

**Report of the State Board of Education  
Committee of the Full Board  
November 18, 2015**

The State Board of Education Committee of the Full Board met at 9:05 a.m. on Wednesday, November 18, 2015, in the State Board of Education Room, #1-104, of the William B. Travis Building, 1701 N. Congress Avenue, Austin, Texas. All members of the committee were present, as follows:

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

**Public Testimony**

This item provides an opportunity for the public to present testimony at the time the related item comes up for committee discussion or action. The procedures for registering and taking public testimony at State Board of Education committee meetings and general board meetings are provided at [http://tea.texas.gov/About\\_TEA/Leadership/State\\_Board\\_of\\_Education/SBOE\\_Meetings/SBOE\\_Operating\\_Rules\\_Amended\\_4-17-15/](http://tea.texas.gov/About_TEA/Leadership/State_Board_of_Education/SBOE_Meetings/SBOE_Operating_Rules_Amended_4-17-15/) or in the information section (yellow pages) of the agenda.

The Committee of the Full Board heard public testimony on agenda items numbers 2, 3, 5, 6, 8, and 10. Information regarding the individuals who presented public testimony is included in the discussion of that item.

**DISCUSSION ITEM**

**1. Commissioner’s Comments**  
(Board agenda page I-109)

In his last appearance before the State Board of Education, Commissioner of Education Michael Williams said he has enjoyed heading the Texas Education Agency but said it is time for him to go home to Arlington. He told the board that he hopes the state maintains a rigorous testing and accountability system that recognizes high performing schools and identifies low performing schools. When asked, the commissioner encouraged the board to give immediate effect to changes in the Bond Guarantee Program because it would make it possible for the Permanent School Fund to back more charter bonds, saving those schools money. Numerous board members complimented the commissioner on his tenure at TEA, and the board and audience gave the commissioner a standing ovation.

**ACTION ITEMS**

**2. Action on Earlier Effective Date of Adopted Amendment to 19 TAC §33.65, Bond Guarantee Program for School Districts**  
(Board agenda page I-1)  
[Official agenda item #3]

Public testimony was provided by the following individuals.

NAME: Thomas A. Sage  
AFFILIATION: Texas Charter School Association

NAME: Jennifer Wilson  
AFFILIATION: Life School

NAME: Karalei Nunn  
AFFILIATION: Meridian World School

NAME: John Murphy  
AFFILIATION: KIPP Houston Public Schools

NAME: David Dunn  
AFFILIATION: Texas Charter Schools Association

Lisa Dawn-Fisher, associate commissioner of school finance and chief school finance officer, gave an overview of the earlier effective date of the Bond Guarantee Program for schools. Dr. Dawn-Fisher and Von Byer, general counsel, answered questions from the committee.

**MOTION:** *It was moved by Mr Bradley and seconded by Mr. Mercer to recommend that the State Board of Education specify an earlier effective date for the adopted amendment to 19 TAC §33.65, Bond Guarantee Program for School Districts. The effective date would be January 1, 2016.*

**MOTION AND VOTE:** *It was moved by Mr. Maynard, seconded by Mr. Ratliff, and carried unanimously to amend the motion by changing the effective date to February 1, 2016.*

**VOTE:** *A vote was taken on the motion to recommend that the State Board of Education specify an earlier effective date for the adopted amendment to 19 TAC §33.65, Bond Guarantee Program for School Districts, as amended. The motion carried unanimously.*

**3. Review of Proposed Amendment to 19 TAC Chapter 242, Superintendent Certificate, §242.20, Requirements for the Issuance of the Standard Superintendent Certificate**

(Board agenda page I-13)

[Official agenda item #4]

NAME: Catheryn J. Weitman  
AFFILIATION: Texas A&M International University, College of Education

NAME: Johnny Veselka  
AFFILIATION: Texas Association of School Administration

NAME: Stacey Edmonson  
AFFILIATION: Texas Association of Colleges of Teacher Education

NAME: Peter D. Pape  
AFFILIATION: Self

NAME: Patty Quinzi  
AFFILIATION: Texas American Federation of Teachers

NAME: Paige Williams  
AFFILIATION: Texas Classroom Teachers Association

NAME: Monty Exter  
AFFILIATION: Association of Texas Professional Educators

NAME: Grover Campbell  
AFFILIATION: Texas Association of School Boards

**MOTION AND VOTE:** *It was moved by Mr. Ratliff and seconded by Ms. Hardy to recommend that the State Board of Education reject the proposed amendment to 19 TAC Chapter 242, Superintendent Certificate, §242.20, Requirements for the Issuance of the Standard Superintendent Certificate. The motion carried by a 10 to 5 vote.*

At 11:26 a.m., the Committee of the Full Board took a break. The committee reconvened at 11:37 a.m.

