

Minutes

State Board of Education

February 2, 2024

# **STATE BOARD OF EDUCATION**

(updated February 2023, January 2024)

*(State Board for Career and Technology Education)*

**AARON KINSEY, Midland**  
**Chair of the State Board of Education**  
**District 15**

**PAM LITTLE, Fairview**  
**Vice Chair of the State Board of Education**  
**District 12**

**PAT HARDY, Fort Worth**  
**Secretary of the State Board of Education**  
**District 11**

## **Board Members**

**MELISSA ORTEGA, El Paso**  
**District 1**

**JULIE PICKREN, Pearland**  
**District 7**

**LJ FRANCIS, Corpus Christi**  
**District 2**

**AUDREY YOUNG, Trinity**  
**District 8**

**MARISA PEREZ-DIAZ, San Antonio**  
**District 3**

**KEVEN ELLIS, Lufkin**  
**District 9**

**STACI CHILDS, Houston**  
**District 4**

**TOM MAYNARD, Florence**  
**District 10**

**REBECCA BELL-METEREAU**  
**San Marcos, District 5**

**AICHA DAVIS, Dallas**  
**District 13**

**WILL HICKMAN, Houston**  
**District 6**

**EVELYN BROOKS, Frisco**  
**District 14**

**Committees of the State Board of Education**  
(Updated February 2023)

**INSTRUCTION**

Audrey Young- Chair  
Evelyn Brooks-Vice Chair  
Aicha Davis  
Pam Little  
Melissa N. Ortega

**SCHOOL FINANCE/PERMANENT SCHOOL FUND**

Tom Maynard-Chair  
Marisa Perez-Diaz-Vice Chair  
Keven Ellis  
Patricia Hardy  
Aaron Kinsey

**SCHOOL INITIATIVES**

Will Hickman-Chair  
LJ Francis-Vice Chair  
Rebecca Bell-Metereau  
Staci Childs  
Julie Pickren

Minutes  
State Board of Education  
Friday, February 2, 2024

The State Board of Education met at 9:00 a.m. on Friday, February 2, 2024, in the State Board of Education Room, #1-104, of the William B. Travis Building, 1701 N. Congress Avenue, Austin, Texas. Attendance was noted as follows:

Present: Aaron Kinsey, chair; Rebecca Bell-Metereau; Evelyn Brooks; Staci Childs; LJ Francis; Patricia Hardy; Will Hickman; Pam Little; Tom Maynard; Melissa Ortega; Marisa B. Perez-Diaz; Julie Pickren; Audrey Young; Aicha Davis

Absent: Keven Ellis

### **Student Performance**

A student performance was provided by the Westbury Jazz Band of Westbury High School in the Houston Independent School District.

### **Invocation**

### **Pledge of Allegiance**

### **Roll Call**

### **Approval of Minutes**

State Board of Education, November 17, 2023

State Board of Education, December 13, 2023

**MOTION AND VOTE:** *The State Board of Education approved, without objection, the minutes of the November 17, 2023, and December 13, 2023, meetings of the State Board of Education, as printed.*

## **1. Resolutions**

### **Resolution Designating February 1-29, 2024, as National Career and Technical Education Month**

*The State Board of Education, by unanimous consent, adopted a resolution designating February 1-29, 2024, as National Career and Technical Education Month.*

(ATTACHMENT 1, page 10)

**Resolution Honoring the winners of the 2023 MATHCOUNTS**

*The State Board of Education, by unanimous consent, adopted a resolution honoring Channing Yang of Sugar Land, Texas; Roger Zhen, of Friendswood, Texas; Alexander Sun and Kevin Chen of Sugar Land, Texas for winning first place in the 2023 MATHCOUNTS national competition.*

(ATTACHMENT 2, page 12)

**Resolution Honoring the winner of the Employers for Education Excellence Award**

*The State Board of Education, by unanimous consent, adopted a resolution honoring HDR, INC. of Dallas as the gold Employers for Education Excellence award.*

(ATTACHMENT 3, page 14)

**National Blue Ribbon Schools**

*The State Board of Education, by unanimous consent, adopted a resolution congratulating Hector J. Garcia Early College High School in Laredo Independent School District (ISD); Industrial Elementary East in Industrial ISD; Ortiz Elementary in Brownsville ISD; Falls City Elementary in Falls City ISD; Roel A. and Celia R. Saenz Elementary in Roma ISD; Houston Gateway Academy Elite College Prep in Houston Gateway Academy; McLeod Elementary in McLeod ISD; Pittsburg Intermediate in Pittsburg ISD; Cross Roads Junior High in Cross Roads ISD; Rosemont Upper School in Dallas ISD; Sundown Elementary in Sundown ISD; Talkington School for Young Women Leaders in Lubbock ISD; Vega Junior High in Vega ISD; Farias Elementary in Laredo ISD; IDEA Carver Academy in IDEA Public Schools; Nitsch Elementary in Klein ISD; Herfurth Elementary in Garland ISD; Frankston Elementary in Frankston ISD; Milano Elementary in Milano ISD; Davis Elementary in Royse City ISD; Honey Grove Elementary in Honey Grove ISD; Trinity Heights Gifted and Talented School in Dallas ISD; House Creek Elementary in Copperas Cove ISD; Maxfield Elementary in Gorman ISD; Cross Plains Elementary in Cross Plains ISD; Sunset Elementary in Dumas ISD.*

