

MINUTES OF THE MARYLAND STATE BOARD OF EDUCATION

Tuesday
April 26, 2016

Maryland State Board of Education
200 W. Baltimore Street
Baltimore, Maryland 21201

The Maryland State Board of Education met in regular session on Tuesday, April 26, 2016 at 9 a.m. at the Nancy S. Grasmick State Education Building. The following members were in attendance: Mr. Guffrie M. Smith, President; Dr. S. James Gates, Jr., Vice-President; Mr. James H. DeGraffenreidt, Jr.; Dr. Chester Finn, Jr.; Dr. Michele Jenkins Guyton; Ms. Stephanie R. Iszard; Mrs. Madhu Sidhu; Mr. Andrew R. Smarick; Ms. Quinn Wandalowski; Ms. Laura Weeldreyer and Dr. Jack Smith, Interim State Superintendent of Schools. Mr. Larry Giammo and Ms. Linda Eberhart were absent.

Elizabeth Kameen, Esq., Assistant Attorney General, and the following staff members were also present: Ms. Kristy Michel, Deputy State Superintendent for Finance and Administration, Dr. Miya Simpson, Executive Director to the State Board, Dr. Henry Johnson, Interim Deputy State Superintendent for Teaching and Learning, and Dr. Karen Salmon, Deputy State Superintendent for School Effectiveness.

President Guffrie Smith welcomed members and staff of the Maryland Association of Boards of Education (MABE).

Ms. Wandalowski introduced David Edimo, a candidate for student member of the Board.

CONSENT AGENDA

Interim State Superintendent Jack Smith recommended approval of the Consent Agenda.

Upon motion by Dr. Gates, seconded by Mr. DeGraffenreidt, and with unanimous agreement, the Board approved the Consent Agenda as follows: (In Favor – 10)

Approval of Minutes of March 21 and 22, 2016
Personnel (copy attached to these minutes)
Budget Adjustments for March 2016

ORAL ARGUMENTS

President Guffrie Smith recused himself from hearing oral arguments and Dr. Gates asked Ms. Kameen to explain the procedures by which the Board hears oral arguments. Ms. Kameen introduced the following persons:

Robin Welsh
Deborah Pulley
Kimberly Roof

v.

Andrew Nussbaum, Esq.
Representing the Calvert County Board of Education

DEPARTMENT OF LABOR, LICENSING AND REGULATION (DLLR) REPORT ON THE GED AND NEDP PROGRAMS

The Interim State Superintendent introduced Kelly M. Schulz, Secretary of DLLR, to provide a summary report on the General Education Diploma (GED) and the National External Diploma Programs (NEDP).

Secretary Schulz introduced James Rzepkowski, Assistant Secretary, and Patricia Tyler, Director of Adult Education and Literacy Services and explained that the DLLR's Annual Report on the GED and NEDP Programs was submitted covering the period of July 1, 2014 to June 30, 2015.

Mr. Rzepkowski discussed the history of adult learning in Maryland explaining that the Governor moved the programs from MSDE to the DLLR in 2009.

Secretary Schulz explained that significant changes occurred in 2014 bringing the programs up to national standards and using a computer delivery model. She explained that online registration created a more efficient system. Ms. Schulz reported that there are twenty-seven testing centers and twenty centers in correctional facilities. Ms. Schulz noted that the pass rate for July 2014 to June 2015 was higher than the pass rate in any previous year.

Ms. Schulz reported that the NEDP is aligned with the Common Core State Standards in English Language Arts and Mathematics.

Ms. Tyler discussed graphs provided reflecting NEDP enrollment for all states and Maryland and the number of high school diplomas issued by the GED office as well as the pass rates for those diplomas for the years 2011 through 2016. She noted that each time a revised test is given there is a drop in test scores and that a new test is created every ten years. Ms. Tyler noted the large decrease in GEDs issued in 2015 during which computer based testing was implemented. She said DLLR staff are looking at ways to remove barriers for test takers. Ms. Tyler explained that the NEDP Program is very time consuming and can take up to seven months to complete the program.

Secretary Schulz said that staff is doing an internal review and looking into procuring an outside transcript service. She thanked Dr. Lynne Gilli, Program Manager, Career and College Readiness, for her assistance in creating an Apprenticeship Pilot Program in Frederick and Washington Counties which provides a dual process of academic and on-the-job training.

In response to a question by Mr. DeGraffenreidt, Ms. Tyler reported that the programs have changed to focus on “what’s next” for students to transition into college and/or the work force. She said DLLR participated in a pilot program to incorporate career awareness into the diploma program.

In response to a question by Dr. Gates about alignment of the programs with the Next Generation Science Standards (NGSS), Ms. Tyler said that they are looking at undergoing major changes in the programs to align with NGSS.

In response to another question by Dr. Gates, Ms. Tyler said that the evolution of the GED does require basic computer skills and that current instructional programs are teaching adequate basic computer skills. She said that most testing sites provide computer access for test takers. Ms. Schulz also noted that all test takers do a pre-test for practice as well.

In response to a question by Ms. Weeldreyer, Mr. Rzepkowski explained that a report on the data attributed to the programs is provided to the Maryland General Assembly and is available to the public.

In response to another question by Ms. Weeldreyer, Ms. Tyler said there has been a decline in skill levels of students in Baltimore City which requires additional remediation. She explained that performances are evaluated throughout the year and that additional help is provided to test takers. Ms. Schulz added that there is a large group of non-profit organizations that are taking on this issue through new revitalized community centers.

In response to a question by Ms. Sidhu, Interim State Superintendent Jack Smith reported that special education students under and over age twenty-one are provided many opportunities for earning a Maryland high school diploma and that MSDE works very closely with DLLR on this issue.

