DRAFT

Minutes

State Board of Education Meeting

Date
Wednesday, March 11, 2009

Time
1:00 p.m. State Board Regular Meeting

Location
Rutledge Conference Center
1429 Senate Street
Columbia, South Carolina

Kristin Maguire, Chair
Tim Moore, Chair-Elect
Jim Rex, PhD
State Superintendent of Education
Secretary and Administrative Officer to the Board

I. EDUCATOR CERTIFICATION CASES

The following State Board of Education (SBE) members were in attendance for the 11:20 a.m. Educator Certification Cases review: Kristin Maguire, Chair, Governor's Appointee; Tim Moore, Chair-Elect, Second Judicial Circuit; Patsy Pye, First Judicial Circuit; Bonnie Disney, Third Judicial Circuit; Hampton Hubbard, Fourth Judicial Circuit; Rose Sheheen, Fifth Judicial Circuit; Al Simpson, Sixth Judicial Circuit; Charles McKinney, Eighth Judicial Circuit; Cindy Clark, Ninth Judicial Circuit; Marilyn Norton, Tenth Judicial Circuit; Amelia Herlong, Eleventh Judicial Circuit; Fred "Trip" DuBard III, Twelfth Judicial Circuit; Phillip Bowers, Thirteenth Judicial Circuit; Dennis Thompson, Jr., Fourteenth Judicial Circuit; Gerrita Postlewait, Fifteenth Judicial Circuit; and Britt Blackwell, O.D., Sixteenth Judicial Circuit.

Absent with apologies was Libby Swad, Seventh Judicial Circuit.

South Carolina Department of Education (SCDE) staff in attendance were Carol Collins, Minutes Taker; Janice Poda, PhD, Deputy Superintendent for Administration; Shelly Bezanson Kelly, General Counsel, Parliamentarian, Office of General Counsel; Paul Bozard, Investigator, Office of General Counsel; Jack Singletary, Office of Educator Certification, Division of Educator Quality and Leadership; and Mark Bounds, Deputy Superintendent, Division of Educator Quality and Leadership.

SBE Chair Maguire declared the SBE in Executive Session.
Open Session

1. Al Simpson moved that the SBE suspend the certificate of Ana L. Radeboldti, certificate 227782, for sixty days commencing on June 1, 2009, and approve the Order of Suspension on the grounds of breach of contract. Charles McKinney seconded the motion. The motion carried.

SBE Chair Maguire declared the SBE in Executive Session.
Open Session

2. Phillip Bowers moved that the SBE deny initial certification to Gregory A. Hutchinson. Cindy Clark seconded the motion. The motion carried.

Chair Maguire asked for a motion to ratify the agenda for the Educator Certification Cases that were reviewed at the 9:00 a.m. meeting in the Rutledge Conference Center. Amelia Herlong moved to approve the ratification agenda as presented. Hampton Hubbard seconded the motion. The motion carried.

The Committee then recessed for lunch before going into the Board meeting.

II. WELCOME/PLEDGE OF ALLEGIANCE

Board Chair Maguire called the SBE meeting to order at 1:00 p.m. and welcomed everyone to the meeting.

Board Chair Maguire led the audience in the Pledge of Allegiance. She thanked the Naval Junior ROTC, Wade Hampton High School, Hampton School District One, for presenting the colors. Commander William Murtagh, USNR (Retired), is the senior instructor.

The following SBE members were in attendance: Kristin Maguire, Chair, Governor's Appointee; Tim Moore, Chair-Elect, Second Judicial Circuit; Patsy Pye, First Judicial Circuit; Bonnie Disney, Third Judicial Circuit; Hampton Hubbard, Fourth Judicial Circuit; Rose Sheheen, Fifth Judicial Circuit; Al Simpson, Sixth Judicial Circuit; Charles McKinney, Eighth Judicial Circuit; Cindy Clark, Ninth Judicial Circuit; Marilyn Norton, Tenth Judicial Circuit; Amelia Herlong, Eleventh Judicial Circuit; Fred "Trip" DuBard III, Twelfth Judicial Circuit; Phillip Bowers, Thirteenth Judicial Circuit; Dennis Mitchell, Jr., Fourteenth Judicial Circuit; Gerrita Postlewait, Fifteenth Judicial Circuit; and Britt Blackwell, O.D., Sixteenth Judicial Circuit.

Absent with apologies was Libby Swad, Seventh Judicial Circuit.

South Carolina Department of Education (SCDE) staff in attendance were Jim Rex, PhD, State Superintendent of Education; Carol Collins, Minutes Taker; Janice Poda, PhD, Deputy Superintendent for Administration; Valerie Harrison, EdD, Deputy Superintendent, Division of Standards and Learning; Teri Siskind, PhD, Deputy Superintendent, Division of Accountability; Mark Bounds, Deputy Superintendent, Division of Educator Quality and Leadership; Shelly B. Kelly, General Counsel, Parliamentarian, Office of General Counsel; Barbara Drayton, Deputy General Counsel, Office of General Counsel; and Karla Hawkins, Deputy General Counsel, Office of General Counsel.

