

Missouri State Board of Education

P.O. Box 480, Jefferson City, Missouri 65102-0480 • Phone 573-751-3563 • Fax 573-751-1179

MINUTES OF MEETING OF THE STATE BOARD OF EDUCATION September 13, 2016

The Missouri State Board of Education met on September 13, 2016, in Jefferson City, Missouri.

Present: Charlie Shields, President
Vic Lenz, St. Louis, Vice President
Joe Driskill, Jefferson City, Member
Peter Herschend, Branson, Member
Mike Jones, St. Louis, Member
John Martin, Kansas City, Member
Russell Still, Columbia, Member
Maynard Wallace, Thornfield, Member
Margie Vandeven, Commissioner of Education
Robin Barbour, Executive Assistant
Deputy Commissioners Stacey Preis and Roger Dorson
Assistant Commissioners Stephen Barr, Blaine Henningsen, Jeanne Loyd, Paul Katnik and Chris Neale
Bill Thornton, General Counsel; Jeff Falter, Chief Data Officer; Andrea Beck, Chief Operating Officer; Robin Coffman, Chief of Staff; Sarah Potter, Communications Coordinator; and Constance Rush, Coordinator of Legislative Outreach

No. 12834
Call to Order
(09/13/2016)

Vice President Vic Lenz called the meeting of the Missouri State Board of Education to order at 8:40 a.m. on Tuesday, September 13, 2016. The meeting was held in the State Board of Education meeting room on the first floor of the Jefferson State Office Building in Jefferson City, Missouri.

No. 12835
Agenda
(09/13/2016)

It was moved by Mr. Herschend, seconded by Mr. Wallace, to approve the agenda for the September 13, 2016 meeting of the State Board of Education, as presented.

Motion carried. (Yes: 5)

No. 12836
Minutes

It was moved by Mr. Wallace, seconded by Mr. Driskill, to approve the minutes of the August 2, 2016 and August 9, 2016 State Board of Education meetings, as presented.

Motion carried. (Yes: 5)

No. 12837
President's
Report

Vice President Lenz acknowledged that students from the Northwest R-I School District recently submitted artwork for display in the Board Room and 6th floor offices. The artwork showcases the excellent quality of students and teachers in Missouri.

Vice President Lenz thanked everyone who has attended a regional meeting. The meetings have been productive. He reminded the audience that there is a list of upcoming meetings on the Department's website.

Mr. Driskill reported that he has been working with the National Math + Science Initiative (NMSI) focusing on STEAM efforts.

Mr. Herschend reported that he attended the regional meeting at Bolivar.

Mr. Wallace reported that he and Mr. Herschend attended the Pioneer in Education Award presentation made to Shannon Ennis in Eminence. For health reasons, Mr. Ennis was unable to attend the Cooperative Conference for School Administrators to accept the award.

No. 12837
President's
Report
(cont.)
(09/13/2016)

Dr. Lenz reported that he attended meetings of the St. Louis Elected School Board, the Normandy Joint Executive Governing Board, and the St. Louis Schools Special Administrative Board (SAB). He also attended the Lindbergh back to school faculty and staff assembly and met with Susan Jones, President of the St. Louis Elected Board. He and Mr. Jones met with William Danforth regarding previous recommendations for transition back to an elected board in St. Louis and also met with representatives of the SAB and elected board in St. Louis to discuss the transition.

No. 12838
NASBE Report

Dr. Lenz reported that he participated in the NASBE Governmental Affairs Committee monthly meeting by telephone. He also reported that he, Mr. Driskill, Mr. Still and Dr. Martin will be attending NASBE's annual conference in October which is being held in Kansas City. The theme for this year's conference is State Leadership for Student Success.

No. 12839
Closed Session

Mr. Wallace moved that a closed session, with a closed record and closed vote be held during the meeting of the State Board of Education on October 25, 2016, as posted by the Executive Assistant, to consider the following:

1. Legal actions, causes of action, litigation, or legal work product relating to the State Board of Education and the Department of Elementary and Secondary Education, as well as any confidential or privileged communications between those entities and legal counsel;
2. Hiring, firing, disciplining or promoting of employees of the Department of Elementary and Secondary Education;
3. Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment; and
4. Other records protected from disclosure by law.

No. 12839
Closed Session
(cont.)
(09/13/2016)

Motion was seconded by Mr. Herschend and carried.

