

**State Board of Education  
Summary of Action Items  
Updated  
November 10, 2017**

**Student Performance**

The A&M Consolidated High School Chorale from the College Independent School District performed for the State Board of Education and the audience.

**1. Resolutions and Presentations**

**Resolution Honoring Winners of the 2017 National History Day Contest**

The State Board of Education unanimously approved a resolution honoring the winners of the National History Day contest. Students recognized were Westley Sturhan of Highland Park ISD and Madeleine Broussard, Brandon Broussard, Havi Nguyen, Danielle Garcia, and Priscila Garcia of Goose Creek CISD.

**Staff Contact:** Questions about this item should be directed to the State Board of Education Support Division at (512) 463-9007.

**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.

*By unanimous consent, the State Board of Education approved the following items on the consent agenda. Mrs. Geraldine “Tincy” Miller recused herself on item (5).*

**(1) Proposed Revisions to 19 TAC Chapter 130, Texas Essential Knowledge and Skills for Career and Technical Education, Subchapters B, H, J, M, and O (First Reading and Filing Authorization) (Committee of the Full Board)**

The board approved for first reading and filing authorization proposed revisions to 19 TAC Chapter 130, Texas Essential Knowledge and Skills for Career and Technical Education, Subchapter B, Architecture and Construction, Subchapter H, Health Science, Subchapter J, Human Services, Subchapter M, Manufacturing, and Subchapter O, Science, Technology, Engineering, and Mathematics, to update rules, including correcting inconsistencies that have been identified in certain courses and adding new lab courses for Cosmetology. The proposed revisions include replacing

references about specific welding standards with references to “accepted welding standards.”

**Staff Contact:** Questions about this item should be directed to the Curriculum Standards and Student Support Division at (512) 463-9581.

**(2) Adoption of Review of 19 TAC Chapter 74, Curriculum Requirements  
(Adoption of Review)  
(Committee on Instruction)**

The board adopted the review of 19 TAC Chapter 74, Curriculum Requirements. The rules being reviewed provide for curriculum requirements for school districts, outline graduation requirements, and include other provisions related to curriculum requirements.

**Staff Contact:** Questions about this item should be directed to the Curriculum Standards and Student Support Division at (512) 463-9581.

**(3) Approval of Costs to Administer the 2017-2018 State-Developed Assessments to Private School Students  
(Committee on School Finance/Permanent School Fund)**

The board approved the per-student cost charged to private schools which voluntarily assess their students with the State of Texas Assessments of Academic Readiness (STAAR) and the Texas English Language Proficiency Assessment System (TELPAS) assessments. The adopted cost equals the per-student cost of administering the same assessments to public school students.

**Staff Contact:** Questions about this item should be directed to the Student Assessment Division at (512) 463-9536.

**(4) Ratification of the Purchases and Sales of the Investment Portfolio of the Permanent School Fund for the Months of August and September 2017  
(Committee on School Finance/Permanent School Fund)**

The board approved the purchases and sales of investments executed in the portfolio of the Permanent School Fund for the months of August and September 2017 in the amount of \$1,149,709,901 and \$756,540,415, respectively.

**Staff Contact:** Questions about this item should be directed to the Office of the Permanent School Fund at (512) 463-9169.

**(5) Decision on Real Estate Investments  
(Committee on School Finance/Permanent School Fund)**

The board approved three real estate investments. The board voted to execute agreements with Pennybacker IV GP, L.L.C., necessary to make an investment

commitment of up to \$75 million in Pennybacker IV, L.P., subject to due diligence and negotiation of fund terms, and authorized contract execution by the commissioner of education.

Members also voted to execute an agreement with Berkshire Multifamily Debt Fund II GP, L.L.C. necessary to make an investment commitment of up to \$75 million in Berkshire Multifamily Debt Fund II, L.L.C., subject to continued due diligence and negotiation and authorized contract execution by the commissioner of education.

The board voted to execute agreements with Ares Management necessary to make an investment commitment of up to €75 million in Ares European Real Estate Fund V, SCSp, a Euro-denominated fund, subject to continued due diligence and negotiation of fund terms, and authorized the commissioner to execute the contract.

