

**AGENDA**  
**WEST VIRGINIA BOARD OF EDUCATION**  
Capitol Building 6, Suite 600  
1900 Kanawha Boulevard, East  
Charleston, West Virginia  
**October 11, 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. **Science Adventure School - (Information)**  
Greg Corio, Assistant Vice President for Outdoor Youth Advocacy  
and Initiatives, West Virginia University
- IV. **Recognition(s) - (Information)**
- V. **Delegation(s)**
- VI. **School Safety - (Information)**  
Jonah Adkins
- VII. **Consent Agenda - (Action)**

**A. Approval of Minutes - (Action)**

[Attachment A](#)

It is recommended that the **minutes of the September 13, 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](#)

Lincoln and Kanawha Counties have requested a first-time waiver of Policy 2510, Appendix B: Training Required in Policy 2510, related to professional development for Advanced Placement® (AP®) teachers: 1) Lincoln County's waiver request is for a teacher of AP® Statistics at Lincoln County High School; and 2) Kanawha County's request is for a newly hired teacher of AP® Biology at Riverside High School.

The waivers and waiver criteria have been reviewed by WVDE staff and, if granted, will provide students at Lincoln County High School access to an AP® Statistics course and students at Riverside High School access to an AP® Biology course during school year 2023-24. The teachers will be required to attend Summer 2024 AP® training to continue teaching the course in future years.

It is recommended that: **1) Lincoln County's request for a waiver of required professional development for one AP® Statistics teacher at Lincoln County High School; and 2) Kanawha County's request for a**

waiver of required professional development for one AP® Biology teacher at Riverside High School be approved for school year 2023-24.

2. **Continuation of Statewide Waiver of Policy 4336, West Virginia School Bus Transportation Regulations, Procedures, and Specifications for the Design and Equipment of School Buses - (Action)**  
**Sam Pauley**

[Attachment C](#)

The West Virginia Department of Economic Development is piloting an electric school bus program that requires a statewide waiver of certain sections of Policy 4336. Policy 4336, effective 2/21/2020, is written for traditional school buses with combustion engines using combustion engine-related requirements; battery electric vehicles (BEV) will be substantially different and not allowed under current policy. Approval of this waiver request will allow school bus manufacturers to meet or exceed West Virginia minimum specifications for the upcoming electric school bus pilot program. Policy 4336 is in the process of being amended to incorporate the provisions of this waiver request.

It is recommended and a motion is requested to extend **approval of the statewide waiver of sections of Policy 4336, as defined in the attachment, to June 30, 2024.**

3. **Continuation of Statewide Waiver of Policy 5100, Approval of Educator Preparation Programs, Section 6.8.c.4.A - (Action)**  
**Carla Warren**

[Attachment D](#)

A continuation of a statewide waiver of Policy 5100, section 6.8.c.4.A, is requested in response to the severe substitute shortage across the state. The past two years, the WVBE has granted a statewide waiver allowing Residency 2 students to substitute teach for up to 10 days of that placement and be paid at the rate for individuals holding a bachelor's degree due to the shortage of qualified teachers and substitute teachers. The proposed waiver this year would continue to alleviate the burden of the substitute teacher shortage, allow the districts to continue using the pre-service teachers (who are learning the district and the structure) but begin gradually returning to the integrity of the clinical placement as these are teachers in training.

It is recommended and a motion is requested that the WVBE **approve a statewide waiver of Policy 5100 to allow Residency 2 students to substitute teach for no more than five days of the placement in the district of the placement and no more than an additional five days in the building of the placement at the bachelor's level rate of pay.**

4. **Employment of Substitute Teachers in Areas of Critical Need and Shortage - (Action)**  
**Lara Bissett**

[Attachment E](#)

Pursuant to W. Va. Code §18A-2-3, Barbour, Berkeley, Lincoln, and Mercer 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 Barbour, Berkeley, Lincoln, and Mercer Counties be approved.**

**5. Employment of Retired Bus Operators as Substitutes in Areas of Critical Need and Shortage - (Action)**

[Attachment F](#)

**Lara Bissett**

Pursuant to W. Va. Code §18A-4-15a, Berkeley County and Fayette County have submitted a policy for the WVBE's approval.

It is recommended that the **Employment of Retired Bus Operators as Substitutes in Areas of Critical Need and Shortage policies for Berkeley County and Fayette County be approved.**

**6. Amendment of Lincoln County's 2020-2030 Comprehensive Educational Facilities Plan (CEFP) to Include the Closure of Ranger Elementary School - (Action)**

[Attachment G](#)

**Micah Whitlow**

Policy 6200 requires all local boards of education to submit amendments to CEFPs to the WVBE and the School Building Authority of West Virginia (SBA) for approval. The Lincoln County Board of Education requests approval to revise their 2020-2030 CEFP to include the closure of Ranger Elementary School and its merger into West Hamlin Elementary and Harts PreK-8.

This change in Lincoln County's CEFP is for planning only and is pending the completion and approval of the official closure procedures found in Policy 6204, Closings or Consolidations. This pending closure is proposed to occur at the end of the 2023-2024 school year.

