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July 8, 2010

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NOTE: This meeting can be viewed by going to the Department of Education’s Website, www.gadoe.org, under State Board of Education/Webcasts.

**MINUTES OF THE
STATE BOARD OF EDUCATION MEETING**

**Atlanta, Georgia
Wanda Barrs, Chairman**

**July 8, 2010
Brad Bryant, Superintendent**

The State Board of Education met in an official meeting on Thursday, July 8, 2010, at 8:00 a.m. in the State Board Room.

EXECUTIVE SESSION

Mr. Hodge moved to go into Executive Session for the purpose of discussing waivers, appeals, legal and personnel matters. Mr. Law seconded the motion which passed unanimously.

At 10:35 a.m., Dr. Ragsdale moved to come out of Executive Session. Mr. Hodge seconded the motion which passed unanimously.

ROLL CALL

Mrs. Wanda Barrs
Dr. Jim Bostic
Mr. Brian Burdette
Mr. Al Hodge

Mr. Robert Law
Dr. Mary Sue Murray
Mr. Jose Perez
Dr. Elizabeth Ragsdale

Mr. Allen Rice
Mr. Larry Winter
Mrs. Linda Zechmann

Districts Three and Four: Vacant

INSPIRATION/PLEDGE OF ALLEGIANCE

Mrs. Pam Williams, 2011 Georgia Teacher of the Year, gave the inspiration and led the audience in the Pledge of Allegiance.

ACTION ITEMS

AGENDA

Dr. Ragsdale moved to approve the agenda as amended for the July 8, 2010 State Board Meeting. Mr. Law seconded the motion which passed unanimously.

CONSENT AGENDA

The following items on the amended Consent Agenda were unanimously approved by a motion moved by Dr. Bostic and seconded by Mr. Law.

(Please note that the items in their entirety, with backup material and attachments, can be found on the State Board of Education's E-Board website, July 8, 2010 State Board Meeting.)

1. **Approval of Local Facilities Plans.** Approved the Local Facilities Plans of the school systems listed below.

Clayton County	Echols County	Franklin County
McDuffie County	Newton County	Peach County
Putnam County	Wilcox County	

2. **Grant - FY11 Fresh Fruit and Vegetable Program July 2010 - September 2010.**

Authorized the State Superintendent of Schools to award a grant to 77 Georgia schools at a cost not to exceed \$687,300 in Federal Funds for the 2010-2011 Fresh Fruit and Vegetable Program.

3. **Grant - FY11 Fresh Fruit and Vegetable Program October 2010 - June 2011.**

Authorized the State Superintendent of Schools to award a grant to 77 Georgia Schools at a cost not to exceed \$2,061,900 in Federal Funds for the 2010-2011 Fresh Fruit and Vegetable Program.

4. **Grant – Title I, Part A, 1003(a) RESA School Improvement Grants FY11.**

Authorized the State Superintendent of Schools to award a grant to Regional Educational Service Agencies (RESAs) at a cost not to exceed \$3,835,000 in Federal Funds for school improvement services to Title I schools in Needs Improvement levels 1-3.

5. **Grant – FY11 21st Century Community Learning Centers New Sub-Grantees.**

Authorized the State Superintendent of Schools to award a grant to 27 new 21st Century Community Learning Center programs at a cost not to exceed \$9,137,823.00 in Federal Funds for non school hour programs.

6. **Grant – FY11 Education for Homeless Children and Youth Grant Competition.**

Authorized the State Superintendent of Schools to award a grant to 14 LEAs at a cost not to exceed \$562,745 in Federal Funds for McKinney-Vento grants for homeless children and youth.

7. **Grant – FY11 Title I, Part A and Title I, Part A Neglected & Delinquent (N&D) Reserve, Formula Grants to LEAs; FY11 Title I, Part C Migrant Grants to LEAs; and FY11 Title I, Part D Subpart 2 Grants to LEAs.**

Authorized the State Superintendent of Schools to award a grant to local educational agencies (LEAs) at a cost not to exceed \$495,556,657 in Federal Funds to provide eligible LEAs with supplemental federal funds to ensure eligible children meet state academic achievement standards.

8. **Grant – FY10 Rural and Low Income Schools Grant Award Amendment.**

Authorized the State Superintendent of Schools to award amended grants to 87 LEAs at a cost not to exceed \$6,751,232 in Federal for Title VI, B Rural and Low Income Grants.

