

STATE BOARD FOR EDUCATOR CERTIFICATION
BOARD MEETING MINUTES
June 12, 2015 at 9:00 a.m.
1701 N. Congress Ave. Room 1-104

1. Call to Order

The State Board for Educator Certification convened its meeting at 9:04 a.m. on Friday, June 12, 2015, in Room 1-104 of the William B. Travis Building, 1701 N. Congress Avenue in Austin, Texas.

Present: Dr. Cain, Mr. Berry, Mr. Leal, Ms. Bridges, Ms. Robison, Ms. Everest, Dr. Simpson, Dr. Hull, Dr. Peebles, Dr. Buckingham, Mr. Allard, Ms. McCall, Ms. Druesedow

Absent: Ms. Bricker

2. Associate Commissioner's Comments Regarding the SBEC Agenda

Mr. Franklin noted that the agenda was very full. Also noted was the fact that the SBEC board was not abolished by the 2015 Legislature. The next TEA Sunset review will be in 2025. While the Legislative session is over, we have not yet passed the veto period. There will be mention of things that have passed, but we don't yet know the final outcome. Frequently, the policy tension comes down between quality and quantity or supply and demand as we talk about our educator workforce. That is one of the most difficult balancing acts you have to perform, and I think we will see that again on some more issues here today.

3. Recognition of Samatha Morgan, Clifton ISD Teacher, Recipient of the 2014 National Milken Educator Award

Dr. Cain introduced Samatha Morgan, our 2014 Texas Milken Educator Award winner from Clifton ISD. Ms. Lopez presented some information about the Milken Family Foundation and the Milken Educator Awards. Dr. Cain presented the Milken Educator Award to Ms. Morgan.

The SBEC Board recessed at 9:15 a.m.
The SBEC Board reconvened at 9:21 a.m.

4. Public Comment

Public comment was provided by Dr. Diane Huber of iteachTexas regarding legislation passed by the Texas Legislature and proposals from TEA that will impact educator preparation programs.

5. Approval of March 27, 2015 Board Meeting Minutes

Motion and vote:

Motion was made by Dr. Hull to approve the March 27, 2015 minutes. Second was made by Ms. McCall, and the Board voted unanimously in favor of the motion.

6. Consider and Take Appropriate Action on Request to Approve New Educator Preparation Program

Dr. Miller presented a request for approval from Dallas Christian College to offer an undergraduate traditional educator preparation program.

Motion and vote:

Motion was made by Ms. Druessedow to approve Dallas Christian College Traditional Undergraduate Program (Dallas, Texas) as a new educator preparation program. Second was made by Ms. Bridges, and the Board voted unanimously in favor of the motion.

7. Consider and Take Appropriate Action on Passing Standards for Agriculture, Food, and Natural Resources, 6-12; Business and Finance, 6-12; Health Science, 6-12; and Marketing, 6-12

Dr. Miller presented a recommendation to approve a new passing standard for the Agriculture, Food, and Natural Resources, 6-12; Business and Finance, 6-12; Health Science, 6-12; and Marketing, 6-12 examinations as recommended by the standard-setting committees of educators.

Motion and vote:

Motion was made by Ms. Everest to approve the passing standards for these four new certification examinations, which will allow candidates in educator preparation programs as well as educators seeking a new content area to meet proficiency requirements for certification. Second was made by Dr. Hull, and the Board voted unanimously in favor of the motion.

8. Consider and Take Appropriate Action on Adoption of Proposed Amendments to 19 TAC Chapter 229, Accountability System for Educator Preparation Programs, §229.9, Fees for Educator Preparation Program Approval and Accountability; and Chapter 230, Professional Educator Preparation and Certification, Subchapter G, Certificate Issuance Procedures, §230.101, Schedule of Fees for Certification Services, and §230.103, E-Pay Supplemental Fee

Public Comment was provided by Scott Fikes of the Education Career Alternative Program (ECAP).

Dr. Miller presented this item to the Board. The proposed amendments would adjust certain educator certification and educator preparation program fees to more adequately cover costs and increase the equity of fees across different types of fee payers. The proposed amendments were part of recommended management action that was included in the Sunset Advisory Commission's report to the 83rd Texas Legislature, Regular Session, 2013.

