



TEXAS HIGHER EDUCATION COORDINATING BOARD

P.O. Box 12788 Austin, Texas 78711

MEMORANDUM

Robert W. Jenkins
CHAIR

Stuart W. Stedman
VICE CHAIR

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

Christina Delgado
STUDENT REPRESENTATIVE

Arcilia C. Acosta
S. Javaid Anwar
Fred Farias III, O.D.
Ricky A. Raven
Janelle Shepard
John T. Steen, Jr.

Raymund A. Paredes
COMMISSIONER
OF HIGHER EDUCATION

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April 8, 2016

To: Coordinating Board Members & Interested Parties

From: Raymund A. Paredes *RAP*

Subject: Coordinating Board Meeting

The agenda for the April 28, 2016, 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.

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.

Wednesday, April 27

2:00 p.m.

Agency Operations Committee

Texas Higher Education Coordinating Board
Board Room 1.170

6:00 p.m.

Dinner for Board Members

Ill Forks
111 Lavaca St.
Austin, TX 78701

Thursday, April 28

Coordinating Board Meeting

Texas Higher Education Coordinating Board
Board Room 1.170

8:30 a.m.

Call to Order: Opening Remarks and Strategic Planning Presentation

Agenda Item I

9:30 a.m.

Approval of Minutes

Agenda Item II

9:35 a.m.	<u>Approval of Consent Calendar for entire meeting</u> Agenda Item III
9:35 a.m.	<u>Major Policy Discussion</u> Agenda Item IV
10:35 a.m.	<u>Recognition of Excellence</u> Agenda Item V
11:05 a.m.	<u>Matters relating to the Full Board</u> Agenda Item VI
11:15 a.m.	<u>Matters relating to the Committee on Affordability, Accountability and Planning</u> Agenda Item VII
12:15 p.m.	<u>Lunch</u> Agenda Item VIII
12:45 p.m.	<u>Matters Relating to the Committee on Academic and Workforce Success</u> Agenda Item IX
1:45 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

TEXAS HIGHER EDUCATION COORDINATING BOARD**PREFERRED MAILING ADDRESS LIST**EMAIL: boardmember@thech.state.tx.us

BOARD MEMBER	ADDRESS/PHONE/EMAIL	TERM ENDS
Mr. Robert W. "Bobby" Jenkins, Jr. <i>Chair</i> AUSTIN	c/o Texas Higher Education Coordinating Board P. O. Box 12788, Austin, TX 78711 Phone: (512) 427-6101	08/31/17
Mr. Stuart W. Stedman <i>Vice Chair</i> HOUSTON	c/o Texas Higher Education Coordinating Board P. O. Box 12788, Austin, TX 78711 Phone: (512) 427-6101	08/31/21
David D. Teuscher, M.D. <i>Secretary of the Board</i> BEAUMONT	c/o Texas Higher Education Coordinating Board P. O. Box 12788, Austin, TX 78711 Phone: (512) 427-6101	08/31/17
Ms. Arcilia Acosta DALLAS	c/o Texas Higher Education Coordinating Board P. O. Box 12788, Austin, TX 78711 Phone: (512) 427-6101	08/31/19
Mr. S. Javaid Anwar MIDLAND	c/o Texas Higher Education Coordinating Board P. O. Box 12788, Austin, TX 78711 Phone: (512) 427-6101	08/31/21
Fred Farias III, O.D. McALLEN	c/o Texas Higher Education Coordinating Board P. O. Box 12788, Austin, TX 78711 Phone: (512) 427-6101	08/31/19
Mr. Ricky A. Raven SUGAR LAND	c/o Texas Higher Education Coordinating Board P. O. Box 12788, Austin, TX 78711 Phone: (512) 427-6101	08/31/21
Ms. Janelle Shepard WEATHERFORD	c/o Texas Higher Education Coordinating Board P. O. Box 12788, Austin, TX 78711 Phone: (512) 427-6101	08/31/17
Mr. John T. Steen, Jr. SAN ANTONIO	c/o Texas Higher Education Coordinating Board P. O. Box 12788, Austin, TX 78711 Phone: (512) 427-6101	08/31/19
Christina Delgado <i>Student Representative</i> LUBBOCK	c/o Texas Higher Education Coordinating Board P. O. Box 12788, Austin, TX 78711 Phone: (512) 427-6101	05/31/16

dated 04.12.16

**TEXAS HIGHER EDUCATION COORDINATING BOARD
STANDING COMMITTEE MEMBERSHIP**

Effective March 29, 2016

Committee on Academic and Workforce Success (CAWS)

Janelle Shepard, Chair
Fred Farias III, O.D., Vice Chair
Arcilia C. Acosta
Ricky A. Raven
John T. Steen, Jr.
Christina Delgado (Student Representative), Ex-Officio
Robert “Bobby” Jenkins, Jr., Ex-Officio

Committee on Affordability, Accountability and Planning (CAAP)

David D. Teuscher, M.D., Chair
S. Javaid Anwar, Vice Chair
Arcilia C. Acosta
Janelle Shepard
Stuart W. Stedman
Christina Delgado (Student Representative), Ex-Officio
Robert “Bobby” Jenkins, Jr., Ex-Officio

Agency Operations Committee (AOC)

John T. Steen, Jr., Chair
David D. Teuscher, M.D., Vice Chair
S. Javaid Anwar
Fred Farias III, O.D.
Ricky A. Raven
Stuart W. Stedman
Christina Delgado (Student Representative), Ex-Officio
Robert “Bobby” Jenkins, Jr., Ex-Officio

NOTE: The Coordinating Board meeting will be broadcast live on the Internet at <http://www.theccb.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, April 28, 2016

The Texas Higher Education Coordinating Board may convene in Executive Session at any point in this meeting, concerning any item listed in the agenda or to seek or to receive its attorney's advice on legal matters related thereto, pursuant to Texas Government Code Ann. 551.071.

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](http://www.theccb.state.tx.us/public%20testimony).

I. Call to Order: Opening Remarks and Strategic Planning Presentation

- A. Introduction of new Board Members Arcilia Acosta, Ricky Raven and Stuart Stedman
- B. Consideration of Resolution of Appreciation for Christina Delgado, Student Representative of the Board, and former Board Member Dora Alcalá
- C. Commissioner's Remarks
- D. Strategic Planning Presentation by Chancellor Brian McCall, Texas State University System

II. Approval of Minutes

- A. January 21, 2016, Board Meeting

III. Approval of the Consent Calendar

- A. Consent Calendar

IV. Major Policy Discussion

- A. Achieving the Goals of 60x30TX: College Readiness and Dual Credit

V. Recognition of Excellence

- A. Lone Star College – Montgomery, Integrated Reading and Writing Program, recognized as a model of excellence in the *Developmental Education Best Practices*, A Report to the Texas Legislature in Response to Rider 52, General Appropriations Act, 82nd Texas Legislature

VI. Matters relating to the Full Board

- A. Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to the new Chapter 6, Health Education, Training, and Research Funds, Subchapter K, Sections 6.210 - 6.218 of Board rules concerning the Autism Grant Program (*House Bill 1, Article III, Rider 68, 84th Texas Legislature*)
- B. Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to Chapter 21, Subchapter E, Section 21.134 of Board rules concerning the allocation methodology for the Texas B-On-Time Loan Program renewal awards at private and independent institutions of higher education (*House Bill 1, Article III, Provision 56, 84th Texas Legislature*)
- C. Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to Chapter 21, Subchapter E, Section 21.136 of Board rules concerning the allocation methodology for the Texas B-On-Time Loan Program renewal awards at public institutions of higher education (*House Bill 1, Article III, Provision 44, 84th Texas Legislature*)
- D. Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to Chapter 21, Subchapter II, Section 21.1084 and 21.1086 of Board rules concerning the Educational Aide Exemption Program
- E. Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to Chapter 22, Subchapter L, Section 22.236 of Board rules concerning the Toward EXcellence, Access, and Success (TEXAS) Grant Program
- F. Annual report on the operations of the College for All Texans Foundation for the year ending August 31, 2015

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 funding formulas for use by the Governor and the Legislative Budget Board in making appropriations recommendations to the appropriate Legislative Committees

- D. Consideration of adopting the Committee's recommendation to the Board relating to the annual report about the financial condition of the state's community college districts (*H.B. 1, 84th Texas Legislature, Regular Session, Rider 13, III-205*)
- E. Consideration of adopting the staff recommendations relating to the Coordinating Board's Legislative Agenda for the 85th Texas Legislature
- F. Consideration of adopting the Committee's recommendation to the Board relating to approval of the appointment of student representative to the Financial Aid Advisory Committee
- G. Report on facilities projects that were submitted to the Coordinating Board
- H. Proposed Rules:
 - (1) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 1, Subchapter A, Section 1.18 (c) (1) concerning Education Research Center Advisory Board status as a governmental body (*S.B. 685, 84th Texas Legislature, Regular Session*)
 - (2) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 1, Subchapter K, Sections 1.156, 1.158, and 1.161 concerning the Formula Advisory Committee – Community and Technical Colleges
 - (3) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 1, Subchapter L, Sections 1.164 and 1.169 concerning the Formula Advisory Committee – General Academic Institutions
 - (4) Consideration of adopting the Committee's recommendation to the Board relating to an amendment to Chapter 1, Subchapter M, Section 1.176 concerning the Formula Advisory Committee – Health-Related Institutions
 - (5) Consideration of adopting the Committee's recommendation to the Board relating to proposed new rules under Chapter 1, Subchapter CC, concerning the creation of the Financial Literacy Advisory Committee
 - (6) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 13, Subchapter A, Section 13.1 concerning Definitions section of the financial planning rules
 - (7) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 13, Subchapter C, Sections 13.42, 13.43, and 13.47 concerning clarification of terms in the rules on budgets
 - (8) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 21, Subchapter A, Section 21.1; the repeal of Section 21.9 – 21.11, and new proposed Sections 21.9 – 21.10 of the Board rules, concerning the General Provisions of Student Services (*H.B. 700, 84th Texas Legislature, Regular Session*)

- (9) Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter D, Section 21.100 of Board rules, concerning the Hinson-Hazlewood College Student Loan Program
- (10) Consideration of adopting the Committee's recommendations to the Board relating to the repeal of Chapter 21, Subchapter G, Sections 21.171 – 21.176, and proposed new Sections 21.171 – 21.176, concerning the Teach for Texas Loan Repayment Assistance Program
- (11) Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter H, Sections 21.191 – 21.207 of Board rules, concerning the Teacher Education Loan Program (*S.B. 457, 71st Texas Legislature*)
- (12) Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter I, Sections 21.221 – 21.241 of Board rules, concerning the Future Teacher Loan Program (*S.B. 457, 71st Texas Legislature*)
- (13) Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter L, Sections 21.301 – 21.325 of Board rules, concerning the Paul Douglas Teacher Scholarship Program (*H.R. 1944, 104th Congress, 1995*)
- (14) Consideration of adopting the Committee's recommendation to the Board relating to the repeals of Chapter 21, Subchapter O, Sections 21.465 – 21.477 and Subchapter LL, Sections 21.2050 – 21.2056 of Board rules, concerning the Early Childhood Care Provider Student Loan Repayment Program
- (15) Consideration of adopting the Committee's recommendation to the Board relating to proposed amendments to Chapter 21, Subchapter S, Sections 21.590 – 21.596, concerning the Border County Doctoral Faculty Education Loan Repayment Program
- (16) Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter DD, Sections 21.970 – 21.980 of Board rules, concerning the Minority Doctoral Incentive Program of Texas

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 Committee's recommendation to the Board relating to requests for a new degree program:
 - TEXAS A&M UNIVERSITY
 - (1) Master of Science (MS) degree and Doctor of Philosophy (PhD) degree with majors in Astronomy
 - THE UNIVERSITY OF TEXAS AT EL PASO
 - (2) Doctor of Philosophy (PhD) degree with a major in Mechanical Engineering
- D. Consideration of adopting the Committee's recommendation to the Board relating to a request from the University of Houston to dissolve the University of Houston Sugar Land Multi-Institutional Teaching Center (MITC) and establish it as a Single Institution Center (SIC)
- E. Consideration of adopting the Committee's recommendation to the Board relating to changes in the Academic Course Guide Manual (ACGM)
- F. Consideration of adopting the staff recommendation to the Board relating to the submission of the Adult Basic Education and Postsecondary Education Report (*House Bill 1, Article III, Rider 27, 84th Texas Legislature*)
- G. Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for the Nursing, Allied Health and Other Health-related Education Grant Program
- H. Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for new Comprehensive Student Success Projects and to provide additional funds for the expansion of previously approved successful projects
- I. Consideration of adopting the Committee's recommendation to the Board relating to the appointment of members to the Architecture Field of Study Advisory Committee
- J. Consideration of adopting the Committee's recommendation to the Board relating to the appointment of members to the Architecture and Construction Career Cluster Program of Study Advisory Committee
- K. Consideration of adopting the Committee's recommendation to the Board relating to the appointment of members to the Health Science Career Cluster Program of Study Advisory Committee
- L. Consideration of adopting the Committee's recommendation to the Board relating to the appointment of a member to the Learning Technology Advisory Committee (LTAC)
- M. Report to the Board on school closures and/or teach-outs pursuant to Chapter 7, Subchapter A, Section 7.7(5)
- N. Consideration of adopting the Committee's recommendation to the Board relating to the guidelines for the 2016 Texas Higher Education Star Awards

- O. Consideration of adopting the Committee's recommendation to the Board relating to the approval to amend existing contracts with 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
- P. Consideration of adopting the Committee's recommendation to the Board relating to the expenditure of funds to develop and implement outreach efforts for Free Application for Federal Student Aid as a partner under a grant proposal through the Castleman/Denning group
- Q. Consideration of adopting the Committee's recommendation to the Board for approval to provide funding for integrated career pathway programs contributing to meeting *60x30TX* goals
- R. Consideration of adopting the Committee's recommendation to the Board for approval to provide funding for institutions of higher education to scale strategies that improve outcomes for underprepared learners
- S. Report on institutional requests acted on by the Commissioner or Assistant Commissioner since the previous Board meeting
- T. Proposed Rules:
 - (1) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 1, Subchapter E, Sections 1.110, 1.113, 1.114, and 1.115, concerning the Student Complaint Procedure
 - (2) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 4, Subchapter A, Section 4.11, concerning the Common Admission Application Forms
 - (3) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 4, Subchapter Q, Section 4.278 of Board rules, concerning approval of off-campus and self-supporting courses and programs for public institutions
 - (4) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 15, Subchapter C, Section 15.43 of Board rules, concerning the eligibility criteria to receive distributions from the National Research University Fund
 - (5) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter I, Sections 26.261 - 26.267 of Board rules, concerning an advisory committee to develop programs of study specific to the Hospitality and Tourism Career Cluster
 - (6) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter J, Sections 26.281 - 26.287 of Board rules, concerning an advisory committee to develop programs of study specific to the Human Services Career Cluster

- (7) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter K, Sections 26.301 - 26.307 of Board rules, concerning an advisory committee to develop programs of study specific to the Information Technology Career Cluster
- (8) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter L, Sections 26.321 - 26.327 of Board rules, concerning an advisory committee to develop programs of study specific to the Law, Public Safety, Corrections, and Security Career Cluster
- (9) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter M, Sections 26.341 - 26.347 of Board rules, concerning an advisory committee to develop programs of study specific to the Manufacturing Career Cluster
- (10) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter N, Sections 26.361 - 26.367 of Board rules, concerning an advisory committee to develop programs of study specific to the Marketing Career Cluster
- (11) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter O, Sections 26.381 - 26.387 of Board rules, concerning an advisory committee to develop programs of study specific to the Science, Technology, Engineering, and Mathematics Career Cluster
- (12) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter P, Sections 26.401 - 26.407 of Board rules, concerning an advisory committee to develop programs of study specific to the Transportation, Distribution and Logistics Career Cluster

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 adopting the Committee's recommendation to the Board relating to the authorization of the Board Chair, Board Vice-Chair and Chair of the Committee on Agency Operations to approve the Agency Strategic Plan for FY 2017-2021, to be submitted to the Governor's Office and the Legislative Budget Board by June 24, 2016
- D. Consideration of adopting the Commissioner's recommendation to the Board relating to amendments to Chapter 1, Subchapter A, Section 1.6 of Board rules concerning Advisory Committees
- E. Consideration of adopting the Committee's recommendation to the Board relating to the agency's operating budget for fiscal year 2017

XI. Adjournment

DRAFT

TEXAS HIGHER EDUCATION COORDINATING BOARD MINUTES

Regular Quarterly Meeting
1200 East Anderson Lane, Austin, Texas
January 21, 2016

The Texas Higher Education Coordinating Board convened at 8:30 a.m. on January 21, 2016, 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. Call to order: Opening Remarks, Announcements and Appointments	Mr. Jenkins called the meeting of the Coordinating Board to order.
A. Commissioner's Remarks	No action required.
B. Strategic Planning Presentation by Chancellor Bill McRaven, The University of Texas System	No action required. Chancellor Bill McRaven provided an overview of his vision and eight "Quantum Leaps" for the UT System.
II. Approval of Minutes	
A. October 22, 2015, Board Meeting	On a motion by Mr. Steen, seconded by Dr. Farias, the Board approved the October 22, 2015, minutes.
III. Approval of the Consent Calendar	On a motion by Dr. Teuscher, seconded by Mr. Steen, the Board approved the addition of Items IX-D; IX-E; IX-N; IX-O; IX-Q and X-C to the Consent Calendar. On a motion by Mr. Steen, seconded by Dr. Teuscher the Board approved the amended Consent Calendar. Items on the Consent Calendar were: VII-G(2); VII-G(3); VII-G(4); VII-G(5); VII-G(6); IX-E; IX-F; IX-G; IX-H; IX-I; IX-J; IX-K; IX-L; IX-M; IX-N; IX-O; IX-P(2); IX-P(3); IX-P(4); IX-P(5); IX-P(6); IX-P(7); IX-P(8); IX-P(9); IX-P(10); IX-Q; X-C; X-D; X-E; X-F; X-G; X-H; X-I; X-J; X-K; X-L; X-M; X-N; X-O; X-P; X-Q; X-R; X-T.

AGENDA ITEM	ACTION
IV. Major Policy Discussion	
A. Strengthening Collaboration Between K-12 and Higher Education to Achieve the Goals of 60x30TX	No action required. Donna Bahorich, Chair of the State Board of Education, and Mike Morath, Commissioner of Education considered the relevant challenges pertaining to Texas K-12 and higher education and discussed how the State Board of Education, the Texas Education Agency, and the Texas Higher Education Coordinating Board could work together across sectors to best serve students and the state.
V. Recognition of Excellence	
A. Texas A&M University-Corpus Christi – eLine Military Program	No action required. Dr. Mary Jane Hamilton, Dean and Professor of Nursing, College of Nursing and Health Sciences, and Principle Investigator of the eLine Military program grant; and Dr. Jason E. Saladiner, Clinical Associate Professor and Director of Innovative Programs, College of Nursing and Health Sciences, made a presentation on the eLine Military Program.
VI. Matters relating to the Full Board	
A. Consideration of adopting the Negotiated Rulemaking Committee’s recommendation relating to Block Scheduling (House Bill 1583, 84th Texas Legislature)	On a motion by Dr. Teuscher, seconded by Ms. Alcalá, the Board approved the amendments to Board rules relating to Block Scheduling. A copy of the Board rules as adopted may be found in the agenda materials.
B. Consideration of adopting the Negotiated Rulemaking Committee’s recommendation to the Board relating to amendments to Chapter 15, Subchapter A, Section 15.10 of Board rules concerning the Texas Research Incentive Program (<i>Senate Bill 44, 84th Texas Legislature</i>)	On a motion by Dr. Teuscher, seconded by Ms. Shepard, the Board approved the amendments to Board rules relating to the Texas Research Incentive Program. A copy of the Board rules as adopted may be found in the agenda materials.
C. Consideration of adopting the Commissioner’s recommendation to the Board relating to amendments to Chapter 21, Subchapter P, Sections 21.491; 21.493; 21.494; 21.495; and 21.497 of Board rules concerning Loan Repayment Program for Mental Health Professionals (<i>Senate Bill 239, 84th Texas Legislature</i>)	On a motion by Mr. Steen, seconded by Ms. Shepard, the Board approved the amendments to Board rules relating to the Loan Repayment Program for Mental Health Professionals. A copy of the Board rules as adopted may be found in the agenda materials.

AGENDA ITEM	ACTION
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 Dr. Teuscher, 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 Facilities Audit Report	On a motion by Mr. Steen, seconded by Ms. Alcalá, the Board approved the Facilities Audit Report.
D. Report on the Community and Technical College Leadership Council activities	No action required. Ms. Marie Flickinger, Chair of Community and Technical College Leadership Council and San Jacinto College Trustee; Dr. Johnette McKown, Chair of Texas Association of Community Colleges; and Ms. Lydia Santibañez, Chair of Community College Association of Texas Trustees provided a brief update of the committee's activities.
E. Report on facilities projects that were submitted to the Coordinating Board	No action required.
F. Discussion of draft legislative recommendations for the 85th Texas Legislature	No action required. Mr. John Wyatt, Director for External Relations provided an overview of the draft legislative recommendations for discussion by the Board.

AGENDA ITEM	ACTION
<p>G. Proposed Rules</p> <p>(1) Consideration of adopting the Committee's recommendation to the Board relating to the proposed new section to Chapter 5, Subchapter A, General Provisions, Section 5.10 concerning tracking career information for graduates of Texas medical schools and persons completing medical residency programs in Texas (<i>Senate Bill 295, 84th Texas Legislature</i>)</p> <p>(2) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 21, Subchapter J, Sections 21.254, 21.258, 21.260, repeal of Sections 21.255 – 21.257, and new proposed Sections 21.255 – 21.257, of the Board rules, concerning the Physician Education Loan Repayment Program (PELRP)</p> <p>(3) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 21, Subchapter M, Sections 21.403 and 21.405, and new Section 21.410 concerning the Texas College Work-Study Program (<i>S.B. 1750, 84th Texas Legislature</i>)</p> <p>(4) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 22, Subchapter K, Sections 22.197, and new Section 22.203 concerning the Provisions For Scholarships for Students Graduating in the Top 10 Percent of their High School Class</p> <p>(5) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 22, Subchapter L, Section 22.235 of Board rules, concerning the Towards EXcellence, Access & Success (TEXAS) Grant Program</p> <p>(6) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 22, Subchapter M, Section 22.261 of Board rules, concerning the Texas Educational Opportunity Grant Program (TEOG)</p>	<p>On a motion by Ms. Shepard, seconded by Ms. Alcalá, the Board approved the new rule concerning tracking career information for graduates of Texas medical schools and persons completing medical residency programs in Texas. A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.</p>
VIII. Lunch	

AGENDA ITEM	ACTION
IX. Matters relating to the Committee on Academic and Workforce Success	
A. Committee Chair's Overview	No action required. An overview of the Committee's activities was presented to the Board by Ms. Shepard, Chair of the Committee on Academic and Workforce Success.
B. Public Testimony on Items Relating to the Committee on Academic and Workforce Success	No action required.
<p>C. Consideration of adopting the Committee's recommendation to the Board relating to requests for a new degree program:</p> <p>TEXAS A&M UNIVERSITY (1) Master of Engineering (MENGR) degree with a major in Systems Engineering</p> <p>TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO (2) Master of Science (MS) degree with a major in Biomedical Sciences</p> <p>THE UNIVERSITY OF TEXAS AT TYLER (3) Doctor of Nursing Practice (DNP) degree with a major in Nursing Practice</p> <p>THE UNIVERSITY OF TEXAS SOUTHWESTERN MEDICAL CENTER (4) Doctor of Philosophy (PhD) degree with a major in Organic Chemistry</p> <p>UNIVERSITY OF HOUSTON – CLEAR LAKE (5) Doctor of Psychology (PSYD) degree with a major in Health Service Psychology (Combined Clinical Psychology/School Psychology)</p>	<p>On a motion by Dr. Teuscher, seconded by Ms. Alcalá, the Board approved the new degree program.</p> <p>On a motion by Dr. Teuscher, seconded by Ms. Alcalá, the Board approved the new degree program.</p> <p>On a motion by Ms. Alcalá, seconded by Dr. Farias, the Board approved the new degree program.</p> <p>On a motion by Dr. Farias, seconded by Mr. Steen, the Board approved the new degree program.</p> <p>On a motion by Dr. Teuscher, seconded by Mr. Anwar, the Board approved the new degree program.</p>
D. Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for the Autism Program	This item was approved on the Consent Calendar.

AGENDA ITEM	ACTION
E. Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for the Minority Health Research and Education Grant Program	This item was approved on the Consent Calendar.
F. Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for the Texas Science, Technology, Engineering, and Mathematics (T-STEM) Challenge Scholarship Program	This item was approved on the Consent Calendar.
G. Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for the Engineering Recruitment Program-Engineering Summer Program (ERP-ESP)	This item was approved on the Consent Calendar.
H. Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for the Carl D. Perkins Career and Technical Education Basic Grant Program	This item was approved on the Consent Calendar.
I. Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for the Carl D. Perkins Career and Technical Education Leadership Grant Program	This item was approved on the Consent Calendar.
J. Consideration of adopting the Committee's recommendation to the Board to authorize the Commissioner of Higher Education to submit the 2015 report on the National Research University Fund to the Comptroller and Legislature	This item was approved on the Consent Calendar.
K. Consideration of adopting the Committee's recommendation to the Board relating to the appointment of members to the Learning Technology Advisory Committee (LTAC)	This item was approved on the Consent Calendar.

AGENDA ITEM	ACTION
L. Consideration of adopting the Committee's recommendation to the Board relating to the appointment of members to the Mexican-American Studies Field of Study Advisory Committee	This item was approved on the Consent Calendar.
M. Consideration of adopting the Committee's recommendation to the Board relating to the appointment of student representatives to the ApplyTexas Advisory Committee, the Graduate Education Advisory Committee, the Learning Technology Advisory Committee, and the Undergraduate Education Advisory Committee	This item was approved on the Consent Calendar.
N. Consideration of adopting the Committee's recommendation to the Board relating to the July 2015 Annual Compliance Reports for institutions under a Certificate of Authorization (Names beginning with "P" through "Z")	This item was approved on the Consent Calendar.
O. Report to the Board on school closures and/or teach-outs pursuant to Chapter 7, Subchapter A, Section 7.7(5)	This item was approved on the Consent Calendar.
<p>P. Proposed Rules:</p> <p>(1) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 5, Subchapter C, Section 5.46 of Board rules, concerning criteria for new doctoral programs</p> <p>(2) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 1, Subchapter BB, Sections 1.9501 – 1.9507 of Board rules, concerning the establishment of the Architecture Field of Study Advisory Committee</p>	<p>On a motion by Ms. Alcalá, seconded by Dr. Farias, the Board approved the amendments relating to criteria for new doctoral programs. A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.</p>

AGENDA ITEM	ACTION
<p>(3) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter A, Sections 26.101 – 26.107 of Board rules, concerning an advisory committee to develop programs of study to the Agriculture, Food, and Natural Resources Career Cluster</p> <p>(4) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter B, Sections 26.121 – 26.127 of Board rules concerning an advisory committee to develop programs of study specific to the Architecture and Construction Career Cluster</p> <p>(5) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter C, Sections 26.141 – 26.147 of Board rules concerning an advisory committee to develop programs of study specific to the Arts, Audio/Visual, Technology, and Communications Career Cluster</p> <p>(6) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter D, Sections 26.161 – 26.167 of Board rules concerning an advisory committee to develop programs of study specific to the Business Management and Administration Career Cluster</p> <p>(7) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter E, Sections 26.181 – 26.187 of Board rules concerning an advisory committee to develop programs of study specific to the Education and Training Career Cluster</p> <p>(8) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter F, Sections 26.201 – 26.207 of Board rules concerning an advisory committee to develop programs of study specific to the Finance Career Cluster</p> <p>(9) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter G, Sections 26.221 – 26.227 of Board rules concerning an advisory committee to develop programs of study specific to the Government and Public Administration Career Cluster</p>	<p>This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.</p>

AGENDA ITEM	ACTION
(10) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter H, Sections 26.241 – 26.247 of Board rules concerning an advisory committee to develop programs of study specific to the Health Science Career Cluster	This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.
Q. Report on institutional requests acted on by the Commissioner or Assistant Commissioner since the previous Board meeting	This item was approved on the Consent Calendar.
R. Report on the outcomes and expansion of the Summer Melt/Enrollment Blitz Initiative to support student success to and through higher education	No action required. Representatives from the Austin Chamber of Commerce, University of Texas Ray Marshall Center, and Austin ISD presented the outcomes of the Summer Melt Program and Jerel Booker, Assistant Commissioner, Division of College Readiness and Success, discussed the Enrollment Blitz and division plans for expansion of the program.
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.

AGENDA ITEM	ACTION
C. Consideration of the Committee's recommendation to the Board relating to the redistribution of Texas Research Incentive Program funds to the Emerging Research Universities	This item was approved on the Consent Calendar.
D. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 1, Agency Administration	This item was approved on the Consent Calendar.
E. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 4, Rules Applying to All Public Institutions of Higher Education in Texas	This item was approved on the Consent Calendar.
F. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 5, Rules Applying to Public Universities, Health-Related Institutions, and/or Selected Public Colleges of Higher Education in Texas	This item was approved on the Consent Calendar.
G. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 6, Higher Education, Training, and Research Funds	This item was approved on the Consent Calendar.
H. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 7, Degree Granting Colleges and Universities Other Than Texas Public Institutions	This item was approved on the Consent Calendar.
I. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 8, Creation, Expansion, Dissolution, or Conservatorship of Public Community College Districts	This item was approved on the Consent Calendar.

AGENDA ITEM	ACTION
J. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 9, Program Development in Public Two-Year Colleges	This item was approved on the Consent Calendar.
K. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 11, Texas State Technical College System	This item was approved on the Consent Calendar.
L. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 13, Financial Planning	This item was approved on the Consent Calendar.
M. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 14, Research Funding Programs	This item was approved on the Consent Calendar.
N. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 15, National Research Universities	This item was approved on the Consent Calendar.
O. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 17, Facilities	This item was approved on the Consent Calendar.
P. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 21, Student Services	This item was approved on the Consent Calendar.

AGENDA ITEM	ACTION
Q. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 22, Grant and Scholarship Programs	This item was approved on the Consent Calendar.
R. Consideration of adopting the Committee's recommendation to the Board relating to the four-year review of Coordinating Board Rules, Chapter 25, Optional Retirement Program	This item was approved on the Consent Calendar.
S. Consideration of adopting the Committee's recommendation to the Board regarding the Amended Fiscal Year 2016 Annual Compliance Monitoring Plan	On a motion by Ms. Alcalá, seconded by Mr. Anwar, the Board approved the amended FY 2016 Annual Compliance Monitoring Plan.
T. Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 1, Subchapter A, Section 1.9 of Board rules concerning training for members of governing boards and board trustees (<i>Senate Bill 24, 84th Texas Legislature</i>)	This item was approved on the Consent Calendar. A copy of the Board rules as adopted may be found in the agenda materials.
U. Consideration of adopting the Committee's recommendation to the Board regarding the Amended Fiscal Year 2016 Annual Internal Audit Plan	On a motion by Ms. Alcalá, seconded by Dr. Farias, the Board approved the amended FY 2016 Annual Internal Audit Plan.
XI. Adjournment	

With no further business, on a motion by Ms. Alcalá, seconded by Mr. Anwar, the meeting adjourned at approximately 2:20 p.m.

Respectfully Submitted,

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

TEXAS HIGHER EDUCATION COORDINATING BOARD
REGULAR QUARTERLY MEETING
****DRAFT****
CONSENT CALENDAR
APRIL 2016

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

F. Consideration of adopting the Committee's recommendation to the Board relating to approval of the appointment of student representative to the Financial Aid Advisory Committee

H. Proposed Rules:

- (1) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 1, Subchapter A, Section 1.18 (c) (1) concerning Education Research Center Advisory Board status as a governmental body (*S.B. 685, 84th Texas Legislature, Regular Session*)
- (2) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 1, Subchapter K, Sections 1.156, 1.158, and 1.161 concerning the Formula Advisory Committee – Community and Technical Colleges
- (3) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 1, Subchapter L, Sections 1.164 and 1.169 concerning the Formula Advisory Committee – General Academic Institutions
- (4) Consideration of adopting the Committee's recommendation to the Board relating to an amendment to Chapter 1, Subchapter M, Section 1.176 concerning the Formula Advisory Committee – Health-Related Institutions
- (5) Consideration of adopting the Committee's recommendation to the Board relating to proposed new rules under Chapter 1, Subchapter CC, concerning the creation of the Financial Literacy Advisory Committee
- (6) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 13, Subchapter A, Section 13.1 concerning Definitions section of the financial planning rules
- (7) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 13, Subchapter C, Sections 13.42, 13.43, and 13.47 concerning clarification of terms in the rules on budgets
- (8) Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 21, Subchapter A, Section 21.1; the repeal of Section 21.9 – 21.11, and new proposed Sections 21.9 – 21.10 of the Board rules, concerning the General Provisions of Student Services (*H.B. 700, 84th Texas Legislature, Regular Session*)
- (9) Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter D, Section 21.100 of Board rules, concerning the Hinson-Hazlewood College Student Loan Program

- (10) Consideration of adopting the Committee's recommendations to the Board relating to the repeal of Chapter 21, Subchapter G, Sections 21.171 – 21.176, and proposed new Sections 21.171 – 21.176, concerning the Teach for Texas Loan Repayment Assistance Program
- (11) Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter H, Sections 21.191 – 21.207 of Board rules, concerning the Teacher Education Loan Program (*S.B. 457, 71st Texas Legislature*)
- (12) Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter I, Sections 21.221 – 21.241 of Board rules, concerning the Future Teacher Loan Program (*S.B. 457, 71st Texas Legislature*)
- (13) Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter L, Sections 21.301 – 21.325 of Board rules, concerning the Paul Douglas Teacher Scholarship Program (*H.R. 1944, 104th Congress, 1995*)
- (14) Consideration of adopting the Committee's recommendation to the Board relating to the repeals of Chapter 21, Subchapter O, Sections 21.465 – 21.477 and Subchapter LL, Sections 21.2050 – 21.2056 of Board rules, concerning the Early Childhood Care Provider Student Loan Repayment Program
- (15) Consideration of adopting the Committee's recommendation to the Board relating to proposed amendments to Chapter 21, Subchapter S, Sections 21.590 – 21.596, concerning the Border County Doctoral Faculty Education Loan Repayment Program
- (16) Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter DD, Sections 21.970 – 21.980 of Board rules, concerning the Minority Doctoral Incentive Program of Texas

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

- G. Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for the Nursing, Allied Health and Other Health-related Education Grant Program
- H. Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for new Comprehensive Student Success Projects and to provide additional funds for the expansion of previously approved successful projects
- I. Consideration of adopting the Committee's recommendation to the Board relating to the appointment of members to the Architecture Field of Study Advisory Committee
- J. Consideration of adopting the Committee's recommendation to the Board relating to the appointment of members to the Architecture and Construction Career Cluster Program of Study Advisory Committee

- K. Consideration of adopting the Committee's recommendation to the Board relating to the appointment of members to the Health Science Career Cluster Program of Study Advisory Committee
- L. Consideration of adopting the Committee's recommendation to the Board relating to the appointment of a member to the Learning Technology Advisory Committee (LTAC)
- N. Consideration of adopting the Committee's recommendation to the Board relating to the guidelines for the 2016 Texas Higher Education Star Awards
- O. Consideration of adopting the Committee's recommendation to the Board relating to the approval to amend existing contracts with 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
- P. Consideration of adopting the Committee's recommendation to the Board relating to the expenditure of funds to develop and implement outreach efforts for Free Application for Federal Student Aid as a partner under a grant proposal through the Castleman/Denning group
- Q. Consideration of adopting the Committee's recommendation to the Board for approval to provide funding for integrated career pathway programs contributing to meeting *60x30TX* goals
- R. Consideration of adopting the Committee's recommendation to the Board for approval to provide funding for institutions of higher education to scale strategies that improve outcomes for underprepared learners
- T. Proposed Rules:
 - (1) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 1, Subchapter E, Sections 1.110, 1.113, 1.114, and 1.115, concerning the Student Complaint Procedure
 - (2) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 4, Subchapter A, Section 4.11, concerning the Common Admission Application Forms
 - (3) Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 4, Subchapter Q, Section 4.278 of Board rules, concerning approval of off-campus and self-supporting courses and programs for public institutions
 - (5) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter I, Sections 26.261 - 26.267 of Board rules, concerning an advisory committee to develop programs of study specific to the Hospitality and Tourism Career Cluster
 - (6) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter J, Sections 26.281 - 26.287 of Board rules, concerning an advisory committee to develop programs of study specific to the Human Services Career Cluster
 - (7) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter K, Sections 26.301 - 26.307 of Board rules, concerning an advisory committee to develop programs of study specific to the Information Technology Career Cluster

- (8) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter L, Sections 26.321 - 26.327 of Board rules, concerning an advisory committee to develop programs of study specific to the Law, Public Safety, Corrections, and Security Career Cluster
- (9) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter M, Sections 26.341 - 26.347 of Board rules, concerning an advisory committee to develop programs of study specific to the Manufacturing Career Cluster
- (10) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter N, Sections 26.361 - 26.367 of Board rules, concerning an advisory committee to develop programs of study specific to the Marketing Career Cluster
- (11) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter O, Sections 26.381 - 26.387 of Board rules, concerning an advisory committee to develop programs of study specific to the Science, Technology, Engineering, and Mathematics Career Cluster
- (12) Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter P, Sections 26.401 - 26.407 of Board rules, concerning an advisory committee to develop programs of study specific to the Transportation, Distribution and Logistics Career Cluster

X. Matters relating to the Committee on Agency Operations

- D. Consideration of adopting the Commissioner's recommendation to the Board relating to amendments to Chapter 1, Subchapter A, Section 1.6 of Board rules concerning Advisory Committees
- E. Consideration of adopting the Committee's recommendation to the Board relating to the agency's operating budget for fiscal year 2017

AGENDA ITEM IV-A

Achieving the Goals of 60x30TX: College Readiness and Dual Credit

RECOMMENDATION: No action required

Background Information:

Texas has become increasingly engaged in a global economy dependent on skilled and knowledgeable workers. The economist Anthony Carnevale (Georgetown University) has stated that a majority of future jobs in the nation and in the state will require a postsecondary credential. He asserts that as early as 2020, "Fewer jobs will be available to people with less than high school or only a high school diploma."

Since 2000, Texas has made measurable progress in improving postsecondary graduation rates, but it must strengthen these efforts to compete successfully with other states and countries. As of 2014, the state's six-year graduation rate was 60.5 percent for public four-year institutions, but removing the data for the two most selective public universities in the state drops the overall graduation rate to around 53 percent. For two-year institutions, the current six-year graduation rate for associate degrees is about 28 percent. Although Texas is improving at increasing college completions for students from groups that traditionally have not earned certificates or degrees in large numbers, the state has not improved quickly or broadly enough. Completions in higher education in Texas must not only increase but must also reflect the population as a whole to meet the goals articulated in the new state higher education strategic plan, *60x30TX*.

To meet this important goal of improving postsecondary completion rates, it is undeniable that more students must enter higher education with the skills and knowledge necessary for success in entry-level college courses and beyond. As we know, students unprepared for their first college-level course face steep odds in completing a credential. Indeed, at Texas universities, the six-year graduation rate in 2015 of college ready students was 64 percent while that of students who entered not college ready was less than half that rate (30 percent).

Dual credit is an increasingly popular way for students to be introduced to college and demonstrate their college readiness. It has advantages in providing a low cost mechanism for students to gain college credit while in high school. Students may be allowed to take dual credit courses by either meeting college readiness standards or meeting dual credit eligibility criteria. The two are not equivalent.

In addition to exploring what college readiness is and how it is demonstrated, today's discussion will also consider questions regarding dual credit: Do we want students to demonstrate college readiness to be eligible to take college credit courses? How do we ensure students are getting a college level course in all dual credit settings? Coordinating Board staff from the College Readiness and Success Division and the Academic Quality and Workforce

Division will provide an overview of the history and current state of college readiness and dual credit. With representatives from Texas public higher education institutions, staff will also consider the future and relevance of college readiness and dual credit for the success of the *60x30Tx* completion goal.

AGENDA ITEM V-A

Lone Star College – Montgomery, Integrated Reading and Writing Program, recognized as a model of excellence in the Developmental Education Best Practices, A Report to the Texas Legislature in Response to Rider 52, General Appropriations Act, 82nd Texas Legislature

RECOMMENDATION: No action required

Background Information:

In August 2013, the Texas Higher Coordinating Board approved the recommendation that institutions shall offer Integrated Reading and Writing (INRW) course/intervention at the highest level (just below college-readiness as determined by the institution). The INRW course allows students who need remediation in reading and writing to enroll in a single course instead of two separate courses. The goal of INRW is to accelerate students through developmental education coursework leading to increased student persistence and success in 1) first college credit-bearing reading and/or writing course; 2) subsequent college credit-bearing coursework; and 3) successful transfer or completion of a certificate or degree. Lone Star College-Montgomery (LSC-Montgomery) was identified as a college successfully implementing the INRW program in the Developmental Education Best Practices report published in 2013.

A recipient of the Developmental Education Demonstration Projects Grant, LSC-Montgomery began developing their INRW program in 2010 and launched several sections of the course in 2011. In fall 2012, the college integrated all of their reading and writing courses, even for students assessed at the lowest Developmental English levels on the Texas Success Initiative Assessment.

Nationwide, developmental education students experience low success, completion, and retention rates. In their research for the California Acceleration Project, Dr. Katie Hern and Myrna Snell found that high attrition rates are structurally guaranteed in multi-semester developmental sequences. The more “exit points” where students can fall away by not passing or not enrolling in the next course, the smaller the number of students who will complete the final course. By developing an integrated reading and writing course, LSC-Montgomery has eliminated some of the exits points.

In fall 2015, LSC-Montgomery offered 37 sections of the INRW courses, including ENGL 0302, ENGL 0309, and ENGL 0119. Completion and success rates in these courses have consistently remained in the 70 percent to upper 80 percent range since spring of 2014. Students are gaining the skills and confidence they need to succeed in college more efficiently than ever. Students not only completed their developmental education and first college level ENGL coursework at greater rates, those placing in the lowest level Developmental English course also saved on average \$930 on tuition, fees, and textbook costs, as the INRW students are not required to purchase textbooks, but instead use open-source resources.

Brandy Harvey, Ph.D., Dean of Instruction, LSC-Montgomery, along with colleagues, will make a presentation on the Integrated Reading and Writing Program.

AGENDA ITEM VI-A

Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to the new Chapter 6, Health Education, Training, and Research Funds, Subchapter K, Sections 6.210 - 6.218 of Board rules concerning the Autism Grant Program (House Bill 1, Article III, Rider 68, 84th Texas Legislature)

RECOMMENDATION: Approval

Background Information:

The intent of this new Subchapter is to establish the Board's process for awarding grants under the program to existing Autism Research Centers to increase parent-directed treatment; training for teachers/paraprofessionals; and research, development, and evaluation of innovative autism treatment models.

In addition, Senate Bill 215, 83rd Texas Legislature, Regular Session, called for the Board to engage institutions of higher education in a negotiated rulemaking process as described in Subchapter 2008, Government Code in the development of such rules. The new Autism Grant Program rules proposed for this section were reviewed and approved by the Negotiated Rulemaking Committee on the Autism Grant Program on February 3, 2016.

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

Date approved by the Commissioner for publication in the *Texas Register*: February 10, 2016

Date published in the *Texas Register*: February 26, 2016

The 30-day comment period with the *Texas Register* ended on: March 26, 2016

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

Chapter 6
Rules Applying to Health Education, Training, and Research Funds

Subchapter K
Autism Grant Program

- 6.210 Purpose
- 6.211 Authority
- 6.212 Definitions
- 6.213 Eligibility
- 6.214 Grant Application Procedures
- 6.215 Award Amounts
- 6.216 Review Criteria
- 6.217 General Information
- 6.218 Reporting

6.210 Purpose

The purpose of this subchapter is to implement rules to establish the Autism Grant Program, under which the Board awards grant payments to existing autism research centers at Texas public institutions of higher education for:

- (1) Parent-directed treatment,
- (2) Board Certified Behavior Analyst Training for teachers/paraprofessionals, and
- (3) Research, development, and evaluation of innovative autism treatment models.

6.211 Authority

The authority for this subchapter is found in HB 1, 84th Texas Legislature, Article III, Rider 68.

6.212 Definitions

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

(1) Administer - Includes but is not limited to the proposal, development, implementation, and maintenance of a program, within the parameters of the Request for Applications.

(2) Autism research center - An entity operated by a Texas public institution of higher education that currently conducts research on autism and provides evidence-based treatment and/or education services for autism spectrum disorders.

(3) Board or THECB - The Texas Higher Education Coordinating Board.

(4) Board-certified Behavior Analyst (BCBA) Training for Teachers/Paraprofessionals - Teachers/Paraprofessionals receive behavioral skills training in methodologies and strategies of applied behavior analysis under the guidance of a BCBA training professional.

(5) Institution of higher education or institution - Any public technical institute, public junior college, public senior college or university, medical or dental unit, or other agency of higher education as defined by Texas Education Code, §61.003.

(6) Parent-directed treatment - Provision of training services to enable parents (or other home-based caregivers) to provide evidence-based treatments to their children with autism spectrum disorder.

(7) Request for Applications (RFA) - A type of solicitation notice in which the THECB announces available grant funding, sets forth the guidelines governing the program, provides evaluation criteria for submitted applications, and provides instructions for eligible entities to submit applications for such funding. The guidelines governing the program may include a Letter of Intent, eligibility requirements, performance expectations, budget guidelines, reporting requirements, and other standards of accountability for this program.

6.213 Eligibility

The following are eligible to apply for a grant under the program:

(1) A Texas public institution of higher education that operates an autism research center as of September 1, 2015; or

(2) A partnership among Texas public institutions of higher education that operate one or more autism research centers as of September 1, 2015.

6.214 Grant Application Procedures

To qualify for funding consideration, each eligible entity must submit an application to Board staff. Each application must:

- (1) Be submitted electronically in a format specified in the RFA; and
- (2) Adhere to the grant program requirements, the funding priorities, and any other requirements contained in the RFA.

6.215 Award Amounts

The maximum amount of funding available to the program is dependent on the legislative appropriation for each biennium. Maximum and minimum award levels and maximum number of awards will be specified in the RFA.

6.216 Review Criteria

- (a) Applicants shall be selected for funding on a competitive basis.

(b) An application must meet the requirements of the RFA and be submitted with proper authorization on or before the day and time specified by the RFA to qualify for further consideration.

(c) The selection process includes an application review and staff recommendation for funding. Board staff shall review applications to determine if they adhere to the grant program requirements and the funding priorities contained in the RFA. Board staff may select qualified individuals to serve as external reviewers. Reviewers shall demonstrate appropriate credentials to evaluate grant applications in autism treatment, training, and research. Reviewers shall not evaluate any applications for which they have a potential conflict of interest.

(d) The reviewers shall evaluate each entity's application for selection according to these criteria:

(1) How the applicant would achieve one or more of the following goals:
(i) increasing the number of parents trained in parent-directed treatment;
(ii) increasing the number of teachers and/or paraprofessionals receiving Board Certified Behavior Analyst (BCBA) Training; or
(iii) researching, developing, and evaluating innovative autism treatment models.

(2) Detailed explanation of the applicant's autism treatment, training, or research program, rationale (including the evidence base) for the program, timeline for development and implementation, description of target population (including the applicant's strategies to recruit and serve diverse populations), description of budget, and detailed information related to administration and support for the program; and

(3) Applicant's evaluation plan to determine the effectiveness of its proposed project;

(e) Award criteria may be adjusted by Board staff to best fulfill the purpose of an individual grant competition, if those adjusted award criteria are included in the Request for Applications for the grant competition.

6.217 General Information

(a) Cancellation or Suspension of Grant Solicitations. The Board has the right to reject all applications and cancel a grant solicitation at any point.

(b) Notice of Grant Award (NOGA). Before release of funds, the successful applicants must sign a NOGA issued by Board staff.

6.218 Reporting

Each funded applicant shall provide reports to the THECB as detailed in the RFA. The reports will include, but may not be limited to, the following:

(1) Number of children with autism served by the program;

(2) Number of parents trained and number of teachers/paraprofessionals trained, as applicable;

(3) Responsive information, including documentation, addressing Review Criteria, 6.216 (d)(1), (2) and (3); and

(4) A detailed summary of budget expenditures.

AGENDA ITEM VI-B

Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to Chapter 21, Subchapter E, Section 21.134 of Board rules concerning the allocation methodology for the Texas B-On-Time Loan Program renewal awards at private and independent institutions of higher education (House Bill 1, Article III, Provision 56, 84th Texas Legislature)

RECOMMENDATION: Adopt

Background Information:

House Bill 1, 84th Texas Legislature, Article III Provision 56, requires funds appropriated for the Texas B-On-Time Loan Program be for renewal awards only. The intent of the amendments is to incorporate into existing rule changes and provisions developed by the Negotiated Rule-Making Committee. Language has been changed for the methodology used to determine institutional allocations. The newly amended statute will affect students enrolling in private and independent institutions, community colleges, and health-related institutions. Changes to these sections are 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... the allocation or distribution of funds, including financial aid or other trusted funds under Section 61.07761".

