

MINUTES

STATE BOARD OF EDUCATION

Ladislaus B. Dombrowski Board Room
John A. Hannah Building
608 West Allegan
Lansing, Michigan

February 14, 2017
9:30 a.m.

Present: Mr. Brian J. Whiston, Chairman
Dr. Casandra E. Ulbrich, Co-President
Dr. Richard Zeile, Co-President
Ms. Michelle Fecteau, Secretary
Mr. Tom McMillin, Treasurer
Ms. Nikki Snyder, NASBE Delegate
Dr. Pamela Pugh
Ms. Lupe Ramos-Montigny
Mrs. Eileen Weiser (via telephone)
Mr. Tyler Sawher, representing Governor Rick Snyder, ex officio

Also Present: Mrs. Tracy Horodyski, 2016-2017 Michigan Teacher of the Year

REGULAR MEETING

I. CALL TO ORDER

Mr. Whiston called the meeting to order at 9:32 a.m.

II. INFORMATION FOLDER ITEM

1. Information on the Michigan Test for Teacher Certification Three-Year Cumulative Report for 2013-2016

III. APPROVAL OF AGENDA AND ORDER OF PRIORITY

Ms. Ramos-Montigny moved, seconded by Ms. Fecteau, that the State Board of Education approve the agenda and order of priority.

The vote was taken on the motion to approve the agenda and order of priority.

**Ayes: Fecteau, McMillin, Ramos-Montigny, Snyder, Ulbrich
Weiser, Zeile
Absent: Pugh**

The motion carried.

Dr. Pugh arrived at 9:33 a.m.

IV. INTRODUCTION OF STATE BOARD OF EDUCATION MEMBERS AND STAFF

Mrs. Marilyn Schneider, State Board Executive, introduced members of the State Board of Education.

Mr. Whiston welcomed former State Board of Education members, Elizabeth Bauer and Kathleen Straus, who were attending the Board meeting.

Mr. Whiston invited the audience to introduce themselves.

Mr. Whiston asked that newly hired staff members of the Michigan Department of Education be introduced.

Mr. Kyle Guarrant, Deputy Superintendent of Finance and Operations, introduced Ms. Devin Hodgson from the Library of Michigan and Ms. Kristi packer from the Office of School Support Services.

Dr. Venessa Keesler, Deputy Superintendent of Educator, Student and School Supports, introduced Mr. Joshua Roesner from the Office of Educator Talent.

V. RECESS

The Board recessed the Regular Meeting at 9:37 a.m. to convene the Committee of the Whole.

COMMITTEE OF THE WHOLE MEETING

VI. CALL TO ORDER

Mr. Whiston called the Committee of the Whole Meeting to order at 9:38 a.m.

VII. PRESENTATION ON EVERY STUDENT SUCCEEDS ACT (ESSA) PLAN

Dr. Venessa Keesler, Deputy Superintendent of Educator, Student, and School Supports, presented on the Every Student Succeeds Act (ESSA) Plan.

Mr. Whiston said during the past months there have been several presentations on the Every Student Succeeds Act (ESSA) Plan. He said numerous stakeholders have helped to develop Michigan's ESSA Plan. He said the presentation is a summary of the draft plan and a review of the process undertaken to develop the plan.

Information was provided via a [PowerPoint presentation](#). Two documents were distributed: (1) Michigan's Approach to the Every Student Succeeds Act Overview of Michigan's Consolidated Draft Plan, and (2) Michigan's Consolidated State Plan Under the Every Student Succeeds Act Draft for Public Comment.

Board member comments included explanation of supports and interventions and how they differ from previous interventions, weighting of indicators, concerns regarding assessments and sanctions, requirements of state and federal law regarding an accountability system, clarification of test scenario on letter grades, and anticipated changes to federal legislation.

The presentation continued later in the meeting.

VIII. PRESENTATION BY PROFESSOR YONG ZHAO

Mr. Whiston welcomed Dr. Yong Zhao, Distinguished Professor in the School of Education at the University of Kansas.

Dr. Zhao's presentation focused on educating creative and entrepreneurial students in a changing economy.

Board member comments included the effects of high stakes testing on students, how a state would determine which students need extra supports and resources, balance of education and life skills, empowering local communities so teachers and parents decide what is best for children, project-based and competency-based learning, celebrating diversity and preparing students for a career rather than a job, how to be adaptive and skill sets that can be learned, life-long learning and a system that can shift to support it, and the current Michigan system allowing for innovation.

IX. RECESS

The Board recessed the Committee of the Whole Meeting at 11:36 a.m. to reconvene the Regular Meeting.

REGULAR MEETING

X. AMENDMENTS TO STATE BOARD OF EDUCATION BY-LAWS

Mr. Whiston said during the January 10, 2017 State Board of Education meeting, the Board proposed amendments to its By-laws, and written copies were provided. He said in accordance with the Board's By-laws, proposed amendments shall lay on the table until the next meeting.

Mr. Whiston said two motions were made and seconded at the January 10, 2017 State Board of Education Meeting.

