

TEXAS HIGHER EDUCATION COORDINATING BOARD

MINUTES

October 21, 2021

Regular Quarterly Meeting

The Texas Higher Education Coordinating Board convened at 9:02 a.m. on October 21, 2021, with the following members present: Fred Farias, presiding; Donna Williams; Richard Clemmer; Robert Gauntt; Emma Schwartz; and Welcome Wilson. Sam Torn joined the meeting at 9:40 a.m.

Members absent: Javaid Anwar; Ricky Raven; and Matthew Smith

AGENDA ITEM	ACTION
I. Call to order: Opening Remarks	<p>Dr. Farias called the meeting of the Coordinating Board to order. All members, except for Mr. Anwar, Mr. Raven, and Mr. Smith. A quorum was met for this board meeting.</p> <p>On a motion by Ms. Williams, seconded by Mr. Gauntt, the Board excused the absence of Mr. Anwar. The vote was unanimous.</p>
A. Introduction of new board members	<p>No action required. The Board Members welcomed Mr. Richard Clemmer and Mr. Robert Gauntt to the Board.</p>
B. Committee Appointments	<p>No action required. Dr. Farias announced the following committee appointments: Richard Clemmer as member of the Committee on Academic and Workforce Success; and Robert Gauntt as member of the Agency Operations Committee.</p>
C. Commissioner's Remarks	<p>No action required. Commissioner Keller provided remarks on some of the agenda items.</p>
II. Public Testimony	
A. Public Testimony	<p>No action required</p>

AGENDA ITEM	ACTION
III. Approval of Minutes	
A. Quarterly Board Meeting, July 21, 2021	On a motion by Mr. Wilson, seconded by Ms. Schwartz, the Board approved the minutes for the July Quarterly Board Meeting. The vote was unanimous.
IV. Approval of the consent calendar	
A. Consent Calendar	<p>On a motion by Mr. Gauntt, seconded by Ms. Williams, the Board approved the non-rule Consent Calendar as amended. The vote was unanimous.</p> <p>Items approved on the non-rule consent calendar were: VI-F (1); VII-B; VII-C; VII-D; VII-E; IX-C; IX-E; IX-F; and IX-I. Dr. Farias also added agenda item IX-G.</p> <p>On a motion by Ms. Schwartz, seconded by Ms. Williams, the Board approved the rule Consent Calendar. The vote was unanimous.</p> <p>Items approved on the rule consent calendar as amended were: VII-F (1); IX-J (1); IX-J (2); and IX-J (4)</p>
V. Major Policy Discussion	
A. 60x30TX revision update, discussion, and possible action on revision of the plan	<p>On a motion by Mr. Wilson, seconded by Mr. Gauntt, the Board approved the revision of the plan. The vote was unanimous.</p> <p>Ms. Melissa Henderson, Associate Commissioner for Strategic Initiatives, Dr. Harrison Keller, Commissioner of Higher Education, presented this item and were available for questions.</p> <p>Mr. Torn joined the meeting at 9:40 a.m.</p>
VI. Matters relating to the Full Board	
A. Update on the Texas Higher Education Foundation	No action required. Mr. Neal Adams, Chairman and President of the Texas Higher Education Foundation, presented this item. Mr. Adams and Melissa Henderson, Executive Director of the Texas Higher Education Foundation, were available for questions

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B. Gifts and Donations to the Board	<p>On a motion by Mr. Wilson, seconded by Mr. Torn, the Board approved the acceptance of Gifts and Donations to the Board. The vote was unanimous.</p> <p>Ms. Nichole Bunker-Henderson, General Counsel, presented this item and was available for questions.</p>
C. Update on Texas Transfer Initiatives	<p>Mr. Ray Martinez, Deputy Commissioner for Academic Affairs and Workforce Education, and Dr. Stacey Silverman, Assistant Commissioner for Academic and Health Affairs, presented this item and were available for questions</p>
E. Consideration and possible action to approve a Memorandum of Understanding between the Texas Higher Education Coordinating Board and the Texas Higher Education Foundation to Implement General Appropriations Act, Rider 53	<p>This item was taken out of order. On a motion by Ms. Williams, seconded by Mt. Torn, the Board voted to approve a Memorandum of Understanding between the Texas Higher Education Coordinating Board and the Texas Higher Education Foundation to Implement General Appropriations Act, Rider 53.</p> <p>Melissa Henderson, Executive Director of the Texas Higher Education Foundation, presented this item Ms. Henderson and Ms. Nichole Bunker-Henderson, General Counsel, were available for questions.</p>
D. Star Award Program	<p>No action required. Ray Martinez, Deputy Commissioner for Academic Affairs and Workforce Education, and Dr. Ginger Gossman, Senior Director for Innovation and Policy Development, presented this item and were available for questions.</p> <p>The broadcast was paused at 10.47 a.m. due to technical difficulties.</p>
G. Consideration and possible action on the performance evaluations of the Commissioner of Higher Education, General Counsel, and Internal Auditor	<p>This item was taken out of order. The broadcast resumed and the Board went into closed session at 11.01 a.m. The Board reconvened in open session at 1.13 p.m. There was no action taken during the closed session.</p> <p>Upon return to open session, on a motion by Ms. Williams, seconded by Mr. Clemmer, the Board approved the evaluations of the General Counsel, Auditor and Commissioner, and delegated to the Chair and Deputy to finalize and sign the evaluations on behalf of the board. The vote was unanimous.</p>