Specifically, Section 22.134(a) is amended to include the methodology with which institutional allocations will be determined. Section 21.134(b), concerning reallocations, changes the calendar month and day in which institutions have to encumber and spend program funds allocated to them and adds language as to the methodology used to handle institutions' request for additional funds. Section 21.134(c) clarifies the impact of funding reductions during the biennium.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Services, will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 10, 2016.

Date published in the *Texas Register*: February 26, 2016.

The 30-day comment period with the *Texas Register* ended on March 26, 2016.

No comments were received regarding the amendments.

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 E TEXAS B-ON-TIME LOAN PROGRAM

Section	
21.121	Authority and Purpose
21.122	Definitions
21.123	Institutions
21.124	Initial Eligibility for Loans
21.125	Continued Eligibility for Loans
21.126	Disbursement to Students
21.127	Hardship Provisions
21.128	Loan Amount
21.129	Forgiveness of Loans
21.130	Loan Interest
21.131	Repayment of Loans
21.132	Deceased or Disabled Borrowers
21.133	Enforcement of Collection
21.134	Allocation and Reallocation of Funds for Private or Independent Institutions of Higher Education
21.135	Program Support Activities
21.136	Allocation and Reallocation of Funds for Eligible Public Institutions of Higher Education

21.121 – 21.133 No change.

21.134. Allocation and Reallocation of Funds for Private or Independent Institutions of Higher Education

(a) Allocation [Allocations] Methodology. Allocations for the B-On-Time Program are to be determined on an annual basis as follows:

(1) The allocation for each private or independent institution, community college, or health-related institution will be its share of the annual appropriation as determined by the institution's number of B-On-Time recipients who are not scheduled for graduation as compared to all B-On-Time recipients at private or independent institutions, community colleges, or health-related institutions who are not scheduled for graduation.
~~All eligible institutions will be invited to participate; those choosing not to participate will be left out of the calculations for the relevant year.~~

~~(2) The allocation base for each institution choosing to participate will be its three-year average share of Texas residents enrolled full time in an undergraduate degree program who completed a FASFA.~~

~~(2) [(3)] The source of the data used for the allocation [calculations are the three most recently certified financial aid database reports submitted to the Board by the institutions] is the year prior to the allocation year being determined, utilizing the Board's~~

Higher Education Loan Management System (HELMS) as of February 20 of the fiscal year prior to the allocation year being determined.

~~(3) The source of data used for the allocation calculations are the three most recently certified financial aid database reports submitted to the Board by the institutions.~~

~~(3)~~~~(4)~~ Verification of Data. Allocation calculations will be shared with all participating institutions for comment and verification prior to final posting of the allocations on the Board's loan program website. Such institutions ~~[Institutions]~~ will be given ten ~~10~~ business ~~[working]~~ days, beginning the day of the notice's distribution and excluding State holidays, to confirm that the calculations accurately reflect data submitted by the institutions.

(b) Reallocations. Institutions will have until November 20 ~~[February 20]~~, or the first business ~~[working]~~ day thereafter if it falls on a weekend or holiday, to encumber the program funds that have been allocated to them. On that date, institutions lose claim to any unencumbered unspent funds ~~[not yet disbursed to students]~~. The funds released in this manner 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 by the agency staff using the same methodology as was used for the initial allocation for that fiscal year ~~[If necessary for ensuring the full use of funds, subsequent reallocations may be scheduled until all funds are disbursed]~~. On February 20, or the first business day thereafter if it falls on a weekend or holiday, institutions lose claim to any unspent funds not yet disbursed to students. The funds released in this manner 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 by the agency staff using the same methodology as was used for the initial allocation for that fiscal year.

(c) Reductions in Funding.

(1) If funding for the program is reduced during the ~~[first year of a]~~ biennium, the Board may choose to forego reallocations to better distribute the reduction across the biennium.

(2) If necessary ~~[funding is reduced prior to the beginning of the second year of a biennium,]~~ the Board may take steps to help distribute the impact of reduced funding across all participating institutions by an across-the-board percentage decrease in all institutions' allocations.

AGENDA ITEM VI-C

Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to Chapter 21, Subchapter E, Section 21.136 of Board rules concerning the allocation methodology for the Texas B-On-Time Loan Program renewal awards at public institutions of higher education (House Bill 1, Article III, Provision 44, 84th Texas Legislature)

RECOMMENDATION: Adopt

Background Information:

House Bill 1, 84th Texas Legislature, Article III Provision 44, requires funds appropriated for the Texas B-On-Time Loan Program be for renewal awards only. The intent of the amendments is to incorporate into existing rule changes and provisions developed by the Negotiated Rule-Making Committee. Language has been changed for the methodology used to determine institutional allocations. The newly amended statute will affect students enrolling in public 4-year institutions. Changes to these sections are 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 the allocation or distribution of funds, including financial aid or other trusted funds under Section 61.07761".

Specifically, Section 21.136(a) is amended to include the methodology with which institutional allocations will be determined. Section 21.136(b), concerning reallocations, indicates the calendar month and day in which institutions have to encumber program funds allocated to them and adds language as to the methodology used to handle institutions' request for additional funds. Section 21.136(c) clarifies the impact of funding reductions during the biennium.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Services, will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 10, 2016.

Date published in the *Texas Register*: February 26, 2016.

The 30-day comment period with the *Texas Register* ended on March 26, 2016.

No comments were received regarding the amendments.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

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CHAPTER 21 STUDENT SERVICES

SUBCHAPTER E TEXAS B-ON-TIME LOAN PROGRAM

Section

- 21.121 Authority and Purpose
 - 21.122 Definitions
 - 21.123 Institutions
 - 21.124 Initial Eligibility for Loans
 - 21.125 Continued Eligibility for Loans
 - 21.126 Disbursement to Students
 - 21.127 Hardship Provisions
 - 21.128 Loan Amount
 - 21.129 Forgiveness of Loans
 - 21.130 Loan Interest
 - 21.131 Repayment of Loans
 - 21.132 Deceased or Disabled Borrowers
 - 21.133 Enforcement of Collection
 - 21.134 Allocation and Reallocation of Funds for Private or Independent Institutions of Higher Education
 - 21.135 Program Support Activities
 - 21.136 Allocation and Reallocation of Funds for Eligible Public Institutions of Higher Education
- 21.136. Allocation and Reallocation of Funds for Eligible Public Institutions of Higher Education.

(a) Allocation Methodology: Allocations for the B-On-Time Program are to be determined on an annual basis as follows:

(1) The allocation for each four-year public institution will be its share of the annual appropriation as determined by the institution's number of B-On-Time recipients (disbursed or encumbered) who are not scheduled for graduation as compared to all B-On-Time recipients of the four-year public institutions who are not scheduled for graduation.

(2) The source of the data used for the allocation is the year prior to the allocation year being determined, utilizing the Board's Higher Education Loan Management System (HELMS) as of April 1, or the first business day thereafter if it falls on a weekend or holiday, of the fiscal year prior to the allocation year being determined.

(3) Verification of Data. Allocation calculations and supporting documentation will be shared with all participating institutions for comment and verification prior to final posting of the allocations on the Board's loan program website. Such institutions will be given 10 business days, beginning the day of the notice's distribution and excluding State holidays, to confirm that the calculations accurately reflect data submitted by the institutions. In the event of significant corrections to the supporting data the agency will

re-issue allocation calculations and supporting documentation for an additional 10 business day review by the institutions. [~~Funds in the Texas B-On-Time student loan account, other than money appropriated to the account exclusively for loans to students attending private or independent institutions of higher education, shall be allocated to eligible public institutions in proportion to the amount of tuition set aside collected by each of those institutions under Texas Education Code, §56.465 for the preceding academic year.~~]

(b) Reallocations. Institutions will have until February 20, or the first business day thereafter if it falls on a weekend or holiday, to encumber the program funds that have been allocated to them. On the next business day, such institutions lose claim to any unencumbered funds. The funds released in this manner 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 by the agency staff using the same methodology as was used for the initial allocation for that fiscal year. If necessary for ensuring the full use of funds, subsequent reallocations may be performed by the agency staff until all funds are disbursed.

~~[Preliminary institutional allocations, each institution's percentage of the total allocation, and each institution's tuition set aside for the preceding academic year upon which the B-On-Time allocation is based under Texas Education Code, §56.465 will be shared with all participating public institutions of higher education for comment and verification before posting of the final allocations on the Board's website. Institutions will have 10 working days, beginning the day of the notice's distribution and excluding State holidays, to confirm that the amount of tuition set aside by the institution for BOT is accurately reflected on the preliminary allocation table or to advise Board staff of any inaccuracies]~~

(c) Reductions in Funding.

(1) If the legislature reduces funding for the program during the biennium, the Board may choose to forego reallocations to better distribute the reduction across the biennium.

(2) If necessary the Board may take steps to help distribute the impact of reduced funding across all participating institutions by an across-the-board percentage decrease in all institutions' allocations. [~~Institutions will have until March 15 at 11:59 pm (Central Time) or the first business day thereafter if it falls on a weekend or holiday to encumber the program funds that have been allocated to them. On the next business day, institutions lose claim to any funds not yet encumbered from the Board and the funds released in this manner are available to the Board for reallocation to other institutions]~~

~~(d) Funds available for any reallocation shall be distributed to eligible public institutions requesting reallocations in proportion to the amount of tuition set asides collected by each of the requesting institutions under Texas Education Code, §56.465 for the preceding academic year. No institution will receive more funds than it requested. If necessary for ensuring the full use of funds, subsequent reallocations may be scheduled until all funds are disbursed.~~

AGENDA ITEM VI-D

Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to Chapter 21, Subchapter II, Section 21.1084 and 21.1086 of Board rules concerning the Educational Aide Exemption Program

RECOMMENDATION: Adopt

Background Information:

The Texas Higher Education Coordinating Board (Coordinating Board) proposes amendments to Texas Administrative Code Rule 21.1084 (The Application and Awarding Process) and Section 21.1086 (Reimbursements for Institutions if Funds are Available), concerning the Educational Aide Exemption Program. The intent of the amendments is to incorporate into existing rule changes and provisions developed by the Negotiated Rule-Making Committee. Language has been changed for the methodology used to determine institutional allocations. The newly amended statute will affect students enrolling in public institutions. Changes to these sections are 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... the allocation or distribution of funds, including financial aid or other trusteed funds under Section 61.07761".

Specifically, Section 21.1084 regarding application forms and instructions, is amended to remove unnecessary language.

Section 21.1086(a) removes language as to the source of funding regarding allocations for institutions and updates language identifying the funding source as funds made available by the Legislature. Section 21.1086(b) removes language regarding requesting reimbursements and amends language to include the methodology with which institutional allocations will be determined. Section 21.1086(c) removes language regarding disbursements by the Board and adds language regarding the comment period for participating institutions, as well as institutions' opportunity to confirm their continued interest in program participation.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Services, will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 10, 2016.

Date published in the *Texas Register*: February 26, 2016.

The 30-day comment period with the *Texas Register* ended on March 26, 2016.

No comments were received regarding the amendments.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

The amendments have been prepared in the following format:

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CHAPTER 21 STUDENT SERVICES

SUBCHAPTER II EDUCATIONAL AIDE EXEMPTION PROGRAM

Section

- 21.1080 Authority and Purpose
- 21.1081 Definitions
- 21.1082 Institutions
- 21.1083 Eligible Students
- 21.1084 The Application and Awarding Process
- 21.1085 Award Amounts and Processing Cycle
- 21.1086 Allocations [Reimbursements] for Institutions [if Funds are Available]
- 21.1087 Exemption from Student Teaching
- 21.1088 Hardship Provisions
- 21.1089 Dissemination of Information and Rules

21.1080 – 21.1083. No change.

21.1084. The Application and Awarding Process.

(a) Institutions are not required to provide exemptions under this subchapter beyond those funded through appropriations specifically designated for this purpose. The Board shall advise institutions of the availability of funds as soon as possible after funding is known.

(b) Application forms and instructions developed by the Board will be distributed to [through] financial aid offices of Institutions of Higher Education [approved institutions].

~~[(c) — If only limited funds are available:~~

~~(1) — the Board will advise institutions of a deadline for submitting applications and the number of applications each institution may submit to compete for funds;~~

~~(2) — institutions will forward to the Board applications for students they have determined to be eligible; and~~

~~(3) — the Board will then select recipients for the limited funds on a first come/first served basis and announce recipients to institutions.]~~

21.1085. No change.

21.1086. Allocations [Reimbursements] for Institutions [if Funds are Available].

(a) To the extent to which funds are made available by the Legislature, the Board will provide allocations to the institutions. ~~[Source of Funding. The funds used to reimburse institutions or students for awards made through the Educational Aide Exemption program will come from any gifts, grants and donations made to the Texas Education Agency for that purpose.]~~

(b) Allocations for the Educational Aide Exemption Program are to be determined on an annual basis as follows:

(1) All institutions will be invited annually to participate in the Educational Aide Exemption Program allocation process. Participation requires that institutions utilize institutional matching funds to cover at least 10% of each recipient's exemption. Those choosing not to participate will not be considered in the allocation calculations for the relevant year.

(2) The annual appropriation will be divided equally across the participating institutions. ~~[Requesting Reimbursements. If funds are made available, in order to request reimbursement for student awards, an institution must complete and submit a Request for Reimbursement Form designed and distributed by the Board. Such forms must be submitted to the Board with sufficient documentation (student billing information) to confirm that the requests are being made for authorized charges.]~~

(c) Allocation calculations will be shared with all participating institutions for comment prior to final posting, and the institutions will be given 10 business days, beginning the day of the notice's distribution and excluding State holidays, to confirm their continued interest in participating in the program. ~~[Disbursements by the Board. If funds are available, the Board will process institutional Requests for Reimbursement and will subsequently have appropriate amounts transferred to institutions by the State Comptroller's office. Such funds are to be used by the institutions either to reimburse themselves (if they exempted the students from the payment of the relevant charges) or to reimburse students for the relevant charges they paid to the institution.]~~

AGENDA ITEM VI-E

Consideration of adopting the Negotiated Rulemaking Committee's recommendation relating to Chapter 22, Subchapter L, Section 22.236 of Board rules concerning the Toward EXcellence, Access, and Success (TEXAS) Grant Program

RECOMMENDATION: Adopt

Background Information:

The intent of the amendments is to incorporate into existing rule changes and provisions developed by the Negotiated Rule-Making Committee. Language has been changed for the methodology used to determine institutional allocations. The newly amended statute will affect students enrolling in public 4-year and health-related institutions. Changes to these sections are 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... the allocation or distribution of funds, including financial aid or other trusted funds under Section 61.07761".

Specifically, Section 22.236 is amended to include the methodology with which institutional allocations will be determined for FY 2017 and later.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Services, will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 10, 2016.

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The 30-day comment period with the *Texas Register* ended on March 26, 2016.

No comments were received regarding the amendments.

Legal Review:

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CHAPTER 22. GRANT AND SCHOLARSHIP PROGRAMS

CHAPTER L. TOWARD EXCELLENCE, ACCESS, AND SUCCESS (TEXAS) GRANT PROGRAM

Section

22.225	Authority and Purpose
22.226	Definitions
22.227	Institutions
22.228	Eligible Students
22.229	Satisfactory Academic Progress
22.230	Discontinuation of Eligibility or Non-Eligibility
22.231	Hardship Provisions
22.232	Priorities in Funding
22.233	Priority in Awards to Students
22.234	Award Amounts and Adjustments
22.235	Retroactive Disbursements
22.236	Allocation and Reallocation of Funds
22.237	Funds Provided from Student Deposit Fees
22.238	Funds Provided through Gifts and Donations
22.239	Authority to Transfer Funds
22.240	Dissemination of Information and Rules
22.241	Tolling of Eligibility for Initial Award
22.242	Reports to the TEXAS Grant Oversight Committee

22.225 – 22.235. No change.

22.236. Allocation and Reallocation of Funds.

(a) Allocations for Fiscal Year 2016. Each institution's share of funds will equal the sum of:

(1) Renewal Allocation: the institution's number of Initial Year (IY) TEXAS Grant recipients in the prior-prior year, multiplied by the most recent 3-year rolling average of its Renewal Year (RY) recipients as a percent of its previous year IY recipients, multiplied by the target award amount; plus

(2) Initial Allocation: the annual appropriation less the sum of all institutions' funds calculated in accordance with paragraph (1) of this subsection, multiplied by each institution's percentage share of:

(A) entering students in the prior academic year who met the following criteria:

(i) were identified as Texas residents; and

(ii) enrolled at least 3/4-time; and

(iii) have 9-month Expected Family Contributions that are less than or equal to the cap established for the academic year for which the funds will be awarded; plus

(B) first-time grant recipients in the prior year who received IY TEXAS Grant awards based on:

(i) enrollment in an upper level institution within 12 months of the receipt of an associate's degree; or

(ii) enrollment in an upper level institution after receiving an Initial Year award through the Texas Educational Opportunity Grant (TEOG) Program in fall 2014 or later.

(3) The TEXAS Grant allocation spreadsheet will be provided to the institutions for review 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 spreadsheet accurately reflects the data they submitted or to advise Board staff of any inaccuracies.

(b) Allocations for Fiscal Year 2017 and Later.

(1) The share of funds for each institution eligible to make both initial and continuation awards will equal:

(A) The number of Initial Award TEXAS Grant recipients at the institution in the Prior-Prior Year multiplied by the percentage of Initial Award TEXAS Grant recipients in the year prior to the Prior-Prior Year who received a Renewal Award in the Prior-Prior Year; plus the number of Renewal Award TEXAS Grant recipients at the institution in the Prior-Prior Year multiplied by the percentage of Renewal Award TEXAS Grant recipients in the year prior to the Prior-Prior Year who received a Renewal Award in the Prior-Prior Year, multiplied by the institution's average TEXAS Grant award in the Prior-Prior Year, up to the amount of the Target Award for the fiscal year for which allocations are occurring, plus

(B) The institution's proportions of the remaining appropriation is based on the sum of the number of students who were reported as a first time enrolling freshman; or an entering undergraduate transfer student who completed an associate's degree within the prior 12 months to enrolling; or an entering undergraduate transfer student who received an Initial TEOG award for the Fall 2014 semester or later, has completed at least 24 semester credit hours, and has earned an overall GPA of at least 2.5 on a four-point scale on all course work previously attempted; and

i. were enrolled as undergraduate students and had not yet received a Bachelor's degree; and

ii. were identified as Texas residents; and

iii. were enrolled at least 3/4-time; and

iv. filed a FAFSA or TASFA; and

v. had a 9-month Expected Family Contribution that was less than or equal to the cap established for TEXAS Grant in the Prior-Prior Year.

(2) No institution's annual allocations will be reduced by more than 7.5 percent of the prior year's annual allocation not including any reallocations that occurred in that prior year. This provision will apply to FY2017 and FY2018 allocations after which it will expire. Provisions of this subsection do not apply to allocation reductions resulting from reductions in state appropriations.

(3) Institutions who are only eligible to make continuation awards will not receive a specific allocation. Those schools will have until February 20, or the first working day thereafter if it falls on a weekend or holiday, to submit for reimbursement any award for a student who is identified as eligible and is awarded a TEXAS Grant. Those awards will be funded through any unencumbered program funds.

(4) The TEXAS Grant allocation spreadsheet will be provided to the institutions for review 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 spreadsheet accurately reflects the data they submitted or to advise Board staff of any inaccuracies.

(c)[(b)] Reallocations. Institutions will have until February 20 or the first working day thereafter if it falls on a weekend or holiday to encumber the program funds that have been allocated to them. On that date, institutions lose claim to any funds not yet drawn down from the Board for immediate disbursement to students, and the funds released in this manner are available to the Board for reallocation to other institutions. Reallocated funds will be distributed among institutions requesting funds using the same basis as was used for the allocation of funds, but no institution will receive more funds than it requested. If necessary for ensuring the full use of funds, subsequent reallocations may be scheduled until all funds are awarded and disbursed.

(d)[(e)] Disbursement of Funds to Institutions. As requested by institutions throughout the academic year, the Board shall forward to each participating institution a portion of its ~~[initial and renewal year]~~ annual allocations of funds for immediate release to students or immediate application to student accounts at the institution.

(e)[(d)] Release of Funds to Students. The institution may release all or part of the proceeds of a TEXAS Grant to an eligible person only if the tuition and required fees incurred by the person at the institution have been paid.

22.237 – 22.242. No change.

AGENDA ITEM VI-F

Annual report on the operations of the College for All Texans Foundation for the year ending August 31, 2015

RECOMMENDATION: No action required

Background Information:

The College for All Texans Foundation: Closing the Gaps (Foundation) was incorporated in September 2001 to serve as a 501 (c)(3) and 509 (a)(3) supporting foundation for the Texas Higher Education Coordinating Board, to assist the agency in meeting the goals of Closing the Gaps by 2015.

Section 6 (b) of the Memorandum of Understanding between the THECB and CFAT stipulates that within 180 days after the end of the Foundation's fiscal year, the Foundation shall deliver to THECB an audited balance sheet and statement of operations for such period, together with a report by Foundation of its activities during such fiscal year.

Nina Wright, Executive Director for The Foundation, will provide a statement of operations and the audited financial statements of the past fiscal year.

AGENDA ITEM VII-A

Committee Chair's Overview

Dr. David Teuscher, 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 funding formulas for use by the Governor and the Legislative Budget Board in making appropriations recommendations to the appropriate Legislative Committees

RECOMMENDATION: Approval

Background Information:

Every two years the Coordinating Board is required to make recommendations to the Governor and Legislative Budget Board regarding formula funding appropriations for public higher education institutions in Texas. These recommendations must be provided by June 1, 2016. Staff will present an overview of each funding methodology.

1. Consideration of funding formulas for two-year community colleges and state colleges
 - Commissioner Recommendations
 - Differences between Commissioner and Committee Recommendations
2. Consideration of funding formulas for Texas State Technical Colleges
 - Commissioner Recommendations
 - Differences between Commissioner and Committee Recommendations
3. Consideration of funding formulas for general academic institutions
 - Commissioner Recommendations
 - Differences between Commissioner and Committee Recommendations
4. Consideration of funding formulas for health-related institutions
 - Commissioner Recommendations
 - Differences between Commissioner and Committee Recommendations

Formula Advisory Committee members will present their recommendations to the Committee.

Dr. Julie Eklund, Assistant Commissioner for Strategic Planning and Funding, and Mr. David Young, Director of Special Projects, Strategic Planning and Funding, will present the Commissioner's recommendations.

AGENDA ITEM VII-D

Consideration of adopting the Committee's recommendation to the Board relating to the annual report about the financial condition of the state's community college districts (H.B. 1, 84th Texas Legislature, Regular Session, Rider 13, III-205)

RECOMMENDATION: Approval

Background Information:

An annual report about the financial condition of the state's community colleges is required as referenced in the General Appropriations Act, House Bill 1, 84th Texas Legislature, Rider 13 (page III-205). The rider states:

"Each community college shall provide to the Texas Higher Education Coordinating Board financial data related to the operation of each community college using the specific content and format prescribed by the Coordinating Board. Each community college shall provide the report no later than January 1st of each year. The Coordinating Board shall provide an annual report due on May 1 to the Legislative Budget Board and Governor's Office about the financial condition of the state's community college districts."

The objective of this report is to provide an assessment of the overall financial health of public community colleges and to identify institutions in which the potential for financial stress exists. The analysis included is intended to be a broad financial evaluation. Other key performance indicators must be taken into account to gain a more robust and complete understanding of institutional strength. This analysis is not intended for peer group comparisons or for benchmarking purposes.

A draft report was provided to the community colleges, with a response due by February 24, 2016. No comments were received from community colleges.

A draft report will be sent under separate cover.

Mr. David Young, Director of Special Projects, Strategic Planning and Funding, is available for questions.

AGENDA ITEM VII-E

Consideration of adopting the staff recommendations relating to the Coordinating Board's Legislative Agenda for the 85th Texas Legislature

RECOMMENDATION: Approval

Background Information:

The 85th Texas Legislature will convene on January 10, 2017. This will be the first Texas legislative session held during the timeframe of *60x30TX*, and the actions taken by this Legislature will be crucial for setting the groundwork for how the state will achieve its long-range goals.

Based on the Board's initial direction, the External Relations staff has been working with stakeholders to develop and refine higher education policy recommendations for consideration by the next Legislature. The Board will consider these final recommendations, which if adopted, will be pursued with legislative and statewide officeholders in advance of the 85th Legislature.

John Wyatt, Director for External Relations, will provide an overview of the staff legislative recommendations and be available to answer any questions.

AGENDA ITEM VII-F

Consideration of adopting the Committee's recommendation to the Board relating to approval of the appointment of student representative to the Financial Aid Advisory Committee

RECOMMENDATION: Appoint student representative

Background Information:

Texas Education Code, Section 61.071 directs the Coordinating Board to appoint student representatives to various advisory committees each year. This agenda item relates to the appointment of a student representative to the Financial Aid Advisory Committee.

The term of membership for student members of this committee starts June 1, 2016, and ends May 31, 2018.

In September 2015, the Coordinating Board requested nominations for non-voting student representatives to serve on the Texas Higher Education Coordinating Board's advisory committees. After the December 1 deadline to submit applications, staff received only one nomination for the Financial Aid Advisory Committee (FAAC). Upon further review, staff discovered that original correspondence erroneously noted that the FAAC did not have any vacancies at this time and therefore was not seeking nominations.

In order to give all students who are interested in serving on this committee an opportunity to apply, the nomination process was re-opened with a deadline to submit all applications to the Coordinating Board by **March 1, 2016**.

The recommended student representative is listed on the following page.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Programs, will be available to answer questions.

Recommended Student Representative:

The **Financial Aid Advisory Committee** (FAAC) is comprised of financial aid practitioners, public school counselors, and other persons who can provide insight into the informational needs of students.

Finalist: Matthew Vandermause

Mr. Vandermause is a student at University of North Texas Health Science Center-TCOM. He is seeking a Doctorate in Osteopathic Medicine.

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. 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.

Dr. Julie Eklund, 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
University of Texas Southwestern Medical Center <i>Construct West Campus Phase 1</i>	\$232,000,000	Yes	Yes	Yes	Yes
Texas A&M University at Galveston <i>Construct Academic Building Complex Phase 1</i>	\$46,600,000	Yes	Yes	Yes	Yes
Texas Tech University <i>Renovate Engineering and Materials Research Center</i>	\$29,207,030	Yes	Yes	Yes	Yes
Texas Tech University <i>Construct Rawls College of Business Administration Addition</i>	\$15,000,000	Yes	Yes	Yes	No
Texas Tech University <i>Construct the Plant and Soil Sciences Building</i>	\$14,340,000	Yes	Yes	Yes	No
Texas Tech University <i>Renovate Petroleum Engineering Phase 1 (IE Relocation)</i>	\$5,000,000	Yes	Yes	Yes	Yes
Texas State University <i>Construct Library Repository</i>	\$15,415,900	Yes	Yes	Yes	Yes
Texas State University <i>Purchase of 1921 Old RR12</i>	\$1,250,000	NA ¹	Yes	Yes	NA ²
University of Houston <i>Resubmit Renovate Energy Research Park Building 5</i>	\$13,000,000	Yes	Yes	Yes	Yes

¹ The Space Usage standard is Not Applicable (NA) to property purchases.

² The Building Efficiency standard is Not Applicable (NA) to property purchases.

Project Type	Space Usage	Space Need	Cost	Building Efficiency
New Construction and Addition	<p>Space Usage Efficiency (SUE) score of:</p> <ul style="list-style-type: none"> 75 points in the classroom score for classroom type facilities 75 points in the class laboratory score for lab type facilities 150 points overall for all others 	Does not create nor add to a surplus as predicted in the space projection model	Does not exceed the annually published cost standard	<p>The ratio of net assignable square feet (NASF) to gross square feet (GSF) shall not exceed:</p> <ul style="list-style-type: none"> Classroom and general – 0.60 Office – 0.65 Clinical, diagnostic support labs, and technical research – 0.50 <p>For parking structures:</p> <ul style="list-style-type: none"> Automobile – 400 SF per space Boathouses – 500 SF per space Airplanes – 3,000 SF per space
Repair and Renovation (including repairs and renovations as part of a real property purchase)	Not applicable	Does not create nor add to a surplus as predicted in the space projection model	Does not exceed the annually published cost standard	Does not reduce existing ratio of NASF to GSF more than ten percent
Real Property Purchases	Not applicable	Does not create nor add to a surplus as predicted in the space projection model	Should not exceed the higher of two appraisals. If the cost exceeds this amount, institution must demonstrate the need to purchase at the higher price	Not applicable

AGENDA ITEM VII-H (1)

Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 1, Subchapter A, Section 1.18 (c) (1) concerning Education Research Center Advisory Board status as a governmental body (S.B. 685, 84th Texas Legislature, Regular Session)

RECOMMENDATION: Approval

Background Information:

During its four-year review of the Texas Administrative Code, Coordinating Board staff found that the rule concerning Education Research Centers had not been updated to reflect a legislative change adopted during the 84th Regular Legislative Session as per SB 685 by Senator Seliger.

The amendment to Chapter 1, Subchapter A, Section 1.18 (c) (1) concerning status as a governmental body changes the Education Research Center Advisory Board status from "is not" to "is considered to be" a governmental body for the purposes of Chapters 551 and 552 of the Texas Government Code, as provided in Section 1.006(b), Texas Education Code. These chapters (551 and 552) concern open meetings and public information. The ERC rules currently state that ERC meetings are open to the public; that language will remain with the additional provisions noted above.

Dr. Julie A. Eklund, Assistant Commissioner for Strategic Planning and Funding, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: January 25, 2016.

Date Published in the *Texas Register*: February 5, 2016.

The 30-day comment period with the *Texas Register* ends on: March 5, 2016.

No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

Chapter 1 Agency Administration

Subchapter A General Provisions

Section

- 1.1 Dates for Regular Quarterly Meetings of the Board
- 1.2 Authority of the Commissioner to Interpret Rules
- 1.3 Educational Data
- 1.4 Rules of Order
- 1.5 Coordinating Board Committees
- 1.6 Advisory Committees
- 1.7 Petition for the Adoption of Rules
- 1.8 Historically Underutilized Business (HUBs) Program
- 1.9 Training for Members of Governing Boards and Board Trustees
- 1.10 Administration of the Open Records Act
- 1.11 Protest Procedures for Resolving Vendor Protests Relating to Purchasing Issues
- 1.12 Foreign Travel
- 1.13 Internal Auditor and Compliance Monitoring
- 1.14 Negotiated Rulemaking
- 1.15 Authority of the Commissioner to Propose Board Rules
- 1.16 Contracts, Including Grants, for Materials and/or Services
- 1.17 Authority of the Commissioner to Provide Direct Supervision of the Education Research Centers
- 1.18 Operation of Education Research Centers
- 1.19 Education and Training of Board Administrators and Employees

1.1 – 1.17 No Changes

1.18 Operation of Education Research Centers

(a) Definitions. The following words and terms, when used in this section, shall have the following meanings, unless the context clearly indicates otherwise.

(1) FERPA means the Family Educational Rights and Privacy Act, 42 U.S.C. §1232g, including regulations and informal written guidance issued by the United States Department of Education and any amendments or supplementation thereof.

(2) Cooperating Agencies means the Texas Education Agency (TEA), the Texas Higher Education Coordinating Board (CB), and the Texas Workforce Commission (TWC).

(3) P-20/Workforce Data Repository refers to the collection of data from each Cooperating Agency. The cooperating agencies shall execute agreements for the sharing of data for the purpose of facilitating the studies or evaluations at Education Research Centers (ERCs). In accordance with the agreements, each cooperating

agency shall make available all appropriate data, including to the extent possible data collected by the cooperating agency for the preceding 20 years. A cooperating agency shall periodically update the data as additional data is collected, but not less than once each year. The repository shall be operated by the CB.

(4) The CB may enter into data agreements for data required for approved studies or evaluations with the state education agency of another state, giving priority to the agencies of those states that send the highest number of postsecondary education students to this state or that receive the highest number of postsecondary education students from this state. An agreement under this paragraph must be reviewed by the United States Department of Education and must require the agency of another state to comply with all data security measures required of a center. The CB may also enter into data agreements with local agencies or organizations that provide education services to students in this state or that collect data that is relevant to current or former students of public schools in this state and is useful to the conduct of research that may benefit education in this state.

(5) Confidential information as applied to data in the P-20/Workforce Data Repository provided to an ERC includes all individual-level data, including any data cells small enough to allow identification of an individual. All data cells containing between one and four individuals, inclusive, are confidential.

(A) Small data cells will be considered any cell containing between one and four individuals inclusive. Information may not be disclosed where small data cells can be determined through subtraction or other simple mathematical manipulations or subsequent cross-tabulation of the same data with other variables. Institutions may use any of the common methods for masking including:

- (i) hiding the small cell and the next larger cell on the row and column so the size of the small cell cannot be determined; or
- (ii) hiding the small cell and displaying the total for both the row and column as a range of at least ten; or
- (iii) any methodology approved by the cooperating agencies.

(B) References to the CB shall also be deemed to include the Commissioner of Higher Education. References to the TEA shall also be deemed to include the Commissioner of Education. References to the TWC shall also be deemed to include the Workforce Commissioners.

(b) Purpose.

(1) ERCs shall be established by the CB. An ERC may only be established at a sponsoring public institution of higher education in Texas but may be awarded to a consortium of such institutions. An ERC must be physically located within Texas and

must retain all data at that location except for secure off-site data back-up in accordance with written procedures approved by the Advisory Board. Individual level data may not be provided to a researcher at a location other than a Research Center or the CB or a public institution of higher education located in Texas that is an acknowledged consortium member of the ERC.

(2) The CB is responsible for general oversight and technical assistance of ERCs, except as otherwise provided in this chapter. All policy decisions shall be approved by the CB.

(3) Sponsoring institutions of higher education are responsible for all equipment, salaries and other operating costs of an ERC, including documented staff time and equipment at TEA and the CB necessary to prepare and maintain data for the ERCs, as well as reasonable reimbursable expenses of the Advisory Board. Costs will include actual documented expenses up to two full-time equivalent employees at TEA and CB along with associated data storage costs as set by DIR for the data center consolidation rates unless otherwise agreed to by the CB and the ERCs.

(4) The ERCs may provide researchers access to shared data only through secure methods and require each researcher to execute an agreement regarding compliance with the Family Educational Rights and Privacy Act of 1974 (20 U.S.C. §1232g) and rules and regulations adopted under that Act. Each ERC shall adopt rules or policies to protect the confidentiality of information used or stored at the center in accordance with applicable state and federal law, including rules or policies establishing procedures to ensure that confidential information is not duplicated or removed from a center in an unauthorized manner.

(c) Advisory Board.

(1) The Commissioner of Higher Education shall create and maintain an advisory board to review and approve, as it deems appropriate, research involving access to confidential information and to adopt policies and rules governing the protection of such information in ERC operations. The Advisory Board is considered to be ~~[not]~~ a governmental body for purposes of Chapters 551 and 552 of the Texas Government Code.

(2) Membership of the Advisory Board shall include, at a minimum:

- (A) the Commissioner of Higher Education, as Chair;
- (B) a representative of TEA, designated by the Commissioner of Education;
- (C) a representative of the CB, designated by the Commissioner of Higher Education;
- (D) a representative of the TWC, designated by the Commission;

- (E) the Director or Director's designee of each ERC; and
- (F) a representative of preschool, elementary, or secondary education, designated by the Commissioner of Higher Education.
- (G) Additional member(s) may be appointed within the discretion of and as determined by the Commissioner of Higher Education.

(3) The Advisory Board will review each study or evaluation proposal. A study or evaluation proposal must be approved in advance by majority vote of the Advisory Board before it can be conducted at an ERC. The Advisory Board's review of a proposal must include the following factors:

- (A) the potential to benefit education in Texas;
- (B) require each ERC Director or designee to approve of the research design and methods to be used; and
- (C) the extent to which the required data is not readily available from another source.

(4) The Advisory Board will decide if a submitted proposal falls under the "studies" exception or the "audit/evaluation" exception described in FERPA and its implementing regulations. Should a proposed study or evaluation not be permitted by FERPA or its implementing regulations, the proposal will be denied.

(5) Each ERC will enter into a written agreement with each researcher mandating the researcher's compliance with FERPA.

(6) The Advisory Board shall meet at the call of the Chair at least quarterly each year and such meetings will be open to the public.

(7) Meetings may be conducted by electronic means, including telephonic, video conference call, Internet, or any combination of those means.

(8) The Advisory Board may create committees and subcommittees as it deems necessary or appropriate.

(d) Operation.

(1) An ERC may operate only under written authorization by the CB. Status as an ERC may not be assigned, delegated or transferred to any other entity.

(2) An ERC shall be led by a managing Director who is a professional employee of the sponsoring institution of higher education (IHE). The managing Director shall report

directly to the chief operating officer of the sponsoring IHE unless a different reporting structure is approved by the CB.

(3) All research at an ERC involving access to confidential information shall be conducted with the approval of the Advisory Board or by request of the Texas Workforce Commission, Commissioner of Higher Education or the Commissioner of Education if the requesting agency provides sufficient funds to the ERC to finance the project.

(4) Confidential information provided to an ERC shall be protected by procedures to ensure that any unique identifying number is not traceable to any individual. Such procedures must be maintained as confidential by TEA and the CB and may not be shared with an ERC, or used for any other purpose. Under no circumstances may social security numbers, names, or birthdates be accessed for the purpose of research at an ERC.

(5) ERCs shall adopt written procedures for research conducted using confidential information, subject to FERPA and its implementing regulations and approval by the Advisory Board. An ERC may not access confidential information until all such procedures are approved. Such procedures shall include:

- (A) measures to ensure against unauthorized disclosure of confidential information;
- (B) independent review of all research products/results by a designated ERC staff person not involved in that specific project to ensure against unauthorized disclosure of confidential information in accordance with guidelines adopted under FERPA;
- (C) measures to ensure that confidential information is not copied or removed from the ERC;
- (D) annual certification of full compliance with all requirements of state and federal laws and regulations regarding the use of confidential information for research purposes by the internal auditor of each participating IHE;
- (E) before final approval of a research proposal by the Advisory Board, the researcher must certify that the research proposal complies with the IHE's institutional review board or similar research review board with oversight over research design, including any applicable requirements for research involving human subjects the ERC shall provide evidence of approval from the IRB or justification for exclusion from the IRB process before a researcher has access to any data; and
- (F) criteria for allocating research access capacity for researchers not affiliated with the sponsoring IHEs.

(6) All final research reports or analysis produced at an ERC shall:

(A) be made available upon request to the cooperating agencies;

(B) a single copy shall be made available to the cooperating agencies for any copyright publications at no cost to the cooperating agencies; institutionally produced or non-copyright publications shall be available for public distribution, copying or reproduction at no cost to the cooperating agencies;

(C) contain a disclaimer in a form acceptable to the cooperating agencies stating that the conclusions of the research do not necessarily reflect the opinion or official position of those entities or of the State of Texas;

(7) An ERC shall comply with the requirements of the Texas Public Information Act, including requirements relating to data manipulation. Charges for processing Public Information Act requests shall be based on guidelines developed by the Texas Attorney General's Office.

(8) A sponsoring IHE shall cooperate fully with all audit requests made by the CB or the Advisory Board. Each ERC shall annually request and undergo a security audit performed by the Texas Department of Information Resources, or a contractor approved by that Department, which shall include a penetration test of computer equipment and access, and provide the results thereof to the CB.

(9) Research projects that require access to data not then included in the database maintained by the CB for research will be provided by the cooperating agencies if available. An ERC will be charged the cost to process or manipulate such data.

(e) Sanctions and Termination.

(1) Upon a determination that confidential information has been released or has been copied to another location, or that appropriate security measures are not in place to protect confidential information, the CB may, in addition to other remedies set forth in this section, require an ERC to obtain appropriate services or equipment or to remove confidential information from such other location in order to remedy a security deficit. Such services or equipment shall be purchased by the ERC from vendors subject to approval of the CB.

(2) The ERC under review shall be required to pay all reasonable costs to the CB for time necessary to re-audit and ensure appropriate security measures are in place after a possible breach occurs.

(3) An ERC may be terminated by the CB for failure to meet the requirements of state or federal law, of this subchapter, or of the terms of a contract establishing the ERC. An ERC shall be entitled to an informal review of a determination to terminate its

status by a designee of the Commissioner of Higher Education prior to the effective date of the termination. An ERC shall return all confidential data to the CB within five (5) days

of its receipt of a notice of termination and shall not retain a copy, replica, or duplicate thereof, whether in whole or in part. The Commissioner of Higher Education may suspend an ERC while determining whether the ERC's failure to meet the requirements of state or federal law, of this subchapter, or of the terms of a contract establishing the ERC are of such significance to warrant termination. An ERC may not operate during any period of time it is suspended.

(4) Notice of termination under paragraphs (1) and (2) of this subsection shall be provided to the ERC's designated representative and shall contain information regarding the reasons for the termination.

(5) A termination made pursuant to this section shall become final and binding unless, within 30 days of its receipt of the notice of termination, the ERC invokes the administrative remedies contained in Subchapter B of this chapter (relating to Dispute Resolution). If this chapter is so invoked, any ultimate recommendations regarding termination shall be made to the CB which, in turn, shall render its decision in due course. The ERC shall be suspended during the pendency of any such proceedings.

(f) Security.

(1) An ERC must comply with all requirements of FERPA in accessing confidential information to conduct research. Notwithstanding any other provision in this subchapter, failure to maintain adequate security to avoid the unauthorized disclosure of confidential information provided to the ERC shall be grounds for immediate termination of the authorization to access such data.

(2) The CB may suspend access to confidential information provided to an ERC based on a significant risk of unauthorized disclosure of confidential information.

1.19 No Change

AGENDA ITEM VII-H (2)

Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 1, Subchapter K, Sections 1.156, 1.158, and 1.161 concerning the Formula Advisory Committee – Community and Technical Colleges

RECOMMENDATION: Approval

Background Information:

During its four-year review of the Texas Administrative Code, Coordinating Board staff found citations that needed to be corrected and a provision that needed to be revised so it would be consistent with other provisions.

Section 1.156 provides the statutory authority for this subchapter. It is amended to include Texas Education Code, Section 61.059 (b-1), which is the authority for the requirement in Section 1.158 that membership on the formula advisory committee include representatives of each accountability group.

Section 1.158 currently specifies that the formula advisory committee may appoint subcommittees. The amendment adds "or workgroups as necessary to complete the work," which is consistent with the rules for the formula advisory committees for the general academic institutions and the health-related institutions.

The amendment in Section 1.161 corrects the citation regarding the state's higher education master plan from Section 61.051 (a-2) to 61.051 (a-1).

Dr. Julie Eklund, Assistant Commissioner for Strategic Planning and Funding, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: January 25, 2016.

Date Published in the *Texas Register*: February 5, 2016.

The 30-day comment period with the *Texas Register* ends on: March 5, 2016.

No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

Chapter 1. Agency Administration

Subchapter K. Formula Advisory Committee – Community and Technical Colleges

Section

1.156 Authority and Specific Purposes of the Community and Technical Colleges Formula Advisory Committee

1.157 Definitions

1.158 Committee Membership and Officers

1.159 Duration

1.160 Meetings

1.161 Tasks Assigned to the Committee

1.162 Report of Fundable Operating Expenses

1.163 Report to the Board; Evaluation of Committee Costs and Effectiveness

1.156 Authority and Specific Purposes of the Community and Technical Colleges Formula Advisory Committee

(a) Authority. Statutory authority for this subchapter is provided in the Texas Education Code, §61.059 (b) and (b-1).

(b) Purposes. The Community and Technical Colleges Formula Advisory Committee is created to provide the Board with advice and recommendation(s) regarding a set of formulas that provide appropriate funding levels and financial incentives necessary to best achieve the goals of the state's higher education plan. The committee also performs other duties related to formula funding that the Board finds to be appropriate.

1.157 No changes.

1.158 Committee Membership and Officers

(a) Membership shall consist of senior administrators at Texas public community or technical colleges with knowledge of the current funding formulas and the educational goals of the state.

(b) Membership on the committee should include:

(1) Representatives of each accountability group;

(2) Faculty;

- (3) Presidents and/or Chancellors; and
- (4) Chief Financial and/or Academic Officers.
- (c) Interested persons, such as legislative and governmental relations staff, shall be regularly advised of committee meetings.
- (d) The number of committee members shall not exceed twenty-four (24).
- (e) The committee may appoint subcommittees or workgroups as necessary to complete the work. The subcommittees or workgroups may include members from the formula advisory committee and other institutional representatives as appropriate.
- (f) Members of the committee shall select the presiding officer, who will be responsible for conducting meetings and conveying committee recommendations to the Board.
- (g) Members shall serve for a term of six years.

1.159 – 1.160 No changes.

1.161 Tasks Assigned to the Committee

Tasks assigned to the committee include:

- (1) Study and make recommendations for the appropriate funding levels for each formula;
- (2) Study and make recommendations for modification to the formulas that will increase effectiveness and efficiencies of the programs delivered;
- (3) Identify funding incentives that would support the achievement of the state's goals outlined in the long-term master plan for higher education authorized in the Texas Education Code, §61.051 (a-1) [~~(a-2)~~]; and
- (4) Any other charges issued by the Commissioner of Higher Education.

1.162 – 1.163 No changes.

AGENDA ITEM VII-H (3)

Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 1, Subchapter L, Sections 1.164 and 1.169 concerning the Formula Advisory Committee – General Academic Institutions

RECOMMENDATION: Approval

Background Information:

During its four-year review of the Texas Administrative Code, Coordinating Board staff found citations that needed to be corrected.

Section 1.164 provides the statutory authority for this subchapter. It is amended to include Texas Education Code, Section 61.059 (b-1), which is the authority for the requirement in Section 1.166 that membership on the formula advisory committee include representatives of each accountability group.

The amendment in Section 1.169 corrects the citation regarding the state's higher education master plan from Section 61.051 (a-2) to 61.051 (a-1).

Dr. Julie Eklund, Assistant Commissioner for Strategic Planning and Funding, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: January 25, 2016.

Date Published in the *Texas Register*: February 5, 2016.

The 30-day comment period with the *Texas Register* ends on: March 5, 2016.

No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

Chapter 1. Agency Administration

Subchapter L. Formula Advisory Committee – General Academic Institutions

Section

- 1.164 Authority and Specific Purposes of the General Academic Institutions Formula Advisory Committee
- 1.165 Definitions
- 1.166 Committee Membership and Officers
- 1.167 Duration
- 1.168 Meetings
- 1.169 Tasks Assigned the Committee
- 1.170 Report to the Board; Evaluation of Committee Costs and Effectiveness

- 1.164 Authority and Specific Purposes of the General Academic Institutions Formula Advisory Committee

(a) Authority. Statutory authority for this subchapter is provided in the Texas Education Code, §61.059 (b) and (b-1).

(b) Purposes. The General Academic Institutions Formula Advisory Committee is created to provide the Board with advice and recommendation(s) regarding a set of formulas that provide appropriate funding levels and financial incentives necessary to best achieve the goals of the state's higher education plan. The committee also performs other duties related to formula funding that the Board finds to be appropriate.

1.165 – 1.168 No changes.

- 1.169 Tasks Assigned to the Committee

Tasks assigned to the committee include:

(1) Study and make recommendations for the appropriate funding levels for each formula;

(2) Study and make recommendations for modification to the formulas that will increase effectiveness and efficiencies of the programs delivered;

(3) Identify funding incentives that would support the achievement of the state's goals outlined in the long-term master plan for higher education authorized in the Texas Education Code, §61.051 (a-1) ~~[(a-2)]~~; and

(4) Any other charges issued by the Commissioner of Higher Education.

1.170 No changes.

AGENDA ITEM VII-H (4)

Consideration of adopting the Committee's recommendation to the Board relating to an amendment to Chapter 1, Subchapter M, Section 1.176 concerning the Formula Advisory Committee – Health-Related Institutions

RECOMMENDATION: Approval

Background Information:

During its four-year review of the Texas Administrative Code, Coordinating Board staff found a citation that needed to be corrected.

The amendment in Section 1.176 corrects the citation regarding the state's higher education master plan from Section 61.051 (a-2) to 61.051 (a-1).

Dr. Julie Eklund, Assistant Commissioner for Strategic Planning and Funding, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: January 25, 2016.

Date Published in the *Texas Register*: February 5, 2016.

The 30-day comment period with the *Texas Register* ends on: March 5, 2016.

No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

Chapter 1. Agency Administration

Subchapter M. Formula Advisory Committee – Health-Related Institutions

Section

- 1.171 Authority and Specific Purposes of the Health-Related Institutions Formula Advisory Committee
- 1.172 Definitions
- 1.173 Committee Membership and Officers
- 1.174 Duration
- 1.175 Meetings
- 1.176 Tasks Assigned the Committee
- 1.177 Report to the Board; Evaluation of Committee Costs and Effectiveness

1.171 – 1.175 No changes.

