

**Report of the State Board of Education
Committee of the Full Board
Wednesday August 30, 2023**

The State Board of Education Committee of the Full Board met at 9:08 a.m. on Wednesday, August 30, 2023, in the State Board of Education Room, #1-104, of the William B. Travis Building, 1701 N. Congress Avenue, Austin, Texas. Attendance was noted as follows:

Present: Keven Ellis, chair; Rebecca Bell-Metereau; Evelyn Brooks; Staci Childs; Aicha Davis; L.J. Francis; Patricia Hardy; Will Hickman; Aaron Kinsey; Pam Little; Tom Maynard; Melissa Ortega; Marisa B. Perez-Diaz; Julie Pickren; Audrey Young

Public Testimony

The Committee of the Full Board heard public testimony on agenda items #2 and #4. Information regarding the individuals who presented public testimony is included in the discussion of that item.

The Committee of the Full Board considered items in the following order: Item number 1, 2, 3, 5, 6, 4, 7, 8

DISCUSSION ITEMS

1. Commissioner's Comments
(Board agenda page I-7)

Commissioner Mike Morath reviewed the 2022-23 State of Texas Assessment of Academic Readiness (STAAR) scores. He demonstrated the Texas Assessment Family Portal to show the information that parents are able to access regarding their children's performance on the STAAR. Commissioner Morath also shared an update on the fentanyl response, "One Pill Kills" campaign and shared communications toolkit information that is available on the TEA website.

2. Discussion of House Bill 1605, 88th Texas Legislature, Regular Session
(Board agenda page I-4)

A portion of this item was postponed from the August 29, 2023, meeting of the Committee of the Full Board.

The committee indicated a desire for TEA to focus on rubrics for reading and mathematics at this time and to postpone development of the science rubric.

Commissioner Mike Morath stated that the agency does not plan to include science in the initial rubric development cycle for the new instructional materials review and approval process. He also discussed future rulemaking and approvals required for implementation of House Bill 1605, including the instructional materials quality review process, suitability rubrics, and local reviews of classroom instructional materials.

Dr. Ellis shared his intention to include the suitability rubric as an action item at the November 2023 meeting.

3. **Public Hearing on Proposed New 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development and Career and Technical Education, Subchapter B, High School, and Subchapter F, Business, Marketing, and Finance**
(Board agenda page I-8)

Public testimony was provided by the following individual:

NAME: Andrew Pierce
AFFILIATION: Self

ACTION ITEMS

4. **Proposed New 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development and Career and Technical Education, Subchapter B, High School, and Subchapter F, Business, Marketing, and Finance**
(First Reading and Filing Authorization)
(Board agenda page I-10)
[Official agenda item #5]

Shelly Ramos, senior director, curriculum standards and student support division, provided an overview of the changes recommended by the work group for revisions to the TEKS for career preparation and entrepreneurship.

MOTION: *It was moved by Mrs. Little and seconded by Mr. Maynard to recommend that the State Board of Education approve for first reading and filing authorization proposed new 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development and Career and Technical Education, Subchapter B, High School, §127.19, Project-Based Research (One Credit), Adopted 2023; §127.20, Career Preparation I (Two Credits), Adopted 2023; §127.21, Career Preparation II (Two Credits), Adopted 2023; and §127.22, Extended Career Preparation (One Credit), Adopted 2023; and Subchapter F, Business, Marketing, and Finance, §127.275, Entrepreneurship I (One Credit), Adopted 2023; §127.276, Entrepreneurship II (One Credit), Adopted 2023; §127.277, Practicum in Entrepreneurship (One Credit), Adopted 2023; and §127.278, Extended Practicum in Entrepreneurship (One Credit), Adopted 2023.*

MOTION AND VOTE: *It was moved by Mr. Hickman, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.20(d)(7)(D) to read:*

“investigate and compare career options by completing career aptitude tests, interest and skill inventories, or surveys;”

MOTION AND VOTE: *It was moved by Ms. Pickren and seconded by Mrs. Brooks to recommend that the State Board of Education amend §127.20(d)(5)(F) to read:*

“research and explain the rights and responsibilities established by the Civil Rights Act of 1964, Title VII, and the Education Amendments of 1972, Title IX, as passed by Congress; and”

The motion failed.

