

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

REGULAR MEETING

June 17 and 18, 2005

Department of Education, Second Floor Conference Room
1820 East Sahara, Las Vegas, Nevada

MINUTES

BOARD MEMBERS PRESENT:

Dr. John Gwaltney, President
Dr. Cliff Ferry, Clerk
Dr. Merv Iverson, Member
Barbara Myers, Member
Dorothy Nolan, Member
Sharon Frederick, Member
Mr. Patrick Boylan, Member
Mr. Gary Waters, Member

BOARD MEMBERS ABSENT:

Marcia Washington, Vice President
Cindy Reid, Member

ABSENT:

Louis Mendiola, Student Representative

DEPARTMENT STAFF PRESENT:

Dr. Keith Rheault, Superintendent of Public Instruction
Gloria Dopf, Deputy Superintendent, Instructional, Research and Evaluative Services
Doug Thunder, Deputy Superintendent, Administrative and Fiscal Services
Doris Arnold, Executive Assistant to the Superintendent of Public Instruction
Nita Barnes, Administrative Assistant to the State Board
William F. Arensdorf, Director, Office of Fiscal Accountability
Frankie McCabe, Director, Office of Special Education, ESEA and School Improvement
Phyllis Dryden, Director, Office of Career, Technical and Adult Education
Dr. Jerry Barbee, Administrator, Southern Nevada Office
Mark Owen, Consultant, Planning Research and Evaluation, Southern Nevada Office
Carol Crothers, Consultant, Office of Assessments, Program Accountability and Curriculum
Donnell Barton, Director, Office of Child Nutrition and School Health
Kathy Stewart, Consultant, Office of Child Nutrition and School Health
Angela Goodrich, Office of Child Nutrition and School Health, Las Vegas
Peter Reynolds, Office of Special Education, ESEA & School Improvement, Las Vegas

LEGAL STAFF PRESENT:

James E. Irvin, Deputy Attorney General

AUDIENCE IN ATTENDANCE:

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Julie Whitacre, Nevada State Education Association
Craig Kadlub, Clark County School District
Kimberly King-Patraw, Nevada Homeschool Network
Scott Reynolds, Executive Director, Clark County School District
Dr. Dotty Merrill, Assistant Superintendent, Washoe County School District
Bonnie Hofland, Chair of the Teacher Education Department, Great Basin College
Michael McFarlane, Vice President for Academic Affairs at Great Basin College
Shari Schwartz, Parent
Bill Hanlon, Regional Professional Development Program (RPDP)

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Julie Whitacre, Nevada State Education Association
Craig Kadlub, Clark County School District
Dr. Dotty Merrill, Assistant Superintendent, Washoe County School District
Tom Wellman, Counselor, Community College
Raelene Palmer, Parent
Shari Schwartz, Parent
Scott Reynolds, Executive Director, Clark County School District
Karen Taycher, Executive Director, Nevada Special Education Advisory
Dawn Shupe, Principal, Bonanza High School, Clark County School District
Quentin Goins, Las Vegas

June 17, 2005

CALL TO ORDER; ROLL CALL; PLEDGE OF ALLEGIANCE; APPROVAL OF AGENDA

President Gwaltney called the Nevada State Board of Education/Nevada State Board for Career and Technical Education to order at 3:02 P.M. with roll call reflected above and Member Iverson arriving at 3:52 p.m. The pledge of allegiance was led by Member Frederick.

Member Waters moved for approval of a flexible agenda, seconded by Member Boylan. The motion passed unanimously.

1. PRESIDENT'S REPORT

Member Boylan moved for approval of Member Ferry as Chair and Members Washington and Reid as members for the Subcommittee on Charter Schools, seconded by Member Frederick. The motion passed unanimously.

Member Ferry moved that Member Waters be approved as the alternate member for the Subcommittee on Charter Schools, seconded by Member Nolan. The motion passed unanimously.