1.176 Tasks Assigned the Committee

Tasks assigned the committee include:

- (1) Study and make recommendations for the appropriate funding levels for each formula;
- (2) Study and make recommendations for modification to the formulas that will increase effectiveness and efficiencies of the programs delivered;
- (3) Identify funding incentives that would support the achievement of the state's goals outlined in the long-term master plan for higher education authorized in the Texas Education Code, §61.051 (a-1) [(a-2)]; and
- (4) Any other charges issued by the Commissioner of Higher Education.

1.177 No changes.

AGENDA ITEM VII-H (5)

Consideration of adopting the Committee's recommendation to the Board relating to proposed new rules under Chapter 1, Subchapter CC, concerning the creation of the Financial Literacy Advisory Committee

RECOMMENDATION: Adopt

Background Information:

Specifically, these new rules govern the purpose, membership, meeting requirements, tasks, reporting requirements, and abolishment date of the Financial Literacy Advisory Committee.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Programs, will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 8, 2016.

Date published in the *Texas Register*: February 19, 2016.

The 30-day comment period with the *Texas Register* ended on March 19, 2016.

No comments were received regarding the proposed rules.

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 1. AGENCY ADMINISTRATIONSUBCHAPTER CC. FINANCIAL LITERACY ADVISORY COMMITTEESection

- 1.9521 Authority and Specific Purposes of the Financial Literacy Advisory Committee.
- 1.9522 Definitions.
- 1.9523 Committee Membership and Officers.
- 1.9524 Duration.
- 1.9525 Meetings.
- 1.9526 Tasks Assigned the Committee.
- 1.9527 Report to the Board; Evaluation of Committee Costs and Effectiveness.

1.9521. Authority and Specific Purposes of the Financial Literacy Advisory Committee.

(a) Authority. Statutory authority for this subchapter is provided in the Texas Government Code, Chapter 2110, Section 2110.0012.

(b) Purposes. The Financial Literacy Advisory Committee is created to provide the Board with advice and recommendations regarding ways to better advise students and parents on financial aid options and the impact of those options on students' finances before, during, and after their college careers.

1.9522. Definitions.

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

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

(2) 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 presiding officer. Such interested persons may participate in committee discussions, as invited by the presiding officer to do so, but do not have the authority to cast votes.

1.9523. Committee Membership and Officers.

(a) Membership on the committee shall include leaders from:

(1) Student financial aid

(2) Higher education

(3) K-12 education

(4) Community-based organizations

(5) Business

(b) Interested persons, such as institutional representatives, and legislative and governmental relations staff shall be regularly advised of committee meetings.

(c) The number of committee members shall not exceed 24.

(d) Members of the committee shall select the presiding officer, who will be responsible for conducting meetings. A co-chair shall also be elected by the committee to serve in the presiding officer's stead as needed.

(e) Members shall serve staggered 2-year terms and may serve multiple terms.

1.9524. Duration.

The committee shall be abolished no later than January 1, 2020 in accordance with Texas Government Code, Chapter 2110. It may be reestablished by the Board.

1.9525. Meetings.

The committee shall meet on a monthly basis, as required by workload and tasks. 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 by members of the committee.

1.9526. Tasks Assigned the Committee.

Tasks assigned the committee include:

(1) recommendations for statewide strategies to better advise students and parents on financial aid options, choice of major and future career. As well as the impact of those options on students' finances before, during, and after their college careers; and

(2) solicit input from stakeholders across the state.

1.9527. Report to the Board; Evaluation of Committee Costs and Effectiveness.

The committee shall report any recommendations to the Board on no less than an annual basis. The committee shall also report committee activities to the Board to allow 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 VII-H (6)

Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 13, Subchapter A, Section 13.1 concerning Definitions section of the financial planning rules

RECOMMENDATION: Approval

Background Information:

During its four-year review of the Texas Administrative Code, Coordinating Board staff found definitions in Section 13.1 that needed to be updated.

The definition of functional categories is expanded to include scholarships and fellowships, depreciation, and auxiliary enterprises.

The citation for the definition of General Academic Institutions is corrected from Section 61 to 61.003 (3).

The term "Higher Education Assistance Fund (HEAF)" is changed to "Higher Education Fund (HEF)" to conform to the General Appropriations Act.

The definition of independent institutions of higher education is expanded to include the citation Texas Education Code, Section 61.003 (15), which lists the criteria for being an independent institution of higher education, and the citation regarding exemption from taxation is corrected from Article V of the Texas Constitution to Article VIII.

The definition of Institution of Higher Education or Institution is expanded to include public state colleges to conform to Texas Education Code, Section 61.003 (8).

In the definition of Local Funds, "educational general" is changed to "educational and general" to conform to the Texas Education Code.

The definition of Non-Degree-Credit Developmental Courses is deleted because this term is not used in Chapter 13. In Section 13.1, definition numbers 22, 23, and 24 are renumbered to 21, 22, and 23, respectively, because definition number 21, Non-Degree-Credit Developmental Courses, is deleted.

Dr. Julie Eklund, Assistant Commissioner for Strategic Planning and Funding, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: January 25, 2016.

Date Published in the *Texas Register*: February 5, 2016.

The 30-day comment period with the *Texas Register* ends on: February 5, 2016.

No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

Chapter 13. Financial Planning

Subchapter A. Definitions

Section

13.1 Definitions

13.1 Definitions

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

(1) Auxiliary Enterprise--Activities providing a service to students, faculty, or staff for a fee directly related to, although not necessarily equal to, the cost of the service.

(2) Available University Fund (AUF)--A fund established in Article 7, §18, of the Texas Constitution to receive all interest and earnings of the Permanent University Fund and used to pay the debt service on PUF-backed bonds.

(3) Base Year--The semesters comprising the year of contact hours used for applying the formula funding distribution to the colleges and universities (usually the summer and fall of even years and the spring of odd years).

(4) Board or Coordinating Board--The Texas Higher Education Coordinating Board.

(5) Contact Hour--A time unit of instruction used by community, technical, and state colleges consisting of 60 minutes, of which 50 minutes must be direct instruction.

(6) Current Operating Funds--Unrestricted (appropriated) funds, designated funds, restricted funds, and auxiliary enterprise funds.

(7) Developmental Coursework--Non-degree-credit courses designed to address a student's deficiencies.

(8) Developmental Education--Courses, tutorials, laboratories, or other efforts to bring student skills in reading, writing, and mathematics to entering college level. English as a Second Language (ESL) courses may be considered developmental education, but only when they are used to bring student skill levels in reading or writing to entering college level. The term as used in this chapter does not include courses in study skills or thinking skills.

(9) Formula Funding--The method used to allocate appropriated sources of funds among institutions of higher education.

(10) Functional categories (as defined by National Association of college and University Business Officers)--Instruction, research, public service, academic support,

student service, institutional support, operation and maintenance of plant, scholarships and fellowships, depreciation, auxiliary enterprises, and hospital [as defined by NACUBO].

(11) General Academic Teaching Institution--Any college, university, or institution so classified in Texas Education Code, Section 61.003 (3), [~~Chapter 61, Texas Education Code,~~] or created and so classified by law.

(12) General Revenue (GR)--State tax revenue

(13) Governmental Accounting Standards Board (GASB)--An entity created by the Financial Accounting Foundation to set accounting standards for governmental entities including public institutions of higher education.

(14) Higher Education [~~Assistance~~] Fund (HEF) [~~(HEAF)~~]-A fund established in Article 7, §17, of the Texas Constitution to fund capital improvements and capital equipment for institutions not included in the Permanent University Fund.

(15) Independent institution of higher education--A private or independent college or university as defined in Texas Education Code, §61.003(15), that is:

(A) organized under the Texas Non-Profit Corporation Act;

(B) exempt from taxation under Article VIII [~~V~~], §2, of the Texas Constitution and §501(c)(3) of the Internal Revenue Code; and

(C) accredited by the Commission on Colleges of the Southern Association of Colleges and Schools.

(16) Institution of Higher Education or Institution--Any public technical institute, public junior college, public senior college or university, medical or dental unit, public state college, or other agency of higher education as defined in Texas Education Code, §61.003.

(17) Institutional Expenditures--All costs of activities separately organized and operated in connection with instructional departments primarily for the purpose of giving professional training to students as a necessary part of the educational work of the related departments.

(18) Institutional Funds--Fees, gifts, grants, contracts, and patient revenue, not appropriated by the legislature.

(19) Local Funds--Tuition, certain fees, and other educational and general revenue appropriated by the legislature.

(20) National Association of College and University Business Officers (NACUBO)--Provides guidance in business operations of higher education institutions.

~~[(21) Non-Degree Credit Developmental Courses--Courses intended for remedial or compensatory education that bear only institutional credit and are not counted toward the total for a degree or certificate program.]~~

~~(21)~~[(22)] Permanent University Fund (PUF)--A fund established in Article 7, §11, of the Texas Constitution to fund capital improvements and capital equipment at certain institutions of higher education.

~~(22)~~[(23)] Public Junior College, Public Technical Institute, Public State College, or Public Two-Year College--Any public junior college, public community college, public technical college, or public state college as defined in Texas Education Code, §61.003.

~~(23)~~[(24)] Semester Credit Hour--A unit of measure of instruction consisting of 60 minutes, of which 50 minutes must be direct instruction, over a 15-week period in a semester system or a 10-week period in a quarter system.

AGENDA ITEM VII-H (7)

Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 13, Subchapter C, Sections 13.42, 13.43, and 13.47 concerning clarification of terms in the rules on budgets

RECOMMENDATION: Approval

Background Information:

During its four-year review of the Texas Administrative Code, Coordinating Board staff found terms that needed to be updated.

Amendments in Section 13.42 change "HEAF" to "HEF" to conform to the General Appropriations Act.

The amendment in Section 13.43 changes "HEAF" to "HEF" to conform to the General Appropriations Act.

Amendments in Section 13.47 change "Higher Education Assistance Fund (HEAF)" to "Higher Education Fund (HEF)", "HEAF" to "HEF", and "HEAF-backed" to "HEF-backed" to conform to the General Appropriations Act.

Dr. Julie Eklund, Assistant Commissioner for Strategic Planning and Funding, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: January 25, 2016.

Date Published in the *Texas Register*: February 5, 2016.

The 30-day comment period with the *Texas Register* ends on: March 5, 2016.

No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

Chapter 13. Financial Planning

Subchapter C. Budgets

Section

- 13.40 Purpose
- 13.41 Authority
- 13.42 Budget Approval
- 13.43 Distribution of Budgets
- 13.45 Format of Current Operating Funds Budgets
- 13.46 Format for Permanent University Fund/Available University Fund (PUF/AUF) Budget
- 13.47 Format for Higher Education [~~Assistance~~] Fund HEF [~~HEAF~~] Budget

13.40 – 13.41 No changes.

13.42 Budget Approval

- (a) The governing board of each institution shall approve an itemized current operating budget on or before September 1 of each year.
- (b) The governing boards of The University of Texas System and the Texas A&M University System shall approve Permanent University Fund (PUF) and Available University (AUF) budgets on or before September 1 of each year.
- (c) The governing board of each institution eligible to receive HEF [~~HEAF~~] appropriations shall approve a HEF [~~HEAF~~] budget on or before September 1 of each year.

13.43 Distribution of Budgets

Copies of the current operating funds, PUF/AUF, and HEF [~~HEAF~~] budget shall be furnished to the Board and Legislative Budget Board electronically and bound paper copies to the Governor's Budget and Planning Office and Legislative Reference Library by December 1 of each fiscal year. Copies shall be maintained in the institution's library.

13.44 – 13.46 No changes.

13.47 Format for Higher Education [~~Assistance~~] Fund HEF [~~HEAF~~] Budget

The HEF [~~HEAF~~] budget shall:

- (1) include all projects approved for funding with HEF [~~HEAF~~] bonds by component institution,

(2) include all debt service payments on HEF-backed [~~HEAF-backed~~] bonds by component institution, and

(3) include all capital equipment and library books to be purchased during the fiscal year with HEF [~~HEAF~~] funds.

AGENDA ITEM VII-H (8)

Consideration of adopting the Committee's recommendation to the Board relating to amendments to Chapter 21, Subchapter A, Section 21.1; the repeal of Section 21.9 – 21.11, and new proposed Sections 21.9 – 21.10 of the Board rules, concerning the General Provisions of Student Services (H.B. 700, 84th Texas Legislature, Regular Session)

RECOMMENDATION: Adopt

Background Information:

Section 21.1 regarding the interest and sinking fund was identified for adjustment during the agency's four-year rule review process and is amended to reflect current student loan bond covenants, statute, and industry standards. Outdated language has been removed. Language has been provided regarding the deposits into the interest and sinking fund to ensure coverage of the ensuing fiscal year's bond obligations (interest and principal). Language has also been provided regarding the Board's ability to transfer excess funds out of the interest and sinking fund and into the Texas Opportunity Plan Fund or the Student Loan Auxiliary Fund.

Due to the elimination of tuition set asides to fund the B-On-Time Loan Program (*House Bill 700, 84th Texas Legislature*), Section 21.9 is repealed and is no longer relevant.

Sections 21.10 and 21.11 are repealed and readopted to reflect renumbering. New Section 21.10 as identified for adjustment during the agency's four-year rule review process and is amended to eliminate reference to the first academic year (2013-2014, or later) to which the financial aid priority application deadline was applicable.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Programs, will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 1, 2016.

Date published in the *Texas Register*: February 12, 2016.

The 30-day comment period with the *Texas Register* ended on March 12, 2016.

No comments were received regarding the amendments, repeal or proposed rules.

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 A. GENERAL PROVISIONS

Section

- 21.1 Fund Requirements for Student Loan Bonds Interest and Sinking Fund.
- 21.2 Determination of Tuition Rate for Nonresident and Foreign Students.
- 21.3 Loan Repayment Deferral for Emergency Loans for Tuition, Mandatory Fees and Textbooks Made Under Texas Education Code, §56.051 for Students Who Enroll in Graduate or Professional Degree Programs.
- 21.4 Collection of Tuition.
- 21.5 Refund of Tuition and Fees at Public Community/Junior and Technical Colleges.
- 21.6 Student Compliance with Selective Service Registration.
- 21.7 Tuition and Fee Definitions.
- 21.8 Definition of Student Financial Need.
- ~~21.9 Collection of Tuition Set Aside for Texas B-On-Time Loan Program.]~~
- ~~21.9[10]~~ Exclusion of Certain Resources in Determining Need for State Aid.
- ~~21.10[11]~~ Priority Deadline for Applying for State Aid.

- 21.1 Fund Requirements for Student Loan Bonds Interest and Sinking Fund.

(a) There shall be deposited into the interest and sinking fund the following.

(1) Money received in each Fiscal Year as repayment of student loans granted under the General Provisions of the Student Financial Assistance Act of 1975. The accumulated amount for all outstanding bonds at each fiscal year end shall be sufficient to pay the interest on and principal due in the ensuing fiscal year.

(2) Money transferred by the Board from the Student Loan Auxiliary Fund to the extent permitted by law, including Subchapter F of the General Provisions of the Student Financial Assistance Act of 1975, the Interest and Sinking Fund in the event funds on deposit in the Interest and Sinking Fund are insufficient to pay principal of and interest on any of previously issued bonds and additional bonds; and to the extent permitted by law, including Subchapter F of the General Provisions of the Student Financial Assistance Act of 1975, to transfer to other funds and accounts established by the Board to comply with covenants related to maintaining the tax-exempt status of the bonds.

(3) Accrued interest earned by the interest and sinking account, if any.

(4) In the event funds on deposit in the Interest and Sinking Fund are insufficient to pay principal of and interest on any of all outstanding bonds at year end, money required by the Constitutional Provision and the General Provisions of the Student Financial Assistance Act of 1975 is to be transferred into the Interest and Sinking Fund by the Comptroller out of first moneys coming into the State Treasury in each Fiscal Year not otherwise appropriated by the State Constitution.

(b) The board may transfer funds, in excess of the ensuing fiscal year requirement above, to the Texas Opportunity Plan Fund or the Student Loan Auxiliary Fund at the beginning of each ensuing fiscal year.

~~{(1) From the proceeds of the bonds, an amount of money sufficient to pay the interest on the bonds for a period of 24 months from the date of the bonds. Such funds so deposited should remain in the interest and sinking fund until used for the original purpose for which they were deposited. Bond resolutions provide that on the direction of the board, such money may be transferred to the Texas opportunity plan fund to the extent that it will not be needed because of money received as repayment of student loans and interest thereon, and such transfers should be made only when loan demand has exceeded expectations and no other source of funds for loans is available. It is the intent of this procedure to reduce transfers between funds to a minimum.~~

~~(2) From the proceeds of the bonds, an amount which, when added to the amount now to the credit of the reserve portion, will be equal to the average annual principal and interest requirements on the bonds and the outstanding bonds. Such funds so deposited in the reserve portion of the interest and sinking fund should remain in the reserve portion and be used only in cases of emergency when no other source of funds is available other than first monies coming into the state treasury, or to make final payments of principal and interest to become due on the bonds. The amount of average annual principal and interest requirements shall be recomputed only at such times as immediately after each sale of additional bonds; or, in the event no bond sales occur during a fiscal year, only at the close of a fiscal year.~~

~~(3) Money received in each fiscal year as repayment of student loans granted under the Act and interest thereon, including interest payments received from the federal government on behalf of student borrowers, sufficient to pay the interest on and principal of bonds to become due during the ensuing fiscal year and sufficient to maintain the reserve portion equal to the average annual principal and interest requirements on all bonds, outstanding bonds, and additional bonds at the time unpaid.~~

~~(4) Money required by the constitutional provision and the Act to be transferred into the interest and sinking fund by the state treasurer out of first monies coming into the treasury of the State of Texas in each fiscal year not otherwise appropriated by the constitution.~~

~~(5) Money in the interest and sinking fund, including the reserve portion, shall be used only for the purpose of paying interest on and principal of the bonds.]~~

21.2 - 21.8. No change.

~~[21.9. Collection of Tuition Set Aside for Texas B-On-Time Loan Program.~~

~~(a) By August 31 of each year the Coordinating Board shall disseminate to institutions of higher education guidelines for calculating the tuition to be set aside during the~~

~~upcoming academic year for the Texas B-On-Time Loan Program as established in Texas Education Code §56.465.~~

~~(b) — By September 30 of each year the Coordinating Board shall:~~

~~(1) review data reported to it by institutions of higher education for the prior fiscal year regarding collected resident undergraduate designated tuition charged in excess of \$46 per semester credit hour;~~

~~(2) — compare the amount collected by institutions with the amount deposited in the fund established by Texas Education Code §56.463; and~~

~~(3) require institutions to reconcile, by December 31st of the same calendar year, any amounts deposited in the fund that are greater than or less than 5 percent of the amount reported in paragraph (1) of this section.]~~

21.9[10] Exclusion of Certain Resources in Determining Need for State Aid

The right of a person to receive payments or benefits from the Higher Education Savings Plan, Prepaid Tuition Unit Undergraduate Education Program: Texas Tomorrow Fund II, or the Texas Save and Match Program, authorized in the Texas Education Code, Chapter 54, Subchapters G, H, or I, is not to be considered an asset of the person or otherwise included in the person's household income or other financial resources for purposes of determining the person's eligibility for a TEXAS grant or other state-funded financial assistance.

21.10[14] Priority Deadline for Applying for State Aid

(a) All general academic teaching institutions ~~[, in awarding financial assistance for the 2013-2014 academic year or later,]~~ shall use March 15 as their priority application deadline for application for state financial assistance for the following year.

(b) The priority deadline is not to serve as a determination of eligibility for state financial assistance, but otherwise eligible students who apply on or before the deadline shall be given priority consideration for available state financial assistance before other applicants.

AGENDA ITEM VII-H(9)

Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter D, Section 21.100 of Board rules, concerning the Hinson-Hazlewood College Student Loan Program

RECOMMENDATION: Adopt

Background Information:

Senate Bill 215, passed by the 83rd Texas Legislature, repealed Texas Education Code, Section 52.56, which required the Coordinating Board to provide an annual report on the operations of the Texas Opportunity Plan Fund. Since Section 52.56 has been repealed, it is appropriate to delete Section 21.100 from the rules.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Programs, will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 1, 2016.

Date published in the *Texas Register*: February 12, 2016.

The 30-day comment period with the *Texas Register* ended on March 12, 2016.

No comments were received regarding the repeal.

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 D HINSON-HAZLEWOOD COLLEGE STUDENT LOAN PROGRAM: ALL LOANS
MADE BEFORE FALL SEMESTER, 1971, NOT SUBJECT TO THE FEDERALLY
INSURED STUDENT LOAN PROGRAM

Section

- 21.81 Administration
- 21.82 Delegation of Powers and Duties
- 21.83 Definitions
- 21.84 Investment of Funds
- 21.85 Participating Institutions
- 21.86 Qualifications for Loans
- 21.87 Amount of Loan
- 21.88 Payments to Student
- 21.89 Term of Loans
- 21.90 Loan Interest
- 21.91 Insurance
- 21.92 Repayment of Loans
- 21.93 Enforcement of Collection
- 21.94 Institutional Refunds to Student Borrowers
- 21.95 Cancellation of Loans
- 21.96 Advisory Committees
- 21.97 Contracts
- 21.98 Gifts and Grants
- 21.99 Audit
- ~~[21.100 Annual Report]~~

21.81- 21.99. No change.

~~[21.100. Annual Report]~~

~~The board shall make a report of the operation of the Texas opportunity plan to the governor annually and to the legislature not later than December 1 prior to the regular session of the legislature, which report shall include, for the state as a whole and for each participating institution:~~

~~(1) the number of loans;~~

~~(2) the maximum loan;~~

~~(3) the minimum loan;~~

~~(4) total loans;~~

~~(5) a list of persons who have failed or refused to make as many as six monthly payments on any note, showing the amount due and the person's last known address; and~~

~~(6) — such other information as will describe the effectiveness of the loan program.]~~

AGENDA ITEM VII-H (10)

Consideration of adopting the Committee's recommendations to the Board relating to the repeal of Chapter 21, Subchapter G, Sections 21.171 – 21.176, and proposed new Sections 21.171 – 21.176, concerning the Teach for Texas Loan Repayment Assistance Program

RECOMMENDATION: Adopt

Background Information:

Section 21.171 – 21.176 is repealed.

New Section 21.171 regarding authority and purpose is readopted without changes.

New Section 21.172 introduces new definitions for certified educator, shortage communities, shortage teaching fields, and teaching full time.

New Section 21.173 (formerly Section 21.174) regarding teacher eligibility requirements excludes language that is provided in proposed new definitions, making the section more concise.

New Section 21.174 (formerly Section 21.173), regarding priorities of application acceptance and ranking of applications, provides more details on the criteria for ranking applications. The financial need component, the final criterion considered in the ranking process if funds remain available after applying other ranking criteria, is proposed to be based on the applicant's adjusted gross income reported on the most recent federal income tax return, rather than being based on the amount of student loan indebtedness. To date, the financial need criterion has not been a factor because funds have not been available after the preceding four ranking criteria have been applied. However, should financial need become a factor in the ranking process, adjusted gross income is a more appropriate reflection of general financial need than the amount of student loan debt.

New Section 21.175 regarding eligible lender and eligible education loan adds language stating that credit card debt, equity loans, and other similar personal loan products are not considered educational loans eligible for repayment.

New Section 21.176 regarding repayment of education loans does not include any changes.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Programs, will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: December 18, 2015.

Date published in the *Texas Register*: January 1, 2016.

The 30-day comment period with the *Texas Register* ended on January 31, 2016.

No comments were received regarding the amendments or repeal.

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 ServicesSUBCHAPTER G. TEACH FOR TEXAS LOAN REPAYMENT ASSISTANCE PROGRAMSection

- 21.171. Authority and Purpose.
- 21.172. Definitions.
- 21.173. Eligible Teacher.
- 21.174. Priorities of Application Acceptance and Ranking of Applications.
- 21.175. Eligible Education Loan.
- 21.176. Repayment of Education Loans.

21.171. Authority and Purpose.

(a) Authority. Authority for this subchapter is provided in the Chapter 56 of the Texas Education Code, Subchapter O, Teach for Texas Loan Repayment Assistance Program. These rules establish procedures to administer the subchapter as prescribed in the Texas Education Code, Section 56.352.

(b) Purpose. The purpose of the Teach for Texas Loan Repayment Assistance Program is to recruit and retain classroom teachers in communities and subjects for which there is an acute shortage of teachers in Texas.

21.172. 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) Certified Educator -- A person who has completed all requirements for a standard teaching certificate in the State of Texas. A person holding a probationary certificate, temporary classroom assignment permit, emergency permit, or a nonrenewable permit is not considered a certified educator. The term does not include a teacher's aide or a full-time administrator.

(3) Default--For purposes of this subchapter, a loan is considered in default if it is reduced to judgment.

(4) Service Period--A period of service of at least 9 months of a 12-month academic year.

(5) Shortage Communities – Texas public schools identified annually by the Texas Commissioner of Education, or his/her designee, whose percentage of economically disadvantaged students is higher than the statewide average percentage of students receiving free or reduced cost lunches.

(6) Shortage Teaching Fields -- Subjects identified annually by the Texas Commissioner of Education, or his/her designee, as having a critical shortage of teachers.

(7) Teaching full-time – Teaching at least four hours each day performing instructional duties as a full-time employee of a Texas public school district.

21.273. Eligible Teacher.

To be eligible for loan repayment an individual must:

(1) be certified in a shortage teaching field, be currently teaching full time in that field at the time of application, and have taught in that field full time for at least one year at the preschool, primary, or secondary level in a Texas public school; or

(2) be a certified educator currently teaching in a shortage community full time at the time of application at the preschool, primary, or secondary level and have taught in that community full time for at least one year; and

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

21.174. Priorities of Application Acceptance and Ranking of Applications.

Renewal applications shall be given priority over first-time applications unless a break in service periods has occurred. Acceptance of initial applications will depend upon the availability of funds. An application deadline will be established each year and published on the Board's website. Applications will be ranked according to the following criteria, in order of priority:

(1) Teaching in a shortage field while also teaching in a shortage community that has the most severe teacher shortages.

(2) Teaching any subject in a shortage community that has the most severe teacher shortages.

(3) Teaching in a shortage field while also teaching in a shortage community.

(4) Financial need based on the applicant's adjusted gross income as reported on the most recently filed federal income tax return.

21.175. 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, or graduate education of the teacher 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. Credit card, equity loans and other similar personal loan products are not considered educational loans 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 or graduate education of the individual applying for repayment assistance;

(2) not be in default at the time of the teacher's application;

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

(4) 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 or graduate education.

21.176. Repayment of Education Loans.

Eligible education loans shall be repaid under the following conditions:

(1) the annual repayment(s) shall be in one disbursement made payable to the holder(s) of the loan(s) or co-payable to the teacher and the holder(s) of the loan(s);

(2) the Commissioner of Higher Education shall determine the annual repayment amount, taking into consideration the amount of available funding; and

(3) the teacher shall not receive loan repayment assistance for more than five years.

Chapter 21. ~~Student Services~~SUBCHAPTER G. ~~TEACH FOR TEXAS LOAN REPAYMENT ASSISTANCE PROGRAM~~

Section

- 21.171. ~~Authority and Purpose.~~
 21.172. ~~Definitions.~~
 21.173. ~~Priorities of Application Acceptance.~~
 21.174. ~~Eligible Teacher.~~
 21.175. ~~Eligible Education Loan.~~
 21.176. ~~Repayment of Education Loans.~~

21.171. ~~Authority and Purpose.~~

(a) ~~Authority.~~ Authority for this subchapter is provided in the Texas Education Code, Subchapter O, Teach for Texas Loan Repayment Assistance Program. These rules establish procedures to administer the subchapter as prescribed in the Texas Education Code, Section 56.352.

(b) ~~Purpose.~~ The purpose of the Teach for Texas Loan Repayment Assistance Program is to recruit and retain classroom teachers in communities and subjects for which there is an acute shortage of teachers in Texas.

21.172. ~~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) ~~Classroom Teacher.~~ A person who is employed full-time by a public school district and in that capacity teaches at least four hours each day. The term does not include a teacher's aide or a full-time administrator.

(3) ~~Program.~~ Teach for Texas Loan Repayment Assistance Program.

(4) ~~Service Period.~~ A period of service of at least 9 months of a 12-month academic year.

(5) ~~Default.~~ For purposes of this subchapter, a loan is considered in default if it is reduced to judgment.

21.173. ~~Priorities of Application Acceptance.~~

Acceptance of applications will depend upon the availability of funds. An application deadline will be established each year and published on the Board's web site. Applications will be ranked according to the following criteria:

(1) ~~Renewal applicants shall be given priority over first-time applicants unless a break in service periods has occurred.~~

~~(2) — Severity of shortage of teachers in the community and/or teaching field as described in Section 21.174 of this title (relating to Eligible Teacher).~~

~~(3) — Financial need as evidenced by the total amount of student loan indebtedness.~~

~~21.174. — Eligible Teacher.~~

~~To be eligible for loan repayment an individual must:~~

~~(1) — be certified in a teaching field identified by the Texas Education Agency as experiencing a critical shortage of teachers in this state during the service period for which the individual receives the assistance, and have for at least one year taught full-time, and be currently teaching full-time at the preschool, primary, or secondary level in a public school in this state in that teaching field; or~~

~~(2) — be a certified educator in the year in which the individual receives the assistance, and have for at least one year taught full time, and be currently teaching full-time at the preschool, primary, or secondary level in a public school in this state in a community identified by the Texas Education Agency as having an acute shortage of teachers during the service period for which the individual receives the assistance; and~~

~~(3) — submit a completed application to the Board by the stated deadline.~~

~~21.175. — Eligible Education Loan.~~

~~An eligible education loan is one that:~~

~~(1) — is evidenced by a promissory note or other writing which explicitly requires the loan proceeds to be used to pay for costs incurred for attendance at public or private institution of higher education; and~~

~~(2) — is not in default at the time of the application.~~

~~21.176. — Repayment of Education Loans.~~

~~Eligible education loans shall be repaid under the following conditions:~~

~~(1) — the annual repayment(s) shall be in one disbursement made payable to the holder(s) of the loan(s) or co-payable to the teacher and the holder(s) of the loan(s);~~

~~(2) — the Commissioner of Higher Education shall determine the annual repayment amount, taking into consideration the amount of available funding; and~~

~~(3) — the teacher shall not receive loan repayment assistance for more than five years.~~

AGENDA ITEM VII-H (11)

Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter H, Sections 21.191 - 21.207 of Board rules, concerning the Teacher Education Loan Program (S.B. 457, 71st Texas Legislature)

RECOMMENDATION: Adopt

Background Information:

The 71st Texas Legislature repealed the Teacher Education Loan Program in 1989. Since this is no longer an active program, it is appropriate to delete the rules.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Programs, will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 1, 2016.

Date published in the *Texas Register*: February 12, 2016.

The 30-day comment period with the *Texas Register* ended on March 12, 2016.

No comments were received regarding the repeal.

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 H TEACHER EDUCATION LOAN PROGRAM~~

Section

- ~~21.191 — Purpose~~
- ~~21.192 — Administration~~
- ~~21.193 — Delegation of Powers and Duties~~
- ~~21.194 — Designation of Institutional Representative~~
- ~~21.195 — Definitions~~
- ~~21.196 — Qualifications for Loans~~
- ~~21.197 — Allocation of Funds~~
- ~~21.198 — Amount of Loan~~
- ~~21.199 — Notification of Availability of Teacher Education Loans~~
- ~~21.200 — Payments to Students~~
- ~~21.201 — Student Status~~
- ~~21.202 — Period of Loans~~
- ~~21.203 — Loan Interest~~
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- ~~21.205 — Loan Cancellation~~
- ~~21.206 — Postponements~~
- ~~21.207 — Enforcement of Collection~~

~~21.191. — Purpose:~~

~~The purpose of the Teacher Education Loan Program is to provide loans to persons who are regularly employed as teachers in public schools in the state and who are enrolled in a course that will lead to a certificate or endorsement to teach a primary or secondary grade subject in which a teacher shortage exists as determined by the State Board of Education. The program also will provide loans to qualified undergraduate and graduate students who are enrolled in a program leading to certification as a classroom teacher or leading to a master's degree in a field for which the person is seeking certification or already holds certification.~~

~~21.192. — Administration:~~

~~The Coordinating Board, Texas College and University System, or its successor or successors, shall administer the teacher education loan fund and the Teacher Education Loan Program.~~

~~21.193. — Delegation of Powers and Duties:~~

~~The board delegates to the commissioner the powers, duties, and functions authorized by the Texas Education Code, Chapter 54, Subchapter C.~~

~~21.194. — Designation of Institutional Representative:~~

~~Unless otherwise specified by the chief executive officer of the institution, the Hinson-Hazlewood College Student Loan Program officer shall serve as the Teacher Education Loan Program officer and shall be the board's on-campus agent with respect to the fund, and shall be responsible for all records and reports reflecting the transactions with respect to the fund.~~

~~21.195. — Definitions.~~

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

~~(1) — Accredited public school—Any public school in the state that is accredited by the State Board of Education.~~

~~(2) — Approved teacher education program—A teacher education program whose graduates are eligible for certification as teachers by the State Board of Education.~~

~~(3) — Board—The Coordinating Board, Texas College and University System.~~

~~(4) — Certification—A credential from the State Board of Education to teach in Texas.~~

~~(5) — Commissioner—The commissioner of higher education, the chief executive officer of the board.~~

~~(6) — Consecutive semesters—Semesters which immediately follow one another, excluding summer.~~

~~(7) — Cosigner—A cosigner of a note executed under the authority of the Teacher Education Loan Program shall be such a person signing a note, other than the loan recipient, who is over 21 years of age and who is gainfully employed full time or otherwise demonstrates financial responsibility. Such a person may be a relative, except a spouse, and may not be a student. A cosigner is jointly and severally responsible for all promissory notes issued through the program and signed by the maker and him/herself.~~

~~(8) — Eligible institution—An eligible institution shall be any institution of higher education within the State of Texas that:~~

~~(A) — admits as regular students only those persons having a certificate of graduation from a school providing secondary education or the recognized equivalent of such a certificate;~~

~~(B) — is legally authorized within the state to provide a program of education beyond secondary level;~~

~~(C) — provides an educational program for which it awards a bachelor's degree;~~

~~(D) — is a public or other nonprofit institution;~~

~~(E) — is accredited by the Southern Association of Colleges and Schools;~~

~~(F) — is an institution having its parent campus in Texas; and~~

~~(G) — offers courses which will lead to teacher certification or endorsement by the State Board of Education.~~

~~(9) — Endorsement—Completion of specific course work approved by the State Board of Education which enables a teacher to teach in a field other than that for which certification was obtained.~~

~~(10) — Fund—Teacher Education Loan Program fund.~~

~~(11) — Graduate student—Any student who is pursuing a program, or has a bachelor's degree and is enrolled in courses which are normally part of a program, leading to a graduate or professional degree or certificate at an institution of higher education and has successfully completed the equivalent of at least three years of full-time study at an institution of higher education either prior to entrance into the program or as part of the program itself.~~

~~(12) — Enrolled for at least one-half of a full course load—Formal admission to a program and enrollment in an eligible institution leading to teacher certification or a master's degree in a field in which the person holds teacher certification or is seeking certification. Enrollment as an undergraduate must be for six or more semester or quarter credit hours. Enrollment as a graduate must be for four and one-half or more semester or quarter credit hours. Enrollment as an undergraduate or graduate in a summer semester must be for six or more semester or quarter credit hours.~~

~~(13) — Junior—A student who has accumulated at least 60 hours of course credit at an institution of higher education and has declared his or her intentions to pursue teacher certification.~~

~~(14) — Pro rata—A proportionate basis upon which amounts of loans will be scaled, depending upon the share of a full-time course load being carried.~~

~~(15) — Regularly employed as a teacher by a public school—A teacher who teaches more than 20 hours a week, who provides at least 175 days of instruction per year (not including substitute teaching), and who participates in at least eight days of inservice training and preparation per year.~~

~~(16) — Resident of Texas—A bona fide resident of Texas as defined in the Texas Education Code, §§54.052, 54.054, and 54.055. Nonresidents classified as Texas residents for purposes of paying Texas resident tuition and fees are excluded.~~

~~(17) — Shortage area—As defined by the State Board of Education.~~

~~(18) — Summer semester. The equivalent of 12 weeks of study regardless of the number of sessions.~~

~~21.196. — Qualifications for Loans.~~

~~(a) — Loans to teachers. The commissioner may authorize loans to teachers, provided such applicant:~~

~~(1) — is regularly employed as a teacher by a public school in Texas;~~

~~(2) — is enrolled in a course required by rule of the State Board of Education as a qualification for a certificate or an endorsement to teach a primary or secondary grade subject for which the State Board of Education has officially recognized there to be a teacher shortage; and~~

~~(3) — as received a favorable evaluation of credit reports by the board.~~

~~(b) — Loans to students. The commissioner may authorize loans to qualified students provided such applicant:~~

~~(1) — is a Texas resident as defined in regulations adopted by the board;~~

~~(2) — is enrolled for at least one-half of a full course load as a junior, senior, or graduate student in an approved teacher education program leading to certification as a classroom teacher or to a master's degree in a field for which the person is seeking teacher certification or already holds teacher certification;~~

~~(3) — has a grade point average equal to at least 3.0 on a 4.0 scale in courses taken while enrolled at least half time at an institution of higher education and completed before the semester in which the loan is awarded;~~

~~(4) — enters into an agreement with the board to maintain a grade point average of at least 3.0 on a 4.0 scale in courses taken after receiving a teacher education loan, to become certified as a classroom teacher, and to teach in an elementary or secondary school in Texas or to repay the teacher education loan on terms adopted by the board;~~

~~(5) — has not defaulted on other student loans; and~~

~~(6) — meets other requirements the board may set.~~

~~(c) — General criteria. The commissioner may authorize loans to students or teachers, provided such applicant:~~

~~(1) — has been counseled by the Teacher Education Loan Program officer regarding obligations and responsibilities to the loan program;~~

~~(2) — has provided the board the names and addresses of three references, one of which may be a credit reference -- a credit reference must be provided by qualified teachers; other references must have known the applicant at least two years and may not be relatives or students;~~

~~(3) — has provided the board with the name and address of the person who will cosign the borrower's promissory note;~~

~~(4) — has not received a teacher education loan for more than four regular or summer semesters;~~

~~(5) — has provided evidence of knowledge of the institution's accreditation status as a condition to receiving the loan if the institution is placed on public probation by the appropriate accrediting agency; and~~

~~(6) — has complied with other provisions of these rules as required to become an eligible recipient.~~

~~(d) — Authorization of loans. The commissioner may authorize, or cause to be authorized, loans to qualified students at any eligible institution provided there is on file with the commissioner:~~

~~(1) — a certification by the eligible institution that each applicant meets the qualifications for a teacher education loan and a recommendation by the Teacher Education Loan Program officer that a loan be made;~~

~~(2) — any supplemental information that may be required;~~

~~(3) — an institutional certification that, in the best opinion of the Teacher Education Loan Program officer, the student can reasonably be expected to repay the loan in a timely manner, along with other amounts that he or she may owe, in a maximum period of five years after entering repayment status.~~

~~(e) — Duplication of aid prohibited. Under no circumstances is a person to be considered for a teacher education loan if he or she receives a future teacher loan during the same registration period.~~

~~21.197. — Allocation of Funds.~~

~~The commissioner shall allocate and/or reallocate funds annually or at other times to be determined by the commissioner, based upon the number of full-time Texas resident students of appropriate classification enrolled in approved teacher education programs in eligible institutions in Texas.~~

~~21.198. Amount of Loan.~~

~~(a) Students enrolled in an approved teacher education program. Students meeting the qualifications stated in §21.196 of this title (relating to Qualifications for Loans) may receive up to \$1,000 in loans for each of four regular semesters or summer sessions of study.~~

~~(b) Regularly employed teachers. Teachers who meet the qualifications stated in §21.196 of this title (relating to Qualifications for Loans) may receive up to \$1,000 in loans for each of four regular semesters or summer sessions of study on a pro rata basis, depending upon the number of courses in which enrolled.~~

~~(c) Aggregate maximum of loans. The total of loans to any eligible person may not exceed \$4,000 or a lesser amount equal to the total borrowed during four regular semesters or summer sessions of study.~~

~~21.199. Notification of Availability of Teacher Education Loans.~~

~~The financial aid director at each participating institution must notify the dean of the school of education at that institution annually prior to the beginning of the fall semester of the availability of the teacher education loan.~~

~~21.200. Payments to Students.~~

~~(a) No payment shall be made to any student until he or she has executed a promissory note payable to the teacher education loan fund for the full amount of any authorized loan plus interest and other fees, has obtained the signature of a cosigner, and has entered into an agreement with the board to teach in an elementary or secondary school in Texas or to repay the teacher education loan on terms specified in these sections. The original of such executed promissory note shall be forwarded immediately to the commissioner.~~

~~(b) For purpose of any contract executed by the borrower, the defense that he or she was a minor at the time he or she executed a promissory note shall not be available to him or her in any action arising on said note.~~

~~21.201. Student Status.~~

~~(a) If, during a borrower's enrollment, the borrower ceases to pursue teacher certification in a shortage area or withdraws from an approved teacher education program, the program officer must notify the board promptly. Further, the program officer must notify the board when a borrower ceases to be enrolled at least half time and provide the board with information on how to locate the borrower.~~

~~(b) A roster of student borrowers will be forwarded to each eligible institution by the board prior to the end of each enrollment period. Information on each student borrower shall be obtained in a form prescribed by the commissioner.~~

~~21.202. Period of Loans.~~

~~The principal amounts of all authorized loans shall be repaid in installments over a period of not more than five years unless sooner repaid. Repayments shall begin in accordance with the following:~~

~~(1) — Loan periods for regularly employed teachers. Teachers who return to school to attain a new endorsement or recertification to teach in a subject area determined to have a teacher shortage shall begin repayment not earlier than the beginning of the third consecutive semester spent as other than a teacher in an accredited public elementary or secondary school in Texas.~~

~~(2) — Loan periods for students. Students who are enrolled for at least one half of a full course load as a junior, senior, or graduate student in an approved teacher education program leading to certification as a classroom teacher or to a master's degree in a field for which the person is seeking certification or already holds certification shall begin repayment not earlier than 18 months after certification or completing their master's degree.~~

~~(3) — Loan periods for teachers not maintaining loan program requirements. Repayment shall begin not earlier than the beginning of the third consecutive semester spent as other than a teacher in an accredited public elementary or secondary school in Texas.~~

~~(4) — Loan periods for students not maintaining loan program requirements. Repayment shall begin not earlier than nine months after a student ceases to be enrolled for at least one half of a full course load or changes to a degree plan other than for teacher certification or master's degree work in his or her field of previous certification.~~

~~21.203. — Loan Interest.~~

~~The interest on teacher education loans shall be simple interest and the interest rate to be charged shall be a fixed rate set from time to time by the commissioner and ratified by the board. Interest shall accrue from the date of disbursement until the loans are either totally repaid or cancelled.~~

~~21.204. — Repayment of Loans.~~

~~(a) — Although loans may be prepaid at any time without penalty, repayment shall begin as provided in §21.202 of this title (relating to Period of Loans) and shall extend over such period authorized therein.~~

~~(b) — The board will provide a repayment schedule calling for the minimum payment amount sufficient to repay all loans made under this subchapter over the maximum authorized period. In no case will the minimum annual repayment be less than \$600 on all such loans.~~

~~(c) — The commissioner may postpone required periodic installments of principal and any accrued interest during any authorized period. Any such periods shall not be included in determining the five-year repayment period.~~

~~(d) — A charge of 5.0% of the monthly payment or \$5.00, whichever is less, shall be assessed on any payment received later than 10 days from the due date of such payment. Such charges shall be collected out of the first payments made in excess of the interest then due.~~

~~(e) — The cosigner may not be held responsible for the repayment of the loan, accrued interest, and other charges if the borrower dies or becomes totally and permanently disabled.~~

~~21.205. — Loan Cancellation.~~

~~The commissioner may authorize cancellation of loans to students seeking teacher certification and to regularly employed teachers who return to school for endorsement or recertification to teach in the following circumstances:~~

~~(1) — Any regularly employed teacher who resumes regular employment as a classroom teacher not later than the beginning of the third consecutive semester after returning to school for recertification or endorsement as a teacher is entitled to have loans canceled by semester, beginning with the loan of highest amount, with one semester's loan canceled for each semester of regular employment as a teacher in an accredited public elementary or secondary school in Texas.~~

~~(2) — Any student borrower who begins regular employment as a classroom teacher within 18 months of certification is entitled to have loans canceled by semester with one semester's loan canceled for each semester of regular employment as a teacher in an accredited public elementary or secondary school in Texas.~~

~~21.206. — Postponements.~~

~~The commissioner may delay the repayment requirement for recipients enrolled on at least a half-time basis at an eligible institution. These deferment periods are not included when calculating the maximum repayment period. The commissioner may also waive or delay repayment for recipients who give evidence of extreme financial hardship, in which case the period of postponement will be included in determining the maximum repayment periods. The board may require payments on the interest being accrued during the time of a postponement.~~

~~21.207. — Enforcement of Collection.~~

~~(a) — When any person who has received a loan authorized by this law shall have failed or refused to make as many as six monthly payments due in accordance with a promissory note(s), then the full amount of remaining principal, interest, and/or late charges shall immediately become due and payable. The person's name and last known address and other information as requested by the commissioner shall be reported to the attorney general. Suit for the remaining sum shall be instituted by the attorney general or any county or district attorney acting for him in the county of the person's residence or in Travis County, unless the attorney general shall find reasonable justification for delaying suit and shall so advise the commissioner in writing.~~

~~(b) — Upon notification by the commissioner of default on a teacher education loan, the educational institution shall cause the records, including transcripts of the loan recipient, to become unavailable to her or him or any other person outside the institution until the participating institution has been notified by the commissioner that such default has been corrected. Should the default continue beyond at least 60 days from the date suit service was obtained, the commissioner will cause a judgment to be entered which may be filed in the county records where service was obtained and will release such judgment once the borrower has completed the repayment of the debt as stipulated in the judgment.~~

~~(c) — In all cases of default, the loan recipient will be responsible for the payment of principal and other accrued charges, including interest, late charge, skiptracing fees, court costs, and attorney fees.~~

AGENDA ITEM VII-H (12)

Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter I, Sections 21.221 – 21.241 of Board rules, concerning the Future Teacher Loan Program (S.B. 457, 71st Texas Legislature)

RECOMMENDATION: Adopt

Background Information:

The 71st Texas Legislature repealed the Future Teacher Loan Program in 1989. Since this is no longer an active program, it is appropriate to delete the rules.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Programs, will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 1, 2016.

Date published in the *Texas Register*: February 12, 2016.

The 30-day comment period with the *Texas Register* ended on March 12, 2016.

No comments were received regarding the repeal.

