

MINUTES OF THE MARYLAND STATE BOARD OF EDUCATION

Tuesday
February 26, 2013

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

The Maryland State Board of Education met in regular session on Tuesday, February 26, 2013 at 9 a.m. at the Nancy S. Grasmick State Education Building. The following members were in attendance: Dr. Charlene M. Dukes, President; Dr. Mary Kay Finan, Vice President; Mr. James H. DeGraffenreidt, Jr.; Ms. Linda Eberhart; Dr. James Gates, Jr.; Ms. Ebehireme Inegbenebor; Ms. Luisa Montero-Diaz; Mr. Sayed Naved; Mrs. Madhu Sidhu; Mr. Guffrie M. Smith, Jr.; Donna Hill Staton, Esq.; Dr. Ivan Walks; and Dr. Lillian M. Lowery, State Superintendent of Schools.

Elizabeth Kameen, Esq., Assistant Attorney General, and the following staff members were also present: Mr. Steve Brooks, Deputy State Superintendent for Finance and Mr. Anthony South, Executive Director, Maryland State Board of Education.

Dr. Dukes called the meeting to order and acknowledged members of local boards of education who were attending today's meeting as participants in the Maryland Association of Boards of Education's Boardsmanship Academy.

CONSENT AGENDA

Upon motion by Dr. Gates, seconded by Ms. Sidhu, and with unanimous agreement, the Board approved the Consent Agenda as follows: (In Favor – 8; Ms. Diaz, Dr. Walks, Ms. Staton and Mr. DeGraffenreidt had not yet arrived)

- Approval of Minutes of January 22, 2013
- Personnel (copy attached to these minutes)
- Budget adjustments for January 2013
- Permission to Publish:
 - COMAR 13A.07.06.01 Programs for Professionally Certified Personnel (AMEND)

Dr. Lowery introduced Penelope Thornton Talley, the newly appointed Deputy State Superintendent for School Effectiveness.

ORAL ARGUMENT (Appeals to the State Board of Education)

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

Diana R. Williams
Appellant

Margaret Ann Howie, Esquire
Associate Counsel
Baltimore County Board of Education

**COLLEGE BOARD REPORT: MARYLAND ADVANCED PLACEMENT (AP)
RESULTS**

Ms. Inegbenebor recognized her mother and sister as well as students from her school who were present to hear the College Board Report on Maryland AP results.

Dr. Lowery introduced Dr. Henry Johnson, Assistant State Superintendent of Curriculum and Assessment; Robert Alig, Middle States Regional Vice President for the College Board; Thomas Gillin, Sr., K-12 Education Manager for the College Board; and Roni Jolley, MSDE College Board Liaison.

Dr. Johnson reported that last week the College Board announced that Maryland was first in the nation in AP performance for the seventh year in a row. He asked students in attendance to stand and be recognized for their AP participation.

Mr. Alig said, "I am awed by some of these students. Dr. Lowery is not satisfied with Maryland's progress. We are going to continually improve."

Mr. Gillin noted the need to provide quality and timely data to LEAs to enable them to make good decisions. He discussed the various programs that promote college and career readiness such as Readistep which has been implemented in six school systems for students in eighth and ninth grades. Mr. Gillin provided data on PSAT results for 2012 sophomores and juniors noting gains in critical reading and mathematics as well as PSAT participation trends. Mr. DeGraffenreidt noted a push for juniors to take the SAT instead of the PSAT.

Mr. Gillin provided data regarding Maryland SAT participation for 2012 noting a three percent increase in the number of graduating seniors taking the SAT.

Dr. Walks expressed concern about the data that shows fewer students taking the PSAT to prepare them for the SAT. Mr. Gillin explained that the figures reflect graduates who took the SAT in eleventh grade rather than the PSAT. He said that the College Board is monitoring this trend and is tasked with making sure that students are succeeding and very well prepared.

Dr. Dukes asked if there was an SAT measure which bodes success in college. Mr. Gillin reported that a 1550 out of 2400 constitutes college and career readiness.

In response to a question by Ms. Diaz, Mr. Alig reported that Readistep is a new program recently initiated in six LEAs.

In response to a question by Mr. DeGraffenreidt, Mr. Alig said that one of the new initiatives of the College Board is to focus on what constitutes career readiness.

In response to a question by Mr. Naved, Mr. Alig explained that many school districts require sophomores to take the PSAT regardless of what their college or career plans are to serve as an indicator regarding the program of studies to suggest to students. He also noted that many LEAs pay for PSAT participation as it is a great indicator of college and career readiness.

In response to a question by Ms. Inegbenebor, Mr. Gillin agreed to provide the Board with data on Readistep results.

