

Item 9:**Consider and Take Appropriate Action on Proposed Amendment to 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter C, Assessment of Educators, §230.21, Educator Assessment****DISCUSSION AND ACTION**

SUMMARY: This item provides the State Board for Educator Certification (SBEC) an opportunity to discuss and propose an amendment to 19 Texas Administrative Code (TAC) Chapter 230, Professional Educator Preparation and Certification, Subchapter C, Assessment of Educators, §230.21, Educator Assessment. The proposed amendment would implement the statutory requirements in House Bill (HB) 3, 86th Texas Legislature, 2019, that require that all educators who teach any grade level from Prekindergarten–Grade 6 demonstrate proficiency in the science of teaching reading on a certification examination beginning January 1, 2021. The proposed amendment would update the examination figure in 19 TAC §230.21(e) to specify the required examination(s) for issuance of the replacement certificates that reflect the science of teaching reading requirement. The proposed amendment would also provide clarification on relevant implementation dates for specific certification examinations.

STATUTORY AUTHORITY: The statutory authority for 19 TAC §230.21 is the Texas Education Code (TEC) §§21.041(b)(1), (2), and (4); 21.044(a), as amended by SBs 7, 1839, and 1963, 85th Texas Legislature, Regular Session, 2017; 21.048, as amended by HB 3, 86th Texas Legislature, 2019; 21.050, as amended by HB 3217, 86th Texas Legislature, 2019; 22.082; and Texas Occupations Code (TOC), §54.003.

TEC, §21.041(b)(1), (2), and (4), require the SBEC to propose rules that provide for the regulation of educators and the general administration of the TEC, Chapter 21, Subchapter B, in a manner consistent with the TEC, Chapter 21, Subchapter B; specify the classes of educator certificates to be issued, including emergency certificates; and specify the requirements for the issuance and renewal of an educator certificate.

TEC, §21.044(a), as amended by SBs 7, 1839, and 1963, 85th Texas Legislature, Regular Session, 2017, requires the SBEC to propose rules establishing training requirements a person must accomplish to obtain a certificate, enter an internship, or enter an induction-year program.

TEC, §21.048, as amended by HB 3, 86th Texas Legislature, 2019, states the SBEC shall propose rules prescribing comprehensive examinations for each class of certificate issued by the board that includes not requiring more than 45 days elapsing between examination retakes and that starting January 1, 2021, all candidates teaching prekindergarten through grade six must demonstrate proficiency in the science of teaching reading on a certification examination.

TEC, §21.050(a), states a person who applies for a teaching certificate must possess a bachelor's degree.

TEC, §21.050(b), as amended by HB 3217, 86th Texas Legislature, 2019, states the SBEC shall provide for a minimum number of semester credit hours of field-based experience or internship.

TEC, §21.050(c), states a person who receives a bachelor's degree required for a teaching certificate on the basis of higher education coursework completed while receiving an exemption from tuition and fees under the TEC, §54.363, may not be required to participate in any field experience or internship consisting of student teaching to receive a teaching certificate.

TEC, §22.082, requires SBEC to subscribe to the criminal history clearinghouse as provided by Texas Government Code, §411.0845, and may obtain any law enforcement or criminal history records that relate to a specific applicant for or holder of a certificate issued under Chapter 21, Subchapter B.

TOC, §54.003, states a licensing authority shall provide accommodations and eligibility criteria for examinees diagnosed as having dyslexia.

EFFECTIVE DATE: If approved for filing as proposed in May 2020, and if adopted, subject to State Board of Education (SBOE) review, at the July 24, 2020 SBEC meeting, the proposed effective date of the proposal would be October 15, 2020 (20 days after filing as adopted with the *Texas Register*). The proposed effective date is based on the SBEC and SBOE meeting schedules.

PREVIOUS BOARD ACTION: The SBEC last amended §230.21 effective May 15, 2020.

BACKGROUND INFORMATION AND JUSTIFICATION: The SBEC rules in 19 TAC Chapter 230 specify the testing requirements for certification and the additional certificates based on examination. These requirements ensure educators are qualified and professionally prepared to instruct the schoolchildren of Texas. The following provides a description of changes to Chapter 230, Subchapter C, §230.21.