(ATTACHMENT 4, page 16)

**Public Testimony**

Public Testimony was provided by the following individuals:

NAME: Mohit Mehta  
AFFILIATION: Self

NAME: Kenneth Roemer  
AFFILIATION: Self

NAME: Carol Anderson  
AFFILIATION: Self

NAME: Stephen Silva-Brave  
 AFFILIATION: Self

NAME: Carl Kurtz  
 AFFILIATION: Self

NAME: Maggie Stern  
 AFFILIATION: Children’s Defense Fund of Texas

NAME: Marial Quezada  
 AFFILIATION: Self

NAME: Leslie Rivas  
 AFFILIATION: Ethnic Studies for Texas Schools Coalition

**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.*

- (1) **Adoption of Rule Review of 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter A, General Provisions, Subchapter B, State Adoption of Instructional Materials, and Subchapter C, Local Operations (Board agenda page I-22)**

The State Board of Education adopted the review of 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter A, General Provisions, Subchapter B, State Adoption of Instructional Materials, and Subchapter C, Local Operations, as recommended by the Committee of the Full Board.

- (2) **Proposed Amendment to 19 TAC Chapter 112, Texas Essential Knowledge and Skills for Science, Subchapter B, Middle School, §112.26(b)(11)(A), Science, Grade 6, Adopted 2021 (Second Reading and Final Adoption) (Board agenda page I-59)**

The State Board of Education approved for second reading and final adoption the proposed amendment to 19 TAC Chapter 112, Texas Essential Knowledge and Skills for Science, Subchapter B, Middle School, §112.26(b)(11)(A), Science, Grade 6, Adopted 2021; and

Made an affirmative finding that immediate adoption of the proposed amendment to 19 TAC Chapter 112, Texas Essential Knowledge and Skills for Science, Subchapter B, Middle School,

§112.26(b)(11)(A), Science, Grade 6, Adopted 2021, is necessary and shall have an effective date of 20 days after filing as adopted with the Texas Register.

(ATTACHMENT 5, page 18)

- (3) **Other Provisions, §74.38, Requirements for Instruction in Cardiopulmonary Resuscitation (CPR)**  
**(First Reading and Filing Authorization)**  
(Board agenda page II-1)

The State Board of Education approved for first reading and filing authorization the proposed amendment to 19 TAC Chapter 74, Curriculum Requirements, Subchapter C, Other Provisions, §74.38, Requirements for Instruction in Cardiopulmonary Resuscitation (CPR), as recommended by the Committee of the Full Board.

- (4) **Proposed Amendment to 19 TAC Chapter 74, Curriculum Requirements, Subchapter A, Required Curriculum, §74.5, Academic Achievement Record (Transcript)**  
**(First Reading and Filing Authorization)**  
(Board agenda page II-5)

The State Board of Education approved for first reading and filing authorization the proposed amendment to 19 TAC Chapter 74, Curriculum Requirements, Subchapter A, Required Curriculum, §74.5, Academic Achievement Record (Transcript), as recommended by the Committee on Instruction.

- (5) **Approval of Updates and Substitutions to Adopted Instructional Materials**  
(Board agenda page II-76)

The State Board of Education removed this item from the consent agenda.

- (6) **Proposed Amendment 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, §33.2, Distributions to the Available School Fund**  
**(Second Reading and Final Adoption)**  
(Board agenda page III-1)

The State Board of Education approved for second reading and final adoption the proposed amendment 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, §33.2, Distributions to the Available School Fund; and

Made an affirmative finding that immediate adoption of the proposed amendment 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, §33.2, Distributions to the Available School Fund, is necessary and shall have an effective date of 20 days after filing as adopted with the Texas Register.

(ATTACHMENT 6, page 20)

- (7) **Proposed Amendment to 19 TAC Chapter 109, Budgeting, Accounting, and Auditing, Subchapter C, Adoptions By Reference, §109.41, Financial Accountability System Resource Guide (Second Reading and Final Adoption)**  
(Board agenda page III-5)

The State Board of Education approved for second reading and final adoption the proposed amendment to 19 TAC Chapter 109, Budgeting, Accounting, and Auditing, Subchapter C, Adoptions By Reference, §109.41, Financial Accountability System Resource Guide; and

Made an affirmative finding that immediate adoption of the proposed amendment to 19 TAC Chapter 109, Budgeting, Accounting, and Auditing, Subchapter C, Adoptions By Reference, §109.41, Financial Accountability System Resource Guide, is necessary and shall have an effective date of 20 days after filing as adopted with the Texas Register.

