



**State Board of Education
Achievement Committee**

**February 11, 2013
Meeting Summary**

1. Committee Procedures. The Committee discussed their role and reviewed the topics that typically are examined in the Achievement Committee. A list of accomplishments for 2012 was provided to Committee members.

2. Operating Standards for Children with Disabilities. The Committee received an update on the proposed amendments to Rules 3301-51-01 to -11, Operating Standards for Children with Disabilities. The rules have been posted for public feedback. The amended rules will be shared with stakeholders at eight regional meetings during the month of February. The Committee will discuss the feedback from the regional meetings at their March 2013 meeting. A resolution of intent to adopt the amended rules is scheduled for April 2013.

3. Appropriate Uses of Early Child Education Screening and Assessment Information. The Committee received an update on the proposed amendments to Rule 3301-52-01, Appropriate Uses of Early Child Education Screening and Assessment Information. These rules have been reviewed as part of the five-year review process. Only minor revisions have been made to the rule. The amendments also include updates federal and state law references. A resolution of intent to adopt the amended rule is scheduled for March 2013.\

4. Restraint and Seclusion Policy and Rule. The Committee continued their discussion on ODE's Policy on Positive Behavior Intervention and Supports, and Restraint and Seclusion. Last month the State Board of Education approved a resolution to adopt the policy. The external workgroup has started the process of developing guidance and identifying components of training. A survey that was sent to all traditional schools districts regarding policies, procedures and training related to PBIS and the use of restraint and/or seclusion was discussed. The results of the survey will help guide the work of the internal and external workgroups.

**State Board of Education
Capacity Committee
February 11, 2013 Report Out**

1. Discuss Rules 3301-102-01 to -07, Community School Sponsorship Rules

Staff presented revised Community School Sponsorship rules which are undergoing a 5 year rule re-filing process. The rules describe the following: application process and approval procedures for parties interested in becoming sponsors of new start-up community schools; sponsorship agreement between the Department and an approved sponsor; sponsorship obligations of all sponsors of conversion and new start-up community schools; Department's oversight of all sponsors; revocation of sponsors; and payment processes for community schools. The Capacity Committee had questions and recommendations for the rules in January. Subsequent revisions were shared with the Capacity Committee this month. The Committee voted to recommend approval of the proposed rules to the full Board. There will be an intent resolution in March.

2. Discuss proposed new Rule 3301-102-09, Approving Applicants of New Internet- or

Computer-Based Community Schools

HB 555 lifted the moratorium on online community schools, and as part of removing the moratorium, requires the State Board to adopt rules prescribing measures to determine experience and quality of applicants seeking to open a new online community school. The proposed rule includes the following elements:

- The sponsor's experience with online schools;
- The operator's experience with online schools;
- The sponsor's and operator's previous records for student performance;
- A preference for operators with previous experience in Ohio.

As the statutory change arises from recently enacted HB 555, in order to meet the May 22nd statutory deadline to adopt this rule, the Capacity Committee is respectfully asked to consider the rule's review as an emergency filing. The Committee voted to recommend approval of the rule as proposed. There is an intent resolution concerning this rule on the State Board consent agenda this month.

3. Discuss proposed new Rule 3301-102-08, Standards for Measuring Sponsor

Compliance with Applicable Laws and Rules

HB 555 requires the State Board to adopt rules that prescribe standards for measuring compliance with applicable state laws and rules governing all sponsors of community schools (Section 3314.016(B)(5) of the Ohio Revised Code).

The draft rule covers one of three components of the new sponsor evaluation system, and the only component for which rules must be adopted. There are twenty three compliance elements drawn directly from statute that will be reviewed, covering the categories of health and safety, education programs, finance, school operations, and governance. The law specifies the rating labels to be used and the rule provides the standards for each label.

