



TEXAS HIGHER EDUCATION COORDINATING BOARD

P.O. Box 12788 Austin, Texas 78711

MEMORANDUM

Vacant
CHAIR

October 8, 2015

Robert W. Jenkins, Jr.
VICE CHAIR

David D. Teuscher, M.D.
SECRETARY OF THE BOARD

To: Coordinating Board Members & Interested Parties

Christina Delgado
STUDENT REPRESENTATIVE

From: Raymund A. Paredes *RAP*

Dora G. Alcalá
S. Javaid Anwar
Ambassador Sada Cumber
Fred Farias III, O.D.
Janelle Shepard
John T. Steen, Jr.

Subject: Coordinating Board Meeting

Raymund A. Paredes
COMMISSIONER
OF HIGHER EDUCATION

The agenda for the October 22, 2015, Coordinating Board meeting is attached. The meeting will be held in the Board Room at 1200 East Anderson Lane in Austin according to the schedule below. The agenda is organized according to committees. The times indicated for the start and conclusion of each section of the agenda are approximate and depend on the length of discussion for each item.

512/ 427-6101
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Web site:
<http://www.theccb.state.tx.us>

PUBLIC TESTIMONY: The presiding chair shall designate whether public testimony will be taken at the beginning of the meeting, at the time the related item is taken up by the Board after staff has presented the item, or any other time as determined by the presiding chair. For procedures on testifying please go to http://www.theccb.state.tx.us/public_testimony.

Wednesday, October 21

2:00 p.m. Agency Operations Committee
Board Room 1.170

6:00 p.m. Dinner for Board Members with the Texas
Association of Community Colleges
Doubletree Hotel
303 W. 15th St.
Austin, TX

Thursday, October 22

Coordinating Board Meeting

8:30 a.m. Call to Order: Opening Remarks, Announcements
and Appointments

Agenda Item I

8:45 a.m. Approval of Minutes
Agenda Item II

8:48 a.m.	<u>Approval of Consent Calendar for entire meeting</u> Agenda Item III
8:50 a.m.	<u>Major Policy Discussion</u> Agenda Item IV
10:00 a.m.	<u>Recognition of Excellence</u> Agenda Item V
10:30 a.m.	<u>Matters relating to the Full Board</u> Agenda Item VI
10:40 a.m.	<u>Matters relating to the Committee on Affordability, Accountability and Planning</u> Agenda Item VII
12 Noon	<u>Lunch</u> Agenda Item VIII
12:30 p.m.	<u>Matters Relating to the Committee on Academic and Workforce Success</u> Agenda Item IX
1:50 p.m.	<u>Matters Relating to the Committee on Agency Operations</u> Agenda Item X
2:00 p.m.	<u>Adjournment</u> Agenda Item XI

NOTE: The Coordinating Board meeting will be broadcast live on the Internet at <http://www.thecb.state.tx.us/Events>. Board meeting agendas, minutes, presentations and reports are also available at this address.

TEXAS HIGHER EDUCATION COORDINATING BOARD

A G E N D A

Regular Quarterly Meeting

**1200 EAST ANDERSON LANE, ROOM 1.170
AUSTIN, TEXAS**

8:30 A.M., Thursday, October 22, 2015

The Texas Higher Education Coordinating Board may convene in Executive Session for any of the following items:

- (1) to seek its attorney's advice about pending or contemplated litigation, including pending or contemplated administrative actions, pursuant to Texas Government Code Ann. 551.071(1)(A); or
- (2) to seek its attorney's advice about a settlement offer, pursuant to Texas Government Code Ann. 551.071(1) (B); or
- (3) at any point in this meeting, concerning any agenda item listed in the Agenda, to seek or to receive its attorney's advice on legal matters, pursuant to Texas Government Code Ann. 551.071(2), or
- (4) to consult with the Commissioner regarding personnel matters, pursuant to Texas Government Code Ann. 551.074 or
- (5) consultation with attorney regarding the issuance, refunding, and defeasance of the State of Texas College Student Loan Bonds and related issues pursuant to Section 551.071(2) Texas Government Code.

PUBLIC TESTIMONY: The presiding chair shall designate whether public testimony will be taken at the beginning of the meeting, at the time the related item is taken up by the Board after staff has presented the item, or any other time as determined by the presiding chair. For procedures on testifying please go to [http://www.thecb.state.tx.us/public testimony](http://www.thecb.state.tx.us/public%20testimony).

I. Call to Order: Opening Remarks, Announcements and Appointments

- A. Consideration of Resolution of Appreciation for former Board Chair, Mr. Harold Hahn
- B. Commissioner's Remarks

II. Approval of Minutes

- A. July 23, 2015, Board Meeting
- B. September 22, 2015, Board Retreat

Note: Highlighted items in gray are on the Consent Calendar

III. Approval of the Consent Calendar

- A. Consent Calendar

IV. Major Policy Discussion

- A. Open Educational Resources to Reduce College Costs in Texas

V. Recognition of Excellence

- A. Sam Houston State University and Odessa College, nationally recognized as Models of Excellence 2015 Summer Honorees by *University Business* magazine for innovative student success programs

VI. Matters relating to the Full Board

- A. Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to the Apply Texas Advisory Committee
- B. Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to the allocation methodology for TEOG funds at public community colleges
- C. Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to the allocation methodology for TEOG funds at public technical and state colleges
- D. Consideration of adopting the Negotiated Rulemaking Committee's recommendation to the Board relating to the allocation Tuition Revenue Bond (TRB) funds to institutions of higher education

VII. Matters relating to the Committee on Affordability, Accountability and Planning

- A. Committee Chair's Overview
- B. Public Testimony on Items Relating to the Committee on Affordability, Accountability and Planning
- C. Consideration of adopting the Committee's recommendation to the Board relating to the report on Financial Aid for College Students in Texas, Fiscal Year 2014 (*H.B. 1, 84th Texas Legislature, General Appropriations Act, Rider 30, page III-49*)
- D. Consideration of adopting the Committee's recommendation to the Board relating to the report on Student Loan Default Prevention and Financial Aid Literacy Pilot Program (*S.B. 680, 83rd Texas Legislature, Regular Session*)
- E. Consideration of adopting the Committee recommendation to the Board for approval of the nominated members of the Financial Aid Advisory Committee

Note: Highlighted items in gray are on the Consent Calendar

- F. Presentation on the Preliminary Headcount for fall 2015
- G. Report on facilities projects that were submitted to the Coordinating Board
- H. Discussion of draft legislative recommendations for the 85th Texas Legislature
- I. Proposed Rules
 - (1) Consideration of adopting the Committee's recommendation to the Board relating to Chapter 21, new Subchapter P, concerning the Loan Repayment Program for Mental Health Professionals (*S.B. 239, 84th Texas Legislature*)
 - (2) Consideration of adopting the Committee's recommendation to the Board relating to Chapter 21, new Subchapter R, concerning the Dental Education Loan Repayment Program (*H.B. 1, 84th Texas Legislature, General Appropriations Act, page III-41*)

VIII. Lunch

IX. Matters relating to the Committee on Academic and Workforce Success

- A. Committee Chair's Overview
- B. Public Testimony on Items Relating to the Committee on Academic and Workforce Success
- C. Consideration of adopting the staff recommendation to the Board relating to a request from the Texas State Technical College Board of Regents to accept a donation of land in Fort Bend County and placing the land into the educational and general buildings, and facilities inventory
- D. Consideration of adopting the Committee's recommendation to the Board relating to a request from Baptist Hospitals of Southeast Texas School of Radiologic Technology for a third Certificate of Authority to grant degrees in Texas
- E. Consideration of adopting the Committee's recommendation to the Board relating to a request from Southwest School of Art for a second Certificate of Authority to grant degrees in Texas
- F. Consideration of adopting the Committee's recommendation to the Board relating to requests for a new degree program:

TEXAS A&M UNIVERSITY

- (1) Master of Science (MS) degree with a major in Energy

TEXAS A&M UNIVERSITY -TEXARKANA

- (2) Doctor of Education (EdD) degree with a major in Education Leadership

- G. Consideration of adopting the Committee's recommendation to the Board relating to funding for the Texas Teacher Residency Program by the 84th Texas Legislature
- H. Consideration of adopting the Committee's recommendation to the Board relating to funding appropriated to the Joint Admissions Medical Program by the 84th Texas Legislature
- I. Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for the Graduate Medical Education Planning and Partnership Grants Program
- J. Consideration of adopting the Committee's recommendation to the Board relating the appointment of members to the Graduate Education Advisory Committee (GEAC)
- K. Consideration of adopting the staff recommendation to the Board relating the appointment of members to the Uniform Pre-Nursing Curriculum Advisory Committee
- L. Consideration of adopting the staff recommendation to the Board relating to the Community College Transfer Student Report (*H.B. 1, 84th Texas Legislature, Regular Session*)
- M. Report on the Carl D. Perkins Career and Technical Education Improvement Act funds to colleges for Basic and Leadership Grants
- N. Report to the Board on school closures and/or teach-outs pursuant to Chapter 7, Subchapter A, Section 7.7(5)
- O. Proposed Rules:
 - (1) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 4, Subchapter B, Sections 4.28 and 4.32 of Board rules, concerning transfer of core curriculum courses and transfer of field of study courses
 - (2) Consideration of adopting the Committee's recommendation to the Board relating to the proposed new Chapter 4, Subchapter S, Sections 4.310 – 4.317 of Board rules, concerning participation in the State Authorization Reciprocity Agreement (*Senate Bill 1470, 84th Texas Legislature*)
 - (3) Consideration of adopting the Committee's recommendation to the Board relating to the proposed new Chapter 7, Subchapter B, Sections 7.50 – 7.57 of Board rules, concerning participation in the State Authorization Reciprocity Agreement (*Senate Bill 1470, 84th Texas Legislature*)
 - (4) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 6, Subchapter F, Sections 6.105, 6.107, and 6.108 of Board rules concerning the definition of terms and eligibility for support under the planning and partnership grant program for graduate medical education (*Senate Bill 18, 84th Texas Legislature*)

Note: Highlighted items in gray are on the Consent Calendar

- (5) Consideration of adopting the Committee's recommendation to the Board relating to the proposed new Chapter 9, Subchapter L, Sections 9.550 – 9.555 of Board rules, concerning the administration of multidisciplinary studies associate degrees at public community colleges (*Senate Bill 1189, 84th Texas Legislature*)
- (6) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 13, Subchapter G, Sections 13.121 – 13.127 of Board rules, concerning the standards and accounting methods for determining restricted research expenditures (*House Bill 1000, 84th Texas Legislature*)
- (7) Consideration of adopting the Commissioner's recommendation to the Board relating to the proposed amendments to Chapter 6, Subchapter C, Section 6.73 of Board rules, concerning institutional eligibility under the Nursing, Allied Health and Other Health-Related Education Grant Program (*H.B. 495, 84th Texas Legislature*)

P. Proposed Rules adopted as emergency rules at the July 2015 Board meeting:

- (1) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 4, Subchapter C, Sections 4.54 and 4.58 of Board rules, concerning the Texas Success Initiative to support developmental education reform efforts (*Senate Bill 1776, 84th Texas Legislature*)
- (2) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 4, Subchapter D, Section 4.85 of Board rules, concerning the course load, grade level, and junior college service area restrictions on dual credit course enrollment at public institutions of higher education (*House Bill 505, 84th Texas Legislature*)
- (3) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 22, Subchapter V, Section 22.572 of Board rules, concerning the Texas Science, Technology, Engineering, and Mathematics Challenge Scholarship Program (*Senate Bill 1066, 84th Texas Legislature*)

Q. Report on institutional requests acted on by the Commissioner or Assistant Commissioner since the previous Board meeting

X. Matters relating to the Agency Operations Committee

- A. Committee Chairs' Overview
- B. Public Testimony on Items Relating to the Agency Operations Committee

- C. Consideration of the Committee's recommendation to the Board to increase the Commissioner's annual salary from \$191,926 to \$205,160 in accordance with the 2016-2017 General Appropriations Act (Section 3, P. III-40)

XI. Adjournment

DRAFT

TEXAS HIGHER EDUCATION COORDINATING BOARD MINUTES

Regular Quarterly Meeting
1200 East Anderson Lane, Austin, Texas
July 23, 2015

The Texas Higher Education Coordinating Board convened at 8:30 a.m. on July 23, 2015, with the following members present: Harold Hahn, presiding; Bobby Jenkins; Dora Alcalá; Javaid Anwar; Sada Cumber; Fred Farias; John Steen; David Teuscher; and Christina Delgado.

Members absent were: Janelle Shepard.

AGENDA ITEM	ACTION
I. Call to order: Opening Remarks, Announcements and Appointments	Mr. Hahn called the meeting of the Coordinating Board to order.
A. Introduction of New Board Member, S. Javaid Anwar and Student Board Member, Christina Delgado and committee appointments	No action required.
B. Consideration of Resolution of Appreciation for Outgoing Board Members	Mr. Hahn read a resolution for Ambassador Sada Cumber whose term expires on August 31, 2015. On a motion by Mr. Steen, seconded by Mr. Anwar, the board approved the resolution. A copy of the resolution can be found at Attachment A to these minutes.
C. Recognition of Jesus Treviño, recipient of the Kenneth H. Ashworth Fellowship Award 2015-2016	No action required.
D. Recognition of New Presidents and Chancellors in the audience	No action required.

AGENDA ITEM	ACTION
E. Commissioner's Remarks	No action required.
II. Approval of Minutes	
A. April 23, 2015, Board Meeting	On a motion by Dr. Teuscher, seconded by Mr. Steen, the Board approved the April 23, 2015, minutes.
B. June 23, 2015, Special Called Board Meeting	On a motion by Mr. Steen, seconded by Dr. Teuscher, the Board approved the June 23, 2015 minutes.
III. Approval of the Consent Calendar	On a motion by Mr. Jenkins, seconded by Ms. Alcalá, the Board approved the Consent Calendar. Items on the Consent Calendar were: VII-C; IX-H (1) – (7); IX-I; IX-J; IX-N; IX-O; IX-P; IX-S; X-C; and X-D.
IV. Major Policy Discussion	
A. Consideration of adopting the recommendation to the Board by the Committee on Affordability, Accountability and Planning relating to the adoption of 60x30TX, the next long-range strategic plan for Texas higher education	On a motion by Mr. Steen, seconded by Dr. Teuscher, the Board approved 60x30TX, the next long-range strategic plan for Texas higher education. Woody L. Hunt, Chair and Dr. Larry R. Faulkner, Vice-Chair of the Strategic Planning Committee presented the final draft of the plan and discussed with members of the Board its goals, targets, and strategies.
V. Recognition of Excellence	
A. Texas Woman's University, Department of Mathematics & Computer Science – Supplemental Instruction and Tutoring Comprehensive Student Success Program	No action required. Don Edwards, Ph.D., Professor and Chair, Department of Mathematics & Computer Science, Texas Woman's University, and Beverly Carlsen-Landy, Ph.D., Coordinator, Supplemental Instruction and Tutoring, Texas Woman's University made a presentation on the Supplemental Instruction and Tutoring Comprehensive Student Success Program.

AGENDA ITEM	ACTION
VI. Matters relating to the Full Board	
No items at this time.	
VII. Matters Relating to the Committee on Affordability, Accountability and Planning	
A. Committee Chair's Overview	No action required. An overview of the Committee's activities was presented to the Board by Mr. Jenkins, Chair of the Committee on Affordability, Accountability and Planning.
B. Public Testimony on Items Relating to the Committee on Affordability, Accountability and Planning	No action required.
C. Consideration of adopting the Committee's recommendation to the Board relating to approval of the nominated members of the Formula Funding Advisory Committees for the 2018 – 2019 biennium	This item was approved on the Consent Calendar.
D. Consideration of adopting the Committee's recommendation to the Board relating to approval of the <i>Closing the Gaps by 2015</i> Progress Report	On a motion by Dr. Farias, seconded by Mr. Cumber, the Board approved the <i>Closing the Gaps by 2015</i> Progress Report including approval, pursuant to House Bill 2550, 83rd Texas Legislature, of a list of high schools with low college-going rates for institutions to target for assistance as well as the methodology for updating that list going forward.
E. Report on facilities projects that were submitted to the Coordinating Board	No action required.

AGENDA ITEM	ACTION
VIII. Lunch, Executive Session	
<p>A. Pursuant to Texas Government Code Section 551.074, the Board will meet in closed session to discuss the performance evaluations of the Commissioner, the General Counsel, and the Internal Auditor since these are employees who report to the Board</p>	<p>Mr. Hahn announced that the Board would go into executive session to discuss the items so listed in the Agenda.</p> <p>The Board went into executive session at 12:12 p.m. and reconvened at 1:12 p.m. There was no action taken during the executive session.</p>
IX. Matters relating to the Committee on Academic and Workforce Success	
<p>A. Committee Chair's Overview</p>	<p>No action required. An overview of the Committee's activities was presented to the Board by Mr. Steen, Vice-Chair of the Committee on Academic and Workforce Success.</p>
<p>B. Public Testimony on Items Relating to the Committee on Academic and Workforce Success</p>	<p>No action required.</p>
<p>C. Consideration of adopting the Family Practice Residency Advisory Committee's recommendation to the Board on funding appropriated to the Family Practice Residency Program by the 84th Texas Legislature and the report on distribution of trustee funds appropriated for the program for Fiscal Year 2015</p>	<p>On a motion by Dr. Teuscher, seconded by Ms. Alcalá the Board approved the funding appropriated to the Family Practice Residency Program by the 84th Texas Legislature and the report on distribution of trustee funds appropriated for the program for FY 2015.</p>
<p>D. Report to the Board on activities of the medical and graduate medical education programs</p>	<p>No action required.</p>
<p>E. Consideration of adopting the Committee's recommendation to the Board relating to requests for a new degree program:</p> <p>TEXAS A&M UNIVERSITY CORPUS CHRISTI (1) Doctor of Education (Ed.D.) degree with a major in Educational Leadership</p> <p>TEXAS A&M UNIVERSITY KINGSVILLE (2) Doctor of Education (Ed.D.) degree with a major in Educational Leadership</p> <p>UNIVERSITY OF TEXAS AT AUSTIN (3) Doctor of Nursing Practice (DNP) degree</p>	<p>On a motion by Dr. Teuscher, seconded by Mr. Jenkins, the Board approved the new degree program.</p> <p>On a motion by Dr. Teuscher, seconded by Mr. Jenkins, the Board approved the new degree program.</p> <p>On a motion by Mr. Jenkins, seconded by Dr. Farias, the Board approved the new degree program.</p>

AGENDA ITEM	ACTION
F. Consideration of adopting the Committee's recommendation to the Board relating to the January 2015 Annual Compliance Reports for institutions under a Certificate of Authorization (Names beginning with "A" through "O")	On a motion by Dr. Teuscher, seconded by Ms. Alcalá, the Board approved the January 2015 Annual Compliance Reports for institutions under a Certificate of Authorization (Names beginning with "A" through "O").
G. Report to the Board on school closures and/or teach-outs pursuant to Chapter 7, Subchapter A, Section 7.7(5)	No action required.
<p>H. Consideration of adopting the Committee's recommendation to the Board relating to the appointment of members to Advisory Committees:</p> <ul style="list-style-type: none"> (1) ApplyTexas Advisory Committee (2) Certification Advisory Council (CAC) (3) Graduate Education Advisory Committee (GEAC) (4) Learning Technology Advisory Committee (LTAC) (5) Lower-Division Academic Course Guide Manual (ACGM) (6) Music Field of Study Advisory Committee (7) Undergraduate Education Advisory Committee (UEAC) 	This item was approved on the Consent Calendar.
I. Consideration of adopting the Committee's recommendation to the Board relating to the issuance of a Request for Applications for the Teacher Quality Grants Program to provide long-term, sustained professional development for teachers	This item was approved on the Consent Calendar.
J. Consideration of adopting the Committee's recommendation to the Board relating to the issuance of a Request for Applications for the Emergency and Trauma Care Education Partnership Program	This item was approved on the Consent Calendar.
K. Consideration of adopting the staff recommendation to the Board relating to the issuance of a Request for Applications for the Unfilled Position Grants and New and Expanded Programs	On a motion by Dr. Teuscher, seconded by Mr. Jenkins, the Board approved the issuance of a Request for Applications for the Unfilled Position Grants and New Expanded Programs.

AGENDA ITEM	ACTION
L. Consideration of adopting the staff recommendation to the Board relating to the issuance of a Request for Applications for the Primary Care Innovation Grant Program	On a motion by Dr. Teuscher, seconded by Ms. Alcalá, the Board approved the issuance of a Request for Applications for the Primary Care Innovation Grant Program.
M. Consideration of adopting the staff recommendation to the Board relating to the issuance of a Request for Applications for the Statewide Preceptorship Programs	On a motion by Dr. Teuscher, seconded by Mr. Jenkins, the Board approved the issuance of a Request for Applications for the Statewide Preceptorship Programs.
N. Consideration of adopting the Committee's recommendation to the Board relating to the issuance of a Request for Applications for the Accelerate Texas Program	This item was approved on the Consent Calendar.
O. Consideration of adopting the Committee's recommendation to the Board relating to the issuance of a Request for Applications for the Work-Study Mentorship Program	This item was approved on the Consent Calendar.
P. Consideration of adopting the Committee's recommendation to the Board relating to the approval to enter into contracts with up to four institutions of higher education to continue the Advise TX college advising program, designed to increase the number of low-income, first-generation college, and underrepresented students who enter and complete higher education	This item was approved on the Consent Calendar.
Q. Consideration of adopting the Committee's recommendation to the Board relating to the expenditure of funds to be awarded to the Coordinating Board as a partner under the THECB-RAND Continuous Improvement and Evaluation grants funded through the Institute of Education Sciences	On a motion by Dr. Teuscher, seconded by Mr. Jenkins, the Board approved the expenditure of funds to be awarded to the Coordinating Board as a partner under the THECB-RAND Continuous Improvement and Evaluation grants funded through the Institute of Education Sciences.

AGENDA ITEM	ACTION
<p>R. Emergency Rules resulting from the 84th Texas Legislative Session:</p> <p>(1) Consideration of adopting on an emergency basis the Commissioner's recommendation to the Board relating to amendments to Chapter 4, Subchapter C, Sections 4.54 and 4.58 of Board rules, concerning the Texas Success Initiative to support developmental education reform efforts as related to Texas Education Code, Section 51.3062 Success Initiative (<i>S.B. 1776, 84th Texas Legislature, Regular Session</i>)</p> <p>(2) Consideration of adopting on an emergency basis the Commissioner's recommendation to the Board relating to amendments to Chapter 4, Subchapter D, Section 4.85 of Board rules, concerning the course load, grade level, and junior college service area restrictions on dual credit course enrollment at public institutions of higher education (<i>H.B. 505, 84th Texas Legislature, Regular Session</i>)</p> <p>3. Consideration of adopting on an emergency basis the Commissioner's recommendation to the Board relating to amendments to Chapter 22, Subchapter V, Section 22.572 of Board rules, concerning Texas Science, Technology, Engineering, and Mathematics Challenge Scholarship Program (<i>S.B. 1066, 84th Texas Legislature, Regular Session</i>)</p>	<p>On a motion by Mr. Jenkins, seconded by Dr. Teuscher, the Board approved the emergency adoption of the amendments to the rules. A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>On a motion by Dr. Teuscher, seconded by Mr. Jenkins, the Board approved the emergency adoption of the amendments to the rules. A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>On a motion by Dr. Teuscher, seconded by Ms. Alcalá, the Board approved the emergency adoption of the amendments to the rules. A copy of the Board rules as adopted may be found in the agenda materials.</p>
<p>S. Consideration of adopting the Commissioner's recommendation to the Board relating to higher education impact statements for the 84th Texas Legislature</p>	<p>This item was approved on the Consent Calendar.</p>
<p>T. Report on the FY 2015 Annual Report of Low-Producing Programs</p>	<p>No action required.</p>
<p>U. Report on institutional requests acted on by the Commissioner or Assistant Commissioner since the previous Board meeting</p>	<p>No action required.</p>

AGENDA ITEM	ACTION
X. Matters relating to the Agency Operation's Committee	
A. Committee Chair's Overview	No action required. An overview of the Committee's activities was presented to the Board by Dr. Teuscher, Chair of the Committee on Agency Operations.
B. Public Testimony on Items Relating to the Agency Operation's Committee	No action required.
C. Consideration of adopting the Committee's recommendation to the Board regarding amendments to Chapter 1, Subchapter A, Section 1.16 concerning Contracts, Including Grants, for Materials and/or Services	This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.
D. Consideration of adopting the Committee's recommendation to the Board regarding an amendment to Chapter 1, Subchapter AA, new Section 1.900 concerning Sick Leave Pool	This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.
E. Consideration of adopting the Committee's recommendation to the Board relating to the Certification of Texas Research Incentive Program Gift Funds to the emerging Research Universities	On a motion by Mr. Steen, seconded by Ms. Alcalá, the Board approved the Certification of Texas Research Incentive Program Gift Funds to the emerging Research Universities.
F. Consideration of adopting the Committee's recommendation to the Board relating to a resolution authorizing the issuance of State of Texas College Student Loan Bonds in one or more series and delegating to the Commissioner the authority for the filing of one or more applications to obtain a portion of the state's allocation for private activity bonds	On a motion by Ms. Alcalá, seconded by Dr. Farias, the Board approved the resolution authorizing the issuance of State of Texas College Student Loan Bonds in one or more series and delegating to the Commissioner the authority for the filing of one or more applications to obtain a portion of the state's allocation for private activity bonds.
G. Consideration of adopting the Committee's recommendation to the Board relating to the agency's Operating Budget for FY 2016	On a motion by Ms. Alcalá, seconded by Mr. Jenkins, the Board approved the agency's Operating Budget for FY 2016.

AGENDA ITEM	ACTION
H. Consideration of adopting the Committee's recommendation to the Board relating to the Annual Internal Audit Plan for Fiscal Year 2016	On a motion by Ms. Alcalá, seconded by Dr. Farias, the Board approved the Annual Internal Audit Plan for Fiscal Year 2016.
I. Consideration of adopting the Committee's recommendation to the Board relating to the Annual Compliance Monitoring Plan for Fiscal Year 2016.	On a motion by Ms. Alcalá, seconded by Mr. Steen, the Board approved the Annual Compliance Monitoring Plan for Fiscal Year 2016.
XI. Adjournment	

With no further business, on a motion by Dr. Teuscher, seconded by Mr. Jenkins, the meeting adjourned at approximately 1:40 p.m.

Respectfully Submitted,

David D. Teuscher, M.D.
Secretary of the Board

ATTACHMENT A



Texas Higher Education Coordinating Board

Resolution of Appreciation

Ambassador Sada Cumber

WHEREAS, Ambassador Sada Cumber was appointed to the Texas Higher Education Coordinating Board by Governor Rick Perry in March 12, 2014; and

WHEREAS, during his term on the Coordinating Board, Ambassador Sada Cumber served with great distinction and dedication as a member of all board committees; and

WHEREAS, Ambassador Sada Cumber's knowledge and extensive experience as an entrepreneur, executive, fiduciary, diplomat and civic leader contributed to ensuring the Board focused on its fiduciary responsibilities; and

WHEREAS, Ambassador Sada Cumber has earned the admiration and respect of his colleagues at the Coordinating Board and the institutions of higher education his dedication, collegiality, enthusiasm, professionalism, and hard work; and

NOW THEREFORE BE IT RESOLVED, that the members of the Texas Higher Education Coordinating Board, on this 23rd day of July, 2015, express our deepest appreciation to Ambassador Sada Cumber for his distinguished service as an influential member of this Board and his unwavering dedication to higher education for all the people of Texas; and

BE IT FURTHER RESOLVED, that the resolution be included in the minutes, and that a copy of the resolution, signed by the members of the Texas Higher Education Coordinating Board, be presented to Ambassador Sada Cumber in recognition of the high esteem in which he is held.

DRAFT

TEXAS HIGHER EDUCATION COORDINATING BOARD MINUTES

Board Retreat
1200 East Anderson Lane, Austin, Texas
September 22, 2015

The Texas Higher Education Coordinating Board Retreat convened at 10:05 a.m. on September 22, 2015, with the following members present: Bobby Jenkins, presiding; Dora Alcalá; Javaid Anwar; Fred Farias; Janelle Shepard; John Steen; David Teuscher; and Christina Delgado.

AGENDA ITEM	ACTION
I. Welcoming remarks and goals for the meeting	Bobby Jenkins welcomed everyone to the meeting and laid out the goals for the day, which included: 1) providing feedback and direction to staff on legislative recommendations for the 85th Legislature; 2) reviewing presentation and information materials on the 60x30TX plan as part of the agency's communication efforts to inform stakeholders of the plan; and 3) discuss the future direction of the College for All Texans Foundation.
II. Legislative Recommendations	
A. Review of the Board's legislative recommendations to the 84th Legislature	John Wyatt, Director of External Relations, provided an overview of the Board's legislative recommendations to the 84th Legislature.
B. Review of the staff's draft legislative recommendations to the Board for the 85th Legislature	Various staff provided an overview and background information on the draft legislative recommendations.
C. Discussion	Board members discussed the draft recommendations and provided the staff with feedback and direction.
III. Working Lunch	
A. Continued discussion on draft legislative recommendations	Board members discussed the draft recommendations and provided the staff with feedback and direction.

AGENDA ITEM	ACTION
IV. 60x30TX	
A. Overview of 60x30TX communications plan	Kelly Carper Polden, Assistant Director of Communications, provided an overview of the 60x30TX communications plan.
B. Review Board member talking points and presentation materials	Kelly Carper Polden provided an overview of talking points and presentation materials on the 60x30TX plan.
C. Update on 60x30TX implementation efforts	Dr. David Gardner, Deputy Commissioner for Academic Planning and Policy, provided an update on the staff's efforts towards implementing the 60x30TX plan.
D. Discussion	Board members discussed the 60x30TX communication plan, presentation materials, and implementation efforts and provided staff with feedback and direction.
VI. Wrap-up and closing remarks	Linda Battles, Deputy Commissioner for Agency Operations and Communications/COO, provided a summary of the staff's follow-up items as directed by the Board members.
V. College for All Texans Foundation	
A. Update on Foundation Operations	Neal Adams, Board Chair of the College for All Texans Foundation, and Fred Heldenfels, Board Member of the Foundation, provided an overview of the Foundation's operations. Board members provided feedback and input on the future direction of the Foundation in the context of the new higher education plan, 60x30TX.
VI. Adjournment	

With no further business, the meeting adjourned at approximately 3:42 p.m.

