

**STATE BOARD OF EDUCATION OF OHIO
MINUTES**

April 2018
Ohio Department of Education
25 South Front Street
Columbus, Ohio 43215

MEMBERS OF THE STATE BOARD OF EDUCATION

Pat Bruns	Stephanie Dodd
Tess Elshoff	Joe Farmer
Cathye Flory	Sarah Fowler
Charles Froehlich	Linda Haycock
Nancy Hollister	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens
Eric Poklar	James Sheppard
Lisa Woods	

EX OFFICIO MEMBERS

Senator Peggy Lehner	Representative Andrew Brenner
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SECRETARY

Paolo DeMaria
Superintendent of Public Instruction

Mr. Poklar was absent from the meeting. Mr. Sheppard was absent on Monday. Mr. Farmer was absent on Tuesday.

The State Board convened on Monday, April 9, at the Ohio Department of Education in Columbus.

Chapter 119 Hearing

April 9, 2018
8:35 a.m.

Hearing Regarding the Amending, Rescinding and Adoption of Rules

President Elshoff stated the Board would proceed with the public hearing on the following rule actions: The rescission and adoption of Rule 3301-24-04 Teacher residency.

President Elshoff called on Marissa Palumbo, from the Office of the Attorney General, Assistant Attorney General, Education section. Ms. Palumbo called on Diane Lease, Chief Legal Counsel for the Ohio Department of Education.

Ms. Lease presented the following Board Exhibits:

- Board Exhibit 1 is the public notice that appears in the Register of Ohio and references the proposed rule actions subject to this hearing;
- Board Exhibit 2 would be a true and accurate copy of the resolution adopted by the State Board of Education regarding this rule,
- Board Exhibit 3 would be a true and accurate copy of the rule as filed in March 2018 with the Joint Committee on Agency Rule Review (JCARR), Legislative Service Commission (LSC) and the Secretary of State.

Ms. Lease explained the rules had been made available to all persons affected by the rules.

President Elshoff stated that testimony would be received, either orally or in writing, for or against, the amendment of the rules that are under consideration. Anyone who wished to testify must complete the registration sheet. All testimony would be limited to no more than five minutes. If additional time is needed, consideration would be given to a reasonable extension. Any written testimony would be marked as Group Exhibit 4.

President Elshoff announced that the Board would now receive testimony on the proposed actions before the Board.

PUBLIC TESTIMONY ON THE PROPOSED RULE ACTIONS

There were no requests.

President Elshoff called on Ms. Palumbo, who submitted into evidence State Board Exhibits 1 through 3.

President Elshoff stated that the exhibits were so received. As there was no more testimony, she declared the public hearing closed at 8:40 a.m.

Following the Chapter 119 Hearing, The Board's Educators & Student Options and Accountability & Continuous Improvement Committees met beginning at 8:45 a.m.

Prior to Board members breaking to their committees, President Elshoff welcomed newly appointed Board member, Mr. Charles M. Froehlich, District 2.

EXECUTIVE SESSION

President Elshoff called on Vice President Hollister, who Moved that the State Board of Education go into Executive Session pursuant to Ohio Revised Code Section 121.22(G)(1) to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee or official; that the State Board of Education go into Executive Session pursuant to Ohio Revised Code Section 121.22(G)(1) to consider the investigation of charges or complaints against a public employee, official, licensee, or regulated individual; that the State Board of Education go into Executive Session pursuant to Ohio Revised Code Section 121.22(G)(3) for the purpose of conferring with legal counsel about matters that are the subject of pending or imminent court action.

Mrs. McGuire Seconded the motion.

The President called for a roll call vote.

YES VOTES

- | | |
|--------------------|-------------------|
| Pat Bruns | Stephanie Dodd |
| Joe Farmer | Cathye Flory |
| Sarah Fowler | Charles Froehlich |
| Linda Haycock | Nancy Hollister |
| Meryl Johnson | Laura Kohler |
| Martha Manchester | Charlotte McGuire |
| Antoinette Miranda | Kara Morgan |
| Nick Owens | Lisa Woods |
| Tess Elshoff | |

Motion carried.

The Board went into Executive Session at 10:45 a.m.

The Board recessed from Executive Session at 11:45 a.m.

The State Board recessed for lunch.

STATE BOARD BUSINESS MEETING

President Elshoff convened the Business meeting of the State Board of Education on Monday, April 9, at 12:55 p.m.

President Elshoff asked the Recording Secretary to call the roll.

YES VOTES

- | | |
|---------------|-------------------|
| Pat Bruns | Stephanie Dodd |
| Joe Farmer | Cathye Flory |
| Sarah Fowler | Charles Froehlich |
| Linda Haycock | Nancy Hollister |

Meryl Johnson
Martha Manchester
Antoinette Miranda
Nick Owens
Tess Elshoff

Laura Kohler
Charlotte McGuire
Kara Morgan
Lisa Woods

Motion carried.

Nancy Hollister welcomed Board members and guests, and led the Board in the Pledge of Allegiance.

EDUCATION SPOTLIGHT

The State Board's Education Spotlight program challenges board members to identify outstanding districts, schools, teachers and students in their state board districts and showcase them at monthly board meetings.

Future Ready Ohio - Framework for Personalized Learning

Presenter: Stephanie Donofe Meeks, Director, Office of Integrated Technology

Future Ready Schools® helps district leaders plan and implement personalized, research-based digital learning strategies so all students can achieve their full potential. We believe every student deserves a rigorous, personalized learning environment filled with caring adults and allows for student agency - the ability for students to take ownership of their learning. District leaders who recognize the potential of digital tools can align necessary technologies with instructional goals to support teaching and learning.

REVIEW OF WRITTEN REPORTS AND ITEMS FOR VOTE

CONSENT AGENDA

1. RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE ONE-YEAR SUBSTITUTE EARLY CHILDHOOD TEACHING LICENSE OF LINDA D. DAVIS
2. RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE FIVE-YEAR PROFESSIONAL MULTI-AGE TEACHING LICENSE OF CASSANDRA R. KIBLER
3. RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE ONE-YEAR EDUCATIONAL AIDE PERMIT OF KIMBERLEE K. WAGNER
4. RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE FIVE-YEAR SUBSTITUTE ADOLESCENCE TO YOUNG ADULT TEACHING LICENSE AND FIVE-YEAR SUBSTITUTE GENERAL EDUCATION TEACHING LICENSE OF HEATHER S.

WITTER

ADMINISTRATIVE RULES

5. RESOLUTION TO RESCIND OHIO ADMINISTRATIVE CODE 3301-24-09, PERFORMANCE-BASED LICENSURE FOR ADMINISTRATORS.
6. RESOLUTION TO ADOPT CHANGES TO OHIO ADMINISTRATIVE CODE 3301-28-02, ANNUAL MEASURABLE OBJECTIVES.
7. RESOLUTION TO ADOPT CHANGES TO OHIO ADMINISTRATIVE RULE 3301-51-15, OPERATING STANDARDS FOR IDENTIFYING AND SERVING STUDENTS WHO ARE GIFTED.

TERRITORY TRANSFERS

8. RESOLUTION TO APPROVE THE TRANSFER OF SCHOOL DISTRICT TERRITORY FROM THE BERKSHIRE LOCAL SCHOOL DISTRICT, ASHTABULA AND GEAUGA COUNTIES, TO THE GENEVA AREA CITY LOCAL SCHOOL DISTRICT, ASHTABULA COUNTY, PURSUANT TO SECTION 3311.24 OF THE OHIO REVISED CODE.

Items 9 through 21 were school personnel resolutions.

MISCELLANEOUS RESOLUTIONS

22. RESOLUTION TO APPROVE THE RECOMMENDATION OF THE HEARING OFFICER AND TO DISAPPROVE THE SHAKER HEIGHTS LOCAL SCHOOL DISTRICT'S DETERMINATION OF IMPRACTICAL TRANSPORTATION AND PAYMENT IN LIEU OF TRANSPORTATION OF CERTAIN STUDENTS ATTENDING FUCHS MIZRACHI SCHOOL, CUYAHOGA COUNTY.
23. RESOLUTION TO APPROVE THE RECOMMENDATION OF THE HEARING OFFICER AND TO APPROVE THE SPENCERVILLE LOCAL SCHOOL DISTRICT'S DETERMINATION OF IMPRACTICAL TRANSPORTATION AND PAYMENT IN LIEU OF TRANSPORTATION OF CERTAIN STUDENTS ATTENDING DELPHOS ST. JOHN SCHOOL, ALLEN COUNTY.
24. RESOLUTION TO AMEND STATE BOARD OF EDUCATION POLICY SF-A CONSENT TO A SCHOOL DISTRICT EXCEEDING NET INDEBTEDNESS LIMITS AND CERTIFICATION OF APPROVED SPECIAL NEEDS STATUS BY THE SUPERINTENDENT OF PUBLIC INSTRUCTION
25. RESOLUTION TO RECOMMEND APPROVAL OF THE ANNUAL EVALUATION FRAMEWORK FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION
26. TO CREATE AN ADVISORY GROUP TO DEVELOP BEST PRACTICES GUIDELINES FOR SOCIAL, EMOTIONAL, MENTAL, AND BEHAVIORAL WELLNESS EDUCATION FOR STUDENTS

REPORT OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Superintendent DeMaria and key staff provided Board members with updates on the following topics:

- Career Tech Report Card
- Student Based Health Care

STRATEGIC PLANNING DISCUSSION

The Board continued its work on the Strategic Plan focusing on updates from Regional Stakeholder meetings, informal overview of emerging feedback from the Regional Stakeholder meetings and timeline of completion for the plan.

Ms. Woods Moved to recess the meeting. Ms. Bruns Seconded the motion.

The Vice President requested a voice vote.

Motion carried.

Vice President Hollister recessed the meeting at 5:30 p.m.

President Elshoff reconvened the meeting of the State Board of Education on Tuesday, April 10, at 8:30 a.m.

The Board's Achievement & Graduation Requirements Committee met beginning at 8:30 a.m.

RECONVENE STATE BOARD BUSINESS MEETING

President Elshoff reconvened the Business meeting of the State Board of Education on Tuesday, April 10, at 10:50 a.m.

President Elshoff asked the Recording Secretary to call the roll.

MEMBERS PRESENT

Pat Bruns	Stephanie Dodd
Tess Elshoff	Cathye Flory
Sarah Fowler	Charles Froehlich
Linda Haycock	Nancy Hollister
Meryl Johnson	Laura Kohler

Martha Manchester
Antoinette Miranda
Nick Owens
Lisa Woods

Charlotte McGuire
Kara Morgan
James Sheppard

NOTE: Ms. Woods entered the room after roll call.

President Elshoff called for the approval of the Minutes of the March 2017 meeting. She asked if there were any corrections to the Minutes.

There were no corrections.

It was Moved by Mrs. Flory and Seconded by Ms. Bruns that the Minutes be approved as presented. The President called for a voice vote.

Motion carried unanimously.

BOARD PRESENTATIONS AND DISCUSSION FROM THE EXECUTIVE COMMITTEE

Chair: Tess Elshoff, Vice Chair: Nancy Hollister

Mrs. Hollister gave a report from the Executive Committee meeting focusing on the following issues:

Additional Executive Committee:

The committee met on April 2nd to discuss the Superintendents Evaluation Process and the Policy SF-A Consent to a school district exceeding net indebtedness limits and certification of approved special needs status by the Superintendent of Public Instruction.

