State Board for Educator Certification
Discussion and Action Session Agenda
June 18, 2009 at 9:00 a.m.
Minutes

The Board will meet in open session and after determining the presence of a quorum, deliberate and possibly take formal action, including emergency action, on the following agenda items:

1. Call to Order

The State Board for Educator Certification convened its meeting at 9:00 a.m. on Thursday, June 18, 2009 in Room 1-104 of the William B. Travis Building, 1701 N. Congress Avenue in Austin, Texas.

Present: Dr. Cain, Dr. Glynn, Mr. Booker, Ms. Pogue, Ms. Bridges, Ms. Baszile, Ms. Robison, Dr. Simpson, Ms. Carter, Mr. Trevino, Mr. Allard, Dr. Barnes and Mr. Morris

Absent: Ms. Druesedow

Dr. Cain introduced the new Board members, Judy Robison, Dr. Grant Simpson, Brad Allard and Ben Morris, and congratulated Ms. Baszile for her selection as an honoree at the National Association for Equal Opportunity's annual conference held in Atlanta in April.

Mr. Booker informed the Board that Dr. Cain was re-appointed to the Board.

2. Public Testimony

Public testimony was provided by the following:

Dr. Zekeriya Baskal, Raindrop Turkish House

Mr. Booker informed the Board that staff will review the information.

INFORMATION ONLY

3. Legislative Update

M.J. Nicchio, Texas Education Agency Governmental Relations, reviewed SBEC-related senate bills (SB) and house bills (HB) that passed legislation. Ms. Pogue requested more information on SB 174 which deals with accountability for educator preparation programs. Mr. Nicchio reviewed SB 174 as well as gave a brief overview of the following bills that could impact SBEC rules: HB 200, HB 518, HB 709, HB 4152, HB 4435, SB 451, SB 1290, SB 2262, and HB 963.

Mr. Booker informed the Board that SB 174 was the second most important education bill that passed legislation. Mr. Booker stated that the education associations and educator preparation programs were very supportive of the bill. Mr. Booker also informed the Board that SB 174 is funded which will provide funds for two new staff members and the re-write of the IT system.

Mr. Booker also reviewed HB 963 that will allow a person to request staff to review his/her criminal history prior to entering an educator preparation program. Mr. Booker informed the Board that fees will need to be set for this.

CONSENT AGENDA

4. Approval of June 18, 2009 Board Meeting Minutes

Motion and Vote:

Motion was made by Ms. Pogue to approve the June 18, 2009 minutes as presented. Second was made by Ms. Baszile and the Board voted unanimously in favor of the motion.

DISCUSSION AND ACTION

5. Consideration of and Opportunity to Approve State Board for Educator Certification Disciplinary Sanction Policy

Ms. Pogue recognized the other members of the SBEC Ad Hoc Committee on Disciplinary Cases, Ms. Bridges, Ms. Johnson and Ms. Carter, and presented an overview of the committee's meeting which was held May 14, 2009. Ms. Pogue informed the Board that the purpose of the meeting was to present the Board with recommendations, not to write rule. The committee recommended the following:

1. Develop policy statement as a guideline to provide more consistency dealing with disciplinary sanction cases.
2. Limit public testimony on disciplinary cases from fifteen minutes to five minutes.
3. A collaborative process between Educator Certification and Standards and Legal Services staffs to determine if more information is needed to pursue a case or if a case should be dismissed or given a lesser charge when there is not enough evidence.
4. Default cases should reflect same sanction recommendations that are aligned with the policy statement.

The Board discussed the committee's recommendation to limit testimony to five minutes and suggested increasing it to ten minutes.

Public Testimony was provided by the following on Item 5:

1. Jennifer Canaday, Association of Texas Professional Educators
2. Julie Leahy, Texas Classroom Teachers Association
3. Joey Moore, Texas State Teachers Association

Ellen Sameth, General Counsel to the SBEC, addressed issues brought up in public testimony. Ms. Sameth informed the Board that the SBEC Ad Hoc Committee on Disciplinary Cases was a working group that met to review the issue in order to give the Board a starting point to develop more consistency in dealing with disciplinary sanction cases. Ms. Sameth also stated that the meeting was not an open meeting because the members met only to discuss and make recommendations to the full Board. The

committee's belief is that all it did was memorialize in writing what the Board does on a daily basis. Ms. Sameth also informed the Board that there is nothing in the policy statement that deviates from anything that the TEA attorneys don't argue in front of SOAH in any given case. Ms. Sameth also informed the Board that Administrative Law Judges have asked for guidance and for a policy statement to help them determine what the SBEC expects. Ms. Sameth stated that this policy statement is only a draft at this time, to be discussed and voted upon by the full Board, and she informed the Board that there is nothing to prevent the Board from making this a rule.

