

**Report of the State Board of Education
Committee of the Full Board
Tuesday, June 20, 2023**

The State Board of Education Committee of the Full Board met at 9:07 a.m. on Tuesday, June 20, 2023, 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; Rebecca Bell-Metereau; Evelyn Brooks; Staci Childs; Aicha Davis; L.J. Francis; Patricia Hardy; Will Hickman; Aaron Kinsey; Pam Little; Tom Maynard; Melissa Ortega; Marisa B. Perez-Diaz; Julie Pickren; Audrey Young

Public Testimony

The Committee of the Full Board heard public testimony on agenda items #1, #3 and #5. Information regarding the individuals who presented public testimony is included in the discussion of that item.

The Committee of the Full Board considered items in the following order: Item number 1, 3, 4, 5, 6, 2, 7, 8.

ACTION ITEMS

- 1. Proposed New Texas Essential Knowledge and Skills for Occupational Safety and Health in 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development and Career and Technical Education, Subchapter B, High School (Second Reading and Final Adoption)**
(Board agenda page I-1)
[Official agenda item #3]

Shelly Ramos, senior director, curriculum standards and student support division, gave an overview of the two options for workplace safety and health Texas Essential Knowledge and Skills (TEKS). One option would establish a one-credit standalone high school course and a second option would establish a set of standards to be embedded within each career and technical education (CTE) principles course. She stated the public comments that were received were split in preference for each of the two options.

MOTION: *It was moved by Mr. Maynard and seconded by Mrs. Little to recommend that the State Board of Education approve for second reading and final adoption proposed new 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development and Career and Technical Education, Subchapter B, High School, §127.17, Career and Technical Education Standards in Occupational Safety and Health, Adopted 2023, and §127.18, Occupational Safety and Health (One Credit), Adopted 2023; and*

Make an affirmative finding that immediate adoption of proposed new 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development and Career and Technical Education, Subchapter B, High School, §127.17, Career and Technical Education Standards in Occupational Safety and Health, Adopted 2023, and §127.18, Occupational Safety and Health (One Credit), Adopted 2023, is necessary and shall have an effective date of 20 days after filing with the Texas Register.

MOTION AND VOTE: *It was moved by Mr. Hickman, seconded by Mr. Maynard, and carried to recommend that the State Board of Education amend §127.17(d)(4) to read:*

“identify and explain the appropriate use of types of personal protective equipment used in ~~general~~ industry;”

MOTION AND VOTE: *It was moved by Dr. Young, seconded by Mrs. Brooks, and carried without objection to recommend that the State Board of Education amend §127.17(d)(2) to read:*

“explain and discuss the importance of OSHA standards and OSHA requirements for organizations, how OSHA inspections are conducted, and the role of national and state regulatory entities; ~~such as the National Institute of Occupational Safety and Health, Centers for Disease Control and Prevention, National Center for Construction Education and Research, Texas Workforce Commission, and Texas Department of Insurance~~”

MOTION AND VOTE: *It was moved by Ms. Pickren, seconded by Mr. Kinsey, and carried to recommend that the State Board of Education amend §127.17(c)(1) to read:*

“CTE instruction provides content aligned with challenging academic standards, industry-relevant technical knowledge, OSHA regulations, and college and career readiness skills for students to further their education and succeed in current and emerging professions.”

MOTION AND VOTE: *It was moved by Ms. Pickren and seconded by Dr. Young to recommend that the State Board of Education amend §127.17(c)(4) to read:*

“Successful completion of the standards ~~shall may~~ lead to a student earning a ten-hour general industry Occupational Safety and Health Administration (OSHA) card, when feasible. To earn the ten-hour OSHA card, the content must be taught by an authorized OSHA outreach training program trainer.”

The motion failed.

MOTION AND VOTE: *It was moved by Mr. Hickman, seconded by Ms. Hardy, and carried without objection to recommend that the State Board of Education adopt staff recommendations to §127.18 as follows:*

“~~§127.18 (d)(3)(C) give examples of responsibilities of workers and employers that promote safety and health in the workplace;~~”

“~~§127.18 (d)(3)(E) identify and discuss how workplace health and safety resources, including emergency plans and Safety Data Sheets (SDS) and discuss how these resources, are used to make decisions in the workplace; and~~”

“~~§127.18 (d)(4)(A) define industrial hygiene in the workplace; explain the role industrial hygiene plays in occupational safety and explain various types of industrial hygiene hazards, including physical, chemical, biological, and ergonomic;~~”

“~~§127.18 (d)(4)(C) evaluate types of occupational health hazards, including physical, chemical, biological, and ergonomic;~~”

“§127.18 (d)(10)(C) explain the components of a hazard communication program, ~~including requirements of hazard communication labels;~~”

“§127.18 (d)(13)(B) describe control ~~evaluate~~ methods to prevent electrical hazards in the workplace, including lockout and tagout procedures; and”

