

Item 17:**Discussion and Appropriate Action on Consideration of Draft Amendments to 19 TAC Chapter 242, Superintendent Certificate, §242.20, Requirements for the Issuance of the Standard Superintendent Certificate****DISCUSSION AND ACTION**

SUMMARY: This item provides the State Board for Educator Certification (SBEC) an opportunity to discuss draft amendments to 19 TAC Chapter 242, Superintendent Certificate, §242.20, Requirements for the Issuance of the Standard Superintendent Certificate and to take action on whether to direct Texas Education Agency (TEA) staff to bring back proposed rule text for Board consideration at the March 2018 SBEC meeting. The draft amendments to 19 TAC §242.20 would allow for a candidate to obtain standard certification as a superintendent provided that the candidate was hired by a district, completed a superintendent preparation program, and passed the certification exam for superintendents.

STATUTORY AUTHORITY: The statutory authority for 19 TAC §242.20 and §242.25 is the Texas Education Code, §§21.003(a), 21.040(4), 21.041(b)(2)-(4), and 21.046(a).

BACKGROUND INFORMATION AND JUSTIFICATION: The SBEC rules in 19 TAC Chapter 242 establish requirements for the issuance and renewal of the superintendent certificate. Subsection §242.20 provides requirements for the issuance of the standard Superintendent Certificate.

The SBEC adopted amendments to 19 TAC §242.20(a) and (b) at the October 2015 meeting.

- Subsection (a) was amended to provide for the substitution of managerial experience in a public school district for the requirement of a principal certificate, provided that the managerial experience was at least three years in duration, including supervisory or appraisal duties that included district-level planning and coordination of programs, activities, or initiatives and involved either the creation or maintenance of a budget. The amendment would also require the candidate seeking the substitution of managerial experience for principal certification to submit an application to TEA staff so that TEA can ensure that the experience meets the requirements specified in rule.
- Subsection (b) was amended to allow a candidate to obtain standard certification as a superintendent provided that the candidate possessed a post-baccalaureate degree, was hired by the school board of a public school district, the school board posted the reasons the candidate met the district needs regarding the position, the candidate completed a superintendent preparation program, and the candidate passed the certification examination for superintendents.

The State Board of Education (SBOE) rejected the rule action during their November 2015 meeting due to the additional pathway provided in subsection (b). At the December 2015 SBEC meeting, the Board reconsidered and adopted the amendments to 19 TAC §242.20(a) that allow

an individual seeking a superintendent certificate the option to substitute managerial experience in a public school district for the requirement of a principal certificate.

At the August 3, 2017 SBEC work session, the Board directed TEA staff to prepare an item for the Board's consideration on whether to bring back proposed amendments to reconsider subsection (b). Attachment II reflects the amendments adopted by the SBEC and rejected by the SBOE. Attachment III reflects the side-by-side comparison of current rule text for traditional and non-traditional pathways to superintendent certification, along with the pathway rejected by SBOE. Attachment IV reflects all current pathways to superintendent certification.

According to the SBEC 2015-2018 Rule Review Plan, 19 TAC Chapter 242 is scheduled to begin review in August 2018.

Given the current history of this subsection with the SBEC and the SBOE, TEA staff is seeking clear direction from the Board on next steps. This item allows the SBEC to take action on whether to direct TEA staff to bring back proposed rule text to reconsider subsection §242.20(b) at the March 2018 meeting.

MOTIONS TO BE CONSIDERED:

1. Direct TEA staff to bring back proposed rule text amendments to 19 TAC Chapter 242, Superintendent Certificate, §242.20, Requirements for the Issuance of the Standard Superintendent Certificate, to reconsider subsection (b) to allow a candidate to obtain standard certification as a superintendent provided that the candidate possessed a post-baccalaureate degree, was hired by the school board of a public school district, the school board posted the reasons the candidate met the district needs regarding the position, the candidate completed a superintendent preparation program, and the candidate passed the certification examination for superintendents, **or**
2. Direct TEA staff to not bring back proposed rule text amendments to 19 TAC Chapter 242, Superintendent Certificate, §242.20, Requirements for the Issuance of the Standard Superintendent Certificate, given the upcoming review of this chapter.

Staff Member Responsible: Christie Pogue, SBEC Manager
Educator Leadership and Quality

- Attachments:**
- I. Statutory Citations
 - II. Text of Proposed Amendments to 19 TAC Chapter 242, Superintendent Certificate, §242.20, Requirements for the Issuance of the Standard Superintendent Certificate
 - III. SBEC Adopted Pathways to Texas Superintendent Certification
 - IV. Current Texas Superintendent Pathway Options

ATTACHMENT I**Statutory Citations Relating to Proposed Amendments to 19 TAC Chapter 242,
Superintendent Certificate, §242.20, Requirements for the Issuance of the Standard
Superintendent Certificate****Texas Education Code, §21.003, Certification Required (excerpt):**

- (a) A person may not be employed as a teacher, teacher intern or teacher trainee, librarian, educational aide, administrator, educational diagnostician, or school counselor by a school district unless the person holds an appropriate certificate or permit issued as provided by Subchapter B.