Mr. Alig reported that AP participation in Maryland has experienced growth and that all students can be prepared to be successful in a college preparation program.

In response to several questions by Mr. DeGraffenreidt, Mr. Alig said that it is important to track students who score a one or two on their AP test from K-12 and into higher education to monitor how they are faring as freshman in college. He explained that the College Board is currently going through significant changes to align offerings with the Common Core Standards and changes in teacher training.

In response to a concern expressed by Dr. Gates about the significant difference in the number of Black/African American and White graduates taking AP exams in 2012, Dr. Johnson explained that over the course of years there has been a lack of opportunity for exposure for Black/African American students.

Dr. Walks requested more detailed information on what the data provided means.

Ms. Eberhart requested that the data be broken down by gender, county and schools.

In response to a question by Mr. DeGraffenreidt about how PSAT scores affect student interventions, Dr. Johnson reported that PSAT scores are studied and counselors meet with students and parents to discuss interventions. Ms. Jolley explained that all students who take the PSAT are given an access code that enables them to obtain data and other resources that can be used to strengthen areas of weakness.

Dr. Lowery suggested that there needs to be training provided to explain what the data mean in a more targeted way. Mr. Gillin said that they will work with superintendents and assistant superintendents to make this happen.

Mr. DeGraffenreidt requested that slide #18 showing the number of graduates who took AP mathematics and science courses as well the number of students scoring 3 or better on the assessments for these courses could be enhanced by including data on how many as college freshman actually took STEM programs.

Mr. Naved requested that the data comparing white and Black/African American students should be shown as percentages.

Ms. Jolley reported on a \$5 million grant awarded to increase access to AP STEM programs. She provided a listing of the schools with under-represented participation that will benefit from the grant. She reported that a "Student Success Tour" will be held on Monday on the Eastern Shore and invited Board members to attend. Ms. Sidhu stated she would like to attend.

In response to a question by Dr. Gates, Ms. Jolley said that the schools were selected based on whether they had twenty-five or more minority or female students who were eligible for the AP STEM program.

Ms. Jolley introduced the following panel of presenters to discuss their AP experiences:

- Mike Natoli, University of Maryland student
- Sean Martin, teacher, Friendship Academy for Science and Technology
- Ihssan Tabedy, senior, Friendship Academy for Science and Technology
- Julian Tisdale, senior, Paul L. Dunbar High School
- Dr. Robert Tomback, Superintendent, Harford County Public Schools

The panel shared personal stories which highlighted the many advantages and support provided to each as a result of AP participation and thanked the Board for its support of these programs.

Mr. Tomback said, "Hearing these stories, reminds me of why we are in education." He said that AP programs start with a board that is bold enough to create a strategic plan. He said that a person taking an AP course and getting a one or two on the AP test is still learning and growing and that it takes a school principal to mold the school schedule to accommodate AP classes as well as a lot of training for teachers.

Dr. Dukes thanked all of the presenters and the supporters in the audience.

MARYLAND ASSOCIATION OF COMMUNITY COLLEGES – EARLY COLLEGE

Dr. Dukes, noting that she is President of the Prince George's Community College, said that there are sixteen community colleges in Maryland serving more than 500,000 students. She acknowledged several of her colleagues who were present.

Dr. Lowery said that Department staff has been discussing what it means to be college and career ready with higher education representatives. She introduced Dr. Bernard Sadusky, Executive Director, Maryland Association of Community Colleges, and Dr. Sandra Dunnington, Vice President for Academic Affairs, Prince George's Community College (PGCC) and called on them to discuss one of the avenues that is being pursued to ensure that students are college or career ready when they exit high school.

Dr. Sadusky said that the sixteen community college presidents have established as a priority for this year the expansion of early college access. He said, "Community Colleges are the key to our economic viability. The jobs of the future all require post secondary experience. We need to retrain our people." He discussed new challenges and opportunities for K-12 to prepare every student for college and career readiness through the common core standards and for higher

education to increase state and national emphasis on student success and degree completion. He said, "There are well paying jobs now from the community college spectrum. We don't broadcast that." He explained the benefits of early college access to K-12 schools and higher education as well as the benefits to students and parents. Dr. Sadusky explained that early access provides the following:

- Traditional dual/concurrent enrollment
- College courses taught at high schools
- Middle college model (cohort of high school students on college campus)
- Early exposure to college life
- Varied programs ranging from those for at-risk students to the highest achievers
- Access to online college courses

He discussed the next steps which include increasing opportunities, launching a statewide awareness effort, ensuring more uniform treatment of students and publicly acknowledging interest in aligning college and career pathways through early college access.

