Minutes
State Board of Education
September 24, 2010

The State Board of Education met at 9:15 a.m. on Friday, September 24, 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 board were present:

Presiding: Gail Lowe, Chair; Rick Agosto; Lawrence A. Allen, Jr., Vice Chair; David Bradley; Barbara Cargill; Bob Craig; Cynthia Dunbar; Pat Hardy; Mavis B. Knight; Terri Leo, Secretary; Don McLeroy; Ken Mercer; Geraldine Miller; Rene Nuñez

Absent: Mary Helen Berlanga

Invocation

Pledge of Allegiance

Approval of Minutes

State Board of Education, July 23, 2010

MOTION AND VOTE: *The State Board of Education unanimously approved the Minutes of the July 23, 2010, meeting of the State Board of Education, as printed.*

Public Testimony - Individual testimony will be taken to address items other than those on the board agenda. 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 State Board of Education heard public testimony from ten individuals regarding the resolution on Balanced Treatment of Religious Groups in Textbooks. Information regarding the individuals who presented public testimony is included under that item.

1. Resolutions and Presentations

Heroes for Children, State Board of Education Districts 1-15

The State Board of Education, by unanimous consent, adopted a resolution recognizing Sarah Ramos, Lydia Gomez, Roland A. Champagne, Caronetta Jones, Charlie Kimmey, Christine Mycio-Spring, Felipe Santiago Flores, Martha Garrett, Adriana Flores, George Wagner, Marcia Garcia, Clarence Saunders, Nannette Vick, Mary Henderson, and Margaret Talkington as Heroes for Children.

(ATTACHMENT 1, page 17)

Balanced Treatment of Religious Groups in Textbooks

The State Board of Education received presentations of public testimony from the following individuals:

NAME: Kathy Miller
AFFILIATION: Texas Freedom Network
CITY: Austin, Texas
TOPIC: Balanced Treatment of Religious Groups in Textbooks

NAME: Jonathan Saenz
AFFILIATION: Liberty Institute
CITY: Austin, Texas
TOPIC: Balanced Treatment of Religious Groups in Textbooks

NAME: Brian Spears
AFFILIATION: Americans United for Separation of Church and State
CITY: Austin, Texas
TOPIC: Balanced Treatment of Religious Groups in Textbooks

NAME: Deborah Parrish
AFFILIATION: Retired School Teacher
CITY: San Antonio, Texas
TOPIC: Balanced Treatment of Religious Groups in Textbooks

NAME: Mary Bruner
AFFILIATION: Self
CITY: Mineola, Texas
TOPIC: Balanced Treatment of Religious Groups in Textbooks

NAME: Anthony Bruner
AFFILIATION: Self
CITY: Mineola, Texas
TOPIC: Balanced Treatment of Religious Groups in Textbooks

NAME: Mary Parks
AFFILIATION: Self
CITY: Springtown, Texas
TOPIC: Balanced Treatment of Religious Groups in Textbooks

NAME: Dave Welch
AFFILIATION: Texas Pastor Council
CITY: Houston, Texas
TOPIC: Balanced Treatment of Religious Groups in Textbooks

NAME:	Frank Knaack
AFFILIATION:	American Civil Liberties Union
CITY:	Austin, Texas
TOPIC:	Balanced Treatment of Religious Groups in Textbooks

NAME:	Shari Wyatt
AFFILIATION:	Parent
CITY:	Paige, Texas
TOPIC:	Balanced Treatment of Religious Groups in Textbooks

MOTION: *It was moved by Mrs. Cargill and seconded by Dr. McLeroy that the State Board of Education adopt a resolution on balanced treatment of religious groups in textbooks.*

MOTION AND VOTE: *It was moved by Mr. Craig and seconded by Ms. Hardy to amend the proposed resolution by deleting the WHEREAS paragraphs, and amending the RESOLVED paragraphs, as follows:*

RESOLVED by the SBOE, [~~that diverse reviewers have repeatedly documented gross pro-Islamic/anti-Christian distortions in Social Studies texts;~~] that Social Studies TEKS cannot provide relief, because they tell what a course should cover, not all it should avoid; that under Texas Education Code §28.002(h) and (i), the SBOE must enforce "the basic democratic values of our state and national heritage;" that chronic partiality to one of the world's great religions, and animus against another, flout democratic values and the letter and spirit of this rule; and that Texas Administrative Code §66.66(c)(4) provides, "[N]o instructional material may be adopted that contains content that clearly conflicts with the stated purpose of the Texas Education Code, §28.002(h)" (emphasis added); and be it further

RESOLVED, That the SBOE will look to reject future prejudicial Social Studies submissions that fail to be balanced, accurate, and fair [~~continue to offend Texas law~~] with respect to treatment of the world's major religious groups by significant inequalities of coverage space-wise and/or by demonizing or lionizing one or more of them over others [~~, as in the above-cited instances~~].

The motion failed, with 6 members voting Aye and 7 members voting No, as follows:

Aye:	*Mr. Agosto*	*Ms. Hardy*
	Mr. Allen	*Mrs. Knight*
	Mr. Craig	*Mrs. Miller*
No:	*Mr. Bradley*	*Mrs. Lowe*
	Mrs. Cargill	*Dr. McLeroy*
	Ms. Dunbar	*Mr. Mercer*
	Ms. Leo	

(Mr. Nuñez was absent for the vote.)