Motion and vote:

Motion was made by Ms. Robison to approve for adoption, subject to State Board of Education review, the proposed amendments to 19 TAC Chapter 229, Accountability System

for Educator Preparation Programs, §229.9, Fees for Educator Preparation Program Approval and Accountability, and Chapter 230, Professional Educator Preparation and Certification, Subchapter G, Certificate Issuance Procedures, §230.101, Schedule of Fees for Certification Services, and §230.103, E-Pay Supplemental Fee, with an effective date of September 1, 2015. Second was made by Dr. Buckingham, and the Board voted unanimously in favor of the motion.

9. Consider and Take Appropriate Action on Adoption of Proposed Amendments to 19 TAC Chapter 249, Disciplinary Proceedings, Sanctions, and Contested Cases

Ms. Moriarty presented this item to the Board. The proposed amendments would modify the certified educator discipline process to clarify that the SBEC has final approval of each settlement by voting on agreed orders and that the SBEC may sanction an educator for a violation of the Texas Education Code (TEC), §22.085. Ms. Moriarty updated the Board regarding the 84th Texas Legislature's passage of legislation that could impact the proposed rules if the legislation became law. Ms. Moriarty also updated the Board regarding the public comment received regarding the proposed amendments during the public comment period.

Motion and vote:

Motion was made by Ms. Robison to postpone adoption of the proposed amendments to 19 TAC Chapter 249, Disciplinary Proceedings, Sanctions, and Contested Cases to the August SBEC meeting. Second was made by Mr. Allard, and the Board voted unanimously in favor of the motion.

10. Consider and Take Appropriate Action on Adoption of Review of 19 TAC Chapter 249, Disciplinary Proceedings, Sanctions, and Contested Cases

Ms. Moriarty presented this item to the Board as part of the four-year review cycle for all state agency rules required under Texas Government Code, §2001.039. The rules being reviewed provide procedures and requirements relating to general provisions, enforcement actions and guidelines, prehearing matters, hearing procedures, and post-hearing matters.

Motion and vote:

Motion was made by Dr. Hull to adopt the review of 19 TAC Chapter 249, Disciplinary Proceedings, Sanctions, and Contested Cases. Second was made by Ms. Everest, and the Board voted unanimously in favor of the motion.

11. Consider and Take Appropriate Action on Proposed Revisions to 19 TAC Chapter 227, Provisions for Educator Preparation Candidates

Public comment was provided by Dr. Diane Huber of iteachTexas, Sharon Fikes of ECAP, and Dr. Rae Queen of ACT San Antonio.

Dr. Miller presented this item to the Board for discussion and possible action, as requested by the Board at the March 2015 SBEC meeting.

No action was taken.

12. Consider and Take Appropriate Action on Proposed Revisions to 19 TAC Chapter 231, Requirements for Public School Personnel Assignments, Subchapter C, Grades 6-8 Assignments and Subchapter E, Grades 9-12 Assignments

Ms. Cook presented this item to the Board. The proposed revisions would clarify the appropriate credential for placement in a particular teaching assignment and ensure alignment with changes to public school curriculum.

Motion and vote:

Motion was made by Ms. Everest to approve the proposed revisions to 19 TAC Chapter 231, Requirements for Public School Personnel Assignments, Subchapter C, Grades 6-8 Assignments, and Subchapter E, Grades 9-12 Assignments, to be published as proposed with the Texas Register. Second was made by Ms. Bridges, and the Board voted unanimously in favor of the motion.

13. Consider and Take Appropriate Action on Proposed Review of 19 TAC Chapter 233, Categories of Classroom Teaching Certificates

Ms. Cook presented this item to the Board as part of the Texas Government Code, §2001.039, four-year review cycle for all state agency rules. The rules being reviewed establish the certificate categories within the certificate classes for classroom teachers.

Motion and vote:

Motion was made by Ms. Druesedow to approve the proposed review of 19 TAC Chapter 233, Categories of Classroom Teaching Certificates, to be published as proposed with the Texas Register. Second was made by Mr. Leal, and the Board voted unanimously in favor of the motion.

