

STATE BOARD FOR EDUCATOR CERTIFICATION
DISCUSSION AND ACTION SESSION AGENDA

March 7, 2008 at 10:00a.m.
1701 N. Congress Ave. Room 1-104
Austin, Texas

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

2. Public Testimony

The Board will receive public testimony for no longer than 30 minutes, unless the Board extends the time allotted by majority vote.

3. Certification Update

Staff will update the Board on certification functions.

a) Department Updates

- Educator Standards
- Credentialing Services
- Certification Enforcement Unit
- Investigations/Fingerprinting

b) Committee Updates

- Code of Ethics Review Committee
- Legislative Committee

c) Associate Commissioner Update

CONSENT AGENDA

4. Approval of January 10, 2008 Board Workshop Minutes

Approval of January 11, 2008 Board Meeting Minutes

INFORMATION ONLY

5. [2007-2010 Rule Review Plan for State Board for Educator Certification Rules](#)

This item outlines the rule review plan for State Board for Educator Certification (SBEC) rules during the period of 2007 through 2010. Texas Government Code, §2001.039, requires a rule review of existing state agency rules, including SBEC rules. The rule review requirement is designed to ensure that the reason for initially adopting a rule continues to exist.

DISCUSSION ONLY

6. Rule Review of and Discussion of Proposed Revisions to 19 TAC Chapter 227, Provisions for Educator Preparation Students

Texas Government Code, §2001.039, establishes a four-year rule review cycle for all state agency rules, including State Board for Educator Certification (SBEC) rules. This item presents the review of 19 TAC Chapter 227, Provisions for Educator Preparation Students. The rules being reviewed provide requirements for admission to an educator preparation program and the teach for Texas pilot program.

This item also presents for discussion proposed revisions to 19 TAC Chapter 227, Provisions for Educator Preparation Students. The proposed revisions would update the rules to reflect current law, add minimum standards for all educator preparation programs, while still allowing flexibility, and ensure consistency among educator preparation programs in the state.

7. Rule Review of and Discussion of Proposed Revisions to 19 TAC Chapter 228, Requirements for Educator Preparation Programs, and Proposed Repeal of 19 TAC Chapter 230, Professional Education Preparation and Certification, Subchapter G, Certification Requirement for Classroom Teachers, §230.191, Preparation Required in All Programs

Texas Government Code, §2001.039, establishes a four-year rule review cycle for all state agency rules, including State Board for Educator Certification (SBEC) rules. This item presents the review of 19 TAC Chapter 228, Requirements for Educator Preparation Programs. The rules being reviewed provide requirements relating to educator preparation programs.

This item also presents for discussion proposed revisions to 19 TAC Chapter 228, Requirements for Educator Preparation Programs. The proposed revisions would update the rules to reflect current law, add minimum standards for all educator preparation programs, while still allowing flexibility, and ensure consistency among the educator preparation programs in the state. In addition, this item presents for discussion the proposed repeal of 19 TAC §230.191, Preparation Required in All Programs. Program preparation requirements in this rule have been incorporated into the proposed revisions to 19 TAC Chapter 228 or have an expiration date in rule of September 1, 2007.

DISCUSSION AND ACTION

8. Approval of Additional Classes of Certificates for Educator Preparation Programs Currently Rated Accredited:

- Education Service Center Region 14 to add Principal and Superintendent Preparation Programs
- Houston Baptist University to add a Master Technology Teacher Program
- Lubbock Christian University to add a School Counselor Program
- Texas A & M University Commerce to add a Master Math 8-12 Program

9. Proposal for Consideration of a Certification Examination Fee Increase

The Board will have an opportunity to consider amending the schedule of fees adopted pursuant to 19 TAC Subsection 230.5(e) to increase the fee for a person who taking a certification examination.

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

This item provides the Board the opportunity to approve all changes requested during the May 19, 2007 retreat, the November 7, 2007, and January 11, 2008 SBEC meetings to the Board Operating Policies and Procedures (BOPP).

