

<http://www.doe.state.la.us/LDE/uploads/12570.pdf> 9.16.09

RE RULES FOR FILING COMPLAINT CONCERNING SUPPLEMENTAL MATERIALS

SEE p. 3 (agenda item) and pp. 6-7 (LDoE's proposed policy).



**BOARD  
of  
ELEMENTARY  
and  
SECONDARY  
EDUCATION**

**STUDENT/SCHOOL PERFORMANCE and  
SUPPORT COMMITTEE**

Claiborne Building  
Room 1-100, The Louisiana Purchase Room  
1201 N. 3<sup>rd</sup> Street, Baton Rouge, LA 70802

**Wednesday, September 16, 2009  
1:00 p.m.**

*(NOTICE: This meeting may be convened up to 30 minutes prior to the posted schedule to facilitate the orderly conduct of business.)*

# STUDENT/SCHOOL PERFORMANCE AND SUPPORT COMMITTEE



**Claiborne Building  
Room 1-100, the Louisiana Purchase Room  
1201 N. Third Street, Baton Rouge, LA 70802  
Wednesday, September 16, 2009  
1:00 p.m.**

*(Notice: This meeting may be convened up to 30 minutes prior to the posted schedule to facilitate the orderly conduct of business)*

### **Committee Members**

**Chair, Mr. Dale Bayard**

Vice-Chair, Mr. John Bennett

Member, Mr. Chas Roemer

### **LDE Liaisons**

Ms. Donna Nola-Ganey

Dr. Scott Norton

### **BESE Staff**

Ms. Shan Davis

Ms. Nina Ford

Ms. Robyn Jenkins

## **AGENDA**

**NOTICE:** The Louisiana State Board of Elementary and Secondary Education or its committees reserve the right to enter into Executive Session, if needed, in accordance with R.S. 42:6.1.

In accordance with the Americans with Disabilities Act, if you need special assistance at a public meeting of the Board of Elementary and Secondary Education, please contact the Executive Director of BESE at 225-342-5840, or by email at sbese@la.gov, describing the assistance that is necessary.

- I. Call to Order
- II. Roll Call
- III. **CONSENT AGENDA (including other items indicated by \* on the agenda)**

### A. Informational Reports

pg. 1

1. Consideration of a report on elementary and/or secondary elective courses, including nonpublic electives. (Reports on public school electives are presented in September and January. Reports on nonpublic electives are presented in October.)

pg. 2

2. Consideration of a semiannual report on approved alternative schools. (reports due in January and June)

pg. 4

3. Consideration of a semiannual report on approved alternative programs. (reports due in January and June)

4. Consideration of an update report on LEAP, GEE, and iLEAP testing. (reports due in October, March, and May)

None

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pg. 6 5. Consideration of a report on School Choice Plans. (reports due in September, January, and May)

B. Administrative Actions

pg. 7 1. Consideration of requests from local education agencies for waivers of policy contained in Bulletins, submitted by the State Superintendent of Education. (monthly)

pg. 16 2. Consideration of Textbook Waiver Requests. (monthly)

pg. 17 3. Consideration of approval of nonpublic school academic classifications.

IV. **STANDING ITEMS**

A. Issues regarding content standards, including Grade Level Expectations, Textbooks, and Curriculum

pg. 19 1. Consideration of approval of procedural rules for implementing the Science Education Act.

pg. 21 2. Consideration of policy revisions related to the solicitation and receipt of free items with textbook orders. (referred to the Parish Superintendents' Advisory Council, June 2009)

pg. 22 3. Consideration of revisions to the textbook adoption cycle to accommodate the revision of science standards.

B. Accountability issues

pg. 24 \* 1. Consideration of the Department recommendations concerning the proper use of Distinguished Educators, including proposed policy language granting the Distinguished Educators authority.

pg. 25 \* 2. Consideration of the removal of all PreK-2 schools from the current accountability program. (referred to the School and District Accountability Commission, March 2009)

pg. 28 \* 3. Consideration of the fall preliminary accountability release and LEA compliance with ESEA concerning parental notification of school choice and supplemental educational services.

pg. 31 4. Consideration of the release of accountability results for alternative schools and compliance with ESEA.

