

**Minutes of the Regular Meeting of the
STATE BOARD OF EDUCATION
2500 NORTH LINCOLN BOULEVARD
STATE BOARD ROOM, SUITE 1-20
OKLAHOMA CITY, OKLAHOMA**

May 26, 2022

The State Board of Education met in a regular session at 9:34 a.m. on Thursday May 26, 2022, in the Board Room of the Oliver Hodge Education Building at 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. The final agenda was posted at 9:30 a.m. on Wednesday, May 25, 2022.

The following were present:

Mr. Brad Clark, General Counsel, State Department of Education
Mr. Travis Jett, General Counsel, State Board of Education
Ms. Terrie Cheadle, Chief Executive Secretary

Member of the State Board of Education present:

State Superintendent Joy Hofmeister, Chairperson of the Board
Mr. Brian Bobek, Oklahoma City
Mrs. Estela Hernandez, Oklahoma City
Ms. Sarah Lepak, Claremore (arrived at 9:42 a.m.)
Mrs. Jennifer Monies, Oklahoma City
Mr. Trent Smith, Yukon

Member of the State Board of Education not present:

Mrs. Carlisha Williams Bradley, Tulsa

CALL TO ORDER

State Superintendent Joy Hofmeister called the State Board of Education regular meeting to order at 9:34 a.m. Ms. Cheadle called the roll and ascertained there was a quorum.

PLEDGE OF ALLEGIANCE, OKLAHOMA FLAG SALUTE, AND MOMENT OF SILENCE

Superintendent Hofmeister led Board Members and all present in the Pledge of Allegiance to the American Flag, a salute to the Oklahoma Flag, and a moment of silence.

STATE SUPERINTENDENT

Information from the State Superintendent

Recognition of Department Employee for the month of May: George Chang

Superintendent Hofmeister recognized George Chang, Procurement Officer, Operational Support, as the May employee of the month for outstanding leadership, professionalism and going above and beyond in meeting the needs of the OSDE.

Recognition of Renee' McWaters for years of service to the state of Oklahoma

Superintendent Hofmeister recognized Renee' McWaters, Executive Director, State Aid for 30 years of service to the state of Oklahoma.

Superintendent Hofmeister said the Oklahoma State Department of Education (OSDE) announced a statewide launch of Dolly Parton's Imagination Library program for children, newborn to 5 years, to receive age-appropriate books monthly. The OSDE dedicated \$2.5 million of federal pandemic relief funds to expand the program to all Oklahoma counties. The monthly cost is \$2.10 per book but relief funds lowered the cost to \$1.05 of which local community and private partners will raise and enroll families at no cost. Currently, thirteen (13) Imagination Library partners and approximately 6,000 children are participating. It is anticipated by the end of summer all counties will be ready to start the program process and at least 75% of children entering kindergarten are ready to read.

Video presentation of Dolly Parton's Imagination Library launch event was viewed.

BOARD-ADMINISTRATIVE

Minutes of the April 28, 2022, regular State Board of Education meeting

Board member Monies moved to approve the April 28, 2022, regular meeting minutes. Board member Bobek seconded the motion. The motion carried with the following votes: Mr. Smith, yes; Ms. Hernandez, yes; Ms. Lepak, yes; Mr. Bobek, yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

PUBLI COMMENT

Individuals signed up to address items **not** on the agenda included Kris McAfee and daughter, Jordyn, “*Booksarefly*” publications and addressing what does ownership of education look like: community engagement (parents/children), importance of levels of leadership and what they need to know.

CONSENT DOCKET - Approved

Discussion and possible action on the following deregulation applications, statutory waivers, and exemptions for the 2021-2022 school year and other requests:

- (a) **FY2022 General Fund for Capital Expenditure – 70 O.S. § 1-117** and OAC 210: 25-5-4
Briggs Public Schools, Cherokee County
- (b) **The Academy of Seminole’s** 2021-22 school year request to be in session and offer instruction for a less than the requirements in **70 O.S. § 1-109** –
- (c) **The Academy of Seminole’s** requested waiver of the requirements relating Cardiopulmonary Resuscitation and Heimlich Maneuver Instruction Program and offer instruction for a less than the requirements in **70 O.S. § 1210.199**
- (d) Request approval on exceptions to State Board of Education teacher certification regulations to permit issuance of emergency (provisional) certificates - [70 O.S. § 6-187](#)

Board member Monies moved to approve Consent Docket. Board member Hernandez seconded the motion. The motion carried with the following votes: Ms. Monies, yes; Mr. Smith, yes; Ms. Hernandez, yes; Mr. Bobek, yes; Ms. Monies, yes; Ms. Lepak, yes; and Superintendent Hofmeister, yes.