Process for State Superintendent Evaluation:

The committee discussed the timeline and framework of the Superintendent's evaluation. The Committee approved this process and will ask for the full board's support in April.

Proposed Amendments to the Policy SF-A Consent to a school District Exceeding Net Indebtedness Limits and Certification of Approved Special Needs Status Instruction:

Kim Richard and Brittany Steele-Sendi delivered overview of the proposed amendments. Those changes will:

- Bring the policy into alignment with Ohio Revised Code;
- Amend requirements so that only information necessary to make consent determination is requested; and
- Provide clarifications to ensure data accuracy

Policy SF-A was last reviewed in or around July 2010. The proposed amendments would align the Policy with ORC 133.06 and other state laws, and clarify what information is required for the Superintendent to issue consent to school Districts.

The Executive Committee has approved this measure and asks for the full Board's support at the April meeting.

BOARD PRESENTATIONS AND DISCUSSION FROM THE EDUCATORS & STUDENT OPTIONS COMMITTEE

Chair: Joe Farmer, Vice Chair: Sarah Fowler

Ms. Fowler gave a report from the Educators & Student Options Committee meeting focusing on the following issues:

Staff from the Office of Educator Effectiveness provided Committee Members with an overview and facilitated discussion of the proposed revised Ohio Standards for Principals. The proposed revisions focus on updating and aligning the current principal standards with the 2015 National Professional Standards for Education Leaders. These proposed revised standards will again be posted for public comment which will inform any additional revisions. Following posting, the Ohio Educator Standards Board will be recommending a final draft of the revised standards to the State Board in the coming months. A review and recommendation by the Educators and Student Options Committee will take place prior to a vote to adopt by the Full Board.

BOARD PRESENTATIONS AND DISCUSSION FROM THE ACCOUNTABILITY & CONTINUOUS IMPROVEMENT COMMITTEE

Chair: Nancy Hollister, Vice Chair: Cathye Flory

Mrs. Hollister gave a report from the Accountability & Continuous Improvement Committee meeting focusing on the following issues:

Chronic Absenteeism Indicator (ESSA):

Facilitated by Chris Woolard. Mr. Woolard provided information about the inclusion and calculation of the Chronic Absenteeism Improvement Indicator on the report card as detailed in Ohio's approved ESSA state plan. Districts and schools will meet the indicator if they meet the established threshold or show improvement from the prior year (1.1 percentage points or relative 3% improvement). The improvement options allow for attainable improvement for all schools and districts – regardless of their baseline or prior year rate.

- The committee approved the resolution to adopt the Chronic Absenteeism Improvement Indicator and the resolution will move to the Full Board at the May meeting.

Dropout Prevention and Recovery – Rule Review (OAC 3301-102-10, -11, and -12):

Facilitated by Chris Woolard and Marianne Mottley. Ms. Mottley provided an overview of the Dropout Prevention and Recovery report card and context for the initial benchmarks set for the above rules. As part of the five-year review, the rules were posted online for a month and three stakeholder meetings were held at the Department. Mr. Woolard reviewed the proposed rule changes that include calibration of the measures and clarifications of which schools qualify.

- The committee will discuss these rules again at the May meeting with the intent to pass out a resolution and move the rules to Full Board in June.

Report Card Stakeholder Workgroup – Update:

The committee has held two extended meetings (March 22 – legislative presentation) and April 3 (Achievement Component) – and will meet again this afternoon, April 10th (K-3 Literacy Improvement and Prepared for Success Components).

BOARD PRESENTATIONS AND DISCUSSION FROM THE ACHIEVEMENT & GRADUATION REQUIREMENTS COMMITTEE

Chair: Laura Kohler, Vice Chair: Stephanie Dodd

Mrs. Kohler gave a report from the Achievement & Graduation Requirements Committee meeting focusing on the following issues:

OAC Rule 3301-13-06 Scoring and Reporting Assessments:

Department staff walked committee members through updates to Ohio Administrative Code (OAC) Rule 3301-13-06 Scoring and Reporting Assessments, highlighting changes made to the rules in response to feedback. After discussion, the Department will review the rule further and make additional revisions to address the points of confusion expressed by the committee. Another revision of the rule will be brought to the committee in May.

Computer Science Standards and Model Curriculum:

Department staff provided committee members with information on the plan and timeline for development of the Computer Science Standards and Model Curriculum. The department is using the advisory committee and writing teams process to develop the standards and model curriculum. The final draft of the standards and model curriculum are scheduled to come to the committee in October 2018.

Graduation Requirements:

Committee members continued their discussion on graduation requirements this month. During the March meeting, committee members requested additional information regarding graduation requirements in specific states. Department staff provided an overview of the graduation requirements in the specified states focusing on alternative approaches to assessment for graduation purposes.

State Testing Update:

Department staff provided an update on state testing including testing windows and that districts should have spring testing results for online tests in all subject areas by June 4th.

PUBLIC PARTICIPATION ON ACTION ITEMS

- 1) Ms. Melanie Elsey, American Policy Roundtable. Ms. Elsey spoke to the Board regarding the Draft Strategic Plan for Education 2019-2024. Written testimony was provided.

The State Board recessed for lunch.

VOTING ON THE REPORT & RECOMMENDATIONS OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION

President Elshoff called on Superintendent DeMaria for his report and recommendations.

President Elshoff presented the following recommendations (Items 1-4) on the Consent Agenda:

- 1. RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE ONE-YEAR SUBSTITUTE EARLY CHILDHOOD TEACHING LICENSE OF LINDA D. DAVIS**

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Linda D. Davis holds a one-year substitute early childhood teaching license issued in 2017; and

WHEREAS on March 1, 2018, the Ohio Department of Education received a voluntary surrender form from Linda D. Davis that authorizes the State Board of Education to enter an order permanently revoking her one-year substitute early childhood teaching license issued in 2017 based upon Ms. Davis' decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

WHEREAS the form specifies that Linda D. Davis is ineligible for and may not reapply for certification or licensure in the state of Ohio; and

WHEREAS Linda D. Davis has waived her right to a hearing and authorizes the State Board of Education to enter an order permanently revoking her one-year substitute early childhood teaching license issued in 2017: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1) and Ohio Revised Code 3319.311(F), hereby **REVOKES** Linda D. Davis' one-year substitute early childhood teaching license issued in 2017 based upon Ms. Davis' decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders Linda D. Davis be permanently ineligible to apply for any license issued by the State Board of Education; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Ms. Davis of this action.

- 2. RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE FIVE-YEAR PROFESSIONAL MULTI-AGE TEACHING LICENSE OF CASSANDRA R. KIBLER**

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Cassandra R. Kibler holds a five-year professional multi-age teaching license issued in 2016; and

WHEREAS on March 1, 2018, the Ohio Department of Education received a voluntary surrender form from Cassandra R. Kibler that authorizes the State Board of Education to enter an order permanently revoking her five-year professional multi-age teaching license issued in 2016 based upon Ms. Kibler's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

WHEREAS the form specifies that Cassandra R. Kibler is ineligible for and may not reapply for certification or licensure in the state of Ohio; and

WHEREAS Cassandra R. Kibler has waived her right to a hearing and authorizes the State Board of Education to enter an order permanently revoking her five-year professional multi-age teaching license issued in 2016: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1) and Ohio Revised Code 3319.311(F), hereby **REVOKES** Cassandra R. Kibler's five-year professional multi-age teaching license issued in 2016 based upon Ms. Kibler's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders Cassandra R. Kibler be permanently ineligible to apply for any license issued by the State Board of Education; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Ms. Kibler of this action.

3. RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE ONE-YEAR EDUCATIONAL AIDE PERMIT OF KIMBERLEE K. WAGNER

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Kimberlee K. Wagner holds a one-year educational aide permit issued in 2017; and

WHEREAS on March 2, 2018, the Ohio Department of Education received a voluntary surrender form from Kimberlee K. Wagner that authorizes the State Board of Education to enter an order permanently revoking her one-year educational aide permit issued in 2017 based upon Ms. Wagner's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

WHEREAS the form specifies that Kimberlee K. Wagner is ineligible for and may not reapply for certification or licensure in the state of Ohio; and

WHEREAS Kimberlee K. Wagner has waived her right to a hearing and authorizes the State Board of Education to enter an order permanently revoking her one-year educational aide permit issued in 2017: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1) and Ohio Revised Code 3319.311(F), hereby **REVOKES** Kimberlee

K. Wagner's one-year educational aide permit issued in 2017 based upon Ms. Wagner's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders Kimberlee K. Wagner be permanently ineligible to apply for any license issued by the State Board of Education; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Ms. Wagner of this action.

4. **RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE FIVE-YEAR SUBSTITUTE ADOLESCENCE TO YOUNG ADULT TEACHING LICENSE AND FIVE-YEAR SUBSTITUTE GENERAL EDUCATION TEACHING LICENSE OF HEATHER S. WITTER**

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Heather S. Witter holds a five-year substitute adolescence to young adult teaching license issued in 2016 and five-year substitute general education teaching license issued in 2016 with an effective year of 2015; and

WHEREAS on March 8, 2018, the Ohio Department of Education received a voluntary surrender form from Heather S. Witter that authorizes the State Board of Education to enter an order permanently revoking her five-year substitute adolescence to young adult teaching license issued in 2016 and five-year substitute general education teaching license issued in 2016 with an effective year of 2015 based upon Ms. Witter's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

WHEREAS the form specifies that Heather S. Witter is ineligible for and may not reapply for certification or licensure in the state of Ohio; and

WHEREAS Heather S. Witter has waived her right to a hearing and authorizes the State Board of Education to enter an order permanently revoking her five-year substitute adolescence to young adult teaching license issued in 2016 and five-year substitute general education teaching license issued in 2016 with an effective year of 2015: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1) and Ohio Revised Code 3319.311(F), hereby **REVOKES** Heather S. Witter's five-year substitute adolescence to young adult teaching license issued in 2016 and five-year substitute general education teaching license issued in 2016 with an effective year of 2015 based upon Ms. Witter's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders Heather S. Witter be permanently ineligible to apply for any license issued by the State Board of Education; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Ms. Witter of this action.

It was Moved by Mrs. McGuire and Seconded by Mrs. Flory that the Consent Agenda (Items 1-4) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Sarah Fowler
Charles Froehlich	Linda Haycock
Nancy Hollister	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens
James Sheppard	Lisa Woods
Tess Elshoff	

Motion carried.

Ms. Fowler presented the following recommendation (Item 5):

5. RESOLUTION TO RESCIND OHIO ADMINISTRATIVE CODE 3301-24-09, PERFORMANCE-BASED LICENSURE FOR ADMINISTRATORS.

The State Board of Education hereby **ADOPTS** the following Resolution:

During its January 2018 meeting, the Educator Standards Board voted to recommend that Ohio Administrative Code (OAC) 3301-24-09 be rescinded;

During its March 2018 meeting, the Educator and Student Options Committee voted to recommend that the rule, which received no public comments while posted, be rescinded.

NOW, THEREFORE, BE IT RESOLVED, that the State Board of Education hereby **RESCINDS** OAC 3301-24-09/Performance-based licensure for administrators, in the form attached hereto;

FURTHER RESOLVED, that the Superintendent of Public Instruction or his designee be, and he hereby is, directed to file the rule with the proper agencies, and the same be made available upon request, without charge, to all persons affected by said rule; and

FURTHER RESOLVED, that the Superintendent of Public Instruction be, and he hereby is, directed to give proper notice under the provisions of Chapter 119 of the Revised Code of the holding of a hearing on said rule; that public notice be given in the Register of Ohio, and that said notice contain a general statement of the subject matter to which the rule relates.

