

**STATE BOARD OF EDUCATION OF OHIO
MINUTES**

September 2019
Ohio Department of Education
25 South Front Street
Columbus, Ohio 43215

MEMBERS OF THE STATE BOARD OF EDUCATION

Cindy Collins	Stephen Dackin
Stephanie Dodd	Sarah Fowler
John Hagan	Linda Haycock
Kirsten Hill	Meryl Johnson
Jenny Kilgore	Laura Kohler
Mark Lamoncha	Martha Manchester
Charlotte McGuire	Antoinette Miranda
Nick Owens	Eric Poklar
Mike Toal	Reginald Wilkinson
Lisa Woods	

EX OFFICIO MEMBERS

Senator Peggy Lehner

Representative Louis W. Blessing III

SECRETARY

Paolo DeMaria
Superintendent of Public Instruction

Mrs. McGuire and Mr. Toal were absent from the meeting. Mr. Poklar was absent on Monday.

The State Board convened on Monday, September 16, at the Ohio Department of Education in Columbus.

Chapter 119 Hearing

September 16, 2019
8:30 a.m.

Hearing Regarding the Amending, Rescinding and Adoption of Rules

President Kohler stated the Board would proceed with the public hearing on the following rule actions:

- The amendment of 3301-4-01 Notice of meetings.
- The amendment of 3301-24-05 Licensure.

President Kohler called on Mia Yaniko, Section Chief, Education section. Ms. Yaniko called on Immy Singh, Chief Legal Counsel for the Ohio Department of Education.

Ms. Singh 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 and 5 would be true and accurate copies of the rules as filed with the Joint Committee on Agency Rule Review (JCARR), Legislative Service Commission (LSC) and the Secretary of State.

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

President Kohler 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 6.

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

PUBLIC TESTIMONY ON THE PROPOSED RULE ACTIONS

1) The Ohio School Counselor Association (OSCA) provided written testimony regarding OAC 3301-24-05, Licensure. Ms. Singh stated the rule would be pulled and updated with changes as requested. Ms. Fowler requested the item be brought back to the committee for further consideration.

President Kohler called on Ms. Yaniko, who submitted into evidence State Board Exhibits 1 through 6.

President Kohler stated that the exhibits were so received. As there was no more testimony, she declared the public hearing closed at 8: 50 a.m.

STATE BOARD BUSINESS MEETING

President Kohler convened the Business meeting of the State Board of Education on Monday, September 16, at 8:50 a.m.

President Kohler asked the Recording Secretary to call the roll.

YES VOTES

Cindy Collins
Stephanie Dodd
John Hagan
Kirsten Hill
Jenny Kilgore
Mark Lamoncha
Antoinette Miranda
Lisa Woods

Stephen Dackin
Sarah Fowler
Linda Haycock
Meryl Johnson
Laura Kohler
Martha Manchester
Nick Owens

Motion carried.

EXECUTIVE SESSION

President Kohler called on Martha Manchester, 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.

Dr. Kilgore Seconded the motion.

The President called for a roll call vote.

YES VOTES

Cindy Collins
Stephanie Dodd
John Hagan
Kirsten Hill
Jenny Kilgore
Mark Lamoncha
Antoinette Miranda
Lisa Woods

Stephen Dackin
Sarah Fowler
Linda Haycock
Meryl Johnson
Laura Kohler
Martha Manchester
Nick Owens

Motion carried.

The Board went into Executive Session at 8:50 a.m.

The Board recessed from Executive Session at 9:15 a.m.

Following the recess of the State Board Business meeting, the Board held a Quasi-Judicial discussion, including those functions outlined in the State Board of Education's Policies and Procedures Manual.

Following Executive Session, The Board's Teaching, Leading and Learning and Continuous Improvement Committees met beginning at 10:00 a.m.

The State Board recessed for lunch.

RECONVENE STATE BOARD BUSINESS MEETING

President Kohler reconvened the Business meeting of the State Board of Education on Monday, September 16, at 12:50 p.m.

President Kohler welcomed Board members and guests and led the Board in the Pledge of Allegiance.

Review of Written Reports and Items for Vote

REPORT OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION

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

- 2019 Report Card Results Review
- Dr. Lou Maynus – Ohio School for the Deaf and Ohio School for the Blind

2019 Ohio School Report Cards:

Statewide Achievement Increases:

Performance Index:

2015-16	2016-17	2017-18	2018-19
81.6	84.1	84.2	84.7

Statewide Proficiency Rates:

English Language Arts:

2016-17	2017-18	2018-19
62.1%	63.7%	64.6%

Mathematics

2016-17	2017-18	2018-19
60.2%	60.4%	61.0%

Science

2016-17	2017-18	2018-19
66.6%	70.0%	69.1%

Districts with Improving Performance Index

- 361 (59%)

Schools:

- 1,753 (56%)

Districts with Improving Performance Index for Students with Disabilities

- 350 districts (57.6%)

Students with disabilities do not meet graduation requirements at the same rate as their peers – but the gap is closing.

Graduating Class	State Graduation Rate	State Grad. Rate excl. IEP exemp. students.
Class of 2017	84.1%	78.8%
Class of 2018	85.3%	82.1%

More Students Prepared for Success:

2015-16	2016-17	2017-18	2018-19
34.2%	36.1%	37.7%	40.1%

Chronic Absenteeism Rates:

- 16% of students in Ohio were chronically absent in 2017-2018
- 16.7% of students in Ohio were chronically absent in 2018-2019

Dropout Prevention and Recovery:

2017-2018:

Exceeds Standards-11.3%

Meets Standards-67.5%

Does not meet Standards-21.3%

2018-2019:

Exceeds Standards-13.0%

Meets Standards-69.6%

Does not meet Standards-17.4%

Ohio School for the Deaf and Ohio School for the Blind:

Ohio School for the Deaf Strategic Plan 2020-2025:

Executive Summary:

Ohio School for the Deaf (OSD) leaders and staff understand that the school is poised to embark upon a new, innovative plan to help it prepare its students for success in the classroom and in a postgraduation world that continually calls for more sophisticated skills. We understand that success is a reflection of each student’s unique potential and looks different for every child.

The Ohio School for the Deaf created its strategic plan to align with Each Child, Our Future, Ohio’s strategic plan for education. The state’s plan articulates the vision that In Ohio, each child is challenged to discover and learn, prepared to pursue a fulfilling post-high school path and empowered to become a resilient, lifelong learner who contributes to society. OSD’s mission is “The Ohio School for the Deaf serves a diverse population of deaf and hard of hearing students, families, and communities through educating students in a language-rich environment and empowering each individual to be a contributing member of society.”

Our staff examined all aspects of OSD campus, staff and student experiences to formulate a plan that will further position the school to support, nurture and foster an attitude of success for our students, whether they seek employment or continue their educations after high school.

Ohio's strategic plan for education also acknowledges that "Jobs are rapidly changing and require different skill sets." Our young adults who are Deaf and hard of hearing must be prepared for whatever the future holds for them. For many of our students, that may include job changes and holding jobs that demand ever-evolving technology skills. Students will need technical training or other postsecondary education to become gainfully employed. The Ohio School for the Deaf's new strategic plan places essential emphasis on technology literacy.

Our goals include:

1. Improve bilingual literacy and language skills
2. Expand student portfolio and postsecondary pathways
3. Improve external communication and collaboration
4. Improve mental health services and social-emotional support
5. Create a student support team that evaluates current/future education issues.

The Ohio School for the Deaf's strategic plan will help our school meet Ohio's "One Goal," outlined in Each Child Our Future, to "increase, annually, the percentage of high school students who, one year after graduation, are:

- Enrolled and succeeding in a post-high school learning experience, including an adult career-technical education program, an apprenticeship and/or a two-year or four-year college program;
- Serving in a military branch;
- Earning a living wage; or
- Engaged in a meaningful, self-sustaining vocation."

Ohio State School for the Blind Strategic Plan 2020-2025:

Executive Summary:

Ohio State School for the Blind (OSSB) leaders and staff understand that the school is poised to embark upon a new, innovative plan to help us better position our students for success once they leave our campus. We also recognize and celebrate that each child's unique potential will shape his or her success and that each child's success will look different as a result.

Why create a strategic plan now? Because we need to increase our capacity to support, nurture and foster an attitude of success in our students, whether they seek employment or continue their education after high school.

Our new mission states: The Ohio State School for the Blind is a collaboration of students who are blind and visually impaired, their families, staff and community members who provide an individualized road map that develops the whole student.

The plan aligns with Each Child, Our Future, Ohio's strategic plan for education for 2019-2024. Each Child, Our Future captured well the world our OSSB's students will enter upon graduation when it observed that "Jobs are rapidly changing and require different skill sets." Our graduates, who are blind or visually impaired must be prepared for whatever the future holds for them. In many cases, that may include job or career changes and jobs that rely fundamentally on technology. We must teach our students the increasingly sophisticated skills they will need to pursue technical training or additional education after high school to become optimally employed. OSSB's new strategic plan places essential emphasis on technology literacy.

OSSB's goals focus on the following:

1. Staff will assist in the development of the whole students
2. Provide and access professional development

3. Improve communication
4. Utilize 21st-century technology

Our strategies will make OSSB a partner in helping meet the state's "One Goal" that "Ohio will increase annually the percentage of its high school graduate who, one year after graduation, are:

- Enrolled and succeeding in a post-high school learning experience, including an adult career-technical education program, an apprenticeship and/or a two-year or four-year college program;
- Serving in a military branch;
- Earning a living wage; or
- Engaged in a meaningful, self-sustaining vocation."

President Kohler recessed the Board meeting at 2:50 p.m.

EXECUTIVE COMMITTEE

President Kohler welcomed the Executive Committee at 3:00 p.m.

President Kohler asked the Recording Secretary to call the roll.

MEMBERS PRESENT

Laura Kohler
Sarah Fowler
John Hagan
Antoinette Miranda

NOTE: Board members Owens, Collins, Dodd, Haycock, Hill, Woods, Wilkinson, Kilgore and Johnson were also in attendance.

President Kohler stated the Executive Committee had two item(s) to cover today:

- Board Member Compensation
- Out of State Travel Authorization (Possible Vote)

1) Board Member Compensation

RESOLUTION FOR ADDITIONAL COMPENSATION HOURS FOR MEMBERS OF THE STATE BOARD OF EDUCATION

The State Board of Education ("Board") hereby **ADOPTS** the following Preambles and Resolutions:

Ohio Revised Code ("ORC") Section 3301.03 authorizes each voting member of the State Board of Education ("State Board") to be paid a salary fixed pursuant to division (J) of ORC Section 124.15, together with the member's actual and necessary expenses incurred while engaged in the performance of the member's official duties or in the conduct of authorized board business, and while enroute to and from the member's home for such purposes.

Division (J) of ORC 124.15 provides that unless the compensation of a member of a board or commission is otherwise set by statute, the director of administrative services shall establish the rate and method of payment for members of boards and commissions pursuant to the pay schedules listed in ORC 124.152.

It is not the intention of the State Board to modify the pay schedules established under ORC 124.15, but rather to increase the number of hours for which a member may be compensated at the hourly rate set by statute.

Paragraph G of the State Board's Policies and Procedures Manual sets forth the policies for State Board Member compensation and expenses.

At its April 2019 meeting, the Executive Committee recommended the following changes to Paragraph G of the State Board's Policies and Procedures Manual regarding State Board Member Compensation:

- Members could include up to 144 hours for meeting preparation time and constituent services time per year. Members may choose whether they want to count those hours.
- Members who hold the following positions would be compensated as follows:
 - Committee/Task Force Vice Chair – up to 180 hours
 - Committee/Task Force Chair – up to 216 hours
 - State Board Vice President – up to 252 hours
 - State Board President – up to 288 hours

NOW, THEREFORE, BE IT RESOLVED, that based on the recommendation from the Executive Committee, the Board hereby approves the additional compensation hours outlined above.

BE IT FURTHER RESOLVED, that Attorney General Opinion 2019-019 states that a State Board member may not take advantage of the increase unless the amended version of the State Board's Policies and Procedures Manual was in effect at the start of the voting member's current term in office.

President Kohler recommended to eliminate the second bullet of the resolution based on feedback.

Mr. Hagan stated that what he originally proposed and what was approved by the committee, was a reasonable approach to the matter.

Ms. Fowler suggested the following technical changes to the resolution;

- Members who hold the following positions would be eligible for additional compensation as follows:
 - Committee/Task Force Vice Chair – up to 36 additional hours of preparation time.
 - Committee/Task Force Chair – up to 72 additional hours of preparation time.
 - State Board Vice President – up to 108 additional hours of preparation time.
 - State Board President – up to 144 additional hours of preparation time.

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Mrs. Dodd stated she did not agree with elevating the Chair and Vice Chair position, and President and Vice President. She felt this was unnecessary. She suggested all Board members be compensated for the work they do.

President Kohler requested a roll call vote to accept the changes outlined in the second bullet point of the Board compensation resolution.

YES VOTES

Laura Kohler
Sarah Fowler
John Hagan
Antoinette Miranda

Motion carried.

2) Out of State Travel Authorization

Mrs. Haycock and Ms. Johnson requested permission to attend the Network for Public Education Action Conference. The conference would take place on March 28-29,2020 in Philadelphia, PA.

Mrs. Dodd, Mrs. Haycock and Ms. Johnson requested permission to attend the 2019 National Summit on Education Reform. The conference would take place on November 20-21,2019 in San Diego, CA.