Dr. Dunnington discussed PGCC's vision and mission and the college readiness initiatives put into place such as the Academy of Health Sciences, a high school on a college campus. She explained that when the students finish high school, they will have a two-year college degree. She discussed the challenges and opportunities faced in this endeavor noting that they are discussing a second Middle College. She discussed another early access opportunity for dual enrollment in which a student simultaneously earns credits for high school and college through a college course. Dr. Dunnington also discussed the College Preparation Intervention Program (CPIP) which provides college awareness sessions for students and parents and offer academic remediation sessions.

In response to a question by Dr. Gates about the problems associated with students not being prepared for college, Dr. Sadusky said that the highest remediation needs are in math with some literacy issues as well. He said that courses need to be identified and meaningful solutions are needed.

Dr. Gates discussed a program entitled Massive Open Online Courses (MOOC) which offer free online college courses by several colleges. He reported that since April, there have been 1.9 million enrollments. He said their goals are to be the standard bearer for excellence in online education and to provide quality education to individuals worldwide to advance in their field. Dr. Sadusky reported on several communities colleges that are offering MOOC.

In response to a question by Dr. Walks, Dr. Dunnington said that PGCC is offering a Medical Assistant certification program.

In response to a question by Ms. Eberhart, Dr. Dunnington said that students pay nothing to attend the Academy of Health Sciences since it is a public high school.

In response to a question by Mr. Naved about digital learning, Dr. Lowery said that a task force is looking at the financial infrastructure and curriculum and that the Governor put money in the budget for digital learning.

GED UPDATE

Dr. Dukes described the partnership that the State Board and the Department has established with the Department of Labor, Licensing and Regulations, (DLLR) regarding the award of the General Education Diploma (GED) and reminded Board members that they had several questions left unanswered following the April 2012 DLLR Report. The Superintendent said that DLLR Secretary Leonard Howie is going to provide additional information on the GED administration. Dr. Dukes recognized Ms. Diaz who serves on the DLLR Adult Education Advisory Committee.

Secretary Howie introduced Patricia Tyler, Director of Adult and Literacy Services for DLLR. Mr. Howie explained that the new GED test has been transformed to a computer-based format to begin in 2014 and that it is aligned with the new Common Core Standards. He reported that there will be two levels of certification – basic and endorsement score which will show college readiness. He said there will be a limited rollout in late March 2013 which will expand to 26 testing sites by January 2014. He indicated that his Department will continue to offer paper and pencil testing through December 2013. Mr. Howie explained that although the test cost has increased, the Governor is subsidizing the cost which will remain the same for test takers. He noted that the funding from the State will not be available until July 1st and that the DLLR is working on a solution to cover the additional costs through July 1st.

Mr. Howie reported on the number of people that have been served by the GED Program noting that this number represents an increase. He said that the test wait time has been reduced and that the time that it takes to provide test results to test takers has been reduced. He also reported that completion of the External Diploma Program, which offers diplomas for life experience, has declined from 583 to 579 during FY 2012.

Ms. Tyler reported that 11,000 students from across the country will be selected to participate in a norming session this summer to determine the passing standard on the new test and the achievement data for this group will later inform the setting of standards for college and career readiness.

In response to a question by Dr. Dukes, Mr. Howie reported that the new requirements and outcomes will be communicated through webinars, professional development, conferences and other outreach.

Mr. Howie reported that there are two more companies developing a test to provide competition for the current test provider. He reported that the following two items are still pending and that he will report back to Board when they are resolved:

1. The need to amend the GED Regulations
2. A state-mandated report on GED options is not yet complete

The Secretary said he will prepare a report to include today's discussions as well as answer any further questions the Board may have.

Mr. DeGraffenreidt thanked the presenters for a comprehensive presentation and commended them for addressing the cost impact on test takers. In response to a question by Mr. DeGraffenreidt, Ms. Tyler said that the current test preparer has an annual renewal.

Ms. Diaz said that the improvements on the GED program have been amazing. In response to a question by Ms. Diaz, Ms. Tyler said that there are many different models of tests that states are studying and that there will be two alternative tests to be offered in the near future.

In response to another question by Ms. Diaz, Ms. Tyler said they are searching for funding to provide assistance to students taking the test.

Dr. Dukes thanked the presenters and said, "We will work together to make this work."

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. Smith seconded by Mr. DeGraffenreidt, and with unanimous agreement, the Maryland State Board of Education met in closed session on Tuesday, February 26, 2013, in Conference Room 1, 8th floor, at the Nancy S. Grasmick State Education Building. All board members were present except Dr. S. James Gates. In attendance were Dr. Lillian Lowery, State Superintendent of Schools; Steve Brooks, Deputy State Superintendent for Finance; and Tony South, Executive Director, State Board of Education. Assistant Attorneys General, Elizabeth M. Kameen, Jackie La Fiandra, and Rachael Barnett were also present. The Executive Session commenced at 1:15 p.m. (In favor – 10; Dr. Gates and Ms. Staton were absent)

The State Board approved ten Opinions for publication.

