

**Report of the State Board of Education
Committee of the Full Board
January 30-31, 2013**

The State Board of Education Committee of the Full Board met at 4:23 p.m. on Wednesday, January 30, 2013, 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: Barbara Cargill, chair; Lawrence A. Allen, Jr.; Donna Bahorich; David Bradley; 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

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://www.tea.state.tx.us/index4.aspx?id=2147497741> or in the information section (yellow pages) of the agenda.

The Committee of the Full Board heard testimony on agenda item #2. Information regarding the individual who presented testimony is included in the discussion of that item.

DISCUSSION ITEMS

1. Commissioner's Comments Regarding the SBOE Agenda and Agency Activities
(Board agenda page I-115)

Commissioner of Education Michael L. Williams, congratulated the 15 members of the State Board of Education on their successful campaigns and said he and the Texas Education Agency staff looked forward to working with them. He informed them that both the House and Senate starting-point budgets contained funding for the instructional materials allotment and funding to cover enrollment growth. He also told them that results for the 2012 State of Texas Assessments of Academic Readiness (STAAR) for grades 3-8 were released Tuesday. In closing, he thanked the board members for the work they are beginning to do. The commissioner made these remarks during Wednesday's general board meeting.

2. Public Hearing on 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
(Board agenda page I-117)

The Committee of the Full Board heard testimony from the following individual:

NAME: Jim Van Zandt
AFFILIATION: Round Rock ISD Fine Arts Director

ACTION ITEM

3. **Proposed New19 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)
[Official agenda item #4]

Monica Martinez, managing director, curriculum division, reviewed technical edits made by staff at the direction of the board chair to the recommended revisions to the fine arts Texas Essential Knowledge and Skills (TEKS). The committee instructed staff to make technical edits to change §117.326(c)(3)(B)(i)-(ix) to student expectations without altering the intent of the content.

MOTION: *It was moved by Ms. Hardy and seconded by Mr. Cortez to recommend that the State Board of Education 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.*

MOTION AND VOTE: *It was moved by Mr. Maynard, seconded by Ms. Melton, and carried unanimously to recommend that the State Board of Education amend §117.201(a) to read as follows:*

“General requirements. Students in Grades 6, 7, or 8 enrolled in the first year of art may select Art, Middle School 1. ~~When Grade 6 is part of a self-contained class on an elementary school campus, students must take Art, Middle School 1.~~”

(Mr. Bradley and Mr. Ratliff were absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Maynard, seconded by Ms. Hardy, and carried unanimously to recommend that the State Board of Education amend §117.302(a) and §117.303(a) to strike references to Pre-AP art courses. (Mr. Ratliff was absent for the vote.)*

MOTION AND VOTE: *It was moved by Ms. Hardy, seconded by Mr. Cortez, and carried unanimously to recommend that the State Board of Education amend §117.314(a) to read as follows:*

“General requirements. Students may fulfill fine arts and elective requirements for graduation by successfully completing one or more of the following music courses: Music Theory I-II; Music Appreciation I-II; Music Business I-II; Music Composition I-II; Music Production I-II; Music and Media Communications I-II; College Board Advanced Placement (AP) Music Theory; International Baccalaureate (IB) Music, Standard Level (SL); and IB Music, Higher Level (HL). There are no prerequisites for Music Study Level I courses; however, the prerequisite for IB Music, SL and IB Music, HL is one credit of any Music, Level II course. Students may take this course with different course content for a maximum of three credits.”

(Mr. Ratliff was absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Rowley, seconded by Mr. Mercer, and carried unanimously to recommend that the State Board of Education move §117.116(b)(3)(E) to new §117.116(b)(4)(C). (Mr. Ratliff was absent for the vote.)*

MOTION AND VOTE: *It was moved by Mr. Rowley, seconded by Ms. Hardy, and carried unanimously to recommend that the State Board of Education move §117.119(b)(3)(E) to new §117.119(b)(4)(C). (Mr. Ratliff was absent for the vote.)*

MOTION AND VOTE: *It was moved by Mr. Rowley, seconded by Ms. Hardy, and carried unanimously to recommend that the State Board of Education amend §117.205(c)(3)(D) to read as follows:*

“identify ~~recall~~ an effective warm-up and cool-down using elements of proper conditioning for performing skills.”

(Mr. Ratliff was absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Rowley, seconded by Mr. Maynard, and carried unanimously to recommend that the State Board of Education amend §117.205(c)(4)(C) to read as follows:*

“identify ~~recall~~ a dance representative of one’s heritage or environment.