As with at least one other rule, because the statutory change arises from recently enacted HB 555, in order to meet the July 1st statutory deadline to adopt this rule, the Capacity Committee is respectfully asked to consider the rule's review as an emergency filing. The rule is undergoing public review and comment; review by the Governor's Common Sense Initiative (CSI) process will be needed as a subset of sponsors are considered to be a business. This month the Committee heard an overview of the proposed new rule, and in March they will discuss and vote on the actual draft rule, with a concurrent full Board resolution of intent.

4. Update on Student Growth Measures

HB 555, which becomes effective on March 22, 2013, will require changes related to the use of Value Added data for teacher evaluation. Specifically, through June 30, 2014, the use of Value Added must constitute the *majority* of the 50 percent student growth measure required for evaluations if they teach only subjects in which value added data exists. Beginning July 1, 2014, the 50 percent student growth measure must be *exclusively* Value Added data for those who only teach Value Added subjects.

For those teachers who teach both Value Added subjects and other courses, beginning in 2013-2014, Value Added must be weighted proportionately to their teaching assignments. Staff presented an overview of the revised Student Growth Measures components and explained the implications of the new requirements, including their relationship to the future implementation of the PARCC assessments.

5. Update on the current status of issues related to the SEED School of Cincinnati

Jessica Voltolini, ODE Assistant Legal Counsel, indicated that there was no new substantive information to share with the Committee at this time concerning proposed revisions to the SEED Operator Contract. Discussions with SEED are ongoing, and Ms. Voltolini will update the Committee as new information becomes available.

6. Update on ORC 3319.228 List of States with Inadequate Licensure Standards

Staff provided an update on the panel of experts work associated with enacting the second phase of ORC 3319.228, concerning the State Board's approval by July 1, 2013 of a list of states with standards for teacher licensure that are inadequate to ensure that a licensed teacher coming from that state who has taught for the immediate past five years is qualified for a professional Ohio educator license. The recommendations of the panel regarding whether any states should be removed from the preliminary list will be delivered to the Capacity Committee in March, in order to meet the statutory deadline of April 1 for these panel recommendations.

**State Board of Education
Meeting Summary of the Committee on Urban Education
February 11, 2013**

Chair Bennett began the meeting with a review of the January 2012 meeting minutes. The Committee members approved the minutes as printed.

Chair Bennett and Co-Chair Collins reviewed the new direction of the Urban Education Committee relative to Section 4 of HB555. Included in Section 4 of HB555 is a requirement for the State Board of Education, specifically:

Not later than August 31, 2013, the state board of education shall submit to the General Assembly under section 101.68 of the Revised Code recommendations for a comprehensive statewide plan to intervene directly in and improve the performance of persistently poor performing schools and school districts. (Attachment - Definitions)

The Committee on Urban Education is assigned the responsibility of developing the recommendations for “a comprehensive statewide plan to intervene directly in and improve the performance of persistently poor performing schools and school districts” to present to the Full Board for submission to the General Assembly not later than August 31, 2013.

Senior Executive Director Dr. John Richard presented an overview of the profile and support provided to the HB555 Section 4 schools, including the criteria for school closure. (Attachment – PowerPoint) Due to the scope of the definition, the traditional and community public schools identified range from rural to urban and Excellent with Distinction to Academic Emergency. The offices within the Center for Accountability and Continuous Improvement are and have been focused on providing support to the HB555 schools and districts based, in part, on the work of RtT and ESEA. Dr. Richard offered a comprehensive list of work to demonstrate how the Center Directors and their staff have been intervening directly in and working together with schools and districts to improve the performance of persistently poor performing schools.

Because of the full range of schools for which this requirement applies, in the process of developing recommendations, Chair Bennett and the Committee desires solution-focused feedback from the schools and districts impacted by this provision. Accordingly, in the coming months, the Committee will attend meetings with various education stakeholders as well as invite education stakeholders to Committee meetings. Committee members are reviewing a draft survey to send to the schools and districts subject to Section 4 of HB555 and will offer comments by Monday, February 18, 2013. In March, the Center for Accountability & Continuous Improvement will provide feedback on opportunities to improve the performance of persistently poor performing schools based on the work currently occurring in many of the identified schools and districts.

Chair Bennett adjourned the meeting.