

**State Board of Education
Summary of Action Items
September 11, 2015**

Student Performance

The Communications Arts High School Ballet Folklorico and the Stevens High School Ballet Folklorico from San Antonio's Northside Independent School District and the Brackenridge High School Mariachi Aguila from San Antonio ISD performed for the State Board of Education.

Staff Contact: Questions about this item should be directed to the Division of Communications and State Board of Education Support at (512) 463-9000.

Invited Guest National Teacher of the Year, Ms. Shanna Peeples

Shanna Peeples, the 2015 National and Texas Teacher of the Year, offered her insights on the importance of the teaching profession and her experiences as the national spokesperson for the profession.

Staff Contact: Questions about this item should be directed to the Division of Communications and State Board of Education Support at (512) 463-9000.

1. Resolutions and Presentations

The board presented 16 outstanding school volunteers with the Heroes for Children award. The recipients are Joe Ramirez of the Socorro Independent School District (ISD); Kenneth Parks of Brownsville ISD; Raul (T.J.) Tijerina of Edinburg Consolidated ISD; Kim Hadaway of Galena Park ISD; Nancy Andrus of Wimberley ISD; Julie Stevens of Klein ISD; Marilyn Kingman of Barbers Hill ISD; Bill and Jane Barnes of Conroe ISD; Valarie Said of Texarkana ISD; Bonita Henderson of Killeen ISD; Julie Enlow of Weatherford ISD; Jennifer Sanchez of Prosper ISD; Deborah Cannon of Harmony Science Academy in Grand Prairie; Jennifer Kampermann of Midway ISD; and Orlanda Lopez of Amarillo ISD.

Staff Contact: Questions about this item should be directed to the Division of Communications and State Board of Education Support at (512) 463-9000.

2. Approval of Consent Agenda

Any agenda item may be placed on the Consent Agenda by any State Board of Education committee.

(1) Per Capita Apportionment Rate for the 2015-2016 School Year (Committee on School Finance/Permanent School Fund)

The board approved setting a per capita apportionment rate for the 2015-2016 school year at \$176.437 based on an estimate of the amount available for expenditures from the Permanent School Fund.

Staff Contact: Questions about this item should be directed to the State Funding Division at (512) 463-9238.

(2) Ratification of the Purchases and Sales of the Investment Portfolio of the Permanent School Fund for the Months of June and July 2015 (Committee on School Finance/Permanent School Fund)

The board approved the purchases and sales of investments executed in the portfolio of the Permanent School Fund (PSF) for the months of June and July 2015 in the amounts of \$1,279,404,264 and \$1,289,786,472 respectively.

Staff Contact: Questions about this item should be directed to the Office of the Permanent School Fund at (512) 463-9169.

(3) Determination as to Whether Transfers May be Made from the Permanent School Fund to the Available School Fund (Committee on School Finance/Permanent School Fund)

The board approved a distribution of \$1.056 billion for fiscal year 2016 from the PSF to the Available School Fund, as permitted under Article VII, §5(a)(2) of the Texas Constitution.

Staff Contact: Questions about this item should be directed to the Office of the Permanent School Fund at (512) 463-9169.

**(4) Decision on Real Estate Investments
(Committee on School Finance/Permanent School Fund)**

The board approved executing an agreement with GreenOak Asia GP II, L.P., necessary to make an investment commitment of up to \$50 million in GreenOak Asia (USD) II, L.P., a U.S. dollar-denominated fund, and also approved a relationship between GreenOak and Hodes Weill Securities, LLC, after determining it met the standards of 19 TAC Chapter 33, Section 9 (j)(5).

The board also gave approval for a one-time waiver of the PSF Real Estate Investment Policy Statement and authorized an amount of up to \$50 million, excluding reserves, for a potential real estate co-investment with an existing PSF investment manager.

Staff Contact: Questions about this item should be directed to the Office of the Permanent School Fund at (512) 463-9169.

**(5) Permanent School Fund Private Equity Program Structure
(Committee on School Finance/Permanent School Fund)**

The board approved selection of a non-discretionary advisory model as presented by NEPC for phase III of the private equity program, and to contract with Neuberger Berman LLC for a discretionary separate account to invest in private equity co-investments and secondaries; and also for non-discretionary advisory services for primary private equity investments for phase III of the private equity program.

Staff Contact: Questions about this item should be directed to the Office of the Permanent School Fund at (512) 463-9169.

**(6) Recommendation for Appointments to the Fort Sam Houston Independent School District Board of Trustees
(Committee on School Initiatives)**

The board approved the appointments of Rebekah K. Sanchez, Willie E. White Jr, and Andrea Nicholas to the board of trustees of the Fort Sam Houston Independent School District for two-year terms from Sept. 11, 2015 to Sept. 10, 2017.