Mr. Whiston read the first motion to amend the By-laws. **Mr. McMillin moved, seconded by Mrs. Weiser, that the State Board of Education By-laws, Section II, second paragraph, be amended as follows: "At the January meeting of each odd numbered year, the voting members of the SBE MAY ~~shall~~ elect from their membership, a Vice President or Co-Vice Presidents of the SBE."**

Mr. McMillin moved, seconded by Dr. Zeile, that the motion be taken from the table.

The vote was taken on the motion.

The motion carried unanimously.

The vote was taken on the motion to amend the By-laws.

The motion to amend the By-laws carried unanimously.

Mr. Whiston read the next motion to amend the By-laws. **Mr. McMillin moved, seconded by Mrs. Weiser, that the State Board of Education By-laws be amended to include a suspension clause as follows: "VII. SUSPENSION OF BY-LAWS. THE SUSPENSION OF ANY BY-LAW SHALL REQUIRE A MAJORITY OF THE SBE MEMBERS ELECTED AND SERVING.**

Dr. Ulbrich moved, seconded by Ms. Fecteau, that the motion be taken from the table.

The vote was taken on the motion.

The motion carried unanimously.

Mr. McMillin asked if the motion to suspend should require a majority or two-thirds vote. Dr. Ulbrich said it should be two-thirds to be consistent with Roberts Rules of Order.

Dr. Ulbrich and Ms. Fecteau accepted the friendly amendment.

Dr. Zeile proposed a friendly amendment to be two-thirds of the quorum present.

Ms. Fecteau asked if that includes members participating by telephone.

To allow for Board members to participate by telephone, Dr. Zeile changed his friendly amendment to be two-thirds of those meeting.

The friendly amendment was accepted.

The vote was taken on the motion to amend the By-laws.

**Ayes: Fecteau, McMillin, Pugh, Snyder, Ulbrich, Weiser, Zeile
Abstain: Ramos-Montigny**

The motion to amend the By-laws carried.

The State Board of Education By-laws are attached as Exhibit A.

XI. ELECTION OF STATE BOARD OF EDUCATION OFFICERS FOR 2017-2018 – VICE PRESIDENT

Mr. Whiston said at the January 10, 2017 State Board of Education meeting, during the election of officers, the following motion was made: **Dr. Ulbrich moved, seconded by Mr. McMillin, that the vote for Vice President of the State Board of Education be tabled.**

Mr. McMillin moved, seconded by Ms. Fecteau, that the motion be taken from the table.

The vote was taken on the motion.

The motion carried unanimously.

Mr. McMillin moved, seconded by Ms. Fecteau, that the State Board of Education not elect a Vice-President for 2017-2018, since there are four officers.

The vote was taken on the motion.

**Ayes: Fecteau, McMillin, Pugh, Snyder, Ulbrich, Weiser, Zeile
Abstain: Ramos-Montigny**

The motion carried.

Mrs. Weiser ended her telephone connection at 11:45 a.m.

XII. RECESS

The Board recessed the Regular Meeting at 11:45 a.m. and reconvened the Regular Meeting at 12:45 p.m.

Mr. Sawher left the meeting at 12:45 p.m.

XIII. PUBLIC PARTICIPATION IN STATE BOARD OF EDUCATION MEETING

1. John Lauve from Holly, Michigan, provided verbal comments and written information on helping to solve the teacher shortage.
2. Eric-John Szczepaniak, Kenowa Hills Public Schools Board Member, Grand Rapids, Michigan, provided comments on programs at Kenowa Hills Public Schools.
3. Rogelio Landin, PerformancED, Grand Rapids, Michigan, provided comments on equity.

4. Julie Dye from Jackson, Michigan, provided comments on Native American themed high school sports names, mascots and logos.
5. Linda Cypret-Kilbourne of Marshall, Michigan, representing Michigan Coalition Against Racism in Sports Media, AIM Great Lakes, and Native American Student Community Organization, provided comments regarding Native American themed sports mascots, logos and nicknames in Michigan schools.
6. Jim Farrar, of Milan, Michigan, representing Michigan Coalition Against Racism in Sports and Media, provided comments on Native American mascots and logos in Michigan school districts.
7. Emily Schimmel, of Battle Creek, Michigan, representing Showing Up for Racial Justice of Southwest Michigan, provided comments on Native American mascots and logos in Michigan school districts.
8. Brenda Amman, Lansing, Michigan, provided comments regarding online learning for high school learners and the need for dedicated mentorship by districts.
9. LaMar Lemmons, Detroit, Michigan, provided comments on Detroit Public Schools.
10. Ines DeJesus of Detroit, Michigan, provided comments on bilingual and English as a second language teacher standards.
11. Christina DeNicolo of Ann Arbor, Michigan, provided comments on bilingual and English as a second language teacher standards.
12. Melba Baldwin of Saginaw, Michigan, provided comments on school closures proposed by the School Reform Office.
13. Thomas Pedroni of Ypsilanti, Michigan, provided comments on school closures proposed by the School Reform Office.
14. Norma Hernandez of Detroit, Michigan, representing Detroit Public Community School District, provided comments on professional standards for bilingual education.
15. Andrew Rodgers of Royal Oak, Michigan provided comments on requirements for bilingual endorsements for teachers.