HB 3, 86th Texas Legislature, 2019, requires that all educators who teach any grade level from Prekindergarten–Grade 6 demonstrate proficiency in the science of teaching reading on a certification examination beginning January 1, 2021. The replacement certificates that incorporate this requirement are reflected in the proposed changes to Chapter 233 that are included in a separate item in this agenda. To comply with the enabling legislation, the appropriate examination(s) required for each of the replacement certificates must be reflected in the testing figure in §230.21(e). Additionally, the current examinations that will change due to the addition of the new science of teaching reading examination requirements must also be updated to reflect the changes.

Subchapter C, §230.21. Assessment of Educators

The proposed amendment to §230.21(e) would update the figure to include the four replacement certificates proposed in Chapter 233 and the associated certification examination

requirements along with the corresponding operational dates of those examinations. The current and replacement certificates with the corresponding content pedagogy examinations are:

Certificate	Relevant Content Pedagogy Test(s)
Core Subjects: Early Childhood–Grade 6	<ul style="list-style-type: none"> 291 Core Subjects EC–6 TExES
Core Subjects with Science of Teaching Reading: Early Childhood–Grade 6	<ul style="list-style-type: none"> 293 Science of Teaching Reading TExES and either: 291 Core Subjects EC–6 TExES (last operational date 12/31/2021) or 391 Core Subjects EC–6 TExES (starting 1/1/2021)
Core Subjects: Grades 4–8	<ul style="list-style-type: none"> 211 Core Subjects 4–8 TExES
Core Subjects with Science of Teaching Reading: Grades 4–8	<ul style="list-style-type: none"> 293 Science of Teaching Reading TExES and 211 Core Subjects 4–8 TExES
English Language Arts and Reading: Grades 4–8	<ul style="list-style-type: none"> 117 English Language Arts and Reading 4–8 TExES
English Language Arts and Reading with Science of Teaching Reading: Grades 4–8	<ul style="list-style-type: none"> 293 Science of Teaching Reading TExES and 117 English Language Arts and Reading 4–8 TExES (last operational date 12/31/2021) or 217 English Language Arts and Reading 4–8 TExES (starting 1/1/2022)
English Language Arts and Reading/Social Studies: Grades 4–8	<ul style="list-style-type: none"> 113 English Language Arts and Reading/Social Studies 4–8 TExES
English Language Arts and Reading/Social Studies with Science of Teaching Reading: Grades 4–8	<ul style="list-style-type: none"> 293 Science of Teaching Reading TExES, and 113 English Language Arts and Reading/Social Studies 4–8 TExES

The content pedagogy examination, 391 Core Subjects: Early Childhood–Grade 6, reflected in the table, would be developed to remove duplicative English Language Arts content that is now reflected in 293 Science of Teaching Reading. Due to the administration structure of the 291 Core Subjects: Early Childhood–Grade 6 exam, candidates may retake specific subject sections of the examination in order to earn the overall passing score. To accommodate the transition between the two examinations, the proposed figure would include a one-year transition period during which both examinations would be operational.

The content pedagogy examination, 217 English Language Arts and Reading: Grades 4–8, reflected in the table, would be developed and would replace 117 English Language Arts and Reading: Grades 4–8. Updates to the English Language Arts and Reading Texas Essential Knowledge and Skills (TEKS) provided an opportunity to update the content pedagogy examination. To signal the transition between the two examinations, the proposed figure provides the last operational date of the current 117 and the operational start date for the new 217.

The replacement certificates, as proposed in Chapter 233, would provide clarity on the certification examination requirements and would reflect the science of teaching reading knowledge and skills that teachers with the replacement certificates would demonstrate prior to issuance.

In addition to the proposed amendment related to HB 3, the proposed figure in §230.21(e) would phase out the retired 183 Braille TExES examination for the §233.8 Teacher of Students with Visual Impairments Supplemental: Early Childhood–Grade 12 certificate.