Staff Contact: Questions about this item should be directed to the Division of School Governance at (512) 463-9623.

**ITEMS FOR ACTION BY THE FULL SBOE
(COMMITTEE OF THE FULL BOARD)**

**3. Proposed New 19 TAC Chapter 130, Texas Essential Knowledge and Skills for Career and Technical Education
(Second Reading and Final Adoption)**

The board approved for second reading and final adoption new or revised Texas Essential Knowledge and Skills for “Batch C” Career and Technical Education courses. This includes a number of new career and technical education (CTE) practicum courses, a new Advanced Marketing course, and several automotive technology courses. The proposal would add new second-level practicum courses in 19 TAC §§130.32, 130.68-130.72, 130.117-130.122, 130.144, 130.166, 130.211, 130.234, 130.262, 130.263, 130.285, 130.313, 130.314, 130.343, 130.367, 130.388, 130.419, 130.465, and 130.466. It would also add a new Advanced Marketing course in 19 TAC §130.389 and new automotive technology courses in 19 TAC §§130.445-130.459. The implementation date for the changes is the 2017-2018 school year.

Staff Contact: Questions about this item should be directed to the Curriculum Division at (512) 463-9581.

4. Approval of Texas Certificate of High School Equivalency Exam Request for Proposals

The board approved the Texas Certificate of High School Equivalency Request for Proposals (RFP) document, as amended. Board member Marisa Perez recused herself from the decision.

Staff Contact: Questions about this item should be directed to the Federal and State Education Policy Division at (512) 936-6060.

5. Proposed Amendments to Proclamation 2017 of the State Board of Education Advertising for Bids for Instructional Materials

The board approved amendments to Proclamation 2017. The amendments included a requirement for a third-party audit of electronic instructional materials to verify compliance with federal accessibility laws. The subjects and courses included in Proclamation 2017 are career and technical education, languages other than English, Special Topics in Social Studies, Statistics, and Algebraic Reasoning. The adoption of materials submitted in response to Proc-

lamation 2017 is scheduled for November 2016 and school districts and open-enrollment charter schools are scheduled to begin using the materials adopted under the proclamation in school year 2017-2018.

Staff Contact: Questions about this item should be directed to the Division of Instructional Materials and Educational Technology at (512) 463-9601.

COMMITTEE ON INSTRUCTION

- 6. Proposed Amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter C, Other Provisions, §74.24, Credit by Examination, and §74.26, Award of Credit (Second Reading and Final Adoption)**

The board approved for second reading and final adoption proposed amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter C, Other Provisions, §74.24, Credit by Examination, and §74.26, Award of Credit. The proposal will amend existing requirements to provide additional support and flexibility for students who are homeless or in foster care in meeting high school graduation requirements.

Staff Contact: Questions about this item should be directed to the Curriculum Division at (512) 463-9581.

- 7. Proposed Repeal of 19 TAC Chapter 117, Texas Essential Knowledge and Skills for Fine Arts, Subchapter A, Elementary, Subchapter B, Middle School, and Subchapter C, High School (Second Reading and Final Adoption)**

The board approved for second reading and final adoption the proposed repeal of 19 TAC Chapter 117, Texas Essential Knowledge and Skills for Fine Arts, Subchapter A, Elementary, Subchapter B, Middle School, and Subchapter C, High School. The proposed repeal would remove the Texas Essential Knowledge and Skills (TEKS) adopted effective in 1998 for Kindergarten-Grade 8 and high school fine arts and related implementation language, which were superseded by Subchapters D, E, and F of this chapter at the beginning of the 2015-2016 school year.

Staff Contact: Questions about this item should be directed to the Curriculum Division at (512) 463-9581.

8. **Proposed Repeal of 19 TAC Chapter 111, Texas Essential Knowledge and Skills for Mathematics, Subchapter C, High School, §§111.31-111.37, and Subchapter D, Other High School Mathematics Courses, §111.52, Independent Study in Mathematics (One-Half to One Credit) (Second Reading and Final Adoption)**

The board approved for second reading and final adoption the proposed repeal of 19 TAC Chapter 111, Texas Essential Knowledge and Skills for Mathematics, Subchapter C, High School, §§111.31-111.37, and Subchapter D, Other High School Mathematics Courses, §111.52, Independent Study in Mathematics (One-Half to One Credit). The proposed repeal removes the Texas Essential Knowledge and Skills (TEKS) for high school mathematics courses and related implementation language, which were superseded by 19 TAC §§111.38-111.45 at the beginning of the 2015-2016 school year.