Ms. Fowler Moved to approve the out-of-state travel requests. Mr. Hagan seconded the motion.

President Kohler Requested a voice vote.

YES VOTES

Laura Kohler
Sarah Fowler
John Hagan
Antoinette Miranda

Motion carried.

Mr. Hagan Moved to adjourn the meeting. Dr. Miranda Seconded the motion.

The President requested a voice vote.

Motion carried.

President Kohler adjourned the meeting of the Executive Committee at 3:30 p.m.

President Kohler reconvened the meeting of the State Board of Education on Tuesday, September 17, at 8:30 a.m.

The Board's Integrated Student Supports and Assessment & Accountability Committees met beginning at 8:30 a.m.

RECONVENE STATE BOARD BUSINESS MEETING

President Kohler reconvened the Business meeting of the State Board of Education on Tuesday, September 17, at 8:30 a.m.

President Kohler asked the Recording Secretary to call the roll.

MEMBERS PRESENT

Cindy Collins	Stephen Dackin
Stephanie Dodd	Sarah Fowler
John Hagan	Linda Haycock
Kirsten Hill	Meryl Johnson
Jenny Kilgore	Laura Kohler
Mark Lamoncha	Martha Manchester
Nick Owens	Eric Poklar
Reginald Wilkinson	Lisa Woods

NOTE: Mr. Dackin, Mrs. Dodd, Mr. Wilkinson and Ms. Woods entered the room after roll call.

President Kohler called for the approval of the Minutes of the July 2019 meeting. She asked if there were any corrections to the Minutes.

There were no corrections.

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

Motion carried unanimously.

LEGISLATIVE REPORT

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

- Review of Enacted FY20-21 Budget

Review of Enacted FY20-21 Budget:

- FY20 ODE All Funds Budget: 13.08 billion
- General Revenue Fund Federal: 62.6%
- Revenue Distribution Fund: 10.2%

- State Lottery Fund: 8.8%
- Other State Sources: 2.4%

Budget Funding Items of Note:

Student Wellness and Success:

- New funds for traditional districts, community schools, JVSs and STEM schools over the biennium
- Focused on meeting the needs of the whole child
- \$275 million in FY20 and \$400 million in FY21
- Provided on a per-pupil basis, scaled and based on federal census poverty data.
- Every district will receive at least \$25,000 in FY20 and \$36,000 in FY21.
- Paid directly to each district based on the number students educated (enrollment).

Allowable Uses:

- Mental health services
- Services for homeless youth or child welfare involved youth
- Community liaisons
- Physical health care
- Mentoring programs
- Family engagement and support services
- City Connects programming
- Professional development on trauma-informed care or cultural competence
- Before- and after-school programs

Requires a plan to be developed with one or more of the following community partners:

- A board of alcohol, drug and mental health services
- An ESC
- A county board of developmental disabilities
- A community-based mental health treatment provider
- A board of health of a city or general health district
- A county department of job and family services
- A nonprofit organization with experience serving children
- A public hospital agency
- Distributed in two payments in October and February, through the foundation payment process.
- Funds can be used for existing initiatives and activities in the context of the plan.
- Districts must report how funds were spent following the end of each fiscal year (June 30).
- FAQ and other resources found on ODE's website
- <http://education.ohio.gov/WellnessAndSuccess>
- Resources in development:
 - Additional guidance
 - Best practices and success stories from districts and community partners

Foundation Funding:

- School foundation funding is guaranteed/flat at FY19 levels for FY20 and FY21
- Student Success and Wellness dollars are provided in addition to Foundation Funding.
- Growing school districts will receive \$38.5M in additional funding in FY20 and FY21.
- Payment reports will be updated to reflect these changes and the Student Success and Wellness funds by October.

Industry-Recognized Credentials:

- \$8 million each year for earned credential cost reimbursement.

- Schools must notify students when their career-tech course can conclude with an industry recognized credential.
- Requires schools to pay initial cost of credential exam.
- Provides \$12.5 million each year for a supplemental payment of \$1,250 for each student who earns a qualifying credential
- Incentivizes schools to establish qualifying credentialing programs, with \$4.5 million in each fiscal year designated for this purpose

Educators:

- College Credit Plus: The budget dedicates \$3 million for high school teachers to take graduate-level coursework to qualify to teach college-level classes.
- Computer Science Teachers: The budget provides \$1.5 million to reimburse educators who pursue a credential in computer science.

Behavioral Prevention Initiatives:

- \$2 million over the biennium will allow the Department to partner with ESCs to provide professional development to schools in support of this work.
- \$4 million over the biennium for School Climate Grants

School Bus Purchase:

- \$20 million in FY21
- ODE will develop a program in conjunction with the Ohio Department of Public Safety.

Budget Language Items of Note:

Graduation Requirements:

House Bill 166 included changes to graduation requirements for the class of 2021 and beyond.

1. Course Requirements
3. Demonstration of Readiness
2. Demonstration of Competency

Academic Distress Commissions:

- Places a moratorium on any new ADCs for the 2019-2020 school year
- Current ADCs are unaffected and remain in place
- Pre-moratorium law resumes in the 2020-2021 school year.

Report Cards:

Modifies the grade scale used to determine letter grades assigned for the value-added progress dimension

Options for Schools and Students:

- Requires school districts and chartered nonpublic schools to accept one unit of computer coding instruction toward meeting a foreign language requirement for graduation.
- Permits school districts and chartered nonpublic schools to allow students use two full seasons of show choir to fulfill high school P.E. requirements.
- Modifies provisions originally included in H.B. 410 to specify that only a student's non-medical excused absences and unexcused absences are considered in determining whether a student is excessively absent, triggering a required notice.

Non-Public Schools and Scholarship Programs:

- Expands eligibility for both the traditional EdChoice Scholarship Program and EdChoice Expansion Program
- Modifies the calculation for scholarships awarded through traditional EdChoice and EdChoice Expansion

- Permits chartered nonpublic schools that enroll scholarship students to administer an alternative standardized assessment.
 - As permitted by the Ohio Department of Education
 - Instead of the state achievement tests for grades 3-8

Community Schools:

- E-School Funding Study
- Community Schools of Quality (\$30M)
- Community School Facilities Funding Increase
- Community School Closure Requirements
- Dropout Prevention and Recovery Community Schools Study

School Breakfast:

Requires higher-poverty public schools to offer breakfast to all students before or during the school day.

Miscellaneous Items:

- New Rule Restrictions –Every adoption of a new regulatory restriction must be accompanied by removing at least two restrictions
- Territory Transfers –State Board must approve formal transfer agreement under new process
- Cumulative Score for Graduation –Prohibits State Board from changing minimum cumulative score on end-of-course exams
- Drop Out Prevention and Recovery Report Cards –Requires rules for test passage rate indicator to measure students who have attained 18 cumulative points on end-of-course exams

The State Board recessed for lunch.

PUBLIC PARTICIPATION ON VOTING AGENDA ITEMS

There was no Public Participation on Voting Agenda Items.

PUBLIC PARTICIPATION ON NON-VOTING AGENDA ITEMS

- 1) Mrs. Alesha Haybin, Licking County Educational Service Center, Ohio Association for Gifted Children. Mrs. Haybin spoke to the Board regarding gifted education.
- 2) Ms. Audrey Ray, Burton. Ms. Ray spoke to the Board regarding local control and accountability.

BOARD PRESENTATIONS AND DISCUSSION FROM THE EXECUTIVE COMMITTEE

Chair: Laura Kohler, Vice Chair: Charlotte McGuire

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

Members Present: Laura Kohler (Chair) Charlotte McGuire (Vice Chair) Antoinette Miranda, John Hagan, Sarah Fowler.

PURPOSE(S) AND/OR GOAL(S) OF MEETING:

The Executive Committee met several times in July and August to discuss and review the State Superintendent of Public Instruction evaluation and compensation and to discuss and review State Superintendent of Public Instruction 2019-2020 goals. The Executive Committee will continue to review the Superintendent's compensation and goals and likely vote on these items in November and December. In September the Board approved travel for Board members Dodd, Haycock, and Johnson.

The Board discussed Board member compensation at the September 2019 State Board of Education meeting and recommended each Board member receive up to 144 hours a year for services performed while conducting State Board of Education business.

ITEMS VOTED ON AND OUTCOME OF VOTE:

The Executive Committee voted out the State Board of Education Compensation Resolution that increases the amount of hours a Board member can report as Board business. In September the Board approved travel for Board members Dodd, Haycock, and Johnson.

WILL THERE BE A VOTE OR INFORMATION IN FRONT OF THE FULL BOARD AT NEXT OR UPCOMING MEETING?

The Board will vote on the Board compensation resolution at the October Board meeting. The full board is expected to vote on the Superintendent of Public Instructions Compensation during the November 2019 State Board meeting.

BOARD PRESENTATIONS AND DISCUSSION FROM THE TEACHING, LEADING AND LEARNING COMMITTEE

Chair: Sarah Fowler, Vice Chair: Mike Toal

Ms. Fowler gave a report from the Teaching, Leading and Learning Committee meeting focusing on the following issues:

Members Present: Fowler (Chair), Owens (Vice-Chair) Dackin, Haycock, Hill, Johnson, Manchester. Not present: Wilkinson.

**Requirements for Career-Technical Workforce Development Teaching Licenses:
Ohio Revised Code 3319.229 (Strategies 1 & 2)**

- The Committee continued to hear testimony from individuals and associations both against and in favor of the current requirements set forth in ORC 3319.229.
- The goal of discussion was to address concerns gathered through public comments surrounding the requirements for licensure as a Career-Technical Workforce Development teacher. Individuals present to testify included:
 - Dr. Joyce Malainy, Ohio Association of Career-Technical Superintendents
 - Kris Hall, Instructor, Career and Technology Centers of Licking County
 - Dr. Jerry Farley, Oakmont Education
 - Maggie Hess, Ohio Association of Career-Technical Superintendents

- Following testimony and discussion, the committee agreed by consensus to gather additional information regarding Career-Technical Workforce Development teacher preparation programs before considering any possible action. The committee will continue discussion this fall.

Ohio Administrative Code 3301-25-01 through -08 Educational Aide Permits (*Strategies 1 & 2*)

- Department staff provided a brief overview to Members of proposed revisions to OAC 3301-25-01 through -08, Educational Aide Permits.
- Committee members discussed the proposed revisions, intended to provide clarity to the field and align with language contained in statute.
- These rules are currently posted for public comment and will return to this committee's agenda in October 2019 agenda for further discussion and a possible vote.

Credential Review Board (CRB): Overview & Framework Revision (*Strategy 1 & 2*)

- Department staff provided members with an overview of the functions of the Credential Review Board as established by Ohio Revised code 3319.65 in 2004. The State Board is responsible for adopting the CRB's framework, which outlines its duties and responsibilities.
- Committee members discussed examples of educator licensure applications reviewed by the CRB with Department staff.
- A revised version of the CRB Framework will be presented to the Committee in October 2019 for discussion and a possible vote.

Third Grade Reading Guarantee: 2018-2019 Data Update
(*Strategies 1-3, 5, 7-9*)

- Department staff provided Committee Members with a presentation of the recently released 2018-2019 data regarding Third Grade Reading Guarantee promotion rates.
- During discussion, Committee Members made several requests for additional data and information about specific districts.
- Department staff are compiling the requested information which will be available to all Board Members as soon as possible. No action is required by the Committee or Board at this time.

Update: Financial Literacy Model Curriculum (*Strategies 4 & 10*)

- Due to extended discussion of other items on the committee's agenda, Department staff were unable to present information provided in the Committee materials.
- Chair Fowler encouraged members to review the documents which address comments the Department has received to date on the draft Financial Literacy Model Curriculum.
- Discussion of and a possible vote on the revised draft Financial Literacy Model Curriculum is on the Committee's October 2019 agenda.

Teaching Leading & Learning Committee Visit to Riverside Local Schools (DeGraff, Ohio)

- Committee Leadership and Department Staff have arranged a visit to Riverside Local Schools in Degraff, Ohio on Tuesday, October 29, 2019. Representatives for Lima City Schools will also be in attendance.
- District Staff will share literacy improvement strategies and successes and Committee members will have an opportunity to observe English language arts lessons for grades Pre-K, K-3 and 4-6. The visit will also include a round table discussion about literacy.

BOARD PRESENTATIONS AND DISCUSSION FROM THE CONTINUOUS IMPROVEMENT COMMITTEE

Chair: Antoinette Miranda, Vice Chair: Mike Toal

Dr. Miranda gave a report from the Continuous Improvement Committee meeting focusing on the following issues:

Members Present: Antoinette Miranda (Chair), Stephanie Dodd (member), John Hagan (member), Mark Lamoncha (member), and Jenny Kilgore.

PURPOSE(S) AND/OR GOAL(S) OF MEETING:

- Discuss and review proposed changes to OAC 3301-83-06, 11 and 20 for a possible committee vote.
- Discuss and review the amendment process for OAC 3301-35 Operating Standards for Kindergarten through Twelfth Grade.

OAC 3301-83 OHIO PUPIL TRANSPORTATION RULES:

- Members reviewed and discussed revisions made to the Ohio Pupil Transportation rules, which are being amended pursuant to the five-year rule review.
- Department staff and committee members discussed the public comment period and stakeholder meetings held for the revision of the rules.
- Members voted unanimously to recommend and adopt OAC 3301-83-06, 11 and 20 to the State Board. The State Board will be asked to vote to adopt the revised rules during its October 2019 meeting.

