



TWO DAYS @ THE CAPITOL

april 10, 2019

**Columbia Metropolitan
Convention Center**
(See map on page 2)

#schoolboardstrong

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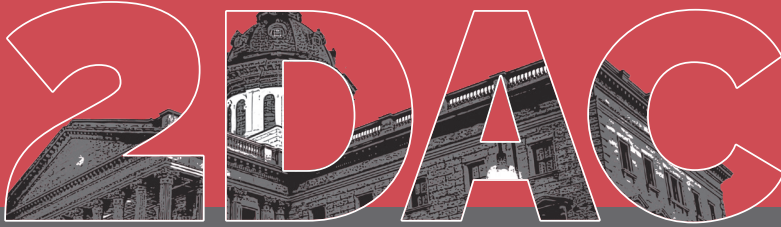
Special attachment: South Carolina Career Opportunity and Access for All Act

SCSBA looks forward to seeing you Wednesday

As a school board member, administrator or a local public school advocate, your presence at the State House standing up for public schools makes a difference. Leaders of local school districts, school board members and administrators know best the impact state policy proposals can have on their schools.

To help prepare for discussions with lawmakers on Tuesday, this handout provides information on the legislative issues you will be discussing with your legislators. Each issue includes an overview, position statement and talking points. Please note that legislation can change quickly as it moves through the process. SCSBA will be sure to pass along any changes or updates.

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TWO DAYS @ THE CAPITOL

Before you arrive

1. Contact members of your legislative delegation to arrange a meeting between 10:30 a.m. and noon at the State House.
2. Study the legislative issues, position statements and talking points to prepare for your meetings with legislators.
3. Review the education-related committee meetings that may be scheduled for the day.
4. Check the weather forecast for chances of rain to determine if you should pack an umbrella, and don't forget coins for parking meters if you are planning to park on the street.

Meeting location

The Columbia Metropolitan Convention Center is located at 1101 Lincoln St., Columbia, SC 29201.

Parking

There are multiple parking options at or near the Columbia Metropolitan Convention Center:

- **The CMCC parking** lot adjacent to the facility may be available at no charge on a first-come, first-served basis. Parking availability is subject to change, based on event times and the number of events in the building.
- **Pay-for-parking garages** are operated by the City of Columbia and are available 24/7. Customers can pay by cash or credit card. A cashier is on site most days from 9:30 a.m. to 6 p.m. Charges are \$2 for the first hour and \$1 for every additional hour but are no more than \$10 for the day. Customers with lost tickets will automatically be charged \$10 regardless of hours parked in the garage.
- Additionally, **metered parking** is available along many of the streets around the facility.

State House visits

After the morning's legislative briefing, participants will head to the State House (see map of State House complex) and have an hour and a half to meet with legislators and attend any scheduled committee meetings. If the House or Senate is in session, requests to speak with legislators can be made by completing a form on the desk near the entrance of both chambers. Be sure to keep notes of your conversations with legislators to share on the debriefing form provided in your meeting packet.

Agenda

8:45 a.m.

Registration and continental breakfast

9:15 a.m.

Welcome

Tony Folk, *SCSBA President, Dorchester 4*
Scott Price, *SCSBA Executive Director*

Briefing on legislative issues

Debbie Elmore, *SCSBA Director of Governmental Relations and Communications*

10:15 a.m.

State House visits/meetings with legislators

(see State House complex map)

12:30 p.m.

Lunch and program

PLEASE NOTE: School bus transportation will be available to and from the State House.

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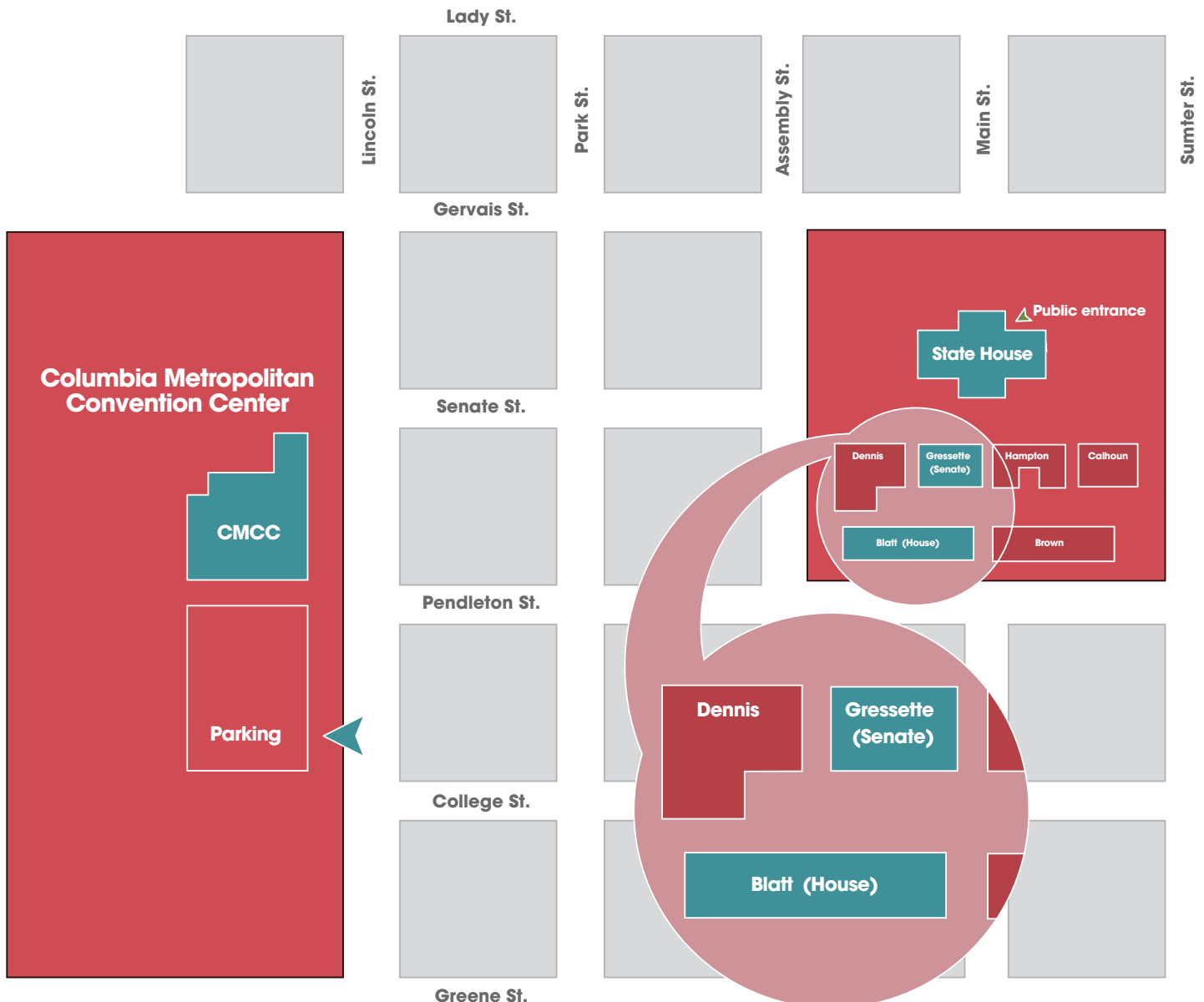
TWO DAYS @ THE CAPITOL

State House complex and Columbia Metropolitan Convention Center

Public entrance to the State House is on the Sumter Street (east) side of the building.

Columbia Metropolitan Convention Center entrance is on Lincoln Street.

The convention center's street address is **1101 Lincoln Street, Columbia, SC 29201.**



Top legislative priorities, position statements and talking points

K12 state spending plan House bill 4000

Heading into this year’s legislative session, there were high hopes for funding with a projection of about \$1 billion in additional state General Fund revenues.

As work on the 2019-2020 state spending plan nears the finish line, it appears that teachers will be getting most of the funding increases allocated for K12. Work on the state budget has been completed in the House and is currently in the Senate where a spending plan passed by the Senate Finance Committee on April 4 is set to be debated starting Monday, April 15.

The current Senate proposal mirrors most of the K12 provisions in the House-passed plan.

The biggest difference in the Senate plan is that it adds \$15 million to the Base Student Cost (BSC) under the Education Finance Act (EFA) funding. This will amount to about \$15 per student.

Unless those provisions are amended by the full Senate, they will be “locked” into the budget.

