

**Minutes of the Regular Meeting of the**

**STATE BOARD OF EDUCATION  
2500 NORTH LINCOLN BOULEVARD  
STATE BOARD ROOM, SUITE 1-20  
OKLAHOMA CITY, OKLAHOMA**

**November 16, 2017**

The State Board of Education met in regular session at 1:04 p.m. on Thursday, November 16, 2017, in the Board Room of the Oliver Hodge Education Building at 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. The final agenda was posted at 12:30 p.m. on Wednesday, November 15, 2017.

The following were present:

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

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 1:04 p.m. and welcomed everyone to the meeting. 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 updated on the Fordham Institute recognition for hard work on the ESSA Plan-school accountability; Governor's Capitol Christmas Trees decorated by elementary students from 20 schools November 28 and a performance by Darcy Lynn Farmer, America's Got Talent winner.

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

Superintendent Hofmeister introduced B J Salsman, Grants Associate, Federal Programs, as the employee for the month of November.

**Employee Service Recognitions**

Superintendent Hofmeister recognized State Department of Education employee Mark Sharp, Executive Deputy Director, SoonerStart and J Lynn Hartman, Coordinator II, Family & Community Engagement for 25 years of service to the state of Oklahoma.

**Recognition of Sara Skaggs winner of the "License to Educate" art contest**

Superintendent Hofmeister recognized Sara Skaggs, contest winner of the "License to Educate" license plate campaign, and presented a Certificate of Recognition for her artwork of the Jones Chapel School House in Wintersmith Park, Ada, Oklahoma. The license plate sells for \$35 and proceeds are used to recruit and retain teachers in Oklahoma. One hundred pre-orders must be received before May 1, 2018 to start production at the Oklahoma Tax Commission.

Accompanying Ms. Skaggs were Warren and Pam Skaggs-parents, Caroline-sister; Stan Cochran, Principal, Latte High School and Jenna Saulter, Art teacher who encouraged her to enter the contest; and Senator Greg McCortney, District 13, Ada, Oklahoma was also present.

Board member Baxter reported the passage of a \$100 million bond in the Lawton Public Schools District.

### **First-Year Superintendents**

Superintendent Hofmeister introduced first-year superintendents attending the meeting that included: Janet Dunlop, Broken Arrow Public Schools; Larry R. Johnson, Burns Flat-Dill City Public Schools; Craig Church, Fairview Public Schools; and Dr. Vallery Feltman, Prague Public Schools.

## **BOARD ADMINISTRATIVE**

### **September 27, 2017 Regular Meeting Minutes of the State Board of Education - Approved**

Board member Baxter moved to approve the minutes of the September 27, 2017, regular 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.

### **Resolution honoring Donna Gradel, 2018 Oklahoma Teacher of the Year (TOY) – Approved**

Superintendent Hofmeister recognized Donna Gradel, 2018 Teacher of the Year (TOY). Ms. Gradel teaches AP Environmental Science and Innovation Research at Broken Arrow High Schools, serves as Science Department Chair; and is a 30 year teacher serving 22 years with the Broken Arrow School District.

Board member Franks moved to approve the TOY Resolution. Board member Price 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.

Ms. Gradel said in the past months she has experienced the most thrilling moments of her career and life. She appreciates the outpouring of support from the school district, Superintendent Janet Dunlop, City of Broken Arrow, Oklahoma and the world. Two things resonate most to her, one is how much she wishes all Oklahoma teachers could have the same experience and receive the outpouring of appreciations for teachers; and the other is being thankful for the many wonderful people who helped her along the way.

Ms. Gradel thanked board members for their dedication to education, time, advocacy and expertise to enhance and create a great education for Oklahoma students and educators.

## **PUBLIC COMMENT**

Mona Ryan, Chair, Oklahoma Board of Examiner for Speech Language Pathology and Audiology (OBESSPA) and Legislative Liaison, signed up to address the SDE amended professional standards rule adding Speech Language Pathologist and Speech Language Pathologist Assistants.

