

**STATE BOARD OF EDUCATION OF OHIO  
MINUTES**

March 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
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. Farmer was absent from the meeting.

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The State Board convened on Monday, March 12, at the Ohio Department of Education in Columbus.

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**Chapter 119 Hearing**

March 12, 2018  
8:30 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 amendment of Rule 3301-7-01 Standards for the ethical use of tests.

The rescission and adoption of Rules 3301-13-01 Defining terms and establishing statewide assessments, 3301-13-02 Administering required state assessments at the designated grades, 3301-13-03 Establishing provisions for the participation of students with disabilities in required assessments administered at the designated grades, 3301-13-05 Establishing security and security

investigation provisions for assessments; and the amendment of Rules 3301-13-06 Scoring and reporting assessments and 3301-13-07 Establishing the provisions and decision procedures for the fairness sensitivity review committee. The amendment of Rule 3301-98-01 Reimbursement of background checks for individuals participating in an office of reading improvement program.

President Elshoff called on Mia Yaniko, from the Office of the Attorney General, Assistant Attorney General, Education section. Ms. Yaniko 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 Exhibits 2 and 3 would be true and accurate copies of the resolutions adopted by the State Board of Education regarding these rules,
- Board Exhibits 4 through 6 would be true and accurate copies of the rules as filed in February 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 7.

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

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## **PUBLIC TESTIMONY ON THE PROPOSED RULE ACTIONS**

1) Ms. Sara Watson, Columbus. Ms. Watson provided testimony regarding the amendment of Rules 3301-13-06 (G) Scoring and reporting assessments.

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President Elshoff called on Ms. Yaniko, who submitted into evidence State Board Exhibits 1 through 7.

President Elshoff stated that the exhibits were so received. As there was no more testimony, she declared the public hearing closed at 8:35 a.m.

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Following the Chapter 119 Hearing, The Board's Educators & Student Options and Accountability & Continuous Improvement Committees met beginning at 8:40 a.m.

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**EXECUTIVE COMMITTEE**

President Elshoff welcomed the Executive Committee at 11:05 a.m.

President Elshoff asked the Recording Secretary to call the roll.

**MEMBERS PRESENT**

Pat Bruns	Stephanie Dodd
Laura Kohler	Nancy Hollister
Kara Morgan	Tess Elshoff

President Elshoff stated the Executive Committee had two items to cover today:

- Process for State Superintendent's Evaluation
- Review of Proposed Amendments to the Policy SF-A Consent to a School District Exceeding Net Indebtedness Limits and Certification of Approved Special Needs Status Instruction (Amend)

Approval of March 8, 2018 Minutes:

President Elshoff called for the approval of the Minutes of the March 8, 2018 meeting of the Executive Committee. She asked if there were any corrections to the Minutes.

There were no corrections.

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

Motion carried.

1) Process for State Superintendent's Evaluation

The Committee discussed the timeline and framework for the Superintendent's evaluation.

Committee members wanted to make sure that all Board members participated in the evaluation and provided comments on both the evaluation process and the Superintendent's job performance.

There will be five rating options ranging from Ineffective to Highly Effective.

Committee members will meet again prior to the April meeting to finalize and approve the evaluation process.

2) Review of Proposed Amendments to the Policy SF-A Consent to a School District Exceeding Net Indebtedness Limits and Certification of Approved Special Needs Status Instruction (Amend)

Presenters: Kim Richard and Brittany Steele-Sendi.

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.

Proposed amendments:

- 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

Next month the committee will review the proposed changes in depth and possibly vote out of committee.

After the proposed changes are approved by the Executive Committee and the full-Board, the policy would then be posted to the Department web-site for use. The next mission window would open in June for the November 2018, elections.

Dr. Morgan Moved to adjourn the meeting. Mrs. Hollister Seconded the motion.

The President requested a voice vote.

Motion carried.

President Elshoff adjourned the meeting of the Executive Committee at 11:40 a.m.

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## **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 THREE-YEAR PUPIL ACTIVITY PERMIT OF AMIE L. GUISSINGER
2. RESOLUTION TO ACCEPT THE VOLUNTARY DENIAL AND TO ENTER AN ORDER TO DENY PERMANENTLY THE FIVE-YEAR PROFESSIONAL INTERVENTION SPECIALIST TEACHING LICENSE APPLICATION OF DERRICK J. MEDINA
3. RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE FOUR-YEAR RESIDENT EDUCATOR MULTI AGE TEACHING LICENSE OF ROY A. SATTERFIELD
4. RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE THREE-YEAR PUPIL ACTIVITY PERMIT OF BRIAN S. SHANOWER
5. RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE FIVE-YEAR PROFESSIONAL SPECIAL ALL GRADES TEACHING LICENSE OF AMY F. WHITED

**ADMINISTRATIVE RULES**

6. RESOLUTION TO ADOPT OHIO ADMINISTRATIVE CODE 3301-25-10 ONE-YEAR INSTRUCTIONAL ASSISTANT PERMIT; RENEWAL THEREOF (EDUCATOR & STUDENT OPTIONS COMMITTEE)
7. RESOLUTION TO ADOPT CHANGES TO OHIO ADMINISTRATIVE RULES 3301-48-01 AND 3301-48-02 (EDUCATOR & STUDENT OPTIONS COMMITTEE)
8. RESOLUTION TO RESCIND OHIO ADMINISTRATIVE RULE 3301-85-01 (EDUCATOR & STUDENT OPTIONS COMMITTEE)
9. RESOLUTION TO ADOPT CHANGES TO OHIO ADMINISTRATIVE RULES 3301-89-01, 3301-89-02 AND 3301-89-04 (EDUCATOR & STUDENT OPTIONS COMMITTEE)

**TERRITORY TRANSFERS**

10. RESOLUTION TO ADOPT THE RECOMMENDATION OF THE HEARING OFFICER AND TO APPROVE THE TRANSFER OF SCHOOL DISTRICT TERRITORY FROM THE BUCKEYE VALLEY LOCAL SCHOOL DISTRICT, DELAWARE COUNTY, TO THE BIG WALNUT LOCAL SCHOOL DISTRICT, DELAWARE COUNTY, PURSUANT TO SECTION 3311.24 OF THE OHIO REVISED CODE.

Items 11 through 17 were school personnel resolutions.

**MISCELLANEOUS RESOLUTIONS**

18. RESOLUTION TO APPROVE THE BEAVERCREEK CITY SCHOOL DISTRICT BOARD OF EDUCATION'S DETERMINATION OF IMPRACTICAL TRANSPORTATION AND PAYMENT IN LIEU OF TRANSPORTATION OF CERTAIN STUDENTS ATTENDING DAYTON CHRISTIAN SCHOOL, MONTGOMERY COUNTY.
19. MOTION REGARDING 2018-2019 STATE BOARD MEETING DATES

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The State Board recessed for lunch.

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**STATE BOARD BUSINESS MEETING**

President Elshoff convened the Business meeting of the State Board of Education on Monday, March 12, at 1:00 p.m.

President Elshoff asked the Recording Secretary to call the roll.

**YES VOTES**

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

NOTE: Mrs. Hollister entered the room after roll call.

Motion carried.

The State Board recognized Rebecca Vazquez-Skillings for her service on the State Board of Education.

Meryl Johnson welcomed Board members and guests, and led the Board in the Pledge of Allegiance.

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**EDUCATION SPOTLIGHT**

The State Board of Education'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.

Presenters: Dr. Renee Willis, Superintendent, Richmond Heights Local Schools. Dr. Patricia A. Ackerman, founder, IndeedWeCode, a community-based program providing computer coding and other IT-related learning and entrepreneurial experiences to African American girls.