MOTION AND VOTE: *It was moved by Mr. Craig and seconded by Mr. Agosto that the State Board of Education postpone action on this resolution until the November 2010 board meeting. The motion failed, with 6 members voting Aye and 7 members voting No, as follows:*

Aye:	*Mr. Agosto*	*Ms. Hardy*
	Mr. Allen	*Mrs. Knight*
	Mr. Craig	*Mrs. Miller*
No:	*Mr. Bradley*	*Mrs. Lowe*
	Mrs. Cargill	*Dr. McLeroy*
	Ms. Dunbar	*Mr. Mercer*
	Ms. Leo	

(Mr. Nuñez was absent for the vote.)

MOTION: *It was moved by Ms. Dunbar and seconded by Mr. Mercer to amend the proposed resolution by adding a final RESOLVED paragraph, as follows:*

RESOLVED, That any and all political agendas incompatible with Article VI of the Constitution may not be afforded protection through categorization as "religious beliefs" in their presentation within a textbook.

Ms. Dunbar withdrew her amendment without objection from the board members.

MOTION AND VOTE: *It was moved by Mrs. Knight and seconded by Mr. Agosto that the State Board of Education postpone indefinitely action on this resolution.*

The motion failed, with 6 members voting Aye and 7 members voting No, as follows:

Aye:	*Mr. Agosto*	*Ms. Hardy*
	Mr. Allen	*Mrs. Knight*
	Mr. Craig	*Mrs. Miller*
No:	*Mr. Bradley*	*Mrs. Lowe*
	Mrs. Cargill	*Dr. McLeroy*
	Ms. Dunbar	*Mr. Mercer*
	Ms. Leo	

(Mr. Nuñez was absent for the vote.)

VOTE: *A vote was taken on the motion that the State Board of Education adopt the resolution on the balanced treatment of religious groups in textbooks. The motion carried, with 7 members voting Aye and 6 members voting No, as follows:*

Aye:	*Mr. Bradley*	*Mrs. Lowe*
	Mrs. Cargill	*Dr. McLeroy*
	Ms. Dunbar	*Mr. Mercer*
	Ms. Leo	
No:	*Mr. Agosto*	*Ms. Hardy*
	Mr. Allen	*Mrs. Knight*
	Mr. Craig	*Mrs. Miller*

(Mr. Nuñez was absent for the vote.)

The following action transpired immediately preceding adjournment.

MOTION AND VOTE: *It was moved by Mrs. Cargill, seconded by Dr. McLeroy and carried unanimously to reconsider action taken on the resolution regarding the balanced treatment of religious groups in textbooks. (Mr. Nuñez was absent for the vote.)*

MOTION AND VOTE: *It was moved by Mrs. Cargill, seconded by Dr. McLeroy, and carried to amend the resolution, as follows:*

WHEREAS more such discriminatory treatment of religion may occur as Middle Easterners buy into the U.S. public school textbook oligopoly, as they are now doing ~~(see documentation in Appendix III)~~; and

(Mr. Nuñez was absent for the vote.)

MOTION AND VOTE: *It was moved by Mrs. Knight and seconded by Mr. Craig that the State Board of Education postpone indefinitely action on this resolution. The motion failed. (Mr. Nuñez was absent for the vote.)*

VOTE: *A vote was taken on the motion to adopt the resolution on balanced treatment of religious groups in textbooks, as amended. The motion carried, with 7 members voting Aye and 5 members voting No, as follows:*

Aye:	*Mr. Bradley*	*Mrs. Lowe*
	Mrs. Cargill	*Dr. McLeroy*
	Ms. Dunbar	*Mr. Mercer*
	Ms. Leo	
No:	*Mr. Agosto*	*Mrs. Knight*
	Mr. Craig	*Mrs. Miller*
	Ms. Hardy	

(Mr. Allen and Mr. Nuñez were absent for the vote.)

(ATTACHMENT 2, page 19)

2. Approval of Consent Agenda

Any agenda item may be placed on the consent agenda by any State Board of Education committee. The State Board of Education may elect to take separate action on any item on the consent agenda.

In addition to the items on the original consent agenda, the following agenda items received unanimous approval in committee and were brought forward to the consent agenda for board approval:

- Official Agenda Item #9—Recommended Penalties for Failure to Correct Factual Errors in Adopted Instructional Materials
- Official Agenda Item #10— Per Capita Apportionment Rate for the 2010-2011 School Year
- Official Agenda Item #13—Adoption of the Review of and Proposed Amendments to 19 TAC Chapter 61, School Districts, Subchapter A, Board of Trustees Relationship
- Official Agenda Item #14—Review of Proposed New 19 TAC Chapter 227, Provisions for Educator Preparation Candidates, Subchapter B, Preliminary Evaluation of Certification Eligibility, and Proposed Amendment to 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter N, Certificate Issuance Procedures, §230.436, Schedule of Fees for Certification Services
- Official Agenda Item #15—Review of Proposed Amendments to 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter N, Certificate Issuance Procedures, §230.437, Issuance of Additional Certificates Based on Examination, and Subchapter P, Requirements for Standard Certificates and Specialized Assignments or Programs, §230.483, Specific Requirements for Standard Career and Technical Education Certificates Based on Experience and Preparation; and 19 TAC Chapter 233, Categories of Classroom Teaching Certificates, §233.14, Career and Technical Education (Certificates requiring experience and preparation in a skill area)
- Official Agenda Item #16—Review of Proposed Amendments to 19 TAC Chapter 233, Categories of Classroom Teaching Certificates, §§233.1, General Authority; 233.2, Generalist; 233.3, English Language Arts and Reading; Social Studies; 233.4, Mathematics; Science; 233.12, Career and Technical Education (Certificates not requiring experience and preparation in a skill area); and 233.15, Languages Other Than English
- Official Agenda Item #17—Review of Proposed Revisions to 19 TAC Chapter 244, Certificate of Completion of Training for Appraisers

By unanimous consent, the State Board of Education approved the following items on the consent agenda, including the seven items that were brought forward. (Mr. Allen and Mr. Nuñez were absent for the vote.)