(ATTACHMENT 7, page 22)

- (8) **Approval of Revisions to Required School Safety Training for School District Trustees**  
(Board agenda page IV-12)

The State Board of Education removed this item from the consent agenda.

- (9) **Recommendation for One Reappointment to the Boys Ranch Independent School District Board of Trustees**  
(Board agenda IV-13)

The State Board of Education, based on Mr. Richard Nedelkoff's recommendation, approved the reappointment of Mr. Joshua Sprock to serve a two-year term of office from February 2, 2024, to February 1, 2026, on the Boys Ranch ISD Board of Trustees, as recommended by the Committee on School Initiatives.

- (10) **Recommendation for Two Reappointments to the Fort Sam Houston Independent School District Board of Trustees**  
(Board agenda page IV-17)

The State Board of Education, based on Brigadier General Russell Driggers's recommendation, approved the reappointments of Mr. Willie E. White and Ms. Andrea D. Nicholas to serve terms of office from February 2, 2024, to February 1, 2026, on the Fort Sam Houston ISD Board of Trustees, as recommended by the Committee on School Initiatives.

- (11) **Recommendation for One Appointment to the Lackland Independent School District Board of Trustees**  
(Board agenda page IV-25)

The State Board of Education, based on Brigadier General Russell Driggers's recommendation,



approved the appointment of Mrs. Tonseda Henson to serve a term of office from February 2, 2024, to February 1, 2026, on the Lackland ISD Board of Trustees, as recommended by the Committee on School Initiatives.

- (12) **Proposed Amendment to 19 TAC Chapter 61, School Districts, Subchapter A, Board of Trustees Relationship, §61.2, Nomination of Trustees for Military Reservation School Districts and Boys Ranch Independent School District**  
**(First Reading and Filing Authorization)**  
(Board agenda page IV-32)

The State Board of Education removed this item from the consent agenda.

### **COMMITTEE OF THE FULL BOARD**

3. **Proposed New 19 TAC Chapter 67, State Review and Approval of Instructional Materials, Subchapter B, State Review and Approval, §67.21, Proclamations, Public Notice, and Requests for Instructional Materials for Review; §67.23, Requirements for Publisher Participation in Instructional Materials Review and Approval (IMRA); and §67.25, Consideration and Approval of Instructional Materials by the State Board of Education, and Subchapter D, Duties of Publishers and Manufacturers, §67.81, Instructional Materials Contracts, and §67.83, Publisher Parent Portal**  
**(Second Reading and Final Adoption)**  
(Board agenda page I-1)

**MOTION AND VOTE:** *It was moved by Mrs. Little and carried unanimously that the State Board of Education, approve for second reading and final adoption proposed new 19 TAC Chapter 67, State Review and Approval of Instructional Materials, Subchapter B, State Review and Approval, §67.21, Proclamations, Public Notice, and Requests for Instructional Materials for Review; §67.23, Requirements for Publisher Participation in Instructional Materials Review and Approval (IMRA); and §67.25, Consideration and Approval of Instructional Materials by the State Board of Education, and Subchapter D, Duties of Publishers and Manufacturers, §67.81, Instructional Materials Contracts, and §67.83, Publisher Parent Portal as amended; and*

*Make an affirmative finding that immediate adoption of proposed new 19 TAC Chapter 67, State Review and Approval of Instructional Materials, Subchapter B, State Review and Approval, §67.21, Proclamations, Public Notice, and Requests for Instructional Materials for Review; §67.23, Requirements for Publisher Participation in Instructional Materials Review and Approval (IMRA); and §67.25, Consideration and Approval of Instructional Materials by the State Board of Education, and Subchapter D, Duties of Publishers and Manufacturers, §67.81, Instructional Materials Contracts, and §67.83, Publisher Parent Portal, as amended, is necessary and shall have an effective date of 20 days after filing with the Texas Register.*

(ATTACHMENT 8, page 24)

**4. Consideration for Approval of Instructional Materials Review Quality Rubrics**  
(Board agenda page I-10)

**MOTION:** *It was moved by Mrs. Little that the State Board of Education approve quality rubrics for the IMRA process.*

**MOTION AND VOTE:** *It was moved by Ms. Childs, seconded by Ms. Hardy, and carried without objection to strike “and” and add, “and/or paired (scaffolded) lessons” and adds a conforming amending for all rubrics.*

**VOTE:** *A vote was taken on the motion that the State Board of Education approve the quality rubric for the IMRA process. The motion carried unanimously.*

**5. Consideration for Approval of Instructional Materials Review and Approval Process**  
(Board agenda page I-12)

**MOTION:** *It was moved by Mrs. Little that the State Board of Education approve the IMRA process and procedures, as amended.*

