

**State Board of Education
Summary of Action Items
July 17, 2015**

1. Resolutions and Presentations

The board approved a resolution recognizing 16 children as the recipients of the inaugural Student Heroes Awards, which recognizes acts of kindness and charitable work performed by public school students.

The board approved a resolution honoring member Barbara Cargill for her four years of service as chair of the State Board of Education. The members and the audience also gave her a standing ovation.

The board, on a 9-1 vote, approved a resolution encouraging local school boards to adopt policies and procedures that guarantee transparency and public access to instructional materials being considered for use in Texas public schools.

Staff Contact: Questions about these items 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) Approval of Nominees to Recommend to the Governor for Service on the Board of Trustees of the Teacher Retirement System of Texas
(Committee of the Full Board)**

The board recommended three nominees to be considered for appointment to the board of trustees for the Teacher Retirement System of Texas. Those recommended to the governor are: Carlotta Allen of Fresno, John Osborn of Sugar Land, and Christopher Moss of Lufkin. The person selected will serve on the board of trustees for a six-year term of office, which will expire on Aug. 31, 2021.

Staff Contact: Questions about this item should be directed to the State Board of Education Support office at (512) 463-9007.

- (2) **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 (First Reading and Filing Authorization) (Committee on Instruction)**

The board approved on the consent agenda for first reading and filing authorization 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effective in 1998 for Kindergarten-Grade 8 and high school fine arts and related implementation language, which will be superseded by Subchapters D, E, and F of this chapter beginning with the 2015-2016 school year.

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

- (3) **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) (First Reading and Filing Authorization) (Committee on Instruction)**

The board approved on the consent agenda for first reading and filing authorization 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 would remove the Texas Essential Knowledge and Skills (TEKS) for high school mathematics courses and related implementation language, which will be superseded by 19 TAC §§111.38-111.45 beginning with the 2015-2016 school year.

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

(4) Proposed Repeal of 19 TAC Chapter 102, Educational Programs, Subchapter A, Grants, §102.1, State Engineering and Science Recruitment Fund (SENSR) Grant Program (First Reading and Filing Authorization) (Committee on Instruction)

The board approved on the consent agenda for first reading and filing authorization proposed repeal of 19 TAC Chapter 102, Educational Programs, Subchapter A, Grants, §102.1, State Engineering and Science Recruitment Fund (SENSR) Grant Program. The proposed repeal would remove 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.

(5) Per Capita Apportionment Rate for the 2014-2015 School Year (Committee on School Finance/Permanent School Fund)

The board approved the per capita apportionment rate of \$263.596 for the 2014-15 school year. The board is responsible for setting a per capita apportionment rate for each school year based on an estimate of the amount available for expenditures from the Available School Fund.

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

(6) Ratification of the Purchases and Sales of the Investment Portfolio of the Permanent School Fund for the Months of March, April, and May 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 March, April, and May 2015 in the amounts of \$1,150,624,120 and \$1,228,684,326 respectively.

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

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

The board approved executing agreement(s) with Tristan Capital Partners LLP, necessary to make an investment commitment of up to €50 million in European Property Investors Special Opportunities 4, L.P., a euro denominated fund, subject to continued due diligence and negotiation of fund terms, to approve the relationship between Tristan Capital Partners LLP and LAZARD FRERES & CO. LLC, after determining it meets the standards of 19 TAC Chapter 33, Section(J)(5), which has been disclosed in writing, and also, to approve a waiver of the PSF Real Estate Investment Policy Statement requirement for the investment manager (Tristan) to be a registered investment advisor with the Securities Exchange Commission and authorization for contract execution by the Commissioner of Education.

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

**(8) Approval of Pool of Qualified Respondents to the Request for Qualifications (RFQ) for Rating Agencies for the Permanent School Fund
(Committee on School Finance/Permanent School Fund)**

The board approved three credit rating agencies, Fitch, Standard & Poor's, and Moody's, to provide credit rating services for the Texas Permanent School Fund's bond guarantee program.

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

**(9) Presentation by Finalist Candidates for Investment Counsel Services for the Permanent School Fund
(Committee on School Finance/Permanent School Fund)**

After hearing presentations from two finalists, the board approved an agreement with NEPC, LLC, for investment counsel services for the PSF subject to fee negotiation and for authorization for contract execution by the Commissioner of Education.