Dr. Ulbrich said although it is the Board's policy not to engage in conversation during public comment, some of the people offering public comment spoke of circumstances that may be threatening student safety. She said those involved may wish to contact the federal Office for Civil Rights.

XIV. RECESS

The Board recessed the Regular Meeting at 1:40 p.m. to reconvene the Committee of the Whole.

COMMITTEE OF THE WHOLE MEETING

XV. PRESENTATION ON EVERY STUDENT SUCCEEDS ACT PLAN (continuation)

This is a continuation of the presentation earlier in the meeting.

Dr. Keesler continued the PowerPoint presentation.

Board member comments included dashboard clarity, components included on the dashboard, teacher and principal effectiveness not based on test scores, proactive indicators of student engagement, professional development opportunities, drawing out each student, clarification on assessment vision, opposition to assessment, potential Board vote opposing A-F school grading, holistic picture of how testing or assessments will be used, appreciation of staff for listening and organizing the thoughts of stakeholders in a complex project, concern about assessment and not talking about how it will be tied to ESSA until later, need for in-depth assessment conversation, massive infrastructure with unanswered questions, confined by state legislation which may be changing, potential for Board to offer option to A-F school grading, questioning the validity of high stakes standardized testing, per student cost of a test, appeals process needed for teacher assessment, explanation of allowable funding to private schools, public comment and requests for public outreach to understand the plan, top to bottom list clarification, flexibility for local communities to determine priorities, and some school closures may be local decisions rather than penalties.

Mr. Whiston said Board members should provide feedback to him if they have suggestions for changes to the ESSA Plan, or would like to propose a non-letter grade accountability dashboard.

XVI. PRESENTATION ON TOP 10 IN 10

There was Board consensus to remove this presentation from the agenda due to time constraints.

XVII. DISCUSSION REGARDING CRITERIA FOR GRANT PROGRAM

There were no Board member comments regarding grant criteria.

XVIII. ADJOURNMENT

The Board adjourned the Committee of the Whole at 2:50 p.m. to reconvene the Regular Meeting.

REGULAR MEETING

XIX. APPROVAL OF STATE BOARD OF EDUCATION MINUTES

G. Approval of Minutes of Regular and Committee of the Whole Meeting of January 10, 2017

Dr. Ulbrich moved, seconded by Dr. Pugh, that the State Board of Education approve the Minutes of the Regular and Committee of the Whole Meeting of January 10, 2017.

The vote was taken on the motion.

Ayes: Fecteau, McMillin, Pugh, Ramos-Montigny, Snyder, Ulbrich, Zeile
Absent: Weiser

The motion carried.

XX. REPORT OF THE CO-PRESIDENTS

Dr. Zeile said he appreciates the way his colleagues are moving through complex material. He said he is concerned about separating the means and the ends. He said if local decisions and control are valued, then goals should be set, but the means to achieve them should be developed locally. He said when the means are specified it may preclude an appropriate strategy at the local district.

Dr. Zeile said he and Dr. Ulbrich attended the final meeting of the Governor's 21st Century Commission. He said the report will be released on March 10.

Dr. Ulbrich said she, Dr. Pugh, and Ms. Fecteau attended the Pontiac School Board meeting and heard the presentation by the Superintendent. She said school rankings have increased, the deficit has decreased, and there is a partnership with Oakland Schools.

Dr. Ulbrich said she attended a Saginaw Public School District press event, which was held after the letter regarding school closures was sent from the School Reform Office. Dr. Ulbrich said if this occurs, the option provided is 45 minutes away.

Dr. Ulbrich said she, Ms. Fecteau and Mr. McMillin visited a school on the west side of Detroit. She said 75 buildings in Detroit closed between 2009 and 2015. She said schools find it difficult to maintain staff, and some Detroit school children walk one mile to school.

Dr. Ulbrich said she supports repealing Section 1280(c) of the Revised School Code.

XXI. REPORT OF THE SUPERINTENDENT

Reports

H. Human Resources Report

I. Report on Cosponsorships

J. Report on Approved Changes to Newaygo County Regional Educational Service Agency Plan for the Delivery of Special Education Programs and Services

Grants

K. Report on Grant Awards

1. 2016-2017 Section 35a(5) Additional Instructional Time and Interventions - Amendment; \$16,215,705
2. 2016-2017 Section 61c - Secondary CTE Equipment Grant - Initial; \$2,999,959
3. 2016-2017 Section 61c(6), Support for a Mechatronics Program and Updating Mechatronics Program Equipment - Initial; \$200,000
4. 2016-2017 21st Century Community Learning Centers (21st CCLC) Grants - Amendment; Continuation; \$37,096,773
5. 2016-2017 Evaluation for 21st Century Community Learning Centers (21st CCLC) Program - Initial; Continuation; \$367,968
6. 2016-2017 Statewide Systems Collaboration for Technical Assistance Supports Grant for 21st CCLC - Initial; Continuation; \$150,000
7. 2016-2017 Training and Technical Assistance for 21st Century Community Learning Centers (21st CCLC) Program - Initial; Continuation; \$607,025
8. 2016-2017 Electronically Expanding Access to Fresh, Healthy Food for Residents Impacted by the Declared Drinking Water Crisis ("Mobile Delivery") Grant - Initial; \$3,414,840
9. 2016-2017 Flint Declaration of Emergency Grants: Section 11s - Nutritional Services - Initial; \$382,500
10. 2016-2017 Michigan 10 Cents a Meal Support of Local Produce in School Meals - Amendment; \$235,000 (School Support Services – Kyle Guerrant)
11. 2016-2017 Safe Schools/Healthy Students State Planning, Local Educ. Agencies, & Local Communities - Amendment; \$1,647,000