**MOTION AND VOTE:** *It was moved by Mr. Hickman, seconded by Dr. Young to add “amd” and strike “and IMRA reviews”. The motion carried.*

**MOTION AND VOTE:** *It was moved by Mr. Hickman, seconded by Mr. Maynard to “and each Member may provide feedback for each material still eligible for adoption”. The motion failed.*

**VOTE:** *A vote was taken on the motion that the State Board of Education approve the IMRA process and procedures, as amended. The motion carried unanimously.*

**6. Implementation of Instructional Materials Review Suitability Rubric**  
(Board agenda page I-14)

**MOTION AND VOTE:** *It was moved by Mrs. Little that the State Board of Education approve the amendments to the IMRA Suitability Rubric as presented by Mr. Kinsey, as amended. The motion carried unanimously.*

**7. Proposed New 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development and Career and Technical Education, Subchapter C, Agriculture, Food, and Natural Resources, §§127.30, 127.45-127.58, 127.86, and 127.87; Subchapter O, Science, Technology, Engineering, and Mathematics, §127.795 and §127.796; and Subchapter P, Transportation, Distribution, and Logistics, §§127.887-127.890 and 127.920 (First Reading and Filing Authorization)**  
(Board agenda page I-66)

**MOTION:** *It was moved by Mrs. Little that the State Board of Education approve for first reading and filing authorization the proposed new 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development and Career and Technical Education, Subchapter C, Agriculture,*

*Food, and Natural Resources, §§127.30, 127.45-127.58, 127.86, and 127.87; Subchapter O, Science, Technology, Engineering, and Mathematics, §127.795 and §127.796; and Subchapter P, Transportation, Distribution, and Logistics, §§127.887-127.890 and 127.920, as amended.*

**MOTION AND VOTE:** *It was moved by Mrs. Brooks, and seconded by Ms. Childs, to add “Analyze the USDA standards and guidelines for organic livestock and poultry production”. The motion carried unanimously.*

**VOTE:** *A vote was taken on the motion that the State Board of Education approve for first reading and filing authorization the proposed new 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development and Career and Technical Education, Subchapter C, Agriculture, Food, and Natural Resources, §§127.30, 127.45-127.58, 127.86, and 127.87; Subchapter O, Science, Technology, Engineering, and Mathematics, §127.795 and §127.796; and Subchapter P, Transportation, Distribution, and Logistics, §§127.887-127.890 and 127.920, as amended. The motion carried unanimously.*

**8. Update on Texas Essential Knowledge and Skills (TEKS) Review**  
(Board agenda page I-70)

*There was no business presented under this item.*

**COMMITTEE ON INSTRUCTION**

**9. Proposed Amendment to 19 TAC Chapter 74, Curriculum Requirements, Subchapter C, Other Provisions, §74.28, Students with Dyslexia and Related Disorders (First Reading and Filing Authorization)**  
(Board agenda page I-10)

**MOTION AND VOTE:** *It was moved by Dr. Young that the State Board of Education approve for first reading and filing authorization the proposed amendment to 19 TAC Chapter 74, Curriculum Requirements, Subchapter C, Other Provisions, §74.28, Students with Dyslexia and Related Disorders, as amended. The motion carried unanimously.*

**MOTION AND VOTE:** *It was moved by Dr. Young that the State Board of Education approve requests from McGraw Hill, McGraw Hill Texas Science Grade 6, McGraw Hill Pera Texas Grade 6, Savvas Learning Company LLC., Texas Experience Science Grade 6, Texas Experiment La Senis Grade 6, and Summit K-12 Holdings Dynamic Science 6<sup>th</sup> Grade, and Dynamic Science, Dynamic Spanish Grade 6, to update content and their adopted instructional materials. The motion carried unanimously.*

## COMMITTEE ON SCHOOL INITIATIVES

### **10. Proposed Amendment to 19 TAC Chapter 157, Hearings and Appeals, Subchapter D, Independent Hearing Examiners, §157.41, Certification Criteria for Independent Hearing Examiners**

**(First Reading and Filing Authorization)**

(Board agenda page IV-1)

**MOTION AND VOTE:** *It was moved by Mr. Hickman that the State Board of Education approve for first reading and filing authorization the proposed amendment to 19 TAC Chapter 157, Hearings and Appeals, Subchapter D, Independent Hearing Examiners, §157.41, Certification Criteria for Independent Hearing Examiners. The motion carried unanimously.*

### **11. Review of Proposed Amendments to 19 TAC Chapter 232, General Certification Provisions, Subchapter A, Certificate Renewal and Continuing Professional Education Requirements**

(Board agenda page IV-39)

**MOTION AND VOTE:** *It was moved by Mr. Hickman that the State Board of Education take no action on the Proposed Amendments to 19 TAC Chapter 232, General Certification Provisions, Subchapter A, Certificate Renewal and Continuing Professional Education Requirements. The motion carried unanimously.*

### **12. Review of Proposed Revisions to 19 TAC Chapter 234, Military Service Members, Military Spouses, and Military Veterans**

(Board agenda page IV-1)

**MOTION AND VOTE:** *It was moved by Mr. Hickman that the State Board of Education take no action on the Proposed Amendments to 19 TAC Chapter 234, Military Service Members, Military Spouses, and Military Veterans. The motion carried.*

## REPORTS OF COMMITTEES REGARDING AGENDA ITEMS POSTED FOR DISCUSSION ON COMMITTEE AGENDAS

Committee chairs may provide an update about discussion items considered during the current meeting by any standing committee or ad hoc committee.

