

# MINUTES OF THE MARYLAND STATE BOARD OF EDUCATION

Tuesday  
August 26, 2014

Maryland State Board of Education  
200 W. Baltimore Street  
Baltimore, Maryland 21201

The Maryland State Board of Education met in regular session on Tuesday, August 26, 2014, at 9:00 a.m. at the Nancy S. Grasmick State Education Building. The following members were in attendance: Dr. Charlene M. Dukes, President; Mr. James H. DeGraffenreidt, Jr.; Ms. Linda Eberhart; Mr. Larry Giammo; Ms. Luisa Montero-Diaz; Mr. Sayed Naved; Mr. Steven Priester; Mrs. Madhu Sidhu; Mr. Guffrie M. Smith; Donna Hill Staton, Esq.; and Dr. Lillian M. Lowery, State Superintendent of Schools. Dr. Mary Kay Finan, Vice President, and Dr. S. James Gates, Jr. were absent.

Elizabeth Kameen, Esq., Assistant Attorney General, and the following staff members were also present: Ms. Kristi Michel, Deputy State Superintendent for Finance and Administration; Dr. Jack Smith, Deputy State Superintendent for Teaching and Learning; and Mr. Anthony South, Executive Director, Office of the State Board. Penelope Thornton Talley, Esq., Deputy State Superintendent for School Effectiveness was absent.

## **CONSENT AGENDA**

Dr. Dukes opened the meeting and acknowledged the passing of Mr. Dunbar Brooks, former member and president of the Maryland State Board of Education. She noted that Mr. Brooks served on the State Board from 2002–2009. She also noted that Ms. Sidhu provided two non-substantive changes to the minutes of the meeting of July 22, 2014.

Upon motion by Ms. Diaz, seconded by Mr. Smith, the Board approved the Consent Agenda as follows: (In Favor – 8; Mr. DeGraffenreidt and Mr. Naved had not yet arrived)

- Approval of Minutes of July 22, 2014
- Personnel (copy attached to these minutes)

## **ORAL ARGUMENT** - Patricia Sullivan vs. Montgomery County Board of Education

Ms. Kameen explained the procedures by which the Board hears oral arguments and introduced the following persons:

Judith Bresler, Esq.  
Representing the Montgomery County Board of Education

Karen Smith, Esq.  
Representing Patricia Sullivan

## **COMAR 13A.07.09 EVALUATION OF TEACHERS AND PRINCIPALS**

Dr. Lowery explained that prior to publication on August 8 of the proposed regulations for the Evaluation of Teachers and Principals which the State Board approved for publication at its June meeting, it was discovered that a number of clarifying changes, some of a substantive nature, needed to be made prior to publication in order to adhere to the timeline established for adoption of these regulations. The proposed changes were shared with both President Dukes and Vice President Finan who then authorized her to submit the changes for publication. She noted that the Board had already been informed of these changes but she said that she would like to review the changes with the Board in public session. She then shared with the Board a copy of the regulatory proposal with the changes highlighted in yellow. She reported the following changes:

1. Elimination of the reference to Race To The Top in COMAR 13A.07.09.01 since it is essentially over on September 30, 2014.
2. The removal of the words "based on" describing the elements of rigor since they were redundant from COMAR 13A.07.09.04B(6).
3. The removal of "Such SLOs shall represent at least 20% of a teacher's evaluation" since the next two years are the transition years during which time data will be collected to determine the appropriate course of action going forward.

The Superintendent also reported that the Executive Committee and Department staff also clarified that teachers were given until 2016-2017 when the collected data will be used in the evaluation process. She reported that Dr. Finan and Dr. Dukes were very much involved in these changes and noted that they were shared with all who would be impacted by these amendments.

In response to a question by Ms. Diaz, Dr. Lowery said that the two school districts that opted out of RTTT will become part of the accountability system now that the RTTT funding will end.

Upon motion by Mr. Smith, seconded by Ms. Sidhu, and with unanimous agreement, the Board ratified the decision of the Executive Committee to revise the proposed teacher and principal evaluation regulation prior to publication. (In Favor – 9) (Mr. Naved not present)

## **MPSSAA MEDICAL ADVISORY COMMITTEE UPDATE**

Dr. Lowery introduced Ned Sparks, Executive Director of the Maryland Public Secondary School Athletic Association (MPSSAA), to update the Board on the work of the Medical Advisory Committee that has been established by the MPSSAA.

Mr. Sparks introduced Dr. Yvette Rooks, Chair, Medical Advisory Committee, and Co-Director of the Family and Sports Medicine Programs at the University of Maryland and Head Team Physician for University of Maryland, College Park; Dr. Gerry Gioia, Chair of Pediatric Neuropsychology for the Children's National Health Systems; and Amy Magladry, Certified Athletic Trainer for Eastern Technical High School in Baltimore County.

Mr. Sparks reported that this Committee was established to advise the Association on ways to improve the health and safety of Maryland's student athletes. The Committee was charged with

reviewing the training of coaches and providing specific advice and guidance related to the reduction of contact in sports, heat acclimation, and the treatment of sudden cardiac arrest.

Dr. Rooks reported on the “fluid” membership of the Committee and reported that the Committee has met twice and created three subcommittees to determine:

1. Medical protocol (who should be on-site)
2. Define MPSSAA scope of practice
3. Athletic trainer coverage

Dr. Gioia reported that much has been learned about Traumatic Brain Injury (TBI). He said it is important for families to learn the protocols in the event of a TBI and that documentation is required. He noted that “return to play” requires a student to be symptom free and be authorized by a health care provider. Dr. Gioia also discussed the educational supports required for athletes suffering a TBI. He said it is strongly recommended that education and consultation is critical on how to implement the proper academic supports when a TBI is identified. He noted that Committee members are developing a survey for school systems to use to identify a TBI. Dr. Gioia said the Committee is also looking at how to teach athletes how to play sports with less risk of head injury.

