

**Report of the State Board of Education  
Committee of the Full Board  
Wednesday, August 31, 2022**

The State Board of Education Committee of the Full Board met at 9:05 a.m. on Wednesday, August 31, 2022, 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: Keven Ellis, chair; Lawrence A. Allen, Jr.; Rebecca Bell-Metereau; Aicha Davis; Patricia Hardy; Will Hickman; Jay Johnson; Pam Little; Tom Maynard; Sue Melton-Malone; Georgina C. Pérez; Marisa B. Perez-Diaz; Matt Robinson; Audrey Young

Absent: Ruben Cortez, Jr.

**Public Testimony**

The Committee of the Full Board heard public testimony on agenda item #1. Information regarding the individuals who presented public testimony is included in the discussion of that item.

**DISCUSSION ITEM**

**1. Commissioner's Comments**  
(Board agenda page I-14)

Commissioner Mike Morath provided an overview of the state A-F accountability system and an update on the accountability ratings that were recently released. He also provided an overview of the recently updated list of industry-based certifications that high school students will be able to earn and that districts and charter schools will be able to receive credit for in the accountability system.

Public testimony was provided by the following individuals:

NAME: Mary Lowe  
AFFILIATION: Tarrant County Moms for Liberty

NAME: Lynn Davenport  
AFFILIATION: Families Engaged for Effective Education

## ACTION ITEMS

### 2. **Decision on the Percentage Distribution of the Permanent School Fund for Fiscal Years 2024 and 2025 and Related Fund Transfers**

(Board agenda page I-15)

[Consent agenda item #2]

Holland Timmins, chief investment officer and executive administrator, noted several factors that suggest a lower distribution rate in the coming FY 2024-2025 biennium than in the current FY 2022-2023 biennium and stated that both staff and NEPC recommendations are similar.

Mark Shewmaker, fixed income portfolio manager and managing director of special projects, presented the permanent school fund (PSF) staff recommendation. He addressed the factors considered in determining an appropriate distribution rate for the PSF that preserves intergenerational equity. The staff recommendation was for the board to adopt a range for the distribution rate of between 2.66% and 3.32% for fiscal years 2024 and 2025, respectively. Mr. Shewmaker added that the high end of the range is projected to allow the State Board of Education to distribute an amount similar to what is currently distributed.

Keith Stronkowsky, senior consultant, NEPC, discussed the factors NEPC used to make its recommendation, explaining the slight differences between staff and NEPC in the variables. NEPC's recommendation was for a distribution rate range between 2.71% and 3.30% for fiscal years 2024 and 2025.

**MOTION AND VOTE:** *It was moved by Mr. Maynard, seconded Ms. Perez-Diaz, and carried unanimously to recommend that the State Board of Education adopt a distribution rate of 3.32% for fiscal years 2024 and 2025.*

*(Dr. Bell-Metereau, Dr. Robinson, and Ms. Davis were absent for the vote.)*

### 3. **Proposed Amendment to 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter C, Local Operations, §66.105, Certification by School Districts (Second Reading and Final Adoption)**

(Board agenda page I-9)

[Official agenda item #4]

This item was postponed from the August 30, 2022, agenda.

Amie Phillips, director, instructional materials review, open education resources division, explained that two public comments were received for this rule item, but that the comments were not related to this rule item. Ms. Phillips also explained that there are no recommended changes to this rule item since it was approved for first reading.

**MOTION AND VOTE:** *It was moved by Mrs. Melton-Malone, seconded by Mr. Hickman, and carried to recommend that the State Board of Education approve for second reading and final adoption the proposed amendment to 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter C, Local Operations, §66.105, Certification by School Districts; and*

*Make an affirmative finding that immediate adoption of the proposed amendment to 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter C, Local Operations, §66.105, Certification by School Districts, is necessary and shall have an effective date of 20 days after filing as adopted with the Texas Register.*

*(Ms. Davis, Mr. Maynard, Ms. Pérez, and Dr. Young were absent for the vote.)*

- 4. Amendments to Proclamation 2024 of the State Board of Education Advertising for Bids on Instructional Materials**  
(Board agenda page I-17)  
[Official agenda item #5]

Ms. Phillips explained that proposed changes included moving deadlines for publishers to provide the preliminary and final correlations, pre-adoption samples, and related deliverables to allow additional time for staff to complete breakouts and Spanish translations of the essential knowledge and skills.

**MOTION AND VOTE:** *It was moved by Mrs. Melton-Malone, seconded by Ms. Hardy, and carried unanimously to recommend that the State Board of Education approve amendments to the schedule of adoption procedures in Proclamation 2024 of the State Board of Education Advertising for Bids for Instructional Materials.*

*(Ms. Davis and Mr. Maynard were absent for the vote.)*

- 5. Approval of Proclamation 2024 Questions and Answers**  
(Board agenda page I-18)  
[Official agenda item #6]

Ms. Phillips provided explanations for new questions that were received and proposed answers related to *Proclamation 2024*.

**MOTION AND VOTE:** *It was moved by Mrs. Little, seconded by Ms. Hardy, and carried unanimously to recommend that the State Board of Education approve Proclamation 2024 Questions and Answers.*

*(Ms. Davis and Mr. Maynard were absent for the vote.)*

- 6. Ratification of Texas Essential Knowledge and Skills Coverage in Materials Selected for the Texas Resource Review**  
(Board agenda page I-19)  
[Official agenda item #7]

Ms. Phillips provided Texas Essential Knowledge and Skills (TEKS) alignment reports from the state review panels for K–3 English and Spanish phonics instructional materials selected for the Texas Resource Review.

**MOTION AND VOTE:** *It was moved by Mr. Hickman, seconded by Ms. Hardy, and carried to recommend that the State Board of Education ratify the report of the commissioner of education regarding TEKS alignment in instructional materials selected for the Texas Resource Review.*

*(Ms. Davis and Mr. Maynard were absent for the vote.)*

**7. Approval of Long-Range Plan for Technology**

(Board agenda page I-20)

[Official agenda item #8]

Julia Schacherl, director of strategic projects, office of information technology, outlined sections to be expanded in the plan and explained that feedback received from the board was incorporated into the draft.

**MOTION AND VOTE:** *It was moved by Dr. Robinson, seconded by Mrs. Little, and carried to recommend that the State Board of Education approve the updated Revised and Extended Long-Range Plan for Technology 2018-2025.*

*(Ms. Davis and Mr. Maynard were absent for the vote.)*

**DISCUSSION ITEM**

**8. Discussion of Pending Litigation**

(Board agenda page I-21)

The committee did not discuss pending litigation; therefore, no executive session was held.

Dr. Ellis adjourned the meeting at 12:18 p.m.