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

Members of the State Board of Education may present information regarding agenda items or other relevant information about public education.

The meeting adjourned the meeting at 2:20 p.m.



Patricia Hardy, Secretary

## ***R E S O L U T I O N***

**WHEREAS** February 1-29, 2024, has been designated National Career and Technical Education Month; and

**WHEREAS** about 1.35 million Texas secondary students are enrolled in one or more career and technical education (CTE) courses in 1,200 school districts and charter schools throughout the state; and

**WHEREAS** CTE offers students the opportunity to gain the academic, technical and employability skills necessary for career readiness; and

**WHEREAS** students in CTE programs participate in authentic, meaningful experiences and apply academic knowledge and skills from across the curriculum which improve the quality of their overall education; and

**WHEREAS** CTE is a vital and integral part of the Foundation High School Program, offering students pathways to earn endorsements, performance acknowledgements, and industry-validated credentials; and

**WHEREAS** Texas is proud to support nine CTE student organizations – Business Professionals of America; DECA Texas Association; Future Business Leaders of America; Family, Career and Community Leaders of America; Texas HOSA-Future Health Professionals; SkillsUSA Texas; Texas Association of Future Educators; Texas FFA Association; and Texas Technology Student Association; and

**WHEREAS** CTE programs prepare students for a variety of careers by offering integrated programs of study that link secondary and postsecondary education and significantly contribute to college readiness; and

**WHEREAS** ensuring that employers have access to a qualified workforce is crucial to the Texas economy; now, therefore, be it

**RESOLVED**, that the State Board of Education, which has been designated by the Texas Legislature as the State Board for Career and Technical Education, does hereby proclaim February 1-29, 2024 as Career and Technical Education Month in Texas, and does hereby urge all Texans to become familiar with the outstanding programs delivered by exceptional CTE teachers in communities across the state, and to support these programs to enhance college and career readiness for all Texas students.

**WITNESS** our signatures this 2<sup>nd</sup> day of February, two thousand and twenty-four, in Austin, Texas.

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Aaron Kinsey, Chair

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Pat Hardy, Secretary

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## ***R E S O L U T I O N***

**WHEREAS** the *MATHCOUNTS Program* builds problem-solving skills and fosters mathematics achievement for middle school students across the country; and

**WHEREAS** through local, regional, state, and national competitions these Texas students have demonstrated outstanding achievement in mathematics; and

**WHEREAS** Channing Yang of Sugar Land, Texas, has been awarded the Donald G. Weinert College Scholarship as the champion of the 2023 *MATHCOUNTS* national competition; and

**WHEREAS** Channing's team includes Roger Zhen, of Friendswood, Texas; Alexander Sun and Kevin Chen of Sugar Land, Texas; and their coach, Andrea Smith, of Sugar Land, Texas; the team garnered first place in the 2023 *MATHCOUNTS* national competition; and now, therefore, be it

**RESOLVED**, that the State Board of Education warmly congratulates and proudly presents this resolution to each of these students and their coach for an exemplary performance at the 2023 *MATHCOUNTS* national competition; and be it further

**RESOLVED**, that a copy of this resolution be included in the permanent records of the State Board of Education.

**WITNESS** our signatures this 2<sup>nd</sup> day of February, two thousand and twenty-four, in Austin, Texas.

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Aaron Kinsey, Chair

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Pat Hardy, Secretary

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## ***R E S O L U T I O N***

**WHEREAS** parents and employers play a key role in supporting public schools; and

**WHEREAS** advocating for education through volunteerism, material, and financial support can have a lifelong impact on students' lives; and

**WHEREAS** the Texas Legislature recognized this important school-parent-business partnership when it created the Employers for Education Excellence award in 2007; and

**WHEREAS** HDR, Inc. of Dallas met and exceeded the requirements to be recognized at the highest level for this award in partnering with Dallas Independent School District; and

**WHEREAS** in 2022, HDR, Inc. of Dallas provided the students at Irma Rangel Young Women's Leadership School the opportunity to engage in discussions about Science, Technology, Engineering, and Mathematics (STEM), and the opportunity to give presentations regarding careers in STEM related fields; and

**WHEREAS** in Spring 2023, employees of HDR, Inc. of Dallas provided students with the hands-on experience of working on a real life client project that fostered collaboration among the students and authentic mentorship from professionals in the industry; and

**WHEREAS** employees of HDR, Inc. of Dallas offered over 200 hours of volunteer services to students; offered intern positions to two students through their internship program, and mentored senior students every third Thursday of each month by providing guidance on the college admissions process; and now, therefore, be it

**RESOLVED**, that the State Board of Education urges Texas businesses to look upon HDR, Inc. of Dallas as a role model for civic engagement; and be it further

**RESOLVED**, that the State Board of Education today, awards HDR, Inc. of Dallas the gold Employers for Education Excellence award for its unwavering support and partnership with Texas public schools.