(1) Proposed Amendment to 19 TAC Chapter 130, Texas Essential Knowledge and Skills for Career and Technical Education, Subchapter O, Science, Technology, Engineering, and Mathematics, §130.371, Principles of Technology (One Science Credit)
(First Reading and Filing Authorization)
(Board agenda page II-1)
(COMMITTEE ON INSTRUCTION)

The State Board of Education approved for first reading and filing authorization the proposed amendment to 19 TAC Chapter 130, Texas Essential Knowledge and Skills for Career and Technical Education, Subchapter O, Science, Technology, Engineering, and Mathematics, §130.371, Principles of Technology (One Science Credit), as recommended by the Committee on Instruction.

(2) Ratification of the Purchases and Sales of the Investment Portfolio of the Permanent School Fund for the Months of June and July 2010
(Board agenda page III-3)
(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education ratified the purchases and sales for the months of June and July 2010 in the amount of $778,767,527 and $442,413,098, respectively, as recommended by the Committee on School Finance/Permanent School Fund.

(3) Socially and Politically Responsible Investment
(Board agenda page III-9)
(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education approved the recommendation of the Committee on School Finance Permanent School Fund that the Permanent School Fund: (1) acquire from the Texas Comptroller an updated list of scrutinized companies doing business in Sudan; (2) review whether any of the companies in the list are held by PSF portfolios; (3) if companies appear on the list, staff must inform each company of their status in the list of scrutinized companies; and, (4) send written communication to encourage the company to cease its scrutinized business.

9. Recommended Penalties for Failure to Correct Factual Errors in Adopted Instructional Materials
(Board agenda page II-31)
(COMMITTEE ON INSTRUCTION)

The State Board of Education approved the recommendation of the Committee on Instruction to assess penalties for failure to make required corrections in instructional materials adopted under Proclamation 2004 in November 2006 and to require publishers to issue a credit memo for the amount of the penalty.

(ATTACHMENT 3, page 25)

10. Per Capita Apportionment Rate for the 2010-2011 School Year
(Board agenda page III-1)
(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education adopted two per capita apportionment rates for the 2010-2011 school year, contingent on future board action to distribute proceeds from the Permanent School Fund to the Available School Fund, as recommended by the Committee on School Finance/Permanent School Fund.

(ATTACHMENT 4, page 27)

13. Adoption of the Review of and Proposed Amendments to 19 TAC Chapter 61, School Districts, Subchapter A, Board of Trustees Relationship
(Adoption of Review)
(First Reading and Filing Authorization of Amendments)
(Board agenda page IV-1)
(COMMITTEE ON SCHOOL INITIATIVES)

The State Board of Education adopted the review of 19 TAC Chapter 61, School Districts, Subchapter A, Board of Trustees Relationship, and approved for first reading and filing authorization the proposed amendments to 19 TAC Chapter 61, School Districts, Subchapter A, Board of Trustees Relationship, as recommended by the Committee on School Initiatives.

14. Review of Proposed New 19 TAC Chapter 227, Provisions for Educator Preparation Candidates, Subchapter B, Preliminary Evaluation of Certification Eligibility, and Proposed Amendment to 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter N, Certificate Issuance Procedures, §230.436, Schedule of Fees for Certification Services
(Board agenda page IV-11)
(COMMITTEE ON SCHOOL INITIATIVES)

The State Board of Education took no action on the review of proposed new 19 TAC Chapter 227, Provisions for Educator Preparation Candidates, Subchapter B, Preliminary Evaluation of Certification Eligibility, and proposed amendment to 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter N, Certificate Issuance Procedures, §230.436, Schedule of Fees for Certification Services, as recommended by the Committee on School Initiatives.

15. **Review of Proposed Amendments to 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter N, Certificate Issuance Procedures, §230.437, Issuance of Additional Certificates Based on Examination, and Subchapter P, Requirements for Standard Certificates and Specialized Assignments or Programs, §230.483, Specific Requirements for Standard Career and Technical Education Certificates Based on Experience and Preparation; and 19 TAC Chapter 233, Categories of Classroom Teaching Certificates, §233.14, Career and Technical Education (Certificates requiring experience and preparation in a skill area)**
(Board agenda page IV-23)
(COMMITTEE ON SCHOOL INITIATIVES)

The State Board of Education took no action on the review of proposed amendments to 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter N, Certificate Issuance Procedures, §230.437, Issuance of Additional Certificates Based on Examination, and Subchapter P, Requirements for Standard Certificates and Specialized Assignments or Programs, §230.483, Specific Requirements for Standard Career and Technical Education Certificates Based on Experience and Preparation; and 19 TAC Chapter 233, Categories of Classroom Teaching Certificates, §233.14, Career and Technical Education (Certificates requiring experience and preparation in a skill area), as recommended by the Committee on School Initiatives.

16. **Review of Proposed Amendments to 19 TAC Chapter 233, Categories of Classroom Teaching Certificates, §§233.1, General Authority; 233.2, Generalist; 233.3, English Language Arts and Reading; Social Studies; 233.4, Mathematics; Science; 233.12, Career and Technical Education (Certificates not requiring experience and preparation in a skill area); and 233.15, Languages Other Than English**
(Board agenda page IV-31)

The State Board of Education took no action on the review of proposed amendments to 19 TAC Chapter 233, Categories of Classroom Teaching Certificates, §§233.1, General Authority; 233.2, Generalist; 233.3, English Language Arts and Reading; Social Studies; 233.4, Mathematics; Science; 233.12, Career and Technical Education (Certificates not requiring experience and preparation in a skill area); and 233.15, Languages Other Than English, as recommended by the Committee on School Initiatives.