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

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

**3. Proposed Amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter G, Graduation Requirements, Beginning with School Year 2012-2013
(Second Reading and Final Adoption)**

The board approved for second reading and final adoption amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter G, Graduation Requirements, Beginning with School Year 2012-2013, in order to revise and expand course options for students to satisfy the mathematics requirement under the Minimum High School Program, Recommended High School Program, and Distinguished Achievement Program. As of Aug. 24, 2015, the new Statistics and Algebraic Reasoning courses may be taken to satisfy a mathematics credit requirement under these three graduation programs. The courses were previously approved to satisfy a mathematics credit requirement under the Foundation High School Program.

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

**4. 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 19 TAC Chapter 130, Texas Essential Knowledge and Skills for Career and Technical Education, Subchapter A, Agriculture, Food, and Natural Resources, Subchapter B, Architecture and Construction, Subchapter G, Government and Public Administration, Subchapter H, Health Science, Subchapter K, Information Technology, Subchapter L, Law, Public Safety, Corrections, and Security, and Subchapter O, Science, Technology, Engineering, and Mathematics. Also approved was new 19 TAC Chapter 130, Subchapter F, Finance, §130.180, Financial Mathematics (One Credit), Adopted 2015, Subchapter I, Hospitality and Tourism, §130.256, Food Chemistry (One Credit), Adopted 2015, Subchapter M, Manufacturing, §130.362, Introduction to Welding (One Credit), Adopted 2015, §130.363, Welding I (Two Credits), Adopted 2015, §130.364, Welding II (Two Credits), Adopted 2015, §130.365, Welding II Lab (One Credit), Adopted 2015, and Subchapter N, Marketing, §130.387, Practicum in Marketing I (Two to Three Credits), Adopted 2015, as amended. The approved rule contains an implementation date of the 2017-2018 school year for the revised CTE TEKS, except for

the Financial Mathematics course, which will be implemented beginning with the 2015-2016 school year. The board did postpone final adoption of 15 courses in Subchapter P, Transportation, Distribution, and Logistics to allow time for additional refinement.

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

**5. Proposed New 19 TAC Chapter 130, Texas Essential Knowledge and Skills for Career and Technical Education, Relating to New Marketing and Second-level Practicum Courses
(First Reading and Filing Authorization)**

The board approved for first reading and filing authorization proposed new 19 TAC Chapter 130, Texas Essential Knowledge and Skills for Career and Technical Education, Relating to New Marketing and Second-level Practicum Courses. The proposed rule adds new Texas Essential Knowledge and Skills (TEKS) for a number of new career and technical education (CTE) extended practicum courses and the new CTE Advanced Marketing course.

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

6. Discussion of a Request for Proposals (RFP) for the Texas Certificate of High School Equivalency

The board requested staff create a Request for Proposal (RFP) that reflects a number of policy decisions made by the board. The RFP will include an option that will allow the board to enter into an agreement with multiple vendors to offer a Texas Certificate of High School Equivalency. The directions given by the board included specifying that the certificate should align with the Texas Essential Knowledge and Skills and noted that the assessments may be offered in multiple formats.

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

7. Approval of Proclamation 2017 Questions and Answers

Proclamation 2017, issued by the State Board of Education (SBOE) in April 2015, calls for instructional materials in career and technical education, languages other than English, Special Topics in Social Studies, Statistics, and Algebraic Reasoning. The board approved answers to questions submitted by publishers

and other stakeholders regarding the Texas Essential Knowledge and Skills (TEKS), this proclamation, and the review and adoption process.

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

8. **Proposed Amendment to 19 TAC Chapter 111, Texas Essential Knowledge and Skills for Mathematics, Subchapter C, High School, §111.43, Mathematical Models with Applications, Adopted 2012 (One-Half to One Credit)**
(Second Reading and Final Adoption)

The board approved for second reading and final adoption a proposed amendment to 19 TAC Chapter 111, Texas Essential Knowledge and Skills for Mathematics, Subchapter C, High School, §111.43, Mathematical Models with Applications, Adopted 2012 (One-Half to One Credit). The proposal modifies the amount of credit that could be earned for the course to one credit and eliminates language requiring a course sequence, which is inconsistent with graduation requirements.