#### **DISCUSSION ITEM**

- 4. Review of 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter A, General Provisions, Subchapter B, State Adoption of Instructional Materials, and Subchapter C, Local Operations**  
(Board agenda page I-111)

Kelly Callaway, instructional materials and educational technology division director, explained that Texas Government Code, §2001.039, establishes a four-year rule review cycle for all state agency rules, including State Board of Education (SBOE) rules. The item was an opportunity for review of the Chapter 66 rules on the adoption and distribution of instructional materials.

#### **ACTION ITEMS**

- 5. Proposed Revisions to 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter A, General Provisions, Subchapter B, State Adoption of Instructional Materials, and Subchapter C, Local Operations**  
(First Reading and Filing Authorization)  
(Board agenda page I-19)  
[Official agenda item #5]

Public testimony was provided by the following individuals:

NAME: Kellie Skarda  
AFFILIATION: Instructional Materials Coordinators' Association of Texas (IMCAT)

NAME: Col. Roy White  
AFFILIATION: Self

Monica Martinez, associate commissioner for standards and programs, explained that the proposed revisions would update and clarify the process for the review, adoption, and distribution of instructional materials, including the repeal of certain subsections in order to reorganize the chapter and to remove provisions that are no longer necessary.

**MOTION:** *It was moved by Mr. Rowley and seconded by Mrs. Melton-Malone to recommend that the State Board of Education renumber §66.32 as §66.39 and approve for first reading and filing authorization proposed revisions to 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter A, General Provisions, Subchapter B, State Adoption of Instructional Materials, and Subchapter C, Local Operations.*

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Mr. Allen, and carried to recommend that the State Board of Education amend proposed §66.15(f)(2)(C), to read as follows:*

“(C) failure to correct a factual error identified and required by the SBOE prior to the adoption of the instructional material.”

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Dr. Dominguez, and carried unanimously to recommend that the State Board of Education add new §66.15(j)(3), to read as follows:*

“(3) no publisher shall be subject to a fine if the publisher delivers the adopted instructional materials within 45 days of the date of order, or if the order was placed by the school district or open-enrollment charter school less than 45 days prior to the date of expected delivery.”

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Mr. Maynard, and carried unanimously to recommend that the State Board of Education amend proposed §66.15(b) and (c), to read as follows:*

“(b) The SBOE may assess an administrative penalty against a publisher or manufacturer who violates the TEC, §31.151(a)(1), or a rule implementing that provision, including assessing an administrative penalty against a publisher or manufacturer who offers an instructional material in this state at a higher price than that offered to any other state, public school, or school district in the United States. A publisher or manufacturer does not violate this provision if within 60 days of the sale at a higher price, the publisher or manufacturer provides a refund in the incremental amount of the lower price compared to the purchase price to all Texas public schools that previously purchased the same instructional material at a higher price and enters into a written agreement with the Texas Education Agency (TEA) to offer the instructional material at the lower price to any Texas public school. An action under this section may only be taken for differential pricing that occurs between the time when a public school may start entering orders for a particular school year until the time when a public school may start entering orders for the subsequent school year.

“(c) The SBOE may assess an administrative penalty against a publisher or manufacturer who violates the TEC, §31.151(a)(2), or a rule implementing that provision. A publisher or manufacturer does not violate this provision if within 60 days of the sale at a lower price, the publisher or manufacturer provides a refund in the incremental amount of the lower price compared to the original purchase price to all Texas public schools that previously purchased the

same instructional material. An action under this section may only be taken for differential pricing that occurs between the time when a public school may start entering orders for a particular school year until the time when a public school may start entering orders for the subsequent school year.”

