

# MINUTES State Board of Education Cordell Hull Building House Hearing Room 1 425 5th Avenue North Nashville, TN 37243 July 27, 2018 9:00 a.m. CDT

**Note:** These minutes correspond to the video recording. Each item has a minute counter assigned to the subject location on the video.

Member	Present	Absent
Mr. Haden Bawcum-Student Member	Х	
Mr. Darrell Cobbins	Х	
Mr. Nicholas Darnell	Х	
Mr. Bob Eby	Х	
Mr. Mike Edwards		X-Excused
Mr. Gordon Ferguson-Vice Chair	Х	
Ms. Elissa Kim	Х	
Ms. Wendy Tucker	Х	
Ms. Lillian Hartgrove-Chairman	Х	

Welcome & Introductions

# I. Consent Items (Voice Vote)

Presented by Chairman Lillian Hartgrove

(00:00-08:11)

- A. Adoption of Agenda
- B. Approval of Minutes from Charter School, Educator Preparation & Licensure, and Teacher Discipline Subcommittee Meetings, April 20, 2018 and May 23, 2018 Board Meetings
- C. Adoption of Meeting Dates for 2019List of proposed meeting dates for 2019.

# II. Action Items (First Reading)

A. Mission Statement Policy 1.000

(08:11-10:36)

This was the first reading of this item to update the Board's mission statement policy to align with its current goals. The item was presented by Ms. Amy Owen, Director of Policy and Research with the State Board of Education. The motion to accept the item on first reading was made by Ms. Tucker and seconded by Mr. Bawcum. The voice vote was unanimous.

# Without objection, items B, C, and D were combined into a consent agenda for discussion and vote by the Chairman.

B. Board Members Policy 1.200

(10:36-17:49)

- C. Personnel Policy 1.300
- D. Standards Review Policy 3.209

This was the first reading of these item to update formatting and procedural practices. The items were presented by Ms. Amy Owen. The motion to accept items B, C, and D on first reading was made by Ms. Tucker and seconded by Mr. Eby. The voice vote was unanimous to accept the item on first reading.

E. English Language Arts Standards

(10:36-17:49)

This was the first reading of this item to update ELA standards based on the results of an implementation check conducted with educator feedback and review. The item was presented by Ms. Amy Owen. The motion to accept the item on first reading was made by Ms. Tucker and seconded by Mr. Eby. The voice vote was unanimous to accept the item on first reading.

F. Board Meetings Policy 1.400

(17:49-23:47

This was the first reading of this item to update Board meetings policy in accordance with recent legislation. The item was presented by Mr. Nathan James, Director of Legislative and External Affairs with the State Board of Education. The motion to accept the item on first reading was made by Ms. Tucker and seconded by Mr. Ferguson. The voice vote was unanimous to accept the item on first reading.

G. High School Policy 2.103

(23:47-28:00)

This was the first reading of this item to update this policy to align with legislation passed during the 2018 legislative session and to make additional minor clarifications. The item was presented by Ms. Elizabeth Fiveash, Deputy Commissioner of Policy and Legislative Affairs with the Tennessee Department of Education. The motion to accept the item on first reading was made by Mr. Eby and seconded by Mr. Darnell. The voice vote was unanimous to accept the item on first reading.

- H. Minimum Requirements for the Approval of Public Schools, Rule 0520-01-03 (28:00-34:50)
  This was the first reading of this rule to align with legislation passed during the 2018 legislative session and to make additional minor clarifications. The item was presented by Ms. Elizabeth Fiveash. The motion to accept the item on first reading was made by Mr. Bawcum and seconded by Mr. Eby. The voice vote was unanimous to accept the item on first reading.
- I. Charter Schools Approval of a Charter School, Rule 0520-14-01-.01 (34:50-35:38) This was the first reading of this rule to align to Chapter 698 of the Public Acts of 2018 which provides local school boards 60 days review and act upon an amended charter application. The item was presented by Ms. Elizabeth Fiveash. The motion to accept the item on first reading was made by Mr. Ferguson and seconded by Mr. Bawcum. The voice vote was unanimous to accept the item on first reading.
- J. Unsafe School Choice Policy 4.202

(35:38-36:57)

This was the first reading to update references to No Child Left Behind (NCLB) in the policy with references to the Every Student Succeeds Act (ESSA). The item was presented by Ms. Pat Conner, Executive Director of Safe and Supportive Schools with the Tennessee Department of Education. The motion to accept the item on first reading was made by Ms. Tucker and seconded by Mr. Darnell. The voice vote was unanimous to accept the item on first reading.

