AMENDMENT*

PUBLIC NOTICE

Note: This public notice has been posted at the offices of the Department of Education in Carson City and Las Vegas, at the 17 Nevada County School District Superintendents' Offices, at the 17 county public libraries, and at the Nevada State Library and Archives. Notice of this meeting was posted on the Internet through the Nevada Department of Education website at www.doe.nv.gov.

NEVADA STATE BOARD OF EDUCATION
NEVADA STATE BOARD FOR CAREER AND TECHNICAL EDUCATION

MISSION STATEMENT

The Nevada State Board of Education/Nevada State Board for Career and Technical Education is dedicated to fostering excellent educational opportunities provided to all learners by sustaining a coherent, aligned system of instruction and support in partnership with all educational communities.

SUBCOMMITTEE ON CHARTER SCHOOLS*
CANCELLED
- VIDEO CONFERENCE -

Date:	Friday, March 7, 2008	
Time:	1:30 p.m.	
Locations:	Department of Education Second Floor Conference Room 1820 East Sahara Las Vegas, Nevada	Department of Education Board of Education Conference Room 700 East Fifth Street Carson City, Nevada

REGULAR MEETING
- VIDEO CONFERENCE -

Date:	Friday, March 7, 2008	
Time:	3:00 p.m.	
Locations:	Department of Education Second Floor Conference Room 1820 East Sahara Las Vegas, Nevada	Department of Education Board of Education Conference Room 700 East Fifth Street Carson City, Nevada

And

Date:	Saturday, March 8, 2008	
Time:	8:30 a.m.	
Locations:	Department of Education Second Floor Conference Room 1820 East Sahara Las Vegas, Nevada	Department of Education Board of Education Conference Room 700 East Fifth Street Carson City, Nevada

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the Assistant to the Board, in writing at 700 East Fifth Street, Carson City, Nevada, 89701-5096, or by calling (775) 687-9217, at least one week prior to the meeting.

SUBCOMMITTEE CANCELLED

SUBCOMMITTEE ON CHARTER SCHOOLS
- VIDEO CONFERENCED -

Date: Friday, March 7, 2008
Time: 1:30 p.m.
Locations: Department of Education
Second Floor Conference Room
1820 East Sahara
Las Vegas, Nevada

Department of Education
Board of Education Conference Room
700 East Fifth Street
Carson City, Nevada

Committee Members:
Cindy Reid, Chair
Marcia Washington, Member
Anthony Ruggiero, Member

- AGENDA -

Note: The Committee reserves the right to take agenda items out of posted order.

1. Call to Order; Roll Call (Cindy Reid, Chair)

2. Application Review of Insight School of Nevada (Charter School) for State Board Sponsorship (William F. Arensdorf, Director and Tom McCormack, Consultant, Office of Fiscal Accountability) ***(Information/Discussion/Action)***

3. Public Comments

4. Adjournment

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify Assistant to the Board, in writing at 700 East Fifth Street, Carson City, Nevada, 89701-5096, or by calling (775) 687-9217, at least one week prior to the meeting.

REGULAR MEETING

Friday, March 7, 2008
3:00 p.m.

- AGENDA-

The public is hereby noticed that the Nevada State Board of Education/Nevada State Board for Career and Technical Education reserves the right to take agenda items out of posted order, with the exception of public hearings. A time for public comment is provided at the conclusion of the meeting. The Board President reserves the right to call on individuals from the audience or to allow for public comment at any time. Individuals providing testimony must fill out a Visitor Card which will be numbered in order received by the Board Assistant. Upon receipt from the Board Assistant, the President will make reasonable judgment as to the time limit for each speaker. Time limit: A time limit (three minutes) may be imposed on public testimony by the Board President in order to afford all members of the public who wish to comment an opportunity to do so within the timeframe available to the Board.

Call to order; Roll Call; Pledge of Allegiance; Approval of Agenda (Marcia Washington, President) ***(Action)***

1. President's Report (Marcia Washington, President) ***(Information/Discussion)***
   - Report on Meeting with Clark County School District Superintendent Walt Rulffes
   - Discussion of President's Perspective relating to Board Subcommittees

2. Superintendent's Report (Dr. Keith Rheault, Superintendent of Public Instruction) ***(Information/Discussion)***
   - Update of the Legislative Committee on Education Meeting
   - Update of the Commission on Professional Standards in Education Meeting

3. Approval of Consent Agenda (Marcia Washington, President) ***(Information/Discussion/Action)***

   Information concerning the following consent agenda items has been forwarded to Board members for study prior to the meeting. Unless a Board Member or a member of the public has a question concerning a particular item and asks that it be withdrawn from the consent list, items are approved at one time by the Nevada State Board of Education.