SPECIAL EDUCATION SERVICES

Todd Loftin, Deputy Superintendent, presented the proposed revisions of the Special Education Services Policies and Procedures Handbook to implement nine (9) additional policies of state regulations that exceeds beyond the Individuals with Disabilities Education Improvement Act (IDEA) Part B. Mr. Loftin reviewed the additional policies incorporated ensuring the equity, accountability, and excellence for children with disabilities.

Board members discussed and asked questions regarding IDEA and state statutes, funding, regulations and rules; stakeholder participants, public comment timelines; participation requirements/responsibilities for State Education Agency (SEA), local education agencies (LEA) and agencies involved in special education provisions and services; nine policy additions: parental consent/timeline, evaluations/guidance, evaluation timeline, eligibility teams, IEP new move-in/transfers/timeline, service types and defined services, secondary transition services requirements, shortened day/week, and class size/caseloads.

LEGAL SERVICES

Update and discussion regarding Ninnekah Public Schools pursuant the terms and conditions of its status of Accredited with Probation

Brad Clark, General Counsel to the State Department of Education, said Ninnekah Public Schools is providing a quarterly report as a condition of their accredited with probation status by the State Board of Education.

Ninnekah Public Schools representatives were Robyn Morris, Interim Superintendent; Regina Jones, Title IX Coordinator/Elementary School Principal and Dustin Tate, school board President. A timeline was presented and reviewed of districts events that included hiring new superintendent Dr. Ashley Davis; corrective action plan and timeline; Title IX reports/actions; school policies and procedures; and Board members discussed and asked questions regarding the “STOP IT” app for students, cultural changes; corrective action plan; five-member board/trainings, community input/results and SBE required community survey.

Update and discussion regarding Oologah-Talala Schools pursuant the terms and conditions of its status of Accredited with Probation

Oologah-Talala Public Schools representatives were Dr. David Wilkins, Superintendent and Brent Kellogg, school board President. Dr. Wilkins and Mr. Kellogg updated on district trust, culture, and climate; organizational/leadership changes; strategies for student safety, advisory and Title IX implementation/responses; will present CMA strategies and community survey feedback at the July SBE meeting.

Update and discussion regarding Western Heights Public Schools pursuant the terms and conditions of its status of Accredited with Probation

Brayden Savage, Interim Superintendent, Western Heights Public Schools updated on district personnel updates/changes and additions, local board approved teacher retention/recruitment and stipends; stakeholder feedbacks and communication improvements, new school website compliance; facility operations, needs and compliances; updated policies directed by Oklahoma State School Board Association (OSSBA); needs for finance and federal programs, new CFO search, continuous FY21 auditing/findings; employee concerns/moral improvement; various family and community surveys/meetings; districtwide student events and future career high school; cordial school board member relationships and no existing board issues, FY21 budget balance; 2022-23 school year focus and next steps, effective leadership and improved communications, and monthly parent-community member meetings.

Update, discussion, and possible action regarding Western Heights Independent School District, and possible to approve, modify and/or deny actions and inactions of Western Heights Public Schools Board of Education at its April 11, 2022, and May 9, 2022, meetings pursuant the terms and conditions of State Intervention and Accredited with Probation as modified on July 12, 2021 – No Action

Board member Smith moved to take no action to modify the Western Heights Independent School District accredited with probation status. Board member Hernandez seconded the motion. The motion carried with the following votes:

Ms. Lepak, yes; Ms. Monies, yes; Mr. Bobek, yes; Ms. Hernandez, yes; Mr. Smith, yes; and Superintendent Hofmeister, yes.

2022-2023 school year request to be in session and offer instruction for a less than the requirements in 70 O.S. § 1-109 - Disapproved

Mr. Clark said the waiver requests were based on statutory requirement for school districts in the 2021-22 school year to offer instruction service for 1080 hours but no less than 165 days. The 165 days could include up to five days or 30 hours of professional development, and up to 12 hours or two days as a parent-teacher conference. The statute provides that school districts may submit a request for a waiver to offer less than 165 days if certain criteria are met. Mr. Clark reviewed the 2019 State Board of Education (SBE) criteria for student performance and financial matters broken down by school grades in elementary and middle school groups/sites, and seven waiver requests from LeFlore, Morrison, Jennings, Bridge Creek, Battiest, and Roff Public Schools.