- K. Teacher & Administrator Evaluation Policy 5.201 (36:57-42:21) This was the first reading to update the policy to clearly define the evaluation guidance and weightings for the 2017-18 school year, clarify language related to portfolio models, propose a new 2nd grade portfolio model and update the achievement measure worksheet. The item was presented by Ms. Rene Diamond, Executive Director of Educator Effectiveness with the Tennessee Department of Education. The motion to accept the item on first reading was made by Mr. Bawcum and seconded by Mr. Eby. The voice vote was unanimous to accept the item on first reading.
- L. License Restoration Applications Policy 5.500 (42:21-45:09)
  This was the first reading of the policy to align with State Board Rule 0520-02-03-.09: Denial,
  Formal Reprimand, Suspension, and Revocation as well as current practice. This item was
  presented by Ms. Elizabeth Taylor, General Counsel with the State Board of Education. The motion
  to accept the item on first reading was made by Ms. Tucker and seconded by Mr. Eby. The voice
  vote was unanimous to accept the item on first reading.
- M. Professional Assessments Policy 5.105 (45:09-56:29) This was the first reading of the policy to update the assessment requirements through which educators demonstrate content and pedagogical competency. The item was presented by Mr. Michael Deurlein, Executive Director of Educator Licensure and Preparation with the Tennessee Department of Education. The motion to accept the item on first reading was made by Mr. Eby and seconded by Mr. Cobbins. The voice vote was unanimous to accept the item on first reading.
- N. Learning Centered Leadership Policy 5.101 (56:29-57:12) This was the first reading to repeal this item as requirements for leader preparation have been included in the Educator Preparation Rule and Educator Preparation Policy; in addition, the Tennessee Instructional Leadership Standards have been moved to their own policy. Repealing this item will help streamline policies related to educator preparation. The item was presented by Mr. Michael Deurlein. The motion to accept the item on first reading was made by Mr. Ferguson and seconded by Mr. Bawcum. The voice vote was unanimous to accept the item on first reading.
- O. Standards for School Administered Child Care Programs, Rule 0520-12-01 (57:12-1:00:20) This was the first reading to update the rule to make language clarifications, to provide a process for children age 2 ½ to be placed into the 3-6 year old classroom, and to outline the compliance and monitoring requirements for school administered summer camps. The item was presented by Ms. Misty Moody, Director of School Based Support and Early Learning with the Tennessee Department of Education. The motion to accept the item was on first reading made by Ms. Tucker and seconded by Mr. Eby. The voice vote was unanimous to accept the item on first reading.
- P. List of State Approved Textbooks Section D (Social Studies, World Languages, CTE Arts, Marketing, Finance, Business Management & Administration (1:00:20-1:05:32)

  This was the first reading of textbooks bid for the following subjects: Social Studies, World Languages; CTE Arts, Marketing, Finance, Business Management & Administration. The item was presented by Ms. Lauren Bardwell, Director of English Language Arts and Social Studies with the Tennessee Department of Education. The motion to accept the item on first reading was made by Mr. Eby and seconded by Mr. Darnell. The voice vote was unanimous to accept the item on first reading.
- Q. Data Review Policy 2.600 (1:05:32-1:10:38)

  This was the first reading of a new policy outlining an assessment and accountability data review process in accordance with Chapter 715 of the Public Acts of 2018. The item was presented by Ms. Mary Batiwalla, Assistant Commissioner of Accountability, Assessment & Data Governance

with the Tennessee Department of Education. The motion to accept the item on first reading was made by Ms. Tucker and seconded by Mr. Cobbins. The voice vote was unanimous to accept the item on first reading.