   A. Approval of upcoming State Board Member Travel
   B. Approval of the 2008 Summer Food Service Program Management and Administrative Plan (MAP) (Donnell Barton, Director, and Katherine Stewart, Consultant, Office of Child Nutrition and School Health)
   C. Approval of the 2008-2015 Elementary and Secondary textbook adoption lists for the Adoption period March 10, 2008 to June 30, 2015 (William Strader, Education Consultant)

4. Report from the Governor's Office (Dianne Cornwall, Chief Operating Officer, Office of the Governor) ***(Information/Discussion)***

5. Recognition of the 2007 Milken Family Foundation National Educator Award Recipient, Ernest Ashby, 6th Grade English Teacher, William E. Orr Middle School, Clark County School District (Dr. Keith Rheault, Superintendent of Public Instruction, and Marcia Washington, President) ***(Information/Discussion)***

6. Approval of a one-year extension for the Recess Before Lunch Waiver contained in the Statewide School Wellness Policy (Donnell Barton, Director, and Katherine Stewart, Consultant, Office of Child Nutrition and School Health) ***(Information/Discussion/Action)***

7. Approval of the Draft of the Nevada State Five-Year Plan for Carl D. Perkins Career and Technical Education Act of 2006 (Phyllis Dryden, Director and Mike Raponi, Assistant Director, Office of Career, Technical and Adult Education) ***(Information/Discussion/Action)***

TIMES ARE SCHEDULED IN BOLD BELOW FOR WORKSHOP AND PUBLIC HEARINGS: After a presentation by Department of Education staff, members of the public will be invited to give comments on the proposed regulation language. **Time limit:** A time limit (three minutes) may be imposed on public testimony by the Board President in order to afford all members of the public who wish to comment an opportunity to do so within the timeframe available to the Board. The Board will then discuss and may take action only on scheduled public hearings posted for possible Board adoption. Items may be remanded for additional public hearings at future Board meetings.

8. **Time: 4:00 p.m. WORKSHOP** to solicit comments R169-07, Chapter 386, Regulations Relating to Charter Schools; Revising Provisions Governing Applications to Form Charter Schools; and Revising Provisions Relating to Charter Schools to include Sponsorship by a College or University within the Nevada System of Higher Education (Bill Arensdorf, Director, and Tom McCormack, Consultant, Office of Fiscal Accountability) ***(Information/Discussion/Action)***

   This item related to these issues was placed on the properly noticed agenda for the January 26, 2008 regular meeting at 9:00 a.m. of the Nevada State Board of Education for a second Public Hearing. At that hearing two separate Charter Schools presented written documentation and testimony concerning the notice requirements to the public for this item. Board members discussed the need for a thorough review of the issues involved herein. Therefore, another workshop is being held, which may include an outline of that review process. Discussion and action may include the following:
   1. A discussion and creation of a statement about Board goals, objectives, and benchmarks for appropriate and successful charter schools.
   2. A discussion and development of appropriate criteria for approval of proposed Charter School applications.
   3. A discussion and development of appropriate criteria for approval of proposed applications for amendment of charters.
   4. Whether or not to form a special sub-committee or task force to make recommendations to the Board about issues related to the development of Charter School Regulations.
   5. Whether or not to refer these issues to the Subcommittee on Charter Schools appointed pursuant to NRS 386.507.

9. **Time: 4:15 p.m. PUBLIC HEARING** and possible Board adoption of Proposed Revision to Regulation Language, LCB File No. R205-07: A New Section to NAC 389; NAC 389.576 – Textiles and Clothing; NAC 389.582 – Interior Design (Phyllis Dryden, Director, and Karen Chessell, Family and Consumer Sciences Consultant, Office of Career, Technical and Adult Education) ***(NOTE: This is the first and ONLY Public Hearing with possible action to adopt may be taken) (Information/Discussion/Action)***

10. **Time: 4:30 p.m. PUBLIC HEARING** and possible Board adoption of Proposed Revision to Regulation Language, LCB File No. R170-07, NAC 386.033 – Educational Management Organization Defined; NAC 386.345 – Governing Body: Restrictions on Membership; Responsibilities; Submission of Certain Information to Department and Sponsor; Approval of Minutes of Public Meetings; NAC 386.405 – Contracts with Educational Management Organizations; Authority of Panel to Supervise Academic Probation of School ***(NOTE: This is the first and ONLY Public Hearing with possible action to adopt may be taken.)*** (Bill Arensdorf, Director, and Tom McCormack, Consultant, Office of Fiscal Accountability and Jim Wells, Deputy Superintendent, Office of Fiscal Services) ***(Information/Discussion/Action)***