Respectfully Submitted,

David D. Teuscher, M.D.
Secretary of the Board

TEXAS HIGHER EDUCATION COORDINATING BOARD
REGULAR QUARTERLY MEETING
****DRAFT****
CONSENT CALENDAR
OCTOBER 2015

VII. Matters relating to the Committee on Affordability, Accountability and Planning

- C. Consideration of adopting the Committee's recommendation to the Board relating to the report on Financial Aid for College Students in Texas, Fiscal Year 2014 (*H.B. 1, 84th Texas Legislature, General Appropriations Act, Rider 30, page III-49*)
- D. Consideration of adopting the Committee's recommendation to the Board relating to the report on Student Loan Default Prevention and Financial Aid Literacy Pilot Program (*S.B. 680, 83rd Texas Legislature, Regular Session*)
- E. Consideration of adopting the Committee recommendation to the Board for approval of the nominated members of the Financial Aid Advisory Committee

IX. Matters relating to the Committee on Academic and Workforce Success

- G. Consideration of adopting the Committee's recommendation to the Board relating to funding for the Texas Teacher Residency Program by the 84th Texas Legislature
- H. Consideration of adopting the Committee's recommendation to the Board relating to funding appropriated to the Joint Admissions Medical Program by the 84th Texas Legislature
- I. Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for the Graduate Medical Education Planning and Partnership Grants Program
- J. Consideration of adopting the Committee's recommendation to the Board relating the appointment of members to the Graduate Education Advisory Committee (GEAC)
- K. Consideration of adopting the staff recommendation to the Board relating the appointment of members to the Uniform Pre-Nursing Curriculum Advisory Committee
- O. Proposed Rules:
 - (1) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 4, Subchapter B, Sections 4.28 and 4.32 of Board rules, concerning transfer of core curriculum courses and transfer of field of study courses
 - (4) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 6, Subchapter F, Sections 6.105, 6.107, and 6.108 of Board rules concerning the definition of terms and eligibility for support under the planning and partnership grant program for graduate medical education (Senate Bill 18, 84th Texas Legislature)

- (5) Consideration of adopting the Committee's recommendation to the Board relating to the proposed new Chapter 9, Subchapter L, Sections 9.550 – 9.555 of Board rules, concerning the administration of multidisciplinary studies associate degrees at public community colleges (Senate Bill 1189, 84th Texas Legislature)
- (6) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 13, Subchapter G, Sections 13.121 – 13.127 of Board rules, concerning the standards and accounting methods for determining restricted research expenditures (*House Bill 1000, 84th Texas Legislature, Regular Session*)
- (7) Consideration of adopting the Commissioner's recommendation to the Board relating to the proposed amendments to Chapter 6, Subchapter C, Section 6.73 of Board rules, concerning institutional eligibility under the Nursing, Allied Health and Other Health-Related Education Grant Program (*H.B. 495, 84th Texas Legislature, Regular Session*)

P. Proposed Rules adopted as emergency rules at the July 2015 Board meeting:

- (2) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 4, Subchapter D, Section 4.85 of Board rules, concerning the course load, grade level, and junior college service area restrictions on dual credit course enrollment at public institutions of higher education (House Bill 505, 84th Texas Legislature)
- (3) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 22, Subchapter V, Section 22.572 of Board rules, concerning the Texas Science, Technology, Engineering, and Mathematics Challenge Scholarship Program (Senate Bill 1066, 84th Texas Legislature)

AGENDA ITEM IV-A

Open Educational Resources to Reduce College Costs in Texas

RECOMMENDATION: No action required

Background Information:

The term Open Educational Resources (OER) refers to “teaching, learning and research materials in any medium, digital or otherwise, that reside in the public domain or have been released under an open license that permits *no-cost* access, use, adaptation and redistribution by others with no or limited restrictions” [emphasis added].¹ These materials may include textbooks, media, competencies, learning outcomes, curricula, and other resources for teaching and learning. The adoption of OER has been identified as one key strategy to address the rising costs of college attendance.

A number of institutions in Texas participate in or lead OER and similar efforts, although widespread adoption of OER in the state is not yet a priority. A panel discussion will consider advantages, disadvantages, and challenges of using open educational resources at institutions of higher education in the state and beyond. Discussions will focus on how the THECB, institutions, and other stakeholders can best work together to meet the challenges and capitalize on opportunities to support the goals of *60x30TX*.

Judith Sebesta, Director of Innovation, Texas Higher Education Coordinating Board, will give a brief introduction to Open Educational Resources and an overview of the Texas Learning Object Repository (TxLOR), a web application that provides a method for Texas higher education institutions to review and share a variety of learning materials.

Daniel Williamson, Managing Director of OpenStax at Rice University, will highlight the efforts of this early national leader in the OER movement.

Perry Moore, Vice Chancellor for Academic Affairs, The Texas State University System, will focus on the system’s recently launched “Freshman Year for Free” program.

¹ From “2012 Paris OER Declaration” by UNESCO, 2012 World Open Educational Resources Congress.

AGENDA ITEM V-A

Sam Houston State University and Odessa College, nationally recognized as Models of Excellence 2015 Summer Honorees by *University Business* magazine for innovative student success programs

RECOMMENDATION: No action required

Background Information:

University Business magazine's Models of Excellence is a national recognition program honoring colleges and universities that have implemented innovative, effective inter-departmental initiatives that are bolstering student success. Sam Houston State University and Odessa College were recently selected as Models of Excellence 2015 Summer Honorees by *University Business* magazine for innovative student success programs.

Sam Houston State University's Establishing Leadership In and Through Education (ELITE) program is designed to promote the retention and graduation of African American and Hispanic male students. Through ELITE, the university engages at-risk students as soon as they are on campus. The program requires a full year commitment by the students and provides increased academic support, peer mentoring, and advising resources.

The spring 2015 ELITE freshmen cohort had statistically significantly higher semester credit hours completed, completion rates, and GPAs than other minority, male, first-time freshmen groups. The program has been primarily funded by the Texas Higher Education Coordinating Board (THECB) since its inception in fall 2010. ELITE was also recognized as a 2013 THECB Star Award Finalist.

Odessa College's Drop Rate Improvement Program (DRIP) was created in spring 2011 and was officially launched in the Arts and Sciences division of Odessa College in fall 2011. The intended goal was to improve student persistence as measured by increasing the percentage of students who, during any given semester and including both online and face-to-face classes, completed the course or courses they were taking. DRIP and the process it uses to impact student persistence are based on original research at Odessa College that provides data-driven suggestions to faculty for improving faculty-student engagement.

Since 2012, class drop-outs have fallen to historic lows, and the course completion rate throughout the college is now over 90 percent, including first-time-in-college students. Not only has student persistence measurably increased for all students, but student success rates (the percentage of students who get a "C" or better grade during any given semester) have also increased for all students regardless of gender, ethnicity, or economic status (e.g., Pell grant recipients). These rates are now greater than 70 percent for first-time-in-college-students. DRIP was a 2014 THECB Star Award Finalist and was recognized for excellence at the October 2012 THECB Board Meeting.

Representatives from Sam Houston State University and Odessa College will make presentations and be available to answer questions.

AGENDA ITEM VI-A

Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to the Apply Texas Advisory Committee

RECOMMENDATION: Adopt

Background Information:

The Texas Higher Education Coordinating Board proposes amendments to Sections 1.128 - 1.134 of Board rules, concerning the Apply Texas Advisory Committee (ATAC). Changes to Sections 1.128 - 1.134 were made in accordance with Senate Bill 215, passed by the 83rd Texas Legislature, Regular Session, which called for the Board to engage institutions of higher education in a negotiated rulemaking process as described by Chapter 2008, Government Code, "when adopting a policy, procedure, or rule relating to...an admission policy regarding the common admission application under the Texas Education Code, Section 51.762." The ATAC rule amendments proposed for Sections 1.128 - 1.134 were reviewed and approved by the Negotiated Rulemaking Committee on Apply Texas on July 31, 2015. The report of the Negotiated Rulemaking Committee is available at the offices of the Texas Higher Education Coordinating Board located at 1200 East Anderson Lane, Austin, Texas.

Specifically, Section 1.128(a) (Authority) is amended to include a reference to the Texas Education Code, Section 61.0331, passed by the 83rd Legislature, which calls for the Texas Higher Education Coordinating Board (THECB) to use negotiated rulemaking "when adopting a policy, procedure, or rule relating to...an admission policy regarding the common application under Section 51.762." A reference is also added to the subsection for the Texas Administrative Code, Title 19, Part 1, Chapter 1, Subchapter A, Rule Section 1.6, which contains the THECB's general rules for advisory committees.

Amendments to Section 1.128(b) (Purposes) clarify that the primary purpose of the Apply Texas Advisory Committee (ATAC) is to provide advice and recommendations for the improvement and maintenance of the Apply Texas System.

Section 1.129 (Definitions) is amended to eliminate the definition for "Commissioner" since that term is not used in the rules, and a new definition is provided for the "Apply Texas System" to clarify the scope of the activities supported by the ATAC. Subsequent definitions in Section 1.129 are renumbered accordingly. The definition of "Interested persons" is amended to replace the term "presiding officer" with "co-chairs," since the committee is now overseen by two co-chairs, one from two-year and one from four-year institutions. One final amendment indicates interested persons attending committee meetings can gain permission to participate in discussions if they advise the committee co-chairs or Coordinating Board staff of their desire to do so.

AGENDA ITEM VI-A

Section 1.130 (Committee Membership and Officers) has several amendments. Throughout this section and the balance of the rules, the term "Apply Texas System" is used to replace the old term "ApplyTexas system" to more accurately reflect the wording of the title of the Subchapter (Apply Texas) and to incorporate the new definition for Apply Texas System in Section 1.129. In addition, minor changes are made throughout the document to improve punctuation and grammar.

In subsection 1.130(b), items (5), (6), and (7) are amended to replace three old references to "public community or technical colleges" with, "public community, technical or state colleges" to clearly include the Lamar State Colleges. Paragraph (8) is amended to increase the number of representatives from participating private institutions from one to two since approximately one half of the state's private or independent colleges and universities (as defined in the Texas Education Code, Section 61.003(15)) now participate in the Apply Texas System. Item (9) was changed to indicate the student serving on the committee is to be an undergraduate.

Subsection 1.130(c) is amended to add the names of three additional stakeholder organizations that should be notified when committee meetings are scheduled.

Subsection 1.130(d) is amended to include the citation for the subsection in the Texas Government Code that limits the number of members of an advisory committee to no more than 24.

Subsection 1.130(e) is amended to use the term "co-chairs" and to indicate there are to be two co-chairs, one from a four-year and one from a two-year institution and that they are to be selected on an annual basis.

Section 1.131 (Duration) is amended to include the word "the" prior to the phrase, "Texas Education Code."

Section 1.132 (Meetings) is amended to indicate the minimum of ATAC meetings per year is two, and that additional meetings may be scheduled by the co-chairs. Language was also adjusted to reflect that minutes for a given meeting will not be publically posted until they have been reviewed and adopted by the ATAC.

Section 1.133 (Tasks Assigned the Committee) is amended in paragraph (1) to broaden the scope from revisions to applications to technical and functional revisions of the forms and the Apply Texas System. Task paragraph (2) is changed from adding applications to developing training materials for the users of the Apply Texas System. Task item (3) was amended to reflect the ATAC's role in identifying Apply Texas System issues that are admissions policy issues and therefore should be referred to a negotiated rulemaking committee (in accordance with the Texas Education Code, Section 61.0331).

Section 1.134 (Report to the Board) is amended to use the term "co-chairs" rather than "presiding officer" in talking about the ATAC leadership and to include an indication that Board staff can be involved in the scheduling of committee reports to the Board

Date approved by the Commissioner for publication in the *Texas Register*: August 10, 2015

Date published in the *Texas Register*: August 21, 2015

AGENDA ITEM VI-A

The 30-day comment period with the *Texas Register* ended on September 21, 2015

No comments were received regarding the amendments.

Legal Review:

Approved by the Office of General Counsel_____ Date_____

CHAPTER 1 AGENCY ADMINISTRATION

SUBCHAPTER G. APPLY TEXAS ADVISORY COMMITTEE

Section

- 1.128. Authority and Specific Purposes of the Apply Texas Advisory Committee.
 - 1.129. Definitions.
 - 1.130. Committee Membership and Officers.
 - 1.131. Duration.
 - 1.132. Meetings.
 - 1.133. Tasks Assigned the Committee.
 - 1.134. Report to the Board [~~;- Evaluation of Committee Costs and Effectiveness~~].
- 1.128. Authority and Specific Purposes of the Apply Texas Advisory Committee.

(a) Authority. Statutory authority for this subchapter is provided in the Texas Education Code, Section [§] 51.762, and in accordance with the Texas Education Code, Section 61.0331, regarding requirements for Negotiated Rulemaking. Moreover, the committee is governed in accordance with the Texas Administrative Code, Title 19, Part 1, Chapter 1, Subchapter A, Rule Section 1.6.(Relating to General Provisions).

(b) Purposes. The Apply Texas Advisory Committee is created to provide the Board with advice and recommendation(s) regarding [~~changes that may be needed to~~] the common admission applications and the Apply Texas System [~~application or Apply Texas system for the upcoming academic year. The committee also focuses on additional initiatives to strengthen student participation and access to higher education~~].

1.129. Definitions.

The following words and terms, when used in this subchapter, shall have the following meanings:

(1) Apply Texas System – the state’s primary method for applying for admission to Texas public institutions of higher education. The Apply Texas System includes, but is not limited to, common admission applications; a portal for completing application forms; help desks to provide users assistance; and a portal through which Texas high school counselors gain access to status data regarding their students’ progress in applying for admission and financial aid.

(2) [(1)] Board – The Texas Higher Education Coordinating Board.

[(2) Commissioner – The Commissioner of Higher Education, the Chief Executive Officer of the Board.

(3) Interested persons – Persons who attend committee meetings as representatives of stakeholder entities and any other persons who have made their interest in the work of the committee known to its co-chairs or Board staff [~~presiding officer~~]. Such interested persons may

participate in committee discussions, as invited by the co-chairs [~~presiding officer~~] to do so, but do not have the authority to cast votes.

1.130. Committee Membership and Officers.

(a) Membership shall consist of admissions [~~admission~~] administrators from Texas public institutions of higher education and participating private institutions of higher education that use the Apply Texas System [~~ApplyTexas system~~].

(b) Membership on the committee should include:

(1) four representatives from public universities with enrollment of more than 30,000 students in previous fall semester;

(2) three representatives from public universities with enrollment between 10,000 - 30,000 students in previous fall semester;

(3) three representatives from public universities with enrollment between 0 - 9,999 students in previous fall semester;

(4) one representative from public universities using the graduate application in the Apply Texas System [~~ApplyTexas system~~] not selected from paragraphs (1) - (3) of this subsection;

(5) three representatives from public community, ~~or~~ technical, or state colleges with enrollment of more than 16,000 students in previous fall semester;

(6) four [~~five~~] representatives from public community, ~~or~~ technical, or state colleges with enrollment between 10,000 - 15,999 students in previous fall semester;

(7) three representatives from public community, ~~or~~ technical, or state colleges with enrollment between 0 - 9,999 students in previous fall semester;

(8) two representatives [~~one representative~~] from [a] participating private institutions [~~institution~~]; and

(9) one undergraduate student representative.

(c) Interested persons, such as members of the Texas Association of Collegiate Registrars and Admissions Officers, Council of Public University Presidents and Chancellors, Texas Association of Community Colleges, Independent Colleges and Universities of Texas and legislative and governmental relations staff shall be regularly advised of committee meetings.

(d) In accordance with the Texas Government Code, Section 2110.002(a), the [~~The~~] number of committee members shall not exceed twenty-four (24).

(e) Members of the committee shall annually select co-chairs, one from a four-year and one from a two-year institution ~~[the presiding officer]~~, who will be responsible for conducting meetings and conveying committee recommendations to the Board.

(f) Members shall serve staggered terms of up to three years.

1.131. Duration.

The committee shall be abolished no later than October 31, 2017 in accordance with the Texas Government Code, Chapter 2110. It may be reestablished by the Board.

1.132. Meetings.

The committee shall meet at least twice a year. Additional meetings, if necessary, may be scheduled as determined by the co-chairs ~~[may meet approximately four times a year between September and May. Special meetings may be called as deemed appropriate by the presiding officer]~~. Meetings shall be open to the public and broadcast via the web, unless prevented by technical difficulties. Minutes shall be available to the public after they have been prepared by the Board staff and reviewed and adopted by members of the committee.

1.133. Tasks Assigned the Committee.

Tasks assigned the committee may include:

- (1) technical and functional revisions to the common admission ~~[of]~~ applications and the Apply Texas System;
- (2) development of training materials for the users of the various components of the Apply Texas System ~~[addition of application types]~~;
- (3) recommendations on admission policy pursuant to the Texas Education Code, Section 61.0331 ~~[initiatives to improve the Apply Texas system or strengthen student participation and access to higher education]~~; and
- (4) other activities necessary for the maintenance of the Apply Texas System ~~[Apply Texas system]~~.

1.134. Report to the Board~~[- Evaluation of Committee Costs and Effectiveness]~~.

The co-chairs ~~[committee chairperson]~~ shall annually report any recommendations to the Board at a Board meeting determined in consultation with Board staff. They shall also provide an annual report ~~[on no less than an annual basis. The committee shall also report committee activities]~~ to the Board to allow it ~~[the Board]~~ to properly evaluate the committee's work, usefulness, and the costs related to the committee's existence. The Board shall report its evaluation to the Legislative Budget Board in its biennial Legislative Appropriations Request.

AGENDA ITEM VI-B

Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to the allocation methodology for TEOG funds at public community colleges

RECOMMENDATION: Adopt

Background Information:

The Texas Higher Education Coordinating Board (Coordinating Board) proposes amendments to Texas Administrative Code §22.262 concerning the allocation process for the Texas Educational Opportunity Grant (TEOG). These amendments were adopted on an emergency basis. The intent of the amendments is to incorporate into existing rule changes and provisions developed by the Negotiated Rule-Making Committees, one representing public community colleges and one representing public technical and state colleges.

The General Appropriations Act of the 2016-2017 Biennium creates two separate funding strategies for the Texas Educational Opportunity Grant program – Public community Colleges and Public State and Technical Colleges. Previously combined into one strategy, the delineation of separate strategies resulted in the Coordinating Board convening Negotiated Rule-Making Committees to develop allocation methods for each strategy.

Specifically, amendments to Section 22.262 remove the current temporary “hold harmless” language and outline an allocation process based on enrollments weighted by average tuition and fees. An 85% “hold harmless” component was agreed to by the committee in order to provide a two-year transition period to the new allocation levels.

Section 22.262(d) is struck from the rule, as it is no longer required.

Amendments to Section 22.262(g) align the rule with the G.A.A. Higher Education Coordinating Board Rider 22.

Date approved by the Commissioner for publication in the Texas Register: July 7, 2015

Date published in the Texas Register: July 24, 2015

The 30-day comment period with the Texas Register ended on August 23, 2015

No comment was received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

The amendments have been prepared in the following format:

- New language is in lowercase, underlined, and shaded.
- Deleted language is bracketed and struck through.
- When new language replaces deleted language, the new language precedes the deleted language.

CHAPTER 22. GRANT AND SCHOLARSHIP PROGRAMS SUBCHAPTER M.

TEXAS EDUCATIONAL OPPORTUNITY GRANT PROGRAM

Section

22.253.	Authority and Purpose
22.254.	Definitions
22.255.	Institutions
22.256.	Eligible Students
22.257.	Hardship Provisions for Students Awarded Grants On or After September 1, 2005
22.258.	Priorities in Funding
22.259.	Priorities in Awards to Students
22.260.	Award Amounts and Adjustments
22.261.	Retroactive Disbursements
22.262.	Allocation and Reallocation of Funds
22.263.	Dissemination of Information and Rules

22.253 – 22.261. No changes

22.262. Allocation and Reallocation of Funds

(a) Allocations for Fiscal Year 2015.

(1) Initial Year Funds. Available program funds for initial year awards will be allocated to each participating institution in proportion to each institution's share of the state's undergraduate financial aid population with significant amounts of financial need.

(2) Renewal Year Funds. Available program funds for continuation or renewal awards will be allocated in proportion to the number of prior year recipients reported for each institution, adjusted for the institution's student retention rate.

(b) Allocations for public junior colleges for Fiscal Year 2016 and Later ~~[and Fiscal Year 2017]~~. Allocations are to be determined on an annual basis as follows:

(1) The allocation base for each eligible institution will be the number of ~~[aggregate 9-month cost of attendance for]~~ students it reported in the most recent Financial Aid Database Report who met the following criteria:

(A) were classified as Texas residents,

(B) were enrolled as undergraduates half-time, three-quarter time or full-time ~~[were first-time entering undergraduates enrolled at least half-time]~~,

(C) completed either the FAFSA or the TASFA, and

(D) have a 9-month Expected Family Contribution less than or equal to the Federal Pell Grant eligibility cap for the year reported in the Financial Aid Database Report.

(2) Each institution's percent of the available funds will equal its percent of the state-wide need as determined by multiplying each institution's enrollments by the respective award maximums ~~[total cost of attendance]~~ of students who meet the criteria in (b)(1) of this section, ~~[except that:~~

~~(A) if statewide funding equals or exceeds the amount allocated for FY 2015, no institution will receive less than 95 percent of its allocation for FY 2015; and~~

~~(B) if statewide funding is less than the amount available for FY 2015, each institution will receive an amount equal to its FY 2015 allocation, multiplied by a factor equal to the new year's statewide total appropriation divided by the FY 2015 statewide appropriation.]~~

(3) No institution's annual allocation will be reduced by more than 15 percent of the prior year's annual allocation not including any reallocations that occurred in that prior year. This provision will apply to FY 2016 and FY 2017 allocations after which it will expire.

(c) Verification of Data for Fiscal Year 2016 and Later. Allocation calculations will be shared with all participating institutions for comment and verification prior to final posting and the institutions will be given 10 working days, beginning the day of the notice's distribution and excluding State holidays, to confirm that the allocation report accurately reflects the data they submitted or to advise Board staff of any inaccuracies.

~~[(d) Allocations for Fiscal Years 2018 and later will be made based on rules developed through the use of Negotiated rulemaking in accordance with Texas Government Code Chapter 2008 and 19 TAC, Part 1, Chapter 1, §1.14, as well as Senate Bill 215, 83rd Texas Legislature, Regular Session (2013).]~~

(d) [e] Reallocations. Institutions will have until the close of business on February 20 or the first working day thereafter if it falls on a weekend or a holiday to encumber the program funds that have been allocated to them. On that date, institutions lose claim to any unencumbered funds, and the unencumbered funds are available to the Board for reallocation to other institutions. For the institutions that request additional funds, reallocations for amounts up to the amount requested per institution will be calculated on the same basis as was used for the allocation for the relevant fiscal year. If necessary for ensuring the full use of funds, subsequent reallocations may be scheduled until all funds are awarded and disbursed.

(e) [f] Disbursement of Funds to Institutions. As requested by institutions throughout the fall and spring terms, the Board shall forward to each participating institution a portion of its allocation of funds for immediate release to students or immediate application to student accounts at the institution.

(f) [g] Authority to Transfer Funds. Institutions participating in a combination of the Texas Educational Opportunity Grant and Texas College Work-Study Programs, in accordance with instructions from the Board, may transfer in a given fiscal year up to the lesser of 10 percent or \$20,000 between these programs. This threshold is applied to the program from which the funds are being transferred.

AGENDA ITEM VI-C

Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to the allocation methodology for TEOG funds at public technical and state colleges

RECOMMENDATION: Adopt

Background Information:

The Texas Higher Education Coordinating Board (Coordinating Board) proposes amendments to Texas Administrative Code §22.262 concerning the allocation process for the Texas Educational Opportunity Grant (TEOG). These amendments were adopted on an emergency basis. The intent of the amendments is to incorporate into existing rule changes and provisions developed by the Negotiated Rule-Making Committees, one representing public community colleges and one representing public technical and state colleges.

The General Appropriations Act of the 2016-2017 Biennium creates two separate funding strategies for the Texas Educational Opportunity Grant program – Public community Colleges and Public State and Technical Colleges. Previously combined into one strategy, the delineation of separate strategies resulted in the Coordinating Board convening Negotiated Rule-Making Committees to develop allocation methods for each strategy.

Specifically, amendments to Section 22.262 outline an allocation process based on enrollments weighted by average tuition and fees for public technical and state colleges. A separate section of the rule is necessary because the technical and state colleges did not propose the same hold harmless rule used by the community colleges.

Date approved by the Commissioner for publication in the Texas Register: July 7, 2015

Date published in the Texas Register: July 24, 2015

The 30-day comment period with the Texas Register ended on August 23, 2015

No comment was received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

The amendments have been prepared in the following format:

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CHAPTER 22. GRANT AND SCHOLARSHIP PROGRAMS SUBCHAPTER M.

TEXAS EDUCATIONAL OPPORTUNITY GRANT PROGRAM

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22.260.	Award Amounts and Adjustments
22.261.	Retroactive Disbursements
22.262.	Allocation and Reallocation of Funds
22.263.	Dissemination of Information and Rules

22.253 – 22.261. No changes

22.262. Allocation and Reallocation of Funds

(a) Allocations for Fiscal Year 2015.

(1) Initial Year Funds. Available program funds for initial year awards will be allocated to each participating institution in proportion to each institution's share of the state's undergraduate financial aid population with significant amounts of financial need.

(2) Renewal Year Funds. Available program funds for continuation or renewal awards will be allocated in proportion to the number of prior year recipients reported for each institution, adjusted for the institution's student retention rate.

(b) Allocations for public junior colleges for Fiscal Year 2016 and Later. Allocations are to be determined on an annual basis as follows:

(1) The allocation base for each eligible institution will be the number of students it reported in the most recent Financial Aid Database Report who met the following criteria:

(A) were classified as Texas residents,

(B) were enrolled as undergraduates half-time, three-quarter time or full-time,

(C) completed either the FAFSA or the TASFA, and

(D) have a 9-month Expected Family Contribution less than or equal to the Federal Pell Grant eligibility cap for the year reported in the Financial Aid Database Report.

(2) Each institution's percent of the available funds will equal its percent of the state-wide need as determined by multiplying each institution's enrollments by the respective award maximums of students who meet the criteria in (b)(1) of this section,

(3) No institution's annual allocation will be reduced by more than 15 percent of the prior year's annual allocation not including any reallocations that occurred in that prior year. This provision will apply to FY2016 and FY2017 allocations after which it will expire.

(c) Allocations for public technical colleges and public state colleges for Fiscal Year 2016 and Later. Allocations are to be determined on an annual basis as follows:

(1) The allocation base for each eligible institution will be the number of students it reported in the most recent Financial Aid Database Report who met the following criteria:

(A) were classified as Texas residents,

(B) were enrolled as undergraduates half-time, three-quarter time or full-time,

(C) completed either the FAFSA or the TASFA, and

(D) have a 9-month Expected Family Contribution less than or equal to the Federal Pell Grant eligibility cap for the year reported in the Financial Aid Database Report.

(2) Each institution's percent of the available funds will equal its percent of the state-wide need as determined by multiplying each institution's enrollments by the respective award maximums of students who meet the criteria in (b)(1) of this section.

(d [e]) Verification of Data for Fiscal Year 2016 and Later. Allocation calculations will be shared with all participating institutions for comment and verification prior to final posting and the institutions will be given 10 working days, beginning the day of the notice's distribution and excluding State holidays, to confirm that the allocation report accurately reflects the data they submitted or to advise Board staff of any inaccuracies.

(e [d]) Reallocations. Institutions will have until the close of business on February 20 or the first working day thereafter if it falls on a weekend or a holiday to encumber the program funds that have been allocated to them. On that date, institutions lose claim to any unencumbered funds, and the unencumbered funds are available to the Board for reallocation to other institutions. For the institutions that request additional funds, reallocations for amounts up to the amount requested per institution will be calculated on the same basis as was used for the allocation for the relevant fiscal year. If necessary for ensuring the full use of funds, subsequent reallocations may be scheduled until all funds are awarded and disbursed.

(f [e]) Disbursement of Funds to Institutions. As requested by institutions throughout the fall and spring terms, the Board shall forward to each participating institution a portion of its

allocation of funds for immediate release to students or immediate application to student accounts at the institution.

(g [f]) Authority to Transfer Funds. Institutions participating in a combination of the Texas Educational Opportunity Grant and Texas College Work-Study Programs, in accordance with instructions from the Board, may transfer in a given fiscal year up to the lesser of 10 percent or \$20,000 between these programs. This threshold is applied to the program from which the funds are being transferred.

22.263. No changes

AGENDA ITEM VI-D

Consideration of adopting the Negotiated Rulemaking Committee's recommendation to the Board relating to the allocation Tuition Revenue Bond (TRB) funds to institutions of higher education

RECOMMENDATION: Approval

Background Information:

House Bill (HB) 100, 84th Texas Legislature, Regular Session, authorized capital projects totaling \$3.1 billion for institutions across the state. The bill did not specify the annual debt service reimbursement for each institution; rather, the total amount authorized for this purpose was addressed in HB 1, 84th Texas Legislature, Regular Session, as \$240 million trustee to the Texas Higher Education Coordinating Board (THECB) for allocation in Fiscal Year 2017. The THECB is required to present a plan for allocation to the Legislative Budget Board (LBB) by January 1, 2016, and no funds may be expended without the prior written approval of the LBB.

The allocation methodology proposed for these funds were reviewed and approved by the Negotiated Rulemaking Committee on Tuition Revenue Bond Debt Service Allocation on September 30, 2015. The report of the Negotiated Rulemaking Committee is available at the offices of the Texas Higher Education Coordinating Board located at 1200 E. Anderson Lane, Austin, Texas.