Michelle Miller, parent, Howe, Oklahoma signed up to address Oklahoma's Special Education due process procedures and state complaint system as it relates to her experiences with these systems.

## **CONSENT DOCKET - Approved**

Discussion and possible action on the following deregulation applications, statutory waivers, and exemptions for the 2017-2018 school year and other requests:

(a) **Abbreviated School Day – OAC 210:35-29-2 and 210:35-3-46**

Watonga Public Schools, Blaine County  
Lexington Public Schools, Cleveland County  
Bridge Creek Public Schools, Grady County  
Pocola Public Schools, LeFlore County  
Valliant Public Schools, McCurtain County  
Checotah Public Schools, McIntosh County  
Okfuskee Public Schools, Okemah County  
Western Heights Public Schools, Oklahoma County  
Wilson Public Schools, Okmulgee County

**3 Year Request**

Pioneer-Pleasant Vale Public Schools, Garfield County  
Stigler Public Schools, Haskell County  
Red Oak Public Schools, Latimer County  
Locust Grove Public Schools, Mayes County  
Idabel Public Schools, McCurtain County  
Luther Public Schools, Oklahoma County  
Henryetta Public Schools, Okmulgee County  
Sperry Public Schools, Tulsa County

(b) **Cooperative Agreements for Alternative Education Programs – 70 O. S. § 1210.568**

Calvin Public Schools, Hughes County  
Smithville Public Schools, McCurtain County  
Dewar Public Schools, Okmulgee County  
Texhoma Public Schools, Texas County  
Okay Public Schools, Wagoner County  
Porter Consolidated, Wagoner County

### **3 Year Request**

Vici Public Schools, Dewey County  
Whitefield Public Schools, Haskell County  
Waurika Public Schools, Jefferson County  
Red Oak Public Schools, Latimer County  
Freedom Public Schools, Woods County

(c) **Library Media Services – OAC 210:35-5-71 and 210:35-9-71**

Merritt Public Schools, Beckham County  
Carnegie Public Schools, Caddo County  
Lookeba-Sickles Public Schools, Caddo County  
Piedmont Public Schools, Canadian County  
Lexington Public Schools, Cleveland County  
Kansas Public Schools, Delaware County  
Ninnekah Public Schools, Grady County  
Laverne Public Schools, Harper County  
McCurtain Public Schools, Haskell County  
Navajo Public Schools, Jackson County  
Wapanucka Public Schools, Johnston County  
Newkirk Public Schools, Kay County  
Snyder Public Schools, Kiowa County  
Newcastle Public Schools, McClain County  
Purcell Public Schools, McClain County  
Smithville Public Schools, McCurtain County  
Checotah Public Schools, McIntosh County  
Davis Public Schools, Murray County  
Fort Gibson Public Schools, Muskogee County  
Paden Public Schools, Okfuskee County  
Southern Nazarene University, Oklahoma County  
Bowring Public Schools, Osage County  
Shidler Public Schools, Osage County  
Agra Public Schools, Payne County  
Earlsboro Public Schools, Pottawatomie County  
Chelsea Public Schools, Rogers County  
Brushy Public Schools, Sequoyah County  
Broken Arrow Public Schools, Tulsa County  
Sand Springs Public Schools, Tulsa County  
Skiatook Public Schools, Tulsa County  
Okay Public Schools, Wagoner County  
Wagoner Public Schools, Wagoner County  
Shady Grove Public Schools, Cherokee County  
Geronimo Public Schools, Comanche County  
Oaks Mission Public Schools, Delaware County  
Deer Creek-Lamont Public Schools, Grant County  
Hollis Public Schools, Harmon County  
Whitefield Public Schools, Haskell County  
Waurika Public Schools, Jefferson County  
White Rock Public Schools, Lincoln County  
Morrison Public Schools, Noble County  
Okmulgee Public Schools, Okmulgee County

