

Minutes  
State Board of Education  
February 1, 2013

The State Board of Education met at 10:15 a.m. on Friday, February 1, 2013, in the State Board of Education Room, #1-104, of the William B. Travis Building, 1701 N. Congress Avenue, Austin, Texas. The following members of the board were present:

Presiding: Barbara Cargill, Chair; Lawrence A. Allen, Jr.; Donna Bahorich; Ruben Cortez, Jr.; Martha M. Dominguez; Pat Hardy; Mavis B. Knight, Secretary; Tom Maynard; Sue Melton; Ken Mercer; Geraldine “Tincy” Miller; Marisa B. Perez; Thomas Ratliff, Vice-Chair; Marty Rowley

Absent: David Bradley

**Invocation**

**Pledge of Allegiance**

**Greetings from Governor Rick Perry**

**Student Performance**

The student performance was provided by Aristoi Classical Academy, Katy, Texas.

**Public Testimony** - Individual testimony will be taken to address items other than those on the board agenda. The procedures for registering and taking public testimony at State Board of Education committee meetings and general board meetings are provided at <http://www.tea.state.tx.us/index4.aspx?id=2147497741> or in the information section (yellow pages) of the agenda.

The State Board of Education received one presentation of public testimony, as follows:

NAME:	Steven Ward
AFFILIATION:	Self
TOPIC:	A Plea for Curriculum to be Distributed Regarding Wardforce

**1. Resolutions and Presentations**

**Presidential Awards for Excellence in Mathematics and Science Teaching**

*The State Board of Education, by unanimous consent, adopted a resolution recognizing the Texas finalists for the 2012 Presidential Awards for Excellence in Mathematics and Science Teaching.*

(ATTACHMENT 1, page 7)

**2. Approval of Minutes**

State Board of Education, November 16, 2012

**MOTION AND VOTE:** *The State Board of Education unanimously approved the Minutes of the November 16, 2012, meeting of the State Board of Education, as printed.*

**3. Approval of Consent Agenda**

Any agenda item may be placed on the consent agenda by any State Board of Education committee. The State Board of Education may elect to take separate action on any item on the consent agenda.

In addition to the items on the original consent agenda, the following item received unanimous approval in committee and was brought forward for board approval:

- Official Agenda Item #10—Per Capita Apportionment Rate for the 2012-2013 School Year

*By unanimous consent, the State Board of Education approved the following items on the consent agenda, including the item that was brought forward.*

**(1) Recommendations Regarding Readoption of Instructional Materials**  
(Board agenda page II-69)  
(COMMITTEE ON INSTRUCTION)

The State Board of Education readopted instructional materials currently under contract in the subject areas and for the periods and pricing indicated in the attachment supporting the agenda materials, as recommended by the Committee on Instruction.

(ATTACHMENT 2, page 9)

(2) **Adoption of the Review of 19 TAC Chapter 30, Administration, Subchapter B, State Board of Education: Purchasing and Contracts**

(Adoption of Review)

(Board agenda page III-5)

(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education adopted the review of 19 TAC Chapter 30, Administration, Subchapter B, State Board of Education: Purchasing and Contracts, as recommended by the Committee on School Finance/Permanent School Fund.

(3) **Ratification of the Purchases and Sales of the Investment Portfolio of the Permanent School Fund for the Months of October and November 2012**

(Board agenda page III-13)

(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education ratified the purchases and sales for the months of October and November 2012 in the amount of \$494,419,601 and \$626,314,228, respectively, as recommended by the Committee on School Finance/Permanent School Fund.

(4) **Decision on the Private Equity Structure of the Permanent School Fund**

(Board agenda page III-15)

(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education approved the recommendation of the Committee on School Finance/Permanent School Fund to move forward in implementing the Hybrid Discretionary Separate Account and Collaborative Management Alternative.