Tom Keaton, Director of Funding, Strategic Planning and Funding, will be available for questions.

The draft methodology proposed by the THECB is to proportionalize the annually available \$240 million in debt service starting in FY 2017 as directed in HB1 (84th, RS). First, each project was considered as a percentage of all projects approved in HB100. Next, the percentage an individual project represented as a function of all approved projects was multiplied by the total available (\$240 million) to determine the relative share of the available funds should be attributed to a given project. This is a simple allocation strategy that should serve to equitably allocate the funds; at a minimum it will serve as a good starting point for discussion in the NRM.

Proposed TRB Debt Service Allocation (HB 100)				Proportional
Institution	Proj_Name	Project Amount as stated in HB 100	Percent of total	Annual Debt SVC allocation
Texas A&M University - Commerce	Nursing and Health Sciences Building	\$48,000,000	1.5%	3,712,594.00
Texas A&M University - Corpus Christi	Life Sciences Research and Engineering Building	\$60,000,000	1.9%	4,640,742.00
Texas A&M University - Kingsville	Educational Complex	\$60,000,000	1.9%	4,640,742.00
Texas A&M University - Texarkana	Academic and Student Service Building	\$32,000,000	1.0%	2,475,062.00
West Texas A&M University	Agricultural Sciences Complex	\$38,160,000	1.2%	2,951,512.00
West Texas A&M University	Renovation of the Amarillo Center	\$7,200,000	0.2%	556,889.00
Texas A&M University System Health Science Center	Dental Clinic Facility at the Baylor College of Dentistry	\$72,000,000	2.3%	5,568,891.00
Texas A&M University System Health Science Center	Multidisciplinary Research and Education Facility in Bryan, Texas	\$72,000,000	2.3%	5,568,891.00
Texas A&M International University	Library Renovation through the addition of instructional and support	\$55,200,000	1.8%	4,269,483.00
Prairie View A&M University	Fabrication Center and capital improvements	\$28,632,000	0.9%	2,214,562.00
Tarleton State University	Applied Sciences Building	\$54,000,000	1.7%	4,176,668.00
Tarleton State University	Southwest Metroplex Building in Tarrant County	\$39,600,000	1.3%	3,062,890.00
Texas A&M University	Biocontainment Research Facility	\$75,000,000	2.4%	5,800,928.00
Texas A&M University at Galveston	Classroom and Laboratory Facility and Campus Infrastructure	\$60,000,000	1.9%	4,640,742.00
Texas A&M University - Central Texas	Multipurpose Building	\$36,000,000	1.2%	2,784,445.00
Texas A&M University - San Antonio	Science and Technology Building and Campus Infrastructure	\$63,000,000	2.0%	4,872,779.00
The University of Texas at Austin	Renovation of Robert A. Welch Hall	\$75,000,000	2.4%	5,800,928.00
The University of Texas - Rio Grande Valley	Multipurpose Academic Center at the Campus in Brownsville	\$36,432,000	1.2%	2,817,859.00
The University of Texas - Rio Grande Valley	Interdisciplinary Engineering Academic Studies Building in Edinburg	\$30,600,000	1.0%	2,366,778.00
The University of Texas Southwestern Medical Center	Construction and Renovation of a Vivarium and Academic and Laboratory Facilities	\$80,000,000	2.6%	6,187,656.00
The University of Texas Health Science Center at San Antonio	Facility renewal and renovation	\$80,000,000	2.6%	6,187,656.00
The University of Texas M.D. Anderson Cancer Center	Sheikh Zayed Bin Sultan Al Nahyan Building	\$70,000,000	2.3%	5,414,199.00
The University of Texas Medical Branch at Galveston	Health Education Center	\$67,800,000	2.2%	5,244,039.00
The University of Texas at Arlington	Science and Engineering Innovation and Research Building	\$70,000,000	2.3%	5,414,199.00
The University of Texas at Dallas	Engineering Building	\$70,000,000	2.3%	5,414,199.00
The University of Texas at El Paso	Interdisciplinary Research Facility	\$70,000,000	2.3%	5,414,199.00
The University of Texas at San Antonio	Instructional Science and Engineering Building	\$70,000,000	2.3%	5,414,199.00
The University of Texas at Tyler	STEM Building	\$60,000,000	1.9%	4,640,742.00
The University of Texas Health Science Center at Houston	Renovation and Modernization of educational and research facilities	\$80,000,000	2.6%	6,187,656.00
The University of Texas Health Science Center at Tyler	Renovation and Modernization of educational and research facilities	\$14,800,000	0.5%	1,144,716.00
The University of Texas of the Permian Basin	Engineering and Kinesiology Buildings	\$48,000,000	1.5%	3,712,594.00
University of Houston	Health and Biomedical Sciences Center	\$63,000,000	2.0%	4,872,779.00
University of Houston	New Academic Building in Sugarland, TX	\$54,000,000	1.7%	4,176,668.00
University of Houston - Clear Lake	Health Sciences and Classroom Building in Pearland, TX	\$24,624,000	0.8%	1,904,561.00

Proposed TRB Debt Service Allocation (HB 100)				Proportional
Institution	Proj_Name	Project Amount as stated in HB 100	Percent of total	Annual Debt SVC allocation
University of Houston - Clear Lake	STEM and Classroom Building	\$54,000,000	1.7%	4,176,668.00
University of Houston - Downtown	Science and Technology Building	\$60,000,000	1.9%	4,640,742.00
University of Houston - Victoria	Academic expansion and land acquisition	\$60,000,000	1.9%	4,640,742.00
University of Houston System	Construction of a building and land purchase near Katy	\$46,832,000	1.5%	3,622,254.00
Lamar University	Science Building	\$60,000,000	1.9%	4,640,742.00
Lamar State College - Orange	Multipurpose Education Building	\$10,000,000	0.3%	773,457.00
Lamar State College - Port Arthur	Expansion of Technology Program Facilities	\$8,080,000	0.3%	624,953.00
Lamar Institute of Technology	Construction and Renovation of the Technical Arts Buildings	\$12,500,000	0.4%	966,821.00
Texas State University - San Marcos	Engineering and Science Building	\$63,000,000	2.0%	4,872,779.00
Texas State University - San Marcos	Health Professions Building in Round Rock, TX	\$48,600,000	1.6%	3,759,001.00
Sam Houston State University	Biology Laboratory Building	\$48,000,000	1.5%	3,712,594.00
Sul Ross State University	Renovation and Modernization of Educational and Related Facilities and Infrastructure	\$6,240,000	0.2%	482,637.00
University of North Texas System	Renovations of College of Law Buildings	\$56,000,000	1.8%	4,331,359.00
University of North Texas	Construction and Renovation of College of Visual Arts and Design Facilities	\$70,000,000	2.3%	5,414,199.00
University of North Texas at Dallas	Student Learning and Success Center	\$63,000,000	2.0%	4,872,779.00
University of North Texas Health Science Center at Fort Worth	Interdisciplinary Research Building	\$80,000,000	2.6%	6,187,656.00
Texas Woman's University	Laboratory Building	\$37,997,000	1.2%	2,938,905.00
Midwestern State University	Academic Expansion and revitalization	\$58,400,000	1.9%	4,516,989.00
Stephen F. Austin State University	Science, Technology, Engineering, and Mathematics Research Building	\$46,400,000	1.5%	3,588,841.00
Texas Tech University Health Sciences Center	Lubbock education, research, and technology facilities	\$60,264,000	1.9%	4,661,161.00
Texas Tech University Health Sciences Center	Permian Basin Academic Facility	\$14,256,000	0.5%	1,102,640.00
Texas Tech University Health Sciences Center	Amarillo Panhandle Clinical/Hospital Simulation	\$5,715,000	0.2%	442,031.00
Texas Tech University Health Sciences Center at El Paso	El Paso Medical Science Building II	\$75,520,000	2.4%	5,841,147.00
Texas Tech University	Experimental Sciences High Tech Interdisciplinary Research Building	\$70,000,000	2.3%	5,414,199.00
Angelo State University	College of Health and Human Services Building	\$21,360,000	0.7%	1,652,104.00
Texas Southern University	Robert J. Terry Library	\$60,000,000	1.9%	4,640,742.00
Texas State Technical College - West Texas	Industrial Technology Center	\$12,000,000	0.4%	928,148.00
Texas State Technical College - Harlingen	Phase II of the Engineering Technology Center Renovation	\$3,750,000	0.1%	290,046.00
Texas State Technical College - Waco	Fort Bend Campus Building #2	\$14,950,000	0.5%	1,156,318.00
Texas State Technical College - Marshall	Purchase and Renovation of the North Texas Technology Center	\$11,040,000	0.4%	853,899.00
		\$3,102,952,000	100%	240,000,000.00
	Annual debt service total	\$ 240,000,000		

AGENDA ITEM VII-A

Committee Chair's Overview

Mr. Bobby Jenkins, Chair of the Committee on Affordability, Accountability and Planning, will provide the Board an overview of the items on the agenda.

AGENDA ITEM VII-B

Public Testimony on Items Relating to the Committee on Affordability, Accountability and Planning

RECOMMENDATION: No action required

Background Information:

PUBLIC TESTIMONY: The presiding chair shall designate whether public testimony will be taken at the beginning of the meeting, at the time the related item is taken up by the Board after staff has presented the item, or any other time as determined by the presiding chair.

AGENDA ITEM VII-C

Consideration of adopting the Committee's recommendation to the Board relating to the report on Financial Aid for College Students in Texas, Fiscal Year 2014 (H.B. 1, 84th Texas Legislature, General Appropriations Act, Rider 30, page III-49)

Recommendation: Approval

Background Information:

Rider 30, page III-48, of the 2016-2017 General Appropriations Act, 84th Texas Legislature, directs the Coordinating Board to prepare an annual report concerning student financial aid at Texas public and independent institutions of higher education. Following Board adoption, the report will be forwarded to the Legislative Budget Board no later than November 1, 2015. The report provides a comprehensive analysis of the financial aid awarded to students in Texas.

Ken Martin, Assistant Commissioner for Financial Services, will be available to answer questions.

AGENDA ITEM VII-D

Consideration of adopting the Committee's recommendation to the Board relating to the report on Student Loan Default Prevention and Financial Aid Literacy Pilot Program (S.B. 680, 83rd Texas Legislature, Regular Session)

Recommendation: Approval

Background Information:

S.B. 680, 83rd Texas Legislature, directs the Coordinating Board to submit an annual report regarding the outcomes of the Student Loan Default Prevention and Financial Aid Literacy Pilot Program to the governor, the lieutenant governor, and the speaker of the house of representatives regarding the outcomes of the pilot program, as reflected in the federal student loan default rates reported for the participating institutions, no later than January 1 2016.

Ken Martin, Assistant Commissioner for Financial Services, will be available to answer questions.

AGENDA ITEM VII-E

Consideration of adopting the Committee's recommendation to the Board for approval of the nominated members of the Financial Aid Advisory Committee

Recommendation: Approval

Background Information:

Coordinating Board staff are requesting new member appointments for the Financial Aid Advisory Committee (FAAC). Board staff will seek confirmation of these appointments at the October 2015 Board meeting.

In accordance with Texas Education Code, Section 61.0776, and Texas Government Code, Section 2110.0012, the FAAC was created to make recommendations regarding the development, implementation, and evaluation of state financial aid programs for college students. To strengthen student access to higher education, the committee also advises the Board regarding strategies for communicating financial aid information to students, parents, secondary school counselors, and others.

The FAAC consists of individuals representing public and private institutions of higher education, public school counselors, and other stakeholders. All members of the advisory committee have student financial aid, admissions, or enrollment background experience. The FAAC meets quarterly, and most members serve for a term of three years.

The appointments are needed to replace outgoing members whose terms have expired and to expand representation within certain institutional sectors. Members of the current FAAC reviewed the nominations submitted by institutional chancellors and presidents and other stakeholders. The current members recommended final candidates based on a variety of factors. A list of recommended final candidates will be provided under separate cover.

Ken Martin, Assistant Commissioner for Financial Services, will be available to answer questions.

Recommended new members:

Doris Constantine, Associate Vice President for Student Financial Services, St Edwards University

Shannon Crossland, Director of Financial Aid, Texas Tech University, **(in a one year (FY16) appointment as President of the Texas Association of Student Financial aid Administrators)**

Zelma De Leon, Director of Financial Aid, University of North Texas

Jeannie Gage, Director of Financial Aid, TX A&M - Corpus Christi

Sandi Jones, Associate Director of Financial Aid, McClennan Community College

Lyn Kinyon, Assistant Vice President for Student Financial Aid, Baylor University

Cathy Sanchez, Financial Aid Counselor, NT Health Science Center

AGENDA ITEM VII-F

Presentation on the Preliminary Headcount for fall 2015

RECOMMENDATION: No action required

Background Information:

Information about enrollment trends is fundamental to higher education planning and even more critical in times of limited resources and growing student populations. These data will inform the Coordinating Board on how the state is progressing toward the final participation goal and targets set in *Closing the Gaps by 2015*. Preliminary enrollment data also provide insight into the impact of recent legislative actions and economic conditions on student decisions to enroll in higher education.

Each fall, institutions submit preliminary enrollment data to the Coordinating Board based on the 12th class day enrollment. These preliminary data have historically dropped by approximately 2-6 percent when final, certified figures are obtained.

Julie Eklund, Interim Assistant Commissioner, Strategic Planning and Funding, will provide a brief report.

AGENDA ITEM VII-G

Report on facilities projects that were submitted to the Coordinating Board

RECOMMENDATION: No action required

Background Information:

Senate Bill 215, 83rd Texas Legislature, Regular Session shifted the authority to approve capital projects from the Texas Higher Education Coordinating Board (THECB) to the Boards of Regents. However, it requires that institutions continue to report projects to the Board and that THECB staff continue to review facilities projects. Additional information is provided for projects that do not meet one or more standards. The Board must submit a report to the governor, lieutenant governor, speaker of the house, and Legislative Budget Board on all projects that do not meet standards.

Julie Eklund, Interim Assistant Commissioner for Strategic Planning and Funding, will be available to answer questions.

Reviewed Projects

Institution Project Name	Project Cost	Space Usage	Space Need	Cost	Building Efficiency
The University of Texas-Pan American <i>Construct Science Building</i>	\$70,000,000	Yes	Yes	Yes	Yes
The University of Texas at Austin <i>Renovate Welch Hall</i>	\$25,000,000	NA	Yes	Yes	Yes

AGENDA ITEM VII-H

Discussion of draft legislative recommendations for the 85th Texas Legislature

RECOMMENDATION: No action required

Background Information:

The 85th Texas Legislature will convene on January 10, 2017. During the current legislative interim, the Commissioner and Board have advanced the agency's timetable for developing and adopting policy recommendations for consideration by the next Legislature. The Board will discuss draft recommendations at the October 2015 Board meeting, with the goal of adopting final recommendations at the January 2016 Board meeting.

The goal of adopting recommendations earlier in the interim is to provide ample time prior to the next legislative session to fully engage all relevant stakeholders, including legislators, legislative staff, and institutional representatives. The agency will work with stakeholders during the interim to solicit external perspectives, shape our communications, identify concerns, and, if necessary, recommend changes to the adopted recommendations prior to the session.

John Wyatt, Director for External Relations, will provide an overview of the draft legislative recommendations for discussion by the Board.

AGENDA ITEM VII-I (1)

Consideration of adopting the Commissioner's recommendation to the Board relating to Chapter 21, new Subchapter P, concerning the Loan Repayment Program for Mental Health Professionals (S.B. 239, 84th Texas Legislature)

RECOMMENDATION: Approval

Background Information:

SB 239 was passed by the 84th Texas Legislature. Funding for the program is authorized for the 2016-2017 biennium by Contingency Rider 18.60 of the General Appropriations Act. Section 61.608 of the Texas Education Code states that the Coordinating Board shall adopt rules necessary for the administration of the program no later than December 1, 2015.

Date approved by the Commissioner for publication in the Texas Register: July 20,

2015 Date published in the Texas Register: July 31, 2015.

The 30-day comment period with the Texas Register ended on August 31,

2015. One comment was received from the University of Texas at Austin.

Comment: The University Texas at Austin identified items within the rule that could be subject to misinterpretation, including whether certain qualifications were based on "Medicaid and CHIP" or "Medicaid or CHIP," as well as what qualifies as an educational loan.

Staff response: Staff agreed with the comments provided, and the rules have been modified to clarify that certain qualifications are based on "Medicaid or CHIP" and that educational loans are those specifically associated with lenders in the business of making or holding education loans, and do not include items such as credit card debt, home equity loans, parent loans taken out for children, loans from private individuals or family members, etc.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

The amendments have been prepared in the following format:

- New language is in lowercase, underlined, and shaded.
- Deleted language is bracketed and struck through.
- When new language replaces deleted language, the new language precedes the deleted language.

Chapter 21. Student Services

Subchapter P. Loan Repayment Program for Mental Health ProfessionalsSection

- 21.490. Authority and Purpose.
- 21.491. Definitions.
- 21.492. Eligible Practice Specialties.
- 21.493. Eligibility for Conditional Approval of Applications
- 21.494. Selection of Eligible Applicants and Limitations.
- 21.495. Eligibility for Disbursement of Loan Repayment Assistance.
- 21.496. Eligible Lender and Eligible Education Loan.
- 21.497. Amount of Repayment Assistance.
- 21.498. Dissemination of Information.

21.490. Authority and Purpose.

(a) Authority. Authority for this subchapter is provided in the Texas Education Code, Subchapter K, Repayment of Certain Mental Health Professional Education Loans. These rules establish procedures to administer the subchapter as prescribed in the Texas Education Code, Sections 61.601 through 61.609.

(b) Purpose. The primary purpose of the Loan Repayment Program for Mental Health Professionals is to encourage qualified mental health professionals to practice in a mental health professional shortage area designated by the U. S. Department of Health and Human Services, and provide mental health care services to recipients under the medical assistance program authorized by the Texas Human Resources Code, Chapter 32, and to enrollees under the child health plan program authorized by the Texas Health and Safety Code, Chapter 62.

21.491. Definitions.

The following words and terms, when used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise:

- (1) Board--The Texas Higher Education Coordinating Board.
- (2) CHIP--The Children's Health Insurance Program, authorized by the Texas Health and Safety Code, Chapter 62.
- (3) Full-time Service--An average of at least 32.5 hours of direct patient or client care per week during the service period at the HPSA practice site.
- (4) MHPSAs -- Mental Health Professional Shortage Areas (MHPSAs) are designated by the U. S. Department of Health and Human Services (HHS) as having shortages of mental health providers and may be geographic (a county or service area), demographic (low income population) or institutional (comprehensive health center, federally qualified health center or other public facility). Designations meet the requirements of Sec. 332 of the Public Health Service Act, 90 Stat. 2270-2272 (42 U.S.C. 254e). Texas MHPSAs are recommended for designation by

HHS based on analysis of data by the Department of State Health Services.

(5) Medicaid--The medical assistance program authorized by Chapter 32, Human Resources Code.

(6) Service Period--A period of 12 consecutive months qualifying a mental health professional for loan repayment.

(7) Psychiatrist -- a licensed physician who is a graduate of an accredited psychiatric residency training program.

21.492. Eligible Practice Specialties.

For purposes of this subchapter, the following mental health providers may apply for enrollment in the program:

(1) a psychiatrist;

(2) a psychologist, as defined by Section 501.002, Occupations Code;

(3) a licensed professional counselor, as defined by Section 503.002, Occupations Code;

(4) an advanced practice registered nurse, as defined by Section 301.152, Occupations Code, who holds a nationally recognized board certification in psychiatric or mental health nursing; and

(5) a licensed clinical social worker, as defined by Section 505.002, Occupations Code.

21.493. Eligibility for Conditional Approval of Applications.

To be eligible for the Board to reserve loan repayment funds, a mental health professional must:

(1) ensure that the Board has received the completed application by the established deadline, which will be posted on the program web page;

(2) be a U.S. citizen or a Legal Permanent Resident and have no license restrictions;

(3) not be currently fulfilling another obligation to provide mental health services as part of a scholarship agreement, a student loan agreement, or another student loan repayment agreement;

(4) agree to provide five consecutive years of eligible service in a Mental Health Professional Shortage Area, with the understanding that the professional will be released from the agreement if funding for continued loan repayment is not appropriated;

(5) agree to provide mental health services to:

(A) individuals enrolled in Medicaid or ~~[and]~~ CHIP or both ~~], if the practice serves children;~~ or

(B) persons committed to a secure correctional facility operated by or under contract with the Texas Juvenile Justice Department or persons confined in a secure correctional

facility operated by or under contract with any division of the Texas Department of Criminal Justice.

(6) the Board may make financial commitments for service periods ending by August 31 of the two-year period following the biennium for which the program funds are appropriated.

21.494. Selection of Eligible Applicants and Limitations.

(a) Each fiscal year an application deadline will be posted on the program web page;

(b) Not more than 10 percent of the number of repayment assistance grants paid under this subchapter each year may be awarded to mental health professionals providing mental health services to persons committed to a secure correctional facility operated by or under contract with the Texas Juvenile Justice Department or persons confined in a secure correctional facility operated by or under contract with any division of the Texas Department of Criminal Justice;

(c) Not more than 30 percent of the number of repayment assistance grants paid under this subchapter each fiscal year may be awarded to mental health professionals in any one of the eligible practice specialties.

21.495. Eligibility for Disbursement of Loan Repayment Assistance

To be eligible to receive loan repayment assistance, a mental health provider must:

(1) have completed one, two, three, four, or five consecutive years of practice in a Mental Health Professional Shortage Area or a secure correctional facility operated by or under contract with the Texas Juvenile Justice Department or its successor or in a secure correctional facility operated by or under contract with any division of the Texas Department of Criminal Justice or its successor;

(2) after an award is disbursed for a third consecutive year of service, a psychiatrist must have earned certification from the American Board of Psychiatry and Neurology or the American Osteopathic Board of Psychiatry and Neurology to qualify for continued loan repayment assistance.

21.496. Eligible Lender and Eligible Education Loan.

(a) The Board shall retain the right to determine the eligibility of lenders and holders of education loans to which payments may be made. An eligible lender or holder shall, in general, make or hold education loans made to individuals for purposes of undergraduate, graduate, and professional education of the mental health professional and shall not be any private individual. An eligible lender or holder may be, but is not limited to, a bank, savings and loan association, credit union, institution of higher education, secondary market, governmental agency, or private foundation. A credit card debt is not considered an educational loan eligible for repayment.

(b) To be eligible for repayment, an education loan must:

(1) be evidenced by a promissory note for loans to pay for the cost of attendance for the undergraduate, graduate, or professional education of the individual applying for repayment assistance;

(2) not have been made during residency or to cover costs incurred after completion of graduate or professional education;

(3) not be in default at the time of the professional's application;

(4) not have an existing obligation to provide service for loan forgiveness through another program;

(5) not be subject to repayment through another student loan repayment or loan forgiveness program or as a condition of employment; and

(6) if the loan was consolidated with other loans, the applicant must provide documentation of the portion of the consolidated debt that was originated to pay for the cost of attendance for his or her undergraduate, graduate, or medical education.

21.497. Amount of Repayment Assistance.

Loan repayment awards will be disbursed directly to lenders in behalf of eligible mental health professionals and:

(1) repayment assistance for each year of full-time service will be in an amount determined by applying the following applicable percentage to the maximum total amount of assistance allowed for the professional:

(A) for the first year, 10 percent;

(B) for the second year, 15 percent;

(C) for the third year, 20 percent;

(D) for the fourth year, 25 percent; and

(E) for the fifth year, 30 percent.

(2) The total amount of repayment assistance received by a mental health professional under this subchapter may not exceed:

(A) \$160,000, for a psychiatrist;

(B) \$80,000, for:

(i) a psychologist;

(ii) a licensed clinical social worker, if the social worker has received a doctoral degree related to social work; or

(iii) a licensed professional counselor, if the counselor has received a doctoral degree related to counseling;

(C) \$60,000, for assistance an advanced practice registered nurse; and

(D) \$40,000, for a licensed clinical social worker or a licensed professional counselor who has not received a doctoral degree related to social work or counseling.

(c) An eligible professional may receive prorated loan repayment assistance based on the percentage of full-time service provided for each service period, if providing direct patient or client care for a minimum of 20 hours per week for each service period.

(d) Failure to meet the program requirements will result in non-payment for the applicable service period(s) and, except under circumstances determined by the Board to constitute good cause, removal from the program.

21.498. Dissemination of Information.

The Board shall disseminate information about the Mental Health Professional Education Loan Repayment program to each institution of higher education or private or independent institution of higher education and to any appropriate state agency and professional association.

AGENDA ITEM VII-I (2)

Consideration of adopting the Committee's recommendation to the Board relating to Chapter 21, new Subchapter R, concerning the Dental Education Loan Repayment Program (H.B. 1, 84th Texas Legislature, General Appropriations Act, page III-41)

RECOMMENDATION: Approval

Background Information:

The General Appropriations Act passed by the 84th Texas Legislature includes appropriations for the Dental Education Loan Repayment Program for the 2016-2017 biennium. The program had not been funded for two consecutive biennia, and therefore the rules were repealed in January of 2014. Section 61.908 of the Texas Education Code states that the Coordinating Board shall adopt rules necessary for the administration of the program.

Date approved by the Commissioner for publication in the Texas Register: July 20, 2015.

Date published in the Texas Register: July 31, 2015.

The 30-day comment period with the Texas Register ended on August 31, 2015.

One comment was received from the Texas Dental Association.

Comment: The Texas Dental Association was in support of the rules as written and simply asked whether consideration could be made to a higher loan repayment level.

Staff Response: The rules do provide for the Commissioner or his designee to increase the maximum amount if the appropriated funding is sufficient to warrant an increase. If, at the end of the application period, less than eleven qualified applicants are identified, the agency will consider an increased repayment amount given the \$110,000 in funding that has been appropriated for FY16.

In response to a comment on a rule for another healthcare provider loan repayment program, Section 21.564 (b) (2) has been modified to clarify that dentists must have provided direct patient care to individuals enrolled in Medicaid or CHIP or both.

Legal Review:

Approved by the Office of General Counsel _____ Date _____

CHAPTER 21. Student ServicesSUBCHAPTER R. DENTAL EDUCATION LOAN REPAYMENT PROGRAMSection

- 21.560. Authority and Purpose.
- 21.561. Definitions.
- 21.562. Priorities of Application Acceptance.
- 21.563. Eligible Lender and Eligible Education Loan.
- 21.564. Eligible Dentist.
- 21.565. Amount of Repayment Assistance.
- 21.566. Dissemination of Information.

21.560. Authority and Purpose.

(a) Authority. Authority for this subchapter is provided in the Texas Education Code, Chapter 61, Subchapter V, Repayment of Certain Dental Education Loans. These rules establish procedures to administer the subchapter as prescribed in the Texas Education Code, Sections 61.901 through Section 61.910.

(b) The purpose of the Dental Education Loan Repayment Program is to recruit and retain qualified dentists to provide dental services in areas of the state that are underserved with respect to dental care.

21.561. Definitions.

The following words and terms, when used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise:

(1) Underserved Area with Respect to Dental Care – Dental Health Professional Shortage Areas of Texas (Dental HPSAs) designated by the federal Health Resources and Services Administration.

(2) Federally Qualified Health Centers (FQHCs) – organizations receiving grants under Section 330 of the Public Health Service Act (PHS), qualifying for enhanced reimbursement from Medicare, Medicaid, and Children's Health Insurance Program and other benefits. FQHCs must serve an underserved area or population, offer a sliding fee scale, provide comprehensive services, have an ongoing quality assurance program, and have a governing board of directors.

(3) Nonprofit Practice – a clinical practice that is tax-exempt under section 501 (c) (3) of the Internal Revenue Code.

(4) State Hospital -- a hospital authorized by Title 7, Subtitle B., Chapter 552 of the Texas Health and Safety Code, primarily to provide inpatient care and treatment of persons with mental illness.

(5) State-supported Living Center-- A state-supported and structured facility operated

by the Department of Aging and Disability Services to provide to clients with intellectual disabilities a variety of services, including medical treatment, specialized therapy, and training in the acquisition of personal, social, and vocational skills, pursuant to Title 7, Subtitle A, Chapter 531 or the Texas Health and Safety Code.

(6) Service Period – A twelve-month period of service that qualifies an eligible dentist for an annual education loan repayment, beginning on the date the application is received by the board or the date eligible service began, whichever is later.

(7) Program – The Dental Education Loan Repayment Program.

(8) CHIP – The Children's Health Insurance Program, authorized by the Texas Health and Safety Code, Chapter 62.

(9) Medicaid – The medical assistance program authorized by Chapter 32, Human Resources Code.

(10) Full-time Service – An average of at least 32.5 hours of direct patient care hours per week during the service period at the Dental HPSA site.

(11) Commissioner -- The Commissioner of Higher Education in Texas.

(12) Board – The Texas Higher Education Coordinating Board.

21.562. Priorities of Application Acceptance.

(a) Each fiscal year, applications received by the deadline posted on the program web page will be ranked according to Dental HPSA scores for the applicants' practice locations, with the highest scores representing the highest degrees of dental shortages. Dental HPSAs having the same Dental HPSA score will be ranked according to the following criteria, in order of priority:

(1) Federally Qualified Health Center (FOHC);

(2) Nonprofit practice;

(3) State hospital or state-supported living center;

(b) The amount of available funding will determine how many applicants will be selected for conditional application approval.

21.563. Eligible Lender and Eligible Education Loan.

(a) The Board shall retain the right to determine the eligibility of lenders and holders of education loans to which payments may be made. An eligible lender or holder shall, in general, make or hold education loans made to individuals for purposes of undergraduate, graduate, or professional education and shall not be any private individual. An eligible lender or holder may be, but is not limited to, a bank, savings and loan association, credit union,

institution or higher education, secondary market, governmental agency, or private foundation.

