

# California State Board of EducationPreliminary Report of Actions/Draft Minutes March 6, 2024

## Members Present

* Linda Darling-Hammond, President
* Cynthia Glover Woods, Vice President
* Francisco Escobedo
* Brenda Lewis
* Sharon Olken
* Gabriela Orozco-Gonzalez
* Kim Pattillo Brownson
* Haydee Rodriguez
* Alison Yoshimoto-Towery
* Anya Ayyappan, Student Member
* Tony Thurmond, State Superintendent of Public Instruction (SSPI), Secretary and Executive Officer

## Members Participating Remotely

* James J. McQuillen

## Members Absent

* None

## Principal Staff

* Brooks Allen, Executive Director, State Board of Education (SBE)
* Jessica Holmes, Chief Deputy Executive Director, SBE
* Lisa Constancio, Senior Deputy Director, SBE
* Kirin Gill, Chief Counsel, SBE
* Alex Traverso, Communications Director, SBE
* Rigel Massaro, Deputy Legal Counsel and Deputy Policy Director, SBE
* Laura Rodriguez, Senior Policy Director, SBE
* Debra Brown, Senior Policy Advisor, SBE
* Aileen Allison-Zarea, Education Administrator I, SBE
* Carolyn Pfister, Education Administrator I, SBE
* Sara Pietrowski, Policy Director, SBE
* Michelle Valdivia, Assistant Policy Director, SBE
* Amy Bubbico, Staff Services Manager, SBE
* Lisa Hopkins, Associate Governmental Program Analyst, SBE
* Haley Gordon, Associate Governmental Program Analyst, SBE
* Mary Nicely, Chief Deputy Superintendent, California Department of Education (CDE)
* Len Garfinkel, General Counsel, CDE
* Cheryl Cotton, Deputy Superintendent, CDE
* Sarah Neville-Morgan, Deputy Superintendent, CDE
* Alex Moos, Education Policy Administrator I, CDE

**Please note that the complete proceedings of the March 6, 2024 State Board of Education meeting, including closed-captioning, are available online at:** <http://www.cde.ca.gov/be/ag/ag/sbewebcastarchive.asp>

## California State Board of EducationPublic Session March 6, 2024

**Wednesday, March 6, 2024 – 8:30 a.m. Pacific Time ±**California Department of Education
1430 N Street, Room 1101
Sacramento, California 95814

* Call to Order
* Salute to the Flag
* Communications
* Announcements
* Special Presentations
	+ *Public notice is hereby given that special presentations for informational purposes may take place during this session.*
* Agenda Items
* Day’s Adjournment

**President Darling-Hammond called the meeting to order at approximately 8:30 a.m.**

### AGENDA ITEMS

#### Item 01

**Subject:** STATE BOARD PROJECTS AND PRIORITIES. Including, but not limited to, future meeting plans; agenda items; and officer nominations and/or elections; State Board appointments and direction to staff; declaratory and commendatory resolutions; Bylaw review and revision; Board policy; approval of minutes; Board President and liaison reports; training of Board members; and other matters of interest.

**Summary of the Issue:**

* State Superintendent of Public Instruction’s Report
* State Board of Education President’s Report

**ACTION:** No Action Taken.

#### Item 02

**Subject:** Update on the Implementation of the Integrated Local, State, and Federal Accountability and Continuous Improvement System: Review of the 2023 California School Dashboard and 2022–23 Data Release and 2024 Accountability Workplan.

**Type of Action:** Action, Information

**ACTION:** No Action Taken.

#### Item 04

**Subject:** Approval of the Unified Strategic Workforce Development Plan 2024–27.

**Type of Action:** Action, Information

**Recommendation:** The CDE recommends that the SBE approve the “Unified Strategic Workforce Development Plan 2024–2027” under the WIOA of 2014.

**ACTION:** Member Rodriguez moved to approve the CDE staff recommendations.

Member Orozco-Gonzalez seconded the motion.