- *Lakeia N. v. Baltimore City Board of School Commissioners* – long-term suspension – Opin. No. 13-09
- *Timothy Valenzia v. Baltimore City Board of School Commissioners*– employee termination – Opin. No. 13-10
- *Shirley Baylor v. Baltimore City Board of School Commissioners* – teacher termination – Opin. No. 13-11
- *Denis C. and Ellen H. v. Montgomery County Board of Education* – student transfer – Opin. No. 13-12
- *Mary E. v. Anne Arundel County Board of Education* – residency – Opin. No. 13-13
- *Frederick Outdoor Discovery Charter School v. Board of Education of Frederick County* – charter school denial – Opin. No. 13-14
- *Rachel J. v. Harford County Board of Education* – student transfer – Opin. No. 13-15
- *Kristen M. v. Montgomery County Board of Education* – early admission to Kindergarten – Opin. No. 13-16
- *Shariah M. v. Prince George's County Board of Education* – early admission to Kindergarten – Opin. No. 13-17
- *Syed Junaid M. v. Howard County Board of Education* – early admission to Kindergarten – Opin. No. 13-18

The State Board deliberated one case. It will be published at a later date.

- *Cindy Rose and Kristen Eddins v. Frederick County Board of Education* – textbook appeal

Counsel updated the Board on the Allen Dyer removal from office cases.

Counsel explained a recent ruling of the Howard County Circuit Court in a case involving decisions of the State Board and the Public School Labor Relations Board.

President Dukes updated the Board on the applicants for the Baltimore City Board of School Commissioners.

The Executive Director presented a proposed MOE Timeline for filings and decisions.

Ivan Walks announced his resignation from the Board.

The session ended at 1:45 p.m.

RECONVENE

The meeting reconvened at 2:15 p.m. Dr. Gates was absent from the meeting.

COMAR 13A.12.03.02 SCHOOL COUNSELOR

Dr. Lowery invited Jean Satterfield, Assistant State Superintendent, Division of Certification and Accreditation and Dr. JoAnn Ericson Chief of the Certification Branch to answer any questions that the Board may have on COMAR 13A.12.03.02 School Counselor. She recommended approval of this amendment to regulations proposed by the Professional Standards and Teacher Education Board (PSTEB).

Upon motion by Mr. DeGraffenreidt, seconded by Mr. Smith, and with unanimous agreement, the Board approved COMAR 13A.12.03.02 School Counselor, as presented. (In Favor – 11)

COMAR 13A.07.10 PRINCIPAL INDUCTION

The Superintendent asked Dr. Jim Foran, Assistant State Superintendent, Division of Academic Reform and Innovation, to answer any questions of the Board. She recommended adoption of COMAR 13A.07.10 Principal Induction.

Upon motion by Mr. DeGraffenreidt, seconded by Dr. Finan, and with unanimous agreement, the Board adopted the regulation as presented. (In Favor – 11)

COMAR 13A.04.15 DIGITAL LEARNING

Dr. Lowery introduced Valerie Emrich, Director of Instructional Technology and School Library Media and thanked her for her extensive work with the Maryland School for the Blind to address their concerns. She recommended that the Board adopt COMAR 13A.04.15 Digital Learning.

Upon motion by Mr. DeGraffenreidt, seconded by Ms. Sidhu, and with unanimous agreement, the Board adopted the regulation as presented. (In Favor – 11)

NATIONAL TEACHER OF THE YEAR FINALIST

The Superintendent introduced Dr. Darla Strouse, Director of Partnerships, to discuss the competition for National Teacher of the Year.

Dr. Strouse introduced Rhonda Blankenship, an English/Language Arts teacher at Rising Sun High School in Cecil County who is the current Maryland Teacher of the Year and one of the four finalists for the National Teacher of the Year. She reported that the National Teacher of the Year will be announced at a conference in Washington, D.C. being held March 4 and 5. She noted that Ms. Blankenship was interviewed by fifteen judges.

Ms. Blankenship thanked her superintendent, Dr. D'Ette Devine, for her encouragement and support noting that this was "an incredible experience." She said, "I want all of my students to have AP quality and expectations. I am honored to represent so many incredible teachers and students."

Dr. Devine said, "It is my joy to watch Rhonda 'pay it forward'".

Ms. Inegbenebor said, "I see you as an inspiration."

Board members congratulated and thanked Ms. Blankenship for her excellent example of great teaching. A citation was presented and photos were taken.

RACE TO THE TOP (RTTT) UPDATE

The Superintendent invited Dr. Foran to provide the RTTT update.