9. **Grant – Title II, Part A – Highly Qualified Teachers and Improving Teacher Quality State Grants (ESEA) FY11.** Authorized the State Superintendent of Schools to award a grant to Local Educational Agencies at a cost not to exceed \$76,513,778.00 in Federal Funds for the FY11 Title II, Part A - Highly Qualified Teachers and Improving Teacher Quality State Grants.
10. **Grant Amendment – Title I, Part A, Section 1003(g) School Improvement Grants and Title I, Part A, Section 1003(g) ARRA School Improvement Grants – Amended Allocations - FY11.** Authorized the State Superintendent of Schools to amend the grant allocation to local educational agencies to increase by \$10,245,976 for a new total grant not to exceed \$29,803,943 in federal funds to provide funding to LEAs to drastically improve their persistently lowest achieving schools and significantly raise student achievement in the identified schools.
11. **FY11 Grant – Mathematics and Science Partnership (MSP) Program, Title II B.** Authorized the State Superintendent of Schools to reallocate grant funds to twenty-five Local Educational Agencies (LEAs) at a cost not to exceed \$1,244,702.00 in Federal Funds for the Title IIB Mathematics and Science Partnership Program.
12. **FY11 Contract – Utah State University, Technical Assistance for Excellence in Special Education.** Authorized the State Superintendent of Schools to enter into a contract with Utah State University, Technical Assistance for Excellence in Special Education, at a cost not to exceed \$95,000.00 in Federal Funds for the provision of Training and Assessment of Educational Interpreters.
13. **FY11 Contract – Kennesaw State University.** Authorized the State Superintendent of Schools to enter into a contract with Kennesaw State University at a cost not to exceed \$150,000.00 in State Funds for the activities and initiatives of the Georgia Youth Science and Technology Centers (GYSTCs).
14. **FY11 Contract – Columbus State University.** Authorized the State Superintendent of Schools to enter into a contract with Columbus State University at a cost not to exceed \$133,989.38 in Federal Funds for the development of the instructional framework for an astronomy course and the preparation of professional development for astronomy teachers.
15. **FY11 Grant – Math Mentor Funds to RESAs.** Authorized the State Superintendent of Schools to award a grant to 16 Regional Educational Service Agencies at a cost not to exceed \$1,787,328.00 in State Funds to fund 16 Math Mentor positions.
16. **FY11 Contract – ACCESS for English Language Learners (ELL) Contract Renewal.** Authorized the State Superintendent of Schools to enter into a contract with the University of Wisconsin at a cost not to exceed \$1,932,000.00 in Federal Funds for services and products related to the printing, distribution, administration, scoring and reporting of the Assessing Comprehension and Communication in English State-to-State for English Language Learners (ACCESS for ELLs), the state-adopted English proficiency measure.
17. **FY11 Contract Amendment – Georgia Online Assessment System.** Authorized the State Superintendent of Schools to amend the contract with Riverside Publishing to increase by \$64,200.00 in other funds for a new total contract not to exceed \$972,372.00 for

improvements of reporting structures within the Online Assessment System (OAS).

- 18. FY11 Contract Amendment – End of Course Tests.** Authorized the State Superintendent of Schools to amend the contract with NCS Pearson to increase by \$190,000.00 for a new total contract not to exceed \$5,830,193.00 in Other Funds for the development of additional Mathematics I and II items for inclusion in the Online Assessment System (OAS).
- 19. FY11 Contract – Battelle for Kids.** Authorized the State Superintendent of Schools to enter into a contract with Battelle for Kids at a cost not to exceed \$250,000.00 in Other Funds for services related to piloting the value added model proposed in Georgia's Race to the Top application with a small number of districts.
- 20. FY11 Contract Amendment – Teachers on Assignment for Mathematics and English Language Arts (ELA).** Authorized the State Superintendent of Schools to amend the contract with the local school districts of Rockdale, Forsyth and Cherokee for \$3,354.98 for a new total contract not to exceed \$238,354.98 in State Funds.
- 21. FY11 Contract – Criterion-Referenced Competency Tests – Modified (CRCT-M).** Authorized the State Superintendent of Schools to enter into a contract with The Board of Regents of the University System of Georgia at a cost not to exceed \$1,515,934.00 in Federal Funds for services related to the development, administration, printing, distribution, scoring, and reporting services of the Criterion-Referenced Competency Tests – Modified (CRCT-M), an alternate assessment for students with disabilities.
- 22. A Pilot for the Fitness Assessment Program.** Authorized the State Superintendent of Schools to accept federal funds in the amount of \$125,200.00 from the Georgia Department of Community Health for a pilot fitness assessment program in school year 2010-2011.
- 23. Grant – FY11 High School Program Grant Amendment for Career, Technical and Agricultural Education.** Authorized the State Superintendent of Schools to amend the grant to the attached list of grantees by \$684,600.00 in State Funds at a total cost not to exceed \$41,072,723.00 for CTAE Career Technical Student Organization/Family, Career and Community Leaders of America (CTSO/FCCLA) High School Programs.
- 24. Approval of the Membership on the State Advisory Panel for Special Education.** Authorized the State Superintendent of Schools to approve the new member appointments to the State Advisory Panel (SAP) for Special Education.
- 25. Georgia Performance Standards for Fourth Year Mathematics Courses.** Granted permission for the posting of the Georgia Performance Standards for Advanced Mathematical Decision Making (AMDM), Advanced Mathematical Decision Making in Industry and Government, and Advanced Mathematical Decision Making in Finance for public review and comment.
- 26. Georgia Local School Board Governance Standards and Model Ethics Policy.** Granted permission to post the Georgia Local School Board Standards and model ethics policy for Local School Board Governance for public review and comment.