(b) To be eligible for repayment, an education loan must:

(1) be evidenced by a promissory note for loans to pay for the cost of attendance for undergraduate, graduate, or professional education;

(2) not have an existing obligation to provide service for loan forgiveness through another program;

(3) not be subject to repayment through another student loan repayment program, loan forgiveness program, or as an employment benefit or condition at the time of application and disbursement;

(4) if consolidated with other student loans, be supported by documentation provided by the dentist showing the portion of the consolidated debt that was originated to pay for the cost of attendance for the dentist's undergraduate, graduate, or professional education.

21.564. Eligible Dentist.

(a) To be eligible for conditional approval, contingent upon completion of the service period, an applicant must:

(1) be licensed by the Texas State Board of Dental Examiners and have no disciplinary action against him/her;

(2) agree to provide at least twelve consecutive months of comprehensive, general or pediatric dental services in an area that is underserved with respect to dental care; and

(3) submit a completed application to the Board by the published deadline.

(b) To be eligible for disbursement of a loan repayment award, a dentist whose application was conditionally approved must:

(1) have provided at least twelve consecutive months of comprehensive general or pediatric dental services, for an average of at least 32.5 hours of direct patient care per week, in an area that is underserved with respect to dental care;

(2) during the service period, have provided direct patient care to individuals enrolled in Medicaid or Chip or both; and

(3) ensure that the Board has received all required end-of-service period verification forms by the established deadline.

21.565. Amount of Repayment Assistance.

(a) The maximum annual award amount to be disbursed to lenders shall be \$10,000 unless the commissioner or his or her delegate determines that the amount of available funding is sufficient to increase the award amount.

(b) A dentist may receive prorated loan repayment assistance based on the percentage of full-time service provided for each service period, if providing comprehensive direct patient care for a minimum of 20 hours per week for the service period.

21.566. Dissemination of Information.

The Board shall distribute rules and pertinent information about the Dental Education Loan Repayment Program to each dental school in the state and appropriate state agencies, professional associations, and other entities.

AGENDA ITEM IX-A

Committee Chair's Overview

Janelle Shepard, Chair of the Committee on Academic and Workforce Success, will provide the Board an overview of the items on the agenda.

AGENDA ITEM IX-B

Public Testimony on Items Relating to the Committee on Academic and Workforce Success

RECOMMENDATION: No action required

Background Information:

PUBLIC TESTIMONY: The presiding chair shall designate whether public testimony will be taken at the beginning of the meeting, at the time the related item is taken up by the Board after staff has presented the item, or any other item as determined by the presiding chair.

AGENDA ITEM IX-C

Consideration of adopting the staff recommendation to the Board relating to a request from the Texas State Technical College Board of Regents to accept a donation of land in Fort Bend County and placing the land into the educational and general buildings, and facilities inventory

RECOMMENDATION: Approval

Background Information:

Texas Education Code, Section 135.02(c) states that the Texas State Technical College System (TSTC) Board of Regents may accept or purchase land and facilities in the name of the State of Texas in any of the counties in which a campus or extension center is located. The Coordinating Board must review and approve the acceptance or acquisition of any land and facilities if the Board of Regents requests to place the land and facilities into its educational and general buildings and facilities inventory and if the combined value of the land and facilities is more than \$300,000 at the time the Board of Regents requests the property to be added to its inventory.

The 84th Texas Legislature passed House Bill (HB) 658, and it was signed by the governor. HB 658 authorized the location of a TSTC campus in Fort Bend County. Community-based foundations, economic development councils, and other entities from Fort Bend County have made a significant commitment of resources to the planned campus. Among these is an initial contribution of 40 acres of land for the location of the new campus. An additional parcel of approximately 40 acres will be donated in early 2016.

The TSTC Board of Regents requests approval to accept the donated land and is requesting the property to be added to the educational and general buildings and facilities inventory.

Mike Reeser, Chancellor of Texas State Technical College System, will be available to answer any questions.

AGENDA ITEM IX-D

Consideration of adopting the Committee's recommendation to the Board relating to a request from Baptist Hospitals of Southeast Texas School of Radiologic Technology for a third Certificate of Authority to grant degrees in Texas

RECOMMENDATION: Approval

Background Information:

The Baptist Hospitals of Southeast Texas School of Radiologic Technology (BHSET) seeks approval for a Certificate of Authority to award an Associate of Arts degree in Radiologic Technology. The BHSET radiologic technology program began operation in 1951 as a non-degree program and was incorporated in Texas on February 7, 2001. BHSET was established to provide a quality education within a Christian environment that prepares a graduate for a professional career as a registered radiographer. BHSET has operated under Certificates of Authority to offer the associate degree since October 2011. Institutions under a Certificate of Authority must reapply every two years. They may hold successive Certificates of Authority for a total of eight years, at which time they must be accredited by a Board-recognized accreditor.

BHSET has applied for its third Certificate of Authority as the institution works toward accreditation by an accrediting agency recognized by the Texas Higher Education Coordinating Board. BHSET is seeking accreditation from the Accrediting Bureau of Health Education Schools (ABHES). The institution is already accredited by the Joint Review Committee on Education in Radiologic Technology (JRCERT). The third Certificate of Authority would be valid from October 2015 to October 2017.

An on-site evaluation was conducted at BHSET on April 30-May 1, 2015. The Coordinating Board's Certification Advisory Council reviewed the evaluation team's report and BHSET's response to the evaluation report at its July 30, 2015 meeting. The Council recommended approval.

Dr. Rex C. Peebles, Assistant Commissioner for Academic Quality and Workforce, will be available to answer questions.

AGENDA ITEM IX-E

Consideration of adopting the Committee's recommendation to the Board relating to a request from Southwest School of Art for a second Certificate of Authority to grant degrees in Texas

RECOMMENDATION: Approval

Background Information:

The Southwest School of Art (SSA) seeks approval for a Certificate of Authority to award a Bachelor of Fine Arts (BFA) degree in Art. The Southwest School of Art, was incorporated as the Southwest Craft Center in 1965. The mission of SSA is to teach, preserve, and advance the visual arts. SSA expands the creative potential of their community and connects cultures of the world through participatory learning experiences. The first adult community art classes began in 1970. The school's name was shortened to the Southwest School of Art in 2010. SSA provides community art classes to both adults and children, annually serving more than 4,000 students on its campus and an additional 5,000 students through the city's schools and social service agencies. SSA continues to offer community art programs in addition to the BFA degree. The inaugural BFA class began in fall of 2014. SSA has operated under a Certificate of Authority since October 2013 to offer the BFA degree program. Institutions under a Certificate of Authority must reapply every two years. They may hold successive Certificates of Authority for a total of eight years, at which time they must be accredited by a Board-recognized accreditor.

SSA has applied for its second Certificate of Authority as the institution works toward accreditation by an accrediting agency recognized by the Texas Higher Education Coordinating Board. SSA is seeking accreditation from the Southern Association of Colleges and Schools, Commission on Colleges (SACS). The institution will also seek accreditation from the National Association of Schools of Art and Design (NASAD) after the first BFA class graduates. The second Certificate of Authority would be valid from October 2015 to October 2017.

An on-site evaluation was conducted at SSA on May 13-14, 2015. The Coordinating Board's Certification Advisory Council reviewed the evaluation team's report and SSA's response to the evaluation report at its July 30, 2015 meeting. The Council recommended approval.

Dr. Rex C. Peebles, Assistant Commissioner for Academic Quality and Workforce, will be available to answer questions.

Agenda Item IX-F (1)

Consideration of adopting the Committee's recommendation to the Board relating to the request from Texas A&M University for a Master of Science (MS) degree with a major in Energy

Recommendation: Approval

Rationale: The proposed MS program with a major in Energy would be an innovative interdisciplinary program that would introduce students to a variety of energy topics, including an overview of energy technologies, energy systems engineering, economics and finance, entrepreneurship, law, and energy policy. According to a survey by the Association of Energy Engineers, two-thirds of those surveyed indicated they believe there is a shortage of managers in energy-related industries. The U.S. Department of Labor, Employment and Training Administration, identifies Energy as a high-growth industry, incorporating a broad range of sectors: petroleum and natural gas extraction, refining, and distribution; utilities; electricity; nuclear energy; and coal mining. The program would focus on developing the skills and insights necessary for students to move into managerial and leadership positions within energy industries.

Contingencies: None.

Texas A&M University (*Accountability Peer Group: Research University*)

Related Programs	The institution has closely related degree programs:		
	<u>Yes</u>	No	N/A
	<ul style="list-style-type: none">• Aerospace Engineering (14.0201.00), BS, MS, PhD• Biological and Agricultural Engineering (14.0301.00), BS, MS, PhD• Chemical Engineering (14.0701.00), BS, MS, PhD• Civil Engineering (14.0801.00), BS, MS, PhD• Computer Engineering (14.0901.00), BS, MS, PhD• Electrical Engineering (14.1001.00), BS, MS, PhD• Engineering Systems Management (14.3501.00), MS• Industrial Engineering (14.3501.00), BS, MS, PhD• Materials Science and Engineering (14.1801.00), MS, PhD• Mechanical Engineering (14.1901.00), BS, MS, PHD• Nuclear Engineering (14.2301.00), BS, MS, PhD• Petroleum Engineering (14.2501.00), BS, MS, PhD		

Proposed Program:

This proposed degree program would be designed as a 10-month course of study consisting of at least 32 semester credit hours (SCH) of instruction. This unique program would offer coursework in

modules, with each module 1.5 weeks in duration. The curriculum would be available in a face-to-face format and/or online. The institution estimates that the program's five-year costs would total \$1,100,000, with funding of \$7,003,114 over the same five years. Coordinating Board staff estimates that formula funding would provide 18.6 percent of the total funding.

Evidence of Lack of Duplication, Workforce Need, and Student Demand:

<i>Lack of Duplication of Program</i>	<u>Strong</u>	Moderate	Weak
Number of degree programs in the state with the same 6-digit CIP	1		
Number of degree programs within a 60-minute drive with the same 6-digit CIP	0		
<ul style="list-style-type: none"> The University of Texas at Austin, MS in Energy and Earth Resources (30.9999.04) 			
<i>Job Market Need</i>	<u>Strong</u>	Moderate	Weak
Advertisements for job openings	Yes	<u>No</u>	N/A
Employer surveys	<u>Yes</u>	No	N/A
Projections from government agencies, professional entities, etc.	<u>Yes</u>	No	N/A
<i>Student Demand</i>	<u>Strong</u>	Moderate	Weak
Increased enrollment in related programs at the institution	<u>Yes</u>	No	N/A
High enrollment in similar programs at other institutions	<u>Yes</u>	No	N/A
Applicants turned away at similar programs at other institutions	<u>Yes</u>	No	N/A
Student surveys	Yes	<u>No</u>	N/A

<i>Start-Up Projections:</i>	<i>Yr. 1</i>	<i>Yr. 2</i>	<i>Yr. 3</i>	<i>Yr. 4</i>	<i>Yr. 5</i>
<i>Student Headcount</i>	20	30	40	50	50
<i>Student FTE</i>	20	30	40	50	50
<i>Core Faculty FTE</i>	2.05	2.05	2.05	2.05	2.05
<i>Core Faculty Headcount</i>	37	37	37	37	37

FIVE-YEAR COSTS

Personnel	
Faculty	\$600,000
Program Administration	\$250,000

Library, Supplies, and Materials	\$75,000
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Facilities & Equipment	\$75,000
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Other	\$100,000
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Est. 5-Year Costs	\$1,100,000
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SOURCES OF FUNDING

Anticipated New Formula	
Funding (years 3 through 5)	\$1,303,114

Other State Funding	\$1,073,424
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Other Funding (Student Fees and Program Fee)	\$4,626,576
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Est. 5-Year Revenues	\$7,003,114
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Major Commitments:

None.

Final Assessment:

The chief executive officer of the institution certified, and staff has determined, that the institution will have sufficient funds to support the program: **Yes** No

The proposed program satisfactorily meets the Board's criteria for new baccalaureate and master's degree programs (19 TAC Section 5.45): **Yes** No

Online Resume for Legislators and Other Policymakers

TEXAS A&M UNIVERSITY

Location: College Station, Central Region

Research Accountability Peer Group: UT Austin

Out-Of-State Peers: Ohio State University - Main Campus, University Of California - Berkeley, University Of Illinois At Urbana - Champaign, University Of Michigan - Ann Arbor, University Of Minnesota - Twin Cities

Degrees Offered: Bachelor's, Master's, Doctoral, Professional

[Institutional Resumes](#)

[Accountability System](#)

[Definitions](#)

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Enrollment						
Race/Ethnicity	Fall 2009		Fall 2013		Fall 2014	
	Number	Percent	Number	Percent	Number	Percent
White	33,566	68.9%	33,317	62.6%	34,383	60.8%
Hispanic	6,342	13.0%	9,346	17.6%	10,454	18.5%
African American	1,624	3.3%	1,800	3.4%	1,931	3.4%
Asian	2,238	4.6%	2,602	4.9%	2,979	5.3%
International	4,384	9.0%	4,608	8.7%	5,041	8.9%
Other & Unknown	548	1.1%	1,546	2.9%	1,719	3.0%
Total	48,702	100.0%	53,219	100.0%	56,507	100.0%
TX First Time Transfers	Number	% of UG	Number	% of UG	Number	% of UG
	1,038	2.7%	1,400	3.3%	1,464	3.3%
Two-Year Institutions	Number	% of UG	Number	% of UG	Number	% of UG
	302	.8%	462	1.1%	559	1.3%

Costs				
Average Annual Total Academic Costs for Resident Undergraduate Student Taking 30 SCH				
Fiscal Year	Texas Rates			
	Institution Average	Percent Increase	Peer Group Average	Percent Increase
2010	\$8,391	.0%	\$8,616	.0%
2011	\$8,481	1.1%	\$8,949	3.9%
2012	\$8,480	.0%	\$9,136	2.1%
2013	\$8,480	.0%	\$9,136	.0%
2014	\$9,036	6.6%	\$9,412	3.0%
2015	\$9,242	2.3%	\$9,520	1.1%

Financial Aid						
Fiscal Year	Institution		Peer Group		OOS Peer Group	
	Percent	Avg Amt	Percent	Avg Amt	Percent	Avg Amt
Federal Student Loans						
2012	37%	\$6,304	39%	\$6,854	41%	\$6,553
2013	35%	\$6,374	37%	\$6,859	39%	\$6,526
Federal, State, Institutional or Other Grants Known by Institutions						
2012	56%	\$7,933	50%	\$8,091	55%	\$10,783
2013	56%	\$8,440	52%	\$8,533	55%	\$11,188
Federal (Pell) Grants						
2012	22%	\$3,994	25%	\$4,353	23%	\$4,119
2013	22%	\$4,098	24%	\$4,300	22%	\$4,220

Student Success						
One-Year Persistence of First-time, Full-time, Degree Seeking Undergraduates				Graduation Rates		
		Enter Fall 2008	Enter Fall 2012	Enter Fall 2013	Cohort	Peer Group
Cohort		7,465	7,174	8,495	Fall 2005 4-year	51.9%
Total		97.5%	95.7%	95.8%	Fall 2009 4-year	52.8%
Same		92.4%	91.4%	90.4%	Fall 2010 4-year	54.8%
Other		5.1%	4.2%	5.4%	Fall 2004 5-year	77.7%
Two-Year Persistence of First-time, Full-time, Degree Seeking Undergraduates				Fall 2008 5-year	79.6%	
		Enter Fall 2007	Enter Fall 2011	Enter Fall 2012	Fall 2009 5-year	78.6%
Institution Persistence				Fall 2003 6-year	83.8%	
Cohort				Fall 2007 6-year	83.8%	
Total				Fall 2008 6-year	84.5%	
Same				National Comparison (IPEDS Definition)		
Other				Cohort	Institution Rate	OOS Peers Rate
Peer Group Persistence				Fall 2004 4-year	41.0%	56.2%
Cohort				Fall 2008 4-year	63.2%	
Total				Fall 2009 4-year	65.8%	
Same				Fall 2003 5-year	76.2%	
Other				Fall 2007 5-year	80.8%	
				Fall 2008 5-year	82.4%	
				Fall 2002 6-year	79.8%	
				Fall 2006 6-year	84.2%	
				Fall 2007 6-year	84.6%	

Average Number of Fall & Spring Semesters and SCH Attempted for Bachelor's Degree						
Year	Institution			Peer Group Average		
	Grads	Sem	SCH	Grads	Sem	SCH
FY 2010	7,306	9.01	136.97	7,281	8.86	133.00
FY 2013	8,212	9.31	132.70	7,802	9.20	131.64
FY 2014	8,336	9.15	129.93	7,949	9.12	129.92

Six-year Graduation & Persistence Rate, Fall 2008		
Student Group	Cohort	Rate
<i>For Students Needing Dev Ed</i>		
Institution	114	74.6%
Peer Group	116	71.6%
<i>For Students NOT Needing Dev Ed</i>		
Institution	7,333	89.8%
Peer Group	6,894	89.3%

*Peer Group data is average for peer group.

Funding						
Source	FY 2009 Amount	Pct of Total	FY 2013 Amount	Pct of Total	FY 2014 Amount	Pct of Total
Appropriated Funds	\$420,456,851	37.4%	\$404,716,671	31.4%	\$449,038,618	29.4%
Federal Funds	\$94,347,324	8.4%	\$128,033,026	9.9%	\$122,174,078	8.0%
Tuition & Fees	\$296,266,381	26.4%	\$351,591,714	27.3%	\$388,920,020	25.5%
Total Revenue	\$1,124,226,284	100.0%	\$1,289,313,180	100.0%	\$1,526,030,706	100.0%

Online Resume for Prospective Students, Parents and the Public

TEXAS A&M UNIVERSITY

Location: College Station, Central Region

Research Accountability Peer Group: UT Austin

Out-Of-State Peers: Ohio State University - Main Campus, University Of California - Berkeley, University Of Illinois At Urbana - Champaign, University Of Michigan - Ann Arbor, University Of Minnesota - Twin Cities

Degrees Offered: Bachelor's, Master's, Doctoral, Professional

[Institutional Resumes](#)

[Accountability System](#)

[Definitions](#)

[Institution Home Page](#)

Enrollment		
Race/Ethnicity	Fall 2014 Number	Percent
White	34,383	60.8%
Hispanic	10,454	18.5%
African American	1,931	3.4%
Asian	2,979	5.3%
International	5,041	8.9%
Other & Unknown	1,719	3.0%
Total	56,507	100.0%
TX First Time Transfers	Number	% of UG
Two-Year Institutions	1,464	3.3%
Other Institutions	559	1.3%

Baccalaureate Success		
Graduation Rate of First-time, Full-time Degree-seeking Students Entering		
Measure	Fall	Rate
4-year Rate Total	2010	55.0%
Same Institution		53.6%
Other Institutions		1.5%
5-year Rate Total	2009	80.3%
Same Institution		77.0%
Other Institutions		3.3%
6-year Rate Total	2008	85.2%
Same Institution		80.4%
Other Institutions		4.8%
Grad Rates by Ethnicity		

1-Year Persistence, Fall 2013	
Total	95.8%
Same	90.4%
Other	5.4%
2-Year Persistence, Fall 2012	
Total	93.5%
Same	86.7%
Other	6.9%

Avg Number SCH for Bachelor's Degree		
FY 2014 Average		
Sem	SCH	
All	9.15	129.93

Degrees Awarded	
Type	FY 2014
Bachelor's	9,340
Master's	2,294
Doctoral	709
Professional	365
Total	12,708

[Degrees by Ethnicity](#)

First-time Licensure or Certification Examination Pass Rate	
Field	FY 2014 Rate
Education*	97.00%
Law	87.30%
Pharmacy	%
Nursing	94.3%
Engineering	90.1%

*Data for FY 2013

Admissions		
Middle 50% of Test Scores, for First-Time Undergraduates, Fall 2014		
Test Section	ACT	SAT
Composite		
Math	http://www.CollegePortraits.org	
English		
Critical Reading		

Application for First-time Undergraduate Admission Fall 2014			
Race/Ethnicity	Applicants	Accepted	Enrolled
White	15,648	75.6%	53.2%
African American	1,749	56.7%	42.0%
Hispanic	8,102	66.3%	46.3%
Asian	3,555	75.8%	28.3%
International	876	31.8%	22.6%
Other	946	76.2%	43.1%
Total	30,876	70.9%	47.2%

Instruction	
Measure of Excellence	Fall 2014
Undergraduate Classes with < 20 Students	25.4%
Undergraduate Classes with > 50 Students	22.1%
% of Teaching Faculty Tenured/Tenure-track *	71.9%
Student/Faculty Ratio *	23:1

* Fall 2013 Data

Costs				
Average Annual Academic Costs for Resident Undergraduate Student Taking 30 SCH				
Fiscal Year	Institution Average	Percent Increase	Peer Group Average	Percent Increase
2010	\$8,391	.0%	\$8,842	.0%
2011	\$8,481	1.1%	\$9,418	6.1%
2012	\$8,480	.0%	\$9,794	3.8%
2013	\$8,480	.0%	\$9,794	.0%
2014	\$9,036	6.2%	\$9,790	.0%
2015	\$9,242	2.2%	\$9,798	.1%

Annual Costs for Resident Undergraduate Student Taking 30 SCH, FY 2015	
Type of Cost	Average Amount
Total Academic Cost	\$9,242
On-campus Room & Board	\$9,522
Books & Supplies	\$1,000
Off-Campus Transportation & Personal Expenses	\$2,706
Total Cost	\$22,470

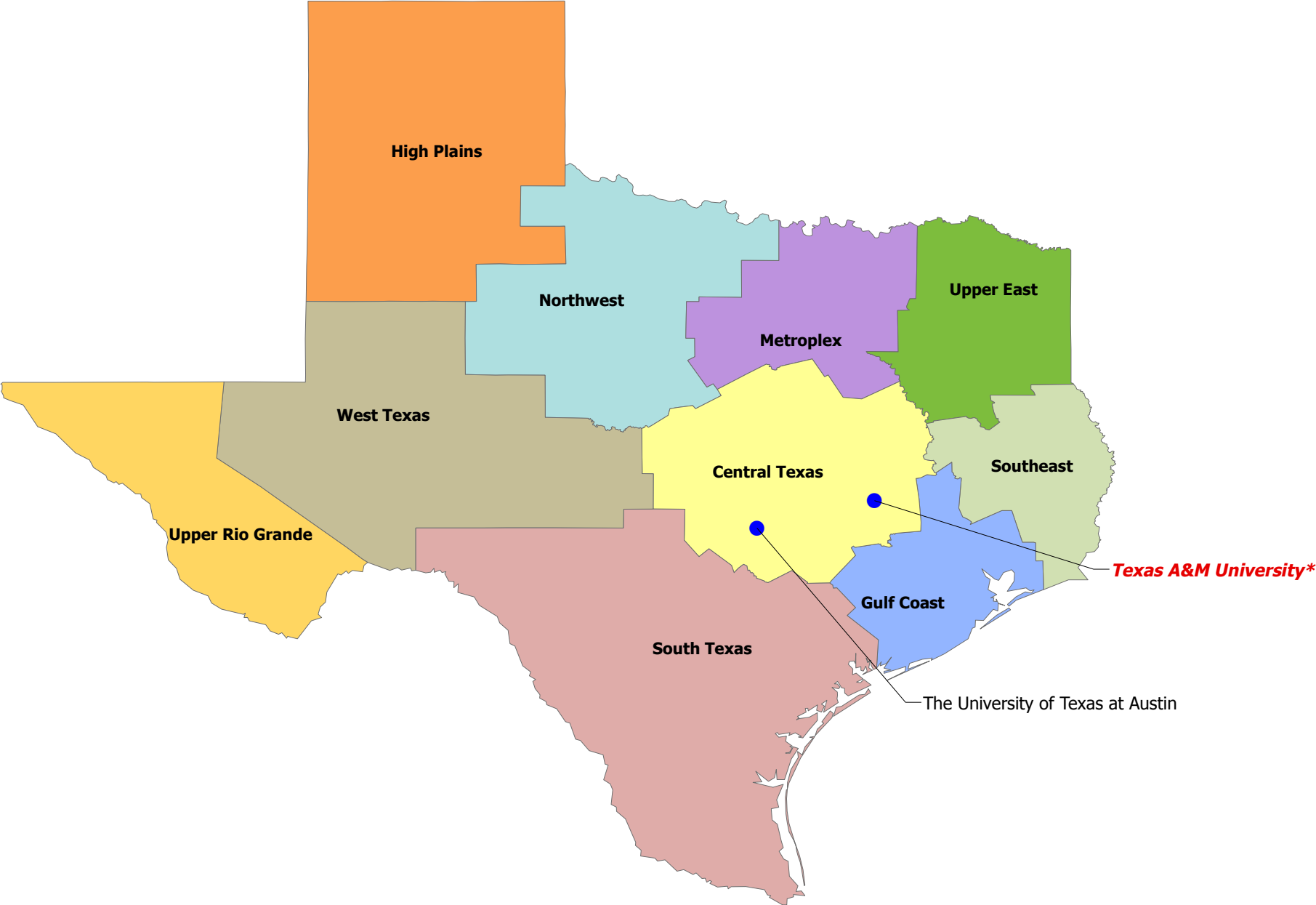
[Rates of Tuition per SCH](#)

[Mandatory Fees](#)

Financial Aid		
Enrolled in FY 2013		
Type of Aid	% of UGs Receiving	Average Amount
Grants or Scholarships	56%	\$8,440
Federal (Pell) Grants	22%	\$4,098
Federal Student Loans	35%	\$6,374

Funding		
Source	FY 2014 Amount	Pct of Total
Appropriated Funds	\$449,038,618	29.4%
Federal Funds	\$122,174,078	8.0%
Tuition & Fees	\$388,920,020	25.5%
Total Revenue	\$1,526,030,706	100.0%

Existing Programs: Master of Science degree with a major in Energy



*** Proposed Program**

AGENDA ITEM IX-F (2)

Consideration of adopting the Committee's recommendation to the Board relating to the request from Texas A&M University-Texarkana for a Doctor of Education (EdD) degree with a major in Education Leadership

Recommendation: Approval

Rationale: If approved, the Ed.D. in Education Leadership would be the first doctoral program at Texas A&M University-Texarkana (TAMU-T). TAMU-T and Texas A&M University-Commerce (TAMU-C) currently offer a Step Two Cooperative doctoral program in education leadership. Although the program at TAMU-C is fully online, TAMU-T offers courses in a hybrid format to students. Over the last five years, TAMU-T faculty have been successful in meeting the enrollment projections outlined in the original proposal and graduated seven students who were successful in career advancements.

The program would help address a need for highly qualified education leaders in the North East Texas region. Currently, just 3 percent of all education leaders in the region hold a doctoral degree. The nearest doctoral programs in educational leadership are more than 100 miles from the region.

Contingencies: The institution shall submit five annual reports assessing the progress of program implementation.

Texas A&M University-Texarkana (*Accountability Peer Group: Master's*)

<i>Success Measures</i>	<i>Institution</i>	<i>State</i>
<i>Graduate</i>	Master's 5-Year Graduation Rate	89.3%
	Doctoral 10-Year Graduation Rate	N/A
<i>Status of Recently Approved Doctoral Programs</i>	The institution has met its projected enrollments for all new doctoral program(s) approved in the last five years: Yes No <i>N/A</i>	
	The institution has met its resource commitments for new doctoral program(s) approved in the last five years: Yes No <i>N/A</i>	
	If approved, this would be the first doctoral program at TAMU-T.	

Proposed Program:

The proposed program would be delivered in a hybrid format with 49 percent of coursework online and 51 percent face-to-face. The proposed curriculum would require 60-66 semester credit hours

and is similar to those offered by other state institutions. The program would partner students with PK-12 area schools to provide authentic learning experiences designed to create graduates that are knowledgeable of the unique needs of Northeast Texas students.

When compared to other Texas Workforce Development Areas (WDAs), the North East Texas region ranks low in the number of doctoral prepared education leaders. With no other Ed.D. in Education Leadership programs within a 100 miles of this region, the proposed program would provide regional access and support to increase the number of highly qualified education leaders.

Existing Programs:

Currently, 18 Texas public institutions offer an Ed.D. in Education Leadership.

<i>Start-Up Projections:</i>	<i>Yr. 1</i>	<i>Yr. 2</i>	<i>Yr. 3</i>	<i>Yr. 4</i>	<i>Yr. 5</i>
<i>Students Enrolled</i>	15	13	26	28	38
<i>Graduates</i>	0	0	9	2	9
<i>Avg. Financial Assistance</i>	\$40,000	\$40,000	\$80,000	\$80,000	\$80,000
<i>Students Assisted</i>	2	2	4	4	4
<i>Core Faculty</i>	4	5	5	5	5
<i>Total Costs</i>	\$153,000	\$133,000	\$215,000	\$280,000	\$330,000
<i>Total Funding</i>	\$98,266	\$94,370	\$230,680	\$353,777	\$357,354
<i>% From Formula Funding*</i>	0	0	30%	43%	42%

*Percentages are rounded to the nearest full percent.

FIVE-YEAR COSTS

Personnel:	
Faculty	\$681,000
Clerical/Staff	\$60,000
Library, Supplies, and	
Materials	\$35,000
Equipment	\$15,000
Graduate Assistants	\$320,000

Est. 5-Year Costs \$1,111,000

SOURCE OF FUNDING

Anticipated New Formula	
Funding (years 3 through 5)	\$370,666
Other State Funding	\$0
Reallocated Funds	\$341,000
Other Funding (tuition, course fees)	\$422,781

Est. 5-Year Revenues \$1,134,447

Major Commitments:

The institution will hire one additional faculty member.

Final Assessment:

The institution has a proactive plan to recruit underrepresented students to the program:

Yes No

The chief executive officer of the institution certified, and staff have determined, that the institution will have sufficient funds to support the program.