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D. Star Award Program	<p>The Board returned to agenda item 6-D as this presentation had been interrupted due to technical difficulties.</p> <p>No action required. Ray Martinez, Deputy Commissioner for Academic Affairs and Workforce Education, and Dr. Ginger Gossman, Senior Director for Innovation and Policy Development, presented this item and were available for questions.</p>
E. Consideration and possible action to approve a Memorandum of Understanding between the Texas Higher Education Coordinating Board and the Texas Higher Education Foundation to Implement General Appropriations Act, Rider 53	This item was heard earlier in the agenda.
F. Consideration and approval of contracts over \$1 million	This item was approved on consent
G. Consideration and possible action on the performance evaluations of the Commissioner of Higher Education, General Counsel, and Internal Auditor	This item was heard earlier in the agenda
VII. Matters Relating to the Committee on Innovation, Data, and Educational Analytics	
A. Committee Chair's Overview	No action required.
B. Consideration of approving the replacement of a member on the General Academic Institutions Formula Funding Advisory Committee and a member on the Health-Related Institutions Formula Funding Advisory Committee for the 2024-2025 biennium	This item was approved on the Consent Calendar.
C. Review of facilities projects that were submitted to the Coordinating Board, pursuant to Texas Education Code, Sections 61.0572 and 61.058	This item was approved on the Consent Calendar.
D. Consideration of adopting the "Report on Student Financial Aid in Texas Higher Education, Fiscal Year 2020" (General Appropriations Act, Senate Bill 1, Article III, Section 24, 87th Texas Legislature)	This item was approved on the Consent Calendar.

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E. Consideration of approving the appointment of members to the Financial Aid Advisory Committee	This item was approved on the Consent Calendar.
F. Proposed rules (1) Consideration of the repeal of Texas Administrative Code, Title 19, Part 1, Chapter 17, Subchapters A-F, I, K, and L, concerning Resource Planning and the possible adoption of new rules in Chapter 17 of Board rules concerning changes to the administration of Facilities Audit, Facilities Inventory, Energy Savings Performance Contracts, Board Reports, Institutional Reporting on facilities programs, and the organization of the aforementioned programs	This item was approved on the Consent Calendar.
VIII. Lunch	The Board did not adjourn for lunch
IX. Matters relating to the Committee on Academic and Workforce Success	
A. Committee Chair's Overview	No action required.
B. Consideration of adopting the Certification Advisory Council's recommendation relating to a request from Burrell College of Osteopathic Medicine for a Second Certificate of Authority to grant degrees in Texas	On a motion by Ms. Schwartz, seconded by Mr. Torn, the Board approved the request from Burrell College of Osteopathic Medicine for a Second Certificate of Authority to grant degrees in Texas. The vote was unanimous. Dr. Tina Jackson, Assistant Commissioner for Workforce Education, presented this item and was available for questions.
C. Report to the Board on school closures and/or teach-outs pursuant to Texas Administrative Code, Title 19, Part 1, Chapter 7, Subchapter A, Section 7.7 (5)	This item was approved on the Consent Calendar.
D. Consideration of adopting the "Texas General Academic Institutions: Increasing Successful Community College Transfer Report" (General Appropriations Act, Senate Bill 1, Article III, Section 47, 87th Texas Legislature, Regular Session)	On a motion by Mr. Wilson, seconded by Mr. Clemmer, the Board adopted the "Texas General Academic Institutions: Increasing Successful Community College Transfer Report. The vote was unanimous. Dr. Stacey Silverman, Assistant Commissioner for Academic and Health Affairs, presented this item and was available for questions.

E. Report on activities of the Apply Texas Advisory Committee	This item was approved on the Consent Calendar.
F. Report on activities of the Advisory Council on Postsecondary Education for Persons with Intellectual and Developmental Disabilities	This item was approved on the Consent Calendar.
G. Consideration of adopting the "Report on The Effectiveness of the Advise TX Program" (General Appropriations Act, House Bill 1, Article III, Section 51, 86th Texas Legislature)	This item was approved on the Consent Calendar.
<p>H. Consideration of approving requests for new degree programs:</p> <p>TEXAS A&M UNIVERSITY (1) Doctor of Nursing Practice (DNP) in Nursing Practice</p> <p>TEXAS STATE UNIVERSITY (2) Bachelor of Science (BS) in Mechanical Engineering</p> <p>TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER (3) Doctor of Science (ScD) in Rehabilitation Sciences</p> <p>TEXAS WOMAN'S UNIVERSITY (4) Doctor of Philosophy (PhD) in Education, Leadership, and Organization</p> <p>THE UNIVERSITY OF TEXAS AT SAN ANTONIO (5) Doctor of Philosophy (PhD) in School Psychology</p>	<p>On a motion by Mr. Torn, seconded by Ms. Schwartz, the Board approved the new degree program. The vote was unanimous. Dr. Stacey Silverman, Assistant Commissioner for Academic and Health Affairs, presented this item and was available for questions.</p> <p>On a motion by Mr. Clemmer, seconded by Mr. Torn, the Board approved the new degree program. The vote was unanimous. Dr. Stacey Silverman, Assistant Commissioner for Academic and Health Affairs, presented this item and was available for questions.</p> <p>On a motion by Ms. Schwartz, seconded by Mr. Clemmer, the Board approved the new degree program. The vote was unanimous. Dr. Stacey Silverman, Assistant Commissioner for Academic and Health Affairs, presented this item and was available for questions.</p> <p>On a motion by Ms. Schwartz, seconded by Dr. Farias, the Board approved the new degree program. The vote was unanimous. Dr. Stacey Silverman, Assistant Commissioner for Academic and Health Affairs, presented this item and was available for questions.</p> <p>On a motion by Mr. Wilson, seconded by Mr. Torn, the Board approved the new degree program. The vote was unanimous. Dr. Stacey Silverman, Assistant Commissioner for Academic and Health Affairs, presented this item and was available for questions.</p>