Member Waters moved and Member Nolan seconded that the following Presidential Appointments be made: Special Education Advisory Council: Members Myers and Nolan, Homeschooling Advisory

Council: Members Myers and Frederick, SAIN Advisory Council: Member Frederick, National Association of State Boards of Education: President Gwaltney, Nevada Association of School Boards: President Gwaltney and Member Boylan, University and Community College System of Nevada-Board of Regents: Members Ferry and Boylan, Commission of Professional Standards in Education: Members Myers and Nolan, Council to Establish Academic Standards for Public Schools: Members Myers and Waters, Nevada Public Education Foundation of Board of Trustees: President Gwaltney and Member Frederick, and Ceremonies: Member Waters as Coordinator. The motion passed unanimously with instructions to Staff to contact the absent Members, Vice President Washington and Member Reid, to inquire if they might want to serve as alternates to any of these appointments.

President Gwaltney stated the August State Board of Education Retreat will be at The Parasol Foundation in Incline Village on August 18th and 19th, 2005 and the regular meeting will be held at the State Board Conference Room in Carson City on August 20th. President Gwaltney stated the Retreat will spotlight Federal and State issues that affect improvement of public education in Nevada.

Discussion was held concerning the Commission on Educational Excellence, approved by the 2005 Legislature, which will distribute the Governor's budgeted \$100 M for innovation and prevention of remediation. Member Myers suggested the Board address Superintendent Rheault's votes as a Commission member, due to the Commission's lack of accountability to the citizens of Nevada. Member Nolan commented that a priority should be put on obtaining a Public Relations Officer for the Department.

Dr. Rheault introduced Dr. Jerry Barbee, Administrator of the Southern Office, who replaced the recently retired Chopin Kiang. He also introduced Mark Owen, Consultant for Planning Research and Evaluation, in the Southern Nevada Office.

4. APPROVAL OF CONSENT AGENDA

The following Consent Agenda items were submitted for approval: The Minutes of April 29 and 30, 2005, "Upcoming State Board Travel" was removed as Members Frederick and Reid will not be able to attend the NASBE New Member Institute, 2005-2012 Elementary and Secondary textbook adoption lists for the Adoption period June 20, 2005 to June 30, 2012, New private school licenses and re-licenses for private schools with the exception of Sky View Academy in Hawthorne due to construction delays, Appointment of Tina Goodman to the Northern Nevada Home School Advisory Council, Approval of WIA Incentive Grant Application, Approval of Special Education Discretionary Units FY05 and FY06 and Approval of Alternative Education Program Plans.

Member Nolan moved that the Board approve the Consent Agenda, with the adjustments noted above, seconded by Member Frederick. The motion carried unanimously.

3. APPROVAL OF THE TEACHER EDUCATION PROGRAMS AND RECOMMENDATIONS SUBMITTED BY THE STATE REVIEW TEAM RE: GREAT BASIN COLLEGE

Member Ferry abstained from voting because he is employed at Great Basin College.

Bonnie Hofland, Chair of the Teacher Education Department at Great Basin College, stated her appreciation for the comments and feedback from the Review Team. Ms. Hofland described the Student

Teaching Program as unique and intensive because students must be in the classroom four to six semesters before they can student teach.

Michael McFarlane, Vice President for Academic Affairs at Great Basin College, stated the Board of Regents gave Great Basin permission to offer selected Baccalaureate degrees because it is rural.

Member Waters moved that the Board grant full reapproval to the Elementary Education program at Great Basin College and that the Endorsement areas in the Special Education (generalist) and TESL be granted full approval with a one year initial program provision and further moved that the Secondary Education Program also be approved and the approval be granted with an initial program provision which includes the progress review to be conducted by the State Superintendent of Public Instruction at the end of the first year of program implementation, from the initial enrollment date of the first cohort and not later than December 31, 2006, seconded by Member Nolan. The motion passed unanimously.

2. SUPERINTENDENT'S REPORT

Superintendent Rheault commented that the state statute requires the State Superintendent to summarize every legislative bill affecting education by June 30th and provide it to every school district and Charter School. Dr. Rheault reported there were 46 bills and concurrent resolutions that affect K-12 education passed during the 2005 Legislative Session.