Ms. Magladry reported that her subcommittee surveyed local education agencies (LEAs) to determine the extent to which athletic trainers or some kind of health care professionals are present at sports events. She said that they found a wide variety of procedures among school systems. Ms. Magladry noted that most injuries occur during practice sessions. She said the goal is to provide after-school sports coverage.

Mr. DeGraffenreidt said, “thank you for the comprehensive presentation. We commend you for the important work you are doing. Have you considered what other activities the students are doing in other areas and have you thought about how to collect data from the families about the students’ activities?”

Dr. Rooks said that since there is a cumulative effect as a result of injuries, it is extremely difficult to collect data.

Dr. Gioia said, “Sports medicine has developed an important role in our youth’s future. There are national groups looking at sports. It is on the radar.”

Ms. Magladry said that recreation centers are being urged to require courses for their staff but due to the fact that there is no statewide governing body for recreation programs, it is virtually impossible to determine the prevalence of such training on a statewide basis.

In response to a question by Ms. Staton, Dr. Rooks said that college sports programs are very different from high school programs and that information is very limited.

Ms. Magladry noted that parents and students fill out forms about prior injuries and a student’s present medical condition and that the information is not always complete and accurate. Ms. Staton said, “Full disclosure is critical.”

Dr. Dukes asked if there were other state agencies that could partner in this area. Dr. Lowery said she will follow-up with the Department of Human Resources and report back to the Board on her inquiry.

Mr. DeGraffenreidt suggested that recreation centers and other groups that use fields and facilities could be required to meet certain protocols prior to use of the facilities.

Dr. Dukes thanked the presenters and asked Mr. Sparks to come back to the Board after the Committee has had time to deliberate to provide a further update.

### **COMAR 13A.02.06.03A GENERAL FINANCIAL AID TO LOCAL SCHOOL SYSTEMS (STATE AID FOR STUDENTS ENROLLED IN EARLY COLLEGE PROGRAMS)**

The Superintendent introduced Katharine Oliver, Assistant State Superintendent, Division of Career and College Readiness, to discuss proposed regulation COMAR 13A.02.06.03A, General Financial Aid to Local School Systems (State Aid for Students Enrolled in Early College Programs). Dr. Lowery recommended adoption of the regulation.

Dr. Lowery noted that the Department takes very seriously its responsibility for developing and drafting regulations and regulatory amendments that are essential for the quality of Maryland education and the efficient and effective operation of the State's public school system. To that end she encouraged Board members to engage in profound questioning of proposed regulations to insure that they are valid, relevant, and necessary.

Ms. Oliver explained that COMAR 13A.02.06.03A would allow for state aid payment to LEAs for public school students who are also enrolled full time in state-approved institutions of higher education and receiving both high school and college credit for college courses completed. She reported that following publication of the proposed regulation, no comments were received.

Upon motion by Mr. DeGraffenreidt, seconded by Mr. Giammo, and with unanimous agreement, the Board adopted COMAR 13A.02.06.03A, General Financial Aid to Local School Systems. (In Favor – 10; Mr. Naved had arrived)

### **COMAR 13A.03.02 GRADUATION REQUIREMENTS FOR PUBLIC HIGH SCHOOLS**

Dr. Lowery asked Dr. Jack Smith to discuss COMAR 13A.03.02 Graduation Requirements for Public High Schools and recommended State Board adoption of this regulation.

Dr. Smith reported that following publication of the proposed regulation, comments were received requesting that students be afforded more than one opportunity to take the Maryland High School Assessment before being required to begin the Bridge Validation Project. He reported that based on the comments received, the words "at least" are incorporated in 13A.03.02.06 D and E.

In response to a question by Mr. DeGraffenreidt, Dr. Smith said that staff is not concerned about this change since LEAs feel that taking the test is a learning opportunity.

Mr. DeGraffenreidt said, "Beyond accountability, we need to figure out how best to serve the student." Dr. Lowery said, "We are not there yet. If you look at bridge projects, the rigor varies among LEAs." She said that bringing on the new PARCC assessments can allow for new rubrics to give people some firm guidelines.

Dr. Smith reported that there was a second concern expressed which included adding the words "post-secondary employment and training" in section 13A.03.02.08 D(1)(a)(i) Gainful employment. He said the change is incorporated into this proposed regulation.

Upon motion by Mr. DeGraffenreidt, seconded by Ms. Staton, and with unanimous agreement, the Board adopted COMAR 13A.03.02 Graduation Requirements for Public High Schools, as presented. (In Favor – 10)

### **COMAR 13A.04.09 PROGRAM IN SCIENCE**

The Superintendent introduced Dr. Henry Johnson, Assistant State Superintendent, Division of Curriculum, Assessment, and Accountability, to discuss the proposal for amending COMAR 13A.04.09 Program in Science. She recommended that the Board grant permission to publish the proposed amendments in *The Maryland Register*.

Dr. Johnson reported that with the adoption of the Maryland College- and Career-Ready Next Generation Science Standards, it is now necessary to modify Maryland regulations governing science to reflect the language of the new standards.

Upon motion by Ms. Staton, seconded by Mr. Smith, and with unanimous agreement, the Board granted permission to publish COMAR 13A.04.09 Program in Science. (In Favor – 10)

### **COMAR 13A.04.12 PROGRAM IN MATHEMATICS**

Dr. Lowery introduced Judy Jenkins, Director of Curriculum, to answer any questions relating to the adoption of amended regulations that govern the Program in Mathematics in elementary, middle and high schools. Dr. Lowery recommended Board adoption of COMAR 13A.04.12 Program in Mathematics.

Ms. Jenkins explained that the proposed regulations reflect the changes to the mathematics standards as well as the legislative requirements of the College and Career Readiness and College Completion Act of 2013, which requires students to take mathematics every year they are enrolled in high school. She noted that while no formal comments were received after the publication of the proposed regulations, there was a request for clarification from some local coordinators of mathematics about whether the courses listed in 13A.04.12.01 Mathematics Instructional Programs for Grades Pre-kindergarten – 12 are required to be offered each semester. Ms. Jenkins responded to LEAs that the answer is "no." There was some discussion about math transition courses and Ms. Jenkins said that this will be a local decision.