**IndeedWeCode (IWC):**

Is a computer coding program established in 2015 for African American girls that teaches transformative skills in IT and technology-based entrepreneurship. A signature program of Chalkdust Education Foundation (CEF), a 501 (c) (3) nonprofit organization, its two-week summer camp provides three hours of instruction to the campers daily. Follow-up sessions are scheduled during the subsequent fall, winter and spring on selected Saturdays during the school year. IWC Camp 2018 will convene this summer at the state-of-the-art Technology HUB located in the Richmond Heights Secondary School in Richmond Heights, OH.

**IndeedWeCode Attendees:**

Baylie Cleveland & Geoffrey Cleveland  
Amber Ellington & LaToya Ellington  
Savana Freeman & Viza Freeman Stoutmire  
Emily Jones & Ronald Jones  
Morghan Jones & Monet Jones  
Corin Manning & Cynthia LaBorde Manning  
Jay'la Smith & Nikkia Jolly  
Patricia A. Ackerman  
Stephanie Gandy

Lillie Hunter  
Michelle D. Walton  
Michelle E. Wilson

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**REPORT OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

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

- Safety & Security

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**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. Flory Seconded the motion.

The President called for a roll call vote.

**YES VOTES**

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

Motion carried.

NOTE: Mr. Sheppard entered the room after roll call.

The Board went into Executive Session at 3:40 p.m.

The Board recessed from Executive Session at 4:10 p.m.

**IMPACT TEAM DISCUSSION**

The State Board discussed the establishment of Board Impact Teams. The following Impact Teams were selected: How we use Data, Wrap-Around Services and Alternate Assessments.

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President Elshoff recessed the Board meeting at 6:20 p.m.

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President Elshoff reconvened the meeting of the State Board of Education on Tuesday, March 13, at 8:30 a.m.

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

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**RECONVENE STATE BOARD BUSINESS MEETING**

President Elshoff reconvened the Business meeting of the State Board of Education on Tuesday, March 13, at 10:55 a.m.

President Elshoff asked the Recording Secretary to call the roll.

**MEMBERS PRESENT**

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

NOTE: Mr. Poklar entered the room after roll call.

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**APPROVAL OF MINUTES OF THE FEBRUARY 2018 MEETING**

President Elshoff called for the approval of the Minutes of the February 2018 meeting. She asked if there were any corrections to the Minutes.



There were no corrections.

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

Motion carried unanimously.

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## **STRATEGIC PLANNING DISCUSSION**

The Board continued its work on the Strategic Plan focusing on the strategies of the plan and regional stakeholder meetings.

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The State Board recessed for lunch.

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## **BOARD PRESENTATIONS AND DISCUSSION FROM THE EXECUTIVE COMMITTEE**

Chair: Tess Elshoff, Vice Chair: Nancy Hollister

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

Additional Executive Committee; The committee met on March 8th to discuss the Superintendents Evaluation Process and the 2018-2019 State Board of Education meeting date calendar.

### **Process for State Superintendent Evaluation:**

The committee discussed the timeline and framework of the Superintendent's evaluation. Committee members wanted to make sure that all Board members participated in the evaluation and provided comments on both the evaluation process and the Superintendent's job performance. It was determined that there will be five rating options ranging from Ineffective to Highly Effective. Committee members will meet again prior to the April meeting to finalize and approve the evaluation process.

### **2018-2019 State Board of Education meeting dates:**

The committee reviewed potential meeting dates for the 2018-2019 Board calendar. The committee approved a resolution recommending that the State Board of Education approve the 2018-2019 meeting dates and this will go for a full board vote this month.

### **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 an initial 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.

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**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:

**3301-24-09, Performance-Based Licensure for Administrators:**

Committee Members discussed the proposed rescission of Ohio Administrative Code (OAC) rule 3301-24-09, Performance-Based Licensure for Administrators in accordance with five-year review requirements. Following discussion, the Committee voted to recommend rescission of the existing rule to the Full Board. The rule will be scheduled to appear on the Full Board's April 2018 agenda for a vote.

**Ohio Standards for Principals:**

Department Staff provided Committee Members with an overview of the current Ohio Standards for Principals. Members also discussed the work by the Ohio Educator Standards Board and the Principal Standards Writing Team focused on updating and aligning the current principal standards with the 2015 national Professional Standards for Education Leaders. Members will be reviewing the proposed revised Ohio Standards for Principals in the coming months.

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**BOARD PRESENTATIONS AND DISCUSSION FROM THE ACCOUNTABILITY & CONTINUOUS IMPROVEMENT COMMITTEE**

Chair: Nancy Hollister, Vice Chair: Cathye Flory

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

**(AMO) Gap Closing OAC 3301-28-02:**

Facilitated by Chris Woolard, Mr. Woolard continued the discussion on Gap Closing. The new approach moves away from using proficiency indicators to use performance index to capture student achievement. This calculation is more sensitive to improvement and will capture the work districts do to help students achieve beyond the minimum level needed to reach the proficient range.

The proposed revised gap closing would use the performance index approach, set goals for each subgroup and include four elements listed below as part of the letter grade:

1. English language arts
2. Mathematics
3. Graduation
4. English language proficiency improvement (new; English learners)

Laura Kohler made a motion to adopt the (AMO) Gap Closing OAC 3301-28-02 rule review resolution; Antoinette Miranda seconded the motion, the committee voted in agreement and the motion passed. The resolution will move forward for a full board vote in April.

**Dropout Prevention and Recovery Rule Review – OAC 3301-1-2-10,11,12:** Facilitated by Chris Woolard, Mr. Woolard provided a brief explanation of the process for the dropout prevention and recovery five-year rule review and shared with committee members that the updated rule is currently posted on the Department website for public comment. The committee will further discuss the rule review at its April meeting.

**Chronic Absenteeism Indicator (ESSA):**

Facilitated by Chris Woolard, Mr. Woolard provided information about the inclusion of a chronic absenteeism indicator on the report card as detailed in Ohio’s approved ESSA state plan. The Chronic Absenteeism Indicator will be added to the Indicators Met measure within the Academic Achievement Component of Ohio School Report cards.

Districts and schools will meet the indicator if they meet the established threshold or show improvement from the previous year.

- Pathway 1 = Meet or exceed goal
- Pathway 2 = Improve the rate by at least 1.1 percentage points from one year to the next
- Pathway 3 = Reduce their absenteeism rate by 3% over prior year

The committee will continue discussion at the April committee meeting with a potential vote.

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**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 3301-51-15 Operating Standards for Identifying and Serving Students Who are Gifted:**

Public comment feedback on changes to Ohio Administrative Code Rule 3301-51-15, Operating Standards for Identifying and Serving Students Who are Gifted, were presented and discussed. The committee approved the resolution to adopt the proposed revisions. Full board vote is expected in April.

**Early Learning:**

Staff provided committee members with a brief overview of the programs and funding that support early learning in Ohio. Staff also presented information on the Kindergarten Readiness Assessment, Step-Up-To-Quality rating system and the coordination that occurs among the various state agencies for early childhood.

**Graduation Requirements:**

Committee members continued their discussion on graduation requirements this month. The committee reviewed how they can build on the strategic plan discussion using strategy 11 which focuses on implementation of a student success plan approach for graduation. The committee discussed how we can use the framework to consider attributes of a high school graduate, as well as began discussion of alternative approaches to assessment in the context of graduation. Committee members also discussed approaches used in other states and requested additional information about some of these states for next month.

**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.

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**BOARD PRESENTATIONS AND DISCUSSION FROM THE ALTERNATIVE ASSESSMENTS WORKGROUP**

Chair: Charlotte McGuire

Mrs. McGuire gave a report from the Alternative Assessments Workgroup meeting focusing on the following issues:

The Alternatives to Assessment Impact Team members include Board Members McGuire, Bruns, and Kohler. All members were in attendance.

The Impact Team voted unanimously to approve the minutes from the February meeting without changes.

The Department's Office of Innovation staff provided a presentation on Assessment of Deeper Learning an Overview of Alternative Approaches to Assessment with a focus on performance-based assessments.