R. Education of Incarcerated Students, Rule 0520-01-12

(1:10:38-1:14:18)

This was the first reading to update the rule to require the minimum length of the school day for incarcerated students be four hours and to clarify that instruction must be provided by an educator with a valid Tennessee teaching license. The item was presented by Ms. Rachel Suppé, Assistant General Counsel for Civil Rights and Special Populations with the Tennessee Department of Education. The motion to accept the item on first reading was made by Ms. Tucker and seconded by Mr. Ferguson. The voice vote was unanimous to accept the item on first reading.

# III. Action Items (Final Reading)

Without objection, items A and B were combined into a consent agenda for discussion and vote by the Chairman.

A. Course Approval

(1:14:18-1:32:43)

B. Approved High School Courses Policy 3.205

This was the final reading of three new statewide dual credit courses, Statewide Dual Credit Criminal Justice, Statewide Dual Credit Pre-Calculus, and Statewide Dual Credit Statistics. These courses have gone through the three-year development process to ensure the learning objectives and challenge exam questions meet current postsecondary expectations across the state. There have been no changes since first reading.

In addition, on first and final reading these courses were added to the list of approved high school courses.

The items were presented by Dr. Lyle Ailshie. The motion to approve the items on final reading was made by Mr. Cobbins and seconded by Mr. Bawcum. The voice vote was unanimous to adopt the items on final reading.

C. Employment Standards, Rule 0520-01-02-.03

Item/Rule: 0520-01-02- 03

(1:32:43-1:34:56)

This was the final reading of item to remove the CTE Director Matrix requirement which is a duplication of reporting efforts from CTE administrators for the employment standard. There have been no changes since the first reading. The item was presented by Dr. Lyle Ailshie.

item/kule: 0520-01-0205			
Motion: Mr. Eby			
Second: Mr. Ferguson			
Member	YEA	NAY	ABSTAIN
Mr. Haden Bawcum-Student Member	Х		
Mr. Darrell Cobbins	Х		
Mr. Nicholas Darnell	Х		
Mr. Bob Eby	Х		
Mr. Gordon Ferguson-Vice Chair	Х		
Ms. Elissa Kim	Х		
Ms. Wendy Tucker	Х		
Ms. Lillian Hartgrove-Chairman	Х		

D. English as a Second Language (ESL) Program Policy 3.207 (1:34:56-1:37:11)

This was the final reading of this item to make some minor wording clarifications. There have been changes since the first reading. The item was presented by Ms. Jan Lanier, Director of English Learner, Immigrant, and Migrant Program with the Tennessee Department of Education. The motion to approve the item was made by Mr. Eby and seconded by Mr. Bawcum. The voice vote

## E. Educator Preparation, Rule 0520-02-04

was unanimous to adopt the item on final reading.

(1:37:11-1:49:18)

This was the final reading of a rule regarding educator preparation, including requirements for reporting on, monitoring, and approving educator preparation programs. Minor changes have been made since first reading to align with new legislation and changes have been made based on public comments received by the State Board. This item was presented by Mr. Michael Deurlein.

Item/Rule: 0520-02-04			
Motion: Ms. Turner			
Second: Mr. Bawcum			
Member	YEA	NAY	ABSTAIN
Mr. Haden Bawcum-Student Member	Х		
Mr. Darrell Cobbins	х		
Mr. Nicholas Darnell	Х		
Mr. Bob Eby	Х		
Mr. Gordon Ferguson-Vice Chair	х		
Ms. Elissa Kim	Х		
Mr. Mike Krause	х		
Ms. Wendy Tucker	Х		
Ms. Lillian Hartgrove-Chairman	Х		

# F. Educator Preparation Policy 5.504

(1:49:18-1:52:43)

This was the final reading of this item to update Educator Preparation Policy to include requirements for leader preparation programs. Minor changes have been made since first reading to align with updates made to the proposed Educator Preparation Rule. The item was presented by Mr. Michael Deurlein. The motion to adopt the item was made by Mr. Bawcum and seconded by Mr. Eby. The voice vote was unanimous to adopt the item on final reading.

