

Minutes
State Board of Education
November 22, 2013

The State Board of Education met at 9:05 a.m. on Friday, November 22, 2013, in the State Board of Education Room, #1-104, of the William B. Travis Building, 1701 N. Congress Avenue, Austin, Texas. All members of the board were present, as follows:

Presiding: Barbara Cargill, Chair; Lawrence A. Allen, Jr.; Donna Bahorich; David Bradley; Ruben Cortez, Jr.; Martha M. Dominguez; Pat Hardy; Mavis B. Knight, Secretary; Tom Maynard; Sue Melton-Melone; Ken Mercer; Geraldine “Tincy” Miller; Marisa B. Perez; Thomas Ratliff, Vice-Chair; Marty Rowley

Student Performance

Village Tech Schools Character Chorus, a charter school in Cedar Hill, Texas, provided the student performance.

Invocation

Pledge of Allegiance

Approval of Minutes

State Board of Education, September 20, 2013

MOTION AND VOTE: *The State Board of Education unanimously approved the Minutes of the September 20, 2013, meeting of the State Board of Education, as printed.*

Public Testimony - Individual testimony will be taken to address items other than those on the board agenda. The procedures for registering and taking public testimony at State Board of Education committee meetings and general board meetings are provided at <http://www.tea.state.tx.us/index4.aspx?id=25769804094> or in the information section (yellow pages) of the printed agenda.

The State Board of Education received no presentations of public testimony.

The State Board of Education considered items in the following order: #1; #2; Committee of the Full Board Discussion Item #6; #7; #13 through #16; back to #7; #11, #12, back to #11; #9; #10, back to #9; #3 through #6; #8.

1. Resolutions and Presentations

2013 National History Day

The State Board of Education, by unanimous consent, adopted a resolution congratulating the 2013 National History Day winners from Goose Creek Consolidated Independent School District, Round Rock Independent School District, One Day Academy, and Aldine Independent School District.

(ATTACHMENT 1, page 19)

Texas Superintendent of the Year

The State Board of Education, by unanimous consent, adopted a resolution honoring Keith Brown, Bay City Independent School District, as Texas Superintendent of the Year.

(ATTACHMENT 2, page 21)

State School Board of the Year

The State Board of Education, by unanimous consent, adopted a resolution honoring the Edinburg Consolidated Independent School District Board of Trustees, as the 2013 State School Board of the Year.

(ATTACHMENT 3, page 23)

2. Approval of Consent Agenda

Any agenda item may be placed on the consent agenda by any State Board of Education committee. The State Board of Education may elect to take separate action on any item on the consent agenda.

Mrs. Miller recused herself from participating in any discussion or voting on consent agenda item number (4)—Decision on Real Estate Investments.

The State Board of Education approved the items on the consent agenda, as follows.

(1) Approval of Costs of Administering the 2013-2014 State of Texas Assessments of Academic Readiness (STAAR™) and the Exit-Level Texas Assessment of Knowledge and Skills (TAKS) to Private School Students

(Board agenda page III-39)

(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education approved the per-student costs for administering the state assessments to private school students in the 2013-2014 school year, as recommended by the Committee on School Finance/Permanent School Fund.

(ATTACHMENT 4, page 25)

(2) Ratification of the Purchases and Sales of the Investment Portfolio of the Permanent School Fund for the Months of August and September 2013

(Board agenda page III-45)

(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education ratified the purchases and sales for the months of August and September 2013 in the amount of \$1,162,479,031 and \$1,111,582,786, respectively, as recommended by the Committee on School Finance/Permanent School Fund.

(3) Review of the Consent Form Related to the Sale of Credit Suisse Private Equity Customized Fund Investment Group (CFIG)

(Board agenda page III-47)

(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education approved, subject to continued due diligence by Permanent School Fund staff of appropriate documentation, with respect to the Columbia CS Fund L.P., to consent to the change of control of the general partner and the investment manager from Credit Suisse controlled entities to Grosvenor controlled entities and the transfer of the financial obligation from Credit Suisse (USA) to Grosvenor Capital Management, L.P., as recommended by the Committee on School Finance/Permanent School Fund.

(4) Decision on Real Estate Investments

(Board agenda page III-49)

(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education approved execution of agreements with Blackstone Real Estate Advisors L.P. necessary to make an investment commitment of up to \$75 million in Blackstone Real Estate Partners Europe IV, L.P. subject to continued due diligence and negotiation of fund terms; and, approved to execute agreement(s) with Tristan Capital Partners LLP, necessary to make an investment commitment of up to €60 million in European Property Investors Special Opportunities 3, L.P., a euro denominated fund, subject to continued due diligence and negotiation of fund terms, to approve the relationship between Tristan and LAZARD FRÉRES & Co., LLC & Co., LLC, after determining it meets the standards of 19 TAC Chapter 33, Section (j)(5), which has been disclosed in writing, and also, to approve a waiver of the PSF Real Estate Investment Policy Statement requirement for the investment manager (Tristan) to be a registered investment advisor with the Securities Exchange Commission, as recommended by the Committee on School Finance/Permanent School Fund.

