

**State Board of Education
Summary of Action Items
January 31 and February 3, 2017**

The State Board of Education met in Austin January 31 and February 3 and took the following actions.

January 31 action items

1. Swearing-in Ceremony for Members of the State Board of Education

Sen. Larry Taylor, chair of the Senate Education Committee, administered a ceremonial oath of office to board members elected or re-elected in November 2016. Those members are: Donna Bahorich, Barbara Cargill, Keven Ellis, Tom Maynard, Sue Melton-Malone, Ken Mercer, Georgina C. Pérez, and Marty Rowley. The Vandergrift High School Chamber Choir from the Leander Independent School District performed at the ceremony.

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

2. Review and Adoption of State Board of Education Operating Rules

As required by Texas Education Code (TEC), §7.107, the board adopted amended operating rules that govern how meetings will be carried out.

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

3. Election of State Board of Education Officers

The board by acclamation elected Marty Rowley of Amarillo as vice chair of the board and Ruben Cortez Jr. of Brownsville as board secretary. Both will serve a two-year term of office.

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

4. Announcement of Membership of Committees

The board chair, vice chair and secretary made the following committee assignments:

INSTRUCTION

Donna Bahorich
Erika Beltran
Sue Melton-Malone
Geraldine Miller
Georgina C. Pérez

SCHOOL FINANCE/PERMANENT SCHOOL FUND

Lawrence A. Allen, Jr.
David Bradley
Patricia Hardy
Tom Maynard
Ken Mercer

SCHOOL INITIATIVES

Barbara Cargill
Ruben Cortez, Jr.
Keven Ellis
Marisa B. Perez
Marty Rowley

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

February 3 action items

Student Performance

The B Sharp Bucket Band from the Fort Worth Independent School District performed for the board and audience.

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

1. Resolutions and Presentations

The board passed a resolution recognizing Miguel Padilla, a student at Harmony School of Innovation in Fort Worth, as the only Texan and one of only 10 students in the United States to earn a perfect score on the Advanced Placement Computer Science A test.

The board approved a resolution designating February as Career and Technical Education Month and noted that this marked the 100th anniversary of the signing of the Smith-Hughes Act, federal legislation which launched support for vocational education.

The board approved a resolution congratulating the 2016 state finalists for the Presidential Awards for Excellence in Mathematics and Science Teaching. State finalists for mathematics are Deborah Cunningham, Garland Independent School District (ISD); Ashley Dodson, Allen ISD; Robert Rivera, Brownsville ISD; Misty Ruth, Pasadena ISD and Deborah Swyers, Round Rock ISD. The state finalists for science are Rubi deHoyos, Northside ISD (San Antonio); Kirk Evans, Allen ISD; Denise Koontz, Keller ISD; Andrea Miller, Mesquite ISD; and Kelly Spradley, Little Elm ISD.

The board recognized 26 schools that were named 2016 national [Blue Ribbon Schools](#) award recipients.

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

2. Approval of Consent Agenda

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

(1) Recommendations Regarding Renewal of Instructional Materials Contracts (Committee on Instruction)

The board renewed instructional materials contracts that expire on August 31, 2017. This action is recommended to ensure that these materials remain available for distribution to school districts until replacements become available. The renewal contracts cover material for pre-kindergarten learning systems; English as a Second Language, grades K-8; handwriting, spelling, English Language and Composition, grades 2-high school; and Spanish Language and Composition, grades 2-5.

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

(2) Adoption of Review of 19 TAC Chapter 30, Administration, Subchapter B, State Board of Education: Purchasing and Contracts (Adoption of Review) (Committee on School Finance/Permanent School Fund)

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 board approved the adoption of the review of 19 TAC Chapter 30, Administration, Subchapter B, State Board of Education: Purchasing and Contracts. The rules in Subchapter B address the historically underutilized business (HUB) program and procedures relating to protest for purchasing issues and dispute resolution, in accordance with Texas Government Code requirements.

Staff Contact: Questions about this item should be directed to the Division of Contracts, Purchasing and Agency Services at (512) 463-9041.

(3) Ratification of the Purchases and Sales of the Investment Portfolio of the Permanent School Fund for the Months of October and November 2016 (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 for the months of October and November 2016 in the amount of \$1,029,898,020 and \$861,105,703.

