

Item 4:
Approval of February 14, 2014 Board Meeting Minutes

ACTION

DESIRED OUTCOME: The Board will approve the minutes of the February 14, 2014 Board meeting.

ASSOCIATE COMMISSIONER'S RECOMMENDATION: I recommend that the State Board for Educator Certification approve the minutes as recorded.

Respectfully submitted,

Michele Moore
Associate Commissioner
Educator Leadership and Quality

STATE BOARD FOR EDUCATOR CERTIFICATION
DISCUSSION AND ACTION SESSION AGENDA

February 14, 2014 at 9:00 a.m.
1701 N. Congress Ave. Room 1-104
Minutes

The Board will meet in open session and after determining the presence of a quorum, deliberate and possibly take formal action, including emergency action, on the following agenda items:

1. Call to Order

The State Board for Educator Certification convened its meeting at 9:08 a.m. on Friday, February 14, 2014, in Room 1-104 of the William B. Travis Building, 1701 N. Congress Avenue in Austin, Texas.

Present: Dr. Cain, Ms. Pogue, Ms. Bricker, Ms. Bridges, Ms. Everest, Dr. Simpson, Dr. Buckingham, Mr. Allard, Ms. McCall, Ms. Druesedow, Mr. Berry

Absent: Dr. Culwell, Ms. Robison, Dr. Loredó

Ms. Druesedow left the meeting at 2:19 p.m. and Ms. Bricker the left meeting at 2:42 p.m.

2. Associate Commissioner's Comments Regarding the SBEC Agenda

Michele Moore, Associate Commissioner, introduced Kirk Overby, who will be serving as our parliamentarian. He also serves as the SBOE parliamentarian and will be observing for the next couple of meetings. We appreciate him being willing to serve in this capacity for us and welcome him.

3. Public Comment

None

CONSENT AGENDA

4. Approval of October 25, 2013 Board Meeting Minutes

Motion and vote:

Motion was made by Ms. Everest to approve the October 25, 2013 Board meeting minutes. Second by Dr. Buckingham and the Board voted unanimously in favor of the motion.

DISCUSSION AND ACTION

Note: agenda items 4 through 19 were covered prior to the 10:00 a.m. recess.

**5. Litigation Settlement Options in Pending or Contemplated Litigation, Disciplinary Cases, and Pending Litigation
(10:00 a.m.)**

Recess at 10:00 a.m.

Reconvene at 10:15 a.m.

A. Contested Cases

Ms. Dover provided information on the cases and answered questions from Board members.

I. No Answer Defaults

- 1) Docket No. 0784-EC-0813, Texas Education Agency, Educator Leadership and Quality Division v. Latoya Renee Smith; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 1 year suspension
- 3) Docket No. 0776-EC-0813, Texas Education Agency, Educator Leadership and Quality Division v. Paul Dudley Rogers, Jr.; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation
- 4) Docket No. 0769-EC-0713, Texas Education Agency, Educator Leadership and Quality Division v. Morris Dean Stephens; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 2 years suspension and proof of successful completion of substance abuse treatment program
- 6) Docket No. 7001-EC-0913, Texas Education Agency, Educator Leadership and Quality Division v. Yvonne Casas; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation
- 7) Docket No. 0994-EC-1013, Texas Education Agency, Educator Leadership and Quality Division v. Jana Lynne Justice; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 3 years suspension and proof of successful completion of substance abuse treatment program
- 9) Docket No. 8110-EC-0913, Texas Education Agency, Educator Leadership and Quality Division v. Kimberly L. Garcia; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 1 year suspension