MOTION AND VOTE: *It was moved by Mrs. Brooks and seconded by Dr. Young to recommend that the State Board of Education amend §127.20(d)(5)(F) to read:*

“research and explain the rights and responsibilities established by the Civil Rights Act of 1964, Title VII, ~~and the Education Amendments of 1972, Title IX;~~ and”

The motion failed with 5 members voting Aye, 7 members voting No, and 1 member Abstaining as follows:

Aye: *Ms. Brooks* *Ms. Pickren*
 Mr. Kinsey *Dr. Young*
 Mr. Maynard

No: *Ms. Childs* *Mrs. Little*
 Ms. Davis *Dr. Ortega*
 Ms. Hardy *Ms. Perez-Diaz*
 Mr. Hickman

Abstain: *Mr. Francis*

(Dr. Bell-Metereau was absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Maynard, seconded by Ms. Hardy, and carried to recommend that the State Board of Education strike §127.20(d)(5)(F) and replace it with the following:*

“research and explain the origins and legislative intent of the Civil Rights Act of 1964, Title VII, and the Educational Amendments of 1972, Title IX, and the rights and responsibilities established by these laws;”

MOTION AND VOTE: *It was moved by Mr. Francis, seconded by Mr. Kinsey, and carried unanimously to recommend that the State Board of Education amend §127.20(d)(2)(B) to read:*

“demonstrate professionalism by being dependable, solving problems, taking initiative, communicating effectively, ~~and~~ listening actively, and resolving conflicts;”

MOTION AND VOTE: *It was moved by Mr. Francis, seconded by Mr. Maynard, and carried to recommend that the State Board of Education amend §127.20(d)(7)(H) to read:*

“explain the impact of an employee self-evaluation, management performance evaluations, and employee feedback response on personal job growth.”

MOTION AND VOTE: *It was moved by Mrs. Brooks and seconded by Mr. Francis to recommend that the State Board of Education strike “global” from §127.20(d)(8)(F). The motion failed.*

MOTION AND VOTE: *It was moved by Mr. Hickman, seconded by Ms. Childs, and carried to recommend that the State Board of Education amend §127.20(d)(8)(F) to replace “workplace” with “workforce.”*

MOTION AND VOTE: *It was moved by Mr. Hickman, seconded by Mr. Maynard, and carried unanimously to recommend that the State Board of Education amend §127.21(d)(1)(B) to add “or resumé.”*

MOTION AND VOTE: *It was moved by Mr. Francis, seconded by Mr. Kinsey, and carried without objection to recommend that the State Board of Education amend §127.21(d)(4)(A) to read:*

“identify positive interpersonal skills, including conflict resolution, effective communication, and respect for all people, and model these skills as a mentor with peers;

MOTION AND VOTE: *It was moved by Mr. Francis, seconded by Mr. Kinsey, and carried without objection to recommend that the State Board of Education amend §127.275(d)(1)(E) to read:*

“demonstrate collaboration skills, including resolving conflicts, within a ~~diverse~~ team setting;”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mr. Francis, and carried without objection to recommend that the State Board of Education amend §127.275(d)(1)(B) to replace “company expectations” with “business norms.”*

MOTION AND VOTE: *It was moved by Mr. Hickman, seconded by Mrs. Brooks, and carried without objection to recommend that the State Board of Education amend §127.275(c)(3) to read:*

“Entrepreneurship I, students will gain the knowledge and skills needed to become an entrepreneur in a free enterprise system. Students will learn the key concepts necessary to begin and operate a business. The primary focus of the course is to help students identify the types and selection criteria of business structures, understand the components of a business plan, determine feasibility of an idea using research, and develop and present a business concept. In addition, students will understand the basics of management, accounting, finance, marketing, risk, and product development.”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mr. Francis, and carried without objection to recommend that the State Board of Education add new §127.275(d)(2)(G) to read:*

