**MINUTES**

**WEST VIRGINIA BOARD OF EDUCATION**

**Capitol Building 6, Suite 600**

**1900 Kanawha Boulevard, East**

**Charleston, West Virginia**

**July 13, 2022**

**I. Call to Order**

Following the welcome and Pledge of Allegiance, President Miller L. Hall called the meeting of the West Virginia Board of Education (WVBE) to order at 9:00 a.m. on July 13, 2022, in Capitol Building 6, Suite 600, 1900 Kanawha Boulevard, East, Charleston, West Virginia.

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

**II. Approval of Agenda**

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

**III. Delegations**

Mr. Adam Cheeseman, President, West Virginia Association of School Administrators, and Superintendent, Doddridge County Schools, addressed the Board regarding the detrimental effect of proposed constitutional amendments two (giving the Legislature power over all taxation) and amendment four (giving full control of education policies to the Legislature) and the HOPE scholarship (diverting state education funds to the private sector with no associated accountability) and standing up for what is right for public education. Mr. David Gladkosky, Executive Director, West Virginia Professional Educators, addressed the Board regarding school safety. Mr. Dale Lee, President, West Virginia Education Association, addressed the Board regarding the ruling of Judge Joanna I. Tabit, Circuit Court of Kanawha County, regarding the HOPE Scholarship; visits throughout the state with educators; protecting the right of students of a thorough and efficient education; educators, not elected officials, education expects; and school safety and mental health for students and educators.

**IV. School Safety Update**

Mr. Jonah Adkins (distributed information), Coordinator, WVDE Accountability Services, and West Virginia State Police Troopers, Captain Stewart Harper and Corporal J. D. Harris, provided an update to the Board regarding school safety including the development of a unified statewide response plan and a mobile app to report school safety concerns. (Copy appended to Official Minutes, Attachment P.)

**V. Strategic Plan Update**

**Develop Economic Preparedness of Students:**

**Increase School, College Career, and Workforce Readiness**

Dr. Sonya White, Teaching and Learning Officer, WVDE Office of Teaching and Learning, and Mr. Clinton Burch, Technical Education Officer, WVDE Office of Technical and Adult Education, provided an update of the 2021 Strategic Plan regarding the development of the economic preparedness of students through increasing school readiness and achievement and expansion of college readiness, career readiness, workforce readiness, and entrepreneurship. (Copy appended to Official Minutes, Attachment Q.)

**VI.** **Break**

President Hall called for a break at 10:41 a.m.

**VII. Call to Order**

President Hall called the meeting back to order at 11:00 a.m.

**VIII. Consent Agenda**

President Hall called for a motion to approve the Consent Agenda. Ms. White moved, and Mr. Dunlevy seconded, that the Consent Agenda be approved. Mrs. Sullivan questioned why WVDE personnel does not include transfers, why West Virginia Secondary School Activities Commission rules are effective 60 days from filing; and advised that she did not conduct a review of Policy 6200. Upon the call for the question the motion was carried unanimously. (Copies appended to Official Minutes, Attachments A through K.)

* Approved the June 8, 2022, WVBE minutes (Attachment A)
* Received WVDE personnel matters (Attachment B)
* Approved the Kanawha County Board of Education’s request for a waiver of required professional development for one AP® Language and Composition teacher at George Washington High School for school year 2022-23 (Attachment C)
* Approved the Wood County Board of Education’s request to amend their 2020-2030 Comprehensive Educational Facilities Plan (CEFP) to include six classroom additions to both Blennerhassett and Madison Elementary Schools, security improvements at multiple schools, HVAC upgrades at multiple schools, and improvements to art and athletic facilities at multiple schools. Additionally, this amendment removes projects at schools that were approved for replacement or consolidation through a voter approved Bond Call in May of 2022 (Attachment D)
* Approved documentation as an addendum to the Region 4 Alternative Certification Programs for general education provided by Braxton, Fayette, Greenbrier, Nicholas, Pocahontas and Webster Counties in partnership with Concord University and Marshall University to add the endorsement of Business Education 5-Adult (Attachment E)
* Approved the West Virginia West Virginia Career and Technical Education (CTE) Endorsements and Testing Manual (Attachment F)
* Approved the West Virginia Licensure Testing Directory (Attachment G)
* Received the annual report on the number of high school diplomas issued in accordance with Policy 4355, High School Diplomas for Veterans (Attachment H)
* Approved Policy 2436.10, Participation in Extracurricular Activities, effective 30 days from filing (Attachment I)
* Approved Policy 2525, West Virginia’s Universal Access to a Quality Early Education System, effective 30 days from filing (Attachment J)
* Approved West Virginia Secondary School Activities Commission, Series 1, Constitution, Series 2, Athletics, Provisions Governing Eligibility, Series 3, Provisions Governing Contests, and Series 5, Band and Other Activities, effective 60 days from filing (Attachments K-1 through K-4)
* Approved Policy 2445.40, Instructional Resources, for placement on public comment for 30 days (Attachment L)
* Approved Policy 6200, Handbook on Planning School Facilities, for placement on public comment for 30 days (Attachment M).