(Mr. Ratliff was absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Rowley, seconded by Mr. Maynard, and carried unanimously to recommend that the State Board of Education amend §117.206(b)(3)(D) to read as follows:*

“demonstrate ~~use~~ an effective warm-up and cool-down using elements of proper conditioning for performing skills.”

(Mr. Ratliff was absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Rowley, seconded by Ms. Hardy, and carried unanimously to recommend that the State Board of Education amend §117.325(c)(4)(C) to read as follows:*

“understand ~~appreciate~~ the cultural heritages of world drama and theatre, and identify key figures, work, and trends in dramatic literature.”

(Mr. Ratliff was absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Rowley, seconded by Ms. Hardy, and carried unanimously to recommend that the State Board of Education amend §117.325(c)(4)(D) to read as follows:*

“identify and understand ~~appreciate~~ the innovations and contributions of the United States to the performing arts, such as theatre, melodrama, musical theatre, radio, film, television, technology or electronic media.”

(Mr. Ratliff was absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Rowley, seconded by Mr. Maynard, and carried unanimously to recommend that the State Board of Education amend §117.326(c)(4)(F) to read as follows:*

“understand ~~appreciate~~ multicultural heritage of United States drama and theatre, and identify key figures, works, and trends in technical theatre.”

(Mr. Ratliff was absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Rowley, seconded by Ms. Hardy, and carried unanimously to recommend that the State Board of Education amend §117.326(c)(4)(G) to read as follows:*

“identify and understand ~~appreciate~~ the innovations and contributions of the United States to the performing arts, such as theatre, melodrama, musical theatre, radio, film, television, technology or electronic media.”

(Mr. Ratliff was absent for the vote.)

MOTION AND VOTE: *It was moved by Mrs. Bahorich, seconded by Mr. Maynard, and carried unanimously to recommend that the State Board of Education amend all introductions in the proposed revisions to 19 TAC Chapter 117, Texas Essential Knowledge and Skills for Fine Arts Subchapter D, Elementary, Subchapter E, Middle School, and Subchapter F, High School, to read as follows:*

“The fine arts incorporate the study of dance, music, theatre, and the visual arts to offer unique experiences and empower students to explore realities, relationships, and ideas. These disciplines engage and motivate all students through active learning, critical thinking, and innovative problem solving. The fine arts develop cognitive functioning and increase student academic achievement, higher-order thinking, communication, and collaboration skills, making the fine arts applicable to college readiness, career opportunities, workplace environments, social skills, and everyday life. Students develop aesthetic and cultural awareness through exploration, leading to creative expression. Creativity, encouraged through the study of fine arts, is essential to nurture and develop the whole child ~~is essential, and the study of the fine arts nurtures and develops the whole child.~~”

(Mr. Ratliff was absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Rowley, seconded by Ms. Hardy, and carried unanimously to recommend that the State Board of Education strike §117.319 and add Theatre and Media Communications, Level I as a course option in §117.315(a), and to strike §117.320 and add Theatre and Media Communications, Level II as a course option in §117.316(a). (Mr. Bradley, Mr. Cortez, Mr. Mercer, and Mr. Ratliff were absent for the vote.)*

VOTE: *A vote was taken on the motion to recommend that the State Board of Education 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 amended. The motion carried unanimously. (Mr. Bradley, Mr. Cortez, Mr. Mercer, and Mr. Ratliff were absent for the vote.)*

DISCUSSION ITEMS

4. Update on Texas Essential Knowledge and Skills (TEKS) Review (Board agenda page I-119)

Ms. Martinez reviewed the steps in the SBOE's TEKS review process and clarified that the process currently provided on the TEA website, approved in January 2011, is the process that is in place for the fine arts TEKS review. Ms. Martinez explained that the languages other than English (LOTE) TEKS review would be conducted under the process that the board approved in July 2012. Ms. Martinez reviewed the nomination process for identification of prospective TEKS review committee members and expert reviewers for the LOTE TEKS review. Board members were provided with the applications received from prospective TEKS review committee members for the upcoming LOTE TEKS review.

5. Discussion of High School Graduation Requirements and Career and Technical Education (Board agenda page I-123)

Ms. Martinez explained that this item provided the committee the opportunity to discuss and provide guidance regarding revisions to the high school graduation requirements in 19 TAC Chapter 74, Subchapter G, and additional career and technical education (CTE) course options that might satisfy certain graduation requirements.

Ms. Martinez reviewed the graduation requirements and CTE courses that currently satisfy mathematics and science graduation requirements. Ms. Martinez discussed several courses that might be eligible, with minimal revision, to satisfy a mathematics or science requirement based on the potential of containing substantively similar and rigorous academic content as Algebra II or physics. The committee discussed the following four courses that might satisfy the fourth mathematics requirement: the innovative courses Project Lead the Way (PLTW) Principles of Engineering, PLTW Digital Electronics, and Discrete Math and the technology applications course Robotics Programming and Design. The committee also discussed the following three courses that might satisfy the fourth science graduation requirement: the CTE courses Advanced Environmental Technology and Veterinary Medical Applications and the innovative course PLTW Human Body Systems.