11. **Time: 4:45 p.m. PUBLIC HEARING** and possible Board adoption of Proposed Revision to Regulation Language, LCB File No. 207-07, A New Section to Chapter 386 Prescribing the Requirements for the Review of Applications to Form Charter Schools Proposed for Sponsorship at a College or University with the Nevada System of Higher Education; NAC 386.010 – Definitions ***(NOTE: This is the first and ONLY Public Hearing with possible action to adopt may be taken.)*** (Bill Arensdorf, Director, and Tom McCormack, Consultant, Office of Fiscal Accountability) ***(Information/Discussion/Action)***

12. **Time: 5:00 p.m. PUBLIC HEARING** and possible Board adoption of Proposed Revision to Regulation Language, LCB File No. 012-08 & 013-08, a New Section to Chapter 389 – Prescribing a Uniform Grading Scale for Pupils Enrolled in High School; and NAC 389.666 – Units applied towards graduation ***(NOTE: This is the first and ONLY Public Hearing with possible action to adopt may be taken.)*** (Bill Arensdorf, Director, Office of Fiscal Accountability and Richard Vineyard, Assistant Director of Assessments, Program Accountability & Curriculum, and K-12 Science Consultant, Department of Education) ***(Information/Discussion/Action)***

13. Administration Guidelines and Requirements for Submission of student work as an Alternate Writing Assessment, to meet the HSPE writing proficiency requirement (Carol Crothers, Director, Office of Assessment, Program Accountability and Curriculum) ***(Information/Discussion)***

14. Consideration of adoption of resolution of the Nevada State Education Association's proposed Initiative Petition, "Save Our Schools," to amend the Nevada Constitution to provide additional funding for Nevada's school districts and charter schools (Lynn Warne, President of the Nevada State Education Association) ***(Information/Discussion/Action)***

15. Approval of Dr. Cliff Ferry to be re-appointed as a Member on WestEd Board of Directors beginning on June 1, 2008 and ending on May 31, 2011 (Dr. Keith Rheault, Superintendent of Public Instruction) ***(Information/Discussion/Action)***

Recess until 8:30 a.m., Saturday, March 8, 2008

REGULAR MEETING
Saturday, March 8, 2008
8:30 a.m.

-AGENDA-

Recall to Order; Roll Call; Pledge of Allegiance (Marcia Washington, President)

Upon reconvening, Department of Education staff and/or other individuals will present information on the following items for Board discussion and possible action. A time for public comment is provided at the conclusion of the meeting. The Board President reserves the right to call on individuals from the audience or to allow for public comment at any time. Individuals providing testimony must fill out a Visitor Card which will be numbered in order received by the Board Assistant. Upon receipt from the Board Assistant, the President will make reasonable judgment as to the time limit for each speaker. Time limit: A time limit (three minutes) may be imposed on public testimony by the Board President in order to afford all members of the public who wish to comment an opportunity to do so within the timeframe available to the Board.

16. Two Recent Nevada Attorney General Opinion Meeting Law Opinions (Deputy Attorney General Ed Irvin) ***(Information/Discussion)***

17. Summary Report of District Improvement Plans (Gloria Dopf, Deputy Superintendent) ***(Information/Discussion)***

18. Review and discussion of the possibility of temporarily suspending for consideration of the Board of written requests for an amendment of the written charter of a charter school (Anthony Ruggerio, State Board Member) ***(Information/Discussion/Action)***

    The Board will hold a Public Workshop at this meeting under Agenda #8 related to issues that were placed on the properly noticed agenda for the January 26, 2008 regular meeting at 9:00 a.m. of the Nevada State Board of Education for a second Public Hearing. This discussion will specifically address whether or not to temporarily suspend for consideration of the Board of written requests for an amendment of a written charter of a charter school pending that review process. Possible action may include:

    1. Findings of facts related to the need to temporarily suspend for consideration of the Board of written requests for an amendment of the written charter of a charter school.
    2. Findings of facts related to the duration of the suspension, i.e., pending completion of the Nevada Administrative Code Regulations related to written requests for an amendment of the written charter of a charter school.
    3. Findings of fact concerning the effect of temporarily suspending consideration of the Board of written requests for an amendment of the written charter of a charter school on current written requests.
    4. Conclusions of Law related to a possible decision reached by the Board concerning temporarily suspending for consideration of the Board of written requests for an amendment of the written charter of a charter school.