14. Consider and Take Appropriate Action on Proposed Review of 19 TAC Chapter 244, Certificate of Completion of Training for Appraisers

Mr. Regal presented this item to the Board as part of the Texas Government Code, §2001.039, four-year review cycle for all state agency rules. The rules being reviewed provide requirements for ensuring the certification of appraisers performing appraisals of teachers, administrators, and counselors employed in Texas public schools.

Motion and vote:

Motion was made by Ms. McCall to approve the proposed review of 19 TAC Chapter 244, Certificate of Completion of Training for Appraisers, to be published as proposed with the Texas Register. Second was made by Ms. Everest, and the Board voted unanimously in favor of the motion.

15. Consider and Take Appropriate Action on Request to Change Wiley College's 2012-2013 Accountability System for Educator Preparation Programs (ASEP) Accreditation Status

Dr. Miller presented a recommendation to approve a revision of the 2012-2013 Accountability System for Educator Preparation Programs (ASEP) Accreditation Status for Wiley College.

Motion and vote:

Motion was made by Ms. Robison to approve the revised 2012-2013 Accountability System for Educator Preparation Programs accreditation status for Wiley College as presented. Second was made by Ms. Everest, and the Board voted unanimously in favor of the motion.

16. Consider and Take Appropriate Action on Request to Approve the 2013-2014 Accountability System for Educator Preparation Programs (ASEP) Accreditation Statuses

Dr. Miller presented a recommendation to approve the 2013-2014 Accountability System for Educator Preparation Programs (ASEP) Accreditation statuses.

Motion and vote:

Motion was made by Dr. Hull to approve the 2013-2014 Accountability System for Educator Preparation Programs accreditation statuses as amended. Second was made by Mr. Leal, and the Board voted unanimously in favor of the motion.

17. Consider and Take Appropriate Action on Request for State Board for Educator Certification (SBEC) Action Related to TeacherBuilder.com, an Educator Preparation Program

Dr. Miller presented this item to the Board. Due to amendments that were made to the proposed recommendation for action related to TeacherBuilder.com, additional notice needed to be provided to TeacherBuilder.com. As a result, no action was recommended to the Board.

No action taken. Item postponed until the August 2015 meeting.

18. Consider and Take Appropriate Action on Core Subjects EC-6 and Core Subjects 4-8 Certification Exams

Public comment was provided by Dr. Elizabeth Ward, Texas Wesleyan University, Oscar Castro, representing himself, and Dr. Catheryn Weitman, Texas A&M International University.

Dr. Miller presented an update on the new Core Subjects EC-6 and Core Subjects 4-8 certification exams that have been administered since January of 2015. Dr. Miller also presented a recommendation to approve a phasing-in of passing standards for the Core Subjects exams.

Motion and vote:

Motion was made by Ms. Everest to lower the cut scores by two (2) CSEM, as presented by staff in Option 2, and use the existing test for one year. TEA staff will bring back options for new test development at the August 7, 2015 meeting. Second was made by Mr. Allard. Voted in favor: Cain, Leal, Bridges, Everest, Hull, Buckingham, Allard, McCall, Druesedow; voted against: Robison.

The Board went into Executive Session at 12:39 p.m. on items 17, 19 and 20 pursuant to the Texas Open Meetings Act, Texas Government Code, Chapter 551.

The Board reconvened in open session at 1:32 p.m.

19. Consider and Take Appropriate Action on Establishing a Board Committee to Review and Recommend Changes to the State Board for Educator Certification's Rules and Procedures Regarding the Discipline of Certified Educators

Ms. Moriarty presented this item to the Board. The item provided the SBEC an opportunity to consider the current rules, statutes and procedures that govern the SBEC's discipline of certified educators and to decide whether to establish a committee to consider issues relating to educator discipline and to consider further rulemaking regarding educator discipline. No action was taken.

20. Consider and Take Appropriate Action on Establishing a Board Committee to Review and Make Recommendations to the Full Board Regarding Agreed Educator Disciplinary Orders

Ms. Moriarty presented this item to the Board. The item provided the SBEC an opportunity to decide whether to establish a board committee to review agreed orders regarding the discipline of certified educators and make recommendations for the full SBEC board to accept, reject or amend the agreed orders.