- 10) Docket No. 0781-EC-0813, Texas Education Agency, Educator Leadership and Quality Division v. Robert A. Phillips; Action to be taken: Consideration of Issuance of Default Judgment.
- Staff recommendation: Revocation
- 11) Docket No. 8109-EC-0913, Texas Education Agency, Educator Leadership and Quality Division v. Alisha Gene Allen; Action to be taken: Consideration of Issuance of Default Judgment.
- Staff recommendation: 2 years suspension and proof of successful completion of substance abuse treatment program
- 12) Docket No. 4156-EC-0913, Texas Education Agency, Educator Leadership and Quality Division v. Kevin Ross Dumith; Action to be taken: Consideration of Issuance of Default Judgment.
- Staff recommendation: Revocation
- 13) Docket No. 4160-EC-0913, Texas Education Agency, Educator Leadership and Quality Division v. Roderick Lynne Love; Action to be taken: Consideration of Issuance of Default Judgment.
- Staff recommendation: Revocation
- 14) Docket No. 4159-EC-0913, Texas Education Agency, Educator Leadership and Quality Division v. Cesar A. Valadez, Sr.; Action to be taken: Consideration of Issuance of Default Judgment.
- Staff recommendation: Revocation
- 16) Docket No. 4157-EC-0913, Texas Education Agency, Educator Leadership and Quality Division v. Darolyn E. Ware; Action to be taken: Consideration of Issuance of Default Judgment.
- Staff recommendation: Revocation
- 18) Docket No. 3201-EC-0913, Texas Education Agency, Educator Leadership and Quality Division v. Emily Amber Kasa; Action to be taken: Consideration of Issuance of Default Judgment.
- Staff recommendation: 2 years suspension and proof of successful completion of substance abuse treatment program
- 19) Docket No. 3203-EC-0913, Texas Education Agency, Educator Leadership and Quality Division v. Natasha Lynn Herman; Action to be taken: Consideration of Issuance of Default Judgment.

- Staff recommendation: 4 years suspension and proof of successful completion of substance abuse treatment program
- 20) Docket No. 3204-EC-1013, Texas Education Agency, Educator Leadership and Quality Division v. Devin G. Dennis; Action to be taken: Consideration of Issuance of Default Judgment.
- Staff recommendation: Permanent Revocation
- 21) Docket No. 0763-EC-0613, Texas Education Agency, Educator Leadership and Quality Division v. Adrian Vega; Action to be taken: Consideration of Issuance of Default Judgment.
- Staff recommendation: 1 year suspension
- 22) Docket No. 4165-EC-1113, Texas Education Agency, Educator Leadership and Quality Division v. Ronald Cardona; Action to be taken: Consideration of Issuance of Default Judgment.
- Staff recommendation: 1 year suspension
- 23) Docket No. 8113-EC-1013, Texas Education Agency, Educator Leadership and Quality Division v. Traci L. Stewart-Jones; Action to be taken: Consideration of Issuance of Default Judgment.
- Staff recommendation: 1 year suspension

Motion and vote:

Motion was made by Ms. Pogue to approve staff's request for issuance of default judgments and enter a Final Order consistent with staff's recommendation for each of the above numbered cases 1-23, with the exception of cases 2, 5, 8, 15 and 17. Second was made by Mr. Allard and the Board voted unanimously in favor of the motion.

The following cases were considered individually:

- 2) Docket No. 8106-EC-0813, Texas Education Agency, Educator Leadership and Quality Division v. Kamieo Gissler; Action to be taken: Consideration of Issuance of Default Judgment.
- Staff recommendation: 4 years suspension and proof of successful completion of substance abuse treatment program

The Board discussed possible revocation and reasons why a longer suspension would be more effective given the specifics of the case.

Motion and vote:

Motion was made by Ms. Everest for twenty years suspension and proof of successful completion of substance abuse treatment program and an anger management program. Second was made by Ms. Pogue and the Board voted unanimously in favor of the motion.

- 5) Docket No. 7002-EC-0913, Texas Education Agency, Educator Leadership and Quality Division v. Damian Esqueda; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 3 years suspension and proof of successful completion of substance abuse treatment program

Motion and vote:

Motion was made by Ms. Pogue for five years suspension and proof of successful completion of a substance abuse treatment program. Second was made by Ms. Bricker and the Board voted unanimously in favor of the motion.

- 8) Docket No. 0995-EC-1013, Texas Education Agency, Educator Leadership and Quality Division v. Stephen Siebenaler; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 3 years suspension and proof of successful completion of substance abuse treatment program

Motion and vote:

Motion was made by Ms. Pogue for revocation. Second was made by Mr. Allard and the Board voted in favor of the motion, with Ms. Bricker abstaining.

- 15) Docket No. 4158-EC-0913, Texas Education Agency, Educator Leadership and Quality Division v. Emilie L. O'Rear; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 2 years suspension and proof of successful completion of a property crime rehabilitation program, substance abuse treatment program, and current (within 30 days) urinalysis testing

Motion and vote:

Motion was made by Ms. Pogue for revocation. Second was made by Ms. Druesedow and the Board voted unanimously in favor of the motion.

