

Chapter 67. State Review and Approval of Instructional Materials**Subchapter CC. Commissioner's Rules Concerning Open Education Resource Instructional Materials****§67.1315. Open Education Resource Instructional Material Transition Plan.**

- (a) The open education resource (OER) instructional material transition plan shall be submitted, when required by this section, in a format determined by the commissioner of education.
- (b) A school district or an open-enrollment charter school is required to have a locally maintained OER transition plan that complies with this section to access funding allotted under Texas Education Code (TEC), §48.308.
- (c) A school district or an open-enrollment charter school is required to submit an OER instructional material transition plan only when:
 - (1) first adopting a State Board of Education (SBOE)-approved OER product for a grade level or subject/course; or
 - (2) expanding implementation of an SBOE-approved OER product to additional campuses and/or grade levels.
- (d) The OER instructional material transition plan adopted by the local board of trustees or the governing body of an open-enrollment charter school shall include the plan of the district or charter school to ensure the following:
 - (1) clear communication and stakeholder change management plans and timelines;
 - (2) timely access to print materials and related manipulatives through OER procurement and distribution;
 - (3) sufficient planning and instructional time evidenced by instructional calendars and master schedules aligned to the requirements of the materials;
 - (4) clear expectations for the implementation of:
 - (A) instructional materials;
 - (B) internalization and student work analysis protocols; and
 - (C) curriculum-embedded assessments;
 - (5) processes for stakeholder communication and public posting, as outlined in TEC, §26.006, if materials have been modified by the school district or open-enrollment charter school;
 - (6) the maintenance of instructional flexibility through clear guidance for acceptable teacher modifications to instructional pacing, sequencing, and lesson content to address the needs of each student; and
 - (7) sufficient professional learning and development for school leaders, instructional coaches, and teachers, including:
 - (A) pre-service product onboarding and orientation; and
 - (B) ongoing, job-embedded, curriculum-based professional learning, including cycles of observation and feedback.
- (e) The commissioner may request and review OER instructional material transition plans before funding is released and reject a plan subsequent to review.

Statutory Authority: The provisions of this §67.1315 issued under Texas Education Code, §31.003(b) and §31.0751, as added by House Bill 1605, 88th Texas Legislature, Regular Session, 2023.

Source: The provisions of this §67.1315 adopted to be effective December 15, 2024, 49 TexReg 10097.