
Colorado State Board of Education

BOARD REPORT

Members of the Board

Randy DeHoff, Chairman, 6th Congressional District
John Burnett, Vice Chairman, 5th Congressional District
Ben Alexander, 3rd Congressional District • **Evie Hudak**, 2nd Congressional District
Clair Orr, 4th Congressional District • **Jared Polis**, Member-At-Large
Gully Stanford, 1st Congressional District

William J. Moloney, Commissioner of Education and Secretary to the State Board of Education

Board Actions –Thursday, December 13, 2001

Department of Education, Denver

State Board/Commissioner

Appointment of John Burnett to Vice-Chairman for the Colorado State Board of Education following the submission of the letter of resignation by Chairman Pat Chlouber.

(5-2 By paper ballot.)

Appointment of Ben Alexander to fill vacancy in the 3rd Congressional District

(4-3 Mrs. Chlouber, Mr. DeHoff, Mr. Burnett and Mr. Orr concur. Mrs. Hudak, Mr. Polis and Mr. Stanford dissent.)

Acceptance of Chairman Pat Chlouber's resignation from the State Board of Education.

(6-1 Mrs. Chlouber, Mr. DeHoff, Mr. Burnett, Mrs. Hudak, Mr. Orr and Mr. Polis concur. Mr. Stanford dissents.)

Educational Services

Scheduled a hearing on the amended Rules for the Administration of the Exceptional Children's Educational Act, 1 CCR 301-8, at the March 2002 meeting.

(The motion was carried unanimously.)

Approved appointments to fill vacant positions of the State Advisory Committee for Gifted and Talented Student Education.

(The motion was carried unanimously.)

State Library

Approved payment of grants to the counties that have completed the requirements.

(The motion was carried unanimously.)

Professional Services

Set the passing standard for the five revised PLACE® assessments at the recommended panel-based passing score.

(5-0 Mr. DeHoff, Mr. Burnett, Mrs. Hudak, Mr. Polis and Mr. Stanford concur. Mrs. Chlouber and Mr. Orr were absent)

Approved the waiver request of timing of PLACE® Assessments for Alternative Licensing Candidates submitted by Cesar Chavez Academy from December 13, 2001 to December 13, 2003.

(The motion was carried unanimously.)

Approved Type III Emergency Authorizations as follows:

- Initial - 200
- Renewal - 104

(The motion was carried unanimously.)

Signified acceptance and approval of the terms and conditions of the settlement agreement by directing the commissioner to sign the original copy of the agreement concerning the following: *(See final disposition on page 5.)*

- License No. 143106,
Charge No. 2001EC11
- License No. 130002,
Charge No. 2001EC14
- Authorization No. 153946,
Charge No. 2001EC17
- License No. 99283,
Charge No. 2000EC43

(The motion was carried unanimously.)

Instructed Department of Education staff to issue a notice of denial and appeal rights concerning an Application for License Renewal to Charge No. 2001EC40 pursuant to §24-4-104, C.R.S. *(See final disposition on page 5.)*

(The motion was carried unanimously.)

Instructed Department of Education staff to issue a notice of denial and appeal rights concerning an Application for an Authorization pursuant to §24-4-104, C.R.S. to the following: *(See final disposition on page 5.)*

- Charge No. 2001EC38

(The motion was carried unanimously.)

Dismiss charge concerning Charge No. 2001EC37 and direct the Department to issue the requested authorization.

(The motion was carried unanimously.)

Instructed Department of Education staff and the attorney general's office to prepare the documents necessary to request a formal hearing for the annulment or revocation of the holder's license and authorization pursuant to §22-60.5-108, C.R.S. for License No. 167411, Authorization No. 67865 and Charge No. 2001EC26.

(The motion was carried unanimously.)

Instructed Department of Education staff and the attorney general's office to prepare the documents necessary to request a formal hearing for the revocation of the holder's authorization pursuant to §22-60.5-108, C.R.S. for the following:

- Authorization No. 157861,
Charge No. 2001EC20
- License No. 79771,

Charge No. 2001EC13

(The motion was carried unanimously.)