Ms. Sidhu asked, "How do we make sure we don't have trivial courses in our schools? Dr. Johnson said, "The new College- and Career-Ready Standards have taken care of that." He reported that students will be assessed at the end of grade eleven to ensure that they will be prepared for college or a career.

Dr. Dukes asked Dr. Johnson to come back in December or January to provide information to the Board on transition courses.

Upon motion by Mr. DeGraffenreidt, seconded by Ms. Sidhu, and with unanimous agreement, the Board approved the adoption of COMAR 13A.04.12 Program in Mathematics. (In Favor – 10)

### **COMAR 13A.04.14 PROGRAM IN ENGLISH LANGUAGE ARTS/LITERACY**

Dr. Johnson explained that the proposed regulations reflect the changes to the English Language Arts/Literacy standards as well as the legislative requirements of the College and Career Ready College Completion Act of 2013, which requires students be assessed to determine whether they are college- and career-ready in English Language Arts/Literacy by the end of eleventh grade. He reported that no comments were received following the publication of these proposed regulations.

Upon motion by Mr. Giammo, seconded by Ms. Sidhu, and with unanimous agreement, the Board approved the adoption of COMAR 13A.04.14 Program in English Language Arts/Literacy. (In Favor – 10)

### **COMAR 13A.12.03.02 SCHOOL COUNSELOR**

The Superintendent introduced Jean Satterfield, Assistant State Superintendent, Division of Educator Effectiveness, and Dr. Joann Ericson, Chief, Certification Branch, to discuss the changes in COMAR 13A.12.03.02 School Counselor that have been proposed for publication by the Professional Standards and Teacher Education Board (PSTEB). She explained that if the Board has concerns about the proposed action, the Board can request a Joint Committee be convened with the PSTEB to discuss the changes prior to publication.

In response to a question about the need to hire bilingual counselors, Ms. Satterfield said she will ask about strategies and techniques for hiring bilingual counselors and provide a report to the Board on this issue. She noted that these changes will provide more flexibility for LEAs in hiring applicants.

### **COMAR 13A.12.03.08 SCHOOL PSYCHOLOGIST**

The Superintendent then asked Ms. Satterfield and Dr. Ericson to discuss the changes that the Professional Standards and Teacher Education Board (PSTEB) has proposed for publication of COMAR 13A.12.03.08 School Psychologist. She explained that if the Board has concerns about

the proposed action, it can request a Joint Committee be convened to discuss the changes prior to publication.

### **COMAR 13A.12.04.02 & .03 SUPPORTIVE SERVICES PERSONNEL AND SUPERINTENDENTS**

The Superintendent asked Ms. Satterfield and Dr. Ericson to discuss the proposed changes to COMAR 13A.12.04.02 & .03 Supportive Services Personnel and Superintendents. She asked for Board approval of the amended regulations.

Ms. Satterfield reported that the proposed changes were published and no comments were received.

Upon motion by Mr. Giammo, seconded by Mr. Smith, the Board approved COMAR 13A.12.04.02 & .03 Supportive Services Personnel and Superintendents. (In Favor -- 10)

### **TEACHER CERTIFICATION ASSESSMENTS**

Dr. Lowery asked Ms. Satterfield and Dr. Ericson to provide background on the actions that are needed related to teacher certification assessments. She recommended that the Board adopt the Praxis CORE test and the Agriculture test. She also requested that the Board affirm the qualifying scores which were established for these tests as well as the scores for a new basic skills test and regenerated content assessments.

In response to a question by Mr. Giammo, Ms. Satterfield reported that teachers, coordinators and MSDE staff have been part of the panels that determine the cut scores and that the Educational Testing Service (ETS) does a very good job of looking at the validation process.

Ms. Eberhart expressed concern that these tests do not go far enough to measure elementary school teachers' ability to teach mathematics. She suggested that staff look at the results of the program in Massachusetts to enhance the training of elementary school teachers in mathematics.

Dr. Lowery said, "Math is our priority focus. We are going to hire a new Director of Mathematics." She reported that Massachusetts has closed the achievement gap among its public school students in mathematics and the preparation of elementary school teachers needs to be enhanced.

Mr. DeGraffenreidt said, "Dr. Smith you are building infrastructure for increased rigor in math. What is your timeline for teacher capability to close the achievement gap?"

Dr. Smith said, "We are putting together an Advisory Committee. We are looking at it school-by-school. We have to get curricula and standards implemented." He reported that the Advisory Committee will help with staff development for teachers and that external data and PARCC analyses for math will guide staff development.

Mr. DeGraffenreidt asked if there is a way for Board members to rate Maryland's progress of closing the achievement gap.

Dr. Dukes said, "How do we create a sense of urgency around it?"

Dr. Smith responded that a communication package is important to respond to parents accurately.

Upon motion by Mr. DeGraffenreidt, seconded by Ms. Diaz, the Board approved the Superintendent's recommendations. (In Favor – 9; Mr. Giammo abstained)

### **STATE BOARD MEETING DATES**

Dr. Dukes asked for approval of the list of State Board meeting dates.

Ms. Diaz requested by the Board Retreat be included in the schedule and Dr. Dukes asked Mr. South to include the date on the schedule of meeting dates.

Upon motion by Mr. DeGraffenreidt and seconded by Ms. Staton, and with unanimous agreement, the Board adopted the schedule of State Board Meeting dates for the 2015 calendar year. (In Favor – 10)

Dr. Dukes acknowledged the presence of Cheryl Bost, Vice-President of the Maryland State Education Association, and asked for a motion to move into Executive Session.