12. 2015-2016 Title III, Immigrant Student Grant - Amendment; \$1,624,010
13. 2016-2017 Title I, Part C Migrant Education Program Identification and Recruitment Centers - Initial; \$469,431
14. 2016-2017 Title I, Part C Migrant Education Programs - Amendment; \$3,559,199
15. 2016-2017 Mathematics and Science Centers Curriculum and Professional Development Support for the Michigan Merit Curriculum - Initial; Continuation; \$750,000
16. 2016-2017 Van Andel Education Institute - Initial; \$250,000

Mr. Whiston provided a verbal report on the budget and his school visits to Portland Public Schools, Pewamo-Westphalia Community Schools, Lake Fenton Community Schools, and Olivet Community Schools.

XXII. REPORT OF MICHIGAN TEACHER OF THE YEAR

Mrs. Tracy Horodyski, 2016-2017 Michigan Teacher of the Year, presented the Report of the Michigan Teacher of the Year.

Mrs. Horodyski shared information on #LoveTeaching week, as founded by Tom Rademacher. She also reported on her visit to Hudsonville Public Schools and meeting with Casey Glass and the students involved in the LINKS program.

XXIII. APPROVAL OF STANDARDS FOR THE PREPARATION OF TEACHERS OF ENGLISH AS A SECOND LANGUAGE AND BILINGUAL EDUCATION

Ms. Leah Breen, Director, Professional Preparation Services; and Dr. Sean Kottke, Education Consultant, Professional Preparation Services; presented Approval of Standards for the Preparation of Teachers of English as a Second Language and Bilingual Education.

Mr. Whiston said the Standards for the Preparation of Teachers of English as a Second Language and Bilingual Education were presented to the Board at its November meeting. He said these two standards were updated to improve alignment between educator preparation policy in Michigan and the Every Student Succeeds Act to support the Top 10 Strategic Goal 3 and Strategy 2.2c. He said pending Board approval, the standards will replace Michigan's current teacher endorsement standards as the guiding sets of standards for initial teacher preparation and in-service professional development in English as a second language and bilingual education.

Mr. Whiston said there was a period of public comment, revisions were made, and the Board is being asked to approve the standards at today's meeting.

Ms. Ramos-Montigny said she was a bilingual teacher, and she was delighted to meet with the department to review the standards.

Board member comments included clarification of public comment related to under supply; allowing additional people by adjusting standards to the proper level, shortage of bilingual teachers, number of language programs, explanation of bilingual teachers and English as a second language teachers, and requirements beyond mastering the native language.

Ms. Ramos-Montigny moved, seconded by Ms. Fecteau, that the State Board of Education approve the Michigan Standards for the Preparation of Teachers of English as a Second Language and the Michigan Standards for the Preparation of Teacher of Bilingual Education, as described in the Superintendent's memorandum dated January 31, 2017.

The vote was taken on the motion.

Ayes: Fecteau, McMillin, Pugh, Ramos-Montigny, Snyder, Ulbrich, Zeile
Absent: Weiser

The motion carried.

XXIV. STATE AND FEDERAL LEGISLATIVE UPDATE

Mr. Martin Ackley, Director, Public and Governmental Affairs; Ms. Nikki Snyder, National Association of State Boards of Education (NASBE) Delegate; and Dr. Pamela Pugh and Ms. Fecteau on behalf of the State Board of Education Legislative Committee; presented the State and Federal Legislative Update.

Mr. Ackley said the Legislature is in session, bills have been introduced, and the Governor has presented the Executive budget. He said the House Appropriations Subcommittees are meeting today to review the budgets, and the Senate will meet on February 15. He said the House Committee on Michigan Competitiveness will meet on February 15th regarding House Bill 4192, which affects Michigan standards.

Mr. Ackley said the Board's Legislative Committee met on January 25, and the committee members are Pam Pugh, Lupe Ramos-Montigny, Nikki Snyder and Eileen Weiser.

Mr. Ackley said the Board reviewed the 2015-2016 Annual Legislative Report for School Improvement Plans. He said the Board is required to submit the report to the Legislature annually, and it will be presented to the full Board for approval at its March 14, 2017 meeting.

Mr. Ackley said the Board's Legislative Committee also discussed recent actions by the School Reform Office, and the Senate Education Committee

has also convened meetings on Senate Bill 27, which would repeal Section 1280(c) of the Revised School Code. He said the Board's Legislative Committee discussed a statement on School Closures and Definition of Hardship, and Dr. Pugh and Ms. Fecteau will present the statement.

