

**Item 4:**

**Consider and Take Appropriate Action on Request to  
Approve October 6, 2017 Board Meeting Minutes**

**ACTION**

**ASSOCIATE COMMISSIONER'**

**STATE BOARD FOR EDUCATOR CERTIFICATION**  
**BOARD MEETING MINUTES**  
**OCTOBER 6, 2017 AT 9:00 AM**  
**1701 N. CONGRESS AVE. ROOM 1-104**

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 any of the following agenda items:

**1. Call to Order**

The State Board for Educator Certification (SBEC) convened its meeting at 9:05 AM on Friday, October 6, 2017, in Room 1-104 of the William B. Travis Building, 1701 N. Congress Avenue in Austin, Texas.

Present: Ms. Laurie Bricker, Ms. Rohanna Brooks-Sykes, Dr. Arturo Cavazos, Mr. Tommy Coleman, Ms. Jill Druessedow, Mr. Leon Leal, Ms. Sandie Mullins, Dr. Rex Peebles, Dr. Scott Ridley, Dr. Laurie Turner, Mr. Martin Winchester, and Mr. Carlos Villagrana.

Absent: Dr. Susan Simpson-Hull and Ms. Suzanne McCall.

Ms. Sandra Bridges arrived at 9:27 AM.

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Ms. Druesedow thanked Mr. Franklin and his staff for the extended minutes that provide a

**and Continuing Professional Education Requirements, §232.11 Number and Content of Required Continuing Professional Education Hours**

Dr. Miller presented this item to the Board. Dr. Miller explained that while there had not been any public comment received on this item, TEA staff recommended that the Board consider withdrawing the proposal based on conversations with legal counsel, legislative staff, and other stakeholders. Dr. Miller explained that the longstanding interpretation of the statute and rules regarding the number and type of continuing professional activities that were required for renewing a certificate had been that no more than 25% of the total number of hours in certain topics could be applied to certification renewal for teacher, principal, and counselor certificates. While the rule sets a limit to the number of hours that could be applied to certification renewal for certain topics, there was not a minimum number of hours required in rule. With the changes from Senate Bill (SB) 7 related to training for teachers and principals regarding understanding appropriate relationships, boundaries, and communication between educators and students, Dr. Miller recommended that the Board consider withdrawing the proposal so that TEA staff can receive additional input from stakeholders on what the minimum number of hours for each of the topics should be. TEA staff would bring recommendations back to the Board during the December meeting for further discussion and possible proposal. Ms. Druesedow mentioned that if the recommendations could identify a minimum number of hours or a percentage of hours, the rules would be clearer. Dr. Cavazos thanked the staff for bringing the recommendation to pause the process so that the right work could be done.

**Motion and vote:**

*Substitute Motion was made by Dr. Cavazos to withdraw the proposed amendment to 19 TAC Chapter 232, General Certification Provisions, Subchapter A, Certificate Renewal and Continuing Professional Education Requirements, §232.11, Number and Content of Required Continuing Professional Education Hours, that was published in the Texas Register. Second was made by Ms. Mullins, and the Board voted unanimously in favor of the motion.*

**9. Consider and Take Appropriate Action on Adoption of Proposed Revisions to 19 TAC Chapter 239, Student Services Certificates, Subchapter A, School Counselor Certificate, and Subchapter C, Educational Diagnostician Certificate**

Ms. Druesedow reminded Board members of an email message sent earlier in the week by Ryan Franklin. In that email correspondence, Mr. Franklin shared there was a considerable amount of feedback centered on the p0 Tw 1[(am)-6(-12.9(l)2.7(i)2.6(.663 0 )11.3(E)11.2(em)-6(ai)26(l)2.64c



activities and exposure to real-world assignments, focused training on mental health, diagnoses, assessments, and career readiness, and substantial time in practicums that allows certification candidates to gain rich and diverse experiences that ensure all students receive equitable services and a fair education. Dr. McWhorter emphasized it is imperative that there be more than one route to certification as a school counselor and urged the Board to keep the alternative pathway open.