President Guffrie Smith thanked the presenters for providing an in-depth report.

EXECUTIVE SESSION I

Pursuant to §3-305(b)(1) of the General Provisions Article, Annotated Code of Maryland, and upon motion by Mr. DeGraffenreidt, and seconded by Mr. Smarick, and with unanimous agreement, the Maryland State Board of Education met in closed session on Tuesday, April 26, 2016, in Conference Room 1, 8th floor of the Nancy S. Grasmick State Education Building. All board members were present except Linda Eberhart and Larry Giammo. Interim State Superintendent Smith and the following staff members were in attendance: Kristy Michel, Deputy for Finance and Administration/Chief Operating Officer, Dr. Henry Johnson, Interim

Deputy for Teaching and Learning/Chief Academic Officer, Dr. Karen Salmon, Interim Deputy for School Effectiveness/Chief Performance Officer, and Dr. Miya Simpson, Executive Director, Office of the State Board. Principal Counsel Elizabeth M. Kameen and Assistant Attorneys General Jackie La Fiandra, and Derek Simonsen were also present. The Executive Session commenced at 10:20 a.m. (In favor – 10)

The State Board received legal advice on the law governing removal of local board members from office and on a local board's decision not to renew the superintendent's contract.

The session ended at 11:00 a.m.

RECONVENE

The meeting reconvened at 11 a.m.

RECOGNITION OF THE 2015-2016 MILKEN AWARD WINNER

Interim State Superintendent Jack Smith introduced Dr. Darla Strouse, Executive Director, MSDE Partnerships and Recognition Programs, to present the 2015-2016 National Milken Award Winner.

Dr. Strouse reported that there have been sixty Maryland recipients of the Milken Award, a non-restricted cash prize of \$25,000. She introduced Angela Malone, a seventh and eighth grade science teacher at Oxon Hill Middle School in Prince George's County who is the 2015-2016 Award winner. She explained that Ms. Malone did not apply for this award and that her colleagues and students have great affection for her. She introduced Ms. Malone's family members, her principal Wendell Coleman and PGCPs Superintendent Dr. Kevin Maxwell who were in attendance. Dr. Strouse thanked President Smith and Ms. Sidhu for their support and assistance on this program. She provided a brief video of the award announcement at Ms. Malone's school.

Ms. Malone thanked everyone for their support noting, "It was an amazing day." She urged everyone to contact a teacher who made an impact on their lives and said, "We need to encourage students to become teachers."

Mr. Coleman said, "She is the consummate teacher. She never says no to a request. Her instruction is engaging which is important in middle school."

Dr. Maxwell said, "We have amazing things going on in Prince George's County. Our job is to support these people. Thank you for the opportunity to see a glimmer that is Prince George's County."

President Guffrie Smith said, "It is always inspiring to see good instruction. There are things that make kids successful – many times it is a teacher."

Dr. Gates said, “Even on a bad day, you can have an enormous impact.”

Photos were taken and a crystal obelisk and State Board citation were presented to Ms. Malone.

ACHIEVE PRESENTATION

Interim State Superintendent Jack Smith introduced Michael Cohen, President of ACHIEVE, an organization that recently issued an annual 50 state report on each state’s adoption of college and career-ready (CCR) policies as reflected in state standards, graduation requirements, assessments, and accountability systems.

Mr. Cohen provided a brief history of ACHIEVE’s work with the MSDE. He reported that, in Maryland, there was an incredible divide between what students study in high school and college placement exams. He discussed the report which addresses the following items:

- The Economic Imperative
- College and Career-Ready Assessment Score
- Students on Track to Graduate Based on Credit Accumulation
- Adjusted Cohort Graduation Rates
- College- and Career-Ready Coursework Completion
- Earning College Credit While in High School
- Preparedness for the Military
- Postsecondary Enrollment
- Postsecondary Remediation
- Postsecondary Persistence
- Academic Performance of Elementary and Middle School Students

He noted wide gaps in the adjusted cohort graduation rates based on race and ethnicity. He also reported that a large number of students enter postsecondary institutions only to find out they need to enroll in, and pay for, remedial courses without earning college credit for these classes. He provided the following recommendations:

1. Consider moving from the current graduation requirements and make College and Career-Ready preparation courses a default option. He explained that students can opt out noting that states that require students to opt out rather than opt in have a higher success rate entering college and careers. He said, “It is a signaling change.”
2. Eliminate the choice of college readiness tests – pick one. He noted that PARCC is very rigorous and is a clear signal for students that they are ready for college. He said, “Be clear about college ready expectations.”

In response to a question by Dr. Gates about student performance in states that have the “opt out” policy, Mr. Cohen said, “You must pay attention to the quality of curriculum instruction.”

In response to another question by Dr. Gates, Mr. Cohen said that ACHIEVE is about to reassume a role to assess the alignment between state assessments and standards. He said, "Not every school has changed their curriculum and content to align with the standards."

Interim State Superintendent Jack Smith reported that this year's eleventh graders will take the PARCC English 11 and Algebra I tests and that all community colleges have agreed to accept the PARCC test results.

In response to a comment by Dr. Finn, Mr. Cohen said, "It not just the number of years, kids should get through Algebra II or similar. You need quality control of the courses."

Interim State Superintendent Jack Smith explained that Maryland has a relatively low college preparation pathway and that if we use the opt out option, it would decrease Maryland's high remediation rates.

In response to a question by Mr. DeGraffenreidt, Mr. Cohen said there is no data on whether there is a higher level of student engagement or teacher effectiveness when using the opt out option. He suggested using PARCC tests as end of course exams.

In response to a question by Ms. Weeldreyer, Interim State Superintendent Jack Smith said that the Board has the authority to require the opt out option.