### **EXECUTIVE SESSION**

Pursuant to §10-503(a)(1)(i) & (iii) and §10-508(a)(1) & (7) of the State Government Article, Annotated Code of Maryland, and upon motion by Mr. DeGraffenreidt, seconded by Ms. Staton, and with unanimous agreement, the Board met in closed session on Tuesday, August 26, 2014, in Conference Room 1, 8<sup>th</sup> floor of the Nancy S. Grasmick State Education Building. All board members were present except Mary Kay Finan and James Gates. In attendance were Dr. Lillian Lowery, State Superintendent of Schools; Kristy Michel, Chief Operating Officer; Dr. Jack Smith, Chief Academic Officer; John White, Chief of Staff; and Tony South, Executive Director, Office of the State Board. Assistant Attorneys General Elizabeth M. Kameen, Jackie La Fiandra, Derek Simonsen, and Alan Dunklow were also present. The Executive Session commenced at 12:15 p.m. (In favor – 10)

The State Board approved six Opinions and one Order for publication.

- *Latasha B. v. Charles County Board of Education* – student transfer – 14-45
- *Robert Green v. Prince George's County Board of Education* – coach termination – 14-46
- *Sherifat Komolafe v. Prince George's County Board of Education* – school nurse termination – 14-47
- *John and Carolann M. v. Charles County Board of Education* – student transfer – 14-48



- *Charles and Christine D. v. Charles County Board of Education* – student transfer – 14-49
- *Brioni B. v. Charles County Board of Education* – student transfer – 14-50
- *Princess A. v. Montgomery County Board of Education* – residency – OR14-07

The Board discussed candidates for the Baltimore City Board of School Commissioners.

Dr. Lowery and Kristy Michel presented several budget proposals for consideration.

At 1:35 p.m. all non-board personnel left and the Board discussed the Evaluation of the Executive Director.

The session ended at 1:45 p.m.

### **RECONVENE**

The meeting reconvened at 1:50 p.m.

### **ANNUAL CAPITAL BUDGET AND FIVE YEAR CAPITAL IMPROVEMENT PLAN**

Dr. Lowery asked Irene Padilla, Assistant State Superintendent, Library Development and Services, to answer any questions from the Board on the Annual Capital Budget and Five Year Capital Improvement Plan and recommended approval of the Budget and Plan.

Upon motion by Mr. DeGraffenreidt, seconded by Ms. Diaz, and with unanimous agreement, the Board adopted the Annual Capital Budget and Five Year Capital Improvement Plan (In Favor – 9; Mr. Giammo was absent)

### **RACE TO THE TOP (RTTT) UPDATE** **SPRING 2014 MD COLLEGE AND CAREER-READY STANDARDS TRANSITION SURVEY**

The Superintendent asked Mary Gable, Assistant State Superintendent, Division of Academic Policy and Innovation, to provide an update on the RTTT Projects.

Ms. Gable said that staff is in the process of submitting additional no-cost extension requests. Gable discussed several projects that are included in the no-cost extensions requests.

In response to a question from Ms. Eberhart, Ms. Gable said she will provide the Board with assessment data from the Prince George's County Public Schools as a result of support provided through Project 47/45 Coordinated Student Service to Lowest Achieving Schools.

Ms. Gable introduced Dr. Eugene Shaffer of the University of Maryland's Center for Application and Innovation Research in Education (CAIRE) to report on two surveys conducted to measure

and gauge the Maryland College and Career-Ready Standards (MD CCRS) Transition. She reported that additional surveys will be conducted in the fall of 2014 and spring of 2015.

Dr. Shaffer provided a comparison of the fall 2013 and spring 2014 survey response patterns which showed:

1. Familiarity with the MD CCRS for English/Language Arts (ELA)
2. Familiarity with the MD CCRS for Mathematics
3. Readiness to teach to the MD CCRS Standards
4. Expected change in student mastery of ELA and mathematics

Dr. Shaffer provided group sample sizes and percentages by region for the spring 2014 survey and a comparison of fall and spring teacher response rates by LEA.

Mr. DeGraffenreidt asked why the response rate from Baltimore City teachers was so low. Dr. Shaffer said he didn't know why and Dr. Lowery explained that the Department reminded LEAs several times about the survey and the importance of the results. Dr. Shaffer said that the surveys were on-line and took approximately 5-6 minutes to complete and that the next set of surveys should provide more information.

Dr. Shaffer discussed the data on a comparison of fall 2013 and spring 2014 familiarity with the MD CCRS for ELA, mathematics, and readiness to teach by subject. He also provided data on a comparison of fall 2013 and spring 2014 expected change in student mastery of mathematics content by subject.

He discussed a pie chart depicting the spring 2014 frequency of teacher use of and materials on the MSDE blackboard Learn as well as the impact of the materials on student success.

Dr. Shaffer provided results of principal and assistant principal views on school progress in transitioning to MD CCRS for ELA, mathematics, and disciplinary literacy. He also provided a comparison of the fall 2013 and spring 2014 degree of professional development provided by schools and school systems to teachers.

Dr. Shaffer also discussed a comparison of the fall and spring principal familiarity with instructional resources on MSDE's blackboard Learn and teacher access to web-based instructional resources such as those available on MSDE blackboard Learn.

He provided a list of teacher and principal concerns and solutions as well as CAIRE's recommendations.

Dr. Dukes asked, "Where do you see the result of the surveys going next and are there stakeholders to share this with?"

Dr. Shaffer said that CAIRE will be providing a statewide and regional report to all school districts and work with them if appropriate. He also said that they will make this data available to researchers and higher education staff.

Dr. Lowery said that LEAs know that data is being shared and that this data is now public record. She said, "We want to be transparent. We will be working with districts."

Dr. Dukes asked Dr. Shaffer to thank Dr. Lorian, who co-chaired the work of the CAIRE.

### **STATE SUPERINTENDENT'S REPORT**

Dr. Lowery reported that she attended the Maryland Association of Counties (MACO) annual conference and served on a panel to discuss MD CCRS.

She reported that she met with officers of the Public School Superintendents' Association of Maryland (PSSAM) and noted that Renee Spence, Executive Director of Government Relations, will be retiring from the Department and working for PSSAM as their Executive Director.

