

**STATE BOARD OF EDUCATION MEETING
MINUTES**

TUESDAY MAY 9, 2006

TIME: 9:30 a.m.

**RUTLEDGE STATE OFFICE BUILDING
BASEMENT CONFERENCE ROOM
COLUMBIA, SOUTH CAROLINA**

*Joe Isaac, Chair
John Tindal, Chair-Elect
Inez M. Tenenbaum
State Superintendent of Education
Secretary and Administrative Officer to the Board*

I. WELCOME/PLEDGE OF ALLEGIANCE

The meeting was brought to order by Chair Isaac at 9:30 a.m. Chair Isaac asked the audience to stand for the Pledge of Allegiance.

The following State Board members were in attendance: Joe Isaac, Chair; John Tindal, Chair-Elect; Ms. Rebecca Burch; Mr. Jessie Curtis; Mr. Trip DuBard; Mr. Mike Forrester; Mrs. Kristin Maguire; Mr. Charles McKinney; Mr. Ben Mitchell; Mrs. Patsy Pye; Mrs. Terrye Seckinger; Mr. Phillip Shoopman; Mr. Al Simpson; Ms. Diane Sumpter; Mr. Ron Wilson; and Dr. Kristi Woodall. Ms. Virginia Wilson was absent. State Superintendent Inez Tenenbaum and staff of the State Department of Education were present.

**II. APPROVAL OF STATE BOARD OF EDUCATION MINUTES OF
APRIL 12, 2006**

Mrs. Kristin Maguire moved for approval of the minutes of the April 12, 2006, State Board meeting with the following amendment: Mr. Trip DuBard, Mrs. Kristin Maguire, Mr. Phillip Shoopman, and Mr. Mike Forrester were excused absences. Mr. Mike Forrester seconded the motion. The motion carried.

III. APPROVAL OF STATE BOARD OF EDUCATION AGENDA FOR MAY 9, 2006

Mrs. Rebecca Burch moved for the approval of the agenda for the May 9, 2006, State Board meeting. Mr. Charles McKinney seconded the motion. The motion carried.

IV. RECOGNITION OF VISITORS, INCLUDING NEWS MEDIA

Chair Isaac welcomed all visitors and asked them to stand and be recognized. Ms. Sheila Gallagher from the South Carolina Education Association (SCEA) stood to be recognized.

There was no news media present.

V. PUBLIC COMMENT PERIOD

There were no public comments.

VI. STATE SUPERINTENDENT OF EDUCATION REPORT

There were no reports presented by the State Superintendent of Education.

Mr. Ben Mitchell, Board member, asked that Mrs. Tenenbaum recognize Walterboro's Thunderbolt Career and Technology Center. The Center placed third in the nation at the 5th Annual National Restaurant Association's ProStart Student Invitational (NPSI) on May 2, 2006. T.H.E. Foundation and the Hospitality Association of South Carolina sponsored the South Carolina team.

X. STATE BOARD ITEMS

**56. Teacher Recruitment, Training, and Certification Item(s)
Kristin Maguire, Facilitator**

01. TRTC Items Overview

Janice Poda, Deputy Superintendent, Division of Educator Quality and Leadership, gave a brief overview of the agenda items.

02. Revisions to the Program of Alternative Certification for Educators (PACE) Guidelines (First Reading)

Falicia Harvey, Education Associate, Office of Educator Certification, Division of Educator Quality and Leadership, presented the item.

Ms. Harvey explained that the revisions to the Guidelines are suggested changes by the PACE Advisory Committee following review of the current program implementation. The revisions provide an alternative to the work experience admission requirement. The Division of Educator Quality and Leadership recommended that the State Board of Education approve the revised PACE Guidelines for first reading

Mr. John Tindal moved for approval of the revisions to the PACE Guidelines for first reading. Mr. Mike Forrester seconded the motion.

Mr. Charles McKinney moved for an amendment to the motion for approval of the revisions to the PACE Guidelines for first reading to add the following language under Eligibility Criteria, Item #3, or an earned advanced degree from a college or university with a teacher education program that has been approved by the State Board of Education for certification purposes. Mr. Ron Wilson seconded the motion.

The Board voted on the motion to amend. The motion carried. The Board then voted on the motion as amended. The motion carried.