PUBLIC COMMENTS

President Guffrie Smith explained procedures by which the Board hears public comments. The following persons provided public comments:

- Bryan Holocker – Queen Anne's County Board of Education
- Angela Holocker – Appeal of decision to remove local superintendent in Queen Anne's County
- Linda Austin – Non-renewal of Dr. Williamson's contract
- Kevin Kintop – Local school board's decision in Queen Anne's County
- Laura Michelle Johnson – Queen Anne's County Public Schools
- Thomas Keller – State Support for National Board for Professional Teaching Standards
- Christina Schindler – Non-renewal of Dr. Williamson's contract
- Roberta Leaverton – Dismissal of Queen Anne's County Superintendent
- Emily Chamlee-Wright – Actions of Queen Anne's County Board of Education
- William Schindler – Non-renewal of Dr. Williamson's contract

EXECUTIVE SESSION II

Pursuant to §3-305(b)(1) of the General Provisions Article, Annotated Code of Maryland, and upon motion by Mr. DeGraffenreidt, and seconded by Dr. Gates, and with unanimous agreement, the Maryland State Board of Education met in closed session on Tuesday, April 26, 2016, in

Conference Room 1, 8th floor of the Nancy S. Grasmick State Education Building. All board members were present except Linda Eberhart and Larry Giammo. Interim State Superintendent Smith and the following staff members were in attendance: Kristy Michel, Deputy for Finance and Administration/Chief Operating Officer, Dr. Henry Johnson, Interim Deputy for Teaching and Learning/Chief Academic Officer, Dr. Karen Salmon, Interim Deputy for School Effectiveness/Chief Performance Officer, and Dr. Miya Simpson, Executive Director, Office of the State Board. Principal Counsel Elizabeth M. Kameen and Assistant Attorneys General Jackie La Fiandra, and Derek Simonsen were also present. The Executive Session commenced at 1:05 p.m. (In favor – 10)

The State Board approved on Order which was issued on April 7, 2016.

- *Eudaimonia Foundation Corporation v. Baltimore City Board of School Commissioners* — nonrenewal of charter school — Order OR 16-01

The State Board approved five Opinions and five Orders for publication.

- *James R. v. Charles County Board of Education* — student suspension — Opin. No. 16-11
- *K.B. v. Baltimore City Board of School Commissioners* — student suspension — Opin. No. 16-12
- *In the Matter of Refusal or Opting Out of State Assessments* — Frederick County Board of Education Request for Declaratory Ruling — Opin. No. 16-13
- *Nicole K. v. Charles County Board of Education* — removal from class — Opin. No. 16-14
- *Rhiannon W. v. Baltimore County Board of Education* — student transfer — Opin. No. 16-15
- *Laura Michelle Johnson v. Queen Anne's County Board of Education* — hiring of local board attorney — OR16-02
- *Laura Michelle Johnson and Holly Scott v. Queen Anne's County Board of Education* — non-renewal of superintendent's contract — OR16-03
- *Brian A. Wright v. Queen Anne's County Board of Education* — non-renewal of superintendent's contract — OR16-04
- *Angela Holocker v. Queen Anne's County Board of Education* — hiring of local board attorney and non-renewal of superintendent's contract — OR16-05
- *Bayani Libit v. Baltimore City Board of School Commissioners* — remand based on COSA reversal of Circuit Court's decision — Order No OR16-06

The State Superintendent of Schools approved two Orders for publication.

- *Eudaimonia Foundation Corporation v. Baltimore City Board of School Commissioners* — denial of stay — Order No. OR16-01
- *Elizabeth Galaida, et al. v. Carroll County Board of Education* — denial of stay — Order No. OR16-02

The State Board discussed requests from community members for removal of three board members in Queen Anne's County and directed staff to request those board members to respond within 30 days to the allegations against them.

Dr. Smith and Kristy Michel updated the Board on budget issues and on the status of the Kindergarten Readiness Assessments.

The session ended at 1:30 p.m.

Internal Board Management

The Board, thereafter, discussed its choices for the next Superintendent of Schools. No staff, except for Dr. Simpson, were present for that discussion. The Executive Session reconvened at 3:30 p.m.

The State Board deliberated one case. Board President Guffrie M. Smith, Jr., and Interim Superintendent Dr. Jack Smith left the meeting during the discussion of this case. It will be published at a later date.

- *Deborah G. Pulley, et al. v. Calvert County Board of Education* — salary, benefits, compensation

The Executive Session ended at 3:45 p.m.

RECONVENE

The meeting reconvened at 3:45 p.m.

GRADUATION ASSESSMENT REQUIREMENTS

Interim State Superintendent Jack Smith asked Dr. Henry Johnson and Dr. Douglas Strader, Director of Assessments, to discuss amendments to regulations governing Graduation Requirements for Public High Schools in Maryland to incorporate an incremental scoring implementation plan for PARCC Algebra I and English 10, and other accompanying adjustments to language as necessary. He requested State Board approval to grant permission to publish the amended regulations.

Dr. Johnson said that the recommendation is that the performance scores for Algebra I and English 10 be set at 725 for this school year and incrementally increased to 750 by the 2019-2020 school year. He explained that comments were sought and received and that leadership from all twenty-four districts participated in the discussions and creation of the incremental model set forth in the proposed regulations.

In response to a question by Mr. DeGraffenreidt, Dr. Johnson said that “college- and career-ready” is defined as students being able to complete course work in college and/or career training. He noted that more than 150,000 students have been assessed thus far with no problems reported. He reminded Board members that students prior to the 2016-2017 school year can meet graduation requirements by passing the course and taking the aligned assessment. Dr. Johnson explained that the State Board should review the graduation assessment requirements and scores at least yearly through the end of the implementation.