Ms. Sameth stated that the Board does not marginalize. The board members receive the materials on the disciplinary cases in advance of the Board meeting and they become very familiar with each case; therefore, limiting public testimony to five minutes should not be an issue. Ms. Sameth stated that it is the Board's decision to set a time limit for testimony. Ms. Sameth also addressed 19 TAC, section §249.38, Review and Presentation of Proposal to Board and advised the Board that this section does not prescribe a time limit; it states that the Board should review the proposal for decision, any amended proposals, and any exceptions.

Joan Allen, Texas Education Agency (TEA) General Counsel, informed the Board that there is a provision in the Administrative Procedure Act that states the Administrative Law Judge must at least consider any policy a board may provide along with former case decisions. Ms. Allen also informed the Board that the policy statement will be published in the Texas Register and will be provided to the Administrative Law Judge. Ms. Allen informed the Board that this policy is not a rule and, therefore, it does not require full rulemaking process.

Motion and Vote:

Motion was made by Ms. Pogue to approve the State Board for Educator Certification disciplinary sanction policy amending public testimony to ten minutes. Second was made by Ms. Baszile.

The Board requested a definition of Active Community Supervision (item 3 under General Principles in the recommended policy guideline). Andrew Allen, TEA Assistant Counsel, informed the Board that this refers to probation. Ms. Sameth suggested removing the word Active and the Board suggested placing (probation) after Community Supervision.

Amendment to the motion to add (probation) after Community Supervision was made by Ms. Pogue. Second was made by Ms. Baszile and the Board voted unanimously for the motion.

6. Consideration of and Opportunity to Approve Additional Classes of Certificates for Educator Preparation Programs Currently Rated Accredited

Dr. Lopez introduced and reviewed four programs seeking approval for additional classes of certificates and advised the Board that staff recommends the approval of the additional classes of certificates.

- Southern Methodist University Reading seeks approval to offer the Specialist Certification Program

- Regional Education Service Center 19 seeks approval to offer the School Counselor Alternative Certification Program
- University of Houston (Main Campus) seeks approval to offer the Master Mathematics Teacher 4-8 Certification Program
- Howard Payne University seeks approval to offer the Principal Certification Program

Motion and Vote:

Motion was made by Ms. Pogue to approve the additional classes of certificates for educator preparation programs as recommended. Second was made by Mr. Morris and the Board voted unanimously in favor of the motion.

7. Consideration of and Opportunity to Approve New Educator Preparation Programs

Public Testimony was provided by the following on Item 7:

Dr. Sandra West, Science Teachers Association of Texas Education Agency

Dr. Lopez introduced three programs for Board approval and advised the Board that staff recommends the approval of the new educator preparation programs.

- Yes Prep Teacher (Houston, TX) seeks approval to offer an alternative certification program
- Professional Teacher Certifications, LLC (Houston, TX) seeks approval to offer a teacher alternative certification program
- Texas Gulf Foundation (Houston, TX) seeks approval to offer a teacher alternative certification program

Motion and Vote:

Motion was made by Mr. Trevino to approve the new educator preparation programs as recommended. Second was made by Ms. Carter and the Board voted unanimously in favor of the motion.

8. Consideration of and Opportunity to Approve New Members of the Educator Standards Advisory Committee

Public Testimony was provided by the following on Item 8:

1. Dr. Sandra West, Science Teachers Association of Texas
2. Benjamin Pierce, Texas Academy of Science

Dr. Lopez requested the Board approve the new members of the advisory committee. Dr. Lopez informed the Board that due to the Board's request, staff placed two Human Resources personnel on the recommended committee. Mr. Allard expressed concerns about having no teachers on the list. Dr. Lopez informed the Board that the committee is to advise staff on procedures for educator preparation programs, not content. Dr. Loonam advised the Board that the intent was to get more representation from the different types of preparation programs on the committee that deal directly with

programs' day-to-day issues. Dr. Loonam also informed the Board that this committee deals with the operation of an educator preparation program; it does not set standards on content tests.