AGENDA ITEM	ACTION
I. Report on institutional requests related to new degree and certificate programs acted on by the commissioner or assistant commissioners since the last Board meeting	This item was approved on the Consent Calendar.
<p>J. Proposed rules:</p> <p>(1) Consideration of adopting proposed amendments to Texas Administrative Code, Title 19, Part 1, Chapter 4, Subchapter A, Rule 4.8 of Board rules concerning the excused absence for a person called to required military service</p> <p>(2) Consideration of adopting the proposed amendments to Texas Administrative Code, Title 19, Part 1, Chapter 4, Subchapter A, Section 4.9 of Board rules, concerning limitations on the number of courses that may be dropped under certain circumstances by undergraduate students</p> <p>(3) Consideration of adopting the proposed amendments to Texas Administrative Code, Title 19, Part 1, Chapter 4, Subchapter D, Section 4.84 of Board rules concerning institutional agreements for dual credit programs</p> <p>(4) Consideration of adopting the proposed repeal to Texas Administrative Code, Title 19, Part 1, Chapter 5, Subchapter C, Section 5.51 of Board rules concerning Publishing of Doctoral Program Data</p> <p>(5) Consideration of adopting the proposed amendments to Texas Administrative Code, Title 19, Part 1, Chapter 7, Subchapter A, Sections 7.7 and 7.8 of Board rules, incorporating restrictions added by Texas Education Code, Title 3, Subtitle B, Chapter 61, Section 61.303(c) and (c-1) and Section 61.306(a), (c), (c-1), and (d), enacted by the 87th Texas Legislature, Regular Session</p> <p>(6) Consideration of adopting the proposed amendments to Texas Administrative Code, Title 19, Part 1, Chapter 9, Subchapter N, Section 9.673 of Board rules, concerning baccalaureate degree programs at public junior colleges</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>On a motion by Dr. Farias seconded by Ms. Schwartz, the Board adopted amendments to Texas Administrative Code, Title 19, Part 1, Chapter 4, Subchapter D, Section 4.84 of Board rules concerning institutional agreements for dual credit 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> <p>On a motion by Mr. Wilson, seconded by Mr. Clemmer, the Board adopted amendments to Texas Administrative Code, Title 19, Part 1, Chapter 7, Subchapter A, Sections 7.7 and 7.8 of Board rules, incorporating restrictions added by Texas Education Code, Title 3, Subtitle B, Chapter 61, Section 61.303(c) and (c-1) and Section 61.306(a), (c), (c-1), and (d). A copy of the Board rules as adopted may be found in the agenda materials.</p> <p>On a motion by Ms. Schwartz, seconded by Mr. Torn, the Board adopted amendments to Texas Administrative Code, Title 19, Part 1, Chapter 9, Subchapter N, Section 9.673 of Board rules, concerning baccalaureate degree programs at public</p>

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	junior colleges. A copy of the Board rules as adopted may be found in the agenda materials.
X. Matters relating to the Agency Operations Committee	
A. Committee Chair's Overview	No action required.
B. Report on grants and contracts	This item was approved on the Consent Calendar.
C. Consideration of adopting a resolution authorizing the issuance of State of Texas College Student Loan Bonds in one or more series; and delegation of the authority for administration and approval of the activities necessary to complete the sale of the private activity bonds	<p>On a motion by Ms. Williams, seconded by Mr. Wilson, the Board authorized the issuance of State of Texas College Student Loan Bonds in one or more series; and delegation of the authority for administration and approval of the activities necessary to complete the sale of the private activity bonds.</p> <p>Mr. Ken Martin, Assistant Commissioner for Financial Services and Chief Financial Officer, presented this item and was available for questions. Richard Donoghue, Partner with McCall, Parkhurst & Horton, was also available to answer any questions.</p>
XI. Adjournment	

With no further business, on a motion by Mr. Torn, seconded by Mr. Wilson, the meeting adjourned at approximately 2:02 p.m.

Respectfully Submitted,



10-27-22

Chair, Texas Higher Education Coordinating Board