A draft State Board of Education Statement on School Closures and Definition of Hardship was distributed, and Dr. Pugh and Ms. Fecteau reviewed the statement.

Dr. Pugh moved, seconded by Ms. Fecteau, that the State Board of Education adopt the Statement on School Closures and Definition of Hardship, as presented at its February 14, 2017 meeting.

Discussion followed, and friendly amendments were accepted.

The vote was taken on the motion, as amended by discussion.

Ayes: Fecteau, McMillin, Pugh, Ramos-Montigny, Snyder, Ulbrich

Nay: Zeile

Absent: Weiser

The motion carried.

The State Board of Education Statement on School Closures and Definition of Hardship is attached as Exhibit B.

Ms. Snyder said Dr. Zeile will attend the National Association of State Boards of Education Legislative meeting in March. Ms. Ramos-Montigny and Mrs. Weiser will also attend the Legislative meeting. Ms. Snyder said she will attend the new member orientation.

Ms. Snyder said the National Association of State Boards of Education has released a statement on the confirmation of U.S. Secretary of Education Betsy DeVos. Ms. Snyder read the statement.

Ms. Snyder said she encourages the Board to reach out to the House Education Committee, the Governor and Legislature to find unity in terms of the Board's role in education policy.

XXV. CONSENT AGENDA

N. Approval of Criteria for Grant Program for Assessing a School, Justice and Behavioral Health Collaborative Approach to Improving School Safety, \$100,000

Ms. Ramos-Montigny moved, seconded by Mr. McMillin, that the State Board of Education approve the consent agenda as follows:

N. Approve the Criteria for Assessing a School, Justice, and Behavioral Health Collaborative Approach to Improving School Safety, as attached to the Superintendent's memorandum dated January 31, 2017.

The vote was taken on the motion.

Ayes: Fecteau, McMillin, Pugh, Ramos-Montigny, Snyder, Ulbrich, Zeile
Absent: Weiser

The motion carried.

XXVI. COMMENTS BY STATE BOARD OF EDUCATION MEMBERS

Mr. McMillin said he would like Michigan's Every Student Succeeds Act (ESSA) Plan to be submitted in September rather than April. He said he is opposed to an A-F accountability system.

Dr. Zeile said Detroit has too many seats for the school-age population, which implies that some schools may be closed. He said the School Reform Office is looking at closing 38 schools, but the impact must be examined and hardship needs to be defined. He said some of the schools are high schools and there are fewer high school alternatives.

Dr. Ulbrich said local communities need to make decisions to close schools with input from the people they serve. She said people in Lansing should not make the decision.

Ms. Fecteau said she would like libraries included as a school quality measure in the Every Student Succeeds Act Plan.

Ms. Fecteau said she and Mr. McMillin visited River Rouge School District, and she reported on the visit where good things are happening as local people are rallying to support a school that is facing closure. She said Dr. Ulbrich reported on additional school visits earlier in the meeting.

Dr. Pugh asked if it is possible to apply financial penalties to schools with Native American themed sports mascots, logos and nicknames.

Dr. Pugh spoke of the importance of schools as anchors in communities, and she provided several examples.

Mr. Whiston said closure does not have to mean closing the doors. He said it may mean giving the school district 60 days to write a plan for improvement and re-opening the school under a new vision, which is locally driven.

Dr. Pugh said she is appreciative of the Governor with regard to the budget proposal, consulting the State Superintendent for guidance, and concentrating on growth versus proficiency.

Ms. Snyder said there should be conversations regarding the vision for closed schools and their future use.

XXVII. APPROVAL OF STATE BOARD OF EDUCATION MEETING DATE CHANGES

Mr. Whiston said the State Board of Education has adopted its meeting schedule for 2017. He said there have been requests to change the dates of the April Regular meeting and the May Retreat.

Dr. Ulbrich moved, seconded by Mr. McMillin, that the State Board of Education change the date of the April Regular Meeting to April 19 (replacing April 18); and the May State Board of Education Retreat to May 24 (replacing May 23).

Ms. Ramos-Montigny said she believes the meeting schedule should remain as previously approved.

The vote was taken on the motion.

Ayes: Fecteau, McMillin, Pugh, Snyder, Ulbrich
Nay: Ramos-Montigny
Abstain: Zeile
Absent: Weiser

The motion carried.

The Revised State Board of Education Meeting Schedule for Calendar Year 2017 is attached as Exhibit C.

XXVIII. FUTURE MEETING DATES

- A. Tuesday, March 14, 2017 (9:30 a.m.) Regular Meeting
- B. Wednesday April 19, 2017 (9:30 a.m.) Regular Meeting
- C. Tuesday, May 16, 2017 (9:30 a.m.) Regular Meeting
- D. Wednesday, May 24, 2017 (9:30 a.m.) State Board Retreat

XXIX. ADJOURNMENT

The meeting adjourned at 4:02 p.m.

The video archive of the meeting is available at the [Michigan State Board of Education website](http://www.michigan.gov/sbe) (www.michigan.gov/sbe).