- 17) Docket No. 6058-EC-1013, Texas Education Agency, Educator Leadership and Quality Division v. Kimberly D. Harris a/k/a Kimberly D. Jackson; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 1 year suspension with proof of restitution of \$865.20 to Dallas Independent School District

Motion and vote:

Motion was made by Mr. Allard for three years suspension. Second was made by Ms. Pogue and the Board voted unanimously in favor of the motion.

II. Proposals for Decision

- 24) Docket No. 701-13-2014.EC, Texas Education Agency, Educator Leadership and Quality Division v. Jose E. Castaneda; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: Revocation

Staff Recommendation: Revocation

Ms. Dover spoke on behalf of TEA. Mr. Castaneda spoke on his own behalf.

Dr. Buckingham requested that this case be moved to closed session to obtain the advice of legal counsel.

The Board went into closed session at 11:20 a.m.

The Board came back into open session at 11:45 a.m.

Motion and vote:

Motion was made by Mr. Allard for the Board to accept proposal for decision and issue a final order consistent with the ALJ's recommendation to revoke Mr. Castaneda's educator certification as a matter of law on June 18, 2012. Second was made by Ms. Druesedow. Voting for the motion: Cain, Pogue, Bridges, Allard and Druesedow; voting against the motion: Bricker, Everest, Buckingham and McCall. The motion carries.

- 25) Docket No. 701-13-5472.EC, Texas Education Agency, Educator Leadership and Quality Division v. Deana M. Robertson; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: Suspended for the time remaining on her three-year felony community supervision, which began on September 28, 2012, until September 28, 2015

Staff Recommendation: Suspended until released from felony community supervision, but not before September 28, 2015

Ms. Dover presented the case to the Board.

Motion and vote:

Motion was made by Mr. Allard for suspended educator certification for three years from today's date until February 14, 2017. The modification from the ALJ Recommendation is necessary because the ALJ did not apply the Board's rules and policies properly. It is against Board policy for an educator to be in the classroom while on felony community supervision. Second was made by Ms. Pogue and the Board voted unanimously in favor of the motion.

- 26) Docket No. 701-12-3416.EC, Texas Education Agency, Educator Leadership and Quality Division v. Chante A. Randle; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: Revocation

Staff Recommendation: Revocation

Ms. Dover presented the case to the Board.

Motion and vote:

Motion was made by Ms. McCall to accept the Proposal for Decision and issue a final order consistent with the ALJ's recommendation of revocation. Second was made by Ms. Everest and the Board voted unanimously in favor of the motion.

- 27) Docket No. 701-13-0179.EC, Texas Education Agency, Educator Leadership and Quality Division v. Elizabeth Kiel; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: Revocation

Staff Recommendation: Revocation

Ms. Dover spoke on behalf of TEA. Mr. Thomas, attorney, appeared on behalf of Ms. Kiel.

Motion and vote:

Motion was made by Ms. Druesedow to accept the Proposal for Decision and issue a final order consistent with the ALJ's recommendations. Second by Ms. Everest and the Board voted unanimously in favor of the motion.

- 28) Docket No. 701-13-4031.EC, Martin Wade Ezell v. Texas Education Agency, Educator Leadership and Quality Division; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: Grant Teaching Certificate

Staff Recommendation: Permanent Denial of Teaching Certificate

Ms. Dover spoke on behalf of TEA. Mr. Brim, attorney, appeared on behalf of Mr. Ezell.

Dr. Simpson recused himself from this case.

Motion and vote:

Motion was made by Ms. Everest in consideration of the Proposal for Decision and issue a final order in support of the staff recommendation of Permanent Denial of Teaching Certification. This modification of sanction is permissible pursuant to Texas Government Code §2001.058(e) and is necessary because the Administrative Law Judge did not properly apply Board rules and policies. Second by Mr. Allard. Seven members voted in favor; two voted against; the motion carried.

29) Docket No. 701-13-3833, Texas Education Agency, Educator Leadership and Quality Division v. Myra Yvette Martinez; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: Permanent Revocation

Staff Recommendation: Permanent Revocation

Ms. Dover presented the case to the Board.

Motion and vote:

Motion was made by Ms. Bricker to accept the Proposal for Decision and issue a final order of permanent revocation consistent with the ALJ and Staff recommendations. Second by Ms. Pogue and the Board voted unanimously in favor of the motion.