Motion and vote:

Motion was made by Dr. Hull for the Board to retain the authority to review the agreed orders until further notice and to create a committee to review the agreed final orders, consisting of three (3) members, to be appointed by Dr. Cain. Second was made by Ms. Everest, and the Board voted unanimously in favor of the motion.

21. Pending or Contemplated Litigation, including Disciplinary Cases and Agreed Orders

Monica Moser spoke on her own behalf regarding agreed order number 64.

A. Agreed Orders

1. In the Matter of Sarah Boling
2. In the Matter of Laura Barnett Boyd
3. In the Matter of Gena Marie Brenner

5. In the Matter of Eric Paul Cannon
6. In the Matter of James Benjamin Cannon
7. In the Matter of Reynaldo Contreras
8. In the Matter of Frank Fogg
9. In the Matter of Ramey Goushey
10. In the Matter of Billy Wayne Gresham
11. In the Matter of Cristin Griffin
14. In the Matter of Wesley Levalle Jennings
15. In the Matter of Roderick Goree Johnson
16. In the Matter of Stephany Guillory Joseph
17. In the Matter of James Edward Lovern
18. In the Matter of Victor Esteban Lozoya
19. In the Matter of Krista Lee McPhail
20. In the Matter of Dennis Howard Meisinger Jr.
21. In the Matter of Jacob Myers
22. In the Matter of Consuelo Maria Parker
23. In the Matter of Abigail Sterling Parrish
24. In the Matter of James Patrick
25. In the Matter of Deidra Faye Reed
26. In the Matter of Phillip Alston Russell
27. In the Matter of Christopher Alan Sams
28. In the Matter of Daren Floyd Smith
29. In the Matter of Cynthia Carol Smithson

30. In the Matter of Robert Earl Sullivan
31. In the Matter of Quintard Taylor
32. In the Matter of Cassandra Vickers
33. In the Matter of Christopher Viens
34. In the Matter of Bradley Whitten
36. In the Matter of Piedad Ymbert
37. In the Matter of Jose Zapata
39. In the Matter of Nathan M. Hardin
40. In the Matter of Kathleen Ortega
41. In the Matter of Ronda Sue Walton
42. In the Matter of Stephanie Anne Carney
43. In the Matter of Hanna Jamie Chen
45. In the Matter of Gloria Diaz De Vargas
46. In the Matter of Angelina Lucia Gerard
47. In the Matter of Mark William Ramsey
49. In the Matter of Cynthia G. Salinas
51. In the Matter of Richard Bond
52. In the Matter of Sharon Shameka Yancy
53. In the Matter of Gregory Alan Hollas
54. In the Matter of Marc St. John Stefonowicz
55. In the Matter of Lacey A. McClendon
56. In the Matter of Harold Vance Skidmore
57. In the Matter of Gregorio Hinojosa
58. In the Matter of Jerrod Lane Baugh
60. In the Matter of Amanda McBee

61. In the Matter of Christine Cox
62. In the Matter of Jason Hopping
63. In the Matter of Oscar Garcia
65. In the Matter of Jacqueline Horn
66. In the Matter of Alison Fritz
67. In the Matter of Rocky Dale Roberts
68. In the Matter of Cathy D. Tovar
69. In the Matter of Hilary Clair Brennan
71. In the Matter of Irma Brooks

Motion and vote:

Motion was made by Mr. Leal to approve agreed final orders, numbers 1-71 as presented, except for items 4, 12, 13, 35, 38, 44, 48, 50, 59, 64, and 70. Second was made by Ms. Bridges, and the Board voted unanimously in favor of the motion, with Ms. Everest abstaining from number 40 and Dr. Hull abstaining from number 47.

Motion and vote:

Motion was made by Ms. Everest to authorize the Board Chair to sign on behalf of SBEC when an agreed final order has been amended and subsequently signed by the educator. Second was made by Ms. McCall, and the Board voted unanimously in favor of the motion.

The following agreed orders were considered individually.

4. In the Matter of Eulon Brown Jr.

Motion and vote:

Motion was made by Dr. Hull to approve the agreed final order. Second was made by Mr. Allard, and the motion carried with two members voting against.

