

### Members of the Board

**Randy DeHoff**, Chairman, 6<sup>th</sup> Congressional District

**Jared Polis**, Vice Chairman, Member-At-Large

**Christine Baca**, 7<sup>th</sup> Congressional District ♦ **John Burnett**, 5<sup>th</sup> Congressional District

♦ **Evie Hudak**, 2<sup>nd</sup> Congressional District ♦ **Rico Munn**, 1<sup>st</sup> Congressional District  
♦ **Clair Orr**, 4<sup>th</sup> Congressional District ♦ **Pamela Jo Suckla**, 3<sup>rd</sup> Congressional District

**Karen A. Gerwitz**, Director of State Board Relations

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

## Board Actions – January 16, 2003

### Department of Education, Denver

#### State Board/Commissioner

- Approved the FY 2003 distribution of funds in the total amount of \$3,485,967.00 to eligible school districts in accordance with the English Language Proficiency Act

*(The motion was carried unanimously.)*

- Postponed the hearing for the proposed rules for the Administration of the Academic Growth Pilot Program, 1 CCR 301-59

*(The motion was carried unanimously.)*

- Approved 2003 Revised Administrative Policy on Charter Schools

*(6-0 Mr. DeHoff, Mr. Polis, Mrs. Baca, Mrs. Hudak, Mr. Munn and Mrs. Suckla concurred. Mr. Burnett and Mr. Orr were absent.)*

#### Learning and Results

- Adopted the permanent rules for the Administration of Colorado Cyberschools in Association with the Allocation of Online Program Positions, 1 CCR 301-56

*(5-1 Mr. DeHoff, Mrs. Baca, Mrs. Hudak, Mr. Munn and Mrs. Suckla concurred. Mr. Polis dissented. Mr. Burnett and Mr. Orr were absent.)*

## State Library

- Approved the appointments to the Colorado Council for Library Development (CCLD) as follows:
  - Donna Miller, Citizen Representative, Congressional District No. 3
  - Phyllis Albritton, Citizen Representative, Congressional District No. 6
  - Nancy Tucker, Citizen Representative, Congressional District No. 7

*(The motion was carried unanimously.)*

## Professional Services

- Approved the Type III Authorizations as follows:
  - Initial - 72
  - Renewal - 47

*(The motion was carried unanimously.)*

- Adopted amendments to the rules for the Administration of the Educator Licensing Act of 1991 – 1 CCR 301-37 (Principal Rules)

*(6-0 Mr. DeHoff, Mr. Polis, Mrs. Baca, Mrs. Hudak, Mr. Munn and Mrs. Suckla concurred. Mr. Burnett and Mr. Orr were absent.)*

- Scheduled a hearing to consider proposed amendments to the rule for the Administration of the Educator Licensing Act of 1991 – 1 CCR 301-37 (General Requirements for Licensure) for the March 6, 2003 Board meeting

*(The motion was carried unanimously.)*

- Conducted a hearing to consider proposed amended rules for the Administration of the Teacher Pay Incentive Program, 1 CCR 301-53. The hearing was continued to the next Board meeting, giving notice of the time and date of the hearing and the date when a final version will be available for public inspection.

*(6-0 Mr. DeHoff, Mr. Polis, Mrs. Baca, Mrs. Hudak, Mr. Munn and Mrs. Suckla concurred. Mr. Burnett and Mr. Orr were absent.)*

- Approved proposed teacher/special services providers induction program for the following:
  - Twin Peaks Charter Academy
  - Littleton Preparatory Charter School

*(The motion was carried unanimously.)*

- Approved the proposed principal and administrator induction program for South Platte Valley BOCES

*(The motion was carried unanimously.)*

- Instructed department 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. concerning the following:
  - Authorization No. 90744, Charge No. 1999EC35
  - License No. 144032, Charge No. 2002EC04
  - Authorization No. 150485, Charge No. 2002EC17

- Authorization No. 162756, Charge No. 2002EC54
- Authorization No. 167815, Charge No. 2002EC57

*(The motion was carried unanimously.)*

- Instructed department staff to issue a notice of denial and appeal rights concerning an application for a license, Charge No. 2002EC12 *(See final disposition on page 4.)*

*(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 4.)*
- License No. 169481, Charge No. 2002EC08
- Authorization No. 160692, Charge No. 2002EC13

*(The motion was carried unanimously.)*

### **Special Services**

- Approved the waiver request for Pueblo 70 for Connect Charter School for a 5-year period ending June 30, 2006 as follows: 22-9-106(4), 107(2), C.R.S.