Yes No

The proposed program satisfactorily meets the Board's criteria for new doctoral programs (19 TAC Section 5.46):

Yes No

Online Resume for Legislators and Other Policymakers

TEXAS A&M UNIVERSITY-TEXARKANA

Location: Texarkana, Upper East Region

Master's Accountability Peer Group: Angelo State Univ, Midwestern State Univ, Sul Ross Rio Grande, Sul Ross State Univ, Texas A&M - Central Texas, Texas A&M - Galveston, Texas A&M - San Antonio, UNT Dallas, UT

Brownsville, UT Permian Basin, UT Tyler, Univ of H - Clear Lake, Univ of H - Downtown, Univ of H - Victoria

Out-Of-State Peers: Governors State University, Louisiana State University-Shreveport, Northwestern Oklahoma State University, Southern Arkansas University Main Campus, University Of Illinois At Springfield

Degrees Offered: Bachelor's, Master's

[Institutional Resumes](#)

[Accountability System](#)

[Definitions](#)

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Enrollment						
Race/Ethnicity	Fall 2009		Fall 2013		Fall 2014	
	Number	Percent	Number	Percent	Number	Percent
White	1,188	74.4%	1,232	68.3%	1,238	68.3%
Hispanic	98	6.1%	172	9.5%	175	9.7%
African American	267	16.7%	296	16.4%	301	16.6%
Asian	16	1.0%	27	1.5%	28	1.5%
International	7	.4%	25	1.4%	13	.7%
Other & Unknown	21	1.3%	53	2.9%	57	3.1%
Total	1,597	100.0%	1,805	100.0%	1,812	100.0%
TX First Time Transfers	Number	% of UG	Number	% of UG	Number	% of UG
	172	16.7%	154	11.4%	172	12.6%
Two-Year Institutions	Number	% of UG	Number	% of UG	Number	% of UG
	12	1.2%	15	1.1%	23	1.7%

Costs				
Average Annual Total Academic Costs for Resident Undergraduate Student Taking 30 SCH				
Fiscal Year	Texas Rates			
	Institution Average	Percent Increase	Peer Group Average	Percent Increase
2010	\$4,538	.0%	\$5,460	.0%
2011	\$4,866	7.2%	\$5,877	7.6%
2012	\$4,946	1.6%	\$6,174	5.1%
2013	\$5,468	10.6%	\$6,200	.4%
2014	\$5,998	9.7%	\$6,418	3.5%
2015	\$6,622	10.4%	\$6,992	8.9%

Financial Aid						
Fiscal Year	Institution		Peer Group		OOS Peer Group	
	Percent	Avg Amt	Percent	Avg Amt	Percent	Avg Amt
Federal Student Loans						
2012	40%	\$7,004	47%	\$7,038	49%	\$6,135
2013	40%	\$7,077	46%	\$6,935	51%	\$6,658
Federal, State, Institutional or Other Grants Known by Institutions						
2012	82%	\$6,582	66%	\$5,165	72%	\$6,480
2013	83%	\$6,626	66%	\$5,130	75%	\$6,134
Federal (Pell) Grants						
2012	48%	\$3,840	45%	\$3,946	44%	\$3,622
2013	46%	\$3,689	43%	\$3,929	44%	\$3,939

Student Success								
One-Year Persistence of First-time, Full-time, Degree Seeking Undergraduates				Graduation Rates				
				Enter Fall 2008		Enter Fall 2012	Enter Fall 2013	Cohort
Cohort			194	151	Fall 2010 4-year	15.1%	19.8%	
Total			57.2%	72.2%	Fall 2009 5-year	.0%	35.7%	
Same			42.8%	57.0%	Fall 2008 6-year	.0%	45.3%	
Other			14.4%	15.2%	National Comparison (IPEDS Definition)			
Two-Year Persistence of First-time, Full-time, Degree Seeking Undergraduates								
Enter Fall 2007				Enter Fall 2011				Enter Fall 2012
Institution Persistence								
Cohort			210	194				
Total			49.5%	49.5%				
Same			31.4%	34.0%				
Other			18.1%	15.5%				
Peer Group Persistence								
Cohort	606	493	507					
Total	70.1%	69.0%	68.4%					
Same	44.6%	45.8%	45.2%					
Other	25.6%	22.9%	23.3%					

Average Number of Fall & Spring Semesters and SCH Attempted for Bachelor's Degree						
Year	Institution			Peer Group Average		
	Grads	Sem	SCH	Grads	Sem	SCH
FY 2010	149	10.71	134.85	384	10.95	147.08
FY 2013	150	11.87	140.96	430	12.23	146.45
FY 2014	124	11.57	136.76	416	12.15	143.84

Six-year Graduation & Persistence Rate, Fall 2008		
Student Group	Cohort	Rate
For Students Needing Dev Ed		
Institution	.	.
Peer Group	144	42.4%
For Students NOT Needing Dev Ed		
Institution	.	.
Peer Group	428	64.7%

*Peer Group data is average for peer group.

Funding						
Source	FY 2009 Amount	Pct of Total	FY 2013 Amount	Pct of Total	FY 2014 Amount	Pct of Total
Appropriated Funds	\$20,243,674	71.5%	\$18,173,945	57.8%	\$20,291,784	60.2%
Federal Funds	\$2,266,141	8.0%	\$3,274,182	10.4%	\$4,097,551	12.2%
Tuition & Fees	\$3,628,826	12.8%	\$6,381,690	20.3%	\$5,659,395	16.8%
Total Revenue	\$28,317,969	100.0%	\$31,431,209	100.0%	\$33,681,167	100.0%

Online Resume for Prospective Students, Parents and the Public

TEXAS A&M UNIVERSITY-TEXARKANA

Location: Texarkana, Upper East Region

Master's Accountability Peer Group: Angelo State Univ, Midwestern State Univ, Sul Ross Rio Grande, Sul Ross State Univ, Texas A&M - Central Texas, Texas A&M - Galveston, Texas A&M - San Antonio, UNT Dallas, UT Brownsville, UT Permian Basin, UT Tyler, Univ of H - Clear Lake, Univ of H - Downtown, Univ of H - Victoria

Out-Of-State Peers: Governors State University, Louisiana State University-Shreveport, Northwestern Oklahoma State University, Southern Arkansas University Main Campus, University Of Illinois At Springfield

Degrees Offered: Bachelor's, Master's

[Institutional Resumes](#)

[Accountability System](#)

[Definitions](#)

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Enrollment		
Race/Ethnicity	Fall 2014	
	Number	Percent
White	1,238	68.3%
Hispanic	175	9.7%
African American	301	16.6%
Asian	28	1.5%
International	13	.7%
Other & Unknown	57	3.1%
Total	1,812	100.0%
TX First Time Transfers		
Number	% of UG	
Two-Year Institutions	172	12.6%
Other Institutions	23	1.7%

Baccalaureate Success			
Graduation Rate of First-time, Full-time Degree-seeking Students			
Measure	Entering		Rate
	Fall		
4-year Rate Total	2010		15.1%
Same Institution			15.1%
Other Institutions			.0%
5-year Rate Total	2009		.0%
Same Institution			.0%
Other Institutions			.0%
6-year Rate Total	2008		.0%
Same Institution			.0%
Other Institutions			.0%
Grad Rates by Ethnicity			

1-Year Persistence, Fall 2013	
Total	72.2%
Same	57.0%
Other	15.2%
2-Year Persistence, Fall 2012	
Total	49.5%
Same	34.0%
Other	15.5%

Avg Number SCH for Bachelor's Degree		
FY 2014 Average		
Sem	SCH	
All	11.57	136.76

Degrees Awarded	
Type	FY 2014
Bachelor's	350
Master's	145
Doctoral	0
Professional	0
Total	495

[Degrees by Ethnicity](#)

First-time Licensure or Certification Examination Pass Rate	
FY 2014	
Field	Rate
Education*	91.00%
Law	%
Pharmacy	%
Nursing	%
Engineering	%

*Data for FY 2013

Admissions		
Middle 50% of Test Scores, for First-Time Undergraduates, Fall 2014		
Test Section	ACT	SAT
Composite		
Math	http://www.CollegePortraits.org	
English		
Critical Reading		

Application for First-time Undergraduate Admission Fall 2014			
Race/Ethnicity	Applicants	Accepted	Enrolled
White	267	100.0%	41.6%
African American	68	100.0%	41.2%
Hispanic	61	100.0%	31.1%
Asian	8	100.0%	62.5%
International	9	100.0%	.0%
Other	24	100.0%	45.8%
Total	437	100.0%	39.8%

Costs					
Average Annual Academic Costs for Resident Undergraduate Student Taking 30 SCH					Annual Costs for Resident Undergraduate Student Taking 30 SCH, FY 2015
Fiscal Year	Institution Average	Percent Increase	Peer Group Average	Percent Increase	
2010	\$4,538	.0%	\$5,544	.0%	Type of Cost
2011	\$4,866	6.7%	\$5,949	6.8%	
2012	\$4,946	1.6%	\$6,262	5.0%	Total Academic Cost
2013	\$5,468	9.5%	\$6,252	-.2%	On-campus Room & Board
2014	\$5,998	8.8%	\$6,447	3.0%	Books & Supplies
2015	\$6,622	9.4%	\$7,020	8.2%	Off-Campus Transportation & Personal Expenses
					Total Cost
					\$18,832

[Rates of Tuition per SCH](#)
[Mandatory Fees](#)

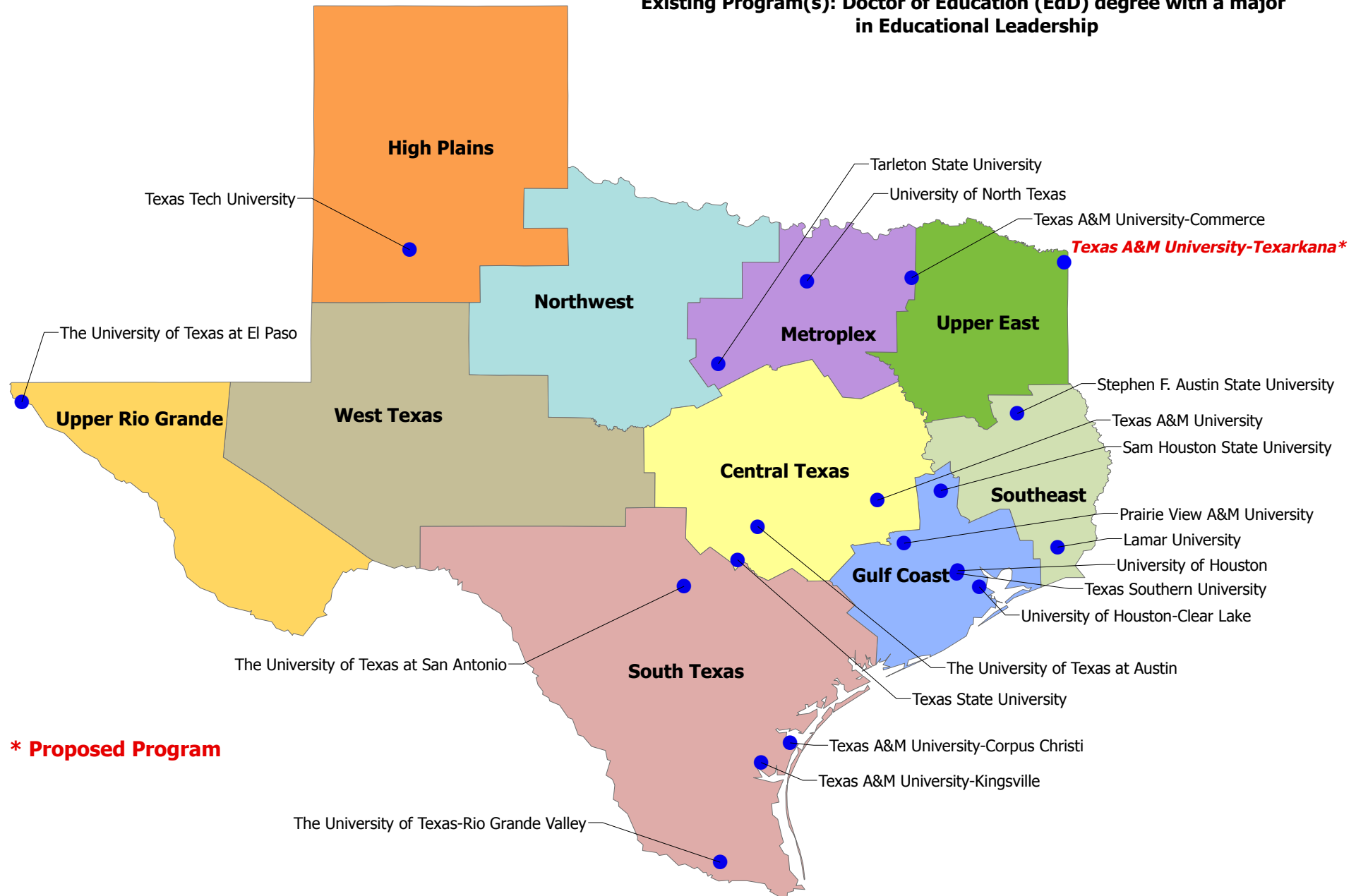
Instruction		
Measure of Excellence	Fall 2014	
Undergraduate Classes with < 20 Students	55%	
Undergraduate Classes with > 50 Students	1.8%	
% of Teaching Faculty Tenured/Tenure-track *	74.5%	
Student/Faculty Ratio *	16:1	

Financial Aid		
Enrolled in FY 2013		
Type of Aid	% of UGs Receiving	Average Amount
Grants or Scholarships	83%	\$6,626
Federal (Pell) Grants	46%	\$3,689
Federal Student Loans	40%	\$7,077

Funding		
Source	FY 2014 Amount	Pct of Total
Appropriated Funds	\$20,291,784	60.2%
Federal Funds	\$4,097,551	12.2%
Tuition & Fees	\$5,659,395	16.8%
Total Revenue	\$33,681,167	100.0%

* Fall 2013 Data

Existing Program(s): Doctor of Education (EdD) degree with a major in Educational Leadership



AGENDA ITEM IX-G

Consideration of adopting Committee's recommendation to the Board relating to funding for the Texas Teacher Residency Program appropriated by the 84th Texas Legislature

RECOMMENDATION: Approval to fund the Texas Teacher Residency Program in Fiscal Years 2016 and 2017

Background Information:

The Texas Teacher Residency Program (TTRP) was created by the 83rd Texas Legislature in 2013, codified as Texas Education Code, Chapter 21.801 through 21.806. TTRP addresses the state's need to improve professional teaching at the primary and secondary levels.

The TTRP was established at Texas A&M University-Commerce (TAMU-C) in 2014 with initial funding of \$1.3 million, and it implemented a one-year teacher residency program that provides students a program that leads to a master's degree and teacher certification. The program is informed by the Urban Teacher Residency United (UTRU) model, the main component of which are teacher apprenticeships that allow students to be mentored and supported as they learn to teach.

TAMU-C formed a partnership with Mesquite Independent School District (ISD) for employment of teacher residents and for the implementation of a research-supported mentor program that included the training of certified teacher mentors. TTRP provides livable stipends for teacher residents, utilizes data-driven classroom instruction, and put in place assessment of teacher residents and mentors through classroom observation and student test data. TAMU-C also partnered with The University of Texas at Tyler (UTT), which in turn partnered with Tyler ISD, to implement the teacher residency program to allow long-term substitute teachers who are common in rural areas. Ongoing research will evaluate and compare the effectiveness of the program in the urban and rural settings. The 2014-2015 cohort of 24 teacher residents included a combination of specialty areas in mathematics, science, and computer science education. Nearly all will have received their master's degree and certification in August 2015. The program certified 27 teacher mentors. Partnering school districts provided in-kind contributions to the program in the form of substitute teacher salaries for teacher residents and tuition reimbursement.

Appropriated funds for the TTRP are \$1,298,305 for the 2016-2017 biennium. Funds would provide for new teacher resident cohorts and mentors for the established teacher residency program. Funding will also allow for professional development and networking opportunities for graduates of the TTRP. Funding is awarded in the first year of the biennium, and the program expends the funds over two years.

Dr. Rex C. Peebles, Assistant Commissioner for Academic Quality and Workforce, will be available to answer questions.

AGENDA ITEM IX-H

Consideration of adopting the Committee's recommendation to the Board relating to funding appropriated to the Joint Admissions Medical Program by the 84th Texas Legislature

RECOMMENDATION: Approval to fund the Joint Admissions Medical Program for Fiscal Years 2016 and 2017

Background Information:

The Joint Admissions Medical Program (JAMP) was created by the 77th Texas Legislature in 2001. The program provides services to support and encourage highly qualified, economically disadvantaged students pursuing a medical education. Support is provided for both undergraduate and medical students. Participating JAMP students are eligible to receive a scholarship each semester beginning in their sophomore year of college. Undergraduate students also receive a stipend to attend summer internships following their sophomore and junior years. JAMP students receive mentoring and personal assistance to prepare for medical school while attending college. Most importantly, if they fulfill all requirements, these students receive a guarantee of admission to attend a Texas medical school.

The first cohort of JAMP students was selected in 2003 and graduated from medical school in spring 2010. The cohorts of JAMP students selected in 2004 through 2008 have graduated as well. Of the 242 JAMP graduates in the first five classes, 68 percent (165) entered medical residencies in Texas and 63 percent (153) are training to become primary care physicians. More than 1,000 students have interacted with JAMP since its inception; currently, over 500 students are participating in the program. By implementing statewide programing, JAMP has successfully expanded medical education outreach to high school and undergraduate students. In addition, JAMP provides resources to undergraduate programs for faculty support and curricular development and extracurricular programming.

The Coordinating Board contracts with JAMP Council to maintain and administer the program through The University of Texas System Office, Texas Medical and Dental Schools Application Service (TMDSAS).

For the 2016 – 2017 biennium, JAMP received an appropriation of \$10,206,794, which is equal to the amount appropriated for Fiscal Years 2014 and 2015. Funding is awarded in the first year of the biennium, and the program expends the funds over two years.

Dr. Rex C. Peebles, Assistant Commissioner for Academic Quality and Workforce, will be available to answer questions.

AGENDA ITEM IX-I

Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for the Graduate Medical Education Planning and Partnership Grants Program

RECOMMENDATION: Approval to issue the Planning and Partnership Grants Request for Applications (RFA) for Fiscal Years 2016 and 2017

Background Information:

The 83rd Texas Legislature, Regular Session, created the Planning Grant program to support graduate medical education (GME), with the intent to establish new medical residency programs and increase the number of first-year GME residency positions in the state. Senate Bill 18, 84th Texas Legislature, Regular Session, clarified and expanded program eligibility to include hospitals, medical schools, and community-based, ambulatory patient care centers that seek to develop new GME programs with first-year residency positions in the state, regardless of whether the applicant currently offers or has previously offered a GME program.

A total of \$3.5 million is available for Planning and Partnership Grant awards in Fiscal Years 2016 and 2017. Grant awards will provide, through a competitive process, one-time awards of \$250,000 to assist eligible entities in planning the development and establishment of new GME programs that will have first-year residency positions.

In the 2014-2015 biennium, the Coordinating Board awarded Planning Grants totaling \$1,350,000 to nine Applicants. Five of the awarded recipients have made the decision to establish nine GME programs; eight of the nine awarded programs have received national accreditation; five awarded programs began accepting residents in July 2015.

Dr. Rex C. Peebles, Assistant Commissioner for Academic Quality and Workforce, will be available to answer questions.

AGENDA ITEM IX-J

Consideration of adopting the Committee's recommendation to the Board relating to the appointment of members to the Graduate Education Advisory Committee (GEAC)

RECOMMENDATION: Appoint members: Costas Tsatsoulis, University of North Texas
 Matthew Capps, Midwestern State University

Background Information:

Coordinating Board staff is requesting member appointments for the Graduate Education Advisory Committee to replace Dr. Mark Wardell, former Dean of the Toulouse Graduate School at University of North Texas (UNT), and Dr. Deborah Garrison, former Dean of the Billie Doris McAda Graduate School at Midwestern State University (Midwestern). UNT requested that the new interim Dean of the Toulouse Graduate School, Dr. Costas Tsatsoulis, serve as the institution's GEAC representative. Midwestern requested that the new interim Dean of the Billie Doris McAda Graduate School, Matthew Capps, serve as the institution's new GEAC representative.

In accordance with Coordinating Board Rules, Chapter 1, Subchapter N, Rule 1.178, the Graduate Education Advisory Committee has been created to provide the Board with advice and recommendations regarding graduate education. The Graduate Education Advisory Committee was established in 2005 as a committee comprised of faculty and administrators from the state's public and private universities and health-related institutions. The members are appointed for three-year staggered terms. The committee meets at least twice a year. Dr. Wardell's term ends August 31, 2016.

A brief summary of the nominees' academic credentials follows:

Costas Tsatsoulis, PhD, Interim Dean of the Toulouse Graduate School – University of North Texas - PhD in Electrical Engineering, MS in Electrical Engineering, BA in German – Purdue University.

Before his appointment as Interim Dean of the Toulouse Graduate School, Dr. Tsatsoulis served as Dean of the UNT College of Engineering, Dean of the University of Kansas School of Engineering, and chair of the Department of Electrical Engineering and Computer Science at the University of Kansas. Dr. Tsatsoulis has 27 years of experience teaching or administering higher education.

Matthew Capps, PhD, Interim Dean of the Billie Doris McAda Graduate School—Midwestern State University - PhD in Educational Administration—Texas A&M University. MEd in Educational Leadership, BS in Biology—Midwestern State University.

Dr. Capps is a professor in the Midwestern College of Education. He is formerly the Dean of the Midwestern College of Education and an Associate Professor of Education at the University of Arkansas. Dr. Capps has 11 years of experience teaching or administering higher education.

Dr. Rex C. Peebles, Assistant Commissioner for Academic Quality and Workforce, will be available to answer questions.

AGENDA ITEM IX-K

Consideration of adopting the staff recommendation to the Board relating to the appointment of members to the Uniform Pre-Nursing Curriculum Advisory Committee

RECOMMENDATION: Appoint members:

Community College Representatives:

Nancy Walters, MSN, RN, Austin Community College, Department Chair, Associate Degree Nursing

Gail Meagher, MSN, RN, El Paso Community College, Dean of Nursing

Gie Archer, MSN, RN, North Central Texas College (Gainesville), Gainesville, Dean, Health and Human Science, RN Faculty, LVN Program Director

Courtney Shoalmire, MSN, RN, Texarkana College, Dean of Health Sciences

Helen Reid, Ph.D., RN, Trinity Valley Community College (Kaufman), Health Science Center Provost

Elizabeth Arnold, MSN, RN, Vernon College, Associate Degree Nursing, Assistant Director

General Academic Institution Representatives:

Philisie Washington, Ph.D., RN, Prairie View A&M University (Houston), Director, Baccalaureate Degree Nursing Program

Gayle Timmerman, Ph.D., RN, The University of Texas at Austin, Associate Dean for Academic Programs

Beth Mancini, Ph.D., RN, The University of Texas at Arlington, Senior Associate Dean for Education Innovation

General Academic Institution Representatives (cont):

Roxanna Nelson, The University of Texas at San Antonio, Assistant Director, University Health Professions Office

Pamela Martin, Ph.D., RN, The University of Texas at Tyler, Director, Baccalaureate Degree Nursing Program

Carolina Huerta, Ph.D., RN, The University of Texas Rio Grande Valley, Edinburg, Director, School of Nursing

Health Science Center Representatives:

Carla Chapman, Ph.D., Texas Tech University Health Sciences Center (Lubbock), Associate Academic Dean – Student Affairs and Education Support Services

Debra Wise Matthews, Ph.D., RN, Texas A&M University Health Science Center (College Station), Associate Dean for Academic Affairs

Cynthia O'Neal, Ph.D., RN, The University of Texas Health Science Center- San Antonio, Assistant Dean, Undergraduate Studies, Associate Professor of Nursing

Agency/Nursing Association Representatives:

Jan Hooper, Ph.D., RN, Texas Board of Nursing (Austin), Lead Nursing Consultant for Education

Kathryn Tart, Ph.D., RN, Texas Nurses Association, University of Houston, Dean and Professor of Nursing

Agency/Nursing Association Representatives(cont):

Caryn Iverson, Ph.D., RN, Texas Organization of Nurse Executives, Chief Operating Officer, Las Palmas Medical Center, El Paso

Rex Peebles, Ph.D., Assistant Commissioner, Academic Quality and Workforce Division, Texas Higher Education Coordinating Board

Background Information:

HB 3078, 84th Texas Legislature, Regular Session, directed the Coordinating Board to appoint an Advisory Committee to make recommendations for creation of a uniform pre-nursing curriculum (UPNC). The recommendations must specify the prerequisite courses that a student must complete to qualify for consideration for admission to each undergraduate professional nursing program, and the content of the prerequisite courses. The advisory committee must be composed of at least 16 members, including:

- (1) the commissioner of higher education or the commissioner's designee;
- (2) the executive director of the Texas Board of Nursing or the executive director's designee;
- (3) two representatives of professional nursing associations, appointed by the board; and
- (4) a representative from the undergraduate professional nursing programs offered by at least 12 institutions of higher education, appointed by the board in accordance with the following:
 - (A) at least three representatives from junior colleges;
 - (B) at least three representatives from general academic teaching institutions;
 - (C) at least three representatives from health science centers.

The committee will be charged with assessing: 1) the prerequisite courses required for each undergraduate professional nursing program in Texas; 2) the ability of a student to use course credit earned at one institution of higher education to qualify for consideration for admission to an undergraduate professional nursing program offered by another institution of higher education. The advisory committee will be charged with developing and making recommendations for the creation of a uniform pre-nursing curriculum and specifying: 1) the prerequisite courses that a student must complete to qualify for consideration for admission to each undergraduate nursing program offered by an institution of higher education; and 2) content of the prerequisite courses.

A report is due to the Legislature by December 1, 2016, of the committee's findings, including the recommended uniform pre-nursing curriculum.

Donna Carlin, Assistant Director-Workforce, Academic Quality and Workforce Division, is available to answer questions.

AGENDA ITEM IX-L

Consideration of adopting the staff recommendation to the Board relating to the Community College Transfer Student Report (H.B. 1, 84th Texas Legislature, Regular Session)

Recommendation: Adopt the findings and recommendations included in the staff report and authorize the Commissioner to forward the report to the Governor, the Texas Legislature, and the Legislative Budget Board.

Background Information:

The 84th Texas Legislature, Regular Session, General Appropriations Act for the 2016-17 Biennium (III-256, Rider 52) directs the public universities to submit an annual report to the Coordinating Board that details institutional efforts to increase the number, success, and persistence of community college transfer students. Rider 52 also requires the Coordinating Board to collect and analyze these institutional reports along with institutional performance data. The Coordinating Board must then submit an annual report to the Legislature that evaluates actions to increase the number, success, and persistence of community college transfer students and makes recommendations. This is the sixth annual report since 2010. The report must be delivered to the Governor, House Appropriations Committee, Senate Finance Committee, and the Legislative Budget Board by November 1 of each year.

A survey was developed and distributed to the public universities in July 2015. The survey asked for information regarding institutional efforts to serve current and future transfer students. These efforts include local and regional articulation agreements with faculty collaboration, community college program enhancements, student outreach and advising, website information development, targeted financial aid, university student success programs, degree program alignment, and participation in statewide initiatives. Board staff collected the survey responses which serve as the institutional reports required by Rider 52. The Board staff conducted the required analysis of the responses and added institutional data from the Accountability System.

The report is provided under separate cover. Dr. Rex C. Peebles, Assistant Commissioner for Academic Quality and Workforce, will be available to answer questions.

AGENDA ITEM IX-M

Report on the Carl D. Perkins Career and Technical Education Improvement Act funds to colleges for Basic and Leadership Grants

RECOMMENDATION: Information item only

Background Information:

As part of the responsibility delegated to the Coordinating Board by the State Board of Education, the Coordinating Board annually allocates Carl D. Perkins Career and Technical Education Improvement Act (Perkins IV) funds to the state's public two-year colleges. Funds for Title I of the Perkins Act are allocated to the state and divided between secondary and postsecondary education according to a formula developed by the Texas Education Agency (TEA). The following information describes the Basic Grants and State Leadership Grants.

Basic Grants

Perkins Basic Grants provide support for career and technical programs at Texas public community and technical colleges. These grants are awarded annually and are based upon the formula prescribed by the federal Perkins Act. Each eligible institution is allocated funding based on the total number of students enrolled in technical programs and receiving Pell grants. All 50 community college districts, three Lamar State Colleges, and each college in the Texas State Technical College System receive a basic grant. The allocation of the total Title I federal funds that supports the Basic Grant remains at a 70/30 split between TEA and the Coordinating Board.

An eligible institution must qualify for a grant of at least \$50,000 to receive an allocation. If an institution does not meet the established threshold, adjustments are available to allow institutions to qualify for the formula to allow those institutions that may not achieve the necessary enrollment of students to receive a grant.

The funding provided through the Basic Grants must be used to accomplish the following: 1) strengthen the academic and career and technical skills of students participating in career and technical education programs; 2) link career and technical education at the secondary level, and career and technical education at the postsecondary level; 3) provide students with strong experience in and understanding of all aspects of an industry, which may include work-based learning experiences; 4) develop, improve, or expand the use of technology in career and technical education; 5) provide professional development programs to secondary and postsecondary teachers, faculty, administrators, and career guidance and academic counselors who are involved in integrated career and technical education programs; 6) develop and implement evaluations of the career and technical education programs carried out with funds, including an assessment of how the needs of special populations are being met; 7) initiate, improve, expand, and modernize quality career and technical education programs, including relevant technology; 8) provide services and activities that are of sufficient size, scope, and quality to be effective; and 9) provide activities to prepare special populations, including single parents and displaced homemakers who are enrolled in career and technical education programs, for high-skill, high-wage, or high-demand occupations that will lead to self-

sufficiency. Additionally, the Basic Grants must address the goals included in the Texas State Plan for 2008-2013, under the Carl D. Perkins Career and Technical Education Improvement Act of 2006; and the requirements of Public Law 109-270, Title I, Career and Technical Education Assistance to the States.

For the previous program year, institutions spent Perkins funds for activities including: upgrading curriculum; professional development, including travel; instructional equipment; guidance and counseling; serving special populations (sign language interpreters, textbooks, transportation, and childcare); and program administration.

A list of Basic Grant allocations for program year 2015-2016 by college is provided below.