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C. Assessment issues

- pg. 32 \* 1. Consideration of a report regarding the cost of moving the LEAP test to the week after Easter and the cost of administering the writing portion of the English Language Arts exam earlier in the year.
- pg. 33 2. Consideration of changes to Bulletin 118: Statewide Assessment Standards and Practices.
- pg. 44 3. Consideration of revised testing dates for 2009-2010 and testing dates for 2010-2011.
- pg. 48 \* 4. Consideration of the Spring 2009 Nongraduating Senior Survey Report.

D. Special Education and Section 504 issues

- pg. 53 \* 1. Consideration of revisions to Bulletin 1706, Subpart B, *The Regulations for the Gifted and Talented Students*. (September 2009)
- pg. 56 \* 2. Consideration of the Department's determination by the US Department of Education's Office of Special Education Programs.

E. Preschool and Early Childhood issues

None

F. Adult Education issues

None

G. School and Community Support issues

- pg. 61 1. Consideration of revisions to Bulletin 1179, *Driver Education, Traffic Safety, and Administrative Guide*.
- pg. 63 2. Consideration of revisions to Bulletin 741, *Louisiana Handbook for School Administrators* to include changes relative to non-complex health procedures
- pg. 66 3. Consideration of revisions to Bulletin 741, *Louisiana Handbook for School Administrators* to include the requirements of legislation regarding instruction relative to the safe haven relinquishment law.
- pg. 68 4. Consideration of revisions to Bulletin 741, *Louisiana Handbook for School Administrators* to implement the requirements of legislation regarding medication administration to public school students.

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H. Alternative Schools/Programs

None

V. **REFERRALS**

A. Unfinished Business

1. Consideration of tracking efforts to improve high priority/high needs schools by compiling a list of programs, funding, and other LDE activities, such as professional development, that are targeted to each of these schools.

2. New Business.

None

VI. **PUBLIC COMMENTS REGARDING NOTICES OF INTENT** (submitted in accordance with La. R.S. 49:953).

None

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<input type="checkbox"/> Receive & Refer <input checked="" type="checkbox"/> Action <input type="checkbox"/> Information	Contact Person: <u>Nancy Beben</u> Phone Number: <u>342-1152</u> Office: <u>Student and School Performance</u>
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Student /School Performance and Support **COMMITTEE AGENDA**

**Item #** IV.A.1 **Title:** Consideration of approval of procedural rules for implementing the Science Education Act.

**RECOMMENDATION:** Approve

**Summary of recommendation or proposed changes:**

Policies for the implementation of Act 473 of the 2008 Louisiana Legislative Session have already been approved by BESE. The attached procedures were developed to ensure a fair and thorough review of any challenge brought by a citizen of Louisiana regarding materials being used in a district. Legal counsel for the department has determined that the procedures should also be part of the policy and should have BESE approval.

**Implications of proposed recommendation -- benefits and problematic areas:**

No problematic areas noted.

<input checked="" type="checkbox"/> Notice of Intent <input type="checkbox"/> Emergency Adoption -- Reason: <input checked="" type="checkbox"/> Bulletin Item: <u>Bulletin 741</u>	<input type="checkbox"/> Administrative Code <input type="checkbox"/> Code Reference: <input type="checkbox"/> Authority Note:
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Nancy Beben  
 Division Director

Scott M. Antin  
 Assistant Superintendent

Debbie S. Taylor  
 Deputy Superintendent

[Signature]  
 State Superintendent

#### 2304. Science Education

**This is the complaint procedure that was proposed by the Louisiana Dept. of Education on September 16, 2009.**

A. – D. ...

E. The following procedure shall be followed for complaints filed about supplemental materials used in a science classroom.