*(The motion was carried unanimously.)*

### **Management, Budget and Planning**

- Approved \$206,967,923.17 payable to school districts for the Public School Finance Act of 1994 (as amended) state share of total program for January 2003

*(The motion was carried unanimously.)*

- Postponed the hearing for the proposed rules for the Administration of the Loan Program for Capital Improvements in Growth School Districts, 1 CCR 301-60

*(The motion was carried unanimously.)*

- Approved payment to Denver Public Schools, in the amount of \$767,309.36 from the Contingency Reserve Fund, with repayment expected only if the property tax collections from United Airlines, related to the bankruptcy proceedings, exceed \$3,224,839.03

*(The motion was carried unanimously.)*

### **Information for Future Action**

- Safe School Choice Option – State Policy
- Teacher in Residence Program, Cherry Creek School District #5
- Teacher in Residence Program, Clear Creek School District No. RE-1
- Teacher in Residence Program, Brighton School District No. 27J
- Amend the Board's Operating Procedures

### **Future Business**

February 12	Work Session	9:00 a.m.
February 13	Regular Meeting	9:00 a.m.
February 14-15	RETREAT	
March 5	Work Session	9:00 a.m.
March 6	Regular Meeting	9:00 a.m.
April 9	Work Session	9:00 a.m.
April 10	Regular Meeting	9:00 a.m.
May 7	Work Session	9:00 a.m.
May 8	Regular Meeting	9:00 a.m.
June 11, 12, 13	RETREAT	
July 9	Work Session	9:00 a.m.
July 10	Regular Meeting	9:00 a.m.
August 13	Work Session	9:00 a.m.

August 14	Regular Meeting	9:00 a.m.
September 10	Work Session	9:00 a.m.
September 11	Regular Meeting	9:00 a.m.
October 8	Work Session	9:00 a.m.
October 9	Regular Meeting	9:00 a.m.
November 12	Work Session	9:00 a.m.
November 13	Regular Meeting	9:00 a.m.
December 10	Work Session	9:00 a.m.
December 11	Regular Meeting	9:00 a.m.

### **Final Disposition of State Board Disciplinary Action**

Charge No.:	2002EC08
License Holder:	Dennis E. Turner
License Number:	169481
Last Known Employment:	Mesa County Valley School District No. 51
Last Known Residence:	Fruita, Colorado
Reason for Disciplinary Action:	Dennis E. Turner pled guilty to one felony count of menacing.
Final Action of The State Board:	Revocation until May 15, 2006, the imposition of which shall be deferred until May 15, 2006, dependent upon his compliance with deferment conditions.
Date of State Board Action:	January 16, 2003

### **Final Disposition of State Board Disciplinary Action**

Charge No.:	2002EC12
Applicant:	Larry A. Love
Last Known Residence:	Vallejo, California
Reason for Disciplinary Action:	Larry A. Love falsified his license application and engaged in improper conduct toward children.
Final Action of	

The State Board:	Denial of the application
Date of State Board Action:	January 16, 2003

### **Final Disposition of State Board Disciplinary Action**

Charge No.:	2002EC13
Authorization Holder:	Steven A. Kiper
Authorization Number:	160692
Last Known Employment:	Denver Public Schools
Last Known Residence:	Denver, Colorado
Reason for Disciplinary Action:	Steven A. Kiper pled guilty to one felony count of wiretapping.
Final Action of The State Board:	Suspension through June 30, 2003
Date of State Board Action:	January 16, 2003

*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:  
Karen Gerwitz, Director of State Board Relations  
Phone: 303.866.6817  
FAX: 303.866.6938  
Mail: Office of the State Board of Education, 201 E. Colfax Ave., Denver, CO 80203  
E-mail: [gerwitz\\_k@cde.state.co.us](mailto:gerwitz_k@cde.state.co.us)

### **FUTURE HEARINGS**

**February 13, 2003 10:30**  
Proposed amended rules for the Administration of the Public School Finance Act of 1994,  
1 CCR 301-39

**February 13, 2003 11:00**  
Proposed amended rules for the Administration of the Colorado Preschool Program Act,  
1 CCR 301-32

**March 6, 2003**

Proposed amendments to the rule for the  
Administration of the Educator Licensing  
Act of 1991 1 CCR 301-37 (General  
Requirements)

**SPECIAL BOARD MEETINGS  
Charter School Appeal Hearings**

**February 12, 2003            1:30 p.m.**

Montezuma - Cortez District RE-1 and  
Avalon Charter School

**March 5, 2003            1:30 p.m.**

Pueblo District 60 and Bessemer Charter  
School

# **COLORADO STATE BOARD OF EDUCATION**

## **REGULAR MEETING**

February 13, 2003 - 9:00 a.m.