03. ADEPT System Guidelines (First Reading)

Kathryn R. Meeks, PhD, Education Associate, Office of Educator Preparation, Support, and Assessment, Division of Educator Quality and Leadership, presented this item.

Dr. Meeks explained that the purpose of the Assisting, Developing, and Evaluating Professional Teaching (ADEPT) Guidelines is to assist school districts and institutions of higher education in interpreting and implementing the specific requirements of S.C. Code Ann. §§ 59-26-30 and 59-26-40 (2004 and Supp. 2005) and Regulation 43-205.1 (Supp. 2005), Assisting, Developing, and Evaluating Professional Teaching (ADEPT). A statewide committee of educators was convened in 2005 to review recommendations to the State Board of Education's ADEPT Regulation 43-205.1 and to begin drafting ADEPT system guidelines.

Mr. John Tindall moved for approval of the ADEPT System Guidelines for first reading. Ms. Rebecca Burch seconded the motion. The motion carried.

55. Curriculum and Instructional Materials Item(s)
Kristi Woodall, EdD, Facilitator

01. C&I Items Overview

Lucinda Saylor, Deputy Superintendent, Division of Curriculum Services and Assessment, gave a brief overview of the agenda items.

02. 2006–07 Instructional Television Resources Proposal

Bette Jamison, Education Associate, Office of Instructional Technology, Division of School Enterprise Operations, presented the item and answered questions from the Board members.

Ms. Jamison explained that by joint agreement between the SCETV Commission and the State Board of Education (1976), State Board Rules of Governance Policy IFBE/IFBF requires the State Board of Education (SBE) to review and annually approve the State Department of Education's (SDE) recommendations for television resources. The Office of Instructional Technology recommends approval of the ITV program of instructional television resources for the 2006–07 school year by the State Board of Education at the May meeting in order to facilitate the scheduling process for instructional television resources for the 2006–07 school year.

The Office of Instructional Technology recommended a list of instructional television resources for the 2006–07 school year that included 375 classroom resources for grades K–12. These in-school television resources represent 346 series and 29 single program titles. Three hundred and forty-nine of the resources offered in 2006–07 will be retained, with 30 of those being revised, and 26 resources new series.

Mr. Mike Forrester moved for approval of the 2006–07 Instructional Television Resources proposal. Mr. John Tindal seconded the motion.

Mrs. Kristin Maguire made a motion to amend the motion to approve all of the instructional television resources (resources), except for # 5, The World of Animals, and # 8, Molecules and Evolution, under Biology: The Science of Life Lessons. These resources would be further evaluated and brought back to the Board at a later date. Mr. Al Simpson seconded the motion.

The Board voted on the motion to amend. The motion carried. The Board then voted on the motion as amended. The motion carried.

03. Annual Report of the Accreditation of School Districts in South Carolina for the 2005–06 School Year

Janet Perry, Education Associate, Office of School Quality, Division of Curriculum Services and Assessment, presented the item.

Ms. Perry explained that accreditation data for the 2005–06 school year was submitted by each school district for the following areas: (1) Board of Trustees, (2) District Operations, (3) Summer School Programs, (4) Adult Education, (5) Career and Technology Centers, (6) Elementary and Middle Grades, and (7) Secondary Grades. A desk audit was performed by the Office of School Quality staff based on self-reports (Accreditation Compliance forms and the Professional certified Staff listings) by districts and schools to the State Department of Education. Accreditation classifications were assigned based on the preliminary analysis of data and mailed to administrators in January. Administrators were required by State Board regulation to make written replies indicating steps taken to remove these deficiencies. The replies were evaluated and the Office of School Quality staff assigned a final accreditation classification (All Clear, 4; Advised, 3; Warned, 2; and Probation, 1). The Office of School Quality staff gave priority in services to areas classified Advised, Warned, and Probation. The State Department of Education recommends approval of final accreditation classification of each district educational component and education unit for the 2005–06 school year.

Mr. John Tindal moved for the approval of the Annual Report of the Accreditation of School Districts in South Carolina for the 2005–06 school year. Mr. Ron Wilson seconded the motion. The motion carried.