“identify the role entrepreneurship plays in innovation within a free-market economy.”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mr. Francis, and carried to recommend that the State Board of Education strike and replace §127.275(d)(3)(D) to read:*

“identify the primary importance of shareholders ~~compare the difference between shareholders and stakeholders.~~”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mr. Francis, and carried to recommend that the State Board of Education amend §127.275(d)(6)(A) to read:*

“define and explain basic accounting terms, including revenue, expenses, cash, accounts receivable, accounts payable, fixed assets, liquid assets, inventory, liabilities, cost of goods sold, EBITDA (earnings before interest, taxes, depreciation and amortization), gross profit, net profit, forecasts, cash flow, return on investment, and owners' equity;”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mrs. Brooks, and carried without objection to recommend that the State Board of Education amend §127.275(d)(6)(B) to read:*

“identify possible diversified revenue streams for a business;”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.275(d)(6)(E) to read:*

“calculate unit economics and a break-even point using sample data;”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.275(d)(6)(I) to read:*

“compare various pricing strategies such as cost-plus pricing, price skimming, penetration pricing, premium pricing, and value-based pricing;”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.275(d)(8)(D) to read:*

“explain potential impacts of the availability of the product or service on a selected target market; and”

MOTION AND VOTE: *It was moved by Mrs. Brooks, seconded by Mr. Kinsey, and carried without objection to recommend that the State Board of Education amend §127.275(c)(3) to read:*

“In Entrepreneurship I, students will gain the knowledge and skills needed to become an entrepreneur in a free enterprise system. Students will learn the key concepts necessary to begin and operate a business. The primary focus of the course is to help students identify the types and selection criteria of business structures, understand the components of a business plan, determine feasibility of an idea using research, and develop and present a business concept. In addition, students will understand the basics of management, accounting, finance, marketing, risk, and product development.”

MOTION AND VOTE: *It was moved by Mr. Francis, seconded by Ms. Childs, and carried unanimously to recommend that the State Board of Education amend §127.275(d)(10)(A) to read:*

“identify and compare the opportunities of various local, state, and national organizations and associations that provide resources to entrepreneurs, including startup grants and loans; and”

MOTION AND VOTE: *It was moved by Mr. Hickman, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.275(d)(1)(A) to read:*

“demonstrate professional business communication skills such as verbal phone conversations and the construction of email in a professional manner, including subject line, salutation, email body, closing, and signature;”

MOTION AND VOTE: *It was moved by Mr. Hickman, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.275(d)(4)(A) to read:*

“complete a career interest inventory or career aptitude test and a personality assessment to identify personality traits, strengths, and weaknesses;”

MOTION AND VOTE: *It was moved by Mr. Hickman, seconded by Ms. Childs, and carried without objection to recommend that the State Board of Education amend §127.276(d)(2)(A) to read:*

“compare the advantages and disadvantages of corporations, franchises, partnerships, limited-liability companies, and sole-proprietorships;”

MOTION AND VOTE: *It was moved by Mr. Hickman, seconded by Mr. Maynard, and carried without objection to recommend that the State Board of Education amend §127.276(d)(5)(A) to read:*

“compare potential funding sources, including crowdsourcing, private equity firms, venture capitalists, banks and other lenders, friends and relatives, grants, state and local development agencies, and angel investors; and”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mr. Francis, and carried without objection to recommend that the State Board of Education amend §127.276(d)(5)(A) to read:*

“compare the advantages and disadvantages of potential funding sources, including crowdsourcing, private equity firms, venture capitalists, banks and other lenders, friends and relatives, grants, state and local development agencies, and angel investors; and”

MOTION AND VOTE: *It was moved by Mr. Maynard, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education strike §127.276(d)(5)(B) and replace it with the following:*