Respectfully submitted,

Michelle Fecteau
Secretary

STATE BOARD OF EDUCATION BY-LAWS

Adopted February 14, 2017

"Leadership and general supervision over all public education, including adult education and instructional programs in state institutions, except as to institutions of higher education granting baccalaureate degrees, is vested in a State Board of Education. It shall serve as the general planning and coordinating body for all public education, including higher education, and shall advise the legislature as to the financial requirements in connection therewith."

Michigan Constitution
Article VIII, Section 3 (In Part)

I. MEETING PROCEDURES**A. Types of Meetings**

1. Regular Meetings - Regular meetings shall be held monthly unless otherwise determined by the State Board of Education (SBE). A quorum of the SBE must be present. The Superintendent (Chairman) or the president shall preside. An affirmative vote by a majority of the members serving on the SBE shall be required to transact business. In accordance with the Open Meetings Act, regular meetings shall be open to the public unless the SBE takes specific action to go into closed session. A record shall be made of the proceedings, including votes on all actions of the SBE, and except where prohibited from public disclosure by the Open Meetings Act, shall be available to the public.
2. Committee of the Whole - Meetings of a Committee of the Whole may be convened from time to time as determined by the SBE. A quorum must be present to conduct a Committee of the Whole meeting. The Superintendent (Chairman) or the President shall preside; a prepared agenda shall be adopted and followed; a record may be kept; all recommendations considered in Committee of the Whole shall be presented for final decision in a Regular or Special meeting of the SBE. In accordance with the Open Meetings Act, Committee of the Whole meetings shall be open to the public.

At least six days before the date of a Regular or Committee of the Whole meeting, the State Board Executive shall give written notice of the meeting of the SBE. This notice shall include an agenda and related materials, as well as the time and place of each Regular and Committee of the Whole meeting. It shall be sent by First Class mail or other method, as requested, to each member of the SBE at the address of the member of the SBE furnished to the State Board Executive. The State Board Executive shall post a public notice of the meeting in accordance with the Open Meetings Act.

3. Special Meetings - Upon request of the Chairman, and with the concurrence of three voting members of the SBE, a special meeting shall be called by the State Board Executive. The State Board Executive shall also call a special meeting upon the request of not less than three voting members of the SBE. In accordance with the Open Meetings Act, these meetings shall be open to the public, unless the SBE takes specific action to go into closed session.

At least two days in advance of the special meeting, the State Board Executive shall provide written notice of the special meeting of the SBE to SBE members. The written notice shall include an agenda and related material. It shall be sent by overnight courier, facsimile, or electronic mail to each member of the SBE at the address or facsimile number provided by the member.

If a meeting is called without due notice to SBE members, all voting members of the SBE must waive notice in writing (facsimile or electronic mail) of the special meeting in advance of the meeting. If not, no formal action can be taken by the SBE.

Special meetings of the SBE may also be held, without written notice to SBE members, if all voting members of the SBE are present (a quorum must physically be present) and agree to hold the special meeting.

The SBE shall consider only those matters included in the call for the special meeting of the SBE, except that upon written (facsimile or electronic mail) consent of all voting members obtained before the special meeting is held, the SBE may consider new business at the special meeting of the SBE.

4. Closed Sessions - The SBE shall go into closed session only in accordance with the Open Meetings Act.

It is the intent of the SBE to decide and to announce in advance the form of meeting to be held. All necessary materials to be considered by the SBE shall accompany the notice and agenda of meetings whenever possible.

B. Quorum for Meetings

A quorum of the SBE shall consist of a majority of the Board's voting members all of whom shall be physically present at the meeting location.

C. Public Participation in State Board of Education Meetings

The SBE welcomes comment from the public on education related issues, regardless of whether the issue is on the day's agenda. Before a vote is taken on an agenda item, the public is given opportunity to comment on the specific item under consideration. In addition, comments from the public on both agenda and non-agenda items shall be heard at approximately 1:30 p.m. (or immediately following the lunch recess) regardless of the number of items remaining on the agenda for discussion/action, or as otherwise stated on the agenda.

The persons wishing to address the SBE shall be asked to identify themselves as to name and address, and may indicate the organization to which they belong, if any. In those instances in which a person is representing an organization, the presenter should indicate whether the presentation represents the official views of the organization.

All persons wishing to address the SBE must declare their intent to the State Board Executive on the appropriate form prior to the beginning of the portion of the meeting devoted to public participation.

The public participation segment of the meeting shall have a limitation of one hour. Each presentation shall be limited to five minutes except in instances in which the number of speakers will exceed the time limitation. The Chairman may reduce the five-minute period to a lesser amount at the beginning of the public participation, but in no instance shall the time provided be reduced to less than three minutes. Depending on the number of persons wishing to address the Board and with the imposition of the minimum three minutes limitation, the one-hour limitation in such instances may be extended to permit every person to present views to the SBE.

Persons who may wish to address the SBE on topics for which a hearing has been planned or may be scheduled in the near future, should be so informed of the fact by the Chairman, and it should be indicated that such a hearing may be the appropriate forum for the expression of views.

In those instances in which more than three persons wish to present their views to the SBE and represent a single organizational unit or a consortium-type organizational unit, such presentation shall be limited to one spokesperson with ten minutes of opportunity or up to three presenters of three minutes each.

