

MARYLAND STATE BOARD OF EDUCATION
PRESIDING OFFICER’S WRITTEN STATEMENT FOR CLOSING A MEETING (“CLOSING STATEMENT”)
UNDER OPEN MEETINGS ACT (General Provisions Article § 3-305)

1. Recorded vote to close the meeting.

Date: March 28, 2023

Time: 3:35 pm

Location: Maryland State Department of Education

Motion to close meeting made by: Gail Bates

Seconded by: Holly Wilcox

Members in favor: 13

Opposed: 0

Abstaining: 0

Absent: 1

2. The meeting was closed under authority of Section 3-305(b) of the General Provisions Article of the Annotated Code of Maryland (check all provisions that apply). This meeting will be closed under General Provision Art. § 3-305(b) only.

1. To discuss: (i) the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; or (ii) any other personnel matter that affects one or more specific individuals.
2. To protect the privacy or reputation of individuals concerning a matter 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.

3. For each provision checked above disclosure of the topic to be discussed and the public body’s reason for discussing that topic in closed session.

Citation (insert # from above)	Topic	Reason for closed-session discussion to topic
§3-305(b)(7)	Legal Advice	2 Appeals; 2 Draft Orders; 1 Oral Argument; and litigation update
	Administrative	Governance and Operations Update

4. This statement is made by Clarence Crawford, Presiding Officer.