- (5) **Presentation on the Commodities Discretionary Investment Management Services Provided to the Permanent School Fund**
(Board agenda page III-51)
(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education took no action on this item.

- (6) **Presentation on the Global Risk Control Strategies Management Services Provided to the Permanent School Fund**
(Board agenda page III-53)
(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education took no action on this item.

COMMITTEE OF THE FULL BOARD

The Committee of the Full Board reconvened its meeting of November 21, 2013, to discuss item #6—Discussion of New Course Development. Shelly Ramos, director of academic standards and services, explained a new course wish list that was distributed to board members. She stated that if there was no objection, staff would begin with the following courses, as reflected in the list: Personal Financial Literacy (half credit); CTE Personal Financial Literacy (one credit); World Geography/World History; Computer Programming Languages; Applied Algebra II; Non AP Statistics (TEKS-based); Mexican-American Studies; Business Algebra; Business Precalculus; Financial Accounting; Algebra II Foundations; Algebra II Extensions; Linear Algebra; Modern Geometry; Multi-variable Calculus; Linear Programming; Number Theory; Calculus; DC Circuits; Digital Fundamentals; Safety, Health, & Environment; Introduction to Process Technology.

3. **Proposed Amendment to 19 TAC Chapter 126, Texas Essential Knowledge and Skills for Technology Applications, Subchapter C, High School, §126.37, Discrete Mathematics (One-Half to One Credit), Beginning with School Year 2012-2013**
(Second Reading and Final Adoption)
(Board agenda page I-17)

MOTION AND VOTE: *The State Board of Education approved for second reading and final adoption proposed amendment to 19 TAC Chapter 126, Texas Essential Knowledge and Skills for Technology Applications, Subchapter C, High School, §126.37, Discrete Mathematics (One-Half to One Credit), Beginning with School Year 2012-2013, with an effective date of August 25, 2014, as recommended by the Committee of the Full Board. (Mr. Bradley and Mr. Cortez were absent for the vote.)*

(ATTACHMENT 5, page 27)

4. **Proposed Amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter F, Graduation Requirements, Beginning with School Year 2007-2008, and Subchapter G, Graduation Requirements, Beginning with School Year 2012-2013**

(Second Reading and Final Adoption)

(Board agenda page I-29)

MOTION AND VOTE: *The State Board of Education approved for second reading and final adoption proposed amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter F, Graduation Requirements, Beginning with School Year 2007-2008, and Subchapter G, Graduation Requirements, Beginning with School Year 2012-2013, with an effective date of August 25, 2014, as recommended by the Committee of the Full Board. (Mr. Bradley and Mr. Cortez were absent for the vote.)*

(ATTACHMENT 6, page 31)

5. **Proposed Revisions to 19 TAC Chapter 74, Curriculum Requirements, Subchapter B, Graduation Requirements**

(First Reading and Filing Authorization)

(Board agenda page I-61)

MOTION: *It was moved by Mr. Ratliff to approve for first reading and filing authorization proposed revisions to 19 TAC Chapter 74, Curriculum Requirements, Subchapter B, Graduation Requirements, as recommended by the Committee of the Full Board.*

MOTION AND VOTE: *It was moved by Mr. Ratliff, seconded by Ms. Hardy, and carried to amend §74.13(e)(4), as follows:*

(4) *Arts and humanities. A student may earn an arts and humanities endorsement by completing the requirements specified in subsection (d) of this section [~~including Algebra II, English IV, world history and world geography~~] and:*

(Mr. Bradley and Mr. Cortez were absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Ratliff, seconded by Ms. Hardy, and carried to amend §74.13(e)(4)(A), as follows:*

(A) *four [~~College Board advanced placement or International Baccalaureate~~] social studies courses by selecting courses from Chapter 113 of this title or Chapter 118 of this title (relating to Texas Essential Knowledge and Skills for Economics with Emphasis on the Free Enterprise System and Its Benefits); or*

(Mr. Bradley and Mr. Cortez were absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Ratliff, seconded by Ms. Hardy, and carried to amend §74.13(e)(4)(B), as follows:*

(B) four levels of the same language in a language other than English; or two languages other than English in one language and two languages other than English in a second language; or

(Mr. Bradley and Mr. Cortez were absent for the vote.)

Ms. Ramos reminded the board that during the Committee of the Full Board meeting an amendment was made to add two levels of the same language in a language other than English and two levels in a different language other than English.

Mr. Ratliff withdrew his amendment, without objection from board members.