11. Adoption of Proposed Revisions to 19 TAC Chapter 232, General Certification Provisions

This item provides the State Board for Educator Certification (SBEC) an opportunity to adopt, subject to State Board of Education (SBOE) review, proposed revisions to 19 TAC Chapter 232, General Certification Provisions. The proposed revisions would update the rules to reflect current law and add specificity to the requirements relating to types and classes of certificates issued, certificate renewal, and continuing professional education requirements. No additional changes are recommended since published as proposed.

12. Adoption of Proposed Amendments to 19 TAC Chapter 233, Categories of Classroom Teaching Certificates

This item provides the State Board for Educator Certification (SBEC) an opportunity to adopt, subject to State Board of Education (SBOE) review, proposed amendments to 19 TAC Chapter 233, Categories of Classroom Teaching Certificates. The proposed amendments would update the rules to reflect current law and clarify the appropriate certification for specific assignment eligibility for the holders of the Early Childhood-Grade 4, Early Childhood-Grade 6, Grades 4-8, Grades 8-12, and Early Childhood-Grade 12 certificates. No additional changes are recommended since published as proposed.

13. Contested Cases and Pending Litigation

The Board may meet in closed Executive Session, pursuant to section 551.071(2) and/or 551.071(1), of the Texas Government Code, to seek legal advice regarding pending or contemplated litigation or settlement of same, and contested cases related to educator discipline and other matters arising under 19 Texas Administrative Code Chapter 249. Pursuant to section 551.102 of the Texas Government Code, any final action on matters discussed in Executive Session must be made in an open meeting.

A. Contested Cases

I. Proposals for Decision

- 1) Docket No. 701-07-0847.EC State Board for Educator Certification v. Jesus Castillo; Action to be Taken: Consideration of Proposal for Decision and Issuance of Final Order.
- 2) Docket No. 701-07-2051.EC State Board for Educator Certification v. Jose Canales; Action to be Taken: Consideration of Proposal for Decision and Issuance of Final Order.
- 3) Docket No. 701-07-2556.EC State Board for Educator Certification v. Marcus L. Williams; Action to be Taken: Consideration of Proposal for Decision and Issuance of Final Order.
- 4) Docket No. 701-07-3567.EC State Board for Educator Certification v. Stephen Seelye; Action to be Taken: Consideration of Proposal for Decision and Issuance of Final Order.
- 5) Docket No. 701-07-3706.EC State Board for Educator Certification v. Mark Almanza; Action to be Taken: Consideration of Proposal for Decision and Issuance of Final Order.
- 6) Docket No. 701-07-3839.EC State Board for Educator Certification v. Ryan Foerester; Action to be Taken: Consideration of Proposal for Decision and Issuance of Final Order.
- 7) Docket No. 701-07-3894.EC State Board for Educator Certification v. Miguel Santiago Aranjó; Action to be Taken: Consideration of Proposal for Decision and Issuance of Final Order.

II. Defaults

- 8) Docket No. 701-08-0068.EC State Board for Educator Certification v. Erasmo Salinas; Action to be Taken: Consideration of Issuance of Default Judgment.
- 9) Docket No. 701-07-3497.EC State Board for Educator Certification v. Patricia G. Rodriguez; Action to be Taken: Consideration of Issuance of Default Judgment.

III. Motions for Rehearing

- 10) Docket No. 701-06-3211.EC State Board for Educator Certification v. Richard Perez; Action to be Taken: Consideration of Motion for Rehearing .
- 11) Docket No. 701-07-0972.EC State Board for Educator Certification v. Dennis Alonzo Diggs; Action to be Taken: Consideration of Motion for Rehearing.
- 12) Docket No. 701-07-1580.EC State Board for Educator Certification v. Karen Mavvaji; Action to be Taken: Consideration of Motion for Rehearing.
- 13) Docket No. 701-07-2614.EC State Board for Educator Certification v. James Roland Sorgee; Action to be Taken: Consideration of Motion for Rehearing.

B. 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. Third Party Discovery Update in: *Elizabeth G. Garza v. Our Lady of the Lake University*; Cause No. 2007 CI05671; In the 150th Judicial District of Bexar Co. Texas.

14. Action on Items Discussed in Executive Session

Pursuant to section 551.102 of the Texas Government Code, any 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 take its action in Open Session.

15. Requests and/or Questions from Board members

16. Adjournment

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