

## **SOUTH DAKOTA BOARD OF EDUCATION MINUTES**

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| <b>Date:</b> | <b>Monday, May 19, 2014 - 9:00 a.m. Central Daylight Time</b> |
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**Location:** Northern State University, Student Center, Centennial Room  
1200 South Jay Street  
Aberdeen, S.D. 57401

**Present:** Glenna Fouberg, Member  
Richard Gowen, Member  
Marilyn Hoyt, Member  
Donald Kirkegaard, President  
Julie Mathiesen, Member  
Patricia Simmons, Vice-President  
(All members personally present in the meeting room)

**Absent** Kelly Duncan, Member  
Stacy Phelps, Member  
Terry Sabers, Member

**SD DOE Staff:** Dr. Melody Schopp, Bobbi Rank, Tamara Darnall, Tiffany Sanderson, Becky Nelson, and Ferne Haddock. Abby Javurek-Humig joined via telephone.

**Others in Attendance:** Sam Gingerich, Paul Turman, Jay Perry, (Board of Regents), Jeff Holcomb, (Southeast Technical Institute), Greg Von Wald, (Mitchell Technical Institute), Connie Geier, Thomas Hawley, (Northern State University), Mary Scheel-Buysse (public) and other members of the public personally present and by telephone.

### **Call to Order, Pledge of Allegiance and Roll Call:**

President Kirkegaard called the meeting to order at approximately 9:02 a.m. CDT.

### **Adoption of Agenda:**

Motion by Gowen, second by Hoyt, to adopt the May 19, 2014, proposed agenda. All present voted in favor. Motion carried.

### **Approval of Minutes:**

Motion by Fouberg, second by Mathiesen, to approve the March 24, 2014, minutes. All present voted in favor. Motion carried.

Thomas Hawley and Connie Geier, Northern State University, (NSU) briefly welcomed the Board.

**Public Hearing-Rules:** Section 24:10:42:26 (Postsecondary Technical Institute Tuition); Section 24:10:42:28 (Postsecondary Technical Institute Funding Formula)

The Board of Education convened a public hearing at approximately 9:10 a.m. CDT, Monday, May 19, 2014, on the proposed rules Section 24:10:42:26 (Postsecondary Technical Institute Tuition) and Section 24:10:42:28 (Postsecondary Technical Institute Funding Formula) at Northern State University, Student Center, Centennial Room, 1200 South Jay Street, Aberdeen, South Dakota.

Board members in Attendance: Donald A. Kirkegaard (President), Patricia Simmons (Vice-President), Glenna Fouberg, Marilyn Hoyt, Richard Gowen, and Julie Mathiesen, all personally present.

Department of Education Staff in Attendance: Melody Schopp, Bobbi Rank, Tamara Darnall, Tiffany Sanderson, Becky Nelson, and Ferne Haddock. Abby Javurek-Humig joined the meeting via telephone.

Others in Attendance: Sam Gingerich, Paul Turman, Jay Perry, (Board of Regents), Jeff Holcomb, (Southeast Technical Institute), Greg Von Wald, (Mitchell Technical Institute), Connie Geier, Thomas Hawley, (Northern State University), Mary Scheel-Buysse (public) and other members of the public personally present and by telephone.

There were no written comments

Tiffany Sanderson, Director of the Division of Career and Technical Education, SD DOE, testified in favor of the proposed rules.

The changes to Section 24:10:42:26 (Postsecondary Technical Institute Tuition) remove the requirement that state fees charged to students at postsecondary technical institutes pledged for the payment of lease purchase agreements not exceed twenty percent of total tuition and fees. This provision is inconsistent with the tuition buy-down proposed by the Governor and passed during the 2014 legislative session.

The changes to Section 24:10:42:28 (Postsecondary Technical Institute Funding Formula) bring the rule up to date with the 2014 Legislature's approved FY 2015 per student allocation.

There was no opponent testimony.

Motion by Gowen, second by Simmons, to approve the rules changes as proposed. All present voted in favor. Motion carried.

Rules hearing concluded at approximately 9:15 a.m. CDT.

**Public Hearing-Standards:** Second Hearing, Physical Education Standards

The Board of Education convened a public hearing at approximately 9:16 a.m. CDT, May 19, 2014, on the proposed standards, Physical Education, at Northern State University, Student Center, Centennial Room, 1200 South Jay Street, Aberdeen, SD.

Written public comments in response to the proposed standards were marked as Exhibit A and B and received.

Becky Nelson, Director of the Division of Learning and Instruction, SD DOE, testified in favor of proposed physical education content standards. A work-group met to review and revise the content standards. They are based on national research. There are five overarching standards which are then broken down further into performance outcomes for each grade.

The public comments marked as Exhibit A were previously addressed at the March public hearing in Sioux Falls. The other public comments marked as Exhibit B are new since the March hearing. These comments were not specific to the content standards, just general comments to the importance of physical education. These comments were presented to the Board in the form they were received.

There was not opponent testimony.

There will be two more hearings on the physical education content standards. Therefore, no action was taken.

Standards hearing closed at approximately 9:24 a.m. CDT.

#### **Appointment of independent hearing officer**

Bobbi Rank, Legal Counsel, SD DOE, presented the Order Designating Independent Hearing Examiner from July 1, 2014 through June 20, 2015.