30) Docket No. 701-14-0022, Texas Education Agency, Educator Leadership and Quality Division v. Abelardo O. Guillen; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: 6 years suspension, with the term of the suspension running concurrently with the period of community supervision

Staff Recommendation: 6 years suspension, with the term of the suspension running concurrently with the period of community supervision, beginning November 16, 2012, and ending November 15, 2018, or until such time as Respondent provides written proof of successful release from community supervision

Ms. Dover spoke on behalf of TEA. Mr. Guillen spoke on his own behalf.

Mr. Allard requested that this case be moved to closed session to obtain advice from legal counsel.

The Board went into closed session at 1:11 p.m.

The Board came back into open session at 1:45 p.m.

Motion and vote:

Motion was made by Mr. Allard to accept the Proposal for Decision and issue a final order consistent with the staff recommendations of six years suspension, with the term of the suspension running concurrently with the period of community supervision, beginning November 16, 2012, and ending November 15, 2018, or until such time as Respondent provides written proof of successful release from community supervision. Second by Ms. Everest.

Due to questions surrounding Mr. Guillen's appeal of his case, Dr. Cain recommended this case be tabled until the May 2, 2014 meeting and the Board voted unanimously in favor.

- 31) Docket No. 701-13-5662.EC, Texas Education Agency, Educator Leadership and Quality Division v. Camber Cooper; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: Reprimand and/or 2 years probated suspension

Staff Recommendation: 2 years suspension

Ms. Dover presented the case to the Board.

Motion and vote:

Motion was made by Ms. Pogue to accept the staff recommendation of a two year suspension, to begin on February 14, 2014, and a successful completion of a substance abuse treatment program. Second was made by Mr. Allard and the Board voted unanimously in favor of the motion.

III. Rehearings

- 32) Docket No. 701-11-0607.EC, Texas Education Agency, Educator Leadership and Quality Division v. Mable Caleb and Jackie Anderson; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: Reprimand and/or conditions or restrictions on her certificate that would facilitate Ms. Anderson's professional development

Staff recommendation: Issue Amended Final Order, that Ms. Anderson must submit proof of completion of thirty (30) hours of continuing education in special education by August 31, 2014. This condition to appear on her certificate, pursuant to 19 TAC §249.41(d)

Ms. Dover spoke on behalf of TEA. Mr. Fallon, attorney, appeared on behalf of Ms. Anderson.

The Board moved the case to closed session to obtain the advice of legal counsel.

The Board went into closed session at 1:55 p.m.

The Board came back into open session at 2:19 p.m.

Motion and vote:

Motion was made by Ms. Bricker for Ms. Anderson to complete 30 hours of special education continuing education by August 31, 2014. The condition of 30 hours of special education continuing education will be removed from the educator's certificate upon proof, satisfactory to TEA staff, of successful completion. Second was made by Ms. Bridges and the Board voted unanimously in favor of the motion.

- 33) Docket No. 701-13-3491.EC, Texas Education Agency, Educator Leadership and Quality Division v. Jennifer Melissa McMannis; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: 1 year suspension

Staff Recommendation: 1 year suspension

Ms. Dover spoke on behalf of TEA. Mr. Curry, attorney, appeared on behalf of Ms. McMannis.

Motion and vote:

Motion was made by Ms. Everest to accept the Proposal for Decision and issue a final order of one year suspension consistent with the ALJ and Staff recommendations. Second was made by Mr. Allard. Five members voted in favor of the motion; two voted against; motion carried.

IV. Appeals

No discussion.

- 1) Don Madden v. State Board for Educator Certification; Cause No. 03-11-00584-CV, In the Court of Appeals, Third Judicial District, Austin, Texas.
- 2) State Board for Educator Certification v. Robert D. Lange; Cause No. 03-12-00453-CV, In the Court of Appeals, Third Judicial District, Austin, Texas.
- 3) Erasmus Montalvo v. The State Board for Educator Certification and Michael Berry, The Acting Chief Executive Officer of The State Board for Educator Certification, In His Official Capacity Only; Cause No. D-1-GN-12-002991, In the 200th Judicial District Court of Travis County, Texas.
- 4) State Board for Educator Certification v. Erasmo Montalvo; Cause No. 03-13-00370-CV, In the Court of Appeals, Third Judicial District, Austin, Texas.
- 5) Barry Ryan Davis v. Texas Education Agency, Educator Certification and Standards Division; Cause No. D-1-GN-12-003413, In the 201st District Court of Travis County, Texas.

