

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

April 26, 2018

The State Board of Education met in regular session at 9:34 a.m. on Thursday, April 26, 2018, in the Board Room of the Oliver Hodge Education Building at 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. The final agenda was posted at 8:45 a.m. on Wednesday, April 25, 2018.

The following were present:

Mr. Brad Clark, General Counsel
Ms. Terrie Cheadle, Chief Executive Secretary

Members of the State Board of Education present:

State Superintendent Joy Hofmeister, Chairperson of the Board
MG (R) Lee Baxter, Lawton
Mr. William “Bill” Flanagan, Claremore
Ms. Cathryn Franks, Roosevelt
Mr. Daniel Keating, Tulsa
Mr. William “Bill” Price, Oklahoma City
Mr. Robert J. Ross, Oklahoma City

Others in attendance are shown as an attachment.

**CALL TO ORDER
AND
ROLL CALL**

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

Superintendent Hofmeister welcomed and thanked everyone attending the meeting.

**Recognition of Department Employee
for the Month of April**

Superintendent Hofmeister introduced Annette Price, Constituent Services Specialist, Communications as the employee for the month of April.

**Recognition of the Oklahoma representatives in the
United States Senate Youth Program**

Superintendent Hofmeister recognized the Oklahoma delegation at the United States Senate Youth Program in Washington DC, Ravi Patel and Jay Michael Bond.

Mr. Patel, a senior and class President at Southmoore High School, is a Philanthropy Teen Leader on the Oklahoma Medical Research Foundation, and involved in youth and government as Speaker of the House. He said representing Oklahoma was a once in a lifetime phenomenal opportunity to learn about different people, backgrounds, cultures, questioning Supreme Court Justices, and have a close up view of the President of the United States. The experience empowered his passion for public service and the right direction to attend the University of Chicago majoring in economics and political science.

Mr. Bond is a senior at St. Mary's Catholic High School, Oklahoma City; serves as Student Body President, Spanish National Honor Society President, and Founder and President of the "Bonds between Us Foundation." His Senate Youth Program experience was fascinating and informative, and provided an opportunity to see and know the three branches of government. After graduation he plans to attend Georgetown University.

Information from the State Superintendent

Superintendent Hofmeister said since the State Board of Education (SBE) last met numerous schools statewide celebrated the \$500 million increase infused into the education budget. The SBEs adopted \$2.9 billion FY19 budget presented to the legislature will now be refigured to the account for the higher amount received including the teacher pay raise that exceeded the \$5,000 requested and \$1250 for support staff. In the coming fiscal year this fall we will continue to advocate for the needs of children, and commit to ensure needs are met as demonstrated in the budget proposal request.

Superintendent Hofmeister updated on year-to-date emergency certificates issued, teacher retention/funding; certification process, examinations/fees; recruitment campaign and the new “License to Educate” \$38 license plate.

Dr. Robyn Miller, Deputy Superintendent, Educator Effectiveness and Policy answered questions regarding Oklahoma teacher certification programs/examination fees; Secretary of State and Office of Educational Quality and Accountability (OEQA) affiliation/function, responsibilities, annual reporting; Pearson Testing contract, administration and funding, use of PRAXIS examinations; Oklahoma’s in-depth teacher certification program and nationwide reciprocity; national/statewide teacher shortage data, credentialing needs/evaluation, fee structure, license issuance; school district/site data identifying effective educators, accountability and effects of non-certified teacher in the classroom; effects of four-day school week and statewide academic performance pending April testing results.

Board members requested to invite OEQA to present agency information including contracts supporting their work; NAEP statistics, grade level performance and changes; Oklahoma State School Board Association study on the teacher shortage, data on school superintendents’ teaching staff ratio, performance/effectiveness comparisons of professional, alternative and emergency certified staff in all grade levels.

Board member Franks shared concerns of Lou Simms, a retired Secret Service Agent, regarding school/student safety and health. Ms. Franks provided Mr. Simms’ thoughts and observance regarding school safety emergency alerts, emergency versus safety emergency; trained faculty, school safety and security coordinator; and safety emergency recommendations.

Board member Flanagan encouraged sharing the preliminary safety information to all districts to identify gaps and or reinforce existing plans. The Claremore School District conducted an actual bomb alert safety test in efforts to evaluate the district’s current safety system design. Safety alert exercises are beneficial to students, teachers, and administrators, and recommend exercises in every school building.

Board member Baxter shared details on the Lieutenant Governor’s School Security Commission, and the Sandy Hook Promise Program. Parents of the children killed at Sandy Hook Elementary founded the nonprofit program that offers to educate students on safety “to do’s”; faculty behavioral observances and communication. Programs are free and currently implemented in approximately 7000 schools nationwide.

Superintendent Hofmeister thanked Board members for the valuable information and recommendations on school safety. Further discussion is needed on the state statues

regarding school safety requirements, procedures and implementation; and possible updates and safety/security improvements.