It was Moved by Ms. Fowler that the above recommendation (Item 5) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Sarah Fowler
Charles Froehlich	Linda Haycock
Nancy Hollister	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens
James Sheppard	Lisa Woods
Tess Elshoff	

Motion carried.

Mrs. Hollister presented the following recommendation (Item 6):

6. RESOLUTION TO ADOPT CHANGES TO OHIO ADMINISTRATIVE CODE 3301-28-02, ANNUAL MEASURABLE OBJECTIVES.

The State Board of Education hereby **ADOPTS** the following Resolution:

Pursuant to Ohio Revised Code (“ORC”) Section 3302.03, the State Board of Education (“State Board”) shall adopt rules to establish performance criteria for each letter grade and prescribe a method by which the Department assigns each letter grade;

ORC 3302.03(C) requires that the Department issue grades for certain performance measures, which includes annual measurable objectives;

The details of how this grade is calculated, as referenced in the rule, are included in the State’s publicly available Every Student Succeeds Act (“ESSA”) plan that was adopted by the State Board and approved by the United States Department of Education; and

During its March 2018 meeting, the Accountability and Continuous Improvement Committee voted to recommend that the State Board adopt the changes to the rule in the form attached hereto.

NOW, THEREFORE, BE IT RESOLVED, that the State Board hereby **ADOPTS** OAC 3301-28-02/Annual Measurable Objectives in the form attached hereto;

FURTHER RESOLVED, that the Superintendent of Public Instruction or his designee be, and he hereby is, directed to file the rule with the proper agencies, and the same be made available upon request, without charge, to all persons affected by said rule; and

FURTHER RESOLVED, that the Superintendent of Public Instruction be, and he hereby is, directed to give proper notice under the provisions of Chapter 119 of the Revised Code of the holding of a hearing on said rule; that public notice be given in the Register of Ohio, and that said notice contain a general statement of the subject matter to which the rule relates.

It was Moved by Mrs. Hollister that the above recommendation (Item 6) be approved.

Ms. Fowler stated she had a procedural concern about reinstating something now for the report card in September after the school year has already taken place. She stated she could not support the resolution as drafted for the 2017-2018 school year.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Charles Froehlich
Linda Haycock	Nancy Hollister
Meryl Johnson	Laura Kohler
Martha Manchester	Charlotte McGuire
Antoinette Miranda	Kara Morgan
Nick Owens	James Sheppard
Lisa Woods	Tess Elshoff

NO VOTES

Sarah Fowler

Motion carried.

Mrs. Kohler presented the following recommendation (Item 7):

7. RESOLUTION TO ADOPT CHANGES TO OHIO ADMINISTRATIVE RULE 3301-51-15, OPERATING STANDARDS FOR IDENTIFYING AND SERVING STUDENTS WHO ARE GIFTED.

The State Board of Education hereby **ADOPTS** the following Resolution:

Section 3324.02 of the Revised Code requires the Ohio Department of Education to adopt rules for the administration of assessment instruments for the screening and identification of gifted students;

Section 3324.10 of the Revised Code requires the State Board of Education to adopt a model student acceleration policy addressing grade acceleration and early high school graduation for students identified as gifted; and

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The Achievement and Graduation Requirements Committee recommended in its March 2018 meeting that the Board adopt changes to OAC 3301-51-15 in the form attached hereto.

NOW, THEREFORE, BE IT RESOLVED, that the Board approves the adoption of OAC 3301-51-15 in the form attached hereto;

FURTHER RESOLVED, that the Superintendent of Public Instruction or his designee be, and he hereby is, directed to file the rule with the proper agencies, and the same be made available upon request, without charge, to all persons affected by said rule; and

FURTHER RESOLVED, that the Superintendent of Public Instruction be, and he hereby is, directed to give proper notice under the provisions of Chapter 119 of the Revised Code of the holding of a hearing on said rule; that public notice be given in the Register of Ohio, and that said notice contain a general statement of the subject matter to which the rule relates.

It was Moved by Mrs. Kohler that the above recommendation (Item 7) be approved.

Ms. Fowler stated she had received positive feedback from Superintendents regarding the change to this rule.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Sarah Fowler
Charles Froehlich	Linda Haycock
Nancy Hollister	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens
James Sheppard	Lisa Woods
Tess Elshoff	

Motion carried.

President Elshoff presented the following recommendation (Item 8):

- 8. RESOLUTION TO APPROVE THE TRANSFER OF SCHOOL DISTRICT TERRITORY FROM THE BERKSHIRE LOCAL SCHOOL DISTRICT, ASHTABULA AND GEAUGA COUNTIES, TO THE GENEVA AREA CITY LOCAL SCHOOL DISTRICT, ASHTABULA COUNTY, PURSUANT TO SECTION 3311.24 OF THE OHIO REVISED CODE.**

I **RECOMMEND** that the State Board of Education **ADOPT** the following resolution:

Pursuant to Ohio Revised Code (“ORC”) Section 3311.24, Berkshire Local School District has petitioned for the transfer of school district territory from the Berkshire Local School District, Ashtabula and Geauga Counties, to the Geneva Area City Local School District, Ashtabula County;

Prior to filing the request with the State Board of Education, Berkshire Local School District entered into negotiations with Geneva Area City Local School District, pursuant to ORC 3311.24(B), and the districts reached an agreement;

Geneva Local School District has agreed to the transfer of the territory from Berkshire Local School District and, as part of the agreement, an equitable division of the funds and indebtedness has been made.

NOW, THEREFORE, BE IT RESOLVED, that upon consideration of the Berkshire Local School District’s resolution, the Geneva Area City Local School District’s resolution, the consent of the property owners, the map showing the territory proposed for transfer, and the relevant law, the State Board of Education hereby approves the request for the transfer of territory from the Berkshire Local School District, Ashtabula and Geauga Counties, to the Geneva Area City Local School District, Ashtabula County; and

FURTHER RESOLVED, that the Superintendent of Public Instruction be, and he hereby is, directed to serve a true copy of this resolution on the Berkshire Local School District, Ashtabula and Geauga Counties, the Geneva Area City Local School District, Ashtabula County and counsel of record, if applicable.

It was Moved by Ms. Fowler and Seconded by Ms. Bruns that the above recommendation (Item 8) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Sarah Fowler
Charles Froehlich	Linda Haycock
Nancy Hollister	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens
James Sheppard	Lisa Woods
Tess Elshoff	

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 9):

9. RESOLUTION TO ACCEPT THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER TO ISSUE THE ONE-YEAR SUBSTITUTE GENERAL EDUCATION TEACHING LICENSE APPLICATION OF KAYLA F. BARKER

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Kayla F. Barker has applied for a one-year substitute general education teaching license; and

WHEREAS on May 23, 2017, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Kayla F. Barker of its intent to deny or permanently deny her application for a one-year substitute general education teaching license pursuant to Ohio Revised Code 3319.31(B)(1) and (B)(2)(d). The notice was based upon Ms. Barker's 2011 guilty plea in the Bowling Green Municipal Court to one misdemeanor count of operating a vehicle while under the influence (OVI), 2011 conviction in the Bowling Green Municipal Court, in a separate case, for one misdemeanor count of permitting drug abuse, and 2011 guilty plea in the Bowling Green Municipal Court, in a separate case, to one minor misdemeanor count of possession of marijuana; and

WHEREAS Ms. Barker requested a hearing regarding the State Board of Education's intent; and

WHEREAS a hearing was held on October 26, 2017; and

WHEREAS Ms. Barker was present at the hearing, but she was not represented by counsel; and

WHEREAS the hearing officer recommends that the State Board of Education approve Ms. Barker's pending application for a one-year substitute general education teaching license. The hearing officer's recommendation is based upon a finding that even though the Ohio Department of Education has proven that Ms. Barker's conduct occurred and that it constitutes conduct unbecoming a teacher, by way of mitigation, Ms. Barker obtained a Certificate of Qualification for Employment (CQE) from the Lucas County Court of Common Pleas on April 12, 2017 and has taken significant steps to rehabilitate her life in accordance with the factors set forth in Ohio Administrative Code Section 3301-20-01(E), including pursuing a graduate degree in education and having no other convictions; and

WHEREAS the State Board of Education has considered the factors listed in Rule 3301-73-21 of the Ohio Administrative Code and has considered the *Licensure Code of Professional Conduct for Ohio Educators*, which contains standards for the teaching profession and provides guidelines for conduct that is unbecoming to the teaching profession: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1) and (B)(2)(d), hereby **ISSUES** Kayla F. Barker's one-year substitute general education teaching license; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Ms. Barker of this action.

It was Moved by Mrs. Hollister and Seconded by Ms. Woods that the above recommendation (Item 9) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Sarah Fowler
Charles Froehlich	Linda Haycock
Nancy Hollister	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens
James Sheppard	Lisa Woods
Tess Elshoff	

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 10):

10. RESOLUTION TO REVOKE PERMANENTLY THE THREE-YEAR PUPIL ACTIVITY PERMIT OF JEFFREY A. BOCOOK

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Jeffrey A. Bocook holds a three-year pupil activity permit issued in 2015; and

WHEREAS on February 6, 2018, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Jeffrey A. Bocook of its intent to determine whether to limit, suspend, revoke, or permanently revoke his three-year pupil activity permit issued in 2015 pursuant to Ohio Revised Code 3319.31(B)(1) and (B)(2)(b). The notice was based upon Mr. Bocook's 2017 conviction in the Fairfield County Municipal Court for one misdemeanor count of disorderly conduct, 2017 conviction in the Fairfield County Municipal Court, in a separate case, for one misdemeanor count of domestic violence, 2016 conviction in the Fairfield County Municipal Court for one misdemeanor count of unlawful restraint, 2015 conviction in the Fairfield County Municipal Court for one misdemeanor count of littering, and 2004 conviction in the Fairfield County Municipal Court for one misdemeanor count of assault; and

WHEREAS the notice informed Mr. Bocook that if he fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code, the State Board of Education will proceed to determine whether to limit, suspend, revoke, or permanently revoke his three-year pupil activity permit issued in 2015; and

WHEREAS Jeffrey A. Bocook did not request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has reviewed the affidavit of the director of the Office of Professional Conduct, Notice of the State Board of Education's Intended Action and Opportunity for a Hearing, certified court records from the Fairfield County Municipal Court, and certified police records from the Fairfield County Sheriff's Office and the Lancaster Police Department; and

WHEREAS Ohio Administrative Code Rule 3301-73-05 authorizes the State Board of Education to impose disciplinary action against any licenses held or applied for without holding an administrative hearing if the applicant and/or license holder fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has considered the factors listed in Rule 3301-73-21 of the Ohio Administrative Code and has considered the *Licensure Code of Professional Conduct for Ohio Educators*, which contains standards for the teaching profession and provides guidelines for conduct that is unbecoming to the teaching profession: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1) and (B)(2)(b), hereby **REVOKES** Jeffrey A. Bocook's three-year pupil activity permit issued in 2015 based upon Mr. Bocook's 2017 conviction in the Fairfield County Municipal Court for one misdemeanor count of disorderly conduct, 2017 conviction in the Fairfield County Municipal Court, in a separate case, for one misdemeanor count of domestic violence, 2016 conviction in the Fairfield County Municipal Court for one misdemeanor count of unlawful restraint, 2015 conviction in the Fairfield County Municipal Court for one misdemeanor count of littering, and 2004 conviction in the Fairfield County Municipal Court for one misdemeanor count of assault. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders Jeffrey A. Bocook be permanently ineligible to apply for any license issued by the State Board of Education; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Mr. Bocook of this action.