Dr. Rheault reported on employment positions at the Department filled in the last three months and positions still open. Seven new openings are being funded by the Legislature, one of which is a Grant Writer; however, the Department is still short staffed. Dr. Rheault stated this Legislative Session was the best he has participated in and the Department's input was well received.

Deputy Superintendent Gloria Dopf reported on the National Governor's Association Summit she attended with Governor Guinn that focused on the high priority the United States Department of Education has placed on high school reform. Ms. Dopf has created a work group focusing on these reforms by taking data from the State Improvement Plan to develop a plan that will be presented to the Board. Ms. Dopf stated that SB404 will provide state dollars for reform and the \$13M that was previously available for remediation programs across the board, is now specifically targeted for middle and high school improvement.

Deputy Superintendent Doug Thunder reported on the Distributive School Account and Supplemental Appropriations. Mr. Thunder stated that an overriding problem this year was the funding for the tax abatement. Mr. Thunder reported that Retirement credits were about \$3.2M more than the last two years. Mr. Thunder also reported on non-Distributive School Accounts such as new teacher signing bonuses increased by \$938,000 for 2006 and \$1.2M in 2007, and that \$7.9M was budgeted to reimburse districts for costs incurred due to an unfunded mandate from the 2003 Session regarding group insurance premiums for retired employees. Mr. Thunder anticipates student enrollment will grow 4.7% in 2006 and 4.15% in 2007 for a total of almost 425,000 students in the State. The basic support per student average statewide is \$4,486 for 2006 and \$4,696 for 2007. Class size reduction costs have reached \$126M to provide 2,100 teachers in 2006.

Member Myers spoke for the record that she is not one of the speech pathologists who will receive the 5% increase and does not benefit from this. Member Myers stated she is not certified, and has never supported this language.

Superintendent Rheault gave a report on the education related bills that passed during the 2005 Legislative Session with a summary handout.

Member Waters requested the Board Members arrange for more professional and consistent-looking photos for the Website.

President Gwaltney called for recess at 6:09 p.m.

June 18, 2005:

RECALL TO ORDER; ROLL CALL; PLEDGE OF ALLEGIANCE

President Gwaltney recalled the Nevada State Board of Education/Nevada State Board for Career and Technical Education to order at 8:38 a.m., with roll call reflected above. The pledge of allegiance was led by Member Nolan.

5. APPROVAL OF CHANGES TO THE 2005-2006 STATE OF NEVADA SCHOOL BUS DRIVER TRAINING MANUAL

Deputy Superintendent Gloria Dopf reported the Nevada School Bus Driver Training Manual has been updated for purposes of incorporating new requirements, some being mandated, that govern commercial driver's licenses; and changes were made to align the Manual with the State Board of Education's Vision and Mission. The Manual will assure that all Nevada bus drivers have a certain level of training.

Member Nolan inquired if there is a mandate for seat belts. There was discussion concerning student discipline on buses. Superintendent Rheault stated mandatory school bus seat belts might be reviewed and presented at the 2007 Legislature.

Dr. Dotty Merrill, Assistant Superintendent for Washoe School District, testified that the Washoe School District's Director and Assistant Director of Transportation both participated in development of the Manual, and support the changes made.

Member Nolan moved the Manual be accepted, with editorial changes to be made, seconded by Member Boylan. Member Boylan recommended that Staff should provide language addressing acts of terror training. The motion passed unanimously.

6. FUTURE AGENDA ITEMS

Member Boylan requested future discussion on forming a subcommittee to look into emergency preparedness for schools sited in NRS 392.

Member Waters offered to update the Board on grant developments and requested that David Perlman from the Commission on Post Secondary Education be invited to a future Board meeting to discuss the problem of fraudulent and misleading degrees.

Member Myers requested that when the 2006 Board calendar is developed, meetings are scheduled no more than six to seven weeks apart to accommodate future Charter School applications.

Member Ferry requested a summary of new laws for charter schools and how they affect the Subcommittee on Charter Schools be reviewed at the August meeting.

President Gwaltney requested Staff consider inviting the Nevada Public Education Foundation to share with the State Board their recent activities.