FISCAL IMPACT: The TEA staff has determined there is an anticipated fiscal impact on state government (TEA) required to comply with the proposal. The TEA estimates a cost of \$128,909 for each of the next five fiscal years (FYs) from FYs 2021–2025 for the development and ongoing administrative costs needed to maintain assessments. The TEA will receive an \$11 remittance for each Science of Teaching Reading test taken associated with the Core Subjects with Science of Teaching Reading: Early Childhood–Grade 6, Core Subjects with Science of Teaching Reading: Grades 4–8, English Language Arts and Reading with Science of Teaching Reading: Grades 4–8 and English Language Arts and Reading/Social Studies with Science of Teaching Reading: Grades 4–8 certification fields for an estimated total of \$212,754 for FY 2021 and \$322,355 for FYs 2022–2025. Based on 2018–2019 testing data, TEA estimates 19,341 examinations taken in FY 2021 and 29,305 Science of Teaching Reading examinations taken per annual year starting FY 2022. There is no additional fiscal impact on local governments or entities required to comply with the proposal.

LOCAL EMPLOYMENT IMPACT: The proposal would have no effect on local economy; therefore, no local employment impact statement is required under Texas Government Code (TGC), §2001.022.

SMALL BUSINESS, MICROBUSINESS, AND RURAL COMMUNITY IMPACT: The proposal has no direct adverse economic impact for small businesses, microbusinesses, or rural communities; therefore, no regulatory flexibility analysis, specified in TGC, §2006.002, is required.

COST INCREASE TO REGULATED PERSONS: The proposal does impose a cost on regulated persons, another state agency, a special district, or a local government, and, therefore, is subject to TGC, §2001.0045. However, the proposal is exempt from TGC, §2001.0045, as provided under that statute, because the proposal is necessary to implement legislation. In addition, the proposal is necessary to ensure certified Texas educators are competent to educate Texas students and, therefore, necessary to protect the safety and welfare of the residents of this state.

TAKINGS IMPACT ASSESSMENT: The proposal does not impose a burden on private real property and, therefore, does not constitute a taking under TGC, §2007.043.

GOVERNMENT GROWTH IMPACT: The TEA staff prepared a Government Growth Impact Statement assessment for this proposed rulemaking. During the first five years the proposed rulemaking would be in effect, it would require an increase in fees paid to the agency for each Science of Teaching Reading assessment taken (\$11 per assessment), but those fees would be offset by the increased costs to the agency of developing and administering the new test. The development and administration of the Science of Teaching Reading assessment is required by HB 3, 86th Texas Legislature, 2019.

The proposed rulemaking would not create or eliminate a program, would not require the creation of new employee positions or elimination of existing employee positions; would not require an increase or decrease in future legislative appropriations to the agency; would not require a decrease in fees paid to the agency; would not create a new regulation; would not increase or decrease the number of individuals subject to its applicability; and would not positively or adversely affect the state's economy.

PUBLIC BENEFIT AND COST TO PERSONS: The public benefit anticipated as a result of the proposal would be the increased teacher knowledge and skills in science-based reading instruction, leading to the anticipated growth in student reading performance. The TEA staff determined there is an economic cost to persons required to comply with this proposal. Future teacher candidates seeking certification in Core Subjects with Science of Teaching Reading: Early Childhood–Grade 6, Core Subjects with Science of Teaching Reading: Grades 4–8, English Language Arts and Reading with Science of Teaching Reading: Grades 4–8, and English Language Arts and Reading/Social Studies with Science of Teaching Reading: Grades 4–8 will be required to take the Science of Teaching Reading assessment. Based on 2018–2019 data, TEA staff anticipates this will impact about 19,341 test attempts in FY 2021 with the cost of each test being \$136 for a total of \$2,630,427 and about 29,305 test attempts in FYs 2022–2025 for a total of \$4,029,200 per year. Future teacher candidates for English Language Arts and Reading: Grades 4–8 will be required to take a certification assessment that has both selected-response and constructed-response questions. Based on the 2018–2019 data, TEA staff anticipates this impact to be about 2,186 test attempts with the cost of each test increasing from \$116 to \$136 for a total of \$43,720 starting FY 2022.