Ms. Brooks-Sykes asked about the practicum hours at Region 4, and Dr. McWhorter shared that his program currently has 160 required practicum hours and 200 coursework hours. He also stated the consortium of education service centers have discussed a range of 200-250 hours would be appropriate with the maintenance of the face-to-face practicum. Ms. Brooks-Sykes asked for confirmation that the practicum was all face-to-face and Dr. McWhorter answered in the affirmative. Dr. Turner asked about the certification requirements for school counselor candidates. Dr. McWhorter confirmed that all candidates must be classroom teachers with two years of experience and he spoke briefly about the partnership with University of St. Thomas to support candidates in pursuit of a master's degree with certification.

she believes the Board has option to lengthen the implementation time, as the LPC Board did this when changing from the 48-hour degree requirement to the 60-hour degree requirement. Ms. Friese shared another option would be to pull out 239.20 and proceed with the rest of the proposed rule changes. Ms. Friese stated she wished the education service centers had engaged sooner on this issue but endorses a 48-hour master's degree in counseling to ensure every student has a well-prepared school counselor that can effectively deliver the essential components of a comprehensive school counseling program.

Dr. Juan Cooper stated she sees the benefit of both sides of this conversation regarding the 48-hour master's degree in school counseling. With expanding expectations for the role, preparation and training is needed to ensure every candidate's readiness to demonstrate knowledge and skills and to effectively serve as a school counselor. Dr. Cooper highlighted the importance of mentors and job-related assignments. She ended her comments by stating that whatever decision the Board makes, it is important to remember that there can be multiple options to successfully prepare individuals for school counselor certification.

Ms. Kathryn Everest, thanked the Board for their ongoing work and asked that they put everything aside and focus on doing what is best for kids. Ms. Everest spoke of recent highs and lows of student experiences on a campus and emphasized the spectrum of opportunities and challenges for which the school counselor must be prepared to work through. She emphasized kids are dealing with adverse experiences and need the support of well-trained school counselors. Following the rhetorical question of how does a person with a master's degree in another field take 18-24 hours of coursework and step into the role of school counselor ready to serve, Ms. Everest reminded the Board that school counselors are the conduits to success, the change agents in the building, and we must Folrchool(h a m)-5.9(as)8.9(t)-6ded ttuo

Turner would feel prepared to step into the role and be ready with the specialized skill set needed to serve all students. Dr. Turner and Ms. Everest agreed that the rigor of the preparation and training should not be lessened because the master's degree is in something else.

Following the completion of public testimony, Ms. Cook returned and asked for the Board's guidance on next steps. Ms. Druesedow asked if the Board needed to discuss differences in course preparation done through an alternative certification program versus the coursework completed through a university-based program.

TEA staff and the Board engaged in dialogue confirming alternative certification programs cannot issue a master's degree. Dr. Tim Miller provided information on the required hours for classroom teacher certificates and the current program requirements for certificates other than classroom teacher. Dr. Miller shared this is not an alternative vs. institution of higher education issue as public comments indicate there were also some IHEs not in favor of the 48-hour master's degree in counseling.

Ms. Brooks-Sykes expressed her appreciation for the dialogue and emphasized the decisions being made are about students and making sure they have a highly qualified, effective, and prepared school counselor. She spoke of her initial work as a school counselor during Hurricane Katrina and feels her 48-hour master's degree in counseling supported her preparation for the role of school counselor. Ms. Brooks-Sykes express concern about programs with minimal coursework and preparation and asked the Board to consider the amount of preparation they would want an individual to have before stepping into such a critical role. Ms. Brooks-Sykes stated she agrees with delaying the implementation date to 2020 for the proposed rule changes but feels it is critical to retain the requirement of the 48-hour master's degree in counseling.

Ms. Mullins shared that she was raised by a physician and shared the analogy that she would not want to go to a general practitioner to perform her open-heart surgery. Ms. Mullins reminded the Board that they must think about the kids. She expressed the importance of having more fully-qualified counselors in schools and stated she is not worried about requirements for other certificates, as she sees the counselor certificate is different from other certification areas and requires increased specialization and training.