**WITNESS** our signatures this second day of February, two thousand and twenty-four, in Austin, Texas.

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Aaron Kinsey, Chair

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Pat Hardy, Secretary

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## RESOLUTION

**WHEREAS** the *National Blue Ribbon Schools* program recognizes elementary, middle, and high schools where educational excellence is achieved;

**WHEREAS** a *National Blue Ribbon Schools* flag overhead is a mark of exemplary teaching and learning;

**WHEREAS** in 2023, Texas nominated twenty-six schools to be recognized for their students' achievement; and

**WHEREAS** Twenty-six of these schools were named 2023 *National Blue Ribbon Schools* by the United States Department of Education; now, therefore, be it

**RESOLVED**, That the State Board of Education does hereby extend its congratulations as Exemplary High-Performing Schools to Hector J. Garcia Early College High School in Laredo Independent School District (ISD); Industrial Elementary East in Industrial ISD; Ortiz Elementary in Brownsville ISD; Falls City Elementary in Falls City ISD; Roel A. and Celia R. Saenz Elementary in Roma ISD; Houston Gateway Academy Elite College Prep in Houston Gateway Academy; McLeod Elementary in McLeod ISD; Pittsburg Intermediate in Pittsburg ISD; Cross Roads Junior High in Cross Roads ISD; Rosemont Upper School in Dallas ISD; Sundown Elementary in Sundown ISD; Talkington School for Young Women Leaders in Lubbock ISD; Vega Junior High in Vega ISD; and be it further

**RESOLVED**, That the State Board of Education does hereby extend its congratulations as Exemplary Achievement Gap Closing Schools to Farias Elementary in Laredo ISD; IDEA Carver Academy in IDEA Public Schools; Nitsch Elementary in Klein ISD; Herfurth Elementary in Garland ISD; Frankston Elementary in Frankston ISD; Milano Elementary in Milano ISD; Davis Elementary in Royse City ISD; Honey Grove Elementary in Honey Grove ISD; Trinity Heights Gifted and Talented School in Dallas ISD; House Creek Elementary in Copperas Cove ISD; Maxfield Elementary in Gorman ISD; Cross Plains Elementary in Cross Plains ISD; Sunset Elementary in Dumas ISD and be it further

**RESOLVED**, That this resolution be presented to the principals of the aforementioned schools for being recognized for excellence through the *National Blue Ribbon Schools* program and that a copy be included in the permanent records of the State Board of Education.

**WITNESS** our signatures this 2<sup>nd</sup> day of February, two thousand and twenty-four, in Austin, Texas.

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Aaron Kinsey, Chair

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Pat Hardy, Secretary

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Text of Proposed Amendment to 19 TAC

Chapter 112. Texas Essential Knowledge and Skills for Science

Subchapter B. Middle School

§112.26. Science, Grade 6, Adopted 2021.

- (a) (No change.)
- (b) Knowledge and skills.
  - (1)-(10) (No change.)
  - (11) Earth and space. The student understands how resources are managed. The student is expected to:
    - (A) research and describe why resource management is important in reducing global energy [x] poverty, malnutrition, and air and water pollution ; [x] and
    - (B) (No change.)
  - (12)-(13) (No change.)

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## Text of Proposed Amendment 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****§33.2. Distributions to the Available School Fund.**

Each year, the State Board of Education (SBOE) shall determine whether a distribution to the Available School Fund (ASF) shall be made for the current state fiscal year. The SBOE shall determine whether such distribution is permitted under the Texas Constitution, Article VII, §5(a)(2). The annual determination for the current fiscal year shall include a projection of the expected total return of the Permanent School Fund (PSF) at the end of the current fiscal year and the realized returns during the nine preceding state fiscal years. Any one-year distribution to the ASF shall not exceed 6.0% of the average market value of the PSF, excluding real property managed, sold, or acquired under the Texas Constitution, Article VII, §4, as determined under the Texas Constitution, Article VII, §5(a)(1). When adopting the rate of distribution, the SBOE shall strive to balance the needs of current and future generations of Texas school children by attempting to maintain consistent levels of distributions per student and assets per student, after adjusting for inflation.

