motion, seconded by Bill Duncan, to approve the Minutes of January 7, 2016 Meeting

VOTE: The motion was adopted by unanimous vote of the Board present, with the Chairman voting.

B. Minutes of February 2, 2016 Meeting

MOTION: Cindy Chagnon made the motion, seconded by Bill Duncan, to approve the Minutes of February 2, 2016 Meeting

VOTE: The motion was adopted by unanimous vote of the Board present, with the Chairman voting.

C. Tuition Contract Between the Nelson School District and Keene School District – The Nelson School District desires to have its pupils in Grade 6 attend schools in Keene and has authorized its school board to enter into a short term tuition contract providing for such attendance. Keene maintains a school system which includes a middle school and is willing to receive Nelson pupils in Grade 6 and afford them a course of instruction to be given in accordance with the curriculum at Keene Middle School.

MOTION: Cindy Chagnon made the motion, seconded by Bill Duncan, that the State Board of Education approve the Tuition Contract between the Nelson School District and the Keene School District for a period of two school years commencing at the beginning of school year 2016-2017.

VOTE: The motion was adopted by unanimous vote of the Board present, with the Chairman voting.

D. Tuition Contract Between Hanover School District and Dresden School District – The Hanover School District is desirous of having all of its sixth grade students attend the Richmond School operated by the Dresden School District. The Tuition Contract was originally approved by votes of a special meeting of the Hanover School District on July 15, 1974 and a special meeting of the Dresden School District on July 22, 1974 for a term of twenty years (1974 through 1994). The Tuition Contract was extended for an additional twenty years (1994 through 2014). The Tuition Contract expired in June 2014 and the Hanover and Dresden School Districts desire to ratify, affirm and renew the terms of the contract as it was last amended in 2001, for a twenty year period, with an effective date of July 1, 2014. The school boards have approved the renewed Tuition Contract subject to voter approval of the same at their March 2016 annual meetings.

MOTION: Cindy Chagnon made the motion, seconded by Bill Duncan, that the State Board of Education approve the Tuition Contract between the Hanover School District and the Dresden School District for a period of twenty years (July 1, 2014 through June 30, 2034) unless sooner terminated by mutual agreement of the Hanover and Dresden School Districts.

VOTE: The motion was adopted by unanimous vote of the Board present, with the Chairman voting.

E. Appointments to Professional Standards Board – During each school year the Board appoints members to the Professional Standards Board. There is currently one vacancy to be filled due to a mid-year opening. The opening is available in the Teachers and Education Specialists category of membership. The nominee is an educator within the Career and Technical Education field. This nomination would provide representation from that content area.

Category I – Teachers and Education Specialists

Appoint Dexter Robblee – first three-year term (2016-2019) – Career Technical Educator, Portsmouth High School, Portsmouth NH

MOTION: Cindy Chagnon made the motion, seconded by Bill Duncan, that the State Board of Education approve the appointment of Dexter Robblee to the Professional Standards Board for his first three-year term to end June 30, 2019.

VOTE: The motion was adopted by unanimous vote of the Board present, with the Chairman voting.

AGENDA ITEM X. NONPUBLIC SESSION

The Board did not go into Nonpublic Session at this meeting.

AGENDA ITEM XI. ADJOURNMENT

MOTION: Cindy Chagnon made the motion, seconded by Bill Duncan, to adjourn the meeting at 1:05 p.m.

VOTE: The motion was adopted by unanimous vote of the Board present, with the Chairman voting.

Virginia M. Barry

Secretary