Dr. Cavazos shared the following four key points: agreement with reconsidering the timeline for implementation of the school counselor rules; importance of looking at the impact of an ineffective teacher on a student for one year and suing that same lens to consider the impact of an ineffective counselor on students; this is a complex issue, and there is an opportunity to continue to raise the bar and ensure you have the most highly qualified person in the position; and what are alternative certification programs providing with preparation as compares to a 48-hour master's degree – what is being offered within the coursework hours as the practicum is a moment in time and we need to know the level of preparation ensures the school counselor has an understanding of the complexity of students and their rp5(f)-6.2he





Dr. Juan Cooper  
Ms. Kathryn Everest

**Motion and vote:**

*Motion was made by Ms. Brooks-Sykes*

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specific to certificates appropriate to teach the following courses: Education and Training,

accrediting bodies. Ms. Cook confirmed staff agrees with the suggested changes to strengthen these rules.

**Motion and vote:**

*Motion was made by Ms. Bricker to approve the proposed amendments to 19 TAC Chapter 245, Certification of Educators from Other Countries, to be published as proposed in the Texas Register. Second was made by Mr. Leal.*

The SBEC recessed at 11:38am.

The SBEC reconvened at 11:45am.

*Motion was made by Ms. Bricker to amend §245.1, Subsection (b), to add "in the United States accredited or otherwise approved by an accrediting organization recognized by the Texas Higher Education Coordinating Board or by the United States Department of Education" after "education". Second was made by Ms. Mullins, and the Board voted unanimously in favor of the motion and amendment.*

Ms. Mullins left the meeting at 11:48 AM.

The SBEC recessed for lunch at 11:48 AM and reconvened at 12:19 PM.

- 13. Consider and Take Appropriate Action on Proposed New 19 TAC Chapter 235, Classroom Teacher Certification Standards, Subchapter A, General Provisions, Subchapter B, Elementary School Certificate Standards, Subchapter C, Middle School**

**Motion and vote:**

*Motion was made by Mr. Coleman to approve the proposed new 19 TAC Chapter 235, Classroom Teacher Certification Standards, Subchapter A, General Provisions, Subchapter B, Elementary School Certificate Standards, Subchapter C, Middle School Certificate Standards, and Subchapter D, Secondary School Certificate Standards, to be published as proposed in the Texas Register. Second was made by Ms. Brooks-Sykes, and the Board voted unanimously in favor of the motion.*

**14. Discussion and Update on Classroom Teacher Standards Advisory Committee**

Ms. Wu and Ms. McLoughlin presented this item to the Board. Ms. McLoughlin asked the Board to discuss the drafted EC-3 content, Science of Teaching Reading, and possible EC-6

Ms. McLoughlin then shared that based upon recent feedback of the committee, staff would make an adjustment to the drafted standards to indicate a clear emphasis on the Grades K-3 TEKS. Ms. McLoughlin shared an example of what this would look like within the standard language.

Ms. McLoughlin shared that while staff now bring the EC-3 Content and Science of Teaching Reading standards to the B

*Administrative Denial; Appeal, §249.14, Complaint, Required Reporting, and Investigation; Investigative Notice; Filing of Petition, §249.15, Disciplinary Action by State Board for Educator Certification, and §249.17, Decision-Making Guidelines, and Subchapter D, Hearing Procedures, §249.35, Disposition Prior to Hearing; Default, to be published as proposed in the Texas Register. Second was made by Ms. Brooks-Sykes, and the Board voted unanimously in favor of the motion.*

**16. Consider and Take Action on Principal and Teacher Surveys for Accountability System for Educator Preparation Programs**