17. **Review of Proposed Revisions to 19 TAC Chapter 244, Certificate of Completion of Training for Appraisers**
(Board agenda page IV-41)

The State Board of Education took no action on the review of proposed revisions to 19 TAC Chapter 244, Certificate of Completion of Training for Appraisers, as recommended by the Committee on School Initiatives.

COMMITTEE OF THE FULL BOARD

3. Proposed Options for Supplemental Science Instructional Materials
(Board agenda page I-1)

MOTION AND VOTE: *It was recommended by the Committee of the Full Board and carried unanimously by the State Board of Education to amend the Request for Supplemental Science Instructional Materials to include only high school courses: Biology, Chemistry, Integrated Physics and Chemistry, and Physics; and adopt the proposed timeline that includes the following milestone dates: Notices of Intent to Bid due on October 29, 2010; samples due on February 25, 2011; deadline to withdraw on March 4, 2011; state review panel meeting in March 2011; public hearing in April 2011; adoption in April 2011; and materials available for order/delivery in May 2011; and amend the answer to question 35 in the Question and Answer Document, changing the due date of the Notice of Intent to Bid from December 10, 2010 to October 29, 2010. (Mr. Nuñez was absent for the vote.)*

4. Consideration of Texas Attorney General Opinion GA-0707 Regarding Transfers from the Permanent School Fund to the Available School Fund and Determination as to Whether Transfers May be Made from the Permanent School Fund to the Available School Fund
(Board agenda page I-3)

MOTION AND VOTE: *It was recommended by the Committee of the Full Board and carried unanimously by the State Board of Education to make a distribution in fiscal year 2011 which includes: (1) the amounts not distributed in fiscal year 2010 due to the constitutional limitation; and, (2) the annual fiscal year 2011 distribution of 2.5% as determined in 2008. (Mr. Nuñez was absent for the vote.)*

5. Decision on the Percentage Distribution of the Permanent School Fund
(Board agenda page I-13)

MOTION AND VOTE: *It was recommended by the Committee of the Full Board and carried unanimously by the State Board of Education to approve the distribution from the Permanent School Fund to the Available School Fund of an amount equal to 3.5% of the trailing 16 fiscal quarters preceding the regular session of the state legislature for the 2012-13 biennium. The distribution is intended to satisfy the constitutional duty to set aside a sufficient amount of funds to provide free textbooks. The State Board of Education shall consider the spending rate at the November meeting and consider any additional cash inflows and other financial information in finalizing its decision. (Mr. Nuñez was absent for the vote.)*

COMMITTEE ON INSTRUCTION

6. Approval of Proposed Updates to The Dyslexia Handbook: Procedures Concerning Dyslexia and Related Disorders
(Board agenda page II-13)

MOTION AND VOTE: *It was recommended by the Committee on Instruction and carried unanimously by the State Board of Education to approve the proposed updates to The Dyslexia Handbook: Procedures Concerning Dyslexia and Related Disorders, as amended. (Mr. Allen and Mr. Nuñez were absent for the vote.)*

(ATTACHMENT 5, page 29)

7. Approval of Proposed Personal Financial Literacy Materials
(Board agenda page II-17)

MOTION AND VOTE: *It was recommended by the Committee on Instruction and carried unanimously by the State Board of Education to approve the personal financial literacy materials on the list that was provided at the meeting. (Mr. Allen and Mr. Nuñez were absent for the vote.)*

(ATTACHMENT 6, page 143)

8. Update on Texas Essential Knowledge and Skills (TEKS) Review
(Board agenda page II-27)

MOTION AND VOTE: *It was recommended by the Committee on Instruction and carried unanimously by the State Board of Education to move forward with requesting applications for mathematics and fine arts TEKS review committee members and delay the review of the languages other than English TEKS until 2012. (Mr. Allen and Mr. Nuñez were absent for the vote.)*

9. Recommended Penalties for Failure to Correct Factual Errors in Adopted Instructional Materials
(Board agenda page II-31)

Action taken on this item by the State Board of Education is addressed under agenda item #2—Approval of Consent Agenda.

COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND

10. Per Capita Apportionment Rate for the 2010-2011 School Year
(Board agenda page III-1)

Action taken on this item by the State Board of Education is addressed under agenda item #2—Approval of Consent Agenda.

11. Decision on Real Estate Investments
(Board agenda page III-5)

MOTION AND VOTE: *It was recommended by the Committee on School Finance/Permanent School Fund and carried unanimously by the State Board of Education to execute agreements with Angelo, Gordon & Co. necessary to make an investment commitment of up to $75million in AG Core Plus Realty Fund and up to $50 million in AG Realty Fund, subject to continued due diligence. (Mr. Nuñez was absent for the vote.)*

Mrs. Miller recused herself from voting on this item.

12. Authorization to Issue a Request for Proposals for Risk Parity Asset Class
(Board agenda page III-7)

MOTION AND VOTE: *It was recommended by the Committee on School Finance/Permanent School Fund and carried unanimously by the State Board of Education to approve the issuance of a Request for Proposals for Risk Parity Discretionary Manager for the Texas Permanent School Fund, as amended. (Mr. Nuñez was absent for the vote.)*

COMMITTEE ON SCHOOL INITIATIVES

13. Adoption of the Review of and Proposed Amendments to 19 TAC Chapter 61, School Districts, Subchapter A, Board of Trustees Relationship
(Adoption of Review)
(First Reading and Filing Authorization of Amendments)
(Board agenda page IV-1)

Action taken on this item by the State Board of Education is addressed under agenda item #2—Approval of Consent Agenda.