DATA AND REPORTING IMPACT: The proposal would have no new data and reporting impact.

PRINCIPAL AND CLASSROOM TEACHER PAPERWORK REQUIREMENTS: The TEA staff has determined the proposal would not require a written report or other paperwork to be completed by a principal or classroom teacher.

PUBLIC COMMENTS: The public comment period on the proposal begins May 29, 2020, and ends June 29, 2020. The SBEC will take oral and written comments on this item at the July 24, 2020 meeting in accordance with the SBEC board operating policies and procedures.

ASSOCIATE COMMISSIONER'S RECOMMENDATION:

Approve the proposed amendment to 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter C, Assessment of Educators, §230.21, Educator Assessment, to be published as proposed in the *Texas Register*.

Staff Members Responsible:

Jessica McLoughlin, Director, Educator Standards and Testing

Marilyn Cook, Director, Educator Certification

Jennifer Perez, Education Specialist, Educator Standards, Testing, and Preparation

Attachments:

- I. Statutory Citations
([Attachment I](#))
- II. Text of Proposed Amendment to 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter C, Assessment of Educators, §230.21, Educator Assessment
([Attachment II](#))

ATTACHMENT I**Statutory Citations Relating to 19 TAC Chapter 230, Professional Educator Preparation and Certification, Subchapter C, Assessment of Educators, §230.21, Educator Assessment****Texas Education Code, §21.041, Rules; Fees (excerpts):**

- (b) The board shall propose rules that:
 - (1) provide for the regulation of educators and the general administration of this subchapter in a manner consistent with this subchapter;
 - (2) specify the classes of educator certificates to be issued, including emergency certificates;
 - (4) specify the requirements for the issuance and renewal of an educator certificate;

Texas Education Code, §21.044, Educator Preparation, as amended by Senate Bills (SBs) 7, 1839, and 1963, 85th Texas Legislature, Regular Session, 2017 (excerpts):

- (a) The board shall propose rules establishing the training requirements a person must accomplish to obtain a certificate, enter an internship, or enter an induction-year program. The board shall specify the minimum academic qualifications required for a certificate.

Texas Education Code, §21.048, Certification Examinations, as amended by House Bill (HB) 3, 86th Texas Legislature, 2019:

- (a) The board shall propose rules prescribing comprehensive examinations for each class of certificate issued by the board.
 - (a-1) The board may not require that more than 45 days elapse before a person may retake an examination. A person may not retake an examination more than four times, unless the board waives the limitation for good cause as prescribed by the board.
 - (a-2) The board shall adopt rules that provide that in order to teach any grade level from prekindergarten through grade six a person must demonstrate proficiency in the science of teaching reading on a certification examination for each class of certificate issued by the board after January 1, 2021.
- (b) The board may not administer a written examination to determine the competence or level of performance of an educator who has a hearing impairment unless the examination has been field-tested to determine its appropriateness, reliability, and validity as applied to, and minimum acceptable performance scores for, persons with hearing impairments.
- (c) An educator who has a hearing impairment is exempt from taking a written examination for a period ending on the first anniversary of the date on which the board determines, on the basis of appropriate field tests, that the examination complies with the standards specified in Subsection (b). On application to the board, the board shall issue a temporary exemption certificate to a person entitled to an exemption under this subsection.
 - (c-1) The results of an examination administered under this section are confidential and are not subject to disclosure under Chapter 552, Government Code, unless the disclosure is

regarding notification to a parent of the assignment of an uncertified teacher to a classroom as required by Section 21.057.

- (d) In this section:
- (1) "Hearing impairment" means a hearing impairment so severe that the person cannot process linguistic information with or without amplification.
 - (2) "Reliability" means the extent to which an experiment, test, or measuring procedure yields the same results on repeated trials.
 - (3) "Validity" means being:
 - (A) well-grounded or justifiable;
 - (B) relevant and meaningful;
 - (C) correctly derived from premises or inferences; and
 - (D) supported by objective truth or generally accepted authority.

