



STATE OF HAWAII
BOARD OF EDUCATION
P.O. BOX 2360
HONOLULU, HAWAII 96804

July 2, 2013

TO: The Honorable Donald Horner, Chairperson
Board of Education

FROM: Douglas Murata, Board of Education Designee
Wilfred Keola, Board of Education Designee

SUBJECT: Approval of Konawaena Middle School's School Community Council (SCC)
Exception Regarding its Assessment Schedule

1. **RECOMMENDATION**

That the Board of Education (BOE) approve Konawaena Middle School's SCC Exception Request allowing the school to implement a modified school schedule to accommodate testing for the 2013-2014 school year.

Note: BOE approval of exceptions to the BU 05 Collective Bargaining agreement must include all stipulations agreed upon by its two (2) committee members to the SCC Exception Review Committee. The status quo shall remain should the BOE not agree with its committee members' recommendation(s).

2. **RECOMMENDED EFFECTIVE DATE**

Upon approval by the BOE.

3. **RECOMMENDED COMPLIANCE DATE**

Not applicable.

4. **DISCUSSION**

a. **Conditions leading to the recommendation**

Section 302A-1124 to 1127, Hawaii Revised Statutes (HRS), authorizes schools to request waivers from existing state agency rules, policies, regulations, and procedures as well as exceptions to collective bargaining agreements as negotiated in accordance with current collective bargaining agreements and the provisions of Chapter 89, HRS.

b. Previous action of the Board on the same or similar matter

Similar SCC exceptions were approved for Leilehua High, Pearl City High School and Waiakea High School.

c. Other policies affected

Article VI, Teaching Conditions and Hours; Section R, Evaluation of Students/Grading Preparation.

Article VI, Teaching Conditions and Hours, Section CC, Work Time Distribution, Weekly Totals Within the 7-Hour Day, 5-Day Week.

Article XII, Academic Freedom.

Board Policy 1710-3, School Calendar Policy.

Board Policy 2412, School Community Council Waivers and Exceptions Policy.

d. Arguments in support of the recommendation

The change in bell schedule requested by Konawaena Middle School for 2013-2014 school year will allow the school to:

- Provide two (2) days for assessment of student learning through performance activities. One (1) day is designated for students in 7th grade, and one (1) day for students in the 8th grade.
- Require that only the grade level being evaluated attend school to present their research findings to a panel of judges who will determine student academic progress as well as achievement of the General Learner Outcomes (GLO).
- Conduct culminating activities that require students to provide evidence of their work presented orally.

e. Arguments against the recommendation

Approval of the requested waiver/exception may result in potential reduction in the number of school days for students.

f. Findings and conclusions of the Board committee

The BU 05 Committee on SCC Exception Review agreed to this exception on June 7, 2013. Recommend approval of this waiver/exception is with regard to waving collective bargaining agreements and/or DOE/BOE policy and does not constitute a recommendation to waive Act 167/52 requirements.

g. Other agencies or departments of the State of Hawaii involved in the action

None.

h. Possible reaction of the public, professional organizations, unions, DOE staff and/or others to the recommendations

Possible concerns from the public regarding potential reduction in the number of school days.

i. Educational implications

As stated in the school's SCC exception request.

j. Personnel implications

None.

k. Facilities implications

None.

l. Financial implications

None.

5. **OTHER SUPPLEMENTARY RECOMMENDATIONS**

None.