FOR INFORMATION ONLY

02. 4K Waiver Granted for 2005–06 and Pursuant to R 43-264.1(VI)(B) (Supp. 2005), Half-Day Child Development Programs

Robin McCants, Director, Office of Early Childhood Education, Division of District and Community Services, presented this item as information.

This report provided the State Board of Education information about the districts that received 4K waiver approvals by the State Department of Education. They were Aiken County School District, Anderson County School District Two, York County School District Two, Dorchester County School District Two, Lexington School District One, Oconee County School District, Orangeburg County School District Five, Richland County School District One, Richland County School District Two, Spartanburg County School District Seven, and Sumter County School District Two.

**54. Finance and Legislative Item(s)
Mr. Phillip Shoopman, Facilitator**

01. F&L Items Overview

John Cooley, Deputy Superintendent, Division of Finance and Operations, gave a brief overview of the items.

02. Facilities Waiver Request—Richland County School District Two

Alex James, Director, Office of School Facilities, Division of School Enterprise Operations, presented this item.

Mr. James stated that Richland County School District Two requested a waiver for slight variation of the classroom size requirements in the 2206 *South Carolina School Facilities Planning and Construction Guide*. LS3P Associates Ltd. is in the process of developing the documents for site-adapting their design for the Elementary School 12 (Lake Carolina) as the new Elementary 16, and after making minor adjustments to the plan, they noted that there are a few spaces that fall under the square footage requirements. They have, therefore, requested a waiver to allow occupancy of nonconforming classrooms. The Office of School Facilities recommended approval of the waiver.

Ms. Rebecca Burch moved for approval of the facilities waiver request for Richland County School District Two. Mr. John Tindal seconded the motion. The motion carried, with one abstaining vote from Ms. Diane Sumpter.

03. Facilities Waiver Request—Pickens County School District (Renewal)

Alex James, Director, Office of School Facilities, Division of School Enterprise Operations, presented this item.

Mr. James stated that the district is asking for an extension of the current waiver for the temporary facility that houses the alternative middle school to allow occupancy of a nonconforming facility for the 2006–07 school year. The facility remains in compliance with building codes. It does not comply with the State Department of Education regulations for construction.

Mr. Mike Forrester moved for approval of the facilities waiver request for Pickens County School District. Mr. Ron Wilson seconded the motion. The motion carried.

Mr. Dubard expressed concern about the continuous extension of the current waiver. He wanted to know if we ever do not extend a deadline or does it just come back here. He wanted to know how many times the waiver had come back. Mr. James explained that the facility does comply with the building code. The variance is that our state regulation does not allow Type V construction, which may contain some combustible materials (wood). We do not allow wood in public school buildings.

Mr. DuBard asked how many years past the three- to four-year deadline was it. Mr. James stated that it was probably the third year it has been extended, but he would need to confirm this. Mrs. Maguire confirmed that it was the third year.

Mrs. Maguire stated that she had reviewed the facility and would approve the request for the extension. She said she would have no problems putting her children in the facility.

Mr. DuBard expressed concerns about extending deadlines and what impact that has on the meaning of regulations.

Mr. James agreed with Mr. DuBard that he shared concern in continuing to extend this, but in terms of safety, he did not have any concerns about it being an unsafe facility.

Mr. DuBard then asked what would happen if the Board said no. Mr. James stated that they would have to abandon the building and move the program.

For Information Only

04. State Board of Education Financial Statements

John Cooley, Deputy Superintendent, Division of Finance and Operations, presented this item and answered questions from the Board.

A concern was expressed by members of the Board regarding the amount of money left over in the budget at the end of the fiscal year. The Board members discussed having State Board hearing officers paid out of the State Board budget, since the Board is responsible for hearing teacher cases. A request was made to Mr. Cooley to bring back to the Board the amount of expenses incurred by the hearing officer(s).

03. Legislative Update

Dale Stuckey, Esquire, Chief Counsel, Office of General Counsel, presented the legislative update on behalf of Pierce McNair and answered questions from the Board. A summary of the bills of interest in the General Assembly was distributed to the Board.

**52. Educational Policy Item(s)
Joe Isaac, Facilitator**

01. Educational Policy Items Overview

Dale Stuckey, Esquire, Chief Counsel, Office of General Counsel, gave a brief overview of the items.