Dr. Johnson reported that stakeholders felt that students should be given an opportunity to participate in the Bridge Program after failing the test once and commented that “Working on projects is good remediation.” He discussed the terms of the Bridge Program and other equivalent pathways for meeting assessment graduation requirements provided in the regulations.

In response to a concern expressed by Dr. Finn, Interim State Superintendent Jack Smith said that department staff will look at this year’s combined scores to determine what is a reasonable range for students to use the combined score option. He agreed to report back to the Board on this issue.

After some discussion about inclusion of the combined score option, the Board agreed to grant permission to publish and wait for data to make a determination on the combined score option.

Upon motion by Mr. DeGraffenreidt, seconded by Ms. Weeldreyer, and with unanimous agreement, the Board granted permission to publish COMAR 13A.03.02.02, .06 and .09 Graduation Requirements for Public High Schools in Maryland. (In Favor – 10)

COLLEGE AND CAREER READINESS DETERMINATION

Dr. Johnson reported that this year’s eleventh graders are being assessed across the state. He provided a chart depicting local school system (LSS) options for implementing the College and Career Readiness and College Completion Act of 2013.

In response to a question by Dr. Guyton, Dr. Johnson explained that transition plan options vary across all 24 LSSs.

In response to a question by Ms. Weeldreyer, Interim State Superintendent Jack Smith said that the Board should review the graduation requirements next year and make determinations based on the data acquired.

SPEAKING AND LISTENING ASSESSMENT WAIVER

Dr. Strader reported on a waiver of the Speaking and Listening requirement under the Elementary and Secondary Education Act (ESEA) and the Every Student Succeeds Act (ESSA) that MSDE is requesting from the U.S. Department of Education (USED).

He explained the background for submitting a waiver request and reported that the request must be submitted to the Legislative Policy Committee of the Maryland General Assembly and then forwarded to the USED.

Upon motion by Ms. Weeldreyer, seconded by Dr. Guyton, and with unanimous agreement, the Board agreed to submit the waiver request. (In Favor – 10)

COMAR 13A.08.02 MARYLAND STUDENT RECORDS SYSTEM MANUAL

Interim State Superintendent Jack Smith introduced Kristin Kyles-Smith, Assistant State Superintendent, Division of Student, Family and School Support, to answer any questions of the Board about revisions to COMAR 13A.08.02 Maryland Student Records System Manual (MSRSM). He requested permission to adopt the revisions as provided.

Ms. Kyles-Smith reported on four main categories of changes and updates which affect the MSRSM.

In response to a question by Mr. DeGraffenreidt, Ms. Kyles-Smith said the guidelines and the MSRSM are in alignment with comments made by all the stakeholders.

Upon motion by Ms. Weeldreyer, seconded by Mr. DeGraffenreidt, and with unanimous agreement, the Board adopted the revisions to COMAR 13A.08.02 Maryland Student Records System Manual. (In Favor – 10)

ARRESTS ON SCHOOL PREMISES DATA REPORTING

Interim State Superintendent Jack Smith asked Ms. Kyles-Smith to answer any questions of the Board about the data collection methodology to fulfill the mandate set forth in COMAR 13A.08.01.12 Arrests on School Premises. He requested approval of the regulation.

Ms. Kyles-Smith reported that the Board has been a national leader in school discipline and noted that this report is the culmination of more than one and one-half years of work in building Maryland's data collection tool. She introduced Michael Ford, Division of Student, Family and School Support, to discuss the data collection process.

Mr. Ford reported that several stakeholder meetings were held to gather input on the methodology used for data collection. He explained that the current tool is broken down to include demographic, arrest and outcome data.

Ms. Kyles-Smith reported that one concern expressed by stakeholders was the amount of school time missed as a result of an arrest. She explained that since this is the first year of using this tool, she would like to analyze the data and come back to the Board in the fall with a report.

In response to a question by Dr. Gates, Ms. Kyles-Smith assured the Board that any information will be kept on a secure website.

In response to another question by Dr. Gates, Mr. Ford said that the issue of adults who initiate an arrest on school property has not been addressed. Ms. Iszard cautioned around naming school personnel in arrest data.

Ms. Kyles-Smith said, "It is important to start looking at the data and then we can continue the conversation forward."

Dr. Guyton suggested that a narrative be included to provide further details.

In response to a question by Dr. Guyton, Mr. Ford said that the department is only tasked with looking at student arrests rather than arrests of school employees. Ms. Kyles-Smith noted that this tool does capture referrals to the Juvenile Justice System.

In response to another question by Dr. Guyton, Mr. Ford said that many jurisdictions do not collect data on adult arrests.

Upon motion by Ms. Weeldreyer, seconded by Mr. DeGraffenreidt, and with unanimous agreement, the Board approved the use of the data collection methodology presented in the report for collecting and reporting data to meet the requirements of COMAR 13A.08.01.12 Arrests on School Premises. (In Favor – 10)

STATE SUPERINTENDENT'S UPDATE

Budget Summary

Kristy Michel provided a summary of the budget actions taken by the Maryland General Assembly during the 2016 legislative session that affect Maryland public schools.

Ms. Michel reported that the Governor's budget adopted by the Maryland General Assembly did not include any direct programmatic reductions in the MSDE budget. She explained that the budget did abolish many positions and agreed to keep the Board informed on how many positions the department would be required to abolish. She reported on the Headquarters Budget, the Aid to Education Budget, Funding for Educational Organizations and other Budget actions.

In response to a question by Ms. Sidhu, Ms. Michel said that staff is finalizing a report on the Bridge to Excellence Program and that a presentation will be made to the Board at its October meeting. She also noted that a Commission will be established to make recommendations to the Maryland General Assembly on education funding.

Legislative Briefing

Amanda Conn, Director of Education Policy and Government Affairs, provided a summary of select legislation passed by the 2016 Maryland General Assembly that affect Maryland public education.