MOTION AND VOTE: *It was moved by Mr. Ratliff, seconded by Ms. Hardy, and carried to amend §74.13(e)(4)(D), as follows:*

(D) a coherent sequence of four credits [courses in art] by selecting courses in fine arts from Chapter 117 of this title or innovative courses approved by the commissioner; or

(Mr. Bradley and Mr. Cortez were absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Ratliff, seconded by Ms. Hardy, and carried to amend §74.13(e)(4) by deleting subparagraphs (E), (F), and (G), as follows:*

~~[(E) a coherent sequence of four courses in dance by selecting courses from Chapter 117 of this title or innovative courses approved by the commissioner; or~~

~~(F) a coherent sequence of four courses in music by selecting courses from Chapter 117 of this title or innovative courses approved by the commissioner; or~~

~~(G) a coherent sequence of four courses in theatre by selecting courses from Chapter 117 of this title or innovative courses approved by the commissioner.]~~

(Mr. Bradley and Mr. Cortez were absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Ratliff, seconded by Ms. Hardy, and carried to amend §74.13(e)(4) by adding a new subparagraph (E), as follows:*

(E) A combination of four credits from two or more of the following categories that are a coherent sequence for the student's academic or career goals, as documented on the student's personal graduation plan: art, dance, music and theatre.

(Mr. Bradley and Mr. Cortez were absent for the vote.)

MOTION: *It was moved by Mr. Ratliff and seconded by Ms. Hardy to amend §74.13 by adding reference to Chapter 126 to the end of subsection(e)(2)(A)(iii).*

Ms. Ramos explained that a coherence sequence of courses in Chapter 126 is already an option for students to earn an endorsement under STEM.

Mr. Ratliff withdrew his motion, without board objection.

MOTION AND VOTE: *It was moved by Mrs. Bahorich, seconded by Mr. Ratliff, and carried to amend §74.13(e) to clarify CTE references by changing “a coherent sequence of four courses” to “a coherent sequence of three or more courses for four or more credits.” (Mr. Bradley and Mr. Cortez were absent for the vote.)*

VOTE: *A vote was taken on the motion to approve for first reading and filing authorization proposed revisions to 19 TAC Chapter 74, Curriculum Requirements, Subchapter B, Graduation Requirements, as amended. The motion carried. (Mr. Bradley and Mr. Cortez were absent for the vote.)*

6. Report and Recommendations from the Commissioner of Education Regarding Instructional Materials Offered for Adoption under Proclamation 2014
(Board agenda page I-95)

MOTION: *It was moved by Mr. Ratliff that the State Board of Education:*

Require that all publishers make corrections listed in the Report Concerning Required Corrections of Factual Errors;

Require that all instructional materials meet established manufacturing standards and specifications;

Approve changes and corrections in response to written comments and public testimony;

Place the instructional materials submitted for adoption on the adopted list as indicated on the Proclamation 2014 List of Instructional Materials to be Considered for Adoption, and reject instructional materials as indicated on the Proclamation 2014 List of Instructional Materials to be Considered for Rejection;

Delegate to a committee of three board members – Mrs. Cargill (the board chair), Mrs. Melton-Malone, and Dr. Dominguez – to select three experts to resolve within four weeks the alleged errors found in Pearson Biology, Texas Edition-Student Edition and Pearson Biology, Texas Edition-Student eText. If the alleged errors are resolved to the satisfaction of the experts, the instructional materials will be considered adopted. If they cannot be resolved, the instructional materials will be withdrawn or returned to the board for its consideration in January.

MOTION AND VOTE: *It was moved by Mr. Ratliff, seconded by Ms. Hardy, and carried to amend the motion by adding the following language:*

Each special committee member shall appoint an expert that (1) did not serve on the original panel; and, (2) has at least a Ph.D. in a related field of study. The approval required by the experts is not unanimous approval but a majority opinion of the three experts.

(Mr. Bradley and Mr. Cortez were absent for the vote.)

VOTE: *A vote was taken on the main motion, as amended. The motion carried. (Mr. Bradley and Mr. Cortez were absent for the vote.)*

MOTION: *It was moved by Mr. Ratliff that the State Board of Education approve Houghton Mifflin Harcourt's Environmental Science Digital Solution and Environmental Science Print/Digital Solution contingent upon the publisher making changes according to the memo titled Houghton Mifflin Harcourt Response to Written Comments from Becky Berger.*

MOTION AND VOTE: *It was moved by Mr. Maynard and carried to amend the motion by adding the words "and in response to the memo from Leslie Savage, chief geologist for the Oil & Gas Division of the Railroad Commission of Texas." (Mr. Bradley and Mr. Cortez were absent for the vote.)*

VOTE: *A vote was taken on the motion that the State Board of Education approve Houghton Mifflin Harcourt's Environmental Science Digital Solution and Environmental Science Print/Digital Solution contingent upon the publisher making changes according to the memo titled Houghton Mifflin Harcourt Response to Written Comments from Becky Berger, as amended. The motion carried. (Mr. Bradley and Mr. Cortez were absent for the vote.)*

(ATTACHMENT 7, page 55)

7. **Proposed Amendments to 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter B, State Adoption of Instructional Materials**
(First Reading and Filing Authorization)
(Board agenda page I-99)

Because of time constraints, this item was not considered during the Committee of the Full Board meeting held the previous day.

