**MINUTES**

**WEST VIRGINIA BOARD OF EDUCATION**

***Teleconference Meeting***

**Capitol Building 6, Room 353**

**1900 Kanawha Boulevard, East**

**Charleston, West Virginia**

**April 8, 2020**

**I. Call to Order**

Following the welcome and Pledge of Allegiance, President David G. Perry called the teleconference meeting of the West Virginia Board of Education (WVBE) to order at 10:00 a.m. on April 8, 2020, in Capitol Building 6, Room 353, 1900 Kanawha Boulevard, East, Charleston, West Virginia.

The following members were present: President Perry, Vice President Miller L. Hall, Thomas W. Campbell (via telephone), Robert W. Dunlevy (via telephone), F. Scott Rotruck (via telephone), Daniel D. Snavely (via telephone), Debra K. Sullivan (via telephone), Nancy J. White (via telephone), and James S. Wilson (via telephone), and ex officio W. Clayton Burch, State Superintendent of Schools. Member absent was ex officio Sarah Armstrong Tucker, Chancellor, West Virginia Council for Community and Technical College Education, and Interim Chancellor, West Virginia Higher Education Policy Commission.

**II. Approval of Agenda**

President Perry called for a motion to approve the agenda. Ms. White moved, and Mrs. Sullivan seconded, that the agenda be approved. Upon the call for the question the motion was carried unanimously.

**III. Delegations**

Correspondence submitted by a delegation is appended to the official minutes at Attachment H.

**IV. WVBE Personnel Matters Inclusive of Matters Related to the**

**State Superintendent of Schools Search**

**Executive Session**

President Perry requested the Board’s consent to reorder the agenda to immediately take up matters related to the State Superintendent of Schools Search and called for a motion to enter in executive session for personnel matters.

Mr. Hall moved, as provided in W. Va. Code §6-9A-4(b)(2)(A) [personnel exception] and/or §6-9A-4 [matters involving attorney‑client privilege per *Peters v. County Commission*, 205 W. Va. 481 (1999)], that the Board enter in executive session for personnel matters. Mr. Rotruck seconded the motion and upon the call for the question the motion was carried unanimously. The Board entered executive session at 10:05 a.m.

**V. Return from Executive Session**

President Perry announced that the Board had returned from executive session at 11:10 a.m. with no decisions made or action taken. Mr. Dunlevy exited the meeting.

President Perry called for a motion to approve the Board’s personnel matters. Mr. Rotruck moved, and Mrs. Sullivan seconded, that the personnel items be approved. Upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment H.)

**VI. Consent Agenda**

President Perry called for a motion to approve the Consent Agenda. Mr. Hall moved, and Ms. White seconded, that the Consent Agenda be approved. Following discussion regarding the critical need and shortage items, President Perry called for the question and the Consent Agenda was unanimously approved. (Copies appended to Official Minutes, Attachments A through E.)

* Approved March 11, 2020, minutes (Attachment A)
* Received West Virginia Department of Education (WVDE) personnel matters (Attachment B)
* Approved Employment of Substitute Teachers in Areas of Critical Need and Shortage policy for Jefferson County Schools, and the West Virginia Schools for the Deaf and the Blind (amended) (Attachment C)
* Received Substitute Teachers in Areas of Critical Need and Shortage affidavits from Fayette (seven), Mercer (one), and Putnam (two) County Schools

* Approved an amendment to the Randolph County Board of Education 2010-2020 Comprehensive Educational Facilities Plan (CEFP) for facility improvements to replace eight exterior doors and 16 interior doors at Tygarts Valley Middle/High School (Attachment D)
* Approved an amendment to the Wood County Board of Education 2010-2020 Comprehensive Educational Facilities Plan (CEFP) to include construction of safe school entrances at Emerson Elementary School and Jefferson Elementary School. (Attachment E)
* Approved Cabell County Schools’ GROW Educators alternative certification program for *general education*, in partnership with the WVDE, for the following endorsements: Art PreK-AD, Biology 9-AD, Chemistry 9-AD, Earth and Space Science 5-AD, General Integrated Mathematics 5-AD, General Mathematics through Algebra I 5‑9, General Science 5-9 and 5-AD, Geometry 5-AD, Mathematics (Comprehensive) 5-AD, Music PreK-AD, Physical Education PreK-AD, Physics 9-AD, Spanish 5-AD, and Wellness PreK-AD; Cabell County Schools’ GROW Educators alternative certification program for *special education*, in partnership with the WVDE, for the following endorsements: Multi-Categorical (E/BD, MI, SLD, excluding Autism) K-6 and 5-AD, Severe Disabilities K-AD, Autism K-6 and 5-AD; and an addendum to Kanawha County Schools’ BEST alternative certification program for *general education*, in partnership with the WVDE, to add the endorsements of Art PreK‑AD and Music PreK-AD to the list of previously approved endorsements (Attachment F).