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Mr. Maynard, and carried unanimously to recommend that the State Board of Education amend proposed §66.21(b)(3), to read as follows:*

“(3) The adoption cycle for subjects in the foundation curriculum shall be organized so that instructional materials for not more than one-fourth of the subjects in the foundation curriculum are reviewed each biennium. A full and complete investigation of instructional materials for each subject in the foundation curriculum shall occur every eight years unless content of instructional materials for a subject is sufficiently current. Estimated expenditures and historical or expected legislative appropriations shall be considered when determining placement of subjects in the cycle.”

*(Mr. Bradley, Ms. Dominguez, Ms. Hardy, and Ms. Perez were absent for the vote.)*

**MOTION AND VOTE:** *It was moved by Mrs. Cargill, seconded by Mr. Mercer, and carried to recommend that the State Board of Education amend proposed §66.27(c)(1)-(3), to read as follows:*

“(1) new instructional materials aligned to all of the TEKS for a specific subject and grade level or course(s), and to TEC, §28.002(h), as it relates to that specific subject in understanding the importance of patriotism and functioning productively in a free enterprise society with appreciation for the basic democratic values of our state and national heritage;

“(2) supplemental material aligned to new or expanded TEKS for a specific subject and grade level or course(s) and to TEC, §28.002(h), as it relates to that specific subject in understanding the importance of patriotism and functioning productively in a free enterprise society with appreciation for the basic democratic values of our state and national heritage;

“(3) new information demonstrating alignment of current instructional materials to the revised TEKS for a specific subject and grade level or course(s) and to TEC, §28.002(h), as it relates to that specific subject in understanding the importance of patriotism and functioning productively in a free enterprise society with appreciation for the basic democratic values of our state and national heritage; or”

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Ms. Perez, and carried unanimously to recommend that the State Board of Education amend proposed §66.28(a)(2), to read as follows:*

“(2) A publisher who offers electronic instructional materials must ~~contract with a reputable third party to~~ provide a report for each electronic component that verifies that the components follow Web Content Accessibility (WCAG) 2.0 AA standards and technical standards required by the Federal Rehabilitation Act, Section 508.”

*(Mr. Allen and Mr. Cortez were absent for the vote.)*

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Mrs. Cargill, and carried unanimously to recommend that the State Board of Education amend proposed §66.28(c)(8), to read as follows:*

- “(8) One sample copy of each student and teacher component of an instructional materials submission shall be provided for each member of the appropriate state review panel in accordance with instructions provided by the TEA. Publishers have the option to file with the TEA print samples, electronic samples in an open file format or closed format, or galley proofs. An electronic sample of print instructional materials must be offered in a format that simulates the print or “view only” version and that does not contain links to external sources. To ensure that the evaluations of state review panel members are limited to student and teacher components submitted for adoption, publishers shall not provide ancillary materials or descriptions of ancillary materials to state review panel members.”

*(Mr. Cortez was absent for the vote.)*

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Ms. Perez, and carried unanimously to recommend that the State Board of Education add new §66.28(d)(5), to read as follows:*

- “(5) Each instructional material or ancillary material must be available for purchase individually or as part of a bundle.”

*(Mr. Cortez and Mr. Maynard were absent for the vote.)*

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Mr. Bradley, and carried unanimously to recommend that the State Board of Education amend proposed §66.28(f), to read as follows:*

- “(f) A publisher may not submit instructional materials for review that have been authored or contributed to by an employee of the TEA.”

*(Mr. Cortez and Mr. Maynard were absent for the vote.)*

**MOTION AND VOTE:** *It was moved by Mrs. Cargill, seconded by Mr. Bradley, and carried unanimously to recommend that the State Board of Education add new §66.30(f), to read as follows:*

- “(f) The commissioner of education shall inform nominees who are not appointed to a state review panel that all members of the public may review instructional materials and give input during the public comment period.”

**MOTION:** *It was moved by Mr. Rowley and seconded by Ms. Hardy to recommend that the State Board of Education amend proposed §66.30(c), to read as follows:*

- “(c) Each appointment to a state review panel shall be made by the commissioner of education with priority given to qualified individuals who are nominated by State Board of Education (SBOE) members and with the advice and consent ~~input~~ of the SBOE member whose district is to be represented. Said consent shall be given by the SBOE member within seven days of being notified of the commissioner of education’s proposed appointments or consent is implied. The

commissioner of education shall make appointments to state review panels that achieve diversity to the extent possible; ensure that each team has members with sufficient content expertise and experience; and ensure participation by academic experts in each subject area for which instructional materials are being considered, giving priority to content-relevant educators and professors. The appointments shall include educators, parents, business and industry representatives, and employers. The role of each appointee shall be designated by the commissioner of education and disclosed to all appointees on each panel.”