- 27. Grant – Title IID ARRA Competitive Grant Amendment - 21st Century Stem Labs.** Authorized the State Superintendent of Schools to award a grant to a maximum of four (4) remaining eligible Local Education Agencies at a cost not to exceed \$2,764,430.00 in Federal Funds for 21st Century science, technology, engineering, and mathematics (STEM) labs.
- 28. FY11 Grant – Regional Education Service Agencies (RESA) Contract for Educational Technology Center (ETC) Services.** Authorized the State Superintendent of Schools to enter into a grant with all 16 RESAs at a cost not to exceed \$1,500,000.00 in state funds for assisting the Department in providing job-embedded instructional technology professional development to support educators in the effective use of technology, standards-based instruction and data-driven decision making to support student achievement.
- 29. FY11 Contract – 21st Century Skills Assessment.** Authorized the State Superintendent of Schools to enter into a contract with learning.com at a cost not to exceed \$617,208.00 in Federal Funds for Learning.com’s 21st Century Skills Assessment for use in meeting the NCLB required annual 8th grade technology literacy assessment.
- 30. FY11 Contract – Houghton Mifflin Harcourt Publishing** Authorized the State Superintendent of Schools to enter into a contract with Houghton Mifflin Harcourt Publishing at a cost not to exceed \$286,430.00 in Federal Funds for licensed usage, maintenance, and support of the Learning Village platform for participating Title II, D schools.
- 31. State Board Rule 160-5-1-.28 STUDENT ENROLLMENT AND WITHDRAWAL. (Initiation/Repeal)** Authorized the State Superintendent of Schools to initiate rulemaking procedures in accordance with the Georgia Administrative Procedure Act so as to repeal State Board of Education Rule SBOE 160-5-1-.28 STUDENT ENROLLMENT AND WITHDRAWAL.
- 32. State Board Rule 160-5-1-.28 STUDENT ENROLLMENT AND WITHDRAWAL. (Initiation)** Authorized the State Superintendent of Schools to initiate rulemaking procedures in accordance with the Georgia Administrative Procedure Act so as to create State Board of Education Rule SBOE 160-5-1-.28 STUDENT ENROLLMENT AND WITHDRAWAL.
- 33. System Waiver – Scheduling for Instruction (Block Scheduling) Waiver for 2010-2011 School Year.** Approved a waiver of specified portions of State Board of Education (SBOE) Rule 160-4-2-.16 Scheduling for Instruction to allow Local Education Agencies using an approved Block Schedule to schedule high school students for less than five instructional class periods per day for the 2010-2011 school year.
- 34. System Waiver – GNETS Requirements.** Exercised its authority under O.C.G.A. Section 20-2-168(c)(2) to recognize a continuing emergency and critical shortage in state revenue as documented below and authorize Georgia Network for Educational & Therapeutic Support (GNETS) local boards of control for the 2010-2011 school year to depart from the requirement to provide a minimum of 180 days of service as provided in SBOE Rule 160-4-7-.15 Georgia Network for Educational & Therapeutic Support (GNETS) (3)(g)1(i) and be allowed to provide service for a minimum of 180 days or its equivalent.