OVERVIEW OF OPERATING STANDARDS – OAC 3301-35-01 – 10 STEPS AND PROCESS

- Members reviewed and discussed the timeline for the review process for the Operating Standards, which are being amended pursuant the five-year rule review.
- Department staff shared actions the Department took to garner feedback from the field and provided a summary of the stakeholder engagement meetings and public comment period.
- Department staff provided an overview of the current requirements under each rule and the Department’s proposed changes to each rule.
- Next month, OAC 3301-35-02 through OAC 3301-35-07 will be presented to committee members for discussion only with a possible committee vote in November 2019. OAC 3301-35-01, 08 and 09 will be presented to the committee for discussion only in November 2019 with a possible committee vote in December 2019.

ITEMS VOTED ON AND OUTCOME OF VOTE:

Members voted unanimously to recommend and adopt OAC 3301-83-06, 11 and 20 to the State Board. The State Board will be asked to vote to adopt the revised rules during its October 2019 meeting.

WILL THERE BE A VOTE OR INFORMATION IN FRONT OF THE FULL BOARD AT NEXT OR UPCOMING MEETING?

The full board is expected to vote on Ohio Pupil Transportation Rules (OAC 3301-83-06, 11, and 20) during the October 2019 State Board meeting. The full board is expected to vote on OAC 3301-35-02 through 07 during the December 2019 State Board meeting and OAC 3301-35-01, 08 and 09 during the January 2020 State Board meeting.

BOARD PRESENTATIONS AND DISCUSSION FROM THE INTEGRATED STUDENT SUPPORTS COMMITTEE

Chair: Charlotte McGuire, Vice Chair: Martha Manchester

Mrs. Manchester gave a report from the Integrated Student Supports Committee meeting focusing on the following issues:

Members Present: Martha Manchester, Committee Vice Chair, Kirsten Hill, Cindy Collins, Meryl Johnson, Mark Lamoncha and Reginald Wilkinson.

Supporting Student Attendance

- Staff presented information on student attendance and chronic absenteeism in Ohio. The presentation included an overview of the importance and impact attendance has on student outcomes as well as supports and tools the Department provides to support regular attendance.
- The agenda item was discussion only, therefore, there was no action by the committee and the items if not scheduled for full board.

Vulnerable Youth – Ensuring Educational Stability for Youth Experiencing Homelessness

- Staff presented information on homeless education including the supports and initiatives of the department to support children experiencing homelessness. This was the second topic in a planned series of presentations on vulnerable student populations.
- The agenda item was discussion only, therefore, there was no action by the committee and the item is not scheduled for full board.

Plan to Improve Learning Experiences and Outcomes for Students with Disabilities

- Staff presented updates on the Plan to Improve Learning Experiences and Outcomes for Students with Disabilities.
- Committee members requested the dates of the Steering Committee and Working Groups meetings.
- The agenda item was discussion only, therefore, there was no action by the committee and the item is not scheduled for full board.

Strategy Updates

- Staff introduced Jennifer Vargo as the new director of the Office of Integrated Student Supports.
- Committee members received updates on activities occurring with Strategic Plan Strategy 7 Meet the Needs of the Whole Child. Staff shared the charge of the Whole Child Advisory Group. The first meeting of the Whole Child Advisory Group was held on Sept. 13th where they discussed whole child frameworks. Mark Lamoncha and Meryl Johnson represent the state board of education on the committee.
- The committee members received an update on their request for Positive Behavioral Interventions and Supports (PBIS) training.
- The committee members received information on the Culturally Responsive Practices Program that was recently launched by the Department.
- Staff will provide the dates of upcoming PBIS trainings offered by the State Support Teams and a list of PBIS award winning schools.
- The agenda item was discussion only, therefore, there was no action by the committee and the item is not scheduled for full board.

BOARD PRESENTATIONS AND DISCUSSION FROM THE ASSESSMENTS & ACCOUNTABILITY COMMITTEE

Chair: John Hagan, Vice Chair: Lisa Woods

Mr. Hagan gave a report from the Assessments & Accountability Committee meeting focusing on the following issues:

Members Present: John Hagan (Chair), Lisa Woods (Vice Chair), Linda Haycock, Jenny Kilgore, Eric Poklar, Stephen Dackin, Stephanie Dodd

Assessment Waiver (for adult students with disabilities) 3301-13-09

- Discussion regarding the assessment waiver continued from the June committee meeting.
- Staff presented updated information based on changes made per feedback from stakeholders related to the requirement of an evaluation and removing barriers for students and providers.
- A motion was made by Board member Kilgore, and seconded by Board member Haycock, to move the Assessment Waiver changes and resolution to the full board. Stephen Dackin abstained from the vote and remaining present committee members voted unanimously. The resolution will move forward for a full board vote in October.

Report Card Rule

- Committee continued discussion on the report card rules currently up for the five-year rule review process. Staff provided background on the rule process and the current extension of these rules.
- The committee agreed to move forward with discussion in October. Staff will provide updated data regarding the Indicators Met threshold and Prepared for Success grade scale. In October, the committee will proceed with either ‘no change’ or minimal updates as determined through discussion.

BOARD PRESENTATIONS AND DISCUSSION FROM THE DROP OUT PREVENTION AND RECOVERY WORKGROUP

Chair: John Hagan

- Chair Hagan provided a brief update regarding the Dropout Prevention and Recovery Schools Workgroup meeting held on September 9, 2019
- The next meeting is scheduled for September 19, 2019 from 10:00 – 3:00 at Townsend Community School.

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

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

President Kohler presented the following recommendations (Items 1-21) on the Consent Agenda:

1. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY HEIDI M. ANKRUM AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HER CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY**

OF HER PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE

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

WHEREAS Heidi M. Ankrum has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on July 10, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Heidi M. Ankrum that authorizes the State Board of Education to enter an order permanently revoking all of her current and previously held licenses, permits, and certificates and permanently denying any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Ankrum's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.31; and

WHEREAS the form specifies that Heidi M. Ankrum is ineligible for and may not reapply for certification or licensure in the state of Ohio; and

WHEREAS Heidi M. Ankrum has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, her right to a hearing and her right to appeal the Resolution of the State Board of Education: 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** Heidi M. Ankrum's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Ankrum's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.31. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b) and (A)(3)(b), orders Heidi M. Ankrum be permanently ineligible to apply for any license, permit, or certificate 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. Ankrum of this action.

2. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY TIMOTHY W. BOOTH AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HIS CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HIS PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Timothy W. Booth has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on July 1, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Timothy W. Booth that authorizes the State Board of Education to enter an order permanently revoking all of his current and previously held licenses, permits, and certificates and permanently denying any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Booth's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

WHEREAS the form specifies that Timothy W. Booth is ineligible for and may not reapply for certification or licensure in the state of Ohio; and

WHEREAS Timothy W. Booth has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, his right to a hearing and his right to appeal the Resolution of the State Board of Education: 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** Timothy W. Booth's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Booth'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) and (A)(3)(b), orders Timothy W. Booth be permanently ineligible to apply for any license, permit, or certificate 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. Booth of this action.

3. RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY MICHAEL D. BRAY AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HIS CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HIS PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE

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

WHEREAS Michael D. Bray has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on July 16, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Michael D. Bray that authorizes the State Board of Education to enter an order permanently revoking all of his current and previously held licenses, permits, and certificates and permanently denying any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Bray's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

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

WHEREAS Michael D. Bray has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, his right to a hearing and his right to appeal the Resolution of the State Board of Education: 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** Michael D. Bray's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Bray'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) and (A)(3)(b), orders Michael D. Bray be permanently ineligible to apply for any license, permit, or certificate 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. Bray of this action.

4. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY STACEY J. BROWN AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HER CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HER PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Stacey J. Brown has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on July 1, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Stacey J. Brown that authorizes the State Board of Education to enter an order permanently revoking all of her current and previously held licenses, permits, and certificates and permanently denying any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Brown's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.31; and

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

WHEREAS Stacey J. Brown has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, her right to a hearing and her right to appeal the Resolution of the State Board of Education: 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** Stacey J. Brown's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Brown's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.31. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b) and (A)(3)(b), orders Stacey J. Brown be permanently ineligible to apply for any license, permit, or certificate 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. Brown of this action.

5. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY KIRK A. EVANS AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HIS CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HIS PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Kirk A. Evans has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on August 23, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Kirk A. Evans that authorizes the State Board of Education to enter an order permanently revoking all of his current and previously held licenses, permits, and certificates and permanently denying any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Evans' decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

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

WHEREAS Kirk A. Evans has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, his right to a hearing and his right to appeal the Resolution of the State Board of Education: 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** Kirk A. Evans' current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Evans' 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) and (A)(3)(b), orders Kirk A. Evans be permanently ineligible to apply for any

license, permit, or certificate 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. Evans of this action.

6. RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY CHERYL A. FARNBAUGH AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HER CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HER PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE

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

WHEREAS Cheryl A. Farnbaugh has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on July 10, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Cheryl A. Farnbaugh that authorizes the State Board of Education to enter an order permanently revoking all of her current and previously held licenses, permits, and certificates and permanently denying any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Farnbaugh's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

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

WHEREAS Cheryl A. Farnbaugh has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, her right to a hearing and her right to appeal the Resolution of the State Board of Education: 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** Cheryl A. Farnbaugh's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Farnbaugh'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) and (A)(3)(b), orders Cheryl A. Farnbaugh be permanently ineligible to apply for any license, permit, or certificate 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. Farnbaugh of this action.

7. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY JERRY J. FOSTER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HIS CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HIS PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Jerry J. Foster has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on July 8, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Jerry J. Foster that authorizes the State Board of Education to enter an order permanently revoking all of his current and previously held licenses, permits, and certificates and permanently denying any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Foster's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

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

WHEREAS Jerry J. Foster has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, his right to a hearing and his right to appeal the Resolution of the State Board of Education: 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** Jerry J. Foster's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Foster'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) and (A)(3)(b), orders Jerry J. Foster be permanently ineligible to apply for any license, permit, or certificate 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. Foster of this action.

8. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY JONATHAN M. FOWLER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HIS CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HIS PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Jonathan M. Fowler has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on July 24, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Jonathan M. Fowler that authorizes the State Board of Education to enter an order permanently revoking all of his current and previously held licenses, permits, and certificates and permanently denying any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Fowler's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

WHEREAS the form specifies that Jonathan M. Fowler is ineligible for and may not reapply for certification or licensure in the state of Ohio; and

WHEREAS Jonathan M. Fowler has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, his right to a hearing and his right to appeal the Resolution of the State Board of Education: 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** Jonathan M. Fowler's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Fowler'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) and (A)(3)(b), orders Jonathan M. Fowler be permanently ineligible to apply for any license, permit, or certificate 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. Fowler of this action.

9. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY HEATHER M. GREGORY AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HER CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HER PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Heather M. Gregory has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on August 6, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Heather M.

Gregory that authorizes the State Board of Education to enter an order permanently revoking all of her current and previously held licenses, permits, and certificates and permanently denying any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Gregory's conduct as described in the Notice of Opportunity for Hearing issued on August 15, 2018; and

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

WHEREAS Heather M. Gregory has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, her right to a hearing and her right to appeal the Resolution of the State Board of Education: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1) and Ohio Revised Code 3319.311(F), hereby **REVOKES** Heather M. Gregory's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Gregory's conduct as described in the Notice of Opportunity for Hearing issued on August 15, 2018. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b) and (A)(3)(b), orders Heather M. Gregory be permanently ineligible to apply for any license, permit, or certificate 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. Gregory of this action.

10. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY LEE C. GUNDLACH AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HIS CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HIS PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Lee C. Gundlach has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on August 5, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Lee C. Gundlach that authorizes the State Board of Education to enter an order permanently revoking all of his current and previously held licenses, permits, and certificates and permanently denying any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Gundlach's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

WHEREAS the form specifies that Lee C. Gundlach is ineligible for and may not reapply for certification or licensure in the state of Ohio; and

WHEREAS Lee C. Gundlach has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, his right to a hearing and his right to appeal the Resolution of the State Board of Education: 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** Lee C. Gundlach's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Gundlach'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) and (A)(3)(b), orders Lee C. Gundlach be permanently ineligible to apply for any license, permit, or certificate 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. Gundlach of this action.

11. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY HEATHER L. HENRY AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HER CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HER PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Heather L. Henry has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on July 3, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Heather L. Henry that authorizes the State Board of Education to enter an order permanently revoking all of her current and previously held licenses, permits, and certificates and permanently denying any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Henry's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

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

WHEREAS Heather L. Henry has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, her right to a hearing and her right to appeal the Resolution of the State Board of Education: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1) and Ohio Revised Code 3319.311(F), hereby **REVOKES** Heather L. Henry's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Henry'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) and (A)(3)(b), orders Heather L. Henry be permanently ineligible to apply for any license, permit, or certificate 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. Henry of this action.

12. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY GREGORY C. HUEBNER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HIS CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HIS PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Gregory C. Huebner has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on July 1, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Gregory C. Huebner that authorizes the State Board of Education to enter an order permanently revoking all of his current and previously held licenses, permits, and certificates and permanently denying any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Huebner's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

WHEREAS the form specifies that Gregory C. Huebner is ineligible for and may not reapply for certification or licensure in the state of Ohio; and

WHEREAS Gregory C. Huebner has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, his right to a hearing and his right to appeal the Resolution of the State Board of Education: 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** Gregory C. Huebner's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Huebner'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) and (A)(3)(b), orders Gregory C. Huebner be permanently ineligible to apply for any license, permit, or certificate 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. Huebner of this action.

13. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY COURTNEY J. JONES AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HER CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HER PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Courtney J. Jones has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on June 21, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Courtney J. Jones that authorizes the State Board of Education to enter an order permanently revoking all of her current and previously held licenses, permits, and certificates and permanently denying any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Jones' decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

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

WHEREAS Courtney J. Jones has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, her right to a hearing and her right to appeal the Resolution of the State Board of Education: 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** Courtney J. Jones' current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Jones' 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) and (A)(3)(b), orders Courtney J. Jones be permanently ineligible to apply for any license, permit, or certificate 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. Jones of this action.

14. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY MICHELLE D. KELLOGG AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HER CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HER PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Michelle D. Kellogg has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on July 22, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Michelle D. Kellogg that authorizes the State Board of Education to enter an order permanently revoking all of her current and previously held licenses, permits, and certificates and permanently denying any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Kellogg's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.31; and

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

WHEREAS Michelle D. Kellogg has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, her right to a hearing and her right to appeal the Resolution of the State Board of Education: 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** Michelle D. Kellogg's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Kellogg's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.31. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b) and (A)(3)(b), orders Michelle D. Kellogg be permanently ineligible to apply for any license, permit, or certificate 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. Kellogg of this action.

15. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY MICHELLE L. MCCRACKEN AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HER CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY**

PERMANENTLY ANY OF HER PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE

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

WHEREAS Michelle L. McCracken has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on April 19, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Michelle L. McCracken that authorizes the State Board of Education to enter an order permanently revoking all of her current and previously held licenses, permits, and certificates and permanently denying any pending applications that she has submitted for a license, permit, or certificate based upon Ms. McCracken's decision not to participate in any further proceedings under Ohio Revised Code 3319.31; and

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

WHEREAS Michelle L. McCracken has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, her right to a hearing and her right to appeal the Resolution of the State Board of Education: 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** Michelle L. McCracken's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that she has submitted for a license, permit, or certificate based upon Ms. McCracken's decision not to participate in any further proceedings under Ohio Revised Code 3319.31. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b) and (A)(3)(b), orders Michelle L. McCracken be permanently ineligible to apply for any license, permit, or certificate 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. McCracken of this action.

16. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY ROBERT H. MILLER AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HIS CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HIS PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Robert H. Miller has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on July 12, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Robert H. Miller that authorizes the State Board of Education to enter an order permanently revoking all of his current and previously held licenses, permits, and certificates and permanently denying any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Miller's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

WHEREAS the form specifies that Robert H. Miller is ineligible for and may not reapply for certification or licensure in the state of Ohio; and

WHEREAS Robert H. Miller has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, his right to a hearing and his right to appeal the Resolution of the State Board of Education: 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** Robert H. Miller's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Miller'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) and (A)(3)(b), orders Robert H. Miller be permanently ineligible to apply for any license, permit, or certificate 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. Miller of this action.

17. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY TAMMY S. MONTGOMERY AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HER CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HER PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Tammy S. Montgomery has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on August 6, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Tammy S. Montgomery that authorizes the State Board of Education to enter an order permanently revoking all of her current and previously held licenses, permits, and certificates and permanently denying any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Montgomery's

decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.31; and

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

WHEREAS Tammy S. Montgomery has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, her right to a hearing and her right to appeal the Resolution of the State Board of Education: 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** Tammy S. Montgomery's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that she has submitted for a license, permit, or certificate based upon Ms. Montgomery's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.31. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b) and (A)(3)(b), orders Tammy S. Montgomery be permanently ineligible to apply for any license, permit, or certificate 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. Montgomery of this action.

18. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY ADAM M. PETCOVIC AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HIS CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HIS PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Adam M. Petcovic has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on August 15, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Adam M. Petcovic that authorizes the State Board of Education to enter an order permanently revoking all of his current and previously held licenses, permits, and certificates and permanently denying any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Petcovic's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.31; and

WHEREAS the form specifies that Adam M. Petcovic is ineligible for and may not reapply for certification or licensure in the state of Ohio; and

WHEREAS Adam M. Petcovic has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, his right to a hearing and his right to appeal the Resolution of the State Board of Education: 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** Adam M. Petcovic's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Petcovic's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.31. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b) and (A)(3)(b), orders Adam M. Petcovic be permanently ineligible to apply for any license, permit, or certificate 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. Petcovic of this action.

19. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY MATTHEW D. SEEMAN AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HIS CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HIS PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Matthew D. Seeman has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on August 26, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Matthew D. Seeman that authorizes the State Board of Education to enter an order permanently revoking all of his current and previously held licenses, permits, and certificates and permanently denying any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Seeman's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

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

WHEREAS Matthew D. Seeman has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, his right to a hearing and his right to appeal the Resolution of the State Board of Education: 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** Matthew

D. Seeman's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Seeman'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) and (A)(3)(b), orders Matthew D. Seeman be permanently ineligible to apply for any license, permit, or certificate 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. Seeman of this action.

20. RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY FREDERICK D. SLOAN II AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HIS CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HIS PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE

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

WHEREAS Frederick D. Sloan II has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on July 10, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Frederick D. Sloan II that authorizes the State Board of Education to enter an order permanently revoking all of his current and previously held licenses, permits, and certificates and permanently denying any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Sloan's conviction for trespassing; and

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

WHEREAS Frederick D. Sloan II has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, his right to a hearing and his right to appeal the Resolution of the State Board of Education: 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** Frederick D. Sloan II's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Sloan's conviction for trespassing. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b) and (A)(3)(b), orders Frederick D. Sloan II be permanently ineligible to apply for any license, permit, or certificate 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. Sloan of this action.

21. **RESOLUTION TO ACCEPT THE PERMANENT VOLUNTARY SURRENDER AND DENIAL OF LICENSES FORM SIGNED BY STEPHEN K. SMITH AND TO ENTER AN ORDER TO REVOKE PERMANENTLY ALL OF HIS CURRENT AND PREVIOUSLY HELD LICENSES, PERMITS, AND CERTIFICATES AND TO DENY PERMANENTLY ANY OF HIS PENDING APPLICATIONS FOR A LICENSE, PERMIT, OR CERTIFICATE**

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

WHEREAS Stephen K. Smith has applied for and/or has been issued a license, permit, or certificate by the Ohio Department of Education; and

WHEREAS on July 17, 2019, the Ohio Department of Education received a permanent voluntary surrender and denial of licenses form from Stephen K. Smith that authorizes the State Board of Education to enter an order permanently revoking all of his current and previously held licenses, permits, and certificates and permanently denying any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Smith's decision not to participate in any further proceedings pursuant to Ohio Revised Code 3319.311; and

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

WHEREAS Stephen K. Smith has expressly and forever waived all rights as set forth in Chapter 119 of the Ohio Revised Code, including but not limited to, his right to a hearing and his right to appeal the Resolution of the State Board of Education: 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** Stephen K. Smith's current and any previously held licenses, permits, and certificates and **DENIES** any pending applications that he has submitted for a license, permit, or certificate based upon Mr. Smith'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) and (A)(3)(b), orders Stephen K. Smith be permanently ineligible to apply for any license, permit, or certificate 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. Smith of this action.

It was Moved by Ms. Fowler and Seconded by Ms. Johnson that the Consent Agenda (Items 1-21) be approved.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins
Stephanie Dodd
John Hagan
Kirsten Hill
Jenny Kilgore
Mark Lamoncha
Antoinette Miranda
Reginald Wilkinson

Stephen Dackin
Sarah Fowler
Linda Haycock
Meryl Johnson
Laura Kohler
Martha Manchester
Eric Poklar
Lisa Woods

ABSTAIN

Nick Owens

Motion carried.

Ms. Fowler presented the following recommendation (Item 22):

**22. RESOLUTION TO ADOPT CHANGES TO OHIO ADMINISTRATIVE RULE
3301-16-08 / STATE SEAL OF BILITERACY**

The State Board of Education (“Board”) hereby **ADOPTS** the following Preambles and Resolutions:

Ohio Revised Code (ORC) Section 3301.07 allows the Board to adopt rules necessary for carrying out any function imposed on it by law;

ORC 3313.6111 requires the Board to adopt rules to implement the provisions of that Section;

OAC 3301-16-08, as adopted by the Board pursuant to ORC 3313.6111, became effective November 11, 2017;

This rule is being amended to clarify that earning a score of proficient on the Ohio English language proficiency assessment is an English language arts qualifier for the purposes of the State Seal of Biliteracy, but not for the purposes of graduation;

The Teaching, Leading and Learning Committee recommended at its July 2019 meeting that the rule be amended in the form attached hereto.

NOW, THEREFORE, BE IT RESOLVED, that the Board adopts the changes to OAC 3301-16-08 / State Seal of Biliteracy in the form attached hereto;

FURTHER RESOLVED, that the Superintendent of Public Instruction or his designee be, and 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 or his designee be, and 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 22) be approved.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins	Stephen Dackin
Stephanie Dodd	Sarah Fowler
John Hagan	Linda Haycock
Kirsten Hill	Meryl Johnson
Jenny Kilgore	Laura Kohler
Mark Lamoncha	Martha Manchester
Antoinette Miranda	Nick Owens
Eric Poklar	Reginald Wilkinson
Lisa Woods	

Motion carried.

Dr. Miranda presented the following recommendation (Item 23):

23. RESOLUTION TO ADOPT CHANGES TO OHIO ADMINISTRATIVE RULES 3301-83-05 ADMINISTRATION; 3301-83-08 PUPIL TRANSPORTATION MANGAGEMENT POLICIES; AND 3301-83-10 PERSONNEL TRAINING PROGRAM

The State Board of Education hereby **ADOPTS** the following Preambles and Resolutions:

Ohio Revised Code (ORC) Section 4511.76(B) mandated the Department of Education, by and with the advice of the director of the Department of Public Safety, to adopt and enforce rules relating to the operation of all vehicles used for pupil transportation;

The State Board of Education adopted Ohio Administrative Code (OAC) Chapter 3301-83 as a result, and several rules from the chapter are being reviewed as part of the five-year rule review; and

OAC 3301-83-05, 3301-83-08, and 3301-83-10 are being amended to clarify current requirements and to require school districts to adopt policies and procedures.

NOW, THEREFORE, BE IT RESOLVED, that the State Board approves changes to 3301-83-05, 3301-83-08, and 3301-83-10 in the form presented to the State Board;

FURTHER RESOLVED, that the Superintendent of Public Instruction or his designee be, and 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 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 Dr. Miranda that the above recommendation (Item 23) be approved.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins
Stephanie Dodd
John Hagan
Kirsten Hill
Jenny Kilgore
Mark Lamoncha
Antoinette Miranda
Eric Poklar
Lisa Woods

Stephen Dackin
Sarah Fowler
Linda Haycock
Meryl Johnson
Laura Kohler
Martha Manchester
Nick Owens
Reginald Wilkinson

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 24):

24. RESOLUTION TO REVOKE PERMANENTLY THE ONE-YEAR TEMPORARY ADOLESCENCE TO YOUNG ADULT TEACHING LICENSE OF BRIAN E. DUGAN

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

WHEREAS Brian E. Dugan held a one-year temporary adolescence to young adult teaching license issued in 2018; and

WHEREAS on May 22, 2019, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Brian E. Dugan of its intent to determine whether to limit, suspend, revoke, or permanently revoke his one-year temporary adolescence to young adult teaching license issued in 2018 pursuant to Ohio Revised Code 3319.31(B)(1) and (B)(2)(b). The notice was based upon Mr. Dugan's 2018 conviction in the Canton Municipal Court for one misdemeanor count of domestic violence. Further, the notice included as an aggravating factor

that on or about March 23, 2017, Mr. Dugan was disciplined by the State Board of Education when he entered into a consent agreement with the State Board of Education relating to his 2016 conviction in the Canton Municipal Court for one misdemeanor count of disorderly conduct; and

WHEREAS the notice informed Mr. Dugan 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 one-year temporary adolescence to young adult teaching license issued in 2018; and

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

WHEREAS the State Board of Education has reviewed the affidavit of the director of the Office of Professional Conduct, Notice of the State Board of Education's Intended Action and Opportunity for a Hearing, certified court records from the Canton Municipal Court, and Mr. Dugan's 2017 consent agreement with the State Board of Education; and

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

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

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1) and (B)(2)(b), hereby **REVOKES** Brian E. Dugan's one-year temporary adolescence to young adult teaching license issued in 2018 based upon Mr. Dugan's 2018 conviction in the Canton Municipal Court for one misdemeanor count of domestic violence. Pursuant to Ohio Administrative Code Rule 3301-73-21(B), the State Board of Education further considers in aggravation that on or about March 23, 2017, Mr. Dugan was disciplined by the State Board of Education when he entered into a consent agreement with the State Board of Education relating to his 2016 conviction in the Canton 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)(2)(b), orders that Brian E. Dugan be permanently ineligible to apply for any license, permit, or certificate 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. Dugan of this action.