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 I FUTURE TEACHER LOAN PROGRAM

Section

- ~~§21.221 — Purpose~~
- ~~§21.222 — Administration~~
- ~~§21.223 — Delegation of Powers and Duties~~
- ~~§21.224 — Definitions~~
- ~~§21.225 — Loans~~
- ~~§21.226 — Eligible Institutions~~
- ~~§21.227 — Qualifications for Loans~~
- ~~§21.228 — Allocation of Funds~~
- ~~§21.229 — Amount of Loan~~
- ~~§21.230 — Reasonable Expenses for a Student~~
- ~~§21.231 — Notification of Availability of Future Teacher Loans~~
- ~~§21.232 — Identification of Student Records~~
- ~~§21.233 — Preloan Interview~~
- ~~§21.234 — Payments to Student~~
- ~~§21.235 — Student Status~~
- ~~§21.236 — Period of Loans~~
- ~~§21.237 — Loan Interest~~
- ~~§21.238 — Repayment under Provisions of Public Law 89-329, the Higher Education Act of 1965, as Amended, of Loans of Deceased or Disabled Borrowers~~
- ~~§21.239 — Repayment of Loans~~
- ~~§21.240 — Cancellation of Certain Loan Repayments~~
- ~~§21.241 — Enforcement of Collections~~

~~21.221. — Purpose:~~

~~The purpose of the Future Teacher Loan Program is to provide loans to students preparing to teach subjects for which teachers are critically needed.~~

~~21.222. — Administration:~~

~~The Coordinating Board, Texas College and University System, or its successor or successors, shall administer the Future Teacher Loan Program.~~

~~21.223. — Delegation of Powers and Duties:~~

~~The board delegates to the commissioner of higher education the powers, duties and functions, except those relating to the letting of contracts for insurance.~~

~~21.224. — Definitions:~~

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

- ~~(1) — Approved teacher education program—A teacher education program whose graduates are eligible for certification by the State Board of Education.~~
- ~~(2) — Board—The Coordinating Board, Texas College and University System.~~

~~(3) — Commissioner—The commissioner of higher education, the chief executive officer of the board.~~

~~(4) — Cosigner—A cosigner of a note executed under the authority of the Future Teacher Loan Program shall be such a person signing a note, other than the loan recipient, who is over 21 years of age and who is gainfully employed or otherwise demonstrates financial responsibility. Such person may be a relative, except a spouse, and may not be a student. A cosigner is jointly and severally responsible for all promissory notes issued through the program and signed by the maker and him or herself.~~

~~(5) — Fund—The future teacher loan fund.~~

~~(6) — Graduate student—Any student who is pursuing a program, or has a bachelor's degree and is enrolled in courses which are normally part of a program, leading to a graduate or professional degree or certificate at an institution of higher education and has successfully completed the equivalent of at least three years of full-time study at an institution of higher education either prior to entrance into the program or as part of the program itself.~~

~~(7) — Resident of Texas—A bona fide resident of Texas as defined in the Texas Education Code, §§54.052, 54.054, and 54.055. Nonresidents classified as Texas residents for purposes of paying Texas resident tuition and fees are excluded.~~

~~21.225. — Loans.~~

~~All loans through the Future Teacher Loan Program may be subject to the provisions of the Higher Education Act of 1965, Title IV, Part B, as amended, and the regulations thereof (45 Code of Federal Regulations Part 177). Copies of these federal rules and statutes are on file in the offices of the board.~~

~~21.226. — Eligible Institutions.~~

~~(a) — Criteria. An eligible institution shall be any Texas institution of higher education within the State of Texas which:~~

~~(1) — admits as regular students only those persons having a certificate of graduation from a school providing secondary education or the recognized equivalent of such certificate;~~

~~(2) — is legally authorized within the state to provide a program of education beyond secondary level;~~

~~(3) — provides an educational program for which it awards a bachelor's degree;~~

~~(4) — is a public or other nonprofit institution;~~

~~(5) — is an eligible institution under the provisions of the Higher Education Act of 1965, Title IV, Part B, as amended, if the loan is subject to those provisions;~~

~~(6) — is accredited by the Southern Association of Colleges and Schools; and~~

~~(7) — is an institution which has its parent campus within the State of Texas.~~

~~(b) — Evidence of institution's accreditation status. If the institution is placed on public probation by the appropriate accrediting agency, students applying for loans shall provide evidence of knowledge of the school's accreditation status as a condition to receiving the loan.~~

~~(c) — Students attending other institutions. Any students attending an institution other than an eligible institution as set forth in subsection (a) of this section shall not be eligible for a loan from the future teacher loan fund.~~

~~(d) — Compliance by student. If, at any time, after notice and opportunity for hearing, it is determined that any monies in the fund or to be deposited therein have been disbursed to a student for purposes for which the fund is legally unavailable and such diversions have not been restored, no further disbursements of monies to such students shall be permitted to be made from the fund until there is no longer any failure of compliance by the student. Monies disbursed to the student for purposes for which the fund is legally unavailable become due and payable to the fund immediately.~~

~~(e) — Designation of institutional representative. Unless otherwise specified by the chief executive officer of the institution, the Hinson-Hazlewood College Student Loan Program officer shall serve as the Future Teacher Loan Program officer and shall be the board's on-campus agent to certify all institutional transactions and activities with respect to the fund, and shall be responsible for all records and reports reflecting the transactions with respect to the fund.~~

~~(f) — Discrimination by eligible institution prohibited. The Civil Rights Act of 1964, Title VI, states: "No person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subject to discrimination under any program or activity receiving federal assistance." Therefore, all transactions with respect to the fund shall be made in compliance with the Civil Rights Act of 1964; and all students transferring from any other institution shall be considered for loans the same as students attending the eligible institution.~~

~~(g) — Default rate. Whenever the default rate on loans made through an eligible institution exceeds 10% of all such loans on which repayments are due, the volume of loans to be available to students at that institution may be reduced in accordance with a formula to be established by the board.~~

~~21.227. — Qualifications for Loans:~~

~~(a) — Criteria. The commissioner may authorize, or cause to be authorized, loans to qualified students at any eligible institution, provided the applicant:~~

- ~~(1) — is a resident of Texas as defined in these regulations;~~
- ~~(2) — has a grade point average of at least 3.0 on a 4.0 scale in courses taken while enrolled at least half time at an institution of higher education and completed not later than the semester before the semester in which the loan is awarded;~~

~~(3) — has been accepted for admission into an approved teacher education program;~~

~~(4) — has established, under criteria adopted by the State Board of Education, that he or she is preparing to teach a primary or secondary grade subject considered to be in critical need of teachers;~~

~~(5) — has established financial need;~~

~~(6) — is carrying at least one-half of the normal full-time workload as determined by said institution;~~

~~(7) — has provided the fund with a statement of the institution which sets forth a schedule of the tuition and fees applicable to that student and its estimate of the cost of room and board for such a student;~~

~~(8) — has been recommended by two adults in his or her home community who have known him or her for at least two years and who are not relatives or students;~~

~~(9) — has provided the board with the name and address of the person who will cosign the borrower's promissory note;~~

~~(10) — has been counseled by the Future Teacher Loan Program officer regarding obligations and responsibilities to the loan program and has signed a statement acknowledging such;~~

~~(11) — has complied with such other provisions of these rules as are required;~~
and

~~(12) — has not defaulted on other student loans.~~

~~(b) — Authorization of loans. The commissioner may authorize, or cause to be authorized, loans from the fund to qualified students at any eligible institution, provided there is on file with the commissioner:~~

~~(1) — a certification by the eligible institution that each applicant meets the qualifications for a loan as provided in subsection (a) of this section and a recommendation by the Future Teacher Loan Program officer that a loan from the fund be made;~~

~~(2) — any supplemental information that may be required;~~

~~(3) — an institutional certification that, in the best opinion of the Future Teacher Loan Program officer, the student can reasonably be expected to repay the loan in a timely manner, along with other amounts that he or she may owe, in a maximum period of 10 years after entering repayment status.~~

~~(c) — Duplication of aid prohibited. Under no circumstances is a person to be considered for a future teacher loan if he or she receives a teacher education loan during the same registration period.~~

~~21.228. — Allocation of Funds.~~

~~The commissioner shall allocate and/or reallocate funds annually and at other times to be determined by the commissioner, based upon the number of full-time Texas resident students of appropriate classification enrolled in approved teacher education programs in eligible institutions in Texas.~~

~~21.229. — Amount of Loan.~~

~~The maximum amount of loan to any qualified applicant in a fiscal year is \$2,500. The total of loans to any eligible person through the Future Teacher Loan Program may not exceed \$5,000. A change in either financial resources or reasonable expenses of the student shall make the student responsible for the immediate repayment of any overcommitment of loan funds. Prior to recommending the loan, the institutional loan program officer shall make certain that the student is properly utilizing all other appropriate forms of student financial assistance.~~

~~21.230. — Reasonable Expenses for a Student.~~

~~Reasonable expenses for a student at an eligible institution shall be determined by the commissioner after consultation with representatives of the eligible institution. Lists of reasonable expenses for typical students shall be submitted to the commissioner by the eligible institution prior to April 1 of each year for use in the following summer session and in the following academic year. The lists shall follow the formats prescribed by the commissioner. Each eligible institution may submit as many lists of reasonable expenses as are required to properly reflect the different typical expense categories of students attending the institution. When more than one list is submitted, each list should be labeled so as to identify the category of student~~

~~to be served by that list. On individual loan applications, the amounts listed for typical students must be adjusted downward when necessary to reflect the circumstances of the applicant. If a listed amount must be increased to properly reflect the reasonable expenses of an individual applicant, then justification for the increased amount must accompany the individual application with such increased amount subject to approval or disapproval by the commissioner.~~

~~21.231. ——— Notification of Availability of Future Teacher Loans.~~

~~The financial aid director at each participating institution must notify the dean of the school of education at that institution annually prior to the beginning of the fall semester of the availability of the future teacher loan.~~

~~21.232. ——— Identification of Student Records.~~

~~All records of each student who is a borrower under the future teacher loan fund shall be so identified in the office of the registrar at each eligible institution. An official certified copy of such records may be released, and/or the student may reregister in the eligible institutional only upon certification by the designated institutional representative that the borrower's account is in good condition. Exceptions to this rule must be approved by the commissioner in advance of release of an official certified copy of the records or reregistration.~~

~~21.233. ——— Preloan Interview.~~

~~Each applicant shall be interviewed by the designated loan program officer or his or her representative prior to recommending of an initial loan. The loan program officer or his or her designated representative shall inform the applicant of his or her responsibilities as a borrower and shall certify that such preloan counseling session has been conducted by a qualified financial aid counselor. If necessary for the convenience of the applicant, the preloan interview may be conducted by or under the supervision of the loan program officer at a participating institution nearer to the applicant's home than is the institution to be attended.~~

~~21.234. ——— Payments to Student.~~

~~No payment shall be made to any student until he or she has executed a promissory note payable to the future teacher loan fund for the full amount of any authorized loan plus interest, applicable insurance charges, and other fees and has obtained the signature of a cosigner. The loan amount, interest, applicable insurance charges, and other fees shall be in accordance with provisions set forth in the Higher Education Act of 1965, Title IV, Part B, as amended, and the regulations thereof (45 Code of Federal Regulations Part 177) if the loan is made subject to those provisions. The original of such executed promissory note shall be forwarded to the commissioner immediately, and a copy shall be retained by the eligible institution. For the purposes of any contract executed by him or her, the defense that he or she was a minor at the time he or she executed a note shall not be available to him or her in any action arising on said note. No funds shall be distributed to an eligible institution except to make payments to a student under a loan authorized by the Act.~~

~~21.235. ——— Student Status.~~

~~(a) — If, during a borrower's enrollment, the borrower ceases to pursue teacher certification in a shortage area or withdraws from an approved teacher education program, the program officer must notify the board promptly. Further, the program officer must notify the board when a borrower ceases to be enrolled at least half-time and provide the board with information on how to locate the borrower.~~

~~(b) — A roster of student borrowers shall be forwarded to each eligible institution by the board prior to the end of each enrollment period. Information on each student borrower shall be obtained in a form prescribed by the commissioner.~~

~~21.236. — Period of Loans.~~

~~Except as provided in §21.238 of this title (relating to Repayment under Provisions of Public Law 89-239, the Higher Education Act of 1965, of Loans of Deceased or Disabled Borrowers), the principal amounts of all authorized loans shall be repaid in installments over a period of not less than five years (unless sooner repaid) nor more than 10 years, beginning not earlier than six months nor later than nine months after the date on which the student ceases to carry at an eligible institution at least one half the normal full-time academic workload as determined by the institution.~~

~~21.237. — Loan Interest.~~

~~The interest on future teacher loans shall be simple interest and the interest rate to be charged shall be a fixed rate set from time to time by the commissioner and ratified by the board. Interest shall accrue from the date of disbursement until the loans are either totally repaid or canceled. Loans made pursuant to these rules may be eligible for interest subsidy to be paid in accordance with Public Law 89-239, the Higher Education Act of 1965, and 45 Code of Federal Regulations Part 177.~~

~~21.238. — Repayment under Provisions of Public Law 89-239, the Higher Education Act of 1965, as Amended, of Loans of Deceased or Disabled Borrowers.~~

~~If a student borrower has received a loan through the Future Teacher Loan Program with respect to which a portion of the interest is payable by the U.S. Secretary of Education under the Higher Education Act of 1965, Title IV, Part B, §428(a), or would be payable but for the adjusted family income of the borrower, dies or becomes permanently and totally disabled (as determined in accordance with the regulations of the United States secretary of education), then the commissioner shall seek to have the borrower's liability on the loan discharged under provisions of Public Law 89-329.~~

~~21.239. — Repayment of Loans.~~

~~(a) — Although a loan may be prepaid at any time without penalty, repayment of the loan shall begin as provided in §21.236 of this title (relating to Period of Loans) and shall extend over such period as authorized therein. The board will provide a repayment schedule calling for the minimum payment amount sufficient to repay all loans over the maximum authorized period. In no case will the minimum annual repayment be less than \$600.~~

~~(b) — The commissioner may delay the repayment requirement for recipients enrolled on at least a half-time basis at an eligible institution. These deferment periods are not included~~

~~when calculating the maximum repayment period. The commissioner may also waive or delay repayment for recipients who give evidence of extreme financial hardship, in which case the period of postponement will be included in determining the maximum repayment period. The commissioner may require payments on the interest being accrued during the time of a postponement.~~

~~(c) — For loans made under provisions of the federal Guaranteed Student Loan Program, the commissioner shall postpone required periodic installments of principal during any period authorized by applicable federal law. For loans guaranteed through the federal Guaranteed Student Loan Program, postponement periods are those described in the Higher Education Act of 1965, Title IV, Part B, and the regulations thereof (45 Code of Federal Regulations Part 177). Any such period shall not be included in determining the 10-year repayment period provided in §21.236 of this title (relating to Period of Loans). Interest on loans guaranteed through the Guaranteed Student Loan Program shall accrue during periods of postponement and be paid by the Federal Interest Subsidy Program.~~

~~(d) — A charge of 5.0% of the monthly payment or \$5.00, whichever is less, shall be assessed on any payment received later than 10 days from the due date of such payment. Such charges shall be collected out of the first payments made in excess on interest charges then due.~~

~~(e) — The cosigner may not be held responsible for the repayment of the loan, accrued interest, and other charges if the borrower dies or becomes totally and permanently disabled.~~

~~21.240. — Cancellation of Certain Loan Repayments.~~

~~(a) — The board may cancel the repayment of a loan received by a student who is regularly employed by a school district in the state and is teaching a subject considered to be in critical need of teachers under rules adopted by the State Board of Education.~~

~~(b) — A person who wishes to apply for a loan cancellation must enter into a contract with the board at the time the loan is requested that provides the following:~~

~~(1) — a payment is not due from the person as long as he or she is employed by a school district in this state and is teaching a subject considered to be in critical need of teachers under rules adopted by the State Board of Education;~~

~~(2) — half of the total amount of the loan plus interest due is to be canceled after the person has taught a subject considered to be in critical need of teachers for two school years, and the remainder is to be canceled after the person has taught a subject considered to be in critical need of teachers for two additional school years;~~

~~(3) — repayment of the loan and interest is to begin immediately if the person leaves employment with a school district in this state or discontinues teaching a subject considered to be in critical need of teachers before the end of two school years after the date the person began teaching;~~

~~(4) — repayment of one-half of the loan and interest is to begin immediately if the person ceases to teach in a school district in this state or discontinues teaching a subject considered to be in critical need of teachers before the end of four school years after the date the person began teaching;~~

~~(5) — on completion of four years of teaching, the loan, principal, and interest, shall be fully canceled; and~~

~~(6) — interest continues to accrue until the loan is canceled or repaid.~~

~~(c) — The board shall publicize the availability of the loan cancellation procedures provided by this section at institutions of higher education that offer approved teacher education programs~~

~~21.241. — Enforcement of Collections.~~

~~When any person who has received a loan through the Future Teacher Loan Program shall have failed or refused to make as many as five monthly payments due in accordance with an executed note, the full amount of remaining principal and accrued interest shall become due and payable immediately. When as many as six payments have been missed, the attorney general, at the request of the commissioner, shall file suit for the outstanding balance.~~

AGENDA ITEM VII-H (13)

Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter L, Sections 21.301 – 21.325 of Board rules, concerning the Paul Douglas Teacher Scholarship Program (H.R. 1944, 104th Congress, 1995)

RECOMMENDATION: Adopt

Background Information:

Federal legislation rescinded funding for this program in 1995. Since this is no longer an active program, it is appropriate to delete the rules.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Programs, will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 1, 2016.

Date published in the *Texas Register*: February 12, 2016.

The 30-day comment period with the *Texas Register* ended on March 12, 2016.

No comments were received regarding the repeal.

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 L PAUL DOUGLAS TEACHER SCHOLARSHIP PROGRAM

Section

- ~~§21.301 — Purpose~~
- ~~§21.302 — Administration~~
- ~~§21.303 — Delegation of Powers and Duties~~
- ~~§21.304 — Definitions~~
- ~~§21.305 — Scholarship~~
- ~~§21.306 — Eligible Institutions of Higher Education~~
- ~~§21.307 — Qualifications for Scholarships~~
- ~~§21.308 — Criteria for Selecting Scholars~~
- ~~§21.309 — Special Consideration~~
- ~~§21.310 — Award Amounts~~
- ~~§21.311 — Criteria for Subsequent Scholarships~~
- ~~§21.312 — Application Priority Deadlines~~
- ~~§21.313 — Notification of Availability of Paul Douglas Teacher Scholarship~~
- ~~§21.314 — Expenditure of Funds~~
- ~~§21.315 — Payments to Students~~
- ~~§21.316 — Student Status~~
- ~~§21.317 — Scholarship Conditions~~
- ~~§21.318 — Noncompliance with the Scholarship Conditions~~
- ~~§21.319 — Period of Loan~~
- ~~§21.320 — Loan Interest~~
- ~~§21.321 — Repayment of Loans~~
- ~~§21.322 — Minimum Repayment Amounts~~
- ~~§21.323 — Deferments~~
- ~~§21.324 — Enforcement of Collection~~
- ~~§21.325 — Provisions for Disability and Death~~

~~21.301. — Purpose:~~

~~The purpose of the Paul Douglas Teacher Scholarship Program is to provide scholarships to enable and encourage outstanding high school graduates and recent GED certificate recipients who demonstrate an interest in teaching to pursue teaching careers at the preschool, elementary, or secondary level.~~

~~21.302. — Administration:~~

~~The Texas Higher Education Coordinating Board, or its successor or successors, shall administer the Paul Douglas Teacher Scholarship Program.~~

~~21.303. — Delegation of Powers and Duties:~~

~~The board delegates to the commissioner of higher education the powers, duties, and functions of the Act, as provided in this subchapter.~~

~~21.304. Definitions.~~

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

~~(1) Academic year--The period of time during which a full-time student is expected to complete the equivalent of one of the following:~~

~~(A) two semesters;~~

~~(B) two trimesters;~~

~~(C) three quarters.~~

~~(2) Act--The Higher Education Act of 1965, as amended.~~

~~(3) Approved teacher education program--A course of study leading to certification as a teacher at the preschool, elementary school, or secondary school level, as determined by the Texas Higher Education Coordinating Board.~~

~~(4) Award year--The period of time from July 1 of one year through June 30 of the following year.~~

~~(5) Board--The Texas Higher Education Coordinating Board.~~

~~(6) Capitalized interest--Unpaid accrued interest added to the principal amount.~~

~~(7) Commissioner--The commissioner of higher education, the chief executive officer of the board.~~

~~(8) Full-time student--A student enrolled in an institution of higher education, other than a correspondence school, who is carrying a full-time academic workload as determined by the institution under standards applicable to all students enrolled in that student's program.~~

~~(9) Fund--The Paul Douglas Teacher Scholarship fund.~~

~~(10) The governor's committee--A seven-member statewide panel appointed by the governor for the purpose of selecting scholarship recipients.~~

~~(11) Resident of Texas--A legal resident of Texas as defined in the Texas Education Code, §§54.052, 54.054, and 54.055. Nonresidents classified as Texas residents for purposes of paying Texas resident tuition and fees are excluded.~~

~~(12) Scholar--A scholarship recipient.~~

~~(13) Scholarship--An award made to an individual under this subchapter for one academic year.~~

~~(14) Scholarship period--The period of time for which the scholarship is intended.~~

~~(15) Teacher shortage area--As defined by the United States Secretary of Education.~~

~~21.305. Scholarship.~~

~~All scholarships awarded through the Paul Douglas Teacher Scholarship Program are subject to the provisions of the Higher Education Act of 1965, Title V, Part C, as amended, and the regulations thereof (34 Code of Federal Regulations Part 653). Copies of these federal rules and statutes are on file in the offices of the board.~~

~~21.306. Eligible Institutions of Higher Education.~~

- (a) ~~Criteria. An eligible institution shall be any institution of higher education which:~~
- ~~(1) admits as regular students only those persons having a certificate of graduation from a school providing secondary education or the recognized equivalent of such certificate;~~
 - ~~(2) is legally authorized to provide a program of education beyond secondary level;~~
 - ~~(3) provides an educational program for which it awards at least an associate degree;~~
 - ~~(4) is a public or other nonprofit institution;~~
 - ~~(5) is accredited by the Southern Association of Colleges and Schools if the institution is within the state of Texas; or~~
 - ~~(6) is currently accredited by a nationally recognized accrediting agency or association that the secretary determines to be a reliable authority as to the quality of training offered in accordance with the Act, §1201(A), if the institution is outside the state of Texas.~~
- (b) ~~Evidence of institution's accreditation status. If the institution is placed on public probation by the appropriate accrediting agency, scholars applying for scholarships shall provide evidence of knowledge of the school's accreditation status as a condition to receiving the scholarship.~~
- (c) ~~Students attending other institutions. Any student attending an institution other than an eligible institution, as set forth in subsection (a) of this section (relating to criteria for eligible institutions), shall not be eligible for a scholarship from the fund. Scholars who continue to seek certification through an ineligible institution are responsible for repaying the scholarship.~~
- (d) ~~Designation of institutional representative. Unless otherwise specified by the chief executive officer of the institution, the Hinson-Hazlewood College Student Loan Program officer shall serve as the Paul Douglas Teacher Scholarship Program officer for Texas institutions, shall be the board's on-campus agent to certify all institutional transactions and activities with respect to the fund, and shall be responsible for all records and reports reflecting the transactions with respect to the fund.~~

21.307. ~~Qualifications for Scholarships.~~

~~The commissioner may authorize, or cause to be authorized, scholarships to qualified students at any eligible institution, provided the applicant:~~

- ~~(1) is a United States citizen, national, or permanent resident as defined in 34 Code of Federal Regulations §653.41;~~
- ~~(2) is a legal resident of the State of Texas as defined in these regulations;~~
- ~~(3) has graduated from high school or is scheduled to graduate by the end of the secondary school year; or has received a certificate of high school equivalency for successfully completing the Test of General Educational Development (GED);~~
- ~~(4) ranks in the top 10% of his or her graduating class; or has GED test scores recognized by the state as being equivalent to ranking in the top 10% of high school graduates in Texas, or nationally, in the academic year for which the eligibility determination is being made;~~
- ~~(5) maintains satisfactory progress as determined by the institution of higher education the student is attending, in accordance with the criteria established in 34~~

~~Code of Federal Regulations §668.16(c) of the student assistance general provisions regulations;~~

~~(6) — is enrolled full-time in an eligible institution and is pursuing a course of study leading to certification as a classroom teacher; graduate study that is not required for initial certification is not included;~~

~~(7) — is not ineligible to receive assistance as a result of default on a federal student loan or otherwise, as provided under 34 Code of Federal Regulations §§75.60-75.62; and~~

~~(8) — has been counseled by the program officer regarding responsibilities to the scholarship program and has signed a statement acknowledging such.~~

~~21.308. — Criteria for Selecting Scholars.~~

~~From among the qualified applicants, the scholars will be selected using the following criteria:~~

~~(1) — high school and/or college grade point average (GPA) or GED score as applicable;~~

~~(2) — pursuit of a field of study in a teacher shortage area as determined by the United States Secretary of Education;~~

~~(3) — financial need as determined by the financial aid administrator at the institution of higher education to be attended by the scholar;~~

~~(4) — grade level; priority given to juniors and seniors in college; and~~

~~(5) — rank given by the governor's committee based on an essay, extracurricular activities, and a teacher recommendation.~~

~~21.309. — Special Consideration.~~

~~(a) — As required under the Higher Education Amendments of 1992, §523(d), at least 75% of the scholars will be selected on the basis of selection criteria that include criteria to give special consideration to individuals who:~~

~~(1) — intend to teach or provide related services to students with disabilities;~~

~~(2) — intend to teach limited English-proficient students;~~

~~(3) — intend to teach preschool-age children;~~

~~(4) — intend to teach in schools serving inner city, rural, or geographically isolated areas;~~

~~(5) — intend to teach in curricular areas or geographic areas where there are demonstrated shortages of qualified teachers;~~

~~(6) — are from disadvantaged backgrounds, including low income, racial and ethnic minorities and the disabled, and from groups historically underrepresented in the teaching profession or in the curricular areas in which they are preparing to teach.~~

~~(b) — The board may waive the requirements of subsection (a) of this section for not more than 25% of all individuals receiving a scholarship under this subchapter.~~

~~21.310. — Award Amounts.~~

~~The maximum award to each scholar may be \$5,000 for each academic year not to exceed four years. The amount of the award, when combined with any other Title IV student financial assistance funds awarded to the scholar, may not exceed the scholar's cost of~~

~~attendance. If a scholarship, when added to the amount the scholar is to receive for the same academic year under Title IV of the Act, would otherwise exceed the scholar's cost of attendance, as defined for the National Direct Student Loan Program in 34 Code of Federal Regulations §674.11, the scholarship shall not be reduced by the amount in which the combined awards would be in excess of the scholar's cost of attendance, but shall be taken into account in determining eligibility for other forms of financial assistance. Subsequent scholarships will also require certification of the award amount by the financial aid office.~~

~~21.311. — Criteria for Subsequent Scholarships.~~

~~In order to be considered for subsequent scholarships qualified applicants must be:~~

~~(1) — enrolled as a full-time student in a postsecondary institution that is currently accredited by a nationally recognized accrediting agency or association that the Secretary determines to be a reliable authority as to the quality of training offered, in accordance with the Act, §1202(a);~~

~~(2) — pursuing a course of study leading to certification as a teacher at the preschool, elementary, or secondary level, as recognized by the Texas Higher Education Coordinating Board, but not including graduate study that is not required for initial teacher certification; and~~

~~(3) — maintaining satisfactory progress toward a degree, or if the student already has a degree, toward teacher certification, as determined by the postsecondary institution the student is attending, in accordance with the criteria established in 34 Code of Federal Regulations §668.16(e) of the Student Assistance General Provisions regulations.~~

~~21.312. — Application Priority Deadlines.~~

~~A system of priority deadlines will be administered by the board to process applications.~~

~~(1) — Initial applications arriving at the board on or before June 30 of each year will be given equal priority. Applications received after that date will be processed on a first come-first served basis until funds are depleted.~~

~~(2) — Subsequent scholarship applications must be received by the board on or before June 30 to ensure the qualified applicant of receiving the full scholarship for which he or she is eligible, provided funds are available.~~

~~(3) — Eligible applications received after June 30 will be honored as long as funds are available and applications for subsequent scholarships will receive priority. If available funds are insufficient to honor all applications for subsequent scholarships, the Board will prorate reductions in order to fulfill its obligation to subsequent scholars.~~

~~21.313. — Notification of Availability of Paul Douglas Teacher Scholarship.~~

~~The financial aid director at each participating institution shall annually inform the dean of the school of education at that institution of the availability of the Paul Douglas Teacher Scholarship funds.~~

~~21.314. — Expenditure of Funds.~~

~~In each award year, the board, if possible, will expend all program funds received from the federal government for that award year and all funds received prior to that award year from principal or interest payments, except that the board may reserve for expenditures in the following award year an amount less than \$5,000 as well as any funds awarded but returned or not expended.~~

~~21.315. ——— Payments to Students.~~

~~(a) — No payment shall be made to any scholar until he or she has executed a promissory note payable to the fund for the full amount of any authorized scholarship plus interest and other fees. The scholar must execute a commitment to teach full-time in a public or private nonprofit preschool, elementary, or secondary school in any state or teach children with disabilities or with limited English proficiency on a full-time basis in a private nonprofit institution. The original of such executed promissory note and commitment to teach shall be forwarded immediately to the commissioner.~~

~~(b) — For the purpose of any contract executed by the scholar, the defense that he or she was a minor at the time he or she executed a promissory note shall not be available to him or her in any action arising on said note.~~

~~21.316. ——— Student Status.~~

~~(a) — If, during a scholar's enrollment, the scholar ceases to pursue teacher certification, the program officer must notify the board promptly. Further, the program officer must notify the board when a scholar ceases to be enrolled and provide the board with information on how to locate the borrower.~~

~~(b) — A roster of scholars will be forwarded to each eligible institution by the board prior to the end of each enrollment period. Information on each scholar shall be obtained in a form prescribed by the commissioner.~~

~~21.317. ——— Scholarship Conditions.~~

~~To receive a scholarship, a scholar shall enter into an agreement with the board under which he or she agrees to the following:~~

~~(1) — teach on a full-time basis in any state as determined by the institution or agency for which the scholar is teaching, for a period of not less than two years for each year in which scholarship assistance was received or in an area designated by the United States Secretary of Education as provided by the Higher Education Act, §428(b)(4), as amended, one year for each year of scholarship assistance was received in one of the following:~~

~~(A) — a public or private nonprofit preschool, elementary, or secondary school in any state;~~

~~(B) — in a private nonprofit institution, teach children with disabilities or with limited English proficiency;~~

~~(2) — fulfill the teaching obligation described in paragraph (1) of this section within 10 years after completing the postsecondary education degree program for which the scholarship was awarded;~~

~~(3) — pursue a course of study leading to certification at the preschool, elementary, or secondary level as recognized by the Texas Higher Education~~

~~Coordinating Board but not including graduate study that is not required for initial teacher certification;~~

~~(4) — provide the board evidence of compliance with paragraphs (1)-(3) of this section;~~

~~(5) — repay the amount of the scholarship received, prorated according to the fraction of the teaching obligation not completed, as determined by the board, and pay interest and reasonable collection fees if the condition of paragraphs (1)-(4) of this section are not met; and~~

~~(6) — maintain eligibility for this scholarship through the following:~~

~~(A) — enroll as a full-time student in an eligible institution;~~

~~(B) — pursue a course of study leading to certification at the preschool, elementary, or secondary level as recognized by the Texas Higher Education Coordinating Board but not including graduate study that is not required for initial teacher certification; and~~

~~(C) — maintain satisfactory progress as determined by the institution of higher education that the scholar is attending and comply with §21.311 of this title (relating to Criteria for Subsequent Scholarships).~~

~~21.318. — Noncompliance with the Scholarship Conditions.~~

~~If the board determines that the scholar is not complying with the scholarship conditions in §21.317 of this title (relating to Scholarship Conditions) then the board will treat the scholarship as a loan as stated in the signed promissory note.~~

~~21.319. — Period of Loan.~~

~~The principal amounts of loans shall be repaid in installments over a period of not more than 10 years. (See §21.321 of this title (relating to Repayment of Loans).)~~

~~21.320. — Loan Interest.~~

~~(a) — Capitalized Interest. Interest accrues from the date of each initial scholarship payment if the board has determined that the scholar is no longer pursuing a course of study leading to certification as a teacher at the preschool, elementary, or secondary level, or the day after that portion of the scholarship period for which the teaching obligation has been fulfilled. From the time capitalized interest begins to accrue to the time the repayment period begins (as described in §21.321 of this title (relating to Repayment of Loans)), the interest charge is adjusted annually and is set by the United States Secretary of Education by regulation at the rate that in no event is higher than the greater of the rate applicable to loans under Part B of Title IV, HEA, or §428(A) and §428(B) of the HEA during the same 12-month period. The board shall capitalize any accrued unpaid interest the time it establishes the scholar's repayment schedule.~~

~~(b) — Interest Rate. The interest rate is adjusted annually and is set by the United States Secretary of Education by regulation at the rate that in no event is higher than the greater of the rate applicable to loans under Part B of Title IV, HEA, or §428(A) and §428(B) of the HEA during the same 12-month period.~~

~~(c) — Interest Rate Applicable During the Repayment Period. The interest rate applicable during the repayment period is the interest rate prescribed by the United States~~

~~Secretary of Education by regulation that is in effect as of the beginning date of the repayment period.~~

~~21.321. ——— Repayment of Loans.~~

~~A scholar shall begin repayment on the first day of the first calendar month after:~~

~~(1) — the board determines that the scholar has ceased to pursue a course of study leading to certification as a teacher at the preschool, elementary, or secondary level, but not before six months have elapsed after the cessation of the scholar's full-time enrollment in such a course of study;~~

~~(2) — the date the scholar informs the board that he or she does not plan to fulfill the teaching obligation;~~

~~(3) — the latest date, as determined by the board, on which the scholar must begin teaching in order to have completed the teaching obligation within 10 years after completing the postsecondary education for which the scholarship was awarded.~~

~~21.322. ——— Minimum Repayment Amounts.~~

~~(a) — Although loans may be prepaid at any time without penalty, except for capitalized interest, repayment shall begin as provided in §21.321 of this title (relating to Repayment of Loans) and shall extend over such period authorized in §21.319 of this title (relating to Period of Loan).~~

~~(b) — The board will provide a repayment schedule calling for the minimum payment amount sufficient to repay all loans made under this subchapter over the maximum authorized period. Annual repayments will amount to no less than \$1,200 or the unpaid balance, whichever is less, unless the scholar's inability to pay this amount because of his or her financial condition has been established to the satisfaction of the board. The board shall not require repayments amounting to more than \$1,200 annually unless higher payments are needed to complete the entire repayment within the 10-year period referred to in §21.319 of this title (relating to Period of Loan).~~

~~21.323. ——— Deferments.~~

~~(a) — To qualify for any deferments, the scholar must notify the board of his or her claim to a deferment and submit written proof acceptable to the board that he or she is:~~

~~(1) — engaged in a full-time course of study at an institution of higher education, as defined in §1201(a) of the HEA;~~

~~(2) — serving, not in excess of three years, on active duty as a member of Vista, the Peace Corps, or a member of the armed services of the United States;~~

~~(3) — temporarily totally disabled, for a period not to exceed three years, as established by a sworn affidavit of a qualified physician;~~

~~(4) — unable to secure employment for a period not to exceed 12 months by reason of the care required by a disabled child, spouse, or parent;~~

~~(5) — seeking and unable to find full-time employment for a single period not to exceed 12 months;~~

~~(6) — seeking and unable to find full-time employment as a teacher in a public or private nonprofit preschool, elementary, or secondary school and unable to satisfy the~~

~~terms of the repayment schedule. This deferment is limited to a single period not to exceed 27 months.~~

~~(b) — The board shall extend the 10-year loan repayment period by a period equal to the length of any deferment granted by the board. If the scholar proves his or her financial hardship to the board's satisfaction, then the board may extend the 10-year loan repayment period for a period as determined by the board.~~

~~(c) — During the time a scholar qualifies for any of the deferments in subsection (a) of this section, he or she need not make scholarship payments.~~

~~21.324. — Enforcement of Collection.~~

~~(a) — When a scholar who has received a loan authorized by this law shall have failed or refused to make as many as six monthly payments due in accordance with a promissory note(s), then the full amount of remaining principal, interest, and/or late charges shall immediately become due and payable. The scholar's name and last known address and other information as requested by the commissioner shall be reported to the attorney general. Suit for the remaining sum shall be instituted by the attorney general or any county or district attorney acting for him in the county of the scholar's residence or in Travis County, unless the attorney general shall find reasonable justification for delaying suit and shall so advise the commissioner in writing.~~

~~(b) — Upon notification by the commissioner of default on this loan, the educational institution shall cause the records, including transcripts of the scholar, to become unavailable to him or her or any other person outside the institution until the participating institution has been notified by the commissioner that such default has been corrected. Should the default continue beyond at least 60 days from the date suit service was obtained, the commissioner will cause a judgment to be entered which may be filed in the county records where the service was obtained and will release such judgment once the scholar has completed the repayment of the debt as stipulated in the judgment.~~

~~(c) — In all cases of default, the scholar will be responsible for the payment of principal and all accrued charges, including interest, late charges, skiptracing fees, court costs, and attorney fees.~~

~~21.325. — Provisions for Disability and Death.~~

~~The board shall cancel a scholar's repayment obligations if it determines:~~

~~(1) — on the basis of a sworn affidavit of a qualified physician, that the scholar is unable to teach on a full-time basis because the scholar is permanently, totally disabled; or~~

~~(2) — on the basis of a death certificate, or other evidence of death that is conclusive under state law, that the scholar has died.~~

AGENDA ITEM VII-H (14)

Consideration of adopting the Committee's recommendation to the Board relating to the repeals of Chapter 21. Subchapter O, Sections 21.465 – 21.477 and Subchapter LL, Sections 21.2050 – 21.2056 of Board rules, concerning the Early Childhood Care Provider Student Loan Repayment Program

RECOMMENDATION: Adopt

Background Information:

No funds have been appropriated for this program since FY2005. Since this is no longer an active program, it is appropriate to delete the rules.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Programs, will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 1, 2016.

Date published in the *Texas Register*: February 12, 2016.

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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 O. ~~EARLY CHILDHOOD CARE PROVIDER STUDENT LOAN REPAYMENT PROGRAM~~

Section

- ~~21.465. Purpose.~~
- ~~21.466. Definitions.~~
- ~~21.467. Priorities of Application Acceptance and Selection Criteria.~~
- ~~21.468. Eligible Education Loan.~~
- ~~21.469. Qualifications for Participation.~~
- ~~21.470. Participation Agreement.~~
- ~~21.471. Amount of Repayments and Limitations.~~
- ~~21.472. Repayments During the Required Two-Year Service Period.~~
- ~~21.473. Repayments Beyond the Required Two-Year Service Period.~~
- ~~21.474. Terms of Early Childhood Care Provider Loans.~~
- ~~21.475. Enforcement of Collection.~~
- ~~21.476. Provisions for Disability and Death.~~
- ~~21.477. Dissemination of Information.~~

21.465. Purpose.

~~— The purpose of the Early Childhood Care Provider Student Loan Repayment Program is to recruit and retain qualified child-care providers who serve in licensed Texas child-care facilities and whose duties consist primarily of providing child care or education to children less than four years old.~~

21.466. Definitions.

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

~~(1) Child-care facility -- A child-care facility licensed through the Division of Child Care Licensing of the Department of Protective and Regulatory Services.~~

~~(2) Default -- A loan is considered in default if it is reduced to judgment.~~

~~(3) Early childhood care provider -- A person who works 31 hours or more a week in a child-care facility, whether as an employee, owner, or volunteer, and whose duties consist primarily of providing child care or education to children less than four years of age.~~

~~(4) Early childhood degree or equivalent -- An associate, baccalaureate, or graduate degree in early childhood development or the equivalent of early childhood development.~~

~~(5) Education loan -- A loan made to an individual for the purpose of~~

~~attending a public or independent institution of higher education.~~

~~(6) — General academic teaching institution -- As defined in the Texas Education Code, Section 61.003.~~

~~(7) — Institution of higher education -- A public or private and independent institution of higher education as defined in the Texas Education Code, Section 61.003, and an out-of-state institution that is accredited by a recognized accrediting agency.~~

~~(8) — Recognized accrediting agency -- The Southern Association of Colleges and Schools and any other association or organization so designated by the board.~~

~~(9) — Repayment(s) -- Financial assistance for repaying education loans.~~

~~(10) — Service obligation -- A period of specified service in return for repayment assistance.~~

~~21.467. — Priorities of Application Acceptance and Selection Criteria:~~

~~(a) — Acceptance of applicants shall depend on the availability of appropriated and other funds designated to support the program. Selection of applicants to participate in the program shall be based upon criteria approved by the commissioner in order to use limited funds effectively. The selection criteria may include, among other things, an assessment of an applicant's financial need.~~

~~(b) — Renewal applicants shall be given priority over first-time applicants.~~

~~(c) — In any year in which funds are insufficient for the number of eligible applicants, the board may encumber Early Childhood Care Provider Student Loan Repayment Funds.~~

~~21.468. — Eligible Education Loan:~~

~~An education loan eligible for repayment is one that:~~

~~(1) — was obtained for purposes of attending any public or independent institution of higher education;~~

~~(2) — is evidenced by a promissory note:~~

~~(A) — for funds through a federal or state loan program for higher education;~~

~~(B) — with language that clearly indicates that loan proceeds must be used for direct and indirect expenses at an eligible institution, or~~

~~(C) — for consolidating education loans;~~

~~(3) — does not entail a service obligation as a child care provider;~~

~~(4) — shall not be repaid through a similar program administered by the state or federal government, another state or territory of the United States, or by a foreign country; and~~

~~(5) — is not in default at the time of the early childhood care provider's application.~~

~~21.469. — Qualifications for Participation.~~

~~A person qualified for participation in the program must:~~

~~(1) — be a United States citizen, national, or permanent resident of the United States;~~

~~(2) — hold an associate, baccalaureate, or graduate degree in early childhood development or the equivalent of early childhood development from a public or independent institution of higher education accredited by a recognized accrediting agency;~~

~~(3) — be employed as an early childhood care provider in a Texas child care facility;~~

~~(4) — apply for participation in the program and enter into an agreement with the board as an early childhood care provider; and~~

~~(5) — sign a promissory note.~~

~~21.470. — Participation Agreement.~~

~~The participation agreement signed by the early childhood care provider shall specify the contractual conditions of any repayments provided to the early childhood care provider including, but not limited to, the following:~~

~~(1) — the two-year service requirement must be completed to avoid repayment of funds to the board;~~

~~(2) — the number of additional years of service for which an early childhood care provider may receive repayment assistance beyond the two-year service requirement;~~

~~(3) — the difference in conditions between repayments made to the early childhood care provider during the required two-year service period and repayments made during any subsequent years of service;~~

~~(4) — the beginning of the two-year service requirement effective the date of the agreement;~~

~~(5) — the cancellation of the service obligation due to death or total and permanent disability;~~

~~(6) — the early childhood care provider's promise to repay all funds paid to him or her by the board for service should he or she cease to provide child care in a child-care facility any time during the required two-year service period;~~

~~(7) — the effect of appropriations and availability of funds on repayment assistance;~~

~~(8) — the manner in which loan repayments are made; and~~

~~(9) — any other conditions necessary to fulfill the intent of the statute or to maintain the integrity of the program.~~

~~21.471. — Amount of Repayments and Limitations.~~

~~(a) — The amount of repayments and the timeliness of repayments of education loans of a child-care provider are dependent upon appropriations and availability of funds. The board may delay repayments in times of insufficient funds.~~

~~(b) — The total annual loan repayments may not exceed the lesser of the following:~~

~~(1) — 15 percent of the total of all remaining scheduled payments of all education loans based upon a leveled payment schedule on the date of the participation agreement;~~

~~(2) — the actual annual amount of the loan payments required by the note and holder of the education loans; or~~

~~(3) — an amount set by the board equal to the maximum amount of resident tuition and required fees paid by a person enrolled as a full-time student at a general academic teaching institution in Texas for the most recent academic year, excluding summer school.~~

~~21.472. — Repayments During the Required Two-Year Service Period.~~

~~(a) — The board may encumber repayment assistance funds for each qualified early childhood care provider for the required two-year service obligation.~~

~~(b) — The board shall disburse repayments at the end of each year of service.~~

~~(c) — The board shall issue a disclosure statement with each disbursement.~~

~~(d) — Repayments shall be made copayable to the child-care provider and the holder of the education loan notes.~~

~~(e) — The board shall provide the early childhood care provider a completed IRS 1099~~

~~form annually for repayments disbursed during the required two-year period.~~

~~21.473. — Repayments Beyond the Required Two-Year Service Period.~~

~~(a) — To the extent funding is available, an early childhood care provider may qualify to receive repayments for three additional years of service in an eligible facility after completing the required two years of service.~~

~~(b) — The eligible early childhood care provider must apply annually at the beginning of the twelve-month service period.~~

~~(c) — To remain eligible, the early childhood care provider must provide twelve consecutive full months of eligible service.~~

~~(d) — Repayments shall be made for services rendered in the preceding twelve months.~~

~~(e) — Repayments are for services rendered and do not have to be repaid; consequently, no promissory note is required for repayments beyond the required two-year period of service.~~

~~(f) — Repayments shall be made copayable to the early childhood care provider and the holder of the education loan notes.~~

~~(g) — The board shall provide the early childhood care provider a completed IRS 1099 form annually.~~

~~21.474. — Terms of Early Childhood Care Provider Student Loans.~~

~~(a) — Early childhood care providers receiving repayments during the required two-year service period who fail to complete service within the two years specified in the participation agreement must repay all repayments received according to the stipulations in the promissory note signed with the participation agreement.~~

~~(b) — Early childhood care provider student loans may be reported to credit reporting agencies.~~

~~(c) — Early childhood care provider student loan recipients are responsible for repaying not only the board but also holders of any outstanding education loan notes.~~

~~(d) — The board may require a creditworthy payment guarantor or cosigner designated on the promissory note.~~

~~(e) — The principal amount of all early childhood care provider student loans shall be repaid in installments in a period not to exceed five years.~~

~~(f) — The interest on early childhood care provider student loans shall be simple~~

~~interest, and the interest rate shall be a fixed rate set by the commissioner. Interest shall accrue from the date of the disbursement of the first repayment.~~

~~(g) — The first payment shall be due at least 60 days after the date the early childhood care provider ceases to provide eligible services.~~

~~(h) — The board shall provide a payment schedule calling for a minimum payment amount sufficient to repay all amounts included in the promissory note(s). The minimum annual amount required shall be \$600 or the amount required to repay the remaining balance within five years, whichever is greater.~~

~~(i) — A charge of five percent (5%) of the monthly payment or five dollars (\$5.00), whichever is less, shall be assessed for any payment received later than twenty days from the due date of such payment. Such charges shall be collected out of the first payments made in excess of the interest due with these payments.~~

~~(j) — Periods of forbearance may be granted to recipients of the early childhood care provider student loans under certain documented circumstances as determined by the board. Periods of forbearance shall extend the five-year repayment period.~~

~~21.475. — Enforcement of Collection.~~

~~(a) — When a recipient or payment guarantor/cosigner of a loan shall have failed to make as many as six monthly payments due in accordance with the promissory note(s), then the full amount of remaining principal, interest, and/or late charges shall immediately become due and payable. The recipient's and payment guarantor/cosigner's names and last known addresses and other information as requested by the commissioner shall be reported to the attorney general or any county or district attorney acting for him or her in the county of the recipient's residence or in Travis County, unless the attorney general shall find reasonable justification for delaying suit and shall advise the commissioner in writing.~~

~~(b) — In all cases of default, the recipient and payment guarantor/cosigner shall be responsible for the payment of principal and all accrued charges, including interest, late charges, any collections costs incurred, court costs, and attorney fees.~~

~~21.476. — Provisions for Disability and Death.~~

~~The board may cancel a recipient's payment or service obligation if it determines:~~

~~(1) — on the basis of a sworn affidavit of a qualified physician, that the recipient is unable to work because the recipient is permanently, totally disabled; or~~

~~(2) — on the basis of a death certificate, that the recipient has died; in the case of death, the board may pursue collection from the recipient's estate if the debt has been reduced to judgment before the death of the recipient.~~

~~21.477. — Dissemination of Information.~~

~~The Board shall distribute rules and pertinent information about the Early Childhood~~

~~Care Provider Student Loan Repayment Program to Texas institutions of higher education offering a degree program in early childhood development and equivalent degrees and to appropriate associations, facilities, and other entities.~~

CHAPTER 21 STUDENT SERVICES

SUBCHAPTER LL ~~EARLY CHILDHOOD CARE PROVIDER STUDENT LOAN REPAYMENT PROGRAM~~

Section

- ~~§21.2050 — Authority and Purpose~~
- ~~§21.2051 — Definitions~~
- ~~§21.2052 — Priorities of Application Acceptance and Selection Criteria~~
- ~~§21.2053 — Eligible Education Loan~~
- ~~§21.2054 — Qualifications for Participation~~
- ~~§21.2055 — Amount of Repayments and Limitations~~
- ~~§21.2056 — Dissemination of Information~~

~~21.2050. — Authority and Purpose.~~

~~(a) — Authority. The authority for this subchapter is provided in the Texas Education Code, Subchapter T, Early Childhood Child-Care Worker Student Loan Repayment Program. These rules establish procedures to administer the subchapter as prescribed in the Texas Education Code, §§61.871 through 61.878, as amended effective September 1, 2003. For participants who were awarded loan repayment assistance under the law that was in effect before September 1, 2003 the agreement entered into with the Board continues in effect until the participant satisfies all the conditions of the agreement.~~

~~(b) — Purpose. The purpose of the Early Childhood Care Provider Student Loan Repayment Program is to recruit and retain qualified child-care providers who work in licensed Texas child-care facilities and whose duties consist primarily of providing child care or education to children less than four years old.~~

~~21.2051. — Definitions.~~

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

- ~~(1) — Child-care facility—A child-care facility licensed through the Division of Child Care Licensing of the Texas Department of Protective and Regulatory Services.~~
- ~~(2) — Default—for purposes of this subchapter a loan is considered in default if it is reduced to judgment.~~
- ~~(3) — Early childhood care provider—A person who works 31 hours or more a week in a child-care facility, whether as an employee, owner, or volunteer, and whose duties consist primarily of providing child care or education to children less than four years of age.~~
- ~~(4) — Early childhood degree—An associate, baccalaureate, or graduate degree in early childhood development or a degree that is equivalent to a degree in early childhood development.~~
- ~~(5) — Education loan—A loan made to an individual for the purpose of attending a qualifying institution.~~
- ~~(6) — General academic teaching institution—As defined in the Texas Education Code, §61.003.~~
- ~~(7) — Qualifying Institution—a general academic teaching institution, as defined in Texas Education Code §61.003(8), or a private or independent institution of higher~~

education, as defined in Texas Education Code §61.003(15), or an out-of-state institution that is accredited by a recognized accrediting agency, as defined within.