III. APPROVAL OF STATE BOARD OF EDUCATION MINUTES FOR FEBRUARY 11, 2009

Charles McKinney moved to approve the SBE minutes for February 11, 2009. Cindy Clark seconded the motion. The motion carried.

IV. APPROVAL OF STATE BOARD OF EDUCATION AGENDA FOR MARCH 11, 2009

Amelia Herlong moved to approve the SBE agenda for March 11, 2009, with an amendment to add another student waiver to participate in interscholastic activities. Tim Moore seconded the motion. The motion carried.

V. RECOGNITION OF VISITORS, INCLUDING NEWS MEDIA

Board Chair Maguire recognized all visitors present. There was no news media present.

Board Chair Maguire turned the meeting over to Dr. Rex.

VI. STATE SUPERINTENDENT OF EDUCATION REPORT AND RECOGNITIONS

Dr. Rex recognized and presented an award to the American Star of Teaching, Ruth Truluck. Mrs. Truluck is a Wando High School biology teacher and has taught in Charleston County for more than 30 years.

The American Star of Teaching recognizes superior teachers who have a track record of improving student achievement. Honorees are recognized for using innovative instructional strategies and making a difference in the lives of their students.

Dr. Rex discussed the American Recovery Reinvestment Act, known as the Stimulus Bill. He stated that he had been in Washington, DC, along with other chief school officers and met with the Secretary of Education, Arne

Duncan. President Obama made an unexpected visit to the meeting and stated that education is one of his top priorities. Dr. Rex gave an update on his meeting with Secretary of Education Duncan. He stated that a part of the stimulus money would be coming to South Carolina within the next couple of weeks. He explained that a lot of this money is formula driven: Title One and IDEA, which are progressive programs for unprivileged students and students with special needs.

Dr. Rex said that the South Carolina State House had met and approved their budget, which incorporates stimulus funds. The South Carolina State Senate is in the process of working on their budget. He met with them and suggested that the SCDE and the Senate work closely together in assembling the budget for education. He has also spoken with the Governor, who is working on his recommendations for the recovery funds. The Governor indicated he is requesting a waiver for more flexibility. If this waiver is not approved, then he may consider other options.

Dr. Rex stated that Secretary Duncan wants to get the money to the states quickly, give as much guidance as possible at the front end, and hopefully the transparency and accountability will give flexibility, but at the same time keep everyone on track.

Dr. Rex has invited Secretary Duncan to come to South Carolina. He is optimistic that he will come. All SBE members will be invited to participate in the event.

VII. PUBLIC COMMENT

Two parents, Edward Manley and Janet Frazier, made public comments. Mr. Manley and Ms. Frazier spoke on issues dealing with special education students.

VIII. STATE BOARD COMMITTEE ITEMS

CA. CONSENT AGENDA

Kristin Maguire, Chair, State Board of Education, stated that the following items were approved in committee and placed on the Consent Agenda. Britt Blackwell moved to approve the Consent Agenda. Al Simpson seconded the motion. The motion carried.

STANDARDS, LEARNING, AND ACCOUNTABILITY

01. Recommendations for Appointments to the 2009 Review Panels for Digital and Instructional Materials

FINANCE AND OPERATIONS

01. Waiver of Requirement to Reduce Millage—McCormick County School District

POLICY AND LEGISLATIVE

01. Fiscal Year 2009–10 Waiver Request of Proviso 1A.39 (SDE-EIA: Technical Assistance)

02. Resolution of Support for Recommended Changes to Proviso 1A.30 (SDE EIA: Technical Assistance)

03. Resolution of Support for House Bill 3352

04. Resolution of Support for S. 107

05. Request by a School District for a Waiver Related to Students Participating in Interscholastic Activities

EP. EDUCATION PROFESSIONS

Committee Report—Patsy Pye, Chair, presented an overview of the Education Professions Committee items. Mrs. Pye stated that there was a quorum present. She said that the committee had no action items, but there was one item presented as information. Jim Turner, Director, Educator Certification, Division of Educator Quality and Leadership, reported on individuals who have applied for certification in South Carolina based on qualifying for the Passport to Teaching Certificate through the American Board for Certification of Teacher Excellence (ABCTE). Mrs. Pye provided the SBE members with a handout titled "Report of the Task Force on 21st Century Teaching and Learning.." She stated that she had asked Dr. Allison Jacques, Director, Preparation, Support, and Assessment, Division of Educator Quality and Leadership, to attend one of the SBE Retreats and give a brief overview.

SL&A. STANDARDS, LEARNING, AND ACCOUNTABILITY

Committee Report—Cindy Clark, Chair, presented an overview of the Standards, Learning, and Accountability (SLA) items. She stated that the SLA Committee had one action item and four information items. Action item 01 was approved in committee and placed on the Consent Agenda.

