

**Item 5:**  
**Consider and Take Appropriate Action on Request to  
Approve June 10, 2016 Board Meeting Minutes**

**ACTION**

**ASSOCIATE COMMISSIONER'S RECOMMENDATION:** I recommend that the State Board for Educator Certification:

Approve the June 10, 2016 Board meeting minutes.

**STATE BOARD FOR EDUCATOR CERTIFICATION**  
**BOARD MEETING MINUTES**  
**JUNE 10, 2016 AT 9:00 AM**  
**1701 N. CONGRESS AVE. ROOM 1-104**

**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 any of the following agenda items:**

**1. Call to Order**

The State Board for Educator Certification (SBEC) convened its meeting at 9:02 a.m. on Friday, June 10, 2016, in Room 1-104 of the William B. Travis Building, 1701 N. Congress Avenue in Austin, Texas.

Present: Dr. Cain, Mr. Allard, Ms. Bridges, Ms. Druesedow, Ms. Everest, Mr. Leal, Ms. McCall, Dr. Peebles, Dr. Simpson, Mr. Winchester

Absent: Ms. Bricker, Dr. Buckingham, Dr. Hull, Ms. Robison

**2. Associate Commissioner's Comments Regarding the SBEC Agenda**

Mr. Franklin thanked the Board Members for attending the work session the day before. Mr. Franklin introduced Martin Winchester, Deputy Commissioner of Educator Support, as the Commissioner's appointment to the SBEC as a non-voting member.

**3. Recognition: Milken Educator Award Recipient Laura Servin, Whittier MS, San Antonio ISD**

Ms. Lopez presented information about the Milken Family Foundation and the Milken Educator Awards and introduced Laura Servin, a math teacher at Whittier Middle School in the San Antonio Independent School as the 2015 Milken Educator Award for the state of Texas.

**4. Public Comment**

Public comment was provided by:  
Scott Fikes of ECAP, Ltd., Dr. Debra Price of Sam Houston State University, and Dr. Rae Queen of ACT San Antonio.

**5. Consider and Take Appropriate Action on Request to Approve April 15, 2016 Board Meeting Minutes**

**Motion and vote:**

*Motion was made by Ms. McCall to approve the April 15, 2016 minutes. Second was made by Mr. Allard, and the Board voted unanimously in favor of the motion.*

**6. Consider and Take Appropriate Action on Adoption of Review of 19 TAC Chapter 239, Student Services Certificates**

Ms. Cook presented this item to the Board. The rules being reviewed provide requirements relating to the school counselor certificate, school librarian certificate, educational diagnostician certificate, reading specialist certificate, and master teacher certificate.

Public comment was provided by Rohanna Sykes of the Texas Counseling Association, Kwame Mensah of Disability Rights Texas, and Jan Friese of TCA and Texas School Counselor Association. Written comments were provided by Dr. Lisa Wines of Lamar University.

**Motion and vote:**

*Motion was made by Ms. Everest to adopt the review of 19 TAC Chapter 239, Student Services Certificates. Second was made by Ms. Bridges, and the Board voted unanimously in favor of the motion.*

**7. Consider and Take Appropriate Action on Proposed Amendments to 19 TAC Chapter 227, Provisions for Educator Preparation Candidates, Subchapter A, Admission to Educator Preparation Programs**

Dr. Miller presented this item to the Board. The proposed amendments to 19 TAC §§227.1, 227.5, 227.10, 227.15, 227.17, 227.19, and 227.20 would include changes to provide clarification to questions that Texas Education Agency (TEA) staff has received from educator preparation programs (EPPs) and applicants to EPPs. In addition, the proposed amendments would clarify minimum standards for all EPPs, allow for flexibility, and ensure consistency among EPPs in the state.

Public comment was provided by Scott Fikes of ECAP, Ltd., Dr. Jill Marshall of UTeach, Dr. Christine Ellis of Sam Houston State University, Dr. Lawrence Abraham of UTeach Natural Sciences, Dr. Rae Queen of ACT San Antonio, and Dr. Sandra Stewart of Sam Houston State University.