DM/WK:JZ:ah

Attachments

c: Superintendent
Office of Curriculum, Instruction and Student Support

____ New Request

X Renewal

SCHOOL COMMUNITY COUNCIL WAIVER/EXCEPTION REQUEST FORM (Please use one form for each request)
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SCHOOL: Konawaena Middle School DATE: May 22, 2013

DISTRICT: Hawaii COMPLEX: Konawaena

Achieved AYP: ____ Yes X No

School Status:

School Proficiency Levels:

Reading	Gr 6	64%	Gr 7	66%
	Gr 8	68%		
Math	Gr 6	53%	Gr 7	45%
			Gr 8	54%

- ____ In Good Standing, Unconditional
- ____ In Good Standing, Pending
- ____ Needs improvement Yr. 1
- ____ Needs improvement Yr. 2
- ____ Corrective Action
- ____ Planning for Restructuring
- X Restructuring

***** Attach Trend Report.**

A. List the specific policy, regulation, rule, procedure or the specific article within the collective bargaining agreement from which the school is seeking relief.

HSTA-BU05 Collective Bargaining Agreement: Article VI:

Teaching Conditions and Hours," Section CC, "Work Time Distribution, Weekly Totals within the 7-Hour Day, 5-Day Week,"

Paragraph 1a, "Self-Contained Classes." "Fourteen hundred fifteen (1415) minutes of instructional time per week."

Paragraph 1d, "Three hundred thirty five (335) minutes to be used during the work week exclusively for: (various times)."

Paragraph 2a, "Departmental Classes." "Twelve hundred eighty-five (1285) minutes of instructional time per work week,"

Paragraph 2d, "Four hundred sixty-five (465) minutes to be used during the work week exclusively for: (various times)."

Policy #1710-3 School Calendar. "...The school calendar for student attendance shall set the maximum number of days of classroom instruction. Student attendance shall be limited to those days specified in the school calendar."

B. Describe 1) the desired change, and 2) what the school hopes to accomplish as it relates to improving student learning and increasing student achievement. Include specific quantitative, qualitative and longitudinal data to support the need for the request.

The Waiver will provide 2 days for assessment of student learning through performance activities based on interdisciplinary projects aligned currently to HCPS and GLOs (2013-2014 projects will be aligned with Common Core and SLOs). One day is designated for students in the 7th grade (May 2, 2014) and one day for students in the 8th grade (May 16, 2014). These assessment days require that students in said grade level attend school to present their research findings to a panel of judges (made up of faculty, staff, parents, and community members) who determine the students'

academic progress, as well as achievement of the Standards and General Learner Outcomes (GLOs). The culminating activities require students to provide evidence of their work presented orally, in order to be evaluated on Standards-based rubrics and/or scoring guides.

Since 1998, Konawaena Middle School (KMS) has utilized Ka Honua Maoli (The Real World) for 7th grade students, and Kulia i Ka Nu'u (Ascend the Summit) for 8th graders. For both projects, longitudinal evidence can be seen through interdisciplinary planning between Core teachers (English, Math, Social Studies, Science and Electives) beginning in January of the preceding presentations and culminating in the final presentations during the month of May. Teams of teachers have utilized Professional Learning Communities (PLCs) to develop curriculum, design instruction, and assessment pieces for both projects.

Unique to general Waivers, KMS has always included students on these Waiver Days since student, teacher, and community involvement aligned with Accreditation/Self-Study goals. Without the ability to continue using Waiver days for this purpose would limit the school's opportunity to engage all faculty and staff in this whole school experience. According to Western Association of School's and Colleges (WASC), "Integrated units are used as powerful tools for motivating and engaging students in substantive learning experiences", as a Schoolwide Area of Strength (2011 WASC Self-Study Report).

- C. If a renewal, describe and evaluate the outcomes of the requested change. Explain what was achieved and the impact on student learning. (Include specific quantitative and/or qualitative data.)

In the previous school year, 97% of the 7th graders and 96% of the 8th graders presented their research to the panels and were evaluated using a school-created rubric that incorporated the requirements for the projects, as well as how well the learners were able to communicate their knowledge and reflections to the panel. In addition, evidence of the students' work included insight on how well they thought they accomplished the General Learner Outcomes (GLOs). Over 90% of the students achieved a satisfactory rating on the rubric used for the assessment, and results from these presentation outcomes are then incorporated into students' Core class grades for the 4th quarter.