“identify predatory lending schemes and practices ~~evaluate risks and benefits of various funding sources.~~”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mr. Maynard, and carried without objection to recommend that the State Board of Education add new §127.276(d)(5)(C) to read:*

“evaluate risks and benefits of various funding sources from short- and long-term perspectives.”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.276(d)(1)(C) to read:*

“conduct meetings in face-to-face and virtual settings by creating an agenda, confirming the meeting, using an agenda as a guide for the meeting, and sending meeting follow-up correspondence;”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Ms. Childs, and carried without objection to recommend that the State Board of Education amend §127.276(d)(2)(B) to replace “taking over” with “acquiring.”*

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mr. Francis, and carried without objection to recommend that the State Board of Education amend §127.276(d)(6)(C) to read:*

“explain the process for legally registering and obtaining a tax status for a start-up business for a selected ownership structure.”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.276(d)(8)(E) to read:*

“create a monthly projected financial statement for a three-year period ~~financial statement~~ for a start-up business;”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.276(d)(12)(D) to read:*

“calculate unit economics and a break-even point for a start-up business; and”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.276(d)(17)(B) to replace “interest rates” with “terms.”*

MOTION AND VOTE: *It was moved by Mrs. Brooks, seconded by Ms. Pickren, and carried without objection to recommend that the State Board of Education amend §127.276(c)(3), §127.277(c)(3), and §127.278(c)(3) to add “in a free enterprise system.”*

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.277(d)(4)(A) to read:*

“describe all materials, facilities, technology, inventory, and personnel that will be needed to start and sustain the business;”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.277(d)(5)(B) to strike “sustainable.”*

MOTION AND VOTE: *It was moved by Mr. Hickman and seconded by Mr. Maynard to recommend that the State Board of Education amend §127.277(d)(5)(B) to add “long-term” before “jobs.” The motion failed.*

MOTION AND VOTE: *It was moved by Mr. Francis, seconded by Mr. Kinsey, and carried without objection to recommend that the State Board of Education amend §127.277(d)(5) to replace “obligations” with “responsibilities.”*

MOTION AND VOTE: *It was moved by Mr. Hickman, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.277(d)(3)(B) to read:*

“compare the benefits and drawbacks for each type of business structure such as personal liability, and taxes, and intellectual property; and”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mr. Maynard, and carried without objection to recommend that the State Board of Education amend §127.277(d)(6)(D) to read:*

“analyze various paths to exit a business; and the impact from startup decisions; and”

MOTION: *It was moved by Ms. Pickren and seconded by Mr. Maynard to recommend that the State Board of Education add new §127.276(d)(14)(E) to read:*

“analyze risks and challenges associated with sourcing production outside the U.S., especially in countries with state-run economies which are hostile to free markets and U.S. intellectual property.”

MOTION AND VOTE: *It was moved by Ms. Perez-Diaz and seconded by Mrs. Brooks to recommend that the State Board of Education amend new §127.276(d)(14)(E) to read:*

“~~analyze risks and challenges associated with~~ impacts of sourcing production outside the U.S., especially in countries with state-run economies ~~which are hostile to free markets and US intellectual property.~~”

The motion failed.

VOTE: *A vote was taken on Ms. Pickren’s original motion to add new §127.276(d)(14)(E). The motion failed.*

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.278(d)(1)(C) to read:*

“demonstrate professional standards and personal qualities needed to succeed as an entrepreneur such as self-discipline, integrity, customer service, work ethic, and adaptability with increased fluency;”

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Mrs. Little, and carried without objection to recommend that the State Board of Education amend §127.278(d)(4)(B) to replace “security” with “cybersecurity.”*

VOTE: *A vote was taken on the main motion, as amended, to recommend that the State Board of Education approve for first reading and filing authorization proposed new 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development and Career and Technical Education, Subchapter B, High School, §127.19, Project-Based Research (One Credit), Adopted 2023; §127.20, Career Preparation I (Two Credits), Adopted 2023; §127.21, Career Preparation II (Two Credits), Adopted 2023; and §127.22, Extended Career Preparation (One Credit), Adopted 2023; and Subchapter F, Business, Marketing, and Finance, §127.275, Entrepreneurship I (One Credit), Adopted 2023; §127.276, Entrepreneurship II (One Credit), Adopted 2023; §127.277, Practicum in Entrepreneurship (One Credit), Adopted 2023; and §127.278, Extended Practicum in Entrepreneurship (One Credit), Adopted 2023. The motion carried.*

(Dr. Bell-Metereau, Ms. Childs, and Ms. Davis were absent for the vote.)