**Yes votes:** Members Ayyappan, Darling-Hammond, Escobedo, Glover Woods, Lewis, McQuillen, Olken, Orozco-Gonzalez, Pattillo Brownson, Rodriguez, and Yoshimoto-Towery.

**No votes:** None

**Members Absent:** None

**Abstentions:** None

**Recusals:** None

The motion passed with 11 votes.

#### Item 03

**Subject:** Developing an Integrated Local, State, and Federal Accountability and Continuous Improvement System: Update Regarding Exploring the Feasibility of Adding a Subset of Standardized Questions for Inclusion in School Climate Surveys for Reporting Results in the Local Indicator Self-Reflection Tool for Priority 6: School Climate.

**Type of Action:** Action,Information

**Recommendation:** The CDE recommends that the SBE approve the receipt of the Considerations for Developing a Set of Standardized School Climate Survey Questions Report provided in Attachment 1.

The CDE also requests feedback about the concepts outlined in the paper and direction from the SBE on next steps.

**ACTION:** Member Glover Woods moved to approve the CDE staff recommendation.

Member Lewis seconded the motion.

**Yes votes:** Members Ayyappan, Darling-Hammond, Escobedo, Glover Woods, Lewis, McQuillen, Olken, Orozco-Gonzalez, Pattillo Brownson, Rodriguez, and Yoshimoto-Towery.

**No votes:** None

**Members Absent:** None

**Abstentions:** None

**Recusals:** None

The motion passed with 11 votes.

### REGULAR CONSENT ITEMS(Item 05 through Item 12)

#### Item 05

**Subject:** Approval of Charter School Numbers Assigned to Newly Established Charter Schools.

**Type of Action:** Action, Information, Consent

**Recommendation:** The CDE recommends that the SBE assign charter numbers to the charter schools identified in Attachment 1.

#### Item 06

**Subject:** California Assessment of Student Performance and Progress Regulations—Approve the Finding of Emergency and Proposed Emergency Regulations for Proposed Amendments to the California Code of Regulations, Title 5, Section 855.

**Type of Action:** Action, Information, Consent

**Recommendation:** The CDE recommends the State Board of Education (SBE) take the following actions:

* Approve the Finding of Emergency
* Adopt the proposed Emergency Regulations
* Direct the CDE to circulate the required Notice of Proposed Emergency Action, and then submit the Emergency Regulations to the Office of Administrative Law (OAL) for approval
* Authorize the CDE to take any necessary action to respond to any direction or concern expressed by the OAL during its review of the Finding of Emergency and proposed emergency regulations

#### Item 07

**Subject:** California Assessment of Student Performance and Progress Regulations—Approve Commencement of a 45-Day Public Comment Period for Proposed Amendments to California Code of Regulations, Title 5, Section 855.

**Type of Action:** Action, Information, Consent

**Recommendation:** The CDE recommends the State Board of Education (SBE) take the following actions:

* Approve the Notice of Proposed Rulemaking (Notice)
* Approve the Initial Statement of Reasons (ISOR)
* Approve the proposed regulations
* Direct the CDE to commence the rulemaking process
* Authorize the CDE to take any necessary action to respond to any direction or concern expressed by the Office of Administrative Law (OAL) during its review of the Notice, ISOR, and proposed regulations

#### Item 08

**Subject:** Revision of the Bylaws of the Instructional Quality Commission

**Type of Action:** Action, Information, Consent

**Recommendation:** The CDE recommends that the SBE approve the proposed revised IQC Bylaws.

#### Item 09

**Subject:** School Nutrition Programs: Approve Commencement of a 45-Day Public Comment Period for Proposed Amendments to California Code of Regulations, Title 5, Sections 4610, 15510 15551, 15556, 15562, 15564, 15565, 15575, 15576, 15577 and 15578, the Addition of Section 15560, and the Repeal of Sections 15530, 15531, 15532, 15533, 15534, 15535, and 15563.