# G. Educator Licensure Policy 5.502

(1:52:43-1:54:01)

This was the final reading of this item to revise licensure requirements for out-of-state teachers and to adjust the number of professional development points various activities can earn. There have been changes since the first reading. The item was presented by Mr. Michael Deurlein. The motion to adopt the item was made by Mr. Ferguson and seconded by Mr. Bawcum. The voice vote was unanimous to adopt the item on final reading.

# H. Educator Preparation Providers (EPP) and Specialty Area Program (SAP) Approvals

(1:54:01-1:54:13)

This was the first and final reading to recommend three EPPs for full approval after a comprehensive review (Lee University, University of Tennessee Martin, and Teach for America Memphis). The item was presented by Mr. Michael Deurlein. The motion to approve the item was

made by Mr. Ferguson and seconded by Mr. Bawcum. The voice vote was unanimous to adopt the item on final reading.

I. K-8 Computer Science Standards

(1:54:13-1:55:39)

This was the final reading of standards for K-8 computer science instruction. Since first reading, the Tennessee Academic Standards connection examples have been added. The item was presented by Ms. Virginia Mayfield, Director of Math and Science with the Tennessee Department of Education. The motion to approve the item was made by Mr. Eby and seconded by Mr. Bawcum. The voice vote was unanimous to adopt the item on final reading.

J. Charter Schools - Annual Authorizer Fee, Rule 0520-14-01-.05

This item was removed at the beginning of the meeting by the Chairman with unanimous consent of the Board members in attendance.

- K. Tennessee Instructional Leadership Standards Policy 5.106 (1:55:39-1:57:39)

  This was the final reading of this item to move the Tennessee Instructional Leadership Standards to its own policy and to make updates to the standards, which were previously included in the Learning Centered Leadership Policy. There have been no changes since the first reading. The item was presented by Dr. Paul Fleming, Assistant Commissioner of Teachers and Leaders with the Tennessee Department of Education. The motion to adopt the item was made by Mr. Cobbins and seconded by Mr. Bawcum. The voice vote was unanimous to adopt the item on final reading.
- L. School Attendance Policy 4.100

(1:57:39-1:58:49)

This was the final reading of this item to update policy to address the circumstances under which students participating in a school-approved off-campus activity may be counted as present. There has been one change since first reading. The item was presented by Ms. Elizabeth Fiveash. The motion to approve the item was made by Mr. Bawcum and seconded by Mr. Eby. The voice vote was unanimous to adopt the item on final reading.

- M. District and School Improvement Planning Policy 2.101 (1:58:49-1:59:34)

  This was the final reading of this item to update policy to align with new state and federal requirements for school improvement planning. There have been no changes since the first reading. The item was presented by Ms. Elizabeth Fiveash. The motion to approve the item was made by Mr. Ferguson and seconded by Mr. Darnell. The voice vote was unanimous to adopt the item on final reading.
- N. Homebound Instruction for Pregnant Students, Rule 0520-01-02-.10 (1:59:34-2:01:41)
  This was the final reading of this rule to align with a recently approved a bill that requires LEAs to establish a homebound instruction program of at least three hours per week for all students who qualify. There have been changes since the first reading. The item was presented by Ms. Elizabeth Taylor.

Motion: Mr. Eby	•		
Second: Mr. Darnell			
Member	YEA	NAY	ABSTAIN
Mr. Haden Bawcum-Student Member	Х		
Mr. Darrell Cobbins	Х		
Mr. Nicholas Darnell	Х		
Mr. Bob Eby	Х		
Mr. Gordon Ferguson-Vice Chair	Х		
Ms. Elissa Kim	Х		
Ms. Wendy Tucker	Х		
Ms. Lillian Hartgrove-Chairman	Х		

# Without objection, items O through X were combined into a consent agenda for discussion and vote by the Chairman. (2:01:41-2:03:00)