Miami Public Schools, Ottawa County  
Ripley Public Schools, Payne County  
Yale Public Schools, Payne County  
Indianola Public Schools, Pittsburg County  
Goodwell Public Schools, Texas County  
Union Public Schools, Tulsa County

(d) **Library Media Specialist Certificate Exemption – 70 O. S. § 3-126**

Cherokee Public Schools, Alfalfa County  
Bennington Public Schools, Bryan County  
Fox Public Schools, Carter County  
Kansas Public Schools, Delaware County  
Mangum Public Schools, Greer County  
Locust Grove Public Schools, Mayes County

**Middle School & High School**

Oklahoma City Public Schools, Oklahoma County

**Britton ES, Capitol Hill HS,  
Emerson MS-HS, Emerson South MS-HS  
Star Spencer HS**

Liberty Public Schools, Sequoyah County  
Burlington Public Schools, Alfalfa County

- (e) Request approval on exceptions to State Board of Education teacher certification regulations to permit issuance of emergency (provisional) certificates - **70 O. S. § 6-187**
- (f) Request approval for **Wright Christian Academy**, an accredited private school, to participate in the Lindsey Nicole Henry Scholarships for Students with Disabilities program - **70 O. S. § 13-101.2**
- (g) Request approval for **Victory Life Academy**, an accredited private school, to participate in the Lindsey Nicole Henry Scholarships for Students with Disabilities program - **70 O. S. § 13-101.2**

Board member Baxter moved to approve the Consent Docket. 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, yes; General Baxter, yes; and Superintendent Hofmeister, yes.

## **GOVERNMENT AFFAIRS**

### **F719 State Department of Education Legislative Budget Request – Approved**

Carolyn Thompson, Chief of Government Affairs, presented the FY19 legislative budget request for \$2,922,060.907 that includes a \$473million increase from FY18. Ms. Thompson reviewed budget concerns and appropriation needs for school districts, state aid; supervision of functions for General education, Special education and Administration.

**(Board member Baxter stepped out 2:10 pm and returned at 2:13 p.m.)**

Board members asked questions and discussed emergency/certified ratios, competitive teacher pay increase, distribution options; effective teacher identifiers/indicators; state formula auditing and terms.

Board members Baxter and Franks expressed concerns of the current state budget. Board members Flanagan expressed his concern about this current budget request and discounting of budget and agency if this request is presented.

Brad Clark, General Counsel, State Board of Education advised about statutory obligation of SDE/SBE to present a budget based on needs and not the current realistic climate of the state.

Board member Baxter moved to approve the FY19 budget request. Board member Franks seconded the motion. The motion carried with the following votes: General Baxter, yes; Ms. Franks, yes; Mr. Flanagan, nay; Mr. Ross, yes; Mr. Keating, yes; Mr. Price, yes; and Superintendent Hofmeister, yes.

## **ACADEMIC AFFAIRS AND PLANNING**

### **Focused Field of Study for a Pre-Engineering Academy at Canadian Valley Technology Center-Chickasha Campus Approved**

Tiffany Neill, Executive Director, Office of Curriculum and Instruction, presented a request for a pre-engineering academy focus field of career study at Canadian Valley Technology Center-Chickasha Campus. The career technology center met all application requirements for math and science coursework programs.

**(Board member Franks and Ross stepped out at 2:57 and returned at 2:59)**

Board member asked questions and discussed student enrollment.

Tina Fugate, STEM Specialist, State Department of Career and Technology, said 30 students are enrolled in morning and afternoon half-day classes.

Board member Price moved to approve the Focus Field of Career Study request. 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, yes; General Baxter, yes; and Superintendent Hofmeister, yes.