Motion and Vote:

Motion was made by Mr. Trevino to approve new members of the Educator Standards Advisory Committee. Second was made by Ms. Pogue. Voting for the motion were Ms. Baszile, Ms. Pogue, Ms. Robison, Ms. Bridges, Ms. Carter, Mr. Trevino, Mr. Morris, and Dr. Cain. Voting against was Mr. Allard. Motion carried.

9. Consideration of and Opportunity to Approve the Passing Standard on the American Council on the Teaching of Foreign Languages (ACTFL) Examination for Bilingual Language Proficiency

Dr. Lopez requested the Board approve the passing standards and informed the Board that a committee meeting of educators was held and the committee agreed that immediate high would be the passing standard.

Motion and Vote:

Motion was made by Mr. Allard to approve the passing standard on the American Council on the teaching of foreign Languages (ACTFL) examination for bilingual language proficiency as recommended. Second was made by Mr. Trevino and the Board voted unanimously in favor for the motion.

10. Consideration of and Opportunity to Approve the Comparability Study of the TExES Chemistry (140) and the Praxis Chemistry (0245) Examinations

Dr. Lopez advised the Board that HB 1721 states that SBEC can conduct a comparability study to determine if an examination is comparable to the TExES examination, and if so, the out-of-state educator will be exempt from taking the TExES examination. Dr. Lopez informed the Board that the committee of educators agreed that the Praxis 0245 was comparable to the TExES 140 examination.

Motion and Vote:

Motion was made by Ms. Baszile to approve the comparability study of the TExES chemistry (140) and the Praxis chemistry (0245) examinations as recommended. Second was made by Mr. Trevino and the Board voted unanimously in favor of the motion.

11. Consideration of and Opportunity to Approve the 2007-2008 Accountability System for Educator Preparation (ASEP) Accreditation Ratings

Dr. Lopez informed the Board that there are not any programs Accredited – Under Review. She informed the Board that six programs must submit action plans because of low passing rate in a particular area.

The Board discussed how the passing of SB 174 will increase the criteria necessary to become accredited. The Board requested staff provide them with a list of the six programs submitting action plans and inform the Board on the status of the programs. Staff provided the list to the Board members.

Motion and Vote:

Motion was made by Ms. Pogue to approve the 2007-2008 Accountability System for Educator Preparation (ASEP) Accreditation Ratings. Second was made by Ms. Bridges and the Board voted unanimously in favor of the motion.

12. Adoption of Proposed Amendment to 19 TAC Chapter 232, General Certification Provisions, Subchapter A, Types and Classes of Certificates Issued, §232.4, Probationary Certificates

Mr. Allen informed the Board that this item presented for adoption, subject to State Board of Education review, of proposed amendment to 19 TAC §232.4. Mr. Allen informed the Board that the proposed amendment removes language that allows the SBEC to grant a waiver of the baccalaureate degree if the probationary certificate requires such a degree. Mr. Allen noted that the proposed amendment also grants an additional one-year extension of a probationary certificate to an educator whose contract is terminated or who resigns in lieu of termination, before the end of a school year due to a reduction in force by a school district. Mr. Allen also informed the Board that the amendment was filed as proposed with the Texas Register after the April meeting and that no public comments were received on the proposed amendment.

Motion and Vote:

Motion was made by Ms. Pogue to approve for adoption, subject to State Board of Education review, the proposed amendment to 19 TAC Chapter 232, General Certification Provisions, Subchapter A, Types and Classes of Certificates Issued, §232.4, Probationary Certificates, with an effective date of 20 days after filing as adopted with the Texas Register. Second was made by Ms. Baszile and the Board voted unanimously in favor of the motion.

13. Adoption of Proposed Amendments to 19 TAC Chapter 233, Categories of Classroom Teaching Certificates, §233.1, General Authority, and §233.15, Languages Other Than English

Ms. Cardenas informed the Board that this item presented for adoption, subject to State Board of Education review, of proposed amendments to 19 TAC §233.1 and §233.15. Ms. Cardenas also informed the Board that no changes were recommended since the Board approved the amendments for filing as proposed with the Texas Register at the April meeting and that no public comments were received on the proposed amendments. Ms. Cardenas advised the Board that four new languages other than English (LOTE) certificates were being added for French, German, Spanish, and Latin.