Dr. Miller presented this item to the Board. Dr. Miller explained that this item provides the Board an opportunity to discuss and approve a principal survey of first-year teachers that more clearly describes the performance expectations for first-year teachers and more closely aligns with the Texas Teacher Evaluation and Support System (T-TESS) rubric. This item also provides the Board with an opportunity to discuss and approve a survey of new teachers that is also more closely aligned with the T-TESS rubric. The approved surveys will be piloted in Spring 2018. The principal and teacher surveys are factors in determining the performance of educator preparation programs (EPPs) in the Accountability System for Educator Preparation Programs. Dr. Miller explained that changes were made to the principal survey based on input from Dr. Ridley during a previous meeting to ensure the survey was based on a first-year teacher's demonstration of practices. Dr. Miller also explained that changes were made to both surveys based on input from the cognitive interviews that were conducted during the summer. Dr. Miller informed the Board that the names of cognitive interview participants were not included in the item but the demographics of the schools where the principals and teachers who participated in the cognitive interviews were included in the item. Dr. Miller reminded the Board that these surveys will be piloted in the spring of 2018, the results would be shared with the Board to inform the adoption of performance standards for EPPs, and the Board would have an opportunity to approve any final changes to the survey after the pilot. Dr. Turner asked why the surveys did not use the same performance indicators that were included in the T-TESS rubric. Dr. Miller explained that different scale was used for the surveys because not all districts and schools use the T-TESS rubric.

**Motion and vote:**

*Motion was made by Dr. Cavazos to approve the principal and teacher pilot surveys as presented. Second was made by Ms. Brooks-*

General Certification Requirements, and Chapter 242, Superintendent Certificate. Dr. Miller explained that the program would go above beyond the minimum standards by requiring four onsite and face-to-face observations of superintendent candidates during their practicum experience.

**Motion and vote:**

*Motion was made by Ms. Bricker to approve the Superintendent class of certificate at East Texas Baptist University as presented. Second was made by Ms. Bridges, and the Board voted unanimously in favor of the motion.*

**18. Approval of the SBEC Mission Statement and Core Principles**

Ms. Pogue presented this item to the Board. Ms. Pogue reminded the Board that during the August 3, 2017 work session, Dr. Cheryl Harris, with the American Institutes for Research, facilitated the Board through reviewing the current mission statement and core principles. Ms. Pogue also reminded the Board that the mission statement and core principles inform the TEA staff in performing the administrative functions on behalf of the Board. Ms. Pogue presented Dr. Harris' draft mission statement and core principles that reflect the input staff received from the Board during the work session.

**Motion and vote:**

*Motion was made by Dr. Cavazos to approve the SBEC Mission Statement and Core Principles. Second was made by Dr. Turner, and the Board voted unanimously in favor of the motion.*

**DISCIPLINARY CASES**

**19. Pending or Contemplated Litigation, including Disciplinary Cases**

**A. Defaults**

**No Answer Defaults**

1. In the Matter of Paul Davis; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 year suspension

2. In the Matter of Malynda Schoppe Fischer; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1 year suspension

3. In the Matter of Jessica Wilhelm; Action to be taken: Consideration of Issuance of Default Judgment









31. In the Matter of Paula A. Trevino; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Revocation

34. In the Matter of Tyler Davis; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Revocation

35. In the Matter of Donna Lynn Smith (Robertson); Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Revocation

36. In the Matter of Anthony Ray Veal; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Revocation

38. In the Matter of Marie Elsa Rodriguez; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Revocation

**Motion and vote:**

*Motion was made by Ms. Bricker to grant Staff's Request for Issuance of Default Judgement and enter final orders consistent with Staff's recommendations on each of the above numbered cases 1-38, excluding cases 13, 32, 33, and 37. Second was made by Mr. Coleman, and the Board voted unanimously in favor of the motion.*

**The following defaults were considered individually:**

13. In the Matter of Brandon Davis; Action to be taken: Consideration of Issuance of Default Judgment

32. In the Matter of Nancy Dianne Singler; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Revocation

**Motion and vote:**

*Motion was made by Ms. Bricker to approve Staff's Request for Issuance of Default Judgment and enter a final order of Permanent Revocation. Second was made by Mr. Leal and the motion failed with Ms. Bricker, Mr. Leal and Mr. Coleman voting in favor, and Dr. Cavazos, Ms. Bridges, Ms. Brooks-Sykes and Dr. Turner voting against the motion.*