- D. Please provide additional information (**data and narrative**) for the following type of request applicable:

Eighth grade students who complete the Kulia exit project, are given a glimpse of expectations for the Senior (12th grade) projects aligned with the BOE diploma. Both experiences are rigorous and relevant to College and Career Readiness skills necessary to be successful in post-secondary environments.

Each year, Konawaena Middle School has asked for the Waiver to allow the school to convene panels in which the students present their project findings to stakeholders. The process is an integral part of the project which holds learners accountable for their research, and allows them to reflect on their future. Without the faculty participation as panelists, we would not be able to complete the assessment part of either project. The 7th graders complete a more guided research and career exploration project, which also includes a presentation to panelists. This project called, Ka Honua Maoli, "Real World" provides them with the experience they will need to complete the more independent Kulia project as 8th graders. To do this effectively, Konawaena Middle School needs the time to complete the assessments by having school days

where only the students presenting to the panels are present at school, freeing the faculty to serve on the panels that assess the students' projects.

With Statewide focus on rigor, relevance and relationships in school curriculum, instruction, and evaluation, these projects and the assessment of them meet the criteria of measuring "learner engagement", "personal skill development" and "rigorous, higher-level learning".

D1.) Parent-Teacher Conferences:

For a waiver from the DOE Regulation 4510.3 Released Time for Conferences to Report Student Progress, the Superintendent requires that a parent satisfaction survey be conducted and the survey results submitted.

Number of surveys distributed	
Number of surveys returned	
Number of parents in favor	
Number of parents not in favor	
Number of parents undecided	

Summary: Not Applicable

D2.) School Attendance Procedures:

For a waiver from the DOE School Attendance Procedures, Revised August 2001, a comparison of attendance data over a three (3) year period of time is required. Explain the increase or decrease in attendance rates. Provide provisions for allowing students to make-up missed work.

School Year	% of average daily attendance

Rationale: Not Applicable

D3.) Reporting of Quarterly Grades:

For an exception from the collective bargaining contract for teachers for Reporting Quarterly Grades for Schools, an explanation of the interventions provided and the impact on student learning is required.

Number of students failing	
Number of students who received tutorial assistance/interventions	
Number of students whose grades improved after receiving tutorial assistance/interventions	

Explanation: Not Applicable

D4.) Modified Assessment Schedule:

For an exception from the collective bargaining contract for teachers for a Modified Assessment Schedule, an explanation of the interventions provided and the impact on student learning is required. Describe tutorial opportunities provided for students during the assessment week.

Number of students failing (at least 1 F)	119
Number of students who received tutorial assistance/interventions	177
Number of students whose grades improved after receiving tutorial assistance/interventions	138

Explanation: As of the writing of this waiver, 119 students are failing at least one subject. We offer tutorial 3 times a week for 45 minutes. 177 students are in the tutorial, of those students 138 improved after receiving tutorial. Konawaena Middle School has begun rigorous Math tutorials in which we have 14 small groups of students working with the ALEKS math program to improve mathematical knowledge and success on the HSA. Currently, approximately 50% of our students are proficient in Math and 70% are proficient in Reading. It is expected that student achievement will continue to increase as tutorials and project-based learning continue at KMS. The philosophy of keeping the tutorial groups small (9 to 18 students) per teacher and having them engage with a scientifically research-based program such as ALEKS Math, should yield positive results for our students.

E. All Other Requests:

Provide information and explanation as indicated in Sections A, B, and C, and other additional information applicable.

Not Applicable.

F. Provide a chronology and summary of discussions and activities that document an inclusive, collaborative and consensus-building decision-making process.