**Motion and vote:**

*Motion was made by Ms. Everest to approve the proposed amendments to 19 TAC Chapter 227, Provisions for Educator Preparation Candidates, Subchapter A, Admission to Educator Preparation Programs, to be published as proposed in the Texas Register. Second was made by Ms. Druessedow, and the Board voted unanimously in favor of the motion.*

**8. Consider and Take Appropriate Action on Proposed Revisions to 19 TAC Chapter 229, Accountability System for Educator Preparation Programs**

Dr. Miller presented this item to the Board. The proposed amendments to 19 TAC §§229.1-229.9 and the repeal of 19 TAC §229.21 would include changes as the result of recent legislative changes, SBEC input, stakeholder input, and input received from staff at the TEA.

Public comment was provided by Scott Fikes of ECAP, Ltd., Dr. Jill Marshall of UTeach, Dr. Cristina Ellis of Sam Houston State University, Dr. Diann Huber of iteachTEXAS, Dr. Lawrence Abraham of UTeach Natural Sciences, Dr. Rae Queen of ACT San Antonio, Dr. Debra Price of Sam Houston State University, Janet Williams of Sam Houston State University, Dr. Sandra Stewart of Sam Houston State University, John-Peter Lund of Texas Teachers, and Dr. Elizabeth Ward of Texas Wesleyan University. Written comments were provided by Dr. Mark Shermis of University of Houston-Clear Lake and Dr. Christina Ellis of Sam Houston State University.

**Motion and vote:**

*Motion was made by Ms. Druesedow to postpone the proposed revisions to 19 TAC Chapter 229, Accountability System for Educator Preparation Programs until the August 5, 2016 meeting. Second was made by Ms. McCall, and the Board voted unanimously in favor of the motion.*

Dr. Peebles left at 12:00 p.m. and returned at 2:15 p.m.

The SBEC Board recessed at 12:30 p.m. and reconvened at 1:07 p.m.

**9. Consider and Take Appropriate Action on Request to Approve Advisory Committee for 19 TAC Chapter 239, Student Services Certificates**

Ms. Cook presented the membership of an advisory committee for Board approval, and an action plan with timeline for convening the advisory committee meetings for 19 TAC Chapter 239, Student Services Certificates. The student services certificates include School Counselor, School Librarian, Educational Diagnostician, Reading Specialist, and Master Teacher certificates.

**Motion and vote:**

*Motion was made by Ms. Everest to approve the members of the Student Services Advisory Committee as presented. Second was made by Ms. Bridges, and the Board voted unanimously in favor of the motion.*

**10. Consider and Take Appropriate Action on Request to Approve 2014-2015 Accountability System for Educator Preparation Programs (ASEP) Accreditation Status for TeacherBuilder.com**

Dr. Miller presented this item to the Board. This item provided the SBEC the opportunity to approve a 2014-2015 ASEP Accreditation Status for TeacherBuilder.com.

Public comment was provided by Rick Hill, attorney for TeacherBuilder.com.

**Motion and vote:**

*Motion was made by Ms. Everest to approve the 2014-2015 Accountability System for Educator Preparation Programs accreditation status for TeacherBuilder.com as presented. Second was made by Ms. McCall, and the Board voted unanimously in favor of the motion.*

**11. Consider and Take Appropriate Action on Request for Waiver from Certification Examination Testing Limit**

Ms. McCoy presented this item to the Board. There was one waiver application submitted to the Board requesting a waiver of the limit of four retakes of a certification examination.

1. In the Matter of Farkhanda Farooq;  
Waiver Request: Science 7-12  
Route: Certification by Examination

**Motion and vote:**

*Motion was made by Ms. Druesedow to approve the waiver request. Second was made by Mr. Allard. Voted in favor: Dr. Cain, Mr. Leal, Ms. Bridges, Mr. Allard, and Ms. Druesedow; voted against: Ms. McCall and Ms. Everest. The motion carried.*

**12. Consider and Take Appropriate Action on the Core Subjects Early Childhood-Grade 6 Certification Examination**

Ms. Cook presented this item to the Board and recommended that the Board take no action on this item.