It was Moved by Mrs. McGuire and Seconded by Ms. Johnson that the above recommendation (Item 10) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns
Cathye Flory
Charles Froehlich
Nancy Hollister
Laura Kohler
Charlotte McGuire

Stephanie Dodd
Sarah Fowler
Linda Haycock
Meryl Johnson
Martha Manchester
Antoinette Miranda

Kara Morgan
James Sheppard
Tess Elshoff

Nick Owens
Lisa Woods

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 11):

11. RESOLUTION TO DENY PERMANENTLY THE THREE-YEAR PUPIL ACTIVITY PERMIT APPLICATION OF CHRISTOPHER J. BROOKS

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Christopher J. Brooks has applied for a three-year pupil activity permit; and

WHEREAS on January 29, 2018, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Christopher J. Brooks of its intent to deny or permanently deny his application for a three-year pupil activity permit pursuant to Ohio Revised Code 3319.31(B)(1), (B)(2)(b), and (F) and Rule 3301-20-01(E) of the Ohio Administrative Code. The notice was based Mr. Brooks' 2005 conviction in the Warren County Court of Common Pleas for one misdemeanor count of domestic violence and his subsequent probation violation in 2006 for absconding from the court's jurisdiction, 2005 conviction in the Hamilton County Municipal Court for one minor misdemeanor count of disorderly conduct, 2004 conviction in the Hamilton County Municipal Court for one misdemeanor count of disorderly conduct, 2004 conviction in the Hamilton County Municipal Court, in a separate case, for one misdemeanor count of obstructing official business, 2001 conviction in the Hamilton County Municipal Court for one misdemeanor count of obstructing official business, 1999 conviction in the Hamilton County Municipal Court for one misdemeanor count of disorderly conduct, 1996 conviction in the Hamilton County Municipal Court for one misdemeanor count of disorderly conduct, and 1994 conviction in the Hamilton County Municipal Court for one misdemeanor count of domestic violence and subsequent probation violations in 1995 and 1996 for failing to report to the probation department, failing to pay a fine, failing to attend treatment, and committing multiple curfew violations; and

WHEREAS the notice informed Mr. Brooks that if he fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code, the State Board of Education will proceed to deny or permanently deny his application for a three-year pupil activity permit; and

WHEREAS Christopher J. Brooks did not request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has reviewed the affidavit of the director of the Office of Professional Conduct, Notice of the State Board of Education's Intended Action and Opportunity for a Hearing, certified court

records from the Warren County Court of Common Pleas and Hamilton County Municipal Court, and certified police records from the Lebanon Police Department; and

WHEREAS Ohio Administrative Code Rule 3301-73-05 authorizes the State Board of Education to impose disciplinary action against any licenses held or applied for without holding an administrative hearing if the applicant and/or license holder fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS Mr. Brooks is not eligible for licensure by the State Board of Education since he cannot meet the rehabilitation criteria established by Rule 3301-20-01 of the Ohio Administrative Code because he has two convictions for violence-related offenses; and

WHEREAS the State Board of Education has considered the factors listed in Rule 3301-73-21 of the Ohio Administrative Code and has considered the *Licensure Code of Professional Conduct for Ohio Educators*, which contains standards for the teaching profession and provides guidelines for conduct that is unbecoming to the teaching profession: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), (B)(2)(b), and (F) and Rule 3301-20-01(E) of the Ohio Administrative Code, hereby **DENIES** Christopher J. Brooks' application for a three-year pupil activity permit based upon Mr. Brooks' 2005 conviction in the Warren County Court of Common Pleas for one misdemeanor count of domestic violence and his subsequent probation violation in 2006 for absconding from the court's jurisdiction, 2005 conviction in the Hamilton County Municipal Court for one minor misdemeanor count of disorderly conduct, 2004 conviction in the Hamilton County Municipal Court for one misdemeanor count of disorderly conduct, 2004 conviction in the Hamilton County Municipal Court, in a separate case, for one misdemeanor count of obstructing official business, 1999 conviction in the Hamilton County Municipal Court for one misdemeanor count of obstructing official business, 1999 conviction in the Hamilton County Municipal Court for one misdemeanor count of disorderly conduct, 1996 conviction in the Hamilton County Municipal Court for one misdemeanor count of disorderly conduct, and 1994 conviction in the Hamilton County Municipal Court for one misdemeanor count of domestic violence and subsequent probation violations in 1995 and 1996 for failing to report to the probation department, failing to pay a fine, failing to attend treatment, and committing multiple curfew violations. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(3)(b), orders Christopher J. Brooks be permanently ineligible to apply for any license issued by the State Board of Education; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Mr. Brooks of this action.

It was Moved by Mrs. Flory and Seconded by Mrs. Hollister that the above recommendation (Item 11) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Sarah Fowler
Charles Froehlich	Linda Haycock
Nancy Hollister	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens
James Sheppard	Lisa Woods
Tess Elshoff	

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 12):

12. RESOLUTION TO REVOKE PERMANENTLY THE FIVE-YEAR PROFESSIONAL ASSOCIATE LICENSE OF JULIENNE V. GIGLIOTTI

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Julienne V. Gigliotti holds a five-year professional associate license issued in 2014; and

WHEREAS on January 31, 2018, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Julienne V. Gigliotti of its intent to determine whether to limit, suspend, revoke, or permanently revoke her five-year professional associate license issued in 2014 pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Ms. Gigliotti's 2016 conviction in the Avon Lake Municipal Court for one misdemeanor count of disorderly conduct with persistence, stemming from a June 16, 2016 charge of child endangering after she placed her hand on a student's head and pushed the student's head on two occasions; and

WHEREAS the notice informed Ms. Gigliotti that if she fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code, the State Board of Education will proceed to determine whether to limit, suspend, revoke, or permanently revoke her five-year professional associate license issued in 2014; and

WHEREAS Julienne V. Gigliotti did not request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has reviewed the affidavit of the director of the Office of Professional Conduct, Notice of the State Board of Education's Intended Action and Opportunity for a Hearing, certified court records from the Avon Lake Municipal Court, and certified police records from the Avon Police Department; and

WHEREAS Ohio Administrative Code Rule 3301-73-05 authorizes the State Board of Education to impose disciplinary action against any licenses held or applied for without holding an administrative hearing if the applicant and/or license holder fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has considered the factors listed in Rule 3301-73-21 of the Ohio Administrative Code and has considered the *Licensure Code of Professional Conduct for Ohio Educators*, which contains standards for the teaching profession and provides guidelines for conduct that is unbecoming to the teaching profession: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), hereby **REVOKES** Julienne V. Gigliotti's five-year professional associate license issued in 2014 based upon Ms. Gigliotti's 2016 conviction in the Avon Lake Municipal Court for one misdemeanor count of disorderly conduct with persistence, stemming from a June 16, 2016 charge of child endangering after she placed her hand on a student's head and pushed the student's head on two occasions. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders Julienne V. Gigliotti be permanently ineligible to apply for any license issued by the State Board of Education; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Ms. Gigliotti of this action.

It was Moved by Mrs. McGuire and Seconded by Mrs. Kohler that the above recommendation (Item 12) be approved.

Mrs. Haycock Moved to Amend the resolution by substitution. She proposed to revoke Ms. Gigliotti's five-year professional associate license issued in 2014 for five years, fulfill a fitness to teach assessment within 90 days of license renewal and must complete eight hours of classroom management professional development within 180 days prior to renewal. Ms. Johnson Seconded the motion. Mrs. Haycock stated that while she agrees Ms. Gigliotti's behavior was inappropriate and deserved a reprimand, it was recorded the offense did not physically harm the victim. She further stated it is important to note that Ms. Gigliotti is a young teacher and believed she was capable of rehabilitation.

Ms. Johnson spoke in favor of the substitute motion and would support the proposed amendment.

President Elshoff called for a roll call vote on the proposed amendment.

YES VOTES

Sarah Fowler
Linda Haycock
Antoinette Miranda
James Sheppard

Charles Froehlich
Meryl Johnson
Kara Morgan
Lisa Woods

NO VOTES

Pat Bruns
Cathye Flory
Laura Kohler
Charlotte McGuire
Tess Elshoff

Stephanie Dodd
Nancy Hollister
Martha Manchester
Nick Owens

Motion defeated.

President Elshoff called for a roll call vote on the original motion.

YES VOTES

Pat Bruns
Cathye Flory
Charles Froehlich
Nancy Hollister
Martha Manchester
Antoinette Miranda
Nick Owens
Lisa Woods

Stephanie Dodd
Sarah Fowler
Linda Haycock
Laura Kohler
Charlotte McGuire
Kara Morgan
James Sheppard
Tess Elshoff

NO VOTES

Meryl Johnson

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 13):

13. RESOLUTION TO ACCEPT THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER TO DENY PERMANENTLY THE ONE-YEAR SUBSTITUTE GENERAL EDUCATION TEACHING LICENSE APPLICATION OF STEPHEN P. GILMORE

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Stephen P. Gilmore has applied for a one-year substitute general education teaching license; and

WHEREAS on August 9, 2017, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Stephen P. Gilmore of its intent to deny or permanently deny his application for a one-year substitute general education teaching license pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Mr. Gilmore engaging in conduct that is incompetent and/or unbecoming to the teaching profession when his behavior led to six alcohol-related police encounters within six years, including the following incidents: on or about April 6, 2016, Mr. Gilmore was convicted in the Clermont County Municipal Court of one misdemeanor count of operating a vehicle while under the influence (OVI) stemming from his March 11, 2016 arrest for OVI; on or about April 6, 2016, Mr. Gilmore was convicted in the Clermont County Municipal Court of one

minor misdemeanor count of disorderly conduct stemming from his March 22, 2016 arrest for disorderly conduct for getting into an altercation with a deputy sheriff at the Clermont County Municipal Court during his attempt to pass through court security while intoxicated with a blood alcohol content (BAC) of .265; on or about September 11, 2013, Mr. Gilmore was convicted in the Hamilton County Municipal Court of one misdemeanor count of probation violation stemming from a 2011 conviction in the Hamilton County Municipal Court; on or about January 24, 2013, Mr. Gilmore was convicted of one misdemeanor count of OVI stemming from his July 8, 2012 arrest for OVI; on or about April 20, 2012, Mr. Gilmore was convicted in the Boone County (Kentucky) District Court of one misdemeanor count of public intoxication stemming from his April 6, 2012 arrest for alcohol intoxication in a public place with a BAC of .192; and on or about January 12, 2011, Mr. Gilmore was convicted in the Hamilton County Municipal Court of one misdemeanor count of reckless operation stemming from his September 8, 2010 arrest for OVI. Further, the notice was based upon Mr. Gilmore entering into a consent agreement with the Ohio State Dental Board on January 18, 2008, entering into another consent agreement with the Ohio State Dental Board dated September 22, 2010 and amended on April 13, 2011 which was based on his violations of the Dental Practice Act pursuant to which his credential was suspended indefinitely, and failing to fully disclose his criminal history and the suspensions of his dental license on his pending application and the applications he submitted to the Ohio Department of Education in 2012 and 2013; and