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**Text of Proposed Amendment to 19 TAC**

**Chapter 109. Budgeting, Accounting, and Auditing**

**Subchapter C. Adoptions By Reference**

**§109.41. Financial Accountability System Resource Guide.**

The rules for financial accounting are described in the official Texas Education Agency (TEA) publication Financial Accountability System Resource Guide, Version 19 [~~18.0~~], which is adopted by this reference as the agency's official rule. A copy is available on the TEA website with information related to financial compliance.

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## Text of Proposed New 19 TAC

**Chapter 67. State Review and Approval of Instructional Materials Subchapter B.****State Review and Approval****§67.21. Proclamations, Public Notice, and Requests for Instructional Materials for Review.**

- (a) Upon the adoption of revised Texas Essential Knowledge and Skills (TEKS) or Texas Prekindergarten Guidelines (TPG), the State Board of Education (SBOE) shall determine if the extent of the revisions have created a need to remove instructional materials from the list approved under Texas Education Code, §31.022.
- (b) The SBOE shall issue a proclamation calling for instructional materials if the determination in subsection (a) of this section results in a decision that a proclamation is necessary. The proclamation shall serve as notice to:
- (1) all publishers to submit instructional material for review for the subject and grade level or course(s); and
  - (2) all publishers with approved instructional materials for the subject and grade level or course(s) that to remain on the list of approved materials, the publisher must submit new or revised materials or new information demonstrating alignment of current instructional materials to the revised TEKS or TPG.
- (c) The Texas Education Agency shall issue an annual request for instructional materials to notify all publishers and the public that submissions of instructional materials aligned to quality rubrics and the suitability rubric approved by the SBOE are being invited for review.
- (d) Each proclamation and annual request for instructional materials for review shall contain the following:
- (1) information about and reference to applicable TEKS, TPG, and English Language Proficiency Standards in each subject for which submissions are being invited;
  - (2) the student enrollment of the courses or grade levels called for, to the extent that it is available, for the school year prior to the year in which the proclamation or annual request for instructional materials is issued;
  - (3) the requirement that a publisher grant electronic access to the instructional materials being submitted that complies to the specifications in the proclamation or annual request for instructional materials for review and may not submit a print copy;
  - (4) specifications for providing computerized files to produce accessible formats of approved instructional materials;
  - (5) specifications for ensuring that electronic instructional materials are fully accessible

- to students with disabilities; and
- (6) a schedule of instructional materials review and approval procedures.

**§67.23. Requirements for Publisher Participation in Instructional Materials Review and Approval (IMRA).**

- (a) A publisher with approved materials shall comply with product standards and specifications.
- (b) Publishers participating in the adoption process are responsible for all expenses incurred by their participation.
- (c) A publisher may not submit instructional materials for review that have been authored or contributed to by a current employee of the Texas Education Agency (TEA). This does not apply to open education resource instructional materials as developed by TEA in accordance with Texas Education Code, Chapter 31, Subchapter B-1.
- (d) On or before the deadline established in the schedule of approval procedures, publishers shall submit correlations of instructional materials submitted for review in a format designated by the commissioner of education. Correlations shall be provided for materials designed for student use and materials designed for teacher use and include:
- (1) evidence of coverage of each student expectation, in the context of the lesson, of the Texas Essential Knowledge and Skills or Texas Prekindergarten Guidelines (TPG) and applicable English Language Proficiency Standards (ELPS) required by the proclamation or the request for instructional materials for review; and
  - (2) evidence of alignment to the quality rubric indicators.
- (e) On or before the deadline established in the schedule of approval procedures, publishers shall certify that after exercising reasonable efforts, the submitted material complies with suitability standards and all applicable state laws.
- (f) A publisher that intends to offer instructional materials for review and approval shall comply with additional requirements included in a proclamation or the annual request for instructional materials for review.

**§67.25. Consideration and Approval of Instructional Materials by the State Board of Education.**

The State Board of Education (SBOE) shall review the results of the instructional materials reviews completed by a review panel and submitted by the commissioner of education in accordance with Texas Education Code (TEC), §31.022 and §31.023. Instructional materials may be placed on the list of approved instructional materials only if they meet the following criteria:

- (1) for full-subject and partial-subject tier one instructional materials for foundation subjects as defined by TEC, §28.002(a)(1), the product components cover 100% of the Texas Essential Knowledge and Skills (TEKS) and applicable English Language Proficiency Standards (ELPS) for the specific grade level and subject area when the proclamation or request for instructional materials was issued. In determining the percentage of the TEKS and ELPS covered by instructional materials, each student expectation shall count as an independent element of the TEKS standards;

- (2) materials have been reviewed through the process required by TEC, §31.023;
- (3) materials are free from factual error, defined as a verified error of fact or any error that would interfere with student learning, including significant grammatical or punctuation errors;
- (4) materials meet the Web Content Accessibility Guidelines (WCAG) and meet the technical specifications of the Federal Rehabilitation Act, Section 508, as specified when a request for instructional materials or proclamation was issued;
- (5) materials conform to or exceed in every instance the latest edition of the Manufacturing Standards and Specifications for Textbooks (MSST), developed by the State Instructional Materials Review Association, when the proclamation or request for instructional materials was issued;
- (6) materials are compliant with the suitability standards adopted by the SBOE and are compliant with all applicable state laws; and
- (7) materials provide access to a parent portal as required by TEC, §31.154.