All written statements should be given to the State Board Executive in order that they may be made available to the members of the SBE. Lengthy written statements which may not have been completely presented within the time limitation shall be made available to the State Board Executive who shall reproduce them for the information of the SBE.

Items identified during the public participation requiring SBE consideration shall be reviewed at the end of the meeting when the Board is discussing the agenda for the next meeting. A request may be made to staff to prepare a background document for Board consideration at a subsequent meeting.

During Committee of the Whole meetings, public participation shall be restricted to the items on that agenda.

D. Location of Meetings

The meetings of the SBE shall be held in the Ladislaus B. Dombrowski State Board Room, located on the fourth floor of the John A. Hannah Building, Lansing, Michigan, or at such other place(s) as determined in advance by the SBE.

E. Parliamentary Procedures

Robert's Rules of Order Newly Revised, as modified by these By-laws shall be followed by the SBE in conducting its business.

F. Order of Business for All Regular Meetings of the State Board of Education

The business at Regular meetings of the SBE may include:

- Adoption of Agenda and Order of Priority
- Approval or Amendment of Minutes of the Previous Meeting

- President's Report
- Discussion/Presentation Items
- Public Participation in State Board of Education Meeting
- Consent Agenda
- Report of Superintendent
- Comments from State Board of Education Members
- Suggested Agenda Items for Future Meetings
- Dates and Times of Future Meetings
- Adjournment

G. Voting Procedure

Every vote by the SBE shall be taken by calling the ayes and nays, and the names of those voting respectively for and against shall be recorded in the minutes by the Recording Secretary. When all members of the SBE are present and the vote is unanimous, the vote shall be recorded as unanimous in the minutes.

An affirmative vote by a majority of the voting members serving on the SBE shall be required to transact business.

H. Minutes

The SBE shall follow the procedures outlined in Robert's Rules of Order relative to entering statements into the minutes of the SBE.

II. ELECTION OF OFFICERS AND NASBE REPRESENTATIVE

At the January meeting of each odd numbered year, the voting members of the SBE shall elect from their membership, a President or Co-Presidents of the SBE. The President or Co-Presidents shall perform such duties as shall be assigned to him or her by the SBE, and as provided by these By-laws.

At the January meeting of each odd numbered year, the voting members of the SBE may elect from their membership, a Vice President or Co-Vice Presidents of the SBE. At the January meeting of each odd numbered year the members of the SBE shall elect a secretary and a treasurer, as well as the SBE voting delegate at meetings of the National Association of State Boards of Education (NASBE) from their membership. They shall perform duties as provided herein or assigned by the SBE.

If for any reason any officer or the SBE NASBE Delegate retires, resigns, or vacates the position, an election by the voting members of the SBE shall be held to fill the vacated position at the meeting following the SBE meeting declaring the office vacated.

III. COMMITTEES OF THE STATE BOARD OF EDUCATION

Committees of the SBE shall be authorized as deemed necessary by the SBE. The President shall appoint members and designate the chair with the concurrence of a majority of the members present and voting.

IV. PERSONNEL PROCEDURES

The SBE shall appoint the Superintendent of Public Instruction and the State Board Executive for a term of office as determined by the SBE.

A. SUPERINTENDENT OF PUBLIC INSTRUCTION

The Superintendent of Public Instruction shall be the Chairman of the SBE without the right to vote, and shall be responsible for the execution of its policies. He or she shall preside at Committee of the Whole, Regular, and Special meetings of the SBE. In his or her absence, the President shall preside at the Committee of the Whole, Regular, and Special meetings. If both the Superintendent and President are absent, the meeting shall be chaired by the Vice President.

B. STATE BOARD EXECUTIVE

The members of the SBE shall appoint a State Board Executive. The State Board Executive shall be the official custodian of the minutes and all supporting documents thereto of the SBE. In addition, the State Board Executive shall be the custodian of the seal of the SBE and cause its imprint to be placed wherever appropriate. The State Board Executive shall perform the duties assigned to him or her by the SBE in coordination with the Superintendent, and shall hold office at the pleasure of the SBE.

V. STATUS REPORT

A complete, written up-to-date list of the status of all pending matters shall be provided to all members of the SBE at each regular meeting as part of the Report of the Superintendent.

VI. AMENDMENTS

These By-laws may be amended in accordance with the following procedure: The proposed amendments shall be submitted in writing and shall lay on the table between the meeting at which they are submitted and the next duly constituted meeting at which time such amendments must be acted upon. The proposed amendments shall require a minimum of six affirmative votes for approval.

VII. SUSPENSION OF BY-LAWS

The suspension of any SBE By-law shall require two-thirds of the SBE members meeting.

STATE BOARD OF EDUCATION STATEMENT ON SCHOOL CLOSURES AND DEFINITION OF HARDSHIP

On January 20, 2017, the Michigan Department of Education published the annual “top to bottom list.” This list was largely derived from scores on high stake standardized tests taken over the past three to five years. Based on this, and the School Reform Officer’s interpretation of PA 192, subsection 391(1), (2) and (3), the Office immediately announced 38 schools at risk of closure, all located in majority African American schools with 25 in Detroit.