*(Mr. Cortez was absent for the vote.)*

**MOTION AND VOTE:** *It was moved by Mr. Ratliff and carried to amend Mr. Rowley’s proposed amendment to read as follows:*

“(c) Each appointment to a state review panel shall be made by the commissioner of education with priority given to qualified individuals who are nominated by State Board of Education (SBOE) members and with the advice and consent of the SBOE member whose district is to be represented. Said consent shall be given by the SBOE member within seven days of being notified of the commissioner of education’s appointments or consent is implied. Notification and consent shall be provided by electronic email. The commissioner of education shall make appointments to state review panels that achieve diversity to the extent possible; ensure that each team has members with sufficient content expertise and experience; and ensure participation by academic experts in each subject area for which instructional materials are being considered, giving priority to content-relevant educators and professors. The appointments shall include educators, parents, business and industry representatives, and employers. The role of each appointee shall be designated by the commissioner of education and disclosed to all appointees on each panel.”

**VOTE:** *A vote was taken on the original motion by Mr. Rowley as amended. The motion carried.*

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Dr. Dominguez, and carried unanimously to recommend that the State Board of Education amend proposed §66.30(c), to read as follows:*

“(c) Each appointment to a state review panel shall be made by the commissioner of education with priority given to qualified individuals who are nominated by State Board of Education (SBOE) members and with the advice and consent of the SBOE member whose district is to be represented. Said consent shall be given by the SBOE member within seven days of being notified of the commissioner of education’s appointments or consent is implied. Notification and consent shall be provided by electronic email. The commissioner of education shall make appointments to state review panels that achieve diversity to the extent possible; ensure that each team has at least a majority of members with sufficient content expertise and experience (as determined by the commissioner); and ensure participation by academic experts in each subject area for which instructional materials are being considered, giving priority to content-relevant educators and professors. The appointments shall include educators, parents, business and industry representatives, and employers. The role of each appointee shall be designated by the commissioner of education and disclosed to all appointees on each panel.”

**MOTION AND VOTE:** *It was moved by Mr. Ratliff and seconded by Ms. Perez to recommend that the State Board of Education add new §66.30(g), to read as follows:*

“(g) The SBOE may also create a state review panel for the sole purpose of identifying factual errors in submitted instructional materials. The SBOE may solicit participation from Texas Institutions of Higher Education in the appointment of reviewers for this review panel. This review shall be separate and apart from the other review panels. These reviews shall be submitted to the SBOE in a similar manner as the review panels. Participants on this review panel shall be allowed to review reports from the other review panels and review any public testimony in order to offer a secondary review of any concerns regarding factual errors.”

*The motion failed with 7 members voting Aye and 8 members voting No, as follows:*

<u>Aye:</u>	<i>Mr. Allen</i>	<i>Mr. Maynard</i>
	<i>Ms. Beltran</i>	<i>Ms. Perez</i>
	<i>Mr. Cortez</i>	<i>Mr. Ratliff</i>
	<i>Dr. Dominguez</i>	

<u>No:</u>	<i>Mrs. Bahorich</i>	<i>Mrs. Melton-Malone</i>
	<i>Mr. Bradley</i>	<i>Mr. Mercer</i>
	<i>Mrs. Cargill</i>	<i>Mrs. Miller</i>
	<i>Ms. Hardy</i>	<i>Mr. Rowley</i>

**MOTION AND VOTE:** *It was moved by Mr. Rowley, seconded by Mr. Ratliff, and carried unanimously to recommend that the State Board of Education add new §66.36(b)(6), to read as follows:*

“(6) at the conclusion of the review process, certify to the SBOE that Section 66.36(a) and (b) have been complied with.”

*(Mr. Cortez was absent for the vote.)*

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Mr. Rowley, and carried unanimously to recommend that the State Board of Education add new §66.41(a)(3), to read as follows:*

“(3) address any factual errors.”