Members engaged in discussion regarding the definition of alternatives to assessment. Discussion focused on the benefits and challenges of using alternative approaches to assess the whole student.

Following the discussion, members briefly discussed the working (draft) definition of alternative assessments. Impact Team members requested the Department (Office of Innovation staff) to provide the presentation materials, definitions, sample portfolio/capstone rubrics that are currently used in Ohio schools, and links to existing Department resources (rubrics, definitions, examples).

At the conclusion of the meeting, members discussed the vision of the work and next steps for the impact team as outlined below:

- Continue to develop and refine working definition for assessment alternatives; incorporate feedback from Office of Innovation staff.
- Continue to develop a common understanding of options for alternative assessments;
- Explore existing Department resources regarding capstone, work experiences, portfolio rubrics (Honors Diploma, AP/IB, OhioMeansJobs etc.);
- Explore and discuss alternative assessment options for 21<sup>st</sup> century skills and social and emotional skills.
- Discuss alternative approaches to assessment with a focus on career-technical education.

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**BOARD PRESENTATIONS AND DISCUSSION FROM THE WRAP AROUND SERVICES WORKGROUP**

Chair: Meryl Johnson

Ms. Johnson gave a report from the Wrap Around Services Workgroup meeting focusing on the following issues:

The Wrap Around Services Impact Team members include Board Members: Johnson, Owens and Miranda. Board Member Poklar was in attendance.

Board Member Johnson shared definition of wraparound services, “During the wraparound process, a team of individuals who are relevant to the well-being of the whole child collaboratively develop a community-based support system that is culturally relevant, individualized, strength based, and family-centered.”

The impact team had Mr. Darold Johnson, Director of Legislation at Ohio Federation of Teachers, present on HB 70 and Community Learning Centers. The presentation included the Health Policy Brief around children’s health, Community Learning Center examples in Cincinnati City Schools and integrations of services into the school. Mr. Johnson also discussed a letter from the Partnership for Each and Every Child that discusses how community schools (community learning centers) can be used to advance equity and excellence in education for all children required in ESSA.

Board Member Miranda presented on Cultural Competency. The presentation included a definition cultural competency, developing personal awareness, developing knowledge of other cultures and development of skills.

Board Member Owens share Cincinnati Schools Are Community Learning Centers, focusing on Roberts Academy in Cincinnati Public Schools.

At the conclusion of the meeting, members discussed the next steps for the April impact team meeting. Next steps for the impact team are listed below:

- Board members Johnson and Miranda will research the how Cincinnati got started on building wraparound services
- Board member Owens will work to get a member of the School Facilities Commission to our next impact team meeting.

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## **BOARD PRESENTATIONS AND DISCUSSION FROM THE HOW ARE WE USING DATA WORKGROUP**

Chair: Dr. Kara Morgan

Dr. Morgan gave a report from the How Are We Using Date Workgroup meeting focusing on the following issues:

Impact Team members began the meeting by reviewing the report out from the February meeting; members unanimously approved the report out/minutes from February.

Impact Team members reviewed the agenda for the meeting:

- Discussion of proposed outcomes of the Impact Team’s work;
- Share out of data and information collected by members;
- Presentation on the KRA by Board member Manchester;
- Review of next steps.

Impact Team members discussed the proposed outcomes of their work. The foundation of the Impact Team is to gain an understanding of how to read and use the report card results, as well as understand how a wide variety of stakeholders use the results of the report card and the data from the assessments. The group agreed that, at a minimum, a brief report would be created and shared that collects the evidence gathered on how assessment data is being used at the local level. Recommendations to the legislature may be a potential outcome pending the findings by members.

Impact Team members shared what they've learned from principals and educators about how data is used for instructional practice or other purposes beyond state report cards:

- In partnership with Board member Morgan, the Central Ohio ESC will be surveying a cross-sample of their 28 districts and sponsored community schools on the degree to which and in what ways they use the state report card data and assessment data. Responses will be available in April.
- Impact Team members will continue to reach out to stakeholders to learn about the degree to which people are using report card results – all feedback will be collected into a final report.
- Impact team members mentioned that it would also be helpful to gather information on how parents use assessment data and state report card results.

Impact Team members discussed the purpose of the state testing and accountability system. Members discussed the system as a focus on equity; illuminating where every child is across the state using the same ruler which shows potential gaps; and the additional purpose of representing the quality of districts or schools. Members acknowledged the different perspectives on the purpose of the testing and accountability system and will continue discussion.

Board member Manchester shared her research on the Kindergarten Readiness Assessment (KRA) as well as feedback she has gathered since the February Impact Team meeting:

- The KRA is meant to provide support for Teachers, Families and Communities on how they can take action to support growth and development of all young children in Ohio. Based on the feedback received, it does not seem like this information is being shared with communities or families.
- Many teachers Board member Manchester spoke with are not using the KRA data, due in part to the preference for other assessments (MAPS, STARR, DIBELS, etc.).
- The use of other assessments is somewhat driven by the need for data for Student Learning Objectives (SLOs).
- Board member Manchester shared information on the creation of an advisory group, driven by Ohio's ESSA state plan. The group discussed deferring the work of recommendations and improvement of the KRA to the advisory group.
- Based on further research and in conjunction with the KRA advisory group, the Impact Team discussed the potential of recommendations around increased formality of the engagement between teachers and parents and community.

Impact Team members created a list of additional topics or issues to be considered by the group in future meetings. The primary topic included direct outreach to non-education stakeholders on the use of report card results (e.g. real estate agents, business leaders).

In planning for future meetings, Impact Team members reviewed additional data needs and potential sources. Board member Morgan will continue working with the Central Ohio ESC; Board members Dodd and Haycock will reach out to the Alliance for High Quality Education.

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## **PUBLIC PARTICIPATION ON VOTING ITEMS**

1) Mr. Scott DiMauro, Vice President, Ohio Education Association (OEA). Mr. DiMauro spoke in opposition to HB 512.

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

Vice President Hollister called on Superintendent DeMaria for his report and recommendations.

Vice President Hollister presented the following recommendations (Items 1-5) on the Consent Agenda:

**1. RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE THREE-YEAR PUPIL ACTIVITY PERMIT OF AMIE L. GUISINGER**

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

WHEREAS Amie L. Guisinger holds a three-year pupil activity permit issued in 2017; and

WHEREAS on February 1, 2018, the Ohio Department of Education received a voluntary surrender form from Amie L. Guisinger, which authorizes the State Board of Education to enter an order permanently revoking her three-year pupil activity permit issued in 2017 based upon Ms. Guisinger's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

WHEREAS the form specifies that Amie L. Guisinger is ineligible for and may not reapply for certification or licensure in the state of Ohio; and

WHEREAS Amie L. Guisinger has waived her right to a hearing and authorizes the State Board of Education to enter an order permanently revoking her three-year pupil activity 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** Amie L. Guisinger's three-year pupil activity permit issued in 2017 based upon Ms. Guisinger'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 Amie L. Guisinger 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. Guisinger of this action.

**2. RESOLUTION TO ACCEPT THE VOLUNTARY DENIAL AND TO ENTER AN ORDER TO DENY PERMANENTLY THE FIVE-YEAR PROFESSIONAL INTERVENTION SPECIALIST TEACHING LICENSE APPLICATION OF DERRICK J. MEDINA**

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

WHEREAS Derrick J. Medina has applied for a five-year professional intervention specialist teaching license; and

WHEREAS on February 13, 2018, the Ohio Department of Education received a voluntary denial form from Derrick J. Medina that authorizes the State Board of Education to enter an order permanently denying his application for a five-year professional intervention specialist teaching license based upon Mr. Medina's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

WHEREAS the form specifies that Derrick J. Medina is ineligible for and may not reapply for certification or licensure in the state of Ohio; and

WHEREAS Derrick J. Medina has waived his right to a hearing and authorizes the State Board of Education to enter an order permanently denying his application for a five-year professional intervention specialist teaching license: 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 **DENIES** Derrick J. Medina's application for a five-year professional intervention specialist teaching license based upon Mr. Medina'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)(3)(b), orders Derrick J. Medina 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. Medina of this action.

