



MINUTES
STATE BOARD OF EDUCATION
Tennessee Board of Regents
Board Room
1 Bridgestone Park
Nashville, TN 37214
July 26, 2019

Welcome & Introductions

(00:00-0:12:55)

Vice Chairman Mr. Bob Eby and Dr. Sara Morrison, Executive Director of the State Board Of Education

Member Attendance		
Member	PRESENT	ABSENT
Mr. Darrell Cobbins	X	
Mr. Nicholas Darnell	X	
Mr. Bob Eby-Vice Chair	X	
Mr. Mike Edwards	X	
Mr. Gordon Ferguson	X	
Ms. Elissa Kim	X	
Mr. Mike Krause	X	
Ms. Wendy Tucker	X	
Ms. Lillian Hartgrove-Chair		x-excused

I. Consent Items

(0:12:55-0:13:32)

- A. Adoption of Agenda
Vice-Chairman Eby presented the item.
- B. Approval of Minutes from May 31, 2019 Meeting and July 17, 2019 Charter School Subcommittee Meeting
Vice-Chairman Eby presented the item.
- C. Approval of 2020 Quarterly Meeting Dates
Vice-Chairman Eby presented the item.

II. Report Items

- A. Graduation Requirement Substitutions (0:13:32-0:17:35)
An informational item from the Department of Education on course substitutions approved through the Department and listed in the course code correlation database.

Ms. Aleah Guthrie, Director of Policy with the Tennessee Department of Education, presented the item.

III. Action Items (First Reading)

- A. English as Second Language (ESL) Program Policy 3.207 (0:17:35-0:37:09)
This was the first reading to revise exit standards for WIDA ACCESS and for English Learner students with disabilities. Ms. Katie Barcy, EL Compliance Coordinator with the Tennessee Department of Education, presented the item. Mr. Cobbins made the motion to approve the item and Mr. Ferguson seconded the motion. The voice vote to approve the item was unanimous.
- B. Bid List of Textbooks and Instructional Materials Under Official Review – Section E (ELA and CTE: Law, Public Safety, Corrections, Security, Government & Public Administration, Hospitality & Tourism) (0:37:09-0:48:11)
This was the first reading to review the bid list for the Section E (ELA and CTE: Law, Public Safety, corrections, Security, Government & Public Administration, Hospitality | Tourism) textbook review. Ms. Lacey Noel, Instructional Materials Program Manager with the Tennessee Department of Education, presented the item. Mr. Edwards made the motion to approve the item and Mr. Darnell seconded the motion. The voice vote to approve the item was unanimous.
- C. 2019-2020 Special Course Approval (0:48:11-0:56:23)
This was the first reading of a list of special course offerings to be approved for one, three, or six years. Ms. Virginia Mayfield, Director of STEAM with the Tennessee Department of Education, presented the item. Ms. Tucker made the motion to approve the item and Mr. Edwards seconded the motion. The voice vote to approve the item was unanimous.
- D. Alternative Education Programs Policy 2.302 (0:56:23-1:17:09)
This was the first reading to update the obligation of LEAs to provide placement in an alternative school or program when space and staff are available pursuant to recently passed legislation. Ms. Pat Conner, Director of Student Support with the Tennessee Department of Education, presented the item. Mr. Eby made the motion to approve the item and Ms. Tucker seconded the motion. The voice vote to approve the item was unanimous.
- E. High School Policy 2.103 (1:17:09-1:32:07)
This was the first reading to add requirements for the civics test as per recently passed legislation. Ms. Aleah Guthrie presented the item. Ms. Tucker made the motion to approve the item and Mr. Ferguson seconded the motion. The voice vote to approve the item was unanimous.
- F. Standards Review Policy 3.209 (1:32:07-1:34:00)
This was the first reading to align timing of standards review with new flexibility provided through recently passed legislation. Ms. Amy Owen, Director of Policy and Research with the State Board of Education, presented the item. Mr. Edwards made the motion to approve the item and Mr. Darnell seconded the motion. The voice vote to approve the item was unanimous.