First-Year Superintendents

Superintendent Hofmeister introduced first-year superintendents attending the meeting that included: Roger Mendell, Balko Public Schools; Brad Wade, Braggs Public Schools; Craig Church, Fairview Public Schools; and Jason Lindley, Hartshorne Public Schools.

PUBLIC COMMENT

Christina McDougall, Oklahoma Speech, Language and Hearing Association signed up to address the school activities funding in the Fiscal Year 2019 budget appropriations; and Jeff Daugherty, Superintendent, Merritt Public School addressed the Merritt Public Schools FY2018 General Fund Balance Penalty Waiver and SBE assistance.

Superintendent Hofmeister confirmed FY19 budget funding areas would be addressed in a future State Board of Education meeting.

Matt Holder, Deputy Superintendent of Finance and Federal Programs reiterated Merritt School District's penalty for exceeding large carryover amount of ad valorem was primarily due to not receiving the ad valorem payments until late in the year. He advised after in-depth agency reviews it is clear that a needed change in state statute authorizing the SBE to waive the penalty exceeding carryover amounts.

Board members asked questions and discussed legislative penalty cutoff; and concurred with Board member Price's suggestion to amend the statute through special legislation with support of a State Board of Education Resolution.

Brad Clark, General Counsel, instructed Board members the proposed Resolution request can be reflected in the minutes if part of the motion for item #7(a) but at present move forward from Public Comment.

BOARD ADMINISTRATIVE

March 8, 2018 Special Meeting Minutes of the State Board of Education – Approved

Board member Baxter moved to approve the minutes of the March 8, 2018, special meeting. Board member Franks seconded the motion. The motion carried with the following votes: General Baxter, yes; Ms. Franks, yes; Mr. Flanagan, yes; Mr. Ross, yes; Mr. Keating, yes; Mr. Price, yes; and Superintendent Hofmeister, yes.

**March 22, 2018 Regular Meeting Minutes
of the State Board of Education – Approved**

Board member Price moved to approve the minutes of the March 22, 2018, regular meeting. Board member Franks seconded the motion. The motion carried with the following votes: Mr. Price, yes; Mr. Keating, yes; Mr. Ross, yes; Mr. Flanagan, yes; Ms. Franks, yes; General Baxter, yes; and Superintendent Hofmeister, yes

CONSENT DOCKET - Approved

Discussion and possible action on the following deregulation applications, statutory waivers, and exemptions for the 2018-2019 school year and other requests:

- (a) **Abbreviated School Day – OAC 210:35-29-2 and 210:35-3-46**
Hobart Public Schools, Kiowa County
- (b) **Library Media Services – OAC 210:35-5-71 and 210:35-9-71**
Middleberg Public Schools, Grady County
Hobart Public Schools, Kiowa County
- (c) **Saturday School – 70 O. S. § 6-187**
Lawton Public Schools, Comanche County
- (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**
- (e) Request state accreditation approval as a private school for Cristo Rey Oklahoma City Catholic High School - **OAC 210:35-33-1 and 70 O. S. § 3-104(7)**

Superintendent Hofmeister recognized representatives of Cristo Rey Catholic High School to address Consent Docket item #6(e).

Renee Porter, President and Chief Executive Officer; Cody Yocom, Principal; and Regina Burcham, Director, Corporate Work-study Program reported the Cristo Rey OKC School is part of the Cristo Rey Network of 32 schools nationwide. High school college preparatory academics in combination with corporate work study programs are offered. The school partners with Oklahoma State University-Oklahoma City (OSU-OKC) with the school located on the OSU-OKC campus. Enrollment is currently open to ninth graders and school year begins August 10, 2018.

Board member Price and Ross recused due to affiliation with item#6 (e), Cristo Rey Catholic High School accreditation request.

Superintendent Hofmeister advised Lawton Public Schools withdrew the Saturday School request on item #6(c).

Board member Franks moved to approve the Consent Docket excluding item #6 (c). Board member Baxter seconded the motion. The motion carried with the following votes: General Baxter, yes; Ms. Franks, yes; Mr. Flanagan, yes; Mr. Keating, yes; and Superintendent Hofmeister, yes.

ACADEMIC AFFAIRS and PLANNING

New Skills for Youth Grant progress report

Dr. Cindy Koss, Deputy Superintendent, Academic Affairs and Planning, reported on Oklahoma's 2017 SNAPSHOT in the JPMorgan Chase and Company, New Skills for Youth (NSFY) Initiative. Board members were presented progress highlights of Phase Two Oklahoma's initiative/state teams, six career clusters/fields, workforce gap, state accountability system, communication tools, partnerships; Career Pathways school/student engagement and Individual Career Academic Planning (ICAP)/tools; Oklahoma Works Initiative critical occupations reviews; and pilot school districts/virtual interactions.