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

9. **Proposed Repeal of 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development, and 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 the proposed repeal of 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development, Subchapter A, Middle School, and Subchapter B, High School, and proposed repeal of 19 TAC Chapter 130, Texas Essential Knowledge and Skills for Career and Technical Education, Subchapter A, Agriculture, Food, and Natural Resources, Subchapter B, Architecture and Construction, Subchapter C, Arts, Audio/Video Technology, and Communications, Subchapter D, Business Management and Administration, Subchapter E, Education and Training, Subchapter F, Finance, Subchapter G, Government and Public Administration, Subchapter H, Health Science, Subchapter I, Hospitality and Tourism, Subchapter J, Human Services, Subchapter K, Information Technology, Subchapter L, Law, Public Safety, Corrections, and Security, Subchapter M, Manufacturing, Subchapter N, Marketing, Subchapter

O, Science, Technology, Engineering, and Mathematics, and Subchapter P, Transportation, Distribution, and Logistics. The proposed repeal would remove the Texas Essential Knowledge and Skills (TEKS) for career and technical education (CTE) that will be superseded by the new CTE TEKS, which have a recommended effective date of the 2017-2018 school year to coincide with the implementation of the revised CTE TEKS.

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

10. Proposed Amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter A, Required Curriculum, §74.2, Description of a Required Elementary Curriculum, and §74.3, Description of a Required Secondary Curriculum (Second Reading and Final Adoption)

The board approved for second reading and final adoption proposed amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter A, Required Curriculum, §74.2, Description of a Required Elementary Curriculum, and §74.3, Description of a Required Secondary Curriculum, to align the middle school requirements with changes to the Texas Essential Knowledge and Skills (TEKS) for fine arts. These changes clarify expectations for fine arts requirements for grade six classrooms on elementary campuses and provide flexibility in implementation of the fine arts programs in middle schools.

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

11. Proposed Amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter C, Other Provisions, §74.24, Credit by Examination, and §74.26, Award of Credit (First Reading and Filing Authorization)

The board approved for first reading and filing authorization 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 transition assistance for students who are homeless or in substitute care in meeting high school graduation requirements. The proposed amendments would also align with recent legislative changes.

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

**12. Approval of Exceptions of Standards and Specifications Requirements for Products Adopted under Proclamation 2015
(Moved to Consent)**

The board approved on the consent agenda requested exceptions made by publishers to requirements outlined in the Manufacturing Standards and Specifications for Textbooks (MSST), in order to allow the materials to remain in the EMAT system and available for district ordering.

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

COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND

**13. 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
(First Reading and Filing Authorization)**

The board approved amendments to the rules on the Bond Guarantee Program modifying the definition of nationally recognized investment rating firms and specified that language be included stating that bonds must be used for facilities directly related to educational purposes. The board also approved increasing the multiplier used to determine the capacity of the bonds from 3.0 to 3.25.

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

**14. 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
(First Reading and Filing Authorization)
(Moved to Consent)**

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 exclude student and teacher housing from the projects eligible for a guarantee under the definition of

new money issue. 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

15. Review of Proposed Amendments to 19 TAC Chapter 229, Accountability System for Educator Preparation Programs, §229.9, Fees for Educator Preparation Program Approval and Accountability, and Chapter 230, Professional Educator Preparation and Certification, Subchapter G, Certificate Issuance Procedures, §230.101, Schedule of Fees for Certification Services, and §230.103, E-Pay Supplemental Fee

The board took no action on the State Board for Educator Certification rule proposal that adjusts fees for educator preparation programs and certain individual fee payers. Under state law, the State Board of Education may only reject or take no action on an SBEC rule.

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

16. Review of the Commissioner of Education's Generation 20 Charter Proposals

The board reviewed the commissioner's recommendation to approve six new charters. The board vetoed the recommendation to grant a charter to Athlos Academy in Dallas-Fort Worth. The board took no action on the remaining five recommendations, which is tantamount to approving the recommendation. State law allows a majority of the board members present and voting to veto the commissioner's recommendation or to take no action.

The charters approved are:

- A+ Unlimited Potential (Houston)
- Kauffman Leadership Academy (Cleburne)
- Pioneer Technology & Arts Academy (Dallas/Fort Worth)
- The Lone Star Language Academy (Plano/Carrollton)
- Trivium Academy (Collin/Denton Counties)

Staff Contact: Questions about these items should be directed to the Charter School Administration Division at (512) 463-9575.

17. Long-Range Plan for Public Education

Under the provisions of Texas Education Code §7.102(c)(3) which allows the board to accept a gift or a donation, the board authorized Marty Rowley, chair of the Committee on School Initiatives, as well as other members of that committee, to pursue private donations or grants to underwrite the development of the Long-Range Plan for Public Education. If interested donors are located, the board at a future meeting must approve any donation.

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