PERKINS BASIC GRANT ALLOCATIONS

<u>ELIGIBLE APPLICANT</u>	<u>ALLOCATION*</u>
Alamo Community College District	\$1,050,366
Alvin Community College	\$96,456
Amarillo College	\$547,529
Angelina College	\$393,842
Austin Community College	\$842,397
Blinn College	\$260,951
Brazosport College	\$84,209
Central Texas College	\$500,645
Cisco College	\$239,865
Clarendon College	\$90,187
Coastal Bend College	\$257,954
College of the Mainland Community College District	\$137,773
Collin County Community College District	\$562,449
Dallas County Community College District	\$1,929,900
Del Mar College	\$500,834
El Paso Community College District	\$671,221
Frank Phillips College	\$70,385
Galveston College	\$88,868
Grayson College	\$409,996
Hill College	\$194,061
Houston Community College	\$1,496,488
Howard College	\$180,494
Kilgore College	\$399,718
Lamar Institute of Technology	\$286,509
Lamar State College-Orange	\$213,434
Lamar State College-Port Arthur	\$123,949
Laredo Community College	\$496,740
Lee College	\$264,138
Lone Star College System District	\$919,634
McLennan Community College	\$501,382
Midland College	\$124,241
Navarro College	\$612,878

<u>ELIGIBLE APPLICANT</u>	<u>ALLOCATION*</u>
North Central Texas College	\$386,083
Northeast Texas Community College	\$218,128
Odessa College	\$171,741
Panola College	\$260,044
Paris Junior College	\$281,901
Ranger College	\$123,059
San Jacinto Community College	\$659,230
South Plains College	\$83,087
South Texas College	\$1,419,011
Southwest Texas Junior College	\$182,704
Tarrant County College District	\$1,563,516
Temple College	\$207,970
Texarkana College	\$251,085
Texas Southmost College	\$250,657
Texas State Technical College-Harlingen	\$768,209
Texas State Technical College-Marshall	\$130,236
Texas State Technical College-Waco	\$823,160
Texas State Technical College-West Texas	\$202,043
Trinity Valley Community College	\$356,825
Tyler Junior College	\$665,585
Vernon College	\$240,516
Victoria College	\$216,809
Weatherford College	\$167,904
Western Texas College	\$50,000
Wharton County Junior College	\$247,693
*Total Formula Allocations	\$24,876,685

* The initial allocations may change slightly based on funding made available from uncommitted Perkins State Leadership and Administration funds after the close-out of Fiscal Year 2014-15.

Perkins Basic Leadership Funding

The Coordinating Board invited Texas public postsecondary institutions to submit a Request for Applications (RFA) to receive a State Leadership grant supported with federal funding through the Carl D. Perkins Career and Technical Education Improvement Act of 2006, Public Law 109-270 (Perkins IV). State Leadership grants are awarded to support the advancement of career and technical education in Texas.

Following a review of 16 pre-proposals by Coordinating Board staff, 9 applicants were invited to submit full proposals, of which 8 were selected. Each proposal focused on one of the ten priority topics for the 2015-2016 program year. Priority topics include comprehensive professional development activities; improvement of career guidance and academic counseling; improvement of academic and career and technical skills; improvement of student achievement through educational partnerships; alignment of career and technical education programs;

development, improvement, or expansion of technology; activities that increase the academic performance of special population students, including students in non-traditional fields of study; improvement or development of new curriculum; and development of a statewide plan for Student Success. Selected projects are required to have statewide impact on career and technical education. State Leadership projects and activities are also aligned with the *Accelerated Plan for Closing the Gaps by 2015*.

Below is a list of the 2015-2016 Perkins State Leadership Grants.

Institution	Project Title	Grant Award
Austin Community College	Fast-Track to Success - Competency Based Education in Information Technology	\$ 144,394
Dallas County CCD	PLA Portal for Prior Learning Assessment Training and Development	\$ 179,167
San Jacinto College District	Workforce Education Course Manual Maintenance	\$ 259,354
Tarrant County College District	Career and Technical Education Advising Support through Best Practices	\$ 115,694
Temple College	2P1, 3P1, and 4P1 Best Practices and Performance Improvement Plan Ideas	\$ 70,795
TSTC - System	Curriculum Alignment Platform 2	\$ 160,490
Victoria College	TEXASgenuine Sustainability: Phase 1	\$ 85,212
<u>Non-traditional</u>		
Amarillo College	Contract for Equity - Enlighten, Educate, Employ	\$45,000
TOTAL AWARDS		\$1,060,106

AGENDA ITEM IX-N

Report to the Board on school closures and/or teach-outs pursuant to Chapter 7, Subchapter A, Section 7.7 (5)

RECOMMENDATION: Information item only

Background Information:

Pursuant to Chapter 7, Subchapter A, Section 7.7(5), Closure of an Institution, requires that the Texas Higher Education Coordinating Board (THECB) be notified in writing at least 90 days prior to a planned closure date or immediately if an institution closes unexpectedly. If an institution closes or intends to close before all currently enrolled students have completed all requirements for graduation, a teach-out plan is required. The teach-out plan is subject to Board approval. The Board has given the Assistant Commissioner of Academic Quality and Workforce the authority to oversee this approval process.

Lighthouse College

Lighthouse College, 9400 North Central Expressway, Suite 200, Dallas TX 75231, closed its campus as of June 26, 2015 due to loss of sponsorship by The Redeemed Christian Church of God North America (RCCGNA). Prior notice was not provided to the THECB. Student transcripts will be available through Dr. Oluwasayo Ajiboye, RCCGNA Seminary, 515 CR 11185, Greenville, Texas 75401. RCCGNA Seminary is a theological school also owned by RCCGNA. According to Taiwo Pitan, CFO for RCCGNA Seminary, as of the date of closure, the last five students had graduated; therefore, no teach-out plan was necessary. The institution's Certificate of Authorization was cancelled as of July 24, 2015, upon notification of the closure by the institutional accreditor, Accrediting Council for Independent Colleges and Schools.

University of Phoenix-Austin

University of Phoenix-Austin, 10801 N. Mopac, Austin, Texas 78759, has ceased enrollment of new students as of August 6, 2015. The expected closure date is June 2017, after 103 current students have finished their program or transferred to the online division. If a student elects to transfer to the online division, they will continue to pay the lower ground-campus tuition rate and the institution will waive the student's resource and textbook fees for the first three online courses. University of Phoenix will also contact students who ceased enrollment within the last one to three years to offer them the opportunity to finish their program before the campus closes. Campus staff will be available during the teach-out period. As the student population decreases, the campus may move to a smaller space, within 5-10 miles of current campus, after May 2016. The Killeen Learning Center location affiliated with this campus will become affiliated with the San Antonio campus. Student records and transcripts will be available through the centralized Office of Admissions and Records Support Center, 800.866.3919. The Coordinating Board was notified on August 6, 2015. The institutional accreditor, Higher Learning Commission, was notified on August 3, 2015. The institution's Certificate of Authorization will be cancelled upon notification that the campus has completed its teach-out and is closed.

University of Phoenix-Houston West Loop Learning Center

University of Phoenix-Houston West Loop Learning Center, 4888 Loop Central Drive, Houston, Texas 77081, will merge with the main University of Phoenix-Houston campus, which is located 13 miles from the Houston West Loop Learning Center. The current 206 students will be incrementally moved to the main campus. The merger is scheduled to be complete by August 2016. Students may also choose to transfer to the online division. If a student elects to transfer to the online division, they will continue to pay the lower ground-campus tuition rate and the institution will waive the student's resource and textbook fees for the first three online courses. Student records and transcripts will be available through the centralized Office of Admissions and Records Support Center, 800.866.3919. The Coordinating Board was notified on August 6, 2015. The institutional accreditor, Higher Learning Commission, was notified on August 3, 2015. The institution's Certificate of Authorization will be cancelled upon notification that the campus has completed its merger and is closed.

AGENDA ITEM IX-O (1)

Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 4, Subchapter B, Sections 4.28 and 4.32 of Board rules, concerning transfer of core curriculum courses and transfer of field of study courses

RECOMMENDATION: Approval

Background Information:

The intent of the amendments is to clarify that transfer of core curriculum courses and field of study courses is a mandatory substitution for courses required for the core curriculum or the field of study curriculum at a receiving institution.

Dr. Rex Peebles, Assistant Commissioner for Academic Quality and Workforce, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: July 6, 2015

Date Published in the *Texas Register*: July 17, 2015

The 30-day comment period with the *Texas Register* ends on: August 17, 2015

No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

CHAPTER 4
RULES APPLYING TO ALL PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN TEXAS

SUBCHAPTER B
TRANSFER OF CREDIT, CORE CURRICULUM AND FIELD OF STUDY CURRICULA

- 4.21 Purpose
- 4.22 Authority
- 4.23 Definitions
- 4.24 General Provisions
- 4.25 Requirements and Limitations
- 4.26 Penalty for Noncompliance with Transfer Rules
- 4.27 Resolution of Transfer Disputes for Lower-Division Courses
- 4.28 Core Curriculum
- 4.29 Core Curricula Larger than 42 Semester Credit Hours
- 4.30 Institutional Assessment and Reporting
- 4.31 Implementation and Revision of Core Curricula
- 4.32 Field of Study Curricula
- 4.33 Criteria for Evaluation of Field of Study Curricula
- 4.34 Revision of Existing Approved Field of Study Curricula
- 4.35 Texas Common Course Numbering System
- 4.36 Undergraduate Academic Certificate

4.21 – 4.27 No Changes.

4.28 Core Curriculum

(a) – (b) No Changes.

(c) Transfer of Credit--Completed Core Curriculum. If a student successfully completes the 42 semester credit hour core curriculum at a Texas public institution of higher education, that block of courses [~~may be transferred to any other Texas public institution of higher education and~~] must be substituted in transfer to any other Texas public institution of higher education for the receiving institution's core curriculum. A student shall receive academic credit for each of the courses transferred and may not be required to take additional core curriculum courses at the receiving institution.

(d) No Changes.

(e) Transfer of Credit--Core Curriculum Not Completed. Except as specified in subsection (f) of this section, a student who transfers from one institution of higher education to another without completing the core curriculum of the sending institution must [~~shall~~] receive academic credit within the core curriculum of the receiving institution for each of the courses that the student has successfully completed in the core curriculum of the sending institution. Following receipt of credit for these courses, the student may be required to satisfy the remaining course requirements in the core curriculum of the receiving institution.

(f) Satisfaction of Foundational Component Areas. Each student must meet the number of semester credit hours in each foundational component area; however, an institution receiving a student in transfer is not required to apply to the fulfillment of a foundational component area requirement semester credit hours beyond the number of semester credit hours specified in a foundational component area.

(g) – (k) No Changes.

4.29 – 4.31 No Changes.

4.32 Field of Study Curricula

(a) No Changes.

(b) If a student successfully completes a field of study curriculum developed by the Board, that block of courses [~~may be transferred to a general academic teaching institution and~~] must be substituted in transfer to a general academic teaching institution for that institution's lower-division requirements for the degree program for the field of study into which the student transfers, and the student must [~~shall~~] receive full academic credit toward the degree program for the block of courses transferred.

(c) A student who transfers from one institution of higher education to another without completing the field of study curriculum of the sending institution must [~~shall~~] receive academic credit in the field of study curriculum of the receiving institution for each of the courses that the student has successfully completed in the field of study curriculum of the sending institution. Following receipt of credit for these courses, the student may be required to satisfy the remaining course requirements in the field of study curriculum of the receiving institution, or to complete additional requirements in the receiving institution's program, as long as those requirements do not duplicate course content already completed through the field of study curriculum.

(d) - (f) No Changes.

4.33 – 4.36 No Changes.

AGENDA ITEM IX-O (2)

Consideration of adopting the Committee's recommendation to the Board relating to the proposed new Chapter 4, Subchapter S, Sections 4.310 – 4.317 of Board rules, concerning participation in the State Authorization Reciprocity Agreement (*Senate Bill 1470, 84th Texas Legislature*)

RECOMMENDATION: Approval

Background Information:

The intent of Senate Bill (SB) 1470, 84th Texas Legislature, Regular Session is to establish the Coordinating Board as the state agency tasked with overseeing state participation in the State Authorization Reciprocity Agreement (SARA). Participation in SARA will allow Texas public institutions to offer distance education courses and programs in other SARA participating states for an annual fee. The fee is based on the number of full-time equivalent students enrolled in the institution. As the portal agency, Coordinating Board staff would serve as the point of contact for all other SARA states, evaluate SARA applications from Texas institutions to determine eligibility, serve as the initial contact for complaints about Texas institutions that participate in SARA, provide data and reports as requested by SARA, and perform annual reviews of all Texas institutions participating in SARA. Texas institutions have shown interest and pledged support for participation in SARA.

Dr. Rex Peebles, Assistant Commissioner for Academic Quality and Workforce, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: July 6, 2015

Date Published in the *Texas Register*: July 17, 2015

The 30-day comment period with the *Texas Register* ends on: August 17, 2015

Two comments were received. One comment was received from the University of North Texas System and another comment was received by Texas Tech University System.

Comment: Both comments expressed concern regarding proposed rule 4.313(1) which requires SARA institutions to abide by the Council of Regional Accrediting Commissions (C-RAC) guidelines for the evaluation of distance education programs. Currently, institutions are required to adhere to the Coordinating Board's *Principals of Good Practice for Academic Degree and Certification Programs and Credit Courses Offered Electronically* for the evaluation of distance education programs. Requiring multiple guidelines for the evaluation of distance education would cause confusion and increased workloads for Texas institutions.

Staff response: The C-RAC guidelines are required by the National Council-SARA and cannot be modified. Coordinating Board staff will consider revision of the *Principals of Good Practice for Academic Degree and Certification Programs and Credit Courses Offered Electronically*.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

Chapter 4
Rules Applying to All Public Institutions of Higher Education in Texas

Subchapter S
Approval for Participation in the State Authorization Reciprocity Agreement (SARA)
for Public Institutions of Higher Education

4.310 Purpose

4.311 Authority

4.312 Definitions

4.313 Eligibility Criteria

4.314 Admission to SARA

4.315 Maintaining Eligibility

4.316 Complaint Resolution

4.317 Out-of-state SARA Participants

4.310 Purpose

The purpose of this subchapter is to establish the coordinating board's oversight for public institutions of higher education regarding participation in State Authorization Reciprocity Agreements.

4.311 Authority

Authority for this subchapter is provided by Texas Education Code §§61.05121, which provides the board with the authority to administer state participation in State Authorization Reciprocity Agreements.

4.312 Definitions

The following words and terms, when used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise.

- (1) Accredited -- Holding institutional accreditation by name as a U.S.-based institution from an accreditor recognized by the U.S. Department of Education.
- (2) Board or Coordinating Board -- The Texas Higher Education Coordinating Board.
- (3) Commissioner -- Commissioner of Higher Education.
- (4) C-RAC Guidelines -- Refers to the *Interregional Guidelines for the Evaluation of Distance Education Programs (Online Learning)* for best practices in postsecondary distance education developed by leading practitioners of distance education and adopted by the Council of Regional Accrediting Commissions (C-RAC).

(5) Distance Education -- Instruction offered by any means where the student and faculty member are in separate physical locations. It includes, but is not limited to, online, interactive video or correspondence courses or programs.

(6) Home State -- A member state where the institution holds its legal domicile. To operate under SARA an institution must have a single home state.

(7) Host State -- A member state in which an institution operates under the terms of this agreement, other than the home state.

(8) Institution -- A degree-granting postsecondary entity.

(9) Member State -- Any state, district or territory that has joined SARA.

(10) NC SARA -- National Council for State Authorization Reciprocity Agreements.

(11) SARA -- State Authorization Reciprocity Agreement is an agreement among its member states, districts and U.S. territories that establishes comparable national standards for interstate offering of postsecondary distance education courses and programs.

(12) SREB -- Southern Regional Education Board

4.313 Eligibility Criteria

(1) Any public degree granting institution of higher education may apply to participate in SARA if its principle campus is located in Texas.

(2) All distance education content provided by SARA participants must originate in the United States or a U.S. territory.

(3) The institution must be accredited by an accrediting body recognized by the U.S. Department of Education.

4.314 Admission to SARA

All eligible institutions may apply to the Coordinating Board for admission to SARA under the signature of the institution's chief academic officer. Coordinating Board staff will review the application and make a determination to approve or deny the request to participate in SARA. Within the application, an institution shall make assurances that it:

(1) Agrees to abide by the C-RAC Guidelines for the Evaluation of Distance Education.

(2) Agrees to be responsible for the actions of any third-party providers used by the institution to engage in operations under SARA.

(3) Agrees to notify the board of any negative changes to its accreditation status.

- (4) Agrees to provide data requested by the board.
- (5) Agrees to cooperate with the board in the investigation of any complaints arising from the students its serves in other states through SARA and to abide by investigating authority's resolution of any such complaint.
- (6) All complaints must follow the institution's customary resolution procedure prior to being referred to the Coordinating Board. Grade appeals and student conduct appeals will be resolved at the institutional level without further appeal through SARA.
- (7) Agrees to notify all students in a course or program that customarily leads to professional licensure, or which a student could reasonably believe leads to such licensure, whether or not the course or program meets requirements for licensure in the state where the student resides. If an institution does not know whether the course or program meets licensure requirements in the student's state of residence, the institution may meet this SARA requirement by informing the student in writing and providing the student the contact information for the appropriate state licensing board(s). An email dedicated solely to this purpose and sent to the student's best known email address meets this requirement.
- (8) Agrees, in cases where the institution cannot fully deliver the instruction for which a student has contracted, to provide a reasonable alternative for delivering the instruction or reasonable financial compensation for the education the student did not receive.
- (9) Agrees to pay an annual fee to NC-SARA. This fee replaces any state fees that the institution would normally pay to other SARA member states. If an institution offers distance education to students in non-SARA participating states, it must pay required state fees.
- (10) If institutional membership is denied, the board will provide a written reason for denial. The institution may reapply at any time, having corrected any deficiencies, or may appeal the denial to the SARA director of SREB. If the denial is upheld by SREB, the institution may appeal to NC-SARA.

4.135 Maintaining Eligibility

To remain eligible for participation in SARA, an institution must renew its participation agreement with the board and pay its required SARA fees annually. At the time of renewal, board staff will determine whether the institution still meets SARA requirements. An institution may be removed at any time by the board for violation of SARA standards.

4.136 Complaint Resolution

Institutions operating under SARA shall make their resolution policies and procedures readily available to students taking courses under SARA provisions.

- (1) Complaints against an institution operating under SARA must first go through the institution's own procedures for resolution grievances.
- (2) If a person bringing a complaint is not satisfied with the outcome of the institutional process for handling complaints, the complainant may appeal, within two years of the incident, to the board.

(3) Coordinating Board staff will review the appeal, determine a resolution to the appeal, and notify the complainant and the institution of the decision.

4.137 Out-of-state SARA Participants

The board shall serve as point of contact for all other SARA states.

If a public out-of-state SARA participant provides courses in Texas and is in apparent violation of the SARA agreement or with Texas Education Code or Administration Code, the board shall take appropriate action to terminate the institution's operation within Texas.

AGENDA ITEM IX-O (3)

Consideration of adopting the Committee's recommendation to the Board relating to the proposed new Chapter 7, Subchapter B, Sections 7.50 – 7.57 of Board rules, concerning participation in the State Authorization Reciprocity Agreement (Senate Bill 1470, 84th Texas Legislature)

RECOMMENDATION: Approval

Background Information:

The intent of Senate Bill (SB) 1470, 84th Texas Legislature, Regular Session is to establish the Coordinating Board as the state agency tasked with overseeing state participation in the State Authorization Reciprocity Agreement (SARA). Participation in SARA will allow Texas private and independent institutions of higher education and private postsecondary educational institutions to offer distance education courses and programs in other SARA participating states for an annual fee. The fee is based on the number of full-time equivalent students enrolled in the institution. As the portal agency, Coordinating Board staff would serve as the point of contact for all other SARA states, evaluate SARA applications from Texas institutions to determine eligibility, serve as the initial contact for complaints about Texas institutions that participate in SARA, provide data and reports as requested by SARA, and perform annual reviews of all Texas institutions participating in SARA. Texas institutions have shown interest and pledged support for participation in SARA.

Dr. Rex Peebles, Assistant Commissioner for Academic Quality and Workforce, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: July 6, 2015

Date Published in the *Texas Register*: July 17, 2015

The 30-day comment period with the *Texas Register* ends on: August 17, 2015

Two comments were received. One comment was received from the University of North Texas System and another comment was received by Texas Tech University System.

Comment: Both comments expressed concern regarding proposed rule 4.313(1) which requires SARA institutions to abide by the Council of Regional Accrediting Commissions (C-RAC) guidelines for the evaluation of distance education programs. Currently, institutions are required to adhere to the Coordinating Board's *Principals of Good Practice for Academic Degree and Certification Programs and Credit Courses Offered Electronically* for the evaluation of distance education programs. Requiring multiple guidelines for the evaluation of distance education would cause confusion and increased workloads for Texas institutions.

Staff response: The C-RAC guidelines are required by the National Council-SARA and cannot be modified. Coordinating Board staff will consider revision of the *Principals of Good Practice for Academic Degree and Certification Programs and Credit Courses Offered Electronically*.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

Chapter 7
Degree Granting Colleges and Universities Other Than Texas Public Institutions

Subchapter B

Approval for Participation in the State Authorization Reciprocity Agreement (SARA)
for Private or Independent Institutions of Higher Education and Private Postsecondary
Educational Institutions

7.50 Purpose

7.51 Authority

7.52 Definitions

7.53 Eligibility Criteria

7.54 Admission to SARA

7.55 Maintaining Eligibility

7.56 Complaint Resolution

7.57 Out-of-state SARA Participants

7.50 Purpose

The purpose of this subchapter is to establish the coordinating board's oversight for private or independent institutions of higher education and private postsecondary educational institutions regarding participation in State Authorization Reciprocity Agreements.

7.51 Authority

Authority for this subchapter is provided by Texas Education Code §§61.05121, which provides the Board with the authority to administer state participation in State Authorization Reciprocity Agreements.

7.52 Definitions

The following words and terms, when used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise.

- (1) Accredited -- Holding institutional accreditation by name as a U.S.-based institution from an accreditor recognized by the U.S. Department of Education.
- (2) Board or Coordinating Board --The Texas Higher Education Coordinating Board.
- (3) Commissioner -- Commissioner of Higher Education.
- (4) C-RAC Guidelines -- Refers to the *Interregional Guidelines for the Evaluation of Distance Education Programs (Online Learning)* for best practices in postsecondary distance education developed by leading practitioners of distance education and adopted by the Council of Regional Accrediting Commissions (C-RAC).

(5) Distance Education -- Instruction offered by any means where the student and faculty member are in separate physical locations. It includes, but is not limited to, online, interactive video or correspondence courses or programs.

(6) Home State -- A member state where the institution holds its legal domicile. To operate under SARA an institution must have a single home state.

(7) Host State -- A member state in which an institution operates under the terms of this agreement, other than the home state.

(8) Institution -- A degree-granting postsecondary entity.

(9) Member State -- Any state, district or territory that has joined SARA.

(10) NC SARA -- National Council for State Authorization Reciprocity Agreements.

(11) SARA -- State Authorization Reciprocity Agreement is an agreement among its member states, districts and U.S. territories that establishes comparable national standards for interstate offering of postsecondary distance education courses and programs.

(12) SREB -- Southern Regional Education Board

7.53 Eligibility Criteria

(1) Any private or independent degree granting institution of higher education or private postsecondary educational institutions may apply to participate in SARA if its principle campus located in Texas.

(2) All distance education content provided by SARA participants must originate in the United States or a U.S. territory.

(3) The institution must be accredited by an accrediting body recognized by the U.S. Department of Education and the Coordinating Board.

7.54 Admission to SARA

All eligible institutions may apply to the Coordinating Board for admission to SARA under the signature of the institution's chief academic officer. Coordinating Board staff will review the application and make a determination to approve or deny the request to participate in SARA. Within the application, an institution shall make assurances that it:

(1) Agrees to abide by the C-RAC Guidelines for the Evaluation of Distance Education.

(2) Agrees to be responsible for the actions of any third-party providers used by the institution to engage in operations under SARA.

- (3) Agrees to notify the board of any negative changes to its accreditation status.
- (4) Agrees to provide data requested by the board.
- (5) Agrees to cooperate with the board in the investigation of any complaints arising from the students its serves in other states through SARA and to abide by investigating authority's resolution of any such complaint.
- (6) All complaints must follow the institution's customary resolution procedure prior to being referred to the Coordinating Board. Grade appeals and student conduct appeals will be resolved at the institutional level without further appeal through SARA.
- (7) Agrees to notify all students in a course or program that customarily leads to professional licensure, or which a student could reasonably believe leads to such licensure, whether or not the course or program meets requirements for licensure in the state where the student resides. If an institution does not know whether the course or program meets licensure requirements in the student's state of residence, the institution may meet this SARA requirement by informing the student in writing and providing the student the contact information for the appropriate state licensing board(s). An email dedicated solely to this purpose and sent to the student's best known email address meets this requirement.
- (8) Agrees, in cases where the institution cannot fully deliver the instruction for which a student has contracted, to provide a reasonable alternative for delivering the instruction or reasonable financial compensation for the education the student did not receive.
- (9) If approved, the institution must pay an annual fee to NC-SARA. This fee replaces any state fees that the institution would normally pay to other SARA member states. If an institution offers distance education to students in non-SARA participating states, it must pay required state fees.
- (10) If institutional membership is denied, the board will provide a written reason for denial. The institution may reapply at any time, having corrected any deficiencies, or may appeal the denial to the SARA director of SREB. If the denial is upheld by SREB, the institution may appeal to NC-SARA.

7.55 Maintaining Eligibility

To remain eligible for participation in SARA, an institution must renew its participation agreement with the board and pay its required SARA fees annually. At the time of renewal, board staff will determine whether the institution still meets SARA requirements. An institution may be removed at any time by the board for violation of SARA standards.

7.56 Complaint Resolution

Institutions operating under SARA shall make their resolution policies and procedures readily available to students taking courses under SARA provisions.

- (1) Complaints against an institution operating under SARA must first go through the institution's own procedures for resolution grievances.
- (2) If a person bringing a complaint is not satisfied with the outcome of the institutional process for handling complaints, the complainant may appeal, within two years of the incident, to the board.

(3) Coordinating Board staff will review the appeal, determine a resolution to the appeal, and notify the complainant and the institution of the decision.

7.57 Out-of-state SARA Participants

The board shall serve as point of contact for all other SARA states.

If a private or independent out-of-state SARA participant provides courses in Texas and is in apparent violation of the SARA agreement or with Texas Education Code or Administration Code, the board shall take appropriate action to terminate the institution's operation within Texas.

AGENDA ITEM IX-O (4)

Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 6, Subchapter F, Sections 6.105, 6.107, and 6.108 of Board rules concerning the definition of terms and eligibility for support under the planning and partnership grant program for graduate medical education (Senate Bill 18, 84th Texas Legislature)

RECOMMENDATION: Approval

Background Information:

Chapter 58A of the Texas Education Code establishes several programs, including Planning Grants, to support the expansion of graduate medical education first-year residency positions in the state.

The intent of these amendments is to make the following changes required by Senate Bill (SB) 18, 2015, 84th Texas Legislature, Regular Session: (a) rename the program to include a reference to the partnership aspect of the program; (b) broaden the categories of entities eligible to apply for support under the grant program; and (c) add and clarify definitions of certain eligible entities.

Dr. Rex Peebles, Assistant Commissioner for Academic Quality and Workforce, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: July 6, 2015

Date Published in the *Texas Register*: July 17, 2015

The 30-day comment period with the *Texas Register* ended on: August 17, 2015

One comment was received from Tenet Healthcare, Dallas.

Comment: Tenet commended the Texas Legislature and the Board for their actions that will allow and encourage additional participants in the Planning and Partnership Grants program. The comment further noted that support through the grant program will provide a meaningful contribution to the process of developing additional, sustainable residency programs in the state.

Staff response: No response required.

Comment: The Coordinating Board's General Counsel recommended adding the word "new" to Section 6.108 (b) to further comply with Senate Bill 18.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

CHAPTER 6
HEALTH EDUCATION, TRAINING, AND RESEARCH FUNDS

SUBCHAPTER F
PLANNING AND PARTNERSHIP GRANTS FOR GRADUATE MEDICAL EDUCATION

- 6.105 Purpose
- 6.106 Authority
- 6.107 Definitions
- 6.108 Eligibility
- 6.109 Selection for Funding
- 6.110 General Information

6.105 Purpose

The purpose of this subchapter is to implement rules regarding awards for Graduate Medical Education Planning and Partnership Grants.

6.106 Authority

The authority for this subchapter is found in Texas Education Code, Chapter 58A, Subchapter B, Section 58A.021 and Section 58A.022.

6.107 Definitions

The following words and terms, when used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise:

- (1) Board--The Texas Higher Education Coordinating Board.
- (2) Commissioner--The Commissioner of Higher Education.
- (3) Community-based, Ambulatory Patient Care Center—Includes:
 - (A) a federally qualified health center, as defined by Section 1905(1)(2)(B), Social Security Act (42 U.S.C. Section 1396d(1)(2)(B));
 - (B) a community mental health center, as defined by Section 1861(ff)(3)(B), Social Security Act (42 U.S.C. Section 1395x(ff)(3)(B));
 - (C) a rural health clinic, as defined by Section 1861(aa)(2), Social Security Act (42 U.S.C. Section 1395x(aa)(2)); and
 - (D) a teaching health center, as defined by 42 U.S.C. Section 2931-1(f)(3)(A).
- (4)[(3)] First-Year Residency Position--A position filled by a physician that is entering into residency training for the first time.
- (5)[(4)] Graduate-Year Level--A resident's current year of accredited graduate medical education. Graduate-Year Level is also referred to as "postgraduate year" or "PGY."
- (6)[(5)] Graduate Medical Education Program--A nationally-accredited post-doctor of medicine (M.D.) or doctor of osteopathic medicine (D.O.) program that prepares physicians for the independent practice of medicine in a specific specialty area, also referred to as residency training.

