

**TEACHER RETIREMENT SYSTEM OF TEXAS MEETING
BOARD OF TRUSTEES**

AGENDA

December 5, 2024 – 9:00 a.m.

December 6, 2024 – 9:00 a.m.

*All or part of the December 5 - 6, 2024 meeting of the TRS Board of Trustees may be held by telephone or video conference call as authorized under Sections 551.130 and 551.127 of the Texas Government Code. The Board intends to have the presiding officer and a quorum physically present at the following location, which will be open to the public during the open portions of the meeting: **1000 Red River, Austin, Texas 78701 in the TRS East Building, 5th Floor, Boardroom.***

Members of the public may provide virtual public comment by registering first with the Board Secretary by submitting an email to publiccomment@trs.texas.gov identifying the name of the speaker and topic, no later than 5:00 pm on December 5, 2024.

The open portions of the Board meeting are being broadcast over the Internet. Access to the Internet broadcast and agenda materials of the Board meeting is provided at www.trs.texas.gov. A recording of the meeting will be available at www.trs.texas.gov.

NOTE: The Board may take up any item posted on the agenda during its meeting on December 5 - 6, 2024 beginning at the time and place specified on this agenda.

1. Call roll of Board members.
2. Consider the following administrative matters including approval of the September 2024 proposed meeting minutes– Robert H. Walls, Jr.
3. Resolution recognizing the service of Jarvis V. Hollingsworth – Robert H. Walls, Jr.
4. Review and discuss the Executive Director's report on the following matters – Brian Guthrie:
 - A. Administrative operational matters, including updates on financial, audit, legal, staff services, special projects, strategic planning, legislative implementation including 88th Leg. (R) HB 4141, personnel matters, notification of contract renewals, and Moving Forward Together update.
 - B. Board operational matters, including a review of draft agendas for upcoming meetings.
 - C. Event notices or reminders; holiday and other schedules of interest; board member, employee or other individual recognitions; and expressions of thanks, congratulations, or condolences.

5. Consider the renewal of the executive assessment provider agreement, including considering a finding that deliberating or conferring in open meeting would have a detrimental effect on the position of the retirement system in the negotiations with a third person – Shunne Powell.
6. Consider the renewal of the master custody services and security lending provider agreement including considering a finding that deliberating or conferring in open meeting would have a detrimental effect on the position of the retirement system in the negotiations with a third person – Kendall Courtney.
7. Receive TRS Quarterly Ombudsman’s Report – Lori LaBrie.

NOTE: *The Board meeting likely will recess after the last item above and will resume December 6, 2024, Friday morning, to take up items listed below.*

8. Provide an opportunity for public comment – Robert H. Walls, Jr.
9. Receive the report of the Benefits Committee on its December 5, 2024 meeting and consider the following - Committee Chair:
 - A. Acceptance of the Medical Board Meeting minutes of September 2022 meetings;
 - B. Approval of the Benefit Payments for September to November 2024; and
 - C. Consider the appointment of a member to the Active School Administrator position on the RAC.
10. Receive the report of the Investment Management Committee on its December 5, 2024 meeting – Committee Chair.
11. Receive the report of the Policy Committee on its December 5, 2024 meeting and consider adoption of the following: – Committee Chair
 - A. Consider adoption of proposed amendments to the Member Engagement Policy; and
 - B. Consider adoption of the following proposed repeal and new rules in Chapter 43 of Title 34, Part 3 of the Texas Administrative Code, related to Contested Cases:
 - i. [REPEAL]§43.1 Administrative Review of Individual Requests
 - ii. [REPEAL] §43.2 Effect of Invalidity of Rule
 - iii. [REPEAL] §43.3 Definitions
 - iv. [REPEAL] §43.4 Decisions Subject to Review by an Adjudicative Hearing
 - v. [REPEAL] §43.5 Request for Adjudicative Hearing
 - vi. [REPEAL] §43.6 Filing of Documents
 - vii. [REPEAL] §43.7 Computation of Time
 - viii. [REPEAL] §43.8 Extensions
 - ix. [REPEAL]§43.9 Docketing of Appeal for Adjudicative Hearing and Dismissal for Failure to Obtain Setting