John Lopez, managing director, instructional materials and educational technology, explained that the proposed amendments to this chapter would update and clarify specific processes for the review and adoption of instructional materials.

MOTION: *It was moved by Mrs. Melton-Malone and seconded by Ms. Hardy to approve for first reading and filing authorization proposed amendments to 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter B, State Adoption of Instructional Materials.*

MOTION AND VOTE: *It was moved by Mr. Ratliff, seconded by Ms. Perez, and carried to amend §66.33(a), as follows:*

- (a) *The commissioner of education shall determine the number of review panels needed to review instructional materials under consideration for adoption, determine the number of persons to serve on each panel, and determine the process for selecting panel members. Each appointment to a state review panel shall be made by the commissioner of education with priority given to qualified individuals that are nominated by State Board of Education (SBOE) members. The commissioner of education shall make appointments to state review panels to achieve diversity to the extent possible and to ensure that each team has members with sufficient content expertise and experience [-] that ensure participation by academic experts in each subject area for which instructional materials are being considered. The appointments shall include educators, parents, business and industry representatives, and employers. The role of each appointee shall be designated and disclosed to all appointees on each panel.*

MOTION: *It was moved by Mr. Cortez and seconded by Dr. Dominguez to amend §66.33(a), as follows:*

- (a) *The commissioner of education shall determine the number of review panels needed to review instructional materials under consideration for adoption, determine the number of persons to serve on each panel, and determine the process for selecting panel members. Each appointment to a state review panel shall be made by the commissioner of education with priority given to content-relevant and current educators and professors [~~qualified individuals~~] that are nominated by State Board of Education (SBOE) members. The commissioner of education shall make appointments to state review panels to achieve diversity to the extent possible and to ensure that each team has members with sufficient content expertise and experience that ensure participation by academic experts in each subject area for which instructional materials are being considered. The appointments shall include educators, parents, business and industry representatives, and employers. The role of each appointee shall be designated and disclosed to all appointees on each panel.*

MOTION AND VOTE: *It was moved by Mrs. Melton-Malone, seconded by Dr. Dominguez, and carried to amend Mr. Cortez's motion by deleting the words "and current".*

Mr. Cortez withdrew his motion, without objection from Mrs. Melton-Malone and board members.

MOTION AND VOTE: *It was moved by Mr. Rowley, seconded by Mr. Cortez, and carried to amend §66.33(a), as follows:*

- (a) *The commissioner of education shall determine the number of review panels needed to review instructional materials under consideration for adoption, determine the number of persons to serve on each panel, and determine the process for selecting panel members. Each appointment to a state review panel shall be made by the commissioner of education with priority given to qualified individuals that are nominated by State Board of Education (SBOE) members. The commissioner of education shall make appointments to state review panels to achieve diversity to the extent possible and to ensure that each team has members with sufficient content expertise and experience that ensure participation by academic experts in each subject area for which instructional materials are being considered giving priority to content-relevant educators and professors. The appointments shall include educators, parents, business and industry representatives, and employers. The role of each appointee shall be designated and disclosed to all appointees on each panel.*

MOTION: *It was moved by Dr. Dominguez and seconded by Mr. Rowley to amend §66.33(a), by reinserting the following previously deleted language: the advice and consent of the State Board of Education (SBOE) member whose district is to be represented.*

Dr. Dominguez withdrew her motion, without objection from board members.

MOTION: *It was moved by Ms. Perez and seconded by Ms. Dominguez to amend §66.33(a), as follows:*

- (a) *The commissioner of education shall determine the number of review panels to include the current citizen review panels and a secondary expert panel needed to review instructional materials under consideration for adoption, determine the number of persons to serve on each panel, and determine the process for selecting panel members. The expert panel shall serve as an appellate panel to citizen review panels should concerns be raised with regard to content. Each appointment to a state review panel shall be made by the commissioner of education with priority given to qualified individuals that are nominated by State Board of Education (SBOE) members. The commissioner of education shall make appointments to state review panels to achieve diversity to the extent possible and to ensure that each team has members with sufficient content expertise and experience that ensure participation by academic experts in each subject area for which instructional materials are being considered giving priority to content relevant educators and professors. The appointments shall include educators, parents, business and industry representatives, and employers. The role of each appointee shall be designated and disclosed to all appointees on each panel.*

MOTION AND VOTE: *It was moved by Mr. Bradley to move the previous question. The motion carried by a two-thirds vote.*

VOTE: *A vote was taken on Ms. Perez's motion. The motion failed.*

MOTION AND VOTE: *It was moved by Mr. Rowley, seconded by Mr. Cortez, and carried to amend §66.33(a), as follows:*