Ms. Spence said, "An opportunity presented itself and I couldn't refuse. I think I can be of help to the Department in a positive way. It is bittersweet but I am excited."

Dr. Dukes thanked Ms. Spence for all that she has done for the Department and the Board. She said, "Congratulations. We will see you in the halls."

### **BOARD MEMBER REPORTS**

Ms. Diaz thanked Dr. Lowery and John White, Chief of Staff, for their help in facilitating school enrollment for unaccompanied minors. She said, "There are no State or MSDE regulations that prevent enrollment."

Dr. Lowery said, "We want our students enrolled in school and we will work with jurisdictions to help this get done." She said that the Department of Human Resources is the lead agency on this and that all Maryland agencies are being supportive. She said, "All of the support mechanisms are in place for these children."

In response to a question by Ms. Sidhu about assistance in teaching English to these students, Dr. Lowery said that there are federal funds to support this and that the Department will continue to work with districts throughout the year to provide support.

Dr. Dukes thanked Board members for volunteering their time attending to various board activities and conferences.

### **PUBLIC COMMENTS**

Dr. Dukes noted that no one had signed up to provide public comment.

## OPINIONS

Ms. Kameen announced the following Opinions:

- 14-45 *Latasha B. v. Charles County Board of Education* – student transfer (affirmed the local board's decision)
- 14-46 *Robert Green v. Board of Education of Prince George's County*– coach termination (affirmed the local board's decision)
- 14-47 *Sherifat Komolafe v. Board of Education of Prince George's County* – school nurse termination (affirmed the local board's decision)
- 14-48 *John and Carolann M. v. Charles County Board of Education* – student transfer (affirmed the local board's decision)
- 14-49 *Charles and Christine D. v. Charles County Board of Education* – student transfer (remanded back to the local board)
- 14-50 *Brioi B. v. Charles County Board of Education* – student transfer (remanded back to the local board)

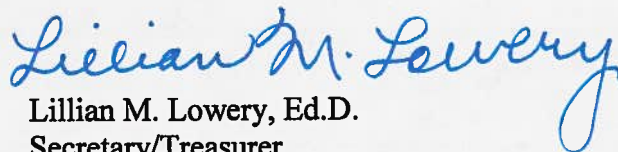
Ms. Kameen announced the following Order:

- OR 14-07 *Princess A. v. Montgomery County Board of Education* – residency case (affirmed the local board's decision)

## ADJOURNMENT

With no further business before the Board, the meeting adjourned at 3 p.m.

Respectfully submitted,

  
Lillian M. Lowery, Ed.D.  
Secretary/Treasurer

Date: 9/23/14

# MARYLAND STATE BOARD OF EDUCATION

## CLOSED SESSION

On this 26<sup>th</sup> day of August 2014, at the hour of 11:45 <sup>(2)</sup> am/pm, the Members of the State Board of Education voted as follows to meet in closed session:

Motion made by:

Seconded by:

In Favor: 10

Opposed: —

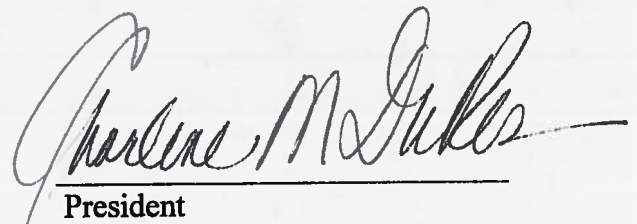
Member(s) Opposed: —

The meeting was closed under authority of §10-503 (a) (1) (I) and §10-508 (a) of the State Government Article of the Annotated Code of Maryland for the following reason(s): (check all which apply)

- (1) To discuss: (I) the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) any other personnel matter that affects one or more specific individuals.
- (2) To protect the privacy or reputation of individuals with respect to a matter that is not related to public business.
- (3) To consider the acquisition of real property for a public purpose and matters directly related thereto.
- (4) To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State.
- (5) To consider the investment of public funds.
- (6) To consider the marketing of public securities.
- (7) To consult with counsel to obtain legal advice.
- (8) To consult with staff, consultants, or other individuals about pending or potential litigation.
- (9) To conduct collective bargaining negotiations or consider matters that relate to the negotiations.
- (10) To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans.
- (11) To prepare, administer, or grade a scholastic, licensing, or qualifying examination.
- (12) To conduct or discuss an investigative proceeding on actual or possible criminal conduct.
- (13) To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter.
- (14) Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

The topics to be addressed during this closed session include the following:

1. Discuss 7 Legal Appeals.
2. Review 1 Order
3. Discuss 1 Personnel Matter
4. Discuss two items that are subject to Executive Privilege.

  
President

**MARYLAND STATE DEPARTMENT OF EDUCATION  
PERSONNEL APPROVALS FOR THE AUGUST 26, 2014 BOARD MEETING**

**I. Appointments Grade 19 and above:**

<u>NAME</u>	<u>POSITION</u>	<u>SALARY GRADE</u>	<u>DIVISION/OFFICE</u>	<u>DATE OF APPOINTMENT</u>
Barnes, Saroja	Education Program Manager I	23	Educator Effectiveness	TBD
Ciulla, Vicky C.	Education Program Specialist II, Coordinator of Monitoring and Accountability	22	Special Education/Early Intervention Services	TBD
Clark, James	Director	25	Business Services	TBD
de Guzman, Angela	Education Program Specialist I, Professional Development	21	Curriculum, Assessment, and Accountability	TBD
Peterson, Dale L.	Psychologist III	19	Rehabilitation Services, Disability Determination Services	TBD
Streett, Constance S.	Education Program Specialist I, Special Education Program Fiscal Analyst	21	Special Education/Early Intervention Services	TBD