35. **Systems Waiver – School Bus Drivers Waiver for 2010-2011 School Year.** Approved for the 2010-2011 school year, a waiver of SBOE Rule 160-5-3-.08 School Bus Drivers (2) (e) 1 so as to allow local education agencies to depart from a strict interpretation of 180-day school year.
36. **System Waiver – Alternative Education Program.** Approved for the 2010-2011 school year the waiver of SBOE Rule 160-4-8-.12 ALTERNATIVE EDUCATION PROGRAM, section (2)(n) and/or (2)(o) to decrease minimum instructional time to award a unit of credit and/or decrease the minimum daily average instructional time as authorized by O.C.G.A. § 20-2-168 (c)(2) for the local education agencies (LEAs) on the attached list.
37. **System Waiver – Minimum Direct Instruction Requirements.** Approved for the 2008-2009 and/or 2009-2010 school year, the hardship waivers provided in SBOE Rule 160-5-1-.29 Minimum Direct Classroom Expenditures (3)(b) and O.C.G.A. § 20-2-171(b)(4) as authorized by O.C.G.A. § 20-2-244 for the local education agency(LEA) on the attached list.
38. **System Waiver – Guidance Counselor Requirements.** Approved for the 2009-2010 and/or 2010-2011 and/or 2011-2012 school years, the waivers of SBOE Rule 160-4-8-.05 Guidance Counselors and O.C.G.A. § 20-2-182(c) as authorized by O.C.G.A. § 20-2-244 for the local education agencies (LEAs) on the attached list.
39. **System Waiver – Personnel Required.** Approved for the 2009-2010 and/or 2010-2011 and/or 2011-2012 school years, the waiver of SBOE Rule 160-5-1-.22 Personnel Required and O.C.G.A. § 20-2-180 as authorized by O.C.G.A. § 20-2-244 for the local education agencies (LEAs) on the attached list.
40. **Systems Waiver – School Bus Drivers.** Approved for the 2009-2010 school year, the waiver of SBOE Rule 160-5-3-.08 School Bus Drivers as authorized by O.C.G.A. § 20-2-244 for the local education agencies (LEAs) on the attached list.
41. **System Waiver – School Year for Teachers.** Approved for the 2010-2011 school year the waiver of SBOE Rule 160-5-1-.01 SCHOOL YEAR, section (1)(b), (2)(a) to decrease 190 full-length days for certified staff to less than 176 full-length days for certified staff allowed by SBOE Resolution and O.C.G.A. § 20-2-168 (c)(2).
42. **Charter Renewal – Baconton Community Charter School.** Granted a renewed charter to Baconton Community Charter School, a K-12 start up charter school in Mitchell County School System, for a 5-year term from July 1, 2010 to June 30, 2015.
43. **Charter Renewal – Berrien Academy Performance Learning Center.** Granted a renewed charter to Berrien Academy Performance Learning Center, a grade 9-12 start-up charter school in Berrien County School System, for a five-year term beginning July 1, 2010 and ending June 30, 2015.
44. **Charter Renewal – Fulton Science Academy Charter High School.** Granted a renewed charter to Fulton Science Academy Charter High School, formerly known as TEACH Charter High School, a grade 9-12 start-up charter school in Fulton County Public Schools, for a five-year term beginning July 1, 2010 and ending June 30, 2015.

- 45. Charter Renewal – Kennesaw Charter Science and Math Academy.** Granted a renewed charter to Kennesaw Charter Science and Math Academy, formerly known as Kennesaw Charter School, a K-8 start up charter school in Cobb County, for a five-year term beginning July 1, 2010 and ending June 30, 2015.
- 46. Charter Renewal - Kingsley Charter School.** Granted a renewed charter to Kingsley Charter School, a grade K-5 conversion charter school in DeKalb County Public Schools, for a 5-year term beginning July 1, 2010 and ending June 30, 2015.
- 47. Charter Renewal – Peachtree Charter Middle School.** Granted a renewed charter to Peachtree Charter Middle School, a grade 6-8 conversion charter school in DeKalb County Public Schools, for a five-year term beginning July 1, 2010 and ending June 30, 2015.
- 48. Charter Renewal – DeKalb Path Academy.** Granted a renewed charter to DeKalb Path Academy, a grade 5-8 start up charter school in DeKalb County School System, for a five-year term beginning July 1, 2010 and ending June 30, 2015.
- 49. Grant – Federal Charter Schools Implementation Grant - Atlanta Heights.** Authorized the State Superintendent of Schools to award a grant to Atlanta Heights Charter School at a cost not to exceed \$400,000 in Federal Funds for Charter Schools Program Implementation Grants.
- 50. Charter School Commission Appointments.** Appointed the individuals listed below to the Georgia Charter Schools Commission.
- a. Dr. Charles Knapp
 - b. Mr. B. J. Van Gundy

51. Waiver Requests of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Disability. Made the following decisions on the waiver requests of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Tests (GHS WT) for the students with disabilities and areas identified below:

Case Number	Recommendation	Type	Area(s) of Request
10-0807	Approve	Disability	English Language Arts Social Studies Mathematics Writing
10-0808	Approve	Disability	English Language Arts Science Social Studies Mathematics
10-0820	Approve	Disability	English Language Arts
10-0821	Approve	Disability	Writing
10-0823	Approve	Disability	Science
10-0826	Approve	Disability	Mathematics
10-0829	Approve	Disability	English Language Arts Science Social Studies Mathematics
10-0833	Approve	Disability	English Language Arts
10-0835	Approve	Disability	Writing
10-0836	Approve	Disability	English Language Arts Science Social Studies Mathematics

10-0838	Approve	Disability	Science Mathematics
10-0847	Approve	Disability	Science
10-0858	Approve	Disability	Mathematics
10-0859	Approve	Disability	Mathematics
10-0860	Approve	Disability	Mathematics
10-0867	Approve	Disability	Social Studies
10-0868	Approve	Disability	English Language Arts
10-0869	Approve	Disability	English Language Arts
10-0898	Approve	Disability	English Language Arts
10-0901	Approve	Disability	English Language Arts Science Social Studies Mathematics
10-0902	Approve	Disability	Science Social Studies
10-0904	Approve	Disability	English Language Arts Science
10-0914	Approve	Disability	Mathematics
10-0916	Approve	Disability	Social Studies
10-0917	Approve	Disability	English Language Arts Science Social Studies Mathematics Writing
10-0919	Approve	Disability	Writing
10-0921	Approve	Disability	Science
10-0925	Approve	Disability	English Language Arts Science Social Studies Writing
10-0926	Approve	Disability	English Language Arts Science Social Studies Mathematics
10-0927	Approve	Disability	English Language Arts Writing
10-0928	Approve	Disability	Science Social Studies Mathematics
10-0939	Approve	Disability	English Language Arts Science Social Studies Mathematics Writing
10-0942	Approve	Disability	English Language Arts Science Writing
10-0945	Approve	Disability	English Language Arts Writing
10-0946	Approve	Disability	English Language Arts Science Social Studies
10-0948	Approve	Disability	English Language Arts Science Social Studies Mathematics Writing
10-0949	Approve	Disability	Science
10-0950	Approve	Disability	English Language Arts Science Social Studies Mathematics Writing
10-0951	Approve	Disability	English Language Arts Science Social Studies Writing
10-0954	Approve	Disability	English Language Arts Science Writing
10-0955	Approve	Disability	English Language Arts Science Social Studies
10-0956	Approve	Disability	Science Social Studies
10-0957	Approve	Disability	English Language Arts Science Mathematics
10-0959	Approve	Disability	Mathematics
10-0960	Approve	Disability	English Language Arts Science Social Studies Mathematics
10-0978	Approve	Disability	English Language Arts Social Studies
10-0979	Approve	Disability	English Language Arts Science Social Studies Writing

52. Waiver Requests of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Hardship. Made the following decisions on the waiver requests of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Tests (GHS WT) due to hardship for the students and areas identified below:

Case Number	Recommendation	Type	Area(s) of Request
10-0832	Approve	Hardship	English Language Arts
10-0834	Approve	Hardship	Science Social Studies
10-0846	Approve	Hardship	Social Studies
10-0848	Approve	Hardship	Social Studies Writing
10-0850	Approve	Hardship	Social Studies
10-0862	Approve	Hardship	English Language Arts Math Social Studies Writing
10-0865	Approve	Hardship	Science
10-0893	Approve	Hardship	English Language Arts
10-0903	Approve	Hardship	Science
10-0943	Approve	Hardship	Math
10-0944	Approve	Hardship	Science
10-0947	Approve	Hardship	Social Studies
10-0976	Approve	Hardship	English Language Arts Math Writing
10-0980	Approve	Hardship	English Language Arts
10-1050	Approve	Hardship	Science

53. Waiver Request of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Hardship/Disability. Made the following decision on the waiver request of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Tests (GHS WT) for the student with disabilities/hardships and area identified below:

Case Number	Recommendation	Type	Area(s) of Request
10-0871	Approve	Hardship/Disability	Writing

54. Waiver Reconsideration Requests of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT). Made the following decisions on the waiver requests of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Tests (GHS WT) for the students in the areas identified below:

Case #	Area(s) of Request	Date of Original Denial Decision	Reconsideration Recommendation
10-0491	Science and Math	March 11, 2010	Approve
10-0587	Science, English Language Arts, Math, Social Studies, Writing	April 7, 2010	Approve