Public comment was provided by Dr. Elizabeth Ward of Texas Wesleyan University, Dr. Elizabeth Ward on behalf of Dr. Barbara Ashmore of the University of Texas at Dallas, Janet Williams of Sam Houston State University, and Dr. Sandra Stewart of Sam Houston State University.

**Motion and vote:**

*Motion was made by Mr. Allard to approve the recommendation for the redesign of the Core Subjects EC-6 test to include only the four core subject areas: English Language Arts and Reading, Mathematics, Science, and Social Studies. There was no second and the motion died for a lack of second.*

*No action was taken.*

**13. Consider and Take Appropriate Action on Request to Approve a New Educator Preparation Program at Criswell College**

Dr. Miller presented this item to the Board. This was a request by Criswell College located in Dallas, Texas, to offer a traditional undergraduate educator preparation program to certify candidates in Core Subjects EC-6 and English as a Second Language (ESL).

**Motion and vote:**

*Motion was made by Ms. Everest to approve Criswell College (Dallas, Texas) as a new traditional undergraduate certification educator preparation program. Second was made by Mr. Allard, and the Board voted unanimously in favor of the motion.*

**14. Consider and Take Appropriate Action on Request to Approve New Class of Certificate at the University of St. Thomas**

Dr. Miller presented this item to the Board. This was a request by University of St. Thomas, an approved and accredited EPP located in Houston, Texas, to offer the Superintendent class of certificate.

**Motion and vote:**

*Motion was made by Ms. McCall to approve the superintendent class of certificate at the University of St. Thomas. Second was made by Mr. Allard, and the Board voted unanimously in favor of the motion.*

**15. Pending or Contemplated Litigation, including Disciplinary Cases****A. Defaults**

1. In the Matter of Luis Arteaga; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 Year Suspension

2. In the Matter of Juana Brinlee; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 Year Suspension

3. In the Matter of Mark Ensley; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 Year Suspension

4. In the Matter of Midge Gauntt; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 Year Suspension

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

Staff recommendation: 1 Year Suspension

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

Staff recommendation: 1 Year Suspension

7. In the Matter of Tam Thanh Ngo; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 Year Suspension

8. In the Matter of Gloria Nix; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 Year Suspension

9. In the Matter of Joy Oliver; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 Year Suspension

10. In the Matter of Ernest Reyes; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 Year Suspension

11. In the Matter of Rashida Russell; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 Year Suspension

12. In the Matter of Shelby Sanchez; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 Year Suspension

13. In the Matter of Ericka Thomas; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 Year Suspension

14. In the Matter of Mark Wurtzel; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 Year Suspension

15. In the Matter of Amarylli Yu Asensi; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 Year Suspension

16. In the Matter of Gary Thomas Bohnert; 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

17. In the Matter of Stanton Broussard; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Revocation

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

Staff recommendation: Revocation

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

Staff recommendation: Revocation

20. In the Matter of Shanna Dick; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Revocation

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

Staff recommendation: Revocation

22. In the Matter of Monte Hodge; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Permanent Revocation

24. In the Matter of Douglas Bruce Lutz; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Permanent Revocation

25. In the Matter of Tanya Meador; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Permanent Revocation

26. In the Matter of Phillip Saenz; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Permanent Revocation

27. In the Matter of Ellen Wermeling; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Permanent Revocation

28. In the Matter of Ashley Nicole Zarate; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Permanent Revocation

**Motion and vote:**

*Motion was made by Ms. Everest to approve staff's request for issuance of default judgments and to enter a final order consistent with staff's recommendation for each of the above numbered cases 1-28, excluding case 23. Second was made by Ms. Druesedow, and the Board voted unanimously in favor of the motion.*

**The following defaults were pulled from the agenda by TEA Legal (no action taken):**

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

Staff recommendation: Permanent Revocation

**SOAH Default**

1. In the Matter of Tyler Coker; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Permanent Revocation

Pulled from the agenda by TEA Legal (no action taken).