O. Charter School Authorizing Mission Policy 6.100

Item/Rule: 0520-01-02-.10

- P. Charter School Revocation Policy 6.110
- Q. Charter School Core Authorizing Principles Policy 6.200
- R. Charter School Application Review Policy 6.300
- S. Charter School Agreements Policy 6.400
- T. Charter School Oversight and Evaluation Policy 6.500
- U. Charter School Autonomy Policy 6.600
- V. Charter School Intervention Policy 6.700
- W. Charter School Renewal Policy 6.800
- X. Charter School LEA as Sponsor Policy 6.900

This was the final reading of these item to update the policies to align with current statute and practice and the Tennessee Quality Authorizing Standards. Items P, V, and W had changes since the first reading. The Item was presented by Ms. Tess Stovall, Director of Charter Schools with the State Board of Education. The motion to approve the item was made by Ms. Tucker and seconded by Mr. Bawcum. The voice vote was unanimous to adopt the item on final reading.

Y. SBE Charter School Local Education Agency Policies Revisions (2:03:00-2:04:15)
This was the first and final reading of the updates to the policies that govern Board-authorized charter schools. The item was presented by Ms. Angie Sanders, Deputy Director of Policy and Accountability with the State Board of Education. The motion to approve the item was made by Ms. Tucker and seconded by Mr. Bawcum. The voice vote was unanimous to adopt the item on final reading.

# Z. Uniform Grading Policy 3.301

(2:04:15-2:05:51)

This was the final reading of this item to further clarify the procedures for awarding additional weighting and/or quality points for students who have completed early post-secondary courses. Since first reading changes were made to the local grading policy requirements to align with Chapter 920 of the Public Acts of 2018. There have been changes since the first reading. The item was presented by Ms. Amy Owen. The motion to adopt the item was made by Mr. Darnell and seconded by Mr. Eby. The voice vote was unanimous to adopt the item on final reading.

AA. 2018-19 State Board of Education Master Plan (2:05:51- 2:07:29)
This was the first and final reading of the Master Plan of the State Board of Education for the

2018-19 school year. This plan is developed annually based on Board member priorities along with input from the staff. The item was presented by Ms. Amy Owen. The motion to approve the item was made by Mr. Eby and seconded by Mr. Ferguson. The voice vote was unanimous to adopt the item on final reading.

# BB. Standard Setting for Social Studies

(2:07:29-2:11:35)

This was the first and final reading of student performance levels for grades 3-8 social studies. The item was presented by Ms. Mary Batiwalla. The motion to approve the item was made by Mr. Darnell and seconded by Mr. Bawcum. The voice vote was unanimous to adopt the item on final reading.

# IV. DHS Licensure Actions

A. Tennessee Department of Human Services (DHS) Defaults

Item/Rule: Appeal – M. Young

(2:11:35-2:18:12)

This was the final reading of the list of individuals who hold a teaching license and who have been identified by the Department of Human Services as being in default on child support pursuant to T.C.A. 36-5-706. The item was presented by Ms. Brittani Kendrick, Staff Attorney with the State Board of Education.

## V. Teacher Revocation Appeal Items

# A. Michael Young

(2:18:12-2:23:32)

"Pursuant to the Tennessee Uniform Administrative Procedures Act, the Board is required to hear Mr. Young's appeal of the Initial Order of the Administrative Law Judge." The item was presented by Ms. Elizabeth Taylor.

	1		
Motion: Ms. Tucker			
Second: Mr. Eby			
Member	YEA	NAY	ABSTAIN
Mr. Haden Bawcum-Student Member	Χ		
Mr. Darrell Cobbins	Χ		
Mr. Nicholas Darnell	Χ		
Mr. Bob Eby	Χ		
Mr. Gordon Ferguson-Vice Chair	Х		
Ms. Elissa Kim	Χ		
Ms. Wendy Tucker	Х		
Ms. Lillian Hartgrove-Chairman	Х		

# B. Petitions for Declaratory Order

(2:23:32-2:25:33

This was a Board of Education vote on whether to convene contested case hearings on petitions for declaratory order received by the Board. The item was presented by Ms. Elizabeth Taylor. The Board voted by roll call vote to accept the declaratory order.