Kriss Stewart, Instructional Materials Coordinator, Office of Standards and Support, Division of Standards and Learning, presented a report on the recommendations for appointments to the 2009 Review Panels for Digital and Instructional Materials. She explained that the approval of the Review Panel members would allow digital and instructional materials bid for the 2009 adoption cycle to be evaluated and Panel recommendations to be submitted to the SBE in December 2009.

Ruta Couet, Education Associate for Modern and Classical Languages, Office of Standards and Support, Division of Standards and Learning, gave a report and answered questions from committee members on the South Carolina Academic Standards for American Sign Language (ASL) for information. It will come before the SBE in April for first reading.

Amelia Brailsford, PhD, Education Associate, Office of Assessment, Division of Accountability, gave a report on the development of the Palmetto Assessment of State Standards (PASS).

Ann White, Education Associate, Guidance and Counseling Program, Office of Youth Services, Division of Innovation and Support, gave a report on the SC Comprehensive Developmental Guidance and Counseling Program model.

John Holton, PhD, Education Associate, Office of Standards and Support, Division of Standards and Learning, gave a status report of the work of the SC Mathematics Advisory Panel.

F&O. FINANCE AND OPERATIONS

Committee Report—Phillip Bowers, Chair, stated the Finance and Operations Committee had one item for approval. Alex James, Director, Office of School Facilities, Division of Innovation and Support, presented the item. He explained that McCormick County School District is requesting a waiver from the SBE to use 50 percent of their Education Improvement Act (EIA) allocations for reduction of millage. The request was approved in Committee and placed on the Consent Agenda.

There was one other item discussed under other business. The SBE committee members asked that John Cooley, Deputy Superintendent, Office of Finance and Operations, provide the committee with data regarding per pupil expenditures, millage allocations, taxpaying ability, and bond indebtedness for all school districts prior to the next committee meeting.

I&ES INNOVATION AND EDUCATIONAL SERVICES

Committee Report—Tim Moore, Chair, stated that there were no items submitted for approval and there was one item presented as information. Don Lawrimore, Director of Public School Choice, updated the Board on honoring the *Charter School Contract: Guidance for SC School Districts*.

P&L. POLICY AND LEGISLATIVE

Committee Report—Kristin Maguire, Chair, reported that there were five items approved in the committee. All of the items were placed on the consent agenda.

Nancy W. Busbee, PhD, Director, Office of Federal and State Accountability, Division of Accountability, reported to the committee on fiscal year 2009–10 waiver request of Proviso 1A.39 (SDE–EIA:Technical Assistance.

Janice Poda, PhD, Deputy Superintendent for Administration, presented a resolution in support of the recommended changes to Proviso 1A.39 (SDE-EIA: Technical Assistance).

Janice Poda, PhD, Deputy Superintendent for Administration, presented a resolution supporting Senate Bill 107.

The Board went into executive session to discuss a request from two school districts asking for a waiver related to students participating in interscholastic activities. The requests were approved.

Shelly Kelly asked the SBE members if there was a way that the SBE members could grant the SCDE the authority to review the requests for student eligibility for participating in interscholastic activity, once proper documentation was received. This action is requested because of the requests that require immediate action. Al Simpson moved to request the SCDE to review all documents and make a recommendation based on the review and then have the SBE Chair authorize the waiver letters as they are received. Phillip Bowers seconded the motion. Mr. Moore asked about the process if the Office of General Counsel did not approve the waiver. Ms. Kelly stated they would be able to come before the SBE. Trip DuBard asked what would be the consequence for this district for the district's mistake. Chair Maguire stated there would be none. The motion carried.

IX. OTHER BUSINESS

01. Ratification Agenda for Educator Certification Cases (if needed)

Chair Maguire stated that the approval of the ratification agenda was completed in the first part of the SBE meeting.

02. Request from General Assembly Related to Regulations, if necessary

Shelly Bezanson Kelly, General Counsel, Office of General Counsel, stated that the State Superintendent of Education received no request from the General Assembly.

Chair Maguire asked if all of the SBE members received their invitation to the robotics competition at Clemson University. Chair Maguire also stated that a copy of the summary report on the study of *Principals' Perceptions of First Year Teachers* prepared by the Education Oversight Committee had been placed at the SBE members work station.

Chair Maguire extended condolescences from SBE members to SBE member Rose Sheheen on the loss of her mother and thanked the members for their expression of sympathy on the loss of her mother-in-law.

Cindy Clark asked Mark Bounds, Deputy Superintendent, Division of Educator Quality and Leadership, to provide information on the handout that the SBE members received at their work station and to bring the SBE members up-to-date on Darkness to Light. The handout shows the number of teachers in the SBE member's circuit that have been trained on Darkness to Light.

Mr. Bounds provided information to SBE members regarding substitute teachers. He spoke with SCDE's general counsel, Shelly Kelly. They decided the best course of action would be to have the General Assembly direct the SBE to come up with requirements for substitute teachers through regulations. A statewide policy for substitute teachers would be developed for SBE approval. SBE members were encouraged to e-mail Mr. Bounds with any concerns they had on this issue.

X. ADJOURNMENT

There being no further business, the SBE adjourned at 2:04 p.m.