

**MARYLAND STATE BOARD OF EDUCATION
200 W. Baltimore Street
Baltimore, MD 21201**

PROFESSIONAL STANDARDS AND TEACHER EDUCATION BOARD

**February 2, 2017
Minutes**

The 414th meeting of the Professional Standards and Teacher Education Board (PSTEB) was held at the Maryland State Department of Education, 200 West Baltimore Street, Baltimore, Maryland 21201 on February 2, 2017. Ms. Dawn Pipkin called the meeting to order at 9:33 a.m.

The following members were in attendance: Mr. Peter Baily, Ms. Jennifer Berkley, Mr. Charles Hagan, Ms. Kathleen Kelbaugh, Ms. Maleeta Kitchen, Mr. Christopher Lloyd, Dr. Barbara Martin-Palmer, Dr. John Mayo, Dr. Kristine McGee, Ms. Dawn Pipkin, Ms. Sarah Spross, and Dr. Jamey Tobery-Nystrom.

The following members were absent: Dr. Mae Alfree, Ms. Louise DeJesu, Dr. Kandace Hoppin, Mr. Darren Hornbeck, Dr. Alyssia James, Mr. Philip Kauffman, Dr. Mary Ellen Lewis, Ms. Debra Poese, Ms. Karen Saar, and Ms. Geralda Thompson.

The following Maryland State Department of Education staff members were present:

Dr. Miya Simpson, Ms. Michelle Dunkle, Ms. Kelly Meadows, Ms. Ruth Downs (Recorder), and Mr. Derek Simmons, Esq., Attorney General's Office.

PRELIMINARY ITEMS

Recognition of Guests

Ms. Dawn Pipkin welcomed the guest and asked them to introduce their selves.

Public Comment

None

DISCUSSION

State Board

Dr. Miya Simpson, Executive Director gave a summary of the December 5, 2016 meeting of the Maryland State Board of Education. The agenda included the following:

Information and Discussion:

- Every Student Succeeds Act (ESSA)
- Commission on Assessments Report Recommendation
- Charter School Funding Study Report
- Adequacy Study Final Report
- Legislative & Budget Updates
- Disproportionality Update

Regularity Actions

- Granted permission to publish amendments to regulation .01 under Code of Maryland Regulations (COMAR) 13A.02.01 Local Boards of Education. These amendments remove the language, Rules for Executive Session, since it is now covered in the Open Meetings Act.
- Granted permission to publish amendments to regulation .01 under COMAR 13A.03.01 *Standards for Kindergarten Programs*. Beginning September 1, 1994, COMAR 13A.03.01.01 Standards for Kindergarten Programs Operated by

Public Institutions of Post-Secondary Education is to be reviewed every five years. Since the last review, one of the instructional program requirements was changed: COMAR 13A.04.06 was changed from Program in Reading to *Program in Instruction of Personal Financial Literacy*. The amendments to regulation .01 will reflect that change.