- G. Uniform Grading Policy 3.301 (1:34:00-1:36:16)
This was the first reading to delete the section on locally approved grading systems from the policy, pursuant to recently passed legislation. Ms. Amy Owen presented the item. Mr. Ferguson made the motion to approve the item and Ms. Tucker seconded the motion. The voice vote to approve the item was unanimous.

Items H-M were combined by the Chair without objection. (1:36:16-1:41:27)

- H. Repeal the Early Childhood Education Plan Policy 3.101
This was the first reading to repeal this policy because it is outdated, has not been revised since 2000, and aspects of this policy are addressed in other rules and policies as well as the Department of Education programmatic requirements. Ms. Amy Owen presented the item.
- I. Repeal the Principles of Quality Early Childhood Education Programs Policy 3.102
This was the first reading to repeal this policy because it is outdated, has not been revised since 2000, and aspects of this policy are addressed in other rules and policies as well as the Department of Education programmatic requirements. Ms. Amy Owen presented the item.
- J. Repeal the Guidelines for Recitation of the Pledge of Allegiance Policy 4.208
This was the first reading to repeal this policy and move the same information into a guidance document to be posted on the State Board of Education website. This change is to better align with statute that requires guidelines, not a policy, for the recitation of the pledge. Ms. Amy Owen presented the item.
- K. Repeal the Wellness Requirement Substitute Policy 3.202
This was the first reading to repeal this policy because it is already included in the Minimum Requirements for the Approval of Public Schools Rule as well as the Department of Education's course code correlation database. Ms. Amy Owen presented the item.
- L. Repeal the Public Records Policy 1.500
This was the first reading to repeal this policy because the public records rule was approved by the State Board of Education in May 2019 and it is moving through promulgation. Ms. Amy Owen presented the item.
- M. Repeal the Educational Television Rule 0520-08-01
This was the first reading to repeal this rule due to Public Chapter 248 of 2019, which removed this outdated responsibility from the State Board of Education. The State Board has not been in the business of operating educational television stations. Ms. Amy Owen presented the item.

Mr. Edwards made the motion to approve the items H-M and Mr. Ferguson seconded the motion. The voice vote to approve the items was unanimous.

- N. License Denial, Formal Reprimand, Suspension, and Revocation Policy 5.501 (1:41:27-1:44:06)
This was the first reading to item to update this policy in alignment with changes to Educator Licensure Rule 0520-02-03-.09. Ms. Brittani Kendrick, Assistant General Counsel

for Educator Discipline with the State Board of Education, and Ms. Angie Sanders, General Counsel with the State Board of Education, presented the item. Ms. Tucker made the motion to approve the item and Mr. Edwards seconded the motion. The voice vote to approve the item was unanimous.

O. License Reinstatement & License Restoration Applications Policy 5.500
(1:44:06-1:45:00)
This was the first reading to item to update this policy in alignment with changes to licensure rule 0520-02-03-.09. Ms. Brittani Kendrick and Ms. Angie Sanders presented the item. Mr. Ferguson made the motion to approve the item and Mr. Darnell seconded the motion. The voice vote to approve the item was unanimous.

P. Charter School Amendments to the Charter Agreements, Rule 0520-14-01-.06
(1:45:00-1:47:35)
This was the first reading of an item to set forth the timelines and appeal process for charter schools who wish to petition their authorizer for an amendment to their charter agreement. Ali Gaffey, Deputy Director of Charter Schools with the State Board of Education, presented the item. Mr. Edwards made the motion to approve the item and Mr. Cobbins seconded the motion. The voice vote to approve the item was unanimous.

IV. Action Items (Final Reading)

A. 2019-20 State Board of Education Master Plan (1:58:00-2:12:48)
This was the first and final reading of the Master Plan of the State Board of Education for the 2019-20 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 Ms. Tucker and seconded by Mr. Edwards. The voice vote to approve the item was unanimous.