It was Moved by Ms. Woods and Seconded by Mrs. Hill that the above recommendation (Item 24) be approved.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins
Stephanie Dodd
John Hagan
Kirsten Hill
Jenny Kilgore
Mark Lamoncha
Antoinette Miranda
Reginald Wilkinson

Stephen Dackin
Sarah Fowler
Linda Haycock
Meryl Johnson
Laura Kohler
Martha Manchester
Eric Poklar
Lisa Woods

ABSTAIN

Nick Owens

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 25):

25. RESOLUTION TO ACCEPT THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER TO DENY PERMANENTLY THE FIVE-YEAR SUBSTITUTE ADOLESCENCE TO YOUNG ADULT TEACHING LICENSE APPLICATION OF MARK J. GABOR

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

WHEREAS Mark J. Gabor has applied for a five-year substitute adolescence to young adult teaching license; and

WHEREAS on January 24, 2019, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Mark J. Gabor of its intent to deny or permanently deny his application for a five-year substitute adolescence to young adult teaching license pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Mr. Gabor engaging in the following conduct that is unbecoming to the teaching profession: on or about March 17, 2006, Mr. Gabor entered into a consent agreement with the Ohio Board of Nursing and pursuant to the terms of the 2006 consent agreement, his license to practice nursing as a registered nurse was suspended indefinitely; on or about May 19, 2007, the State of Ohio Counselor, Social Worker and Marriage, and Family Therapist Board denied Mr. Gabor a license to practice as a social worker in Ohio after finding that he falsified his licensure application by marking that he had not been the subject of any disciplinary action by a licensing board when in fact he had been disciplined by the Ohio Board of Nursing in 2006; on or about January 18, 2008, the Ohio Board of Nursing permanently revoked Mr. Gabor's registered nurse license; and Mr. Gabor falsified six applications that he submitted to the Ohio Department of Education in 2006, 2007, 2012, 2013, and 2018 by failing to disclose his disciplinary actions with the Ohio Board of Nursing and the State of Ohio Counselor, Social Worker, and Marriage and Family Therapist Board.

Specifically, Mr. Gabor falsified the following applications: on or about December 27, 2006 and February 7, 2007, Mr. Gabor failed to disclose on his applications the 2006 indefinite suspension of his nursing license; on or about May 23, 2007, Mr. Gabor failed to disclose on his application the 2006 indefinite suspension of his nursing license, and 2007 denial of his social worker license; on or about June 25, 2012 and July 8, 2013, Mr. Gabor failed to disclose on his applications the 2006 indefinite suspension of his nursing license, 2007 denial of his social worker license, and 2008 permanent revocation of his nursing license; and on or about May 10, 2018, Mr. Gabor failed to disclose on his pending application the 2007 denial of his social worker license; and

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

WHEREAS a hearing was held on June 6, 2019; and

WHEREAS Mr. Gabor was not present at the hearing nor represented by counsel, but he did submit his contentions in writing; and

WHEREAS the hearing officer recommends that Mr. Gabor's application be denied. Further it is recommended that Mr. Gabor be permanently ineligible to apply for any license, permit, or certificate issued by the State Board of Education. The hearing officer's recommendation is based upon Mr. Gabor engaging in conduct that is unbecoming to the teaching profession as a result of the disciplinary actions regarding his nursing license by the Ohio Board of Nursing and the denial of his social worker application by the State of Ohio Counselor, Social Worker and Marriage and Family Therapist Board, as well as his failure to disclose the previous disciplinary actions against his licenses and his license application denial on six separate applications for a teaching license to the Ohio Department of Education; and

WHEREAS the State Board of Education considered the objections to the hearing officer's report and recommendation which Mr. Gabor 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** Mark J. Gabor's application for a five-year substitute adolescence to young adult teaching license based upon Mr. Gabor engaging in the following conduct that is unbecoming to the teaching profession: on or about March 17, 2006, Mr. Gabor entered into a consent agreement with the Ohio Board of Nursing and pursuant to the terms of the 2006 consent agreement, his license to practice nursing as a registered nurse was suspended indefinitely; on or about May 19, 2007, the State of Ohio Counselor, Social Worker, and Marriage and Family Therapist Board denied Mr. Gabor a license to practice as a social worker in Ohio after finding that he falsified his licensure application by marking that he had not been the subject of any disciplinary action by a licensing board when in fact he had been disciplined by the Ohio Board of Nursing in 2006; on or about January 18, 2008, the Ohio Board of Nursing permanently revoked

Mr. Gabor's registered nurse license; and Mr. Gabor falsified six applications that he submitted to the Ohio Department of Education in 2006, 2007, 2012, 2013, and 2018 by failing to disclose his disciplinary actions with the Ohio Board of Nursing and the State of Ohio Counselor, Social Worker, and Marriage and Family Therapist Board. Specifically, Mr. Gabor falsified the following applications: on or about December 27, 2006 and February 7, 2007, Mr. Gabor failed to disclose on his applications the 2006 indefinite suspension of his nursing license; on or about May 23, 2007, Mr. Gabor failed to disclose on his application the 2006 indefinite suspension of his nursing license, and 2007 denial of his social worker license; on or about June 25, 2012 and July 8, 2013, Mr. Gabor failed to disclose on his applications the 2006 indefinite suspension of his nursing license, 2007 denial of his social worker license, and 2008 permanent revocation of his nursing license; and on or about May 10, 2018, Mr. Gabor failed to disclose on his pending application the 2007 denial of his social worker license. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(3)(b), orders Mark J. Gabor be permanently ineligible to apply for any license, permit, or certificate 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. Gabor of this action.

It was Moved by Dr. Wilkinson and Seconded by Dr. Kilgore that the above recommendation (Item 25) be approved.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins
Stephanie Dodd
John Hagan
Kirsten Hill
Jenny Kilgore
Mark Lamoncha
Antoinette Miranda
Eric Poklar
Lisa Woods

Stephen Dackin
Sarah Fowler
Linda Haycock
Meryl Johnson
Laura Kohler
Martha Manchester
Nick Owens
Reginald Wilkinson

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 26):

26. RESOLUTION TO REVOKE THE THREE-YEAR PUPIL ACTIVITY PERMIT OF BRITTANY M. HOVER

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

WHEREAS Brittany M. Hover holds a three-year pupil activity permit issued in 2017; and

WHEREAS on June 25, 2019, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Brittany M. Hover of its intent to determine whether to limit, suspend, revoke, or permanently revoke her three-year pupil activity permit issued in 2017 pursuant to Ohio Revised Code 3319.31(B)(1), (B)(2)(a), (B)(2)(c), and (B)(3). The notice was based upon Ms. Hover's 2018 guilty plea in the Allen 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

WHEREAS the notice informed Ms. Hover 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 three-year pupil activity permit issued in 2017; and

WHEREAS Brittany M. Hover did not request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has reviewed the affidavit of the director of the Office of Professional Conduct, Notice of the State Board of Education's Intended Action and Opportunity for a Hearing, certified court records from the Allen County Court of Common Pleas, and certified police records from the Allen County Sheriff's Office; 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** Brittany M. Hover's three-year pupil activity permit issued in 2017 based upon Ms. Hover's 2018 guilty plea in the Allen County Court of Common Pleas to one felony count of theft and subsequent entry into the court's intervention in lieu of conviction program. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(a), orders that Brittany M. Hover be ineligible to apply for any license, permit, or certificate issued by the State Board of Education until on or after September 16, 2022 provided that upon reapplication Ms. Hover submits verification to the Ohio Department of Education that she has completed successfully her intervention in lieu of conviction program, maintained sobriety, completed all recommended counseling and treatment ordered by the court, and completed a fitness to teach evaluation and any recommendations with the fitness evaluation to be at Ms. Hover's

expense and conducted by a licensed psychologist or psychiatrist who is approved in advance by the Ohio Department of Education; and, Be It Further

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

It was Moved by Ms. Johnson and Seconded by Mrs. Manchester that the above recommendation (Item 26) be approved.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins
Stephanie Dodd
John Hagan
Kirsten Hill
Jenny Kilgore
Mark Lamoncha
Antoinette Miranda
Eric Poklar
Lisa Woods

Stephen Dackin
Sarah Fowler
Linda Haycock
Meryl Johnson
Laura Kohler
Martha Manchester
Nick Owens
Reginald Wilkinson

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 27):

27. RESOLUTION TO ACCEPT THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER TO DENY A TWO-YEAR EXTENSION OF A FOUR-YEAR RESIDENT EDUCATOR MULTI-AGE TEACHING LICENSE APPLICATION OF MARIO A. KIRKENDALL

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

WHEREAS Mario A. Kirkendall has applied for a two-year extension of his four-year resident educator multi-age teaching license issued in 2012 and held a three-year pupil activity permit issued in 2015; and

WHEREAS on August 8, 2018, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Mario A. Kirkendall of its intent to deny or permanently deny his application for a two-year extension of his four-year resident educator multi-age teaching license issued in 2012 and to limit, suspend, revoke, or permanently revoke his three-year pupil activity permit issued in 2015 pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Mr. Kirkendall engaging in conduct that is unbecoming to the teaching profession on or about October 23, 2015, when he placed a student in a headlock and/or placed his arm around the student's neck and, in addition, made inappropriate comments to the student about the student's mother; and

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

WHEREAS a hearing was held on March 28, 2019; and

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

WHEREAS the hearing officer recommends that Mr. Kirkendall's pending application be denied. Further it is recommended that Mr. Kirkendall be ineligible to apply for any license, permit, or certificate issued by the State Board of Education for a period of three years and that upon reapplication, Mr. Kirkendall must provide written verification to the Ohio Department of Education that he has successfully completed eight hours of professionalism training, sixteen hours of classroom management training, and eight hours of nonphysical intervention training. The hearing officer's recommendation is based upon Mr. Kirkendall engaging in conduct that is unbecoming to the teaching profession when he engaged in a physical altercation with a student and directed a lewd comment to the student; and

WHEREAS the State Board of Education considered the objections to the hearing officer's report and recommendation which Mr. Kirkendall 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** Mario A. Kirkendall's application for a two-year extension of his four-year resident educator multi-age teaching license issued in 2012 based upon Mr. Kirkendall engaging in conduct that is unbecoming to the teaching profession on or about October 23, 2015, when he placed a student in a headlock and/or placed his arm around the student's neck and, in addition, made inappropriate comments to the student about the student's mother. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(3)(a), orders that Mario A. Kirkendall be ineligible to reapply for any license, permit, or certificate issued by the State Board of Education until on or after September 16, 2022, and provided he submits written verification to the Ohio Department of Education that he has completed, at his own expense, eight hours of professionalism training, sixteen hours of classroom management training, and eight hours of nonphysical intervention training, with all training to be approved in advance by the Ohio Department of Education; and, Be It Further

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

It was Moved by Mr. Lamoncha and Seconded by Mrs. Hill that the above recommendation (Item 27) be approved.

Ms. Fowler Moved to amend the resolution by substitution. She proposed that Mr. Kirkendall be ineligible to reapply for any license, permit, or certificate issued by the State Board of Education until he submits written verification to the Ohio Department of Education that he has completed, at his own expense, eight hours of professionalism training, sixteen hours of classroom management training, and eight hours of nonphysical intervention training, with all training to be approved in advance by the Ohio Department of Education. Ms. Woods Seconded the motion.

President Kohler called for a roll call vote on the proposed amended.

YES VOTES

Cindy Collins	Stephen Dackin
Stephanie Dodd	Sarah Fowler
John Hagan	Linda Haycock
Kirsten Hill	Meryl Johnson
Jenny Kilgore	Laura Kohler
Mark Lamoncha	Martha Manchester
Antoinette Miranda	Eric Poklar
Reginald Wilkinson	Lisa Woods

ABSTAIN

Nick Owens

Motion carried.

27. RESOLUTION TO MODIFY THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER AND TO DENY A TWO-YEAR EXTENSION OF A FOUR-YEAR RESIDENT EDUCATOR MULTI-AGE TEACHING LICENSE APPLICATION OF MARIO A. KIRKENDALL

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

WHEREAS Mario A. Kirkendall has applied for a two-year extension of his four-year resident educator multi-age teaching license issued in 2012 and held a three-year pupil activity permit issued in 2015; and

WHEREAS on August 8, 2018, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Mario A. Kirkendall of its intent to deny or permanently deny his application for a two-year extension of his four-year resident educator multi-age teaching license issued in 2012 and to limit, suspend, revoke, or permanently revoke his three-year pupil activity permit issued in 2015 pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Mr. Kirkendall engaging in conduct that is unbecoming to the teaching profession on or about October 23, 2015, when he placed a student in a headlock and/or placed his arm around the student's neck and, in addition, made inappropriate comments to the student about the student's mother; and

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

WHEREAS a hearing was held on March 28, 2019; and

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

WHEREAS the hearing officer recommends that Mr. Kirkendall's pending application be denied. Further it is recommended that Mr. Kirkendall be ineligible to apply for any license, permit, or certificate issued by the State Board of Education for a period of three years and that upon reapplication, Mr. Kirkendall must provide written verification to the Ohio Department of Education that he has successfully completed eight hours of professionalism training, sixteen hours of classroom management training, and eight hours of nonphysical intervention training. The hearing officer's recommendation is based upon Mr. Kirkendall engaging in conduct that is unbecoming to the teaching profession when he engaged in a physical altercation with a student and directed a lewd comment to the student; and

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

WHEREAS the State Board of Education modifies the Recommendation section of the Summary Fact Sheet, the third paragraph of the Executive Summary of the Report and Recommendation, Conclusion of Law numbered 15, and the Recommendation section of the Report and Recommendation by deleting the words, "for three years, and"; and

WHEREAS the State Board of Education adopts the remaining portions of the hearing officer's report and recommendation; and

WHEREAS the State Board may determine that a penalty outside the range of the disciplinary guidelines listed in the *Licensure Code of Professional Conduct for Ohio Educators* is more appropriate in an individual case based upon the aggravating and mitigating factors as outlined in Section 3301-73-21 of the Ohio Administrative Code and any other factors the State Board considers relevant; and