**3. RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE FOUR-YEAR RESIDENT EDUCATOR MULTI AGE TEACHING LICENSE OF ROY A. SATTERFIELD**

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

WHEREAS Roy A. Satterfield held a four-year resident educator multi age teaching license issued in 2013; and

WHEREAS on January 31, 2018, the Ohio Department of Education received a voluntary surrender form from Roy A. Satterfield, which authorizes the State Board of Education to enter an order permanently revoking his four-year resident educator multi age teaching license issued in 2013 based upon Mr. Satterfield's decision not to participate in an investigation pursuant to Ohio Revised Code Section 3319.311; and

WHEREAS the form specifies that Roy A. Satterfield is ineligible for and may not reapply for certification or licensure in the state of Ohio; and



WHEREAS Roy A. Satterfield has waived his right to a hearing and authorizes the State Board of Education to enter an order permanently revoking his four-year resident educator multi age teaching license issued in 2013: 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** Roy A. Satterfield's four-year resident educator multi age teaching license issued in 2013 based upon Mr. Satterfield's decision not to participate in an investigation pursuant to Ohio Revised Code Section 3319.311. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders Roy A. Satterfield 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. Satterfield of this action.

4. **RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE THREE-YEAR PUPIL ACTIVITY PERMIT OF BRIAN S. SHANOWER**

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

WHEREAS Brian S. Shanower holds a three-year pupil activity permit issued in 2016 with an effective year of 2015; and

WHEREAS on February 8, 2018, the Ohio Department of Education received a voluntary surrender form from Brian S. Shanower that authorizes the State Board of Education to enter an order permanently revoking his three-year pupil activity permit issued in 2016 based upon Mr. Shanower's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

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

WHEREAS Brian S. Shanower has waived his right to a hearing and authorizes the State Board of Education to enter an order permanently revoking his three-year pupil activity permit 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** Brian S. Shanower's three-year pupil activity permit issued in 2016 with an effective year of 2015 based upon Mr. Shanower'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 Brian S. Shanower 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. Shanower of this action.

5. **RESOLUTION TO ACCEPT THE VOLUNTARY SURRENDER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY THE FIVE-YEAR PROFESSIONAL SPECIAL ALL GRADES TEACHING LICENSE OF AMY F. WHITED**

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

WHEREAS Amy F. Whited holds a five-year professional special all grades teaching license issued in 2013; and

WHEREAS on February 5, 2018, the Ohio Department of Education received a voluntary surrender form from Amy F. Whited, which authorizes the State Board of Education to enter an order permanently revoking her five-year professional special all grades teaching license issued in 2013 based upon Ms. Whited's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

WHEREAS the form specifies that Amy F. Whited is ineligible for and may not reapply for certification or licensure in the state of Ohio; and

WHEREAS Amy F. Whited has waived her right to a hearing and authorizes the State Board of Education to enter an order permanently revoking her five-year professional special all grades teaching license issued in 2013: 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** Amy F. Whited's five-year professional special all grades teaching license issued in 2013 based upon Ms. Whited'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 Amy F. Whited 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. Whited of this action.

It was Moved by Ms. Bruns and Seconded by Mrs. McGuire that the Consent Agenda (Items 1-5) be approved.

Vice President Hollister called for a roll call vote.

**YES VOTES**

Pat Bruns  
Cathye Flory  
Linda Haycock  
Meryl Johnson  
Martha Manchester  
Antoinette Miranda  
Nick Owens

Stephanie Dodd  
Sarah Fowler  
Nancy Hollister  
Laura Kohler  
Charlotte McGuire  
Kara Morgan  
Eric Poklar

James Sheppard

Lisa Woods

Motion carried.

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Ms. Fowler presented the following recommendation (Item 6):

**6. RESOLUTION TO ADOPT OHIO ADMINISTRATIVE CODE 3301-25-10 ONE-YEAR INSTRUCTIONAL ASSISTANT PERMIT; RENEWAL THEREOF.**

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

Ohio Revised Code (ORC) Section 3310.43 requires the State Board of Education to adopt rules regarding how registered providers, as defined in ORC 3310.41, will demonstrate supervision over training individuals providing instructional services in the home of a child under the autism scholarship program; and

The Educator and Student Options Committee discussed the rule during its January 2018 meeting and recommended that the rule be adopted during its February 2018 meeting.

NOW, THEREFORE, BE IT RESOLVED, that the State Board of Education approves adopting OAC 3301-25-10 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 6) be approved.

Vice President Hollister called for a roll call vote.

**YES VOTES**

Pat Bruns  
Cathye Flory  
Linda Haycock  
Meryl Johnson  
Martha Manchester  
Antoinette Miranda  
Nick Owens  
James Sheppard

Stephanie Dodd  
Sarah Fowler  
Nancy Hollister  
Laura Kohler  
Charlotte McGuire  
Kara Morgan  
Eric Poklar  
Lisa Woods

Motion carried.

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Ms. Fowler presented the following recommendation (Item 7):

**7. RESOLUTION TO ADOPT CHANGES TO OHIO ADMINISTRATIVE RULES 3301-48-01 AND 3301-48-02**

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

Ohio Revised Code (ORC) Section 3313.98 requires the State Board of Education (Board) to adopt rules requiring uniform application procedures, application deadlines, notification procedures and record-keeping requirements for all school boards that adopt inter-district open enrollment policies;

ORC Section 3313.97 requires the Board to monitor school districts to ensure the school districts comply with the section's intra-district open enrollment requirements and the districts' policies; and

The Educators and Student Options Committee recommended in its February 12, 2018 meeting that the Board adopt changes to Ohio Administrative Code (OAC) 3301-48-01 and 3301-48-02 in the form attached hereto.

NOW, THEREFORE, BE IT RESOLVED, that the Board approves the adoption of OAC 3301-48-01 and 3301-48-02 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 rules with the proper agencies, and the same be made available upon request, without charge, to all persons affected by said rules; 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 rules; 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 rules relates.

It was Moved by Ms. Fowler that the above recommendation (Item 7) be approved.

Vice President Hollister called for a roll call vote.

**YES VOTES**

Pat Bruns  
Cathye Flory  
Linda Haycock  
Meryl Johnson  
Martha Manchester  
Antoinette Miranda

Stephanie Dodd  
Sarah Fowler  
Nancy Hollister  
Laura Kohler  
Charlotte McGuire  
Kara Morgan

Nick Owens  
James Sheppard

Eric Poklar  
Lisa Woods

Motion carried.

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Ms. Fowler presented the following recommendation (Item 8):

**8. RESOLUTION TO RESCIND OHIO ADMINISTRATIVE RULE 3301-85-01**

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

Ohio Revised Code (ORC) Section 3317.07 required the State Board of Education (Board) to adopt rules for the purchase of school buses;

The general assembly amended ORC 3317.07 in HB 153 and removed the requirement for the State Board of Education to adopt rules for the purchase of school buses; and

The Educators and Student Options Committee recommended in its February 12, 2018 meeting that the Board rescind Ohio Administrative Code (OAC) 3301-85-01.

NOW, THEREFORE, BE IT RESOLVED, that the Board approves the rescission of OAC 3301-85-01;

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

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

Vice President Hollister called for a roll call vote.

**YES VOTES**

Pat Bruns  
Cathye Flory  
Linda Haycock  
Meryl Johnson  
Martha Manchester  
Antoinette Miranda  
Nick Owens

Stephanie Dodd  
Sarah Fowler  
Nancy Hollister  
Laura Kohler  
Charlotte McGuire  
Kara Morgan  
Eric Poklar

James Sheppard

Lisa Woods

Motion carried.