Staff Contact: Questions about this item should be directed to the Curriculum Division at (512) 463-9581.

9. **Proposed Repeal of 19 TAC Chapter 102, Educational Programs, Subchapter A, Grants, §102.1, State Engineering and Science Recruitment Fund (SENSR) Grant Program (Second Reading and Final Adoption)**

The board approved for second reading and final adoption the proposed repeal of 19 TAC Chapter 102, Educational Programs, Subchapter A, Grants, §102.1, State Engineering and Science Recruitment Fund (SENSR) Grant Program. The repeal removes language related to the SENSR Grant Program adopted to be effective in 2006. The rule's authorizing statute was repealed by Senate Bill (SB) 215, 83rd Texas Legislature, Regular Session, 2013.

Staff Contact: Questions about this item should be directed to the Curriculum Division at (512) 463-9581.

COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND

10. **Proposed Amendment to 19 TAC Chapter 33, Statement of Investment Objectives, Policies, and Guidelines of the Texas Permanent School Fund, Subchapter A, State Board of Education Rules, §33.65, Bond Guarantee Program for School Districts (Second Reading and Final Adoption)**

At second reading and final adoption, the board approved amendments to the

rules on the Bond Guarantee Program modifying the definition of nationally recognized investment rating firms and adding language allowing for bonds used to construct student and teacher housing to be eligible for the guarantee of new money only if it is an integral part of the educational mission of the school district as determined by the commissioner.

The board increased the multiplier used for calculating bond guarantee capacity from 3 to 3.25 and requested the commissioner revisit his rules addressing the formula used to determine the reserve fund that is set aside to protect against defaults.

Because the amendments were approved by less than two-thirds majority, the rules will be effective beginning with the next school year.

Staff Contact: Questions about this item should be directed to the State Funding Division at (512) 463-9238.

11. Proposed Amendment to 19 TAC Chapter 33, Statement of Investment Objectives, Policies, and Guidelines of the Texas Permanent School Fund, Subchapter A, State Board of Education Rules, §33.67, Bond Guarantee Program for Charter Schools
(Second Reading and Final Adoption)

The board approved an amendment that modifies the definition of nationally recognized investment rating firm and requires firms that rate charter schools for the Bond Guarantee Program to have at least one previous charter school rating before being approved. The amendments also provide that guaranteed bonds may be used for student and teacher housing if the proposed housing is contemplated in the charter application and the housing is an essential and integral part of the educational program included in the charter contract. The amendment requires the commissioner to maintain a 5.0 percent reserve so that charter school guarantees do not exceed capacity as the value of the fund changes and new guarantees in process are issued.

Staff Contact: Questions about this item should be directed to the State Funding Division at (512) 463-9238.

COMMITTEE ON SCHOOL INITIATIVES

12. **Review of 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**

The board took no action on rules by the State Board for Educator Certification (SBEC) that would revise 19 TAC Chapter 231, Requirements for Public School Personnel Assignments, Subchapter C, Grades 6-8 Assignments, and Subchapter E, Grades 9-12 Assignments. The amendments clarify the appropriate credential for placement in a particular teaching assignment.

The SBOE, under Texas law, may only veto proposed SBEC rules or take no action, which effectively endorses the SBEC proposal.

Staff Contact: Questions about this item should be directed to the Department of Educator Leadership and Quality at (512) 936-9831.

13. **Review of Proposed Amendments to 19 TAC Chapter 249, Disciplinary Proceedings, Sanctions, and Contested Cases**

The board reviewed, and took no action on the SBEC rule actions that amend 19 TAC Chapter 249, Disciplinary Proceedings, Sanctions, and Contested Cases. The amendments clarify requirements for superintendents reporting the resignation of educators when there is evidence of educator wrongdoing and also clarify that the SBEC may sanction an educator for a violation of the Texas Education Code (TEC), §22.085. The amendments would also modernize and clarify the description of the procedures SBEC follows for final orders and make minor corrections to statutory citations.

The SBOE, under Texas law, may only veto proposed SBEC rules or take no action, which effectively endorses the SBEC proposal.

Staff Contact: Questions about this item should be directed to the Department of Educator Leadership and Quality at (512) 936-9831.

14. **Long-Range Plan for Public Education**

No action was taken on this item.

Staff Contact: Questions about this item should be directed to the Division of Communications and State Board of Education Support at (512) 463-9000.

15. Acceptance of Gifts and Donations for the Long-Range Plan on Public Education

The board received an update, but took no action, regarding the possibility of private funding for the development of a long-range plan on public education.

Staff Contact: Questions about this item should be directed to the Division of Communications and State Board of Education Support at (512) 463-9000.