

**Item 20:****Update of State Board for Educator Certification Enabling Legislation from the 87th Texas Legislature****INFORMATION ONLY**

**SUMMARY:** This item provides an update to the State Board for Educator Certification (SBEC) regarding all SBEC-related legislation as a result of the 87th Texas Legislative Session.

**BACKGROUND INFORMATION AND SIGNIFICANT ISSUES:** The 87th Regular and Special Session, Texas Legislature passed several SBEC-related pieces of legislation. The Attachment includes a summary of each piece of enabling legislation, the subject and purpose, the existing Texas Administrative Code (TAC) rule, along with the current status/plan for implementation. TEA staff will provide regular updates on all SBEC-related legislation at upcoming meetings, including any additions that result from a Special Session.

**Staff Members Responsible:**

Christie Pogue, Director, SBEC Policy Development and Support  
Laura Moriaty, Senior Director, EPCE Law and Policy

**Attachment:**

SBEC-Related Legislation from the 87th Session Implementation Plan

ATTACHMENT

**SBEC Rulemaking Legislative Implementation Plan on 87<sup>th</sup> Legislative Session**

Enabling Legislation	Subject and Purpose	Rule Chapter(s)	Owner (Support)	Timeline	Status
<p><b>HB 139</b></p>	<p><b>Military Veterans and Spouse Certification:</b></p> <ul style="list-style-type: none"> <li>Requirements for military veterans and spouses regarding training, education, and experience to count towards certification requirements.</li> </ul>	<p>228</p>	<p>Jessica McLoughlin</p>	<ul style="list-style-type: none"> <li>October 2021 Discussion</li> <li>December 2021 Proposal</li> <li>February 2022 Adoption</li> </ul> <p>SBOE: April 2022 Effective May 2022</p>	<p><b>Complete</b></p>
	<ul style="list-style-type: none"> <li>Testing exemptions for military service members, military spouses, and military spouses.</li> </ul>	<p>230</p>	<p>Marilyn Cook</p>		
	<ul style="list-style-type: none"> <li>Requirements for military veterans and spouses regarding expediting applications and alternative methods for certification requirements.</li> </ul>	<p>234</p>	<p>Marilyn Cook</p>	<ul style="list-style-type: none"> <li>July 2021 Discussion</li> <li>October 2021 Proposal</li> <li>December 2021 Adoption</li> </ul> <p>SBOE: January 2022 Effective March 2022</p>	<p><b>Complete</b></p>
<p><b>HB 159</b></p>	<p><b>Special Education Training Requirements:</b></p> <ul style="list-style-type: none"> <li>Requirements for educator preparation programs (EPPs) to provide information regarding high expectations for all students, including students with disabilities.</li> </ul>	<p>228</p>	<p>Marilyn Cook</p>	<ul style="list-style-type: none"> <li>February 2023 Discussion</li> <li>April 2023 Discussion</li> <li>July 2023 Proposal</li> <li>September Adoption</li> </ul> <p>SBOE: November 2023 Effective December 2023</p>	