Dr. Foran introduced Lyle Patzkowsky, RTTT Academic Program Director; David Volrath, RTTT Teacher Principal Evaluation (TPE) Lead; Donnell Josiah, RTTT Program Director; Beth Perlman, Chief Information Officer; Dr. Henry Johnson, Assistant State Superintendent for Instruction and Assessment; and Mary Gable, Assistant State Superintendent, Division of Academic Policy, to provide a high-level assessment of the current status of MSDE's fifty-five RTTT projects.

Dr. Foran provided a listing of the projects which rated them on a scale of one to four, with one designating the project as off-track and four designating the project as on track with high quality.

No projects were rated a one. Dr. Dukes asked the presenters to speak to the projects designated as a two (off-track and/or there are quality concerns; many aspects require significant attention).

Mr. Patzkowsky explained that project #3.2, Formative Assessments, received a 2 because Department staff submitted an amendment to the U.S. Department of Education (USDE) changing the scope of work and are awaiting approval to proceed with this project. He explained that the items for the formative assessments have not been procured yet and that the approval of the amendment will provide the funding needed.

In response to a question by Ms. Eberhart, Mr. Patzkowsky said that pilot school personnel will be developing the formative assessments.

Regarding Project #21/42 Implement a Statewide System to Support Student Instructional Intervention, Mr. Josiah explained that the cost to procure and maintain a centralized system is prohibitive and that an amendment was submitted to the USDE which requested funding to LEAs to enhance their systems or subsidize their plans. Dr. Lowery explained that the response is still pending.

Mr. Patzkowsky explained that the Project Manager on the 46/57 Extend Student Learning and Improve School Culture, Climate, and Support Project resigned and that a new manager took over in May 2012. He said that an amendment was forward to USDE and approved to redistribute funds and get the project back on track. He also said that the Department is going to hire additional staff to provide focused support to schools.

Mr. Patzkowsky said that Project #53/44 Charter Schools includes three primary goals: to create an authorizing system; develop quality standards; and expand the number of charter schools in the State. He explained that an amendment will be submitted to USDE to add campuses to the current successful charter schools.

Mr. Volrath reported on Project #55 Teacher/Principal Evaluation explaining that the project will be noted as a four with its completion in June 2014. He reported that the Department is gathering feedback from LEAs and explained that the LEAs will be having conversations with the seven pilot LEAs to answer questions and concerns.

Dr. Dukes explained that this is a field test year and that by May, 2013, more information on performance will be available to make more informed decisions.

In response to a question by Ms. Sidhu, Mr. Volrath said that LEAs are gravitating toward using Student Learning Objectives (SLOs) to measure student growth in non-tested areas. He also explained how student scores are attributed to specific teachers which is a decision made by the LEA.

Dr. Lowery said, "The vast majority of our teachers are going to be deemed effective."

In response to a question by Ms. Eberhart, Dr. Lowery explained that there are external researchers working on a conversion chart to help explain comparative scores with the transition from the MSA to the PARCC assessments.

Dr. Johnson said that he met with local superintendents and they are forming an Advisory Group to work with teachers on the transition to PARCC. He provided a listing of principles for MSDE, LEAs and school leaders, teachers, parents and students.

Dr. Lowery proposed a more detailed discussion with the State Board around this transition in April, 2013. The Board agreed to have a half-day session designed to discuss this issue.

COMAR 13A.12.01 ADVANCED PROFESSIONAL CERTIFICATE

The Superintendent reported that the Administrative, Executive and Legislative Review (AELR) Committee voted to oppose the adoption of COMAR 13A.12.01.02, .06 and .11, Advanced Professional Certificate. She said that Department staff will continue to work on this matter and will report back to the Board at a future meeting.

Dr. Dukes thanked the staff and Board members who attended the AELR Committee hearing.

LEGISLATIVE UPDATE

Dr. Lowery called on Renee Spence to provide a legislative update.

Ms. Spence reported that there have been more than 2500 bills introduced thus far during this session of the General Assembly. She discussed the following bills for possible support or opposition by the Board:

- HB 843 State Board of Education – Financial Literacy Curriculum – Graduation Requirement (opposed)
- HB 844/SB 694 Public School Teachers – Certification – Continuing Education (opposed)
- HB 855 Student Health and Fitness Act (opposed)
- HB 1174 Educator Evaluation Program – Pilot Program Extension (opposed)
- SB 775 Education – Model Performance Evaluation Criteria – Implementation (no action)
- HB 1286/SB 691 Due Process Hearings for Children with Disabilities – Burden of Proof (oppose)
- SB 537 State Board of Education – Online Courses – Graduation Requirement (oppose)
- SB 572 Maryland Early Learning Challenge and School Readiness Act (no action)
- SB 734/HB 1376 State Board of Education – Mathematics – Graduation Requirement (opposed)
- SB 740 College Readiness and Completion Act of 2013 (opposed)
- SB 929 Cardiopulmonary Resuscitation and Automated External Defibrillator Instruction – Graduation Requirement (opposed)
- SB 434 Board of Education – Social Impact Bonds – Request for Proposals (no action)
- SB 832 Child Care Centers – Dispute Resolution (opposed)