1. Any Louisiana citizen may challenge materials used by an LEA by submitting a complaint to the Division of Curriculum Standards of the DOE for consideration by BESE. The complaint should contain the reasons for the challenge and cite evidence to substantiate the challenge. The complaint should be sent to the Director of Curriculum Standards.

2. The DOE will notify the LEA using the supplementary material that the complaint has been filed and will provide the LEA with a copy of the complaint. The DOE will request from the LEA a copy of the supplementary materials in question.

3. The DOE will select three reviewers and will provide the reviewers with copies of the supplementary materials and the complaint. The reviewers should be experts who are capable of determining if the materials are grade-level appropriate, if the materials are scientifically sound and supported by empirical evidence, and if the materials do not promote any religious doctrine.

4. The DOE will determine a time and location for a meeting. The DOE will notify the LEA, the complainant, and the reviewers of the date, time, and location. The LEA and the complainant may bring others with them to the meeting.

5. At the meeting, the LEA and the complainant and/or the representatives of each side will explain their positions. The reviewers may ask questions. All reviewers will complete a form indicating that the materials do or do not violate each of the following provisions and include explanations for their recommendations:

a. The supplementary materials are grade-level appropriate.

b. The information contained in the supplementary materials are scientifically sound and supported by empirical evidence.

c. The materials shall not promote any religious doctrine, promote discrimination for or against a particular set of religious beliefs, or promote discrimination for or against religion or nonreligion.

6. The DOE will consider the report of the reviewers and make recommendations to BESE. The DOE may elect to support, reject or modify the recommendations of the reviewers or may substitute its own recommendation. The DOE will notify the LEA and the complainant of the date and time when the recommendations will be presented to BESE.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:285.1.

<input type="checkbox"/> Receive & Refer <input checked="" type="checkbox"/> Action <input type="checkbox"/> Information	Contact Person: <u>Nancy Beben/Jackie Bobbett</u> Phone Number: <u>219-0835</u> Office: <u>Student and School Performance</u>
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Student /School Performance and Support      **COMMITTEE AGENDA**

**Item # IV.A.3      Title:** Consideration of revisions to the textbook adoption cycle to accommodate the completion of Science standards and benchmarks.

**RECOMMENDATION:** Approve the recommendation.

**Summary of recommendation or proposed changes:**

The revisions to the Science standards and Grade-Level Expectations have been delayed due to the development of the common standards. The current adoption cycle timeline calls for new science materials in early March. This timeframe will not allow some publishing companies enough time to review and make potential content adjustments within their products.

In the interest of providing the highest quality textbooks available, the Department recommends that the Science adoption be postponed until 2011-2012, and instead call for new handwriting, foreign language materials, music and fine arts. In addition, trade and industrial benchmarks will be finalized and included. One year contract extensions will be requested from cooperating publishing companies with currently approved science materials.

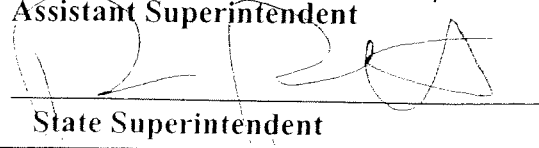
The attachment provides Section 901 of Bulletin 1794 which authorizes changes to the adoption schedule that are made to follow and align with any planned revisions to state content standards, Grade-Level Expectations, and/or state assessment content.

**Implications of proposed recommendation -- benefits and problematic areas:**

No problematic areas are foreseen.

Moving the handwriting, music, fine arts, and foreign language up one year would not negate existing contracts for existing products being used by local school systems.

<input type="checkbox"/> Notice of Intent <input type="checkbox"/> Emergency Adoption -- Reason: <input type="checkbox"/> Bulletin Item	<input type="checkbox"/> Administrative Code <input type="checkbox"/> Code Reference: <input type="checkbox"/> Authority Note:
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<u>Nancy Beben</u> <i>etc</i> Division Director	<u>Scott M. Austin</u> Assistant Superintendent
<u>Ollie S. Taylor</u> Deputy Superintendent	 State Superintendent