WHEREAS the State Board finds that the administrative record identifies the following mitigating factors: Mr. Kirkendall was a relatively young teacher when the incident occurred, he has no previous or subsequent disciplinary record or other misconduct, he has not held a valid teaching license in Ohio since 2016, he has not taught in any school in Ohio since February 2016, he received a letter of recommendation from his former principal who opined that Mr. Kirkendall was a young teacher who made a bad mistake, and Mr. Kirkendall is amenable to rehabilitation as evidenced by his willingness to complete further training; and

WHEREAS the State Board concludes that the hearing officer erred when she did not give the preceding facts and mitigating factors the weight they deserved when she made her recommendation; and

WHEREAS the State Board concludes prohibiting Mr. Kirkendall from reapplying for three years is not warranted in this case based on the mitigating factors and a more appropriate sanction would be to deny Mr. Kirkendall's license, but allow him to reapply after he completes, at his own expense, eight hours of professionalism training, sixteen hours of classroom management training, and eight hours of nonphysical intervention training: Therefore, Be It

RESOLVED, That the State Board of Education modifies the Recommendation section of the Summary Fact Sheet, the third paragraph of the Executive Summary of the Report and Recommendation, Conclusion of Law numbered 15, and the Recommendation section of the Report and Recommendation by deleting the words, "for three years, and"; and, Be It Further

RESOLVED, That the State Board of Education adopts the remaining portions of the hearing officer's report and recommendation; and, Be It Further

RESOLVED, That the State Board finds that the administrative record identifies the following mitigating factors: Mr. Kirkendall was a relatively young teacher when the incident occurred, he has no previous or subsequent disciplinary record or other misconduct, he has not held a valid teaching license in Ohio since 2016, he has not taught in any school in Ohio since February 2016, he received a letter of recommendation from his former principal who opined that Mr. Kirkendall was a young teacher who made a bad mistake, and Mr. Kirkendall is amenable to rehabilitation as evidenced by his willingness to complete further training; and, Be It Further

RESOLVED, That the State Board concludes that the hearing officer erred when she did not give the preceding facts and mitigating factors the weight they deserved when she made her recommendation; and, Be It Further

RESOLVED, That the State Board concludes prohibiting Mr. Kirkendall from reapplying for three years is not warranted in this case based on the mitigating factors and a more appropriate sanction would be to deny Mr. Kirkendall's license, but allow him to reapply after he completes, at his own expense, eight hours of professionalism training, sixteen hours of classroom management training, and eight hours of nonphysical intervention training: Therefore, Be It

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), hereby **DENIES** Mario A. Kirkendall's application for a two-year extension of his four-year resident educator multi-age teaching license issued in 2012 based upon Mr. Kirkendall engaging in conduct that is unbecoming to the teaching profession on or about October 23, 2015, when he placed his arm around a student's neck and walked several steps and, in addition, made an inappropriate comment to the student about moms which would have included the student's mother. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(3)(a), orders that Mario A. Kirkendall be ineligible to reapply for any license, permit, or certificate issued by the State Board of Education until he submits written verification to the Ohio Department of Education that he has completed, at his own expense, eight hours of professionalism training, sixteen hours of classroom management training, and eight hours of nonphysical intervention training, with all training to be approved in advance by the Ohio Department of Education; and, Be It Further

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

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

YES VOTES

Cindy Collins	Stephen Dackin
Stephanie Dodd	Sarah Fowler
John Hagan	Linda Haycock
Kirsten Hill	Meryl Johnson
Jenny Kilgore	Laura Kohler
Mark Lamoncha	Martha Manchester
Antoinette Miranda	Eric Poklar
Reginald Wilkinson	Lisa Woods

ABSTAIN

Nick Owens

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 28):

28. RESOLUTION TO ACCEPT THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER AND TO DENY PERMANENTLY THE FIVE-YEAR SUBSTITUTE MULTI-AGE TEACHING LICENSE APPLICATION OF DANIEL J. LOSTEINER

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

WHEREAS Daniel J. Losteiner has applied for a five-year substitute multi-age teaching license; and

WHEREAS on October 10, 2018, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Daniel J. Losteiner of its intent to deny or permanently deny his application for a five-year substitute multi-age teaching license pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon *[redacted in accordance with Ohio law]*; and

WHEREAS Mr. Losteiner requested a hearing regarding the State Board of Education's intent, but he withdrew his request prior the hearing; and

WHEREAS a hearing was held on May 2, 2019; and

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

WHEREAS the hearing officer recommends that *[sealed by the hearing officer]*. The hearing officer's recommendation is based upon *[sealed by the hearing officer]*; 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** Daniel J. Losteiner's application for a five-year substitute multi-age teaching license 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 Daniel J. Losteiner be permanently ineligible to apply for any license, permit, or certificate 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. Losteiner of this action.

It was Moved by Dr. Kilgore and Seconded by Ms. Johnson that the above recommendation (Item 28) be approved.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins	Stephen Dackin
Stephanie Dodd	Sarah Fowler
John Hagan	Linda Haycock
Kirsten Hill	Meryl Johnson
Jenny Kilgore	Laura Kohler
Mark Lamoncha	Martha Manchester
Antoinette Miranda	Nick Owens
Eric Poklar	Reginald Wilkinson
Lisa Woods	

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 29):

29. RESOLUTION TO ACCEPT THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER TO REVOKE PERMANENTLY THE FOUR-YEAR RESIDENT EDUCATOR INTERVENTION SPECIALIST TEACHING LICENSE OF CANDACE N. MAKUH

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

WHEREAS Candace N. Makuh held a four-year resident educator intervention specialist teaching license issued in 2011; and

WHEREAS on October 22, 2018, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Candace N. Makuh of its intent to determine whether to limit, suspend, revoke, or permanently revoke her four-year resident educator intervention specialist teaching license issued in 2011 pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Ms. Makuh engaging in conduct that is unbecoming to the teaching profession on or about the 2016-2017 school year, when she forged signatures on Individual Education Program (IEP) forms for six students and on an Evaluation Team Report (ETR) form for another student; and

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

WHEREAS a hearing was held on March 19, 2019; and

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

WHEREAS the hearing officer recommends that Ms. Makuh's license be revoked and that she be permanently ineligible to apply for any license, permit, or certificate issued by the State Board of Education. The hearing officer's recommendation is based upon Ms. Makuh engaging in conduct that is unbecoming to the teaching profession when she lied to her supervisors and co-workers about scheduling meetings that were never scheduled or held, when she forged signatures of her co-workers and administrators on IEP and ETR forms, and when her dishonesty and unprofessional behavior adversely affected students with special needs; 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** Candace N. Makuh's four-year resident educator intervention specialist teaching license issued in 2011 based upon Ms. Makuh engaging in conduct that is unbecoming to the teaching profession on or about the 2016-2017 school year, when she forged signatures on Individual Education Program (IEP) forms for six students and on an Evaluation Team Report (ETR) form for another student. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(b), orders Candace N. Makuh be permanently ineligible to apply for any license, permit, or certificate 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. Makuh of this action.

It was Moved by Ms. Fowler and Seconded by Mrs. Manchester that the above recommendation (Item 29) be approved.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins	Stephen Dackin
Stephanie Dodd	Sarah Fowler
John Hagan	Linda Haycock
Kirsten Hill	Meryl Johnson
Jenny Kilgore	Laura Kohler
Mark Lamoncha	Martha Manchester
Antoinette Miranda	Nick Owens
Eric Poklar	Reginald Wilkinson
Lisa Woods	

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 30):

30. RESOLUTION TO ACCEPT THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER TO ADMONISH JODI L. SMITH AND TO ISSUE HER ONE-YEAR TEMPORARY PUPIL SERVICES LICENSE AND FIVE-YEAR PUPIL ACTIVITY PERMIT APPLICATIONS

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

WHEREAS Jodi L. Smith holds a five-year professional elementary teaching license issued in 2015 and has applied for a one-year temporary pupil services license and a five-year pupil activity permit; and

WHEREAS on August 10, 2018, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Jodi L. Smith of its intent to determine whether to deny or permanently deny her pending applications for a one-year temporary pupil services license and five-year pupil activity permit and to limit, suspend, revoke, or permanently revoke her five-year professional elementary teaching license issued in 2015 pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Ms. Smith engaging in conduct that is unbecoming to the teaching profession for eight school years from on or about the 2008-2009 school year until the fall of 2016, when she worked as a school guidance counselor with Ridgedale Local School District, a position that requires an educator to hold a pupil services license from the Ohio Department of Education, even though Ms. Smith has never been issued a pupil services license that would have allowed her to be employed as a school guidance counselor; and

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

WHEREAS a hearing was held on March 21-22, 2019; and

WHEREAS Ms. Smith was present at the hearing, and she was represented by counsel; and

WHEREAS the hearing officer recommends that Ms. Smith be admonished by the State Board of Education and that her applications be issued. The hearing officer's recommendation is based upon Ms. Smith engaging in conduct that is unbecoming to the teaching profession when she served as a guidance counselor for several years without the proper credential, but finding in mitigation that Ms. Smith's misconduct was not purposeful, her evaluations as a teacher and as a school counselor were excellent, her conduct and work activity before and after the misconduct has been praised, her lack of prior disciplinary record, and her continued license will not negatively impact the health, safety, or welfare of the school community and/or statewide education community; and

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

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), hereby **ADMONISHES** Jodi L. Smith, who holds a five-year professional elementary teaching license issued in 2015, based upon Ms. Smith engaging in conduct that is unbecoming to the teaching profession for eight school years from on or about the 2008-2009 school year until the fall of 2016, when she worked as a school guidance counselor with Ridgedale Local School District, a position that requires an educator to hold a pupil services license from the Ohio Department of Education, even though Ms. Smith has never been issued a pupil services license that would have allowed her to be employed as a school guidance counselor; and, Be It Further

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), hereby directs the Ohio Department of Education to **ISSUE** Jodi L. Smith's one-year temporary pupil services license and five-year pupil activity permit; and, Be It Further

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

It was Moved by Mr. Lamoncha and Seconded by Dr. Miranda that the above recommendation (Item 30) be approved.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins
Stephanie Dodd
John Hagan
Kirsten Hill

Stephen Dackin
Sarah Fowler
Linda Haycock
Meryl Johnson

Jenny Kilgore
Mark Lamoncha
Antoinette Miranda
Reginald Wilkinson

Laura Kohler
Martha Manchester
Eric Poklar
Lisa Woods

ABSTAIN

Nick Owens

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 31):

31. RESOLUTION TO ACCEPT THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER AND TO REVOKE PERMANENTLY THE PERMANENT NON-TAX TEACHING CERTIFICATE OF MARY E. VAN LOVEREN

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

WHEREAS Mary E. Van Loveren holds a permanent non-tax teaching certificate issued in 2009 with an effective year of 2008; and

WHEREAS on August 31, 2018, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Mary E. Van Loveren of its intent to determine whether to limit, suspend, revoke, or permanently revoke her permanent non-tax teaching certificate issued in 2009 with an effective year of 2008 pursuant to Ohio Revised Code 3319.31(B)(1) and *[redacted in accordance with Ohio law]*. The notice was based upon *[redacted in accordance with Ohio law]*; and

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

WHEREAS a hearing was held on March 12, 2019; and

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

WHEREAS the hearing officer recommends that *[sealed by the hearing officer]*. The hearing officer's recommendation is based upon *[sealed by the hearing officer]*; and

WHEREAS Ms. Van Loveren filed objections to the hearing officer's report and recommendation, but her objections were not filed in accordance with Ohio Revised Code 119.09; and

WHEREAS the Ohio Department of Education notified Ms. Van Loveren by letter that her objections would not be considered because they were not 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) and [redacted in accordance with Ohio law], hereby **REVOKES** Mary E. Van Loveren's permanent non-tax teaching certificate issued in 2009 with an effective year of 2008 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)(2)(b), orders Mary E. Van Loveren be permanently ineligible to apply for any license, permit, or certificate 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. Van Loveren of this action.

It was Moved by Dr. Wilkinson and Seconded by Mrs. Collins that the above recommendation (Item 31) be approved.

Mrs. Haycock Moved to amend the resolution by substitution. She proposed to limit Ms. Van Loveren's permanent non-tax teaching certificate allows her to perform classroom teaching duties, but prohibits her from performing any school administrative functions and/or holding any school administrative positions for a period of at least three years and until she provides written verification to the Ohio Department of Education that she has completed a course on educational leadership with the course to be approved in advance by the Ohio Department of Education. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(a), orders Mary E. Van Loveren be ineligible to apply for any administrative license, permit, or certificate issued by the State Board of Education until on or after September 17, 2021 or until she has completed the aforementioned educational leadership course, whichever occurs last. Mrs. Hill Seconded the motion. Ms. Fowler stated a permanent revocation is not warranted due to mitigating factors and a more appropriate sanction would be to limit Ms. Van Loveren's permit in a manner that would allow her to perform classroom teaching, but prohibit her from performing any administrative functions for a period of three years and until she completes an educational leadership course.