**VII. Superintendent Report**

Superintendent Burch spoke about the recent Academic Showdown, requests for information regarding the proposed constitutional amendment, School safety conference, thanked WVDE staff, Erica Klose and Carla Warren working collaboratively in the field regarding the proposed constitutional amendment, distributed the annual report of waivers; assisted by Dr. White (distributed information), Dr. Vaughn Rhudy, Director, WVDE Assessment Services, and Mr. Adam Canter, Director, WVDE Career Technical Education Services and Support, provided preliminary statewide assessment results; assisted by Ms. Christy Day, Director, WVDE Communication Services, provided information regarding a new initiative called Public School Proud. (Copies appended to Official Minutes, Attachment R.)

**VIII. Amendment of the Council for Accreditation of Educator**

**Preparation (CAEP) State Partnership Agreement**

Dr. White presented an amendment to the Council for Accreditation of Educator Preparation (CAEP) State Partnership Agreement for the Board’s consideration. The amendment, if approved, will waive a required Specialized Professional Association (SPA) for CAEP accreditation if a SPA should choose to add a financial requirement for review. Educator Preparation Providers who provide a content area that leads to licensure under a SPA that has added a fee for review services would be permitted to follow non-SPA protocol in the CAEP State Partnership Agreement and would submit their program for CAEP Evidence Review of Standard One.

Following discussion, Mr. Hardesty moved, and Mr. Rotruck seconded, that the amendment to the Council for Accreditation of Educator Preparation (CAEP) State Partnership Agreement be approved. Upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment Mc.)

**IX. Update - Lincoln County Schools State of Emergency**

**Executive Session**

Mr. Matthew Hicks, Director, WVDE Accountability Services, presented an update on the progress of the Lincoln County Schools State of Emergency over the past six months. Mr. Jeffrey Kelley, Superintendent, Lincoln County Schools, and Mr. David Bell, President, Lincoln County Board of Education, addressed the Board regarding the state of emergency. Ms. Lynn Hurt, State Superintendent’s designee charged with coordinating on-site improvement efforts and making recommendations for improvement, was in attendance for the presentation.

President Hall called for a motion to enter in executive session. Ms. White moved, and Mrs. Sullivan seconded, that the Board enter in executive session for discussion of the report as provided in in W. Va. Code §6‑9A-4(b)(2)(A) [personnel exception] and/or §6-9A-4(b)(6), [privacy exception]. Upon the call for the question the motion was carried; the Board moved into executive session at 12:12 p.m. Superintendent Burch departed the meeting at 1:18 p.m. and Ms. Michele Blatt, Deputy State Superintendent, took his seat.

**X. Update - Lincoln County Schools State of Emergency**

**Return from Executive Session**

President Hall announced that the Board had returned from executive session at 1:34 p.m. with no action taken and called for motions. Mrs. Sullivan addressed the Board and moved that the WVBE continue the state of emergency in Lincoln County for an additional six months and that: 1) the Office of Accountability conduct training sessions and monitoring of the Lincoln County Board of Education regarding all prior Special Circumstance Review Reports and the progress made by Lincoln County Schools towards correcting the non-compliances and findings; 2) Lincoln County leadership will correct all schedules to comply with student IEPs and provide all students with course schedules by August 10, 2022; 3) continue progress on the approved CEFP plan complying with Policy 6200; 4) continue the support from the WVBE designee in all county improvement efforts; and 5) support Superintendent Kelley’s leadership in maintaining the current improvements made thus far. Superintendent Kelley and President Bell were directed to appear before the Board at the August meeting to provide a report on the county’s progress. Ms. White seconded the motion and upon the call for the question the motion was carried unanimously. Mrs. Sullivan requested that her remarks, inclusive of motion, be attached to the agenda. (Copy appended to Official Minutes, Attachment N and addendum.)