Superintendent Rheault reminded the Board that all Temporary Regulation changes the Board approved since July 2004 need to be re-approved as Permanent Regulations at the August 20th or October 7th State Board Meeting, after they are returned from the Legislative Counsel Bureau.

7. BOARD MEMBER COMMENTS

Member Frederick distributed an article on Hillsdale College she received at the Nevada Public Education Foundation Meeting.

Member Boylan extended his apologies to the Board and his constituents for missing the last two Meetings but explained it was due to medical problems.

Member Waters explained his absence at the April meeting was due to his military commitments. Member Waters reported tobacco settlement money was granted again to the Clark County Health District and the Center for Health and Learning and that his work with them obtained another \$78,000 in grant money maintaining suicide prevention screening through the Columbia University's Teens Screen Program provided free through the University of Nevada Las Vegas, School of Social Work.

Member Nolan requested the Board update the State Improvement Plan at the August Retreat and that speakers at the Retreat use a roundtable format. Member Nolan also suggested the Board discuss Alternative Accreditation policies with regards to AB206.

Member Myers stated she has volunteered for the fourth year to work on the Special Education Advisory Committee and now has volunteered to work on a Subcommittee for the Advisory Committee. Member Myers stated her involvement is as a Board Member and that her school district does not have a problem with that. Member Myers reported that she attended the P-16 Meeting in Carson and Member Ferry was present by video in Elko. Member Myers will keep the Board apprised of Dual Credit decisions made by the P-16 Council's Subcommittee on Dual Credits.

Member Ferry thanked Staff for the long hours and hard work at the Legislature and asked the Board to read Member Frederick's handout on Hillsdale College in the context that this institution receives millions of dollars from corporate sponsors.

President Gwaltney informed the Board that Congressman Gibbons inquired through Member Myers to address the Board on the sale of government land for education funding, but only one date was offered and only three Members could attend on that day. President Gwaltney suggested a number of constituents in education be invited to justify the Congressman's time.

There was Board discussion about this suggestion with the consensus being a letter should be sent to Congressman Gibbons listing the dates the Nevada State Board of Education is conducting regularly scheduled meetings, with the hope the Congressman could attend as a special speaker. President Gwaltney offered to call Congressman Gibbons to discuss a meeting with him at a regularly scheduled State Board of Education Meeting.

A break was granted at 9:50 a.m.
The meeting resumed at 10:02

8. WORKSHOP TO SOLICIT COMMENTS ON NAC 388, SPECIAL INSTRUCTIONAL SERVICES AND PROGRAMS

President Gwaltney opened the workshop at 10:02 a.m. There were 16 people in attendance.

Frankie McCabe, Director, Office of Special Education, ESEA and School Improvement stated The Individuals with Disabilities Education Improvement Act that was signed on December 3, 2004 has changes that will be in effect on July 1, 2005. The Nevada Administrative Code revision process will be accomplished in two revision cycles. It is anticipated that this first round of NAC revisions will be in place for the beginning of the 2005-2006 school year. The second round of NAC revisions will be driven by committee recommendations completed by early next spring. On June 24, 2005 there will a Public Comment section on the federally proposed regulations at the Student Union at the University of Nevada, Las Vegas from 1 p.m. to 4 p.m.

Scott Reynolds, Executive Director, on behalf of Clark County School District, stated they are in support of these revisions for students with disabilities.

Karen Taycher, Executive Director of Nevada Parents Encouraging Parents, and Vice Chairman of the Nevada Special Education Advisory Committee, expressed her particular gratitude to the Department for keeping the transition at age 14 and stated that Parent Advocate Groups are in support of these changes.

The public workshop closed at 10:32 a.m.

9. FIRST OF TWO PUBLIC HEARINGS TO SOLICIT COMMENTS ON NAC 388, SPECIAL INSTRUCTIONAL SERVICES AND PROGRAMS

President Gwaltney opened the public hearing at 10:32 a.m. There were 18 people in attendance.

President Gwaltney reminded the Board this is the first of two public hearings and there will be no vote.

The public hearing closed at 10:32 a.m.