Ms. Conn reported that there is a Bill Review being done that is required by the end of May. She presented and discussed the following bills that passed:

- SB 282 Early Childhood Development – Transfer of Provisions
- SB 905/HB 999 Commission on Innovation and Excellence in Education
- SB 422/HB 709 Education – Maryland School for the Blind – Funding
- SB 584/HB 668 Preschool Development Grants – Expansion Grants – Required State Funding
- HB 285 State Education Aid – Real Property Valuation – Tax Increment Financing
- SB 794/HB 657 Education – Pre-Kindergarten and Kindergarten Assessments – Administration
- SB 533/HB 412 Education – Administration of Assessments – Provision of Information
- SB 376 Pathways in Technology Early College High (P-TECH) Schools Act of 2016
- SB 910 Maryland Education Development Collaborative
- SB 1126/HB 1615 Linking Youth to New Experiences (LYNX) High School – Pilot Program
- SB 1170/HB 1403 Next Generation Scholars of Maryland
- HB 1402/SB 1125 Public Schools Opportunities Enhancement Act
- HB 72 Education – Sexual Abuse and Assault Awareness Program – Development and Implementation
- SB 770/HB 1297 Education – Public High Schools – Agricultural Science
- HB 708 Education – Maryland Seal of Biliteracy Act – Establishment
- SB 337 Libraries – Regional, State, and County – Funding
- HB 1401/SB 1171 Enoch Pratt Free Library – Hours of Operation
- HB 713/SB 494 State Department of Education – Community-Partnered School Behavioral Health Services Programs – Reporting System and Report
- SB 582/HB 115 Education – Robotics Grant Program – Establishment
- HB 39 Education – Orange Ribbon for Healthy School Hours – Establishment
- HB 596 State Department of Education – Hearing Aid Loan Bank Program – Age of Eligibility
- HB 1095 Education – Pre-kindergarten Programs – Notification of Eligibility by Local Departments of Social Services
- SB 764 Education – Student Journalists – Freedom of Speech and Freedom of Press
- HB 85 Education – Children with Disabilities – Support Services – Parental Notification
- HB 551 Education – Children with Disabilities – Individualized Education Program Mediation
- HB 86 Special Education – Translations of Individualized Education Programs or Individualized Family Service Plans – Native Language
- HB 895 Task Force to Study the Implementation of a Dyslexia Education Program – Membership, Duties, and Extension
- SB 312/HB 329 Children – Family Child Care Homes and Child Care Centers – Advertising and Penalties
- HB 1404 Construction Education and Innovation – Establishment of Fund
- SB 493 Teacher Induction, Retention, and Advancement Act of 2016
- HB 245/SB 310 Child Abuse and Neglect – Failure to Report

In response to a question by Mr. Smarick, Ms. Michel reported that the Board will have the authority to approve scholarship grants and that there are criteria included in the budget bill. Ms. Kameen reported that the department put together an application process and explained that the Board will be kept apprised of any actions needed. She noted that this program is operating on a one-year basis.

Mr. Smarick said that the success of this scholarship program will depend on the quality of schools that participate. Interim State Superintendent Jack Smith asked Ms. Conn to keep the Board updated on this issue.

STATE BOARD MEMBER UPDATES AND DISCUSSION

- President Guffrie Smith provided a draft agenda for the May 23 Information Session and the May 24 State Board meeting. He also asked Board members to provide a list of any Boards or Commissions on which they are currently serving. He reported that the Board needs to plan a Board Retreat that will include several new Board members. President Smith also suggested that the Board plan its meeting next year around the Teacher of the Year Luncheon to give Board members an opportunity to attend the luncheon. He noted that the State Superintendent search is on target.
- Ms. Wandalowski reported that she took the PARCC test last week noting that she enjoyed the creative writing portion.
- Dr. Guyton reported that she toured the BART School and invited Board members to tour the Division of Rehabilitation Services
- Ms. Sidhu reported that she attended the NASBE Legislative Conference and a Maryland Summit on Computing entitled, "Project Lead The Way." She reported on an innovative project created by a student in a Maryland school.
- President Smith reported that he gave greetings to the National Council on Educating Black Children describing it as "a high quality conference."
- Dr. Gates commented on a book provided to Board members entitled *The Math Myth* commenting that "This book is troubling" and explained his concerns.

OPINIONS

Ms. Kameen announced the following Opinions:

- 16-11 *James R. v. Charles County Board of Education* – student suspension (affirmed the local board’s decision)
- 16-12 *K. B. v. Baltimore City Board of School Commissioners* – student suspension (remanded the case back to the local board)
- 16-13 *Frederick County Board of Education – Request for Declaratory Ruling – In The Matter of Refusal or Opting Out of State Assessments* (declared no legal right to opt out of state assessments)
- 16-14 *Nicole K. v. Charles County Board of Education* – removal from class (affirmed the local board’s decision)
- 16-15 *Rhiannon W. v. Baltimore County Board of Education* – student transfer (remanded the case back to the local board)

Ms. Kameen announced the following Orders:

- OR 16-02 *Laura Michelle Johnson v. Queen Anne’s County Board of Education* – hiring of local board attorney (appeal dismissed)
- OR 16-03 *Laura Michelle Johnson and Holly Scott v. Queen Anne’s County Board of Education* – non-renewal of superintendent’s contract attorney (appeal dismissed)
- OR 16-04 *Brian A. Wright v. Queen Anne’s County Board of Education* – non-renewal of superintendent’s contract (appeal dismissed)
- OR 16-05 *Angela Holocker v. Queen Anne’s County Board of Education* – non-renewal of superintendent’s contract (appeal dismissed)

ADJOURNMENT

With no further business before the Board, the meeting adjourned at 5:30 p.m.

