

AGENDA
WEST VIRGINIA BOARD OF EDUCATION
Capitol Building 6, Suite 600
1900 Kanawha Boulevard, East
Charleston, West Virginia
August 9, 2023 - 9:00 a.m.

I. Welcome - Pledge of Allegiance - Introductions - Call to Order
L. Paul Hardesty, President

II. Approval of Agenda - (Action)
L. Paul Hardesty

III. Recognition(s)

IV. Delegation(s)

V. School Safety - (Information)
Jonah Adkins

VI. Consent Agenda - (Action)

A. Approval of Minutes - (Action)

[Attachment A](#)

It is recommended that the **minutes of the July 12, 2023, meeting of the West Virginia Board of Education (WVBE) be approved.**

B. Routine Business

1. Waivers of WVBE Policies and Regulations, Superintendent's Interpretations, State Statutes, and Legislative Rules - (Action)
Joey Wiseman

[Attachment B](#)

One Year Waivers of House Bill 3271. Relating to Increasing Monitoring of Special Education Classrooms.

House Bill 3271 requires that all West Virginia public schools have audio recording devices in every bathroom of a self-contained classroom prior to August 1, 2023. The legislation allows a one-year waiver not to extend beyond August 1, 2024. While many counties can comply with this legislation, several require additional time to receive and install the recording devices.

It is recommended that the WVBE **approve the attached county requested audio recording device waivers that will expire on August 1, 2024.**

2. Employment of Substitute Teachers in Areas of Critical Need and Shortage - (Action)
Stephanie Abraham

[Attachment C](#)

Pursuant to W. Va. Code §18A-2-3, Boone, Hampshire, Logan, Mason, and Monongalia Counties have submitted a policy for the WVBE's approval.

It is recommended that the **Employment of Substitute Teachers in Areas of Critical Need and Shortage policies for Boone, Hampshire, Logan, Mason, and Monongalia Counties** be approved.

3. **Policy 2512, Tiered System of Support for Early Literacy and Numeracy - (Action)** **Attachment D**
Jonah Adkins

Policy 2512 is being amended to reflect recent changes outlined in House Bill 3035. These changes include a renewed focus on early literacy and numeracy, utilizing the Science of Reading, the hiring of kindergarten through third grade ECCATs or other support personnel, the use of screeners for literacy, numeracy, and dyslexia, and student retention guidelines.

It is recommended that **Policy 2512 be placed on public comment for 30 days.**

4. **West Virginia Licensure Testing Directory - (Action)** **Attachment E**
Robert Hagerman

The WVBE required licensure exams for educator certification and completion of WVBE approved programs leading to West Virginia licensure directory is maintained on the WVDE website. Additional test(s), scores, or exceptions have been changed to reflect updates in policy and exams.

It is recommended that the **West Virginia Licensure Testing Directory** be approved.

5. **West Virginia Schools for the Deaf and the Blind Monthly Update - (Information)** **Attachment F**
Clayton Burch, Superintendent, West Virginia Schools for the Deaf and the Blind

VII. New Business

- A. **Update: Upshur County Schools Intervention - (Information)**
Jeffrey Kelley

An update regarding additional non-compliance and progress toward addressing previously identified non-compliances in the Upshur County Schools Special Circumstance Review will be provided.

Discussion of this report may involve an Executive Session as provided in W. Va. Code §6-9A-4(b)(2)(A) [personnel exception] and/or §6-9A-4(b)(6), [privacy exception]. The Board majority must vote to have an Executive Session.

- B. **Annual Appointment of WVBE Statutory Units/Liaisons - (Action)**
L. Paul Hardesty

A motion is requested to **appoint F. Scott Rotruck the County Board Member Training Standards Review Committee; reappoint Debra K. Sullivan to the Commission for Professional Teaching Standards; reappoint Nancy J. White to the Educational Broadcasting Authority; appoint Robert W. Dunlevy to the Secondary School Activities Commission; appoint Victor L. Gabriel to**

the Commission on Holocaust Education; and, elect L. Paul Hardesty to the School Building Authority of West Virginia, effective September 4, 2023.

C. WVBE Personnel Matters, WVDE Personnel Matters, and Litigation Update in B.P.J. by her next friend and mother, Heather Jackson v. WVBE, et al. - (Action)

L. Paul Hardesty

WVBE personnel and/or legal matters may involve an Executive Session as provided in W. Va. Code §6-9A-4(b)(2)(A) [personnel exception] and/or §6-9A-4 [matters involving attorney-client privilege per *Peters v. County Commission*, 205 W. Va. 481 (1999)]. The Board majority must vote to have an Executive Session. **(No action will be taken in Executive Session.)**

It is recommended and a motion is requested that the **WVBE personnel matters found in the attachment be approved.** [Attachment G](#)

It is recommended and a motion is requested that the **WVDE personnel matters found in the attachment be approved.** [Attachment H](#)

VIII. WVDE Reports - (Information)

- West Virginia Schools of Diversion and Transition
- FY 2024 Budget
- Assessment Results
- Literacy and Numeracy
- Reports to LOCEA (August Interims)

[Attachment I](#)

IX. WVBE Member Updates and Requests for Information - (Information)

L. Paul Hardesty

X. Future Meetings - (Action)

L. Paul Hardesty

A motion is requested to **approve the WVBE's meeting schedule found in the attachment for September 2023 through August 2024.** [Attachment J](#)

The next regular meeting of the WVBE will be held September 13, 2023, in Charleston, West Virginia.

XI. Adjournment - (Action)