19. Review and discussion concerning written materials dated February 5, 2008 provided by William Bukovi, Chairman of the Board, Nevada Virtual Academy, to the Superintendent of Public Instruction (Bill Arensdorf,

Director, and Tom McCormack, Consultant, Office of Fiscal Accountability) ***(Information/Discussion/Action)*** **NOTE**: This discussion and action may include:

a. Staff will discuss and describe the written materials and make recommendations concerning them.
b. Representatives of Nevada Virtual Academy will have the opportunity to describe and discuss the written materials and make requests related to them.
c. A discussion of what those written materials are in connection with NRS 386.527(6), which states: "The governing body of a charter school may submit to the sponsor of the charter school a written request for an amendment of the written charter of the charter school."
d. A finding of fact may be made by the Board that the written materials constitute a request for reconsideration of a previous written request for an amendment of the written charter of the charter school. This may lead to a conclusion of law that the issue has already been decided by the Board and cannot be changed.
e. A finding of fact may be made by the Board that the written materials constitute a new written request for an amendment of the written charter of the charter school. This may lead to a finding of fact that the written materials constitute a new written request for an amendment of the written charter of the charter school that should be granted. This may lead to a conclusion of law that the written materials constitute a new written request for an amendment of the written charter of the charter school that is granted.
f. Other findings of fact may be made related to these issues leading to other conclusions of law.
g. Consideration of these issues may be continued pending other discussion or until another meeting.

20. Review and discussion concerning written materials dated February 6, 2008 provided by Dr. Carol White, Principal, Nevada Connections Academy, to Tom McCormack, Consultant, Office of Fiscal Accountability (Bill Arensdorf, Director, and Tom McCormack, Consultant, Office of Fiscal Accountability) ***(Information/Discussion/Action)*** **NOTE**: This discussion and action may include:

a. Staff will discuss and describe the written materials and make recommendations concerning them.
b. Representatives of Nevada Connections Academy will have the opportunity to describe and discuss the written materials and make requests related to them.
c. A discussion of what those written materials are in connection with NRS 386.527(6), which states: "The governing body of a charter school may submit to the sponsor of the charter school a written request for an amendment of the written charter of the charter school."
d. A finding of fact may be made by the Board that the written materials constitute a request for reconsideration of a previous written request for an amendment of the written charter of the charter school. This may lead to a conclusion of law that the issue has already been decided by the Board and cannot be changed.
e. A finding of fact may be made by the Board that the written materials constitute a new written request for an amendment of the written charter of the charter school. This may lead to a finding of fact that the written materials constitute a new written request for an amendment of the written charter of the charter school that should be granted. This may lead to a conclusion of law that the written materials constitute a new written request for an amendment of the written charter of the charter school that is granted.
f. Other findings of fact may be made related to these issues leading to other conclusions of law.
g. Consideration of these issues may be continued pending other discussion or until another meeting.

21. ****NOTE: THIS ITEM HAS BEEN CANCELLED*** - Recommendation that the State Board discuss the application and receive a recommendation from the Subcommittee on Charter Schools to approve or deny a Subsection 6 Charter for Insight School of Nevada (Charter School). (Bill Arensdorf, Director, and Tom McCormack, Consultant, Office of Fiscal Accountability) ***(Information/Discussion/Action)***

22. Appointment of Board Members to Subcommittees, Task Force Assignments, Advisory Council appointments and appointments to Organizations (Marcia Washington, President) ***(Information/Discussion /Action)***

23. Governance discussion and possible action for the State Board to recommend to the Interim Legislative Committee on Education to revise structure for statewide K-12 governance (Marcia Washington, President) ***(Information/Discussion/Action)***

    The State Board of Education will discuss issues affecting K-12 under consideration by the Interim Legislative Committee on Education, including, but not limited to, the structure of K-12 governance. The Board may adopt a position regarding the issues being considered by the Interim Committee and direct staff to take such a position before the Interim Committee or 2009 Legislature, or take similar or related actions pertaining to the issues affecting K-12 under consideration by the Interim Committee or by the 2009 Legislature.

24. Board Member comments (Marcia Washington, President) ***(Information)***

25. Future agenda items (Marcia Washington, President) ***(Information/Discussion/Action)***

26. Public Comments

27. Adjournment

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the Assistant to the Board, in writing at 700 East Fifth Street, Carson City, Nevada, 89701-5096, or by calling (775) 687-9217, at least one week prior to the meeting.