**II. Appointments Grade 18 and below:**

<u>NAME</u>	<u>POSITION</u>	<u>SALARY GRADE</u>	<u>DIVISION/OFFICE</u>	<u>DATE OF APPOINTMENT</u>
Anthony, Taiwana D.	Teacher, Academic – Computer Literacy	IEPP	Career and College Readiness, Juvenile Services Education	08/06/2014
Graham, Jeremy S.	Teacher, Academic – Social Studies/Science	IEPP	Career and College Readiness, Juvenile Services Education	08/20/2014
Green, Gearnia K.	Child Care Licensing Specialist Trainee	13	Early Childhood Development, Office of Child Care, Region IV	08/06/2014
Herbert, Nancy R.	Teacher, Academic - Reading	IEPP	Career and College Readiness, Juvenile Services Education	09/17/2014

<u>NAME</u>	<u>POSITION</u>	<u>SALARY GRADE</u>	<u>DIVISION/OFFICE</u>	<u>DATE OF APPOINTMENT</u>
Howard, Nahema	Child Care Licensing Specialist Trainee	13	Early Childhood Development, Office of Child Care, Region IV	09/17/2014
Sheetz, Dabney W.	Teacher, School Guidance Counselor	IEPP	Career and College Readiness, Juvenile Services Education	08/20/2014
Turnage, Lisa M.	Child Care Licensing Specialist Trainee	13	Early Childhood Development, Office of Child Care, Region V	09/03/2014
Viamonte, Christopher J.	Administrator I, Program Fraud Investigator	16	Early Childhood Development, Office of Child Care	09/03/2014

III. Other Actions:

<u>NAME</u>	<u>POSITION</u>	<u>SALARY GRADE</u>	<u>DIVISION/OFFICE</u>	<u>DATE OF APPOINTMENT</u>
None				



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State Superintendent of Schools

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August 26, 2014

BOARD LIST

The following professional appointment is submitted for approval by the State Board of Education:

**Name:** Saroja Barnes  
**Position:** Education Program Manager I  
**Division:** Educator Effectiveness  
**Salary Grade:** State Salary Grade 23  
Annual Salary Range: \$67,606 - \$108,557  
**Effective Date:** TBD

**JOB REQUIREMENTS:**

**EDUCATION:**

A Master's Degree or equivalent 36 credit hours of post-baccalaureate coursework in Education, Educational Supervision/Administration, Educational Leadership or a related area.

**EXPERIENCE:**

Six (6) years of related experience in coordinating or administering education programs related to school administration, supervision of teachers, higher education teacher preparation within universities, teacher training or experience as a principal with strong professional development experience is required. Administrative and/or supervisory experience is required.

**DESCRIPTION:**

This position is responsible for directing state and federal oversight and regulatory responsibilities for professional educator preparation including the approval of continuing Professional Development courses led by Local School Systems; policy development and implementation in Maryland's PreK-20 teacher and principal preparation community; while overseeing the implementation of alternative professional educator programs and providing technical assistance to Institutions of Higher Education regarding National CAEP and State evaluation site visits and the preparation of mandated state and federal reports.



**QUALIFICATIONS:**

**Education:**

University of Maryland (College Park, Maryland) 2008 – Doctorate Degree in Teacher Education and Professional Development; 1996 – Master’s Degree in Education with certification in Secondary Social Studies.

University of Massachusetts (Boston, Massachusetts) 1994 – Bachelor’s Degree in History Black Studies.

The Johns Hopkins University (Baltimore, Maryland) 2000 – Graduate Certificate in Administration and Supervision.

National Board Certification – Adolescence and Young Adulthood/Social Studies.

**Experience:**

American Association of Colleges for Teacher Education (Washington, D.C.)

2012 – Present: Senior Director for Professional Issues

University of Maryland (College Park, Maryland)

2010 – 2012: Director of Teacher Performance Assessment Consortium (edTPA) Implementation/Lecturer

2008 – 2011: Visiting Assistant Professor

2004 – 2008: Doctoral Fellow

The World Bank (Washington, D.C.)

2011: Educational Consultant

Howard County Public Schools (Ellicott City, Maryland)

2010 – 2011: Instructional Designer and Lead Assessment Writer

Washington Mathematics Science Technology Public Charter High School (Washington, D.C.)

2009 – 2010: Director of Staff Development/Chair of the Social Studies Department

Montgomery County Public Schools (Rockville, Maryland)

1996 – 2012: Secondary Social Studies Teacher

College Board/ETS (Princeton, New Jersey)

2003 – 2012: AP World History Reader/Question Leader

**EMPLOYMENT STATUS:**

New Hire



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August 26, 2014

BOARD LIST

The following professional appointment is submitted for approval by the State Board of Education:

**Name:** Vicky C. Ciulla  
**Position:** Education Program Specialist II,  
Coordinator of Monitoring and Accountability  
**Division:** Special Education/Early Intervention Services  
**Salary Grade:** State Salary Grade 22  
Annual Salary Range: \$63,341 - \$106,708  
**Effective Date:** TBD

**JOB REQUIREMENTS:**

**EDUCATION:**

A Master's Degree or equivalent 36 post-baccalaureate credit hours of coursework in Education, Special Education or a related field.

**EXPERIENCE:**

Four (4) years of professional administrative experience in or affiliated with Special Education or Early Intervention, experience coordinating or administering programs related to services for individuals with disabilities and their families is preferred.

**DESCRIPTION:**

This is a professional position responsible for coordinating and monitoring accountability of local lead agencies and local school systems to ensure compliance and improve results for infants, toddlers, young children, and youth with disabilities and their families, birth – 21.

Vicky L. Ciulla  
Page Two

**QUALIFICATIONS:**

**Education:**

Towson State University (Towson, Maryland) 1984 – Master’s Degree in Reading; 1977 – Bachelor’s Degree in Clinical Psychology.

The Johns Hopkins University (Baltimore, Maryland) – 12 credits in Special Education.