14. Review of Proposed New 19 TAC Chapter 227, Provisions for Educator Preparation Candidates, Subchapter B, Preliminary Evaluation of Certification Eligibility, and Proposed Amendment to 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter N, Certificate Issuance Procedures, §230.436, Schedule of Fees for Certification Services
(Board agenda page IV-11)

Action taken on this item by the State Board of Education is addressed under agenda item #2—Approval of Consent Agenda.

15. **Review of Proposed Amendments to 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter N, Certificate Issuance Procedures, §230.437, Issuance of Additional Certificates Based on Examination, and Subchapter P, Requirements for Standard Certificates and Specialized Assignments or Programs, §230.483, Specific Requirements for Standard Career and Technical Education Certificates Based on Experience and Preparation; and 19 TAC Chapter 233, Categories of Classroom Teaching Certificates, §233.14, Career and Technical Education (Certificates requiring experience and preparation in a skill area)**
(Board agenda page IV-23)

Action taken on this item by the State Board of Education is addressed under agenda item #2—Approval of Consent Agenda.

16. **Review of Proposed Amendments to 19 TAC Chapter 233, Categories of Classroom Teaching Certificates, §§233.1, General Authority; 233.2, Generalist; 233.3, English Language Arts and Reading; Social Studies; 233.4, Mathematics; Science; 233.12, Career and Technical Education (Certificates not requiring experience and preparation in a skill area); and 233.15, Languages Other Than English**
(Board agenda page IV-31)

Action taken on this item by the State Board of Education is addressed under agenda item #2—Approval of Consent Agenda.

17. **Review of Proposed Revisions to 19 TAC Chapter 244, Certificate of Completion of Training for Appraisers**
(Board agenda page IV-41)

Action taken on this item by the State Board of Education is addressed under agenda item #2—Approval of Consent Agenda.

18. **Proposed Selection of Open-Enrollment Charter Schools**
(Board agenda page IV-49)

MOTION AND VOTE: *It was recommended by the Committee on School Initiatives and carried unanimously by the State Board of Education to award an open-enrollment charter to the sponsoring entity for Compass Academy Charter School, WALIPP-TSU, Premier Academy of Learning, and High School for Business and Economic Success, provided contingencies are cleared. (Mr. Allen, Ms. Dunbar, and Mr. Nuñez were absent for the vote.)*

MOTION AND VOTE: *It was moved by Mr. Craig and carried unanimously to award an open-enrollment charter to the sponsoring entity for Newman International Academy of Arlington provided contingencies are cleared. (Mr. Allen and Mr. Nuñez were absent for the vote.)*

MOTION AND VOTE: *It was moved by Dr. McLeroy, seconded by Mr. Bradley, and carried to award an open-enrollment charter to the sponsoring entity for Leadership Prep School provided contingencies are cleared. (Mr. Agosto, Mr. Allen, and Mr. Nuñez were absent for the vote.)*

MOTION: *It was moved by Dr. McLeroy and seconded by Mr. Bradley to award an open-enrollment charter to the sponsoring entity for Arrow Academy provided contingencies are cleared.*

MOTION AND VOTE: *It was moved by Mr. Bradley, seconded by Dr. McLeroy, and carried to award an open-enrollment charter to Arrow Academy, but that the enrollment be reduced from 3,000 to 1,000 students and that the number of sites be reduced from 40 to 20. (Mr. Nuñez were absent for the vote.)*

VOTE: *A vote was taken on the motion to award an open-enrollment charter to the sponsoring entity for Arrow Academy, as amended, provided contingencies are cleared. The motion carried. (Mr. Nuñez were absent for the vote.)*

MOTION AND VOTE: *It was moved by Mrs. Knight and seconded by Ms. Hardy to award an open-enrollment charter to the sponsoring entity for Roots and Wings Montessori Preparatory Academy provided contingencies are cleared. The motion failed. (Mr. Mercer and Mr. Nuñez were absent for the vote.)*

REPORTS OF COMMITTEES REGARDING AGENDA ITEMS ON COMMITTEE AGENDAS

Committee on Instruction

Mrs. Cargill did not report on the discussion item of the Committee on Instruction.

Committee on School Finance/Permanent School Fund

Mr. Bradley did not report on discussion items of the Committee on School Finance/Permanent School Fund.

Committee on School Initiatives

Mr. Craig did not report on discussion items of the Committee on School Initiatives.

REPORTS OF OTHER STATE BOARD OF EDUCATION MEMBERS REGARDING AGENDA ITEMS AND EDUCATIONAL ACTIVITIES AND CONCERNS IN INDIVIDUAL DISTRICTS

No reports were presented.

The meeting adjourned at 2:15 p.m.