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 voted to execute an agreement with Exeter Property Group IV, L.P. as general partner, necessary to make an investment commitment of up to \$75 million in Exeter Industrial Value Fund IV, L.P. subject to continued due diligence and negotiation of fund terms, and authorized the commissioner of education to execute the contract. Board member Geraldine Miller recused herself from this vote.

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

**(5) Authorization to Issue a Request for Qualifications for Fiduciary, Investment Contracting, Real Estate, Tax and Disclosure Counsel for the Permanent School Fund
(Committee on School Finance/Permanent School Fund)**

The board agreed to issue a Request for Qualifications for Fiduciary, Investment Contracting, Real Estate, Tax and Disclosure Counsel for the Permanent School Fund. The contract for the current counsel expires Aug. 31, 2017.

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

**(6) Approval of the Selection of a Firm to Provide Global Custody and Securities Lending Services for the Permanent School Fund and Authorization for Contract Execution by the Commissioner of Education
(Committee on School Finance/Permanent School Fund)**

The board voted to enter into a new contract with The Bank of New York Mellon for global custody and securities lending services for the Permanent School Fund and authorized the commissioner of education to execute the contract. The current contract for these services, which BNY Mellon holds, expires Aug. 31, 2017.

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

**(7) Recommendation for Appointment to the Boys Ranch Independent School District Board of Trustees
(Committee School Initiatives)**

Based on the recommendation from the president of Cal Farley's Boys Ranch, the board voted to appoint Jacque Branch to the board of trustees of the Boys Ranch Independent School District. Branch will serve from February 3-April 17, 2017 to complete a term of office. Board member Marty Rowley recused himself from this vote.

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

**(8) Recommendation for Appointment to the Fort Sam Houston Independent School District Board of Trustees
(Committee School Initiatives)**

Based on Colonel David L. Raugh's recommendation, the board approved the appointment of Deborah Seabron to serve on the Fort Sam Houston ISD Board of Trustees from February 3-September 14, 2017.

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

**(9) Recommendation for Appointment to the Randolph Field Independent School District Board of Trustees
(Committee School Initiatives)**

Based on Colonel Thomas G. Miner, Jr.'s recommendation, the board approved the appointment of Colonel William Morrison II to serve on the Randolph Field ISD Board of Trustees from February 3, 2017 - February 2, 2018.

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

**(10) Adoption of Review of 19 TAC Chapter 30, Administration, Subchapter A, State Board of Education: General Provisions
(Adoption of Review)
(Committee School Initiatives)**

The board adopted the review of 19 TAC Chapter 30, Administration, Subchapter A, State Board of Education: General Provisions.

Staff Contact: Questions about this item should be directed to the Division of Rulemaking at (512) 475-1497.

COMMITTEE OF THE FULL BOARD

**3. Proposed Amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter B, Graduation Requirements
(Second Reading and Final Adoption)**

The board approved for second reading and final adoption proposed amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter B, Graduation Requirements, to update the rules to include new career and technical education (CTE) course options that will be available for students to satisfy graduation requirements beginning with the 2017-2018 school year.

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

4. **Proposed Amendments to 19 TAC Chapter 112, Texas Essential Knowledge and Skills for Science, Subchapter A, Elementary, Subchapter B, Middle School, and Subchapter C, High School**
(First Reading and Filing Authorization)

The board approved for first reading and filing authorization proposed amendments to 19 TAC Chapter 112, Texas Essential Knowledge and Skills for Science, Subchapter A, Elementary, Subchapter B, Middle School, and Subchapter C, High School. The proposed amendments represent an effort to streamline the Texas Essential Knowledge and Skills (TEKS) for science with a recommended implementation date of the 2017-2018 school year.

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

5. **Proposed Revisions to 19 TAC Chapter 110, Texas Essential Knowledge and Skills for English Language Arts and Reading, and Chapter 128, Texas Essential Knowledge and Skills for Spanish Language Arts and Reading and English as a Second Language**
(First Reading and Filing Authorization)

The board approved for first reading and filing authorization a number of revisions to 19 TAC Chapter 110, Texas Essential Knowledge and Skills for English Language Arts and Reading, Subchapter A, Elementary, Subchapter B, Middle School, and Subchapter C, High School, and Chapter 128, Texas Essential Knowledge and Skills for Spanish Language Arts and Reading and English as a Second Language, Subchapter A, Elementary and Subchapter B, Middle School. The amendments organize the TEKS into seven strands and better align the English and Spanish language arts standards.