B. Pending Litigation

The Board may discuss any other litigation arising after the date of posting or reasonably contemplated as of the date of the board meeting.

None.

6. Discuss New TExES Generalist EC-6 and Generalist 4-8 Examinations and Approve Overlap Policy

Public comment was provided by Melva Cardenas.

Ms. Cook presented this item that provides the Board the opportunity to approve a two-year overlap policy related to the transition of old to new certification tests and issuance of related certificates. The new Generalist examinations will comply with HB 2012, by requiring a passing performance in each core subject area. In addition, the new test for Generalist EC-6 will include fine arts, health, and physical education, which addresses concerns that were previously raised.

Motion and vote:

Motion was made by Ms. Pogue to approve the two-year overlap policy as presented. Second was made by Ms. Bricker and the Board voted unanimously in favor of the motion.

7. Proposed New 19 TAC Chapter 229, Accountability System for Educator Preparation Programs, §229.21, Transitional Provisions

This item was presented by Mr. Byer and Ms. Nix. The proposed new rule would provide a backstop for ongoing discussion of a rewrite of 19 TAC Chapter 229, Accountability System for Educator Preparation Programs, being conducted in conjunction with the review of 19 TAC Chapter 227 and Chapter 228 required by House Bill 2012, 83rd Texas Legislature, Regular Session, 2013. Mr. Byer asked the Board to consider a date change to the 2012-2013 academic year in subsections (a) and (b) on page 8 of this item.

Motion and vote:

Motion was made by Ms. Pogue to approve proposed new 19 TAC Chapter 229, Accountability System for Educator Preparation Programs, §229.21, Transitional Provisions, as amended, to be published as proposed with the Texas Register. Second was made by Ms. Druessedow and the Board voted unanimously in favor of the motion.

8. Adoption of Proposed Revisions to 19 TAC Chapter 231, Requirements for Public School Personnel Assignments, Subchapter E, Grades 9-12 Assignments; Subchapter F, Special Education-Related Services Personnel Assignments; and Subchapter G, Paraprofessional Personnel, Administrators, and Other Instructional and Professional Support Assignments

Mr. Baxter presented this item for adoption, subject to State Board of Education review. Mr. Baxter informed the Board that no changes were recommended since the October 2014 SBEC meeting.

Motion and vote:

Motion was made by Ms. Bricker to approve for adoption, subject to State Board of Education review, the proposed revisions to 19 TAC Chapter 231, Requirements for Public School Personnel Assignments, Subchapter E, Grades 9-12 Assignments; Subchapter F, Special Education-Related Services Personnel Assignments; and Subchapter G, Paraprofessional Personnel, Administrators, and Other Instructional and Professional Support Assignments, with an effective date of 20 days after filing the adoption notice with the Texas Register. Second was made by Mr. Allard and the Board voted unanimously in favor of the motion.

9. Adoption of Proposed Amendment to 19 TAC Chapter 232, General Certification Provisions, Subchapter A, Certificate Renewal and Continuing Professional Education Requirements, §232.11, Number and Content of Required Continuing Professional Education Hours

Mr. Baxter presented this item for adoption, subject to State Board of Education review. Mr. Baxter informed the Board that no changes were recommended since the October 2013 SBEC meeting.

Motion and vote:

Motion was made by Ms. Bricker to approve for adoption, subject to State Board of Education review, the proposed amendment to 19 TAC Chapter 232, General Certification Provisions, Subchapter A, Certificate Renewal and Continuing Professional Education Requirements, §232.11, Number and Content of Required Continuing Professional Education Hours, with an effective date of 20 days after filing the adoption notice with the Texas Register. Second was made by Ms. Druesedow and the Board voted unanimously in favor of the motion.

10. Adoption of Proposed Amendment to 19 TAC Chapter 249, Disciplinary Proceedings, Sanctions, and Contested Cases, Subchapter B, Enforcement Actions and Guidelines, §249.16, Eligibility of Persons with Criminal Convictions for a Certificate under Texas Occupations Code, Chapter 53

Mr. Byer presented this item for adoption, subject to State Board of Education review. Mr. Byer informed the Board that no changes were recommended since the October 2013 SBEC meeting.