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Terri Leo, Secretary

R E S O L U T I O N

WHEREAS the State Board of Education recognizes that many individuals are making significant contributions to public education in Texas; and

WHEREAS the Heroes for Children Awards are presented with sincere appreciation to the volunteers who give selflessly of their time, energy and lives to improve the quality of Texas public schools; and

WHEREAS Sarah Ramos has a goal as a volunteer at the J. C. Martin Elementary School in Laredo ISD to help other parents in the community feel reassured that their children are given the attention and support they need; and

WHEREAS Lydia Gomez has made a commitment to dedicate her life to volunteering, serving as a role model and making a difference in the lives of the students at Los Encinos Special Emphasis School in the Corpus Christi ISD; and

WHEREAS Roland A. Champagne's main goal is to assist the Alamo Heights ISD in the education of at-risk children as a way to give back to the public school community that encouraged his own child; and

WHEREAS Caronetta Jones has dedicated 30 years to positively impacting the lives of countless students at Clifton Middle School, Highland Heights Charter School and the Ninth Grade Preparatory Academy in the Houston ISD; and

WHEREAS Charlie Kimmey goes above and beyond in his role as executive director for the Ralph Wilson Youth Clubs of Temple in order to expand the positive social, educational and recreational experiences of children; and

WHEREAS Christine Mycio-Spring, who was named a Klein Friend of Freedom by the Klein ISD for outstanding voluntary service and advocacy supportive of the students of the district; and

WHEREAS the tireless service of Felipe Santiago Flores not only keeps the students of Edison Middle School in the Port Arthur ISD safe, but also gives them a positive interaction with a caring adult at the end of each school day; and

WHEREAS Martha Garrett has a passion for encouraging and equipping the students of Texas High School in the Texarkana ISD with every possible tool, scholarship and opportunity to help them succeed at school and in life; and

WHEREAS Adriana Flores is a tremendous blessing to the students of Corsicana High School where she provides insight to campus educators on how best to serve the students and the members of the Hispanic community; and

WHEREAS George Wagner, in his role as mentor to the students of Georgetown ISD, provides optimism, hope and bolsters self-esteem while fostering a long-term trusting relationship with the students under his wing; and

WHEREAS Marcia Garcia has consistently demonstrated her conscientiousness and genuine commitment to the education of Springtown ISD students and continuously strives to promote educational opportunities; and

WHEREAS Clarence Saunders mentors students in the Irving ISD on both elementary and high school campuses with a curriculum that addresses integrity, honesty, trustworthiness, fairness, a strong work ethic and a sense of personal responsibility; and

WHEREAS Nannette Vick is recognized as one of those volunteers who has chosen to enrich her life by serving the children of the Lancaster ISD and the State of Texas for more than 35 years; and

WHEREAS Mary Henderson enjoys volunteering at Nettie Baccus Elementary School in the Granbury ISD because she loves to help and feels her rewards are the smiles of gratitude she receives from the students and the teachers; and

WHEREAS Margaret Talkington has been the mentor, friend and catalyst for success for countless children and young adults in the Lubbock community, many times in the shadow of anonymity; and

WHEREAS all these Texans' efforts have benefited the children of our state and contributed to the success of the Texas public education system; now, therefore, be it

RESOLVED, That the State Board of Education recognizes these outstanding individuals as Heroes for Children; and be it further

RESOLVED, That this resolution be presented to each of the recipients and that a copy be included in the permanent records of the State Board of Education.

WITNESS our signatures this twenty-fourth day of September, two thousand ten, in Austin, Texas.

_____
Gail Lowe, Chair

_____
Terri Leo, Secretary

R E S O L U T I O N

WHEREAS pro-Islamic/anti-Christian bias has tainted some past Texas Social Studies textbooks, such as:

• In one instance, devoting 120 student text lines to Christian beliefs, practices, and holy writings but 248 (more than twice as many) to those of Islam; and dwelling for 27 student text lines on Crusaders' massacre of Muslims at Jerusalem in 1099 yet censoring Muslims' massacres of Christians there in 1244 and at Antioch in 1268, implying that Christian brutality and Muslim loss of life are significant but Islamic cruelty and Christian deaths are not (see documentation in Appendix I-A);

• In another instance, allotting 82 student text lines to Christian beliefs, practices, and holy writings but 159 (almost twice as many) to those of Islam; describing Crusaders' massacres of European Jews yet ignoring the Muslim Tamerlane's massacre of perhaps 90,000 co-religionists at Baghdad in 1401, and of perhaps 100,000 Indian POWs at Delhi in 1398; thrice charging medieval Christians with sexism; and saying the Church "laid the foundations for anti-Semitism" (see documentation in Appendix I-B);

• In a third instance, spending 139 student text lines on Christian beliefs, practices, and holy writings but 176 on those of Islam; claiming Islam "brought untold wealth to thousands and a better life to millions," while "because of [Europeans' Christian] religious zeal … many peoples died and many civilizations were destroyed;" and contrasting "the Muslim concern for cleanliness" with Swedes in Russia who were "the filthiest of God's creatures" (see documentation in Appendix I-C); and,

WHEREAS pro-Islamic/anti-Christian half-truths, selective disinformation, and false editorial stereotypes still roil some Social Studies textbooks nationwide, evidenced by:

• Patterns of pejoratives towards Christians and superlatives toward Muslims, calling Crusaders aggressors, "violent attackers," or "invaders" while euphemizing Muslim conquest of Christian lands as "migrations" by "empire builders" (see documentation in Appendix II);

• Politically-correct whitewashes of Islamic culture and stigmas on Christian civilization, indicting Christianity for the same practices (e.g., sexism, slavery, persecution of out-groups) that they treat non-judgmentally, minimize, sugarcoat, or censor in Islam (see documentation in Appendix II);

• Sanitized definitions of "jihad" that exclude religious intolerance or military aggression against non-Muslims – even though Islamic sources often include these among proper meanings of the term – which undergirds worldwide Muslim terrorism (see documentation in Appendix II); and,

WHEREAS more such discriminatory treatment of religion may occur as Middle Easterners buy into the U.S. public school textbook oligopoly, as they are now doing; and

WHEREAS Texas' elected State Board of Education (SBOE) is a principal democratic check and balance on otherwise often-unresponsive editors and -unaccountable authors, making the SBOE the premiere venue for Texans' effective exercise of the constitutional right of petition to redress curricular grievances; now, therefore, be it