Highlights of the same provisions are as follows:

- \$159 million to raise teacher salaries by 4% and increase starting teacher salaries from \$32,000 to \$35,000. The Senate maintained the roll up of the BSC and EFA fringe benefits lines and added the teacher salary amount to the rolled-up line.
- \$12 million reduction in technology funds
- \$4.2 million in Education Improvement Act (EIA) funding for a 1 percent employer retirement contribution
- \$10 million in EIA funding for School Resource Officers (SROs)
- \$20 million for instructional materials
- \$19.3 million in lottery funding for the lease, purchase of school buses
- \$49.7 million for health insurance costs for state employees

House and Senate budget differences

House Budget Plan	Proposed Senate Budget	SCSBA Position
\$14.8 million for public charter schools student growth	\$12.7 million for public charter schools student growth	Support Senate version
\$50 million for school district capital improvements for schools with a 70 percent poverty index or greater.	\$65 million for facility upgrades to eligible schools. At least 25 percent of the funds must be used to pay for consolidation costs, to include the construction of new “shared school” facilities, in districts with less than 1,500 students and that are located in Tier IV counties. The remaining funds would be used for upgrades in schools that have a poverty index of 70 percent or higher, 25 percent of the funds must be used to pay for consolidation costs	Support Senate version
\$85 million to the S.C. Department of Commerce for infrastructure improvements and job recruitment to rural areas	\$50 million to the S.C. Department of Commerce for job recruitment and infrastructure improvements to include school facilities in counties with school districts that have 86 percent poverty	Support Senate version

Highlights of House and Senate budget proviso differences

House Budget Plan	Proposed Senate Budget	SCSBA Position
Added SCSBA-supported proviso to hold school districts harmless from the Fiscal Accountability Act if a district uses its reserve funds to help pay for teacher pay raises	Proviso was further amended to specify that districts are held harmless if there is not an increase in state support through the EFA, and if a district must use their reserve funds to pay for teacher pay raises, it must be upon approval by the S.C. Department of Education (SCDE)	Support House version
Eliminates language in a proviso requiring a study for the transfer of school district career and technology centers to technical colleges but keeps the requirement that the two boards work together and keeps language directing the transfer of district adult education programs to technical colleges	Deletes the proviso directing the transfer of career centers and adult education programs to technical colleges	Support Senate version
Adds a proviso that allows state retirees to return to work and be exempt from the \$10,000 earnings cap after a break of employment for 12 months (this would not apply to retired teachers teaching in a critical needs subject or schools designated as critical needs schools)	Deletes the return-to-work proviso	Support House version. <i>(note: House bill 3620 that would allow state retirees to return to work and not be subject to an earnings cap has passed the House and has been sent to the Senate. The bill is set to be discussed in a Senate subcommittee the week of April 8)</i>
No proviso	Adds a new proviso to direct the SCDE to provide certain data to specific committees in order to determine whether educational services are being delivered effectively and efficiently to children with disabilities by public schools and BabyNet and whether services or funding should be reformed	No position

Highlights of House and Senate budget proviso differences (continued)

House Budget Plan	Proposed Senate Budget	SCSBA Position
Proviso directs allocations for virtual charter schools and brick and mortar schools and extends the timeline for the State Charter School District to rule on charter school applications	Proviso was further amended to direct the Education Oversight Committee (EOC) to submit a report to the General Assembly by June 1 that recommends one or more funding systems for charter schools that use such indicators as graduation rate and academic achievement data. Charter schools that receive funds through this proviso are mandated to send the required information to the EOC, and schools that do not do so will have 1% of their funds withheld until they are compliant	Support Senate version

Remaining budget schedule

- April 15 - 18: Senate floor debate
- April 23 - 25: Bill returned to House, conference committee set
- April 30 - May 2: Conference committee/report
- May 1 - 3: Conference committee report delivered to governor
- May 7 - 9: Vetoes

Position statement

SCSBA believes that the General Assembly must meet its commitment to fully fund state-mandated educational programs for public schools. SCSBA believes that the South Carolina Constitution should be amended to prohibit state mandates on local units of government unless they are fully funded by the state.

SCSBA supports legislation to reform the state's education funding structure. Any revision should be based upon specific analysis and recommendations on:

1. the current tax structure and the state's taxing policy;
2. the current education funding formulas and their ability to equalize educational opportunities statewide; and,

3. a realistic means of computing a per-pupil funding amount, which is aligned with state-imposed student performance standards and expectations.

Recommendations for reforming the method of fully funding public education in South Carolina must do the following:

- expand local district revenue-raising options;
- generate revenue that is adequate, stable and recurring;
- ensure equitable and timely distribution, to include direct distribution from the state to a district;
- provide adequate funding for other operational needs such as transportation and fringe;
- include state-driven initiatives to ensure that every public school student has the opportunity to learn in permanent school facilities that are safe, structurally sound and conducive to a good learning environment;
- ensure that districts are held harmless from receiving less money through a new funding plan; and,
- grant all elected school boards full fiscal autonomy.

Talking points

- We urge the Senate to further amend the current EFA proviso 1.3 to require the S.C. Office of Revenue and Fiscal Affairs to continue calculating and submitting to the Legislature an estimate of the base student cost (BSC) required annually under the Education Finance Act (EFA) until a new state education funding system is adopted. While the BSC is not the only state funding allocated to public schools, it provides the clearest example of legislators' meeting or not meeting their commitment to funding K12 public education.
- The issue of unfunded and underfunded mandates arises each legislative session as programs and directives are proposed at the state level with the knowledge that state funds are not available and that in most instances local taxpayers will feel the fiscal impact.
- We appreciate the allocation of \$159 million by the House and Senate to increase teacher pay by 4% and to raise the starting teacher pay from \$32,000 to \$35,000. We also greatly appreciate the Senate's plan to provide an additional \$14 million in EFA funding toward the BSC. While we are appreciative, the additional funding will not be enough to help districts fully cover the cost of providing the mandated teacher step increase and may not be enough for districts to extend the 4 percent pay raise to all other employees in the school district, including teacher aides and custodial and maintenance staff, etc. (Note: Discuss how much it costs your school districts to pay for step increases each year.) School districts already use local funds to pay for the shortfall in state funding for employee fringe benefits. These local funds – because of Act 388 – come from increased taxes to businesses and industries.
- We appreciate the allocations to school districts to help cover the 1 percent required increase in the employer contribution to the state retirement system and for health insurance.
- While it is critical for the General Assembly to reform the K12 funding system, of equal importance is for the state to fully fund the

system it has in place. When state funds are not adequate to meet the true cost of a required program, the fiscal burden falls to local taxpayers to cover the deficit, or districts must sacrifice in other areas such as classroom size and personnel. The heart of the EFA is the BSC, a per-pupil amount set annually by the State Board of Economic Advisors as that necessary to fund the basic educational program. For the 2018-2019 school year, the BSC is set at \$2,485, which is below the statutorily required amount of \$3,033. Since no additional funds were allocated to the BSC in the House Ways and Means Committee's spending plan, the implied BSC is estimated to decrease by \$18 per student to \$2,467.

School start date

House bills 3256, 3347, 3095, 4201
Senate bill 240

So far this session, there have been numerous bills filed to address the statewide uniform school start date. The number of bills is largely due to the advocacy by school boards statewide over the past several years. While it is highly unlikely that a bill will pass this year, we should continue our push to give local school boards the authority to set their districts own start date.

After the House passed its version of the budget, the K12 subcommittee took up, but took no action on four bills related to school start date. There are four school start bills in the House. Two of them and one bill in the Senate (S.240) would eliminate the uniform start date and give local school boards the authority to set their own start date (H.3347 and H.3256). One bill prohibits schools from starting before August 15 but can vary as much as five days before or after as needed to ensure students have 90 days of instruction before the winter break (H.3095). Finally, the fourth bill prohibits schools from starting earlier than August 15 (H.4201).

None of the provisions in any of the bills would apply to schools operating on a year-round modified school calendar.

A law enacted two years ago moved the administration of state tests from April to the last

20 days of the school year. This change removes a barrier that was used by uniform start date proponents who argued that students in districts that began school in early August would have an unfair advantage when taking the statewide tests. The students, proponents claimed, would have more instructional days than students in districts that started school near Labor Day. With a 20-day testing window, school districts wishing to start earlier would test their students at the beginning of the testing window. Those districts wishing to start later would test their students at the end of the testing window. School districts have found that depending on when the third Monday in August is positioned in a calendar year (as early as the 15th in 2016-17 and as late as the 21st in 2017-18), it is increasingly difficult to complete the first semester in 90 days before the winter holiday break, which many parents, teachers and students demand. Public pressure has led many school boards to end the first semester before the break, reducing the number of instructional days for students completing first semester courses. Since many students take dual credit courses at technical colleges, moving the start date back one week will better assist in the alignment of those schedules for students to begin their new classes in January. Students who graduate early can complete their final exams and receive their diplomas in December or early January in time to start their college classes at the beginning of the spring term in January. Efforts to move the start date as little as one week earlier have met resistance, which makes filing a bill to allow school districts the authority to set their own start date difficult. School boards must determine whether or not members of their local legislative delegations (House members and Senators) would support a bill amending the uniform start date to give authority to local boards to set their school district's start date.