Member Myers pointed out that Nevada has done an excellent job in making the Nevada Administrative Code on Special Education concise, easy to understand and is available on the Internet.

10. WORKSHOP TO SOLICIT COMMENTS ON NAC 385 AND 389, CONSEQUENCES FOR NON-TITLE I SCHOOLS IN NEED OF IMPROVEMENT AND INCLUSION OF PUPILS ENROLLED IN CERTAIN ALTERNATIVE PROGRAMS WITHIN STATEWIDE SYSTEM OF ACCOUNTABILITY AND ELIGIBILITY FOR HIGH SCHOOL PROFICIENCY EXAMINATIONS, USE OF CALCULATORS ON EXAMINATIONS AND MAINTENANCE OF RESULTS OF EXAMINATIONS AND LIST OF NAMES AND SCORES

President Gwaltney opened the workshop at 10:35 a.m. There were 15 people in attendance.

Carol Crothers, Consultant, Office of Assessment, Program Accountability and Curriculum, presented the main changes and adjustments to meet new requirements. Ms. Crothers explained that NAC 389.051, one of the five NAC changes in the Board Packet, did not have full consensus and would not be brought forward by Staff at this Workshop. Ms. Crothers stated the recommendation is being made that sanctions related to the Title I schools be the same as the non-Title I schools except in the areas that would cost the school district money, supplemental services or school choice, and that the proposed language would be related to the restructuring of schools as stated in the NRS for the Title I schools.

Dr. Rheault explained to the Board there is time to discuss this Item because there are no non-Title I schools closer than two years away from the four year requirement and that if they are on the AYP (Adequate Yearly Progress) list, they can request funding from the \$78 M remediation funds as part of their School Improvement Plan.

Tom Wellman, School Counselor at Community College High School in Clark County School District, spoke in favor of allowing school districts the flexibility of adopting their own testing procedure and protocol such as if a student is suppose to be a 10th grader, give that child the opportunity to test.

Dawn Shupe, Principal at Bonanza High School, Clark County School District, spoke on behalf of other principals in Clark County concerning accurate matriculation, the movement of students from one grade level to another. Ms. Shupe testified that at her school, the six counselors, the registrar, the curriculum administrator, her secretary, and the person who enrolls and withdraws students spend 70% of their time with paper work revolving around accurate matriculation. Ms. Shupe testified that this results in students dropping out of school, or struggling under the negative category of an underachiever, not able to transition until the next semester. Ms. Shupe stated these Regulations are not in the best interest of students and requested they be changed so schools can decide on transitioning students, especially from the ninth grade, even if they do not have the required credits.

Members Iverson, Myers and Waters stated these suggestions need to be discussed again, as the original regulation was adopted based on data other than what has now been presented.

Dr. Rheault explained this regulation to have freshmen complete mandated credits before taking the 10th grade proficiency testing was instituted due to complaints that students with only two credits were not prepared and able to pass that test.

Ms. Shupe suggested a compromise for which students would only take a proficiency test for the experience in their freshman year, but at the end of their junior year, when they are more mature, matriculate to their senior year only upon passing that test.

Dr. Rheault stated a Public Workshop would be needed to collect data in order to remove or modify the 10th Grade Proficiency Test and that at his meeting with District Superintendents on June 20th, this will be discussed.

Ms. Dopf stated that Ms. Crothers is in the process of crafting language for Board input on this matter.

Members Iverson, Boylan and Waters stated they were pleased a counselor, principal and parents were present and encouraged their participation in the future.

President Gwaltney requested staff schedule a Public Workshop for a future agenda item on this matter.

Craig Kadlub, Clark County School District, clarified, for the record, State Board Agendas are distributed throughout the District and feedback on Items is provided to Mr. Kadlub for which he then testifies to at State Board Meetings. He further stated, for the record, that the entire accountability context on 10th Grade Proficiency testing has changed, and at the time the District first supported this position, it seemed the appropriate thing to do; however, because that whole landscape is different than it was several years ago when this was implemented, a lot of discussions have taken place, and the District is fully prepared to come back and revisit this issue.