The board delayed the first reading vote on Subchapter C, High School for both the English and Spanish standards until the board's April meeting.

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

COMMITTEE ON INSTRUCTION

6. **Proposed Approval of Innovative Courses**

The board approved an innovative course called Methodology for Academic and Personal Success for a period of five years.

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

7. **Proposed New 19 TAC Chapter 114, Texas Essential Knowledge and Skills for Languages Other Than English, Subchapter C, High School, §114.53, Advanced Language for Career Applications**
(First Reading and Filing Authorization)

The board approved for first reading and filing authorization proposed new 19 TAC Chapter 114, Texas Essential Knowledge and Skills for Languages Other Than English, Subchapter C, High School, §114.53, Advanced Language for Career Applications. The proposal would implement House Bill (HB) 1431, 84th Texas Legislature, 2015, which requires the State Board of Education (SBOE) to develop an advanced languages other than English (LOTE) course that prepares students to communicate in a language other than English in a specific professional, business, or industry environment.

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

8. **Proposed Amendments to 19 TAC Chapter 115, Texas Essential Knowledge and Skills for Health Education, Subchapter B, Middle School, and Subchapter C, High School**
(First Reading and Filing Authorization)

The board approved for first reading and filing authorization proposed amendments to 19 TAC Chapter 115, Texas Essential Knowledge and Skills for Health Education, Subchapter B, Middle School, and Subchapter C, High School. The proposed amendments would add student expectations for prescription drug awareness to the health education Texas Essential Knowledge and Skills (TEKS) in accordance with Senate Bill (SB) 968, 84th Texas Legislature, 2015.

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

9. **Consideration of Petitions for Adoption of Rule Concerning 19 TAC Chapter 130, Texas Essential Knowledge and Skills for Career and Technical Education, Subchapter J, Human Services, §130.283, Cosmetology I (Two Credits), Adopted 2015, and §130.284, Cosmetology II (Two Credits), Adopted 2015**

The board denied petitions to amend 19 TAC Chapter 130, Texas Essential Knowledge and Skills for Career and Technical Education, Subchapter J, Human Services, §130.283, Cosmetology I (Two Credits), Adopted 2015, and §130.284, Cosmetology II (Two Credits), Adopted 2015, because the TEKS for cosmetology cannot be revised until the recently adopted revisions become effective on August 28, 2017 and the board took action to address the issue presented by the petitioners at its November 2016 meeting.

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

COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND

10. **Proposed Amendment to 19 TAC Chapter 109, Budgeting, Accounting, and Auditing, Subchapter D, Uniform Bank Bid or Request for Proposal and Depository Contract, §109.51, Uniform Depository Bank Bid or Proposal Form (First Reading and Filing Authorization)**
(Moved to the Consent Agenda)

The board approved for first reading and filing authorization proposed amendments to 19 TAC Chapter 109, Budgeting, Accounting, and Auditing, Subchapter D, Uniform Bank Bid or Request for Proposal and Depository Contract, §109.51, Uniform Depository Bank Bid or Proposal Form. The proposed amendment updates bank bid and proposal forms and provides flexibility for school districts and banks.

Staff Contact: Questions about this item should be directed to the Division of Financial Compliance at (512) 463-2945.

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, §33.65, Bond Guarantee Program for School Districts (Second Reading and Final Adoption)**

The board approved for second reading and final adoption a 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. The amendments increase the multiplier used in calculating the capacity of the Permanent School Fund (PSF) and effectively creates greater capacity to guarantee bonds issued by charter schools.

Staff Contact: Questions about this item should be directed to the Division of School Finance at (512) 463-9179.

COMMITTEE ON SCHOOL INITIATIVES

12. **Proposed Amendment to 19 TAC Chapter 30, Administration, Subchapter A, State Board of Education: General Provisions, §30.1, Petition for Adoption of Rule Changes (First Reading and Filing Authorization)**

The board suspended its operating rules and approved for first reading and filing authorization a proposed amendment to 19 TAC Chapter 30, Administration, Subchapter A, State Board of Education: General Provisions, §30.1, Petition for Adoption of Rule Changes. The proposed amendment would update the petition form adopted in rule to require the petitioner to indicate that the petitioner meets one of the four definitions of an *interested person* specified in statute and would add language to specify the reasons the State Board of Education may deny a petition for rulemaking.

Staff Contact: Questions about this item should be directed to the Division of Rulemaking at (512) 475-1497.