Position statement

SCSBA believes that state law regarding when public schools may start the school year should be changed to give districts the flexibility of setting their own start date.

Talking points

- Determining the school year calendar should be a core function of locally-elected or appointed school boards.
- School districts have found that depending on when the third Monday in August is positioned in a calendar year, it is increasingly difficult to complete the first semester in 90 days before the winter holiday break, which many parents, teachers and students request.
- Many high school students are taking dual-credit courses at area technical colleges. Allowing districts to set their start date will better assist these students by aligning their second semester with local colleges and allowing students to begin their new classes in January.
- Students who graduate early can complete their final exams and receive their diplomas in December or early January, in time to start their college classes at the beginning of the spring term in January.
- Districts have very few options for scheduling the statutorily required make-up days during the winter months due to required holidays, spring break, state testing, local benchmark testing, professional development and teacher work days. Allowing districts to set their own start date would provide more options for incorporating these scheduling requirements to complete the first semester before the winter holiday break. An earlier start date will allow students to complete the school year prior to Memorial Day, which provides greater flexibility for family vacations.

South Carolina legislators by school district

Abbeville County Schools

Rep. Craig A. Gagnon (District 11)
Rep. John Taliaferro "Jay" West, IV (District 7)
Sen. Michael W. Gambrell (District 4)
Sen. Floyd Nicholson (District 10)

Aiken County Schools

Rep. Bart T. Blackwell (District 81)
Rep. William "Bill" Clyburn (District 82)
Rep. Cally R. "Cal" Forrest (District 39)
Rep. William M. "Bill" Hixon (District 83)
Rep. Bill Taylor (District 86)
Rep. Ronald "Ronnie" Young (District 84)
Sen. A. Shane Massey (District 25)
Sen. Nikki G. Setzler (District 26)
Sen. Tom Young, Jr. (District 24)

Allendale County Schools

Rep. Lonnie Hosey (District 91)
Sen. Brad Hutto (District 40)
Sen. Margie Bright Matthews (District 45)

Anderson One Schools

Rep. West Cox (District 10)
Rep. Anne J. Thayer (District 9)
Rep. John Taliaferro "Jay" West, IV (District 7)
Rep. W. Brian White (District 6)
Sen. Richard J. Cash (District 3)
Sen. Michael W. Gambrell (District 4)

Anderson Two Schools

Rep. Jonathon D. Hill (District 8)
Rep. Ashley B. Trantham (District 28)
Rep. John Taliaferro "Jay" West, IV (District 7)
Sen. Michael W. Gambrell (District 4)

Anderson Three Schools

Rep. Craig A. Gagnon (District 11)
Rep. Jonathon D. Hill (District 8)
Rep. John Taliaferro "Jay" West, IV (District 7)
Sen. Richard J. Cash (District 3)
Sen. Michael W. Gambrell (District 4)

Anderson Four Schools

Rep. Jonathon D. Hill (District 8)
Rep. W. Brian White (District 6)
Sen. Richard J. Cash (District 3)

Anderson Five Schools

Rep. Craig A. Gagnon (District 11)
Rep. Jonathon D. Hill (District 8)
Rep. Anne J. Thayer (District 9)
Rep. John Taliaferro "Jay" West, IV (District 7)
Rep. W. Brian White (District 6)
Sen. Richard J. Cash (District 3)
Sen. Michael W. Gambrell (District 4)

Bamberg One Schools

Rep. Justin T. Bamberg (District 90)
Sen. Brad Hutto (District 40)

Bamberg Two Schools

Rep. Justin T. Bamberg (District 90)
Sen. Brad Hutto (District 40)

Barnwell 19 Schools

Rep. Justin T. Bamberg (District 90)
Rep. Lonnie Hosey (District 91)
Sen. Brad Hutto (District 40)

Barnwell 29 Schools

Rep. Lonnie Hosey (District 91)
Sen. Brad Hutto (District 40)

Barnwell 45 Schools

Rep. Justin T. Bamberg (District 90)
Rep. Lonnie Hosey (District 91)
Sen. Brad Hutto (District 40)

Beaufort County Schools

Rep. Shedron D. Williams (District 122)
Rep. Jeffrey A. "Jeff" Bradley (District 123)
Rep. Shannon S. Erickson (District 124)
Rep. William G. "Bill" Herbkersman (District 118)
Rep. Wm. Weston J. Newton (District 120)
Rep. Michael F. Rivers, Sr. (District 121)
Sen. George E. "Chip" Campsen, III (District 43)
Sen. Tom Davis (District 46)
Sen. Margie Bright Matthews (District 45)

South Carolina legislators by school district

Berkeley County Schools

Rep. Krystle N. Simmons (District 117)
Rep. Joseph S. Daning (District 92)
Rep. Sylleste H. Davis (District 100)
Rep. Joseph H. Jefferson, Jr. (District 102)
Rep. Nancy Mace (District 99)
Rep. JA Moore (District 15)
Sen. Sean M. Bennett (District 38)
Sen. Paul G. Campbell, Jr. (District 44)
Sen. Lawrence K. "Larry" Grooms (District 37)
Sen. John W. Matthews, Jr. (District 39)
Sen. Ronnie A. Sabb (District 32)

Calhoun County Schools

Rep. Russell L. Ott (District 93)
Sen. John W. Matthews, Jr. (District 39)
Sen. Nikki G. Setzler (District 26)

Charleston County Schools

Rep. Converse A. "Con" Chellis, IV (District 94)
Rep. Linda "Lin" Bennett (District 114)
Rep. Robert L. Brown (District 116)
Rep. William Scott Cogswell, Jr. (District 110)
Rep. Krystle N. Simmons (District 117)
Rep. Wendell G. Gilliard (District 111)
Rep. Lee Hewitt (District 108)
Rep. Nancy Mace (District 99)
Rep. David J. Mack, III (District 109)
Rep. Peter M. McCoy, Jr. (District 115)
Rep. Marvin R. Pendarvis (District 113)
Rep. JA Moore (District 15)
Rep. F. Michael "Mike" Sottile (District 112)
Rep. Leonidas E. "Leon" Stavrinakis (District 119)
Sen. Sean M. Bennett (District 38)
Sen. Paul G. Campbell, Jr. (District 44)
Sen. George E. "Chip" Campsen, III (District 43)
Sen. Stephen L. Goldfinch (District 34)
Sen. Lawrence K. "Larry" Grooms (District 37)
Sen. Marlon E. Kimpson (District 42)
Sen. Margie Bright Matthews (District 45)
Sen. Sandy Senn (District 41)

Cherokee County Schools

Rep. Dennis C. Moss (District 29)
Rep. V. Stephen "Steve" Moss (District 30)
Sen. Harvey S. Peeler, Jr. (District 14)

Chester County Schools

Rep. Thomas R. "Randy" Ligon (District 43)
Rep. Annie E. McDaniel (District 41)
Rep. Dennis C. Moss (District 29)
Sen. Mike Fanning (District 17)

Chesterfield County Schools

Rep. Patricia Moore "Pat" Henegan (District 54)
Rep. James H. "Jay" Lucas (District 65)
Rep. Richard L. "Richie" Yow (District 53)
Sen. Gerald Malloy (District 29)
Sen. Vincent A. Sheheen (District 27)

Clarendon One Schools

Rep. Robert L. Ridgeway, III (District 64)
Sen. Kevin L. Johnson (District 36)

Clarendon Two Schools

Rep. Cezar E. McKnight (District 101)
Rep. Robert L. Ridgeway, III (District 64)
Sen. Kevin L. Johnson (District 36)

Clarendon Three Schools

Rep. Robert L. Ridgeway, III (District 64)
Sen. Kevin L. Johnson (District 36)

Colleton County Schools

Rep. Justin T. Bamberg (District 90)
Rep. Robert L. Brown (District 116)
Rep. Mandy W. Kimmons (District 97)
Rep. Michael F. Rivers, Sr. (District 121)
Sen. George E. "Chip" Campsen, III (District 43)
Sen. Brad Hutto (District 40)
Sen. John W. Matthews, Jr. (District 39)
Sen. Margie Bright Matthews (District 45)

Darlington County Schools

Rep. Terry Alexander (District 59)
Rep. Jackie E. "Coach" Hayes (District 55)
Rep. Patricia Moore "Pat" Henegan (District 54)
Rep. Phillip D. Lowe (District 60)
Rep. James H. "Jay" Lucas (District 65)
Rep. Robert Q. Williams (District 62)
Sen. Kevin L. Johnson (District 36)
Sen. Hugh K. Leatherman, Sr. (District 31)
Sen. Gerald Malloy (District 29)