(7)[(6)] Hospital—

(A) a facility licensed as a hospital under Chapter 241, Health and Safety Code, or as a mental hospital under Chapter 577, Health and Safety Code; or

(B) a similar facility owned or operated by this state or an agency of this state.

[A Texas health care facility, including a hospital, ambulatory surgical center, public health clinic, birthing center, outpatient clinic, or community health center. This includes a hospital owned, maintained, or operated by the state, but does not include a facility that is owned, maintained, or operated by the federal government or an agency of the federal government.]

(8)[(7)] Medical School--A Texas public or independent medical institution that awards the doctor of medicine (M.D.) or doctor of osteopathic medicine (D.O.) degree[~~as defined in Texas Education Code, Section 61.003(5) or Section 61.501(1).~~].

(9)[(8)] Request for Applications--The full text of the administrative regulations, budget guidelines, reporting requirements, and other standards of accountability for this program.

(10)[(9)] Applicant--An entity eligible to apply for a Graduate Medical Education Planning and Partnership Grant.

6.108 Eligibility

(a) The following entities located in the state are eligible to apply for support under the Planning and Partnership Grant Program:

(1) a hospital [~~that is eligible for Medicare funding of graduate medical education (GME) and does not operate a GME program~~]; or

(2) a medical school; or [~~an entity that is currently partnered with, or will partner with, a hospital that does not operate a GME program and is eligible for Medicare funding of GME.~~]

(3) a community-based, ambulatory patient care center.

(b) A grant under this subchapter must be used for the purpose of planning a new GME program that includes first-year residency positions.

6.109 - 6.110 No Changes.

AGENDA ITEM IX-O (5)

Consideration of adopting the Committee's recommendation to the Board relating to the proposed new Chapter 9, Subchapter L, Sections 9.550 – 9.555 of Board rules, concerning the administration of multidisciplinary studies associate degrees at public community colleges (Senate Bill 1189, 84th Texas Legislature)

RECOMMENDATION: Approval

Background Information:

The intent of this new subchapter is to provide guidance concerning the administration of multidisciplinary studies associate degrees at public community colleges as required by Senate Bill 1189, 84th Legislature, Regular Session. The rules define the course requirements of a multidisciplinary studies associate degree and outline how students enrolled in these programs must be advised on the required courses to complete the degree program after completing a cumulative total of 30 semester credit hours. The new rules will affect students enrolling in multidisciplinary studies associate degrees at public community colleges effective the 2016 fall semester.

Dr. Rex Peebles, Assistant Commissioner for Academic Quality and Workforce, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: July 6, 2015

Date Published in the *Texas Register*: July 17, 2015

The 30-day comment period with the *Texas Register* ends on: August 17, 2015

No public comments were received.

Comment: The Coordinating Board's General Counsel recommended adding specific statutory citations to Sections 9.552 (4) and (6).

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

Chapter 9
Rules Applying to Program Development in Public Two-Year Colleges

Subchapter L
Multidisciplinary Studies Associate Degrees

9.550 Purpose

9.551 Authority

9.552 Definitions

9.553 Multidisciplinary Studies Associate Degree

9.554 Adoption of Program

9.555 Student Advising

9.550 Purpose

The purpose of this subchapter is to establish the coordinating board's oversight for public community colleges regarding Multidisciplinary Studies Associate Degrees.

9.551 Authority

Authority for this subchapter is provided by Texas Education Code, Section 130.0104, which provides the board with the authority to administer Multidisciplinary Studies Associate Degrees.

9.552 Definitions

The following words and terms, when used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise.

- (1) Board or Coordinating Board - The Texas Higher Education Coordinating Board.
- (2) Core Curriculum - has the meaning as defined by rule 4.28 of this title.
- (3) Degree Plan - The meaning as defined in Texas Education Code, Section 51.9685(a)(1).
- (4) Four-year College or University - A degree-granting postsecondary institution as defined in Texas Education Code, Section 61.003(3).
- (5) Multidisciplinary Studies Associate Degree Program - A coordinating board approved associate of arts or associate of science degree composed of the college's core curriculum and enough additional courses to equal 60 semester credit hours (SCH). The SCH beyond the core curriculum must be selected by the student, in consultation with an academic advisor, and transfer to a specific field of study or major at a university of the student's choice.

(6) Public Community College- The meaning as defined in Texas Education Code, Section 61.003(2).

9.553 Multidisciplinary Studies Associate Degree Program

A multidisciplinary studies associate degree program established at a junior college under this section must require a student to successfully complete:

(1) The junior college's core curriculum adopted under Texas Education Code, Texas Education Code Section 61.822(b); and

(2) After completion of the core curriculum under paragraph (1) of this subsection, the courses selected by the student in the student's completed degree plan accounts for all remaining credit hours required for the completion of the degree program; and

(3) Emphasizes the student's transition to a particular four-year college or university that the student chooses; and prepare for the student's intended field of study or major at the four-year college or university.

9.554 Adoption of Program

The governing board of each public junior college district shall establish a multidisciplinary studies associate degree program which meets the requirements of this subchapter.at each junior college in the district

9.555 Student Advising

Notwithstanding Texas Education Code Section 51.9685, before the beginning of the regular semester or term immediately following the semester or term in which a student successfully completes a cumulative total of 30 or more semester credit hours for coursework in a multidisciplinary studies associate degree program established under this section, the student must meet with an academic advisor to complete a degree plan, as defined by rule 9.773 of this subchapter, that:

(1) Accounts for all remaining credit hours required for the completion of the degree program; and

(2) Emphasizes the student's transition to a particular four-year college or university that the student chooses; and

(3) Preparations for the student's intended field of study or major at the four-year college or university.

AGENDA ITEM IX-O (6)

Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 13, Subchapter G, Sections 13.121 – 13.127 of Board rules, concerning the standards and accounting methods for determining restricted research expenditures (House Bill 1000, 84th Texas Legislature)

RECOMMENDATION: Approval

Background Information:

The intent of the amendments is to (a) rename the Subchapter to Restricted Research Expenditures; (b) make text and name changes required by House Bill (HB) 1000, 84th Texas Legislature, Regular Session; and (c) implement changes to the standards and accounting methods for restricted research expenditures in response to a State Auditor's Office (SAO) audit with SAO Report No. 12-038, June 2012.

Dr. Rex Peebles, Assistant Commissioner for Academic Quality and Workforce, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: July 6, 2015

Date Published in the *Texas Register*: July 17, 2015

The 30-day comment period with the *Texas Register* ends on: August 17, 2015

No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

CHAPTER 13 FINANCIAL PLANNING

SUBCHAPTER G RESTRICTED RESEARCH EXPENDITURES ~~[DEVELOPMENT FUND]~~

- 13.120 Purpose and Scope
- 13.121 Authority
- 13.122 Definitions
- 13.123 Restricted Research [~~Advisory~~] Committee
- 13.124 Standards and Accounting Methods for Determining Restricted Research Expenditures
- 13.125 Report on Restricted Research Awards
- 13.126 Reporting of Restricted Research Expenditures [~~and Use of Allocated Funds~~]
- 13.127 Audits

13.120 Purpose and Scope

The purpose of this subchapter is to establish standards and accounting methods for determining restricted research expenditures, for reporting verified restricted research expenditures to the Comptroller of Public Accounts, for reporting how funds were expended during the fiscal year, for auditing the reported restricted research expenditures, and for appealing decisions relating to restricted research expenditures.

13.121 Authority

Texas Education Code, §62.091, establishes the Texas Comprehensive Research [~~Development~~] Fund and Texas Education Code, §62.131, establishes the Core Research Support Fund to promote increased research capacity at eligible general academic teaching institutions. Texas Education Code, §62.096, authorizes the Coordinating Board, with the assistance of [~~an advisory~~] a committee, to prescribe standards and accounting methods for determining the amount of restricted research funds expended by an eligible institution in a state fiscal year and to consider appeals.

13.122 Definitions

The following words and terms, when used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise:

~~[(1) Advisory Committee--The Coordinating Board's Restricted Research Advisory Committee.]~~

(1) [(2)] Coordinating Board or Board [~~or Coordinating Board~~]~~--The Texas Higher Education Coordinating Board.~~

(2) [(3)] Clinical Trial Agreement--An externally sponsored agreement for the administration of a specifically mandated patient protocol (sometimes in multiple clinical sites

involving other institutions), in which some costs typically are paid from patient charges or other sources.

(3) [(4)] Commissioner--Commissioner of Higher Education.

(4) [(5)] Comptroller--The Texas Comptroller of Public Accounts.

(5) Core Research Support Fund (CRSF)--A funding mechanism established to promote increased research capacity at emerging research universities under Texas Education Code, §§62.131 - 62.137.

(6) Demonstration Projects--Projects in which the primary purpose is to apply previous Research and Development findings in new settings and to demonstrate their utility.

(7) Development--The systematic use of knowledge and understanding gained from research directed toward the production of useful materials, devices, systems, or methods, including design and development of prototypes and processes.

~~[(8) Eligible Institution--A general academic teaching institution, as defined by Texas Education Code, §61.003, other than The University of Texas at Austin and Texas A&M University. Prairie View A&M University (PVAMU) is eligible to participate in the RDF if the university is not eligible for an appropriation from the Texas Competitive Knowledge Fund. In addition, for the state fiscal biennium ending August 31, 2017, PVAMU is eligible only if appropriations for the RDF over the state fiscal biennium for institutions that received distributions from the fund during the preceding biennium is at a level not less than the total amount of money that was appropriated for distributions to those eligible institutions in the preceding biennium.]~~

(8) [(9)] Indirect Costs--Costs incurred for certain overhead related to administering a particular sponsored project, an instructional activity, or any other institutional activity. Indirect costs are synonymous with "facilities and administrative (F&A) costs."

(9) [(10)] Industrial Collaboration Agreements--Agreements with universities, colleges, centers, or institutes under which funds are provided for collaborative R&D activities. The activity must be sponsored by private philanthropic organizations and foundations, for-profit businesses, or individuals.

(10) [(11)] Multiple Function Awards--Awards that have multiple goals, such as research, instruction, and public service.

(11) [(12)] Other Sponsored Activities--Programs and projects financed by Federal and non-federal agencies and organizations may be R&D for RDF restricted research under certain conditions:

- (A) travel grants, only if in sole support of research activities;
- (B) support for conferences or seminars, only if in sole support of research activities;
- (C) support for projects pertaining to library collections, acquisitions, bibliographies or cataloging, only if their purpose is primarily for documented research activities; and

(D) programs to enhance institutional resources, including computer enhancements, etc., only if their purpose is primarily for documented research activities.

(12) ~~[(13)]~~ ~~[Pass-throughs to Sub-recipients]~~ Pass-through to sub-recipient--External award funds that are passed from one entity to a sub-recipient. The sub-recipient expends the award funds on behalf of or in connection with the pass-through entity.

(13) ~~[(14)]~~ Research--A systematic study directed toward fuller scientific knowledge or understanding of the subject studied.

(14) ~~[(15)]~~ Research and Development (R&D)--All research activities, both basic and applied, and all development activities that are supported at universities, colleges, and other non-profit institutions.

~~[(16) Research Development Fund (RDF)--A method of allocating funds based on institutional restricted research expenditures and established outside the state treasury to promote increased research capacity at eligible general academic teaching institutions under Texas Education Code, §§62.091--62.098.]~~

(15) ~~[(17)]~~ Restricted Funds--Funds for which some external agency, business entity, individual, or organization has placed limitations on the uses for which the funds may be spent.

(16) ~~[(18)]~~ Restricted Gifts for R&D--A gift provided by an external entity (a foundation, a business, or an individual) for a specific purpose and for which:

(A) there is documented evidence that the gift is restricted for research, such as a donor's restriction for research; or

(B) there is separate evidence that the gift is restricted for research through:

(i) documentation by the donor that the gift is restricted (e.g., endowed chair, fellowship); and

(ii) more than half of the earnings are budgeted for research through the institutional accounting process.

(17) Restricted Research Committee or Committee--The Coordinating Board's Restricted Research Committee.

(18) ~~[(19)]~~ Restricted Research Expenditure--An expenditure of funds which an external entity has placed limitations on (Restricted Funds) and for which the use of the funds qualifies as research and development.

(19) ~~[(20)]~~ Sponsored Instruction and Training--Specific instructional or training activity established by grant, contract, or cooperative agreement with federal, state, or local government agencies; private philanthropic organizations and foundations; for-profit businesses; or individuals. Sponsored Instruction and Training may be R&D for ~~[RDF]~~ restricted research under certain conditions:

(A) curriculum development projects if the primary purpose of the project is developing and testing an instructional or educational model through appropriate research methodologies (i.e., data collection, evaluation, dissemination, and publication); or

(B) activities involving the training of individuals in R&D techniques, commonly called R&D training, if such activities utilize the same facilities as other R&D activities and if such activities are not included in the instruction function. Such activities include dissertation work associated with an R&D project.

(20) Sources and Uses template--An annual survey of Texas general academic and health-related institutions to detail financial information and provide specific information about revenues and expenditures.

(21) Sponsored Research and Development (Sponsored R&D)--Activity funded by grants, gifts, and/or contracts, including sponsored research contracts, that are externally awarded funds designated by the sponsor as primarily for R&D purposes. The activity must be sponsored by federal, state, or local governmental agencies; private philanthropic organizations and foundations; for-profit businesses; or individuals. Sponsored R&D includes:

- (A) awards to university faculty to support R&D activities;
- (B) competitively awarded grants and contracts funded by state appropriations specifically identified by the legislature as for research, but not state appropriations made directly to the institution for R&D through formula or special item funding;
- (C) external faculty "career awards" to support the R&D efforts of the faculty;
- (D) external funding to maintain facilities or equipment and/or operation of a center or facility that will be used for R&D
- (E) external support for the writing of books when the purpose of the writing is to publish R&D results;
- (F) the research portion of expenditures in the federal work-study program, in accordance with instructions for preparing the annual financial report that is submitted by an institution to the Comptroller after each fiscal year ends;
- (G) industrial collaboration agreements with universities, colleges, centers, or institutes may qualify as R&D if at least half of the funds are explicitly designated as research support;
- (H) clinical trial agreements in which data collection and analysis are the primary components of the institution's role in the trial, excluding costs of data collection and analysis performed by other institutions under subcontract and excluding costs that are covered by patient charges or similar sources; and
- (I) demonstration projects may be R&D only if they include a new R&D component that is at least one-half of the scope of the project.

(22) Texas Comprehensive Research Fund (TCRF)--A funding mechanism established to promote increased research capacity at eligible general academic institutions that are neither research universities nor emerging research institutions under Texas Education Code, §§62.091 - 62.098.

13.123 Restricted Research [~~Advisory~~] Committee.

The Commissioner shall [~~appoint~~] convene, on an as needed basis, [~~an advisory~~] a committee to review and recommend changes to standards and accounting methods for determining restricted research expenditures and to consider appeals under §13.125 of this title (relating to Report on Restricted Research Awards).

(1) The ~~[advisory]~~ committee shall consist of representatives from ~~[eligible]~~ higher education institutions eligible for either TCRF or CRSF.

(2) ~~[The Commissioner shall select institutions that represent both system institutions and institutions that are not in systems, including institutions that provide diversity in size, mission, and geographic distribution for membership on the advisory committee]~~ Presidents of institutions eligible for either TCRF or CRSF shall designate members for the Restricted Research Committee.

13.124 Standards and Accounting Methods for Determining Restricted Research Expenditures

(a) Only expenditures from restricted research awards made from the following types of projects and activities and sponsored by federal, state, or local governmental agencies; private philanthropic organizations and foundations; industry associations, for-profit businesses; or individuals shall be classified as restricted research expenditures:

- (1) Sponsored R&D, as defined in §13.122 of this title (relating to Definitions).
- (2) Sponsored instruction and training, as defined in §13.122 of this title.
- (3) Restricted gifts for R&D as defined in §13.122 of this title.
- (4) Other sponsored activities as defined in §13.122 of this title.
- (5) Pass-through funds as defined in §13.122 of this title, that are to entities other than ~~[RDF-eligible]~~ institutions eligible for either TCRF or CRSF.

(6) Multiple Function Awards, as defined in §13.122 of this title if the scope or activities of the restricted awards include R&D, these are subject to the following limitation: if the purpose of a restricted award is primarily (more than 50 percent) research, then all expenditures, unless prohibited in §13.126 of this title, made from that award qualify as restricted research expenditures. If the purpose of the restricted award is not primarily research (less than 50 percent), then none of the expenditures may be counted as restricted research. Primary purpose will normally be demonstrated by more than half of the funds having been budgeted for research, but may be demonstrated by the sponsor's statement of purpose or other documented evidence.

(b) Institutions shall document the process for determining restricted research awards and shall maintain documentation justifying the rationale used to classify the awards as restricted research.

(c) For reporting purposes, institutions shall use the accrual accounting method as required by the Texas Comptroller for the Government-wide Financial Statements for the restricted research expenditure report.

13.125 Report on Restricted Research Awards.

(a) ~~[Not later than June 30, each]~~ Each eligible institution shall provide to the Commissioner, at a date specified by the Commissioner, a verified report of all restricted research awards for the current state fiscal year. Only those projects or activities described in §13.124 of this title (relating to Standards and Accounting Methods for Determining Restricted Research Expenditures) shall be included in the report.

(1) Classified military projects or any sponsored program deemed confidential or proprietary by funding entities shall not be included in the award lists.

(2) The report shall be in a format and with the specific content prescribed by the Commissioner.

(3) The report shall indicate the person or persons who determined that the projects or activities were restricted research projects or activities.

(4) The Commissioner shall provide the reports made under this section to each [eligible] institution eligible for either TCRF or CRSF.

(b) ~~[Not later than July 31 of each year, the]~~ The Commissioner shall convene ~~[a review panel of representatives of all eligible institutions. Each eligible institution shall recommend a representative to serve on the review panel]~~ the Restricted Research Committee under §13.123 of this title.

(1) The Commissioner shall provide each ~~[review panel]~~ committee member with a copy of each [eligible] institution's report on restricted research awards.

(2) The ~~[review panel]~~ committee shall examine the institutions' reports on restricted research awards and ~~[provide a report to the Commissioner, recommending to the Commissioner]~~ make a final determination of those awards from which expenditures may be classified as restricted research expenditures.

~~[(3) The Commissioner shall review the report of the review panel and determine those awards from which expenditures may be classified as restricted research expenditures.]~~

(4) ~~[Not later than August 15, the]~~ The Commissioner shall ~~[provide each institution with a copy of]~~ make public the ~~[recommendations of the review panel]~~ committee's determinations of awards ~~[and notify each institution of its awards]~~ from which expenditures may be classified as restricted research expenditures.

~~[(5) If an institution wishes to appeal the classification of a restricted research award, the President of the institution shall notify the Commissioner, in writing, not later than September 1. The Commissioner will review the appeal, determine whether to re-classify the expenditure, and notify the institution of the decision.]~~

13.126 Reporting of Restricted Research Expenditures ~~[and Use of Allocated Funds]~~

(a) ~~[Not later than October 15, each eligible]~~ Each institution eligible for either TCRF or CRSF shall provide a verified ~~[, preliminary]~~ report of its restricted research expenditures to the Commissioner through the Sources and Uses template.

(1) The ~~[Preliminary Report]~~ report will include restricted research expenditures from the awards approved by the Commissioner under §13.125 of this title (relating to Report on Restricted Research Awards).

(2) ~~[Expenditures for capital construction and for indirect costs of any restricted research award shall not be included in the Preliminary Report.]~~ Certain expenditures related to any award classified as restricted research are prohibited to be recorded as restricted research expenditures: (a) indirect costs, (b) capital construction, and (c) costs associated with entertainment or any direct individual benefit. Examples of costs associated with entertainment or any direct individual benefit include costs for shows, sports events, meals, lodging, rentals, gratuities, or personal, non-research related travel.

~~[(b) Not later than November 1 of each fiscal year for which there is an appropriation for the Research Development Fund, the Commissioner shall provide a preliminary restricted research expenditure report to the Comptroller and recommend funding allocations from the Research Development Fund to eligible institutions].~~

~~[(c) The funds shall be apportioned among the eligible institutions based on the average amount of restricted research expenditures by each institution per year for the three preceding state fiscal years.]~~

~~(b)~~ ~~[(d)]~~ Not later than December 1, each ~~[eligible]~~ institution that received ~~[an]~~ a TCRF or CRSF [RDF allocation] appropriation in the preceding fiscal year shall provide the Commissioner and the Legislative Budget Board with a report that describes how the institution used the ~~[allocated]~~ appropriated funds in the preceding fiscal year. The report shall include a description of expenditures of ~~[allocated]~~ appropriated funds received during prior fiscal years.

13.127 Audits

The Commissioner may require an audit of the restricted research records of an ~~[eligible]~~ institution eligible for either TCRF or CRSF to verify the submitted information.

AGENDA ITEM IX-O (7)

Consideration of adopting the Commissioner's recommendation to the Board relating to the proposed amendments to Chapter 6, Subchapter C, Section 6.73 of Board rules, concerning institutional eligibility under the Nursing, Allied Health and Other Health-Related Education Grant Program (H.B. 495, 84th Texas Legislature)

RECOMMENDATION: Approval

Background Information:

The Coordinating Board staff propose an amendment to Chapter 6, Subchapter C, Section 6.73 concerning grants awarded under the Nursing, Allied Health and Other Health-Related Education Grant Program.

The intent of the amendment to Section 6.73 (h) and (h)(1) is to align the program to the extension provided through passage of House Bill 495, 84th Texas Legislature, Regular Session, which delineates funding to be used exclusively for nursing education through August 31, 2019.

Date approved by the Commissioner for publication in the *Texas Register*: August 19, 2015

Date published in the *Texas Register*: September 4, 2015

The 30-day comment period with the Texas Register ended on: October 4, 2015

No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

Chapter 6
Health Education, Training, and Research Funds

Subchapter C
Tobacco Lawsuit Settlement Funds

- 6.71 Purpose and Authority
- 6.72 Definitions
- 6.73 Nursing, Allied Health and Other Health-Related Education Grant Program
- 6.74 Minority Health Research and Education Grant Program

6.71 Purpose and Authority

The purpose of this subchapter is to describe the Board's criteria and process for awarding grants with Tobacco Lawsuit Settlement funds under two competitive grant programs: the Nursing, Allied Health and Other Health-related Education Grant Program; and the Minority Health Research and Education Grant Program. The Board is authorized to establish rules for these grant programs under Texas Education Code §63.202 (c) and §63.302 (d).

6.72 Definitions No Changes.

6.73 Nursing, Allied Health and Other Health-Related Education Grant Program

(a) – (c) No Changes.

(d) Funding Decisions.

(1) Applications for grant funding shall be evaluated only upon the information provided in the written application.

(2) The Board shall approve grants upon the recommendation of the panel of reviewers and Board staff. The Commissioner shall report approved grants to the Board for each biennial grant period.

(3) Funding recommendations to the Board shall consist of the most highly ranked and recommended applications up to the limit of available funds. If available funds are insufficient to fund a proposal after the higher-ranking and recommended applications have been funded, staff shall negotiate with the applicant to determine if a lesser amount would be acceptable. If the applicant does not agree to the lesser amount, the staff shall negotiate with the next applicant on the ranked list. The process shall be continued until all grant funds are awarded to the most highly ranked and recommended applications.

(e) Contract. Following approval of grant awards by the Board, the successful applicants must sign a contract issued by Board staff and based on the information contained in the application.

(f) Cancellation or Suspension of Grants. The Board has the right to reject all applications and cancel a grant solicitation at any point before a contract is signed.

(g) Request for Proposal. The full text of the administrative regulations and budget guidelines for this program are contained in the official Request for Proposal (RFP) available upon request from the Board.

(h) This subsection pertains to the 2016-2017 and 2018-2019 ~~[2012-2013 and 2014-2015]~~ biennia only (rules are effective only through August 31, 2019 ~~[from September 1, 2011 to August 31, 2015]~~).

(1) Funds available to the program ~~[for the 2012-2013 and 2014-2015 biennia]~~ will be distributed as grants in proportions determined by the Board through one or more programs that are based on:

(A) a competitive, peer- or staff-reviewed process for eligible institutions proposing to address the shortage of registered nurses and nursing faculty, as described in subsections (a) – (g) of this section unless amended in paragraph (2) of this subsection;

(B) a staff-reviewed process for eligible institutions, as amended in paragraph (2) of this subsection; or

(C) a criteria-based, funding formula for eligible institutions, as amended in paragraph (2) of this subsection.

(2) In subsection (a)(4) of this section, eligible institutions, as they pertain to paragraph (1) of this subsection, are public institutions of higher education, private or independent institutions of higher education and hospitals that offer nursing programs that prepare students for initial licensure as registered nurses or that prepare qualified faculty for such nursing programs.

6.74 Minority Health Research and Education Grant Program No Changes

AGENDA ITEM IX-P (1)

Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 4, Subchapter C, Sections 4.54 and 4.58 of Board rules, concerning the Texas Success Initiative to support developmental education reform efforts (Senate Bill 1776, 84th Texas Legislature)

RECOMMENDATION: Approval

Background Information:

The intent of the amendment is to incorporate into existing rules changes and provisions enacted by Senate Bill 1776, 84th Texas Legislature, Regular Session.

In Section 4.54, the Texas Success Initiative (TSI) exemption for the college preparatory course under Texas Education Code, Section 28.014 is increased from 12 months to 24 months from the student's date of high school graduation and requires the student to enroll in the entry-level college credit course in the exempted content area in the student's first year of enrollment at the institution of higher education.

The amendment to Section 4.58 requires that students with the college preparatory course exemption who do not successfully complete the college credit course in the exempted content area must be advised of non-course based options for becoming college ready.

Dr. Suzanne Morales-Vale, Director of Developmental and Adult Education, Division for College Readiness and Success, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: July 27, 2015

Date published in the *Texas Register*: August 7, 2015

The 30-day comment period with the *Texas Register* ended on: September 7, 2015

A summary of public comments received in response to the proposed rules for the TSI is included below:

Comments received from Hillary Procknow, The University of Texas at Austin:

Comment:

Section 4.54(a)(10) - Tracking students to make sure they enroll in either a reading/writing or math course (depending on the student's needs) will surely be a challenge, one that advisors will likely be responsible for. I'm not sure institutions will have systems in place to ensure this. Additionally, it is not clear what will happen to the student's college-readiness eligibility if the institution fails to ensure the student enrolls in

their first course in their first year. Will the responsibility lie with the institution? Will the student have to demonstrate college-readiness again with the TSI test because the institution failed to put them in the appropriate course?

Response:

It is the responsibility of the College Preparatory Course teachers, high school counselors, and college and university advisors to ensure students who successfully completed a College Preparatory Course and qualified for the TSI exemption, as outlined in Section 4.54(a)(10), clearly understand the parameters of the exemption, including the requirement that the student enroll in the course to which the exemption applies within one year of enrollment at the institution of higher education. It is also important that students understand the two-part provision of the exemption as articulated in Texas Education Code, Section 51.3062(q-2): enrollment within 24 months of high school graduation and enrollment in the exempted course within one year. Not meeting both provisions will invalidate the exemption.

No additional changes were made as a result of these comments.

Comment:

Section 4.58(e) - The ambiguity in this section is more problematic. It states that a student who is eligible to take a college-level course through having completed a College Prep course in high school must earn a C or above or else be advised of NCBOs for becoming college-ready. This rule does not explicitly say that the student is no longer college-ready. In addition, the previous section simply says that the student must enroll in the college-level course in the first year. It's not clear if the student who earns less than a C:

1. can take the course again in the following semester
2. is considered "not college-ready" and must demonstrate college readiness in a different way (TSI Assessment)
3. Is required to enroll in an NCBO (vs. a semester long developmental course)

In short, this section needs to be explicit about the college-readiness status of the student who earns less than a C and what the options or requirements are for that student.

Response:

As first articulated in Texas Education Code, Section 51.3062(q-2), rule Section 4.58(e) states that a student with a TSI exemption as outlined in Rule Section 4.58(10) who earns less than a C in the course to which the exemption applies must be advised of non-course based options for becoming college ready, such as tutoring or accelerated learning. It does not require that the student follow the advice, nor does it state that a student not following the advice loses his/her exemption. In addition, this student may elect to enroll again in the following semester in the course to which the exemption applies. As long as the two provisions of the exemption are met (i.e., the student with the TSI exemption enrolled at an institution of higher education within 24 months of his/her date of high school graduation and the student enrolled in the course to which the exemption applies within one year of enrollment at the institution of higher education), then the exemption remains in effect, independent of the student's performance in the course to which the exemption applies.

No additional changes were made as a result of these comments.

Comment:

Subchapter D (Dual Credit) - I have no problems with the changes in this subchapter. They follow logically and consistently from the new laws on dual credit. However, communication about dual credit eligibility is an area that THECB and TEA need to work together on as there is a great deal of miscommunication and misunderstanding about this among high school teachers and administrators. Many high schools are insisting that students pass the TSI Assessment to be eligible for dual credit. While this is clearly acceptable, it is not particularly appropriate in most cases, considering students will have taken the English II or Algebra I STAAR (+ Algebra II course).

Response:

We continue to work closely with the Texas Education Agency and other organizations such as the regional Education Service Centers, AdviseTX, and P-16 Councils to ensure that administrators, counselors, and advisors understand and communicate to students and their parents rules related to Dual Credit and TSI exemptions.

No additional changes were made as a result of these comments.

Legal Review:

Approved by the Office of General Counsel _____ Date _____

Chapter 4
Rules Applying to all Public Institutions of Higher Education in Texas

Subchapter C
Texas Success Initiative

- 4.51 Purpose
- 4.52 Authority
- 4.53 Definitions
- 4.54 Exemptions, Exceptions, and Waivers
- 4.55 Assessment and Placement
- 4.56 Assessment Instrument
- 4.57 College Ready and Adult Basic Education (ABE) Standards
- 4.58 Advisement and Plan for Academic Success
- 4.59 Determination of Readiness to Perform Entry-Level Freshman Coursework
- 4.60 Evaluation and Reporting
- 4.61 Limited Waiver of Rules
- 4.62 Required Components of Developmental Education Programs

4.51 – 4.53 No Changes

4.54. Exemptions, Exceptions, and Waivers

(a)(1) – (9) No Changes

(10) A student who successfully completes a college preparatory course under Texas Education Code §28.014 is exempt for a period of twenty-four (24) [twelve (12)] months from the date of high school graduation with respect to the content area of the course. The student must enroll in the student's first college-level course in the exempted content area in the student's first year of enrollment in an institution of higher education. This exemption applies only at the institution of higher education that partners with the school district in which the student is enrolled to provide the course. Additionally, an institution of higher education may enter into a Memorandum of Understanding with a partnering institution of higher education to accept the exemption for the college preparatory course.