(8) — ~~Recognized accrediting agency—The Southern Association of Colleges and Schools and any other association or organization so designated by the Board, which are listed in the Board's rules at 19 TAC §7.3.~~

(9) — ~~Repayment(s)—Financial assistance for repaying education loans.~~

21.2052. — ~~Priorities of Application Acceptance and Selection Criteria.~~

(a) — ~~Acceptance of applications shall depend on the availability of funds. If funds are available an application deadline will be established each year and will be published on the Board's web site at www.collegefortexans.com. Selection of applicants to participate in the program shall be based upon an assessment of an applicant's financial need.~~

(b) — ~~Renewal applicants shall be given priority over first-time applicants.~~

21.2053. — ~~Eligible Education Loan.~~

An education loan eligible for repayment is one that:

(1) — ~~was obtained for purposes of attending any qualifying institution;~~

(2) — ~~is evidenced by a promissory note:~~

(A) — ~~promising repayment of funds received through any student loan program;~~

(B) — ~~with language that clearly indicates that loan proceeds must be used for direct and indirect expenses at an eligible institution, or~~

(C) — ~~for consolidating education loans;~~

(3) — ~~is not in default at the time of the early childhood care provider's application.~~

21.2054. — ~~Qualifications for Participation.~~

To be eligible for loan repayment a participant must:

(1) — ~~hold an early childhood degree from a qualifying institution; and~~

(2) — ~~be currently employed as an early childhood care provider in a Texas child-care facility; and~~

(3) — ~~have completed at least one year of employment as an early childhood care provider in a Texas child-care facility by the application deadline.~~

21.2055. — ~~Amount of Repayments and Limitations.~~

(a) — ~~Participation in the program may not exceed a total of five years.~~

(b) — ~~The total annual loan repayments may not exceed the lesser of the following:~~

(1) — ~~15 percent of the total of all remaining scheduled payments of all education loans based upon a leveled payment schedule on the date of the annual application deadline;~~

(2) — ~~the actual annual amount of the loan payments required by the note and holder of the education loans; or~~

(3) — ~~an amount published on the Board's web site, at www.collegefortexans.com, as the average amount of resident tuition and required fees~~

~~paid by a person enrolled full time at a qualifying institution for the most recent academic year, excluding summer school.~~

~~(c) — Repayments shall be made copayable to the child-care provider and the holder of the education loan notes.~~

~~21.2056. — Dissemination of Information.~~

~~If funds are available the Board shall distribute rules and pertinent information about the Early Childhood Care Provider Student Loan Repayment Program to qualifying institutions offering an early childhood degree and to appropriate associations, facilities, and other entities.~~

AGENDA ITEM VII-H (15)

Consideration of adopting the Committee's recommendation to the Board relating to proposed amendments to Chapter 21, Subchapter S, Sections 21.590 – 21.596, concerning the Border County Doctoral Faculty Education Loan Repayment Program

RECOMMENDATION: Adopt

Background Information:

The intent of these amendments is to clarify the definition of eligible institution, align the description of eligible lender and eligible loans with the description used for other loan repayment program rules, and provide more information on the application process.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Programs, will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 1, 2016.

Date published in the *Texas Register*: February 12, 2016.

The 30-day comment period with the *Texas Register* ended on March 12, 2016.

No comments were received regarding the amendments.

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 S. BORDER COUNTY DOCTORAL FACULTY EDUCATION
LOAN REPAYMENT PROGRAM

Section

- 21.590. Authority[;] ~~[Scope;]~~ and Purpose.
- 21.591. Definitions.
- 21.592. Dissemination of Information.
- 21.593. Priorities of Application Acceptance and Selection Criteria.
- 21.594. Eligible Education Loan.
- 21.595. Eligible Faculty.
- 21.596. Repayment of Education Loans.

21.590. Authority[;] ~~[Scope;]~~ and Purpose.

(a) Authority. Authority for this subchapter is provided in the Texas Education Code, Sections 61.701 through 61.708.

~~(b) [Scope. The rules define applicable terms and provide the conditions for eligibility and repayment of education loans for persons who have received a doctoral degree on or after September 1, 1994, from an institution of higher education and are employed as a full-time faculty member with instructional duties in an eligible institution of higher education [that is located in a county that borders Mexico.]~~

~~(b)~~[(e)] Purpose. The purpose of these rules is to implement the Border County Doctoral Faculty Education Loan Repayment Program in order to recruit and retain persons holding a doctoral degree to become and/or remain full-time faculty with instructional duties in eligible [Texas] institutions of higher education located in Texas counties that border Mexico.

21.591. Definitions.

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

(1) Eligible Institution of Higher Education -- A public institution as defined in the Texas Education Code, Section 61.003, except for medical and dental units, [and an out-of-state institution of higher education] located in a Texas county that borders Mexico accredited by a recognized accrediting agency and, if it is not the main campus of the institution, whose main campus is located in a Texas county that borders Mexico.

(2) Recognized Accrediting Agency -- The Southern Association of Colleges and Schools and any other association or organization so designated by the board.

(3) Student Loan in Default -- Student loan debt that has been reduced to a judgment.

(4) Service Period -- A period of service equal to a minimum of nine months of a 12-month academic year that qualifies an eligible doctoral faculty member for an annual education loan repayment.

(5) Program – The Border County Doctoral Faculty Education Loan Repayment Program.

(6) Board – The Texas higher Education Coordinating Board.

21.592. Application Process ~~[Dissemination of Information]~~.

(a) The Board shall distribute rules and application ~~[pertinent]~~ information regarding ~~[about]~~ the Border County Doctoral Faculty Education Loan Repayment Program to the presidents and/or their designees and to the personnel office at each eligible institution of higher education ~~[located in a Texas county that borders Mexico]~~, appropriate professional associations, and other entities.

(b) Institutional presidents and/or their designees shall establish objective criteria for ranking applications, invite eligible faculty to submit applications to them or their designees, and rank the applications in priority order according to instructions from the Board.

(c) By the deadline established by the Board, institutional presidents and/or their designees shall submit faculty applications to the Board, ranked in priority order, and accompanied by a written description of the ranking criteria.

21.593. Priority Applications and Ranking Criteria ~~[Priorities of Application Acceptance]~~.

(a) Acceptance of applicants will depend upon the availability of appropriated funds. Renewal applicants will be given priority over first-time applicants.

(b) The ranking criteria established for eligible faculty who are first-time applicants may include, but are not limited to the following: length of service to the institution, ratio of income to student loan debt, total amount of student loan debt, institutional need in terms of academic disciplines, and documented excellence in job performance. ~~[Prior conditional approval shall be communicated to eligible faculty, contingent upon availability of funds and the applicant's having met all program requirements at the end of the service period.]~~

21.594. 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 and graduate 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 of higher education, secondary market, governmental agency, or private foundation.

(b) ~~To be~~ An education loan that is eligible for repayment, an education loan must ~~[is one that]:~~

(1) be evidenced by a promissory note for loans to pay for the cost of attendance for undergraduate or graduate education ~~[was obtained through a lender for~~

~~the purpose of attending an [eligible] institution of higher education];~~

~~(2) evidenced by a promissory note:~~

~~[(A) — for funds obtained through a federal or state loan program for higher education;~~

~~(B) — with language that clearly indicates that loan proceeds must be used for direct and indirect expenses at an eligible institution; or~~

~~(C) — for consolidating education loan;~~

~~(2) [(3)] [is] not be~~ in default at the time the application is received by the board;
[and]

~~(3) [(4)] [does] not entail an [a service] obligation to provide service for loan forgiveness through another program. [-]~~

~~(4) not be subject to repayment through another student loan repayment program or loan forgiveness program or repayment assistance provided by the faculty member's employer at the time of application;~~

~~(5) be evident from documentation of the portion of the consolidated debt that was originated to pay for the cost of attendance for the faculty member's undergraduate or graduate education, if the loan was consolidated with other loans; and~~

~~(6) not be an education loan from an insurance policy or pension plan.~~

21.595. Eligible Faculty.

To be eligible for participation in the program, an applicant must:

(1) have received a doctoral degree on or after September 1, 1994, from an institution of higher education that is accredited by a recognized accrediting agency;

(2) be employed as a full-time faculty member with instructional duties in an eligible institution ~~[of higher education that is located in a county that borders Mexico];~~
and

(3) submit a completed application to the institutional president or his/her designee. ~~[board, agreeing to meet the conditions of loan repayment through the program.]~~

21.596. Repayment of Education Loans.

Eligible education loans of qualified faculty members shall be repaid under the following

conditions:

(1) the annual repayment(s) shall be made ~~[co-]~~payable to ~~[the faculty member and]~~ the servicer(s) or holder(s) of the loan(s);

(2) the annual repayment(s) shall be made upon the faculty member's completion of the service period; and

(3) the maximum annual loan repayment amount shall be \$5,000 for a period of up to 10 years.

AGENDA ITEM VII-H (16)

Consideration of adopting the Committee's recommendation to the Board relating to the repeal of Chapter 21, Subchapter DD, Sections 21.970 – 21.980 of Board rules, concerning the Minority Doctoral Incentive Program of Texas

RECOMMENDATION: Adopt

Background Information:

No funds have been appropriated for this program since the 2004 – 2005 biennium. Since this is no longer an active program, it is appropriate to delete the rules.

Dr. Charles W. Puls, Deputy Assistant Commissioner for Student Financial Aid Programs, will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 1, 2016.

Date published in the *Texas Register*: February 12, 2016.

The 30-day comment period with the *Texas Register* ended on March 12, 2016.

No comments were received regarding the repeal.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

The amendments have been prepared in the following format:

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- Deleted language is bracketed and struck through.
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~~CHAPTER 21 STUDENT SERVICES~~

~~SUBCHAPTER DD. MINORITY DOCTORAL INCENTIVE PROGRAM OF TEXAS~~

Section

- ~~21.970. Authority and Purpose~~
- ~~21.971. Definitions~~
- ~~21.972. Eligible Lender or Holder~~
- ~~21.973. Eligible Education Loan~~
- ~~21.974. Responsibilities of Institutional Personnel~~
- ~~21.975. Qualifications for Participation in the Program~~
- ~~21.976. Priority of Application Acceptance~~
- ~~21.977. Responsibilities and Liabilities of the Eligible Doctoral Student~~
- ~~21.978. Guarantee of Payment of Education Loans~~
- ~~21.979. Repayment of Education Loans~~
- ~~21.980. Appeals for Exceptions~~

~~21.970. Authority and Purpose.~~

~~(a) Authority. Authority for this subchapter is provided in the Texas Education Code, Chapter 56, Subchapter J, Minority Doctoral Incentive Program. These rules establish procedures to administer the subchapter as prescribed in the Texas Education Code, §§56.161–56.171.~~

~~(b) The purpose of the Minority Doctoral Incentive Program of Texas is to increase the number of minority students pursuing doctoral degrees and to increase minority representation among the faculty and academic administrators in public and independent institutions of higher education in Texas.~~

~~21.971. Definitions.~~

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

~~(1) Academic administrator – a person employed in an educational department of an institution of higher education in a supervisory position that is not classified under the state position classification plan.~~

~~(2) Board – the Texas Higher Education Coordinating Board.~~

~~(3) Board-approved program – For purposes of this Minority Doctoral Incentive Program of Texas only, a Board-approved graduate or professional degree program shall include appropriately accredited programs offered through both public and independent institutions of higher education, as defined in section 61.003 of the Texas Education Code.~~

~~(4) Commissioner – the commissioner of higher education, the chief executive~~

~~officer of the Board.~~

~~(5) — Faculty member — as defined in Section 51.101 of the Education Code.~~

~~(6) — Full-time enrollment — as defined by the eligible institution of higher education.~~

~~(7) — Fund — the Minority Doctoral Incentive Program of Texas fund~~

~~(8) — Institution of higher education — any public institution of higher education as defined by Section 61.003 of the Texas Education Code, or an independent institution of higher education that is located in Texas and is accredited by a recognized accrediting agency as defined by Section 61.003 of the Texas Education Code.~~

~~(9) — Mentor — a designated faculty member at the institution of higher education in which an eligible doctoral student is enrolled.~~

~~(10) — Minority — a member of an ethnic group which is significantly underrepresented in an academic discipline, as determined by the Commissioner.~~

~~(11) — Program — the Minority Doctoral Incentive Program of Texas.~~

~~(12) — Resident of Texas — a *bona fide* Texas resident as defined in Chapter 54, Subchapter B, Sections 54.052, 54.054, and 54.055 of the Texas Education Code. In general, independent individuals 18 years of age or over who move into the state and who are gainfully employed within the state for a period of 12 months prior to enrolling in an institution of higher education are entitled to classification as residents. If such 12 months residence, however, can be shown not to have been for the purpose of establishing residence in the state but to have been for some other purpose, the individuals are not entitled to be classified as residents. Students enrolling in an institution of higher education prior to having resided in the state for 12 months immediately preceding time of enrollment shall be classified as nonresidents for tuition purposes. Persons who resided in Texas for at least five years prior to moving from the state, and who have returned to the state for residence purposes before having resided out of the state for a year, shall be classified as residents.~~

~~21.972. — Eligible Lender or Holder.~~

~~The board shall retain the right of determining eligibility of lenders and holders of education loans to which payments may be made under provisions of this program. An eligible lender or holder shall, in general, make or hold education loans made to individuals for purposes of attending postsecondary institutions and shall not be any private individual. An eligible lender or holder may be, but is not limited to, the board, a bank, savings and loan association, credit union, institution of higher education, secondary student loan market, governmental agency, pension fund, private foundation, or insurance company provided the education loan conforms to the definition of an eligible education loan described in this subchapter. A lender or holder must be willing to abide by the provisions of the law and rules of this program to be considered eligible.~~

~~21.973. — Eligible Education Loan.~~

~~An eligible loan is any loan made to an eligible student for educational purposes at the graduate or professional level that~~

~~(1) — is not made to oneself from one's own insurance policy, pension plan or from the private funds, insurance policy, or pension plan of a spouse or other relative;~~

~~(2) — is obtained in pursuit of a doctoral degree or a master's degree with a demonstrated commitment to pursue a doctoral degree;~~

~~(3) — is made to cover reasonable expenses related to attendance in the program;~~

~~(4) — is made during one year of an academic course of study that does not exceed four consecutive years or is among other eligible education loans made for an academic course of study that does not exceed four consecutive years;~~

~~(5) — does not exceed \$14,000 during a twelve month period;~~

~~(6) — does not entail a service obligation;~~

~~(7) — will not be repaid through a similar program administered by the federal government, another state or territory of the United States, or by a foreign country;~~

~~(8) — is made at simple interest;~~

~~(9) — is evidenced by a promissory note providing for repayment of principal, interest, and any collections charges;~~

~~(10) — is made for the fall semester 1994 or after;~~

~~(11) — is made by an eligible lender; and~~

~~(12) — is an education loan for which payments are not more than 90 days past due at the time the program begins making payments on behalf of a qualified borrower~~

~~(13) — is a loan covered by terms of the guarantee of payment described in Section 21.980, Guarantee of Payment of Education Loans.~~

~~21.974. — Responsibilities of Institutional Personnel.~~

~~(a) — The chief executive officer of the institution shall~~

~~(1) — nominate eligible doctoral students for participation in the program based upon academic achievement, career interest, and other relevant factors the institution considers important and~~

~~(2) — name a mentor for each nominated student.~~

~~(b) — The chief executive officer or his designee shall complete a portion of the doctoral student's application for the program.~~

~~(c) — A mentor named by the chief executive officer of the institution shall~~

~~(1) — inform the eligible doctoral student in writing of his role as mentor,~~

~~(2) — sponsor the eligible doctoral student, and~~

~~(3) — assist the student in pursuing a master's or doctoral degree.~~

~~(d) — The chief executive officer of the institution shall designate the student financial aid director of the institution as the officer of the Minority Doctoral Incentive Program of Texas who shall~~

~~(1) — complete the financial portion of the doctoral student's application for the program,~~

~~(2) — be the Board's on-campus agent to certify all institutional transactions and activities with respect to the program funds, and~~

~~(3) — be responsible for all records and reports reflecting the transactions with respect to the program funds.~~

~~21.975. — Qualifications for Participation in the Program.~~

~~An eligible doctoral student must be a minority as defined in Section 21.973 of these rules and~~

~~(1) — be a *bona fide* resident of Texas or a resident of a state having a program similar to this program. Eligible nonresidents shall qualify to pay the same tuition as do Texas residents.~~

~~(2) — indicate an intent to earn a doctoral degree,~~

~~(3) — be nominated to participate in this program by the chief executive officer of the institution,~~

~~(4) — have a mentor in the doctoral program or in the masters program leading to the doctoral degree,~~

~~(5) — be accepted for full-time enrollment or be enrolled full time in a Board approved graduate or professional degree program leading to a doctoral degree or be accepted for full-time enrollment or enrolled full time in a Board-approved master's degree program leading to a doctoral degree,~~

~~(6) — not have defaulted on any education loan, and~~

~~(7) — have submitted to the Board a properly completed application~~

~~(A) — for participation in the program and~~

~~(B) — for a conditional guarantee of loan repayment.~~

~~21.976. — Priority of Application Acceptance.~~

~~Acceptance of applicants by the Board will depend upon the availability of funds. Residents of Texas will receive priority. The Commissioner will provide for the review, evaluation, and approval of applications for the program based on degree of under-representation in an academic field.~~

~~21.977. — Responsibilities and Liabilities of the Eligible Doctoral Student.~~

~~(a) — A conditional guarantee of repayment from the fund does not release an eligible doctoral student at any time from the responsibilities and liabilities as a borrower under terms of the promissory notes of any eligible education loans received.~~

~~(b) — If at any time and for any reason an otherwise eligible doctoral student ceases to be enrolled full time in a master's degree program leading to the doctorate or in a doctoral program at an eligible institution of higher education before earning the doctorate, a conditional guarantee of repayment from the fund becomes null and void.~~

~~(c) — The borrower is responsible for any late fees assessed at any time on any eligible loans.~~

~~(d) — The borrower is responsible for reporting to the Board any status change affecting eligibility for participation in this program.~~

~~21.978. — Guarantee of Payment of Education Loans.~~

~~(a) — If a borrower earns a doctoral degree and serves as a full-time academic administrator or a faculty member at an institution of higher education in Texas, the program will repay from the fund eligible education loans through eligible lenders or holders of those loans at the rate of one-fifth of the outstanding principal balance and interest for each year of service, not to exceed five years.~~

~~(b) — The guarantee of payment may not be issued to a participant in the Minority Doctoral Incentive Program of Texas to cover education loans made before the doctoral student is admitted to the program.~~

~~(c) — If the borrower enters a postdoctoral fellowship no later than the first day of the seventh month after the borrower ceases to be enrolled full-time, the lender or holder, as agreed upon, shall provide an in-school deferment of payments or forbearance until the borrower completes the postdoctoral fellowship and begins serving as a full-time academic~~

~~administrator or faculty member at an institution of higher education in Texas. The period of deferment or forbearance may not exceed two years.~~

~~(d) — A conditional guarantee of repayment of an eligible education loan shall be provided to an eligible doctoral student and to any eligible lender stating that~~

~~(1) — the board will repay from the fund any eligible education loan incurred by the eligible doctoral student at the rate of one-fifth of the outstanding principal and interest for each full year of service as an academic administrator or faculty member at an institution of higher education in Texas and~~

~~(2) — an eligible education loan becomes due and payable by the borrower to the eligible lender on the first day of the seventh month after the borrower ceases to be enrolled full time at an institution of higher education and is not serving as an academic administrator or faculty member at an institution of higher education in Texas or on the day after the borrower ceases to serve as an academic administrator or faculty member at an institution of higher education in Texas and has outstanding principal and interest on eligible education loans.~~

~~21.979. — Repayment of Education Loans.~~

~~(a) — If a borrower has not earned a doctoral degree and is not serving as a full-time academic administrator or a faculty member at an institution of higher education in Texas before the first day of the seventh month after dropping below full-time study, the borrower must begin repaying eligible education loans to the holders of the loan notes unless the loan notes provide for longer grace periods.~~

~~(b) — With the exception that any outstanding principal and interest remaining on eligible loans becomes due and payable by the borrower to the eligible lender on the day after the borrower ceases to serve as an academic administrator or faculty member at an institution of higher education in Texas, the beginning of repayment, the minimum repayment amount, and the period of the eligible education loans are determined by the notes signed by the borrower.~~

~~(c) — Authorized deferments and periods of forbearance depend upon the provisions of the education loan notes and the discretion of the lenders or holders of the loan notes.~~

~~21.980. — Appeals for Exceptions.~~

~~In order to fulfill the intent of Chapter 56, Subchapter J, of the Texas Education Code, the Assistant Commissioner of Student Services and the General Counsel and Director of Access and Equity may grant appeals for exceptions if they are in unanimous agreement.~~

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 (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 and a Doctor of Philosophy (PhD) degree with majors in Astronomy

Recommendation: Approval

Rationale: The proposed programs intend to leverage the extensive faculty and lab resources in Engineering and Physics at Texas A&M University (TAMU) to create an emphasis on astronomical instrumentation, which would make the proposed programs unique in the nation. They would prepare graduates for careers in higher education, government labs, and research & development industries. The proposed programs would build upon TAMU's many existing graduate programs in the sciences, particularly the MS and PhD programs in Physics, Applied Physics, and Atmospheric Sciences. TAMU could support the programs with its own labs and observatory. TAMU also has access to the Hubble Space Telescope, the Hobby-Eberly Telescope, the Giant Magellan Telescope, and other facilities through partnerships with national and international organizations.

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

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

<i>Success Measures</i>	<i>Institution</i>	<i>State</i>
<i>Graduate</i>	Master's 5-Year Graduation Rate	90%
	Doctoral 10-Year Graduation Rate	69%
<i>Status of Recently Approved Doctoral Programs</i>	73%	
	62%	
	The institution has met its projected enrollments for all new doctoral program(s) approved in the last five years: Yes <i>No</i>	
	The two programs approved during the last five years are below their originally projected enrollments.	
	JD in Law (approved 2013): Projected enrollments for 2016 were 750 students, and there were 581 enrolled. Admissions were deliberately scaled back in response to declining law school applications nationwide.	
	PhD in Ecology and Evolutionary Biology (approved 2015): Projected enrollments for 2016 were 22 students, and there are five currently enrolled. The institution states that there was not sufficient time to recruit students for the fall semester after the program was approved in January 2015.	

	The institution has met its resource commitments for new doctoral program(s) approved in the last five years: <u>Yes</u> No
--	--

Proposed Program:

The face-to-face PhD program would require 96 semester credit hours of instruction, beginning in fall 2016. Students would be admitted with the intention of pursuing the PhD; however, students who leave after successfully completing their coursework would receive a Master of Science (MS) in Astronomy. The niche of the programs, an emphasis on astronomical equipment and instrumentation, would be delivered primarily through a core course in Astronomical Observational Techniques and Instrumentation, a Directed Studies course, and dissertation research hours.

According to the Bureau of Labor Statistics, jobs for astronomers will increase by 10 percent from 2012-2022, with an average of 30 new jobs per year. There may also be 60 or more additional estimated new jobs per year over the next decade due to the expansion of NASA missions, including a manned mission to Mars. The American Astronomical Society reported an annual average of 783 job postings since 2010. With a national average of 154 Astronomy PhD graduates per year (American Institute of Physics), there were 1.5 jobs for each Astronomy PhD graduate, not including temporary post-doc positions. The institution estimates that five-year costs would total \$3,715,400, and will not require funds for library, supplies, materials, facilities, equipment, or student travel costs.

Existing Programs:

The only other master's and doctoral programs in Astronomy in Texas are at The University of Texas at Austin, which is highly competitive and at full capacity.

<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>	14	15	15	16	18
<i>Graduates</i>	2	3	2	1	2
<i>Avg. Financial Assistance</i>	\$36,812	\$36,812	\$36,812	\$36,812	\$36,812
<i>Students Assisted</i>	14	15	15	16	18
<i>Core Faculty</i>	8	8	8	8	8
<i>Total Costs</i>	\$642,700	\$697,500	\$718,500	\$777,800	\$878,900
<i>Total Funding</i>	\$665,836	\$753,121	\$825,498	\$912,613	\$1,259,062
<i>% From Formula Funding</i>	0%	0%	24%	22%	20%

*The proposed program would admit three or four new students per year. Eleven students currently in the Physics program are expected to transfer to the proposed program during the first year.

FIVE-YEAR COSTS

Personnel	
Faculty	\$663,900
Administration	\$127,000
Graduate Assistants	\$2,871,400
Student Recruitment	\$53,100

SOURCE OF FUNDING

Anticipated New Formula	\$292,185
Funding (years 3 through 5)	
Other State Funding	\$60,300
Reallocation of Existing	\$3,262,500
Resources	
Other Funding	\$801,145

Est. 5-Year Costs **\$3,715,400**

Est. 5-Year Revenues **\$4,416,130**

Major Commitments:

None.

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

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](#)

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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	302	.8%	462	1.1%	559	1.3%
Other Institutions						

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](#)

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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

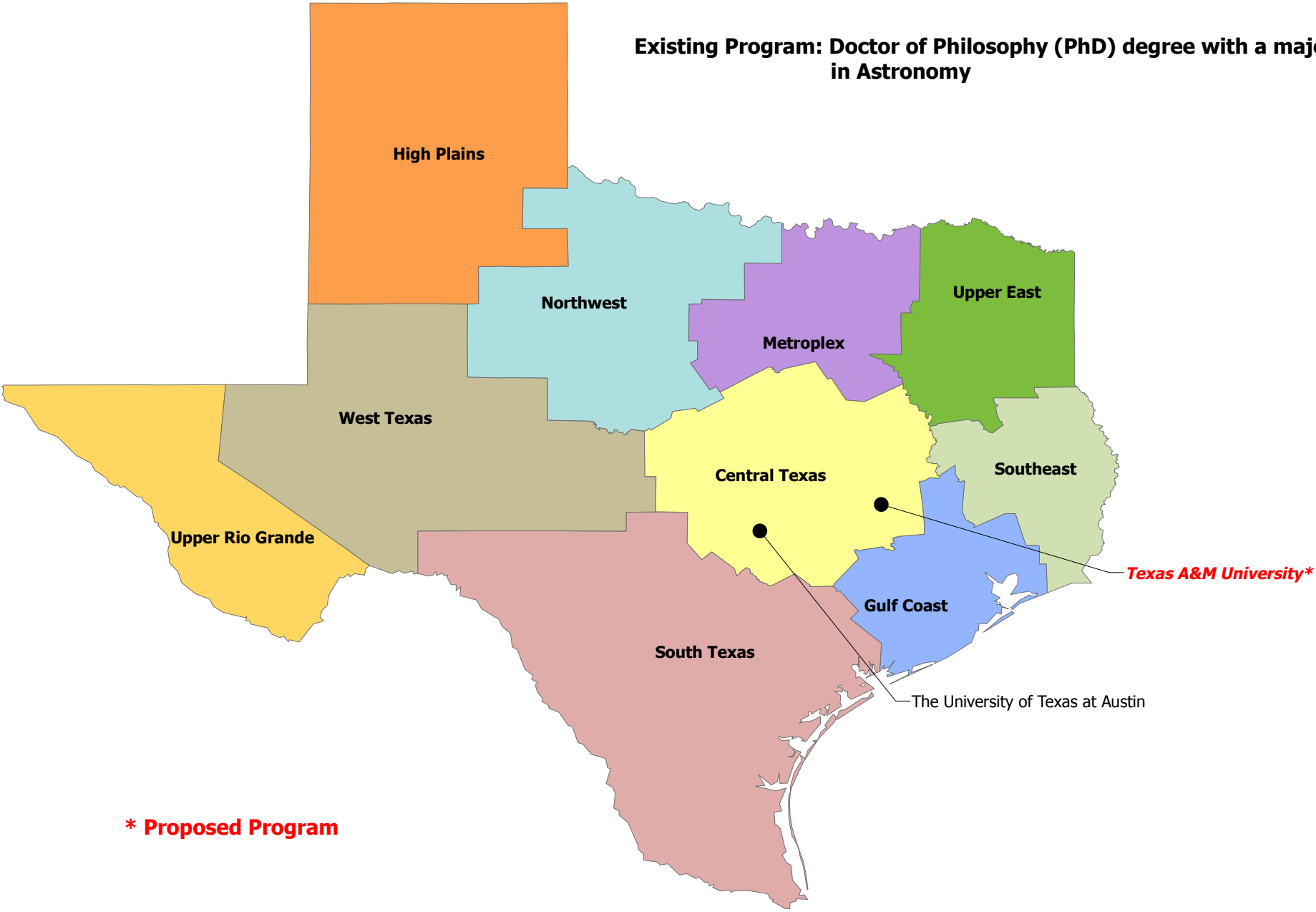
[Rates of Tuition per SCH](#)

[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 Program: Doctor of Philosophy (PhD) degree with a major in Astronomy



Agenda Item IX-C (2)

Consideration of adopting the Committee's recommendation to the Board relating to the request from The University of Texas at El Paso for a Doctor of Philosophy (PhD) degree with a major in Mechanical Engineering

Recommendation: Approval

Rationale: The proposed program in Mechanical Engineering builds upon The University of Texas at El Paso's (UT-El Paso's) well-equipped laboratories with advanced specialties in 3D printing technologies and aerospace engineering. UT-El Paso has established partnerships with regional employers, and the proposed program will offer internships for academic credit. The outlook is strong for local employment, and there are indications of available jobs for Mechanical Engineering PhDs elsewhere in Texas and the United States. Existing Mechanical Engineering PhD programs in the state are not fulfilling the El Paso regional job demand, and the proposed program seeks to complement existing programs by addressing the under-representation of Hispanics in the profession. The UT-El Paso College of Engineering is one of the nation's top producers of Hispanic engineers.

Contingencies: Two new full-time faculty members will be hired for the proposed program within the first five years. The institution shall submit five annual reports confirming institutional commitments and assessing the progress of program implementation.

The University of Texas at El Paso (*Accountability Peer Group: Emerging Research University*)

Success Measures		Institution	State
<i>Graduate</i>	Master's 5-Year Graduation Rate	70%	73%
	Doctoral 10-Year Graduation Rate	68%	62%
<i>Status of Recently Approved Doctoral Programs</i>	<p>The institution has met its projected enrollments for all new doctoral program(s) approved in the last five years: Yes <u>No</u></p> <p>One of the three programs approved during the last five years is below its originally projected enrollments.</p> <p>PhD in Ecology and Evolutionary Biology (approved 2011): Projected enrollments for 2015 were 26, and there were 14 enrolled.</p> <p>DNP in Nursing Practice (approved 2011): Projected enrollments for 2015 were 24 students, and 28 were enrolled.</p> <p>PhD in Biomedical Engineering (approved 2013): Projected enrollments for 2015 were 11, and there were 16 enrolled.</p>		

	The institution has met its resource commitments for new doctoral program(s) approved in the last five years: <u>Yes</u> No
--	--

Proposed Program:

This face-to-face program represents 60 semester credit hours of instruction that would be available beginning in fall 2016. Students would take courses in aspects of policy, economics, and resource sustainability in addition to courses in engineering systems in order to prepare graduates for multiple career fields and engineering leadership positions. Students would be encouraged to work in teams for major projects simulating the range of industrial product development and production. National job projections are strong, with an average of 1,160 new jobs per year until 2022, in addition to academic positions for expanding Mechanical Engineering programs nationwide. UT-El Paso has established partnerships with regional industries to secure internship and potential employment opportunities. The institution estimates that five-year costs would total \$8,566,509, which includes funds for library, supplies, materials, facilities, equipment, and student travel, but does not include funds for student recruitment.

Existing Programs:

Existing programs nationwide are not meeting the job demand. Estimates indicate that there were 725 jobs for mechanical engineers with MS or PhD degrees that went unfilled in 2013. The nearest existing Mechanical Engineering program to meet the regional need in El Paso is at Texas Tech University, which is 300 miles away. Representatives from each of the public institutions reported that 100 percent of their recent Mechanical Engineering PhD graduates found work in academia, industry research, government labs, or post-docs. The following public institutions of higher education offer PhD programs in Mechanical Engineering:

- Texas A&M University
- Texas Tech University
- The University of Houston
- The University of Texas at Arlington
- The University of Texas at Austin
- The University of Texas at Dallas
- The University of Texas at San Antonio

Three private Texas institutions of higher education also offer PhD Programs in Mechanical Engineering:

- Rice University
- Baylor University
- Southern Methodist University

The University of Texas at Austin, The University of Texas at Dallas, and Southern Methodist University reported that they are at capacity. The programs at Rice University and Baylor University

are expanding. Other programs indicated that they could accept more PhD students depending upon various factors, including undergraduate enrollments and the effect of the economy on future grant funding.

<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>	35	36	36	39	42
<i>Graduates</i>	5	8	7	7	8
<i>Avg. Financial Assistance</i>	\$19,947	\$19,947	\$19,947	\$19,947	\$19,947
<i>Students Assisted</i>	22	24	26	32	34
<i>Core Faculty</i>	17	17	19	19	19
<i>Total Costs</i>	\$1,441,341	\$1,564,194	\$1,741,129	\$1,875,023	\$1,944,822
<i>Total Funding</i>	\$1,693,818	\$1,397,092	\$2,003,944	\$2,032,162	\$1,786,523
<i>% From Formula Funding</i>	0%	0%	26%	26%	37%

FIVE-YEAR COSTS

Personnel	
Faculty	\$236,492
Administration	\$187,226
Graduate Assistants	\$6,568,991
Library, Supplies, and Materials	\$136,050
Facilities & Equipment	\$1,414,750
Student Travel	\$23,000

Est. 5-Year Costs \$8,566,509

SOURCE OF FUNDING

Anticipated New Formula	
Funding (years 3 through 5)	\$1,725,344
Federal Funding	\$3,492,766
Other Funding	\$3,695,429

Est. 5-Year Revenues \$8,913,539

Major Commitments:

The institution has agreed to hire two additional faculty with at least a 25 percent teaching load in the proposed program during the first two years.

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

THE UNIVERSITY OF TEXAS AT EL PASO

Location: El Paso, Upper Rio Grande Region

Emerging Research Accountability Peer Group: Texas State Univ - San Marcos, Texas Tech Univ, UT Arlington, UT Dallas, UT San Antonio, Univ of Houston, Univ of North Texas

Out-Of-State Peers: University Of Akron Main Campus, University Of Memphis, University Of Nevada-Las Vegas, University Of New Mexico-Main Campus, University Of Oklahoma-Norman Campus

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

[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	2,172	10.4%	2,088	9.1%	1,972	8.6%
Hispanic	15,973	76.1%	18,207	79.4%	18,331	79.6%
African American	635	3.0%	694	3.0%	708	3.1%
Asian	282	1.3%	252	1.1%	236	1.0%
International	1,821	8.7%	1,454	6.3%	1,535	6.7%
Other & Unknown	94	.4%	231	1.0%	261	1.1%
Total	20,977	100.0%	22,926	100.0%	23,043	100.0%
TX First Time Transfers	Number	% of UG	Number	% of UG	Number	% of UG
	1,081	6.3%	1,244	6.3%	1,363	6.9%
Two-Year Institutions	94	.5%	104	.5%	116	.6%
Other Institutions						

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	\$6,224	.0%	\$8,056	.0%
2011	\$6,504	4.5%	\$8,398	4.2%
2012	\$6,869	5.6%	\$8,902	6.0%
2013	\$7,044	2.5%	\$9,148	2.8%
2014	\$7,018	-.4%	\$9,345	2.2%
2015	\$7,018	.0%	\$9,598	2.7%

Financial Aid						
Fiscal Year	Institution		Peer Group		OOS Peer Group	
	Percent	Avg Amt	Percent	Avg Amt	Percent	Avg Amt
Federal Student Loans						
2012	51%	\$6,445	55%	\$7,730	59%	\$7,445
2013	50%	\$6,624	52%	\$7,484	50%	\$7,395
Federal, State, Institutional or Other Grants Known by Institutions						
2012	70%	\$6,976	58%	\$6,741	70%	\$6,739
2013	67%	\$6,855	59%	\$6,894	68%	\$5,588
Federal (Pell) Grants						
2012	63%	\$4,689	41%	\$4,045	42%	\$4,077
2013	58%	\$4,630	39%	\$4,055	40%	\$4,016

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		2,060	2,712	2,961	Fall 2005 4-year	23.6%
Total		82.7%	79.9%	78.4%	Fall 2009 4-year	27.4%
Same		71.3%	69.9%	67.6%	Fall 2010 4-year	28.4%
Other		11.4%	9.9%	10.7%	Fall 2004 5-year	45.8%
Two-Year Persistence of First-time, Full-time, Degree Seeking Undergraduates				Fall 2008 5-year	49.3%	
		Enter Fall 2007	Enter Fall 2011	Enter Fall 2012	Fall 2009 5-year	50.1%
Institution Persistence				Fall 2003 6-year	55.7%	
Cohort				Fall 2007 6-year	57.6%	
Total				Fall 2008 6-year	59.1%	
Same				National Comparison (IPEDS Definition)		
Other				Cohort	Institution Rate	OOS Peers Rate
Peer Group Persistence				Fall 2004 4-year	4.0%	11.3%
Cohort				Fall 2008 4-year	11.0%	13.5%
Total				Fall 2009 4-year	12.0%	14.8%
Same				Fall 2003 5-year	18.0%	30.3%
Other				Fall 2007 5-year	28.0%	33.8%
				Fall 2008 5-year	30.0%	35.3%
				Fall 2002 6-year	31.0%	39.0%
				Fall 2006 6-year	38.0%	41.5%
				Fall 2007 6-year	39.0%	43.5%

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	1,733	11.13	145.24	2,781	10.41	144.82
FY 2013	1,978	12.48	145.95	3,275	11.08	143.79
FY 2014	2,110	11.96	144.18	3,391	10.91	142.56

Six-year Graduation & Persistence Rate, Fall 2008		
Student Group	Cohort	Rate
<i>For Students Needing Dev Ed</i>		
Institution	831	50.1%
Peer Group	320	55.6%
<i>For Students NOT Needing Dev Ed</i>		
Institution	1,130	68.3%
Peer Group	2,660	74.2%

*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	\$111,577,682	39.5%	\$114,819,307	32.8%	\$111,175,933	32.7%
Federal Funds	\$71,077,120	25.2%	\$121,080,009	34.6%	\$97,230,522	28.6%
Tuition & Fees	\$78,811,612	27.9%	\$80,444,489	23.0%	\$97,008,096	28.5%
Total Revenue	\$282,459,634	100.0%	\$349,698,578	100.0%	\$340,175,717	100.0%

Online Resume for Prospective Students, Parents and the Public

THE UNIVERSITY OF TEXAS AT EL PASO

Location: El Paso, Upper Rio Grande Region

Emerging Research Accountability Peer Group: Texas State Univ - San Marcos, Texas Tech Univ, UT Arlington, UT Dallas, UT San Antonio, Univ of Houston, Univ of North Texas

Out-Of-State Peers: University Of Akron Main Campus, University Of Memphis, University Of Nevada-Las Vegas, University Of New Mexico-Main Campus, University Of Oklahoma-Norman Campus

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

[Institutional Resumes](#)

[Accountability System](#)

[Definitions](#)

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Enrollment		
Race/Ethnicity	Fall 2014 Number	Percent
White	1,972	8.6%
Hispanic	18,331	79.6%
African American	708	3.1%
Asian	236	1.0%
International	1,535	6.7%
Other & Unknown	261	1.1%
Total	23,043	100.0%
TX First Time Transfers	Number	% of UG
Two-Year Institutions	1,363	6.9%
Other Institutions	116	.6%

Baccalaureate Success		
Graduation Rate of First-time, Full-time Degree-seeking Students Entering		
Measure	Fall	Rate
4-year Rate Total	2010	15.5%
Same Institution		14.8%
Other Institutions		.7%
5-year Rate Total	2009	31.0%
Same Institution		29.2%
Other Institutions		1.7%
6-year Rate Total	2008	42.2%
Same Institution		38.3%
Other Institutions		3.9%
Grad Rates by Ethnicity		

1-Year Persistence, Fall 2013	
Total	78.4%
Same	67.6%
Other	10.7%
2-Year Persistence, Fall 2012	
Total	71.6%
Same	58.5%
Other	13.1%

Avg Number SCH for Bachelor's Degree		
FY 2014 Average		
Sem	SCH	
All	11.96	144.18

Degrees Awarded	
Type	FY 2014
Bachelor's	3,214
Master's	985
Doctoral	127
Professional	24
Total	4,350

[Degrees by Ethnicity](#)

First-time Licensure or Certification Examination Pass Rate	
Field	FY 2014 Rate
Education*	83.00%
Law	%
Pharmacy	%
Nursing	83.9%
Engineering	63.2%

*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	421	100.0%	35.9%
African American	272	99.6%	35.8%
Hispanic	6,084	99.9%	45.9%
Asian	75	100.0%	25.3%
International	218	98.6%	73.5%
Other	95	100.0%	42.1%
Total	7,165	99.9%	45.5%

Costs				
Average Annual Academic Costs for Resident Undergraduate Student Taking 30 SCH				
Fiscal Year	Institution Average	Percent Increase	Peer Group Average	Percent Increase
2010	\$6,224	.0%	\$8,318	.0%
2011	\$6,504	4.3%	\$8,669	4.0%
2012	\$6,869	5.3%	\$9,192	5.7%
2013	\$7,044	2.5%	\$9,449	2.7%
2014	\$7,018	-.4%	\$9,677	2.4%
2015	\$7,018	.0%	\$9,967	2.9%

Annual Costs for Resident Undergraduate Student Taking 30 SCH, FY 2015	
Type of Cost	Average Amount
Total Academic Cost	\$7,018
On-campus Room & Board	\$9,300
Books & Supplies	\$1,452
Off-Campus Transportation & Personal Expenses	\$3,152
Total Cost	\$20,922

[Rates of Tuition per SCH](#)

[Mandatory Fees](#)

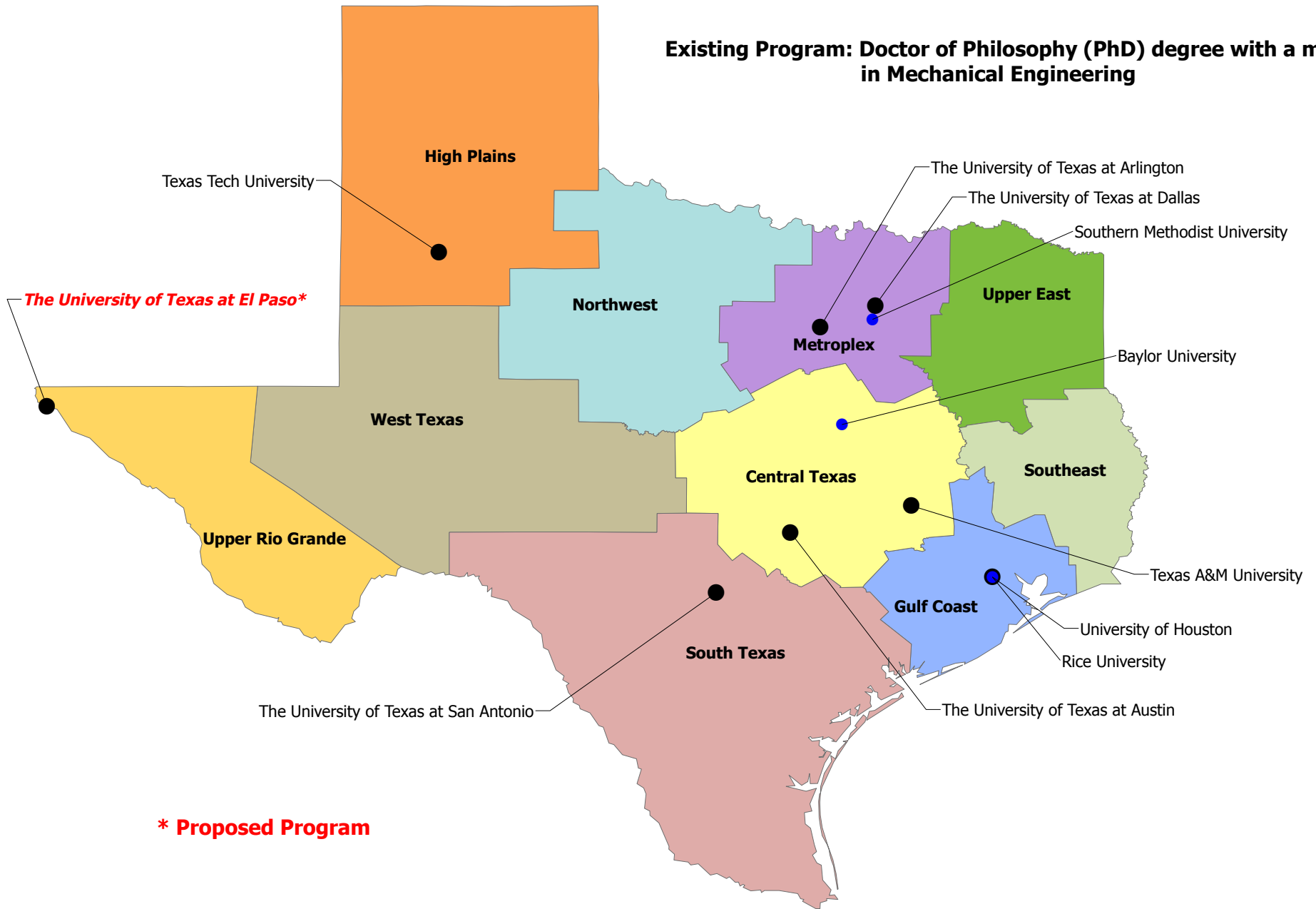
Instruction	
Measure of Excellence	Fall 2014
Undergraduate Classes with < 20 Students	31.2%
Undergraduate Classes with > 50 Students	15.4%
% of Teaching Faculty Tenured/Tenure-track *	61.9%
Student/Faculty Ratio *	22:1

* Fall 2013 Data

Financial Aid		
Enrolled in FY 2013		
Type of Aid	% of UGs Receiving	Average Amount
Grants or Scholarships	67%	\$6,855
Federal (Pell) Grants	58%	\$4,630
Federal Student Loans	50%	\$6,624

Funding		
Source	FY 2014 Amount	Pct of Total
Appropriated Funds	\$111,175,933	32.7%
Federal Funds	\$97,230,522	28.6%
Tuition & Fees	\$97,008,096	28.5%
Total Revenue	\$340,175,717	100.0%

Existing Program: Doctor of Philosophy (PhD) degree with a major in Mechanical Engineering



*** Proposed Program**

AGENDA ITEM IX-D

Consideration of adopting the Committee's recommendation to the Board relating to a request from the University of Houston to dissolve the University of Houston Sugar Land Multi-Institutional Teaching Center (MITC) and establish it as a Single Institution Center (SIC)

RECOMMENDATION: Approval

The proposal responds to the current institutional participation and administrative structure of the Sugar Land MITC and conforms to Coordinating Board rules, Section 5.73(6), on the establishment of Higher Education Centers.

Background Information:

During the January 19, 1996 meeting, the Coordinating Board approved a proposal from the University of Houston System, Houston Community College System, and Wharton County Junior College to create a Multi-Institutional Teaching Center (MITC) in Fort Bend County and authorized the University of Houston System institutions to offer programs at the site. The MITC was originally named UH System at Fort Bend and was subsequently changed to UH System at Sugar Land in 2003. In December 2011, the University of Houston System was granted approval to transfer ownership and administration of the UH System Center at Sugar Land from the University of Houston System to the University of Houston.

Since the time of its original approval, the institutions partnering in the Sugar Land Center have changed; the Houston Community College System, University of Houston-Downtown, and University of Houston-Clear Lake have ceased to offer programming at the site, and the University of Houston-Victoria is currently in the process of discontinuing program offerings. The Sugar Land Center is within the service area of Wharton County Junior College, and the college will continue offering courses and programs at the Center.

In February of 2014, the University of Houston System Board of Regents approved the recommendation of the University of Houston-Sugar Land Task Force to establish the University of Houston as the sole provider of baccalaureate and graduate programs at the Sugar Land Center. In November 2015, the University of Houston submitted a proposal to the Coordinating Board to dissolve the designation of the Sugar Land Center as a MITC and reestablish it as a Single Institution Center. Both the Houston Community College System and Wharton County Junior College have submitted letters of support endorsing the redesignation of the Center, as have State Senator Lois W. Kolkhorst and State Representative Rick Miller.

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

AGENDA ITEM IX-E

Consideration of adopting the Committee's recommendation to the Board relating to changes in the Academic Course Guide Manual (ACGM)

RECOMMENDATION: Approval

Background Information:

The Lower-Division Academic Course Guide Manual (ACGM) is the official list of lower-division courses approved for general academic transfer that may be offered by public community and technical colleges in Texas. The ACGM Advisory Committee's tasks are to add, delete, and revise courses to facilitate inclusion of new disciplines of study, reflect developments within existing disciplines, provide vertical and horizontal alignment of courses within disciplines, and respond to obsolescence of disciplines of study and courses. The ACGM is available online as a portable document format (pdf) and as an interactive database (<http://www.thecb.state.tx.us/ACGM>).

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

COURSES REVISED AS PART OF THE LEARNING OUTCOMES PROJECT

The ACGM Advisory Committee met November 13, 2015. At the fall meeting, the committee approved changes in course descriptions and the addition of learning outcomes for selected courses in the following disciplines: Architecture (ARCH), Computer Science (COSC), and Mathematics (MATH). These changes are recommended by faculty work groups as part of the Learning Outcomes Project and approved by the ACGM Advisory Committee.