B. Tennessee School Bus Specifications Policy 2.400 (2:12:48-2:14:27)
This was the final reading to align current industry standards to increase the safety of school bus drivers and students by adding bus specifications for vehicles built after July 1, 2019 in accordance with the National School Transportation and Procedures manual adopted by the 16th National Congress on School Transportation. There were no changes since the first reading. Ms. Tammy Knipp, Director of Student Transportation with the Tennessee Department of Education, presented the item. Ms. Tucker made the motion to approve the item and Mr. Cobbins seconded the motion. The voice vote to approve the item was unanimous.

C. Category II Non-public School Accrediting Agencies, Rule 0520-07-02-.03
(2:14:27-2:17:03)
This was the final reading to approve category II applicants. There have not been any changes since the first reading. Ms. Katie Poulos, Chief Schools Officer with the Tennessee Department of Education, presented the item.

Item/Rule: Rule 0520-07-02-.03		
Motion: Mr. Ferguson		Second: Ms. Kim
Member	YEA	NAY

Mr. Darrell Cobbins	X	
Mr. Nicholas Darnell	X	
Mr. Bob Eby - Vice Chair	X	
Mr. Mike Edwards	X	
Mr. Gordon Ferguson	X	
Ms. Elissa Kim	X	
Ms. Wendy Tucker	X	

- D. Individualized Education Accounts, Rule 0520-01-11 (2:17:03-2:20:22)
This was the final reading to clean-up edits to make the rules consistent with state law. The item makes clarifications to the definitions and processes in regards to account holder agreement, criminal background checks, student eligibility, and approved use of funds. There have been changes since the first reading. Ms. Katie Poulos presented the item.

Item/Rule: Rule 0520-01-11		
Motion: Ms. Tucker Second: Ms. Kim		
Member	YEA	NAY
Mr. Darrell Cobbins	X	
Mr. Nicholas Darnell	X	
Mr. Bob Eby - Vice Chair	X	
Mr. Mike Edwards	X	
Mr. Gordon Ferguson	X	
Ms. Elissa Kim	X	
Ms. Wendy Tucker	X	

- E. Educator Preparation Policy 5.504 (2:20:22-2:21:52)
This was the final reading to make a clarification to the participation of educator preparation providers in a review and other changes and clarifications needed for the recently approved emergency rule. There have not been any changes since the first reading. David Donaldson, Assistant Commissioner of Human Capitol with the Tennessee Department of Education, and Ms. Elizabeth Fiveash, Assistant Commissioner of Legislative Affairs with the Tennessee Department of Education, presented the item. Mr. Darnell made the motion to approve the item and Ms. Kim seconded the motion. The voice vote to approve the item was unanimous.
- F. Middle Grades Policy 2.102 (2:21:52-2:23:25)
This was the final reading to clarify that students taking high school courses in middle school shall be awarded high school credit. There have not been any changes since the first reading. Ms. Aleah Guthrie presented the item. Mr. Cobbins made the motion to approve the item and Mr. Ferguson seconded the motion. The voice vote to approve the item was unanimous.

- G. Charter School Revocation Policy 6.110 (2:23:25-2:25:02)
This was the final reading to reflect changes passed in the 111th General Assembly. There have not been any changes since the first reading. Ms. Tess Stovall, Director of Charter Schools with the State Board of Education, presented the item. The chair ordered a change in the title of this policy. The change was made without objection. The voice vote to approve the item as amended was unanimous.
- H. Charter School Intervention Policy 6.700 (2:25:02-2:25:46)
This was the final reading to reflect changes passed in the 111th General Assembly. There have not been any changes since the first reading. Ms. Tess Stovall presented the item. Mr. Edwards made the motion to approve the item and Ms. Tucker seconded the motion. The voice vote to approve the item was unanimous.
- I. Charter School Renewal Policy 6.800 (2:25:46-2:27:03)
This was the final reading to clarify the appeal process and reflect recent updates to State Board policy 2.500 and the changes passed in the 111th General Assembly. There have not been any changes since the first reading. Ms. Tess Stovall presented the item. The chair ordered a change in the title of this policy. The change was made without objection. Mr. Edwards made the motion to approve the item and Mr. Cobbins seconded the motion. The voice vote to approve the item as amended was unanimous.
- J. Charter School Appeals, Rule 0520-14-01-.02 (2:27:03-2:29:03)
This was the final reading of an item to set forth the process for submitting an appeal of the denial of a charter school application by the local board of education to the State Board. There have been changes since the first reading. Ms. Tess Stovall presented the item.