*(Mr. Cortez was absent for the vote.)*

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Ms. Perez, and carried unanimously to recommend that the State Board of Education add new 66.41(g), to read as follows:*

“(g) If a publisher receives a request or a “no report” from a panel, the publisher shall be given no less than 48 hours to provide content in response to the request or report.”

*(Mr. Cortez was absent for the vote.)*



**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Dr. Dominguez, and carried unanimously to recommend that the State Board of Education amend proposed §66.43(b) to read as follows:*

“(b) Changes to content in materials under consideration for adoption must be received by the Texas Education Agency by seven business days 5:00 p.m. on the Wednesday prior to the meeting at which the State Board of Education will vote to adopt instructional materials. The proposed changes shall be posted on the Texas Education Agency website at least five business days prior to the meeting at which the State Board of Education will vote to adopt instructional materials. Changes to content in materials under consideration for adoption proposed in response to public testimony must be received by the Texas Education Agency by 5:00 p.m. on the Wednesday prior to the meeting at which the State Board of Education will vote to adopt instructional materials.”

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Mr. Cortez, and carried unanimously to recommend that the State Board of Education strike §66.67(f) and add new §66.67(f) to read as follows:*

~~“(f) Open source [Technology based open source] instructional materials shall [be required to] comply with the technical standards in the Rehabilitation Act, §508, as applicable.~~

“(f) A publisher who offers open-source instructional materials must provide a report for each electronic component that verifies that the components substantially follow Web Content Accessibility (WCAG) 2.0 AA standards and technical standards required by the Federal Rehabilitation Act, Section 508, as applicable.”

**MOTION AND VOTE:** *It was moved by Ms. Cargill, seconded by Mr. Bradley, and carried unanimously to recommend that the State Board of Education amend proposed §66.75(d) to read as follows:*

“(d) Publishers may, at any time, make changes that do not affect the product's Texas essential knowledge and skills coverage or its coverage of TEC §28.002(h), as it relates to that specific subject and grade level or course(s), understanding the importance of patriotism and functioning productively in a free enterprise society with appreciation for the basic democratic values of our state and national heritage. Requests for approval of updates to content that was not used in determining the product's eligibility for adoption may be approved by the commissioner of education. Responses from the commissioner of education to update requests shall be provided within 30 days after receipt of the request. This requirement includes electronic instructional materials and Internet products for which all users receive the same updates.”

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Ms. Hardy, and carried unanimously to recommend that the State Board of Education amend proposed §66.75(a) to read as follows:*

“(a) A publisher may submit a request to the commissioner of education for approval to substitute an updated edition of state-adopted instructional materials. A publisher requesting approval of a new edition shall provide the request in writing in a manner designated by the commissioner of education that includes an explanation of the reason for the update. The request must be accompanied by an electronic sample and a correlation document that meets all the requirements of the correlation document provided for the initial review. This requirement includes electronic instructional materials and Internet products for which all users receive the same updates.

Proposed changes shall be posted on the Texas Education Agency website for a minimum of seven calendar days prior to approval.”

**MOTION:** *It was moved by Mr. Ratliff and seconded by Mr. Maynard to recommend that the State Board of Education amend proposed §66.75(d) to read as follows:*

“(d) Publishers may, at any time, make changes that do not affect the product's Texas essential knowledge and skills coverage or its coverage of TEC §28.002(h), as it relates to that specific subject and grade level or course(s), understanding the importance of patriotism and functioning productively in a free enterprise society with appreciation for the basic democratic values of our state and national heritage. Requests for approval of updates to content that was not used in determining the product's eligibility for adoption must be submitted to ~~may be approved by~~ the commissioner of education to confirm the changes do not affect TEKS coverage. Responses from the commissioner of education to update requests shall be provided within 30 days after receipt of the request. This requirement includes electronic instructional materials and Internet products for which all users receive the same updates. Proposed changes shall be posted on the Texas Education Agency website for a minimum of seven calendar days prior to approval.”

**MOTION AND VOTE:** *It was moved by Mrs. Cargill and carried to amend Mr. Ratliff's proposed amendment to read as follows:*

“(d) Publishers may, at any time, make changes that do not affect the product's Texas essential knowledge and skills coverage or its coverage of TEC §28.002(h), as it relates to that specific subject and grade level or course(s), understanding the importance of patriotism and functioning productively in a free enterprise society with appreciation for the basic democratic values of our state and national heritage. Requests for approval of updates to content that was not used in determining the product's eligibility for adoption must be submitted to the commissioner of education to confirm the changes do not affect TEKS coverage or coverage of TEC §28.002(h). Responses from the commissioner of education to update requests shall be provided within 30 days after receipt of the request. This requirement includes electronic instructional materials and Internet products for which all users receive the same updates. Proposed changes shall be posted on the Texas Education Agency website for a minimum of seven calendar days prior to approval.”