- (a) *The commissioner of education shall determine the number of review panels needed to review instructional materials under consideration for adoption, determine the number of persons to serve on each panel, and determine the process for selecting panel members. Each appointment to a state review panel shall be made by the commissioner of education with priority given to qualified individuals that are nominated by State Board of Education (SBOE) members. Any SBOE member may veto the placement of a review panel member from his or her district upon written objection of said SBOE member. The commissioner of education shall make appointments to state review panels to achieve diversity to the extent possible and to ensure that each team has members with sufficient content expertise and experience that ensure participation by academic experts in each subject area for which instructional materials are being considered giving priority to content relevant educators and professors. The appointments shall include educators, parents, business and industry representatives, and employers. The role of each appointee shall be designated and disclosed to all appointees on each panel.*

MOTION: *It was moved by Mr. Ratliff and seconded by Dr. Dominguez to amend §66.36(a)(1)(B), as follows:*

- (B) *State review panel members must participate in a team during the review and reach a consensus, or a simple majority if the panel members are unable to reach consensus, to determine whether the TEKS have been covered sufficiently in the instructional materials. If consensus is not reached, the panel may adopt majority or minority reports that disclose which member or members support or oppose the panel member's findings.*

The State Board of Education recessed at 12:03 p.m., and reconvened at 12:30 p.m.

MOTION AND VOTE: *It was moved by Mr. Maynard, seconded by Mr. Ratliff, and carried to postpone action on the pending amendment until 2 p.m.*

At 2 p.m., the State Board of Education continued consideration of Mr. Ratliff's pending amendment.

Mr. Ratliff withdrew his motion to amend §66.36(a)(1)(B), without board objection.

MOTION AND VOTE: *It was moved by Mr. Maynard, seconded by Mr. Ratliff, and carried to amend §66.36(a)(1) by adding a new subparagraph (C), as follows:*

- (C) *A member of the panel shall be designated as a recording secretary who shall keep minutes of all panel deliberations in a format determined by the commissioner. Consensus and minority concerns shall be reflected in the minutes with the objectors identified by team role only.*

MOTION: *It was moved by Mr. Maynard to postpone further consideration of this item until the January board meeting.*

There being no objection from board members, Mrs. Cargill stated this item would be considered for second reading at the January board meeting.

VOTE: *A vote was taken on the motion to approve for first reading and filing authorization proposed amendments to 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter B, State Adoption of Instructional Materials, as amended. The motion carried.*

8. Amendments to Proclamation 2015 of the State Board of Education Advertising for Bids on Instructional Materials
(Board agenda page I-103)

This item was not considered during the Committee of the Full Board meeting, because of time constraints.

Mr. Lopez presented proposed amendments to Proclamation 2015, which included updates to requirements related to accessible instructional materials.

MOTION AND VOTE: *It was moved by Mrs. Bahorich and seconded by Mr. Maynard to include the language, “All electronic samples provided to the state review panels must include a search feature that allows reviewers to locate key words in the content. The search feature must be fully operational when samples are submitted. Electronic samples sent to the review panels that do not include a fully operational search feature will not be reviewed, and those products will not be considered for adoption.” The motion failed. (Mr. Bradley, Mr. Cortez, Mrs. Melton-Malone, and Mr. Mercer were absent for the vote.)*

The board directed TEA staff to contact publishers to determine the feasibility of requiring a search feature in electronic samples and requiring a common End User License Agreement (EULA) to access web-based samples.

MOTION AND VOTE: *It was moved and carried unanimously that the State Board of Education amend Proclamation 2015 of the State Board of Education Advertising for Bids on Instructional Materials as proposed. (Mr. Bradley, Mr. Cortez, Mrs. Melton-Malone, and Mr. Mercer were absent for the vote.)*

(ATTACHMENT 8, page 69)

COMMITTEE ON INSTRUCTION

9. **Proposed Amendment to 19 TAC Chapter 74, Curriculum Requirements, Subchapter C, Other Provisions, §74.24, Credit by Examination**

(First Reading and Filing Authorization)
(Board agenda page II-1)

MOTION AND VOTE: *It was moved by Mr. Maynard and carried to approve for first reading and filing authorization proposed amendment to 19 TAC Chapter 74, Curriculum Requirements, Subchapter C, Other Provisions, §74.24, Credit by Examination, as recommended by the Committee on Instruction. (Mrs. Bahorich, Mr. Bradley and Mr. Cortez were absent for the vote.)*

MOTION: *It was moved by Mr. Maynard to reconsider action previously taken on this item.*

There was no objection by the board to reconsider action previously taken on this item.

MOTION AND VOTE: *It was moved by Mr. Maynard and carried to amend §74.24(c)(7), as follows:*

(7) If a student is given credit in accordance with paragraph (4) of this subsection in a subject on the basis of an examination, on which the student scores 80% or higher, the school district must enter the examination score on the student's transcript, and the student is not required to take an applicable end-of-course assessment instrument for the course.