South Carolina legislators by school district

Dillon Three Schools

Rep. Lucas Atkinson (District 57)
Rep. Jackie E. "Coach" Hayes (District 55)
Sen. Greg Hembree (District 28)
Sen. Kent M. Williams (District 30)

Dillon Four Schools

Rep. Jackie E. "Coach" Hayes (District 55)
Sen. Greg Hembree (District 28)
Sen. Kent M. Williams (District 30)

Dorchester Two Schools

Rep. Converse A. "Con" Chellis, IV (District 94)
Rep. Linda "Lin" Bennett (District 114)
Rep. Mandy W. Kimmons (District 97)
Rep. David J. Mack, III (District 109)
Rep. Chris Murphy (District 98)
Rep. Marvin R. Pendarvis (District 113)
Sen. Sean M. Bennett (District 38)
Sen. Paul G. Campbell, Jr. (District 44)
Sen. Marlon E. Kimpson (District 42)
Sen. John W. Matthews, Jr. (District 39)
Sen. Sandy Senn (District 41)

Dorchester Four Schools

Rep. Joseph H. Jefferson, Jr. (District 102)
Rep. Mandy W. Kimmons (District 97)
Sen. Sean M. Bennett (District 38)
Sen. John W. Matthews, Jr. (District 39)

Edgefield County Schools

Rep. William "Bill" Clyburn (District 82)
Rep. William M. "Bill" Hixon (District 83)
Sen. A. Shane Massey (District 25)

Fairfield County Schools

Rep. Annie E. McDaniel (District 41)
Sen. Mike Fanning (District 17)

Florence One Schools

Rep. Terry Alexander (District 59)
Rep. Wallace H. "Jay" Jordan, Jr. (District 63)
Rep. Roger K. Kirby (District 61)
Rep. Phillip D. Lowe (District 60)
Rep. Robert Q. Williams (District 62)
Sen. Kevin L. Johnson (District 36)
Sen. Hugh K. Leatherman, Sr. (District 31)
Sen. Kent M. Williams (District 30)

Florence Two Schools

Rep. Roger K. Kirby (District 61)
Rep. Phillip D. Lowe (District 60)
Sen. Hugh K. Leatherman, Sr. (District 31)
Sen. Kent M. Williams (District 30)

Florence Three Schools

Rep. Roger K. Kirby (District 61)
Rep. Phillip D. Lowe (District 60)
Sen. Kevin L. Johnson (District 36)
Sen. Hugh K. Leatherman, Sr. (District 31)
Sen. Ronnie A. Sabb (District 32)

Florence Four Schools

Rep. Wallace H. "Jay" Jordan, Jr. (District 63)
Rep. Phillip D. Lowe (District 60)
Rep. Robert Q. Williams (District 62)
Sen. Kevin L. Johnson (District 36)
Sen. Hugh K. Leatherman, Sr. (District 31)

Florence Five Schools

Rep. Roger K. Kirby (District 61)
Sen. Hugh K. Leatherman, Sr. (District 31)

Georgetown County Schools

Rep. Carl L. Anderson (District 103)
Rep. Lee Hewitt (District 108)
Sen. Stephen L. Goldfinch (District 34)
Sen. Ronnie A. Sabb (District 32)

Greenville County Schools

Rep. Merita A. "Rita" Allison (District 36)
Rep. Bruce W. Bannister (District 24)
Rep. James Mikell "Mike" Burns (District 17)
Rep. William M. "Bill" Chumley (District 35)
Rep. Chandra E. Dillard (District 23)
Rep. Jason Elliott (District 22)
Rep. Adam Morgan (District 20)
Rep. Bobby J. Cox (District 21)
Rep. Dwight A. Loftis (District 19)
Currently vacant (District 14)
Rep. Westley P. "West" Cox (District 10)
Rep. Leola C. Robinson-Simpson (District 25)
Rep. Garry R. Smith (District 27)
Rep. Tommy M. Stringer (District 18)
Rep. Ashley B. Trantham (District 28)
Rep. Mark N. Willis (District 16)
Sen. Karl B. Allen (District 7)

South Carolina legislators by school district

Sen. Thomas D. "Tom" Corbin (District 5)
Sen. Shane R. Martin (District 13)
Sen. Scott Talley (District 12)
Currently vacant (District 6)
Sen. Ross Turner (District 8)
Sen. Daniel B. "Danny" Verdin, III (District 9)

Greenwood 50 Schools

Rep. John R. McCravy, III (District 13)
Rep. J. Anne Parks (District 12)
Currently vacant (District 14)
Sen. Michael W. Gambrell (District 4)
Sen. Floyd Nicholson (District 10)

Greenwood 51 Schools

Rep. Craig A. Gagnon (District 11)
Rep. John R. McCravy, III (District 13)
Currently vacant (District 14)
Sen. Michael W. Gambrell (District 4)
Sen. Floyd Nicholson (District 10)
Sen. Daniel B. "Danny" Verdin, III (District 9)

Greenwood 52 Schools

Rep. John R. McCravy, III (District 13)
Rep. J. Anne Parks (District 12)
Currently vacant (District 14)
Sen. Floyd Nicholson (District 10)

Hampton One Schools

Rep. Shedron D. Williams (District 122)
Sen. Brad Hutto (District 40)
Sen. Margie Bright Matthews (District 45)

Hampton Two Schools

Rep. Shedron D. Williams (District 122)
Sen. Margie Bright Matthews (District 45)

Horry County Schools

Rep. Carl L. Anderson (District 103)
Rep. Lucas Atkinson (District 57)
Rep. Alan D. Clemmons (District 107)
Rep. Heather Ammons Crawford (District 68)
Rep. William H. Bailey (District 104)
Rep. Russell W. Fry (District 106)
Rep. Kevin Hardee (District 105)
Rep. Jackie E. "Coach" Hayes (District 55)
Rep. Jeffrey E. "Jeff" Johnson (District 58)

Rep. Timothy A. "Tim" McGinnis (District 56)
Sen. Stephen L. Goldfinch (District 34)
Sen. Greg Hembree (District 28)
Sen. Luke A. Rankin (District 33)
Sen. Ronnie A. Sabb (District 32)
Sen. Kent M. Williams (District 30)

Jasper County Schools

Rep. Shedron D. Williams (District 122)
Rep. William G. "Bill" Herbkersman (District 118)
Rep. Wm. Weston J. Newton (District 120)
Sen. Tom Davis (District 46)
Sen. Margie Bright Matthews (District 45)

Kershaw County Schools

Rep. Jimmy C. Bales, Ed.D. (District 80)
Rep. Laurie Slade Funderburk (District 52)
Rep. James H. "Jay" Lucas (District 65)
Rep. William W. "Will" Wheeler, III (District 50)
Sen. J. Thomas McElveen, III (District 35)
Sen. Mia S. McLeod (District 22)
Sen. Vincent A. Sheheen (District 27)

Lancaster County Schools

Rep. James H. "Jay" Lucas (District 65)
Rep. Brandon Michael Newton (District 45)
Rep. Mandy Powers Norrell (District 44)
Rep. Richard L. "Richie" Yow (District 53)
Sen. Chauncey K. Gregory (District 16)
Sen. Vincent A. Sheheen (District 27)

Laurens 55 Schools

Currently vacant (District 14)
Rep. Mark N. Willis (District 16)
Sen. Daniel B. "Danny" Verdin, III (District 9)

Laurens 56 Schools

Rep. Leon D. "Doug" Gilliam (District 42)
Currently vacant (District 14)
Rep. Mark N. Willis (District 16)
Sen. Daniel B. "Danny" Verdin, III (District 9)

Lee County Schools

Rep. William W. "Will" Wheeler, III (District 50)
Sen. Gerald Malloy (District 29)
Sen. J. Thomas McElveen, III (District 35)

South Carolina legislators by school district

Lexington One Schools

Rep. Paula Rawl Calhoun (District 87)
Rep. Micajah P. "Micah" Caskey, IV (District 89)
Rep. Cally R. "Cal" Forrest (District 39)
Rep. Chip Huggins (District 85)
Rep. Chris Wooten (District 69)
Rep. L. Kit Spires (District 96)
Rep. McLain R. "Mac" Toole (District 88)
Sen. Ronnie W. Cromer (District 18)
Sen. A. Shane Massey (District 25)
Sen. Nikki G. Setzler (District 26)
Sen. Katrina Frye Shealy (District 23)

Lexington Two Schools

Rep. Micajah P. "Micah" Caskey, IV (District 89)
Rep. Russell L. Ott (District 93)
Rep. Chris Wooten (District 69)
Rep. L. Kit Spires (District 96)
Rep. McLain R. "Mac" Toole (District 88)
Sen. Ronnie W. Cromer (District 18)
Sen. Nikki G. Setzler (District 26)
Sen. Katrina Frye Shealy (District 23)