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Ms. Fowler presented the following recommendation (Item 9):

**9. RESOLUTION TO ADOPT CHANGES TO OHIO ADMINISTRATIVE RULES 3301-89-01, 3301-89-02 AND 3301-89-04**

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

Ohio Revised Code Section 3311.06 requires the State Board of Education (Board) to adopt rules governing negotiations held by school districts that are involved in territory transfer requests;

Ohio Administrative Code (OAC) 3301-89-01, 3301-89-02 and 3301-89-04 are being amended to provide clarity as part of the five-year rule review process; and

The Educators and Student Options Committee recommended in its February 12, 2018 meeting that the Board adopt changes to OAC 3301-89-01, 3301-89-02 and 3301-89-04 in the form attached hereto.

NOW, THEREFORE, BE IT RESOLVED, that the Board approves the adoption of OAC 3301-89-01, 3301-89-02 and 3301-89-04 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 rules with the proper agencies, and the same be made available upon request, without charge, to all persons affected by said rules; 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 rules; 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 rules relates.

It was Moved by Ms. Fowler that the above recommendation (Item 9) be approved.

Vice President Hollister called for a roll call vote.

**YES VOTES**

Pat Bruns

Cathye Flory

Linda Haycock

Meryl Johnson

Martha Manchester

Antoinette Miranda

Nick Owens

Stephanie Dodd

Sarah Fowler

Nancy Hollister

Laura Kohler

Charlotte McGuire

Kara Morgan

Eric Poklar

James Sheppard

Lisa Woods

Motion carried.

Vice President Hollister presented the following recommendation (Item 10):

**10. RESOLUTION TO ADOPT THE RECOMMENDATION OF THE HEARING OFFICER AND TO APPROVE THE TRANSFER OF SCHOOL DISTRICT TERRITORY FROM THE BUCKEYE VALLEY LOCAL SCHOOL DISTRICT, DELAWARE COUNTY, TO THE BIG WALNUT LOCAL SCHOOL DISTRICT, DELAWARE 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, residents (“petitioners”) who reside within the Buckeye Valley Local School District have petitioned for the transfer of school district territory from the Buckeye Valley Local District, Delaware County, to the Big Walnut Local School District, Delaware County;

A hearing was requested by the petitioners, and the hearing was held on December 19, 2017, before a duly appointed hearing officer;

The hearing officer, Melissa Riggins, in her report of January 31, 2018, recommends that the State Board of Education approve the proposed transfer of territory from the Buckeye Valley Local School District, Delaware County, to the Big Walnut Local School District, Delaware County, pursuant to ORC 3311.24.

NOW, THEREFORE, BE IT RESOLVED, that upon consideration of the hearing officer’s report and recommendation, the State Board of Education hereby adopts the recommendation of the hearing officer and approves the request for the transfer of territory from the Buckeye Valley Local School District, Delaware County, to the Big Walnut Local School District, Delaware County 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 Buckeye Valley Local School District, Delaware County, the Big Walnut Local School District, Delaware County and counsel of record, if applicable.

It was Moved by Mr. Owens and Seconded by Ms. Bruns that the above recommendation (Item 10) be approved.

Vice President Hollister called for a roll call vote.

**YES VOTES**

Pat Bruns  
Cathye Flory

Stephanie Dodd  
Sarah Fowler

Linda Haycock  
Meryl Johnson  
Martha Manchester  
Antoinette Miranda  
Nick Owens  
James Sheppard

Nancy Hollister  
Laura Kohler  
Charlotte McGuire  
Kara Morgan  
Eric Poklar  
Lisa Woods

Motion carried.

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Kelly Edwards, Managing Attorney, Office of Professional Conduct, presented the following recommendation (Item 11):

**11. RESOLUTION TO ACCEPT THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER TO DENY THE ONE-YEAR SUBSTITUTE EARLY CHILDHOOD TEACHING LICENSE APPLICATION AND TO SUSPEND THE PERMANENT NON-TAX TEACHING CERTIFICATE OF KARLI K. FERONE**

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

WHEREAS Karli K. Ferone has applied for a one-year substitute early childhood teaching license and holds a permanent non-tax teaching certificate issued in 2012; and

WHEREAS on August 4, 2017, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Karli K. Ferone of its intent to deny or permanently deny her application for a one-year substitute early childhood teaching license and whether to limit, suspend, revoke, or permanently revoke her permanent non-tax teaching certificate issued in 2012 pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Ms. Ferone's 2015 conviction in the Clermont County Municipal Court for one misdemeanor count of disorderly conduct stemming from a charge of one misdemeanor count of sexual imposition based upon Ms. Ferone grabbing a minor's chest; and

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

WHEREAS a hearing was held on November 20, 2017; and

WHEREAS Ms. Ferone was not present at the hearing but she did submit her contentions in writing; and

WHEREAS the hearing officer recommends that Ms. Ferone's application be denied and that Ms. Ferone be ineligible to apply for any license issued by the State Board of Education for a period of thirty days. The hearing officer further recommends that Ms. Ferone's permanent non-tax teaching certificate issued in 2012 be suspended for a period of thirty days. The hearing officer's recommendation is based upon Ms. Ferone engaging in conduct unbecoming to the teaching profession as a result of her injecting herself into a family dispute,



while reportedly intoxicated, and causing a disturbance that led to her 2015 disorderly conduct conviction; 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** Karli K. Ferone's application for a one-year substitute early childhood teaching license and **SUSPENDS** her permanent non-tax teaching certificate issued in 2012 with the suspension beginning on March 13, 2018 and ending on April 12, 2018. The suspension is based upon Ms. Ferone's 2015 conviction in the Clermont County Municipal Court for one misdemeanor count of disorderly conduct. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(3)(a), orders that Karli K. Ferone be ineligible to reapply for any license issued by the State Board of Education until April 13, 2018; and, Be It Further

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

It was Moved by Ms. Fowler and Seconded by Ms. Woods that the above recommendation (Item 11) be approved.

Vice President Hollister called for a roll call vote.

YES VOTES

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

Motion carried.

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Kelly Edwards, Managing Attorney, Office of Professional Conduct, presented the following recommendation (Item 12):

**12. RESOLUTION TO ACCEPT THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER TO REVOKE PERMANENTLY THE FOUR-YEAR EDUCATIONAL AIDE PERMIT OF AUDREY M. GREENE**

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

WHEREAS Audrey M. Greene held a four-year educational aide permit issued in 2012; and

WHEREAS on May 5, 2017, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Audrey M. Greene of its intent to determine whether to limit, suspend, revoke, or permanently revoke her four-year educational aide permit issued in 2012 pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Ms. Greene engaging in the following conduct that is negligent and/or unbecoming to the teaching profession: on or about November 8, 2012, Ms. Greene made verbal threats to a co-worker; on or about November 9, 2012, she grabbed a student by the arm, yanked the student upwards, and carried the student by the student's arm across the classroom; and between the dates of October 1, 2012 and November 12, 2012, she created conditions that put the health and/or safety of the students in her care at risk by cutting the tips off the fingers of the gloves she was required to wear while diapering children or by failing to wear the gloves at all; and

WHEREAS Ms. Greene did not request a hearing regarding the State Board of Education's intent; and

WHEREAS a hearing was held on November 16, 2017; and

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

WHEREAS the hearing officer recommends that Ms. Greene's license be permanently revoked. Further, it is recommended that Ms. Greene be permanently ineligible to apply for any license issued by the State Board of Education. The hearing officer's recommendation is based upon Ms. Greene's conduct being inappropriate in a school setting, involving minor children and school students, jeopardizing the health, safety and welfare of students, and negatively reflecting on the teaching profession and other educational license holders working in Ohio schools; 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** Audrey M. Greene's four-year educational aide permit issued in 2012 based upon Ms. Greene engaging in the following conduct that is negligent and/or unbecoming to the teaching profession: on or about November 8, 2012, Ms. Greene made verbal threats to a co-worker; on or about November 9, 2012, she grabbed a student by the arm, yanked the student upwards, and carried the student by the student's arm across the classroom; and between the dates of October 1, 2012 and November 12, 2012, she created conditions that put the health and/or safety of the students in her care at risk by cutting the tips off the fingers of the gloves she was required to wear while diapering children or by failing to wear the gloves at all. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-

22(A)(2)(b), orders Audrey M. Greene 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. Greene of this action.