(Mr. Bradley and Mr. Cortez were absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Maynard and carried to approve for first reading and filing authorization proposed amendment to 19 TAC Chapter 74, Curriculum Requirements, Subchapter C, Other Provisions, §74.24, Credit by Examination, as amended.*

(Mr. Bradley and Mr. Cortez were absent for the vote.)

10. **Adoption of Review of 19 TAC Chapter 74, Curriculum Requirements**

(Adoption of Review)
(Board agenda page II-9)

MOTION AND VOTE: *The State Board of Education approved the adoption of review of 19 TAC Chapter 74, Curriculum Requirements, Subchapter A, Required Curriculum, Subchapter B, Graduation Requirements, Subchapter C, Other Provisions, Subchapter D, Graduation Requirements, Beginning with School Year 2001-2002, Subchapter E, Graduation Requirements, Beginning with School Year 2004-2005, Subchapter F, Graduation Requirements, Beginning with School Year 2007-2008, and Subchapter G, Graduation Requirements, Beginning with School Year 2012-2013, as recommended by the Committee on Instruction. (Mr. Bradley and Mr. Cortez were absent for the vote.)*

COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND

11. Proposed Amendment to 19 TAC Chapter 33, Statement of Investment Objectives, Policies, and Guidelines of the Texas Permanent School Fund, §33.65, Bond Guarantee Program

(Second Reading and Final Adoption)
(Board agenda page III-1)

MOTION AND VOTE: *The State Board of Education, by an affirmative vote of two-thirds of the members of the board, approved for second reading and final adoption proposed amendment to 19 TAC Chapter 33, Statement of Investment Objectives, Policies, and Guidelines of the Texas Permanent School Fund, §33.65, Bond Guarantee Program, with an effective date of 20 days after filing as adopted with the Texas Register, as recommended by the Committee on School Finance/Permanent School Fund. (Mr. Bradley and Mr. Cortez were absent for the vote.)*

There was no objection from the board to reconsider action previously taken on this item.

Lisa Dawn-Fisher, chief school finance officer and associate commissioner for school finance, explained that during the Committee on School Finance/Permanent School Fund meeting held on Tuesday, November 19, 2013, Ms. Hardy had directed staff to draft revised language for §33.65(g)(4)(A) to be considered by the board at this SBOE meeting.

MOTION AND VOTE: *It was moved by Mr. Ratliff and carried to amend §33.65(g)(4)(A), as follows:*

- (A) *Once a district is awarded initial approval for the guarantee, the bonds must be approved by the attorney general within 180 days of the date of the letter granting the approval for the guarantee. The initial approval for the guarantee will expire at the end of the 180-day period. The commissioner may extend the 180-day period, based on extraordinary circumstances, on receiving a written request from the district or the attorney general before the expiration of the 180-day period.*

(Mr. Bradley, Mr. Cortez, and Dr. Dominguez were absent for the vote.)

MOTION AND VOTE: *The State Board of Education, by an affirmative vote of two-thirds of the members of the board, approved for second reading and final adoption proposed amendment to 19 TAC Chapter 33, Statement of Investment Objectives, Policies, and Guidelines of the Texas Permanent School Fund, §33.65, Bond Guarantee Program, as amended, with an effective date of 20 days after filing as adopted with the Texas Register. (Mr. Bradley and Mr. Cortez were absent for the vote.)*

(ATTACHMENT 9, page 121)

12. Proposed New 19 TAC Chapter 33, Statement of Investment Objectives, Policies, and Guidelines of the Texas Permanent School Fund, §33.67, Bond Guarantee Program for Charter Schools

(First Reading and Filing Authorization)

(Board agenda page III-19)

MOTION AND VOTE: *The State Board of Education approved for first reading and filing authorization proposed new 19 TAC Chapter 33, Statement of Investment Objectives, Policies, and Guidelines of the Texas Permanent School Fund, §33.67, Bond Guarantee Program for Charter Schools, as recommended by the Committee on School Finance/Permanent School Fund. (Mr. Bradley and Mr. Cortez were absent for the vote.)*

COMMITTEE ON SCHOOL INITIATIVES

13. Review of Proposed Amendments to 19 TAC Chapter 249, Disciplinary Proceedings, Sanctions, and Contested Cases, Subchapter A, General Provisions, and Subchapter B, Enforcement Actions and Guidelines

(Board agenda page IV-1)

The State Board of Education took no action on the proposed amendments to 19 TAC Chapter 249, Disciplinary Proceedings, Sanctions, and Contested Cases, Subchapter A, General Provisions, and Subchapter B, Enforcement Actions and Guidelines, as recommended by the Committee on School Initiatives.