- Granted permission to publish amendments to regulation .03 under COMAR 13A.12.01 General Provisions. These amendments formalize the process for denying certification to individuals who have a disqualifying cause that would result in a suspension or revocation if the individual already held a Maryland certificate. The proposed amendments would provide the same notice and opportunity for a hearing that is provided to current certificate holders.
- Granted permission to publish amendments to regulations COMAR 13A.12.02.15 *Professional and Technical Education* and .16 *Work-Based Learning Coordinator*. These amendments expand the pool of potential applicants for local school systems by adding the ability to use teaching experience for the professional and technical education regulations and revising the number of hours of work experience an individual may present for certification for the work-based learning coordinator.
- Granted permission to publish amendments to regulation .08 under COMAR 13A.05.01 *Provision of a Free Appropriate Public Education*. These amendments inform individualized Education Program (IEP) teams of the statutory requirement to include orientation and mobility (O&M) instruction in the IEP of a student who is blind or visually impaired, unless the IEP team determines that such instruction is inappropriate and conducts an O&M assessment to substantiate that determination.
- Delayed permission to publish amendments to regulations .02 .03 and .04 under COMAR 13A.03.04 *Test Administration and Data Reporting Policies and Procedures*. It was agreed to bring this action back before the Board for consideration at their February 28 meeting.
- Granted permission to adopt the repeal of regulations .01, .02, and .03 under COMAR 13A.02.08 Recognition of Employee Organizations. These regulations are no longer needed since the Public School Labor Relations Board now has jurisdiction over and have adopted regulations to carry out this activity.
- Granted permission to adopt the repeal of regulations .01 through .11 under COMAR 13A.04.03 *Driver's Education Program*. These regulations are no longer needed because driver education programs are now governed by the Maryland Vehicle Administration.
- Granted permission to adopt new regulations .01 through .05 under a new chapter, COMAR 13A.03.07 *Maryland Seal of Biliteracy Program*. These regulations are required by Senate Bill 781/House Bill 708 and will make Maryland the 21st state to establish a voluntary recognition program for Maryland students who have achieved high levels of proficiency in English and another language.

School Calendar Waivers:

- Approved the waiver applications for Allegany and Garrett County Public Schools to open schools for pupil attendance prior to Labor Day for the 2017-2018 school year.
- Approved to change the July State Board meeting date to July 18, 2017.

Opinions and Orders:

- *J.B. v. Harford County Board of Education* – termination from summer jobs program – Opin. No. 17-01
- *Catherine H. v. Prince George's County Board of Education* – student transfer -- Opin. No. 17-02
- *Shanelle I. v. Baltimore City Board of School Commissioners* – early kindergarten entry -- Opin. No. 17-03
- *In Re: Prince George's County Travel Funds* – petition for declaratory ruling on use of funds – Opin. No. 17.04
- *A.M. v. Prince George's Board of Education* – student suspension – Opin. No. 17-05
- *Gordon and Tamara M. v. Prince George's County Board of Education* – Pre-K eligibility – Opin. No. 17-06
- *J.B. v. Harford County Board of Education* – motion to waive transcript cost – Order No. OR17-01
- *Howard County Board of Education v. Renee Foose* – Motion to Shorten Response Time – Superintendent Order No. 17-01

Meeting materials, Opinions, and Orders can be found at www.msde.maryland.gov/stateboard/index.html

The next meeting of the Maryland State Board of Education will be held on Tuesday, **February 28, 2017**, at the Nancy S. Grasmick State Education Building, 200 West Baltimore Street, 7th Floor Board Room, Baltimore, Maryland 21201.

DISCUSSION

Legislative Update

Ms. Sarah Spross did a legislative update on the following House Bills (HB458 and HB331).

House Bill 458 – Visual Impairments – Requirements for Teacher Training, Student Screening, and Maryland Medical Assistance Program Coverage

For the purpose of requiring, on or before a certain date, the Professional Standards and Teacher Education Board to require a certificate holder applying for renewal of a certificate as a teacher to complete a course on understanding and recognizing the symptoms of visual impairments; requiring the Board to approve a course that meets certain criteria; requiring the Board to adopt certain regulations; requiring a vision screening provided to certain students in public schools to include the administration of a computerized screening for visual impairments that includes, at a minimum, certain tests; requiring the Department of Health and Mental Hygiene to fund and provide to certain county health departments the equipment for a certain required computerized screening of visual impairments; requiring a computerized screening for visual impairments to be given each year to each student who has an individualized education program; requiring the results of a certain computerized screening for visual impairments to be made part of a certain record, given to the parents of certain students, and reported to certain entities; requiring a parent or guardian to report, on a certain form, to certain entities on the recommended services received by a student who may have possible symptoms of a visual impairment; requiring the county board of education or the county health department to report to the Department of Health and Mental Hygiene the results of computerized screenings for visual impairments; exempting a student who parent or guardian objects to a certain vision screening on certain grounds from taking the screening; requiring the Maryland Medical Assistance Program to provide, beginning on a certain date and subject to a certain limitation and as permitted by federal law, vision rehabilitation for certain individuals; and generally relating to teacher training, student screening, and medical coverage for visual impairments.