COURSE	TITLE	ACGM ADVISORY COMMITTEE ACTION	REVISIONS EFFECTIVE
ARCH 1301	Architectural History I	11/13/15	Fall 2016
ARCH 1302	Architectural History II	11/13/15	Fall 2016
ARCH 1303	Architectural Design I	11/13/15	Fall 2016
ARCH 1304	Architectural Design II	11/13/15	Fall 2016
ARCH 1307	Architectural Graphics I	11/13/15	Fall 2016
ARCH 1308	Architectural Graphics II	11/13/15	Fall 2016
ARCH 1311	Introduction to Architecture	11/13/15	Fall 2016
ARCH 1315	Architectural Computer Graphics	11/13/15	Fall 2016

COURSE	TITLE	ACGM ADVISORY COMMITTEE ACTION	REVISIONS EFFECTIVE
ARCH 2301	Architectural Freehand Drawing I	11/13/15	Fall 2016
ARCH 2302	Architectural Freehand Drawing II	11/13/15	Fall 2016
ARCH 2312	Architectural Technology	11/13/15	Fall 2016
COSC 1301	Introduction to Computing	11/13/15	Fall 2016
COSC 1315	Introduction to Computer Programming	11/13/15	Fall 2016
COSC 2336	Programming Fundamentals III	11/13/15	Fall 2016
COSC 2436	Programming Fundamentals III	11/13/15	Fall 2016
MATH 1332	Contemporary Mathematics (Quantitative Reasoning)	11/13/15	Fall 2016
MATH 1350	Mathematics for Teachers I (Fundamentals of Mathematics I)	11/13/15	Fall 2016
MATH 1351	Mathematics for Teachers II (Fundamentals of Mathematics II)	11/13/15	Fall 2016

**COURSES VOTED TO BE DELETED FROM THE ACGM AS PART OF
THE ACGM ADVISORY COMMITTEE ANNUAL REVIEW OF UNDERUTILIZED COURSES**

The ACGM Advisory Committee makes a comprehensive review of course enrollments in order to identify under-utilized courses. The committee uses the thresholds in Coordinating Board rules for course inclusion and deletion from the ACGM to identify those courses that are not often offered, have low statewide enrollment at community colleges, and have limited applicability to degree requirements at the baccalaureate level. For a course to be included in the ACGM, five universities must accept and apply the course to a bachelor's degree. A lower-division course offered at three or fewer community colleges is required to be reviewed for deletion from the ACGM. On March 24, 2014, the ACGM Advisory Committee reviewed over a thousand courses and scheduled deletion of over 300. Courses scheduled for deletion are noted in the ACGM and have had a two-year period for teach-out and comment. That two-year period has concluded, and the following courses are recommended to be deleted. The courses will continue to be eligible for funding through the 2015-2016 academic year, with eligibility ending August 31, 2016. Institutions may appeal the deletion during and after the two-year teach-out and comment period. Successful appeals must substantiate the need and viability of the underutilized courses.

COURSE	TITLE	ACGM ADVISORY COMMITTEE ACTION	Planned Removal from the ACGM	Funding Ends
AGRI 1121	Livestock Judging (1 semester course)	3/24/14	Spring 2016	8/31/16
AGRI 1327	Poultry Science	3/24/14	Spring 2016	8/31/16
AGRI 1413	Plant Protection	3/24/14	Spring 2016	8/31/16
AGRI 2221	Livestock Evaluation (1 semester course)	3/24/14	Spring 2016	8/31/16

COURSE	TITLE	ACGM ADVISORY COMMITTEE ACTION	Planned Removal from the ACGM	Funding Ends
AGRI 2313	Plant Protection	3/24/14	Spring 2016	8/31/16
AGRI 2403	Agricultural Construction (1 semester course)	3/24/14	Spring 2016	8/31/16
AGRI 2603	Agricultural Construction (1 semester course)	3/24/14	Spring 2016	8/31/16
ARAB 1311	Beginning Arabic I	3/24/14	Spring 2016	8/31/16
ARAB 1312	Beginning Arabic II	3/24/14	Spring 2016	8/31/16
ARAB 1511	Beginning Arabic I	3/24/14	Spring 2016	8/31/16
ARAB 1512	Beginning Arabic II	3/24/14	Spring 2016	8/31/16
ARCH 1201	Introduction to Architecture	3/24/14	Spring 2016	8/31/16
ARCH 1205	Architectural Aesthetics	3/24/14	Spring 2016	8/31/16
ARCH 1305	Architectural Aesthetics	3/24/14	Spring 2016	8/31/16
ARCH 1408	Architectural Graphics II	3/24/14	Spring 2016	8/31/16
ARCH 2202	Architectural Freehand Drawing II	3/24/14	Spring 2016	8/31/16
ARCH 2203	Architectural Freehand Drawing III	3/24/14	Spring 2016	8/31/16
ARCH 2313	Architectural Technology II	3/24/14	Spring 2016	8/31/16
ARTS 1213	Foundations of Art	3/24/14	Spring 2016	8/31/16
ARTS 1320	Interior Design I	3/24/14	Spring 2016	8/31/16
ARTS 1321	Interior Design II	3/24/14	Spring 2016	8/31/16
ARTS 2312	Design IV	3/24/14	Spring 2016	8/31/16
ARTS 2337	Fiber Arts II	3/24/14	Spring 2016	8/31/16
BCIS 1310	BASIC Programming	3/24/14	Spring 2016	8/31/16
BCIS 1311	FORTRAN Programming	3/24/14	Spring 2016	8/31/16
BCIS 1312	PASCAL Programming	3/24/14	Spring 2016	8/31/16
BCIS 1316	Computer Programming-BASIC	3/24/14	Spring 2016	8/31/16
BCIS 1331	Programming in BASIC I	3/24/14	Spring 2016	8/31/16
BCIS 1332	COBOL Programming I	3/24/14	Spring 2016	8/31/16
BCIS 1416	Computer Programming-BASIC	3/24/14	Spring 2016	8/31/16
BCIS 1431	Programming in BASIC I	3/24/14	Spring 2016	8/31/16
BCIS 1432	COBOL Programming I	3/24/14	Spring 2016	8/31/16
BCIS 2316	Advanced Structured Programming Tech BASIC	3/24/14	Spring 2016	8/31/16
BCIS 2320	Advanced C Programming	3/24/14	Spring 2016	8/31/16
BCIS 2331	Advanced Programming BASIC	3/24/14	Spring 2016	8/31/16
BCIS 2332	Advanced Programming COBOL	3/24/14	Spring 2016	8/31/16

COURSE	TITLE	ACGM ADVISORY COMMITTEE ACTION	Planned Removal from the ACGM	Funding Ends
BCIS 2416	Advanced Structured Programming Tech BASIC	3/24/14	Spring 2016	8/31/16
BCIS 2420	Advanced C Programming	3/24/14	Spring 2016	8/31/16
BCIS 2431	Advanced Programming BASIC	3/24/14	Spring 2016	8/31/16
BCIS 2432	Advanced Programming COBOL	3/24/14	Spring 2016	8/31/16
BIOL 1124	Systematic Botany (Lab)	3/24/14	Spring 2016	8/31/16
BIOL 1324	Systematic Botany	3/24/14	Spring 2016	8/31/16
BIOL 1424	Systematic Botany	3/24/14	Spring 2016	8/31/16
BIOL 2206	Environmental Biology	3/24/14	Spring 2016	8/31/16
BIOL 2428	Vertebrate Zoology	3/24/14	Spring 2016	8/31/16
BUSI 1304	Business Report Writing & Correspondence	3/24/14	Spring 2016	8/31/16
CHEM 1104	Chemical Calculations	3/24/14	Spring 2016	8/31/16
CHEM 1204	Chemical Calculations (2 SCH version)	3/24/14	Spring 2016	8/31/16
CHEM 1408	Introductory Chemistry II (lec + lab, all hlth)	3/24/14	Spring 2016	8/31/16
CHEM 1413	General Chemistry I (lec + lab, allied hlth)	3/24/14	Spring 2016	8/31/16
CHEM 1414	General Chemistry II (lec + lab, allied hlth)	3/24/14	Spring 2016	8/31/16
CHEM 1419	Introductory Organic Chemistry I	3/24/14	Spring 2016	8/31/16
CHEM 1420	Introductory Organic Chemistry II	3/24/14	Spring 2016	8/31/16
CHEM 2101	Analytical Chemistry Laboratory I (lab)	3/24/14	Spring 2016	8/31/16
CHEM 2102	Analytical Chemistry Laboratory II (lab)	3/24/14	Spring 2016	8/31/16
CHEM 2223	Organic Chemistry Laboratory I (lab, 2 SCH)	3/24/14	Spring 2016	8/31/16
CHEM 2225	Organic Chemistry Lab II (lab, 2 SCH)	3/24/14	Spring 2016	8/31/16
CHEM 2301	Analytical Chemistry I (lecture)	3/24/14	Spring 2016	8/31/16
CHEM 2302	Analytical Chemistry II (lecture)	3/24/14	Spring 2016	8/31/16
CHEM 2401	Analytical Chemistry I (lecture + lab)	3/24/14	Spring 2016	8/31/16
CHEM 2402	Analytical Chemistry II (lecture + lab)	3/24/14	Spring 2016	8/31/16
CHIN 1311	Beginning Chinese I	3/24/14	Spring 2016	8/31/16
CHIN 1312	Beginning Chinese II	3/24/14	Spring 2016	8/31/16

COURSE	TITLE	ACGM ADVISORY COMMITTEE ACTION	Planned Removal from the ACGM	Funding Ends
CHIN 1511	Beginning Chinese I	3/24/14	Spring 2016	8/31/16
CHIN 1512	Beginning Chinese II	3/24/14	Spring 2016	8/31/16
COMM 1131	Other Publications I	3/24/14	Spring 2016	8/31/16
COMM 1132	Other Publications II	3/24/14	Spring 2016	8/31/16
COMM 1136	Television Production I (1 SCH version)	3/24/14	Spring 2016	8/31/16
COMM 1137	Television Production II (1 SCH version)	3/24/14	Spring 2016	8/31/16
COMM 1138	Television Production III (1 SCH version)	3/24/14	Spring 2016	8/31/16
COMM 1236	Television Production I (2 SCH version)	3/24/14	Spring 2016	8/31/16
COMM 1237	Television Production II (2 SCH version)	3/24/14	Spring 2016	8/31/16
COMM 1238	Television Production III (2 SCH version)	3/24/14	Spring 2016	8/31/16
COMM 2120	Practicum in Electronic Media	3/24/14	Spring 2016	8/31/16
COMM 2121	Practicum in Electronic Media	3/24/14	Spring 2016	8/31/16
COMM 2122	Practicum in Electronic Media	3/24/14	Spring 2016	8/31/16
COMM 2131	Other Publications III	3/24/14	Spring 2016	8/31/16
COMM 2132	Other Publications IV	3/24/14	Spring 2016	8/31/16
COMM 2209	News Editing & Copy Reading I	3/24/14	Spring 2016	8/31/16
COMM 2210	News Editing & Copy Reading II	3/24/14	Spring 2016	8/31/16
COMM 2220	Practicum in Electronic Media	3/24/14	Spring 2016	8/31/16
COMM 2304	Introduction to Cinematic Production	3/24/14	Spring 2016	8/31/16
COSC 1317	FORTTRAN Programming I	3/24/14	Spring 2016	8/31/16
COSC 1318	PASCAL Programming I	3/24/14	Spring 2016	8/31/16
COSC 1319	ASSEMBLY Language Programming I	3/24/14	Spring 2016	8/31/16
COSC 1333	PL/1 Programming I	3/24/14	Spring 2016	8/31/16
COSC 1417	FORTTRAN Programming I	3/24/14	Spring 2016	8/31/16
COSC 1418	PASCAL Programming I	3/24/14	Spring 2016	8/31/16
COSC 1419	ASSEMBLY Language Programming I	3/24/14	Spring 2016	8/31/16
COSC 1433	PL/1 Programming I	3/24/14	Spring 2016	8/31/16
COSC 2317	FORTTRAN Programming II	3/24/14	Spring 2016	8/31/16
COSC 2318	PASCAL Programming II	3/24/14	Spring 2016	8/31/16

COURSE	TITLE	ACGM ADVISORY COMMITTEE ACTION	Planned Removal from the ACGM	Funding Ends
COSC 2319	ASSEMBLY Language Programming II	3/24/14	Spring 2016	8/31/16
COSC 2320	C Programming II	3/24/14	Spring 2016	8/31/16
COSC 2333	PL/1 Programming II	3/24/14	Spring 2016	8/31/16
COSC 2415	Data Structures	3/24/14	Spring 2016	8/31/16
COSC 2417	FORTTRAN Programming II	3/24/14	Spring 2016	8/31/16
COSC 2418	PASCAL Programming II	3/24/14	Spring 2016	8/31/16
COSC 2419	ASSEMBLY Language Programming II	3/24/14	Spring 2016	8/31/16
COSC 2420	C Programming II	3/24/14	Spring 2016	8/31/16
COSC 2430	Advanced Structured Languages	3/24/14	Spring 2016	8/31/16
COSC 2433	PL/1 Programming II	3/24/14	Spring 2016	8/31/16
CZEC 1311	Beginning Czech I	3/24/14	Spring 2016	8/31/16
CZEC 1312	Beginning Czech II	3/24/14	Spring 2016	8/31/16
CZEC 1411	Beginning Czech I	3/24/14	Spring 2016	8/31/16
CZEC 1412	Beginning Czech II	3/24/14	Spring 2016	8/31/16
CZEC 1511	Beginning Czech I	3/24/14	Spring 2016	8/31/16
CZEC 1512	Beginning Czech II	3/24/14	Spring 2016	8/31/16
CZEC 2311	Intermediate Czech I	3/24/14	Spring 2016	8/31/16
CZEC 2312	Intermediate Czech II	3/24/14	Spring 2016	8/31/16
DRAM 1141	Makeup	3/24/14	Spring 2016	8/31/16
DRAM 1142	Introduction to Costume	3/24/14	Spring 2016	8/31/16
DRAM 1241	Makeup	3/24/14	Spring 2016	8/31/16
DRAM 1242	Introduction to Costume	3/24/14	Spring 2016	8/31/16
DRAM 2363	History of Musical Theatre (1 semester)	3/24/14	Spring 2016	8/31/16
ECON 2311	Economic Geography	3/24/14	Spring 2016	8/31/16
ENGL 2314	Technical & Business Writing I (1st semester)	3/24/14	Spring 2016	8/31/16
ENGL 2315	Technical & Business Writing II (2nd semester)	3/24/14	Spring 2016	8/31/16
ENGR 1101	Introduction to Engineering I	3/24/14	Spring 2016	8/31/16
ENGR 1102	Introduction to Engineering II	3/24/14	Spring 2016	8/31/16
ENGR 1205	Engineering Graphics II	3/24/14	Spring 2016	8/31/16
ENGR 1305	Engineering Graphics II	3/24/14	Spring 2016	8/31/16
ENGR 1407	Plane Surveying	3/24/14	Spring 2016	8/31/16

COURSE	TITLE	ACGM ADVISORY COMMITTEE ACTION	Planned Removal from the ACGM	Funding Ends
ENGR 2432	Mechanics of Materials	3/24/14	Spring 2016	8/31/16
FORE 1301	Introduction to Forestry	3/24/14	Spring 2016	8/31/16
FORE 1314	Dendrology	3/24/14	Spring 2016	8/31/16
FORE 2309	Forest Ecology	3/24/14	Spring 2016	8/31/16
FORS 2440	Introduction to Forensic Science	3/24/14	Spring 2016	8/31/16
FORS 2450	Introduction to Forensic Psychology	3/24/14	Spring 2016	8/31/16
FREN 1100	Conversational French I	3/24/14	Spring 2016	8/31/16
FREN 1110	Conversational French II	3/24/14	Spring 2016	8/31/16
FREN 1200	Conversational French I	3/24/14	Spring 2016	8/31/16
FREN 1210	Conversational French II	3/24/14	Spring 2016	8/31/16
FREN 1310	Conversational French II	3/24/14	Spring 2016	8/31/16
FREN 1311	Beginning French I	3/24/14	Spring 2016	8/31/16
FREN 1312	Beginning French II	3/24/14	Spring 2016	8/31/16
FREN 1511	Beginning French I	3/24/14	Spring 2016	8/31/16
FREN 1512	Beginning French II	3/24/14	Spring 2016	8/31/16
FREN 2303	Introduction to French Literature I	3/24/14	Spring 2016	8/31/16
FREN 2304	Introduction to French Literature II	3/24/14	Spring 2016	8/31/16
FREN 2306	Intermediate French Conversation	3/24/14	Spring 2016	8/31/16
GEOG 1304	Geography of Middle America	3/24/14	Spring 2016	8/31/16
GEOG 1305	Geography of North America	3/24/14	Spring 2016	8/31/16
GEOG 2312	Economic Geography	3/24/14	Spring 2016	8/31/16
GEOL 2105	Optical Mineralogy (Lab)	3/24/14	Spring 2016	8/31/16
GEOL 2305	Optical Mineralogy	3/24/14	Spring 2016	8/31/16
GEOL 2307	Introduction to Field Geology	3/24/14	Spring 2016	8/31/16
GEOL 2309	Mineralogy & Petrology I	3/24/14	Spring 2016	8/31/16
GEOL 2311	Mineralogy & Petrology II	3/24/14	Spring 2016	8/31/16
GEOL 2405	Optical Mineralogy	3/24/14	Spring 2016	8/31/16
GERM 1100	Conversational German I	3/24/14	Spring 2016	8/31/16
GERM 1110	Conversational German II	3/24/14	Spring 2016	8/31/16
GERM 1200	Conversational German I	3/24/14	Spring 2016	8/31/16
GERM 1210	Conversational German II	3/24/14	Spring 2016	8/31/16
GERM 1310	Conversational German II	3/24/14	Spring 2016	8/31/16
GERM 1311	Beginning German I	3/24/14	Spring 2016	8/31/16
GERM 1312	Beginning German II	3/24/14	Spring 2016	8/31/16
GERM 1313	Scientific German	3/24/14	Spring 2016	8/31/16

COURSE	TITLE	ACGM ADVISORY COMMITTEE ACTION	Planned Removal from the ACGM	Funding Ends
GERM 1413	Scientific German	3/24/14	Spring 2016	8/31/16
GERM 1511	Beginning German I	3/24/14	Spring 2016	8/31/16
GERM 1512	Beginning German II	3/24/14	Spring 2016	8/31/16
GREE 1311	Beginning Greek I	3/24/14	Spring 2016	8/31/16
GREE 1312	Beginning Greek II	3/24/14	Spring 2016	8/31/16
GREE 1411	Beginning Greek I	3/24/14	Spring 2016	8/31/16
GREE 1412	Beginning Greek II	3/24/14	Spring 2016	8/31/16
GREE 1511	Beginning Greek I	3/24/14	Spring 2016	8/31/16
GREE 1512	Beginning Greek II	3/24/14	Spring 2016	8/31/16
GREE 2311	Intermediate Greek I	3/24/14	Spring 2016	8/31/16
GREE 2312	Intermediate Greek II	3/24/14	Spring 2016	8/31/16
HECO 1101	Home Economics Perspectives	3/24/14	Spring 2016	8/31/16
HECO 1315	Food Preparation & Meal Management	3/24/14	Spring 2016	8/31/16
HECO 1320	Textiles	3/24/14	Spring 2016	8/31/16
HECO 1325	Housing & Interior Design I	3/24/14	Spring 2016	8/31/16
HECO 1326	Housing & Interior Design II	3/24/14	Spring 2016	8/31/16
HECO 1328	Clothing Selection, Design & Construction I	3/24/14	Spring 2016	8/31/16
HECO 1329	Clothing Selection, Design & Construction II	3/24/14	Spring 2016	8/31/16
HIST 2313	History of England I	3/24/14	Spring 2016	8/31/16
HIST 2314	History of England II	3/24/14	Spring 2016	8/31/16
HIST 2323	Eastern Civilizations (1 semester course)	3/24/14	Spring 2016	8/31/16
ITAL 1311	Beginning Italian I	3/24/14	Spring 2016	8/31/16
ITAL 1312	Beginning Italian II	3/24/14	Spring 2016	8/31/16
ITAL 1511	Beginning Italian I	3/24/14	Spring 2016	8/31/16
ITAL 1512	Beginning Italian II	3/24/14	Spring 2016	8/31/16
JAPN 1310	Conversational Japanese II	3/24/14	Spring 2016	8/31/16
JAPN 1311	Beginning Japanese I	3/24/14	Spring 2016	8/31/16
JAPN 1312	Beginning Japanese II	3/24/14	Spring 2016	8/31/16
JAPN 1511	Beginning Japanese I	3/24/14	Spring 2016	8/31/16
JAPN 1512	Beginning Japanese II	3/24/14	Spring 2016	8/31/16
KORE 1311	Beginning Korean I	3/24/14	Spring 2016	8/31/16
KORE 1312	Beginning Korean II	3/24/14	Spring 2016	8/31/16

COURSE	TITLE	ACGM ADVISORY COMMITTEE ACTION	Planned Removal from the ACGM	Funding Ends
KORE 1511	Beginning Korean I	3/24/14	Spring 2016	8/31/16
KORE 1512	Beginning Korean II	3/24/14	Spring 2016	8/31/16
LATI 1311	Elementary Latin I	3/24/14	Spring 2016	8/31/16
LATI 1312	Elementary Latin II	3/24/14	Spring 2016	8/31/16
LATI 1511	Elementary Latin I	3/24/14	Spring 2016	8/31/16
LATI 1512	Elementary Latin II	3/24/14	Spring 2016	8/31/16
MATH 1348	Analytic Geometry	3/24/14	Spring 2016	8/31/16
MATH 2316	Calculus IV	3/24/14	Spring 2016	8/31/16
MATH 2405	Discrete Mathematics	3/24/14	Spring 2016	8/31/16
MATH 2417	Accelerated Calculus I	3/24/14	Spring 2016	8/31/16
MATH 2419	Accelerated Calculus II	3/24/14	Spring 2016	8/31/16
MUSI 1166	Woodwind Class I	3/24/14	Spring 2016	8/31/16
MUSI 1167	Woodwind Class II	3/24/14	Spring 2016	8/31/16
MUSI 1178	Brass Class I	3/24/14	Spring 2016	8/31/16
MUSI 1179	Brass Class II	3/24/14	Spring 2016	8/31/16
MUSI 1186	Composition I	3/24/14	Spring 2016	8/31/16
MUSI 1187	Composition II	3/24/14	Spring 2016	8/31/16
MUSI 1189	Percussion Class II	3/24/14	Spring 2016	8/31/16
MUSI 1195	Strings Class I	3/24/14	Spring 2016	8/31/16
MUSI 1196	Strings Class II	3/24/14	Spring 2016	8/31/16
MUSI 1257	Opera Workshop I	3/24/14	Spring 2016	8/31/16
MUSI 1258	Opera Workshop II	3/24/14	Spring 2016	8/31/16
MUSI 1264	Jazz Improvisation II	3/24/14	Spring 2016	8/31/16
MUSI 1286	Composition I	3/24/14	Spring 2016	8/31/16
MUSI 1287	Composition II	3/24/14	Spring 2016	8/31/16
MUSI 1290	Electronic Music I	3/24/14	Spring 2016	8/31/16
MUSI 1291	Electronic Music II	3/24/14	Spring 2016	8/31/16
MUSI 1391	Electronic Music II	3/24/14	Spring 2016	8/31/16
MUSI 2157	Opera Workshop III	3/24/14	Spring 2016	8/31/16
MUSI 2158	Opera Workshop IV	3/24/14	Spring 2016	8/31/16
MUSI 2163	Jazz Improvisation III	3/24/14	Spring 2016	8/31/16
MUSI 2164	Jazz Improvisation IV	3/24/14	Spring 2016	8/31/16
MUSI 2166	Woodwind Class III	3/24/14	Spring 2016	8/31/16
MUSI 2167	Woodwind Class IV	3/24/14	Spring 2016	8/31/16
MUSI 2178	Brass Class III	3/24/14	Spring 2016	8/31/16

COURSE	TITLE	ACGM ADVISORY COMMITTEE ACTION	Planned Removal from the ACGM	Funding Ends
MUSI 2179	Brass Class IV	3/24/14	Spring 2016	8/31/16
MUSI 2183	Voice Class III	3/24/14	Spring 2016	8/31/16
MUSI 2184	Voice Class IV	3/24/14	Spring 2016	8/31/16
MUSI 2186	Composition III	3/24/14	Spring 2016	8/31/16
MUSI 2187	Composition IV	3/24/14	Spring 2016	8/31/16
MUSI 2188	Percussion Class III	3/24/14	Spring 2016	8/31/16
MUSI 2189	Percussion Class IV	3/24/14	Spring 2016	8/31/16
MUSI 2192	Guitar Class III	3/24/14	Spring 2016	8/31/16
MUSI 2193	Guitar Class IV	3/24/14	Spring 2016	8/31/16
MUSI 2195	Strings Class III	3/24/14	Spring 2016	8/31/16
MUSI 2196	Strings Class IV	3/24/14	Spring 2016	8/31/16
MUSI 2286	Composition III	3/24/14	Spring 2016	8/31/16
MUSI 2386	Composition II	3/24/14	Spring 2016	8/31/16
PHED 1151	Scuba Diving I	3/24/14	Spring 2016	8/31/16
PHED 1152	Scuba Diving II	3/24/14	Spring 2016	8/31/16
PHED 1153	Lifeguard Training	3/24/14	Spring 2016	8/31/16
PHED 1165	Drug Use & Abuse	3/24/14	Spring 2016	8/31/16
PHED 1251	Scuba Diving I	3/24/14	Spring 2016	8/31/16
PHED 1252	Scuba Diving II	3/24/14	Spring 2016	8/31/16
PHED 1253	Lifeguard Training	3/24/14	Spring 2016	8/31/16
PHED 1305	Personal/Community Health II	3/24/14	Spring 2016	8/31/16
PHED 1309	Sports Officiating II	3/24/14	Spring 2016	8/31/16
PHED 1332	Game Skills	3/24/14	Spring 2016	8/31/16
PHED 1333	Rhythm Skills	3/24/14	Spring 2016	8/31/16
PHED 1337	Introduction to Recreation II	3/24/14	Spring 2016	8/31/16
PHED 2155	Water Safety	3/24/14	Spring 2016	8/31/16
PHED 2255	Water Safety	3/24/14	Spring 2016	8/31/16
PHIL 2317	17th and 18th-Century Philosophy	3/24/14	Spring 2016	8/31/16
PHIL 2318	19th- and 20th-Century Philosophy	3/24/14	Spring 2016	8/31/16
PHYS 2427	University Physics III	3/24/14	Spring 2016	8/31/16
PORT 1311	Beginning Portuguese I	3/24/14	Spring 2016	8/31/16
PORT 1312	Beginning Portuguese II	3/24/14	Spring 2016	8/31/16
PORT 1511	Beginning Portuguese I	3/24/14	Spring 2016	8/31/16
PORT 1512	Beginning Portuguese II	3/24/14	Spring 2016	8/31/16

COURSE	TITLE	ACGM ADVISORY COMMITTEE ACTION	Planned Removal from the ACGM	Funding Ends
RUSS 1311	Beginning Russian I	3/24/14	Spring 2016	8/31/16
RUSS 1312	Beginning Russian II	3/24/14	Spring 2016	8/31/16
RUSS 1511	Beginning Russian I	3/24/14	Spring 2016	8/31/16
RUSS 1512	Beginning Russian II	3/24/14	Spring 2016	8/31/16
SGNL 1201	Beginning American Sign Language I	3/24/14	Spring 2016	8/31/16
SGNL 1202	Beginning American Sign Language II	3/24/14	Spring 2016	8/31/16
SGNL 1501	Beginning American Sign Language I	3/24/14	Spring 2016	8/31/16
SGNL 1502	Beginning American Sign Language II	3/24/14	Spring 2016	8/31/16
SPAN 1311	Beginning Spanish I	3/24/14	Spring 2016	8/31/16
SPAN 1312	Beginning Spanish II	3/24/14	Spring 2016	8/31/16
SPAN 1511	Beginning Spanish I	3/24/14	Spring 2016	8/31/16
SPAN 1512	Beginning Spanish II	3/24/14	Spring 2016	8/31/16
SPCH 1146	Parliamentary Procedure	3/24/14	Spring 2016	8/31/16
VIET 1311	Beginning Vietnamese I	3/24/14	Spring 2016	8/31/16
VIET 1312	Beginning Vietnamese II	3/24/14	Spring 2016	8/31/16
VIET 1411	Beginning Vietnamese I	3/24/14	Spring 2016	8/31/16
VIET 1412	Beginning Vietnamese II	3/24/14	Spring 2016	8/31/16
VIET 1511	Beginning Vietnamese I	3/24/14	Spring 2016	8/31/16
VIET 1512	Beginning Vietnamese II	3/24/14	Spring 2016	8/31/16
VIET 2311	Intermediate Vietnamese I	3/24/14	Spring 2016	8/31/16
VIET 2312	Intermediate Vietnamese II	3/24/14	Spring 2016	8/31/16

AGENDA ITEM IX-F

Consideration of adopting the staff recommendation to the Board relating to the submission of the Adult Basic Education and Postsecondary Education Report (*House Bill 1, Article III, Rider 27, 84th Texas Legislature*)

RECOMMENDATION: Approval

Background:

Rider 27 of the General Appropriations Act, House Bill 1, 84th Texas Legislature, Regular Session, directs the Texas Higher Education Coordinating Board (THECB) to "coordinate with the Texas Education Agency (TEA) and Texas Workforce Commission (TWC) to prepare a report on the alignment of Adult Education and Literacy (AEL) and postsecondary education." The goals of this effort are "to increase the number, success and persistence of students transitioning to postsecondary education from AEL programs and students enrolled in basic academic skills education courses and interventions."

Rider 27 designates the THECB as the lead agency in partnership with and securing input from representatives from the TWC and TEA. The report is due to the House Committee on Higher Education, House Appropriations Committee, Senate Education Committee, Senate Finance Committee, the Governor, Legislative Budget Board, and TWC by May 1, 2016. The report updates recommendations from a similar report submitted in May 2014 (Rider 28, General Appropriations Act, Senate Bill 1, 83rd Texas Legislature, Regular Session, Section 28, pages III-43 and III-50) and provides new or revised recommendations related to:

- Outreach, referrals, persistence interventions, and advising;
- Assessment, curriculum, and instruction aligned to integrated or intensive program models;
- State-level accountability systems to monitor performance;
- AEL to postsecondary performance measures;
- Accelerate Texas data and program evaluation;
- General Educational Development (GED®) test data;
- Standards to enhance data quality and sharing among state agencies and service-providers; and
- Grants and other institutional funding models (including Federal Funds and Other Funds) to maximize effective use of limited General Revenue Funds.

A print copy of the report has been provided to the Board under separate cover.

Jerel Booker, Assistant Commissioner for College Readiness and Success, is available to answer questions.

AGENDA ITEM IX-G

Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for the Nursing, Allied Health and Other Health-related Education Grant Program

RECOMMENDATION: Approval to issue the Request for Applications (RFA) for the Nursing, Allied Health and Other Health-related Education Grant Program

Background Information:

The Coordinating Board requests applications from hospitals and institutions of higher education that offer programs leading to the initial licensure of registered nurses to award grants through the Nursing, Allied Health and Other Health-related Education Grant Program. The Program was established as a result of the State's Multi-State Tobacco Lawsuit Settlement (Texas Education Code, Sections 63.202 (f) and (g)). Grants are funded by the interest earnings from the permanent fund for the Program, which was created in 1999 as a result of the Settlement.

For the 2014-2015 biennium, grants were awarded under the Program to support projects that investigate specific clinical competency validation tools to improve new graduates' transition into nursing practice, research an instructional model encompassing an effective range and distribution of clinical contact hours to prepare competent graduates, and amplify instruction using simulation at institutions yet to take full advantage of the learning technology. Through the grants, the Coordinating Board sought to address limited resources for clinical placement that often restrict enrollment capacity and competency gaps that could lead to high attrition rates.

Consistent with the goals of *60x30TX*, for the 2016-2017 biennium, the RFAs will continue to address enrollment and competency development in initial nursing licensure programs by soliciting projects that focus on developing simulation instruction, validating student competencies, and enhancing faculty development. The RFAs, expected to be released in summer 2016, will contain background information, definitions, instructions, award criteria, and forms for completing the applications. Applications will be evaluated by agency staff and nursing professionals based on a standard set of criteria, and the highest scored applications will be recommended for grant awards. Approximately \$10 million will be available for awards in the 2016-2017 biennium.

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

AGENDA ITEM IX-H

Consideration of adopting the Committee's recommendation to the Board relating to issuance of a Request for Applications for new Comprehensive Student Success Projects and to provide additional funds for the expansion of previously approved successful projects

Total Project Cost: Up to \$500,000
Source of Funds: A.1.1. Strategy, College Readiness and Success
Authority: Texas Education Code, Section 61.0762(a)(5)
Programs to Enhance Student Success

RECOMMENDATION: Approval

The Texas Higher Education Coordinating Board staff request approval to issue a Request for Applications (RFA) to fund awards to public institutions of higher education (IHEs), to implement evidence-based student success strategies and best practices.

Background Information:

Since April 2011, IHEs have participated in the Comprehensive Student Success Program (CSSP), originally funded by the College Access Challenge Grant from the United States Department of Education. CSSP grants were for IHEs to implement interventions that impact college readiness and success, particularly for first-generation college students. CSSP aims to improve student completion in courses that historically have high failure and/or withdrawal rates, for IHE's to modify policies or practices that may have served as barriers to student engagement and success, to increase faculty involvement in review of student progress, and generally, to expand community and academic services to support students.

Best practices and strategies emerging from the CSSPs include, but are not limited to

- development of peer instructional models in entry-level courses;
- use of competency exams in first-year math courses;
- implementation of early alert systems and ongoing communications with at-risk students;
- design of comprehensive advising and counseling approaches to increase student usage of support services;
- integration of learning strategies into first-year courses; and
- application of flipped-classroom engagement practices.

The CSSPs had the following measurable impacts.

- Course performance was generally better in CSSP courses than in matched comparison courses, though there was variation within IHEs by course subject as well as across IHEs.
- There was a statistically significant and relatively large impact of CSSP on credit accrual: on average, students participating in CSSP courses earned more credits than their non-CSSP counterparts (33% to 37% more among student cohort 1 across three years, 28% to 29% more among student cohort 2 across two years, and 26% more among cohort 3 in its first year).
- There was a positive impact of CSSP on student persistence, though the relationship was not as strong as shown in analyses exploring credit accrual, and the pattern was not as robust. Though an effect was found when pooling across all schools, the effect did not emerge independently at individual IHEs. In addition, persistence could not be examined for student cohort 3, who were in their first year of college at the time of this evaluation.

In alignment with the higher education strategic plan, *60x30TX*, this phase of the CSSP will continue to address college success and completion by soliciting projects that focus on the implementation of the strategies and practices identified above. The RFA will be released in spring 2016. Institutions that have implemented success projects in the past may receive preference points when submitting an application.

Jerel Booker, Assistant Commissioner for College Readiness and Success, is available to answer questions.

AGENDA ITEM IX-I

Consideration of adopting the Committee's recommendation to the Board relating to the appointment of members to the Architecture Field of Study Advisory Committee

RECOMMENDATION: Appoint members:

Dr. Elton Abbott	Ms. Lahib Jaddo
Dr. Murad Abusalim	Ms. Smilja Milovanovic-Bertram
Dr. Vincent Canizaro	Mr. Arnold Radman
Ms. Erlene Clark	Dr. Ikhlas Sabouni
Ms. Nan Ellin	Ms. JoAnn Shimek
Mr. James Glusing	Mr. Douglas Vail
Mr. Ken Gorski	Ms. Laura Wright

Background Information:

Coordinating Board staff requests appointment of individuals to the Architecture Field of Study Advisory Committee. The Committee is charged to identify the block of courses which must be substituted in transfer to a general academic teaching institution for that institution's lower-division requirements for the architecture degree program into which the student transfers. Students completing the Architecture Field of Study shall receive full academic credit toward the degree program for the block of courses transferred.

The nominated individuals are representatives of public institutions of higher education, and a majority of the recommended members are faculty members. The individuals were consulted by their institutions about serving on this Committee before they were nominated. Each university system or institution of higher education which offers an undergraduate architecture degree program was invited to nominate an individual to this Committee. The nominated individuals equitably represent the different types of institutions of higher education.

Tasks assigned to the Committee include advising the Board, providing Board staff with feedback about processes and procedures, and addressing any other issues related to the Architecture Field of Study Curriculum as determined by the Board. The Committee members will serve staggered terms of up to three years.

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

Brief summaries of the nominees:

Dr. Elton Abbott, AIA is Associate Dean for International Programs and Initiatives at Texas A&M University. Dr. Abbott is a registered architect and fully familiar with the reality of the architectural education and practice.

Dr. Murad Abusalim is Instructor in Architecture at Texas Southmost College. Dr. Abusalim has collaborated with the College of Architecture at Texas Tech University and was instrumental in establishing a transfer agreement between Texas Southmost College and Texas

Tech University, and has served as a member of a taskforce charged with modifying all architectural course descriptions and learning outcomes in the Academic Course Guide Manual (ACGM).

Dr. Vincent Canizaro is Chair of the Department of Architecture at The University of Texas at San Antonio. Dr. Canizaro is a registered architect, has extensive experience in curriculum development, and has been teaching architecture at the graduate and undergraduate levels since 1996.

Ms. Erlene Clark, AIA is Professor and Architectural Coordinator in the Architectural and Engineering Computer Aided Design Department at Austin Community College. Ms. Clark has served on various work group architecture projects and learning outcomes and course descriptions for the Academic Course Guide Manual.

Ms. Nan Ellin is Dean of the College of Architecture, Planning and Public Affairs at The University of Texas at Arlington. Ms. Ellin has a deep knowledge of Architecture courses and content, has experience developing and assessing learning outcomes, and is knowledgeable about program approval and accreditation requirements.

Mr. James Glusing is Assistant Professor of Architectural Engineering in the Department of Civil and Architectural Engineering at Texas A&M University – Kingsville. Mr. Glusing serves as Architectural Engineering program coordinator, was the primary force behind the development of the Institute of Architectural Engineering Heritage on the Texas A&M University-Kingsville campus, has received several prestigious awards, and owns a patent.

Mr. Ken Gorski is Architecture Professor and Discipline Coordinator at El Paso Community College (EPCC). Mr. Gorski has been involved in the development and continuous growth of the architecture department, and has led the institution in establishing agreements that facilitated the transfer of EPCC architecture graduates to Texas Tech University and other architecture schools across the state.

Ms. Lahib Jaddo is Assistant Dean of Recruitment and Associate Professor in the College of Architecture at Texas Tech University. Ms. Jaddo directs the College of Architecture initiative to coordinate architecture curriculum with community colleges, and has knowledge of the issues associated with transferring of credits in this discipline.

Ms. Smilja Milovanovic-Bertram is Associate Professor in the School of Architecture at The University of Texas at Austin. Ms. Milovanovic-Bertram has experience developing and assessing course-level learning outcomes and possesses a working knowledge of criteria for program approval and accreditation.

Mr. Arnold Radman is Instructor and Coordinator in the Architectural Technology at Tarrant County College. Mr. Radman serves as a board member for the Coalition of Community College Architectural Programs and as a representative to the American Institute for Architecture's Education Committee.

Dr. Ikhlas Sabouni is Professor and Dean of the School of Architecture at Prairie View A&M University. Dr. Sabouni is a distinguished professor with the Association of the Schools of Architecture (ACSA) and chairs many accreditation visits with the National Architecture Accreditation Board (NAAB) in the U.S. and abroad.

Ms. JoAnn Shimek is Program Director for Engineering Design and Construction Management at Wharton County Junior College. Ms. Shimek has served on various committees and received numerous honors. Her extensive background and field experience has contributed to the development of the Construction Management degree plan for the college.

Mr. Douglas Vail, AIA, NCARB, RAS is Program Coordinator and Faculty for Architecture at Dallas County Community College District – El Centro College. Mr. Vail is a registered architect and is in the process of developing the school's expanding Architectural curriculum.

Ms. Laura Wright is Interim Chair of the Department of Technology Education and Assistant Professor of Architectural/ Drafting Technology at Del Mar College. Ms. Wright is Chair of the Youth Public Awareness Committee for the Texas Society of Architects, a member of the Building Partnerships in Architectural Education, and speaker and member of the Coalition of Community College Architecture Programs.

AGENDA ITEM IX-J

Consideration of adopting the Committee's recommendation to the Board relating to the appointment of members to the Architecture and Construction Career Cluster Program of Study Advisory Committee

RECOMMENDATION: Appoint members:

Mr. Aurelio J. Aguilar
Dr. Orlando Bagcal
Mr. David Campos
Ms. Elizabeth Castro
Mr. Troy DeFrates
Ms. Lindsey Geeslin
Mr. Jerry Graeber
Mr. Craig Jeffrey

Mr. Walter F. Pate
Ms. Natalie Smith
Mr. Ray Tonjes
Mr. Ricardo Uribe
Ms. Tiara Woods
Ms. Laura Wright

Background Information:

Coordinating Board staff requests appointment of individuals to the Architecture and Construction Program of Study Advisory Committee.

The Texas Education Code, Section 61.8235, directs the Coordinating Board to develop program of study curricula for various career and technical education programs offered by Texas public community and technical colleges. The Committee will be charged with reviewing and making recommendations from sub-committees charged with identifying the sequence of courses which make up the requirements for architecture and construction programs.

The nominated individuals are representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts who have content knowledge in architecture and construction programs. Each Texas public community and technical college was invited to nominate an individual to this Committee. Additionally, the Texas Education Agency, Texas Workforce Commission, and various trade and industry groups were solicited for nominations.

Tasks assigned to the Committee include advising the Board, providing Board staff with feedback about processes and procedures, and addressing any other issues related to the Architecture and Construction Program of Study Curriculum as determined by the Board. The Committee members will serve staggered terms of up to three years.

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

Brief summaries of the nominees:

Mr. Aurelio J. Aguilar is Construction Technology Engineering Instructor at Houston Community College. Mr. Aguilar has developed construction curriculum at the college, is knowledgeable of the criteria for program approval and accreditation, and is well connected with the construction industry.

Dr. Orlando Bagcal is Associate Professor of Construction at Tarrant County College. Dr. Bagcal is an active member of the American Council for Construction Education. He has experience in developing and presenting curriculum changes in compliance with Southern Association of Colleges and Schools (SACS) and professional accreditation.

Mr. David Campos is Instructor and Program Chair for the Drafting and Design Program at Texas State Technical College – Harlingen. Mr. Campos has several years of industry experience in architecture and construction and understands curriculum development.

Ms. Elizabeth Castro is a Teacher at Skyline High School in the Dallas Independent School District in Dallas, Texas. She teaches in the Architecture Cluster.

Mr. Troy DeFrates is Department Chair of Welding Technology at Austin Community College. Mr. DeFrates is a professional craftsman, with a strong understanding of the demands, strengths, and opportunities of the construction trades industry.

Ms. Lindsey R. Geeslin is Association Manager of the Texas Masonry Council in Waco, Texas. Ms. Geeslin has a masonry and construction background, is established as a masonry specialist, and serves as a member of the Greater Waco Advanced Manufacturing Academy, the Texas Construction Association, and the Texas Society of Association Executives.

Mr. Jerry Graeber is Project Manager/Estimator at Leonard Contracting in San Antonio, Texas. Mr. Graeber has participated in a formal Apprenticeship program with the Department of Labor, is Occupational Safety and Health Administration (OSHA) certified, has completed all the requirements to receive the National Center for Construction Education and Research certification as a craftsman, and is a Certified Instructor in the construction field.

Mr. Craig Jeffrey is Assistant Dean of Visual and Performing Arts and Kinesiology, and Instructor of Architecture at Blinn College. Mr. Jeffrey has worked with several four-year institutions on creating transfer agreements in the Architecture, Landscape Architecture, Urban and Regional Planning, and Construction Science.

Mr. Walter F. Pate is President of Pate & Associates Architects and Owner of Texas Classic Homes in Midland, Texas. Mr. Pate is a registered architect, has provided architectural services to both private and public clients for commercial, retail, institutional, and residential projects; and serves on the Midland College "Computer Graphics Advisory Committee" and Educate Texas – Midland ISD Facilities Taskforce.

Ms. Natalie Smith is Senior Manager of Workforce Development at KBR, Inc. in Houston, Texas. Ms. Smith is a former educator, has participated in architecture and construction standards development for other states, formerly implemented craft education with industry,

and has experience serving on both industry committees for certification standards and on secondary and post-secondary advisory boards.

Mr. Ray Tonjes is President and Owner of Ray Tonjes Builder, Inc. in Austin, Texas. Mr. Tonjes was one of the first "Austin Energy Star" builders, was a founding Chairman of the Board for the Green Building Initiative, has served on the City of Austin's "Zero-Energy Capable Home 2015" Task Force, and the State of Texas Residential Energy Efficiency Advisory Committee.

Mr. Ricardo Uribe is Instructor of Engineering Graphics and Design at Brazosport College. Mr. Uribe has worked as a designer in California and Texas, understands industry needs, and has applied this diverse knowledge to the classroom working with students.

Ms. Tiara Woods is Architecture Instructor at Carl Wunsche Senior High in Spring ISD, in Houston, Texas. Ms. Woods updates and revises architecture curriculum that is used in the school district, holds industry certifications including Leadership in Energy and Environment Design (LEED) and OSHA, and uses her field background and experience in classroom instruction.

Ms. Laura Wright is Interim Chair of Technology Education and Assistant Professor of Architectural/Drafting Technology at Del Mar College. Ms. Wright served on the Architecture Learning Outcomes Workshop during summer 2015, is a member of the Building Partnerships in Architectural Education, and is a speaker and member of the Coalition of Community College Architecture Programs.

AGENDA ITEM IX-K

Consideration of adopting the Committee's recommendation to the Board relating to the appointment of members to the Health Science Career Cluster Program of Study Advisory Committee

RECOMMENDATION: Appoint members:

Ms. Kandace Beckham	Ms. Ana Mejia-Dietche
Ms. Helga Carrion	Ms. Kimberly Miller
Dr. Evangeline DeLeon	Ms. Donna Moore
Ms. Carol Derkowski	Ms. Lori Moseley
Ms. Kathi Hakes	Dr. Lula Westrup Pelayo
Dr. Janice I. Hooper	Ms. Susan Elaine Perez
Dr. Abe Johnson	Ms. Tricia Scott
Ms. Wanda Johnston	Dr. Bryan Stewart
Ms. Sue Ann Lopez	Ms. Michelle Trubenstein
Ms. Shirley MacNeill	Ms. Sally Williams
Mr. Don Martin	

Background Information:

Coordinating Board staff requests appointment of individuals to the Health Science Program of Study Advisory Committee.

The Texas Education Code, Section 61.8235, directs the Coordinating Board to develop program of study curricula for various career and technical education programs offered by Texas public community and technical colleges. The Committee will be charged with reviewing and making recommendations from sub-committees charged with identifying the sequence of courses which make up the requirements for health science programs.

The nominated individuals are representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts who have content knowledge in health science programs. Each Texas public community and technical college was invited to nominate an individual to this Committee. Additionally, the Texas Education Agency, Texas Board of Nursing, Texas Workforce Commission, and various trade and industry groups were solicited for nominations.

Tasks assigned to the Committee include advising the Board, providing Board staff with feedback about processes and procedures, and addressing any other issues related to the Health Science Program of Study Curriculum as determined by the Board. The Committee members will serve staggered terms of up to three years.

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

Brief summaries of the nominees:

Ms. Kandace Beckham is an Educational Specialist for School Security, Health, Wellness, and Career and Technical Education (CTE) at Education Service Center (ESC) - Region 12 and has a background in Respiratory Therapy. She is also a founding board member of the Greater Waco Advanced Health Care Academy (GWACHA) in Waco, Texas.

Ms. Helga Carrion is a full-time faculty member of the Nutrition Department and Coordinator of Health Professions and Related Sciences of El Paso Community College. Since August 2013, she has been responsible for the coordination of eight classes with a total of 40 sections and manages dual credit classes in several high schools and technical centers.

Dr. Evangeline DeLeon is Department Chair of Nurse Education and a professor at Del Mar College. With a background in allied health programs, pediatrics, and home health nursing, Dr. DeLeon is an active member of the Texas Board of Nursing Task Force to study the implementation of nurse education programs in Texas and works closely with the RN-BSN Future for the Coastal Bend.

Ms. Carol Derkowski is the Division Chair of Allied Health and the Director of Dental Hygiene at Wharton County Junior College. As Division Chair for eight years, she has worked with allied health programs to establish and revise curriculum and possesses thorough knowledge about accreditation processes of numerous allied health programs.

Ms. Kathi Hakes is Program Manager of Talent Development at Parkland Hospital in Dallas, Texas. She is responsible for Parkland's Rise to Success Fellowship Program, which creates a pipeline of future healthcare professionals by developing participating high school graduates through a structured career path leading to a healthcare career at Parkland.