Lexington Three Schools

Rep. Paula Rawl Calhoun (District 87)
Rep. Cally R. "Cal" Forrest (District 39)
Rep. Chip Huggins (District 85)
Sen. Ronnie W. Cromer (District 18)
Sen. A. Shane Massey (District 25)
Sen. Nikki G. Setzler (District 26)
Sen. Katrina Frye Shealy (District 23)

Lexington Four

Rep. Russell L. Ott (District 93)
Rep. L. Kit Spires (District 96)
Sen. Nikki G. Setzler (District 26)
Sen. Katrina Frye Shealy (District 23)

Lexington/Richland Five Schools

Rep. Nathan Ballentine (District 71)
Rep. Christopher R. "Chris" Hart (District 73)
Rep. Chip Huggins (District 85)
Rep. Chris Wooten (District 69)
Sen. Richard A. "Dick" Harpootlian (District 20)
Sen. Ronnie W. Cromer (District 18)
Sen. John L. Scott, Jr. (District 19)

Marion Schools

Rep. Lucas Atkinson (District 57)
Rep. Roger K. Kirby (District 61)
Sen. Kent M. Williams (District 30)

Marlboro County Schools

Rep. Jackie E. "Coach" Hayes (District 55)
Rep. Patricia Moore "Pat" Henegan (District 54)
Sen. Gerald Malloy (District 29)
Sen. Kent M. Williams (District 30)

McCormick County Schools

Rep. J. Anne Parks (District 12)
Sen. A. Shane Massey (District 25)
Sen. Floyd Nicholson (District 10)

Newberry County Schools

Rep. Richard "Rick" Martin (District 40)
Sen. Ronnie W. Cromer (District 18)

Oconee County Schools

Rep. William E. "Bill" Sandifer, III (District 2)
Rep. William R. "Bill" Whitmire (District 1)
Sen. Thomas C. Alexander (District 1)

Orangeburg Cons. Three Schools

Rep. Gilda Cobb-Hunter (District 66)
Sen. John W. Matthews, Jr. (District 39)

Orangeburg Cons. Four Schools

Rep. Jerry N. Govan, Jr. (District 95)
Rep. Lonnie Hosey (District 91)
Rep. Gilda Cobb-Hunter (District 66)
Rep. Russell L. Ott (District 93)
Sen. Brad Hutto (District 40)
Sen. John W. Matthews, Jr. (District 39)

Orangeburg Cons. Five Schools

Rep. Jerry N. Govan, Jr. (District 95)
Rep. Lonnie Hosey (District 91)
Rep. Gilda Cobb-Hunter (District 66)
Rep. Russell L. Ott (District 93)
Sen. Brad Hutto (District 40)
Sen. John W. Matthews, Jr. (District 39)

South Carolina legislators by school district

Pickens County Schools

Rep. Gary E. Clary (District 3)
Rep. Neal A. Collins (District 5)
Rep. David R. Hiott (District 4)
Rep. Westley P. "West" Cox (District 10)
Rep. William E. "Bill" Sandifer, III (District 2)
Sen. Thomas C. Alexander (District 1)
Sen. Rex F. Rice (District 2)

Richland One Schools

Rep. Jimmy C. Bales, Ed.D. (District 80)
Rep. Beth E. Bernstein (District 78)
Rep. Wendy C. Brawley (District 70)
Rep. Kirkman Finlay, III (District 75)
Rep. Christopher R. "Chris" Hart (District 73)
Rep. Leon Howard (District 76)
Rep. Kambrell H. Garvin (District 77)
Rep. J. Todd Rutherford (District 74)
Rep. Seth Rose (District 72)
Sen. Richard A. "Dick" Harpootlian (District 20)
Sen. Darrell Jackson (District 21)
Sen. Mia S. McLeod (District 22)
Sen. John L. Scott, Jr. (District 19)

Richland Two Schools

Rep. Jimmy C. Bales, Ed.D. (District 80)
Rep. Beth E. Bernstein (District 78)
Rep. Annie McDaniel (District 41)
Rep. Christopher R. "Chris" Hart (District 73)
Rep. Leon Howard (District 76)
Rep. Kambrell H. Garvin (District 77)
Rep. Ivory Torrey Thigpen (District 79)
Sen. Darrell Jackson (District 21)
Sen. J. Thomas McElveen, III (District 35)
Sen. Mia S. McLeod (District 22)
Sen. John L. Scott, Jr. (District 19)

Saluda County Schools

Rep. William "Bill" Clyburn (District 82)
Rep. Cally R. "Cal" Forrest (District 39)
Sen. A. Shane Massey (District 25)
Sen. Floyd Nicholson (District 10)
Sen. Nikki G. Setzler (District 26)

Spartanburg One Schools

Rep. Merita A. "Rita" Allison (District 36)
Rep. Steven Wayne Long (District 37)
Rep. Josiah Magnuson (District 38)
Rep. Tommy M. Stringer (District 18)
Sen. Thomas D. "Tom" Corbin (District 5)
Sen. Glenn G. Reese (District 11)
Sen. Scott Talley (District 12)

Spartanburg Two Schools

Rep. Max T. Hyde, Jr. (District 32)
Rep. P. Michael "Mike" Forrester (District 34)
Rep. Steven Wayne Long (District 37)
Rep. Josiah Magnuson (District 38)
Rep. V. Stephen "Steve" Moss (District 30)
Rep. Rosalyn D. Henderson-Myers (District 31)
Sen. Thomas D. "Tom" Corbin (District 5)
Sen. Glenn G. Reese (District 11)
Sen. Scott Talley (District 12)

Spartanburg Three Schools

Rep. Max T. Hyde, Jr. (District 32)
Rep. Edward R. "Eddie" Tallon, Sr. (District 33)
Sen. Shane R. Martin (District 13)
Sen. Harvey S. Peeler, Jr. (District 14)

Spartanburg Four Schools

Rep. William M. "Bill" Chumley (District 35)
Rep. Edward R. "Eddie" Tallon, Sr. (District 33)
Sen. Shane R. Martin (District 13)
Sen. Scott Talley (District 12)

Spartanburg Five Schools

Rep. Merita A. "Rita" Allison (District 36)
Rep. William M. "Bill" Chumley (District 35)
Rep. P. Michael "Mike" Forrester (District 34)
Rep. Josiah Magnuson (District 38)
Sen. Thomas D. "Tom" Corbin (District 5)
Sen. Scott Talley (District 12)

South Carolina legislators by school district

Spartanburg Six Schools

Rep. Merita A. "Rita" Allison (District 36)
Rep. William M. "Bill" Chumley (District 35)
Rep. P. Michael "Mike" Forrester (District 34)
Rep. Steven Wayne Long (District 37)
Rep. Rosalyn D. Henderson-Myers (District 31)
Rep. Edward R. "Eddie" Tallon, Sr. (District 33)
Sen. Shane R. Martin (District 13)
Sen. Glenn G. Reese (District 11)
Sen. Scott Talley (District 12)

Spartanburg Seven Schools

Rep. Max T. Hyde, Jr. (District 32)
Rep. P. Michael "Mike" Forrester (District 34)
Rep. Rosalyn D. Henderson-Myers (District 31)
Rep. Edward R. "Eddie" Tallon, Sr. (District 33)
Sen. Shane R. Martin (District 13)
Sen. Glenn G. Reese (District 11)

Sumter Schools

Rep. Wendy C. Brawley (District 70)
Rep. Robert L. Ridgeway, III (District 64)
Rep. G. Murrell Smith, Jr. (District 67)
Rep. J. David Weeks (District 51)
Rep. William W. "Will" Wheeler, III (District 50)
Sen. Kevin L. Johnson (District 36)
Sen. J. Thomas McElveen, III (District 35)

Union County Schools

Rep. Leon D. "Doug" Gilliam (District 42)
Sen. Ronnie W. Cromer (District 18)
Sen. Shane R. Martin (District 13)
Sen. Harvey S. Peeler, Jr. (District 14)

Williamsburg County Schools

Rep. Carl L. Anderson (District 103)
Rep. Cezar E. McKnight (District 101)
Sen. Ronnie A. Sabb (District 32)

York One Schools

Rep. John Richard C. King (District 49)
Rep. Dennis C. Moss (District 29)
Rep. V. Stephen "Steve" Moss (District 30)
Rep. Thomas E. "Tommy" Pope (District 47)
Rep. J. Gary Simrill (District 46)
Sen. Wes Climer (District 15)
Sen. Mike Fanning (District 17)
Sen. Harvey S. Peeler, Jr. (District 14)