Date	Type of Meeting	Summary of Outcome
August 1, 2012	Full Faculty Meeting	Waiver Request discussed two sets of dates were proposed.
August 9, 2012	SCC Meeting	Waiver Request discussed. Waiting for dates selected and waiver written
August 22, 2012	Faculty Meeting	Dates proposed, discussion ensued. 8 th grade felt that April 25 th , 2014 was too early and requested a later date. In an email to the Principal, the team requested May 16, 2014 as the date for Kulia. In a separate email to the Principal, 7 th grade was fine with either April 25 th or May 2 nd as their Real World date.
September 6, 2012	SCC Meeting	Waiver Approved by SCC.
May 13, 2013	Leadership Team Meeting	E-mail from Jill Zodrow shared with LT about new requirements for Waiver and Act 167 Law. Some members of LT agreed, after some discussion to rewrite waiver.
May 22, 2013	Faculty Meeting	Principal shared waiver revisions and staff voted to submit waiver for BOE approval.

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G. SCC Waiver/Exception Signature Page

WAIVER/EXCEPTION SIGNATURE PAGE

The signatures on this page acknowledge that the decision to request the attached waiver/exception was reached through a collaborative process. If this request is an exception to a collective bargaining agreement, the decision by members of the bargaining unit was achieved through consensus. (Because exceptions to collective bargaining agreements involve the rights of other employees, consensus, specifically by affected unit members, is necessary to waive those rights. It is possible for these unit members to agree on a fallback decision-making option provided that the agreement on the fallback option was reached through consensus.)

Administration *Eddy Sanchez* Date 5/20/2013

Community Representative(s) *Frank J...* Date 5/22/2013

Parent Representative(s) *Stacy Brown* Date 5/21/2013

Student Representative(s) *Joe Brown* Date 5/21/13

Noncertificated Staff Representative(s) *Art Souza* Date 5/21/13

Teacher Representative(s) *Janet...* Date 5/21/13

Complex Area Superintendent (CAS): Art Souza (print name)
This waiver/exception request aligns with the goals and objectives of the school's strategic plan/academic and financial plan.

CAS Signature: *Art Souza* May 23/13

HSTA PROCESS CHECK REQUIREMENT:

To ensure that the process to reach the decision for a contract exception request was followed, (the faculty either reached consensus or failing to reach consensus, the faculty held a secret ballot vote that resulted in active faculty members casting a ballot with 66-2/3% or higher affirmative vote), **the Teacher Representative should email the UniServ Director with a cc to Raymond Camacho (rcamacho@hsta.org). Please attach a copy of the email sent to the UniServ Director.**

RETURN FORM TO: School Renewal and Redesign Section
475 22nd Avenue, Building 302, Room 109
Honolulu, Hawaii 96816

Or FAX: 735-8379

**FAILURE TO SUBMIT A COMPLETE AND TIMELY WAIVER/EXCEPTION REQUEST MAY
RESULT IN THE REQUEST NOT BEING PROCESSED.**

Updated as of 12/03/2012

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Konawaena Middle**Trend Report:
Educational and Fiscal Accountability****School Report for School Year 2011-2012**

A Guide to Understanding Trend Reports explains the educational and fiscal measures and lists schools in each of the 42 complexes for school year 2011-12. The Guide is available on-line at <http://arch.k12.hi.us>.

Background

Student Enrollment	Total	SPED		ELL		Free & Reduced-Cost Lunch Program		Kindergartners Who Attended Preschool
		#	%	#	%	#	%	
School Year	#	#	%	#	%	#	%	%
2009-2010	454	37	8.1%	62	13.7%	266	58.6%	na
2010-2011	491	48	9.8%	68	13.8%	309	62.9%	na
2011-2012	529	58	11.0%	61	11.5%	376	71.1%	na

Teachers	Total	Licensed	Years Experience	5+ Years at This School	Classes Taught by Teachers Meeting NCLB Requirements	Advanced Degree	Early Childhood Endorsement (Gr. K teachers)
School Year	#	%	Average	%	%	%	#
2009-2010	31	90.3%	11.2	55%	69%	29.0%	na
2010-2011	33	75.8%	11.2	55%	81%	24.2%	na
2011-2012	35	82.9%	9.0	46%	78%	28.6%	na