Dr. Janice I. Hooper, RN, FRE, FAAN is Lead Nursing Consultant for Education at the Texas Board of Nursing in Austin, Texas. Dr. Hooper has extensive experience in pre-licensure nursing education as a former faculty member and dean of health sciences, is the lead nursing consultant for education at the Texas Board of Nursing and chair of the National Council Licensure Examination (NCLEX) Committee of the National Council of State Boards of Nursing, and has consulted on initiatives aimed to seamlessly transition students, including the piloting of a common concept-based curriculum in pre-licensure education programs.

Dr. Abe Johnson is Vice President and Provost of Collin College. He was formerly Dean of Health Sciences. Dr. Johnson has led two successful initial program accreditations Commission on Accreditation of Allied Health Education Programs (CAAHEP) and four program reaffirmations (Nursing, Respiratory Care, Surgical Technology, and Dental Hygiene).

Ms. Wanda Johnston is the Career Technical Education Department Chair in Health Science at Memorial High School in San Antonio, and has a background in nuclear medicine technology and radiation control. She currently teaches the Principles of Health Science.

Ms. Sue Ann Lopez is Dean of Health Occupations at South Plains College. Ms. Lopez provides oversight and leadership for 10 different Allied Health and Nursing programs in addition to providing administrative support for South Plains' Center for Clinical Excellence.

Ms. Shirley MacNeill is the Program Coordinator of the Upward Mobility LVN to ADN Program at Lamar State College - Port Arthur. Her experience includes developing Health Science curriculum, and developing and accessing course-level learning outcomes. She also possesses a

working knowledge of criteria for program approval and accreditation and was responsible for rewriting curriculum for the Upward Mobility Nursing program.

Mr. Don Martin is Associate Dean of Allied Health at Dallas County Community College District - El Centro and has oversight of curriculum across the allied health spectrum for programs in nine allied health disciplines. He participated in the Workforce Education Course Manual (WECM) Discipline Review Workshops and WECM 60 SCH Negotiated Rules Workshop in 2015.

Ms. Ana Mejia-Dietche, JD, is Executive Director at Healthcare Workforce Alliance of Central Texas in Austin, Texas. Ms. Mejia-Dietche has a background in health and employment law, and works directly with industry and education at the high school, college, and graduate levels; manages a clinical rotation scheduling system that coordinates several thousand placements a year; and provides information to the Legislature regarding nursing practice in Central Texas.

Ms. Kimberly Miller is a Health Science Instructor at Plano Senior High School, has eight years of teaching experience, and previously worked as an LVN for 18 years. She also works with the online health team at Plano ISD and has written online health curriculum as well as medical terminology curriculum for Plano ISD.

Ms. Donna Moore is Associate Professor of Allied Health at Austin Community College. Ms. Moore is responsible for the development of Health Science curriculum and course-level learning outcomes.

Ms. Lori Moseley is Dean of Instruction of Health and Community Services at Hill College. Ms. Moseley was part of the Vocational Nursing (VN) faculty and then VN Director before moving on to add the ADN program and taking the lead on curriculum changes for the ADN program.

Dr. Lula Westrup Pelayo is District Director of Nursing and Allied Health Programs at the Alamo District. Under her direction, the nursing department at San Antonio College has received several grants to improve the outreach and instruction of students.

Ms. Susan Elaine Perez is a teacher of Principles of Health Science, Emergency Medical Technician (EMT), and Pharmacy Technologies at Frenship High School, a public high school located west of Lubbock. Ms. Perez serves as faculty leader of the Health Science Advisory Committee, works with junior colleges, and serves as a faculty advisor for students participating in area and state Health Occupations Students of America (HOSA) competitions.

Ms. Tricia Scott is Director of Workforce Development at Hospital Corporation of America (HCA) North Texas in Irving, Texas. Texas Health Resources and HCA have partnered with El Centro Community College to provide job training using a Skills Development Fund grant from the Texas Workforce Commission.

Dr. Bryan Stewart is Vice President for Academic Affairs at the Trinity River Campus at Tarrant County College and served as a key member of the design team for the new Nursing and Allied Health facility. He works closely with ISDs and is the supervisor of the Texas Academy of Biology Science Early College High School.

Ms. Michelle Trubenstein is Dean of Health Professions at Howard College and has served 15 years as a faculty member and instructional leader for the health professions divisions at Howard College-San Angelo. She also has 16 years of experience as Lead/Staff Therapist (Respiratory Care) in a hospital setting.

Ms. Sally Williams is Workforce Center Director at Dallas-Fort Worth Hospital Council Foundation in Irving, Texas. Ms. Williams works with numerous stakeholders on North Texas Collaborative Activities, including hospital employers, academic institutions with healthcare training/educational programs, and community organizations. She also serves on the Board of Nursing Task Force.

AGENDA ITEM IX-L

Consideration of adopting the Committee's recommendation to the Board relating to the appointment of a member to the Learning Technology Advisory Committee (LTAC)

RECOMMENDATION: Appoint member:

Chantell Hines, Lone Star College

Background Information:

Coordinating Board staff is requesting a member appointment for the Learning Technology Advisory Committee to replace Christina Cross, an institutional representative from Lone Star College, who stepped down. Board staff will seek confirmation of the appointment to complete the vacant member's term at the April 2016 Board meeting.

Coordinating Board Rules, Section 1.135 establishes the Learning Technology Advisory Committee to provide advice and recommendations to the Board regarding the role that learning technology plays in Texas higher education. The committee consists of 24 administrators, faculty, and other persons closely involved in the oversight of distance education and computer assisted instruction at Texas institutions of higher education. The members are appointed for three-year staggered terms. The committee meets four to six times per year. Ms. Christina Cross' term would have ended in 2016 and will be completed by Dr. Chantell Hines.

A brief summary of the nominee's academic credentials are as follows:

Chantell Hines, PhD, Executive Director - LSC-Online – Lone Star College
PhD in Psychology – Capella University
MA in Counseling – Prairie View A&M University
BS in Psychology – Prairie View A&M University

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

AGENDA ITEM IX-M

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.

Le Cordon Bleu-Austin

Le Cordon Bleu-Austin, 3110 Esperanza Crossing, Suite 100, Austin, TX 78758, is owned by Career Education Corporation (CEC). The campus ceased enrollment of new students as of January 2016. The expected closure date for the campus is September 29, 2017, after current students have finished their programs. Student records and transcripts will be available through the CEC Headquarters, 231 North Martingale Road, Schaumburg, IL 60173 in both hard-copy and electronic formats. The Coordinating Board was notified on December 22, 2015. The institution's Certificate of Authorization will be cancelled upon notification that the campus has completed its teach-out and is closed.

Le Cordon Bleu-Dallas

Le Cordon Bleu-Dallas, 11830 Webb Chapel Road, Suite 1200, Dallas, TX 75234, is owned by Career Education Corporation (CEC). The campus ceased enrollment of new students as of January 2016. The expected closure date for the campus is September 29, 2017, after current students have finished their programs. Student records and transcripts will be available through the CEC Headquarters, 231 North Martingale Road, Schaumburg, IL 60173 in both hard-copy and electronic formats. The Coordinating Board was notified on December 22, 2015. The institution's Certificate of Authorization will be cancelled upon notification that the campus has completed its teach-out and is closed.

Nova Southeastern University-Justin

Nova Southeastern University-Justin, 2001 Texan Drive, Justin, TX 76247, operated a teaching site at the Northwest Independent School District in Justin. The campus closed February 26, 2016. All students had previously completed their program or ground-based instruction. Student records and transcripts will be available through the main campus, Registrar's Office, Nova Southeastern Avenue, Fort Lauderdale, FL 33314. The Coordinating Board was notified on January 16, 2016. The institution's accreditor, SACS-COC, was notified January 7, 2016. The institution's Certificate of Authorization is cancelled as of the date of closure.

AGENDA ITEM IX-N

Consideration of adopting the Committee's recommendation to the Board relating to the guidelines for the 2016 Texas Higher Education Star Awards

RECOMMENDATION: Adopt guidelines

Background Information:

The Texas Higher Education Star Award was originally established by the Texas Higher Education Coordinating Board in 2001 to recognize exceptional contributions toward achieving one or more of the goals of the former long-range Texas higher education plan, *Closing the Gaps by 2015*, which brought Texas from 2000 to 2015. At the 2015 Texas Higher Education Leadership Conference/State of Higher Education Luncheon held in Austin on November 20, 2015, the Board recognized seven finalists and presented one award for an outstanding, particularly innovative and potentially transformative program at the 15th annual Texas Higher Education Star Awards Ceremony.

The state's new higher education plan, *60x30TX*, adopted by the Coordinating Board on July 23, 2015, builds on the success of *Closing the Gaps* and is designed to establish a globally competitive workforce in Texas by 2030. Given the success of the Star Award program, staff recommends continuing the program, albeit with revised guidelines to reflect the goals of the new higher education plan. As with the original Star Award for *Closing the Gaps* program, staff recommends recipients receive a custom-designed award and public recognition for their efforts in the fall at the annual Texas Higher Education Leadership Conference.

Staff recommends the following changes for the 2016 Star Award:

1. Reducing the number of potential awards annually from "up to 12" to "up to 7," based on the maximum number of Star Awards presented in any given year during the period 2001 to 2015.
2. Revising recognition for exceptional contributions toward meeting one or more of the goals of *Closing the Gaps by 2015* – Participation, Success, Excellence, and Research – to recognition for exceptional contributions toward meeting one or more of the goals of *60x30TX*:
 - a. Increasing the postsecondary educational attainment level of the state's 25- to 34-year-old population (The Overarching Goal).
 - b. Increasing the number of students completing a certificate, associate, bachelor's, or master's from an institution of higher education in Texas (Completion Goal).
 - c. Increasing the number of programs with identified marketable skills at Texas public institutions of higher education (Marketable Skills Goal).
 - d. Implementing programs or cost efficiencies that help to ensure that undergraduate student loan debt will not exceed 60 percent of first-year wages (Student Debt Goal).
3. Revising the category of groups and organizations in Texas eligible for the Star Award from "groups and organizations in Texas (such as those that help promote a college-

going culture)” to “groups and organizations in Texas (such as those that help promote student completion of a certificate or degree, or help reduce student loan debt).”

4. Revising the criteria for the Star Award to reflect the goals of *60x30TX* as stated above, and in recognition that programs, projects, and activities; groups and organizations; and partnerships will not yet have been helping to achieve the goals of the new plan for a period of three years. Instead, programs/organizations/partnerships will need to clearly demonstrate improvement and excellence through the use of benchmarks and other comparison data that allow progress to be monitored and evaluated.

Dr. Mary Smith, Assistant Deputy Commissioner for Academic Planning and Policy, will be prepared to review the proposed guidelines.

**TEXAS HIGHER EDUCATION STAR AWARD
FOR HELPING TO ACHIEVE THE GOALS OF *60x30TX*
2016 APPLICATION PROCESS AND GUIDELINES**

Purpose

The Texas Higher Education Star Award was originally established by the Texas Higher Education Coordinating Board in 2001 to recognize exceptional contributions toward achieving one or more of the goals of the former long-range Texas higher education plan, *Closing the Gaps by 2015*, which brought Texas from 2000 to 2015. The state's new higher education plan, *60x30TX*, adopted by the Coordinating Board on July 23, 2015, builds on the success of *Closing the Gaps* and is designed to establish a globally competitive workforce in Texas by 2030.

Given the success of the Star Award program, the program is being continued, albeit with revised guidelines to recognize exceptional contributions toward meeting one or more of the goals of the new Texas higher education plan. As with the original Star Award for Closing the Gaps program, recipients will receive a custom-designed award and public recognition for their efforts in the fall at the annual Texas Higher Education Leadership Conference.

Changes for the 2016 Star Award

- The number of potential awards annually has been reduced from "up to 12" to "up to 7," based on the maximum number of Star Awards presented in any given year during the period 2001 to 2015.
- Recognition for exceptional contributions toward meeting one or more of the goals of *Closing the Gaps by 2015* – Participation, Success, Excellence, and Research – has been revised to reflect recognition for exceptional contributions toward meeting one or more of the goals of *60x30TX*:
 - a. Increasing the postsecondary educational attainment level of the state's 25- to 34-year-old population (The Overarching Goal).
 - b. Increasing the number of students completing a certificate, associate, bachelor's, or master's from an institution of higher education in Texas (Completion Goal).
 - c. Increasing the number of programs with identified marketable skills at Texas public institutions of higher education (Marketable Skills Goal).
 - d. Implementing programs or cost efficiencies that help to ensure that undergraduate student loan debt will not exceed 60 percent of first-year wages (Student Debt Goal).
- The category of groups and organizations in Texas eligible for the Star Award has been revised from "groups and organizations in Texas (such as those that help promote a college-going culture)" to "groups and organizations in Texas (such as those that help promote student completion of a certificate or degree, or help reduce student loan debt)."
- The criteria for the Star Award have been revised to reflect the goals of *60x30TX* as stated above, and in recognition that programs, projects, and activities; groups and organizations; and partnerships will not yet have been helping to achieve the goals of the new plan for a period of three years. Instead, programs/organizations/partnerships will need to clearly demonstrate improvement and excellence through the use of benchmarks and other comparison data that allow progress to be monitored and evaluated.

Categories for the 2016 Star Award

1. Programs, projects, and activities at Texas institutions of higher education;
2. Groups and organizations in Texas (such as those that help promote student completion of a certificate or degree, or help reduce student loan debt); and
3. Partnerships (among higher education institutions, public/private schools/districts, businesses, or the community).

Eligibility for the 2016 Star Award

1. Programs, projects, and activities at Texas institutions of higher education that are helping to meet one or more of the goals of *60x30TX*, including those at:
 - public and independent two- and four-year colleges and universities;
 - public technical and state colleges;
 - public and independent health science centers; and
 - degree-granting career colleges and schools.
2. Groups and organizations in Texas that are helping to meet one or more of the goals of *60x30TX* (such as those that help promote student completion of a certificate or degree, or help reduce student loan debt), including:
 - businesses; and
 - community organizations.
3. Partnerships in Texas that are helping to meet one or more of the goals of *60x30TX*, including partnerships among:
 - public and independent higher education institutions as noted in eligibility category #1;
 - public and private schools or districts;
 - businesses; and
 - community organizations.

Criteria for the 2016 Star Award

1. Programs/projects/activities, groups/organizations, and partnerships must:
 - demonstrate successful outcomes in areas of: (1) the educational attainment of the state's 25- to 34-year-old population; (2) student completion of a certificate or degree; (3) the number of programs with identified marketable skills; or (4) the implementation of programs or cost efficiencies that help to ensure that undergraduate student loan debt will not exceed 60 percent of first-year wages;
 - clearly demonstrate improvement and excellence through the use of benchmarks and other comparison data that allow progress to be monitored and evaluated and that are attributable to the efforts of the program/organization/partnership; and
 - clearly demonstrate an efficient cost/benefit ratio per student.

Review Process**Step One – Announcement and Call for Nominations**

The 2016 Star Award Program is announced by May 9, 2016. Coordinating Board staff will send the announcement and call for Star Award nominations to the following groups:

- Public and independent institutions of higher education (chancellors and presidents, chief academic officers, instructional officers, institutional research directors, deans of education, workforce deans, technical deans, registrars, reporting officials, continuing education officers, and public relations officers);
- Degree-granting career colleges and schools (presidents and executive officers);
- Local government and business organizations (African American Chambers of Commerce of Texas, Texas Association of Business, Texas Regional Council of Governments, County Judges and Commissioners Association of Texas, Texas High School Project, Texas Association of Mexican-American Chambers of Commerce, Texas Municipal League, and Texas City Management Association); and
- Chambers of Commerce of Texas' larger cities.

Step Two – Nominations

To be considered for the 2016 Star Award, completed nominations (including self-nominations) must be received at the Coordinating Board's offices by 5:00 p.m. on June 13, 2016.

Nominations must be submitted electronically as a pdf file via email to the following address: StarAward@theqb.state.tx.us.

Step Three – Notifications to Nominees

Coordinating Board staff will notify nominees that they have been nominated for a Star Award and that a formal application must be received by the Coordinating Board in order for the nominee to be considered for a Star Award.

Step Four – Applications for Star Award

A formal application form must be completed for (or by) each nominee for the Star Award. To be considered for the 2016 Star Award, completed applications must be received at the Coordinating Board's offices by 5:00 p.m. on July 18, 2016. Applications, including at least one letter of recommendation, must be submitted electronically as a pdf file via email to the following address: StarAward@theqb.state.tx.us.

Step Five – Internal Staff Review Panel Reviews All Applications

A Coordinating Board Internal Staff Review Panel will review all applications to determine if the requested information is complete and adheres to application requirements. The Internal Staff Review Panel will forward a list of recommended finalists to the Commissioner of Higher Education on the basis of criteria established for the 2016 Star Award. The Commissioner will recommend finalists to the Chair of the Coordinating Board. The Commissioner and Chair of the Coordinating Board will make actual finalist determinations.

Step Six – External Committee Reviews All Finalists' Applications

An External Review Panel, consisting of three Coordinating Board members, three Texas business and community leaders, and three out-of-state higher education experts, will review the applications of all finalists and determine which of these finalists will be honored with the Star Award on the basis of criteria established for the 2016 Star Award.

Step Seven – Notification to Finalists

Coordinating Board staff will notify finalists by early September and invite them to attend a special ceremony during which Star Award winners will be announced and honored.

Step Eight – Awards Presentation

The 2016 Star Awards will be presented at the Coordinating Board's annual Texas Higher Education Leadership Conference, on a date still to be determined.

Timeline for the 2016 Texas Higher Education Star Awards	
Dates in 2016	What Occurs
May 6	<ul style="list-style-type: none"> Nomination forms and supporting materials are posted to the Coordinating Board's website
May 9	<ul style="list-style-type: none"> Announcement of the 2016 Star Award Program Call for Star Award nominations
June 13	<ul style="list-style-type: none"> Nomination deadline
June 17	<ul style="list-style-type: none"> Nominees notified
July 18	<ul style="list-style-type: none"> Application deadline
July 22 (on or about)	<ul style="list-style-type: none"> Internal Staff Review Panel Planning Meeting
July 22 – August 5	<ul style="list-style-type: none"> Internal Staff Review Panel reviews all applications
August 5 (on or about)	<ul style="list-style-type: none"> Internal Staff Review Panel ballots due Internal Staff Review Panel Meeting
August 12	<ul style="list-style-type: none"> Internal Staff Review Panel recommends finalists to the Commissioner of Higher Education
August 12 – August 18	<ul style="list-style-type: none"> The Commissioner recommends finalists to the Chair of the Coordinating Board; actual finalists are determined
August 19	<ul style="list-style-type: none"> Finalists' applications are sent to the members of the External Review Committee
August 19 – September 2	<ul style="list-style-type: none"> External Review Committee reviews all finalists' applications
September 2	<ul style="list-style-type: none"> External Review Committee ballots due
Week of September 5	<ul style="list-style-type: none"> External Review Committee holds telephone conference on a date to be determined during the week of September 7
September 15	<ul style="list-style-type: none"> Finalists are notified and invited to attend the Texas Higher Education Star Awards Ceremony
Fall 2016 (Date To Be Determined)	<ul style="list-style-type: none"> 2016 Awards presented at the Texas Higher Education Leadership Conference

AGENDA ITEM IX-O

Consideration of adopting the Committee's recommendation to the Board relating to the approval to amend existing contracts with 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

Total Project Cost: \$4,000,000
Source of Funds: Strategy B.1.17., Advise TX
Authority: General Appropriations Act, House Bill 1, 84th Texas Legislature, Section 67, (page III-55)
Texas Education Code, Section 61.0762(a)(4)
Programs to Enhance Student Success

RECOMMENDATION: Approval

The Texas Higher Education Coordinating Board (THECB) staff request approval to provide amendments to contracts with Texas A&M University, The University of Texas at Austin, Texas Christian University, and Trinity University for the Advise TX program. The Coordinating Board approved funding for the Advise TX Program under the federal College Access Challenge Grant (CACG) Program in July 2010, July 2011, July 2012, and July 2013. The Committee on Academic and Workforce Success approved General Revenue funding for the Advise TX program in July 2014 in accordance with Board Rule, Texas Administrative Code, Chapter 19, Section 1.16 (b); which allows the Board committee to which an item is assigned to approve all requests relating to that item for the purchase of materials or services if the cost for those materials or services is greater than \$100,000 but less than or equal to \$750,000. During the 84th Session, the Texas Legislature approved \$2 million per year in funding for the program. The Coordinating Board approved the first year funding of \$2 million in July 2015.

The program is a priority program of the current Texas higher education plan, *60x30TX*. Advise TX College Advising Corps (Advise TX CAC) has the primary goal of raising the rates of college enrollment and completion among low-income and first-generation college students. The premise of Advise TX is that many qualified students are deterred from pursuing higher education by non-academic barriers, including lack of information about college admissions and financial aid. Advise TX CAC had been sponsored by the THECB through the federal College Access Challenge Grant (CACG) and private entities, foundations, and businesses, including College For All Texans (CFAT) and the College Advising Corps (CAC).

Federal CACG funding ended August 13, 2014. In order to continue the program, the Coordinating Board secured funds for the remainder of FY 2014, through August 31, 2015, using General Revenue transfers of funds within the THECB, CAC provided funds, and a grant from the Texas Workforce Commission.

Program implementation is based on a Memorandum of Understanding (MOU) between the THECB, the CAC, and CFAT. Under the MOU, the THECB agreed to collaborate with CAC and CFAT on program implementation, fundraising, awareness, programmatic improvements, and program evaluation.

The entire Advise TX program budget is \$5.1 million to support 109 high schools. The THECB's \$4.0 million will allow each institution to receive a portion (almost 40%) of their Advise TX budget. The remaining funds will come from CAC and the participating school districts.

Partner Institution	Amendment Amount (Year 2)
Texas A&M University	\$990,000
Texas Christian University	\$390,000
The University of Texas at Austin	\$335,000
Trinity University	\$285,000
Total:	\$2,000,000

Background Information:

Advise TX is a partner program of the CAC, an innovative near-peer college access program that aims to increase the number of low-income, first-generation college, and other underrepresented students who enter and complete higher education. The program was started by the THECB in 2010 at The University of Texas at Austin (UT-Austin) Institute for Public School Initiatives (IPSI) when it placed 15 recent graduates of UT-Austin into service. Over the past few years, with grants funds from the THECB, the program expanded up to a total of 120 advisers with five university chapter partners. Each chapter recruits, hires, and trains its own graduates to serve as advisers in selected partner high schools.

Advise TX CAC places recent university graduates on high school campuses as near-peer college advisers to lead low-income and first-generation students to postsecondary education. Advise TX CAC college advisers receive intensive training before serving in a high school, completing a four-to-six week practical curriculum that focuses on college access, college admissions, financial aid, student services, diversity, community service, and professionalism. Advisers live within their service areas, involving themselves in the communities that they serve.

Advise TX CAC advisers work in collaboration with high school counselors, teachers, and administrators to increase the proportion of students attending postsecondary public and private institutions of higher education, including community colleges and technical institutes. Advisers provide admissions and financial aid advising to students and their families through one-on-one and group sessions that help students identify colleges that will serve them well; help students complete their admissions and financial aid applications; find the college that best fits their career aspirations and academic preparation; and help them enroll at the college or university they eventually choose. As such, Advise TX CAC is a holistically targeted approach that integrates key

student support into selected high schools in order to address non-academic barriers to student access and success.

Since the beginning of the program, advisers have facilitated over 340,000 one-on-one meetings and assisted students with over 53,000 college application fee waivers, saving students an estimated \$2.6 million in application fees. During the five years of operation, the program already has seen college going rates increase by over 5 percent at certain underserved high schools.

The THECB staff plan to share the best and promising practices of the Advise TX program by providing a webinar to all Texas high school counselors and college advisors.

Jerel Booker, Assistant Commissioner for College Readiness and Success, is available to answer questions.

AGENDA ITEM IX-P

Consideration of adopting the Committee's recommendation to the Board relating to the expenditure of funds to develop and implement outreach efforts for the Free Application for Federal Student Aid as a partner under a grant proposal through the Castleman/Denning group

Total Project Cost:	up to \$250,000
Source of Funds:	Private Foundation
Authority:	Texas Education Code, Section 61.0762(a)(5) Programs to Enhance Student Success

RECOMMENDATION: Approval

The Texas Higher Education Coordinating Board (THECB) staff requests approval to expend and/or award funds to institutions of higher education to conduct Free Application for Federal Student Aid (FAFSA) and college search outreach to prospective, current and formerly enrolled college students. Project is contingent upon award of grant funds.

Background Information:

In December 2015, the Castleman/Denning group invited the Division of College Readiness and Success to be a partner for potential research grant funding related to FAFSA and college search outreach in Texas. The College Readiness and Success staff provided preliminary data, planning, and potential strategies for such work in Texas, in anticipation of a formal invitation for proposal.

In January 2016, The Kresge Foundation formally invited a grant proposal from the Castleman/Denning group with which the THECB was asked to partner. While the full proposal is in development, proposed project work would explore how our behaviorally-informed outreach efforts can improve FAFSA completion rates among prospective and currently enrolled college students and can encourage recently withdrawn students to return to college and continue working toward their degree.

Through targeted outreach, including but not limited to texting and other marketing strategies, the THECB would provide FAFSA information and college search options to potentially up to 1.3 million prospective and currently enrolled students and approximately 50,000 recently withdrawn students. Actual numbers of students impacted would be dependent on the amount of the grant, if awarded. Outreach efforts would be conducted through the spring and fall of 2016 and would leverage partnerships in key population regions, including the Metroplex, Central Texas, and the Rio Grande Valley, depending on award amount. If awarded, funding would be subcontracted from the University of Virginia, as it houses the Castleman/Denning Group, the research team leading the grant application.

The THECB staff plan to work closely with the Castleman/Denning group in completing a full proposal and to provide necessary data and staff support for implementation if funding is awarded.

Jerel Booker, Assistant Commissioner for College Readiness and Success, is available to answer questions.

AGENDA ITEM IX-Q

Consideration of adopting the Committee's recommendation to the Board for approval to provide funding for integrated career pathway programs contributing to meeting 60x30TX goals

Total Project Costs:	Up to \$4,000,000
Source of Funds:	F.1.3 Strategy: Accelerate TX Community College Grants
Authority:	Rider 36, General Appropriations Act 84th Texas Legislature

Recommendation: Approval

The Texas Higher Education Coordinating Board (THECB) staff are seeking approval to provide funds to scale and sustain integrated career pathway programs such as Accelerate Texas during the 2016-2017 biennium. Funding will support completions of credentials contributing to the goals of 60x30TX. Any programs previously or currently funded in FY 2015 (from Rider 36, ABE Community College Grants, General Appropriations Act, 83rd Texas Legislature) are also eligible for these awards.

Background:

To address the low transition rate for lower-skilled adults from federally-funded Adult Basic Education (now called "Adult Education and Literacy") to postsecondary programs, the Texas Legislature, since 2010, has provided \$18,000,000 for the THECB to pilot and build programs to increase this population's participation and success in postsecondary education and training programs. From August 2010 to September 2014, integrated career pathway Accelerate Texas program served 4,423 students, with over 77 percent awarded at least one workforce certificate which included local, short, and Marketable Skills Achievement Awards (65 percent); Level 1 Certificates (19 percent); and national/state/industry certificates (15 percent). Among program completers, 47 percent exited to the workforce and 25 percent continued in higher education.

Upon approval, the THECB staff will revise and extend contracts for current programs with capacity to scale to Level 1 Certificate and above completions. Any balance of funds as of August 31, 2016, are carried over and available for the same purposes through FY 2017. Program outcomes will be tracked and analyzed through evaluation.

Jerel Booker, Assistant Commissioner for College Readiness and Success, is available to answer questions.

AGENDA ITEM IX-R

Consideration of adopting the Committee's recommendation to the Board for approval to provide funding for institutions of higher education to scale strategies that improve outcomes for underprepared learners

Total Project Cost: Up to \$1,600,000
Source of Funds: F.1.1. Strategy, Developmental Education Program
Authority: Texas Education Code, Section 61.0762(a)(2)
Programs to Enhance Student Success
Rider 42, General Appropriations Act,
84th Texas Legislature

RECOMMENDATION: Approval

The Texas Higher Education Coordinating Board (THECB) staff requests approval to provide funding and technical assistance support to institutions scaling effective initiatives that support the persistence and success of underprepared learners.

Background Information:

Since 2010, Texas public institutions of higher education have been engaged in reform efforts to improve the persistence and success of underprepared students. From legislative appropriations, the THECB awarded competitive grants for the Developmental Education Demonstration Projects (DEDP), Intensive Programs for Adult Education Students (IPAES), Accelerate Texas (ATX), Scaling and Sustaining Success Program (S3), New Mathways Project, and Texas Puente program models, all of which have improved outcomes for this population of students. However, when reviewing the Developmental Education (DE) pipeline data, successful completion of underprepared students' first college-level math course remains stagnant at approximately 18 percent (fall 2007 vs. fall 2012 cohorts). National studies suggest that reform efforts must be scaled at a greater pace than current practice. Promising practices include corequisite models which have shown that even the least prepared students successfully complete the first college-level course at higher rates when the course requires participation in additional, intensive, aligned support for these students. Working with technical assistance from statewide and national experts, the THECB will support institutions interested scaling these and other success strategies in order to provide more underprepared students with opportunities to accelerate and persist to certificate and degree completions.

Jerel Booker, Assistant Commissioner for College Readiness and Success, is available to answer questions.

AGENDA ITEM IX-S

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 28 new degree and certificate programs; approved 15 institutional requests to phase programs out; issued 14 Certificates of Authorization (new, renewed, revised, or cancelled); and received 3 preliminary planning notifications. 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**

December 19, 2015 - March 31, 2016

NEW DEGREE AND CERTIFICATE PROGRAMS

Institution	Degree	Program	Date Approved
Community & Technical Colleges			
Alamo Colleges - Palo Alto College	AAS	Industrial Technology	3/11/2016
Central Texas College	AAS	Histologic Technician	1/11/2016
College of the Mainland	AAS	Welding Technology	3/23/2016
Hill College	AAS-Level 1	Industrial Maintenance	2/19/2016
Hill College	AAS-Level 1/Level 2	Heating, Ventilation, Air Conditioning	2/19/2016
Lamar Institute of Technology	AS	Biological Sciences, Computer Information Systems, Math	3/23/2016
Lamar State College – Orange	AAS	Instrumentation Technology	2/19/2016
Universities & Health-Related			
Tarleton State University	BS	Geographic Information Systems	3/23/2016
Tarleton State University	MS	Applied Psychology	3/11/2016
Texas A&M University	BS	Statistics	12/19/2015
Texas A&M University	MJUR	Laws	2/29/2016
Texas A&M University	LLM/JMUR	Intellectual Property	2/29/2016
Texas A&M University	LLM	Laws	2/29/2016
Texas A&M University	BS	Multidisciplinary Engineering Technology	3/3/2016
Texas A&M University-Texarkana	BS	Biotechnology	3/11/2016
Texas A&M University-Texarkana	BS	Chemistry	3/1/2016
Texas A&M University-Texarkana	BS	Kinesiology	3/22/2016
Texas A&M University-Texarkana	MA	Communication	2/26/2016
Texas A&M University-San Antonio	BS	Community Health	1/11/2016
Texas A&M University-San Antonio	MA	Marriage and Family Therapy	3/1/2016
Texas Tech University	BAAS	Restaurant, Hotel, Institutional	1/11/2016
Texas Tech University	MS	Nutrition and Dietetics online	3/23/2016
Texas Tech University	BBA	Supply Chain Management	3/21/2016
University of North Texas	BS	Public Health	1/6/2016
University of North Texas	BS	Retailing	12/21/2015

Institution	Degree	Program	Date Approved
University of Texas at Austin	BS	Arts and Entertainment Technologies	3/4/2016
University of Texas at Dallas	BS	Public Policy	1/22/2016
University of Texas Health Science Center at San Antonio	MS	Speech Language Pathology	3/28/2016

PHASE-OUT OF PROGRAMS

Institution	Degree	Program	Phase out Date
Universities & Health-Related			
Texas A&M University	MSPH	Health Promotion and Community Health	1/1/2016
Texas A&M University	MSPH	Occupational Health	5/1/2016
Texas A&M University	MSPH	Epidemiology	9/1/2016
Texas A&M University	MSPH	Biostatistics	1/1/2016
Texas A&M University-Commerce	MED	Health, Kinesiology, and Sport Studies	1/22/2016
University of Houston-Clear Lake	BS	Physical Sciences	1/22/2016
University of Texas at Austin	BA	Human Ecology	2/8/2016
University of Texas at Austin	BA	Biochemistry	2/8/2016
University of Texas at Austin	BA	Biology	2/8/2016
University of Texas at Austin	MA/PhD	Communication Studies – Rhetorical Studies	2/8/2016
University of Texas at Austin	MA/PhD	Communication Studies – Performance of Literature	2/8/2016
University of Texas at Austin	MA/PhD	Communication Studies – Organizational Communication	2/8/2016
University of Texas at Austin	MA/PhD	Communication Studies – Interpersonal Communication	2/8/2016
University of Texas at Tyler	MA	Special Education	3/3/2016
University of Texas Health Science Center at San Antonio	MS	Toxicology	5/30/2016

PRELIMINARY PLANNING NOTIFICATIONS

Institution	Authority Level	Program	Date Notified
Universities & Health-Related			
Lamar University	Doctorate	Speech and Hearing Sciences	1/20/2016
Sam Houston State University	Professional	Osteopathic Medicine	3/24/2016
Texas A&M University-Commerce	Bachelor	Electrical Engineering	1/26/2016

CERTIFICATES OF AUTHORIZATION

Non-Public and Out-of-State Institution	Authorization Type	Certificate of Authorization Issue Date
Bakke Graduate University (Dallas)	Grant master's and doctoral degrees, credits toward degrees, and use certain protected terms	1/12/2016
Campbell University (Buies Creek, NC)	Clinical, internship, and field-based educator training experiences	2/16/2016
Career Point College – San Antonio, Spencer Lane	Provisional Certificate of Authorization to grant associate and bachelor degrees, credits towards degrees, and use certain protected terms	2/5/2016
Center for Advanced Legal Studies - Houston Campus	Grant associate degrees, credits towards degrees, and use certain protected terms	1/25/2016
Edinboro University of Pennsylvania (Edinboro PA)	Clinical, internship, and field-based educator training experiences	2/5/2016
Florida A&M University (Tallahassee FL)	Clinical, internship, and field-based educator training	1/7/2016
Galen College of Nursing (Louisville, KY)	Clinical, internship, and field-based educator training experiences	2/5/2016
Pepperdine University (Dallas)	Grant master's degrees, credits towards degrees, and use certain protected terms	1/8/2016
Remington College – (North) Houston	Associate and bachelor degrees, credits towards degrees, and use certain protected terms	3/10/2016
Sullivan University (Louisville, KY)	Clinical, internship, and field-based educator training	1/13/2016
The College of Health Care Professions (McAllen)	Grant associate degrees, credits towards degrees, and use certain protected terms	1/12/2016
University of Scranton (Scranton, PA)	Clinical, internship, and field-based educator training experiences	2/16/2016
University of Connecticut-School of Nursing (Storrs CT)	Clinical, internship, and field-based educator training experiences	3/7/2016
Villanova University (Villanova, PA)	Clinical, internship, and field-based educator training experiences	2/5/2016

AGENDA ITEM IX-T (1)

Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 1, Subchapter E, Sections 1.110, 1.113, 1.114, and 1.115, concerning the Student Complaint Procedure

RECOMMENDATION: Approval

Background Information:

The amended rules clarify and update the procedures for filing a student complaint against an institution of higher education. The proposed language provides for the use of a more efficient online student complaint form, updates the mailing address for complaints mailed to the Agency, and specifies that the evaluation of a student's academic performance is under the sole purview of the student's institution and its faculty.

Jerel Booker, Assistant Commissioner for College Readiness and Success, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 1, 2016

Date Published in the *Texas Register*: February 12, 2016

The 30-day comment period with the *Texas Register* ended on: March 12, 2016

No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

CHAPTER 1
AGENCY ADMINISTRATION

SUBCHAPTER E
STUDENT COMPLAINT PROCEDURE

Section

- 1.110. Definitions.
- 1.111. Scope and Purpose.
- 1.112. Institution's Obligation to Provide Information Concerning the Complaint Procedure.
- 1.113. Complaints Not Reviewed by the Agency.
- 1.114. Filing a Complaint.
- 1.115. Referral of Certain Complaints to Other Agencies or Entities.
- 1.116. Agency Investigation of Student Complaint.
- 1.117. Attempt to Facilitate an Informal Resolution to the Complaint.
- 1.118. Recommendation for Resolution Made to the Commissioner.
- 1.119. Written Determination of the Commissioner.
- 1.120. Authority of the Commissioner to Issue Written Determinations Regarding Student Complaints.

- 1.110. Definitions

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

- (1) – (5) No changes.

(6) Student complaint form--A standard form required for filing a student complaint with the Agency, available [~~in downloadable format~~] on the Agency's website or by request in hard copy form from the Agency [~~which is required to be used in filing any student complaint with the Agency~~].

- (7) No changes.

- 1.111. – 1.112. No changes.

- 1.113. Complaints Not Reviewed by the Agency

The following is a non-exhaustive list of student complaints that are not reviewed by the Agency:

- (1) No changes.

- (2) The Agency does not intervene in matters solely concerning an individual's grades, [~~or~~] examination results, or evaluation of academic performance, as these are within the sole purview of the institution and its faculty.

- (3) – (8) No changes.

1.114. Filing a Complaint

(a) No changes.

(b) Complainants shall ~~submit~~ [send] student complaint forms ~~through the online process provided on the agency's website,~~ by electronic mail (email) to StudentComplaints@theccb.state.tx.us, or by ~~hard copy sent~~ [mail] to the Texas Higher Education Coordinating Board, ~~College Readiness and Success Division~~ [Office of the General Counsel], P.O. Box 12788, Austin, Texas 78711-2788. Facsimile (~~FAX~~) transmissions of the student complaint form are not accepted.

(c) – (e) No changes.

1.115. Referral of Certain Complaints to Other Agencies or Entities

Once the Agency receives a student complaint form, the Agency may refer the complaint to another agency or entity as follows:

(1) Complaints alleging that an institution has violated state consumer protection laws, e.g., laws related to fraud or false advertising, ~~may~~ [shall] be referred to the Consumer Protection Division of the Office of the Attorney General of Texas for investigation and resolution.

(2) – (4) No changes.

1.116. – 1.120. No changes.

AGENDA ITEM IX-T (2)

Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 4, Subchapter A, Section 4.11, concerning the Common Admission Application Forms

RECOMMENDATION: Approval

Background Information:

The amended rules add needed definitions and reorganize current sections of the rules to better group related topics. Current language is amended to reflect the multiple common admissions applications that are available and to reflect that two-year public institutions are now required to accept Apply Texas applications. Proposed language indicates institutions failing to pay their share of the cost by the due date may be denied access to in-coming application data until such time that payments are received.

Jerel Booker, Assistant Commissioner for College Readiness and Success, is available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: February 1, 2016

Date Published in the *Texas Register*: February 12, 2016

The 30-day comment period with the *Texas Register* ended on: March 12, 2016

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 A.
GENERAL PROVISIONS

Section 4.11. Common Admission Application Forms

(a) Definitions. The following words and terms, when used in this subchapter, shall have the following meanings:

(1) Apply Texas Advisory Committee--an advisory committee composed of representatives of general academic teaching institutions, community college districts, public state colleges, and public technical institutes, authorized by Texas Education Code, Section 51.672 and established in accordance with Board rules, Chapter 1, Subchapter G, §§1.128 - 1.134, to provide the Texas Higher Education Coordinating Board assistance in developing and implementing admissions application forms and procedures.

(2) Apply Texas System--the state's system for applying for admission to Texas public institutions of higher education. The System includes an access portal for completing application forms; help desks to provide users assistance; and a portal through which Texas high school counselors access status data regarding student progress in applying for admission to and financial aid for college.

~~[A common application form for freshman and undergraduate transfer applications is hereby adopted by the Coordinating Board pursuant to Texas Education Code, §51.762. The form is adopted in both a printed format, distributed each August to Texas high schools and available at www.collegeforalltexas.com, and in an electronic format (www.applytexas.org). The Board, with the assistance of an advisory committee established by, and in accordance with, Board rules, Chapter 1, Subchapter G, §§1.128 – 1.134 of this title (relating to Apply Texas Advisory Committee), will review the form and recommend any changes for subsequent academic years.]~~

(b) Acceptance of Admission Applications.

(1) Public ~~community~~ [junior] colleges, public state colleges, and public technical institutes shall [must] accept freshman and undergraduate transfer applications ~~submitted~~ using the Board's electronic common admission application ~~forms~~ [form].

(2) General academic teaching institutions ~~shall~~ [must] accept freshman and undergraduate transfer applications ~~submitted~~ using either the Board's electronic or printed ~~forms~~ [format].

(c) Application Forms.

Adjustments to Paper Forms. When sending a printed common application form to a student with or without other materials, an institution shall not alter the form in any way and shall include instructions for completing the form, general application information, and instructions for accessing a list of deadlines for all institutions.

~~[Each general academic teaching institution shall collect information regarding gender, race/ethnicity, and date of birth as part of the application process and report this information to the Coordinating Board.]~~

~~(a) All general academic teaching institutions shall adhere to the following:~~

~~(1) No general academic teaching institution shall pre-print its own name on the printed common application form, and no general academic teaching institution's name or logo shall appear on the form.~~

~~(2) When sending the common application to a student along with other supplemental information or when inserting it into a viewbook, it shall be included with no alterations and shall include the instructions for completing the application, the general application information and the list of deadlines for all general academic teaching institutions.]~~

~~(d)[(e)] Outreach to Public High Schools.~~ The Coordinating Board shall ensure that copies of the freshman common admission application forms ~~[form]~~ and information for their ~~[its]~~ use are available ~~[for distribution]~~ to appropriate personnel at each Texas public high school. The Coordinating Board will work with institutions and high schools to ensure that all high schools have access to either the printed or electronic common application forms ~~[form]~~. ~~[Participating institutions may charge a reasonable fee for the filing of a common application form.]~~

~~(e)[(f)] Data to be Collected.~~

(1) Common application forms are to include questions needed for determining an applicant's residence status with regard to higher education and other information the Board considers appropriate.

(2) Each general academic teaching institution, public community college, public state college, and public technical institute shall collect information regarding gender, race/ethnicity, and date of birth as part of the application process and report this information to the Coordinating Board. Common application forms do not have to be the source of those data.

(3) Institutions of higher education may require an applicant to submit additional information within a reasonable time after the institution has received a common application form.

(f) Publicity. The Board shall publicize in both electronic and printed formats the availability of the common admission forms.

~~(g)[(f)] Subcontract for Technical Support.~~ The Coordinating Board shall enter into a contract with a public institution of higher education to maintain the electronic common application system for use by the public in applying for admission to participating institutions and for distribution of the electronic application to the participating institutions designated by the applicant.

(h) Costs.

(1) Participating institutions may charge a reasonable fee for the filing of a common application form.

(2) Operating costs of the system will be paid for by all institutions required to use the common application plus independent and health-related institutions that contract to use the electronic application.

(3) Each participating institution shall pay a portion of the cost based on the percentage of its enrollment compared to the total enrollment of all participating institutions based on the ~~[previous year's]~~ certified enrollment data of the most recent fall semester. The Coordinating Board will monitor the cost of the system and notify the institutions on an annual basis of their share of the cost. Billings for the services for the coming year will be calculated and sent to the institutions by September 1 ~~[July 15th]~~ of each fiscal year and payments must be received no later than December 1~~[7]~~ of each fiscal year.

(4) The Coordinating Board shall send participating institutions reminders of payment amounts and the due date. Institutions failing to pay their share of the cost by the due date may be denied access to in-coming application data until such time that payments are received.

AGENDA ITEM IX-T (3)

Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 4, Subchapter Q, Section 4.278 of Board rules, concerning approval of off-campus and self-supporting courses and program for public institutions

RECOMMENDATION: Approval

Background Information:

The intent of these amendments is to clarify in rule that community colleges and universities may enter into an agreement to offer college courses for dual credit to a school district or high school without regional council approval.

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

Date approved by the Commissioner for publication in the *Texas Register*: January 25, 2016

Date Published in the *Texas Register*: February 5, 2016

The 30-day comment period with the *Texas Register* ends on: March 5, 2016

One comment was received.

Comment: The University of Texas at Rio Grande Valley commented in support of the proposed change and stated the change clarified the rules.

Staff response: No changes were made to the proposed text.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

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

Subchapter Q
Approval of Off-Campus and Self-Supporting Courses and Programs for Public Institutions

- 4.270 Purpose
- 4.271 Authority
- 4.272 Definitions
- 4.273 General Provisions
- 4.274 Standards and Criteria for Institutions
- 4.275 Standards and Criteria for Off-Campus and Self-Supporting Programs
- 4.276 Standards and Criteria for Off-Campus and Self-Supporting Courses
- 4.277 Standards for Criteria for Off-Campus and Self-Supporting Courses Faculty
- 4.278 Functions of Regional Councils
- 4.279 Formula Funding General Provisions

4.270 – 4.277 No Changes.

4.278 Function of Regional Councils

(a) Regional Councils shall advise the Commissioner on appropriate policies and procedures for effective state-level administration of off-campus lower-division instruction.

(b) With the exception of subsection (e), (i), and (j) of this section, Regional Councils in each of the ten Uniform State Service Regions shall make recommendations to the Commissioner and shall resolve disputes regarding plans for lower-division courses and programs proposed by public institutions.

(c) With the exception of subsection (e), (i), and (j) of this section, for any dispute arising from off-campus delivery of lower-division courses to groups, any institution party to the disagreement may appeal first to the Regional Council, and then to the Commissioner and then the Board.

(d) Each Regional Council shall make recommendations to the Commissioner regarding off-campus courses and programs proposed for delivery within its Uniform State Service Region in accordance with the consensus views of Council members, except for courses and programs proposed to be offered by public community colleges in their designated service areas and courses and programs governed by the provisions of subsection (e), (i), and (j) of this section.

(e) A public community college may enter into an agreement to offer dual credit courses with a high school located in the service area of another public community college without additional regional council approval. ~~[up to a maximum of three courses per student per academic year, except to the extent approved by the Commissioner of Texas Education Agency. This provision does not apply to students enrolled in approved early college high school programs.]~~

(f) Public community colleges shall submit for the appropriate Regional Council's review all off-campus lower-division courses proposed for delivery to sites outside their service areas.

(g) With the exception of subsection (h) and (i) of this section, universities, health-related institutions, public technical colleges, and Lamar state colleges shall submit for Regional Council review all off-campus lower-division courses proposed for delivery to sites in the Council's Service Region.

(h) Universities, health-related institutions, public community and technical colleges, and Lamar state colleges may offer clinical courses at clinical facilities without Regional Council approval if each of the following criteria is met:

(1) the student(s) enrolled in the clinical course is already employed by the clinical facility;

(2) the institution receives written verification from the clinical facility that there will be no reduction in the number of clinical opportunities available for use by area institutions; and

(3) the institution of higher education shall notify the appropriate Regional Council(s) of the clinical course and provide the Regional Council(s) with written verification from the clinical facility that the course will not reduce the number of clinical opportunities available for use by area institutions.

(i) Universities, health-related institutions, public technical colleges, and Lamar state colleges may enter into an agreement to offer lower-division dual credit courses with a school district and/or high school without additional regional council approval ~~[that makes such a request, and regional council approval is not required in order to offer requested lower-division, dual credit courses]~~.

(j) All institutions of higher education shall provide notice to the Higher Education Regional Councils when planning to offer requested off-campus and/or electronic to groups dual credit courses in the Council's service area.

4.279 No Changes.

AGENDA ITEM IX-T (4)

Consideration of adopting the Committee's recommendation to the Board relating to the proposed amendments to Chapter 15, Subchapter C, Section 15.43 of Board rules, concerning the eligibility criteria to receive distributions from the National Research University Fund

RECOMMENDATION: Approval

Background Information:

The intent of the amendments is to clarify: (a) the academic achievement of a freshman class, (b) faculty distinctions are counted for each of two years measured, and (c) faculty awards of distinction are counted only in the year the award was given.

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

Date approved by the Commissioner for publication in the *Texas Register*: January 25, 2016

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The 30-day comment period with the *Texas Register* ends on: March 5, 2016

One comment was received from Texas State University. The comment noted that awards and not faculty should be counted in Section 15.43 (E)(ii), since a single faculty may receive multiple awards in a given year.

Staff response: Staff agree with this change. Coordinating Board practice in previous years has been to count multiple awards by a single faculty. The original language change posted in the *Texas Register* was:

(ii) The annual number of tenured/tenure-track faculty who have received during a given academic year ~~[been awarded]~~ awards of national or international distinction ~~[during a specific state fiscal year]~~ in any of the following categories is equal to or greater than 7 for each year.

The change based on the comment received is proposed for Section 15.43 (E)(i) and (E)(ii).