**VOTE:** *A vote was taken on the original motion by Mr. Ratliff, as amended. The motion carried.*

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Dr. Dominguez, and carried unanimously to recommend that the State Board of Education add new §66.75(l) to read as follows:*

“(l) Publishers of SBOE-adopted instructional materials may, at any time, without seeking approval from the SBOE or the commissioner of education, make technical enhancements or improvements which do not add or change content, provided the enhancements do not change the technical requirements for districts to continue to be able to access the materials in the same manner as originally submitted.”

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Mr. Maynard, and carried unanimously to recommend that the State Board of Education amend proposed §66.81(a) to read as follows:*

- “(a) Ancillary materials are defined as materials that a publisher plans to provide to school districts and open-enrollment charter schools free with their order of instructional materials from the list of adopted materials. Ancillaries are not evaluated in the review process and are not used to verify Texas essential knowledge and skills coverage. A publisher of adopted instructional materials shall provide any ancillary item free of charge to the same extent that the publisher provides the item free of charge to any state, public school, or school district in the United States. Any ancillary material may be part of a bundled package of materials, but each component of that package must be available for purchase individually.”

**MOTION AND VOTE:** *It was moved by Ms. Cargill, seconded by Mr. Mercer, and carried to recommend that the State Board of Education amend proposed §66.104 to read as follows:*

- “(a) Each local board of trustees of a school district or governing body of an open-enrollment charter school shall adopt a policy for selecting instructional materials to include procedures for providing: Final selections must be recorded in the minutes of the board of trustees or governing body meeting in which instructional materials are selected.
- (1) public notice to parents and members of the public of instructional materials under consideration certifying 100% TEKS coverage, and
  - (2) public access to parents and members of the public who wish to review material prior to being chosen, and to the extent possible, doing so through an avenue which gives interested parties (including online if possible) during a comment period, and
  - (3) public input to include at least one public meeting that allows for public comment before materials used to certify 100% TEKS coverage are adopted.
- “(b) Final selections must be recorded in the minutes of the board of trustees or governing body meeting in which instructional materials are selected.”

**MOTION AND VOTE:** *It was moved by Mr. Ratliff, seconded by Mr. Bradley, and carried unanimously to recommend that the State Board of Education amend proposed §66.104(b) to read as follows:*

- “(b) Final selections must be made in a public meeting and recorded in the minutes of the board of trustees or governing body meeting in which instructional materials are selected.”

**VOTE:** *A vote was taken on the motion to recommend that the State Board of Education approve for first reading and filing authorization proposed revisions to 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter A, General Provisions, Subchapter B, State Adoption of Instructional Materials, and Subchapter C, Local Operations, as amended. The motion carried unanimously.*

6. **Proposed Amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter B, Graduation Requirements**

(First Reading and Filing Authorization)

(Board agenda page I-63)

[Official agenda item #6]

Public testimony was provided by the following individuals:

NAME: Kim Garcia

AFFILIATION: Self

NAME: John Owen

AFFILIATION: Texas Alliance for Computer Science Education (TACSE)

Ms. Martinez explained the proposed revisions to the graduation requirements based on SBOE decisions from their discussion at the September board meeting.

**MOTION:** *It was moved by Mrs. Melton-Malone and seconded by Mr. Rowley to recommend that the State Board of Education approve for first reading and filing authorization proposed amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter B, Graduation Requirements.*

With no objection from the committee, Mrs. Bahorich requested that the statement, "After the successful completion of English I, II, and III," be added to the final sentence in §74.12(b)(1).

**MOTION AND VOTE:** *It was moved by Mr. Maynard and carried unanimously to recommend that the State Board of Education amend*

§74.13(f)(1)(A) to read as follows:

"... or Career Preparation I or II and Problems and Solutions in Chapter 127, Subchapter B, of this title if the ~~career preparation~~ course addresses a STEM-related field career."