Invited testimony was provided by the following individual:

NAME: Robin Painovich
AFFILIATION: Career and Technical Association of Texas (CTAT)

Scott Lewis, highly qualified unit, division of educator standards, provided an update on some of the provisions of the No Child Left Behind (NCLB) Act and highly-qualified teacher requirements.

Chair Cargill directed TEA staff to move forward with the preparation of the seven courses identified above for first reading and filing authorization for the April 2013 SBOE meeting. The board chair also directed staff to review two additional CTE courses, Range Ecology and Management and Forestry and Woodland Ecosystems, as potential options to satisfy the fourth science graduation requirement. It was also requested that staff provide a list of district student enrollment numbers by SBOE district for all of the courses under consideration. The committee also directed staff to issue a survey to solicit feedback regarding the impact the courses under consideration would have if allowed to satisfy the graduation requirements in mathematics or science.

MOTION AND VOTE: *It was moved by Ms. Perez and carried unanimously to adjourn the meeting of the Committee of the Full Board and to reconvene the meeting on Thursday, January 31, 2013. (Mr. Cortez, Mr. Mercer, and Mr. Ratliff were absent for the vote.)*

Mrs. Cargill adjourned the meeting at 7:38 p.m.

The State Board of Education Committee of the Full Board reconvened at 9:04 a.m. on Thursday, January 31, 2013, 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: Barbara Cargill, chair; Lawrence A. Allen, Jr.; Donna Bahorich; David Bradley; 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

Mrs. Cargill announced that the Committee of the Full Board would resume its meeting of January 30, 2013, beginning with agenda item #6.

DISCUSSION ITEMS

6. Update on Instructional Materials Allotment (Board agenda page I-143)

John Lopez, managing director of instructional materials and educational technology, introduced the item and presented an update on the instructional materials allotment.

7. Update on Statements of Intent to Bid for Proclamation 2014
(Board agenda page I-145)

Mr. Lopez presented a summary of the Statements of Intent to Bid received for Proclamation 2014. He explained that the deadline for submitting nominations for the Proclamation 2014 state review panels had been extended to February 15, 2013. Board members agreed to assist in soliciting and nominating individuals to serve on the panels.

8. Discussion of Proclamation 2015 of the State Board of Education Advertising for Bids on Instructional Materials
(Board agenda page I-147)

Mr. Lopez presented the item and outlined the draft of Proclamation 2015.

9. Ethics Training
(Board agenda page I-149)

Board members were provided with copies of the *Ethics Handbook for the Permanent School Fund* and *A Guide to Ethics Laws for State Officers and Employees*, and Christopher Maska, TEA ethics advisor, briefed board members on relevant provisions of the Open Meetings Act.

10. Discussion of the No-Contact Language in the Open-Enrollment Charter Request for Application
(Board agenda page I-193)

Sally Partridge, associate commissioner of Accreditation and School Improvement, provided an overview of the no-contact language used in the Generation 18 request for application (RFA) approved by the SBOE in November 2012. The committee members requested that staff address the timeline during which the no-contact rule applies and the penalty associated with violating the no-contact provision. Members requested that staff include language in the Generation 18 RFA frequently asked questions document, subsequent RFA's, and subsequent trainings clearly stating the no-contact timeline and emphasizing that an applicant who violates the no-contact provision is no longer eligible to receive a charter.

11. Update on Development of State Accountability Rating System
(Board agenda page I-195)

Shannon Housson, director of the Performance Reporting Division, presented an update on the development of the state accountability rating system based on the requirements of House Bill (HB) 3, passed by the 81st Texas Legislature, 2009. A four-page handout was distributed to provide an overview of the components and indicators incorporated into the previous state accountability system (2011) and an overview of the proposed accountability system being developed for 2013 and beyond.

Mr. Housson responded to a variety of questions from committee members related to the construction of the indexes; weighting of the indexes; performance indicators not related to assessment; authority of the advisory groups; chronology of the accountability development process; and, the phase in of the student standards. Additionally, board members expressed their concerns with over-reliance on results from standardized tests, ability to understand and interpret the accountability reports, and the need for inclusion of other indicators of college and career-readiness that are not based on the STAAR assessment.

12. Discussion of Pending Litigation
(Board agenda page I-197)

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

Mrs. Cargill adjourned the meeting at 11:17 a.m.