Instructed Department of Education staff to issue a renewal of license to Charge No. 97EC26.

(The motion was carried unanimously.)

Approved Teacher Induction Programs for the following schools:

- Peak to Peak Charter School
- Eaton School District RE-2
- Center Consolidated Schools

(The motion was carried unanimously.)

Approved Principal/Administrator Induction Program for Summit School District RE-1

(The motion was carried unanimously.)

Repealed the Rules for the Administration of the Teacher Certification Act of 1975 (1 CCR 301-15), the Teacher Qualification Driver Education rules (1 CCR 301-16), and the Teacher Qualification Motorcycle Safety Education (1 CCR 301-17) rules.

(The motion was carried unanimously.)

Management, Budget and Planning

Approved amounts payable to school districts as follows:

- Public School Finance Act of 1994 (as amended) state share of total program for December 2001.

(The motion was carried unanimously.)

- Exceptional Children's Educational Act (Gifted and Talented Program) in the amount of \$262,608.00.

(The motion was carried unanimously.)

- Textbook Funds in the amount of \$14,095,340.00.

(The motion was carried unanimously.)

Approved payments for Charter School Capital Construction funding to qualified Districts/Charter Schools in the amount of \$ 5,308,961.00.

(4-1 Mr. DeHoff, Mr. Burnett, Mr. Polis and Mr. Stanford concur. Mrs. Hudak dissents. Mrs. Chlouber and Mr. Orr were absent.)

Approved \$223,419.14 as a contingency grant, not to be repaid, due to interest paid from Adams County 14 (Commerce City) property tax collections that will not be recoverable through an abatement levy.

(The motion was carried unanimously.)

Special Services

Approved waiver request, with the exception of C.R.S. 22-63-103(11), for a three-year period ending June 30, 2004 as follows:

Aspen 1 School District for Aspen Community Charter School: 22-9-106; 22-32-126; 22-63-201, 203, 301, 302, 401, 402 and 403, C.R.S.

(The motion was carried unanimously.)

Approved waivers of certain statutes for a five- year period ending June 30, 2006 as follows:

Arapahoe County #6 School District for Littleton Academy Charter School: 22-9-106; 22-32-109(1)(b), (f), (n)(I)(II)(A), (t), (z), (bb)(l); 22-32-110(1)(h), (i), (j), (k), (ee), 119, 126; 22-33-104(4), 105, 107, 108; 22-63-201, 202, (2) & (3), 203, 206, 301, 302, 401, 402 and 403, C.R.S.

Denied request for waiver of 22-44-112; 22-45-103 and 22-54-105 C.R.S. from

Arapahoe County #6 School District for
Littleton Academy Charter School.

(The motion was carried unanimously.)

Harrison School District #2 for Tutmose
Academy Charter School: 106;
22-32-109(1)(b), (n), (t), (w);
22-32-110(1) (h), (i), (k), (y), (ee);
22-32-126; 22-63-201, 401 and 402,
C.R.S.

Denied request for waiver of 22-9-101;
22-63-101 and 103, C.R.S. from Harrison
School District #2 for Tutmose Academy
Charter School.

(The motion was carried unanimously.)

Fremont RE-1 School District for
Mountain View Core Knowledge Charter
School: 22-9-106; 22-32-109(1)(b), (f), (k),
(n)(I), (ll)(A)(2), (t); 22-32-109.7, 109.8,
109.9; 22-32-110(1)(h), (i), (j), (y), (ee);
22-32-119; 22-32-126; 22-33-104(4),
22-33-107, 108; 22-63-201, 202, 203, 206,
301, 401, 402 and 403, C.R.S. and deny
request for waiver of 22-63-101

(The motion was carried unanimously.)

Board Report provides a monthly
summary of Colorado State Board of
Education business to the Department of
Education, Colorado school districts,
education-related agencies, and concerned
citizens.

For additional information, contact:
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Approved waiver request for a 29-day
period ending January 10, 2002 as follows:

Steamboat Springs RE-2 School District
for North Routt Community Charter
School: 22-9-106; 22-32-109(1)(b), (f), (t),
(z), (n)(I); 22-32-110(1)(h), (i), (k), (ee);
22-32-120, 126; 22-33-105; 22-63-201, 202,
203, 206, 301, 302, 401 and 402, C.R.S.