201 East Colfax Avenue, Room 101  
Denver, Colorado 80203

## **PROPOSED AGENDA**

- I CALL TO ORDER**
- II INSPIRATIONAL MESSAGE**
- III PLEDGE OF ALLEGIANCE**
- IV ROLL CALL**
- V APPROVAL OF AGENDA**
- VI OPPORTUNITY FOR CONSENT MOTION**
- VII COMMUNICATIONS**
  - A. BOARD MEMBERS' REPORTS**
  - B. COMMISSIONER'S REPORT**
- VIII ACTION ITEMS**
  - A. STATE BOARD/COMMISSIONER/DEPUTY COMMISSIONER**
    - 1. Approval of On-Ground Schools – Facilities
      - a. Pathways Day Treatment, Alamosa
      - b. Arapahoe House Day Treatment Program, Lakewood

**Recommended Motion: Grant approval to the facilities listed above to establish on-grounds schools**

2. Approval of Final Payments to School Districts Under the Exceptional Children's Educational Act, 2001-02 (Gifted & Talented Program)

Recommended Motion: **Approve payments of funds under the Exceptional Children's Educational Act to school districts in the amounts indicated on the attachment**

3. Operating Procedures

Recommended Motion: **Amend the Board's Operating Procedures as published.**

**B. LEARNING AND RESULTS**

No Items Submitted

**C. EDUCATIONAL SERVICES**

No Items Submitted

**D. STATE LIBRARY**

No Items Submitted

**E. PROFESSIONAL SERVICES**

1. Type III Authorizations

Recommended Motion: **Approve the Type III Authorizations as follows:**

- a. **Renewal - 31**
- b. **Initial - 63**

2. Disciplinary Proceedings

Recommended Motion: **That the State Board signify its 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:**

- a. **License No. 165921 and 142187, Charge No. 2001EC27**
- b. **License No. 128957, Charge No. 2002EC15**

c. **License No. 106315, Charge No. 2002EC20**

3. Rules for the Administration of the Teacher Pay Incentive Program, 1 CCR 301-53

Recommended Motion: **Postpone the hearing on the rules for the Administration of the Teacher Pay Incentive Program, 1 CCR 301-53 pending direction of the Joint Budget Committee.**

**F. SPECIAL SERVICES**

No Items Submitted

**G. MANAGEMENT, BUDGET & PLANNING**

1. Approval of amounts payable to school districts for the Public School Finance Act of 1994 (as amended)

Recommended Motion: **Approve payments to school districts for the Public School Finance Act of 1994 (as amended) state share of total program for the period February 2003 through May 2003**

2. Approval of Payments to Administrative Units for Special Education Programs Under the Exceptional Children's Educational Act, 2002-03

Recommended Motion: **Approve the attached list of payments to administrative units**

3. Rules for the Administration of the Public School Finance Act of 1994, 1 CCR 301-39

Recommended Motion: **Conduct a hearing to consider amendments to the rules for the Administration of the Public School Finance Act, 1 CCR 301-39**

4. Rules for the Administration of the Colorado Preschool Program Act, 1 CCR 301-32

Recommended Motion: **Conduct a hearing to consider amendments to the rules for the Administration of the Colorado Preschool Program Act, 1 CCR 301-32**

5. Rules for the Annual Inspection and Preventative maintenance of School Transportation Vehicles, 1 CCR 301-29

Recommended Motion: **Schedule a hearing for the proposed amendments to the rules for the Annual Inspection and Preventative Maintenance of School Transportation Vehicles, 1 CCR 301-29 for the April 10, 2003 Board meeting.**

## **IX INFORMATION FOR FUTURE ACTION**

- A. Teacher in Residence Programs:
  - 1. Brighton School District 27J
  - 2. Clear Creek School District No. RE-1
- B. Appointments to State Gifted and Talented Education Advisory Committee
- C. Vacancies on the Colorado Special Education Advisory Committee (CSEAC)

## **X INFORMATION ONLY**

- A. Annual Report of the State Advisory Committee for Gifted and Talented Student Education

## **XI OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD -**

A sign-up sheet is provided on the day of the Board meeting for all persons wishing to address the Board on issues not on the agenda. Speakers are called in the order in which they sign up. Each participant begins by stating his/her name, address and organization for the taped record.

A maximum of one half hour is set aside for public comment. The State Board Chairman will announce the time limit for speakers, usually five minutes or less. Participants wishing to express their views more fully are encouraged to write to the Board at 201 East Colfax Ave., Denver, CO 80203, or call (303) 866-6817.

## **XII FUTURE BUSINESS**

The following meetings will be held at the Colorado Department of Education, 201 E. Colfax Ave., Room 101, Denver:

March 5	Work Session	9:00 a.m.
March 6	Regular Meeting	9:00 a.m.
April 9	Work Session	9:00 a.m.
April 10	Regular Meeting	9:00 a.m.
May 7	Work Session	9:00 a.m.
May 8	Regular Meeting	9:00 a.m.
June 11, 12, 13	RETREAT	
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August 13	Work Session	9:00 a.m.
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October 9	Regular Meeting	9:00 a.m.
November 12	Work Session	9:00 a.m.
November 13	Regular Meeting	9:00 a.m.
December 10	Work Session	9:00 a.m.
December 11	Regular Meeting	9:00 a.m.

### **XIII ADJOURNMENT**



Colorado State Board of Education  
201 East Colfax Ave., Room 500  
Denver, Co. 80203

010-1101