Dr. Dotty Merrill, Assistant Superintendent, Washoe County School District, recalled the reasons the District originally supported adoption of these regulations; and she agreed that the landscape is very different than it was several years ago. Dr. Merrill stated Washoe has divided opinions about this issue.

The workshop closed at 12:05 p.m. with the understanding this subject matter will be scheduled for a future Public Workshop.

President Gwaltney granted a break at 12:09 p.m.
The meeting reconvened at 12:21 p.m.

13. PUBLIC COMMENTS

Raelene Palmer, licensed attorney in the State of Nevada, parent of three boys, and Shari Schwartz, parent, both spoke as advocates for highly gifted children.

Mrs. Palmer referred to NRS 388.490, which permits gifted and talented four year olds to attend a special program of instruction which is approved by the Board and to be accounted for apportionate purposes. Mrs. Palmer stated that both she and Mrs. Schwartz have children that missed the cut off to begin kindergarten by 10 and 20 days respectively and that these children have siblings who are in the highly gifted program in the Clark County School District. NRS states children must be five by September 30th in order to begin school and they are requesting the Board approve a Special Program for four year olds who test gifted and talented. Mrs. Palmer stated that her handout refutes all the reasons school districts have given for why this is not possible.

Mrs. Schwartz stated that even though the law says a student must be five years old by September 30th, there is also a law that says gifted and talented 4½ year olds may attend a special program that accounts for apportionate purposes. She suggested that special program be kindergarten and if the law prohibits you from calling it kindergarten, then call it a special program or pilot special program for gifted and accelerated 4½ year olds. Mrs. Schwartz stated that Nevada is the only State that doesn't address some way for early entrance when a child is bright. The Nevada Revised Statutes appears to address it, but the special program doesn't exist, nor is it defined.

Mrs. Palmer referred to NRS 388.450.3 that states the Board of Trustees of a School District shall establish uniform criteria governing eligibility and that in NRS 388.490 the criteria are subject to such standards as may be prescribed by the State Board. In addition, NRS 388.520 says that the State Board shall prescribe minimum standards for the special education of gifted and talented pupils. Mrs. Palmer stated NRS 388.490 has been on the books for approximately 30 years; Subsection 1 of that Statute deals with the disabled children and mandates that education be provided to those children three years old and above who are disabled. Subsection 2 gives the Board discretion to provide education to gifted and talented children who are four years old. Mrs. Palmer stated that to their knowledge there is no district in the State of Nevada that has done anything about Subsection 2 and asked the Board to address

Subsection 2. Mrs. Palmer commented that people think gifted and talented children will succeed regardless what is done but the opposite is true; this group of special needs kids, if not allowed to progress, regress, get depressed, and are at great risk of dropping out of school.

Mrs. Schwartz stated she could enroll her son in a private kindergarten but in order for him to matriculate to the 1st Grade, he must be enrolled in a public kindergarten.

President Gwaltney stated that this subject has not been agendized to take any action, but he is referring it to Staff to look into and put serious consideration into placing it on the August Agenda.

Member Frederick stated that she has spoken by phone with Mrs. Palmer and agrees that these students could conceivably drop out of school because they are not challenged and requests this issue be addressed at a future meeting. Members Iverson and Waters also requested this issue be looked into.

Ms. Dopf offered to write a briefing paper for the Board to explain where the Department is contextually with this issue. The section of Statute referred to for the gifted and talented are attached to the special education units and the Board's authority to prescribe standards for the use of those units. The Districts may use the units permissibly for gifted and talented programs; they do not have to do it.

Mrs. Palmer stated she has contacted a few legislators and they indicated it can be done if the school districts want to do it. Mrs. Palmer requested the Board add something as simple as an extra evaluation or particular test in the highly gifted program, which would require a special program, which isn't defined by statute or by code.

Dr. Dotty Merrill, Assistant Superintendent of Clark County School District, made public comment on behalf of Paul Dugan, Superintendent, and Washoe County Board of Trustees, appreciation to Superintendent of Public Instruction Keith Rheault and Staff for valued assistance during this Legislative Session. Dr. Merrill stated for the record that Dr. Rheault's presence was valued by the Legislature; and Staff was asked for specific information that was never previously requested which enabled the Legislature to come closer to providing funds for specific activities that will now be fully funded as opposed to unfunded mandates, as often happened in the past.