Item/Rule: Declaratory order			
Motion: Ms. Tucker			
Second: Mr. Eby			
Member	YEA	NAY	ABSTAIN
Mr. Haden Bawcum-Student Member	Х		
Mr. Darrell Cobbins	Х		
Mr. Nicholas Darnell	Х		
Mr. Bob Eby	Х		
Mr. Gordon Ferguson-Vice Chair	Х		
Ms. Elissa Kim	Х		
Ms. Wendy Tucker	Х		
Ms. Lillian Hartgrove-Chairman	Х		

### VI. Teacher License Actions

(2:25:33-2:43:00)

Presented by Ms. Brittani Kendrick. All items were voted on as a block with the exception of items A., I., and K. Board members requested those items be pulled for individual discussion and votes.

- A. Corey Alexander Denial of Reinstatement\*
- B. Jeffrey Blackburn Revocation\*
- C. Billy Ray Duncan Revocation
- D. Shawna Finstad Suspension, 2 years, with contingency\*
- E. Chester Fulton Revocation\*
- F. Anita Himes Revocation\*
- G. Ondre Johnson Revocation
- H. William Johnson Revocation
- I. Jeremiah Justice Suspension, 1 year, with contingency\*
- J. Linda Lytle Suspension, 2 years retroactive, with contingency
- K. Robert McDaniel Formal Reprimand\*
- L. Natalie Nikitas Denial\*
- M. Ryan Patzwald Denial
- N. Angela Reed Suspension, 2 years retroactive, with contingency
- O. Michael Shepard Revocation, automatic
- P. Daniel Thompson Suspension, 2 years, with contingency

<sup>\*</sup>Items A, B, D, E, F, I, K, and L are subject to the Emergency Board Rule filed on September 5, 2017, and expired on March 4, 2018.

Item/Rule: All items except A., I., and K.			
Motion: Mr. Bawcum			
Second: Mr. Ferguson			
Member	YEA	NAY	ABSTAIN
Mr. Haden Bawcum-Student Member	Х		
Mr. Darrell Cobbins	Х		
Mr. Nicholas Darnell	Х		
Mr. Bob Eby	Х		
Mr. Gordon Ferguson-Vice Chair	Х		
Ms. Elissa Kim	Х		

Χ

Ms. Wendy Tucker

Ms. Lillian Hartgrove-Chairman

Item/Rule: Licensure Actions - Alexander Motion: Mr. Eby Second: Ms. Tucker YEA Member NAY **ABSTAIN** Mr. Haden Bawcum-Student Member Χ **Mr. Darrell Cobbins** Χ Mr. Nicholas Darnell Χ Mr. Bob Eby Χ Mr. Gordon Ferguson-Vice Chair Χ Ms. Elissa Kim Χ Ms. Wendy Tucker Χ Ms. Lillian Hartgrove-Chairman Χ

Item/Rule: Licensure Actions – Justice			
Motion: Ms. Tucker			
Second: Mr. Bawcum			
Member	YEA	NAY	ABSTAIN
Mr. Haden Bawcum-Student Member	Х		
Mr. Darrell Cobbins	Х		
Mr. Nicholas Darnell	Х		
Mr. Bob Eby	Х		
Mr. Gordon Ferguson-Vice Chair	Х		
Ms. Elissa Kim	Х		
Ms. Wendy Tucker	Х		
Ms. Lillian Hartgrove-Chairman	Х		

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Item/Rule: Licensure Actions – McDaniel			
Motion: Mr. Cobbins			
Second: Mr.Eby			
Member	YEA	NAY	ABSTAIN
Mr. Haden Bawcum-Student Member	Х		
Mr. Darrell Cobbins	Х		
Mr. Nicholas Darnell	Х		
Mr. Bob Eby	Х		
Mr. Gordon Ferguson-Vice Chair	Х		
Ms. Elissa Kim	Х		
Ms. Wendy Tucker	Х		
Ms. Lillian Hartgrove-Chairman	Х		
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VII. Adjournment (2:45:36)

REMAINING MEETING DATES FOR 2018: October 19, 2018

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