*Motion was made by Dr. Turner to approve Staff's Request for Issuance of Default Judgment and enter a final order consistent with Staff's recommendation. Second was made by .5(s)-2( m)-5.9(ade)10.o.5*

**Motion and vote:**

*Motion was made by Mr. Coleman to approve Staff's Request for Issuance of SOAH Default Judgment and enter a final order consistent with Staff's recommendation. Second was made by Dr. Cavazos, and the Board voted unanimously in favor of the motion.*

**The following defaults were pulled from the agenda by TEA Legal (no action taken):**

37. In the Matter of Kelly Ann Armstrong; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: Revocation

Dr. Cavazos left the meeting at 1:58 PM.

**B. Contested Cases**

## Proposals for Decision

1. Docket No. 701172672.EC, Texas Education Agency, Educator Leadership and Quality Division v. Sedrick Love; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: Permanent Revocation

Staff Recommendation: Accept ALJ Recommendation

TEA was represented by Mr. Crabtree. Respondent, Mr. Love, was represented by Mr. Lungwitz.

**Motion and vote:**

*Motion was made by Mr. Coleman to accept the Proposal for Decision and issue a final order consistent with the ALJ's recommendation. Second was made by Ms. Bridges, and the Board voted unanimously in favor of the motion.*

2. Docket No. 701173593.EC, Texas Education Agency, Educator Leadership and Quality



**Motion and vote:**

*Motion was made by*



5. Docket No. 701172750.EC, Texas Education Agency, Educator Leadership and Quality Division v. Gary "G" Floyd; Action to be taken: Consideration of Proposal for Decision and Issuance of Final Order.

ALJ Recommendation: No Disciplinary Action be Taken

Staff Recommendation: Accept ALJ Recommendation

TEA was represented by Mr. Duncan. Respondent, Mr. Floyd, represented himself.

**Motion and vote:**

Ms. Bricker recused herself from voting on this matter.

*Motion was made by Dr. Turner to accept the Proposal for Decision and issue a final order consistent with the ALJ's recommendation. Second was made by Ms. Bridges, and the Board voted unanimously in favor of the motion.*

Dr. Ridley left the meeting at 3:05 PM.

**C. Court Cases**

*District Court Cases*

1. Leo Joseph Tran v. Texas Education Agency, Educator Certification and Standards Division; Cause No. D-1-GN-16-001802, In the 126<sup>th</sup> District Court of Travis County, Texas.
2. Michael Jimenez v. Texas Education Agency, Educator Certification and Standards Division; Cause No. D-1-GN-17-001964, In the 201<sup>st</sup> District Court of Travis County, Texas.
3. David Turner v. Texas Education Agency, Educator Certification and Standards Division; Cause No. D-1-GN-17-002298, In the 250<sup>th</sup> District Court of Travis County, Texas.
4. Anna Luisa Kell v. Texas Education Agency, Educator Certification and Standards Division; Cause No. D-1-GN-17-002347, In the 419<sup>th</sup> District Court of Travis County, Texas.
5. Norma Regina Gonzalez (a/k/a Gina Oaxaca) v. Texas Education Agency, Educator Standards Division; Cause No. D-1-GN-17-004263, In the 200<sup>th</sup> District Court of Travis County, Texas.

**DISCUSSION ONLY**

**20. Discussion of Proposed Amendments to 19 TAC Chapter 227, Provisions for Educator Preparation Candidates**

Dr. Miller did not present this item to the Board due to a loss of quorum and adjournment of the SBEC meeting.



Information Only.

**26. Requests from Board Members for Future Agenda Items**

Information Only.

**27. Requests Received from the Board Since Last Meeting**

None.

**28. Adjournment**

Ms. Druesedow adjourned the meeting at 3:48 PM due to a lack of quorum of SBEC members.

**The Board may go into closed session regarding any item on the agenda to the extent it is authorized to do so pursuant to the Texas Open Meetings Act, Texas Government Code, Chapter 551.**