Clover Two (York) Schools

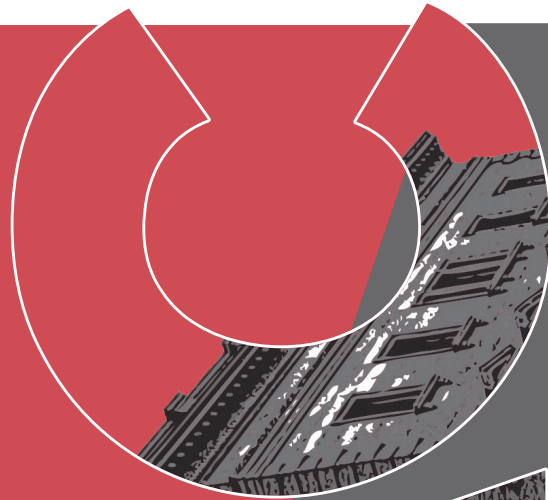
Rep. Bruce M. Bryant (District 48)
Rep. Dennis C. Moss (District 29)
Rep. V. Stephen "Steve" Moss (District 30)
Rep. Thomas E. "Tommy" Pope (District 47)
Sen. Wes Climer (District 15)
Sen. Mike Fanning (District 17)
Sen. Harvey S. Peeler, Jr. (District 14)

Rock Hill Three (York) Schools

Rep. Bruce M. Bryant (District 48)
Rep. Thomas R. "Randy" Ligon (District 43)
Rep. R. Raye Felder (District 26)
Rep. John Richard C. King (District 49)
Rep. Dennis C. Moss (District 29)
Rep. Brandon Michael Newton (District 45)
Rep. Thomas E. "Tommy" Pope (District 47)
Rep. J. Gary Simrill (District 46)
Sen. Wes Climer (District 15)
Sen. Mike Fanning (District 17)

Fort Mill Four (York) Schools

Rep. Bruce M. Bryant (District 48)
Rep. R. Raye Felder (District 26)
Rep. Brandon Michael Newton (District 45)
Sen. Wes Climer (District 15)
Sen. Chauncey K. Gregory (District 16)



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South Carolina Career Opportunity and Access for All Act

(H. 3759 & S.419)
AS AMENDED 4/8/2019

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SOUTH CAROLINA SCHOOL BOARDS ASSOCIATION



South Carolina Career Opportunity and Access for All Act

The information that follows is a summary of the major components of the bills that are of most importance to SCSBA and the amendments made by the House and the Senate so far. This interpretation is based on our staff's understanding of the information currently available.

SECTION 2

Statewide College and Career Readiness Goal

Summary of provisions

Sets a goal that at least 60 percent of all working-age adults will have a post-secondary degree or recognized industry credential before 2030.

House amendments

Added that the goal is consistent with the "Profile of the South Carolina Graduate" of being college and career ready.

Senate amendments

Amended the goal section to state that students should be able to expect supportive parents or guardians who value education.

Questions, positions, talking points

SCSBA supports the Senate version of this section.

SECTION 3

Student Bill of Rights

Summary of provisions

Sets a list of expectations students should be able to expect including, among other things, "feeling mentally, physically and emotionally safe" and "schools boards focused on serving the educational needs of students by acting ethically and hiring dedicated and qualified superintendents and staff."

House amendments

- Amended to add legal disclaimer language to the Student Bill of Rights and Teacher Bill of Rights to prohibit lawsuits against the state and local school districts.
- Amended to direct schools to provide classroom teachers and full-time librarians a 30-minute plan-

ning period free from the instruction and supervision of students.

- Changes both phrases from "Has a right to ..." to "Should be able to expect..."
- Amended to add Teacher Bill of Rights.

Teacher expectations include the following:

- have their professional judgment and discretion included in regard to disciplinary actions or instructional decisions in the classroom made in accordance with school and district policy;
- teach free from the fear of frivolous lawsuits;
- take appropriate disciplinary measures, pursuant to federal law, school policy and district policy, to facilitate a learning environment developed

through a culture of respect between teachers and students;

- work in an environment that is conducive to learning;
- have an unencumbered daily planning time that is coordinated with school administration;
- a recognition that the goal of the state should be a competitive salary commensurate with that of other professionals with similar years of experience and educational degrees;
- have the state and district take all necessary steps to ensure that teachers are not burdened with unnecessary paperwork that prevents the fulfillment of the teacher's primary directive to implement effective instruction for their students;
- additional compensation or time for work time above and beyond contracted days; and,
- receive as teachers, under induction contracts, leadership and support from school and district personnel, including the assignment of qualified mentors who commit to helping them become

competent and confident professionals in the classroom and offer support and assistance as needed to meet performance standards and professional expectations.

Senate amendments

Amended to delete this section.

Questions, positions, talking points

SCSBA supports the Senate version of this section.

- The use of the term Bill of Rights is very concerning. It implies there is an actionable right, even though some may have the opinion that it may not legally grant some right that is actionable to a party. This places the state, district board and school in a liable position.
- Additionally, the various terms used are very broad, subjective and undefined.

SECTION 4

Student Representation on the State Board of Education

Summary of provisions

Public school student added to serve as a non-voting member for a two year term.

House amendments

Amended to add two non-voting members who serve in an advisory capacity and reduced their term from two years to one. The two members are a student and the current S.C. Teacher of the Year.

Senate amendments

Amended to add two non-voting members who serve in an advisory capacity and reduced their term from two years to one. The two members are a student and the current S.C. Teacher of the Year.

Questions, positions, talking points

SCSBA is supportive of the amended House and Senate sections of the bill.

SECTION 5 Zero to Twenty Committee

Summary of provisions

- Creates a Zero to Twenty Committee in the Governor's Office chaired by the Lieutenant Governor with first meeting by August 1, 2020.
- Composed of nine appointed members.
- Employs an executive director (referred to as the "Education Tzar") and appropriate staff.

Purpose is to monitor the state education and workforce pipeline to determine the education and training levels required by the employers of the state and identify and recommend improvements regarding efficiency and cooperation of agencies and programs for the education of citizens ages 0 to 20.

House amendments

- Amended to rename the committee the Special Council on Revitalizing Education or SCORE.
- Amended to require two appointees be a current or retired highly effective teacher.
- Amended to direct the governor to hire an executive director (deleted "Education Tzar") who must possess a background in one of the following

areas: early childhood, K12 education, higher education, business or workforce or economic development.

Senate amendments

- Amended to delete this section of the bill but transferred the reporting requirements of the Zero to Twenty Committee to the State Board of Education (SBE) and the S.C. Department of Education (SCDE). The report provides information regarding K12 and workforce development efforts.

Questions, positions, talking points

SCSBA supports the Senate version of this section.

- There are already several state-level education committees that study early childhood, K12 to college and workforce, including the Education Economic Development Act (EEDA) Coordinating Council, Education Oversight Committee (EOC) and the Workforce Development Council. We would support merging all of these committees into one and making the one committee advisory in nature.

SECTIONS 7, 8, 9 State Testing

Summary of provisions

Deletes the requirement for social studies assessments in grades five and seven.

House amendments

- Amended to eliminate the high school U.S. History end-of-course exam.
- Amends to direct the SCDE to embed grade-level social studies test questions in the S.C. Ready reading and writing assessments.

Senate amendments

- Amended to eliminate social studies testing in grades 3-8.

Questions, positions, talking points

SCSBA supports the House version of this section in the bill.

SECTIONS 11, 12

Palmetto Fellows Scholarship and Life Scholarship

Summary of provisions

Requires students to earn one unit of credit in mathematics or computer science and one unit of credit in English/language arts during their senior year of high school in order to qualify for a scholarship beginning in 2024. The courses may be dual credit courses.

House amendments

- Amended Palmetto Fellows Scholarship eligibility requirements to add traditional college credit earned as an option of meeting senior year new course requirements and adds a score of 31 on the ACT.
- Amended LIFE Scholarship eligibility requirements to add traditional college credit earned as an option of meeting senior year new course requirements and adds a score of 22 on the ACT.

Senate amendments

Incorporated the House amendments and amended further to clarify that a student receiving Palmetto Fellows and Life Scholarships could continue to receive scholarships to attend an eligible four-year institution and added requirements to retain scholarships in college.

Questions, positions, talking points

SCSBA is concerned about the cost of providing additional courses for students in the 12th grade who have already completed the required computer science, math and English/language arts course requirements for graduation.

The fiscal impact statement for H.3759 states the provision could increase General Fund expenses by \$1.1 million, assuming students take both courses for dual enrollment, beginning in Fiscal Year 2024-25.