Mr. Clark said LeFlore Public Schools request for LeFlore Elementary did not qualify due to a “D” grade on the report card.

Board member Hernandez moved not to approve the seven waiver requests item 8.(e) length of term-165 less days. Board member Bobek seconded the motion.

Board members discussed and asked questions regarding reasons for waiver requests to offer instruction less than 165 days; alternate calendar concerns and effectiveness, district challenges and student needs, personnel recruitment/retention, and school district representatives that meet the ‘length of term’ statute requirements: Brett Haken, Superintendent, Morrison Public Schools; Derrick Meador, Superintendent, Jennings Public Schools; David Morrow, Superintendent, Bridge Creek Public Schools; Tommy Turner, Superintendent, Battiest Public Schools and Ead Simon, Superintendent, Roff Public Schools; exception considerations of fall assessments/school report card validations, criteria compliance/flexibility, and local control accountability.

The motion carried with the following votes: The motion carried with the following votes: Mr. Smith, yes; Ms. Hernandez, yes; Mr. Bobek, yes; Ms. Monies, yes; Ms. Lepak, yes; and Superintendent Hofmeister, yes.

(Superintendent Hofmeister called for a break at 12:17 p.m. and reconvened at 12:29 p.m. Board member Hernandez left during the break)

Presentation of quarterly report on complaints filed, and status thereof, regarding alleged violations of 70 O.S. § 24-157; Oklahoma Administrative Code 210:10-1-23

Mr. Clark said the SBE permanent rule for House Bill 1775 requires a quarterly report presented to the SBE relating to violations of 70 O.S. § 24-157 and OAC 210:10-1-23. Only one complaint was received that related to professional development and staff training provided by a third-party vendor. The complaint has not been resolved as SDE awaits the training audio for further consideration, and a full report will be made at the July 28th SBE meeting.

**Executive Session pursuant to 25 O.S. §§ 307 (B) (4) and (7)
for the purpose of discussing investigation claim or action
regarding Epic Charter Schools –
[70 O.S. § 3-104](#); [75 O.S. § 314](#) and [314.1](#); OAC 210-1-5-6**

**Executive Session pursuant to 25 O.S. §§ 307 (B) (4) and (7)
to discuss the Hearing Officer’s proposed findings of fact, conclusions
of law and orders on the teacher certificates and certificate numbers of
1) Nathan Brewer, 2) Roland Butler, 3) Charles Copeland, 4) Derek Fleeman,
5) Charles D. Heaverin, 6) Blaine Huffington, 7) Andee Lantz, 8) Alberto Morejon,
9) Deja Vogt, and 10) Colt Wooley - [70 O.S. § 3-104](#); OAC 210-1-5-6**

Mr. Jett recommended the board go into executive session and remain in the boardroom.

Executive Session

Board member Smith moved to convene into Executive Session at 12:31 p.m. Board member Bobek seconded the motion. The motion carried with the following votes: Ms. Lepak, yes; Ms. Monies, yes; Mr. Bobek, yes; Mr. Smith, yes; and Superintendent Hofmeister, yes.

Return to Session

Board member Smith moved to return to open session at 1:13 p.m. Board Bobek member seconded the motion. The motion carried with the following votes: Mr. Smith, yes; Ms. Lepak, yes; Mr. Bobek, yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

Mr. Jett said no decisions were made during the Executive Session.

Board member Monies moved to accept the Hearing Officer’s proposed recommendations to revoke teacher certificates and certificate numbers. Board member Smith seconded. The motion carried with the following votes: Ms. Lepak, yes; Ms. Monies, yes; Mr. Bobek, yes; Mr. Smith, yes; and Superintendent Hofmeister, yes.

ADJOURNMENT

Board member Monies moved to adjourn the meeting at 1:14 p.m. Board member Smith seconded the motion. Board members unanimously agreed.

June 23, 2022, at 9:30 a.m. The meeting will convene at the State Department of Education-State Board Room, 2500 North Lincoln Blvd., Oklahoma City, Oklahoma.

Joy Hofmeister, Chairperson of the Board

Terrie Cheadle, Chief Executive Secretary