(5) **Authorization to Issue a Request for Proposals for Emerging Market Debt Local Currency Discretionary Investment Managers**

(Board agenda page III-17)

(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education approved the recommendation of the Committee on School Finance/Permanent School Fund to issue a Request for Proposals for Emerging Market Debt Local Current Discretionary Investment Managers.

(6) **Adoption of the Review of 19 TAC Chapter 30, Administration, Subchapter A, State Board of Education: General Provisions**

(Adoption of Review)

(Board agenda page IV-1)

(COMMITTEE ON SCHOOL INITIATIVES)

The State Board of Education adopted the review of 19 TAC Chapter 30, Administration, Subchapter A, State Board of Education: General Provisions, as recommended by the Committee on School Initiatives.

10. **Per Capita Apportionment Rate for the 2012-2013 School Year**  
(Board agenda page III-1)  
(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education adopted a revised preliminary per capita apportionment rate of \$448.148 for the 2012-2013 school year, as recommended by the Committee on School Finance/Permanent School Fund.

(ATTACHMENT 3, page 27)

**COMMITTEE OF THE FULL BOARD**

4. **Proposed New 19 TAC Chapter 117, Texas Essential Knowledge and Skills for Fine Arts, Subchapter D, Elementary, Subchapter E, Middle School, and Subchapter F, High School**  
(First Reading and Filing Authorization)  
(Board agenda page I-1)

**MOTION AND VOTE:** *It was moved by Mrs. Cargill and carried to approve for first reading and filing authorization proposed new 19 TAC Chapter 117, Texas Essential Knowledge and Skills for Fine Arts, Subchapter D, Elementary, Subchapter E, Middle School, and Subchapter F, High School, as recommended by the Committee of the Full Board.*

**COMMITTEE ON INSTRUCTION**

5. **Proposed Revisions to 19 TAC Chapter 101, Assessment**  
(Second Reading and Final Adoption)  
(Board agenda page II-1)

**MOTION AND VOTE:** *It was moved by Mr. Maynard to approve for second reading and final adoption the proposed revisions to 19 TAC Chapter 101, Assessment, as recommended by the Committee on Instruction. The motion carried by an affirmative vote of two-thirds of the members of the board.*

(ATTACHMENT 4, page 29)

6. **Proposed Revisions to 19 TAC Chapter 89, Adaptations for Special Populations, Subchapter B, Adult Basic and Secondary Education**  
(Second Reading and Final Adoption)  
(Board agenda page II-29)

**MOTION AND VOTE:** *It was moved by Mr. Maynard to approve for second reading and final adoption the proposed revisions to 19 TAC Chapter 89, Adaptations for Special Populations, Subchapter B, Adult Basic and Secondary Education, as recommended by the Committee on Instruction. The motion carried by an affirmative vote of two-thirds of the members of the board.*

(ATTACHMENT 5, page 39)

7. **Proposed Amendments to 19 TAC Chapter 115, Texas Essential Knowledge and Skills for Health Education, Subchapter A, Elementary, §§115.2-115.7, and Subchapter B, Middle School, §115.22 and §115.23**

(First Reading and Filing Authorization)

(Board agenda page II-39)

**MOTION AND VOTE:** *It was moved by Mr. Maynard and carried to approve for first reading and filing authorization proposed amendments to 19 TAC Chapter 115, Texas Essential Knowledge and Skills for Health Education, Subchapter A, Elementary, §§115.2-115.7, and Subchapter B, Middle School, §115.22 and §115.23, as recommended by the Committee on Instruction.*

8. **Proposed Approval of Innovative Courses**

(Board agenda page II-65)

**MOTION AND VOTE:** *It was moved by Mr. Maynard and carried to approve for a period of two years the two new innovative courses that do not fall within any of the subject areas of the foundation or enrichment curriculum, as recommended by the Committee on Instruction.*

**MOTION AND VOTE:** *It was moved by Mr. Maynard and carried to approve for a period of four years the six renewal innovative courses that do not fall within any of the subject areas of the foundation or enrichment curriculum, as recommended by the Committee on Instruction.*