Motion and Vote:

Motion was made by Mr. Trevino to approve for adoption, subject to State Board of Education review, the proposed amendments to 19 TAC Chapter 233, Categories of Classroom Teaching Certificates, §233.1, General Authority, and §233.15, Languages Other Than English, with an effective date of 20 days after filing as adopted with the Texas Register. Second was made by Ms. Carter and the Board voted unanimously in favor of the motion.

14. Adoption of Proposed Revisions to 19 TAC Chapter 241, Principal Certificate

Ms. Cardenas requested that the Board postpone action on this item until the August SBEC meeting. Ms. Cardenas informed the Board that House Bill (HB) 200, 81st Texas Legislature, 2009, which addresses the principal assessment and impacts rules in 19 TAC Chapter 241, was still pending final action by the Governor. Ms. Cardenas distributed substitute rule text for 19 TAC §241.25 and §241.35, which would be presented at the August 2009 SBEC meeting if HB 200 is signed by the Governor.

Motion and Vote:

Motion was made by Ms. Robison to postpone action on the proposed revisions to 19 TAC Chapter 241, Principal Certificate, until the August 2009 meeting. Second was made by Ms. Carter and the Board voted unanimously in favor of the motion.

15. Adoption of Proposed Revisions to 19 TAC Chapter 242, Superintendent Certificate

Ms. Cardenas informed the Board that this item presented for adoption, subject to State Board of Education review, of proposed revisions to 19 TAC Chapter 242. Ms. Cardenas also informed the Board that no changes were recommended since the Board approved the revisions for filing as proposed with the Texas Register at the April meeting and that comments were received on the proposed revisions.

Motion and Vote:

Motion was made by Ms. Pogue to approve for adoption, subject to State Board of Education review, the proposed revisions to 19 TAC Chapter 242, Superintendent Certificate, with an effective date of 20 days after filing as adopted with the Texas Register. Second was made by Mr. Trevino and the Board voted unanimously in favor of the motion.

16. Adoption of Proposed Amendment to 19 TAC Chapter 249, Disciplinary Proceedings, Sanctions, and Contested Cases, Subchapter B, Enforcement Actions and Guidelines, §249.14, Complaint, Required Reporting, and Investigation; Investigative Notice; Filing of Petition

Mr. Allen informed the Board that this item contained a proposed amendment to 19 TAC §249.14. The proposed amendment specifies the required content of a superintendent's report of alleged educator misconduct that leads to resignation or termination, and modifies the requirements for a school district to request that the Texas Education Agency pursue sanctions against an educator who has abandoned his/her contract. Mr. Allen informed the Board that if an educator has a counseled resignation or resigns in lieu of termination, the school district is required to file a report.

Motion and Vote:

Motion was made by Ms. Baszile to approve for adoption, subject to State Board of Education review, the proposed amendment to 19 TAC Chapter 249, Disciplinary Proceedings, Sanctions, and Contested Cases, Subchapter B, Enforcement Actions and Guidelines, §249.14, Complaint, Required Reporting, and Investigation; Investigative Notice; Filing of Petition, with an effective date of 20 days after filing as adopted with the Texas Register. Second was made by Ms. Carter and the Board voted unanimously in favor of the motion.

17. Proposed Revisions to Board Operating Policies and Procedures (BOPP)

The Board requested that public testimony for disciplinary cases be changed from the proposed five minutes to ten minutes.

Motion and Vote:

Motion was made by Mr. Trevino to approve the proposed revisions to Board Operating Policies and Procedures (BOPP). Second was made by Mr. Allard and the Board voted unanimously in favor of the motion.