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

Vice President Hollister called for a roll call vote.

YES VOTES

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

Motion carried.

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Kelly Edwards, Managing Attorney, Office of Professional Conduct, presented the following recommendation (Item 13):

**13. RESOLUTION TO REVOKE PERMANENTLY THE ONE-YEAR EDUCATIONAL AIDE PERMIT OF STARR A. JOHNSON**

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

WHEREAS Starr A. Johnson held a one-year educational aide permit issued in 2016; and

WHEREAS on December 8, 2017, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Starr A. Johnson 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. Johnson's 2016 plea of guilty in the Washington County Court of Common Pleas to one felony count of theft and subsequent entry into the court's intervention in lieu of conviction program, and 2017 conviction in the Marietta Municipal Court for one misdemeanor count of underage consumption and one misdemeanor count of disorderly conduct by intoxication; and

WHEREAS the notice informed Ms. Johnson 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,

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revoke, or permanently revoke her one-year educational aide permit issued in 2016; and

WHEREAS Starr A. Johnson 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 Office of Professional Conduct; Notice of the State Board of Education's Intended Action and Opportunity for a Hearing; certified court records from the Washington County Court of Common Pleas and 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), (B)(2)(a), (B)(2)(c), and (B)(3), hereby **REVOKES** Starr A. Johnson's one-year educational aide permit issued in 2016 based upon Ms. Johnson's 2016 plea of guilty in the Washington County Court of Common Pleas to one felony count of theft and subsequent entry into the court's intervention in lieu of conviction program, and 2017 conviction in the Marietta Municipal Court for one misdemeanor count of underage consumption and one misdemeanor count of disorderly conduct by intoxication. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders Starr A. Johnson 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. Johnson of this action.

It was Moved by Mrs. Kohler and Seconded by Ms. Fowler that the above recommendation (Item 13) be approved.

Vice President Hollister called for a roll call vote.

YES VOTES

Pat Bruns	Stephanie Dodd
Cathye Flory	Sarah Fowler
Linda Haycock	Nancy Hollister
Meryl Johnson	Laura Kohler
Martha Manchester	Charlotte McGuire
Antoinette Miranda	Kara Morgan

Nick Owens  
James Sheppard

Eric Poklar  
Lisa Woods

Motion carried.

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Kelly Edwards, Managing Attorney, Office of Professional Conduct, presented the following recommendation (Item 14):

**14. 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. Further, the State Board of Education orders that Rocky A. Pentello 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 are 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.

Mr. Sheppard Moved to Postpone Item 14 to the April meeting of the Board. Mr. Sheppard stated he would prefer additional time to review this case. Mrs. Dodd Seconded the motion.

Vice President Hollister called for a roll call vote on the proposed motion to postpone to the April meeting.

**YES VOTES**

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

Motion carried.

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Kelly Edwards, Managing Attorney, Office of Professional Conduct, presented the following recommendation (Item 15):

**15. RESOLUTION TO REVOKE PERMANENTLY THE FOUR-YEAR EDUCATIONAL AIDE PERMIT OF LATRECHA M. RICE**

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

WHEREAS LaTreacha M. Rice holds a four-year educational aide permit issued in 2015; and

WHEREAS on December 8, 2017, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified LaTreacha M. Rice of its intent to determine whether to limit, suspend, revoke, or permanently revoke her four-year educational aide permit issued in 2015 pursuant to Ohio Revised Code 3319.31(B)(1), (B)(2)(c), and [redacted in accordance with Ohio law]. The notice was based upon Ms. Rice's 2017 conviction in the Rocky River Municipal Court for one misdemeanor count of unauthorized use of property and [redacted in accordance with Ohio law]. Further, the notice included as an aggravating factor that on or about April 7, 2003, Ms. Rice was disciplined by the State Board of Education when she entered into a consent agreement based on [redacted in accordance with Ohio law]; and

WHEREAS the notice informed Ms. Rice 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 educational aide permit issued in 2015; and

WHEREAS LaTreacha M. Rice 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 Office of Professional Conduct, Notice of the State Board of Education's Intended Action and Opportunity for a Hearing, certified court records from the Rocky River Municipal Court, certified police records from the North Olmsted Police Department, and certified records from [redacted in accordance with Ohio law]; 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 [redacted in accordance with Ohio law], hereby **REVOKES** LaTreacha M. Rice's four-year educational aide permit issued in 2015 based upon Ms. Rice's 2017 conviction in the Rocky River Municipal Court for one misdemeanor count of unauthorized use of property and [redacted in accordance with Ohio law]. Pursuant to Ohio Administrative Code Rule 3301-73-21(B), the State Board of Education further considers in aggravation that on or about April

7, 2003, Ms. Rice was disciplined by the State Board of Education when she entered into a consent agreement based on [redacted in accordance with Ohio law]. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders LaTreacha M. Rice 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. Rice of this action.

It was Moved by Mr. Owens and Seconded by Mrs. Manchester that the above recommendation (Item 15) be approved.

Vice President Hollister called for a roll call vote.

YES VOTES

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

Motion carried.

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Kelly Edwards, Managing Attorney, Office of Professional Conduct, presented the following recommendation (Item 16):

**16. RESOLUTION TO ACCEPT THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER TO REVOKE THE FIVE-YEAR PROFESSIONAL COMPREHENSIVE HIGH SCHOOL TEACHING LICENSE OF JASON J. SCHERLEY**

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

WHEREAS Jason J. Scherley holds a five-year professional comprehensive high school teaching license issued in 2013; and

WHEREAS on June 27, 2017, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Jason J. Scherley of its intent to determine whether to limit, suspend, revoke, or permanently revoke his five-year professional comprehensive high school teaching license issued in 2013 pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Mr. Scherley engaging in the following conduct that is unbecoming to the teaching profession: on or about September 8, 2016, Mr. Scherley was disciplined by the State Board of Education when he entered into a consent agreement based on allegations that he



engaged in conduct unbecoming to the teaching profession when he made statements to students that were perceived as insensitive, embarrassing, or hurtful and allegedly failed to properly address teasing and/or potential bullying between students in his classroom. Pursuant to the terms of the consent agreement, Mr. Scherley agreed to complete a fitness to teach evaluation, eight hours of training on classroom management, eight hours of training on bullying and harassment, and eight hours of training on sensitivity by March 8, 2017, one hundred eighty days from the date the consent agreement was fully executed. The Ohio Department of Education's Office of Professional Conduct granted Mr. Scherley an extension of time to complete the fitness to teach evaluation and the training, with a final date of completion of May 8, 2017. Mr. Scherley failed to send verification of completion of his fitness to teach evaluation and training by either the original due date of March 8, 2017 or the extension due date of May 8, 2017; and