FINANCIAL SERVICES

FY2018 General Fund Balance Penalty and Waiver Request pursuant to Title 70, Section 18.200.1 - Approved

Matt Holder, Deputy Superintendent of Finance and Federal Programs presented revised penalty protest and waiver request letters from school districts as directed by the State Board of Education on March 22, 2018. Recommended school districts included Burlington, Cherokee, Calumet, Seiling, Aline-Cleo, Pryor, Frontier, Kiowa, Cheyenne and Alva.

Board member Ross moved to approve waiver request.

Board members Franks expressed appreciation and thanks to school districts resubmitting letters of explanation.

Board member Flanagan asked to include the Merritt School District Resolution in the motion.

Mr. Clark advised a modified motion to include a Resolution would be appropriate.

Board member Ross withdrew the motion.

Mr. Clark instructed a motion to approve was appropriate on current items presented, and as an addition relating or Board's inclination to Merritt Public Schools.

Board Member Price said the addition is to reflect the SBEs encouragement of the Legislature to pass special legislation to address the inequity in the Merritt School District.

Board member Flanagan motion to approve the waiver request recommendations and inclusion of the SBEs encouragement of the Legislature to pass special legislation to address the inequity in the Merritt School District, as stated by Board member Price.

Board members Franks seconded the motion. The motion carried with the following votes: Mr. Price, yes; Mr. Keating, yes; Mr. Ross, yes; Mr. Flanagan, yes; Ms. Franks, yes; General Baxter, yes; and Superintendent Hofmeister, yes.

ACADEMIC AFFAIRS and PLANNING

Focused Field of Career study in Biomedical Science at Canadian Valley Technology Center Academy - Approved

Tiffany Neil, Executive Director, Office of Curriculum and Instruction, presented a recommendation request to approve a Focused Field of Career Study in Biomedical Science at Canadian Valley Technology Center Academy.

(Board member Franks left at 11:34 a.m.)

Board member Ross moved to approve the recommendation request. Board member Price seconded. The motion carried with the following votes: General Baxter, yes; Ms. Franks, absent; Mr. Flanagan, yes; Mr. Keating, yes; and Superintendent Hofmeister, yes.

STATE BOARD OF EDUCATION OFFICE

Resolve into Executive Session

pursuant to 25 O. S. §§ 307 (B) (4) (7) and (8) for the purpose of discussing possible action to issue an emergency order summarily suspending the teacher certificates and certificate numbers of
1) **Jeremy Gregston**; and 2) **Keri May Hoffman** pending an individual proceeding for revocation or other action –
70 O. S. § 3- 104; 75 O. S. § 314; OAC 210: 1-5-6

Resolve into Executive Session

pursuant to 25 O. S. § 307 (B) (4) to discuss pending litigation, *Oklahoma Public Charter School Association v. Oklahoma State Board of Education,* in the District Court of Oklahoma County, CV-2017-1330

Resolve into Executive Session

pursuant to 25 O. S. § 307 (B) (4) to discuss pending litigation, *Midwest City-Del City Independent School District #52, et al., and Western Heights Independent School District #I-1 v. Oklahoma State Department of Education, Joy Hofmeister, State Superintendent of Public Instruction; and Oklahoma State Board of Education,* in the District Court of Oklahoma County, CV-2016-1965 and CJ-2016-4826

Executive Session

Board member Ross moved to convene into Executive Session at 11:37 a.m. Board member Keating seconded the motion. The motion carried with the following votes: Mr. Price, yes; Mr. Keating, yes; Mr. Ross, yes; Mr. Flanagan, yes; Ms. Franks, absent; yes; General Baxter, yes; and Superintendent Hofmeister, yes.

(Board member Franks returned at 11:38 a.m.)

(Board member Ross left at 12:05 p.m.)

Return to Open Session

Board member Price moved to return to Open Session at 12:06 p.m. Board member Flanagan seconded the motion. The motion carried unanimously.

No decisions were made on the matters discussed in the Executive Session.

Board member Price moved to issue an emergency order summarily suspending the teacher certificate and certificate number of **Jeremy Gregston** and **Keri May Hoffman**. Board member Franks seconded the motion. The motion carried with the following votes: General Baxter, yes; Ms. Franks, yes; Mr. Flanagan, yes; Mr. Keating, yes; Mr. Price, yes; and Superintendent Hofmeister, yes.

No action was taken on any other matter(s) discussed in Executive Session.

Board member Baxter thanked SDE staff for facilitating and arranging Donna Gradel, Teacher of The Year, as guest speaker at the scholarship foundation meeting in Lawton,

ADJOURNMENT

There being no further business Board member Price moved to adjourn and Board member Baxter seconded the motion. Board members unanimously agreed to adjourn at 12:09 p.m.

The next regular meeting of the State Board of Education will be held on Thursday, May 24, 2018, 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