**XI. WVBE Personnel Matters and**

**Litigation Updates in Travis Beaver, et al. v. Riley Moore, et al.,**

**Civil Action Numbers 22-P-24, 22-P-25, and 22-P-26; and**

**B.P.J. by her next friend and mother, Heather Jackson v. WVBE, et al.,**

**Civil Action No. 2:21-cv-00316**

**Executive Session**

President Hall called for a motion to enter in executive session. Ms. White moved, and Mrs. Sullivan seconded, that the Board enter in executive session for WVBE personnel and/or legal matters 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)]. Upon the call for the question the motion was carried; the Board moved into executive session at 1:37 p.m.

**XII. WVBE Personnel Matters and**

**Litigation Updates in Travis Beaver, et al. v. Riley Moore, et al.,**

**Civil Action Numbers 22-P-24, 22-P-25, and 22-P-26; and**

**B.P.J. by her next friend and mother, Heather Jackson v. WVBE, et al.,**

**Civil Action No. 2:21-cv-00316**

**Return from Executive Session**

President Hall announced that the Board had returned from executive session at 2:52 p.m. with no action taken and called for a motion to approve the Board’s personnel attachment. Ms. White moved, and Mrs. Sullivan seconded, that the personnel attachment be approved. Upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment O.)

**XIII. WVBE Member Updates**

Mrs. Sullivan worked with WVDE and WVBE staff on policies, announced an upcoming Communities In Schools meeting, attended a Reconnecting McDowell event, and visited summer SOLE programs in Upshur and Raleigh Counites; President Hall attended the Golden Horseshoe ceremony and several of the events reported by Mrs. Sullivan; Dr. Wilson requested WVDE finance staff provide in-depth information regarding proposed constitutional amendment 2, requested a list of talking points regarding proposed constitutional amendment 4, and spoke about the departure of Mr. Campbell; and Ms. White participated in West Virginia School Service Personnel of the Year interviews.

**XIV. Requests for Information**

Dr. Wilson suggested the Communications Office work on a public service announcement regarding what is going on in education for possible use by television stations.

**XV. Future Meetings**

President Hall announced that the next regular meeting of the WVBE will be held August 10, 2022, at 9:00 a.m., in Charleston, West Virginia. Dr. Snavely joined the meeting.

**XVI. Election of Officers**

President Hall called for nominations.

Mr. Dunlevy nominated Mr. Hardesty to the office of President. Mr. Rotruck seconded the motion. President Hall called for further nominations; when no additional other nominations were offered President Hall called for the question the motion was carried unanimously. Mr. Hardesty was elected Vice President.

Mr. Dunlevy nominated Ms. White to the office of Vice President. Mr. Rotruck seconded the motion. President Hall called for further nominations; when no additional other nominations were offered President Hall called for the question the motion was carried unanimously. Ms. White was elected Vice President.

Mrs. Sullivan nominated Mr. Rotruck as Financial Officer. Dr. Wilson seconded the motion. President Hall called for further nominations; when no additional other nominations were offered President Hall called for the question the motion was carried unanimously. Mr. Rotruck was elected Financial Officer.

President Hall congratulated the new officers and thanked everyone for their support during his term as President.

**XVII. Adjourn**

President Hall called for a motion to adjourn. Ms. White moved, and Mr. Rotruck seconded, that the meeting be adjourned. Upon the call for the question the meeting was adjourned at 3:02 p.m.

**Minutes approved by the Board on August 10, 2022.**

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**L. Paul Hardesty, President**

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**Nancy J. White, Vice President**

Minutes were recorded by

Virginia M. Harris

Secretary to the Board

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