§74.13(f)(2)(A)(xi) to read as follows:

"Career Preparation I or II and Problems and Solutions in Chapter 127, Subchapter B if this title, if the ~~career preparation~~ course addresses a field career from a cluster listed in (i)-(x) of this subsection."

§74.13(f)(3)(A)(vi) to read as follows:

"Career Preparation I or II and Problems and Solutions in Chapter 127, Subchapter B of this title, if the ~~career preparation~~ course addresses a field career from a cluster listed in (i)-(v) of this subsection."

**VOTE:** *A vote was taken on the motion to recommend that the State Board of Education approve for first reading and filing authorization proposed amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter B, Graduation Requirements, as amended. The motion carried.*

7. **Proposed New 19 TAC Chapter 113, Texas Essential Knowledge and Skills for Social Studies, Subchapter C, High School, §113.49, Personal Financial Literacy (One-Half Credit), Adopted 2016**

(First Reading and Filing Authorization)  
(Board agenda page I-89)  
[Official agenda item #7]

Shelly Ramos, curriculum division director, explained that feedback on the proposed TEKS for Personal Financial Literacy had been received from the Texas Council on Economic Education (TCEE) and the Texas Social Studies Supervisors Association (TSSSA).

**MOTION AND VOTE:** *It was moved by Mr. Maynard, seconded by Ms. Hardy, and carried unanimously to recommend that the State Board of Education approve for first reading and filing authorization proposed new 19 TAC Chapter 113, Texas Essential Knowledge and Skills for Social Studies, Subchapter C, High School, §113.49, Personal Financial Literacy (One-Half Credit), Adopted 2016, including changes recommended by the course development committee.*

8. **Proposed New 19 TAC Chapter 74, Curriculum Requirements, Subchapter A, Required Curriculum, §74.6, College and Career Readiness and Texas Essential Knowledge and Skills Alignment**

(First Reading and Filing Authorization)  
(Board agenda page I-101)  
[Official agenda item #8]

The committee delayed this item until the general board meeting on Friday.

**DISCUSSION ITEMS**

9. **Discussion of Hutto ISD Proposed Three-Year Graduation Program**

(Board agenda page I-133)

Ms. Martinez explained that this item provided the opportunity for the committee to review and comment on the Hutto Independent School District proposed three-year graduation program, as required by House Bill (HB) 2025, passed by the 84th Texas Legislature, Regular Session, 2015.

Ms. Martinez explained that following the board meeting, the proposal will be submitted to the commissioner of education for final approval.

Invited testimony was provided by the following individual:

NAME: Douglas Killian  
AFFILIATION: Hutto Independent School District

There were no objections to the proposal.

**10. Update on Texas Essential Knowledge and Skills (TEKS) Review**  
(Board agenda page I-147)

Public testimony was provided by the following individuals:

NAME: Vivian Lee Davis  
AFFILIATION: Self

NAME: Ellen Riojas Clark  
AFFILIATION: Self

NAME: Richard Gentry  
AFFILIATION: Self

NAME: Diane Miller  
AFFILIATION: Texas Council of Teachers of English Language Arts (TCTELA)

NAME: Victoria Young  
AFFILIATION: TCTELA

Ms. Martinez provided the committee with an update of the TEKS review schedule which now includes the streamlining of the science and social studies TEKS. Ms. Martinez also updated the committee on the status of the English and Spanish language arts and reading TEKS review process, explaining that staff has conducted two face-to-face meetings with review committees to date. She noted that all but one review committee finished their draft recommendations. That review committee will meet via webinar to complete its work.

Ms. Martinez also explained that staff would begin work on a clean version of the committees' draft recommendations and would share both versions with the expert reviewers. The committee requested that staff post both the color-coded and clean versions of the draft documents for informal feedback as soon as possible.

The board requested that staff prepare a one-credit corequisite course for Career Preparation I and II that will allow students to earn a total of three credits for each set of courses.

**11. Update on Texas Commission on Next Generation Assessments and Accountability**  
(Board agenda page I-155)

Due to the lateness of the hour, the board delayed discussion of this item until Friday's general board meeting.

**12. Discussion of Pending Litigation**  
(Board agenda page I-157)

The committee did not discuss pending litigation, therefore, no executive session was hold.

Mrs. Bahorich adjourned the meeting at 7:40 p.m.