WHEREAS Mr. Gilmore requested a hearing regarding the State Board of Education's intent; and

WHEREAS a hearing was held on December 4, 2017; and

WHEREAS Mr. Gilmore was not present at the hearing, nor was he represented by counsel; and

WHEREAS the hearing officer recommends that Mr. Gilmore's application be denied. Further it is recommended that Mr. Gilmore be permanently ineligible to apply for any license issued by the State Board of Education. The hearing officer's recommendation is based upon evidence that Mr. Gilmore's conduct is unbecoming to the teaching profession and his licensure would have a negative impact on the health, safety, and welfare of the school community; and

WHEREAS the State Board of Education has considered the factors listed in Rule 3301-73-21 of the Ohio Administrative Code and has considered the *Licensure Code of Professional Conduct for Ohio Educators*, which contains standards for the teaching profession and provides guidelines for conduct that is unbecoming to the teaching profession: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), hereby **DENIES** Stephen P. Gilmore's application for a one-year substitute general education teaching license based upon Mr. Gilmore engaging in conduct that is unbecoming to the teaching profession when his behavior led to six alcohol-related police encounters within six years, including the following incidents: on or about April 6, 2016, Mr. Gilmore was convicted in the Clermont County Municipal Court of one misdemeanor count of operating a vehicle while under the influence (OVI) stemming from his March 11, 2016 arrest for OVI; on or

about April 6, 2016, Mr. Gilmore was convicted in the Clermont County Municipal Court of one minor misdemeanor count of disorderly conduct stemming from his March 22, 2016 arrest for disorderly conduct for getting into an altercation with a deputy sheriff at the Clermont County Municipal Court during his attempt to pass through court security while intoxicated with a blood alcohol content (BAC) of .265; on or about September 11, 2013, Mr. Gilmore was convicted in the Hamilton County Municipal Court of one misdemeanor count of probation violation stemming from a 2011 conviction in the Hamilton County Municipal Court; on or about January 24, 2013, Mr. Gilmore was convicted of one misdemeanor count of OVI stemming from his July 8, 2012 arrest for OVI; on or about April 20, 2012, Mr. Gilmore was convicted in the Boone County (Kentucky) District Court of one misdemeanor count of public intoxication stemming from his April 6, 2012 arrest for alcohol intoxication in a public place with a BAC of .192; and on or about January 12, 2011, Mr. Gilmore was convicted in the Hamilton County Municipal Court of one misdemeanor count of reckless operation stemming from his September 8, 2010 arrest for OVI. Further, the notice was based upon Mr. Gilmore entering into a consent agreement with the Ohio State Dental Board on January 18, 2008, entering into another consent agreement with the Ohio State Dental Board dated September 22, 2010 and amended on April 13, 2011 which was based on his violations of the Dental Practice Act pursuant to which his credential was suspended indefinitely, and failing to fully disclose his criminal history and the suspensions of his dental license on his pending application and the applications he submitted to the Ohio Department of Education in 2012 and 2013. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(3)(b), orders Stephen P. Gilmore be permanently ineligible to apply for any license issued by the State Board of Education; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Mr. Gilmore of this action.

It was Moved by Mrs. Hollister and Seconded by Mrs. Flory that the above recommendation (Item 13) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Sarah Fowler
Charles Froehlich	Linda Haycock
Nancy Hollister	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens
James Sheppard	Lisa Woods
Tess Elshoff	

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 14):

14. RESOLUTION TO ACCEPT THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER TO REVOKE PERMANENTLY THE FOUR-YEAR RESIDENT EDUCATOR INTERVENTION SPECIALIST TEACHING LICENSE OF MATTHEW S. JENKINS

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Matthew S. Jenkins holds a four-year resident educator intervention specialist teaching license issued in 2014; and

WHEREAS on August 24, 2017, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Matthew S. Jenkins of its intent to determine whether to limit, suspend, revoke, or permanently revoke his four-year resident educator intervention specialist teaching license issued in 2014 pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Mr. Jenkins engaging in the following conduct that is unbecoming to the teaching profession: on or about February 11, 2016, after school hours, he was found alone in his classroom with a student with the door closed, and subsequently he was instructed by a school administrator not to be alone with a student in his classroom with the door closed and he indicated that he understood those instructions; and on or about February 17, 2016, during school hours, Mr. Jenkins was found alone in his classroom with the same student with the door closed and observed to be physically engaged with the student; and

WHEREAS Mr. Jenkins requested a hearing regarding the State Board of Education's intent; and

WHEREAS a hearing was held on January 10, 2018; and

WHEREAS Mr. Jenkins was present at the hearing, and he was represented by counsel; and

WHEREAS the hearing officer recommends that Mr. Jenkins's license be permanently revoked. Further, it is recommended that Mr. Jenkins be permanently ineligible to apply for any license issued by the State Board of Education. The hearing officer's recommendation is based upon Mr. Jenkins exhibiting extremely poor judgment even after being warned of the consequences of being alone with a student in his classroom and participating in a training on teacher/student boundaries and there being no evidence in the record to indicate that sending Mr. Jenkins to more training would have a different outcome; and

WHEREAS the State Board of Education considered the objections to the hearing officer's report and recommendation which Mr. Jenkins timely filed; and

WHEREAS the State Board of Education has considered the factors listed in Rule 3301-73-21 of the Ohio Administrative Code and has considered the *Licensure Code of Professional Conduct for Ohio Educators*, which contains standards for the teaching profession and provides guidelines for conduct that is unbecoming to the teaching profession: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), hereby **REVOKES** Matthew S. Jenkins' four-year resident educator intervention specialist teaching license issued in 2014 based upon Mr. Jenkins engaging in the following conduct that is unbecoming to the teaching profession: on or about February 11, 2016, after school hours, he was found alone in his classroom with a student with the door closed, and subsequently he was instructed by a school administrator not to be alone with a student in his classroom with the door closed and he indicated that he understood those instructions; and on or about February 17, 2016, during school hours, Mr. Jenkins was found alone in his classroom with the same student with the door closed and observed to be physically engaged with the student. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders Matthew S. Jenkins be permanently ineligible to apply for any license issued by the State Board of Education; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Mr. Jenkins of this action.

It was Moved by Ms. Fowler and Seconded by Ms. Bruns that the above recommendation (Item 14) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Sarah Fowler
Charles Froehlich	Linda Haycock
Meryl Johnson	Laura Kohler
Martha Manchester	Charlotte McGuire
Antoinette Miranda	Kara Morgan
James Sheppard	Lisa Woods
Tess Elshoff	

ABSTAIN

Nancy Hollister	Nick Owens
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Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 15):

15. RESOLUTION TO ACCEPT THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER TO DENY THE ONE-YEAR EDUCATIONAL AIDE PERMIT APPLICATION OF GLORIA I. MORALES

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Gloria I. Morales has applied for a one-year educational aide permit; and

WHEREAS on December 21, 2016, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Gloria I. Morales of its intent to deny or permanently deny her application for a one-year educational aide permit pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Ms. Morales' 2016 conviction in the Oberlin Municipal Court for one misdemeanor count of disorderly conduct persisting stemming from her January 5, 2016 charge of assault, and her failure to disclose her 2016 conviction on her pending application to the Ohio Department of Education; and

WHEREAS Ms. Morales requested a hearing regarding the State Board of Education's intent; and

WHEREAS a hearing was held on December 15, 2017; and

WHEREAS Ms. Morales was not present at the hearing, nor was she represented by counsel; and

WHEREAS the hearing officer recommends that Ms. Morales' application be denied and that Ms. Morales be ineligible to apply for any license issued by the State Board of Education until she has completed, at her own cost, training in anger management and completed forty hours of community service, both of which must be preapproved by the Ohio Department of Education. The hearing officer's recommendation is based upon Ms. Morales engaging in conduct unbecoming to the teaching profession due to her 2016 misdemeanor conviction and her failure to disclose that conviction on her pending application; and

WHEREAS the State Board of Education has considered the factors listed in Rule 3301-73-21 of the Ohio Administrative Code and has considered the *Licensure Code of Professional Conduct for Ohio Educators*, which contains standards for the teaching profession and provides guidelines for conduct that is unbecoming to the teaching profession: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), hereby **DENIES** Gloria I. Morales' application for a one-year educational aide permit based upon Ms. Morales' 2016 conviction in the Oberlin Municipal Court for one misdemeanor count of disorderly conduct persisting stemming from her January 5, 2016 charge of assault, and her failure to disclose her 2016 conviction on her pending application to the Ohio Department of Education. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(3)(a), orders that Gloria I. Morales be ineligible to reapply for any license issued by the State Board of Education until she completes, at her own cost, training in anger management and forty hours of community service, both of which must be preapproved by the Ohio Department of Education; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Ms. Morales of this action.

It was Moved by Ms. Fowler and Seconded by Mrs. Flory that the above recommendation (Item 15) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Sarah Fowler
Charles Froehlich	Linda Haycock
Nancy Hollister	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	James Sheppard
Lisa Woods	Tess Elshoff

ABSTAIN

Nick Owens

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 16):

16. RESOLUTION TO REVOKE PERMANENTLY THE FOUR-YEAR ALTERNATIVE RESIDENT EDUCATOR CAREER TECHNICAL WORKFORCE DEVELOPMENT TEACHING LICENSE OF DEVON C. PAWLUS

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Devon C. Pawlus holds a four-year alternative resident educator career technical workforce development teaching license issued in 2017 with an effective year of 2016; and

WHEREAS on November 16, 2017, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Devon C. Pawlus of the automatic suspension of his four-year alternative resident educator career technical workforce development teaching license issued in 2017 with an effective year of 2016 pursuant to his 2017 consent agreement. The notice advised Mr. Pawlus that the State Board of Education intended to determine whether to limit, suspend, revoke, or permanently revoke his license pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Mr. Pawlus violating his consent agreement with the State Board of Education, dated June 20, 2017, by failing to complete a random drug and alcohol test within twenty-four hours of being notified of the test on August 2, 2017; and

WHEREAS the notice informed Mr. Pawlus that if he fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code, the State Board of Education will proceed to determine whether to limit, suspend,

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revoke, or permanently revoke his four-year alternative resident educator career technical workforce development teaching license issued in 2017; and

WHEREAS Devon C. Pawlus did not request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has reviewed the affidavits of the director and a paralegal of the Office of Professional Conduct, the State Board of Education's Notice of Automatic Suspension, the consent agreement dated June 20, 2017 between Mr. Pawlus and the State Board of Education, and correspondence between the Ohio Department of Education and Mr. Pawlus; and

WHEREAS Ohio Administrative Code Rule 3301-73-05 authorizes the State Board of Education to impose disciplinary action against any licenses held or applied for without holding an administrative hearing if the applicant and/or license holder fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has considered the factors listed in Rule 3301-73-21 of the Ohio Administrative Code and has considered the *Licensure Code of Professional Conduct for Ohio Educators*, which contains standards for the teaching profession and provides guidelines for conduct that is unbecoming to the teaching profession: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), hereby **REVOKES** Devon C. Pawlus' four-year alternative resident educator career technical workforce development teaching license issued in 2017 with an effective year of 2016 based upon Mr. Pawlus violating his consent agreement with the State Board of Education, dated June 20, 2017, by failing to complete a random drug and alcohol test within twenty-four hours of being notified of the test on August 2, 2017. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders Devon C. Pawlus be permanently ineligible to apply for any license issued by the State Board of Education; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Mr. Pawlus of this action.