Article Education

6-704.2

(A) On or before July 1, 2018, the Board shall require a certificate holder applying for renewal of a certificate as a teacher to complete a course on understanding and recognizing symptoms of visual impairments, including visual processing disorders and binocular processing disorders.

(B) The Board shall approve a course required under this section that:

- 1) Is designed for Educators;
- 2) Has been in use for at least 5 years
- 3) Is taken online and complies with §508 of the Federal Rehabilitation Act of 1973
- 4) Satisfies professional development requirements; and
- 5) Provides information and training on Education and Classroom Development activities relating to Visual Processing Disorders.

(C) The Board shall adopt regulations to implement this section.

Discussion

Ms. Dawn Pipkin asked the question as to whether or not MSDE will be giving testimony on this HB458.

Ms. Sarah Spross stated that the department sometimes provides a letter of information as we did last year for another bill. However, the department at this time is not taking positions. Ms. Spross stated that she spoke to the legislative representative, Ms. Tiffani Clark about presenting this to the PSTEB. Ms. Spross said that she does not know if this bill will be taken to the State Board or if the State Board will take a position on this bill. This bill is specific at this time for PSTEB. We know that PSTEB and the State Board work hand in hand. Ms. Clark shared with Ms. Spross that PSTEB as an appointed board can take a position on the bill.

Mr. Christopher Lloyd wanted to know if historically PSTEB has taken position on legislation within the context of a legislative session.

Ms. Spross said yes. Last year PSTEB wrote a letter of opposition to the General Assembly in

Mr. Christopher Lloyd inquired as to whether or not historically has PSTEB ever taken a position with legislation during a session.

Ms. Spross stated that yes, Lauryn's Law – HB497. While it did not say the course name, it told us what we had to put into the renewal requirements for school counselors.

Mr. Lloyd asked if we knew the history and background for the introduction of this bill.

Ms. Spross stated that she did not know, but this bill has not come up for discussion in their weekly legislative meeting because it has not been scheduled for a hearing yet. The bill is relatively new.

Ms. Kelly Meadows informed Ms. Spross and the board that the bill is scheduled for hearing on February 14 at 1 p.m. Therefore, the bill has made it to a hearing. Ms. Spross stated that if the board feels strongly on this bill, then it is something that we need to act on quickly.

Mr. Lloyd asked how does the board take action when a quorum is not present today, prior to the next meeting.

Ms. Spross stated that the board cannot take a vote and take action but they can have a discussion and begin a process. We could call a phone conference as an additional meeting.

Ms. Pipkin stated that some things that kind of stand out to her are, "Is this something that every educator needs?" and what to Chris' question, "What was the impetus for this and feeling that every educator needs it."

Ms. Spross stated that there is one piece she wanted to share and that is that this involves the Department of Health and Mental Hygiene. There are current statute that requires the local health department board to conduct vision and hearing impairment screenings in schools. You will see as you get into the bill that it gets very specific about the type of screenings they need to do for vision. It also provides the Department of Health to provide each county with the equipment to do these screenings. So it is somewhat shared.

Mr. Lloyd stated that he believed that PSTEB should convene the entire Board via phone before February 14 so that we might discuss HB458 and discuss whether the Board would take a position and to make a motion to take such a position. Such that on February 14, we could submit either written testimony or verbal testimony supporting our motion.

Ms. Spross stated that she would send out a meet request posted on the website with a very quick turnaround. If the hearing stands on the 14th and the Board decides to take action as to whether to support or oppose this bill. Whether it is written testimony or verbal testimony, the board is also going to have to agree to what goes into that testimony.

Mr. Charles Hagan asked if the board could have some data on what is the percentage of students that fall into this category currently. Even if the data is just with visual impairment relative to the number of teachers in the State of Maryland. To give some data to say, is this where we want to put our money as a state for such a small percentage. The other piece of data would be how many of those students that are visually impaired, especially heavily visually impaired specifically in a Special Ed stand-alone school, where we could separate this out.