	<ul style="list-style-type: none"> <li>• Definition of “student with disability.”</li> <li>• Requirements for what every educator is expected to know and be able to do in regards to students with disabilities.</li> <li>• Requirements for EPPs to demonstrate the inclusion of proactive instructional planning techniques throughout coursework for program approval or renewal.</li> <li>• Requirements for field-based experiences (FBEs) to include activities involving students with disabilities, including flexible FBE options.</li> <li>• Requirements for educator training to include educating students with disabilities.</li> <li>• Requirement that all educator candidates receive training in dyslexia, mental health, substance abuse, and youth suicide.</li> <li>• Requirements for EPPs to provide information to candidates regarding skills, expectations, supply/demand, classroom management, and appraisal framework.</li> </ul>	228	Jessica McLoughlin	<ul style="list-style-type: none"> <li>• October 2021 Discussion</li> <li>• December 2021 Proposal</li> <li>• February 2022 Adoption</li> </ul> <p>SBOE: April 2022 Effective May 2022</p>	<b>Complete</b>
	<ul style="list-style-type: none"> <li>• Requirements for EPPs to be held accountable for the achievement of students with disabilities, to the extent practicable.</li> </ul>	229	Mark Olofson	<ol style="list-style-type: none"> <li>1. July 2021 Proposal</li> <li>2. October 2021 Adoption</li> </ol> <p>SBOE: November 2021 Effective December 2021</p>	<b>Complete</b>
	<ul style="list-style-type: none"> <li>• Requirements for principal certificate regarding the ability to create inclusive environment and curriculum and instructions management to include students with disabilities.</li> </ul>	241	Jessica McLoughlin	<ul style="list-style-type: none"> <li>• July 2022 Proposal</li> <li>• September 2022 Adoption</li> </ul> <p>SBOE: November 2022 Effective December 2022</p>	<b>Complete</b>

<b>HB 2256</b>	<b>Bilingual Special Education Certificate:</b>				
	<ul style="list-style-type: none"> <li>• Related to the training requirements to obtain a Bilingual Special Education Certificate.</li> <li>• Requirements for EPPs regarding Bilingual Special Education standards for program approval and renewal.</li> </ul>	228	TBD	TBD	
	<ul style="list-style-type: none"> <li>• Related to the creation of, and examination requirements for a Bilingual Special Education Certificate.</li> </ul>	230	TBD	TBD	
	<ul style="list-style-type: none"> <li>• Requirements for personnel assignments for individuals with a Bilingual Special Education Certificate.</li> </ul>	231	Marilyn Cook	TBD	
	<ul style="list-style-type: none"> <li>• Related to the establishment of a Bilingual Special Education Certificate category.</li> </ul>	233	Marilyn Cook	TBD	
<ul style="list-style-type: none"> <li>• Related to the creation of Bilingual Special Education standards.</li> </ul>	235	DeMarco Pitre	<ul style="list-style-type: none"> <li>• February 2023 Discussion</li> <li>• April 2023 Proposal</li> <li>• July 2023 Adoption</li> </ul> <p>SBOE: September 2023 Effective October 2023</p>		

<p><b>HB 2519</b></p>	<p><b>Disciplinary Proceedings and Contract Abandonment:</b></p> <ul style="list-style-type: none"> <li>Requirements for educator sanctioning notification.</li> <li>Forbids SBEC from suspending or revoking educators who resign 30 days prior to first day of instruction.</li> </ul>	<p>249</p>	<p>Laura Moriarty</p>	<ul style="list-style-type: none"> <li>July 2021 Discussion</li> <li>October 2021 Proposal</li> <li>December 2021 Adoption</li> </ul> <p>SBOE: January 2022 Effective March 2022</p>	<p><b>Complete</b></p>
<p><b>SB 15</b></p>	<p><b>Certification Requirements for Internships in Virtual Setting:</b> Relating to teacher certification requirements through an internship teaching certain virtual courses.</p>	<p>228</p>	<p>Jessica McLoughlin</p>	<p>At September 30, 2022 SBEC Meeting, the Board directed staff to pause on this at this time, pending recommendations of the Virtual Schools Commission.</p>	<p><b>NA</b></p>
<p><b>SB 199</b></p>	<p><b>Continuing Professional Education for AED Training:</b> Relating to the training requirements for continuing profession education (CPE) providers to offer automatic external defibrillator (AED) training for CPE.</p>	<p>232</p>	<p>Christie Pogue</p>	<ul style="list-style-type: none"> <li>October 2021 Discussion</li> <li>December 2021 Proposal</li> <li>February 2022 Adoption</li> </ul> <p>SBOE: April 2022 Effective May 2022</p>	<p><b>Complete</b></p>
<p><b>SB 226</b></p>	<p><b>Digital Learning and Virtual Learning/Instruction:</b></p> <ul style="list-style-type: none"> <li>Definition of virtual instruction and learning.</li> <li>Requirements that educator candidates receive training in virtual learning and instruction.</li> </ul>	<p>228</p>	<p>Jessica McLoughlin</p>	<ul style="list-style-type: none"> <li>October 2021 Discussion</li> <li>December 2021 Proposal</li> <li>February 2022 Adoption</li> </ul> <p>SBOE: April 2022 Effective May 2022</p>	<p><b>Complete</b></p>
<p><b>SB 1267</b></p>	<p><b>Continuing Professional Education:</b></p> <ul style="list-style-type: none"> <li>Requirement that all educators receive continuing professional education in educating student with disabilities.</li> <li>Relating to maximum hours teachers, principals, and counselors can obtain in certain topics for certificate renewal.</li> </ul>	<p>232</p>	<p>Christie Pogue</p>	<ul style="list-style-type: none"> <li>October 2021 Discussion</li> <li>December 2021 Proposal</li> <li>February 2022 Adoption</li> </ul> <p>SBOE: April 2022 Effective May 2022</p>	<p><b>Complete</b></p>