It was Moved by Ms. Fowler and Seconded by Ms. Johnson that the above recommendation (Item 16) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns
Cathye Flory
Charles Froehlich
Meryl Johnson
Martha Manchester
Antoinette Miranda
James Sheppard

Stephanie Dodd
Sarah Fowler
Linda Haycock
Laura Kohler
Charlotte McGuire
Kara Morgan
Lisa Woods

Tess Elshoff

ABSTAIN

Nancy Hollister

Nick Owens

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 17):

17. RESOLUTION TO ACCEPT THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER TO DENY PERMANENTLY THE PENDING APPLICATION FOR A THREE-YEAR PUPIL ACTIVITY PERMIT AND TO SUSPEND THE PERMANENT HIGH SCHOOL TEACHING CERTIFICATE AND PERMANENT NON-TAX CERTIFICATE OF ROCKY A. PENTELLO

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Rocky A. Pentello has applied for a three-year pupil activity permit and holds a permanent high school teaching certificate issued in 1998 and a permanent non-tax certificate issued in 1987; and

WHEREAS on March 9, 2017, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Rocky A. Pentello of its intent to deny or permanently deny his application for a three-year pupil activity permit and to limit, suspend, revoke, or permanently revoke his permanent high school teaching certificate issued in 1998 and permanent non-tax certificate issued in 1987 pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon *[redacted in accordance with Ohio law]*; and

WHEREAS Mr. Pentello requested a hearing regarding the State Board of Education's intent; and

WHEREAS a hearing was held on September 13, 2017; and

WHEREAS Mr. Pentello was present at the hearing and was represented by counsel; and

WHEREAS the hearing officer recommends that Mr. Pentello's application be denied and that Mr. Pentello be ineligible to apply for any pupil activity permit or license issued by the State Board of Education that would permit him to coach. The hearing officer further recommends that Mr. Pentello's permanent high school teaching certificate issued in 1998 and permanent non-tax certified issued in 1987 be suspended until June 30, 2018 and that prior to the reactivation of these credentials, Mr. Pentello must provide written verification to the Ohio Department of Education that he has completed, at his own cost, at least sixteen hours of training pre-approved by the Ohio Department of Education in the area of student-teacher boundaries. The hearing officer's recommendation is based upon *[redacted in accordance with Ohio law]*; and

WHEREAS the State Board of Education considered the objections to the hearing officer's report and recommendation which Mr. Pentello timely filed; and

WHEREAS the State Board of Education has considered the factors listed in Rule 3301-73-21 of the Ohio Administrative Code and has considered the *Licensure Code of Professional Conduct for Ohio Educators*, which contains standards for the teaching profession and provides guidelines for conduct that is unbecoming to the teaching profession: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), hereby **DENIES** Rocky A. Pentello's application for a pending application for a three-year pupil activity permit and **SUSPENDS** until June 30, 2018 his permanent high school teaching certificate issued in 1998 and permanent non-tax certificate issued in 1987 based upon [redacted in accordance with Ohio law]. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(3)(b), orders Rocky A. Pentello be permanently ineligible to apply for a pupil activity permit or any license issued by the State Board of Education that would permit him to coach and orders Rocky A. Pentello to provide written verification to the Ohio Department of Education that he has completed, at his own cost, at least sixteen hours of training pre-approved by the Ohio Department of Education in the area of student-teacher boundaries before his suspended credentials can be reactivated; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Mr. Pentello of this action.

It was Moved by Mrs. Kohler and Seconded by Mrs. Manchester that the above recommendation (Item 17) be approved.

Mr. Sheppard moved to Amend the resolution by substitution. He proposed that Mr. Pentello have the opportunity to re-apply for either a pupil-activity permit or teaching license after the completion of 16 hours of training in the area of student-teacher boundaries and complete a fitness to teach or coach evaluation. Dr. Morgan Seconded the motion.

President Elshoff called for a roll call vote on the proposed amendment.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Sarah Fowler
Charles Froehlich	James Sheppard
Tess Elshoff	

NO VOTES

Linda Haycock	Nancy Hollister
Meryl Johnson	Laura Kohler
Martha Manchester	Charlotte McGuire
Antoinette Miranda	Kara Morgan
Nick Owens	Lisa Woods

Motion defeated.

President Elshoff called for a roll call vote on the original motion.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Linda Haycock
Nancy Hollister	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens
James Sheppard	Lisa Woods
Tess Elshoff	

NO VOTES

Sarah Fowler	Charles Froehlich
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Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 18):

18. RESOLUTION TO REVOKE PERMANENTLY THE FIVE-YEAR SUBSTITUTE EARLY CHILDHOOD TEACHING LICENSE OF JIMMIE L. PUGH

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Jimmie L. Pugh holds a five-year substitute early childhood teaching license issued in 2014; and

WHEREAS on January 12, 2018, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Jimmie L. Pugh of its intent to determine whether to limit, suspend, revoke, or permanently revoke his five-year substitute early childhood teaching license issued in 2014 pursuant to Ohio Revised Code 3319.31(B)(1), (B)(2)(c), and (B)(2)(d). The notice was based upon Mr. Pugh's 2017 conviction in the Oberlin Municipal Court for one misdemeanor count of operating a vehicle while under the influence (OVI), 2014 conviction in the Cleveland Heights Municipal Court for one misdemeanor count of OVI, 2009 conviction in the Cleveland Heights Municipal Court for one misdemeanor count of passing bad checks, 1997 conviction in the Cleveland Heights Municipal Court for one misdemeanor count of housing violation, 1992 conviction in the Cuyahoga County Court of Common Pleas for one misdemeanor count of attempted drug abuse, 1992 conviction in the Cleveland Municipal Court for one misdemeanor count of soliciting for drugs, and failure to fully disclose all of his criminal convictions on his 2014 and 2015 applications to the Ohio Department of Education; and

WHEREAS the notice informed Mr. Pugh that if he fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code, the State Board of Education will proceed to determine whether to limit, suspend,

revoke, or permanently revoke his five-year substitute early childhood teaching license issued in 2014; and

WHEREAS Jimmie L. Pugh did not request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has reviewed the affidavit of the director of the Office of Professional Conduct, Notice of the State Board of Education's Intended Action and Opportunity for a Hearing, certified court records from the Oberlin Municipal Court, Cleveland Heights Municipal Court, Cuyahoga County Court of Common Pleas, and Cleveland Municipal Court, and certified police records from the Amherst Police Department; and

WHEREAS Ohio Administrative Code Rule 3301-73-05 authorizes the State Board of Education to impose disciplinary action against any licenses held or applied for without holding an administrative hearing if the applicant and/or license holder fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has considered the factors listed in Rule 3301-73-21 of the Ohio Administrative Code and has considered the *Licensure Code of Professional Conduct for Ohio Educators*, which contains standards for the teaching profession and provides guidelines for conduct that is unbecoming to the teaching profession: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), (B)(2)(c), and (B)(2)(d), hereby **REVOKES** Jimmie L. Pugh's five-year substitute early childhood teaching license issued in 2014 based upon Mr. Pugh's 2017 conviction in the Oberlin Municipal Court for one misdemeanor count of operating a vehicle while under the influence (OVI), 2014 conviction in the Cleveland Heights Municipal Court for one misdemeanor count of OVI, 2009 conviction in the Cleveland Heights Municipal Court for one misdemeanor count of passing bad checks, 1997 conviction in the Cleveland Heights Municipal Court for one misdemeanor count of housing violation, 1992 conviction in the Cuyahoga County Court of Common Pleas for one misdemeanor count of attempted drug abuse, 1992 conviction in the Cleveland Municipal Court for one misdemeanor count of soliciting for drugs, and failure to fully disclose all of his criminal convictions on his 2014 and 2015 applications to the Ohio Department of Education. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders Jimmie L. Pugh be permanently ineligible to apply for any license issued by the State Board of Education; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Mr. Pugh of this action.

It was Moved by Mrs. McGuire and Seconded by Ms. Fowler that the above recommendation (Item 18) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Sarah Fowler
Charles Froehlich	Linda Haycock
Nancy Hollister	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens
James Sheppard	Lisa Woods
Tess Elshoff	

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 19):

19. RESOLUTION TO REVOKE THE FOUR-YEAR ALTERNATIVE RESIDENT EDUCATOR CAREER TECHNICAL WORKFORCE DEVELOPMENT TEACHING LICENSE OF JOHN G. STONE

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS John G. Stone holds a four-year alternative resident educator career technical workforce development teaching license issued in 2014; and

WHEREAS on February 5, 2018, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified John G. Stone of its intent to determine whether to limit, suspend, revoke, or permanently revoke his four-year alternative resident educator career technical workforce development teaching license issued in 2014 pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Mr. Stone's 2017 guilty plea in the Marietta Municipal Court to one misdemeanor count of disorderly conduct; and

WHEREAS the notice informed Mr. Stone that if he fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code, the State Board of Education will proceed to determine whether to limit, suspend, revoke, or permanently revoke his four-year alternative resident educator career technical workforce development teaching license issued in 2014; and

WHEREAS John G. Stone did not request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has reviewed the affidavit of the director of the Office of Professional Conduct, Notice of the State Board of Education's Intended Action and Opportunity for a Hearing, certified court records from the Marietta Municipal Court, and certified police records from the Marietta Police Department; and

WHEREAS Ohio Administrative Code Rule 3301-73-05 authorizes the State Board of Education to impose disciplinary action against any licenses held or

applied for without holding an administrative hearing if the applicant and/or license holder fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has considered the factors listed in Rule 3301-73-21 of the Ohio Administrative Code and has considered the *Licensure Code of Professional Conduct for Ohio Educators*, which contains standards for the teaching profession and provides guidelines for conduct that is unbecoming to the teaching profession: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), hereby **REVOKES** John G. Stone's four-year alternative resident educator career technical workforce development teaching license issued in 2014 based upon Mr. Stone's 2017 guilty plea in the Marietta Municipal Court to one misdemeanor count of disorderly conduct. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(a), orders John G. Stone be ineligible to apply for any license issued by the State Board of Education until on or after April 10, 2021 provided that within 90 days of reapplication he completes, at his own expense, a fitness to teach evaluation by a licensed psychologist or psychiatrist, who is pre-approved by the Ohio Department of Education; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Mr. Stone of this action.

It was Moved by Mrs. Hollister and Seconded by Ms. Fowler that the above recommendation (Item 19) be approved.

Mrs. Haycock moved to Amend the resolution by Substitution. She proposed to permanently revoke Mr. Stone's four-year alternative resident educator career technical workforce development teaching license issued in 2014. Mr. Owens Seconded the motion. Mrs. Haycock stated because of the nature of the behavior, Mr. Stone possesses a real risk to children and should not be permitted to return to the classroom. Mr. Stone plead guilty to disorderly conduct charges which resulted in extensive physical and financial damage to his victim.

President Elshoff called for a roll call vote on the proposed amendment.

YES VOTES

Stephanie Dodd
Charles Froehlich
Laura Kohler
Antoinette Miranda
Nick Owens
Lisa Woods

Sarah Fowler
Linda Haycock
Martha Manchester
Kara Morgan
James Sheppard

NO VOTES

Pat Bruns
Nancy Hollister
Charlotte McGuire

Cathye Flory
Meryl Johnson
Tess Elshoff

Motion carried.