Respectfully submitted,



Jack R. Smjth, Ph.D.
Interim Secretary/Treasurer

Date: 5/24/16

MARYLAND STATE BOARD OF EDUCATION

CLOSED SESSION I

On this 26th day of April, 2016, at the hour of 10:20 a.m., the Members of the State Board of Education voted as follows to meet in closed session:

Motion made by: James DeKraffenreid

Seconded by: Andy Americk

In Favor: 10 Opposed: 0 Member(s) Opposed: _____

The meeting was closed under authority of §10-503 (a) (1) (I) and §10-508 (a) of the State Government Article of the Annotated Code of Maryland for the following reason(s): (check all which apply)

- (1) To discuss: (I) the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) any other personnel matter that affects one or more specific individuals.
- (2) To protect the privacy or reputation of individuals with respect to a matter that is not related to public business.
- (3) To consider the acquisition of real property for a public purpose and matters directly related thereto.
- (4) To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State.
- (5) To consider the investment of public funds.
- (6) To consider the marketing of public securities.
- (7) To consult with counsel to obtain legal advice.
- (8) To consult with staff, consultants, or other individuals about pending or potential litigation.
- (9) To conduct collective bargaining negotiations or consider matters that relate to the negotiations.
- (10) To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (I) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans.
- (11) To prepare, administer, or grade a scholastic, licensing, or qualifying examination.
- (12) To conduct or discuss an investigative proceeding on actual or possible criminal conduct.
- (13) To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter.
- (14) Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

The topics to be addressed during this closed session include:

1. Obtain Legal Advice

Guffie M. Smith, Jr.
 Guffie M. Smith, Jr., President

MARYLAND STATE BOARD OF EDUCATION

CLOSED SESSION II

On this 26th day of April, 2016, at the hour of 1:05 p.m., the Members of the State Board of Education voted as follows to meet in closed session:

Motion made by: James S. Haffner

Seconded by: M. Gates

In Favor: 10 Opposed: 0 Member(s) Opposed: _____

The meeting was closed under authority of §10-503 (a) (1) (I) and §10-508 (a) of the State Government Article of the Annotated Code of Maryland for the following reason(s): (check all which apply)

- X (1) To discuss: (I) the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) any other personnel matter that affects one or more specific individuals.
(2) To protect the privacy or reputation of individuals with respect to a matter that is not related to public business.
(3) To consider the acquisition of real property for a public purpose and matters directly related thereto.
(4) To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State.
(5) To consider the investment of public funds.
(6) To consider the marketing of public securities.
X (7) To consult with counsel to obtain legal advice.
(8) To consult with staff, consultants, or other individuals about pending or potential litigation.
(9) To conduct collective bargaining negotiations or consider matters that relate to the negotiations.
(10) To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (I) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans.
(11) To prepare, administer, or grade a scholastic, licensing, or qualifying examination.
(12) To conduct or discuss an investigative proceeding on actual or possible criminal conduct.
(13) To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter.
(14) Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

The topics to be addressed during this closed session include:

- 1. Legal Appeals.
2. Opinions and Orders.
3. Obtain Legal Advice
4. Internal Board Management matters.

Guffrie M. Smith, Jr.
Guffrie M. Smith, Jr., President

**MARYLAND STATE DEPARTMENT OF EDUCATION
PERSONNEL APPROVALS FOR THE April 26, 2016 BOARD MEETING**

I. Appointments Grade 19 and above:

<u>NAME</u>	<u>POSITION</u>	<u>SALARY GRADE</u>	<u>DIVISION/OFFICE</u>	<u>DATE OF APPOINTMENT</u>
Johnson, Tasha	Education Program Specialist II, Coordinator, Approaching Targets Grants	22	Student, Family and School Support	TBD
Palmer, Alicia G.	Education Program Specialist I, Special Education Program Grants Liaison	21	Special Education/Early Intervention Services	TBD
Sanders, Carrie	Education Program Specialist I, Youth Services Coordinator	21	Library Development and Services	TBD

II. Appointments Grade 18 and below:

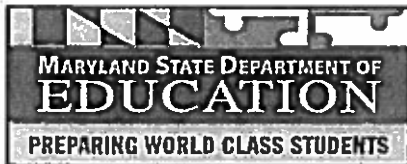
<u>NAME</u>	<u>POSITION</u>	<u>SALARY GRADE</u>	<u>DIVISION/OFFICE</u>	<u>DATE OF APPOINTMENT</u>
Ballad, Catherine	Vocational Rehabilitation Specialist I	12/3	Division of Rehabilitation Services	04/27/16
Daniels, Felisha D.	Teacher, Special Education	IEPP	Career and College Readiness, Juvenile Services Education Program	03/30/16
Ford, Leonard S.	Teacher, Itinerant Special Education	IEPP	Career and College Readiness, Juvenile Services Education Program	04/13/16
Hughes, Amanda	Vocational Rehabilitation Specialist II	13/3	Division of Rehabilitation Services	04/13/16
Keller, Michele M.	Teacher, Academic -- English	IEPP	Career and College Readiness, Juvenile Services Education Program	03/17/16
McGrath, Heather	Vocational Rehabilitation Specialist II		Division of Rehabilitation Services	04/13/16
Myers, Marilyn D.	Principal	IEPP	Career and College Readiness, Juvenile Services Education Program	04/13/16