**Type of Action:** Action, Information, Consent

**Recommendation:** The CDE recommends that the State Board of Education (SBE) take the following actions:

* Approve the Notice of Proposed Rulemaking (Notice).
* Approve the Initial Statement of Reasons (ISOR).
* Approve the proposed amended regulations.
* Direct the CDE to commence the rulemaking process.

Authorize the CDE to take any necessary action to respond to any direction or concern expressed by the Office of Administrative Law during its review of the Notice, ISOR, and proposed regulations.

#### Item 10

**Subject:** Approval of the Fiscal Year 2023–24 Career Technical Education Incentive Grant Allocations Round 9B.

**Type of Action:** Action, Information, Consent

**Recommendation:** The CDE recommends that the SBE review and approve the following:

* 2023–24 Career Technical Education Incentive Grant Specific Proposed Funding Amounts and Number of Grant Awards Round 9B (Attachment 1)

#### Item 11

**Subject:** Approval of 2023–24 Consolidated Applications.

**Type of Action:** Action, Information, Consent

**Recommendation:** The CDE recommends that the SBE approve the 2023–24 ConApps submitted by LEAs in Attachment 1.

#### Item 12

**Subject:** State Educational Agency Approval of the 2023–24 Local Educational Agency Comprehensive Support and Improvement Plans Authorized Under the Every Student Succeeds Act Section 1111(d).

**Type of Action:** Action, Information, Consent

**Recommendation:** The CDE recommends that the SBE take action to approve the remaining CSI plans for the 2023–24 SY for the LEAs listed in Attachment 1.

**ACTION:** Member Orozco-Gonzalez moved to approve the CDE staff recommendations for each regular item on consent (Item 05 through Item 12).

Member Rodriguez seconded the motion.

**Yes votes:** Members Ayyappan, Darling-Hammond, Escobedo, Glover Woods, Lewis, McQuillen, Olken, Orozco-Gonzalez, Pattillo Brownson, Rodriguez, and Yoshimoto-Towery.

**No votes:** None

**Members Absent:** None

**Abstentions:** None

**Recusals:** None

The motion passed with 11 votes.

#### *END OF REGULAR CONSENT ITEMS*

### REGULAR AGENDA ITEMS CONTINUED

#### Item 13

**Subject:** Update to “Guidelines for Piloting Textbooks and Instructional Materials” and document name change to “Guidance for Local Instructional Materials Adoptions.”

**Type of Action:** Action, Information

**Recommendation:** The CDE recommends that the SBE approve the proposed revised document providing guidance for reviewing and piloting instructional materials.

**ACTION:** Member Glover Woods moved to approve the CDE staff recommendation.

Member Lewis seconded the motion.

**Yes votes:** Members Ayyappan, Darling-Hammond, Escobedo, Glover Woods, Lewis, McQuillen, Olken, Orozco-Gonzalez, Pattillo Brownson, Rodriguez, and Yoshimoto-Towery.

**No votes:** None

**Members Absent:** None

**Abstentions:** None

**Recusals:** None

The motion passed with 11 votes.

#### Item 14

**Subject:** Reading Difficulties Risk Screener Selection Panel (RDRSSP): Update from Dr. Young-Suk Kim, Chair, and Consideration of Proposed Review Elements and Evaluation Criteria.

**Type of Action:** Information

**Recommendation:** No specific action is recommended at this time.

**Recusals:** Member Yoshimoto-Towery

**ACTION:** No Action Taken.

### WAIVERS/ACTION AND CONSENT ITEMS

*(W-01 through W-05)*

The following agenda items include waivers that are proposed for consent and those waivers scheduled for separate action because CDE staff may have recommended denial or determined that they may present new or unusual issues. Waivers proposed for consent are so indicated on each waiver’s agenda item; however, any board member may remove a waiver from proposed consent and the item may be heard individually. Action different from that recommended by CDE staff may be taken.

Schoolsite Council Statute (Number and Composition of Members)

#### Item W-01 Specific

**Subject:** Request by **Hilmar Unified School District** under the authority of California *Education Code* Section 65001(e) for waivers of *Education Code* sections 65000 and 65001, relating to Schoolsite Council regarding changes in shared, composition, or shared and composition members.