5. **Proposed Amendment to 19 TAC Chapter 100, Charters, Subchapter A, Open-Enrollment Charter Schools, §100.1, Selection Process**
(Board agenda page I-14)
[Official agenda item #6]

Public testimony was provided by the following individual:

NAME: Christine Gendron
AFFILIATION: Texas Charter School Association

Marian Schutte, executive director, authorizing division, presented information on the open-enrollment charter school selection process.

MOTION AND VOTE: *It was moved by Mrs. Little, seconded by Ms. Hardy, and carried to recommend that the State Board of Education approve for second reading and final adoption the proposed amendment to 19 TAC §100.1 Selection Process; and*

Make an affirmative finding that immediate adoption of the proposed amendment to 19 TAC Chapter 100, Charters, Subchapter A, Open-Enrollment Charter Schools, §100.1, Selection Process, is necessary and shall have an effective date of 20 days after filing with the Texas Register.

(Dr. Bell-Metereau was absent for the vote.)

DISCUSSION ITEM

6. **Introduction of the Texas Permanent School Fund Corporation Acting Chief Executive Officer**
(Board agenda page I-18)

Mr. Maynard introduced Britt Harris as the acting chief executive officer for the Texas Permanent School Fund Corporation. Mr. Harris provided an overview of the history of the Permanent School Fund. He also explained steps that are being taken to merge with the General Land Office (GLO) fund and fully establish the Corporation.

ACTION ITEM

7. **Update on Texas Essential Knowledge and Skills (TEKS) Review**
(Board agenda page I-19)
[Official agenda item #7]

Ms. Ramos provided an update on the English Language Proficiency Standards (ELPS) and CTE TEKS review and revision processes. She explained that TEA is seeking representatives from business and industry to provide feedback on the career preparation and entrepreneurship TEKS and asked board members to send recommendations to TEA staff. Additionally, she explained that draft recommendations for the TEKS for certain agriculture, food, and natural resources, aviation, and CTE courses that satisfy science graduation credit would be completed soon. Once available, the draft recommendations will be shared with board members, the advisory group, and education service centers.

Monica Martinez, associate commissioner for standards and programs, provided an update on the CTE programs of study refresh. She explained that there are currently 53 statewide programs of study in 14 career clusters. She provided an overview of the current programs of study framework documents that show the courses within each level in a program of study and include aligned industry-based certifications (IBCs). She reviewed the timeline and milestones of the refresh process and summarized recommendations made by the programs of study advisory committee. She further explained that the advisory committee's recommendations were posted for public comment and that adjustments will be made, if necessary, in response to public comment. The finalized refreshed programs of study will be published later this fall to give school districts a year to adjust local programs to align with refreshed programs of study. Finally, she stated that CTE and Curriculum staff will make recommendations to the board at a future meeting for scheduling of CTE courses to be developed or revised as a result of the programs of study refresh.

DISCUSSION ITEM

8. Discussion of Pending Litigation (Board agenda page I-22)

Von Byer, general counsel, legal services, explained that a group of library book vendors filed a lawsuit against the Chair of the State Board of Education, the Commissioner of Education, and the Chair of the Texas State Library and Archives Commission. He stated that there was a hearing on Monday, August 28, but no determination was made at that time. He also stated that the attorney from the Attorney General's office was unable to attend the meeting to provide an update, but that board members would receive additional updates as they become available.

Vice Chair Little adjourned the meeting at 7:22 p.m.