II. Appointments Grade 18 and below (con't):

<u>NAME</u>	<u>POSITION</u>	<u>SALARY GRADE</u>	<u>DIVISION/OFFICE</u>	<u>DATE OF APPOINTMENT</u>
Nescio, Elaine	Vocational Rehabilitation Specialist II	13/3	Division of Rehabilitation Services	04/13/16
Reed, Karen	Teacher, APC	APC/14	Division of Rehabilitation Services	04/27/16
Roberts, Challina	Vocational Rehabilitation Specialist II	13/3	Division of Rehabilitation Services	04/27/16
Shilling-Gwinnutt, Ann M.	Teacher, Academic	IEPP	Career and College Readiness, Juvenile Services Education Program	04/13/16

III. Other Actions: Promotional

<u>NAME</u>	<u>POSITION</u>	<u>SALARY GRADE</u>	<u>DIVISION/OFFICE</u>	<u>DATE OF APPOINTMENT</u>
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Jack R. Smith, Ph.D
Interim State Superintendent of Schools

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April 26, 2016

BOARD LIST

The following professional appointment is submitted for approval by the State Board of Education:

Name: Tasha Johnson
Position: Education Program Specialist II, Coordinator, Approaching Targets Grants
Division: Student, Family and School Support
Salary Grade: State Salary Grade: 22
Annual Salary Grade: \$64,608 - \$103,743
Effective Date: TBD

JOB REQUIREMENTS:

EDUCATION:

Possession of a Master's Degree or equivalent 36 credit hours of post-baccalaureate course work in Education, Education Administration/Supervision, Educational Research, Education Policy or a related field.

EXPERIENCE:

Five years of administrative or teaching experience in, or affiliated with, an education program, including two years of experience in coordinating or administering an education program or service directly related to the position; experience coordinating a school improvement program is preferred.

DESCRIPTION:

The Approaching Targets Coordinator serves as the lead technical program expert responsible for administering and managing, coordinating and evaluating federal grants including: Title I 1003 (a) Approaching Targets Grants under ESEA Flexibility, and Title I, Part A, Educating the Disadvantaged.

QUALIFICATIONS:

Education:

New York University (New York, NY) 2005 - Ph.D. in Early Childhood Elementary Education.

Harvard University (Cambridge, Massachusetts) 1995 - Master's Degree in Administration, Planning Social Policy.

Southern Methodist University (Dallas, Texas) 1994 - Bachelor's Degree in Organizational Behavior and African American Studies

Experience:

Baltimore City Public Schools (Baltimore, Maryland)

2014 – 2015 Director Strategic School Improvement

2013 – 2014 Director of School Leadership

2010 – 2013 Interim Director of Strategic Improvement

2006 – 2008 Title I Specialist

2003 – 2006 Director of Training and Teacher Development

District of Columbia Public Schools (Washington, D.C.)

2009 – 2010 Deputy Chief Academic Officer

2008 - 2009 Executive Director of Local Education Agency Grants

EMPLOYMENT STATUS:

New Hire



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April 26, 2016

BOARD LIST

The following professional appointment is submitted for approval by the State Board of Education:

Name: Alicia G. Palmer
Position: Education Program Specialist I, Special Education Program Grants Liaison
Division: Special Education/Early Intervention Services
Salary Grade: State Salary Grade: 21
Annual Salary Range: \$60,543 - \$97,203
Effective Date: TBD

JOB REQUIREMENTS:

EDUCATION:

A Master's Degree or equivalent 36 post baccalaureate credit hours of course work in Education Administration/Supervision, Education, Special Education or a related field.

EXPERIENCE:

Four (4) years of professional teaching or administrative experience in or affiliated with an education program. Fiscal and/or grants experience affiliated with special education programs is preferred.

DESCRIPTION:

The purpose of this position is to support local school system (LSSs), public agencies (PAs) and institutions of higher education (IHEs) in the decision making process of the application of funds. Local Applications for Federal Funds (LAFF), American Recovery and Consolidated Local Implementation Grant (CLIG), including amendments, progress reports, carryover request, and special requests for federal discretionary funds for special education initiatives and objectives in order to facilitate the MSDE Division of Special Education and Early Intervention Services' (DSE/EIS) overarching mission narrowing the gap for students with disabilities.

Alicia G. Palmer
Page Two

QUALIFICATIONS:

Education:

Johns Hopkins University (Baltimore, Maryland) 1984 - Master's Degree in Communicative Disorders.

Towson University (Towson, Maryland) 1980 - Bachelor's Degree in Speech Pathology Audiology and Special Education.

Certifications:

Notre Dame of Maryland University (Baltimore, Maryland) 2005 Certificate in Administration

Towson University (Towson, Maryland) 2000 Certificate as Reading Teacher

Experience:

Harford County Public Schools (Bel Air, Maryland)

2005 – Present: Coordinator of Special Education Grants and Medicaid

Baltimore County Public Schools (Towson, Maryland)

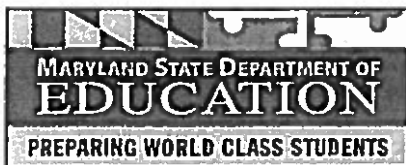
1988 – 2005: Special Education Teacher Specialist

Baltimore City Public Schools (Baltimore, Maryland)

1980 – 1988: Special Education Teacher/Speech Language Pathologist

EMPLOYMENT STATUS:

New Hire



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April 26, 2016

BOARD LIST

The following professional appointment is submitted for approval by the State Board of Education:

Name: Carrie Sanders
Position: Education Program Specialist I, Youth Services Coordinator
Division: Library Development and Services
Salary Grade: State Salary Grade: 21
Annual Salary Range: \$60,543 - \$97,203
Effective Date: TBD

JOB REQUIREMENTS:

EDUCATION:

Possession of a Master's Degree or equivalent 36 credit hours of post-baccalaureate course work. A Master's Degree in Library Information Science from a college or university accredited by the American Library Association (ALA) or closely related field is preferred.