- x. [REPEAL]§43.10 Authority to Grant Relief
- xi. [REPEAL]§43.11 Classification of Pleadings
- xii. [REPEAL]§43.12 Form of Petitions and Other Pleadings
- xiii. [REPEAL]§43.13 Filing of Pleadings and Amendments
- xiv. [REPEAL]§43.14 Briefs
- xv. [REPEAL]§43.15 Motions
- xvi. [REPEAL]§43.16 Notice of Hearing and Other Action
- xvii. [REPEAL]§43.17 Agreements To Be in Writing
- xviii. [REPEAL]§43.18 Motion for Consolidation
- xix. [REPEAL]§43.19 Additional Parties
- xx. [REPEAL]§43.20 Appearance and Representation
- xxi. [REPEAL]§43.21 Lead Counsel
- xxii. [REPEAL]§43.23 Powers of the Administrative Law Judge
- xxiii. [REPEAL]§43.24 Prehearing Conference and Orders
- xxiv. [REPEAL]§43.25 Conduct of Hearing
- xxv. [REPEAL]§43.26 General Admissibility
- xxvi. [REPEAL]§43.27 Exhibits
- xxvii. [REPEAL]§43.28 Pre-filed Direct Testimony in Disability Appeal Proceeding
- xxviii. [REPEAL]§43.29 Limit on Number of Witnesses
- xxix. [REPEAL]§43.33 Failure to Appear
- xxx. [REPEAL]§43.34 Conduct and Decorum at Hearing
- xxxi. [REPEAL]§43.35 Official Notice
- xxxii. [REPEAL]§43.36 Ex Parte Consultations
- xxxiii. [REPEAL]§43.37 Recording of the Hearing; Certified Language Interpreter
- xxxiv. [REPEAL]§43.38 Dismissal without Hearing
- xxxv. [REPEAL]§43.39 Summary Disposition
- xxxvi. [REPEAL]§43.40 The Record
- xxxvii. [REPEAL]§43.41 Findings of Fact
- xxxviii. [REPEAL]§43.42 Reopening of Hearing
- xxxix. [REPEAL]§43.43 Subpoenas and Commissions
- xl. [REPEAL]§43.44 Discovery
- xli. [REPEAL]§43.45 Proposals for Decision, Exceptions, and Appeals to the Board of Trustees
- xlii. [REPEAL]§43.46 Rehearings
- xliii. [REPEAL]§43.47 Procedures Not Otherwise Provided
- xliv. [REPEAL]§43.48 Cost of Preparing Administrative Record
- xlvi. [NEW] SUBCHAPTER A. GENERAL ADMINISTRATION
- xlvi. [NEW] §43.1 Applicability.
- xlvi. [NEW] §43.2 Definitions.
- xlvi. [NEW] §43.3 Filing of Documents.
- xlix. [NEW] §43.4 Computation of Time.
- l. [NEW] §43.5 Extensions.
- li. [NEW] §43.6 Ex Parte Consultations.
- lii. [NEW] §43.7 Procedures Not Otherwise Provided.

- liii. [NEW] SUBCHAPTER B. REQUESTS FOR ADJUDICATIVE HEARING
- liv. [NEW] §43.101. Administrative Review of Individual Requests.
- lv. [NEW] §43.102. Administrative Review of Disability Determinations.
- lvi. [NEW] §43.103. Administrative Review of Option Beneficiary or Optional Retirement Annuity Plan Changes.
- lvii. [NEW] §43.104. Request for Adjudicative Hearing.
- lviii. [NEW] §43.105. Docketing of Petition for Adjudicative Hearing and Dismissal for Failure to Obtain Setting.
- lix. [NEW] §43.106. Authority to Grant Relief.
- lx. [NEW] §43.107. Subpoenas and Commissions.
- lxi. [NEW] SUBCHAPTER C. HEARINGS NOT DOCKETED AT SOAH
- lxii. [NEW] §43.201. Applicability.
- lxiii. [NEW] §43.202. Form of Pleadings.
- lxiv. [NEW] §43.203. Filing of Pleadings and Amendments.
- lxv. [NEW] §43.204. Briefs.
- lxvi. [NEW] §43.205. Motions.
- lxvii. [NEW] §43.206. Discovery.
- lxviii. [NEW] §43.207. Notice of Hearing and Other Action.
- lxix. [NEW] §43.208. Agreements To Be in Writing.
- lxx. [NEW] §43.209. Motion for Consolidation.
- lxxi. [NEW] §43.210. Additional Parties.
- lxxii. [NEW] §43.211. Appearance and Representation.
- lxxiii. [NEW] §43.212. Lead Counsel.
- lxxiv. [NEW] §43.213. Powers of the Administrative Law Judge.
- lxxv. [NEW] §43.214. Prehearing Conference and Orders.
- lxxvi. [NEW] §43.215. Conduct of Hearing.
- lxxvii. [NEW] §43.216. General Admissibility.
- lxxviii. [NEW] §43.217. Exhibits.
- lxxix. [NEW] §43.218. Pre-filed Direct Testimony in Disability Appeal Proceedings.
- lxxx. [NEW] §43.219. Limit on Number of Witnesses.
- lxxxi. [NEW] §43.220. Failure to Appear.
- lxxxii. [NEW] §43.221. Conduct and Decorum at Hearing.
- lxxxiii. [NEW] §43.222. Official Notice.
- lxxxiv. [NEW] §43.223. Recording of the Hearing; Certified Language Interpreter.
- lxxxv. [NEW] §43.224. Dismissal without Hearing.
- lxxxvi. [NEW] §43.225. Summary Disposition.
- lxxxvii. [NEW] §43.226. The Record.
- lxxxviii. [NEW] §43.227. Findings of Fact.
- lxxxix. [NEW] §43.228. Reopening of Hearing.
- xc. [NEW] SUBCHAPTER D. FINAL DECISIONS OF TRS.
- xc. [NEW] §43.301. Proposals for Decision and Exceptions.