18. Litigation Settlement Options in Pending or Contemplated Litigation, Disciplinary

The following people presented information regarding disciplinary cases:

1. Melissa Mozingo on behalf of Docket No. 701-08-2837.EC; *State Board for Educator Certification v. David Carl Galloway*. Merle Dover, Associate Deputy Counsel, TEA, presented information for SBEC in this case.
2. Abelardo Sanchez on behalf of Docket No. 701-09-0916.EC; *Abelardo Sanchez v. State Board for Educator Certification*. Merle Dover, Associate Deputy Counsel, TEA, presented information for SBEC in this case and recommended that the Board accept the recommendation made by the Administrative Law Judge. Presenter responded to questions from Board members.
3. Russell Ramirez on behalf of *Cause No. 09-08-00514-CV, Texas Education Agency v. T.F.G.*

Dr. Cain adjourned to Executive Session at 12:34 p.m.

Dr. Cain reconvened at 1:29 p.m.

A. Settlement Options for Pending or Contemplated Litigation

The Board may discuss options to settle pending or contemplated litigation.

B. Disciplinary Cases

I. Defaults

Motion and Vote:

Motion was made by Ms. Baszile that the Board grant staff's request for the issuance of default judgments on all cases (except b2, which was removed from the agenda) and

enter orders consistent with staff's recommendations. Motion was seconded by Ms. Bridges and the Board voted unanimously in favor of the motion.

a. Revocation

1) Docket No. 3049-EC-0209 *State Board for Educator Certification v. Judson Keith Austin*; Action to be taken: Consideration of Issuance of Default Judgment.

2) Docket No. 3052-EC-0209 *State Board for Educator Certification v. Mary E. McCraw;* Action to be taken: Consideration of Issuance of Default Judgment.

3) Docket No. 3055-EC-0209 *State Board for Educator Certification v. Stephen G. Frei;* Action to be taken: Consideration of Issuance of Default Judgment.

4) Docket No. 3060-EC-0309 *State Board for Educator Certification v. Angela L. Alley*; Action to be taken: Consideration of Issuance of Default Judgment.

5) Docket No. 3062-EC-0309 *State Board for Educator Certification v. Katherine L. Friedrich;* Action to be taken: Consideration of Issuance of Default Judgment.

6) Docket No. 3063-EC-0309 *State Board for Educator Certification v. Robert Lee Berg*; Action to be taken: Consideration of Issuance of Default Judgment.

7) Docket No. 4024-EC-0309 *State Board for Educator Certification v. Jesus Agustin Duran*; Action to be taken: Consideration of Issuance of Default Judgment.

8) Docket No. 2055-EC-1108 *State Board for Educator Certification v. Curt A. St. Romain*; Action to be taken: Consideration of Issuance of Default Judgment.

9) Docket No. 2043-EC-0908 *State Board for Educator Certification v. Nathan M. Smith*; Action to be taken: Consideration of Issuance of Default Judgment.

10) Docket No. 3050-EC-0209 *State Board for Educator Certification v. Ronald J. Williamson;* Action to be taken: Consideration of Issuance of Default Judgment.

11) Docket No. 3061-EC-0309 *State Board for Educator Certification v. Charles Emory Brush III*; Action to be taken: Consideration of Issuance of Default Judgment.

12) Docket No. 3059-EC-0309 *State Board for Educator Certification v. Jean-Marie Barrera*; Action to be taken: Consideration of Issuance of Default Judgment.

13) Docket No. 3058-EC-0209 *State Board for Educator Certification v. Joi Michelle Gonzalez McKee*; Action to be taken: Consideration of Default Judgment.

b. Suspensions

1) Docket No. 2058-EC-1208 *State Board for Educator Certification v. Brandon L. Stephens;* Action to be taken: Consideration of Issuance of Default Judgment.

2) Docket No. 2050-EC-1008 *State Board for Educator Certification v. Catherine C. Lewis*; Action to be taken: Consideration of Issuance of Default Judgment.

3) Docket No. 3065-EC-0309 *State Board for Educator Certification v. Nancy Lee Eisel*; Action to be taken: Consideration of Issuance of Default Judgment.

II. Proposal for Decisions

1) Docket No. 701-08-4077.EC *State Board for Educator Certification v. Judy Eloise McCarthy;* Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

Motion and Vote:

Motion was made by Ms. Pogue to amend the motion to a two-year suspension and no teaching of life skills in any age group in public education. Motion was seconded by Ms. Baszile and the Board voted unanimously for the motion.