EXPERIENCE:

Four (4) years of administrative work in, or affiliated with an educational program with varied professional library experience. Experience that includes coordination and/or administration of youth services programs in libraries is preferred.

DESCRIPTION:

This is a professional position responsible for providing leadership and technical assistance to public libraries in the provision of services to youth and family literacy programs. This will be the lead position for all aspects of the development, coordination and evaluation of services to youth (children and teens); activities related to youth that promote partnerships among public libraries, MSDE and other agencies; and provides leadership in the development and implantation of educational support, early literacy, Kindergarten readiness, and Pre-K through 18 and lifelong learning for individuals with disabilities.

Carrie Sanders
Page Two

QUALIFICATIONS:

Education:

Indiana University (Bloomington, Indiana) 1985 - Master's Degree in Library Science.

Miami University (Oxford, Indiana) 1984 - Bachelor's Degree in English and Secondary Education.

Certifications:

Indiana University-Purdue University (Indianapolis, Indiana) 2006 Certificate in Teacher Library Media

Experience:

Metropolitan School District of Pike Township, Deer Run Elementary School (Indianapolis, Indiana)

2014 – Present: Instructional Coach

2012 – 2014: Library Media Specialist

2006 – 2008: Library Media Specialist

Zionsville West Middle School (Whitestown, Indiana)

2008 – 2012: School Librarian/Research Teacher

Glenview Public Library (Glenview, Illinois)

1989 – 2002: Children's Librarian

EMPLOYMENT STATUS:

New Hire

**MARYLAND STATE DEPARTMENT OF EDUCATION
PERSONNEL APPROVALS FOR THE April 25, 2016 BOARD MEETING**

I. Appointments Grade 19 and above:

<u>NAME</u>	<u>POSITION</u>	<u>SALARY GRADE</u>	<u>DIVISION/OFFICE</u>	<u>DATE OF APPOINTMENT</u>
Beal, Amy	Education Program Specialist I, Early Childhood Program Development Specialist	21	Early Childhood Development	TBD
Edmond, Shanna	Education Program Specialist I, Extended Learning Specialist	21	Student, Family and School Support	TBD

Correction from March 22, 2016: Candidates were presented with incorrect function and Division designations. This amends the record to show assigned function and Division.

II. Appointments Grade 18 and below:

<u>NAME</u>	<u>POSITION</u>	<u>SALARY GRADE</u>	<u>DIVISION/OFFICE</u>	<u>DATE OF APPOINTMENT</u>

III. Other Actions: Promotional

<u>NAME</u>	<u>POSITION</u>	<u>SALARY GRADE</u>	<u>DIVISION/OFFICE</u>	<u>DATE OF APPOINTMENT</u>



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March 22, 2016

BOARD LIST

The following professional appointment is submitted for approval by the State Board of Education:

Name: Amy Beal
Position: Education Program Specialist I,
Early Childhood Program Development Specialist
Division: Early Childhood Development
Salary Grade: 21
\$60,543 - \$97,203
Effective Date: TBD

JOB REQUIREMENTS:

EDUCATION:

A Master's Degree or equivalent 36 credit hours of post baccalaureate course work in Education, Educational Administration/Supervision or a related field.

EXPERIENCE:

Four (4) years of professional experience in coordinating or administering an education program or services directly related to Early Childhood Education Program.

DESCRIPTION:

This is a professional position providing technical assistance and program support to the Early Learning Branch within the Division of Early Childhood Development in the areas of Pre-K and Kindergarten, Judy P. Hoyer Early Child Care and Education Enhancement Program, and the state curriculum for grades Pre-K to 2.

name: Amy Beal
Page Two

QUALIFICATIONS:

Education:

Capella University (Minneapolis, Minnesota) 2008 - Master's Degree in Science, Human Services
Emphasis in Health Care

Southern Illinois University (Carbondale, Illinois) 2003 Bachelor's Degree in Administration of
Justice Minor in Psychology

Experience:

Anne Arundel County Public Schools – Board of Education

2012 – Present: Program Manager – Judy Center Partnership

Maryland State Department of Education (Baltimore, Maryland)

2012 – 2012: Early Learning Challenge Grant Specialist

American Academy of Pediatrics (Elk Grove, Illinois)

2011 – 2012: Project Consultant

Child and Family Connections/Early Intervention (Belleville, Illinois)

2009 – 2012: Service Coordinator

EMPLOYMENT STATUS:

New Hire



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March 22, 2016

BOARD LIST

The following professional appointment is submitted for approval by the State Board of Education:

Name: Shanna Edmond
Position: Education Program Specialist I,
Extended Learning Specialist
Division: Student, Family, and School Support
Salary Grade: 21
\$60,543 - \$97,203
Effective Date: TBD

JOB REQUIREMENTS:

EDUCATION:

Possession of a Master's Degree or equivalent 36 credit hours of post-baccalaureate course work in Education, Education Supervision/Administration, School counseling or a related field.

EXPERIENCE:

Four (4) years of professional administrative or teaching experience within an educational setting.

DESCRIPTION:

This is a professional position serving as the Extended Learning Specialist responsible for providing technical assistance and administration to local recipients of Federal funds utilized for afterschool programs that are designated to improve the academic achievement of disadvantaged children.

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name: Shanna Edmond
Page Two

QUALIFICATIONS:

Education:

Loyola University (Baltimore, Maryland) 2008 –Master’s Degree in Curriculum and Instruction
Lincoln University (Oxford, Pennsylvania) 2000 – Bachelor of Science Degree in Biology

Experience:

The Seed School of Maryland (Baltimore, Maryland)

2012 - Present: Title I Coordinator/Parent Involvement Coordinator

The Forbush School at Hunt Valley

2008 – 2012: Teacher/Vocational Program Assistant

EMPLOYMENT STATUS:

New Hire