## LEGAL SERVICES

### Amended Rules Adoption Approved

Lori Murphy, Assistant General Counsel, Legal Services, presented a request to adopt the following rule amendments:

- (1) Title 210. State Department of Education  
Chapter 20. Staff  
Subchapter 9. Professional Standards: Teacher Education and Certification  
**210:20-9-172. Full (subject matter) competencies for licensure and certification [AMENDED]** (adds Speech Language Pathology Assistants)

Mona Ryan said currently there is no national certification for Speech Language Pathology Assistants (SLPAs).

Board member Flanagan moved to approve the amended rule. Board member Baxter 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.

- (2) Title 210. State Department of Education  
Chapter 35. Standards for Accreditation of Elementary, Middle Level, Secondary, and Career and Technology Schools  
**210:35-3-61. Statement of the Standard [AMENDED]**  
**210:35-3-66. Curriculum [AMENDED]**  
**210:35-3-67. Instruction [AMENDED]**  
**210:35-3-68. Assessment [AMENDED]**  
**210:35-5-31. Program of studies [AMENDED]**  
**210:35-27-2. Proficiency based promotion and evaluations of student placement [AMENDED]**

Board member Franks moved to approve the amended rule request. Board member Flanagan 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.

## 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 accept the Hearing Officer's proposed orders to revoke the teacher certificates and certificate numbers of

- 1) Adam Hunt; 2) Janet Palmer-Ross; 3) Ryan England; 4) Gregory S. Durbin; and 5) Samantha Stocker - 70 O. S. § 3-104; OAC 210-1-5-6



**Resolve into Executive Session**  
pursuant to 25 O. S. §§ 307 (B) (4) (7) and (8) for the purpose of discussing possible action to reinstate the Oklahoma superintendent certificate of Marsha Gore- 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 proceeding to revoke the Oklahoma teaching certificate of Larry Joubert – OAC 210-1-5-6; and 70 O. S. § 3-104

**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 certificate and certificate number of 1) Vincent Chad Warford; 2) Heath Jackson; and 3) Dean Hodge 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

Board member Ross moved to convene into Executive Session at 3:09 p.m. Board member Price 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.

Brad Clark, General Counsel, State Board of Education remained in the Executive Session.

(Board member Ross left at 3:45 p.m.)

### **Return to Open Session**

Board member Flanagan moved to return to Open Session at 4:14 p.m. Board member Franks seconded the motion. The motion carried with the following votes: Mr. Price, yes; Mr. Keating, yes; Mr. Ross, absent; Mr. Flanagan, yes; Ms. Franks, yes; General Baxter, yes; and Superintendent Hofmeister, yes.

Superintendent Hofmeister said no decisions were made on the matters discussed in the Executive Session.

Board member Price moved to revoke Oklahoma teaching certificate and certificate number of **Adam Hunt, Janet Palmer-Ross, Ryan England, Gregory S. Durbin, and Samantha Stocker**. 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.

Board member Price move to reinstate Oklahoma superintendent certificate for **Marsha Gore**. Board member Franks seconded the motion. The motion carried with the following votes: Mr. Price, yes; Mr. Keating, yes; Mr. Flanagan, yes; Ms. Franks, yes; General Baxter, yes; and Superintendent Hofmeister, yes.

Board member Price moved to reinstate the teaching certificate of **Larry Joubert**. 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.

Board member Price moved to issue emergency orders summarily suspending the teacher certificates and certificate numbers of **Vincent Chad Warford, Heath Jackson and Dean Hodge**. Board member Franks seconded the motion. The motion carried with the following votes: Mr. Price, yes; Mr. Keating, yes; Mr. Flanagan, yes; Ms. Franks, yes; General Baxter, yes; and Superintendent Hofmeister, yes.

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

## ADJOURNMENT

Board member Baxter moved to adjourn the meeting at 4:19 a.m. Board member Franks seconded the motion. Board members unanimously agreed.

The next regular meeting of the State Board of Education will be held on Tuesday, December 19, 2017, 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.

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Joy Hofmeister, Chairperson of the Board

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Terrie Cheadle, Chief Executive Secretary