55. Variance Requests of the Georgia High School Graduation Tests or the Georgia High School Writing Test. Approved the requests for a variance of the identified portion(s) of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) for the following cases:

Mathematics: 10-0962, 10-0975

Mathematics and Social Studies: 10-1057, 10-1071

Science: 10-0964, 10-0966, 10-0968, 10-0970, 10-0971, 10-0984, 10-0985, 10-0987, 10-1023, 10-1024, 10-1026, 10-1045, 10-1047, 10-1048, 10-1056, 10-1058, 10-1059, 10-1060, 10-1083, 10-1084, 10-1085, 10-1086, 10-1088, 10-1091, 10-1094

Social Studies: 10-0969, 10-1043, 10-1044, 10-1061, 10-1062, 10-1063

Social Studies and Science: 10-0693, 10-0967, 10-0981, 10-0986, 10-1082, 10-1087, 10-1092, 10-1093

English Language Arts: 10-0965, 10-0972, 10-0983, 10-1025, 10-1046, 10-1081

Writing: 10-0982

56. Case No. 2010-48. T.G., v. Troup County Board of Education (amended decision).

The appeal was dismissed.

57. Case No. 2010-49 K.A., v. Troup County Board of Education(amended decision). The

appeal was dismissed.

58. Case No. 2010-58 C.R.L., v. Houston County Board of Education. The decision of the

local board was sustained.

59. Case No. 2010-59 C.M.L., v. Houston County Board of Education. The Local Board's

decision was REMANDED.

**60. Case No. 2010-70 Lee Byrd v. Randolph County Board of Education
Case No. 2010-71 Larry Calloway v. Randolph County Board of Education
Case No. 2010-72 Tyrone Kellogg v. Randolph County Board of Education
Case No. 2010-73 Sheila Taylor v. Randolph County Board of Education
Case No. 2010-74 Elma Vanagure v. Randolph County Board of Education**

The decisions of the local board were sustained.

61. **Case No. 2010-75 Dennis Wright, v. Polk County Board of Education.** The decision of the local board was sustained.
62. **Case No. 2010- J.M., v. DeKalb County Board of Education.** The decision of the local board was sustained.
63. **Case No. 2010-77 Antonio Mahone, v. Clayton County Board of Education.** The decision of the local board was sustained.
64. **Case No. 2010-78 D.W., v. Douglas County Board of Education.** The decision of the local board was sustained.
65. **Case No. 2010-79 D.P., v. Fulton County Board of Education.** The appeal was dismissed.
66. **Case No. 2010-80 S.C., v. Columbia County Board of Education.** The appeal was dismissed.
67. **Case No. 2010-82 Gloria Jean Smith, v. Henry County Board of Education.** The decision of the local board was sustained.
68. **Case No. 2010-83 A.C., v. Houston County Board of Education.** The appeal was dismissed.
69. **Personnel Actions.** Approved the July 8, 2010 personnel actions as presented by the State Superintendent of Schools.
70. **June 2010 State Board Minutes.** Approved the minutes of the June 10, 2010 State Board Meeting.
71. **June 24, 2010 Called State Board Meeting.** Approved the minutes of the June 24, 2010 Called State Board Meeting.

BUDGET COMMITTEE ITEM

FY11 Contract – Independent Verification and Validation Services. Dr. Bostic moved to reject the recommendation to authorize the State Superintendent of Schools to enter into a contract with (TBD) at a cost not to exceed (TBD) in Federal Funds for Independent Verification and Validation (IV&V) services. Mr. Law seconded the motion which passed unanimously.

CHARTER COMMITTEE ITEMS

1. **New Charter Petition – Judia Jackson Harris Charter School.** Dr. Bostic moved to grant a Charter to Judia Jackson Harris Charter School, a grade K-5 conversion charter school to be located in the Clarke County School District, for a five-year term beginning July 1, 2010 and ending June 30, 2015. Mr. Law seconded the motion which was unanimously passed.

2. **Georgia Charter Georgia Charter Schools Commission - Atlanta Heights Charter School Participation in the Teacher Retirement System.** The State Board took no action on the Atlanta Heights charter contract amended by the Commission on May 17, 2010.

After a brief discussion, Mrs. Zechmann, Chair of the Charter Committee requested that the following statement be read into the record.

The State Board of Education acknowledges that the Commission is an independent body and that the State Board of Education has the authority to act or not act on official actions taken by the Commission. The State Board took no action on the Atlanta Heights charter contract amended by the Commission on May 17, 2010.