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

WHEREAS a hearing was held on November 30, 2017; and

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

WHEREAS The hearing officer recommends that Mr. Scherley's five-year professional comprehensive high school teaching license issued in 2013 be revoked and that he not be permitted to reapply for any license issued by the Ohio Department of Education until September 8, 2018 and that prior to reapplying for any license Mr. Scherley is required to: complete a fitness to teach evaluation by a licensed psychologist or psychiatrist, as well as eight hours of training on classroom management, eight hours of training on bullying and harassment, and eight hours of training on sensitivity, all at his own expense. The hearing officer's recommendation is based upon Mr. Scherley not completing the terms of his consent agreement even after being given an extension of time to complete the requirements and even though he was aware of the potential detrimental consequences to his career; 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** Jason J. Scherley's five-year professional comprehensive high school teaching license issued in 2013 based upon Mr. Scherley engaging in the following conduct that is unbecoming to the teaching profession: on or about September 8, 2016, Mr. Scherley was disciplined by the State Board of Education when he entered into a consent agreement based on allegations that he engaged in conduct unbecoming to the teaching profession when he made statements to students that were perceived as insensitive, embarrassing, or hurtful and allegedly failed to properly address teasing and/or potential bullying between students in his classroom. Pursuant to the terms of the consent agreement, Mr. Scherley agreed to complete a fitness to teach evaluation,

eight hours of training on classroom management, eight hours of training on bullying and harassment, and eight hours of training on sensitivity by March 8, 2017, one hundred eighty days from the date the consent agreement was fully executed. The Ohio Department of Education's Office of Professional Conduct granted Mr. Scherley an extension of time to complete the fitness to teach evaluation and the training, with a final date of completion of May 8, 2017. Mr. Scherley failed to send verification of completion of his fitness to teach evaluation and training by either the original due date of March 8, 2017 or the extension due date of May 8, 2017. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(a), orders that Jason J. Scherley be ineligible to reapply for any license issued by the State Board of Education until on or after September 8, 2018, and that prior to reapplication, Mr. Scherley must provide written verification to the Ohio Department of Education that he has completed the following conditions, at his own cost: a fitness to teach evaluation by a licensed psychologist or psychiatrist, who is preapproved by the Ohio Department of Education and any recommendations listed in the fitness to teach evaluation; eight hours of training on classroom management; eight hours of training on bullying and harassment; and eight hours of training on sensitivity with all training hours to be preapproved by the Ohio Department of Education; and, Be It Further

RESOLVED, That the State Board of Education, directs the Ohio Department of Education, on its behalf, to implement the aforementioned terms and conditions regarding Jason J. Scherley's license. Further, if said terms and conditions have not been fulfilled completely upon Jason J. Scherley applying for a new license, the State Board directs the Ohio Department of Education to evaluate any new application in accordance with its orders and ensure all outstanding terms and conditions are addressed; and, Be It Further

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

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

Vice President Hollister called for a roll call vote.

YES VOTES

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

Motion carried.

Kelly Edwards, Managing Attorney, Office of Professional Conduct, presented the following recommendation (Item 17):

**17. RESOLUTION TO REVOKE PERMANENTLY THE THREE-YEAR PUPIL ACTIVITY PERMIT OF BRANDON W. TATE**

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

WHEREAS Brandon W. Tate holds a three-year pupil activity permit issued in 2016 with an effective year of 2015; and

WHEREAS on December 20, 2017, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Brandon W. Tate of its intent to determine whether to limit, suspend, revoke, or permanently revoke his three-year pupil activity permit issued in 2016 with an effective year of 2015 pursuant to Ohio Revised Code 3319.31(B)(1), (B)(2)(a), (B)(2)(c), and (B)(2)(d). The notice was based upon Mr. Tate's 2017 conviction in the Summit County Court of Common Pleas for one felony count of aggravated possession of drugs and subsequent community control violation; 2017 conviction in the Summit County Court of Common Pleas in a separate case for one misdemeanor count of illegal use or possession of drug paraphernalia and subsequent community control violation; 2016 conviction in the Portage County Municipal Court for one misdemeanor count of disorderly conduct; and 2011 conviction in the Portage County Municipal Court for one misdemeanor count of unauthorized use of property; and

WHEREAS the notice informed Mr. Tate 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 2016; and

WHEREAS Brandon W. Tate 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 Office of Professional Conduct, Notice of the State Board of Education's Intended Action and Opportunity for a Hearing, and certified court records from the Summit County Court of Common Pleas and the Portage County Municipal Court; 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)(2)(d), hereby **REVOKES** Brandon W. Tate's three-year pupil activity permit issued in 2016 with an effective year of 2015 based upon Mr. Tate's 2017 conviction in the Summit County Court of Common Pleas for one felony count of aggravated possession of drugs and subsequent community control violation; 2017 conviction in the Summit County Court of Common Pleas in a separate case for one misdemeanor count of illegal use or possession of drug paraphernalia and subsequent community control violation; 2016 conviction in the Portage County Municipal Court for one misdemeanor count of disorderly conduct; and 2011 conviction in the Portage County Municipal Court for one misdemeanor count of unauthorized use of property. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders Brandon W. Tate 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. Tate of this action.

It was Moved by Mrs. McGuire and Seconded by Mr. Owens that the above recommendation (Item 17) be approved.

Vice President Hollister called for a roll call vote.

**YES VOTES**

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

Motion carried.

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Vice President Hollister presented the following recommendation (Item 18):

- 18. RESOLUTION TO APPROVE THE BEAVERCREEK CITY SCHOOL DISTRICT BOARD OF EDUCATION'S DETERMINATION OF IMPRACTICAL TRANSPORTATION AND PAYMENT IN LIEU OF TRANSPORTATION OF CERTAIN STUDENTS ATTENDING DAYTON CHRISTIAN SCHOOL, MONTGOMERY COUNTY.**

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

Pursuant to Ohio Revised Code (ORC) Sections 3327.01 and 3327.02, Beaver Creek City School District determined on July 13, 2017 that it is impractical to transport

students from Beavercreek City School District to Dayton Christian School, Montgomery County;

The Ohio Department of Education provided Beavercreek City School District and the affected parent an opportunity to request a hearing, but neither party requested it;

The State Board of Education has considered the factors set forth in ORC 3327.02 and reviewed the materials provided to the Ohio Department of Education, which includes a fact-finding report setting forth Beavercreek City School District's and the affected parent's positions.

NOW, THEREFORE, BE IT RESOLVED, that upon consideration of the materials presented and the relevant law, the State Board of Education hereby approves Beavercreek City School District's payment in lieu of transportation of certain students attending Dayton Christian School, Montgomery 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 Beavercreek City School District, and any affected party, if applicable.

It was Moved by Ms. Johnson and Seconded by Mrs. Dodd 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
Linda Haycock	Nancy Hollister
Meryl Johnson	Laura Kohler
Martha Manchester	Charlotte McGuire
Antoinette Miranda	Kara Morgan
Nick Owens	Eric Poklar
James Sheppard	Lisa Woods

Motion carried.

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Vice President Hollister presented the following recommendation (Item 19):

**19. MOTION REGARDING 2018-2019 STATE BOARD MEETING DATES**

I **MOVE** that the State Board of Education **ADOPT** the following State Board meeting calendar for August 2018 through July 2019.

**2018-2019 STATE BOARD OF EDUCATION MEETING DATES**

**August – No Meeting**

**September 10-11, 2018 (Monday/Tuesday)**

**October 15-16, 2018 (Monday/Tuesday)**  
(Avoids Holiday, Monday-10/9)

**November 14-15, 2018 (Wednesday/Thursday)**  
(Avoids Holiday Monday 11/12)

**December 10-11, 2018 (Monday/Tuesday)**

**January 14-15, 2019 (Monday/Tuesday)**

**February 11-12, 2019 (Monday/Tuesday)**

**March 11-12, 2019 (Monday/Tuesday)**

**April 8-9, 2019 (Monday/Tuesday)**

**May 13-14, 2019 (Monday/Tuesday)**

**June 10-11, 2019 (Monday/Tuesday)**

**July 8-9, 2019 (Monday/Tuesday)**

It was Moved by Vice President Hollister that the above recommendation (Item 19) be approved.

Vice President Hollister called for a roll call vote.

**YES VOTES**

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

Motion carried.

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**PUBLIC PARTICIPATION ON NON-VOTING ITEMS**

There was no Public Participation on Nonaction Items.