Waiver Number: 3-11-2023

(Recommended for APPROVAL WITH CONDITIONS)

Sale or Lease of Surplus Property (Sale of Surplus Property)

#### Item W-02 General

**Subject:** Request by **Fremont Unified School District** to waive California *Education Code* sections specific to statutory provisions for the sale or lease of surplus property.

Waiver Number: 6-11-2023

(Recommended for APPROVAL WITH CONDITIONS)

School District Reorganization (Elimination of Election Requirement)

#### Item W-03 General

**Subject:** Request by **Needles Unified School District** to waive portions of California *Education Code* Sections 5019 and 5020, which require a districtwide election to reduce the number of governing board members from seven to five.

Waiver Number: 5-10-2023

(Recommended for APPROVAL)

School District Reorganization (60 day Requirement to Fill Board Vacancy)

#### Item W-04 General

**Subject:** Request by **Vallecitos Elementary School District** to waive portions of California *Education Code* section 5091, which requires the board of trustees to make an appointment to fill a vacant board position within 60 days of the position becoming vacant.

Waiver Number: 14-5-2023

(Recommended for APPROVAL)

Community Day Schools (CDS) (Collocate Facilities and Commingle Grade Levels)

#### Item W-05 General

**Subject:** Request by the **Snowline Joint Unified School District** for a retroactive renewal waiver of portions of California *Education Code* Section 48660 to permit a community day school to serve students in grade six with students in grades seven through twelve but no grade lower than grade six, and portions of California Education Code Section 48661(a), to permit the collocation of the Eagle Summit Community Day School on the same site as the Chaparral High School, a continuation high school.

Waiver Number: 7-11-2023

(Recommended for APPROVAL WITH CONDITIONS)

**ACTION:** Member Olken moved to approve the CDE staff recommendations for each waiver item on consent (Item W-01 through W-05).

Member Orozco-Gonzalez seconded the motion.

**Yes votes:** Members Ayyappan, Darling-Hammond, Escobedo, Glover Woods, Lewis, McQuillen, Olken, Orozco-Gonzalez, Pattillo Brownson, Rodriguez, and Yoshimoto-Towery.

**No votes:** None

**Members Absent:** None

**Abstentions:** None

**Recusals:** None

The motion passed with 11 votes.

#### *END OF WAIVER CONSENT ITEMS*

#### Re-Open Item 01

**Subject:** STATE BOARD PROJECTS AND PRIORITIES. Including, but not limited to, future meeting plans; agenda items; and officer nominations and/or elections; State Board appointments and direction to staff; declaratory and commendatory resolutions; Bylaw review and revision; Board policy; approval of minutes; Board President and liaison reports; training of Board members; and other matters of interest.

**Type of Action:** Action, Information

**Recommendation:** The SBE staff recommends that the SBE approve the Preliminary Report of Actions/Draft Meeting Minutes for the January 18, 2024, SBE meeting.

**ACTION:** Member Glover Woods moved to approve the Preliminary Report of Actions/Draft Meeting Minutes for the January 18, 2024, SBE meeting.

Member Escobedo seconded the motion.

**Yes votes:** Members Ayyappan, Darling-Hammond, Escobedo, Glover Woods, Lewis, McQuillen, Olken, Orozco-Gonzalez, Pattillo Brownson, Rodriguez, and Yoshimoto-Towery.

**No votes:** None

**Members Absent:** None

**Abstentions:** None

**Recusals:** None

The motion passed with 11 votes.

#### Item 15

**Subject:** GENERAL PUBLIC COMMENT.

Public Comment is invited on any matter not included on the printed agenda. Depending on the number of individuals wishing to address the State Board, the presiding officer may establish specific time limits on presentations.

**Type of Action:** Information

**ACTION:** No Action Taken.

### ADJOURNMENT OF THE MEETING

**President Darling-Hammond adjourned the meeting at approximately 2:57 p.m.**