3. **Georgia Charter Schools Commission Decisions – June 2010.** Following a brief discussion, the Board exercised its authority to utilize the full 60 days to review the Commission’s decision.

POLICY/RULES COMMITTEE ITEMS

1. **Rule 160-5-4-.16 Design and Construction Standards and Construction Costs (Adoption).** Mr. Law moved to adopt an amendment of State Board of Education Rule 160-5-4-.16 Educational Facility Site, Construction and Reimbursement and associated guidelines. Dr. Murray seconded the motion which passed unanimously.
2. **Rule 160-5-1-.35 Seclusion and Restraint for All Students. (Adoption).** Mr. Hodge moved to adopt State Board of Education Rule 160-5-1-.35 Seclusion and Restraint for All Students. Dr. Bostic seconded the motion which passed unanimously. Superintendent Bryant pointed out that the Department and Board of Education have taken note of the public’s response to include data and accountability to further amend the rule.
3. **Rule 160-1-3-.09 WAIVERS AND VARIANCES OF HIGH SCHOOL GRADUATION ASSESSMENTS (Repeal).** Mr. Hodge moved to repeal State Board of Education Rule 160-1-3-.09 WAIVERS AND VARIANCES OF HIGH SCHOOL GRADUATION ASSESSMENTS. Mr. Law seconded the motion which passed unanimously.
4. **Rule 160-1-3-.09 WAIVERS AND VARIANCES OF HIGH SCHOOL GRADUATION ASSESSMENTS. (Adoption).** Mr. Law moved to adopt State Board of Education Rule 160-1-3-.09 WAIVERS AND VARIANCES OF HIGH SCHOOL GRADUATION ASSESSMENTS. Dr. Bostic seconded the motion which passed unanimously.

OTHER BUSINESS ITEMS

1. **Vice Chairperson for Appeals Nomination - Georgia State Board of Education.** The Nominations Committee recommended and moved to appoint the Thirteenth Congressional District Representative for the State Board of Education, Dr. Mary Sue Murray, as Vice Chairperson for Appeals of the State Board. The Board unanimously approved the appointment.

2. **Atlanta Public Schools Erasure Report to the Office of Student Achievement – Recommendation.** Superintendent Bryant informed the Board that Atlanta Public Schools had not submitted the required erasure report within the original time frame but that they would submit a letter confirming their intention to submit the report by midnight on August 2, 2010. Superintendent Bryant recommended and it was agreed, that if the report was not submitted by midnight August 2, the State Board would be asked to allow the Department of Education to remove the 2009 AYP determinations for schools being investigated and consequently withhold 2010 AYP determinations for the 58 schools in the moderate to severe concerned status until the report was submitted.

Dr. Bostic moved to accept the recommendation. Mr. Law seconded the motion which was unanimously approved.

3. **K-12 Common Core State Standards for English Language Arts and Mathematics.** Dr. Murray moved to adopt the K-12 Common Core State Standards in English language arts, mathematics, and literacy in science, history/social studies, and technical subjects. Mr. Perez seconded the motion which passed unanimously.

At this point, Mrs. Barrs and Dr. Murray left the meeting to attend to other Board matters.

EXECUTIVE SESSION ACTIONS

1. **Waiver Request – Case 10-0822** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0822, with 6 voting yes and 3 voting no.
2. **Waiver Request – Case 10-0824** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0824, with 7 voting yes and 2 voting no.

At this juncture, Mrs. Barrs returned to the meeting.

3. **Waiver Request – Case 10-0825** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Writing Test (GHSWT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0825, with 6 voting yes and 4 voting no.
4. **Waiver Request – Case 10-0830** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0830, with 6 voting yes and 4 voting no.
5. **Waiver Request – Case 10-0831** - By motion of Mr. Law, seconded by Dr. Bostic, an affirmative vote was given to approve the request for a waiver of the Georgia High School

Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0831, with 8 voting yes and 2 voting no.

6. **Waiver Request – Case 10-0837** - By motion of Mr. Law, seconded by Dr. Bostic, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0837, with 6 voting yes and 4 voting no.
7. **Waiver Request – Case 10-0839** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0839, with 7 voting yes and 3 voting no.
8. **Waiver Request – Case 10-0841** - By motion of Mr. Law, seconded by Dr. Bostic, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0841, with 6 voting yes and 4 voting no.
9. **Waiver Request – Case 10-0842** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0842, with 6 voting yes and 4 voting no.
10. **Waiver Request – Case 10-0843** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0843, with 6 voting yes and 4 voting no.
11. **Waiver Request – Case 10-0844** - Dr. Bostic moved to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0844. Mr. Law seconded the motion with 5 voting yes and 5 voting no. The motion did not pass.
12. **Waiver Request – Case 10-0849** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0849, with 7 voting yes and 3 voting no.
13. **Waiver Request – Case 10-0857** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0857, with 6 voting yes and 4 voting no.
14. **Waiver Request – Case 10-0861** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0861, with 6 voting yes and 4 voting no.