Item/Rule: Rule 0520-14-01-.02		
Motion: Mr. Cobbins Second: Ms. Tucker		
Member	YEA	NAY
Mr. Darrell Cobbins	x	
Mr. Nicholas Darnell	x	
Mr. Bob Eby - Vice Chair	x	
Mr. Mike Edwards	x	
Mr. Gordon Ferguson	x	
Ms. Elissa Kim	x	
Ms. Wendy Tucker	x	

- K. Educator Licensure Denial, Formal Reprimand, Suspension, and Revocation, Rule 0520-02-03-.09 (2:29:03-2:31:40)
This was the final reading to incorporate the educator licensure rule with updated and aligned requirements for all pathways. There have been changes since the first reading in February 2019. Ms. Brittani Kendrick and Ms. Angie Sanders presented the item.

Item/Rule: Rule 0520-02-03-.09	
Motion: Mr. Edwards	Second: Ms. Tucker

Member	YEA	NAY
Mr. Darrell Cobbins	X	
Mr. Nicholas Darnell	X	
Mr. Bob Eby - Vice Chair	X	
Mr. Mike Edwards	X	
Mr. Gordon Ferguson	X	
Ms. Elissa Kim	X	
Ms. Wendy Tucker	X	

L. 2019-2020 Basic Education Program (BEP) Allocations (2:31:40-2:33:29)
 This was the first and final reading of the allocations for the Basic Education Program for fiscal year 2020. Ms. Maryanne Durski, Executive Director of Local Finance with the Tennessee Department of Education, presented the item. Mr. Edwards made the motion to approve the item and Mr. Ferguson seconded the motion. The voice vote to approve the item was unanimous.

M. Course Access Program, Rule 0520-01-14 (2:33:29-2:35:11)
 This was the first and final reading to update this rule to align with 2019 legislation to require LEAs fund two courses per year for any student participating in a course access course. Ms. Aleah Guthrie presented the item.

Item/Rule: Rule 0520-01-14		
Motion: Mr. Darnell Second: Ms. Tucker		
Member	YEA	NAY
Mr. Darrell Cobbins	X	
Mr. Nicholas Darnell	X	
Mr. Bob Eby - Vice Chair	X	
Mr. Mike Edwards	X	
Mr. Gordon Ferguson	X	
Ms. Elissa Kim	X	
Ms. Wendy Tucker	X	

N. Charter School Local Education Agency (LEA) Policies (2:35:11-2:36:11)
 This was the first and final reading of updates to the policies that govern Board-authorized charter schools. Ms. Tess Stovall presented the item. Ms. Tucker made the motion to approve the item and Mr. Ferguson seconded the motion. The voice vote to approve the item was unanimous.

O. Educator Preparation Providers and Specialty Area Program Approvals (2:36:11-2:47:19)
 This was the first and final reading of recommendations for continued approval of two educator preparation providers and initial approval of one educator preparation provider. Mr. David Donaldson presented the item. Mr. Ferguson made the motion to

approve the item and Mr. Edwards seconded the motion. The voice vote to approve the item was unanimous.

V. DHS Defaults

- A. Tennessee Department of Human Services (DHS) Defaults (2:47:19-2:48:19)
Educator licenses subject to action as per DHS information. Ms. Brittani Kendrick presented the item.