14. Review of Proposed Amendment to 19 TAC Chapter 233, Categories of Classroom Teaching Certificates, §233.14, Career and Technical Education (Certificates requiring experience and preparation in a skill area)

(Board agenda page IV-9)

The State Board of Education took no action on the proposed amendment to 19 TAC Chapter 233, Categories of Classroom Teaching Certificates, §233.14, Career and Technical Education (Certificates requiring experience and preparation in a skill area), as recommended by the Committee on School Initiatives.

15. **Review of Proposed New 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter B, General Certification Requirements, §230.15, Certification of Military Service Members, Military Spouses, and Military Veterans, and Proposed New 19 TAC Chapter 232, General Certification Provisions, Subchapter A, Certificate Renewal and Continuing Professional Education Requirements, §232.27, Renewal and Continuing Education Requirements for Military Service Members**
(Board agenda page IV-17)

The State Board of Education took no action on proposed new 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter B, General Certification Requirements, §230.15, Certification of Military Service Members, Military Spouses, and Military Veterans, and proposed new 19 TAC Chapter 232, General Certification Provisions, Subchapter A, Certificate Renewal and Continuing Professional Education Requirements, §232.27, Renewal and Continuing Education Requirements for Military Service Members, as recommended by the Committee on School Initiatives.

16. **Review of the Commissioner of Education's Generation 18 Charter Proposals**
(Board agenda page IV-27)

MOTION AND VOTE: *It was moved by Mrs. Bahorich, seconded by Mr. Rowley, and carried by a two-thirds vote that the State Board of Education suspend its operating rule, §2.10(d)(1), in order to allow charter applicants time to address the board.*

Mrs. Bahorich explained that Commissioner of Education Michael Williams proposed the El Paso Leadership Academy, Montessori For All, Carpe Diem Schools-San Antonio, and Great Hearts Academies Dallas be granted an open-enrollment charter. She explained that the charters would be granted, unless the board took action to reject a proposed charter.

Kalese Hammonds, chief advisor, policy and operations, stated she was serving as the commissioner's resource person, in case the board members had any questions.

MOTION: *It was moved by Mrs. Bahorich that the State Board of Education take no action on El Paso Leadership Academy, as recommended by the Committee on School Initiatives.*

Omar Yanar and Scott Atkins, El Paso Leadership Academy, spoke and answered questions from the board members.

VOTE: *A vote was taken on the motion that the State Board of Education take no action on El Paso Leadership Academy. The motion carried.*

MOTION AND VOTE: *It was moved by Mrs. Bahorich and carried that the State Board of Education take no action on Montessori For All, as recommended by the Committee on School Initiatives.*

MOTION: *It was moved by Mr. Cortez and seconded by Dr. Dominguez to reject granting an open-enrollment charter to Carpe Diem Schools-San Antonio.*

Nick Fleege, Carpe Diem Schools-San Antonio, spoke and answered board members' questions.

VOTE: *A vote was taken on the motion to reject granting an open-enrollment charter to Carpe Diem Schools-San Antonio. The motion failed, which means the commissioner's recommendation to grant the charter stands.*

MOTION: *It was moved by Mrs. Bahorich that the State Board of Education take no action on Great Hearts Academies Dallas, as recommended by the Committee on School Initiatives.*

MOTION: *It was moved by Mr. Cortez and seconded by Dr. Dominguez to reject granting an open-enrollment charter to Great Hearts Academies Dallas.*

Peter Bezanson and Roberto Gutierrez of Great Hearts Academies spoke and answered questions from board members.

VOTE: *A vote was taken on the motion to reject granting an open-enrollment charter to Great Hearts Academies Dallas. The motion carried.*

REPORTS OF COMMITTEES REGARDING AGENDA ITEMS ON COMMITTEE AGENDAS

Committee on Instruction

Mr. Maynard did not report on discussion items of the Committee on Instruction.

Committee on School Finance/Permanent School Fund

Ms. Hardy did not report on discussion items of the Committee on School Finance/Permanent School Fund.

Committee on School Initiatives

Mrs. Bahorich did not report on discussion items of the Committee on School Initiatives.

REPORTS OF OTHER STATE BOARD OF EDUCATION MEMBERS REGARDING AGENDA ITEMS AND EDUCATIONAL ACTIVITIES AND CONCERNS IN INDIVIDUAL DISTRICTS

Mrs. Cargill gave board members an opportunity to provide information regarding agenda items or other relevant information about public education.

The meeting adjourned at 3:30 p.m.