Academic Achievement

Hawaii State Assessment Standards-Based	Reading % Proficient by Grade Level								Math % Proficient by Grade Level							
	3	4	5	6	7	8	10	3	4	5	6	7	8	10		
School Year																
2009-2010	na	na	na	58.8	73.8	69.8	na	na	na	na	54.1	50.7	37.6	na		
2010-2011	na	na	na	61.9	74.3	70.6	na	na	na	na	42.5	42.1	40.6	na		
2011-2012	na	na	na	63.1	66.0	67.6	na	na	na	na	52.3	45.8	53.7	na		

Hawaii State Assessment Standards-Based	Science % Proficient by Grade Level			
School Year	4	6	8	10
2009-2010	na	45.6	--	na
2010-2011	na	--	20.1	na
2011-2012	na	--	16.7	na

School Year	Proportion Ready for Kindergarten	Retention Rate %			Dropout Rate % (4-year rate)	Graduate On-Time %	Others %
		Elementary	Middle	Grade 9			
2009-2010	na	na	0%	na	na	na	na
2010-2011	na	na	1%	na	na	na	na
2011-2012	na	na	2%	na	na	na	na

*Results suppressed to protect student identity, in accordance with the Family Educational Rights and Privacy Act (FERPA)

Updated as of 12/03/2012

Safety and Well-Being

Students	Average Daily Attendance %		Offenses by Type of Incident (number of citations per 1,000 students)					
			Violence		Property		Illicit Substances	
			Elementary	Secondary	Elementary	Secondary	Elementary	Secondary
School Year	Elementary	Secondary	Elementary	Secondary	Elementary	Secondary	Elementary	Secondary
2009-2010	na	94.4%	na	46	na	4	na	22
2010-2011	na	94.5%	na	73	na	2	na	14
2011-2012	na	93.1%	na	38	na	6	na	32

School	Facilities Inspection	Persistently Dangerous Schools (NCLB)	Workers' Compensation Claims		Student and Teacher Perceptions on School Quality Survey		Transition from home/preschool to Kindergarten
			Total # of claims	% of claims resulting in loss-time	Positive Responses		
					% of student	% of teacher	
School Year	Passed?	Yes/No					School mean (range 1-3)
2009-2010	Yes	No	1	0.0%	63.4%	80.0%	na
2010-2011	--	No	1	0.0%	56.9%	82.5%	na
2011-2012	--	No	4	0.0%	78.5%	83.9%	na

Civic Responsibility

School Year	Young Voter Registration	Kids Voting Hawaii		Students Who Are Not Suspended	Service to School/Community	Volunteer Hours
		# of students participating	% of students participating			
		# of students participating	% of Enrollment			
2009-2010	na	--	--	91.9%	19	--
2010-2011	na	252	51.3%	93.5%	--	--
2011-2012	na	--	--	93.4%	--	--

Fiscal Accountability

School Year	State General Funds				Significant Budget Changes*
	School Salaried Payroll	Allocation Excluding School Salaried Payroll	Expended	Carryover	
2009-2010	\$2,286,171	\$94,860	\$91,560	\$3,300	none
2010-2011	\$2,292,144	\$302,204	\$205,922	\$96,282	none
2011-2012	\$2,336,840	\$137,753	\$106,684	\$31,069	none

*Explanation of Significant Budget Changes



To: lsimms@hsta.org,
Cc: rcamacho@hsta.org, Teddy Burgess/KONAWM/HIDOE,
Subject: waiver day request for KMS

Aloha Leroy,

Just following procedure to let you know that our faculty has voted to approve the request for 2 waiver days for the Kulia and Real World projects at our school. These projects are an integral part of our curriculum and who we are as a school so hopefully the BOE will see fit to approve them.

Sending copies of this memo as required by the HSTA process check requirement.

Thanks,
Cheryl Cotten
Head Rep, HSTA