Texas Education Code, §21.050, Academic Degree Required for Teaching Certificate; Field-Based Experience or Internship, as amended by HB 3217, 86th Texas Legislature, 2019:

- (a) A person who applies for a teaching certificate for which board rules require a bachelor's degree must possess a bachelor's degree received with an academic major or interdisciplinary academic major, including reading, ~~[other than education,]~~ that is related to the curriculum as prescribed under Subchapter A, Chapter 28.
- (b) ~~[The board may not require more than 18 semester credit hours of education courses at the baccalaureate level for the granting of a teaching certificate.]~~ The board shall provide for a minimum number of semester credit hours of field-based experience or internship to be included in the hours needed for certification. The board may propose rules requiring additional credit hours for certification in bilingual education, English as a second language, early childhood education, or special education.
- (c) A person who receives a bachelor's degree required for a teaching certificate on the basis of higher education coursework completed while receiving an exemption from tuition and fees under Section 54.214 may not be required to participate in any field experience or internship consisting of student teaching to receive a teaching certificate.

Texas Education Code, §22.082, Access to Criminal History Records by State Board for Educator Certification:

The State Board for Educator Certification shall subscribe to the criminal history clearinghouse as provided by Section 411.0845, Government Code, and may obtain from any law enforcement or criminal justice agency all criminal history record information and all records contained in any closed criminal investigation file that relate to a specific applicant for or holder of a certificate issued under Subchapter B, Chapter 21.

Texas Occupations Code, §54.003, Examination Accommodations for Person With Dyslexia:

- (a) In this section, "dyslexia" has the meaning assigned by Section 51.970, Education Code.

- (b) For each licensing examination administered by a state agency, the agency shall provide reasonable examination accommodations to an examinee diagnosed as having dyslexia.
- (c) Each state agency shall adopt rules necessary to implement this section, including rules to establish the eligibility criteria an examinee must meet for accommodation under this section.

ATTACHMENT II
Text of Proposed Amendment to 19 TAC

Chapter 230. Professional Educator Preparation and Certification

Subchapter C. Assessment of Educators

§230.21. Educator Assessment.

- (a) A candidate seeking certification as an educator must pass the examination(s) required by the Texas Education Code (TEC), §21.048, and the State Board for Educator Certification (SBEC) in §233.1(e) of this title (relating to General Authority) and shall not retake an examination more than four times, unless the limitation is waived for good cause. The burden of proof shall be upon the candidate to demonstrate good cause.
- (1) For the purposes of the retake limitation described by the TEC, §21.048, an examination retake is defined as a second or subsequent attempt to pass any examination required for the issuance of a certificate, including an individual core subject examination that is part of the overall examination required for the issuance of a Core Subjects certificate as described in §233.2 of this title (relating to Early Childhood; Core Subjects).
- (A) A canceled examination score is not considered an examination retake.
- (B) An examination taken by an educator during a pilot period is not considered part of an educator's five-time test attempt limit.
- (C) Pursuant to TEC, §21.0491(d), the limit on number of test attempts does not apply to the trade and industrial workforce training certificate examination prescribed by the SBEC.
- (D) A candidate who fails a computer- or paper-based examination cannot retake the examination before 30 days have elapsed following the candidate's last attempt to pass the examination.
- (2) Good cause is:
- (A) the candidate's highest score on an examination is within one conditional standard error of measurement (CSEM) of passing, and the candidate has completed 50 clock-hours of educational activities. CSEMs will be published annually on the Texas Education Agency (TEA) website;
- (B) the candidate's highest score on an examination is within two CSEMs of passing, and the candidate has completed 100 clock-hours of educational activities;
- (C) the candidate's highest score on an examination is within three CSEMs of passing, and the candidate has completed 150 clock-hours of educational activities;
- (D) the candidate's highest score on an examination is not within three CSEMs of passing, and the candidate has completed 200 clock-hours of educational activities;
- (E) if the candidate needs a waiver for more than one of the individual core subject examinations that are part of the overall examination required for the issuance of a Core Subjects certificate, the candidate has completed the number of clock-hours of educational activities required for each individual core subject examination as described in subparagraphs (A)–(D) of this paragraph up to a maximum of 300 clock-hours. The number of clock-hours for each examination may be divided equally based on the number of examinations in the waiver request, but the number of clock-hours for an examination shall not be less than 50; or
- (F) if a CSEM is not appropriate for an examination, the TEA staff will identify individuals who are familiar and knowledgeable with the examination content to review the candidate's performance on the five most recent examinations, identify the deficit