- xcii. [NEW] §43.302. Decision of Executive Director.
- xciii. [NEW] §43.303. Proposals for Decision and Exceptions regarding Eligibility for Disability Retirement.
- xciv. [NEW] §43.304. Appeals to the Board of Trustees.
- xcv. [NEW] §43.305. Final Decision of TRS.
- xcvi. [NEW] §43.306. Rehearings.
- xcvii. [NEW] §43.307. Cost of Preparing Administrative Record.

12. Receive the report of the Budget Committee on its December 5, 2024 meeting – Committee Chair.
13. Receive the report of the Audit, Compliance, and Ethics Committee on its December 5, 2024 meeting – Committee Chair.
14. Receive an update on the economic impact of TRS pension and healthcare payments on the Texas economy – Dr. Ray Perryman, The Perryman Group.
15. Receive the TRS Pension Trust Fund Actuarial Valuation for the fiscal year ending August 31, 2024 – Joe Newton, Gabriel, Roeder, Smith & Co.
16. Receive the TRS-Care Actuarial Valuation and Other Post-Employment Benefits (OPEB) reports for the fiscal year ending August 31, 2024 – Joe Newton, Gabriel, Roeder, Smith & Co.
17. Receive the annual evaluation of Gabriel, Roeder, Smith & Co. as the provider of pension actuarial and consulting services – Janice Ehlert.
18. Receive an update on the TEAM Program – Chris Cutler, Billy Lowe, Jennifer Whitman and Adam Fambrough.
19. Receive an update from the TEAM Program Independent Program Assessment (IPA) Vendor – Laurie Patton, EY.
20. Receive the Deputy Director’s update including considering the Procurement and Contracting Report – Caasi Lamb.
21. Receive Quarterly Data Governance and Information Security Update – Frank Williams.
22. Review the report of the General Counsel on pending and contemplated litigation, including updates on litigation involving benefit-program contributions, retirement benefits, health-benefit programs, investment matters and open records and on legal or regulatory matters involving certain TRS vendors, investment managers, or other counterparties– Heather Traeger and J.R. Morgan.

The Board may convene in Executive Session under the following, but not limited to:

- A. Texas Government Code, Section 551.071: Consultation with Attorney;
- B. Texas Government Code, Section 551.072: Deliberation Regarding Real Property;
- C. Texas Government Code, Section 551.074: Personnel Matters Relating to Appointment, Employment, Evaluation, Assignment, Duties, Discipline, or Dismissal of Officers or Employees including but not limited to the Executive Director, Chief Audit Executive, Chief Investment Officer.
- D. Texas Government Code, Section 551.076: Deliberation Regarding Security Devices or Security Audits;
- E. Texas Government Code, Section 551.089: Deliberation Regarding Security Devices or Security Audits; or
- F. Texas Government Code, Section 825.115: Applicability of Certain Laws;
- G. Texas Government Code, Section 825.3011: Certain Consultations Concerning Investments.