These sections would read:

(i) The cumulative number of national or international distinctions tenured/tenure-track faculty ~~[who have]~~ achieved ~~[national or international distinction]~~ through recognition as a member of one of the National Academies (including National Academy of Science, National Academy of Engineering, Academy of Arts and Sciences, and Institute of Medicine) or are Nobel Prize recipients is equal to or greater than 5 for each year; or

(ii) The annual number of awards of national and international distinction received by tenured/tenure-track faculty ~~[who have been awarded national or international distinction]~~

during a given [specific] state fiscal year in any of the following categories is equal to or greater than 7 for each year.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

Chapter 15
National Research Universities

Subchapter C
National Research University Fund

- 15.40 Purpose
- 15.41 Authority
- 15.42 Definitions
- 15.43 Eligibility
- 15.44 Accounting and Reporting

15.40 - 15.42 No Changes.

15.43 Eligibility

(a) The eligibility criteria for a general academic teaching institution to receive distributions from the Fund include: having an entering freshman class of high academic achievement; receiving recognition of research capabilities and scholarly attainment of the institution; having a high-quality faculty; and demonstrating commitment to high-quality graduate education.

(b) A general academic teaching institution is eligible to receive an initial distribution from the Fund appropriated for each state fiscal year if:

(1) the institution is designated as an emerging research university under the coordinating board's accountability system;

(2) in each of the two state fiscal years preceding the state fiscal year for which the appropriation is made, the institution expended at least \$45 million in restricted research funds; and

(3) the institution satisfies at least four of the following six criteria:

(A) the value of the institution's endowment funds is at least \$400 million in each of the two state fiscal years preceding the state fiscal year for which the appropriation is made;

(B) the institution awarded at least 200 doctor of philosophy degrees during each of the two academic years preceding the state fiscal year for which the appropriation is made;

(C) in each of the two academic years preceding the state fiscal year for which the appropriation is made, the entering freshman class of the institution demonstrated high academic achievement as reflected in the following criteria;

(i) At least 50 percent of the first-time entering freshman class students at the institution are in the top 25 percent of their high school class; or

(ii) The average SAT score of first-time entering freshman class students at or above the 75th percentile of SAT scores was equal to or greater than 1210 (consisting of the Critical Reading and Mathematics Sections) or the average ACT score of first-time entering freshman class students at or above the 75th percentile of ACT scores was equal to or greater than 26; and

(iii) The composition of the institution's first-time entering freshman class demonstrates progress toward ~~[achieving the goals of the Board's Closing the Gaps report by]~~ reflecting the population of the state or the institution's region with respect to underrepresented

*Additional proposed changes are bold and italicized.

students and shows a commitment to improving the academic performance of underrepresented students. One way in which this could be accomplished is by active participation in one of the Federal TRIO Programs, such as having one or more McNair Scholars in a particular cohort.

(D) the institution is designated as a member of the Association of Research Libraries, has a Phi Beta Kappa chapter, or is a member of Phi Kappa Phi;

(E) in each of the two academic years preceding the state fiscal year for which the appropriation is made, the faculty of the institution was of high quality as reflected in the following:

(i) The cumulative number of ***national or international distinctions*** tenured/tenure-track faculty ~~***[who have]***~~ achieved ~~***[national or international distinction]***~~ through recognition as a member of one of the National Academies (including National Academy of Science, National Academy of Engineering, Academy of Arts and Sciences, and Institute of Medicine) or are Nobel Prize recipients is equal to or greater than 5 for each year; or

(ii) The annual number of ***awards of national and international distinction received by*** tenured/tenure-track faculty ~~***[who have received]***~~ during a given academic year ~~***[been awarded]***~~ ~~***[awards of national or international distinction [during a specific state fiscal year]]***~~ in any of the following categories is equal to or greater than 7 for each year.

- (I) American Academy of Nursing Member
- (II) American Council of Learned Societies (ACLS) Fellows
- (III) American Law Institute
- (IV) Beckman Young Investigators
- (V) Burroughs Wellcome Fund Career Awards
- (VI) Cottrell Scholars
- (VII) Getty Scholars in Residence
- (VIII) Guggenheim Fellows
- (IX) Howard Hughes Medical Institute Investigators
- (X) Lasker Medical Research Awards
- (XI) MacArthur Foundation Fellows
- (XII) Andrew W. Mellon Foundation Distinguished Achievement Awards
- (XIII) National Endowment for the Humanities (NEH) Fellows
- (XIV) National Humanities Center Fellows
- (XV) National Institutes of Health (NIH) MERIT
- (XVI) National Medal of Science and National Medal of Technology winners
- (XVII) NSF CAREER Award winners (excluding those who are also PECASE winners)
- (XVIII) Newberry Library Long-term Fellows
- (XIX) Pew Scholars in Biomedicine
- (XX) Pulitzer Prize Winners
- (XXI) Winners of the Presidential Early Career Awards for Scientists and Engineers (PECASE)
- (XXII) Robert Wood Johnson Policy Fellows
- (XXIII) Searle Scholars
- (XXIV) Sloan Research Fellows
- (XXV) Woodrow Wilson Fellows

(iii) In lieu of meeting either clause (i) or (ii) of this subparagraph, an institution may request that a comprehensive review of the faculty in five of the institution's

Doctoral degree programs be conducted by external consultants selected by Coordinating Board staff in consultation with the institution and said review must demonstrate that the faculty are comparable to and competitive with faculty in similar programs at public institutions in the Association of American Universities. Costs for the review shall be borne by the institution. This review is only available if the institution has already met or, as determined by Coordinating Board staff, is on track to meet three of the other eligibility criteria listed in subparagraphs (A) - (D) of this paragraph;

(F) in each of the two academic years preceding the state fiscal year for which the appropriation is made, the institution has demonstrated a commitment to high-quality graduate education as reflected in the following:

(i) The number of Graduate-level programs at the institution is equal to or greater than 50;

(ii) The Master's Graduation Rate at the institution is 56 percent or higher and the Doctoral Graduation Rate is 58 percent or higher; and

(iii) The institution must demonstrate that the overall commitment to five Doctoral degree programs, including the financial support for Doctoral degree students, is competitive with that of comparable high-quality programs at public institutions in the Association of American Universities. The five Doctoral degree programs selected for this review must be those selected in subparagraph (E)(iii) of this paragraph or, if subparagraph (E)(iii) of this paragraph is not chosen by the institution, then any five Doctoral degree programs at the institution. Costs for the review shall be borne by the institution.

15.44 No Changes.

AGENDA ITEM IX-T (5)

Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter I, Sections 26.261 - 26.267 of Board rules, concerning an advisory committee to develop programs of study specific to the Hospitality and Tourism Career Cluster

RECOMMENDATION: Approval

Background Information:

Section 61.8235 of the Texas Education Code, CAREER AND TECHNICAL EDUCATION PROGRAM OF STUDY CURRICULA, states:

The board, with the assistance of advisory committees composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts, shall develop career and technical education program of study curricula.

In order to establish an advisory committee that primarily functions to advise the Board, the Board must adopt rules in compliance with Chapter 2110 of the Government Code, regarding such committees, including rules governing an advisory committee's purpose, tasks, reporting requirements, and abolishment date.

The intent of these new sections is to establish the Hospitality and Tourism Career Cluster Program of Study Advisory Committee (H &T POS Committee). The H &T POS Committee will be charged with identifying the knowledge, skills, and abilities required to prepare students for high-skill, high-wage jobs in high-demand occupations related to the H &T POS Career Cluster. The H &T POS Committee shall be composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts. Tasks assigned to the Committee include advising the Board, providing Board staff with feedback about processes and procedures, and addressing any other issues related to the H &T POS Committee as determined by the Board.

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

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No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

CHAPTER 26. PROGRAMS OF STUDY

SUBCHAPTER I. HOSPITALITY AND TOURISM PROGRAMS OF STUDY ADVISORY COMMITTEE

- 26.261 Authority and Specific Purposes of the Hospitality and Tourism Programs of Study Advisory Committee
- 26.262 Definitions
- 26.263 Committee Membership and Officers
- 26.264 Duration
- 26.265 Meetings
- 26.266 Tasks Assigned to the Committee
- 26.267 Report to the Board; Evaluation of Committee Costs and Effectiveness

26.261 Authority and Specific Purposes of the Hospitality and Tourism Programs of Study Advisory Committee

(a) Authority. Statutory authority for this subchapter is provided in the Texas Education Code, Section 61.6235.

(b) Purpose. The Hospitality and Tourism Programs of Study Advisory Committee is created to provide the Commissioner and the Board with guidance regarding the programs of study curricula specific to this career cluster.

26.262 Definitions

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

- (1) Board--The Texas Higher Education Coordinating Board.
- (2) Commissioner--The Commissioner of Higher Education, the Chief Executive Officer of the Board.
- (3) Program of Study Curricula--The block of courses which progress in content specificity by beginning with all aspects of an industry or career cluster and incorporate rigorous college and career readiness standards, including career and technical education standards that address both academic and technical content which incorporate multiple entry and exit points with portable demonstrations of technical or career competency, which may include credit transfer agreements or industry-recognized certifications.
- (4) Institutions of Higher Education--As defined in Texas Education Code, Chapter 61.003(2) and 61.003(7)

26.263 Committee Membership and Officers

(a) The advisory committee shall be composed of representatives of secondary and postsecondary education, business and industry, and other state agencies, licensing bodies and other career and technical education experts.

(b) Each institution of higher education which offers a degree program for which a program of study curriculum is proposed shall be offered participation on the advisory committee.

(c) At least a majority of the members of the advisory committee named under this section shall be faculty members of an institution of higher education. An institution shall consult with the faculty of the institution before nominating or recommending a person to the board as the institution's representative on an advisory committee.

(d) Board staff will recommend for Board appointment individuals who are nominated by institutions of higher education.

(e) Members of the committee shall select co-chairs, who will be responsible for conducting meetings and conveying committee recommendations to the Board.

(f) The number of committee members shall not exceed twenty-four (24).

(g) Members shall serve staggered terms of up to three years. The terms of chairs and co-chairs (if applicable) will be two years dating from their election.

26.264 Duration

The Committee shall be abolished no later than January 31, 2020 in accordance with Texas Government Code, Chapter 2110. It may be reestablished by the Board.

26.265 Meetings

The Committee shall meet as necessary. 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, and minutes shall be available to the public after they have been prepared by the Board staff and reviewed by members of the Committee.

26.266 Tasks Assigned to the Committee

Tasks assigned to the Committee include:

(1) Advise the Board regarding the Hospitality and Tourism Programs of Study Curricula;

(2) Provide Board staff with feedback about processes and procedures related to the Hospitality and Tourism Programs of Study Curricula; and

(3) Any other issues related to the Hospitality and Tourism Programs of Study Curricula as determined by the Board.

26.267 Report to the Board; Evaluation of Committee Costs and Effectiveness

The Committee shall report recommendations to the Board. The Committee shall also report Committee activities to the Board to allow the Board to properly evaluate the Committee work, usefulness, and the costs related to the Committee existence. The Board shall report its evaluation to the Legislative Budget Board in its biennial Legislative Appropriations Request.

AGENDA ITEM IX-T (6)

Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter J, Sections 26.281 - 26.287 of Board rules, concerning an advisory committee to develop programs of study to the Human Services Career Cluster

RECOMMENDATION: Approval

Background Information:

Section 61.8235 of the Texas Education Code, CAREER AND TECHNICAL EDUCATION PROGRAM OF STUDY CURRICULA, states:

The board, with the assistance of advisory committees composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts, shall develop career and technical education program of study curricula.

In order to establish an advisory committee that primarily functions to advise the Board, the Board must adopt rules in compliance with Chapter 2110 of the Government Code, regarding such committees, including rules governing an advisory committee's purpose, tasks, reporting requirements, and abolishment date.

The intent of these new sections is to establish the Human Services Career Cluster Program of Study Advisory Committee (HS POS Committee). The HS POS Committee will be charged with identifying the knowledge, skills, and abilities required to prepare students for high-skill, high-wage jobs in high-demand occupations related to the HS POS Career Cluster. The HS POS Committee shall be composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts. Tasks assigned to the Committee include advising the Board, providing Board staff with feedback about processes and procedures, and addressing any other issues related to the HS POS Committee as determined by the Board.

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

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No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

CHAPTER 26. PROGRAMS OF STUDY
SUBCHAPTER J. HUMAN SERVICES PROGRAMS OF STUDY ADVISORY COMMITTEE

- 26.281 Authority and Specific Purposes of the Human Services Programs of Study Advisory Committee
- 26.282 Definitions
- 26.283 Committee Membership and Officers
- 26.284 Duration
- 26.285 Meetings
- 26.286 Tasks Assigned to the Committee
- 26.287 Report to the Board; Evaluation of Committee Costs and Effectiveness

26.281 Authority and Specific Purposes of the Human Services Programs of Study Advisory Committee

(a) Authority. Statutory authority for this subchapter is provided in the Texas Education Code, Section 61.6235.

(b) Purpose. The Human Services Programs of Study Advisory Committee is created to provide the Commissioner and the Board with guidance regarding the programs of study curricula specific to this career cluster.

26.282 Definitions

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

- (1) Board--The Texas Higher Education Coordinating Board.
- (2) Commissioner--The Commissioner of Higher Education, the Chief Executive Officer of the Board.
- (3) Program of Study Curricula--The block of courses which progress in content specificity by beginning with all aspects of an industry or career cluster and incorporate rigorous college and career readiness standards, including career and technical education standards that address both academic and technical content which incorporate multiple entry and exit points with portable demonstrations of technical or career competency, which may include credit transfer agreements or industry-recognized certifications.
- (4) Institutions of Higher Education--As defined in Texas Education Code, Chapter 61.003(2) and 61.003(7)

26.283 Committee Membership and Officers

(a) The advisory committee shall be composed of representatives of secondary and postsecondary education, business and industry, and other state agencies, licensing bodies and other career and technical education experts.

(b) Each institution of higher education which offers a degree program for which a program of study curriculum is proposed shall be offered participation on the advisory committee.

(c) At least a majority of the members of the advisory committee named under this section shall be faculty members of an institution of higher education. An institution shall consult with the faculty of the institution before nominating or recommending a person to the board as the institution's representative on an advisory committee.

(d) Board staff will recommend for Board appointment individuals who are nominated by institutions of higher education.

(e) Members of the committee shall select co-chairs, who will be responsible for conducting meetings and conveying committee recommendations to the Board.

(f) The number of committee members shall not exceed twenty-four (24).

(g) Members shall serve staggered terms of up to three years. The terms of chairs and co-chairs (if applicable) will be two years dating from their election.

26.284 Duration

The Committee shall be abolished no later than January 31, 2020 in accordance with Texas Government Code, Chapter 2110. It may be reestablished by the Board.

26.285 Meetings

The Committee shall meet as necessary. 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, and minutes shall be available to the public after they have been prepared by the Board staff and reviewed by members of the Committee.

26.286 Tasks Assigned to the Committee.

Tasks assigned to the Committee include:

- (1) Advise the Board regarding the Human Services Programs of Study Curricula;
- (2) Provide Board staff with feedback about processes and procedures related to the Human Services Programs of Study Curricula; and
- (3) Any other issues related to the Human Services Programs of Study Curricula as determined by the Board.

26.287 Report to the Board; Evaluation of Committee Costs and Effectiveness

The Committee shall report recommendations to the Board. The Committee shall also report Committee activities to the Board to allow the Board to properly evaluate the Committee work, usefulness, and the costs related to the Committee existence. The Board shall report its evaluation to the Legislative Budget Board in its biennial Legislative Appropriations Request.

AGENDA ITEM IX-T (7)

Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter K, Sections 26.301 - 26.307 of Board rules, concerning an advisory committee to develop programs of study specific to the Information Technology Career Cluster

RECOMMENDATION: Approval

Background Information:

Section 61.8235 of the Texas Education Code, CAREER AND TECHNICAL EDUCATION PROGRAM OF STUDY CURRICULA, states:

The board, with the assistance of advisory committees composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts, shall develop career and technical education program of study curricula.

In order to establish an advisory committee that primarily functions to advise the Board, the Board must adopt rules in compliance with Chapter 2110 of the Government Code, regarding such committees, including rules governing an advisory committee's purpose, tasks, reporting requirements, and abolishment date.

The intent of these new sections is to establish the Information Technology Career Cluster Program of Study Advisory Committee (IT POS Committee). The IT POS Committee will be charged with identifying the knowledge, skills, and abilities required to prepare students for high-skill, high-wage jobs in high-demand occupations related to the IT POS Career Cluster. The IT POS Committee shall be composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts. Tasks assigned to the Committee include advising the Board, providing Board staff with feedback about processes and procedures, and addressing any other issues related to the IT POS Committee as determined by the Board.

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

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No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

CHAPTER 26. PROGRAMS OF STUDY

SUBCHAPTER K. INFORMATION TECHNOLOGY PROGRAMS OF STUDY ADVISORY COMMITTEE

- 26.301 Authority and Specific Purposes of the Information Technology Programs of Study Advisory Committee
- 26.302 Definitions
- 26.303 Committee Membership and Officers
- 26.304 Duration
- 26.305 Meetings
- 26.306 Tasks Assigned to the Committee
- 26.307 Report to the Board; Evaluation of Committee Costs and Effectiveness

26.301 Authority and Specific Purposes of the Information Technology Programs of Study Advisory Committee

(a) Authority. Statutory authority for this subchapter is provided in the Texas Education Code, Section 61.6235.

(b) Purpose. The Information Technology Programs of Study Advisory Committee is created to provide the Commissioner and the Board with guidance regarding the programs of study curricula specific to this career cluster.

26.302 Definitions

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

- (1) Board--The Texas Higher Education Coordinating Board.
- (2) Commissioner--The Commissioner of Higher Education, the Chief Executive Officer of the Board.
- (3) Program of Study Curricula--The block of courses which progress in content specificity by beginning with all aspects of an industry or career cluster and incorporate rigorous college and career readiness standards, including career and technical education standards that address both academic and technical content which incorporate multiple entry and exit points with portable demonstrations of technical or career competency, which may include credit transfer agreements or industry-recognized certifications.
- (4) Institutions of Higher Education--As defined in Texas Education Code, Chapter 61.003(2) and 61.003(7)

26.303 Committee Membership and Officers

(a) The advisory committee shall be composed of representatives of secondary and postsecondary education, business and industry, and other state agencies, licensing bodies and other career and technical education experts.

(b) Each institution of higher education which offers a degree program for which a program of study curriculum is proposed shall be offered participation on the advisory committee.

(c) At least a majority of the members of the advisory committee named under this section shall be faculty members of an institution of higher education. An institution shall consult with the faculty of the institution before nominating or recommending a person to the board as the institution's representative on an advisory committee.

(d) Board staff will recommend for Board appointment individuals who are nominated by institutions of higher education.

(e) Members of the committee shall select co-chairs, who will be responsible for conducting meetings and conveying committee recommendations to the Board.

(f) The number of committee members shall not exceed twenty-four (24).

(g) Members shall serve staggered terms of up to three years. The terms of chairs and co-chairs (if applicable) will be two years dating from their election.

26.304 Duration

The Committee shall be abolished no later than January 31, 2020 in accordance with Texas Government Code, Chapter 2110. It may be reestablished by the Board.

26.305 Meetings

The Committee shall meet as necessary. 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, and minutes shall be available to the public after they have been prepared by the Board staff and reviewed by members of the Committee.

26.306 Tasks Assigned to the Committee

Tasks assigned to the Committee include:

(1) Advise the Board regarding the Information Technology Programs of Study Curricula;

(2) Provide Board staff with feedback about processes and procedures related to the Information Technology Programs of Study Curricula; and

(3) Any other issues related to the Information Technology Programs of Study Curricula as determined by the Board.

26.307 Report to the Board; Evaluation of Committee Costs and Effectiveness

The Committee shall report recommendations to the Board. The Committee shall also report Committee activities to the Board to allow the Board to properly evaluate the Committee work, usefulness, and the costs related to the Committee existence. The Board shall report its evaluation to the Legislative Budget Board in its biennial Legislative Appropriations Request.

AGENDA ITEM IX-T (8)

Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter L, Sections 26.321 - 26.327 of Board rules, concerning an advisory committee to develop programs of study to the Law, Public Safety, Corrections, and Security Career Cluster

RECOMMENDATION: Approval

Background Information:

Section 61.8235 of the Texas Education Code, CAREER AND TECHNICAL EDUCATION PROGRAM OF STUDY CURRICULA, states:

The board, with the assistance of advisory committees composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts, shall develop career and technical education program of study curricula.

In order to establish an advisory committee that primarily functions to advise the Board, the Board must adopt rules in compliance with Chapter 2110 of the Government Code, regarding such committees, including rules governing an advisory committee's purpose, tasks, reporting requirements, and abolishment date.

The intent of these new sections is to establish the Law, Public Safety, Corrections, and Security Career Cluster Program of Study Advisory Committee (LPSS POS Committee). The LPSS POS Committee will be charged with identifying the knowledge, skills, and abilities required to prepare students for high-skill, high-wage jobs in high-demand occupations related to the LPSS POS Career Cluster. The LPSS POS Committee shall be composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts. Tasks assigned to the Committee include advising the Board, providing Board staff with feedback about processes and procedures, and addressing any other issues related to the LPSS POS Committee as determined by the Board.

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

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No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

CHAPTER 26. PROGRAMS OF STUDY
SUBCHAPTER L. LAW, PUBLIC SAFETY, CORRECTIONS, AND SECURITY PROGRAMS OF
STUDY ADVISORY COMMITTEE

- 26.321 Authority and Specific Purposes of the Law, Public Safety, Corrections, and Security Programs of Study Advisory Committee
- 26.322 Definitions
- 26.323 Committee Membership and Officers
- 26.324 Duration
- 26.325 Meetings
- 26.326 Tasks Assigned to the Committee
- 26.327 Report to the Board; Evaluation of Committee Costs and Effectiveness

26.321 Authority and Specific Purposes of the Law, Public Safety, Corrections, and Security Programs of Study Advisory Committee

(a) Authority. Statutory authority for this subchapter is provided in the Texas Education Code, Section 61.6235.

(b) Purpose. The Law, Public Safety, Corrections, and Security Programs of Study Advisory Committee is created to provide the Commissioner and the Board with guidance regarding the programs of study curricula specific to this career cluster.

26.322 Definitions

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

- (1) Board--The Texas Higher Education Coordinating Board.
- (2) Commissioner--The Commissioner of Higher Education, the Chief Executive Officer of the Board.
- (3) Program of Study Curricula--The block of courses which progress in content specificity by beginning with all aspects of an industry or career cluster and incorporate rigorous college and career readiness standards, including career and technical education standards that address both academic and technical content which incorporate multiple entry and exit points with portable demonstrations of technical or career competency, which may include credit transfer agreements or industry-recognized certifications.
- (4) Institutions of Higher Education--As defined in Texas Education Code, Chapter 61.003(2) and 61.003(7)

26.323 Committee Membership and Officers

(a) The advisory committee shall be composed of representatives of secondary and postsecondary education, business and industry, and other state agencies, licensing bodies and other career and technical education experts.

(b) Each institution of higher education which offers a degree program for which a program of study curriculum is proposed shall be offered participation on the advisory committee.

(c) At least a majority of the members of the advisory committee named under this section shall be faculty members of an institution of higher education. An institution shall consult with the faculty of the institution before nominating or recommending a person to the board as the institution's representative on an advisory committee.

(d) Board staff will recommend for Board appointment individuals who are nominated by institutions of higher education.

(e) Members of the committee shall select co-chairs, who will be responsible for conducting meetings and conveying committee recommendations to the Board.

(f) The number of committee members shall not exceed twenty-four (24).

(g) Members shall serve staggered terms of up to three years. The terms of chairs and co-chairs (if applicable) will be two years dating from their election.

26.324 Duration

The Committee shall be abolished no later than January 31, 2020 in accordance with Texas Government Code, Chapter 2110. It may be reestablished by the Board.

26.325 Meetings

The Committee shall meet as necessary. 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, and minutes shall be available to the public after they have been prepared by the Board staff and reviewed by members of the Committee.

26.326 Tasks Assigned to the Committee

Tasks assigned to the Committee include:

(1) Advise the Board regarding the Law, Public Safety, Corrections, and Security Programs of Study Curricula;

(2) Provide Board staff with feedback about processes and procedures related to the Law, Public Safety, Corrections, and Security Programs of Study Curricula; and

(3) Any other issues related to the Law, Public Safety, Corrections, and Security Programs of Study Curricula as determined by the Board.

26.327 Report to the Board; Evaluation of Committee Costs and Effectiveness

The Committee shall report recommendations to the Board. The Committee shall also report Committee activities to the Board to allow the Board to properly evaluate the Committee work, usefulness, and the costs related to the Committee existence. The Board shall report its evaluation to the Legislative Budget Board in its biennial Legislative Appropriations Request.

AGENDA ITEM IX-T (9)

Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter M, Sections 26.341 - 26.347 of Board rules, concerning an advisory committee to develop programs of study specific to the Manufacturing Career Cluster

RECOMMENDATION: Approval

Background Information:

Section 61.8235 of the Texas Education Code, CAREER AND TECHNICAL EDUCATION PROGRAM OF STUDY CURRICULA, states:

The board, with the assistance of advisory committees composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts, shall develop career and technical education program of study curricula.

In order to establish an advisory committee that primarily functions to advise the Board, the Board must adopt rules in compliance with Chapter 2110 of the Government Code, regarding such committees, including rules governing an advisory committee's purpose, tasks, reporting requirements, and abolishment date.

The intent of these new sections is to establish the Manufacturing Career Cluster Program of Study Advisory Committee (MANU POS Committee). The MANU POS Committee will be charged with identifying the knowledge, skills, and abilities required to prepare students for high-skill, high-wage jobs in high-demand occupations related to the MANU POS Career Cluster. The MANU POS Committee shall be composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts. Tasks assigned to the Committee include advising the Board, providing Board staff with feedback about processes and procedures, and addressing any other issues related to the MANU POS Committee as determined by the Board.

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

Date approved by the Commissioner for publication in the *Texas Register*: January 25, 2016

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The 30-day comment period with the *Texas Register* ends on: March 5, 2016

No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

CHAPTER 26. PROGRAMS OF STUDY
SUBCHAPTER M. MANUFACTURING PROGRAMS OF STUDY ADVISORY COMMITTEE

- 26.341 Authority and Specific Purposes of Manufacturing Programs of Study Advisory Committee
- 26.342 Definitions
- 26.343 Committee Membership and Officers
- 26.344 Duration
- 26.345 Meetings
- 26.346 Tasks Assigned to the Committee
- 26.347 Report to the Board; Evaluation of Committee Costs and Effectiveness

26.341 Authority and Specific Purposes of the Manufacturing Programs of Study Advisory Committee

(a) Authority. Statutory authority for this subchapter is provided in the Texas Education Code, Section 61.6235.

(b) Purpose. The Manufacturing Programs of Study Advisory Committee is created to provide the Commissioner and the Board with guidance regarding the programs of study curricula specific to this career cluster.

26.342 Definitions

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

- (1) Board--The Texas Higher Education Coordinating Board.
- (2) Commissioner--The Commissioner of Higher Education, the Chief Executive Officer of the Board.
- (3) Program of Study Curricula--The block of courses which progress in content specificity by beginning with all aspects of an industry or career cluster and incorporate rigorous college and career readiness standards, including career and technical education standards that address both academic and technical content which incorporate multiple entry and exit points with portable demonstrations of technical or career competency, which may include credit transfer agreements or industry-recognized certifications.
- (4) Institutions of Higher Education--As defined in Texas Education Code, Chapter 61.003(2) and 61.003(7)

26.343 Committee Membership and Officers

(a) The advisory committee shall be composed of representatives of secondary and postsecondary education, business and industry, and other state agencies, licensing bodies and other career and technical education experts.

(b) Each institution of higher education which offers a degree program for which a program of study curriculum is proposed shall be offered participation on the advisory committee.

(c) At least a majority of the members of the advisory committee named under this section shall be faculty members of an institution of higher education. An institution shall consult with the faculty of the institution before nominating or recommending a person to the board as the institution's representative on an advisory committee.

(d) Board staff will recommend for Board appointment individuals who are nominated by institutions of higher education.

(e) Members of the committee shall select co-chairs, who will be responsible for conducting meetings and conveying committee recommendations to the Board.

(f) The number of committee members shall not exceed twenty-four (24).

(g) Members shall serve staggered terms of up to three years. The terms of chairs and co-chairs (if applicable) will be two years dating from their election.

26.344 Duration

The Committee shall be abolished no later than January 31, 2020 in accordance with Texas Government Code, Chapter 2110. It may be reestablished by the Board.

26.345 Meetings

The Committee shall meet as necessary. 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, and minutes shall be available to the public after they have been prepared by the Board staff and reviewed by members of the Committee.

26.346 Tasks Assigned to the Committee

Tasks assigned to the Committee include:

- (1) Advise the Board regarding the Manufacturing Programs of Study Curricula;
- (2) Provide Board staff with feedback about processes and procedures related to the Manufacturing Programs of Study Curricula; and
- (3) Any other issues related to the Manufacturing Programs of Study Curricula as determined by the Board.

26.347 Report to the Board; Evaluation of Committee Costs and Effectiveness

The Committee shall report recommendations to the Board. The Committee shall also report Committee activities to the Board to allow the Board to properly evaluate the Committee work, usefulness, and the costs related to the Committee existence. The Board shall report its evaluation to the Legislative Budget Board in its biennial Legislative Appropriations Request.

AGENDA ITEM IX-T (10)

Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter N, Sections 26.361 - 26.367 of Board rules, concerning an advisory committee to develop programs of study specific to the Marketing Career Cluster

RECOMMENDATION: Approval

Background Information:

Section 61.8235 of the Texas Education Code, CAREER AND TECHNICAL EDUCATION PROGRAM OF STUDY CURRICULA, states:

The board, with the assistance of advisory committees composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts, shall develop career and technical education program of study curricula.

In order to establish an advisory committee that primarily functions to advise the Board, the Board must adopt rules in compliance with Chapter 2110 of the Government Code, regarding such committees, including rules governing an advisory committee's purpose, tasks, reporting requirements, and abolishment date.

The intent of these new sections is to establish the Marketing Career Cluster Program of Study Advisory Committee (MARK POS Committee). The MARK POS Committee will be charged with identifying the knowledge, skills, and abilities required to prepare students for high-skill, high-wage jobs in high-demand occupations related to the MARK POS Career Cluster. The MARK POS Committee shall be composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts. Tasks assigned to the Committee include advising the Board, providing Board staff with feedback about processes and procedures, and addressing any other issues related to the MARK POS Committee as determined by the Board.

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

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No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

CHAPTER 26. PROGRAMS OF STUDY
SUBCHAPTER N. MARKETING PROGRAMS OF STUDY ADVISORY COMMITTEE

- 26.361 Authority and Specific Purposes of the Marketing Programs of Study Advisory Committee
- 26.362 Definitions
- 26.363 Committee Membership and Officers
- 26.364 Duration
- 26.365 Meetings
- 26.366 Tasks Assigned to the Committee
- 26.367 Report to the Board; Evaluation of Committee Costs and Effectiveness

26.361 Authority and Specific Purposes of the Marketing Programs of Study Advisory Committee

(a) Authority. Statutory authority for this subchapter is provided in the Texas Education Code, Section 61.6235.

(b) Purpose. The Marketing Programs of Study Advisory Committee is created to provide the Commissioner and the Board with guidance regarding the programs of study curricula specific to this career cluster.

26.362 Definitions

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

- (1) Board--The Texas Higher Education Coordinating Board.
- (2) Commissioner--The Commissioner of Higher Education, the Chief Executive Officer of the Board.
- (3) Program of Study Curricula--The block of courses which progress in content specificity by beginning with all aspects of an industry or career cluster and incorporate rigorous college and career readiness standards, including career and technical education standards that address both academic and technical content which incorporate multiple entry and exit points with portable demonstrations of technical or career competency, which may include credit transfer agreements or industry-recognized certifications.
- (4) Institutions of Higher Education--As defined in Texas Education Code, Chapter 61.003(2) and 61.003(7)

26.363 Committee Membership and Officers

(a) The advisory committee shall be composed of representatives of secondary and postsecondary education, business and industry, and other state agencies, licensing bodies and other career and technical education experts.

(b) Each institution of higher education which offers a degree program for which a program of study curriculum is proposed shall be offered participation on the advisory committee.

(c) At least a majority of the members of the advisory committee named under this section shall be faculty members of an institution of higher education. An institution shall consult with the faculty of the institution before nominating or recommending a person to the board as the institution's representative on an advisory committee.

(d) Board staff will recommend for Board appointment individuals who are nominated by institutions of higher education.

(e) Members of the committee shall select co-chairs, who will be responsible for conducting meetings and conveying committee recommendations to the Board.

(f) The number of committee members shall not exceed twenty-four (24).

(g) Members shall serve staggered terms of up to three years. The terms of chairs and co-chairs (if applicable) will be two years dating from their election.

26.364 Duration

The Committee shall be abolished no later than January 31, 2020 in accordance with Texas Government Code, Chapter 2110. It may be reestablished by the Board.

26.365 Meetings

The Committee shall meet as necessary. 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, and minutes shall be available to the public after they have been prepared by the Board staff and reviewed by members of the Committee.

26.366 Tasks Assigned to the Committee

Tasks assigned to the Committee include:

- (1) Advise the Board regarding the Marketing Programs of Study Curricula;
- (2) Provide Board staff with feedback about processes and procedures related to the Marketing Programs of Study Curricula; and
- (3) Any other issues related to the Marketing Programs of Study Curricula as determined by the Board.

26.367 Report to the Board; Evaluation of Committee Costs and Effectiveness

The Committee shall report recommendations to the Board. The Committee shall also report Committee activities to the Board to allow the Board to properly evaluate the Committee work, usefulness, and the costs related to the Committee existence. The Board shall report its evaluation to the Legislative Budget Board in its biennial Legislative Appropriations Request.

AGENDA ITEM IX-T (11)

Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter O, Sections 26.381 - 26.387 of Board rules, concerning an advisory committee to develop programs of study specific to the Science, Technology, Engineering, and Mathematics Career Cluster

RECOMMENDATION: Approval

Background Information:

Section 61.8235 of the Texas Education Code, CAREER AND TECHNICAL EDUCATION PROGRAM OF STUDY CURRICULA, states:

The board, with the assistance of advisory committees composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts, shall develop career and technical education program of study curricula.

In order to establish an advisory committee that primarily functions to advise the Board, the Board must adopt rules in compliance with Chapter 2110 of the Government Code, regarding such committees, including rules governing an advisory committee's purpose, tasks, reporting requirements, and abolishment date.

The intent of these new sections is to establish the Science, Technology, Engineering, and Mathematics Career Cluster Program of Study Advisory Committee (STEM POS Committee). The STEM POS Committee will be charged with identifying the knowledge, skills, and abilities required to prepare students for high-skill, high-wage jobs in high-demand occupations related to the STEM POS Career Cluster. The STEM POS Committee shall be composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts. Tasks assigned to the Committee include advising the Board, providing Board staff with feedback about processes and procedures, and addressing any other issues related to the STEM POS Committee as determined by the Board.

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

Date approved by the Commissioner for publication in the *Texas Register*: January 25, 2016

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No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

CHAPTER 26. PROGRAMS OF STUDY
SUBCHAPTER O. SCIENCE, TECHNOLOGY, ENGINEERING AND MATHEMATICS PROGRAMS OF
STUDY ADVISORY COMMITTEE

- 26.381 Authority and Specific Purposes of the Science, Technology, Engineering and Mathematics Programs of Study Advisory Committee
- 26.382 Definitions
- 26.383 Committee Membership and Officers
- 26.384 Duration
- 26.385 Meetings
- 26.386 Tasks Assigned to the Committee
- 26.387 Report to the Board; Evaluation of Committee Costs and Effectiveness

26.381 Authority and Specific Purposes of the Science, Technology, Engineering and Mathematics Programs of Study Advisory Committee

(a) Authority. Statutory authority for this subchapter is provided in the Texas Education Code, Section 61.6235.

(b) Purpose. The Science, Technology, Engineering and Mathematics Programs of Study Advisory Committee is created to provide the Commissioner and the Board with guidance regarding the programs of study curricula specific to this career cluster.

26.382 Definitions

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

- (1) Board--The Texas Higher Education Coordinating Board.
- (2) Commissioner--The Commissioner of Higher Education, the Chief Executive Officer of the Board.
- (3) Program of Study Curricula--The block of courses which progress in content specificity by beginning with all aspects of an industry or career cluster and incorporate rigorous college and career readiness standards, including career and technical education standards that address both academic and technical content which incorporate multiple entry and exit points with portable demonstrations of technical or career competency, which may include credit transfer agreements or industry-recognized certifications.
- (4) Institutions of Higher Education--As defined in Texas Education Code, Chapter 61.003(2) and 61.003(7)

26.383 Committee Membership and Officers

(a) The advisory committee shall be composed of representatives of secondary and postsecondary education, business and industry, and other state agencies, licensing bodies and other career and technical education experts.

(b) Each institution of higher education which offers a degree program for which a program of study curriculum is proposed shall be offered participation on the advisory committee.

(c) At least a majority of the members of the advisory committee named under this section shall be faculty members of an institution of higher education. An institution shall consult with the faculty of the institution before nominating or recommending a person to the board as the institution's representative on an advisory committee.

(d) Board staff will recommend for Board appointment individuals who are nominated by institutions of higher education.

(e) Members of the committee shall select co-chairs, who will be responsible for conducting meetings and conveying committee recommendations to the Board.

(f) The number of committee members shall not exceed twenty-four (24).

(g) Members shall serve staggered terms of up to three years. The terms of chairs and co-chairs (if applicable) will be two years dating from their election.

26.384 Duration

The Committee shall be abolished no later than January 31, 2020 in accordance with Texas Government Code, Chapter 2110. It may be reestablished by the Board.

26.385 Meetings

The Committee shall meet as necessary. 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, and minutes shall be available to the public after they have been prepared by the Board staff and reviewed by members of the Committee.

26.386 Tasks Assigned to the Committee

Tasks assigned to the Committee include:

(1) Advise the Board regarding the Science, Technology, Engineering and Mathematics Programs of Study Curricula;

(2) Provide Board staff with feedback about processes and procedures related to the Science, Technology, Engineering and Mathematics Programs of Study Curricula; and

(3) Any other issues related to the Science, Technology, Engineering and Mathematics Programs of Study Curricula as determined by the Board.

26.387 Report to the Board; Evaluation of Committee Costs and Effectiveness

The Committee shall report recommendations to the Board. The Committee shall also report Committee activities to the Board to allow the Board to properly evaluate the Committee work, usefulness, and the costs related to the Committee existence. The Board shall report its evaluation to the Legislative Budget Board in its biennial Legislative Appropriations Request.

AGENDA ITEM IX-T (12)

Consideration of adopting the Committee's recommendation to the Board relating to the new Chapter 26, Subchapter P, Sections 26.401 - 26.407 of Board rules, concerning an advisory committee to develop programs of study specific to the Transportation, Distribution and Logistics Career Cluster

RECOMMENDATION: Approval

Background Information:

Section 61.8235 of the Texas Education Code, CAREER AND TECHNICAL EDUCATION PROGRAM OF STUDY CURRICULA, states:

The board, with the assistance of advisory committees composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts, shall develop career and technical education program of study curricula.

In order to establish an advisory committee that primarily functions to advise the Board, the Board must adopt rules in compliance with Chapter 2110 of the Government Code, regarding such committees, including rules governing an advisory committee's purpose, tasks, reporting requirements, and abolishment date.

The intent of these new sections is to establish the Transportation, Distribution and Logistics Career Cluster Program of Study Advisory Committee (TD & L POS Committee). The TD & L POS Committee will be charged with identifying the knowledge, skills, and abilities required to prepare students for high-skill, high-wage jobs in high-demand occupations related to the TD & L POS Career Cluster. The TD & L POS Committee shall be composed of representatives of secondary education, postsecondary education, business and industry, other state agencies or licensing bodies, and other career and technical education experts. Tasks assigned to the Committee include advising the Board, providing Board staff with feedback about processes and procedures, and addressing any other issues related to the TD & L POS Committee as determined by the Board.

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

Date approved by the Commissioner for publication in the *Texas Register*: January 25, 2016

Date Published in the *Texas Register*: February 5, 2016

The 30-day comment period with the *Texas Register* ends on: March 5, 2016

No comments were received.

Legal Review:

Approved by the Office of General Counsel _____ Date: _____

CHAPTER 26. PROGRAMS OF STUDY
SUBCHAPTER P. TRANSPORTATION, DISTRIBUTION, AND LOGISTICS PROGRAMS OF STUDY
ADVISORY COMMITTEE

- 26.401 Authority and Specific Purposes of the Transportation, Distribution, and Logistics Programs of Study Advisory Committee
- 26.402 Definitions
- 26.403 Committee Membership and Officers
- 26.404 Duration
- 26.405 Meetings
- 26.406 Tasks Assigned to the Committee
- 26.407 Report to the Board; Evaluation of Committee Costs and Effectiveness

26.401 Authority and Specific Purposes of the Transportation, Distribution, and Logistics Programs of Study Advisory Committee

(a) Authority. Statutory authority for this subchapter is provided in the Texas Education Code, Section 61.6235.

(b) Purpose. The Transportation, Distribution, and Logistics Programs of Study Advisory Committee is created to provide the Commissioner and the Board with guidance regarding the programs of study curricula specific to this career cluster.

26.402 Definitions

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

- (1) Board--The Texas Higher Education Coordinating Board.
- (2) Commissioner--The Commissioner of Higher Education, the Chief Executive Officer of the Board.
- (3) Program of Study Curricula--The block of courses which progress in content specificity by beginning with all aspects of an industry or career cluster and incorporate rigorous college and career readiness standards, including career and technical education standards that address both academic and technical content which incorporate multiple entry and exit points with portable demonstrations of technical or career competency, which may include credit transfer agreements or industry-recognized certifications.
- (4) Institutions of Higher Education--As defined in Texas Education Code, Chapter 61.003(2) and 61.003(7)

26.403 Committee Membership and Officers

(a) The advisory committee shall be composed of representatives of secondary and postsecondary education, business and industry, and other state agencies, licensing bodies and other career and technical education experts.

(b) Each institution of higher education which offers a degree program for which a program of study curriculum is proposed shall be offered participation on the advisory committee.

(c) At least a majority of the members of the advisory committee named under this section shall be faculty members of an institution of higher education. An institution shall consult with the faculty of the institution before nominating or recommending a person to the board as the institution's representative on an advisory committee.

(d) Board staff will recommend for Board appointment individuals who are nominated by institutions of higher education.

(e) Members of the committee shall select co-chairs, who will be responsible for conducting meetings and conveying committee recommendations to the Board.

(f) The number of committee members shall not exceed twenty-four (24).

(g) Members shall serve staggered terms of up to three years. The terms of chairs and co-chairs (if applicable) will be two years dating from their election.

26.404 Duration

The Committee shall be abolished no later than January 31, 2020 in accordance with Texas Government Code, Chapter 2110. It may be reestablished by the Board.

26.405 Meetings

The Committee shall meet as necessary. 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, and minutes shall be available to the public after they have been prepared by the Board staff and reviewed by members of the Committee.

26.406 Tasks Assigned to the Committee

Tasks assigned to the Committee include:

(1) Advise the Board regarding the Transportation, Distribution, and Logistics Programs of Study Curricula;

(2) Provide Board staff with feedback about processes and procedures related to the Transportation, Distribution, and Logistics Programs of Study Curricula; and

(3) Any other issues related to the Transportation, Distribution, and Logistics Programs of Study Curricula as determined by the Board.

26.407 Report to the Board; Evaluation of Committee Costs and Effectiveness

The Committee shall report recommendations to the Board. The Committee shall also report Committee activities to the Board to allow the Board to properly evaluate the Committee work, usefulness, and the costs related to the Committee existence. The Board shall report its evaluation to the Legislative Budget Board in its biennial Legislative Appropriations Request.

Agenda Item X-A

Welcome and Committee Chair's Opening Remarks

Mr. John Steen, Chair of the Committee on Agency Operations, will provide the Board an overview of the items on the agenda.

Agenda Item X-B

Public Testimony on Agenda Items Relating to the Committee on Agency Operations

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 adopting the Committee's recommendation to the Board relating to the authorization of the Board Chair, Board Vice-Chair and Chair of the Committee on Agency Operations to approve the Agency Strategic Plan for FY 2017-2021, to be submitted to the Governor's Office and the Legislative Budget Board by June 24, 2016

Recommendation: Approval

Background Information:

In accordance with Chapter 2056 of the Texas Government Code, the Coordinating Board is required to submit a five-year agency strategic plan every two years in even-numbered years to the Governor's Office and the Legislative Budget Board (LBB). The Fiscal Year 2017-2021 strategic planning process began in November 2015 when the Executive Officers reviewed and revised, as needed, the agency's vision, mission, philosophy and core values, as well as the agency's priorities/goals, objectives, and strategies. From November through January, each division and department head conducted their own strategic planning meetings to develop action plans specific to their division/department that align with the agency's overall goals and objectives.

The Governor's Office and the Legislative Budget Board issued instructions for preparing and submitting the plan on April 6, 2016. Given the short turn-around time to prepare the plan in time for consideration by the Agency Operations Committee on April 27 and the full Board on April 28, the Commissioner requests that the Board authorize the Board Chair, Board Vice-Chair and Chair of the Committee on Agency Operations to approve the Agency Strategic Plan for FY 2017-2021, to be submitted to the Governor's Office and the Legislative Budget Board by the due date, which is June 24, 2016.

Linda Battles, Deputy Commissioner for Agency Operations and Communications/Chief Operating Officer, will present a summary of the strategic planning work that has been done to date.

AGENDA ITEM X-D

Consideration of adopting the Commissioner's recommendation to the Board relating to amendments to Chapter 1, Subchapter A, Section 1.6 of Board rules concerning Advisory Committees

RECOMMENDATION: Approval

Background Information:

The proposed amendments to Section 1.6 of Board Rules provides a nomination process for non-higher education institutional representatives on certain Coordinating board advisory committees. This section is also amended to specify that the Board may replace a member who becomes unassociated with the nominating institution or entity.

Ms. Linda Battles, Deputy Commissioner for Agency Operations and Communications/COO will be available to answer questions.

Date approved by the Commissioner for publication in the *Texas Register*: January 28, 2016

Date published in the *Texas Register*: February 12, 2016

The 30-day comment period with the *Texas Register* ended on: March 12, 2016

No comments were 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.

Agenda Item X-D

Chapter 1. Agency Administration

Subchapter A. General Provisions

- 1.1. Dates for Regular Quarterly Meetings of the Board
- 1.2. Authority of the Commissioner to Interpret Rules
- 1.3. Educational Data
- 1.4. Rules of Order
- 1.5. Coordinating Board Committees
- 1.6. Advisory Committees
- 1.7. Petition for the Adoption of Rules
- 1.8. Historically Underutilized Business (HUBs) Program
- 1.9. Training for Members of Governing Boards and Board Trustees
- 1.10. Administration of the Open Records Act
- 1.11. Protest Procedures for Resolving Vendor Protests Relating to Purchasing Issues
- 1.12. Foreign Travel
- 1.13. Internal Auditor and Compliance Monitoring
- 1.14. Negotiated Rulemaking
- 1.15. Authority of the Commissioner to Propose Board Rules
- 1.16. Contracts, Including Grants, for Materials and/or Services
- 1.17. Authority of the Commissioner to Provide Direct Supervision of the Education Research Centers
- 1.18. Operation of Education Research Centers
- 1.19. Education and Training of Board Administrators and Employees

1.6. Advisory Committees.

(a) – (f) (No change.)

(g) Membership. The Board shall solicit nominations and make appointments from such nominations for membership on advisory committees from presidents and chancellors, or the respective designee. For advisory committees that include members not associated with an institution of higher education, the Board shall solicit nominations from appropriate entities, such as stakeholder organizations whose membership consists of the type of representative the advisory committee is seeking. Except as otherwise provided by law, all members of advisory committees are appointed by and serve at the pleasure of the Board. Board members may not serve on advisory committees. If an advisory committee member resigns, is no longer associated with the nominating institution or entity, dies, becomes incapacitated, is removed by the Board, otherwise vacates his or her position, or becomes ineligible prior to the end of his or her term, the Board may appoint a replacement who shall serve the remainder of the unexpired term.

(h) – (n) (No change.)

Agenda Item X-E

Consideration of adopting the Committee's recommendation to the Board relating to the agency's operating budget for fiscal year 2017

RECOMMENDATION: Approval

Background Information:

The General Appropriations Act (GAA) is approved after each legislative session. This act funds both years of the biennium. The agency develops an operating budget before the start of each fiscal year and submits the budget for Board approval. The budget that is being presented today is aligned with the General Appropriations Act (GAA) of the 84th legislature. This item requires approval.

Key points:

- This budget is for fiscal year 2017
- The budget delineates funding by administration and program specific funding
- The funding reflected in this budget is in alignment with the General Appropriations Act from the 84th legislature
- This budget includes estimated UB's from FY16
- This budget has been reviewed and approved by the Commissioner and Chief Financial Officer.

Ken Martin, Assistant Commissioner for Financial Services/CFO will be available for questions.