RESOLVED by the SBOE, that diverse reviewers have repeatedly documented gross pro-Islamic/anti-Christian distortions in Social Studies texts; that Social Studies TEKS cannot provide relief, because they tell what a course should cover, not all it should avoid; that under Texas Education Code §28.002(h) and (i), the SBOE must enforce "the basic democratic values of our state and national heritage;" that chronic partiality to one of the world's great religions, and animus against another, flout democratic values and the letter and spirit of this rule; and that Texas Administrative Code §66.66(c)(4) provides, "[N]o instructional material may be adopted that contains content that clearly conflicts with the stated purpose of the Texas Education Code, §28.002(h)" (emphasis added); and be it further

RESOLVED, That the SBOE will look to reject future prejudicial Social Studies submissions that continue to offend Texas law with respect to treatment of the world's major religious groups by significant inequalities of coverage space-wise and/or by demonizing or lionizing one or more of them over others, as in the above-cited instances.

WITNESS our signatures this twenty-fourth day of September, two thousand ten, in Austin, Texas.

_____
Gail Lowe
Chair

_____
Terri Leo
Secretary

Appendix I-A

WORLD HISTORY: Patterns of Interaction (McDougal, 1999), approved for Texas high schools from 1999 to 2003, devoted 120 student text lines to Christian beliefs, practices, and holy writings, less than half its 248 on Islamic beliefs, practices, and holy writings; and dwelled for 27 student text lines on Crusaders' massacre of Muslims at Jerusalem in 1099 while censoring Muslims' massacres of Christians there in 1244 and at Antioch in 1268.

SE 40, bottom right par., lines 1-3 and 6-9 7 lines on Christian beliefs and practices
SE 138, lower left, "Religious and Ethical Systems," lines 9-12 4 lines on Christian beliefs
SE 153, par. 5, lines 2-8 7 lines on Jesus Christ's work and teachings
SE 154, par. 1, lines 3-10 8 lines on Jesus Christ's teachings, including a 5-line quote from Luke's Gospel
SE 154, par. 3 6 lines on Christian beliefs
SE 155, par. 3, lines 6-10 5 lines on Christian beliefs, including a 2-line quote by Paul
SE 156, par. 1, lines 2-7 6 lines on Christian beliefs and practices
SE 157, par. 3, line 5 – par. 4 10 lines on Christian beliefs
SE 201, par. 1, lines 3-4 2 lines on Christian beliefs
SE 230, top left, "Religious and Ethical Systems," line 1 1 line on Islamic beliefs
SE 234, par. 4, line 4 – par. 5 11 lines on Islamic beliefs, including a 3-line quote from the Koran
SE 235, "SPOTLIGHT ON," par. 2, lines 1-6 6 lines on Islamic beliefs
SE 236 – SE 237, par. 4, line 6 87 lines on Islamic beliefs and practices, including a 3-line quote from the Koran
SE 236, left margin, picture caption 13 lines on Islamic beliefs and practices
SE 236, right margin, picture caption 9 lines on Islamic beliefs and practices
SE 237, right box, "Daily Life" 23 lines on Islamic beliefs and practices
SE 243, par. 1 12 lines on Islamic beliefs and practices, including 3 lines of quotes from the Koran
SE 243, par. 3, lines 8-11 4-line quote from Mohammed
SE 246, "A VOICE FROM THE PAST" 8-line quote from Islamic religious literature
SE 246, par. 6, lines 3-5 3 lines on Islamic beliefs
SE 248, bottom right box, "Religion," lines 1-7 7 lines on Islamic beliefs
SE 254, top par., lines 4-7 4 lines on Christian beliefs
SE 254, right par., "Ritual" 8 lines on Christian beliefs and practices
SE 254, bottom, "The Cross" 3 lines on Christian beliefs
SE 255, top and middle par. 26 lines on Christian beliefs and practices
SE 255, bottom right, "A Cross of Palms" 5 lines on Christian beliefs and practices
SE 258, top par., lines 4-9 6 lines on Islamic beliefs and practices
SE 258, right par., "Celebration" 14 lines on Islamic beliefs and practices
SE 258, bottom right, "Crescent Moon" 5 lines on Islamic beliefs
SE 259, par. 1-2 17 lines on Islamic beliefs and practices
SE 259, bottom left, "Prayer Rug" 5 lines on Islamic beliefs
SE 264, chart, col. 2, "Christianity," lines 2 and 7-24 19 lines on Christian beliefs and practices
SE 264, chart, col. 4, "Islam," lines 2 and 6-21 17 lines on Islamic beliefs and practices
SE 347, center col., "William of Tyre" 27 lines on Crusaders' massacre of Muslims at Jerusalem in 1099, nothing on Muslim
massacres of Christians there in 1244 and at Antioch in 1268

Appendix I-B

In WORLD HISTORY: Connections to Today (Prentice, 1999), approved for Texas high schools from 1999 to 2003, Christian beliefs, practices, and holy writings received 82 student text lines of coverage, just over half of Islam's 159. Three passages charged medieval Christianity with sexism; one said the Church "laid the foundations for anti-Semitism." It described Crusaders' massacres of European Jews but not the Muslim Tamerlane's massacre of perhaps 90,000 fellow Muslims at Baghdad in 1401, and of perhaps 100,000 Indian POWs at Delhi in 1398.