**Experience:**

Baltimore County Public Schools (Baltimore, Maryland)

- 2008 – Present: Principal, Berkshire Elementary School
- 2005 – 2008: Coordinator of Alternative Programs, Dropout Prevention, and Summer School
- 2002 – 2008: Supervisor, Home and Hospital Program
- 2000 – 2002: Assistant Principal, Jacksonville Elementary
- 1996 - 2000: Special Education Specialist, Northeast Area Schools

**EMPLOYMENT STATUS:**

New Hire



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August 26, 2014

BOARD LIST

The following professional appointment is submitted for approval by the State Board of Education:

**Name:** James Clark  
**Position:** Director  
**Division:** Business Services  
**Salary Grade:** State Salary Grade 25  
Annual Salary Range: \$77,053 - \$112,422  
**Effective Date:** TBD

**JOB REQUIREMENTS:**

**EDUCATION:**

A Master's Degree or 36 post-baccalaureate credit hours of coursework from an accredited college or university in Business Administration, Accounting, or a related area. CPA desired.

**EXPERIENCE:**

Five (5) years of professional experience managing multiple business operations. Experience designing, developing, implementing and maintaining financial control systems is desirable. Two (2) years of the required experience must include direct supervision of other professional employees.

**DESCRIPTION:**

This is a professional position responsible for managing the daily operations of the Division of Business Services, which includes the Accounting, Budget, Administrative Services, Financial Reporting and Coordination, and School Facilities Branches as well as the Local Reporting Office and the Pupil Transportation Office.

**QUALIFICATIONS:**

**Education:**

U.S. Navy Postgraduate School (Monterey, California) 1980 – Master's Degree in Financial Management.

Morgan State University (Baltimore, Maryland) 1968 – Bachelor's Degree in Mathematics.

**Experience:**

Maryland State Department of Education, Division of Business Services (Baltimore, Maryland)

2005 – Present: Program Manager III, Finance, Coordination, and Reporting Branch

2001 – 2005: Staff Specialist IV, Program Finance Lead

1998 – 2001: Staff Specialist III, Program/Finance

Hilton Systems, Inc.(Alexandria, Virginia)

1989 – 1994: Senior Project Engineer

United States Navy (Various Units)

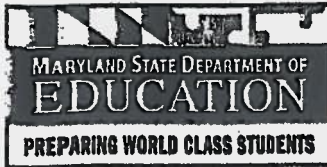
1969 – 1989: Naval Officer

Baltimore City Public Schools (Baltimore, Maryland)

1968 – 1969: Math Teacher, Benjamin Franklin Middle School

**EMPLOYMENT STATUS:**

Promotion



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State Superintendent of Schools

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August 26, 2014

BOARD LIST

The following professional appointment is submitted for approval by the State Board of Education:

**Name:** Angela de Guzman  
**Position:** Education Program Specialist I,  
Professional Development  
**Division:** Curriculum, Assessment and Accountability  
**Salary Grade:** State Salary Grade 21  
Annual Salary Range: \$59,355 - \$86,690  
**Effective Date:** TBD

**JOB REQUIREMENTS:**

**EDUCATION:**

A Master's Degree or equivalent 36 credit hours of post baccalaureate coursework in Education, Educational Administration/Supervision, Professional Development, or a related field.

**EXPERIENCE:**

Four (4) years of professional work experience in teaching and administration, or supervision within an education setting. Experience in professional development is required.

**DESCRIPTION:**

This position provides leadership, technical assistance, and programmatic support to internal and external stakeholders in the planning, development, implementation, expansion, and evaluation of professional development programs aligned to Maryland College and Career-Ready Standards. This position provides technical assistance and program management for Title IIA federal programs; provides leadership and technical assistance to the Department and local educational agencies (LEAs) regarding Title IIA regulations and policies as well as fiscal accountability for Title IIA programs. Reviews school system professional development plans and supports the work of school system teacher induction and professional development coordinators.

**QUALIFICATIONS:**

**Education:**

Goucher College (Towson, Maryland) 2010 – Master’s Degree in Educational Technology Leadership.

Frostburg State University (Frostburg, Maryland) 2004 – Bachelor’s Degree in Elementary Education Grades: 1-6 and Middle School.

The Johns Hopkins University (Baltimore, Maryland) 2012 – Graduate Certificate in School Administration and Supervision.

**Experience:**

Maryland State Department of Education, Division of Curriculum, Assessment, and Accountability (Baltimore, Maryland)

2012 – Present: Professional Development Specialist

The Johns Hopkins University (Columbia, Maryland)

2011 – 2014: School of Education Faculty Associate

Baltimore County Public Schools (Towson, Maryland)

2011 – 2012: Moodle Course Developer

2010 – 2012: Continuing Professional Development Course Developer

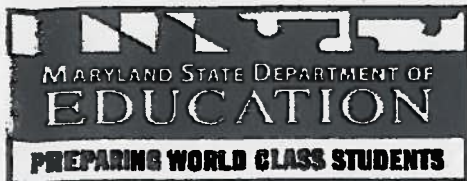
2008 – 2010: Technology Integration Teacher, Scotts Branch Elementary

2007 – 2010: Elementary Technology Liaison, Scotts Branch Elementary

2004 – 2008: Classroom Teacher, Scotts Branch Elementary

**EMPLOYMENT STATUS:**

Promotion



Lillian M. Lowery, Ed.D.  
State Superintendent of Schools

Suzanne R. Page  
Assistant State Superintendent

**Division of Rehabilitation Services**

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August 25, 2014

**BOARD LIST**

The following professional appointment is submitted for approval by the State Board of Education:

**Name:** Dale L. Peterson, Ph.D.  
**Position:** Psychologist II  
**Division:** Rehabilitation Services, Disability Determination Services  
**Salary Grade:** 19 (\$52,150 - \$83,726)  
**Effective Date** August 20, 2014

**JOB DESCRIPTION:**

This position is responsible for interpreting psychiatric and psychological evidence, prescribe psychiatric and psychological evaluations needs and participate as the mental consultant in the adjudication of Social Security and Supplemental security Income disability claims.

**JOB REQUIREMENTS:**

**Education:**

Determined by the Maryland State Board of Examiners of Psychologists under the licensing requirements for Psychologists.

**Experience:**

Two years of experience rendering psychological services or engaged in psychological research after receipt of the License as a Psychologist.



