Report of the State Board of Education
Committee of the Full Board
January 13, 2010

The State Board of Education Committee of the Full Board met at 9:07 a.m. on Wednesday, January 13, 2010, in the State Board of Education Room, #1-104, of the William B. Travis Building, 1701 N. Congress Avenue, Austin, Texas. The following members of the committee were present:

Presiding: Gail Lowe, chair; Rick Agosto, Lawrence A. Allen, Jr., Mary Helen Berlanga, David Bradley, Barbara Cargill, Bob Craig, Pat Hardy, Mavis B. Knight, Terri Leo, Don McLeroy, Ken Mercer, Geraldine Miller, Rene Nuñez

Absent: Cynthia Dunbar

DISCUSSION ITEM

1. Commissioner's Comments Regarding the SBOE Agenda
(Board agenda page I-241)

No comments were provided by Commissioner of Education Robert Scott.

CONSENT ITEM

2. Approval of Nominees to Recommend to the Governor for Service on the Board of Trustees of the Teacher Retirement System of Texas
(Board agenda page I-1)
[Consent agenda item #(1)]

MOTION AND VOTE: *It was moved by Mr. Bradley, seconded by Mr. Craig, and carried unanimously to recommend that the State Board of Education submit to the Governor the list of three nominees--H. Keith Wallace, John W. Osborn, and Christophe Sloan Moss, for consideration for appointment to the board of trustees of the Teacher Retirement System of Texas, to fill a term ending on August 31, 2015.*

ACTION ITEMS

3. Proposed Amendment to 19 TAC Chapter 33, Statement of Investment Objectives, Policies, and Guidelines of the Texas Permanent School Fund, §33.5, Code of Ethics
(First Reading and Filing Authorization)
(Board agenda page I-3)
[Official agenda item #3]

Christopher Maska, ethics advisor, highlighted the amendments that resulted from the November board meeting. Board members discussed the limit on the value of certain gifts in 19 TAC section 33.5 (n)(2)(F).

MOTION AND VOTE: *It was carried unanimously by the Committee of the Full Board to recommend that the State Board of Education approve for first reading and filing authorization the proposed amendment to 19 TAC Chapter 33, Statement of Investment Objectives, Policies, and Guidelines of the Texas Permanent School Fund, §33.5, Code of Ethics.*

MOTION AND VOTE: *It was moved by Mr. Bradley and carried unanimously to reconsider the proposed amendment to 19 TAC Chapter 33, Statement of Investment Objectives, Policies, and Guidelines of the Texas Permanent School Fund, §33.5, Code of Ethics.*

MOTION: *It was moved by Mr. Bradley and seconded by Mr. Nuñez to amend 19 TAC §33.5(k) as follows: "No SBOE Member shall solicit or receive a campaign contribution [~~support~~] on behalf of any SBOE political candidate, political party, or political committee from a PSF Service Provider or any PSF manager, consultant, or staff member."*

Mr. Bradley withdrew his motion without objection.

4. Proposed New 19 TAC Chapter 33, Statement of Investment Objectives, Policies, and Guidelines of the Texas Permanent School Fund, §33.2, Distributions to the Available School Fund
(First Reading and Filing Authorization)
(Board agenda page I-21)
[Official agenda item #4]

Holland Timmins, executive administrator and chief investment officer, introduced this item. He stated that the amendment to TAC Chapter 33 adds section §33.2 relating to the distributions to the Available School Fund. He further stated that based on the Texas Attorney General's opinion, each year, the State Board of Education (SBOE) shall determine whether a distribution to the Available School Fund (ASF) shall be made for the current state fiscal year.

MOTION AND VOTE: *It was carried unanimously by the Committee of the Full Board to recommend that the State Board of Education approve for first reading and filing authorization the proposed new 19 TAC Chapter 33, Statement of Investment Objectives, Policies, and Guidelines of the Texas Permanent School Fund, §33.2.*

DISCUSSION ITEMS

5. Public Hearing on Proposed Revisions to 19 TAC Chapter 110, Texas Essential Knowledge and Skills for English Language Arts and Reading, Subchapter C, High School
(Board agenda page I-243)

Public testimony was provided by the following individual:

NAME: Mark Grayson
AFFILIATION: Self

Mrs. Lowe explained that Mr. Grayson's testimony pertained to item 2 on Thursday's agenda regarding graduation requirements and asked committee members to consider his testimony during the Thursday discussion.

6. Public Hearing on Proposed Revisions to 19 TAC Chapter 113, Texas Essential Knowledge and Skills for Social Studies, Subchapter A, Elementary, Subchapter B, Middle School, and Subchapter C, High School, and 19 TAC Chapter 118, Texas Essential Knowledge and Skills for Economics with Emphasis on the Free Enterprise System and Its Benefits, Subchapter A, High School
(Board agenda page I-245)

Public testimony was provided by the following individuals:

NAME: Edwin Greiner
AFFILIATION: Admiral, Texas Navy

NAME: Dan Arellano
AFFILIATION: Self

NAME: Patricia Epstein
AFFILIATION: Jewish Community Relations Council of Greater Dallas

NAME: Dick Brown
AFFILIATION: Admiral, Texas Navy

NAME: Kathy Miller
AFFILIATION: Texas Freedom Network

NAME: Pat Jackson
AFFILIATION: Self

NAME: Robert Bohmfalk
AFFILIATION: Self

NAME: Steven K. Green
AFFILIATION: Willamette University Center for Religion, Law and Democracy