#### **Subchapter D. Duties of Publishers and Manufacturers**

##### **§67.81. Instructional Materials Contracts.**

- (a) The state contract for materials placed on the list of approved materials shall not be changed or modified without the approval of Texas Education Agency (TEA) legal counsel.
- (b) Contracts shall be sent to publishers for signature. Signed contracts returned by publishers shall be signed by the chair of the State Board of Education (SBOE) and attested to by the commissioner of education. Properly signed and attested contracts shall be filed with TEA.
- (c) The publisher of instructional materials approved by the SBOE shall:
  - (1) enter into a contract with the SBOE for a term not to exceed an initial term of eight years; and
  - (2) commit to provide the instructional materials in the manner specified by the publisher in the official bid specified in §67.23 of this title (relating to Requirements for Publisher Participation in Instructional Materials Review and Approval (IMRA)).
- (d) The commissioner shall annually review contracts for instructional materials and present to the SBOE those contracts that are eligible for renewal.
- (e) The SBOE shall renew existing contracts upon determining that the renewal would be in the best interest of the state and after considering the following factors:
  - (1) placement of subject areas in the Texas Essential Knowledge and Skills review schedule;
  - (2) willingness of publishers to renew contracts; and
  - (3) cost of instructional materials under a renewal contract.
- (f) Publishers awarded new contracts shall be prepared to make the approved instructional materials available for at least one contract renewal period of not more than four years at prices that are mutually agreeable to publishers and to the commissioner. The SBOE may

consider refusing to award future contracts to a publisher that, after receiving written notice to do so, refuses to rebid instructional materials at least once. Failure of a publisher to negotiate an acceptable price for an extended contract shall not be considered failure to rebid instructional materials.

- (g) Contracts with publishers are subject to all provisions of Texas Education Code (TEC), Chapter 31.
- (h) This section does not apply to open education resource instructional material.

**§67.83. Publisher Parent Portal.**

(a) Standards under this section apply to any publisher that supplies instructional materials that are reviewed by a review panel under Texas Education Code (TEC), §31.022 and §31.023, and placed on the list of approved instructional materials by the State Board of Education (SBOE) as outlined in TEC, §31.022.

(b) Standards under this section apply to any instructional materials, including:

- (1) full-subject tier one instructional material;
- (2) open education resource instructional material;
- (3) partial-subject tier one instructional material; and
- (4) supplemental instructional material.

(c) A publisher **must host** an instructional materials parent portal that **must**:

(1) includes in the portal all components placed on the list of instructional materials approved by the SBOE, including teacher- and student-facing materials, **excluding materials outlined in TEC, §31.154 (c);**

(2) for each school district or open-enrollment charter school that purchases the instructional materials, make the parent portal **capable of single-sign-on with the learning management system or online learning portal used by the district or charter school to assign, distribute, present, or make available instructional materials as defined by TEC, §31.002,** to students.

**If a publisher is unable to make instructional materials operational at the time of purchase by a school district or open-enrollment charter school, the publisher has 60 days from the date of purchase to make its portal operational with the learning management system of the school district or charter school that purchased the materials;**

~~(3) contains for instructional materials not available in a digital format, contain the instructional materials component International Standard Book Number (ISBN) or part number, title, edition, and author to allow a parent to locate a physical copy of the material;~~

~~(4) allows access beginning not later than 30 days before the school year begins and concluding not earlier than 30 days after the school year ends;~~

~~(5) optimizes the portal for viewing on large monitors, laptops, tablets, and smartphone~~

devices; and

~~(6) meets Web Content Accessibility Guidelines (WCAG) identified in the associated proclamation or annual request for instructional materials for review and any technical standards required by the Federal Rehabilitation Act, Section 508.~~

(d) A publisher hosting an instructional materials parent portal may not:

- (1) include any instructional materials as defined by TEC, §31.002, that were not reviewed and placed on the approved materials list; or
- (2) include any instructional materials on the portal that would undermine, subvert, or impede any local education agency or open-enrollment charter school from complying with TEC, §31.1011.

(e) For instructional materials that do not meet the single sign-on capability requirements within the time period established under subsection (c)(2) of this section, the Texas Education Agency shall recommend to the SBOE the removal of the publisher's instructional materials from the list of approved materials unless the failure to meet the functionality is due to inaction by the school district or charter school or the district's or school's learning management system provider. The SBOE may remove the publisher's material from the approved list.