PUBLIC COMMENTS

Dr. Dukes explained procedures by which the Board hears public comments. The following individuals provided comments:

- Shadrach Nimely; River Delorso, Niambi Bien-Aime, Brian Brown, Rabia Vogtman, Vicki Brent, Sitara Brent, Layla Brent, Geanna Delorso, Colin Mulqueen -- Students from the Baltimore International Academy recited the *Pledge of Allegiance to the Flag* in four languages
- Markeela Brent – Baltimore International Academy
- Amy Wilson – Social Studies Survey
- Yvonne Golczewski/MCGATE – Gifted and Talented Education

STATE SUPERINTENDENT'S REPORT

Dr. Lowery reported that Dr. Dukes will be inducted into the Women's Hall of Fame. Board members and those in attendance congratulated her.

The Superintendent asked Steve Brooks, Deputy State Superintendent for Finance, to discuss the Maryland budget as a result of the upcoming Sequestration.

Mr. Brooks said that there has been little progress made on the upcoming Sequestration situation. He reported that most likely education grants will be cut as of July 1st and noted that the Headquarters budget will most likely be significantly impacted. Dr. Lowery said that the Board will be informed prior to the next meeting of the ramifications of the federal budget crisis.

Dr. Lowery reported that the Allegany County Public Schools Superintendent requested a three-day waiver of the 180-day school year requirements due to school closures as a result of Hurricane Sandy. She requested Board approval of the three-day waiver.

Upon motion by Mr. DeGraffenreidt, seconded by Dr. Finan, and with unanimous agreement, the Board approved the Superintendent's request. (In Favor – 10) (Mr. Smith was not present)

The Superintendent gave an update on a Student Discipline Workgroup.

BOARD MEMBER REPORTS AND UPDATES

Dr. Finan reported that she attended a meeting on The Next Generation Science Standards with Dr. Gates. She reported that Maryland is one of the lead states and that a report will be released in late March, 2013.

OPINIONS

Ms. Kameen announced the following Opinions:

- 13-09 *Lakeia N. v. Baltimore City Board of School Commissioners* – long-term suspension (affirmed the local board’s decision)
- 13-10 *Timothy Valenzia v. Baltimore City Board of School Commissioners* – employee termination (affirmed the local board’s decision)
- 13-11 *Shirley Baylor v. Baltimore City Board of School Commissioners* – teacher termination (adopted ALJ’s decision affirming the local board)
- 13-12 *Denis C. and Ellen H. v. Montgomery County Board of Education* – student transfer (remanded back to local board)
- 13-13 *Mary E. v. Anne Arundel County Board of Education* – residency (transferred to Administrative Hearings)
- 13-14 *Frederick Outdoor Charter School v. Board of Education of Frederick County* – charter school denial (affirmed the local board’s decision)
- 13-15 *Rachel J. v. Harford County Board of Education* – student transfer (affirmed the local board’s decision)
- 13-16 *Kristin M. v. Montgomery County Board of Education* – early admission to kindergarten (affirmed the local board’s decision)
- 13-17 *Shariah M. v. Prince George’s County Board of Education* – early admission to kindergarten (affirmed the local board’s decision)
- 13-18 *Syed Junaid M. v. Howard County Board of Education* – early admission to kindergarten (affirmed the local board’s decision)

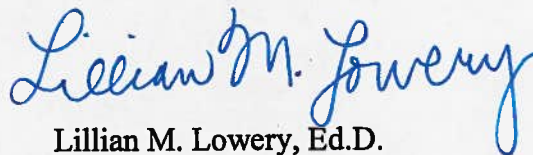
ADJOURNMENT

On behalf of the Board, Dr. Dukes thanked Dr. Walks for his service to the citizens of Maryland as a member of the State Board. She said, “We want to wish him well, but we don’t want to say good bye. He has been a great member of the team.”

Dr. Walks said, “I have served on a lot of boards, but never enjoyed it like this.”

With no further business before the Board, the meeting adjourned at 5:30 p.m.

Respectfully submitted,



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

Date: *March 28, 2013*

MARYLAND STATE BOARD OF EDUCATION

CLOSED SESSION

On this 26th day of February 2013, at the hour of 1:10 am/pm, the Members of the State Board of Education voted as follows to meet in closed session:

Motion made by: Mr. Smith

Seconded by: Mr. Dr. Shaffer


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 proposal process.