Board member Geraldine Miller recused herself from votes related to real estate investments.

**Staff Contact:** Questions about this item should be directed to the Office of the Permanent School Fund at (512) 463-9169.

**(6) Proposed Amendments to 19 TAC Chapter 33, Statement of Investment Objectives, Policies, and Guidelines of the Texas Permanent School Fund, Subchapter A, State Board of Education Rules, §33.65, Bond Guarantee Program for School Districts, and §33.67, Bond Guarantee Program for Charter Schools**

**(First Reading and Filing Authorization)**

**(Committee on School Finance/Permanent School Fund)**

The board approved for first reading and filing authorization proposed amendments to 19 TAC Chapter 33, Statement of Investment Objectives, Policies, and Guidelines of the Texas Permanent School Fund, Subchapter A, State Board of Education Rules, §33.65, Bond Guarantee Program for School Districts, and §33.67, Bond Guarantee Program for Charter Schools. The proposed amendments adjust the bond guarantee multiplier, specify the charter district bond guarantee capacity authorized by Senate Bill (SB) 1480, and address Charter District Bond Guarantee Reserve Fund management.

**Staff Contact:** Questions about this item should be directed to the Office of the Permanent School Fund at (512) 463-9169.

**(7) Management of Charter District Bond Guarantee Reserve Fund  
(Committee on School Finance/Permanent School Fund)**

The board directed the Texas Education Agency to invest and manage the charter district bond guarantee reserve fund.

**Staff Contact:** Questions about this item should be directed to the Office of the Permanent School Fund at (512) 463-9169.

**(8) Review of SB 253 and HB 89 of the 85<sup>th</sup> Legislative Session  
(Committee on School Finance/Permanent School Fund)**

No action was taken on this item.

**Staff Contact:** Questions about this item should be directed to the Office of the Permanent School Fund at (512) 463-9169.

**(9) Presentation on the Commodities Asset Class for the Permanent School Fund  
(Committee on School Finance/Permanent School Fund)**

This item provides an opportunity for the committee to receive a presentation on the commodities asset class and the management of the asset class. Statutory authority for this action is the Texas Constitution, Article VII, §5(f).

No action was taken on this item.

**Staff Contact:** Questions about this item should be directed to the Office of the Permanent School Fund at (512) 463-9169.

**10) Recommendation for Appointment to the Randolph Field Independent School District Board of Trustees**

The State Board of Education approved the re-appointment of Jimmy Cornelius to serve a term of office, from Nov. 10, 2017 through Nov. 9, 2019, on the Randolph Field Independent School District Board of Trustees.

**Staff Contact:** Questions about this item should be directed to the Governance and Investigations Division at (512) 463-9623.

**COMMITTEE OF THE FULL BOARD**

**3. Ratification of Proclamation 2018 Deadline Extension for Publisher affected by Hurricane Harvey**

The board ratified the action of the board chair to grant a two-week deadline extension to Kendall Hunt to provide the *Publisher's Identification of Factual Errors and Editorial Changes*. The publisher was unable to meet the original deadline due to flooding caused by Hurricane Harvey.

**Staff Contact:** Questions about this item should be directed to the Instructional Materials Division at (512) 463-9601.

**4. Report from the Commissioner of Education Regarding Instructional Materials Offered for Adoption under Proclamation 2018**

The board voted to:

- Require that the publisher of *Surviving the Angel of Death: The True Story of a Mengele Twin in Auschwitz* make corrections listed in the *Report of Required Corrections of Factual Errors*;
- Require that the adopted instructional material meet established manufacturing standards and specifications;
- Approve changes and corrections submitted in response to written comments and public testimony;
- Place *Surviving the Angel of Death: The True Story of a Mengele Twin in Auschwitz* on the adopted list as indicated on the *List of Instructional Materials Eligible for Adoption Under Proclamation 2018*.

The board took no action on the second instructional material submission, *The Mexican American Studies Toolkit*, offered by publisher Kendall Hunt.