SE 144, col. 2, par. 5, line 4 – SE 145, col. 1, par. 5
SE 145, picture caption, lines 1-6
SE 145, col. 1, par. 6, lines 2-7
66 lines on Christian beliefs and teachings, including 7 lines from the Sermon on the Mount; reference to Jesus' miracles, resurrection, and ascension; indirect reference to incarnation; eternal life to believers in Jesus
SE 146, col. 1, par. 1, lines 6-17 12 lines on Christian beliefs, including a 6-line quote from St. Paul
SE 255, picture caption, lines 2-3 2 lines on Muslim beliefs
SE 256, col. 1, par. 1, lines 6-13 8-line quote from Mohammed
SE 256, col. 2, par. 2, lines 2-4 3 lines on Muslim beliefs
SE 256, col. 2, par. 4, line 4 – SE 257, col. 1, par. 1 22 lines on Muslim beliefs, including a 7-line quote from the Koran
SE 257, col. 1, par. 3, lines 2-4 3 lines on Muslim beliefs
SE 257, picture caption, lines 6-8 3 lines on Muslim practices
SE 257, col. 2, par. 1 – SE 258, col. 2, par. 2, line 10 76 lines on Muslim beliefs and practices
SE 258, col. 2, par. 4 – SE 260, col. 1, line 3 21 lines on Muslim beliefs and practices
SE 259, chart, row 5, "Christianity" 4 lines on Christian beliefs
SE 259, chart, row 6, "Islam" 6 lines on Muslim beliefs
SE 262, col. 2, par. 1, lines 4-7 4 lines on Muslim beliefs and practices
SE 268, col. 1, lines 1-11 11 lines on Muslim beliefs
SE 197, col. 1, par. 3 Medieval church entertained a dualistic stereotype of women as especially weak and sinprone, yet purer and higher in spirit.
SE 197, col. 1, par. 4, lines 3-6 Medieval church followed "a double standard" of justice, punishing women more severely.
SE 199, col. 1, par. 4 Late medieval church increasingly restricted women's' rise to prominence.
SE 200, col. 2, par. 1, lines 5-8 Medieval church "laid the foundations for anti-Semitism" by blaming Jews for Jesus' death.
SE 222, col. 1, par. 2, lines 6-8 Crusaders massacred some European Jews.
SE 266, col. 1, par. 1 Brief discussion of the Muslim Tamerlane, no mention of his massacres at Delhi and Baghdad

Appendix I-C

WORLD HISTORY: The Human Odyssey (West, 1999), approved for Texas high schools from 1999 to 2003, devoted 176 student text lines to Islamic beliefs, practices, and holy writings but only 139 to Christian beliefs, practices, and holy writings. It said that Islam "brought untold wealth to thousands and a better life to millions," but that "because of [Europeans' Christian] religious zeal ... many peoples
died and many civilizations were destroyed" in the 1500s. It contrasted "the Muslim
concern with cleanliness" with the Swedish Rus, who were "the filthiest of God's creatures."

SE 181, col. 2, par. 3, line 5 – SE 182, bottom section,
col. 2, line 7
19 lines on Christian beliefs, including 10 lines of quotes by Jesus in the
Gospels
SE 182 – SE 183, "The Sermon on the Mount" 67 lines on Christian beliefs and practices, including a 53-line quote from the Sermon on the Mount
SE 183, bottom section, col. 1, lines 1-3 3 lines on Christian beliefs, including a 2-line quote by Jesus
SE183, bottom section, col. 2, lines 5-9 5 lines on Christian beliefs
SE 184, col. 1, par. 1, lines 4-13 10 lines on Christian beliefs
SE 185, col. 1, par. 1, lines 6-7 and 9-13 7 lines on Christian beliefs and practices
SE 185, col. 2, lines 2-8 7 lines on Christian beliefs
SE 185, col. 2, line 13 – par. 1, line 5 12 lines on Christian beliefs and practices
SE 185, col. 2, par. 2 9 lines on Christian beliefs and practices, including a 3-line quote from Paul
SE 224, col. 1, line 28 – col. 2, line 2 12-line quote from the Koran
SE 226, col. 2, par. 1, line 5 – SE 227, col. 1, line 4 14 lines on Islamic beliefs
SE 227, col. 2, par. 2, lines 9-14 6 lines on Islamic beliefs
SE 228 – SE 230, col. 1 49 lines on Islamic beliefs and practices
SE 228, top, picture caption 4 lines on Islamic beliefs and practices
SE 228, bottom, picture caption, lines 1-5 5 lines on Islamic practices
SE 229, top, picture caption, lines 1-2 2 lines on Islamic practices
SE 229, col. 1 23 lines on Islamic beliefs and practices
SE 230, col. 2, par. 1, lines 3-7 5 lines on Islamic beliefs
SE 239, col. 2, par. 1 9 lines on Islamic beliefs and practices
SE 244 47 lines on Islamic beliefs and practices, including a 40-line quote from the Koran
SE 249, col. 2, par. 2, lines 6-7 "... Islam also brought untold wealth to thousands and a better life to millions."
SE 366 – SE 367, col. 1 Swedish Rus were "the filthiest of God's creatures," versus "the Muslim concern with cleanliness."
SE 495, "SECTION REVIEW," no. 5, lines 3-5 "Because of [Europeans' Christian] religious zeal ... many native peoples died and many civilizations were destroyed" in the 1500s.

Appendix II

Gilbert Sewall's Islam in the Classroom: What the Textbooks Tell Us (American Textbook Council, 2008)
identifies these problems in ten 2005-07 copyright middle and high school Social Studies textbooks. William Bennetta finds some of the same defects in the high school textbook World Cultures: A Global
Mosaic (Prentice, 2001). Mr. Sewall chairs the American Textbook Council in New York City. Mr. Bennetta, a Californian, is president of The Textbook League and edits The Textbook Letter.