12. In the Matter of Patricia L. Harrison

Motion and vote:

Motion was made by Dr. Hull to approve the agreed final order. Second was made by Mr. Allard, and the motion carried with one member voting against.

13. In the Matter of Arthur Hicks

Motion and vote:

Motion was made by Ms. Everest to amend the agreed final order to suspended concurrent with probation of 18 months. Second was made by Ms. Bridges, and the motion carried with one member voting against.

35. In the Matter of Randy Lee Woodring

Motion and vote:

Motion was made by Dr. Cain to approve the agreed final order with the suspension ending February 4, 2018. Second was made by Ms. Druesedow, and the motion carried with one member voting against.

38. In the Matter of Billy Vernon Neal, III

Motion and vote:

Motion was made by Dr. Cain to approve the agreed final order. Second was made by Ms. Everest, and the motion carried with one member voting against.

44. In the Matter of Denise Harper

Motion and vote:

Motion was made by Dr. Cain to amend the agreed final order to a one year suspension effective the date the order is signed. Second was made by Mr. Leal, and the Board voted unanimously in favor of the motion.

48. In the Matter of Gerald Alexander Bruton

Motion and vote:

Motion was made by Ms. Everest to amend the agreed final order to permanently revoke certification. Second was made by Mr. Leal, and the motion carried with two members voting against.

50. In the Matter of Alexis Adrianna Galvan

Motion and vote:

Motion was made by Dr. Cain to amend the agreed final order to a one year suspension effective the date the order is signed. Second was made by Mr. Leal, and the Board voted unanimously in favor of the motion.

59. In the Matter of Dianna Lynn Espinoza

Motion and vote:

Motion was made by Dr. Cain to amend the agreed final order to a one year suspension effective the date the order is signed. Second was made by Mr. Leal, and the Board voted unanimously in favor of the motion.

64. In the Matter of Monica Moser

Motion and vote:

Motion was made by Ms. Everest to approve the agreed final order. Second was made by Ms. Bridges, and the motion carried with two members voting against.

70. In the Matter of Rosario Galvan-Ortega

Motion and vote:

Motion was made by Dr. Cain to amend the agreed final order to a one year suspension beginning the date the order is signed and Dr. Cain is authorized to sign the order if the educator agrees to the amended sanction. Second was made by Mr. Leal, and the Board voted unanimously in favor of the motion.

B. No Answer Defaults

1. In the Matter of Catherine Ann Sanchez; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

2. In the Matter of Kendrick Deshun Barrett; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Permanent Revocation

3. In the Matter of Randall Earl Lyles, Sr; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Permanent Revocation

4. In the Matter of Ardell Maurice Morris; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

5. In the Matter of Charli Williams; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 4 year Suspension

6. In the Matter of Mariselda Hernandez; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

7. In the Matter of Nicolas Sanders; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Permanent Revocation

8. In the Matter of Jane Elizabeth Beall; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

9. In the Matter of Adron Willis Ming, III; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Permanent Revocation

10. In the Matter of Brittany Lenae Burks; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

12. In the Matter of Christopher Lee Smith; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 1 year Suspension

13. In the Matter of Clinton Edward Gandy; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 2 year Suspension

14. In the Matter of Tracie Elaine West; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Revocation

15. In the Matter of Kimberly M. Bossart; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

16. In the Matter of Cordney Smith; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 1 year Suspension and proof of successful completion of substance abuse treatment program

17. In the Matter of Kendall Ashley Simpson; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 4 year Suspension and proof of successful completion of substance abuse treatment program

18. In the Matter of Josey Trimmier; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 2 year Suspension and proof of successful completion of substance abuse treatment program

20. In the Matter of Phoebe Robinson Varnado; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

21. In the Matter of Cristina Naranjo; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

22. In the Matter of Chelsea Nicole Gould; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 1 year Suspension

23. In the Matter of Robert Young; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Permanent Revocation

24. In the Matter of Julie Diane Klen; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 3 year Suspension

25. In the Matter of Lanora Ann Carter; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

26. In the Matter of Felicia A. Smith; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Permanent Revocation

27. In the Matter of Lara Elizabeth Wehmeyer; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 2 year Suspension and proof of successful completion of substance abuse treatment program