**Staff Contact:** Questions about this item should be directed to the Instructional Materials Division at (512) 463-9601.

**5. Proposed Amendments to 19 TAC Chapter 74, Curriculum Requirements, Subchapter B, Graduation Requirements (First Reading and Filing Authorization)**

The board approved for first reading and filing authorization proposed amendments to 19 TAC Chapter 74, Curriculum Requirements, as amended, in order to align with recent legislative changes.

**Staff Contact:** Questions about this item should be directed to the Curriculum Standards and Student Support Division at (512) 463-9581.

**6. Proposed Amendments to 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter B, State Adoption of Instructional Materials, and Subchapter C, Local Operations (First Reading and Filing Authorization)**

The board approved for first reading and filing authorization proposed amendments to 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter B, State Adoption of Instructional Materials, and Subchapter C, Local Operations. The proposed amendments update rules related to the state review and adoption of instructional materials as well as ordering and distribution of materials to align with recent legislative changes.

**Staff Contact:** Questions about this item should be directed to the Instructional Materials Division at (512) 463-9601.

7. **Proposed Revisions to 19 TAC Chapter 110, Texas Essential Knowledge and Skills for English Language Arts and Reading, Chapter 111, Texas Essential Knowledge and Skills for Mathematics, Chapter 112, Texas Essential Knowledge and Skills for Science, and Chapter 114, Texas Essential Knowledge and Skills for Languages Other Than English, Concerning International Baccalaureate Courses**  
**(First Reading and Filing Authorization)**

The board approved for first reading and filing authorization proposed amendments to 19 TAC Chapter 110, Texas Essential Knowledge and Skills for English Language Arts and Reading, Chapter 111, Texas Essential Knowledge and Skills for Mathematics, Chapter 112, Texas Essential Knowledge and Skills for Science, and Chapter 114, Texas Essential Knowledge and Skills for Languages Other Than English, concerning International Baccalaureate (IB) courses. The amendments add courses not currently included in the Texas Administrative Code, update some course titles, and make adjustments to the amount of credit students may earn for successful completion of IB courses.

**Staff Contact:** Questions about this item should be directed to the Curriculum Standards and Student Support Division at (512) 463-9581.

#### **COMMITTEE ON INSTRUCTION**

8. **Proposed Repeal of 19 TAC Chapter 112, Texas Essential Knowledge and Skills for Science, Subchapter D, Other Science Courses, §112.71, Principles of Technology (One Physics Credit), and §112.72, Other Courses for Which Students May Receive Science Credit**  
**(Second Reading and Final Adoption)**

The board unanimously gave final approval to the repeal of 19 TAC Chapter 112, Texas Essential Knowledge and Skills for Science, Subchapter D, Other Science Courses, §112.71, Principles of Technology (One Physics Credit), and §112.72, Other Courses for Which Students May Receive Science Credit. This action repeals rules that are duplicative of other State Board rules.

**Staff Contact:** Questions about this item should be directed to the Curriculum Standards and Student Support Division at (512) 463-9581.

9. **Proposed Amendment to 19 TAC Chapter 130, Texas Essential Knowledge and Skills for Career and Technical Education, Subchapter C, Arts, Audio/Video Technology, and Communications, §130.121, Extended Practicum in Fashion Design (Two to Three Credits), Adopted 2015**  
**(Second Reading and Final Adoption)**

The board gave final approval to amendments to 19 TAC Chapter 130, Texas Essential Knowledge and Skills for Career and Technical Education, Subchapter C, Arts, Audio/Video Technology, and Communications, §130.121, Extended Practicum in

Fashion Design (Two to Three Credits), Adopted 2015. The amendments change the amount of credit offered for specified extended practicum course to make it consistent with extended practicum courses.

**Staff Contact:** Questions about this item should be directed to the Curriculum Standards and Student Support Division at (512) 463-9581.