SECTION 33

Transfer of Adult Education and Local Career and Technology Centers to Technical Colleges

Summary of provisions

Directs the State Board for Technical and Comprehensive Education and the SBE to provide a report to the General Assembly by July 1, 2021, on the following:

- a timeline for the complete transfer of the adult education programs from the SBE to the State Board for Technical and Comprehensive Education; and,
- a timeline for moving the operation of all school district career and technology centers to technical colleges and how to best use the centers and technical college facilities to provide improved and updated career and technical education.

House amendments

- Amended the deadline for the report to July 1, 2020.
- Amended to delete the requirement for a plan to move career and technology centers to technical colleges.
- Amended another section of the bill prohibiting technical colleges from providing remedial courses for new students to allowing those courses but charging the cost of those courses to the high schools that the students graduated from.

Senate amendments

Amended to strike the transfer of adult education and career centers to technical colleges and direct that the State Board for Technical and Comprehensive Education and the SBE collaborate to look at additional pathways of cooperation to better facilitate adult

education in a cost effective manner and report their findings to the General Assembly by June 1, 2020.

Questions, positions, talking points

- SCSBA does not support this section of the bill or the provision in another section of the bill requiring high schools to pay for remediation courses at technical colleges for their graduates up to age 21. High schools should not be held accountable for students who have been out of school for years or for students who are not prepared to take a college entrance exam.
- Many district career and technology centers have partnerships with local technical colleges and are providing a great service to their students and

community industries.

- Career and technology centers and adult education facilities were likely built with local funds and are owned by the school districts.
- One section of the bill removes technical colleges from providing remediation classes to new students and requires local districts to provide the remediation. However, adult education programs could help with remediation if they remain with the local school districts. On one hand, the state directs the local districts to provide remediation, but on the other hand, it removes the program that could provide the remediation for students who have already graduated high school.

SECTION 44

Increasing Accountability for Below Average and Unsatisfactory Schools

Summary of provisions

Creation of State Transformation District

Directs the creation of an organizational unit within the SCDE for the purpose of providing the operation and management of underperforming schools.

- The state superintendent may contract with one or more individuals, governmental entities or nonprofit entities to manage the daily operations of any or all schools placed in the Transformation District to include providing direct services to students.
- Specifies that all support services, the school building and property must be transferred to the Transformation District.
- The Transformation District can access additional facilities (ex. performing hall, alternative school, etc.) that are typically available to the school, its students, faculty and staff.
- The Transformation District is responsible for routine maintenance and repairs needed to maintain the facilities and property.

School turnaround plans

- Renames the school renewal plan the "school turnaround plan" and lists the components of the plan.

- The SCDE is to review and approve school plans and post approved plans on its website. Plans must be updated annually on implementation and measures of impact.

Technical assistance

The SCDE is required to do the following:

- Identify priority schools.
- Assist low-performing schools and districts in designing and implementing strategies and measurements in turnaround plans and in brokering technical assistance personnel.
- Conduct a needs assessment using an External Review Team in the first year of a designation and every third year thereafter. Team reports will be posted on the department's website.
- Review professional growth plans for principals and teachers and amend to reflect the needs of the turnaround plan and establish individual improvement criteria on the performance dimensions for the next evaluation.
- Stipulate that principals or superintendents may be subject to receiving a public reprimand by the SBE for failure to provide required evaluation information regarding the use of technical assistance funds.

- Establish state mechanisms to promote successful programs, provide information and technical assistance in understanding state policies and best practice and establish a process for monitoring information for accountability and assessing improvement efforts.
- Implement tiered technical assistance that is determined by factors to include length of time schools have been underperforming, annual achievement ratings, annual growth ratings, school or district accreditation and financial risk status.
- Specify that tiered assistance may be in the form of a per student allocation; placement of principal mentors, transformation coaches and instructional leaders; replacement of principals; reconstitution of a school; or declaration of a state of emergency.
- Stipulate that technical assistance funds may not be flexed to another funding category.

School directives

- Require local boards to create a stakeholder group, address social service and health needs of students and families, improve or expand child welfare services, improve workforce development services, address achievement gaps and develop a financial plan for the school.
- Require the school to offer an orientation class for parents to include the value of education, available academic assistance programs, student discipline, school policies and report card information.

(NOTE: See first bullet under House Amendments on the following page.)

- Require the school to conduct a parent orientation class that must meet:
 - at a time when the majority of parents are able to attend
 - in a community or workplace setting to better meet the needs of parents with transportation difficulties or scheduling conflicts.

Chronically underperforming schools

- Designation added to school report cards when a school is rated unsatisfactory for three out of four years.

SCDE directives

- Reconstitute the school (fire and hire staff) and contract with a public or nonprofit private entity to assist in operations and oversee administration. If the school does not improve within three years, it must be restarted under the management of a high-performing charter management organization or be governed by the S.C. Transformation School District.
(NOTE: See second bullet under House Amendments on the following page.)
- Close the school and restart it under the management of a charter school authorizer or nonprofit educational management organization who may terminate any and all employees of the school and hire employees at its discretion.
- Close the school and transfer students to higher-performing schools in the district.
- Require the SCDE, in making decisions regarding chronically underperforming schools, to receive input from the local board as to the above action that is in the best interests of the students. The SBE holds the final decision-making authority.

Increasing accountability for school districts.

- Require the state superintendent to declare a district to be in a 'state of emergency' for districts in which a majority of students attend schools with a below average or unsatisfactory rating. The state of emergency declaration is to be published on school report cards.
- An external review committee is to study district education programs, financial management, all facets of school and district operations and assist in designing an improvement plan, which is to be reviewed annually over the next four years.

District takeover

The SBE is required to do one of the following if the district is identified as being in a state of emergency for four consecutive school years:

- Dissolve the school board and transfer its powers, duties and responsibilities to the entity charged with the operation of schools.
- Transfer schools in the district into another, higher performing district which may be located in the same county or in another county.
- Close and restart the schools in the district under the management of an existing charter school

authorizer or a nonprofit educational management organization or move the schools to the S.C. Transformation School District.

House amendments

- Amended to require information on all after school, extracurricular, summer learning or other enrichment programs offered by the Below Average or Unsatisfactory rated schools as subjects that must be presented at the required parent orientation program.
- Amended to clarify that the state superintendent has the authority to make all personnel decisions for the reconstituted school identified as chronically underperforming.

Senate amendments

The Senate has not taken up this section yet.

Questions, positions, talking points

SCSBA is opposed to state takeovers of schools and school districts.

We oppose the House version of this section in its current form.

We are advocating for the following:

- Allowing the state superintendent to adhere to the technical assistance and intervention ac-

countability plan that has been approved by the U.S. Department of Education as already required by the Every Student Succeeds Act (ESSA). It provides tiered technical assistance to underperforming schools. This bill would establish different assistance and intervention steps from the state plan already in place, which is contrary to legislation passed by the General Assembly in the past few years directing the SBE and the EOC to develop a single accountability system because of the confusion of having two accountability systems.

- We oppose the use of private education management organizations and a Transformation District to operate under-performing schools. This is a move towards privatization and represents an abdication by the State of its responsibility to improve under-performing schools. It also results in the loss of representation (voice) for local taxpayers, parents, students, etc. of their local schools when their schools are turned over to a private company. There is no school board that is accountable to the local taxpayers.
- It is questionable how the state can turn over locally-owned school facilities (paid for by local taxes) to a private organization or to the State.
- The authority for these drastic measures is given to one office. There is no ability or authority for local boards to appeal. This is way too much power to give to one person with no checks or balances.

SECTION 45

District Consolidation

Summary of provisions

Stipulates that before August 1, 2023, school districts with less than 1,000 students must be merged with a district in the same county in which they are located.

- The state superintendent is directed to provide a comprehensive plan regarding the merging of school districts, or an agreement to enter into shared services with another district, by August 1, 2021.
- Considerations included in the decision to consolidate include financial status, school rating and geographical location.

House amendments

Amended to add criteria for consolidating school districts with 1,000 or less students to include the requirement that more than 50 percent of students attend schools rated as below average or unsatisfactory.

Senate amendments

A Senate subcommittee is currently deliberating a separate consolidation bill (S.203). If that bill passes the Senate, it will be inserted into this section of the bill.

- Currently, that bill provides for the consolidation of school districts with 1,500 students or less in Tier IV counties (Bamberg One, Bamberg Two,

Barnwell 19, Barnwell 29, Clarendon One, Clarendon Three, Hampton Two) within their county by August 1, 2022.