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**Non-Resolutions**

**New Business**

Mr. Owens presented the following recommendation:

**20. A RESOLUTION IN OPPOSITION TO H.B. 512, OF THE 132ND OHIO GENERAL ASSEMBLY, REGULAR SESSION, 2017-2018**

Member Nick Owens

Co-sponsors: Members Pat Bruns, Stephanie Dodd, Sarah Fowler, Linda Haycock, Meryl Johnson, Charlotte McGuire, Antoinette Miranda, and Lisa Woods

**WE RECOMMEND** that the State Board of Education **ADOPTS** the following resolution:

WHEREAS, we, the members of the State Board of Education affirm our constitutional charge to provide general supervision of the system of public education in Ohio. This system of education is a shared vision and responsibility with the Superintendent of Public Instruction, the General Assembly, the Governor and education stakeholders throughout Ohio to ensure all students are well-prepared for success, for college and career readiness; and

WHEREAS, Article VI, Section 4 of the Ohio Constitution, since its adoption in 1953 by the citizens of Ohio, states that there shall be a State Board of Education, which shall appoint a Superintendent of Public Instruction, and the respective powers and duties of the Board and of the Superintendent shall be prescribed by law; and

WHEREAS, the Ohio General Assembly, pursuant to Ohio Revised Code (ORC) Section 3301.07, has granted the State Board of Education policy forming, planning and evaluative functions for all public schools of the State of Ohio; and

WHEREAS, the State Board of Education provides the proper balance between state control and local education autonomy to maximize educational benefits for all of Ohio's primary and secondary students; and

WHEREAS, such state educational policy decisions should be decided by representatives of the people they serve; and

WHEREAS, members of the State Board of Education stay in constant communication with students, parents, teachers, educational administrators and affiliated stakeholders through in-person meetings, community events, school visits, emails, phone calls, text messages, social media, and numerous other methods of communication, and as such serve as the direct voice to the Ohio Department of Education; and

WHEREAS, members of the State Board of Education are a unifying voice for solutions to the problems that severe poverty and trauma bring to the classroom, particularly in urban and rural settings; and

WHEREAS, members continuously lead robust discussions on how to achieve academically rich, healthy, safe and supportive learning environments so students can graduate ready for a successful future in their chosen paths of life; and

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WHEREAS, the State Board of Education in collaboration with the Ohio Department of Education during the past seven months has engaged with more than 150 partners through the education community including but not limited to pre-kindergarten to 12th grade educators, higher education officials, business leaders, philanthropic organizations, local community members, and the Ohio General Assembly to create a comprehensive strategic plan for the entire State of Ohio; and

WHEREAS, the State Board of Education and Ohio Department of Education through the tireless leadership of Superintendent Paolo DeMaria has developed an inclusive, collaborative, and unifying stakeholder model for educational policy development as exhibited through the submission of Ohio's Consolidated Plan under the Every Student Succeeds Act (ESSA) to the United States Department of Education; the establishment of the Graduation Requirements Workgroup which has resulted in additional graduation pathways for Ohio's current Seniors; the Superintendent's Advisory Committee on Assessments which has resulted in the reduction of statewide mandated assessments; the recent formation of a working group of stakeholders to fully analyze the Ohio School Report Cards in the Accountability and Continuous Improvement Committee; and most recently the State Board of Education and Ohio Department of Education Draft Strategic Plan Process for statewide stakeholder meetings that begins tomorrow, March 14, 2018; and

WHEREAS, the State Board of Education believes Ohio's primary and secondary educational system, which includes more than 1.7 million students and 240,000 educators working throughout 3,500 school buildings across the state shall be one of collaborative partnerships amongst all statewide policymakers which leads to transformative learning opportunities and achievements for all students in our state and as a result will allow Ohio's students to become the next generation of innovators and influencers who will go on to change the world—just as those who built our state's incomparable legacy; and

WHEREAS, on February 14, 2018 in the House of Representatives of the 132nd Ohio General Assembly, H.B. 512 was introduced which would effectively consolidate the Ohio Department of Education, the Ohio Department of Higher Education, and the Governor's Office of Workforce Transformation into a new mega state agency called the Department of Learning and Achievement which would be under the sole authority of the Governor of Ohio; and

WHEREAS, if such legislation was enacted into law it would fully eliminate the current structure of collaborative partnerships and policy development of educational stakeholders throughout Ohio; and

WHEREAS, the State Board of Education desires to make known publicly its opinion of H.B. 512; and

**SO NOW, THEREFORE, BE IT RESOLVED**, that the State Board of Education through its inherent authority vested under Article VI, Section 4 of the Ohio Constitution and Ohio Revised Code 3301.07 **HEREBY** states it is in *complete* opposition to H.B. 512 of the 132nd Ohio General Assembly and as a result instructs the Superintendent of Public Instruction to communicate this resolution as the official position of the State Board of Education.

Mr. Owens requested Emergency Consideration be granted in this matter. Vice President Hollister denied the request.



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Mr. Owens Moved to overrule the denial for the request of Emergency Consideration by the presiding officer. Mrs. Dodd Seconded the motion. Mrs. Dodd spoke in favor of the motion and stated hearings had already begun on this bill.

Mrs. Flory stated she did not believe this was an emergency.

Ms. Johnson and Mrs. Haycock spoke in favor to overrule the denial of Emergency Consideration.

Vice President Hollister called for a roll call vote to overrule the denial of Emergency Consideration.

YES VOTES

Pat Bruns	Stephanie Dodd
Sarah Fowler	Linda Haycock
Meryl Johnson	Laura Kohler
Martha Manchester	Charlotte McGuire
Antoinette Miranda	Kara Morgan
Nick Owens	Lisa Woods

NO VOTES

Cathye Flory	Nancy Hollister
Eric Poklar	James Sheppard

Motion carried.

It was Moved by Mr. Owens and Seconded by Ms. Johnson that the above recommendation be approved. Mr. Owens spoke to his resolution.

Mrs. McGuire, Ms. Johnson, Ms. Bruns, Ms. Woods and Mrs. Kohler spoke in favor of the resolution.

Mrs. McGuire called the question. Mr. Owens Seconded the motion.

Vice President Hollister called for a roll call vote to call the question.

YES VOTES

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

NO VOTES

Stephanie Dodd	Cathye Flory
Sarah Fowler	Nancy Hollister
Eric Poklar	James Sheppard

Motion denied.

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Representative Brenner urged Board members to provide their concerns to either Representative Reineke or their Representatives. He stated a vote today would effectively end debate and discussion from a Board standpoint.

Mrs. Dodd, Mrs. Haycock spoke in favor of the proposed resolution.

Mrs. Flory stated she believed the Sunshine Laws were violated in sending this resolution to the entire Board and the process for bring resolutions before the Board was not followed.

Ms. Fowler stated she would support the resolution, primarily because she was concerned that when Administrative Rules are reviewed, it is a public, transparent and accountable process. Under the proposed legislation, the rule making process would be under one director, under one person in a mega-agency, she felt the voice of constituents would be lost.

Vice President Hollister called for a roll call vote.

**YES VOTES**

Pat Bruns	Stephanie Dodd
Sarah Fowler	Linda Haycock
Meryl Johnson	Laura Kohler
Charlotte McGuire	Antoinette Miranda
Kara Morgan	Nick Owens
Lisa Woods	

**NO VOTES**

Cathye Flory	Nancy Hollister
Eric Poklar	James Sheppard

Motion carried.

Mrs. Dodd stated her resolution regarding mental health guidelines is being sent to Board members and requested it be placed on the April agenda for a vote.

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**Once Around**

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

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Ms. Johnson Moved to adjourn the meeting. Ms. Woods Seconded the motion.

The President requested a voice vote.

Motion carried.

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President Elshoff adjourned the meeting at 4:00 p.m. The next regularly scheduled meeting of the State Board of Education is April 8-9, 2018.

ATTEST:



Tess Elshoff  
President  
State Board of Education



Paolo DeMaria  
Superintendent of Public Instruction

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**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.