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

1. Discuss 9 legal appeals.
2. Review 3 draft opinions.
3. Be briefed on Appeal to Court of Appeals.
4. Be briefed on Circuit Court Decision.
5. Discuss 2 internal Board management matters.



President

**MARYLAND STATE DEPARTMENT OF EDUCATION
PERSONNEL APPROVALS FOR THE February 26, 2013 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>
Goldman, Scott M.	Education Program Specialist I, Education Accountability Specialist	21	Accountability, Assessments, and Data Systems	TBD
Kebetz, Lori L.	Library Media Coordinator	IEPP	Career and College Readiness, Juvenile Services Education Program	TBD
Mitchell, Kristi M.	Principal	IEPP	Career and College Readiness, Juvenile Services Education Program (Victor Cullen Center)	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>
Goode, Eleshiea R.	Teacher, School Counselor	IEPP	Career and College Readiness, Juvenile Services Education Program (Alfred D. Noyes Center)	02/20/2013
Miller-Redd, Janice A.	Teacher, Special Education	IEPP	Career and College Readiness, Juvenile Services Education Program (William Donald Schaefer House)	03/06/2013
Perry, Nora	Vocational Rehabilitation Technical Specialist	15	Rehabilitation Services, Office of Blindness and Vision Services	02/06/2013
Pierce, Jill	Vocational Rehabilitation Specialist II	13	Rehabilitation Services, Region II	02/06/2013

III. Other Actions:

DATE OF
APPOINTMENT

SALARY
GRADE

DIVISION/OFFICE

POSITION

NAME

None



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

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February 26, 2013

BOARD LIST

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

Name: Scott M. Goldman
Position: Education Program Specialist I, Education Accountability Specialist
Division: Accountability, Assessments and Data Systems
Salary Grade: 21 (\$56,496-\$92,521)
Effective Date: TBD

JOB REQUIREMENTS:

Education:

Possession of a Master's Degree or equivalent 36 credit hours of post-baccalaureate course work from an accredited college or university.

Experience:

Four (4) years of administrative or teaching experience in or affiliated with an education program; this experience to include coordinating or administering an education research program or education research related area. Experience in statistical analysis, applications development and research, or data management preferred; SAS (Statistical Analysis Software) experience desired.

DESCRIPTION:

This is a professional position responsible for providing program support and technical assistance in conducting research related to the State accountability program in the Accountability Branch of the Division of Accountability, Assessment and Data Systems.

Maryland Public Schools: ***#1 in the Nation Five Years in a Row***

Qualifications:

Education:

University of Central Oklahoma (Edmond, Oklahoma) 2000 – Master of Arts in Experimental Psychology; 1998 – Bachelor of Arts in Psychology

Experience:

Maryland State Department of Education (Baltimore, Maryland)

2012 – Present: Education Program Specialist I, Student-Teacher Data Analysis
(Contractual)

Oklahoma State Department of Education (Oklahoma City, Oklahoma)

2007 – 2012: Director Research and Evaluation

Oklahoma State Department of Health (Oklahoma City, Oklahoma)

2006 - 2007: Manager, Quality Assurance and Data Analysis

Civil Aerospace Medical Institute (Oklahoma City, Oklahoma)

2000 - 2006: Psychology Technician

University of Central Oklahoma (Edmond, Oklahoma)

1998 - 2000: Graduate Research Assistant

Employment Status

New Hire



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BOARD LIST

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

Name: Lori L. Kebetz
Position: Library Media Coordinator
Division: Career and College Readiness,
Juvenile Services Education Program
Salary Grade: IEPP (\$95,910 - \$100,709)
Effective Date: TBD

JOB REQUIREMENTS:

Education:

A Master's Degree from an accredited college or university. Candidates must meet the requirements for certification as a Library Media Specialist and possess or be eligible for an Administrator I endorsement by the Maryland State Department of Education. A Master's Degree in Library Media from a program accredited by the American Library Association is preferred.

Experience:

Three years of satisfactory library media program experience; juvenile detention/treatment facility experience preferred. Experience including supervision of professional staff and/or administration of a library information and media services program desired.

DESCRIPTION:

This is a professional position responsible for the administration and coordination of the library media program for MSDE's Juvenile Services Education Program.