(The motion was carried unanimously.)

Adopted the Rules for the Administration
of the School Improvement Plan and
Grant Program, 1 CCR 301-52.

*(5-0 Mr. DeHoff, Mr. Burnett,
Mrs. Hudak, Mr. Polis and Mr. Stanford
concur. Mrs. Chlouber and Mr. Orr were
absent.)*

Future Business

2002 State Board Meeting Schedule

January 10, 2002
February 2, 2002 (Retreat)
February 14, 2002
March 14, 2002



April 11, 2002
May 9, 2002
June 12-13, 2002 (Retreat)
July 11, 2002
August 8, 2002



September 12, 2002
October 10, 2002
November 14, 2002
December 12, 2002

**Final Disposition of State Board
Disciplinary Action**

Charge No.: 2001EC11
License Holder: Jeff Bacalane
License Number: 143106
Last Known S.D. of Employment: Colorado Springs School District No. 11
Last Known Comm. of Residence: Colorado Springs, Colorado
Reason for Disciplinary Action: Jeff Bacalane was convicted of one felony count of sexual assault on a child by a person in a position of trust.

Final Action of The State Board: Permanent revocation
Date of State Board Action: December 13, 2001

Charge No.: 2001EC40
License Holder: Richard A. Basiliere
Last Known S.D. Of Employment: St. Vrain Valley School District No. RE-1J
Last Known Comm. Of Residence: Berthoud, Colorado
Reason for Disciplinary Action: Richard A. Basiliere pled no contact to one felony count of menacing with a deadly weapon.

Final Action of The State Board: Denial of application
Date of State Board Action: December 13, 2001

Charge No.: 2001EC38
License Holder: Pauline J. Davis
Last Known Comm. Of Residence: Fountain, Colorado
Reason for Disciplinary Action: Pauline J. Davis pled guilty to one felony count of theft.

Final Action of The State Board: Denial of Application
Date of State Board

Action: December 13, 2001

Charge No.: 2001EC14
License Holder: Kimberly M. Hawkins-Kochevar
License Number: 130002
Last Known S.D. Of Employment: Pinnacle Charter School
Last Known Comm. Of Residence: Westminster, Colorado
Reason for Disciplinary Action: Kimberly M. Hawkins-Kochevar engaged in sexual activity with a student, provided alcoholic beverages to students and was convicted of two counts of unlawfully providing alcohol to minors.

Final Action of The State Board: Permanent revocation
Date of State Board Action: December 13, 2001

Charge No.: 2000EC43
License Holder: Christoval M. Martinez
License Number: 99283
Last Known S.D. Of Employment: Weld County School District No. 6
Last Known Comm. Of Residence: Greeley, Colorado
Reason for Disciplinary Action: Christoval M. Martinez was convicted of one felony count of criminal attempt to commit sexual assault on a child.

Final Action of The State Board: Permanent revocation
Date of State Board Action: December 13, 2001

Charge No.: 2001EC17
License Holder: Regan L. Smolkovich
License Number: 153946
Last Known S.D.
Of Employment: N/A
Last Known Comm.
Of Residence: Arvada, Colorado
Reason for
Disciplinary
Action: Regan L. Smolkovich
pled guilty to one
felony count of
computer crime.

Final Action of
The State Board: Revocation with
provisions for
reapplication.

Date of State Board
Action: December 13, 2001

**SPECIAL BOARD MEETING
via Teleconference**

December 21, 2001

State Board/Commissioner

- Awarded recommended grant to the Colorado Consortium of Earth and Space Science Education (Colorado Springs) subject to satisfying the conditions and concerns about restroom facilities, matching contributions and the inkind portion of such contributions.

*(6-1 Mr. DeHoff, Mr. Alexander,
Mrs. Hudak, Mr. Orr, Mr. Polis and Mr.
Stanford concur. Mr. Burnett dissents.)*

Colorado Department of Education
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