VI. Teacher License Actions (2:48:19-3:15:51)

By member request, three items were pulled for separate consideration: items C (Laming), F (Patterson), and I (Polonsky). All other items were voted upon as a combined item.

- A. Jaime Byram – Revocation, Automatic
- B. Christopher Comer – Voluntary Surrender**
- C. Erin Laming – Suspension, 1 year –pulled, separate vote tally below
- D. Bragg Lampkin – Revocation, Automatic, Permanent
- E. Larry Nidiffer – Suspension, 6 months
- F. Charles Patterson – Suspension, 2 years-pulled, separate vote tally below
- G. Michael Pesce – Voluntary Surrender**
- H. Richard Pitcock – Revocation, Automatic*
- I. Alice Polonsky – Suspension, 3 months-pulled, separate vote tally below
- J. Zheng Tu – Voluntary Surrender*
- K. Brad Weir – Revocation, Automatic, Permanent

Item/Rule: Licensure Actions (without pulled items C, F, and I)		
Motion: Ms. Tucker, Second: Mr. Ferguson		
Member	YEA	NAY
Mr. Darrell Cobbins	x	
Mr. Nicholas Darnell	x	
Mr. Bob Eby - Vice Chair	x	
Mr. Mike Edwards	x	
Mr. Gordon Ferguson	x	
Ms. Elissa Kim	x	
Ms. Wendy Tucker	x	

- C. Erin Laming – Suspension, 18 month suspension recommended by the Board. The item was referred back to staff for revision.

Item/Rule: Erin Laming referred back to staff		
Motion: Ms. Tucker Second: Mr. Edwards		
Member	YEA	NAY
Mr. Darrell Cobbins	x	
Mr. Nicholas Darnell	x	
Mr. Bob Eby - Vice Chair	x	
Mr. Mike Edwards	x	
Mr. Gordon Ferguson	x	
Ms. Elissa Kim	x	
Ms. Wendy Tucker	x	

- F. Charles Patterson – Suspension, 2 years

Item/Rule: Charles Patterson – Suspension, 2 years		
Motion: Mr. Cobbins Second: Mr. Darnell		
Member	YEA	NAY
Mr. Darrell Cobbins	x	
Mr. Nicholas Darnell	x	
Mr. Bob Eby - Vice Chair	x	
Mr. Mike Edwards	x	
Mr. Gordon Ferguson	x	
Ms. Elissa Kim	x	
Ms. Wendy Tucker		x

- I. Alice Polonsky –There was a motion to refer this item back to staff for a two-year suspension. This motion was defeated by the majority of Board members present.

Item/Rule: Alice Polonsky – referred back to Staff-initial motion that failed to be adopted.		
Motion: Ms. Tucker Second: Mr. Edwards		
Member	YEA	NAY
Mr. Darrell Cobbins		x
Mr. Nicholas Darnell		x
Mr. Bob Eby - Vice Chair		x
Mr. Mike Edwards	x	
Mr. Gordon Ferguson		x
Ms. Elissa Kim	x	

Ms. Wendy Tucker	X	
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- I. Alice Polonsky – Suspension, 6 month suspension, and anger management course completion recommended by the Board. The item was referred back to staff for revision.

Item/Rule: Alice Polonsky – referred back to staff-final revision referred to staff for reconsideration		
Motion: Mr. Cobbins Second: Mr. Darnell		
Member	YEA	NAY
Mr. Darrell Cobbins	X	
Mr. Nicholas Darnell	X	
Mr. Bob Eby - Vice Chair	X	
Mr. Mike Edwards	X	
Mr. Gordon Ferguson	X	
Ms. Elissa Kim		X
Ms. Wendy Tucker		X

VII. Adjournment

(3:17:46)

**MEETING DATES FOR 2019:
November 15, 2019**

**State Board of Education
5th Floor – Davy Crockett Tower
500 James Robertson Parkway
Nashville, TN 37243-1050
(615) 741-2966**