Lori L. Kebetz
Page two

Qualifications:

Education:

McDaniel College (Westminster, Maryland) 2011 – Master's Degree in Counselor Education; 1999
– Master's Degree in School Library Media

University of Maryland (College Park, Maryland) 1987 – Master of Library Science

University of Kansas (Lawrence, Kansas) 1979 – Bachelor's Degree in Journalism

MSDE – Advanced Professional Certificate with endorsements in Educational Media Generalist, Administrator I/II, Family and Consumer Sciences 7-12, General Special Education/Infant/1-8/6-Adult, Guidance Counselor, Library Media Administrator, Professional Public Librarian, and Pupil Personnel Worker

Experience:

Maryland State Department of Education (Baltimore, Maryland)

2011 – Present: Guidance Counselor and GED Instructor (William Donald Schaefer House and Charles H. Hickey, Jr. School)

2008 – 2011: Library Media Specialist

Frederick County Public Schools (Frederick, Maryland)

2000 - 2008: Library Media Specialist

QandANJ for InfoLink (Piscataway, New Jersey)

2003 – 2011: Virtual Reference Librarian (part-time)

TUTOR.COM (New York, New York)

2002 – Present: Virtual Reference Librarian and former Mentor (Part-time)

Employment Status

Promotion



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February 26, 2013

BOARD LIST

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

Name: Kristi M. Mitchell
Position: Principal
Division: Career and College Readiness
Juvenile Services Education Program
Salary Grade: IEPP (\$85,216-\$100,709)
Effective Date: TBD

JOB REQUIREMENTS:

Education:

Master's Degree in School Administration and Supervision or Master's Degree with 18 graduate credits in School Administration and Supervision.

Experience:

Five years of satisfactory teaching experience and eligible for a Maryland Administrator II or Principal Certificate. Principal experience is preferred; experience in alternative or correctional education programs desired.

DESCRIPTION:

This is a professional position serving as Principal, responsible for providing supervision, management, and leadership to professional teaching staff of the education program for residents of detention programs at the Victor Cullen Center.

Kristi M. Mitchell
Page two

Qualifications:

Education:

Hood College (Frederick, Maryland) 1987 – Master of Arts in Administration/Supervision

Shepherd College (Shepherdstown, West Virginia) 1978 – Bachelor of Arts in English Education

MSDE - Possesses a Maryland APC with endorsements for Administrator I and II

Experience:

Frederick County Public Schools (Frederick, Maryland)

2011 – 2012: Assistant Principal

2010 – 2011: Director High Schools

2002 – 2010: Principal – High School

1996 – 2002: Principal – Heather Ridge Alternative School

1990 – 1996: Assistant Principal

1986 – 1990: School Support Teacher/Crisis Counselor

1981 – 1986: Teacher –Language Arts, Team Leader, Department Chair

1978 – 1980: Teacher - First and Second Grade English

Employment Status

New Hire

**MARYLAND STATE DEPARTMENT OF EDUCATION
PERSONNEL APPROVALS FOR THE February 26, 2013 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>
Talley, Penelope Thornton	Deputy State Superintendent for School Effectiveness (Chief Performance Officer)	ES9	Office of the State Superintendent	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>
None				

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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February 26, 2013

BOARD LIST

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

Name: Penelope Thornton Talley, Esq.
Position: Deputy State Superintendent for School Effectiveness (Chief Performance Officer)
Division: Office of the State Superintendent
Salary Grade: ES9
Effective Date: TBD

JOB REQUIREMENTS:

Education:

A Master's Degree or 36 hours of post baccalaureate coursework in Education or Education Administration/Supervision, Law, or Business.

Experience:

Extensive experience in educational or business supervision, management, operations or communications.

DESCRIPTION:

This is a professional position that serves as the Chief Performance Officer responsible for providing leadership, guidance, administration, and supervision to MSDE's monitoring and support activities. These activities include providing actionable information about student learning, facilitating federal government reporting and coordinating differentiated support to local school systems.

Qualifications:

Education:

The Johns Hopkins University (Baltimore, Maryland) – Master’s Degree in Business Administration

University of Richmond Law School (Richmond, Virginia) - Juris Doctorate

University of North Carolina at Chapel Hill (Chapel Hill, North Carolina) – Bachelor of Arts in Communications

Experience:

District of Columbia Government (Washington, D.C.)

2012 – Present: Interim Chief of Staff/Deputy Chief of Staff to Deputy Mayor for Education

University of Maryland College System (College Park, Maryland)

2012 – Present: Adjunct Assistant Professor (Part-time)

Association of American Retired Persons - AARP (Washington, D.C.)

2002 – 2011: Senior Vice-President, Operations and Support Services

2002 – 2011: Senior Vice-President, Operations and Support Services
Director, Business Operations (Chief of Staff)

Global Metro Networks, Inc. (Silver Spring, Maryland)

2000 – 2001: Director of Contracts and US Corporate Operations

Ulico Casualty (Washington, D.C.)

1997 – 2000: Senior Analyst Attorney

Employment Status

New Hire