



VIRGINIA BOARD OF EDUCATION

AGENDA ITEM

Agenda Item: E

Date: November 15, 2023

Title: First and Final Review of Nominations to Fill Vacancies on Board of Education Advisory Committee

Presenter: Jim Chapman, Director of Board Relations

Purpose of Presentation:

Review/action required by Board of Education bylaws

Executive Summary:

The advisory committees of the Board of Education (“Board”) have three-year terms. Some of the Board's advisory committees require specific categories of expertise or geographic representation pursuant to state or federal law or regulation.

The Board currently has two vacancies on the Early Childhood Advisory Committee (“ECAC”). Virginia Department of Education (“VDOE”) staff initially solicited nominations for this vacancy on May 4, 2023, through Superintendent’s Memo #[084-23](#), but did not receive any applications. Nominations were solicited again on July 13, 2023, through [Education Updates \(#2023-02\)](#).

After reviewing applications, the following individuals are presented to the Board as nominees for appointment:

Malinda Langford

Vice President of Programs and Director of ECCE Programs at Northern Virginia Family Service

Representative of Head Start Providers Not Operated by a Local School Division

Term expiring June 30, 2024

Holly McCartney

Faculty Emeriti at James Madison University and consultant to Virginia Partnership for Out-of-School-Time (VPOST)

Representative of a Statewide Nonprofit Association in the Commonwealth Whose Membership Includes Both Before-School and After-School Nonprofit Child Care Profiders and Nonprofit Preschool Providers
Term expiring June 30, 2024

Action Requested:

Other. Specify below:

The Board is requested to waive first review and approve the recommended nominees to fill the vacancies on ECAC.

Superintendent’s Recommendation

The Superintendent of Public Instruction recommends that the Board waive first review and approve the recommended nominees to fill the vacancies on ECAC.

Rationale for Action:

Board action is required on appointments to ECAC. To fill the current vacancies, Board action is requested at this meeting.

Previous Review or Action:

No previous review or action.

Background Information and Statutory Authority:

Article Nine, Section 2 of the Board’s bylaws states the following:

Section 2. Advisory Committees. Advisory committees may be created by the Board for special purposes to include, but not be limited to, federal and state-mandated committees. An advisory committee shall be composed of persons who represent the views and interests of the general public and who are known to be qualified to perform their duties. Personnel of the Department of Education may be appointed to the committee, as members or as consultants. Unless otherwise prescribed by state or federal law or regulations, all appointments to an advisory committee shall be made by the Board upon the recommendations of the Superintendent of Public Instruction...

The Board’s bylaws also specify the membership and term of service in Article Fifteen, Section 3 and 4, as follows:

Section 3. Membership. The Board shall determine the number of members to serve on an advisory committee, and shall appoint the members of the committee, as specified in Board bylaws under Article 9, Section 2, except as provided by state or

federal law or regulation. Nominations for all vacant positions will be solicited as widely as practicable and on forms provided by the Virginia Department of Education. Members of advisory committees shall not receive compensation for their service, but may be reimbursed for travel expenses in accordance with state travel guidelines set forth by the Department of Accounts. The Board, at its discretion, may appoint a member of the Board to serve as a liaison to the advisory committee.

Section 4. Term of Service. Appointments to an advisory committee shall be for a term of three years. Members of an advisory committee may be re-appointed, with no member serving more than two consecutive three-year terms. Any vacancies shall be filled by the Board.

Section [22.1-289.04](#) of the *Code of Virginia* sets the composition requirements for ECAC and states the following:

The Board shall establish an early childhood care and education advisory committee to advise the Board on programs, systems, and regulations established pursuant to this chapter. The advisory committee shall include the following members, who shall represent geographically diverse areas: (i) two representatives of publicly funded licensed providers, including at least one for-profit provider; (ii) one representative of an early childhood care and education entity that is not a publicly funded provider; (iii) two representatives of early childhood care and education entities that are license-exempt pursuant to Article 4 (§ [22.1-289.030](#) et seq.), including one representative of an early childhood care and education entity that is exempt from licensure pursuant to § [22.1-289.031](#); (iv) three representatives of Head Start providers, one of which shall be operated by a local school division, and two of which shall not be operated by a local school division; (v) two representatives from local school divisions or local school boards operating early childhood programs other than Head Start providers; (vi) two representatives of nonprofit advocacy organizations in the Commonwealth that focus on early childhood care and education; (vii) one representative of a family day home that is a publicly funded provider; (viii) two professionals or faculty members from an institution of higher education in the Commonwealth who have child development or early childhood education expertise; (ix) one representative from the Virginia chapter of the American Academy of Pediatrics; (x) one representative from an advocacy or service organization that focuses on serving children with disabilities; (xi) one representative from a business in the Commonwealth; (xii) one parent of a child currently enrolled in a preschool program offered by a publicly funded provider; (xiii) one representative of the Virginia Council on Private Education; (xiv) one representative from a statewide

nonprofit association in the Commonwealth whose membership includes both before-school and afterschool nonprofit child care providers and nonprofit preschool providers; (xv) one representative from a nonprofit entity that provides child care resource and referral services related to the operation of early childhood care and education programs; and (xvi) such other members as the Board may deem appropriate. The Commissioner of Social Services or his designee, the Secretary of Education or his designee, the Secretary of Health and Human Resources or his designee, the Superintendent of Public Instruction or his designee, the Commissioner of the Department of Health or his designee, the Commissioner of the Department of Behavioral Health and Development Services or his designee, and the Director of the Head Start Collaboration Office shall serve ex officio without voting privileges. The Board shall establish bylaws for such advisory committee that include term length and limits for members.

Timetable for Further Review/Action:

Following Board action, VDOE staff will notify the individual of the appointment.

Impact on Fiscal and Human Resources:

The operating expenses and other costs associated with the meetings and functions of the Board's advisory committees are provided through VDOE's operating funds. Where applicable, federal funds are provided to support the expenses and the work of an advisory committee.