It is recommended that the **Lincoln County Board of Education's request to amend their 2020-2030 CEFP to include the closure of Ranger Elementary School and its merger into West Hamlin Elementary and Harts PreK-8 at the end of the 2023-2024 school year be approved.**

**7. Amendment/Facility Improvement - Mason County Board of Education 2020-2030 Comprehensive Educational Facilities Plan (CEFP) - (Action)**

[Attachment H](#)

**Micah Whitlow**

Policy 6200 requires all local boards of education to submit amendments to CEFPs to the WVBE and the School Building Authority of West Virginia (SBA) for approval. The Mason County Board of Education requests approval to revise their 2020-2030 CEFP to include the addition of two classrooms and an elevator at Roosevelt Elementary School. This amendment will expand the capacity of the school to meet its current classroom needs due to enrollment, allow for the library/media center to be re-established with the inclusion of a STEAM lab, and make the lower floor of the school ADA accessible. It is proposed that the project be funded through a grant from the SBA.

It is recommended that the **Mason County Board of Education's request to amend their 2020-2030 CEFP be approved.**

**8. West Virginia Educator Preparation Program Review Board (EPPRB) Recommendation to Accept a New Member, Ms. Denece Dial, to Fill a K-12 Representation Vacancy - (Action)**

[Attachment I](#)

**Carla Warren**

The EPPRB, in compliance with Policy 5100, recommends that the WVBE appoint Ms. Denece Dial, Director of Personnel (Fayette County), to fill a k-12 representation vacancy left with the resignation of Lynne Bostic who filled one of the three k-12 seats.

It is recommended that **Ms. Denece Dial be appointed as a member of the EPPRB serving as a k-12 representative.**

9. **West Virginia Alternative Certification Educator Preparation Program Review Board (ACEPPRB) Recommendation to Approve a Revision to the Alternative Certification of Educators (ACE) Program for Special Education Provided by Summers County Schools in Partnership with Marshall University - (Action)**

[Attachment J](#)

**Carla Warren**

ACEPPRB members voted to recommend proposed revisions be approved for the ACE program for special education, provided by Summers County Schools in partnership with Marshall University, to add the endorsements of Autism K-6 and Autism 5-Adult. The proposal would add Marshall University coursework to cover required topics of the Autism endorsement. The main function of the ACEPPRB is to review and make recommendations to the WVBE regarding the approval of alternative certification educator preparation programs of study leading to teacher certification. The ACEPPRB structure supports the intended collaborative process to ascertain effective alternative certification educator preparation programs in West Virginia school districts, filling critical need and shortage teacher vacancies with educators that are appropriately prepared and qualified. Policy 5901 provides guidelines and procedures for the approval of alternative certification educator preparation programs leading to licensure in West Virginia and Policy 5202 provides guidelines and procedures for the issuance of licensure including the Alternative Teaching Certificate.

It is recommended that the WVBE **approve proposed revisions to the ACE program for special education, provided by Summers County Schools in partnership with Marshall University, to add the endorsements of Autism K-6 and Autism 5-Adult.**

10. **2023 Annual Report of the West Virginia Advisory Council for the Education of Exceptional Children (WVACEEC) - (Action)**

[Attachment K](#)

**Melanie Purkey and Dawn Embrey-King, Executive Director, WVACEEC**

The WVACEEC is a state level committee mandated by state code and federal law. Members include parents, administrators, and representatives from a variety of related agencies. The WVACEEC is interested in the quality of education received by exceptional children and youth. The 2022 Annual Report identifies the unmet needs of children with exceptionalities in West Virginia. This report supports ongoing WVDE initiatives as well.

It is recommended that the **2023 WVACEEC annual report be accepted.**

11. **Policy 2512, Tiered System of Support for Early Literacy and Numeracy - (Action)**

[Attachment L-1](#)  
[Attachment L-2](#)

**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. Comments received during the comment period resulted in changes found in Attachment L-1.

It is recommended that **Policy 2512 be approved as amended and effective 30 days from filing.**

**12. Policy 8210, Exempt Purchasing Procedures - (Action)  
Phillip Uy**

[Attachment M](#)

Policy 8210, required by W. Va. Code §5A-1-1 et seq. and §5A-3-1 et seq., establishes the minimum requirements and procedures to be followed by state education agencies or the purchasing of goods and services obtained for use in their operations which have been granted an exemption from the West Virginia State Purchasing Division.

It is recommended that **Policy 8210 be placed on public comment for 30 days.**

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

[Attachment Mc](#)

**VIII. New Business**

**A. Deed of Easement and Right-of-Way Between the West Virginia Board of Education and Town of Romney - (Action)  
Lara Bissett**

[Attachment N](#)

The West Virginia Schools for the Deaf and Blind (WVSDB) is seeking WVBE approval to grant the Town of Romney both temporary (for construction purposes) and permanent easements for the purpose of constructing, installing, operating, maintaining, repairing, or removing sanitary sewer line. The temporary construction easement will extend thirty (30) feet from North Antigo Place in Romney, West Virginia, across a portion of the WVSDB property. The permanent sanitary sewer line easement will extend fifteen (15) feet from North Antigo Place in Romney, West Virginia, across a portion of the WVSDB property. Map showing location of easements is found in the attachment on pages 3-5.

It is recommended and a motion is requested that the **temporary construction easement and permanent sanitary sewer line easement be approved and granted to the Town of Romney.**

**B. WVBE Personnel Matters, West Virginia of Education (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 O](#)

It is recommended and a motion is requested that the **WVDE personnel matters found in the attachment be approved.**

[Attachment P](#)

**IX. WVDE Reports - (Information)**

- Middle School CTE
- County Efficiency Indicators

[Attachment Q](#)

**X. WVBE Member Updates and Requests for Information - (Information)**

**L. Paul Hardesty**

**XI. Future Meetings - (Information)**

**L. Paul Hardesty**

The next regular meeting of the WVBE will be held November 8, 2023, in Charleston, West Virginia.

**XII. Adjournment - (Action)**