Vote: Yes Driskill, Herschend, Jones, Lenz, Wallace

Following such affirmative vote, the vote of each Board member on the question of holding the closed meeting, closed record and closed vote and the statutory reason therefore was announced publicly by the Executive Assistant.

It was moved by Mr. Wallace to direct the Executive Assistant to prepare, post, and make available to the news media notice of such closed meeting, notice of the closed record, and closed vote as required by law, and that a copy of such notice be filed with the minutes of the meeting which it announces.

Motion was seconded by Mr. Herschend and carried.

(Yes: 5)

No. 12840
Consent
Agenda

It was moved by Mr. Herschend, seconded by Mr. Jones, to approve the consent agenda as follows:

Consideration of Personnel Report (Exhibit 1)

Consideration of Appointment to the Investment Advisory Committee (Exhibit 2)

It was noted by Dr. Lenz before the vote of the consent agenda that he agreed to continue to serve on the Investment Advisory Committee for an additional three years.

Motion carried. (Yes: 5)

No. 12841
Consideration
of Adoption of
the Fiscal Year
2018 Budget
Request
(09/13/2016)

It was agreed that the Department's higher priority list for the 2018 budget request includes transportation, salary schedules for the State Schools for the Severely Disabled, support and intervention funds, early learning, and transportation for State Board-operated schools. It was moved by Mr. Wallace, seconded by Mr. Jones, to approve the Fiscal Year 2018 budget request, as presented.

Motion carried. (Yes: 7) (Exhibit 3)

No. 12842
Consideration of
a Notice of
Proposed
Rulemaking to
Amend Rule 5
CSR 20-
400.640,
Certification
Requirements
for Initial
Student Services
Certificate

It was moved by Mr. Herschend, seconded by Dr. Martin, to authorize publication in the *Missouri Register* of a Notice of Proposed Rulemaking to Amend Rule 5 CSR 20-400.640, Certification Requirements for Initial Student Services Certificate, and that the State Board finds this proposed amendment necessary to carry out the purposes of Sections 161.092, 168.011, 168.021, 168.071, 168.081, 168.400, 168.405 and 168.409.

Motion carried. (Yes: 7) (Exhibit 4)

No. 12843
Consideration of
an Order of
Rulemaking to
Withdraw Rule
5 CSR 20-
400.380,
Mentoring
Program
Standards

It was moved by Mr. Herschend, seconded by Mr. Jones, to withdraw from the *Missouri Register* a Notice of Proposed Rulemaking to Amend Rule 5 CSR 20-400.380, Mentoring Program Standards.

Motion carried. (Yes: 7) (Exhibit 5)

No. 12844
Consideration of
a Notice of
Proposed
Rulemaking to
Amend Rule 5
CSR 20-
400.380,
Mentoring
Program
Standards
(09/13/2016)

It was moved by Mr. Jones, seconded by Mr. Driskill, to authorize publication in the *Missouri Register* of a Notice of Proposed Rulemaking to Amend Rule 5 CSR 20-400.380, Mentoring Program Standards, and that the State Board finds the proposed amendment necessary to carry out the purposes of Sections 160.720, 161.092 and 161.375, RSMo.

Motion carried. (Yes: 7) (Exhibit 6)

No. 12845
Consideration of
an Order of
Rulemaking to
Rescind Rules
Related to
College and
Career
Readiness

It was moved by Dr. Martin, seconded by Mr. Jones, to take the following actions:

- authorize publication in the *Missouri Register* of an Order of Rulemaking to Rescind Rule 5 CSR 20-200.110, Relating to Standards and Operational Requirements, and that the State Board finds this rescission necessary to carry out the purposes of Sections 167.290-167.296, 167.300-167.310 and 167.298, RSMo;
- authorize publication in the *Missouri Register* of an Order of Rulemaking to Rescind Rule 5 CSR 20-200.120, Relating to Allowable Activities and Participating Student Eligibility, and that the State Board finds this rescission necessary to carry out the purpose of Section 135.348, RSMo;
- authorize publication in the *Missouri Register* of an Order of Rulemaking to Rescind Rule 5 CSR 20-200.130, Relating to Administration, Eligible Contributors, and Tax Credits, and that the State Board finds this rescission necessary to carry out the purpose of Section 135.348, RSMo;