House Bill 331—Education – Behavior Intervention Plans – Physical Restraint and Seclusion

For the purpose of prohibiting a public agency and a nonpublic school from using physical restraint except under certain circumstances; prohibiting a public agency and a nonpublic school from using seclusion except under certain circumstances; requiring a public agency or a nonpublic school that uses seclusion to document the completion of a certain assessment, observe the student at all times, limit the period of seclusion to a certain amount of time, discontinue the seclusion after a certain time, and consider alternative behavior interventions under certain circumstances; requiring

schools to report to the State Department of Education on or before a certain date each year certain information relating to physical restraint and seclusion incidents; requiring the Department to adopt certain regulations; requiring the State Superintendent of Schools to consult with certain individuals relating to training requirements for teachers and administrators regarding evidence-based positive behavioral interventions, strategies, and supports, and trauma-informed interventions; requiring the Department to coordinate with public agencies and nonpublic schools to ensure that certain individuals who work directly with students receive certain initial and periodic professional development; altering a certain definition; defining certain terms; repealing certain obsolete provisions of law; and generally relating to behavior intervention plans.

Discussion

Ms. Spross stated that most of what is changing in this bill is around seclusion. When you are talking about seclusion, the definition is the placement of a child in a room with no one there. Therefore, this is putting some parameters around the seclusion of students. Ms. Spross stated that it has to do with increasing the oversight anytime seclusion is used. The hearing for HB331 is also on February 14. She feels that we need to watch this bill. Special Education is assigned to track this bill.

Ms. Pipkin asked if there were any thoughts around the table or does the Board want to continue to discuss HB331?

Mr. Lloyd agreed that PSTEB just needs to watch the bill.

Senate Bill 152 – Budget Reconciliation and Financing Act of 2017

Ms. Spross informed the Board that Senate Bill 152 which is known as the BURFA bill affects SB493. She wanted to bring to PSTEB’s attention that this bill does heavily affect SB493 and the financial part of the bill. She outlined three new incentives/programs for teachers. This bill may affect the pilot program, the Quality Teacher Incentive Act and the Anne Arundel County program significantly. In the language where it said that the Governor shall appropriate an appropriation to the program, now says that the Governor may include appropriation to the program. Ms. Spross stated that when you use the word “shall”, it says that you have to give the money, but the word “may” says it is your choice. Ms. Spross informed the Board that it is not just our agency that is affected by this bill, but many other agencies too.

Maryland Approved Alternative Preparation Programs (MAAPP) Overview

Guiding Documents

- Regulations 13A.12.01.07
- Guidelines for Implementing Approved Alternative Preparation Programs (MSBE July 2010)
- MAAPP Standards of Practice
- MAAPP Guidelines (Rubrics linked to Standards)
- <http://www.marylandpublicschools.org/about/Pages/DEE/Program-Approval/MAAPP.aspx>

Four Components

- Recruitment and Screening
- Pre-Employment Training
- Supervised Four to Eight-Week Internship
- Fully-Compensated Residency of one or two years utilizing the Resident Teacher Certificate

Qualifications of Candidates

- Bachelor’s Degree or Higher
- 2.75 GPA either in content area or total transcript
- Basic Skills Test*
- Content Test*
 - Other screening options often added: writing competency, dispositional elements, etc.

2015-2016 Evaluation Data

- All programs provide evidence that they:
 - Recruit for candidates that reflect the diversity of the LEA partners

- Utilize an objective rubric-assessed process for deciding who gets admitted
- Maintain data assuring objectivity of entry process as part of cohesive assessment system

Admission Data

- 10% of those who applied were accepted including those from national recruiting (TFA, TNTP) who expressed an interest in teaching in Maryland.