“§127.18 (d)(18)(B) describe strategies to enhance workplace security and prevent workplace violence as part of an emergency action plan;”

“§127.18 (d)(18)(D) ~~explain the importance of emergency exits and emergency lighting;~~”

“§127.18 (d)(18)(E) ~~describe the purpose and importance of a written emergency action plan in the workplace; and~~”

“§127.18 (d)(18)(D) explain the purpose and importance of written emergency action plans and fire protection plans and describe key components of each, such as evacuation plans and emergency exit routes, list of fire hazards, and identification of emergency personnel;”

“§127.18 (d)(21)(A) explain and give examples of safety and health training requirements specified by standard setting organizations;

MOTION AND VOTE: *It was moved by Dr. Young, seconded by Mr. Hickman, and carried to recommend that the State Board of Education amend §127.18(d)(18)(D) to read:*

“explain the purpose and importance of written emergency action plans and fire protection plans and describe key components of each including ~~such as~~ evacuation plans and emergency exit routes, list of fire hazards, and identification of emergency personnel;

MOTION AND VOTE: *It was moved by Mr. Hickman, seconded by Mr. Maynard, and carried without objection to recommend that the State Board of Education amend §127.18(d)(6)(D) to read:*

“identify and explain the appropriate use of types of PPE used in general ~~industry;~~”

MOTION AND VOTE: *It was moved by Mr. Hickman, seconded by Ms. Pickren, and carried without objection to recommend that the State Board of Education amend §127.18(c)(3) to read:*

“Occupational safety and health concepts are critical and should be applied across all programs of study studies and career clusters as appropriate. Students are encouraged to apply their knowledge and skills taught in this course ~~to experiences on a jobsite to the knowledge and skills taught in this course.~~”

MOTION: *It was moved by Mr. Hickman and seconded by Mr. Kinsey to recommend that the State Board of Education amend §127.18(d)(1)(B) to read:*

“model a respectful and professional attitude when interacting with the public, ~~diverse populations~~ colleagues, and professionals;”

MOTION AND VOTE: *It was moved by Dr. Young, seconded by Dr. Bell-Metereau, and carried without objection to amend the amendment to read:*

“model a respectful and professional attitude when interacting with everyone ~~the public, colleagues, and professionals;~~”

VOTE: *A vote was taken on the motion to recommend that the State Board of Education amend §127.18(d)(1)(B) as amended to read:*

“model a respectful and professional attitude when interacting with everyone ~~diverse populations, colleagues, and professionals;~~”

The motion carried.

MOTION AND VOTE: *It was moved by Mr. Hickman, seconded by Ms. Bell-Metereau, and carried without objection to recommend that the State Board of Education amend §127.18(d)(17) to read:*

“The student applies industrial hygiene and safety and health management to welding, cutting, and brazing activities ~~industries~~. The student is expected to:”

MOTION AND VOTE: *It was moved by Ms. Pickren, seconded by Mr. Kinsey, and carried without objection to recommend that the State Board of Education amend §127.18(c)(1) to read:*

“Career and technical education instruction provides content aligned with challenging academic standards, industry-relevant technical knowledge, OSHA regulations, and college and career readiness skills for students to further their education and succeed in current and emerging professions.”

MOTION AND VOTE: *It was moved by Mrs. Brooks, seconded by Dr. Young, and carried without objection to recommend that the State Board of Education amend §127.18(d)(3)(D) to read:*

“explain and discuss the importance of Occupational Safety and Health Act (OSHA) standards and OSHA requirements for organizations as well as national and state regulatory entities such as the ~~National Institute of Occupational Safety and Health, Center for Disease Control, National Center for Construction Education and Research, Texas Workforce Commission, and Texas Department of Insurance;~~”

MOTION AND VOTE: *It was moved by Mr. Francis, seconded by Dr. Young, and carried without objection to recommend that the State Board of Education amend §127.18(d)(20)(B) to read:*

“evaluate common workplace design flaws that lead to deficiencies in ~~reduced~~ safety and health; and

MOTION AND VOTE: *It was moved by Mr. Kinsey, seconded by Ms. Pickren, and carried to recommend that the State Board of Education amend §127.18(c)(4) to read:*

“Successful completion of the standards in this course shall ~~may~~ lead to a student earning a ten-hour general industry Occupational Safety and Health Administration (OSHA) card. To earn the ten-hour OSHA card, the course must be taught by an authorized OSHA outreach training program trainer.”

VOTE: *A vote was taken on the original motion to recommend that the State Board of Education approve for second reading and final adoption proposed new 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development and Career and Technical Education, Subchapter B, High School, §127.17, Career and Technical Education Standards in Occupational Safety and Health, Adopted 2023, and §127.18, Occupational Safety and Health (One Credit), Adopted 2023, as amended; and*

Make an affirmative finding that immediate adoption of proposed new 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development and Career and Technical Education, Subchapter B, High School, §127.17, Career and Technical Education Standards in Occupational Safety and Health, Adopted 2023, and §127.18, Occupational Safety and Health (One Credit), Adopted 2023, is necessary and shall have an effective date of 20 days after filing with the Texas Register.