A friendly amendment was accepted with no objections to the following word change;

Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(a), orders Mary E. Van Loveren be ineligible to apply for any administrative license, permit, or certificate issued by the State Board of Education until on or after September 17, 2021 or until she has completed the aforementioned educational leadership course, whichever occurs last;

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

YES VOTES

Cindy Collins
Stephanie Dodd
John Hagan

Stephen Dackin
Sarah Fowler
Linda Haycock

Kirsten Hill
Jenny Kilgore
Mark Lamoncha
Antoinette Miranda
Reginald Wilkinson

Meryl Johnson
Laura Kohler
Martha Manchester
Nick Owens
Lisa Woods

NO VOTES

Eric Poklar

Motion carried.

31. RESOLUTION TO MODIFY THE REPORT OF THE HEARING OFFICER, TO REJECT THE RECOMMENDATION OF THE HEARING OFFICER, AND TO LIMIT THE PERMANENT NON-TAX TEACHING CERTIFICATE OF MARY E. VAN LOVEREN

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

WHEREAS Mary E. Van Loveren holds a permanent non-tax teaching certificate issued in 2009 with an effective year of 2008; and

WHEREAS on August 31, 2018, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Mary E. Van Loveren of its intent to determine whether to limit, suspend, revoke, or permanently revoke her permanent non-tax teaching certificate issued in 2009 with an effective year of 2008 pursuant to Ohio Revised Code [*redacted in accordance with Ohio law*]. The notice was based upon [*redacted in accordance with Ohio law*]; and

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

WHEREAS a hearing was held on March 12, 2019; and

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

WHEREAS the hearing officer recommends that [*sealed by the hearing officer*]. The hearing officer's recommendation is based upon [*sealed by the hearing officer*]; and

WHEREAS Ms. Van Loveren filed objections to the hearing officer's report and recommendation, but her objections were not filed in accordance with Ohio Revised Code 119.09; and

WHEREAS the Ohio Department of Education notified Ms. Van Loveren by letter that her objections would not be considered because they were not 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; and

WHEREAS the State Board of Education rejects the following portions of the hearing officer's Report and Recommendation: *[sealed by the hearing officer]*; and

WHEREAS the State Board of Education adopts the remaining portions of the hearing officer's report and recommendation; and

WHEREAS the State Board may determine that a penalty outside the range of the disciplinary guidelines listed in the *Licensure Code of Professional Conduct for Ohio Educators* is more appropriate in an individual case based upon the aggravating and mitigating factors as outlined in Section 3301-73-21 of the Ohio Administrative Code and any other factors the State Board considers relevant; and

WHEREAS the State Board finds that the administrative record identifies the following mitigating factors: *[sealed by the hearing officer]*; and

WHEREAS the State Board concludes that the hearing officer erred when he did not give the preceding facts and mitigating factors the weight they deserved when he made his recommendation; and

WHEREAS the State Board concludes a permanent revocation of Ms. Van Loveren's permit is not warranted in this case based on the mitigating factors and a more appropriate sanction would be to limit Ms. Van Loveren's permit in a manner that would allow her to perform classroom teaching, but prohibit her from performing any administrative functions for a period of three years and until she completes an educational leadership course: Therefore, Be It

RESOLVED, That the State Board of Education rejects the following portions of the hearing officer's Report and Recommendation: *[sealed by the hearing officer]*; and, Be It Further

RESOLVED, That the State Board of Education adopts the remaining portions of the hearing officer's report and recommendation; and, Be It Further

RESOLVED, That the State Board finds that the administrative record identifies the following mitigating factors: *[sealed by the hearing officer]*; and, Be It Further

RESOLVED, That the State Board concludes that the hearing officer erred when he did not give the preceding facts and mitigating factors the weight they deserved when he made his recommendation; and, Be It Further

RESOLVED, That the State Board concludes a permanent revocation of Ms. Van Loveren's permit is not warranted in this case based on the mitigating factors and a more appropriate sanction would be to limit Ms. Van Loveren's permit in a manner that would allow her to perform classroom teaching, but prohibit her from performing any administrative functions for a period of three years and until she completes an educational leadership course; and, Be It Further

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code *[redacted in accordance with Ohio law]*, hereby **LIMITS** Mary E. Van Loveren's

permanent non-tax teaching certificate issued in 2009 with an effective year of 2008 based upon [redacted in accordance with Ohio law]. The limitation on Ms. Van Loveren's permanent non-tax teaching certificate allows her to perform classroom teaching duties, but prohibits her from performing any school administrative functions and/or holding any school administrative positions for a period of at least three years and until she provides written verification to the Ohio Department of Education that she has completed a course on educational leadership with the course to be approved in advance by the Ohio Department of Education. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(a), orders Mary E. Van Loveren be ineligible to apply for any administrative license, permit, or certificate issued by the State Board of Education until on or after September 17, 2021 or until she has completed the aforementioned educational leadership course, whichever occurs last; and, Be It Further

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

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

YES VOTES

Cindy Collins
Stephanie Dodd
John Hagan
Kirsten Hill
Jenny Kilgore
Mark Lamoncha
Antoinette Miranda
Eric Poklar
Lisa Woods

Stephen Dackin
Sarah Fowler
Linda Haycock
Meryl Johnson
Laura Kohler
Martha Manchester
Nick Owens
Reginald Wilkinson

Motion carried.

Lori Kelly, Director, Office of Professional Conduct, presented the following recommendation (Item 32):

32. RESOLUTION TO REVOKE THE THREE-YEAR PUPIL ACTIVITY PERMIT AND FIVE-YEAR SUBSTITUTE GENERAL EDUCATION TEACHING LICENSE OF ASHLEY N. WOLFE

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

WHEREAS Ashley N. Wolfe holds a three-year pupil activity permit issued in 2018 and five-year substitute general education teaching license issued in 2016 with an effective year of 2015; and

WHEREAS on June 7, 2019, the State Superintendent of Public Instruction, on behalf of the State Board of Education, notified Ashley N. Wolfe of its intent to determine whether to limit, suspend, revoke, or permanently revoke her three-

year pupil activity permit issued in 2018 and five-year substitute general education teaching license issued in 2016 pursuant to Ohio Revised Code 3319.31(B)(1). The notice was based upon Ms. Wolfe violating her consent agreement with the State Board of Education, dated October 2, 2018, by failing to complete forty hours of community service and a theft prevention class in the time and manner described by the terms of her consent agreement; and

WHEREAS the notice informed Ms. Wolfe 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 three-year pupil activity permit issued in 2018 and five-year substitute general education teaching license issued in 2016; and

WHEREAS Ashley N. Wolfe did not request a hearing in accordance with Section 119.07 of the Revised Code; and

WHEREAS the State Board of Education has reviewed the affidavits of the director and a paralegal of the Office of Professional Conduct, Notice of the State Board of Education's Intended Action and Opportunity for a Hearing, consent agreement dated October 2, 2018 between Ms. Wolfe and the State Board of Education, and correspondence between the Ohio Department of Education and Ms. Wolfe; and

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

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

RESOLVED, That the State Board of Education, pursuant to Ohio Revised Code 3319.31(B)(1), hereby **REVOKES** Ashley N. Wolfe's three-year pupil activity permit issued in 2018 and five-year substitute general education teaching license issued in 2016 with an effective year of 2015 based upon Ms. Wolfe violating her consent agreement with the State Board of Education, dated October 2, 2018, by failing to complete forty hours of community service and a theft prevention class in the time and manner described by the terms of her consent agreement. Further, the State Board of Education, in accordance with Ohio Administrative Code Rule 3301-73-22(A)(2)(a), orders that Ashley N. Wolfe be ineligible to apply for any license, permit, or certificate issued by the State Board of Education until she provides written verification to the Ohio Department of Education that she has completed forty hours of community service and a theft prevention class, with the community service activity and theft prevention class to be approved in advance by the Ohio Department of Education; and, Be It Further

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

It was Moved by Dr. Kilgore and Seconded by Ms. Johnson that the above recommendation (Item 32) be approved.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins
Stephanie Dodd
John Hagan
Kirsten Hill
Jenny Kilgore
Mark Lamoncha
Antoinette Miranda
Reginald Wilkinson

Stephen Dackin
Sarah Fowler
Linda Haycock
Meryl Johnson
Laura Kohler
Martha Manchester
Eric Poklar
Lisa Woods

ABSTAIN

Nick Owens

Motion carried.

President Kohler presented the following recommendation (Item 33):

33. RESOLUTION TO ADOPT THE RECOMMENDATION OF THE HEARING OFFICER AND TO APPROVE DUBLIN CITY SCHOOL DISTRICT'S DETERMINATION OF IMPRACTICAL TRANSPORTATION AND PAYMENT IN LIEU OF TRANSPORTATION OF CERTAIN STUDENTS ATTENDING MARBURN ACADEMY, FRANKLIN COUNTY.

I **RECOMMEND** that the State Board of Education **ADOPT** the following Preambles and Resolutions:

Pursuant to Ohio Revised Code Sections 3327.01 and 3327.02, Dublin City School District ("Dublin CSD") determined it is impractical to transport students from Dublin CSD to Marburn Academy, Franklin County;

A hearing was held on June 11, 2019, before a duly appointed hearing officer;

In her report, filed on or around July 28, 2019, hearing officer Linda Mosbacher recommends the State Board of Education approve Dublin CSD's determination of impractical transportation and payment in lieu of transporting certain students attending Marburn Academy; and

Based on the evidence presented and factors set forth in ORC 3327.02, the hearing officer found Dublin CSD's arguments persuasive, and she determined the following: 1) Dublin CSD decided to offer payment in lieu of transportation because of economic feasibility, as it would cost Dublin CSD \$6,900 per student to transport to and from Marburn Academy by school bus; 2) In a prior matter, the State Board of Education approved a determination of impractical transportation and payment in lieu of transportation where

it cost \$6,672 per student to transport from Dublin CSD to a chartered nonpublic school; and 3) Dublin CSD lacked other viable options.

NOW, THEREFORE, BE IT RESOLVED, that upon consideration of the hearing officer's report and recommendation and the relevant law, the State Board of Education hereby adopts the recommendation of the hearing officer and approves Dublin CSD's determination of impractical transportation and payment in lieu of transporting certain students attending Marburn Academy for all the reasons set forth in the hearing officer's report and recommendation; and

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

It was Moved by Mrs. Haycock and Seconded by Mrs. Hill that the above recommendation (Item 33) be approved.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins	Stephen Dackin
Sarah Fowler	John Hagan
Linda Haycock	Kirsten Hill
Meryl Johnson	Jenny Kilgore
Mark Lamoncha	Martha Manchester
Antoinette Miranda	Nick Owens
Eric Poklar	Reginald Wilkinson
Lisa Woods	

ABSTAIN

Stephanie Dodd	Laura Kohler
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Motion carried.

President Kohler presented the following recommendation (Item 34):

- 34. RESOLUTION TO ADOPT THE RECOMMENDATION OF THE HEARING OFFICER AND TO DISAPPROVE REVERE LOCAL SCHOOL DISTRICT'S DETERMINATION OF IMPRACTICAL TRANSPORTATION AND PAYMENT IN LIEU OF TRANSPORTATION OF CERTAIN STUDENTS ATTENDING WALSH JESUIT HIGH SCHOOL, SUMMIT COUNTY.**

I **RECOMMEND** that the State Board of Education **ADOPT** the following Preambles and Resolutions:

Pursuant to Ohio Revised Code Sections 3327.01 and 3327.02, Revere Local School District ("Revere LSD") determined it is impractical to transport students from Revere LSD to Walsh Jesuit High School, Summit County;

The parties submitted written statements and supporting documentation to a duly appointed hearing officer;

In her report, filed on or around July 26, 2019, hearing officer Lisa Finnegan recommends the State Board of Education disapprove Revere LSD's determination of impractical transportation and payment in lieu of transporting certain students attending Walsh Jesuit High School; and

Based on the evidence presented and factors set forth in ORC 3327.02, the hearing officer found Revere LSD's arguments unpersuasive, and she determined the following: 1) Revere LSD failed to state the reason for impracticality in its resolution; 2) Revere LSD relied upon the number of students eligible for transportation for the 2016-2017 school year instead of the number of students eligible for transportation during the 2018-2019 school year; and 3) the only basis provided by Revere LSD for determining transportation to Walsh Jesuit is impractical is based on a bus driver shortage that occurred after Revere LSD passed its resolution.

NOW, THEREFORE, BE IT RESOLVED, that upon consideration of the hearing officer's report and recommendation and the relevant law, the State Board of Education hereby adopts the recommendation of the hearing officer and disapproves Revere LSD's determination of impractical transportation and payment in lieu of transporting certain students attending Walsh Jesuit High School for all the reasons set forth in the hearing officer's report and recommendation; and

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

It was Moved by Mrs. Dodd and Seconded by Ms. Johnson that the above recommendation (Item 34) be approved.

Ms. Fowler noted the Hearing Officer found the Revere Local S.D. did not properly consider the cost of providing transportation under the rules of law.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins
Stephanie Dodd
John Hagan
Kirsten Hill
Jenny Kilgore
Mark Lamoncha
Nick Owens
Reginald Wilkinson

Stephen Dackin
Sarah Fowler
Linda Haycock
Meryl Johnson
Laura Kohler
Martha Manchester
Eric Poklar
Lisa Woods

Motion carried.