**B. Contested Cases****I. Proposals for Decision**

1. Docket No. 701160875.EC, Texas Education Agency, Educator Leadership and Quality Division v. John Rivera; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: No disciplinary action be taken

Staff Recommendation: Accept ALJ Recommendation

Mr. Crabtree spoke on behalf of TEA. Mr. Enoch, attorney, spoke on behalf of Mr. Rivera.

**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 recommendation of no disciplinary action be taken. Second was made by Mr. Allard, and the Board voted unanimously in favor of the motion.*

2. Docket No. 701162664.EC, Texas Education Agency, Educator Leadership and Quality Division v. Rickie Sadberry; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: 1 Year Suspension

Staff Recommendation: Accept ALJ Recommendation

Ms. Gokhale spoke on behalf of TEA. Mr. Sadberry spoke on his own behalf, and Mr. Mills, attorney, spoke on behalf of Mr. Sadberry.

**Motion and vote:**

*Motion was made by Mr. Allard to issue an unscripted reprimand. Second was made by Ms. McCall. Voted for: Ms. Bridges, Ms. Everest, Mr. Allard, and Ms. McCall; voted against: Mr. Leal, Ms. Druesedow, and Dr. Cain. The motion carried.*

3. Docket No. 701161826.EC, Texas Education Agency, Educator Leadership and Quality Division v. Hermunth Shiimi; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: Revocation

Staff Recommendation: Permanent Revocation

Mr. Crabtree spoke on behalf of TEA. Mr. Brim, attorney, spoke on behalf of Mr. Shiimi.

**Motion and vote:**

*Motion was made by Mr. Leal to adopt the Proposal for Decision including Findings of Fact Nos. 1 - 30 and Conclusions of Law Nos. 1 – 9, and move that the Board modify Conclusion of Law No. 10 as follows:*

10. *Hermunth Shiimi's educator certification should be PERMANENTLY REVOKED.*

*This modification is permissible pursuant to Texas Government Code Section 2001.058(e) and is necessary because the Administrative Law Judge did not properly apply Board rules and policies.*

*The Administrative Law Judge found that Mr. Shiimi had solicited a minor for sexual conduct and a romantic relationship.*

*As provided in 19 Texas Administrative Code §249.17(d)(2), currently at §249.17(h)(2), "the SBEC shall permanently revoke the teaching certificate of any educator...if, after a contested case hearing, it is determined that the educator or applicant...solicited any sexual contact or romantic relationship with a student or minor."*

*Therefore, the appropriate penalty in this case is permanent revocation.*

*Second was made by Ms. Everest, and the Board voted unanimously in favor of the motion.*

4. Docket No. 701161423.EC, Texas Education Agency, Educator Leadership and Quality Division v. Christopher Hackett; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: Inscribed or Non-Inscribed Reprimand

Staff Recommendation: 3 Year Suspension

Mr. Duncan spoke on behalf of TEA. Mr. Luong, attorney, spoke on behalf of Mr. Hackett.

**Motion and vote:**

*Motion was made by Ms. Druesedow to adopt the Proposal for Decision including Findings of Fact Nos. 1 - 35 and Conclusions of Law Nos. 1 – 14, and move that the Board modify Conclusion of Law No. 15 as follows:*

*15. Christopher Hackett's educator certification should be SUSPENDED for three (3) years.*

*This modification is permissible pursuant to Texas Government Code Section 2001.058(e) and is necessary because the Administrative Law Judge did not properly apply Board rules and policies.*

*The Administrative Law Judge determined that Mr. Hackett had pled guilty to felony theft, received three years deferred adjudication, and was subject to sanction by the SBEC because his actions violated SBEC rules and the Educators' Code of Ethics.*

