Chapter 89. Adaptations for Special Populations

Subchapter A. Gifted/Talented Education

§89.1. Student Assessment.
§89.2. Professional Development.
§89.3. Student Services.
§89.5. Program Accountability.

Subchapter B. [reserved for future use]

Subchapter C. Texas Certificate of High School Equivalency

§89.41. Policy.
§89.42. Official Testing Centers.
§89.43. Eligibility for a Texas Certificate of High School Equivalency.
§89.44. Identification.
§89.45. Retesting.
§89.46. Accommodations.
§89.47. Issuance of the Certificate.

Subchapter D. Special Education Services and Settings

§89.61. Contracting for Residential Educational Placements for Students with Disabilities.
§89.62. Support of Students Enrolled in the Texas School for the Blind and Visually Impaired and Texas School for the Deaf.
§89.63. Instructional Arrangements and Settings.

Subchapter AA. Commissioner's Rules Concerning Special Education Services

Division 1. General Provisions

§89.1001. Scope and Applicability.

Division 2. Clarification of Provisions in Federal Regulations and State Law

§89.1011. Referral for Full and Individual Initial Evaluation.
§89.1015. Time Line for All Notices.
§89.1035. Age Ranges for Student Eligibility.
§89.1040. Eligibility Criteria.
§89.1045. Notice to Parents for Admission, Review, and Dismissal (ARD) Committee Meetings.
§89.1047. Procedures for Surrogate and Foster Parents.
§89.1049. Parental Rights Regarding Adult Students.
§89.1050. The Admission, Review, and Dismissal (ARD) Committee.
§89.1052. Discretionary Placements in Juvenile Justice Alternative Education Programs (JJAEP)
§89.1053. Procedures for Use of Restraint and Time-Out.
§89.1055. Content of the Individualized Education Program (IEP).
§89.1056. Transfer of Assistive Technology Devices.
§89.1065. Extended School Year Services (ESY Services).
§89.1070. Graduation Requirements.
§89.1075. General Program Requirements and Local District Procedures.
§89.1076. Interventions and Sanctions.
§89.1080. Regional Day School Program for the Deaf.
§89.1085. Referral for the Texas School for the Blind and Visually Impaired and the Texas School for the Deaf Services.
§89.1090. Transportation of Students Placed in a Residential Setting, Including the Texas School for the Blind and Visually Impaired and the Texas School for the Deaf.
§89.1096. Provision of Services for Students Placed by their Parents in Private Schools or Facilities.

Division 3. Memoranda of Understanding Affecting Special Education Students
§89.1100. Memorandum of Understanding on Coordination of Services to Disabled Persons.
§89.1115. Memorandum of Understanding Concerning Interagency Coordination of Special Education Services to Students with Disabilities in Residential Facilities.

Division 4. Special Education Funding
§89.1121. Distribution of State Funds.
§89.1125. Allowable Expenditures of State Special Education Funds.

Division 5. Special Education and Related Service Personnel
§89.1131. Qualifications of Special Education, Related Service, and Paraprofessional Personnel.

Division 6. Regional Education Service Center Special Education Programs
§89.1141. Education Service Center Regional Special Education Leadership.

Division 7. Dispute Resolution
§89.1150. General Provisions.
§89.1151. Special Education Due Process Hearings.
§89.1165. Request for Special Education Due Process Hearing.
§89.1170. Impartial Hearing Officer.
§89.1175. Representation in Special Education Due Process Hearings.
§89.1180. Prehearing Procedures.
§89.1183. Resolution Process.
§89.1185. Hearing Procedures.
§89.1186. Extensions of Time.
§89.1191. Special Rule for Expedited Due Process Hearings.
§89.1193. Special Education Mediation.
§89.1195. Special Education Complaint Resolution.

Subchapter BB. Commissioner's Rules Concerning State Plan for Educating English Language Learners

§89.1201. Policy.
§89.1203. Definitions.
§89.1205. Required Bilingual Education and English as a Second Language Programs.
§89.1207. Exceptions and Waivers.
§89.1210. Program Content and Design.
§89.1215. Home Language Survey.
§89.1220. Language Proficiency Assessment Committee.
§89.1225. Testing and Classification of Students.
§89.1227. Minimum Requirements for Dual Language Immersion Program Model.
§89.1228. Dual Language Immersion Program Model Implementation.
§89.1230. Eligible Students with Disabilities.
§89.1233. Participation of English Proficient Students.
§89.1235. Facilities.
§89.1240. Parental Authority and Responsibility.
§89.1245. Staffing and Staff Development.
§89.1250. Required Summer School Programs.
§89.1265. Evaluation.
§89.1267. Standards for Evaluation of Dual Language Immersion Program Models.
§89.1269. General Standards for Recognition of Dual Language Immersion Program Models.

Subchapter CC. Commissioner's Rules Concerning Adult and Community Education

§89.1301. Service Provider Contracts for Adult Education Programs.
§89.1311. Memorandum of Understanding to Provide Educational Services to Released Offenders.

Subchapter DD. Commissioner's Rules Concerning High School Equivalency Programs

§89.1401. Purpose.
§89.1403. Student Eligibility.
§89.1405. Application to Operate a High School Equivalency Program.
§89.1407. Public Hearing.
§89.1409. Assessment.
§89.1411. Attendance.
§89.1413. Funding Under the Texas Education Code, Chapters 41, 42, and 46.
§89.1415. Extracurricular Participation.
§89.1417. Conditions of Program Operation.
§89.1419. Revocation of Authorization to Operate a High School Equivalency Program.

Subchapter EE. Commissioner's Rules Concerning the Communities In Schools Program
§89.1501. Definitions.
§89.1503. Funding.
§89.1504. Demonstration of Community Participation.
§89.1505. Eligibility and Grant Application.
§89.1507. Case-Managed Students.
§89.1509. Other Provisions.
§89.1511. Performance Standards and Revocation of Grant Award.

Subchapter FF. [reserved for future use]

Subchapter GG. Commissioner's Rules Concerning Dropout Prevention Strategies
§89.1701. Dropout Prevention Strategy Plan

Subchapter HH. Commissioner's Rules Concerning Education in a Juvenile Residential Facility
§89.1801. Instructional Requirements for Education Services Provided in a Juvenile Residential Facility