Ms. Fowler presented the following recommendation (Item 35):

35. RESOLUTION TO ADOPT CHANGES TO THE LICENSURE CODE OF PROFESSIONAL CONDUCT FOR OHIO EDUCATORS

The State Board of Education (“Board”) hereby **ADOPTS** the following Preambles and Resolutions:

Section 9 of House Bill 190 of the 127th General Assembly required the Educator Standards Board established under Ohio Revised Code (ORC) 3319.60 to recommend to the State Board of Education a code of conduct for teachers;

The code of conduct, as mandated by House Bill 190 of the 127th General Assembly, must address persons who are licensed by the Board and recommendations shall include both descriptions of the conduct that is inappropriate for educators and disciplinary actions that should be taken against educators who engage in each type of misconduct;

The Licensure Code of Professional Conduct for Ohio Educators was originally adopted by the Board in March 2008;

After ten years since its original adoption, the Educator Standards Board began a review process to update the Licensure Code of Professional Conduct for Ohio Educators to meet changing needs for safeguards and professional conduct standards;

During the Educator Standards Board’s review process, the Licensure Code of Professional Conduct for Ohio Educators was posted for public comment from February 13, 2019 to March 12, 2019 and from March 27, 2019 to May 1, 2019. Responses were received from 146 individuals in the first round of public comment and 424 individuals in the second round of public comment;

The Educator Standards Board recommended adoption of changes to the Licensure Code of Professional Conduct for Ohio Educators at its May 2019 meeting;

The Teaching, Leading and Learning Committee requested changes to the draft Licensure Code of Professional Conduct for Ohio Educators at its June 2019 meeting, and changes were made accordingly; and

The Teaching, Leading and Learning Committee recommended adoption of changes to the Licensure Code of Professional Conduct for Ohio Educators at its July 2019 meeting.

NOW, THEREFORE, BE IT RESOLVED, that the Board adopts the changes to the Licensure Code of Professional Conduct for Ohio Educators form attached hereto.

It was Moved by Ms. Fowler that the above recommendation (Item 35) be approved.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins	Stephen Dackin
Stephanie Dodd	Sarah Fowler
John Hagan	Linda Haycock
Kirsten Hill	Meryl Johnson
Jenny Kilgore	Laura Kohler
Mark Lamoncha	Martha Manchester
Nick Owens	Eric Poklar
Reginald Wilkinson	Lisa Woods

Motion carried.

Ms. Fowler presented the following recommendation (Item 36):

36. RESOLUTION APPROVING RECOMMENDATION TO THE GENERAL ASSEMBLY REGARDING THE THIRD GRADE READING GUARANTEE

The State Board of Education (“Board”) hereby **APPROVES** the recommendation for a legislative change as follows:

Ohio Revised Code (ORC) Section 3301.0711(B)(1) requires the administration of the English language arts assessment prescribed under ORC 3301.0710(A)(1)(a) to all students in the third grade;

ORC 3301.0710(A)(3) requires the Board to determine and designate a level of achievement on the third grade English language arts assessment for students to be promoted to the fourth grade;

ORC 3313.608 provides an exception to the requirement of meeting the promotion score set under ORC 3301.0710(A)(3) when a student is a limited English proficient student who has been enrolled in United States schools for less than three full school years and has had less than three years of instruction in English as a second language program;

ORC 3313.608 requires schools to implement a reading improvement and monitoring plan for students in grade kindergarten through third grade who have been identified by diagnostic assessments as having reading skills below grade level;

ORC 3313.608 does not require reading improvement and monitoring plans to be implemented beyond grade three;

ORC 3313.608 requires that students who received intensive remediation for reading for two school years but still demonstrate a deficiency in reading and were previously retained in any of grades kindergarten to three continue to receive intensive reading instruction in grade four;

ORC 3313.608 does not require intensive reading instruction beyond grade four;

ORC 3313.608 does not require intensive reading instruction for students who are exempt from the requirement to achieve the promotion score pursuant to ORC 3313.608(A)(2)(a), (b) and (d);

The Board recognizes that English learners master English language skills at paces that may vary from student to student, and studies show that the average amount of time to master English language skills exceeds three years;

The Board recognizes that providing reading improvement and monitoring plans beyond grade three would be beneficial and provide continued literacy support for students who have been identified as needing it;

The Board recognizes that providing intensive reading instruction beyond grade four and extending intensive reading instruction to students who are exempt from meeting the promotion score pursuant to ORC 3313.608(A)(2)(a), (b), and (d) would provide additional literacy support to students who would greatly benefit from it;

The Teaching, Leading and Learning Committee recommended the approval for the recommendation of a legislative change at its July 2019 meeting.

NOW, THEREFORE, BE IT RESOLVED, that the Board approves the recommendation of a legislative change to allow the decision to exempt English learners from meeting the promotion score under ORC 3313.0710(A)(3) pursuant to ORC 3313.608 to be a local determination based on the student's English language proficiency and not determined by the number of years the child has been enrolled in United States schools and the number of years of instruction in an English as a second language program;

BE IT FURTHER RESOLVED, that the Board approves the recommendation of a legislative change to provide reading improvement and monitoring plans through grade five for students who have been identified as having reading skills below grade level;

BE IT FURTHER RESOLVED, that the Board approves the recommendation of a legislative change to provide intensive reading instruction through grade five for students who received intensive remediation for reading for two school years but still demonstrated a deficiency in reading and were previously retained in any of grades kindergarten through three;

BE IT FURTHER RESOLVED, that the Board approves the recommendation of a legislative change to provide intensive reading instruction through grade five to students who are exempt from meeting the promotion score pursuant to ORC 3313.608(A)(2)(a), (b) and (d);

BE IT FURTHER RESOLVED, that the Board hereby directs the Superintendent of Public Instruction to prepare a recommendation, subject to the approval of the President of the Board, to the Primary and Secondary Education Committee of the Ohio House of Representatives and the Education Committee of the Ohio Senate containing the recommendation approved herein;

BE IT FURTHER RESOLVED, that the Superintendent submit the recommendation to the aforementioned committees of the General Assembly and take any appropriate action to advocate for its adoption.

It was Moved by Ms. Fowler that the above recommendation (Item 36) be approved.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins	Stephen Dackin
Stephanie Dodd	Sarah Fowler
John Hagan	Linda Haycock
Kirsten Hill	Meryl Johnson
Jenny Kilgore	Laura Kohler
Mark Lamoncha	Martha Manchester
Nick Owens	Eric Poklar
Reginald Wilkinson	Lisa Woods

Motion carried.

President Kohler presented the following recommendation (Item 37):

37. RESOLUTION TO RESCHEDULE THE OCTOBER 2019 MEETING OF THE STATE BOARD OF EDUCATION

The State Board of Education (the "Board") **ADOPTS** the following Preambles and Resolution:

In adopting the calendar of its regular meetings, the Board scheduled its October meeting for October 14-15, 2019;

As the second Monday in the month, October 14, 2019, is Columbus Day and is a legal holiday under Ohio Revised Code Section 5.21; and

To accommodate the holiday, the Board wants to reschedule its October meeting to the Tuesday and Wednesday of the week, October 15-16, 2019.

NOW, THEREFORE, BE IT RESOLVED that the State Board of Education approves the rescheduling of its October meeting to October 15-16, 2019.

It was Moved by Ms. Johnson and Seconded by Mrs. Haycock that the above recommendation (Item 37) be approved.

Dr. Kilgore stated she would not support the resolution due to the last-minute nature of the proposed change. Mrs. Dodd, Dr. Wilkinson, Mr. Owens, Ms. Fowler and Ms. Johnson agreed with Dr. Kilgore and would not support the resolution.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins
Laura Kohler

Linda Haycock
Eric Poklar

NO VOTES

Stephen Dackin
Sarah Fowler
Kirsten Hill
Jenny Kilgore
Nick Owens
Lisa Woods

Stephanie Dodd
John Hagan
Meryl Johnson
Mark Lamoncha
Reginald Wilkinson

ABSTAIN

Martha Manchester

Motion denied.

President Kohler presented the following recommendation (Item 38):

38. RESOLUTION TO APPROVE A PARITY INCREASE TO THE ANNUAL COMPENSATION FOR THE SUPERINTENDENT OF THE OHIO STATE SCHOOL FOR THE DEAF AND THE OHIO STATE SCHOOL FOR THE BLIND

The State Board of Education (the "Board") **ADOPTS** the following Preambles and Resolution:

Dr. Loujeania Maynus has served as Superintendent of the Ohio State School for the Deaf since July 2, 2018;

After serving as interim Superintendent for the Ohio State School for the Blind, Dr. Maynus was appointed by the Board in May 2019 as the Superintendent of the Ohio State School for the Blind;

In accordance with Ohio Revised Code Section 3325.01, the Superintendent of Public Instruction recommends that Dr. Maynus receive a two and three-quarter percent (2.75%) parity salary increase since all state employees were eligible to receive this increase; and

NOW, THEREFORE, BE IT RESOLVED, that based on the recommendation of the State Superintendent of Public Instruction, the State Board of Education hereby approves a two and three-quarter percent (2.75%) salary increase for Dr. Maynus, increasing the annual salary to \$133,577.60 (\$64.22/hour), with the increase being effective on June 23, 2019.

It was Moved by Dr. Wilkinson and Seconded by Ms. Fowler that the above recommendation (Item 38) be approved.

Ms. Fowler noted the outstanding work that Dr. Maynus has done in the past year and appreciated her inclusion of the Board in their communications and outreach opportunities. She also noted her foresight in how to encourage students to utilize technology to improve their functional capability in today's society.

Dr. Wilkinson noted the strategic plan developed by the two schools and everyone who contributed and the support from the Department and John Richard, Deputy Superintendent.

President Kohler called for a voice vote.

Motion carried.

President Kohler presented the following recommendation (Item 39):

39. RESOLUTION TO RESCIND THE PRIOR RESOLUTION ADOPTED BY THE STATE BOARD OF EDUCATION ON JULY 9, 2019 THAT ADMONISHED BRADLEY J. DELERUYELLE

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

WHEREAS Bradley J. Deleruyelle holds a five-year school treasurer license issued in 2015 and a three-year pupil activity permit issued in 2016; and

WHEREAS on April 9, 2019, the State Board of Education admonished Mr. Deleruyelle based upon him, on or about the 2015-2016 school year, while employed as the school treasurer for the Pandora-Gilboa Local School District, paying an unlicensed individual as a part-time teacher; and

WHEREAS a treasurer's responsibility to ensure educators are licensed prior to payment is codified in Ohio Revised Code 3319.36; and

WHEREAS after the hearing was held in this matter, Ohio Revised Code 3319.36 was amended by the Ohio legislature with the amendments to Ohio Revised Code 3319.36 being remedial in nature and applying to any proceeding, investigation, or citation involving a school treasurer that have not reached final adjudication, including all available appeals; and

WHEREAS Mr. Deleruyelle filed an appeal pursuant to Revised Code 119.12 with the Court of Common Pleas of Putnam County, Ohio titled *Bradley J. Deleruyelle v. Ohio State Board of Education, et al.* and identified as Case No. 19 CV 00072; and

WHEREAS on July 9, 2019, the State Board of Education authorized the Superintendent of Public Instruction to negotiate settlement terms with Mr. Deleruyelle based upon the recent changes to Revised Code 3319.36; and

WHEREAS on September 16, 2019, Mr. Deleruyelle and the Superintendent of Public Instruction, on behalf of the State Board of Education, executed a settlement agreement which is attached hereto and incorporated herein; and

WHEREAS the State Board of Education, pursuant to the settlement agreement, agrees to rescind its prior order, dated July 9, 2019, which imposed disciplinary action by admonishing Mr. Deleruyelle; and

WHEREAS Mr. Deleruyelle, pursuant to the settlement agreement, agreed to dismiss with prejudice his appeal in the Court of Common Pleas of Putnam County within two business days of the State Board rescinding its July 9, 2019 order, and further agreed that he will not seek an award of attorney fees relating to this administrative proceeding and appeal; and

WHEREAS the State Board of Education acknowledges that Mr. Deleruyelle may truthfully answer on all future applications for licenses or permits that he has not been disciplined by the Ohio Department of Education or the State Board of Education: Therefore, Be It

RESOLVED, That the State Board of Education hereby **RESCINDS** its prior resolution adopted on July 9, 2019 that admonished Mr. Deleruyelle: and, Be It Further

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

It was Moved by Ms. Fowler and Seconded by Mrs. Collins that the above recommendation (Item 39) be approved.

President Kohler called for a roll call vote.

YES VOTES

Cindy Collins
Stephanie Dodd
John Hagan
Kirsten Hill
Laura Kohler
Martha Manchester
Eric Poklar
Lisa Woods

Stephen Dackin
Sarah Fowler
Linda Haycock
Jenny Kilgore
Mark Lamoncha
Nick Owens
Reginald Wilkinson

Motion carried.

Non-Resolutions
Old Business

Ms. Fowler asked for an update from the Assessment & Accountability Committee regarding End-of-Course exam cut scores and ACT calibration. Mr. Hagan responded a decision may possibly be made

next month as to whether to maintain the status quo or address either of the items. The Superintendent stated he would take a further look at the issue of the cut scores and associated language in the budget.

New Business

President Kohler stated a possible conflict with Easter and the Board's meeting dates would be addressed in October.

Ms. Fowler extended an annual invitation to the Board to attend the Ohio Farm Science Review in London.

Ms. Johnson withdrew her request to attend the 2019 National Summit on Education Reform. The conference would take place on November 20-21, 2019 in San Diego, CA.

Dr. Kilgore Moved to adjourn the meeting. Mr. Hagan Seconded the motion.

The President requested a voice vote.

Motion carried.

President Kohler adjourned the meeting at 3:00 p.m. The next regularly scheduled meeting of the State Board of Education is October 14-15, 2019.

ATTEST:



Laura Kohler
President
State Board of Education



Paolo DeMaria
Superintendent of Public Instruction

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