## **COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND**

10. **Proposed Amendment to 19 TAC Chapter 109, Budgeting, Accounting, and Auditing, Subchapter D, Uniform Bank Bid or Request for Proposal and Depository Contract, §109.52, Uniform Depository Bank Contract and Surety Bond Forms**  
**(First Reading and Filing Authorization)**

The board approved for first reading and filing authorization proposed amendments to 19 TAC Chapter 109, Budgeting, Accounting, and Auditing, Subchapter D, Uniform Bank Bid or Request for Proposal and Depository Contract, §109.52, Uniform Depository Bank Contract and Surety Bond Forms. The amendments include allowing a depository contract to be extended for a total of three two-year terms and other modifications to reflect changes made by Senate Bill 754 passed during the 2017 legislative session.

**Staff Contact:** Questions about this item should be directed to the Financial Compliance Division at (512) 463-2945.

11. **Proposed Amendment to 19 TAC Chapter 129, Student Attendance, Subchapter B, Student Attendance Accounting, §129.21, Requirements for Student Attendance Accounting for State Funding Purposes**  
**(First Reading and Filing Authorization)**

The board approved for first reading and filing authorization proposed amendments to 19 TAC Chapter 129, Student Attendance, Subchapter B, Student Attendance Accounting, §129.21, Requirements for Student Attendance Accounting for State Funding Purposes. This change reflects provisions of a recently approved state law that allows a student who is pursuing enlistment in the military or the Texas National Guard to be counted as present for funding purposes if the district verifies the student's activities related to the potential enlistment.

**Staff Contact:** Questions about this item should be directed to the Financial Compliance Division at (512) 463-2945.

## COMMITTEE ON SCHOOL INITIATIVES

12. **Proposed Amendment to 19 TAC Chapter 157, Hearings and Appeals, Subchapter D, Independent Hearing Examiners, §157.41, Certification Criteria for Independent Hearing Examiners (Second Reading and Final Adoption)**

The board gave final approval to amendments to 19 TAC Chapter 157, Hearings and Appeals, Subchapter D, Independent Hearing Examiners, §157.41, Certification Criteria for Independent Hearing Examiners.

**Staff Contact:** Questions about this item should be directed to the Legal Services Division at (512) 463-9720.

13. **Review of Proposed Revisions to 19 TAC Chapter 231, Requirements for Public School Personnel Assignments, Subchapter C, Grades 6-8 Assignments, and Subchapter E, Grades 9-12 Assignments**

The board took no action on proposed amendments to 19 TAC Chapter 231, Requirements for Public School Personnel Assignments, Subchapter C, Grades 6-8 Assignments, and Subchapter E, Grades 9-12 Assignments, as proposed by the State Board for Educator Certification (SBEC). Under Texas law, two-thirds of the SBOE members present and voting most vote to reject the proposed rule or it takes effect. Although a majority of board members voted to reject the rule, the SBOE did not reach the two-thirds threshold, and the SBEC rule will take effect.

**Staff Contact:** Questions about this item should be directed to the Department of Educator Leadership and Quality at (512) 936-9831.

14. **Review of Proposed Amendments to 19 TAC Chapter 234, Military Service Members, Military Spouses, and Military Veterans**

The board took no action on proposed amendments to 19 TAC Chapter 234, Military Service Members, Military Spouses, and Military Veterans. This rule extends a temporary certificate for military spouses for three years and also provides clarification for renewal requirements for military service members, military spouses, and military veterans. Under Texas law, the State Board of Education may only reject or take no action on a proposed State Board for Educator Certification rule.

**Staff Contact:** Questions about this item should be directed to the Department of Educator Leadership and Quality at (512) 936-9831.



15. **Review of Proposed Revisions to 19 TAC Chapter 239, Student Services Certificates, Subchapter A, School Counselor Certificate, and Subchapter C, Educational Diagnostician Certificate**

The board took no action on proposed revisions to 19 TAC Chapter 239, Student Services Certificates, Subchapter A, School Counselor Certificate, and Subchapter C, Educational Diagnostician Certificate. Under Texas law, the State Board of Education may only reject or take no action on a proposed State Board for Educator Certification rule.

**Staff Contact:** Questions about this item should be directed to the Department of Educator Leadership and Quality at (512) 936-9831.

