

**USBE LAW AND LICENSING COMMITTEE
MEETING MINUTES**

January 7, 2016 – Room 156, State Office of Education

Members Present: Leslie Castle, Linda Hansen, Terryl Warner, Dave Thomas, Stan Lockhart

Staff Present: Angie Stallings, Chris LaCombe, Ben Rasmussen, Cybil Prideaux

Others Present: Debby Llewelyn, Andrew Riggle, LauraLee Gillespie, Jo-Ann Wong, Tracey M. Watson, Lisa Nentl-Bloom, Barbie Faust, Dawn Benke, Sarah Meier, Jaime Barrett, Marlies Burns, Carol Lear

Committee Business:

The meeting was called to order at 6:07pm by Committee Chair Leslie Castle.

USBE Law and Licensing Committee Minutes Review

COMMITTEE MOTION: The Committee voted unanimously to approve December minutes.

Out of State Tuition Payments – Policy Outline

The Committee discussed and made recommendations on policies for out-of-state tuition payments for inclusion in a Board rule. The Board rule would provide consistent operational guidance to all LEAs and further clarify the Board's authority in Utah Code Section 53A-2-204.

COMMITTEE MOTION: The Committee voted unanimously to direct staff to solicit feedback from school districts on how they would be affected by the policy recommendations and asked staff to report back on the feedback.

Amendment request for Ascent Academies of Utah satellite school

The Committee discussed the background of the Ascent Academies current student enrollment, finances, and their request for a fourth campus in Kearns.

COMMITTEE MOTION: The Committee voted unanimously to table the request until the Committee's February meeting and directed staff to get additional fiscal information, including a current financial statement, from Ascent Academies of Utah before making a final recommendation. The Committee also requested that a representative of Ascent Academies be present the next time the Committee discusses the request.

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R277-505 Administrative License Areas of Concentration and Programs (Amendment)

The Committee discussed the proposed revisions to R277-505 requiring programs to be aligned with the Utah Education Leadership Standards and establish internship or experience minimum requirements.

Amendments discussed and adopted:

- Change lines 118-121 and delete “Superintendent” and insert “Board”
- Amend line 120 and insert the words “including non-educational experience” after the phrase “for exceptional professional experience”

COMMITTEE MOTION: The Committee voted unanimously to amend R277-505, directed staff to seek additional stake-holder feedback on the updated draft of R277-505, and bring R277-505 back to the Committee in February.

R277-716 Alternative Language Services for Utah Students (Continuation and Amendment)

The Committee discussed the five-year review and continuation of R277-716 keeping it consistent with the Utah Administrative Rulemaking Act and directed staff to invite Ann White and Christelle Estrada to answer questions related to R277-505 during full Board meeting.

COMMITTEE MOTION: The Committee voted unanimously to approve R277-716, as amended, for continuation on first reading and recommends the Board consider approving R277-716, as amended, for continuation on second reading.

R277-494 Charter School and Online Student Participation in Extracurricular or Co-curricular School Activities (Amendment)

The Committee discussed feedback from stakeholders on the appropriateness of the \$75 fee charged to charter and online schools, as required under Sections 53A-1a-519 and 53A-2-214, and other amendments to R277-494.

COMMITTEE MOTION: The Committee voted unanimously to approve R277-494, as amended, on second reading and recommends the Board approve R277-494, as amended on third and final reading.

Conceptual Discussion on Technology Grant Rule

COMMITTEE DISCUSSION: The Committee discussed a rough draft of a potential Board rule related to 2016 General Session legislation enacting a digital teaching and learning grant program.

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Policy Recommendation Regarding Corporal Punishment Statute

The Committee discussed whether the Board should support potential amendments to Utah Code Section 53A-11-802.

Amendments discussed and adopted:

- Insert a definition of the term “Physical Restraint” in Title 53A, Chapter 11, Part 8 that matches the term “Physical Restraint” in R277-609; and
- Delete Subsection 53A-11-802(2)(d).

COMMITTEE MOTION: The Committee unanimously recommends that the Board support 2016 General Session legislation to enact those amendments.

Board Policy 3001 – Deputy/Associate Superintendent Oversight

The Committee discussed the draft of Board Policy 3001 regarding the oversight of the USOE Deputy and Associate Superintendents.

COMMITTEE MOTION: The Committee voted unanimously to approve Board Policy – 3001 and recommends the Board approve Board Policy – 3001.

Finance/Accounting Positions Alignment and Reporting

COMMITTEE MOTION: The Committee voted unanimously to approve the USOE draft policy to realign finance/accounting positions from section directors to the Internal Accounting Director effective February 1, 2016 and recommends the Board approve the USOE draft policy to realign finance/accounting positions from section directors to the Internal Accounting Director effective February 1, 2016.