

**Report of the State Board of Education
Committee on Instruction
September 17, 2009**

The State Board of Education Committee on Instruction met at 7:11 p.m. on Thursday, September 17, 2009, in 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; Ken Mercer, vice chair; Lawrence A. Allen, Jr., Terri Leo, Geraldine Miller

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=3958> or in the information section (yellow pages) of the agenda.

The Committee on Instruction heard public testimony on agenda item #1. Information regarding the individual who presented public testimony is included in the discussion of that item.

ACTION ITEMS

1. Proposed Approval of Updates to the Texas State Plan for the Education of Gifted/Talented Students

(Board agenda page II-1)
[Official agenda item #10]

Kelly Callaway, director of advanced academics/gifted education, briefly reviewed updates to the *Texas State Plan for the Education of Gifted/Talented Students* (State Plan) and explained to the committee that the approval of the plan was postponed at the July meeting to allow committee members time to study the proposed updates. She also explained that the recommended updates were developed by members of the Commissioner’s Advisory Council on the Education of Gifted/Talented Students.

Public testimony was provided by the following individual:

NAME: Judy Bridges
AFFILIATION: Vice Chair, Commissioner’s Advisory Council on the Education of Gifted/Talented Students

Ms. Bridges recommended the following amendments:

1. Add “colleges and universities” to the last sentence in the Foreword: “Through the combined efforts of the TEA, the Education Service Centers, local district personnel, colleges and universities, and the communities they serve, *all* children will experience an academically challenging education that enables them to maximize their potential.”

2. Change “A” in the first column’s numbering system to “C.”
3. Delete “intelligences” in the header of Section 1 so that it reads, “Assessment instruments and gifted/talented identification procedures provide students an opportunity to demonstrate their diverse talents and abilities.”
4. Add “state teacher standards” to 4.2A to read, “Teachers who provide instruction and services that are a part of the district’s defined gifted/talented services receive a minimum of six (6) hours annually of professional development in gifted/talented education that is related to state teacher education standards (19 TAC §89.2(3) and <http://www.sbec.state.tx.us/SBECOnline/standtest/standards/allgifttal.pdf>).”
5. Add “state teacher standards” to 4.4A to read, “Evaluation of professional development activities for gifted/talented education is ongoing and related to state teacher education standards, and the results of the evaluation are used in making decisions regarding future staff development plans (19 TAC §89.5 and <http://www.sbec.state.tx.us/SBECOnline/standtest/standards/allgifttal.pdf>).”

MOTION AND VOTE: *It was moved by Mrs. Miller, seconded by Mr. Allen, and carried unanimously to recommend that the State Board of Education approve the proposed updates to the State Plan as amended as shown above, and the placement of this item on the consent agenda of the State Board of Education meeting of September 18, 2009.*

2. Recommended Penalties for Failure to Correct Factual Errors in Adopted Instructional Materials

(Board agenda page II-21)
[Official agenda item #11]

John Lopez, managing director of instructional materials and educational technology, introduced the item and presented a summary of the additional errors and the recommended penalties for failure to make required corrections in adopted instructional materials.

MOTION AND VOTE: *It was moved by Mrs. Miller, seconded by Mr. Mercer, and carried unanimously to recommend that the State Board of Education assess penalties for Harcourt School Publishers, Macmillan/McGraw-Hill, and Glencoe/McGraw Hill as reflected on Attachment A.*

MOTION AND VOTE: *It was moved by Mrs. Miller, seconded by Mr. Mercer, and carried unanimously to recommend that the State Board of Education waive penalties for Houghton Mifflin Company grades 3, 4, and 5 Spanish materials in lieu of the publisher’s replacement of those student and teacher materials.*

MOTION AND VOTE: *It was moved by Mrs. Miller, seconded by Mr. Mercer, and carried unanimously to recommend that the State Board of Education assess penalties for Houghton Mifflin Company English and Spanish consumable materials for grades K–2, and English materials for grades 3-5 for which units have been ordered and forego penalties for materials for which no units have been ordered, and the placement of this item on the consent agenda of the State Board of Education meeting of September 18, 2009.*

3. **Proposed Revisions to 19 TAC Chapter 101, Assessment,
Subchapter A, General Provisions, and Subchapter B,
Development and Administration of Tests**

(First Reading and Filing Authorization)

(Board agenda page II-27)

[Official agenda item #12]

Criss Cloudt, associate commissioner for assessment, accountability, and data quality, described the proposed amendments, reviewing the reason for each of the proposed changes. She also introduced substitute text for 19 TAC §101.7, Testing Requirements for Graduation, (Attachment B) that addressed board authority for state test administration requirements and commissioner authority to establish passing standards for the state assessments.

Mrs. Miller noted her concerns with the decision by the Texas Legislature to eliminate the Student Success Initiative at grade 3.

MOTION AND VOTE: *It was moved by Mrs. Leo and carried unanimously to recommend approval of the proposed revisions to 19 TAC Chapter 101, Assessment, Subchapter A, General Provisions, and Subchapter B, Development and Administration of Tests, as amended (see Attachment B), for first reading and filing authorization, and the placement of this item on the consent agenda of the State Board of Education meeting of September 18, 2009.*

The meeting of the Committee on Instruction adjourned at 7:52 p.m.