02. Revisions to the Rules of Governance (First Reading)

Shelly Kelly, Esquire, Deputy General Counsel, Office of General Counsel, presented this item. Mrs. Kelly explained that after the successful completion of the pilot test of one-day meetings where the Board met as a whole and without committees, the Board voted to move forward with revisions to the Rules of Governance to make those changes permanent. She stated that to effect that change a number of Rules must be amended or deleted.

Mrs. Kristin Maguire moved for approval of the revisions to the Rules of Governance for first reading. Mr. Mike Forrester seconded the motion. The motion carried.

XI. OTHER BUSINESS

Mrs. Kristin Maguire gave a report of her attendance at the Calories In—Calories Out Conference. She also reported on the Financial Literacy Committee. Mrs. Maguire would like a common definition of “financial education” or “financial literacy.” She will be taking this back to the Committee. Mrs. Maguire then reported on the 2006 National/California Charter School Conference held in California in February.

XII. EXECUTIVE SESSION

Educator Licensure Cases

The State Board of Education (Board) held a meeting at 11:35 a.m., Wednesday, May 9, 2006, in the Basement Conference Room of the Rutledge State Office Building to discuss educator licensure cases. The following Board members were in attendance: Joe Isaac, Chair; John Tindal, Chair-Elect; Mrs. Rebecca Burch; Mr. Mike Forrester; Mrs. Kristin Maguire; Mrs. Patsy Pye; Mr. Jessie Curtis; Mr. Phillip Shoopman; Mr. Al Simpson; Mr. Ron Wilson; Mr. Ben Mitchell; Mr. Charles McKinney; Mrs. Terrye Seckinger; Ms. Diane Sumpter; and Dr. Kristi Woodall. Absent were Mr. Trip DuBard and Ms. Virginia Wilson.

The meeting was brought to order by Chair-Elect Tindal.

Chair Tindal declared the Board in Executive Session

Open Session

1. Mr. Mike Forrester moved that the State Board of Education deny the certification application of Jacqueline M. Fairchild on the grounds of breach of contract. The motion was seconded by Mrs. Kristin Maguire and approved by the Board.

Chair Tindal declared the Board in Executive Session

Open Session

2. Mrs. Kristin Maguire moved that the State Board of Education summarily suspend the certificate of Julius L. Campbell, certificate 206978, and adopt an Order of Summary Suspension on the grounds of unprofessional conduct. The motion was seconded by Mr. Mike Forrester and approved by the Board.
3. Mrs. Kristin Maguire moved that the State Board of Education revoke the certificate of Denise M. Haselden, certificate 152955, and adopt an Order of Revocation on the grounds of unprofessional conduct. The motion was seconded by Mrs. Terrye Seckinger and approved by the Board.
4. Dr. Kristi Woodall moved that the State Board of Education suspend the certificate of Marty D. Phillips, certificate 166905, for a period of sixteen months and adopt the Consent Order of Suspension on the grounds of unprofessional conduct. The motion was seconded by Mr. Joe Isaac and approved by the Board, with three desenting votes by Mr. Ron Wilson, Mrs. Kristin Maguire, and Mrs. Terrye Seckinger.

5. Dr. Kristi Woodall moved that the State Board of Education suspend the certificate of Darrell Tingle, certificate 197577, for a period of one year and adopt the Consent Order of Suspension on the grounds of unprofessional conduct, subject to the condition that Mr. Tingle's certificate not be reinstated until he submits a current, clear drug screen report. The motion failed.
6. Mrs. Kristin Maguire moved that the State Board of Education suspend the certificate of Wendy W. Lux, certificate 171509, for a period of one year and adopt an Order of Suspension on the grounds of breach of contract. The motion was seconded by Mr. Mike Forrester and approved by the Board.
7. Mrs. Kristin Maguire moved that the State Board of Education issue a public reprimand to Jeffrey McMillan, South Carolina educator certificate 215911, and adopt the Consent Order of Public Reprimand on the grounds of unprofessional conduct. The motion was seconded by Mrs. Rebecca Burch and approved by the Board.

XIII. ADJOURNMENT

There being no further business, the Board adjourned at 1:55 p.m.