Mavis B. Knight, Secretary

RESOLUTION

WHEREAS the State Board of Education considers high academic standards as the foundation of public education in Texas; and

WHEREAS the National History Day program fosters academic achievement and intellectual growth, requires student participants to conduct extensive primary and secondary source research on a topic of historical significance, and promotes pride in each student participant's heritage and in our nation's history and place in the world; and

WHEREAS the annual National History Day contest with the theme of *Turning Points* was held in College Park, Maryland, on June 9-13, 2013; and

WHEREAS Matthew Broussard of Impact Early College High School in Baytown, Texas, won First Place in the Senior Division Individual Performance category with his performance titled *The Turning Point That Made America Forever Free*; and

WHEREAS Niti Malwade, Hamsini Nathan, Devika Patel, Khira Patel, and Srija Reddy of Noel Grisham Middle School in Austin, Texas, won Second Place in the Junior Division Group Interpretive Website category with their website titled *The Emancipation Proclamation for the Disabled*; and

WHEREAS Anna Demotte, David Klingler, Charis Nelson, Benjamin Offereins, and Riley Priddy of One Day Academy in Austin, Texas, won Second Place in the Junior Division Group Performance category with their performance titled *Weakening the Wall: Hidden 20th Century Turning Points*; and

WHEREAS Kevin Connally, Thalia Duran, Bradley Ofoegbu, Angelica Reyes, and Tyler Toon of Nimitz High School in Houston, Texas, won Second Place in the Senior Division Group Documentary category with their documentary titled *When Faith Turns Fatal*; now, therefore, be it

RESOLVED, That the State Board of Education does hereby congratulate these *2013 National History Day* winners from the Goose Creek Consolidated Independent School District, Round Rock Independent School District, One Day Academy, and Aldine Independent School District; and be it further

RESOLVED, That this resolution be presented to the aforementioned students for their winning projects at the *2013 National History Day* contest and that a copy be included in the permanent records of the State Board of Education.

WITNESS our signatures this twenty-second day of November, two thousand and thirteen, in Austin, Texas.

Barbara Cargill, Chair

Mavis B. Knight, Secretary

R E S O L U T I O N

WHEREAS the leadership of a school district sets the tone and outlook for the entire district; and

WHEREAS superintendents of Texas school districts oversee a complex multi-billion dollar business but, most importantly, help to mold and shape the future of our children; and

WHEREAS the Texas Association of School Boards each year looks for someone who exemplifies all the best traits of a school superintendent and leader; and

WHEREAS TASB selected Keith Brown of the Bay City Independent School District as the 2013 Superintendent of the Year; and

WHEREAS Mr. Brown has honed his leadership skills on the football field, in the classroom, and for almost a decade in the central office as a superintendent; and

WHEREAS while serving as the district leader in Thrall ISD, and now Bay City ISD, Mr. Brown improved the academic and financial stability of both districts; and

WHEREAS throughout his career, Mr. Brown has had an open-door policy because he believes strong two-way communication creates the best environment in which to make reasoned, well-researched decisions; and

WHEREAS Superintendent Brown believes it is important for a school leader to have a strong visible presence in the district and community; and

WHEREAS he has put this belief into action by doing everything from participating in “The Great Steak Cook Off” fundraiser for the Boys and Girls Club of Bay City and Matagorda County, to allowing district vehicles to be used to evacuate all medically challenged homebound citizens of Matagorda County ahead of the arrival of Hurricane Ike; now, therefore, be it

RESOLVED, That the State Board of Education does hereby congratulate Mr. Brown for his well-deserved recognition as Superintendent of the Year; and be it further

RESOLVED, That the State Board of Education does hereby thank Superintendent Keith Brown for his service to Texas and its children.

WITNESS our signatures this twenty-second day of November, two thousand and thirteen, in Austin, Texas.

Barbara Cargill, Chair

Mavis B. Knight, Secretary

R E S O L U T I O N

WHEREAS more than 7,000 Texans voluntarily serve as school board members, giving unselfishly of their time and talents; and

WHEREAS through their careful crafting of policies and wise fiduciary guidance, these boards of trustees help Texas school districts serve their communities to the best of their abilities; and

WHEREAS the Texas Association of School Administrators recently recognized the Edinburg Consolidated Independent School District board of trustees as the 2013 Texas Outstanding School Board; and

WHEREAS the Edinburg board was recognized for its attitude of servant leadership and its overarching and unified attitude of humility; and

WHEREAS this seven-member board and the district superintendent are dedicated to unified planning efforts and protecting the integrity of their policy decisions; and

WHEREAS the exemplary work carried out by this strong team of eight results in providing the best services and environment possible for the district's 33,000 students; now, therefore, be it

RESOLVED, That the State Board of Education recognizes the hard work and dedication of the board of trustees of the Edinburg Consolidated Independent School District; and be it further

RESOLVED, That the State Board recognizes the collective and individual contributions of the seven trustees – Juan “Sonny” Palacios, Jr.; Martin Castillo; Jaime R. Solis; Jaime R. Chavana; Carmen González; Robert Peña, Jr.; and David Torres, as well as Superintendent René Gutiérrez; and be it further

RESOLVED, That the State Board of Education sends its heartiest congratulations to the Edinburg board of trustees for a job well done.

WITNESS our signatures this twenty-second day of November, two thousand and thirteen, in Austin, Texas.

Barbara Cargill, Chair

Mavis B. Knight, Secretary