15. **Waiver Request – Case 10-0863** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Disability for the student identified as Case 10-0863, with 7 voting yes and 3 voting no.
16. **Waiver Request – Case 10-0870** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Disability for the student identified as Case 10-0870, with 7 voting yes and 3 voting no.
17. **Waiver Request – Case 10-0872** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Disability for the student identified as Case 10-0872, with 6 voting yes and 3 voting no.
18. **Waiver Request – Case 10-0892** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Disability for the student identified as Case 10-0892, with 8 voting yes and 2 voting no.
19. **Waiver Request – Case 10-0894** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Disability for the student identified as Case 10-0894, with 7 voting yes and 3 voting no.
20. **Waiver Request – Case 10-0895** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Disability for the student identified as Case 10-0895, with 6 voting yes and 4 voting no.
21. **Waiver Request – Case 10-0896** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Disability for the student identified as Case 10-0896, with 6 voting yes and 4 voting no.
22. **Waiver Request – Case 10-0897** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Disability for the student identified as Case 10-0897, with 6 voting yes and 4 voting no.
23. **Waiver Request – Case 10-0900** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Disability for the student identified as Case 10-0900, with 6 voting yes and 4 voting no.
24. **Waiver Request – Case 10-0915** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School

- Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0915, with 6 voting yes and 4 voting no.
25. **Waiver Request – Case 10-0920** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0920, with 9 voting yes and 1 voting no.
 26. **Waiver Request – Case 10-0924** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0924, with 6 voting yes and 4 voting no.
 27. **Waiver Request – Case 10-0938** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0938, with 6 voting yes and 4 voting no.
 28. **Waiver Request – Case 10-0940** - Dr. Bostic moved to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0940. Mr. Law seconded the motion, with 5 voting yes and 5 voting no. The motion did not pass.
 29. **Waiver Request – Case 10-0941** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0941, with 7 voting yes and 3 voting no.
 30. **Waiver Request – Case 10-0953** - Dr. Bostic moved to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0953. Mr. Law seconded the motion, with 4 voting yes and 6 voting no. The motion did not pass.
 31. **Waiver Request – Case 10-0958** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0958, with 7 voting yes and 3 voting no.
 32. **Waiver Request – Case 10-0961** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Disability for the student identified as Case 10-0961, with 6 voting yes and 4 voting no.
 33. **Waiver Request – Case 10-0845** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHSGT) or the Georgia High School Writing Test (GHSWT) due to Hardship for the student identified as Case 10-0845, with 6 voting yes and 4 voting no.
 34. **Waiver Request – Case 10-0866** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School

Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Hardship for the student identified as Case 10-0866, with 9 voting yes and 1 voting no.

35. **Waiver Request – Case 10-0899** - Dr. Bostic moved to approve the request for a waiver of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Hardship for the student identified as Case 10-0899. Mr. Law seconded the motion, with 5 voting yes and 5 voting no. The motion did not pass.
36. **Waiver Request – Case 10-0906** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Hardship for the student identified as Case 10-0906, with 9 voting yes and 1 voting no.
37. **Waiver Request – Case 10-0974** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) due to Hardship for the student identified as Case 10-0974, with 7 voting yes and 3 voting no.
38. **Waiver Reconsideration Request – Case 10-0531** - By motion of Dr. Bostic, seconded by Mr. Law, an affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Tests (GHS GT) or the Georgia High School Writing Test (GHS WT) for the student identified as Case 10-0531, with 8 voting yes and 2 voting no.
39. **Waiver Request – Case 10-0606** - By motion of Dr. Bostic, seconded by Mr. Law, a unanimous affirmative vote was given to approve the request for a waiver of the Georgia High School Graduation Test (GHS GT) or the Georgia High School Writing Test (GHS WT) for the student identified as Case 10-0606.

Adjournment

At 12:40 p.m., Mr. Winter moved to adjourn the State Board meeting. Mr. Law seconded the motion which passed unanimously.

Next Scheduled Meeting of the State Board

The next State Board Meeting is scheduled for August 19, 2010.

Jacqueline Clarke Dodd
Recording Secretary