*Under 19 Texas Administrative Code 249.17(e), the sanction for a contested case involving a felony is no less than suspension for a period equal to the term of deferred adjudication but beginning from the date of the final board decision.*

*Because teachers hold a unique position of public trust with almost unparalleled access to the hearts and minds of impressionable students, the conduct of an educator must be held to the highest standard.*

*Due to the seriousness of Mr. Hackett's felony-level crime, Mr. Hackett's educator certificate should be suspended for three years.*

*Second was made by Mr. Leal, and the Board voted unanimously in favor of the motion.*

Mr. Leal left at 3:42 p.m.

5. Docket No. 701162304.EC, Texas Education Agency, Educator Leadership and Quality Division v. Cody Dickson; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: Revocation

Staff Recommendation: Permanent Revocation

Mr. Duncan spoke on behalf of TEA.

**Motion and vote:**

*Motion was made by Mr. Allard to adopt the Proposal for Decision including Findings of Fact Nos. 1 - 9 and Conclusions of Law Nos. 1 - 9, and move that the Board modify Conclusion of Law No. 10 as follows:*

10. *Cody Dickson's educator certification should be PERMANENTLY REVOKED.*

*This modification is permissible pursuant to Texas Government Code Section 2001.058(e) and is necessary because the Administrative Law Judge did not properly apply Board rules and policies.*

*As provided in 19 Texas Administrative Code §249.17(d), currently at §249.17(h), the SBEC shall permanently revoke the certificate of an educator who has solicited or engaged in a romantic or sexual relationship with a student or minor.*

*The Administrative Law Judge found that Mr. Dickson had "solicited and engaged in a romantic relationship with the minor student" in Finding of Fact 7, and that Mr. Dickson had violated the SBEC rules and the Educators' Code of Ethics in Conclusions of Law 7-9.*

*Due to these determinations by the Administrative Law Judge, the appropriate penalty is permanent revocation, in keeping with the requirements of 19 Texas Administrative Code §249.17(h).*

*Second was made by Ms. McCall, and the Board voted unanimously in favor of the motion.*

## **II. Motions for Rehearing**

None.

## **C. Court Cases**

For information. No action taken.

### **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 201<sup>st</sup> District Court of Travis County, Texas.
2. Leo Joseph Tran v. Texas Education Agency, Educator Certification and Standards Division; Cause No. D-1-GN-16-001802, In the 126<sup>th</sup> 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. 16-0106, In the Supreme Court for the State of Texas.

**16. Discussion of Proposed Amendments to 19 TAC Chapter 228, Requirements for Educator Preparation Programs**

Dr. Miller presented this item to the Board. This item provided the SBEC the opportunity to discuss possible amendments to the rules as the result of recent legislative changes, SBEC input, stakeholder input, and input received from staff at TEA.

Public comment was provided by: Dr. Robert Spina of Lamar University, Dr. Jill Marshall of UTeach, Dr. Christina Ellis of Sam Houston State University, Dr. Diann Huber of iteachTEXAS, Dr. Lawrence Abraham of UTeach Natural Sciences, Dr. Rae Queen of ACT San Antonio, Dr. Debra Price of Sam Houston State University, Dr. Sandra Stewart of Sam Houston State University, Gilbert Gomez of South Texas Transitions to Teaching, John-Peter Lund of Texas Teachers, and Dr. Elizabeth Ward of Texas Wesleyan University. Written comments were provided by Eliza Saenz of Lamar University, Cynthia Cummings of Lamar University, and Dr. Beth Malach of UT Austin.

No action taken.