Texas Education Code, §21.040, General Powers and Duties of Board (excerpt):

The board shall:

- (4) for each class of educator certificate, appoint an advisory committee composed of members of that class to recommend standards for that class to the board;

Texas Education Code, §21.041, Rules; Fees (excerpts):

- (b) The board shall propose rules that:
- (2) specify the classes of educator certificates to be issued, including emergency certificates;
- (3) specify the period for which each class of educator certificate is valid;
- (4) specify the requirements for the issuance and renewal of an educator certificate;

Texas Education Code, §21.046, Qualifications for Certification As Superintendent or Principal (excerpt):

- (a) The qualifications for superintendent must permit a candidate for certification to substitute management training or experience for part of the educational experience.

ATTACHMENT II
Text of Proposed Amendments to 19 TAC
Chapter 242. Superintendent Certificate

§242.20. Requirements for the Issuance of the Standard Superintendent Certificate.

- (a) To be eligible to receive the standard Superintendent Certificate, a candidate must:
- (1) satisfactorily complete an examination based on the standards identified in §242.15 of this title (relating to Standards Required for the Superintendent Certificate); and
 - (2) successfully complete a State Board for Educator Certification (SBEC) -approved superintendent preparation program and be recommended for certification by that program; and
 - (3) hold, at a minimum, a master's degree from an accredited institution of higher education that at the time was accredited or otherwise approved by an accrediting organization recognized by the Texas Higher Education Coordinating Board (THECB) ; and
 - (4) hold, at a minimum, a principal certificate or the equivalent issued under this title or by another state or country ; or []
 - (5) have at least three creditable years of managerial experience in a public school district.
 - (A) The managerial experience must include responsibility for:
 - (i) supervising or appraising faculty or staff;
 - (ii) conducting district-level planning and coordination of programs, activities, or initiatives; and
 - (iii) creating or maintaining a budget.
 - (B) The candidate must submit an application to Texas Education Agency (TEA) staff for the substitution of managerial experience as defined in this paragraph. The TEA staff will review the application and will notify the applicant, in writing, of approval or denial within 60 calendar days from date of receipt.
- (b) Alternatively, a candidate is eligible to receive the standard superintendent certificate if:
- (1) the candidate is hired by a public school district in Texas for the position of superintendent;
 - (2) the school district's board of trustees publicly posts the reasons the candidate meets the current district needs regarding the position of superintendent, including how the candidate's experience and skillset meet those needs, at the time the school district's board of trustees names the candidate the lone finalist for the position of superintendent;
 - (3) the candidate holds, at a minimum, a post-baccalaureate degree from an accredited institution of higher education that at the time was accredited or otherwise approved by an accrediting organization recognized by the THECB;
 - (4) the candidate satisfactorily completes an examination based on the standards identified in §242.15 of this title; and
 - (5) the candidate successfully completes an SBEC-approved superintendent preparation program and is recommended for certification by that program.

ATTACHMENT III

SBEC Adopted Pathways to Texas Superintendent Certification

| <p>Traditional Route 19 TAC Chapter 242.20(a)(1-4)</p> | <p>Non-Traditional Route 19 TAC Chapter 242.20(a)(1-3) and (5)</p> | <p>2015 SBEC Approved – SBOE Rejected Non-Traditional Route 19 TAC Chapter 242.2(b)</p> |
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| <p>Candidate Initiated</p> | <p>Candidate Initiated</p> | <p>School District Initiated</p> |
| <p>Candidate Must:</p> <ol style="list-style-type: none"> 1. Hold a principal certificate 2. Hold a master’s degree 3. Complete a superintendent preparation program and be recommended by that program for certification 4. Pass the superintendent certification exam | <p>Candidate Must:</p> <ol style="list-style-type: none"> 1. Have obtained three years of certain managerial experiences at a public school district to substitute for the principal certificate requirement (approved by TEA) 2. Hold a master’s degree 3. Complete a superintendent preparation program and be recommended by that program for certification 4. Pass the superintendent certification exam <p>* This pathway would not replace the current process but would provide an additional pathway.</p> | <p>School Board Must:</p> <ol style="list-style-type: none"> 1. Select candidate to hire under a probationary certificate (good for a maximum of three years) 2. Publicly post the reasons the district requires the skill set of the desired non-traditional candidate <p>Candidate Must:</p> <ol style="list-style-type: none"> 1. Hold at least a post-baccalaureate degree 2. Complete a superintendent preparation program and be recommended by that program for certification 3. Pass the superintendent certification exam <p>* This pathway would not replace the current process but would provide an additional pathway.</p> |

ATTACHMENT IV

Current Texas Superintendent Pathway Options