President Elshoff called for a roll call vote on the resolution as amended.

YES VOTES

Pat Bruns	Stephanie Dodd
Sarah Fowler	Charles Froehlich
Linda Haycock	Nancy Hollister
Meryl Johnson	Laura Kohler
Martha Manchester	Charlotte McGuire
Antoinette Miranda	Kara Morgan
Nick Owens	James Sheppard
Lisa Woods	Tess Elshoff

NO VOTES

Cathye Flory

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 20):

20. RESOLUTION TO REVOKE THE ONE-YEAR EDUCATIONAL AIDE PERMIT OF MISHELLE A. WALSH

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Mishelle A. Walsh (aka Mishelle Orris-Walsh) held a one-year educational aide permit issued in 2016; and

WHEREAS on January 22, 2018, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Mishelle A. Walsh of its intent to determine whether to limit, suspend, revoke, or permanently revoke her one-year educational aide permit issued in 2016 pursuant to Ohio Revised Code 3319.31(B)(1), (B)(2)(a), (B)(2)(c), and (B)(3). The notice was based upon Ms. Walsh's 2017 guilty plea in the Summit County Court of Common Pleas to one felony count of grand theft and subsequent entry into the court's intervention in lieu of conviction program; and

WHEREAS the notice informed Ms. Walsh that if she fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code, the State Board of Education will proceed to determine whether to limit, suspend, revoke, or permanently revoke her one-year educational aide permit issued in 2016; and

WHEREAS Mishelle A. Walsh did not request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has reviewed the affidavit of the director of the Office of Professional Conduct, Notice of the State Board of

Education's Intended Action and Opportunity for a Hearing, certified court records from the Summit County Court of Common Pleas, and certified police records from the City of Barberton Police Department; and

WHEREAS Ohio Administrative Code Rule 3301-73-05 authorizes the State Board of Education to impose disciplinary action against any licenses held or applied for without holding an administrative hearing if the applicant and/or license holder fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has considered the factors listed in Rule 3301-73-21 of the Ohio Administrative Code and has considered the *Licensure Code of Professional Conduct for Ohio Educators*, which contains standards for the teaching profession and provides guidelines for conduct that is unbecoming to the teaching profession: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), (B)(2)(a), (B)(2)(c), and (B)(3), hereby **REVOKES** Mishelle A. Walsh's one-year educational aide permit issued in 2016 based upon Ms. Walsh's 2017 guilty plea in the Summit County Court of Common Pleas to one felony count of grand theft and subsequent entry into the court's intervention in lieu of conviction program. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(a), orders that Mishelle A. Walsh be ineligible to reapply for any license issued by the State Board of Education until on or after April 10, 2023, and that upon reapplication, she must provide verification to the Ohio Department of Education that she has completed her intervention in lieu of conviction program; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Ms. Walsh of this action.

It was Moved by Ms. Fowler and Seconded by Ms. Johnson that the above recommendation (Item 20) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns
Cathye Flory
Charles Froehlich
Nancy Hollister
Laura Kohler
Charlotte McGuire
Kara Morgan
James Sheppard
Tess Elshoff

Stephanie Dodd
Sarah Fowler
Linda Haycock
Meryl Johnson
Martha Manchester
Antoinette Miranda
Nick Owens
Lisa Woods

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 21):

21. RESOLUTION TO REVOKE PERMANENTLY THE FOUR-YEAR RESIDENT EDUCATOR EARLY CHILDHOOD TEACHING LICENSE OF KAYLA E. WILSON

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

WHEREAS Kayla E. Wilson held a four-year resident educator early childhood teaching license issued in 2012; and

WHEREAS on January 11, 2018, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Kayla E. Wilson of its intent to determine whether to limit, suspend, revoke, or permanently revoke her four-year resident educator early childhood teaching license issued in 2012 pursuant to Ohio Revised Code 3319.31(B)(1), (B)(2)(a), (B)(2)(d), and (B)(3). The notice was based upon Ms. Wilson engaging in the following conduct that is unbecoming to the teaching profession: in 2017, Ms. Wilson was convicted in the Summit County Court of Common Pleas of one felony count of possession of heroin, one misdemeanor count of use or possession of drug paraphernalia, and one misdemeanor count of possessing drug abuse instruments after the court found that she violated the terms and conditions of her intervention in lieu of conviction program and the Turning Point Program, both of which she had been ordered to complete as part of the court's acceptance of her guilty plea and placement in the court's intervention in lieu of conviction program; and in 2017, Ms. Wilson was convicted in the Summit County Court of Common Pleas, in a separate case, of one felony count of possession of heroin, after the court found that she violated the terms and conditions of her intervention in lieu of conviction program and the Turning Point Program, both of which she had been ordered to complete as part of the court's acceptance of her guilty plea and placement in the court's intervention in lieu of conviction program; and

WHEREAS the notice informed Ms. Wilson that if she fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code, the State Board of Education will proceed to determine whether to limit, suspend, revoke, or permanently revoke her four-year resident educator early childhood teaching license issued in 2012; and

WHEREAS Kayla E. Wilson did not request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has reviewed the affidavit of the director of the Office of Professional Conduct, Notice of the State Board of Education's Intended Action and Opportunity for a Hearing, certified court records from the Summit County Court of Common Pleas, and police records from the Akron Police Department; and

WHEREAS Ohio Administrative Code Rule 3301-73-05 authorizes the State Board of Education to impose disciplinary action against any licenses held or applied for without holding an administrative hearing if the applicant and/or

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license holder fails within thirty days to request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has considered the factors listed in Rule 3301-73-21 of the Ohio Administrative Code and has considered the *Licensure Code of Professional Conduct for Ohio Educators*, which contains standards for the teaching profession and provides guidelines for conduct that is unbecoming to the teaching profession: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), (B)(2)(a), (B)(2)(d), and (B)(3), hereby **REVOKES** Kayla E. Wilson's four-year resident educator early childhood teaching license issued in 2012 based upon Ms. Wilson engaging in the following conduct that is unbecoming to the teaching profession: in 2017, Ms. Wilson was convicted in the Summit County Court of Common Pleas of one felony count of possession of heroin, one misdemeanor count of use or possession of drug paraphernalia, and one misdemeanor count of possessing drug abuse instruments after the court found that she violated the terms and conditions of her intervention in lieu of conviction program and the Turning Point Program, both of which she had been ordered to complete as part of the court's acceptance of her guilty plea and placement in the court's intervention in lieu of conviction program; and in 2017, Ms. Wilson was convicted in the Summit County Court of Common Pleas, in a separate case, of one felony count of possession of heroin, after the court found that she violated the terms and conditions of her intervention in lieu of conviction program and the Turning Point Program, both of which she had been ordered to complete as part of the court's acceptance of her guilty plea and placement in the court's intervention in lieu of conviction program. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders Kayla E. Wilson be permanently ineligible to apply for any license issued by the State Board of Education; and, Be It Further

RESOLVED, That the State Superintendent of Public Instruction be, and he hereby is, directed to notify Ms. Wilson of this action.

It was Moved by Mr. Owens and Seconded by Mrs. Hollister that the above recommendation (Item 21) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns
Cathye Flory
Charles Froehlich
Nancy Hollister
Laura Kohler
Charlotte McGuire
Kara Morgan
James Sheppard
Tess Elshoff

Stephanie Dodd
Sarah Fowler
Linda Haycock
Meryl Johnson
Martha Manchester
Antoinette Miranda
Nick Owens
Lisa Woods

Motion carried.

President Elshoff presented the following recommendation (Item 22):

22. RESOLUTION TO APPROVE THE RECOMMENDATION OF THE HEARING OFFICER AND TO DISAPPROVE THE SHAKER HEIGHTS LOCAL SCHOOL DISTRICT'S DETERMINATION OF IMPRACTICAL TRANSPORTATION AND PAYMENT IN LIEU OF TRANSPORTATION OF CERTAIN STUDENTS ATTENDING FUCHS MIZRACHI SCHOOL, CUYAHOGA COUNTY.

I **RECOMMEND** that the State Board of Education **ADOPT** the following resolution:

Pursuant to Ohio Revised Code ("ORC") 3327.01 and 3327.02, Shaker Heights Local School District determined that it is impractical to transport students from Shaker Heights Local School District to Fuchs Mizrachi School, Cuyahoga County;

Petitioners and the school district requested a hearing, and the hearing was held on December 21, 2017, before a duly appointed hearing officer;

In his report, dated February 20, 2018, the hearing officer, Paul Stehura, recommends that the State Board of Education disapprove Shaker Heights Local School District's payment in lieu of providing transportation to certain students attending Fuchs Mizrachi School;

Based on the evidence presented and the factors set forth in ORC 3327.02, the hearing officer found Shaker Heights Local School District's arguments unpersuasive, and he determined the following: 1) Shaker Heights Local School District failed to include what the additional cost would be, if any, for transporting the students to Fuchs Mizrachi School; 2) the District currently provides transportation, twice a day, from one chartered nonpublic school, but the District failed to identify how transportation to Fuchs Mizrachi differs; 3) the other transportation methods suggested by the District would result in students walking in dusk or dark for a significant portion of the school year in dense traffic for approximately 45 minutes; and 4) the District failed to demonstrate how, and to what extent, the requested transportation would disrupt the District's transportation schedule.

NOW, THEREFORE, BE IT RESOLVED, that upon consideration of the hearing officer's report and recommendation, Shaker Heights Local School District's objections, petitioner's response to Shaker Heights Local School District's objections, and the relevant law, the State Board of Education hereby adopts the recommendation of the hearing officer and disapproves Shaker Heights Local School District's payment in lieu of transportation of certain students attending Fuchs Mizrachi School for all the reasons set forth in the hearing officer's report and recommendation; and

FURTHER RESOLVED, that the Superintendent of Public Instruction be, and he hereby is, directed to serve a true copy of this resolution on the petitioners, Shaker Heights Local School District, and counsel of record, if applicable.

It was Moved by Mrs. Dodd and Seconded by Ms. Bruns that the above recommendation (Item 22) be approved.

Mrs. McGuire Moved to Amend the resolution by substitution. She proposed to disapprove the recommendation of the Hearing Officer and to approve the Shaker Heights Local School District's payment in lieu of transportation of certain students attending Fuchs Mizrachi. Ms. Bruns Seconded the motion. Mrs. McGuire spoke to her proposed amendment referencing ORC 3327.02.

Mrs. Dodd noted the district did not attend the hearing, but submitted written testimony and felt they did not adequately make their case and would not support the amendment.

Ms. Bruns spoke in support of the proposed amendment.

Ms. Johnson, Mrs. Haycock and Mrs. Kohler spoke in support of the substitute motion.

Ms. Johnson called the question. Mrs. Hollister Seconded the motion. President Elshoff called for Board members to raise their hand in support of calling the question. Motion passed.

Ms. Fowler spoke in opposition to the proposed amendment and stated she would not support the proposal.

President Elshoff called for a roll call vote on the proposed amendment.

YES VOTES

Pat Bruns	Charles Froehlich
Linda Haycock	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens
Lisa Woods	

NO VOTES

Stephanie Dodd	Cathye Flory
Sarah Fowler	Nancy Hollister
James Sheppard	Tess Elshoff

Motion carried.