Subsection 391(3) of 2016 PA 192 states, in part, *“If the state school reform/redesign officer determines that closure of the public school would result in an unreasonable hardship to these pupils because there are insufficient other public school options reasonably available for these pupils, the state school reform/redesign officer may rescind the order subjecting the public school to closure.”* Consequently, it is the intent of the School Reform Office (SRO) to examine each school to determine the “feasibility” of the closure based on “unreasonable hardship.”

The State Board of Education (SBE) is advising the School Reform Office to rescind ALL school closures at this time based on the following:

1. No clear definition for “Unreasonable Hardship” exists.
2. There is a potential for disruption and harm to students, as school closure is a state-created form of student mobility and a large body of research finds that student mobility can have harmful effects on student performance. This includes a greater likelihood of increased drop out rates¹, lowered achievement², increased chance of substance abuse³, lower levels of occupational prestige, increased symptoms of depression, and greater likelihood to be arrested as adults⁴.
3. Research that is supportive of school closings indicates that closures may be helpful if students attend higher performing schools.⁵ However, one of the issues in assessing school closings is whether there is sufficient stock of substantially higher performing schools.
4. There is great potential for negative effects on students where threats of school closure themselves can have a negative impact on students.⁶ Research further tells us that school closings can inflict trauma on a community and that students feel the loss in a manner similar to mourning.
5. Considerable changes to test content and delivery have occurred over the last four years and is likely to change again to address the newly authorized federal law, “Every Student Succeeds Act.”

¹ <http://www.sciencedirect.com/science/article/pii/S0049089X05000700?np=y>

² <http://www.sciencedirect.com/science/article/pii/S0190740903001191>

³ <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC5115879/>

⁴ <https://www.cambridge.org/core/journals/development-and-psychopathology/article/div-classtitleschool-mobility-and-developmental-outcomes-in-young-adulthooddiv/22969866D2209F3D7AB261C7AA724799>.

⁵ <http://educationresearchalliancenola.org/files/publications/Bross-Harris-Liu-The-Effects-of-Performance-Based-School-Closure-and-Charter-Takeover-on-Student-Performance.pdf>

⁶ <http://files.eric.ed.gov/fulltext/ED510792.pdf>

In order to determine what is in the best interest of students in targeted schools, the State Board of Education strongly recommends that no schools be closed this year in order for:

1. More time to be devoted to fully research the possible hardship and harm closures may have on students.
2. Governor Rick Snyder to reconsider and reverse Executive Order 2015-9 that removed the State Superintendent of Public Education's authority over the School Reform Office and authority to develop the list of priority schools.
3. The Michigan Department of Education and its education experts to be involved in school turnaround efforts at every level.
4. The State Superintendent to fully implement the "partnership" model to assist local schools.
5. The State Board to exercise its constitutional authority to provide leadership by further developing a means to measure "unreasonable hardship" that:
 - a. Is based upon evidence and research,
 - b. Considers the short and long term impacts,
 - c. Applies to subgroups of students including those with special education and/or transportation needs, and cultural and/or language differences.
 - d. Measures the overall impact on students,
 - e. Includes the financial and academic viability to the district,
 - f. Assesses the potential negative consequences for the students' home communities.

Furthermore, the State Board of Education would like to:

1. Make note of the board's [Policy on State School Turnaround](#) that was developed in May of 2015 and the action taken by the State Board of Education Legislative Committee on August 23, 2016.
2. Acknowledge that as a bipartisan body, the SBE supports SB27 and replacing 1280c with new legislation that aligns with the accountability system developed under the Every Student Succeeds Act's Plan while emphasizing school assistance and reform through MDE's "Partnership Model."
3. Emphasize that the SRO's initial handling of this matter created substantial anxiety, frustration, anger and distrust among the children and families at schools being considered for closure. School personnel are demoralized, and are struggling to continue ongoing reform efforts, which only damages children more. We implore the SRO to recognize its actions have substantial impact and ask that the SRO proceed with higher professionalism than has been evident so far.
4. Reiterate that any new legislation created to replace 380.1280c should restore the School Reform Office to the MDE. With intermediate school districts, MDE is currently the agent providing school reform guidance through its Partnership Model. It is in the best position to support change, demand performance and evaluate whether schools are able to educate their students.
5. Emphasize that threatened school closures in several Michigan school districts are a credit negative, according to Moody's Investors Service (MCO).

Adopted February 14, 2017

REVISED

**STATE BOARD OF EDUCATION
MEETING SCHEDULE**

CALENDAR YEAR 2017

January 10, 2017
Second Tuesday

February 14, 2017
Second Tuesday

March 14, 2017
Second Tuesday

April 19, 2017 (*replaces April 18*)
Third Wednesday

May 16, 2017
Third Tuesday

May 24, 2017 Board Retreat (*replaces May 23*)
Fourth Wednesday

June 13, 2017
Second Tuesday

August 8, 2017
Second Tuesday

September 12, 2017
Second Tuesday

October 10, 2017
Second Tuesday

November 14, 2017
Second Tuesday

December 12, 2017
Second Tuesday