2) Docket No. 701-08-2837.EC; *State Board for Educator Certification v. David Carl Galloway*; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

Motion and Vote:

Motion was made by Ms. Baszile to enter a judgment to increase the suspension from one year to two years, plus additional ethics training. Motion was seconded by Ms. Pogue. Voting for the motion were Ms. Baszile, Ms. Pogue, Ms. Robison, Ms. Bridges, Ms. Carter, and Mr. Trevino. Voting against were Mr. Allard and Dr. Cain. Mr. Morris recused himself from the vote. Motion carried.

3) Docket No. 701-09-1636.EC; *State Board for Educator Certification v. Peter Weidner;* Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

Motion and Vote:

Motion was made by Ms. Pogue that the Board accept the proposal for decision and issuance of final order consistent with the staff's recommendations. Motion was seconded by Ms. Baszile and the Board voted unanimously for the motion.

4) Docket No. 701-09-0916.EC; *Abelardo Sanchez v. State Board for Educator Certification*; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

Motion and Vote:

Motion was made by Ms. Carter to grant staff's request to deny the application as recommended by staff. Motion was seconded by Ms. Pogue and the Board voted unanimously for the motion.

5) Docket No. 701-09-2809.EC; *State Board for Educator Certification v. Sally Woody;* Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

Motion and Vote:

Motion was made by Mr. Trevino that the Board accept the proposal for decision and issuance of final order consistent with the staff's recommendations. Motion was seconded by Ms. Carter and the Board voted unanimously for the motion.

6) Docket No. 701-09-0430.EC; Tommy F. Granger v. *State Board for Educator Certification;* Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

Ms. Dover informed the Board that staff could not supply evidence and recommended that the certificate be issued.

Motion and Vote:

Motion was made by Ms. Robison that the Board accept the staff's recommendation and issue the certificate. Motion was seconded by Ms. Carter and the Board voted unanimously by for the motion.

C. Pending Litigation

The Board may discuss any other litigation arising after the date of posting or reasonably contemplated as of the date of the board meeting.

1) *Gilberto Gomez v. State Board for Educator Certification; Cause No. D-1-GN-09-000309; In the 201st Judicial District Court of Travis County, Texas.*

2) *Jatis McCollister v. Texas Education Agency, Educator Certification and Standards Division; Cause No. D-1-GN-09-001338; In the 250th Judicial District Court of Travis, County, Texas.*

3) *Texas Education Agency v. T.F.G.; Cause No. 09-08-00514-CV; In the Court of Appeals for the Ninth Judicial District, Beaumont, Texas.*

19. Action on Items Discussed in Executive Session

Pursuant to section 551.102 of the Texas Government Code, any deliberation and final action on matters discussed in Executive Session must be made in an Open Meeting. For any final action that the Board discussed in Executive Session, the Board will deliberate and take its action in Open Session.

DISCUSSION ONLY

20. Review of 19 TAC Chapter 239, Student Services Certificates

Ms. Cardenas informed the Board that it is time for the review of rules in 19 TAC Chapter 239 and that TEA staff will present recommended changes to the Board for consideration at the August 2009 meeting.

21. Review of 19 TAC Chapter 240, American Sign Language Certificate

Ms. Cardenas informed the Board that it is time for the review of rules in 19 TAC Chapter 240 and that TEA staff will present recommended changes to the Board for consideration at the August 2009 meeting.

INFORMATION ONLY

22. 2007-2010 Rule Review Plan for State Board for Educator Certification Rules

Dr. Cain reviewed this item.

DISCUSSION AND ACTION

23. Request and/or Questions from Board Members

Before Dr. Cain received requests and/or questions from the Board, Ms. Baszile reviewed the Code of Ethics committee meeting held June 17, 2009 and introduced the committee members, Ms. Carter and Ms. Pogue.

Ms. Carter requested information regarding the development of a Texas online job vacancy site. Mr. Booker informed the Board that staff is presently working on the preparation of this site.

Dr. Barnes asked when the new accountability system for educator preparation programs will be implemented. Dr. Loonam informed the Board that this item will have to go through the rulemaking process and stakeholders' meetings must be held. Dr. Loonam also informed the Board plans include that the item will be brought as a discussion item in August, as an action item for October, with adoption in February 2010.

24. Adjournment

Dr. Cain adjourned the meeting at 2:03 p.m.

The Board may meet in closed executive session, Texas Government Code, section 551.071 to seek legal advice regarding any item on this agenda.