

Item 4:
Request to Approve September 29, 2023 Board Meeting Minutes

ACTION

ASSOCIATE COMMISSIONER'S RECOMMENDATION:

Approve the September 29, 2023 Board meeting minutes.

**STATE BOARD FOR EDUCATOR CERTIFICATION
MEETING AGENDA
SEPTEMBER 29, 2023 AT 8:30 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:

Moment of Silence

Pledge of Allegiance

1. Call to Order

The State Board for Educator Certification (SBEC) convened its meeting at 8:37 AM on Friday, September 29, 2022.

Present: Dr. Robert Brescia, Dr. Veronica Galvan, Ms. Courtney MacDonald, Ms. Julia Dvorak, Dr. Michael McFarland, Dr. Scott Muri, Ms. Bena Glasscock, Ms. Cristina Galindo, Dr. Emma Gelsinger, Ms. Kelvey Oeser, Dr. Alma Rodriguez, Ms. Jean Streepey,

7. In the Matter of Robert Hunter; Action to be taken: Consideration of Issuance of Default Judgment
Staff recommendation: 1-year suspension
8. In the Matter of Aaron Keesee, Jr.; Action to be taken: Consideration of Issuance of Default Judgment
Staff recommendation: 1-year suspension
9. In the Matter of Lynn Kristynik; Action to be taken: Consideration of Issuance of Default Judgment
Staff recommendation: 1-year suspension
10. In the Matter of Monica Lugo; Action to be taken: Consideration of Issuance of Default Judgment
Staff recommendation: 1-year suspension
11. In the Matter of Andonna Maiben; Action to be taken: Consideration of Issuance of Default Judgment
Staff recommendation: 1-year suspension
12. In the Matter of Charlotte Mello; Action to be taken: Consideration of Issuance of Default Judgment
Staff recommendation: 1-year suspension
13. In the Matter of Gabriel Miller; Action to be taken: Consideration of Issuance of Default Judgment
Staff recommendation: 1-year suspension
14. In the Matter of Diana Montalvo; Action to be taken: Consideration of Issuance of Default Judgment
Staff recommendation: 1-year suspension
15. In the Matter of Whitney Mott; Action to be taken: Consideration of Issuance of Default Judgment
Staff recommendation: 11-month suspension
16. In the Matter of Courtney Obermiller; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1-year suspension

- 17. In the Matter of Megan Puckett; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1-year suspension

- 18. In the Matter of Ashleah Redd; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1-year suspension

- 19. In the Matter of Julia Roberson; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1-year suspension

- 20. In the Matter of Charles Roe; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1-year suspension

- 21. In the Matter of CarEMC6 .7 (on)J0 Tc 0 Tw 7.53SE2 (I)-6.6 (s)-2 (s)-2 (ua)10-3.261 -1.152 Td(21.)or Judgment

S

t

a

5

26. In the Matter of Lindsay Westerberg; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1-year suspension

Staff recommendation: 1-year suspension and proof of successful completion of substance abuse treatment program

- 44. In the Matter of James Anthony Maxwell; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 2-year suspension

- 45. In the Matter of Derek Stevenson; Action to be taken: Consideration of Issuance of Default Judgment

Staff recommendation: 1-year suspension

Motion and vote:

Motion was made by Mr. Coleman to grant staff's request for the issuance of default judgement on cases numbered 1-24, 26-33, 35-40, and 42-44 and issue final orders consistent with staff's recommendations. Second was made by Ms. MacDonald, and the Board voted unanimously in favor of the motion.

Motion and vote:

Motion was made by Mr. Coleman to grant staff's request for issuance of default judgment and issue a final order issuing a sanction of 2-year suspension and proof of a successful completion of an anger management course on default case number 34. Second was made by Ms. MacDonald, and the Board voted unanimously in favor of the motion.

Motion and vote:

Motion was made by Dr. Brescia to grant staff's request for issuance of default judgment and issue a final order issuing a sanction of revo2 (an (Tc -0.001 Tw (T3744.6(q)6g a s)soTT3 1 Tf-0.0

Motion and vote:

Motion was made by Dr. Brescia

for themselves are irrelevant to the teacher's obligation to remain in the assignment and fulfill the teacher's contract. The Administrative Law Judge's recommended sanction of continuing education or training or an inscribed or non-inscribed reprimand is insufficient because a non-inscribed reprimand does not appear on the educator's public facing certification record and is not visible to school districts, parents, or other educators. It therefore cannot achieve the board's goal of protecting the safety and welfare of school children, upholding the public trust, and determining future violations. Continuing education or training is also not appropriate as it is in 2023. The Ohio State Board of Education (t)-6.e to sc.22

While the Administrative Law Judge recommended a three-month suspension, that is insufficient to deter other educators from abandoning their contracts without good cause.