Dale L. Peterson, Ph.D.

Page two

**QUALIFICATIONS:**

**Education:**

Biola University (La Mirada, California) 1999 – Doctorate in Clinical Psychology

Denver Seminary (Denver, Colorado) 1983- Master's Degree in Counseling

University of Colorado (Boulder, Colorado) 1980 - Bachelor's Degree in Communication Disorders

**Experience:**

Maryland State Department of Education (Baltimore, Maryland)

2002 – Present: Psychologist II (Part-time)

Stevenson University (Lutherville, Maryland)

2010 – 2011: Adjunct Faculty (Part-time)

Self-Employed – Private Practice (Bel Air, Maryland)

1998 – Present: Psychologist (Part-time)

Perry Point Department of Veterans Affairs Medical Center (Perry Point, Maryland)

1997 – 1998: Psychologist Intern

Jerry L. Pettis Memorial Veterans Affairs Medical Center (Loma Linda, California)

1996: Psychology Trainee

Loma Linda University (Loma Linda, California)

1996: Teaching Assistant

**EMPLOYMENT STATUS:**

Lateral Transfer



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August 26, 2014

BOARD LIST

The following professional appointment is submitted for approval by the State Board of Education:

**Name:** Constance S. Streett  
**Position:** Education Program Specialist I,  
Special Education Program Fiscal Analyst  
**Division:** Special Education/Early Intervention Services  
**Salary Grade:** State Salary Grade 21  
Annual Salary Range: \$59,355 - \$95,297  
**Effective Date:** TBD

**JOB REQUIREMENTS:**

**EDUCATION:**

A Master's Degree or equivalent 36 post baccalaureate credit hours of coursework in Accounting, Finance, Grants Administration, or a related field.

**EXPERIENCE:**

Four (4) years of professional administrative experience in or affiliated with general accounting or financial management, with preference for fiscal management of federal grants and/or fiscal oversight of special education or other programs for individuals with disabilities and their families.

**DESCRIPTION:**

This position serves to provide direct fiscal support to the Assistant State Superintendent in the management of branch operating budgets, budget creation and over the target budget requests, and legislative session preparation, including all fiscal note responses and completion of the necessary legislative agenda notebooks for the Division.

Constance S. Streett  
Page Two

**QUALIFICATIONS:**

**Education:**

Shepherd University (Shepherdstown, West Virginia) 1982 – Bachelor's Degree in Accounting and Computer Science.

**Experience:**

Maryland State Department of Education, Division of Business Services (Baltimore, Maryland)

2010 – Present: Staff Specialist III, Financial Reporting

2007 – 2010: Advanced Accountant

The ARC Northern Chesapeake Region, Inc. (Aberdeen, Maryland)

1996 – 2007: Accounting Supervisor

California Microwave, Inc. (Belcamp, Maryland)

1995 – 1996: General Ledger/Cost Accountant

**EMPLOYMENT STATUS:**

Promotion

**MARYLAND STATE DEPARTMENT OF EDUCATION  
PERSONNEL APPROVALS FOR THE AUGUST 26, 2014 BOARD MEETING**

**I. Appointments Grade 19 and above:**

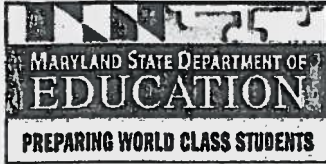
<u>NAME</u>	<u>POSITION</u>	<u>SALARY GRADE</u>	<u>DIVISION/OFFICE</u>	<u>DATE OF APPOINTMENT</u>
Pechulis, Bonnie M.	Education Program Specialist I, Language Acquisition and Assessment Specialist	21	Curriculum, Accountability, and Assessment	TBD

**II. Appointments Grade 18 and below:**

<u>NAME</u>	<u>POSITION</u>	<u>SALARY GRADE</u>	<u>DIVISION/OFFICE</u>	<u>DATE OF APPOINTMENT</u>
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**III. Other Actions:**

<u>NAME</u>	<u>POSITION</u>	<u>SALARY GRADE</u>	<u>DIVISION/OFFICE</u>	<u>DATE OF APPOINTMENT</u>
None				



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August 26, 2014

**BOARD LIST**

The following professional appointment is submitted for approval by the State Board of Education:

**Name:** Bonnie M. Pechulis  
**Position:** Education Program Specialist I,  
Language Acquisition and Assessment Specialist  
**Division:** Curriculum, Assessment, and Accountability  
**Salary Grade:** State Salary Grade 21  
Annual Salary Range: \$59,355 - \$95,297 (prorated for part-time status)  
**Effective Date:** TBD

**JOB REQUIREMENTS:**

**EDUCATION:**

A Master's Degree or equivalent 36 credit hours of post baccalaureate course work in Education, Educational Administration/Supervision, Second Language Acquisition, ESOL, World Languages, or a related field.

**EXPERIENCE:**

Four (4) years of professional work experience in teaching and administration, or supervision within an education setting. Experience in a second language education program preferred.

**DESCRIPTION:**

This is a professional part-time position responsible for providing support and technical assistance in Dual Language and World Language Programs.

**QUALIFICATIONS:**

**Education:**

Towson University (Towson, Maryland) 1976 – Master’s Degree in Secondary Education; 1970 – Bachelor’s Degree in Secondary Education/Spanish.

**Experience:**

Maryland State Department of Education, Division of Curriculum, Assessment and Accountability (Baltimore, Maryland)

2013 – Present: World Language Curriculum Specialist

Notre Dame of Maryland University (Baltimore, Maryland)

2008 – Present: Instructor, Teaching World Languages in the K-12 Classroom

Towson University (Towson, Maryland)

2004 – Present: Instructor, Teaching World Language in the K-12 Classroom

Baltimore County Public Schools (Towson, Maryland)

2000 – 2013: World Languages Mentor

1990 – 2000: Teacher and Department Liaison, Parkville Middle School

1970 – 1979: Teacher and Department Liaison, Middle River Middle School

**EMPLOYMENT STATUS:**

Promotion