Pre-Employment Training

- May be course based or modular, depending on LEA partner
- Must include first of required reading courses
- Must include instruction consistent with being the teacher of record in short period of time
- **Must utilize an objective, rubric-assessed process for determining who moves forward into internship**

Participant Survey

- Five questions determine participant satisfaction with training related to knowledge and skills, overall quality, expertise of instructors, adequate preparation to move forward, and alignment with LEA priorities.
- 91% of respondents (338) reflected strong positive agreement, 7% disagreed, with the remainder having no opinion.

Internship

- Eight weeks, but may be mitigated to four with prior valid, and documented, experience
- 60% are concurrent with training
- Daily supervision by teacher certified in content area or by a team headed by that certified teacher is required
- **An objective, rubric-assessed process for determining who moves forward into residency is required**

Residency

- Although the Resident Teacher Certificate is valid for two years, 50% of currently-approved programs are designed to be completed within one year
- 79% placed in urban, high-need schools
- 10% placed in urban schools
- 8% placed in suburban, high-need schools
- 3% placed in suburban schools
- **Mentoring is required and documented**
- Residents complete reading courses, continue training, including that required by LEA and coursework or modules required by program
- Residents complete pedagogy test
- Residents area evaluated using the LEA Principal/Teacher evaluation tool

Principal Survey

- Hiring Principals are asked to rate their Resident Teachers as:
 - Totally Unprepared
 - Unprepared
 - Adequately Prepared
 - Well Prepared
 - Extremely Well Prepared
- Results (n= [Residents]) 175
 - Totally Unprepared 0
 - Unprepared 3
 - Adequately Prepared 62
 - Well Prepared 79
 - Extremely Well Prepared 31
- Principals are also asked to rate their Resident Teachers on the following:
 - Worse than all other new teachers

- Worse than many other new teachers
 - On par with other new teachers
 - Superior to all other new teachers
 - Far superior to all other new teachers
- Results n = 118
 - Worse than all other new teachers 2
 - Worse than many other new teachers 7
 - On par with other new teachers 69
 - Superior to all other new teachers 32
 - Far superior to all other new teachers 8

State Program Approval

- Five-year cycle
- Peer Review, members from:
 - Two and four-year faculty and administration
 - MAAPP Staff
 - LEA teachers, mentors, central office staff

Standards

- MAAPP Standards
- Institutional Performance Criteria
- Yearly Evaluation

Decisions

- The LEA has no responsibility to retain the Resident
- The Principal evaluation along with an objective, rubric assessed capstone project are the basis for the recommendation to award the Standard Professional Certificate

BREAK

11:20 a.m. – 11:25 a.m.

ESSA Update

Ms. Spross gave a very quick update on ESSA. All the Listening Tours have been concluded. She stated that each tour had its own feel from the community. She felt that they would hear different issues from each session, but was very surprised to hear that the same issue came up in each Listening Tour. Every tour was extremely well attended. The majority of the attendees were teachers, followed by parents and community members. There have been over 2,000 respondents to the survey.

Senate Bill 493

Ms. Spross informed the Board that there have been two meetings. On January 21, the workgroup met to review and rethink were each of the committees should be. On January 31, the workgroup met again along with the committee members. Both meetings were very powerful. The attendance of new committee members was very strong. The committees have changed. There are five new committees:

1. Certification Restructuring
2. Quality Teacher Incentives
3. Professional Development for Teachers and Administrators
4. Revising the Institutional Performance Criteria
5. Mentoring

There was very strong representation from every organization. The next meeting is scheduled for February 21.

ACTION ITEMS

Approval of January Minutes

Ms. Pipkin stated that the January minutes could not be approved, because they did not have a quorum to vote.

Approval of Proposed Agenda Items for March

- Approval of Minutes
- SBOE Updates
- Legislative Session Update
- Testing Commission Update (Tentative)
- Regulation Review

Ms. Pipkin stated that the March Agenda could not be officially adopted, because they did not have a quorum to vote.

Meeting Adjourned

Meeting was adjourned at 12:00 p.m.