	<ul style="list-style-type: none"> <li>• Relating to creation of advisory committee to recommend frequency of required continuing education and training requirements.</li> <li>• Relating to the creation of clearinghouse of all continuing education and training requirements for educators and all school personnel with recommended frequency.</li> <li>• Relating to the removal of the requirement that instruction regarding grief and trauma be approved by the commissioner.</li> </ul>				
<b>SB 1590</b>	<p><b>Virtual Observations:</b> Relating to the virtual observation options that allow for two formal observations to be completed virtually that are equivalent in rigor to in-person.</p>	228	Jessica McLoughlin	<ul style="list-style-type: none"> <li>• October 2021 Discussion</li> <li>• December 2021 Proposal</li> <li>• February 2022 Adoption</li> </ul> <p>SBOE: April 2022 Effective May 2022</p>	<b>Complete</b>
<b>SB 2066</b>	<p><b>Continuing Professional Education:</b> Relating to continuing professional education requirements for principals in educating emergent bilingual students.</p>	232	Christie Pogue	<ul style="list-style-type: none"> <li>• October 2021 Discussion</li> <li>• December 2021 Proposal</li> <li>• February 2022 Adoption</li> </ul> <p>SBOE: April 2022 Effective May 2022</p>	<b>Complete</b>

**SBEC/ Commissioner Action Legislative Implementation Plan on 87<sup>th</sup> Legislative Session**

<b>Bill (Author)</b>	<b>Caption and Summary</b>	<b>Action Required</b>	<b>Owner (Support)</b>	<b>Timeline</b>	<b>Status</b>
<b>HB 139</b> (Buckley)	<b>Military Members, Veterans and Spouse Certification Examination Exemption</b>	Yes – Ch. 152	Marilyn Cook	Effective 3.2022	<b>Complete</b>
<b>HB 1525</b> (Huberty/Taylor) <b>SB 1356</b> (Hughes)	<b>Do Not Hire Registry for Non-profit Organizations Participating in Tutoring Program</b>	Yes – Ch. 153, EE Support – Ch. 150	David Rodriguez	Effective 1.2022	<b>Complete</b>
<b>SB 1267</b> (West)	<b>SBEC to Approve Advisory Committee and Clearinghouse of Training and Continuing Education and Training Requirements</b>	Yes – SBEC Approval	Christie Pogue	June 1, 2022	<b>Complete</b>
<b>SB 2066</b> (Menéndez)	<b>SBEC to Update Principal and Teacher Surveys to Reflect Information Regarding Educating Emergency Bilingual Students</b>	Yes – SBEC Approval	Mark Olofson	Effective Dec 10, 2021	<b>Complete</b>