28. In the Matter of Daniel Moya; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Permanent Revocation

29. In the Matter of Melissa Renee Smith a/k/a Melissa Renee West; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

30. In the Matter of Amber Shaw; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 2 year Suspension and proof of successful completion of a Classroom and Anger Management treatment program

31. In the Matter of Christopher G. Douglas; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 1 year Suspension

32. In the Matter of Chandra Chavez; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 1 year Suspension

33. In the Matter of Kimberly Hull; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 1 year Suspension

35. In the Matter of Kyle Jackson; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 1 year Suspension

36. In the Matter of Karen Anne Wagner; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

37. In the Matter of Kenneth Warren Ballinger; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 1 year Suspension

38. In the Matter of Jon-Daniel Todd; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 1 year Suspension

39. In the Matter of Brian Matthew Reppart; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 1 year Suspension

40. In the Matter of Lori Ann Schindler; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 1 year Suspension

41. Docket No. 3236-EC-1214, Texas Education Agency, Educator Leadership and Quality Division v. Shannon Dean Parks; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Permanent Revocation

43. Docket No. 3235-EC-0115, Texas Education Agency, Educator Leadership and Quality Division v. Sonia Orozco; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 3 year Suspension

44. Docket No. 3232-EC-1214, Texas Education Agency, Educator Leadership and Quality Division v. Elise Anjuli Shirid Ramson; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 2 year Suspension

Item 44 was pulled from the agenda by TEA Legal Services

45. Docket No. 8006-EC-1214, Texas Education Agency, Educator Leadership and Quality Division v. Jeremy D. Johnson; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 3 year Suspension and proof of successful completion of substance abuse treatment program

46. Docket No. 8008-EC-1214, Texas Education Agency, Educator Leadership and Quality Division v. Mallory Shawne Merryman; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Permanent Revocation

47. In the Matter of Miguel Angel Marin; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

48. In the Matter of Jaina Earnst; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: 3 year Suspension

49. In the Matter of Tonya Baker; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

51. In the Matter of Antonio De Leon; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

Motion and vote:

Motion was made by Mr. Allard to approve staff's request for issuance of default judgements and enter a final order consistent with staff's recommendation for each of the above numbered cases 1-52, except numbers 11, 19, 34, 42, 50, and 52. Second was made by Dr. Hull, and the Board voted unanimously in favor of the motion.

The following agreed orders were considered individually.

11. In the Matter of Sean Michael Kaden; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

Motion and vote:

Motion was made by Mr. Allard to issue a final order of permanent revocation. Second was made by Ms. Everest, and the Board voted unanimously in favor of the motion.

19. In the Matter of Michael Lofts; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

Motion and vote:

Motion was made by Mr. Allard to issue a final order of permanent revocation. Second was made by Ms. Druesedow, and the Board voted unanimously in favor of the motion.

34. In the Matter of Rhianna Ellis; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

Motion and vote:

Motion was made by Mr. Allard to issue a final order of permanent revocation. Second was made by Ms. Everest, and the Board voted unanimously in favor of the motion.

42. Docket No. 3239-EC-0115, Texas Education Agency, Educator Leadership and Quality Division v. Ireland Alexis Laurent a/k/a Erin Michele Lewis; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

Motion and vote:

Motion was made by Mr. Allard to issue a final order of permanent revocation. Second was made by Mr. Leal, and the Board voted unanimously in favor of the motion.

50. In the Matter of Andy Lee Parker; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

Motion and vote:

Motion was made by Mr. Allard to issue a final order of permanent revocation. Second was made by Ms. Druesedow, and the Board voted unanimously in favor of the motion.

52. In the Matter of Victor Hugo Reyna; Action to be taken: Consideration of Issuance of Default Judgment.

Staff recommendation: Revocation

Motion and vote:

Motion was made by Mr. Allard to issue a final order of permanent revocation. Second was made by Ms. Bridges, and the Board voted unanimously in favor of the motion.