Mrs. Dodd noted safety concerns for the student walking home at the end of the day.

President Elshoff called for a roll call vote on the resolution as amended.

YES VOTES

Pat Bruns	Charles Froehlich
Linda Haycock	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens

Lisa Woods

NO VOTES

Stephanie Dodd
Sarah Fowler
James Sheppard

Cathye Flory
Nancy Hollister
Tess Elshoff

Motion carried.

President Elshoff presented the following recommendation (Item 23):

- 23. RESOLUTION TO APPROVE THE RECOMMENDATION OF THE HEARING OFFICER AND TO APPROVE THE SPENCERVILLE LOCAL SCHOOL DISTRICT'S DETERMINATION OF IMPRACTICAL TRANSPORTATION AND PAYMENT IN LIEU OF TRANSPORTATION OF CERTAIN STUDENTS ATTENDING DELPHOS ST. JOHN SCHOOL, ALLEN COUNTY.**

I **RECOMMEND** that the State Board of Education **ADOPT** the following resolution:

Pursuant to Ohio Revised Code ("ORC") 3327.01 and 3327.02, Spencerville Local School District determined that it is impractical to transport students from Spencerville Local School District to Delphos St. John School, Allen County;

Petitioners requested a hearing, and the hearing was held on January 10, 2018, before a duly appointed hearing officer; and

In her report, dated February 27, 2018, the hearing officer, Linda Mosbacher, recommends that the State Board of Education approve Spencerville Local School District's payment in lieu of providing transportation to certain students attending Delphos St. John School;

The hearing officer determined, after analyzing the factors set forth in ORC 3327.02 and considering the evidence presented by the petitioners and Spencerville Local School District, that the high cost of transporting nine students rendered it economically impractical for Spencerville Local School District to provide transportation to Delphos St. John School.

NOW, THEREFORE, BE IT RESOLVED, that upon consideration of the hearing officer's report and recommendation and the relevant law, the State Board of Education hereby confirms and adopts the recommendation of the hearing officer and approves Spencerville Local School District's payment in lieu of transportation of certain students attending Delphos St. John School for the reasons outlined in the hearing officer's report and recommendation; and

FURTHER RESOLVED, that the Superintendent of Public Instruction be, and he hereby is, directed to serve a true copy of this resolution on the petitioners, the Spencerville Local School District, and counsel of record, if applicable.

It was Moved by Ms. Bruns and Seconded by Mrs. Hollister that the above recommendation (Item 23) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Sarah Fowler
Charles Froehlich	Linda Haycock
Nancy Hollister	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens
James Sheppard	Lisa Woods
Tess Elshoff	

Motion carried.

President Elshoff presented the following recommendation (Item 24):

24. RESOLUTION TO AMEND STATE BOARD OF EDUCATION POLICY SF-A CONSENT TO A SCHOOL DISTRICT EXCEEDING NET INDEBTEDNESS LIMITS AND CERTIFICATION OF APPROVED SPECIAL NEEDS STATUS BY THE SUPERINTENDENT OF PUBLIC INSTRUCTION

I **RECOMMEND** that the State Board of Education **ADOPT** the following Resolution:

Ohio Revised Code (ORC) 133.06(C) requires the State Board of Education (Board) to adopt policies for the Superintendent of Public Instruction (Superintendent) to issue consent for a school district intending to submit to a vote of the electors the questions of the issuance of securities in an amount that will make the school district's net indebtedness, after the issuance of the securities, exceed an amount equal to four percent (4%);

The Board adopted Policy SF-A Consent to a School District Exceeding Net Indebtedness Limits and Certification of Approved Special Needs Status by the Superintendent of Public Instruction (Policy SF-A) to satisfy this requirement, and Policy SF-A is now being amended to align with ORC 133.06 and its amendments and to clarify the information required for the Superintendent to issue consent to school districts; and

The Executive Committee recommended in its April 2, 2018 meeting that the Board adopt changes to Policy SF-A in the form attached hereto.

NOW, THEREFORE, BE IT RESOLVED, that the Board approves amending Policy SF-A in the form attached hereto; and

BE IT FURTHER RESOLVED, that the approved policy shall become effective immediately and made available on the Ohio Department of Education's website.

It was Moved by Mrs. Elshoff that the above recommendation (Item 24) be approved.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Sarah Fowler
Charles Froehlich	Linda Haycock
Nancy Hollister	Meryl Johnson
Laura Kohler	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens
James Sheppard	Lisa Woods
Tess Elshoff	

Motion carried.

President Elshoff presented the following recommendation (Item 25):

25. RESOLUTION TO RECOMMEND APPROVAL OF THE ANNUAL EVALUATION FRAMEWORK FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Pursuant to Article V, Section D. of the State Board of Education's Policies and Procedures Manual, as revised in May 2017, the State Board annually evaluates the Superintendent of Public Instruction (Superintendent) by measuring the Ohio Department of Education's performance, to the degree it reflects and incorporates State Board policies, and including the State Board members' feedback regarding the Superintendent's strengths and opportunities for improvement and indicators of success relative to leadership, communication and policy making, and the State Board members' ratings on the Superintendent's performance of his goals;

After reviewing and considering comments from the State Board of Education members regarding the annual evaluation as well as reviewing models used by other states and boards of education, the Executive Committee recommended in its April 2, 2018 meeting that the annual evaluation framework be approved by the State Board of Education.

NOW, THEREFORE, BE IT RESOLVED that the State Board of Education hereby approves the annual evaluation framework in the form attached hereto, beginning with the 2017-2018 evaluation.

It was Moved by Mrs. Elshoff that the above recommendation (Item 25) be approved.

Ms. Fowler stated she had a concern about how this would translate moving forward. President Elshoff responded that the goals will either change or be updated yearly.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Charles Froehlich
Linda Haycock	Nancy Hollister
Meryl Johnson	Laura Kohler
Martha Manchester	Charlotte McGuire
Antoinette Miranda	Kara Morgan
Nick Owens	James Sheppard
Lisa Woods	Tess Elshoff

NO VOTES

Sarah Fowler

Motion carried.

President Elshoff presented the following recommendation (Item 26):

26. TO CREATE AN ADVISORY GROUP TO DEVELOP BEST PRACTICES GUIDELINES FOR SOCIAL, EMOTIONAL, MENTAL, AND BEHAVIORAL WELLNESS EDUCATION FOR STUDENTS

The State Board of Education **ADOPTS** the following Resolution:

Incidents of bullying, suicide, drug overdose and violence in schools and communities across the nation and Ohio have focused increased attention on the social, emotional, mental, and behavioral health of Ohio's children and youth. The incidents also raise the issue of what students should know and understand about these important aspects of wellness.

Schools and districts need to know and understand the best practices for helping address and reduce such incidents in the interest of creating safe and healthy environments conducive to supporting student learning. This includes having meaningful information about what students should know and understand about social, emotional, mental and behavioral wellness in various grade bands throughout the P-12 grade continuum.

Further, they need to know and understand best practices for teaching students how to promote personal wellbeing and resilience, how to recognize signs and symptoms of concern in themselves and others, and when and how to ask for help for self or others.

The State Board of Education understands the power of collaboratively developing public policy and identifying best practices working with interested stakeholders. The State Board of Education in collaboration with the Ohio

Department of Education and stakeholders across the state of Ohio is developing a Strategic Plan that focuses on the development of the whole child. The creation of an advisory group of stakeholders to support the Board's work is a good first step to a more cohesive set of practices and policies in alignment with the Strategic Plan.

Such an advisory group would be focused on topics of social, emotional, mental, and behavioral health including mental wellbeing, depression, anxiety, drug and alcohol use and abuse, bullying and harassment, trauma, and suicide. With regard to these topics, the work of the advisory group would include:

- Understanding the needs of schools and districts in identifying and meeting the needs of students,
- Reviewing current Department of Education resources as well as other local, state and national resources related to awareness and prevention programs,
- Developing a set of guidelines, guidance and recommended resources to assist districts and schools,
- Identifying, or convening a writing team to identify, specifically what students should know and be able to do at various grade bands, and
- Making recommendations for further action to be taken by the State Board of Education or for legislative changes.

NOW, THEREFORE, BE IT RESOLVED, that the State Board of Education directs the State Superintendent to create an advisory group representing a diverse group of stakeholders including the following:

- Two State Board of Education members,
- One Superintendent recommended by the Buckeye Association of School Administrators
- Two Principals, one each recommended by the Ohio Association of Elementary School Administrators and by the Ohio Association of Secondary School Administrators
- One ESC Superintendent recommended by the Ohio Association of Educational Service Centers
- One representative of the Ohio Federation of Teachers,
- One representative of the Ohio Education Association,
- One person employed as a school counselor
- One person employed as a school psychologist
- Two representatives of the members of the Ohio Council of Behavioral Health and Family Services Providers
- Two representatives of the members of the Ohio Association of County Behavioral Health Authorities
- One Superintendent of a career tech education schools,
- One parent recommended by the Ohio PTA,
- Two Student Representatives

Up to five additional members with expertise in social and emotional learning, mental and behavioral health, and trauma, as designated by the State Superintendent.

At least two of the members of the Advisory Group shall be members of the Department of Education's Social Emotional Learning Standards advisory group.

The following shall be invited to participate in the workgroup at their discretion:

- The director of the Department of Mental Health and Addiction Services or the director's designee.
- A representative chosen by the Governor.
- The non-voting ex-officio legislative members of the State Board.

FURTHER RESOLVED, that the Advisory Group shall make its recommendations to the State Superintendent no later than Friday, October 26th, so that the State Superintendent can present a set of recommendations to the Achievement and Graduation Requirements Committee no later than the November State Board meeting.

FURTHER RESOLVED, that the State Superintendent shall present the list of proposed members of the work group to the State Board of Education for approval at the May State Board meeting.

It was Moved by Mr. Froehlich and Seconded by Mrs. Dodd that the above recommendation (Item 26) be approved.

Mrs. Dodd noted that based on conversation from the previous day, two student representatives and language associating this with the Strategic Plan had been added to the resolution.

President Elshoff called for a roll call vote.

YES VOTES

Pat Bruns
Cathye Flory
Charles Froehlich
Nancy Hollister
Laura Kohler
Charlotte McGuire
Kara Morgan
James Sheppard
Tess Elshoff

Stephanie Dodd
Sarah Fowler
Linda Haycock
Meryl Johnson
Martha Manchester
Antoinette Miranda
Nick Owens
Lisa Woods

Motion carried.

PUBLIC PARTICIPATION ON NONACTION ITEMS

There was no Public Participation on Nonaction Items.

Non-Resolutions
New Business

Dr. Morgan informed Board members she was planning to draft a resolution related to the report card and delaying the requirement to report the composite score in 2018.

Once Around

Board members were encouraged to share with the rest of the Board, something positive occurring in their districts.

Mrs. Hollister Moved to adjourn the meeting. Mr. Froehlich Seconded the motion.

The President requested a voice vote.

Motion carried.

President Elshoff adjourned the meeting at 2:45 p.m. The next regularly scheduled meeting of the State Board of Education is May 14-15, 2018.

ATTEST:



Tess Elshoff
President
State Board of Education



Paolo DeMaria
Superintendent of Public Instruction

Please note: Copies of the attachments referenced in the Minutes may be obtained by contacting the Office of Board Relations at the Ohio Department of Education at (614) 728-2754.