**Item 25:**

**2015-2018 Rule Review Plan for State Board for Educator Certification Rules**

**INFORMATION ONLY**

**SUMMARY:** This item outlines the rule review plan for State Board for Educator Certification (SBEC) rules during the period of 2015 through 2018. Texas Government Code, §2001.039, requires a rule review of existing state agency rules, including SBEC rules. The rule review requirement is designed to ensure that the reasons for initially adopting a rule continue to exist.

**BACKGROUND INFORMATION AND SIGNIFICANT ISSUES:** Senate Bill (SB) 178, 76th Texas Legislature, 1999, amended the Texas Government Code by adding §2001.039, which requires the review of existing state agency rules. The rule review requirement in Texas Government Code, §2001.039, is designed to ensure that the reasons for adopting or readopting the rule continue to exist.

The 2015-2018 Rule Review Plan for SBEC Rules was approved by the SBEC at the October 2014 meeting. The plan appears on an ongoing basis in each SBEC agenda. Any necessary modifications to the plan will appear as an action item in the SBEC agenda for approval by the SBEC. Also, whenever necessary, proposed rule changes (amendments or revisions) will be brought to the board for consideration concurrently with the required review of the rules.

*Rule Review Procedures*. *Texas Register* rules specify the following two-step review process to implement the rule review requirement found in the Texas Government Code, §2001.039:

1. a Notice of Proposed Review (Intention to Review) requesting comments on whether reasons for adopting or readopting the rules continue to exist is published in the *Texas Register*; and

2. a Notice of Adopted Review (Readoption) summarizing the public comments received in response to the notice of proposed review and providing a response to each comment and an assessment of whether the reasons for initially adopting the rules continue to exist is published in the *Texas Register*.

**OTHER COMMENTS AND RELATED ISSUES:** As with proposed rule actions, the public comment period for a proposed review would last 30 days and include registered oral and written comments on the proposed review provided at an SBEC meeting.

**Staff Members Responsible:** Christie Pogue, SBEC Manager

Educator Leadership and Quality

Cristina De La Fuente-Valadez, Director

Rulemaking

**Attachment:** 2015-2018 Rule Review Plan for State Board for Educator Certification Rules

**ATTACHMENT**

**2015-2018 Rule Review Plan for State Board for Educator Certification Rules**

*Texas Government Code, §2001.039, established a four-year rule review cycle for all state agency rules, including State Board for Educator Certification (SBEC) rules. The rule review is designed to ensure that the reasons for adopting or readopting the rule continue to exist. The plan only includes rules in effect at the time the plan is adopted.*

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| **Review Period: 2015** | | | |
| **Chapter Title** | **Subchapter Title** | **Topic** | **Begin Review** |
| **Chapter 249. Disciplinary Proceedings, Sanctions, and Contested Cases** | *Subchapter A. General Provisions* | Educator Investigations | March 2015 |
| *Subchapter B. Enforcement Actions and Guidelines* |
| *Subchapter C. Prehearing Matters* |
| *Subchapter D. Hearing Procedures* |
| *Subchapter E. Post-Hearing Matters* |
| **Chapter 233. Categories of Classroom Teaching Certificates** |  | Educator Certification | June 2015 |
| **Chapter 244. Certificate of Completion of Training for Appraisers** |  | Educator Preparation | June 2015 |
| **Chapter 230. Professional Educator Preparation and Certification** | Subchapter A. General Provisions | Educator Certification | October 2015 |
| *Subchapter B. General Certification Requirements* |
| *Subchapter C. Assessment of Educators* |
| *Subchapter D. Types and Classes of Certificates Issued* |
| *Subchapter E. Educational Aide Certificate* |
| *Subchapter F. Permits* |
| *Subchapter G. Certificate Issuance Procedures* |
| *Subchapter H. Texas Educator Certificates Based on Certification and College Credentials from Other States or Territories of the United States* |
| **Chapter 232. General Certification Provisions** | *Subchapter A.* Certificate Renewal and Continuing Professional Education Requirements | Educator Certification | October 2015 |
| Subchapter B. National Criminal History Record Information Review of Active Certificate Holders | Educator Investigations |

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| **Review Period: 2016** | | | |
| **Chapter Title** | **Subchapter Title** | **Topic** | **Begin Review** |
| **Chapter 239. Student Services Certificates** | Subchapter A. School Counselor Certificate | Educator Certification | April 2016 |
| Subchapter B. School Librarian Certificate |
| Subchapter C. Educational Diagnostician Certificate |
| Subchapter D. Reading Specialist Certificate |
| *Subchapter E. Master Teacher Certificate* |

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| **Review Period: 2017** | | | |
| **Chapter Title** | **Subchapter Title** | **Topic** | **Begin Review** |
| **Chapter 231. Requirements for Public School Personnel Assignments** | Subchapter A. Criteria for Assignment of Public School Personnel | Educator Certification | March 2017 |
| Subchapter B. Prekindergarten-Grade 6 Assignments |
| Subchapter C. Grades 6-8 Assignments |
| Subchapter D. Electives, Disciplinary Courses, Local Credit Courses, and Innovative Courses, Grades 6-12 Assignments |
| Subchapter E. Grades 9-12 Assignments |
| Subchapter F. Special Education-Related Services Personnel Assignments |
| Subchapter G. Paraprofessional Personnel, Administrators, and Other Instructional and Professional Support Assignments |
| Subchapter H. Assignments for Teachers Certified Before 1966 |
| **Chapter 245. Certification of Educators from Other Countries** |  | Educator Certification | March 2017 |
| **Chapter 227. Provisions for Educator Preparation Candidates** | Subchapter A. Admission to Educator Preparation Programs | Educator Preparation | August 2017 |
| Subchapter B. Preliminary Evaluation of Certification Eligibility | Educator Investigations |
| **Chapter 228. Requirements for Educator Preparation Programs** |  | Educator Preparation | August 2017 |

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| **Review Period:** **2018** | | | |
| **Chapter Title** | **Subchapter Title** | **Topic** | **Begin Review** |
| **Chapter 229. Accountability System for Educator Preparation Programs** |  | Educator Preparation | January 2018 |
| **Chapter 247. Educators' Code of Ethics** |  | Educator Investigations | January 2018 |
| **Chapter 250. Administration** | Subchapter A. Purchasing | Administration | January 2018 |
| *Subchapter B. Rulemaking Procedures* |
| **Chapter 241. Principal Certificate** |  | Educator Certification | August 2018 |
| **Chapter 242. Superintendent Certificate** |  | Educator Certification | August 2018 |