The motion carried unanimously.

2. Discussion of Renewal of Texas Certificate of High School Equivalency Contract

(Board agenda page I-12)

[Official agenda item #4]

Alexis Bauserman, director, college, career and military preparation division, requested direction from the board regarding whether to renew the existing test vendor contract for Texas Certificate of High School Equivalency examinations or proceed with a competitive procurement process for a fiscal year 2025 award. The current 3-year contract with the current test vendor, GED Testing Service, allows for one 3-year extension and expires on August 31, 2024.

MOTION AND VOTE: *It was moved by Mr. Francis, seconded by Mrs. Little, and carried to recommend that the State Board of Education provide approval for TEA to proceed with the 3-year renewal of the existing contract with GED Testing Service.*

DISCUSSION ITEM

3. Legislative Update

(Board agenda page I-14)

Sarah Harrington, deputy governmental relations director, provided an overview of education-related bills that were passed by the 88th Texas Legislature, during the regular legislative session. She gave a synopsis of 18 of the 141 education-related bills that passed, including bills that require SBOE action. Ms. Harrington also provided updates related to SBOE legislative priorities. Mike Meyer, deputy commissioner of finance, shared updates related to the budget passed by the 88th Texas Legislature.

Public testimony was provided by the following individuals:

NAME: Marisol Sobek
AFFILIATION: Disability Rights Texas

NAME: Jennifer Hyland
AFFILIATION: Self

NAME: Robbi Cooper
AFFILIATION: Decoding Dyslexia Texas

NAME: Daphne Corder
AFFILIATION: Decoding Dyslexia Texas

NAME: Jessamyn Putnam
AFFILIATION: Self

ACTION ITEM

4. Update on Texas Essential Knowledge and Skills (TEKS) Review

(Board agenda page I-15)

[Official agenda item #5]

Monica Martinez, associate commissioner for standards and programs, explained that TEA staff incorporated the amendments to the TEKS review process adopted by the State Board of Education at the April 2023 meeting into documents in four different formats. Ms. Martinez also shared a draft rubric for the SBOE to consider for use in addressing step 9 of the recently adopted TEKS Review Work Group Build Process. The committee postponed consideration of a TEKS review work group build rubric until the September SBOE meeting.

MOTION AND VOTE: *It was moved by Mrs. Little, seconded by Mr. Francis, and carried to recommend that the SBOE direct TEA to post the TEKS Review Work Group Build Process and the SBOE Approved TEKS Review and Revision Process with Administrative Procedures documents on the agency's website.*

DISCUSSION ITEMS

5. Public Hearing on Proposed New 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development and Career and Technical Education, Subchapter B, High School, and Subchapter F, Business, Marketing, and Finance

(Board agenda page I-18)

Invited testimony was provided by the following individual:

NAME: J. Kevin Knierim
AFFILIATION: CTE Career Preparation TEKS Review Work Group

Public testimony was provided by the following individuals:

NAME: Jackie Besinger
AFFILIATION: National Alliance for Education Freedom

NAME: Andrew Pierce
AFFILIATION: Self

6. Discussion of Proposed New 19 TAC Chapter 127, Texas Essential Knowledge and Skills for Career Development and Career and Technical Education, Subchapter B, High School, and Subchapter F, Business, Marketing, and Finance
(Board agenda page I-20)

Ms. Ramos explained the courses covered in the review and provided an overview of the work group timeline to date. She explained that the entrepreneurship work group recommends adoption of a current innovative course as Entrepreneurship I and restructuring of the current TEKS-based Entrepreneurship course as Entrepreneurship II. She added that this work group focused on revision of four courses.

Jessica Snyder, special projects director, curriculum standards and student support division, explained that the career preparation work group developed draft recommendations for four additional courses.

Ms. Ramos asked board members to provide specific feedback for the work groups and stated that the work groups will be instructed to watch the recording of the SBOE meeting.

7. Discussion of Proposed Revisions to the English Language Proficiency Standards (ELPS)
(Board agenda page I-22)

Ms. Ramos explained that the revisions to the English Language Proficiency Standards (ELPS) would ensure the standards remain current and comply with federal requirements as the ELPS have not been revised since 2007. She explained that content experts tasked with the draft recommendations addressed three areas for improvement by revising grade bands, adding a fifth proficiency level for more differentiation, and including examples of alignment to current standards by grade level and foundation area. Ms. Ramos asked board members to encourage constituents to apply to serve as work group members to complete additional work on the draft recommendations.

8. Discussion of Pending Litigation
(Board agenda page I-38)

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

Dr. Ellis adjourned the meeting at 5:06 p.m.