**VII. WVBE Statewide Policy Waivers as a Result of COVID-19 School Closures**

Superintendent Burch presented statewide policy waivers as a result of COVID-19 school closures for the Board’s consideration. Mr. Dunlevy returned to the meeting. Presented for approval were:

***Policy 2520.5, West Virginia College- and Career-Readiness Standards for Wellness Educatio*n**: FitnessGram/Health Education Assessment Project (HEAP) testing; physical fitness testing (2019-2020);

***Policy 2510, Assuring the Quality of Education: Regulations for Education Programs***: required Advanced Placement® (AP®) teacher training

*1)* AP® teachers currently required to attend the 2020 Summer Institute must attend their next required training scheduled for Summer 2023

2) AP® teachers new to teaching AP® courses in the 2020-2021 school year, or who received a one-year waiver during the 2018-2019 school year, must attend the 2021 Summer Institute

* + - All AP® teachers are required to submit a syllabus to College Board when required and follow all College Board guidelines for teaching AP® courses
    - AP® teachers may attend any AP® Summer Institute;

***Policy 2422.2, Driver Education Regulations***: to be eligible for the Driver Education Certificate students must satisfy driver education requirements defined in policy. Currently enrolled students (2019-2020) must provide all documentation to the driver education teacher for final approval and issuance of certification showing that they meet the following three requirements:

* 1. meet the required hours of instruction including a minimum of eight hours in a standard defensive driving course;
  2. complete in-car observation of at least 10 hours with a certified driver education teacher or complete one hour of in-car observation with a driver education teacher and the remaining hours in-car observation with a fully licensed driver through a certification log outside of the school setting; and
  3. complete in-car practice of at least six hours with a certified driver education teacher or complete at least one hour of practice with a certified driver education teacher and the remaining hours in-car practice with a fully licensed driver through a certification log outside of the school setting;

***Policy 2520.13, West Virginia College- and Career-Readiness Programs of Study/Standards for Career Technical Education***: the career technical education (CTE) completer (2019-2020) must complete four state-approved sequences of courses within a CTE program of study. CTE completer status will be based on the student’s coursework; the National Occupational Competency Testing Institute (NOCTI) assessments will be optional for school year 2019-2020.

Mr. Dunlevy moved, and Dr. Snavely seconded, that the statewide waivers be approved. Following discussion, President Perry called for the question and the motion was carried unanimously.

President Perry moved, and Mr. Hall seconded, that the State Superintendent be granted authority to approve waivers for any other WVBE policy requirements for school year 2019‑2020 that will be impacted by the COVID-19 school closures with a report of approved waivers to be presented to the WVBE at its monthly business meeting. Upon the call for the question the motion was carried unanimously.

**VIII. Superintendent Report**

Superintendent Burch, assisted by Ms. Christy Day, Executive Director, WVDE Office of Communications, and Ms. Michele Blatt, Assistant State Superintendent, Division of Support and Accountability, provided brief updates regarding federal waivers including the April 7, 2020, pre‑approval of a waiver for funding flexibility and application for CARES Act funding; COVID‑19 website; updates in the Lincoln, Brooke, and Berkeley County reviews; having a single voice regarding the delivery of instruction; and, gathering of information in Summers County. Superintendent Burch addressed a question regarding the Governor’s Schools and stated that a contingency plan is in place. Dr. Jan Barth, Assistant State Superintendent, Division of Teaching and Learning, provided an update regarding the COVID-19 guidance documents. Superintendent Burch addressed a question regarding WiFi access for students and the need to address the inequity of internet access. (Copy appended to Official Minutes, Attachment I.)

Ms. Heather Hutchens, General Counsel to the WVDE/WVBE, provided an overview of decision-making/statutory authority of education officials at the federal, state, and county levels.

**IX. Items for Future Meetings**

Mr. Hall requested a presentation at the May meeting regarding Policy 2322.

President Perry announced that interviews for the position of State Superintendent of Schools, formerly set for April 24 and 25, will take place on June 4 and 5.

**X. Future Meetings**

The next regular meeting of the WVBE will be held May 13, 2020, in Charleston, West Virginia. The meeting will continue on May 14, 2020, if the agenda is not completed on May 13, 2020.

**XI. Adjourn**

Mr. Hall moved, and Ms. White seconded, that the meeting be adjourned. Upon the call for the question the motion was carried unanimously and the meeting was adjourned at 12:14 p.m.

**Minutes approved by the Board on May 13, 2020.**

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**David G. Perry, President**

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**Miller L. Hall, Vice President**

Minutes were recorded by

Virginia M. Harris

Secretary to the Board

WVBEMinutes4/8/20