Motion by Gowen, second by Hoyt, to designate Rob Anderson, of May Adam, Gerdes and Thompson as an independent hearing examiner from July 1, 2014 through June 30, 2015. All present voted in favor. Motion carried.

#### **Scheduling of June Telephonic Meeting**

Bobbi Rank, SD DOE, requested the Board schedule a special telephonic meeting in June 2014 for the purpose of first readings of proposed rules.

Motion by Simmons, second by Mathiesen, to hold a special telephonic meeting on June 16, 2014, at 10:00 a. m. CDT. All present voted in favor. Motion carried.

#### **Board of Regents Report**

Dr. Sam Gingerich, System Vice President for Academic Affairs, South Dakota Board of Regents (SD BOR), presented a report titled: In-State Placement of Regental Teacher Education Graduates. Gingerich will be retiring in June 2014; he thanked the Board for the opportunity to work with K-12 education over the years. Gingerich introduced his successor, Paul Turman, to the Board.

### **Technical Institute Program Approval Process**

Bobbi Rank and Tiffany Sanderson, SD DOE presented a review of the technical institute program approval process.

Greg Von Wald, President, Mitchell Technical Institute (MTI), and Jeff Holcomb, President, Southeast Technical Institute (STI), both spoke in support of the current technical institute program approval process.

Gowen urged the technical institutes to work together in the process.

### **Southeast Technical Institute Surgical Technology Program Expansion**

Tiffany Sanderson, SD DOE, testified in favor of the STI Surgical Technology Program expansion.

Jeff Holcomb, STI, testified that the expansion allows the institute to meet coming accreditation requirements from Commission on Accreditation of Allied Health Education Programs (CAAHEP). It upgrades their program to an Associate of Applied Science (AAS) Degree.

Motion by Gowen, second by Mathiesen, to approve the STI transitioning its existing Surgical Technology diploma program to an AAS program. All present voted in favor. Motion carried.

### **Mitchell Technical Institute Advanced Medical Imaging Program**

Tiffany Sanderson, SD DOE, testified in favor of MTI's Advanced Medical Imaging Program. The program is an expansion to MTI's Radiation Technology program for students to get specialized certification in Magnetic Resonance Imaging (MRI) and Computed Tomography (CT). The expansion also allows for radiation technologists already in the workforce to obtain the certifications in MRI and CT.

Greg Von Wald, MTI, testified in favor of the program.

Motion by Gowen, second by Hoyt, to allow MTI to add an AAS degree in Advanced Medical Imaging. All present voted in favor. Motion carried.

### **Vocational Education System Fund Statements Report**

Tamara Darnall, Director of the Division of Finance and Management, SD DOE, presented the Vocational Education System Fund Statements Report.

#### **Technical Institute Bond Debt Service Coverage Ratio**

Tiffany Sanderson, SD DOE, presented the Technical Education Annual Certificate of No Default and Debt Service Coverage as of February 3, 2014.

Motion by Fouberg, second by Simmons, to approve the Technical Education Annual Certificate of No Default and Debt Service Coverage as of February 3, 2014. All present voted in favor. Motion carried.

#### **Technical Institute Bond Refund**

Tiffany Sanderson, SD DOE, testified that in 2014, the Legislature passed House Bill 1142. Per sections six through eight of that bill, an equipment fund will be created from a refund of existing postsecondary technical institute facilities funds. In order to do this, the 2004 series technical institute bonds must be refunded and a resolution passed to issue a 2014A series bond.

Dustin Christopherson, Associate Director, South Dakota Health and Educational Facilities Authority (SDHEFA), testified via telephone in favor the resolution.

Motion by Mathiesen, second by Simmons, to approve the proposed resolution. All present voted in favor. Motion carried.

#### **Praxis Score Scale Changes**

Abby Javurek-Humig, Director of the Division of Assessment and Accountability, SD DOE, testified via telephone, in favor of the Praxis scale changes. Javurek-Humig explained that changes were brought forward after a workgroup consisting of DOE employees, K-12 teachers, and higher education faculty reviewed the new tests, and recommended the cut score and start date for each exam. All cut scores presented, with the exception of the elementary education test, were adopted at the Praxis recommended cut score level. The workgroup recommended that the elementary cut score be set lower than the Praxis recommendation to minimize teacher candidate confusion by remaining at a number value closer to the cut score on the current exam.

Sam Gingerich, BOR, testified that higher education was consulted in the recommendations and recommends tracking the data and carefully monitoring the transition.

Motion by Gowen, second by Mathiesen, to approve the recommendations as presented except that the elementary cut score move to 163 on September 1, 2015. All present voted in favor. Motion carried.

### Secretary's Report

Dr. Melody Schopp, Secretary, SD DOE, gave a report on items including: the successful completion of the Smarter Balance assessment, DOE taking part in the Governor's workforce opportunity initiative, interest shown in the dual credit program approved by the Legislature, SD DOE establishing the student learning objective training sessions, and review of drivers education with the Department of Transportation.

### Adjournment

President Kirkegaard declared the meeting adjourned at approximately 11:00 a.m. CDT.

Adjourned at approximately 11:00.m. CDT.

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| Ferne G. Haddock                                                                  | Date                                                                                |