(ATTACHMENT 6, page 45)

9. **Consideration of Petition for Adoption of Rule Concerning 19 TAC Chapter 89, Adaptations for Special Populations, Subchapter C, Texas Certificate of High School Equivalency, §89.43, Eligibility for a Texas Certificate of High School Equivalency**

(Board agenda page II-89)

**MOTION AND VOTE:** *It was moved by Mr. Maynard and carried unanimously to deny the petition to amend 19 TAC Chapter 89, Adaptations for Special Populations, Subchapter C, Texas Certificate of High School Equivalency, §89.43, Eligibility for a Texas Certificate of High School Equivalency, because the age and eligibility requirements are established in state law and may not be changed by State Board of Education rulemaking, as recommended by the Committee on Instruction.*

**COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND**

10. **Per Capita Apportionment Rate for the 2012-2013 School Year**

(Board agenda page III-1)

Action taken by the State Board of Education is addressed under item #3—Approval of Consent Agenda.

**COMMITTEE ON SCHOOL INITIATIVES**

There were no action items for the Committee on School Initiatives.

**REPORTS OF COMMITTEES REGARDING AGENDA ITEMS ON COMMITTEE AGENDAS**

Committee on Instruction

Mr. Maynard did not report on the Committee on Instruction discussion item.

Committee on School Finance/Permanent School Fund

Ms. Hardy did not report on Committee on School Finance/Permanent School Fund discussion items.

Committee on School Initiatives

Mrs. Bahorich did not report on the Committee on School Initiatives discussion item.

**REPORTS OF OTHER STATE BOARD OF EDUCATION MEMBERS REGARDING AGENDA ITEMS AND EDUCATIONAL ACTIVITIES AND CONCERNS IN INDIVIDUAL DISTRICTS**

Mrs. Cargill gave board members an opportunity to provide information regarding agenda items or other relevant information about public education.

The meeting adjourned at 11:35 a.m.

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Mavis B. Knight, Secretary

# ***R E S O L U T I O N***

**WHEREAS** the *Presidential Awards for Excellence in Mathematics and Science Teaching* program identifies outstanding science and mathematics teachers in each state and the four U.S. jurisdictions; and

**WHEREAS** through state selection committees, three mathematics finalists and three science finalists were nominated as Texas finalists; and

**WHEREAS** these teachers become candidates for the *Presidential Awards for Excellence in Mathematics and Science Teaching* with the expectation that one science and one mathematics teacher will be named a National Presidential Awardee; now, therefore, be it

**RESOLVED**, That the State Board of Education does hereby extend its congratulations to Wendy Hendry from Bransford Elementary School, Grapevine-Colleyville Independent School District, Grapevine, Texas; Mary Margaret Anderson from Lake Highlands Elementary School, Richardson Independent School District, Richardson, Texas; and Stephen Garretson from River Valley Intermediate School, Midway Independent School District, Woodway, Texas, for being named State Finalists in the mathematics category for the 2012 Presidential Award; and be it further

**RESOLVED**, That the State Board of Education does hereby extend its congratulations to Nancy Gardner from Elliott Elementary School, Frisco Independent School District, Frisco, Texas; Kelli Halliburton from Clear Spring Elementary School, North East Independent School District, San Antonio, Texas; and Kent Page from Peggy Carnahan Elementary School, Northside Independent School District, San Antonio, Texas, for being named State Finalists in the science category for the 2012 Presidential Award; and be it further

**RESOLVED**, That this resolution be presented to the aforementioned teachers for being identified as state and national finalists for the 2012 *Presidential Awards for Excellence in Mathematics and Science Teaching* program, and that a copy be included in the permanent records of the State Board of Education.

**WITNESS** our signatures this first day of February, two thousand and thirteen, in Austin, Texas.

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Barbara Cargill, Chair

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Mavis B. Knight, Secretary