No. 12845
Consideration of
an Order of
Rulemaking to
Rescind Rules
Related to
College and
Career
Readiness
(cont.)
(09/13/2016)

- authorize publication in the *Missouri Register* of an Order of Rulemaking to Rescind Rule 5 CSR 20-200.140, Relating to Standards and Submission and Review of Proposals, and that the State Board finds this rescission necessary to carry out the purpose of Section 135.348, RSMo;
- authorize publication in the *Missouri Register* of an Order of Rulemaking to Rescind Rule 5 CSR 20-200.150, Relating to Missouri Textbook Filing, and that the State Board finds this rescission necessary to carry out the purpose of Section 170.061, RSMo;
- authorize publication in the *Missouri Register* of an Order of Rulemaking to Rescind Rule 5 CSR 20-200.220, Relating to Determining Schools Having High Concentrations of Low-Income Children for Purposes of National Defense Education, National Direct and Federal Perkins Student Loan Cancellation, and that the State Board finds this rescission necessary to carry out the purposes of Sections 178.430 and 178.440, RSMo; and
- authorize publication in the *Missouri Register* of an Order of Rulemaking to Rescind Rule 5 CSR 20-200.270, Relating to Student Suicide Prevention Programs, and that the State Board finds this rescission necessary to carry out the purpose of Section 161.235, RSMo.

Motion carried. (Yes: 6) (Exhibit 7)

No. 12846
Consideration of
a Request by
Philip Lee
Gilcrease for
Issuance of a
Substitute
Teaching
Certificate
(09/13/2016)

It was moved by Dr. Lenz, seconded by Mr. Jones, to approve the application of Philip Lee Gilcrease for a substitute certificate of license to teach.

Motion carried. (Yes: 8) (Exhibit 8)

No. 12847
Consideration of
a Request by
Jeremy Alan
Leftridge for
Issuance of a
Substitute
Teaching
Certificate

It was moved by Mr. Wallace, seconded by Dr. Martin, to approve the application of Jeremy Alan Leftridge for a substitute certificate of license to teach.

Motion carried. (Yes: 8) (Exhibit 9)

No. 12848
Consideration to
Discipline the
License to
Teach of
Malcom Leroy
Buckner, # HR
16-039

It was moved by Dr. Martin, seconded by Dr. Lenz, to accept Malcom Leroy Buckner's statement of surrender and revoke his certificate of license to teach in disposition of his criminal conviction.

Motion carried. (Yes: 8) (Exhibit 10)

No. 12849
Consideration of
Disciplinary
Actions by
Stipulation

It was moved by Dr. Martin, seconded by Mr. Jones, to accept settlement agreements submitted by the Department of Elementary and Secondary Education to revoke the certificate of license to teach of Benjamin L. Bryant, and to accept the surrender of certificates of license to teach of M La Salette (Mary Lee) Owens.

Motion carried. (Yes: 8) (Exhibit 11)

No. 12850 The State Board of Education took no action against Matthew Wade
Consideration to Felts' certificate of license to teach.
Discipline the (Exhibit 12)
License to
Teach of
Matthew Wade
Felts, # HR 15-
030
(09/13/2016)

No. 12851 It was moved by Dr. Martin, seconded by Mr. Wallace, to approve
Consideration of the application of Shalana R. Richardson for a substitute certificate of
Appeal by license to teach.
Shalana R.
Richardson of
the Denial of
Certification Motion carried. (Yes: 8) (Exhibit 13)

No. 12852 The following reports were presented to the State Board of
Reports
Education on September 13, 2016:

Report on 2016 Missouri Assessment Program (MAP) Results:
Grade-Level Assessments and End-of-Course Assessments (Exhibit
14)

Report on Career and Technical Interim Advisory Group (Exhibit
15)

Teacher Advisory Report (Exhibit 16)

Update on Normandy Schools Collaborative (Exhibit 17)

Update on Transition from Appointed to Locally-Elected Board of
Education (Exhibit 18)

Two-Months in Advance of Current Meeting (Exhibit 19)

No. 12853
Adjournment
(09/13/2016)

It was moved by Dr. Lenz, seconded by Mr. Still, to adjourn the open session meeting of the State Board of Education at 1:51 p.m. on Tuesday, September 13, 2016, and move into closed session.

Motion carried. (Yes: 8)

The next meeting of the State Board of Education will be held on October 25, 2016, in Jefferson City, Missouri.

President

Executive Assistant