(b) – (d) No Changes

4.55 – 4.57 No Changes

4.58 Advisement and Plan for Academic Success

(a) – (d) No Changes

(e) Students with a TSI exemption for a college preparatory course as outlined in Rule §4.54(10) who earn less than a C in the student's first college-level course in the exempted content area must be advised of non-course-based options for becoming college ready, such as tutoring or accelerated learning.

4.59 - 4.62 No Changes

AGENDA ITEM IX-P (2)

Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 4, Subchapter D, Section 4.85 of Board rules, concerning the course load, grade level, and junior college service area restrictions on dual credit course enrollment at public institutions of higher education (House Bill 505, 84th Texas Legislature)

RECOMMENDATION: Approval

Background Information:

The intent of these amendments is to incorporate into existing rules changes and provisions enacted by passage of House Bill 505, 84th Texas Legislature, Regular Session. The revisions in statute require the repeal of existing rules which restrict dual credit course load, grade level, and out of junior college service area enrollment at public institutions of higher education. Board rules that limit the number of dual credit courses or semester credit hours in which a high school student may enroll during any semester or academic year at public institutions of higher education have been removed. Limitations concerning the grade level at which a high school student may be eligible to enroll in a dual credit course at public institutions of higher education and restrictions on dual credit course enrollment by junior college service area have also been removed.

Dr. Rex Peebles, Assistant Commissioner for Academic Quality and Workforce, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: July 6, 2015

Date Published in the *Texas Register*: August 7, 2015

The 30-day comment period with the *Texas Register* ends on: September 7, 2015

No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

CHAPTER 4
RULES APPLYING TO ALL PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN TEXAS

SUBCHAPTER D
DUAL CREDIT PARTNERSHIPS BETWEEN SECONDARY SCHOOLS AND
TEXAS PUBLIC COLLEGES

- 4.81 Purpose
- 4.82 Authority
- 4.83 Definitions
- 4.84 Institutional Agreements
- 4.85 Dual Credit Requirements

4.81 – 4.84 No Changes.

4.85 Dual Credit Requirements

(a) Eligible Courses.

(1) Courses offered for dual credit by public two-year associate degree granting institutions must be identified as college-level academic courses in the current edition of the Lower Division Academic Course Guide Manual adopted by the Board or as college-level workforce education courses in the current edition of the Workforce Education Course Manual adopted by the Board.

(2) Courses offered for dual credit by public universities must be in the approved undergraduate course inventory of the university.

(3) Public colleges may not offer remedial and developmental courses for dual credit.

(b) Student Eligibility.

(1) A high school student is eligible to enroll in academic dual credit courses [~~in the eleventh and/or twelfth grade~~] if the student:

(A) demonstrates college readiness by achieving the minimum passing standards under the provisions of the Texas Success Initiative as set forth in §4.57 of this title (relating to College Ready and Adult Basic Education (ABE) Standards) on relevant section(s) of an assessment instrument approved by the Board as set forth in §4.56 of this title (relating to Assessment Instrument); or

(B) demonstrates that he or she is exempt under the provisions of the Texas Success Initiative as set forth §4.54 of this title (relating to Exemptions, Exceptions, and Waivers).

(2) ~~A~~ [An ~~eleventh-grade~~] high school student is also eligible to enroll in academic dual credit courses that require demonstration of TSI college readiness [~~are TSI-liable~~] in reading, writing, and/or mathematics under the following conditions:

(A) Courses that require demonstration of TSI college readiness in reading and/or writing: [~~reading/writing TSI complete~~:]

(i) if the student achieves a Level 2 final recommended score, as defined by the Texas Education Agency (TEA), on the English II State of Texas Assessment of Academic Readiness End of Course (STAAR EOC); or

(ii) if the student achieves a combined score of 107 on the PSAT/NMSQT with a minimum of 50 on the reading test; or

(iii) if the student achieves a composite score of 23 on the PLAN with a 19 or higher in English or an English score of 435 [an equivalent score] on the ACT-Aspire [as determined by ACT].

(B) Courses that require demonstration of TSI college readiness in mathematics: [mathematics TSI complete:]

(i) if the student achieves a Level 2 final recommended score, as defined by TEA, on the Algebra I STAAR EOC and passing grade in the Algebra II course; or

(ii) if the student achieves a Level 2 final recommended score, as defined by TEA, on the Algebra II STAAR EOC; or

(iii) if the student achieves a combined score of 107 on the PSAT/NMSQT with a minimum of 50 on the mathematics test; or

(iv) if the student achieves a composite score of 23 on the PLAN with a 19 or higher in mathematics or a mathematics score of 431 [an equivalent score] on the ACT-Aspire [as determined by ACT].

~~[(C) An eligible high school student who enrolls in a dual credit course requiring TSI completion in reading, writing, or mathematics during their junior year under the STAAR EOC provisions shall not be required to demonstrate further evidence of eligibility to enroll in dual credit courses in the twelfth grade.]~~

~~[(D) An eligible high school student who enrolls in a dual credit course requiring TSI completion in reading, writing, or mathematics during their junior year under the PSAT/NMSQT, PLAN, or Aspire provisions and earns a grade of C or better has demonstrated eligibility to enroll in dual credit courses in the twelfth grade.]~~

~~[(E) An eligible high school student who enrolls in a dual credit course requiring TSI completion in reading, writing, or mathematics during their junior year under the PSAT/NMSQT, PLAN, or Aspire provisions and does not earn a grade of C or better must demonstrate eligibility to enroll in dual credit courses in the twelfth grade.]~~

(3) A high school student is eligible to enroll in workforce education dual credit courses contained in a Level 1 certificate program, or a program leading to a credential of less than a Level 1 certificate, at a public junior college or public technical institute [in the eleventh and/or twelfth grade] and shall not be required to provide [any additional] demonstration of college readiness or dual credit enrollment eligibility.

(4) A high school student is eligible to enroll in workforce education dual credit courses contained in a Level 2 certificate or applied associate degree program [in the eleventh and/or twelfth grade] under the following conditions:

(A) Courses that require demonstration of TSI college readiness in reading and/or writing: [reading/writing TSI complete:]

(i) if the student achieves a Level 2 final recommended score, as defined by TEA, on the English II STAAR EOC; or

(ii) if the student achieves a combined score of 107 on the PSAT/NMSQT with a minimum of 50 on the reading test; or

(iii) if the student achieves a composite score of 23 on the PLAN with a 19 or higher in English or an English score of 435 ~~[an equivalent score]~~ on the ACT-Aspire ~~[as determined by ACT]~~.

(B) Courses that require demonstration of TSI college readiness in mathematics: ~~[mathematics TSI complete:]~~

(i) if the student achieves a Level 2 final recommended score, as defined by TEA, on the Algebra I STAAR EOC and passing grade in the Algebra II course; or

(ii) if the student achieves a Level 2 final recommended score, as defined by TEA, on the Algebra II STAAR EOC; or

(iii) if the student achieves a combined score of 107 on the PSAT/NMSQT with a minimum of 50 on the mathematics test; or

(iv) if the student achieves a composite score of 23 on the PLAN with a 19 or higher in mathematics or a mathematics score of 431 ~~[an equivalent score]~~ on the ACT-Aspire ~~[as determined by ACT]~~.

~~[(C) An eligible high school student who enrolls in workforce education dual credit courses contained in a Level 2 certificate or applied associate degree program during their junior year under the STAAR EOC provisions shall not be required to demonstrate further evidence of eligibility to enroll in dual credit courses in the twelfth grade.]~~

~~[(D) An eligible high school student who enrolls in workforce education dual credit courses contained in a Level 2 certificate or applied associate degree program during their junior year under the PSAT/NMSQT, PLAN, or Aspire provisions and earns a grade of C or better has demonstrated eligibility to enroll in dual credit courses in the twelfth grade.]~~

~~[(E) An eligible high school student who enrolls in workforce education dual credit courses contained in a Level 2 certificate or applied associate degree program during their junior year under the PSAT/NMSQT, PLAN, or Aspire provisions and does not earn a grade of C or better must demonstrate eligibility to enroll in dual credit courses in the twelfth grade.]~~

(C) ~~[(F)]~~ A student who is exempt from taking TAKS or STAAR EOC assessments may be otherwise evaluated by an institution to determine eligibility for enrolling in workforce education dual credit courses.

(5) Students who are enrolled in private or non-accredited secondary schools or who are home-schooled must satisfy paragraphs (1) - (4) of this subsection.

(6) To be eligible for enrollment in a dual credit course offered by a public college, students must meet all the college's regular prerequisite requirements designated for that course (e.g., minimum score on a specified placement test, minimum grade in a specified previous course, etc.).

~~[(7) To be eligible for enrollment in a dual credit course offered by a public college, students must have at least junior year high school standing. Exceptions to this requirement for students with demonstrated outstanding academic performance and capability (as evidenced by achieving TSI college readiness standards on SAT, ACT, or TSI Assessment) may be approved by the principal of the high school and the chief academic officer of the college. Students with less than junior year high school standing must demonstrate eligibility as outlined under paragraph (1) of this subsection.]~~

~~[(8) High school students shall not be enrolled in more than two dual credit courses per semester. Exceptions to this requirement for students with demonstrated outstanding academic performance and capability (as evidenced by grade point average, ACT or SAT scores, or other assessment indicators) may be approved by the principal of the high school and the chief academic officer of the college to a maximum of 15 semester credit hours.]~~

~~[(A) Institutions of higher education must have established, written policies in place prior to approving a student to enroll in more than two dual credit courses per semester.]~~

~~[(B) A student enrolling in more than two dual credit courses in a semester must pass all courses during that semester with a grade of C or better to continue to enroll in more than two dual credit courses in following semesters.]~~

~~[(C) This provision does not apply to students enrolled in approved early college high school programs.]~~

~~(7) [(9)] An institution may impose additional requirements for enrollment in courses for dual credit that do not conflict with this section.~~

~~(8) [(10)] An institution is not required, under the provisions of this section, to offer dual credit courses for high school students.~~

(c) Location of Class. Dual credit courses may be taught on the college campus or on the high school campus. For dual credit courses taught exclusively to high school students on the high school campus and for dual credit courses taught electronically, public colleges shall comply with applicable rules and procedures for offering courses at a distance in Subchapters P and Q of this chapter (relating to Approval of Distance Education Courses and Programs for Public Institutions and Approval of Off-Campus and Self-Supporting Courses and Programs for Public Institutions). In addition, dual credit courses taught electronically shall comply with the Board's adopted Principles of Good Practice for Courses Offered Electronically.

~~[(1) A student may not enroll in more than three courses per academic year at a community college if the community college does not have a service area that includes the student's high school, except to the extent approved by the Commissioner of Texas Education Agency.]~~

~~[(2) This provision does not apply to students enrolled in approved early college high school programs.]~~

(d) Composition of Class. Dual credit courses may be composed of dual credit students only or of dual and college credit students. Exceptions for a mixed class, which would also

include high school credit-only students, may be allowed only under one of the following conditions:

(1) If the course involved is required for completion under the State Board of Education High School Program graduation requirements, and the high school involved is otherwise unable to offer such a course.

(2) If the high school credit-only students are College Board Advanced Placement students.

(3) If the course is a career and technology/college workforce education course and the high school credit-only students are earning articulated college credit.

(e) Faculty Selection, Supervision, and Evaluation.

(1) The college shall select instructors of dual credit courses. These instructors must be regularly employed faculty members of the college or must meet the same standards (including minimal requirements of the Southern Association of Colleges and Schools) and approval procedures used by the college to select faculty responsible for teaching the same courses at the main campus of the college.

(2) The college shall supervise and evaluate instructors of dual credit courses using the same or comparable procedures used for faculty at the main campus of the college.

(f) Course Curriculum, Instruction, and Grading. The college shall ensure that a dual credit course and the corresponding course offered at the main campus of the college are equivalent with respect to the curriculum, materials, instruction, and method/rigor of student evaluation. These standards must be upheld regardless of the student composition of the class.

(g) Academic Policies and Student Support Services.

(1) Regular academic policies applicable to courses taught at the college's main campus must also apply to dual credit courses. These policies could include the appeal process for disputed grades, drop policy, the communication of grading policy to students, when the syllabus must be distributed, etc.

(2) Students in dual credit courses must be eligible to utilize the same or comparable support services that are afforded college students on the main campus. The college is responsible for ensuring timely and efficient access to such services (e.g., academic advising and counseling), to learning materials (e.g., library resources), and to other benefits for which the student may be eligible.

(h) Transcribing of Credit. For dual credit courses, high school as well as college credit should be transcribed immediately upon a student's completion of the performance required in the course.

(i) Funding.

(1) The state funding for dual credit courses will be available to both public school districts and colleges based on the current funding rules of the State Board of Education and the Board.

(2) The college may only claim funding for students getting college credit in core curriculum, career and technical education, and foreign language dual credit courses.

(3) This provision does not apply to students enrolled in approved early college high school programs.

(4) All public colleges, universities, and health-related institutions may waive all or part of tuition and fees for a Texas high school student enrolled in a course for which the student may receive dual course credit.

AGENDA ITEM IX-P (3)

Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 22, Subchapter V, Section 22.572 of Board rules, concerning the Texas Science, Technology, Engineering, and Mathematics Challenge Scholarship Program (Senate Bill 1066, 84th Texas Legislature)

RECOMMENDATION: Approval

Background Information:

The intent of these amendments is to provide for statutory changes that modify the requirements for continued participation in the T-STEM Program by a public junior or technical college. Language has been added to change the time frame for continuing eligibility from the year following the first academic year of participation to the beginning of the third year following implementation of a T-STEM Program. The length of time that institutions have to document their students' performance has been changed from three months to twelve months. The language describing whose performance must be documented is changed from graduates to scholarship recipients. The language requiring employment in a STEM field has been removed from the employment condition. The language describing enrollment eliminates the upper-division requirement and adds certificates and associate degrees to the baccalaureate degree qualification.

Dr. Rex Peebles, Assistant Commissioner for Academic Quality and Workforce, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: July 6, 2015

Date Published in the *Texas Register*: August 7, 2015

The 30-day comment period with the *Texas Register* ends on: September 7, 2015

No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

CHAPTER 22
GRANT AND SCHOLARSHIP PROGRAMS

SUBCHAPTER V
TEXAS SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS CHALLENGE
SCHOLARSHIP PROGRAM

22.570	Authority, Scope, and Purpose
22.571	Definitions
22.572	Institutions
22.573	Eligible Students
22.574	Request for Application by Eligible Institutions
22.575	Scholarship Application Process
22.576	Award Amounts
22.577	Reports

22.570 – 22.571 No Changes.

22.572 Institutions

(a) Eligibility. Each institution as defined in §22.571(3) of this title (relating to Definitions) may be eligible to participate in the program, if it meets the criteria in subsection (b) or (c) of this section.

(b) Initial Participation. To qualify as an eligible institution and participate in the T-STEM Program, the institution must:

- (1) Enroll a minimum of 50 students into T-STEM programs, as defined in §22.571(8) of this title, in each academic year; and
- (2) Develop partnerships with business and industry that:
 - (A) identify and document local employment needs in the STEM fields; and
 - (B) provide part-time employment for students enrolled in a STEM field.

(c) Continuing Participation. An otherwise eligible institution may continue participation in the T-STEM Program, if, beginning with ~~[following]~~ the third ~~[first]~~ academic year of participation, ~~[if]~~ the institution documents to the Board that each year, within twelve ~~[three]~~ months of receipt of a scholarship ~~[graduation]~~, at least 70 percent of its T-STEM Challenge Scholarship recipients ~~[graduates]~~:

- (1) are employed ~~[by a business in a STEM field]~~, or
- (2) are enrolled in ~~[upper-division]~~ courses leading to a certificate, associate, or baccalaureate degree in a STEM field.

(d) No institution may, on the grounds of race, color, national origin, gender, religion, age, or disability exclude an individual from participation in, or deny the benefits of, the program described in this subchapter.

(e) Each eligible institution must follow the Civil Rights Act of 1964, Title VI (Public Law 88-353) in avoiding discrimination in admissions.

(f) Approval.

(1) Agreement. Each eligible institution must enter into an agreement with the Board, the terms of which shall be prescribed by the Commissioner.

(2) Approval Deadline. An institution must be approved in the spring in order for qualified students enrolled in that institution to be eligible to receive grants in the fall of the next fiscal year.

(g) Responsibilities.

(1) Probation Notice. If the institution is placed on probation by its accrediting agency, it must immediately advise the Board and grant recipients of this condition and maintain evidence in each student's file to demonstrate that the student was so informed.

(2) Disbursements to Students.

(A) Documentation. The institution must maintain records to prove the receipt of program funds by the student or the crediting of such funds to the student's school account.

(B) Procedures in Case of Illegal Disbursements. If the Commissioner has reason for concern that an institution has disbursed funds for unauthorized purposes, the Board will notify the Program Officer and financial aid officer and offer an opportunity for a hearing pursuant to the procedures outlined in Chapter 1 of this title (relating to Agency Administration). Thereafter, if the Board determines that funds have been improperly disbursed, the institution shall become primarily responsible for restoring the funds to the Board. No further disbursements of grants or scholarships shall be permitted to students at that institution until the funds have been repaid.

(3) Reporting and Refunds.

(A) Requirements/Deadlines. All institutions must meet Board reporting requirements in a timely fashion. Such reporting requirements shall include reports specific to allocation and reallocation of grant funds (including the Financial Aid Database Report) as well as progress and year-end reports of program activities.

(B) Penalties for Late Reports or Refunds.

(i) The Commissioner may penalize an institution by reducing its allocation of funds in the following year by up to 10 percent for each report that is postmarked or submitted electronically more than a week late. The Commissioner may assess more severe penalties against an institution if any report is received by the Board more than one month after its due date.

(ii) The Commissioner may penalize an institution by reducing its allocation of funds in the following year by up to 10 percent for each late refund of grant funds. If grant funds are returned more than a week after the announced return date, they will be considered late.

(iii) The maximum penalty for a single year is 30 percent of the institution's grant.

(C) Appeal of Penalty. If the Commissioner determines that a penalty is appropriate, the institution will be notified by certified mail, addressed to the Program Officer with a copy sent to the financial aid officer. Within 21 days from the time that the Program Officer receives the written notice, the institution must submit a written response appealing the Commissioner's decision, or the penalty shall become final and no longer subject to an appeal. An appeal under this section will be conducted in accordance with the rules provided in Chapter 1 of this title.

(4) Program Reviews. If selected for such by the Board, participating institutions must submit to program reviews of activities related to the Program.

22.573 – 22.577 No Changes.

AGENDA ITEM IX-Q

Report on institutional requests acted on by the Commissioner or Assistant Commissioner since the previous Board meeting

RECOMMENDATION: No action required

Background Information:

The Board authorized the Commissioner or the Assistant Commissioner of Academic Quality and Workforce to act on institutional requests. Coordinating Board rule, Chapter 5, Section 5.50 (j) directs the Commissioner to provide a list to Board members of all institutional requests acted on by the Commissioner and Assistant Commissioner.

Requests for new degree and certificate programs were reviewed by staff to ensure they met the standards established by Coordinating Board rules, Sections 5.50, 9.93 (c), and 7.4 before receiving approval from the Commissioner or the Assistant Commissioner of Academic Quality and Workforce. The standards address the institution's mission, overall program quality, student demand and job market needs, duplication with existing programs at other institutions, funding, and institutional effectiveness.

Since the last report to the Coordinating Board, the Assistant Commissioner approved 42 new degree and certificate programs; approved 15 institutional requests to phase programs out; issued 23 Certificates of Authorization (new, renewed, revised, or cancelled); and received 1 preliminary planning notification. Detailed information is provided in the tables on the following pages.

**REPORT ON INSTITUTIONAL REQUESTS ACTED ON BY THE
COMMISSIONER OR ASSISTANT COMMISSIONER SINCE THE PREVIOUS BOARD MEETING**

June 30, 2015 - September 25, 2015

NEW DEGREE AND CERTIFICATE PROGRAMS

Institution	Degree	Program	Date Approved
Community & Technical Colleges			
Angelina College	AAS/Level 1 Certificate	Sound Recording Tech.	7/22/15
Blinn College	AS	Construction Science	7/8/15
Blinn College	AS	Education	8/28/15
Blinn College	AS	Engineering	7/8/15
Galveston College	Continuing Education Certificate	Cisco Certification	6/30/15
Lamar Institute of Technology	AS	Criminal Justice	8/17/15
Lamar Institute of Technology	AA	Business	8/17/15
Lone Star College System – Kingwood College	AAS/Level 2 Certificate	Applied Science - Process Technology	8/25/15
Lone Star College System – Montgomery College	AAS/Level 1 Certificate	Emergency Medical Services Professions	8/31/15
Lone Star College System – Montgomery College	AAS/Level 1 Certificate	Machining Technology	8/31/15
Lone Star College System – Montgomery College	AAS/Level 1 Certificate	Welding Technology	8/31/15
Lone Star College System – University Park	AS	Computer Science	8/17/15
Lone Star College System – University Park	AAS/Level 1 & 2 Certificate	Machining Technology	8/26/15
Northeast Texas Community College	AAS	Funeral Service	9/11/15
Panola College	Continuing Education Certificate	Massage Therapy	8/26/15
San Jacinto College District – S.Campus	AAS	Health Science	7/22/15
Southwest Texas Junior College	AS	Engineering Science	7/22/15
Tarrant County College – Northeast	AA	Music	8/24/15
Texas State Technical College	SCH/AS	Biology	6/30/15
Texas State Technical College	SCH/AS	Physics	6/30/15
Texas State Technical College	SCH/AS	Mathematics	6/30/15
Texas State Technical College	SCH/AS	Engineering	6/30/15
Texas State Technical College	SCH/AS	Computer Science	6/30/15
Vernon College	AAS	Surgical Technology	7/8/15

Institution	Degree	Program	Date Approved
Victoria College	AAS/Level 2 Certificate	Industrial Maintenance Mechanics	6/30/15
Victoria College	AAS	Machining Technology	6/30/15
Universities & Health-Related			
Lamar University	MED	Digital Learning and Leading	6/30/2015
Sam Houston State University	MAG	Sustainable Agriculture and Food Environment	8/28/2015
Sam Houston State University	MED	Comparative and Global Education	9/10/2015
Sam Houston State University	MS	Sport Management	8/28/2015
Sam Houston State University	MS	Health Care Quality and Safety	8/28/2015
Stephen F. Austin State University	BS	Pre-Audiology	7/22/2015
Stephen F. Austin State University	BBA	Human Resource Management	8/28/2015
Stephen F. Austin State University	BBA	Sport Business Management	8/28/2015
Texas State University	MHIM	Health Information Management	7/17/2015
Texas Tech University	BS	Sport Management	8/18/2015
University of North Texas at Dallas	BA/BS	Biology	7/9/2015
University of North Texas at Dallas	BA	Communication and Technology	8/10/2015
University of Texas at San Antonio	MS	Data Analytics	7/22/2015
University of Texas at San Antonio	MS	Business	7/28/2015
University of Texas at San Antonio	BA	Multicultural Early Childhood Education	8/28/2015
University of Texas at Tyler	BS	General Business	9/22/2015

PHASE-OUT OF PROGRAMS

Institution	Degree	Program	Phase out Date
Community & Technical Colleges			
Alamo Colleges - San Antonio College	AA	Photography	9/1/15
Universities & Health-Related			
Texas A&M University	BA	Music	8/1/2015
Texas A&M University	BA	Performance Studies	8/1/2015
Texas A&M University	BA	Theatre Arts	8/1/2019
Texas A&M University	MS	Health Physics	9/1/2016
Texas Tech University	IMBA	International Business Administration	8/31/2016

Institution	Degree	Program	Phase out Date
University of North Texas	PhD	Literacy and Language Studies	12/10/2021
University of North Texas at Dallas	BBA	Entrepreneurship	5/31/2017
University of North Texas at Dallas	BS	Accountancy	5/31/2017
University of Texas at Austin	MSN	Nursing Administration	8/15/2018
University of Texas at Austin	MSN	Pediatric Nursing	8/15/2018
University of Texas at Austin	MSN	Adult Health Nursing	8/15/2018
University of Texas at Austin	MSN	Public Health Nursing	8/15/2018
University of Texas at Austin	MSN	Maternal/Child Health Nursing	8/15/2018
University of Texas Health Science at San Antonio	BS	Cytogenetics	7/2/2015

PRELIMINARY PLANNING NOTIFICATIONS

Institution	Authority Level	Program	Date Notified
Universities & Health-Related			
University of Texas at El Paso	Doctorate	Pharmacy	7/17/2015

CERTIFICATES OF AUTHORIZATION

Non-Public and Out-of-State Institution	Authorization Type	Certificate of Authorization Issue Date
Auguste Escoffier School of Culinary Arts	Associate degrees, credits toward degrees, and use certain protected terms	7/24/15
Bakke Graduate University	Master and Doctoral degrees, credits towards degrees, and use certain protected terms.	9/8/15
California Lutheran University	Clinical, internship, and field-based educator trainings	7/24/15
Cardiotech Ultrasound School	Associate degrees, credits toward degrees, and use certain protected terms	7/17/15
Colorado Christian University	Clinical, internship, and field-based educator trainings	7/24/15
Criswell College	Associate, bachelor's and master's degrees, grant credits toward degrees, and use certain protected terms	9/11/15
Fort Hays State University	Clinical, internship, and field-based educator trainings	7/17/15

Non-Public and Out-of-State Institution	Authorization Type	Certificate of Authorization Issue Date
Lorain County Community College	Clinical, internship, and field-based educator trainings	8/11/15
Marywood University	Clinical, internship, and field-based educator trainings	9/10/15
Midwestern University – Glendale	Clinical, internship, and field-based educator trainings	9/21/15
Shenandoah University	Clinical, internship, and field-based educator trainings	7/17/15
The College of Healthcare Professions	Associate degrees, credits toward degrees, and use certain protected terms	9/21/15
The King's University	Master's degrees, credits toward degrees, and use certain protected terms	8/19/15
University of Maine at Augusta	Clinical, internship, and field-based educator trainings	8/19/15
University of Maryland – Baltimore	Clinical, internship, and field-based educator trainings	9/2/15
University of Missouri – Kansas City	Clinical, internship, and field-based educator trainings	9/2/15
Vantage College	Name change (formerly Excel Learning Center) - Associate degrees, credits toward degrees, and use certain protected terms	7/2/15
Vantage College – Austin	Name change (formerly Excel Learning Center) - Associate degrees, credits toward degrees, and use certain protected terms	7/2/15
Vantage College – El Paso Central	Name change (formerly Excel Learning Center) - Associate degrees, credits toward degrees, and use certain protected terms	7/2/15
Vantage College – San Antonio	Name change (formerly Excel Learning Center) - Associate degrees, credits toward degrees, and use certain protected terms	7/2/15
Vantage College – San Antonio South	Name change (formerly Excel Learning Center) - Associate degrees, credits toward degrees, and use certain protected terms	7/2/15
West Virginia University	Clinical, internship, and field-based educator trainings	9/21/15
Wilkes University	Clinical, internship, and field-based educator trainings	8/19/15

AGENDA ITEM X-A

Committee Chair's Overview

RECOMMENDATION: No Action Required

Background Information:

David Teuscher, chair of the Agency Operations Committee will provide the Board an overview of the items on the agenda.

AGENDA ITEM X-B

Public Testimony on Items Relating to the Agency Operations Committee

RECOMMENDATION: No action required

Background Information:

PUBLIC TESTIMONY: The presiding chair shall designate whether public testimony will be taken at the beginning of the meeting, at the time the related item is taken up by the Board after staff has presented the item, or any other time as determined by the presiding chair.

Agenda Item X-C

Consideration of the Committee's recommendation to the Board to increase the Commissioner's annual salary from \$191,926 to \$205,160 in accordance with the 2016-2017 General Appropriations Act (Section 3, P. III-40)

RECOMMENDATION: Approval

Background Information:

The Commissioner of Higher Education oversees approximately 235 FTE and a biennial budget of \$1.8 billion. In addition, the Commissioner provides strategic leadership for the Texas higher education system which includes 104 public universities, health-related institutions, community college districts, technical and state colleges, and 44 private, non-profit institutions of higher education.

According to the August 2014 *State Auditor's Office (SAO) Report on Executive Compensation at State Agencies*, the market average annual salary for the Commissioner of Higher Education is \$227,956 (note: the report recommends the following salary range for the Commissioner: \$188,163 to \$292,500). Additionally, the average annual salary of the State Higher Education Executive Offices (SHEEOs) in the most populous states as reported in the FY14 SHEEO Annual Salary Survey was approximately \$300,000 (includes the following states that responded to the survey: Florida, Georgia, Illinois, New York, Ohio and Pennsylvania).

The maximum annual salary for the Commissioner of Higher Education, as well as other state agency heads, is stipulated in the General Appropriations Act. The maximum salary for the Commissioner has increased over the years as follows:

- 2006-07, the maximum annual salary was \$150,000;
- 2008, \$165,000 (increasing to \$180,000 in February 2008);
- 2010-11, \$186,300;
- 2012-13, \$186,300;
- 2014, \$188,163 (increasing to \$191,926 in 2015);
- 2016-2017, \$205,160.

The Commissioner is also eligible to receive additional compensation from the College for All Texans Foundation. The maximum annual stipend for FY15 was \$55,000 and is contingent on the Commissioner raising a set level of private funding for the Foundation as well as the availability of operating funds.

Linda Battles, Deputy Commissioner for Agency Operations and Communications/COO will be available for questions.