- A state consolidation incentive fund is to be established to support costs directly related to the consolidation, which may include, but are not limited to, salary adjustments, facilities, debt mitigation, millage rate adjustments, transportation, technology and other factors which the district demonstrates are necessary to complete consolidation. If no funds are appropriated by the General Assembly to consolidation efforts, the SCDE is directed to submit a report to the General Assembly by January 2020 outlining the districts that would be impacted by consolidation and providing information on shared services, the district efficiency reviews and other information that the Department considers important related to school district consolidation.
- On or before August 1, 2020, eligible school districts must submit to the SCDE for review and approval a preliminary plan and timeline for pursuing consolidation, including the use of the consolidation funds.
- Once the plan is approved, it must be given to the local legislative delegation, which is charged to enact consolidation legislation to include the

composition of the consolidated board, transition procedures and disposition and/or assumption of district assets and liabilities.

- Prior to the consolidation, districts are prohibited from hiring new personnel, raising salaries above the state mandated raises, spending existing reserves or incurring any bond indebtedness.

Questions, positions, talking points

SCSBA is opposed to the House version of this section.

We are generally supportive of the Senate version currently under consideration but request amending the bill further to:

- allow local boards to seek a referendum on the consolidation question;
- provide a waiver provision for school districts that can show they are operating effectively and efficiently; and,
- add clarification language that delays any consolidation if funding is not provided by the state for the consolidation incentive fund.

SECTIONS 49 - 53

School Board Code of Ethics, Removal of Board Members, Accreditation, Suspension of Board Members, Mandated Training, Nepotism, Conflicts of Interest, Board Compensation

Summary of provisions

Code of Ethics

- Directs the SBE to adopt by July 1, 2020, a model code of ethics with appropriate consequences for violations for local school board members and for local boards to adopt the ethics code.
- Local boards are to submit policies and any revisions to the SCDE.
- Specifies board members and school officials must comply with the State Ethics, Government Accountability and Campaign Reform Act.
- Requires board members to sign a statement asserting understanding of the ethics and nepotism policy and annually disclose compliance with

training, ethics, the nepotism policy and conflict of interest provisions.

Removal of board members

- Adds local school board members and entire school boards to those (officer of the county or state) subject to removal from office by the governor.
- In one section of the bill, it states that individual seat vacancies that occur for any reason are filled by the local legislative delegation, and in another section, it states the governor fills the vacancy.
- The governor may remove a member in a case involving fraud, misappropriation of funds, nepotism

or violations of election or procurement laws.

- Another section states board members who are guilty of the following must be subject to removal from office by the governor:
 - malfeasance
 - misfeasance
 - incompetency
 - absenteeism
 - conflicts of interest
 - misconduct
 - persistent neglect of duty in office
 - incapacity
- The governor is directed to inform a board member of the specific charges against him and give him an opportunity to be heard.
- If the entire board is removed, five vacancies are automatically created, and appointees will be selected as follows:
 - The governor appoints three members.
 - The state superintendent of education appoints one member.
 - The local legislative delegation appoints one member.
- A person appointed to fill a vacant seat serves until the next general election and may run for the seat at the next election.
- If only two members remain on a board, the members may take no action that requires a vote until a third member is appointed.

Accreditation Suspension of Board Members

- The SBE is authorized to recommend suspension of board members of schools or districts at risk of losing accreditation for governance reasons.
- The SBE may conduct a hearing on whether to recommend that the governor should suspend board members without pay.
- The majority of the board can petition the SBE for a continuance.
- SBE deliberations may not be open to the public and are not subject to the Freedom of Information Act; however, the testimony and vote on the recommendation must be in public.
- If a board is suspended, the governor appoints temporary replacement members.

Mandated training

- Requires elected, re-elected or appointed board

members to complete a training program within one year of taking office and any member serving on the board within one year after the effective date of the Act.

- Adds nepotism and conflict of interest to those subjects already required to be a part of the training program.
- By December 31, 2019, the SBE is to adopt a model initial and continuing training program for school board members.
- School boards are to adopt a local training program at a regularly scheduled meeting within three months after SBE adoption of a model training program.
- The SCDE will reimburse a school district or county board of education conducting new board training at the rate of \$80 a member, not to exceed an annual total of \$10,000.
- The SCDE must keep a record of board members who complete the training program for at least five years.
- The SBE must notify the State Ethics Commission of any school board member who has not completed mandated training.
- Stipulates fines (to include imprisonment) to be imposed if training is not completed within specified times.
- Trustees may be removed from office by the governor for violating training provisions.

Nepotism

- Requires boards to adopt nepotism policies.
- After June 3, 2020, a person cannot serve on the school board or as a school or district administrator if he/she has a family member who is hired as a school or district administrator after December 31, 2020; however, the provision may be waived by the SBE if the full-time enrollment of the district is fewer than 3,000 students and if a public hearing is conducted.
- Individuals wishing to run for the board of a district employing a family member must seek a waiver and participate in a public hearing.

Conflicts of Interest

Specifies 10 conditions that school board members are prohibited from doing in carrying out their board duties as follows:

- using his position to secure unwarranted privileges, advantages or employment for himself, family members or others
- acting on any matter involving a business that he or his family has an economic interest in
- soliciting or accepting a gift, favor, loan, political contribution, service, promise of future employment or other thing of value in exchange for influencing board decisions
- using his official position or his knowledge of information not generally available to the public for financial gain
- representing a person or party, other than the local school district or its board, with any cause, proceeding, application or other matter pending before the district
- prohibited from inquiring about information on behalf of a constituent
- disclosing or discussing any information which is subject to attorney-client privilege belonging to the local school board unless the privilege has been waived by a two-thirds board vote
- serving as an officer of any organization that sells goods or services to the district, excluding not-for-profit organizations
- unduly interfering with duties related to daily operations of superintendents, administrators
- specifies that a conflict of interest does not exist if a board member participates in a matter required to be voted upon if no material or monetary gain accrues to him to any greater extent than reasonably could be expected to accrue to another member of his profession, occupation or group
- specifies that a board, with a two-thirds vote of the members present, may request the State Ethics Commission conduct a hearing concerning the violation by a board member of a conflict of interest

Board Compensation

Specifies a board may create or modify the board salary, travel stipend or other compensation, but the change cannot begin until the terms of two or more members elected at the next general election following the modification.

House amendments

Amended to delete the possible imprisonment sentence for failure to complete mandated training.

Senate amendments

The Senate amended to delete most of the sections except the following provisions:

- Amended the definition of a school board member to include boards of charter schools and the state charter school district.
- The SBE is to adopt a model code of ethics for local school board members and include appropriate consequences for violations.
- Directs local school boards to adopt model ethics policies.
- Prohibits local boards from adopting a code of ethics that prevents their members from discussing freely the policies and actions of the board outside of the board meeting and stipulates that this does not preclude a local board from adopting policies that prohibit certain disclosures allowed by law.
- Retains a new and ongoing training program but does not require mandatory completion with fines and imprisonment.

Questions, positions, talking points

SCSBA supports the current Senate version of these sections.

- Most school district boards already have code of ethics and conflicts of interest policies that adhere to state ethics and elections laws. Why would we want school boards to operate on more increased requirements than any other public official?
- Violations that currently exist may include public censure, reprimand.
- The bill includes different sections that provide differing offenses for removing school board members by the governor and no definitions are provided for some offenses.
- The bill is unclear on the process used to fill vacancies as a result of gubernatorial removal.
- When a vacancy occurs on a board, local laws drive the process for filling the seat and vary from district to district. How will this Act affect those laws?

Other provisions of interest

Summary of provision

Increases starting teacher salary but eliminates state minimum teacher salary schedule with merit, performance pay raises.

House amendments

Amended to reinsert state minimum teacher salary schedule. Deleted pay bands, merit pay.

Senate amendments

The Senate has not taken up these provisions yet.

Questions, positions, talking points

SCSBA believes in raising teacher pay to the national average for teacher salaries and establishing a salary structure that would be appropriate considering differentiated responsibilities so as to compensate teacher leaders in relation to skills and performance.

Summary of provision

Mandatory retention of third graders not reading on grade level in Read to Succeed Program.

House amendments

Deleted mandatory retention.

Senate amendments

Deleted mandatory retention.

Questions, positions, talking points

SCSBA believes more resources and focus should be given to children in 4K to second grade who are struggling with reading to include screenings, eye screenings and increased instructional time (summer reading camps).

Summary of provision

Deletes the required Education Finance Act (EFA) annual increase by the inflationary adjustment in state funds that a district must receive.

House amendments

Reinserted EFA inflation factor language.

Senate amendments

Reinserted EFA inflation factor language.

Questions, positions, talking points

SCSBA supports leaving in the EFA language until the state has put into place a new education funding system.

Summary of provision

Allows children of teachers with at least five years of experience who are employed in schools that have an absolute rating of unsatisfactory for at least three of the previous four years to attend state college tuition free.

House amendments

Amended to allow children to continue attending tuition free if the school improves.

Senate amendments

The Senate has not taken up these provisions yet.

Questions, positions, talking points

SCSBA is supportive of any effective measures to recruit and retain teachers.