The SBEC rules set out a one-year minimum sanction for contract abandonment absent any mitigating factors. The ALJ found that Respondent had 1 mitigating factor when she showed good faith communications with the school district and as a result, the sanction should be an eight month suspension of the Respondent's educator certificate. Second was made by Dr. Brescia and the Board voted unanimously in favor of the motion.

C. Court Cases

District Court Cases

1. Bradley Keith Bowen v. Texas Education Agency, Educator Preparation, Certification, and Enforcement Division; 03-22-00331-CV; In the Seventh Court of Appeals, Amarillo, Texas, on Appeal from Cause No. D-1-GN-18-004203, In the 98th District Court of Travis County, Texas.
2. Texas Education Agency, Educator Preparation, Certification, and Enforcement Division v. David Demiglio; No. 13-21-00331-CV; In the Court of Appeals for the Thirteenth Judicial District, Corpus Christi, Texas, On Appeal from Cause No. D-1-GN-20-001242, in the 353rd Judicial District for Travis County, Texas.

The SBEC recessed at 10:06 AM.

The SBEC reconvened at 10:24 AM.

10. Adoption of Proposed Amendments to 19 TAC Chapter 229, Accountability System for Educator Preparation Programs

Dr. Olofson presented this item to the Board. He noted that this adoption item had not been changed since it was approved by the Board at proposal.

Motion and vote:

Motion was made by Ms. Glasscock to approve for adoption, subject to the State Board of Education (SBOE) review, the proposed amendments to 19 TAC Chapter 229, Accountability System for Educator Preparation Programs, as presented, with an effective date of 20 days after filing the adoption notice with the Texas Register. Second was made by Ms. MacDonald and the Board voted unanimously in favor of the motion.

11. Appointment of Teacher Pedagogy and English Language Arts and Reading and Math Content Pedagogy Educator Standards Advisory Committees

Ms. Burkhart presented this item to the Board. Ms. Burkhart presented the list of proposed committee members to the Board and shared that the 45 members were selected by

2(r)84-1.1Tj(ag)1 (i)2.6n/6-.6 6 tse4e3e7i5e4 t t58jET70.56 74.(t58j-1.185 (ag.56 50.AMC/P Att

Mrs. Penney mentioned options that school districts can use prior to these changes being implemented. Lastly, Mrs. Penney presented substitute rule text for the Board's consideration that removes an unnecessary reference to a definition for a Community College of the Air Force instructor.

Motion and vote:

Motion was made by Mr. Coleman to approve the proposed revisions to 19 TAC Chapter (r)-6 (caCd)-6.2i (i)

Dr. Tim Miller – Charles Butt Foundation
Mr. Ryan Franklin – Educate Texas
Ms. Kate Borg – Texas School for the Blind and Visually Impaired/Texas Deafblind Project
Ms. Kaycee Bennett – Texas Deafblind Project
Ms. Rachel Collins – Texas Deafblind Project at Texas School for the Blind and Visually Impaired
Dr. Stacey Edmondson – Sam Houston State University
Dr. Jacob Kirksey – Texas Tech University
Dr. Jessica Gottlieb – Texas Teach University
Ms. Anastasia Perez – CAST Schools
Dr. Paige Evans – teachHOUSTON, University of Houston
Ms. Bryanna Zamarron – CAST Schools

15. Effective Preparation Framework Implementation Update Discussion

Ms. Love and Ms. Yoder presented this item to the Board. Ms. Love provided updated language to the EPF based on feedback from the July board meeting. Ms. Yoder provided an overview of the RFP for vendor selection for the redesign of the Continuing Approval Review. Ms. Love provided an overview of the proposed vetted list for Technical Assistance providers in support of continuous improvement and gave proposed updates to commendation four. There was a brief discussion with the board regarding the difference between the vendor who will complete the redesign work and the purpose of the vetted list which will support the continuous improvement. Additionally, there was conversation with the board and TEA staff about the importance of including stakeholders throughout the process of the CAR redesign.

Testimony:

Dr. Gina Anderson – Texas Woman's University/Texas Coalition for Educator Preparation
Ms. Carrie Culpepper – UTeach Institute/UT Austin
Dr. Tim Miller – Charles Butt Foundation
Dr. Shonda Gibson - The Texas A&M University System

INFORMATION ONLY

16. Update of State Board for Educator Certification Enabling Legislation

17. Board Operating Policies and Procedures (BOPP)

18. 2023–2026 Rule Review Plan for State Board for Educator Certification Rules

19. Adjournment

Chair Streepey adjourned the meeting at 3:01 PM.

20. Statutory Citations

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. The presiding officer of the

Board intends to be physically present in Room 1-104, William B. Travis Building, 1701 North Congress Avenue. Some members may attend via videoconferencing.