Craig Kadlub echoed Dr. Merrill's comments and further stated that the State Board of Education was extremely well represented by Dr. Rheault and that he was a tremendous resource to the Districts and to Mr. Kadlub on every occasion he needed answers. Mr. Kadlub stated his appreciation to Department Staff for their preparations for the weekly Education Coalition meetings that reviewed bills that affected Clark County School District.

Member Myers left the meeting at 12:25 p.m.

12. INTRODUCTION TO HOMELAND SECURITY FOR SCHOOLS PRESENTATION

Member Waters assisted Member Boylan's presentation and requested the Board use the statistics provided for future use to address Board obligations on the subject of school violence.

While Member Boylan presented his slides, he stated that NRS 392 reads that the Nevada State Board of Education shall adopt a plan for management of crisis. Member Boylan requested that the State Board do more planning in this area and that a Subcommittee, not under the Open Meeting Law, be formed to address additional Homeland Security for Nevada Schools.

Gloria Dopf, Deputy Superintendent, stated that when the Statute was first passed relative to the State Board of Education, that issue was addressed with the State level Emergency Management Committee, on which a Department Staff is a member. Staff was advised that the State emergency management plan generated from the Committee was for all state agencies and sufficed to meet the NRS 392 requirement. When this law was first passed it did require that every school and district have a crisis management plan and provide that plan to the Department which acts as a repository. Schools have the same immunity from FERPA and the Open Meeting Law for these plans.

Dr. Rheault stated Senate Bill 365 will be included in his Legislative Summary and it is a mapping of all public buildings for which school districts will be included.

11. APPROVAL OF STATEWIDE SCHOOL WELLNESS POLICY

Donnell Barton, Director, Office of Child Nutrition and Health, introduced Angela Goodrich, Consultant, Child Nutrition and School Health, Las Vegas and Katherine Stewart, Nutrition Consultant, Office of Child Nutrition and Health.

Ms. Stewart stated that this policy creates a positive healthy environment at schools to help students make healthy food choices and it was developed over the last three years in conjunction with the Nutrition Advisory Committee. All 17 school districts participate in the National School Lunch program or the school breakfast program and the revenue is anticipated to exceed \$55M this year. As a condition for the receipt of that reimbursement funding, the National School Lunch Act states we are required to implement a Wellness Policy structured to meet the needs of the local school's community.

Ms. Stewart reported there has been concern at the local levels about the loss of fund raising opportunities, for which Ms. Stewart stated these do occur in the first year but profits eventually return. Ms. Stewart further stated that students may bring their choice of food and drink from their home.

Craig Kadlub, Clark County School District testified their District experienced a loss of revenue but his District supports, is committed to, and instituted healthy food choice guidelines last year. Mr. Kadlub requested that due to high temperatures in Las Vegas, electrolyte beverages be available all over campus, not just by gyms. Mr. Kadlub requested clarification as to what constitutes 30 daily minutes of physical activity, as written in the Policy, for which Ms. Stewart stated that P.E., changing classes and elementary school recess would meet the 30 minutes of physical activity requirement.

Dr. Dotty Merrill, Assistant Superintendent, Washoe County School District, stated Aaron Hardy, Wellness Director, and Tom Marshall, Risk Manager, strongly support this proposal with the acknowledgement that principals advise them of the same kinds of issues as to implications.

Member Waters moved that the Board approve the Statewide School Wellness Policy, seconded by Member Nolan.

The motion passed unanimously.

14. ADJOURNMENT

President Gwaltney adjourned the meeting at 1:38 p.m.

Respectfully submitted:

Dr. Keith Rheault, Superintendent of Public Instruction

Approved by:

John Gwaltney, President
Nevada State Board of Education/Nevada State Board for Career and Technical Education

Recorded/Transcribed by:

Nita Barnes, Assistant to the Board
Nevada State Board of Education/Nevada State Board for Career and Technical Education