Motion and vote:

Motion was made by Ms. Pogue to approve for adoption, subject to State Board of Education review, the proposed amendment to 19 TAC Chapter 249, Disciplinary Proceedings, Sanctions, and Contested Cases, Subchapter B, Enforcement Actions and Guidelines, §249.16, Eligibility of Persons with Criminal Convictions for a Certificate under Texas

Occupations Code, Chapter 53, with an effective date of 20 days after filing the adoption notice with the Texas Register. Second was made by Ms. McCall and the Board voted unanimously in favor of the motion.

11. Review of 19 TAC Chapter 227, Provisions for Educator Preparation Candidates

Mr. Byer informed the Board that the review of these rules are a result of House Bill 2012, Section 9, 83rd Texas Legislature, Regular Session, 2013. Mr. Byer also informed the Board that this resets the four-year rule review cycle of this chapter to begin February 2014.

Motion and vote:

Motion was made by Ms. Druesedow to approve the review of 19 TAC Chapter 227, Provisions for Educator Preparation Candidates, to be published as proposed with the Texas Register. Second was made by Mr. Allard and the Board voted unanimously in favor of the motion.

12. Review of 19 TAC Chapter 228, Requirements for Educator Preparation Programs

Mr. Byer informed the Board that review of these rules are a result of House Bill 2012, Section 9, 83rd Texas Legislature, Regular Session, 2013. Mr. Byer also informed the Board that this resets the four-year rule review cycle of this chapter to begin February 2014.

Motion and vote:

Motion was made by Ms. Druesedow to approve the review of 19 TAC Chapter 228, Requirements for Educator Preparation Programs, and the review of 19 TAC Chapter 229, Accountability System for Educator Preparation Programs, to be published as proposed with the Texas Register. Second was made by Mr. Allard and the Board voted unanimously in favor of the motion.

13. Review of 19 TAC Chapter 229, Accountability System for Educator Preparation Programs

Mr. Byer informed the Board that the review of these rules will be done in conjunction with the review required by House Bill 2012, Section 9, 83rd Texas Legislature, Regular Session, 2013. Mr. Byer also informed the Board that this resets the four-year rule review cycle of this chapter to begin February 2014.

Please see item 12 for motion and vote.

14. Action on Items Discussed in Executive Session

Pursuant to section 551.102 of the Texas Government Code, any deliberation and final action on matters discussed in Executive Session must be made in an Open Meeting. For any final action that the Board discussed in Executive Session, the Board will deliberate and take its action in Open Session.

15. Proposed Revisions to Board Operating Policies and Procedures (BOPP)

Mr. Byer presented this item to the Board. On page 12, number 11 (Motions for Rehearing), section (f) there was one more reference to Board's secretary that should be changed to Administrative Liaison to the Board.

Motion and vote:

Motion was made by Ms. Pogue to approve the Board Operating Policies and Procedures (BOPP) as presented by staff. Second was made by Ms. Bricker and the Board voted unanimously in favor of the motion.

16. Review of 19 TAC Chapter 247, Educators' Code of Ethics

Mr. Byer presented this item to the Board. Mr. Byer explained that since the review of this chapter is in accordance with the SBEC rule review plan, no action was required.

17. Review of 19 TAC Chapter 250, Administration

Mr. Byer presented this item to the Board. Mr. Byer explained that since the review of this chapter is in accordance with the SBEC rule review plan, no action was required.

18. Requests from Board Members for Future Agenda Items

For April Board workshop:

Ms. Bricker: focus on setting priorities for future policy decisions; look at best practices around the state; comparison with other states regarding educator preparation and assessment

Ms. Pogue: steps involved in disciplinary cases, before they get to the Board; regarding the Board's Legislative Committee, decide where the Board is headed before the Legislature comes back in session

Dr. Simpson: discuss Sunset issues and opportunities; look at Board's and Agency's capacity to monitor the standards we are putting in place

Ms. McCall: upcoming legislation and the SBEC Sunset bill

Dr. Cain set the April 4, 2014 SBEC Workshop agenda for 9:00 a.m. with four areas of discussion:

1. Prioritizing policy opportunities
2. Legislative Committee – develop Legislative agenda
3. Disciplinary Case Process
4. Discuss Sunset Issues

19. Requests Received from the Board Since Last Meeting

None

20. Adjournment

The meeting was adjourned at 3:39 p.m.

The Board may go into closed session regarding any item on the agenda to the extent it is authorized to do so pursuant to the Texas Open Meetings Act, Texas Government Code, Chapter 551.