**17. Discussion of Proposed Revisions to 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter A, General Provisions; Subchapter B, General Certification Requirements; Subchapter D, Types and Classes of Certificates Issued; Subchapter E, Educational Aide Certificate; Subchapter F, Permits; Subchapter G, Certificate Issuance Procedures; and Subchapter H, Texas Educator Certificates Based on Certification and College Credentials from Other States or Territories of the United States**

Ms. Cook presented this item to the Board. This item provided the SBEC the opportunity to discuss proposed revisions to the rules as the result of SBEC board input, stakeholder input, and input received from staff at TEA. Chapter 230 serves as a foundation for the practices and procedures related to educator preparation and certification.

Public comment was provided by Kate Kuhlmann of ATPE. Written comments were provided by Dr. Jill Marshall of UTeach and Dr. Christina Ellis of Sam Houston State University.

No action taken.

**18. Discussion of Proposed Revisions to 19 TAC Chapter 231, Requirements for Public School Personnel Assignments, Subchapter D, Electives, Disciplinary Courses, Local Credit Courses, and Innovative Courses, Grades 6-12 Assignments, Subchapter E, Grades 9-12 Assignments, and Subchapter F, Special Education-Related Services Personnel Assignments**

Ms. Cook presented this item to the Board. This item provided the SBEC the opportunity to discuss the proposed revisions to the rules that would identify the appropriate credential for placement in a particular teaching assignment, incorporate courses approved by the State Board of Education (SBOE), and provide guidance to districts regarding best practices for hiring and placement of educators since the federal requirements for highly qualified and No

Child Left Behind are no longer in place for classroom teaching assignments effective with the 2016-17 school year.

No action taken.

**19. Discussion of Proposed Amendments to 19 TAC Chapter 233, Categories of Classroom Teaching Certificates**

Ms. Cook presented this item to the Board. This item provided the SBEC the opportunity to discuss proposed amendments that would update the list of courses eligible to be taught with these certificates, identify any additional requirements to obtain certification, and establish a new Dance: Grades 6-12 certificate.

No action taken.

**20. Discussion of Proposed Amendments to 19 TAC Chapter 247, Educators' Code of Ethics**

Ms. Moriarty presented this item to the Board. This item provided the SBEC the opportunity to discuss proposed amendments that would implement the Every Student Succeeds Act (ESSA) and would make it a violation of the Educators' Code of Ethics for an educator to be intoxicated on school property or during school activities when students are present.

No action taken.

**21. Discussion of Proposed Amendments to 19 TAC Chapter 249, Disciplinary Proceedings, Sanctions, and Contested Cases, Subchapter B, Enforcement Actions and Guidelines, §249.14, Complaint, Required Reporting, and Investigation; Investigative Notice; Filing of Petition; and §249.17, Decision-Making Guidelines**

Ms. Moriarty presented this item to the Board. This item provided the SBEC the opportunity to discuss proposed amendments that would align the rule on superintendent reporting to SBEC with changes to the Texas Education Code (TEC), §21.006, as a result of House Bill (HB) 1783, 84th Texas Legislature, Regular Session, 2015. The proposed amendment to §249.14(h) would include inappropriate communications with a student and inappropriate educator-student relationships and boundaries to the behaviors by an educator toward students that qualify as "Priority 1" conduct for purposes of investigation priority, investigative notices, and sanction authority. The proposed amendment to 19 TAC §249.17 would create a mandatory minimum sanction for an educator who tests positive for, possesses, or is under the influence of drugs or alcohol on campus and would require permanent revocation for educators who abuse students without justification.

Public comment was provided by Julie Leahy of Texas Classroom Teachers Association.

No action taken.

Dr. Simpson left at 5:46 p.m.

**22. Board Operating Policies and Procedures (BOPP)**

For information only.

**23. 2015 - 2018 Rule Review Plan for State Board for Educator Certification Rules**

For information only.

**24. Requests from Board Members for Future Agenda Items**

There were requests to look at the BOPP regarding the length of time spent on public comment at board meetings and to discuss the SBEC meeting agenda content and formatting.

**25. Requests Received from the Board Since Last Meeting**

None.

**26. Adjournment**

The meeting adjourned at 6:12 p.m.