NAME: Stephen R. Nickle
AFFILIATION: Trinity University Chaplain

NAME: William B. Proctor
AFFILIATION: Retired Educator

NAME: Shammi Gill
AFFILIATION: Houston Public Library

NAME: Lela Pittenger
AFFILIATION: Self

NAME: Manpreet K. Singh
AFFILIATION: The Spurlock Law Firm

NAME: Cecilia Wood
AFFILIATION: Self

NAME: Josephine Krouse
AFFILIATION: Self

NAME: Bonny Brogdon
AFFILIATION: Self

NAME: Deanna Newberg
AFFILIATION: Public School Teacher

NAME: Joni Cohan
AFFILIATION: National Council of Jewish Women, Greater Dallas Section

NAME: Gail Spurlock
AFFILIATION: Self (Testimony read by Carole Haynes)

NAME: Stephen Cure
AFFILIATION: Texas State Historical Association

NAME: The Honorable Tara Rios Ybarra
AFFILIATION: Texas State Representative

NAME: John Reiser
AFFILIATION: Self

NAME: Jack Kamrath
AFFILIATION: American Heritage Education Foundation

NAME: Sue Tilis
AFFILIATION: National Council of Jewish Women, Dallas

NAME: Daniel Boone (Testimony read by Jolane Steuckrath)
AFFILIATION: Self

NAME: Mike Owens
AFFILIATION: American Heritage Education Foundation

NAME: Cheryl Pollman
AFFILIATION: National Council of Jewish Women

NAME: Gurvinder P. Singh
AFFILIATION: G. P. Properties

NAME: Sarah Weis
AFFILIATION: Americans United for Separation of Church and State

NAME: Jeff Bankston
AFFILIATION: Self

NAME: Harsimran Singh
AFFILIATION: Round Rock High School

NAME: The Honorable Norma Chavez
AFFILIATION: Texas State Representative

NAME: John Aston
AFFILIATION: Self

NAME: Donna Starnes
AFFILIATION: Self

NAME: James Akers
AFFILIATION: Self

NAME: Justin Flores
AFFILIATION: Self

NAME: Paul Dixon
AFFILIATION: Self

NAME: Paul Herrera
AFFILIATION: American GI Forum, State Commander

NAME: Thomas B. Green
AFFILIATION: Self

NAME: Fidel Castillo
AFFILIATION: Coalition for Educational Reform

NAME: William Murray
AFFILIATION: Self

NAME: Mary Torres
AFFILIATION: Auxiliary of Disabled Veterans

NAME: George Scaggs
AFFILIATION: Self

NAME: Patrick Burkart
AFFILIATION: Self

NAME: Russell J. Ramsland, Jr.
AFFILIATION: Self

NAME: Dotty Griffith
AFFILIATION: American Civil Liberties Union of Texas

NAME: Janie Britain
AFFILIATION: Self

NAME: Nancy Hester
AFFILIATION: Texas Council for Social Studies

NAME: Royal E. Smith
AFFILIATION: Self

NAME: Beverly Smith
AFFILIATION: Lovejoy ISD

NAME: Julio Noboa
AFFILIATION: Multicultural Alliance for Social Studies Advocacy (MASSA)

NAME: Ken Brewer
AFFILIATION: Self

NAME: Jon Roland
AFFILIATION: Constitution Society

NAME: Josemaria Vasquez
AFFILIATION: America's Last Patrol, Post 3

NAME: Mary Reid
AFFILIATION: Self

NAME: Martha Sanchez
AFFILIATION: La Union del Pueblo Entero

NAME: Armando Garza (Testimony read by Antonio Carrizales)
AFFILIATION: Proyecto Azteca and City of San Juan

NAME: Rebecca Flores
AFFILIATION: Self

NAME: Jose Saldana
AFFILIATION: La Union del Pueblo Entero

NAME: The Honorable Wayne Christian (Testimony read by Heather Liggett)
AFFILIATION: Texas State Representative

NAME: Maria Gutierrez Dorr
AFFILIATION: Mexican American Farm Workers Organization

NAME: Rosa Rosales
AFFILIATION: League of United Latin American Citizens (LULAC) - National

NAME: Diana Gomez
AFFILIATION: Movimiento Estudiantil Chicano de Azteca (MEChA)

NAME: Rocio Villalobos
AFFILIATION: Self

NAME: Nelia Barrera
AFFILIATION: Self

NAME: Jesse Villarreal
AFFILIATION: Self

NAME: Karen Gross
AFFILIATION: Anti-Defamation League

NAME: Manuel Medrano
AFFILIATION: Self

NAME: Stephanie Villarreal
AFFILIATION: Self

NAME: Phil Samponaro
AFFILIATION: The University of Texas at Brownsville

NAME: Robert Trampota
AFFILIATION: Bexar County Czech Heritage Society

NAME: Rebecca Bell-Metereau
AFFILIATION: Texas State University

NAME: Paul Gelencser
AFFILIATION: Citizen

MOTION AND VOTE: *It was moved by Mrs. Berlanga that the public hearing be extended. The motion failed.*

Mrs. Lowe adjourned the meeting at 6:20 p.m.