C. Contested Cases

I. Proposals for Decision

1. Docket No. 701-15-0914.EC, Texas Education Agency, Educator Leadership and Quality Division v. Adam Hernandez, Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: Revocation

Staff Recommendation: Revocation

Motion and vote:

Motion was made by Mr. Allard to accept the proposal for decision and issue a final order consistent with the recommendation of revocation. Second was made by Ms. Bridges, and the Board voted unanimously in favor of the motion.

2. Docket No. 701-14-4329.EC, Texas Education Agency, Educator Leadership and Quality Division v. Monique Niccole Irwin; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: Suspension running concurrently with the period of community supervision (10 years)
Staff Recommendation: Revocation

Motion and vote:

Motion was made by Ms. Everest accept the proposal for decision and issue a final order consistent with staff's recommendation of revocation. Second was made by Mr. Allard, and the Board voted unanimously in favor of the motion.

II. Motions for Rehearing

None

D. Court Cases

I. District Court Cases

1. 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.

II. Appellate Cases

1. 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.
2. State Board for Educator Certification v. Erasmo Montalvo; Cause No. 03-13-00370-CV, In the Court of Appeals, Third Judicial District, Austin, Texas.
3. Don Madden v. State Board for Educator Certification; Cause No. 14-0532, In the Supreme Court of Texas.

The SBEC Board recessed at 3:52 p.m.

The SBEC Board reconvened at 4:03 p.m.

22. Discussion of 19 TAC Chapter 228, Requirements for Educator Preparation Programs, §228.2, Definitions, and §228.35, Preparation Program Coursework and/or Training

Public comment was provided by Dr. Robert Duke of Texas Music Educators Association (TMEA), Dr. Michele Henry of TMEA, Scott Fikes of ECAP,, Dr. Lawrence Abraham of UT Austin, Dr. Catheryn Weitman of Texas A&M International University, and written comment from Dr. Diane Huber of iteachTexas.

Dr. Miller presented this item to the Board and discussed the provisions of 19 TAC Chapter 228 that may need to be amended and/or revised due to changes in law, input from stakeholders, and recommendations from TEA staff.

23. Discussion of 19 TAC Chapter 229, Accountability System for Educator Preparation Programs, §229.2, Definitions, §229.4, Determination of Accreditation Status, and §229.5, Accreditation Sanctions and Procedures

Public comment was provided by Sharon Fikes of ECAP, Dr. Abraham of UT Austin, and written comment from Dr. Diane Huber of iteachTexas.

Dr. Miller presented this item to the Board and discussed the provisions of 19 TAC Chapter 229 that may need to be amended and/or revised due changes in law, input from stakeholders, and recommendations from TEA staff.

24. Discussion of 2014-2015 Continuing Approval Reviews of Educator Preparation Programs

Dr. Miller presented this item to the Board for discussion of the educator preparation program continuing approval review process and the results of the 2014-2015 reviews.

25. Sunset and Legislative Matters

Mr. Franklin updated the Board on the legislation related to SBEC from the 84th Regular Session of the Texas Legislature. These are just some of the high points of what to the Board will be asked to do through rule making or we will administratively be putting into place. HB 2205 is the one you will hear us talk about the most in the next six to nine months. After it goes into effect, and once the Governor makes the appointment, SBEC will be expanding to include a non-voting representative of alternative certification providers. All three of the Board's legislative recommendations went into effect through legislation. After last session, there were two conflicting provisions on setting pass standards on certification exams. They were identical, except one said the Commissioner does it and one said the (SBEC) Board does it. The Legislature clarified that to say the Commissioner sets the standard, the Board sets what the tests are, and everything else about the tests. There were several military related items you will be seeing in the future. TEA will be up for Sunset again in 2025.

26. 2015 - 2018 Rule Review Plan for State Board for Educator Certification Rules

Staff informed the Board this item was placed on the agenda for information only and in case the Board wished to discuss or take action.

27. Board Operating Policies and Procedures

Staff informed the Board this item was placed on the agenda for information only and in case the Board wished to discuss or take action.

28. Requests from Board Members for Future Agenda Items

Mr. Allard requested a future discussion about reciprocity with other states for educator certifications. (Possible March 2016 timeframe)

29. Requests Received from the Board Since Last Meeting

None.

30. Adjournment

Meeting was adjourned at 5:57 p.m.