- competency or competencies, and determine the number of clock-hours of educational activities required.
- (3) Educational activities are defined as:
- (A) institutes, workshops, seminars, conferences, interactive distance learning, video conferencing, online activities, undergraduate courses, graduate courses, training programs, in-service, or staff development given by an approved continuing professional education provider or sponsor, pursuant to §232.17 of this title (relating to Pre-Approved Professional Education Provider or Sponsor) and §232.19 of this title (relating to Approval of Private Companies, Private Entities, and Individuals), or an approved educator preparation program (EPP), pursuant to §228.10 of this title (relating to Approval Process); and
 - (B) being directly related to the knowledge and skills included in the certification examination competency or competencies in which the candidate answered less than 70 percent of competency questions correctly. The formula for identifying a deficit competency is the combined total of correct answers for each competency on the five most recent examinations divided by the combined total of questions for each competency on the five most recent examinations.
- (4) Documentation of educational activities that a candidate must submit includes:
- (A) the provider, sponsor, or program's name, address, telephone number, and email address. The TEA staff may contact the provider, sponsor, or program to verify an educational activity;
 - (B) the name of the educational activity (e.g., course title, course number);
 - (C) the competency or competencies addressed by the educational activity as determined by the formula described in paragraph (3)(B) of this subsection;
 - (D) the provider, sponsor, or program's description of the educational activity (e.g., syllabus, course outline, program of study); and
 - (E) the provider, sponsor, or program's written verification of the candidate's completion of the educational activity (e.g., transcript, certificate of completion). The written verification must include:
 - (i) the provider, sponsor, or program's name;
 - (ii) the candidate's name;
 - (iii) the name of the educational activity;
 - (iv) the date(s) of the educational activity; and
 - (v) the number of clock-hours completed for the educational activity. Clock-hours completed before the most recent examination attempt or after a request for a waiver is submitted shall not be included. One semester credit hour earned at an accredited institution of higher education is equivalent to 15 clock-hours.
- (5) To request a waiver of the limitation, a candidate must meet the following conditions:
- (A) the candidate is otherwise eligible to take an examination. A candidate seeking a certificate based on completion of an EPP must have the approval of an EPP to request a waiver;
 - (B) beginning September 1, 2016, the candidate pays the non-refundable waiver request fee of \$160;
 - (C) the candidate requests the waiver of the limitation in writing on forms developed by the TEA staff; and
 - (D) the request for the waiver is postmarked not earlier than:

- (i) 45 calendar days after an unsuccessful attempt at the fourth retake of an examination as defined in the TEC, §21.048; or
 - (ii) 90 calendar days after the date of the most recent denied waiver of the limitation request; or
 - (iii) 180 calendar days after the date of the most recent unsuccessful examination attempt that was the result of the most recently approved request for waiver of the limitation.
- (6) The TEA staff shall administratively approve each application that meets the criteria specified in paragraphs (2)–(5) of this subsection.
- (7) An applicant who does not meet the criteria in paragraphs (2)–(5) of this subsection may appeal to the SBEC for a final determination of good cause. A determination by the SBEC is final and may not be appealed.
- (b) A candidate seeking a standard certificate as an educator based on completion of an approved EPP may take the appropriate certification examination(s) required by subsection (a) of this section only at such time as the EPP determines the candidate's readiness to take the examinations, or upon successful completion of the EPP, whichever comes first.
- (c) The holder of a lifetime Texas certificate effective before February 1, 1986, must pass examinations prescribed by the SBEC to be eligible for continued certification, unless the individual has passed the Texas Examination of Current Administrators and Teachers (TECAT).
- (d) The commissioner of education approves the satisfactory level of performance required for certification examinations, and the SBEC approves a schedule of examination fees and a plan for administering the examinations.
- (e) The appropriate examination(s) required for certification are specified in the figure provided in this subsection.
Figure: 19 TAC §230.21(e) [~~Figure: 19 TAC §230.21(e)~~]
- (f) Scores from examinations required under this title must be made available to the examinee, the TEA staff, and, if appropriate, the EPP from which the examinee will seek a recommendation for certification.
- (g) The following provisions concern ethical obligations relating to examinations.
 - (1) An educator or candidate who participates in the development, design, construction, review, field testing, scoring, or validation of an examination shall not reveal or cause to be revealed the contents of the examination to any other person.
 - (2) An educator or candidate who administers an examination shall not:
 - (A) allow or cause an unauthorized person to view any part of the examination;
 - (B) copy, reproduce, or cause to be copied or reproduced any part of the examination;
 - (C) reveal or cause to be revealed the contents of the examination;
 - (D) correct, alter, or cause to be corrected or altered any response to a test item contained in the examination;
 - (E) provide assistance with any response to a test item contained in the examination or cause assistance to be provided; or
 - (F) deviate from the rules governing administration of the examination.
 - (3) An educator or candidate who is an examinee shall not:
 - (A) copy, reproduce, or cause to be copied or reproduced any test item contained in the examination;

-
- (B) provide assistance with any response to a test item contained in the examination, or cause assistance to be provided;
 - (C) solicit or accept assistance with any response to a test item contained in the examination;
 - (D) deviate from the rules governing administration of the examination; or
 - (E) otherwise engage in conduct that amounts to cheating, deception, or fraud.
- (4) An educator, candidate, or other test taker shall not:
- (A) solicit information about the contents of test items on an examination that the educator, candidate, or other test taker has not already taken from an individual who has had access to those items, or offer information about the contents of specific test items on an examination to individuals who have not yet taken the examination;
 - (B) fail to pay all test costs and fees as required by this chapter or the testing vendor; or
 - (C) otherwise engage in conduct that amounts to violations of test security or confidentiality integrity, including cheating, deception, or fraud.
- (5) A person who violates this subsection is subject to:
- (A) sanction, including, but not limited to, disallowance and exclusion from future examinations either in perpetuity or for a period of time that serves the best interests of the education profession, in accordance with the provisions of the TEC, §21.041(b)(7), and Chapter 249 of this title (relating to Disciplinary Proceedings, Sanctions, and Contested Cases); and/or
 - (B) denial of certification in accordance with the provisions of the TEC, §21.041(b)(7), and Chapter 249 of this title; and/or
 - (C) voiding of a score from an examination in which a violation specified in this subsection occurred as well as a loss of a test attempt for purposes of the retake limit in subsection (a) of this section.

Figure: 19 TAC §230.21(e)

Certificate TAC Reference	Certificate Name	Required Content Pedagogy Test(s)	Pedagogical Requirement(s)
Art			
§233.10	Art: Early Childhood–Grade 12	178 Art EC–12 Texas Examinations of Educator Standards (TExES)	160 Pedagogy and Professional Responsibilities (PPR) EC–12 TExES or 2015 edTPA: Visual Arts (pilot exam)
Bilingual Education			
§233.6	Bilingual Education Supplemental: Spanish	164 Bilingual Education Supplemental TExES and 190 Bilingual Target Language Proficiency (BTLPT)—Spanish TExES	Not Applicable: Not a Stand-alone Certificate
§233.6	Bilingual Education Supplemental: American Sign Language	164 Bilingual Education Supplemental TExES and 184 American Sign Language (ASL) EC–12 TExES and 073 Texas Assessment of Sign Communications—American Sign Language (TASC—ASL)	Not Applicable: Not a Stand-alone Certificate
§233.6	Bilingual Education Supplemental: Arabic	164 Bilingual Education Supplemental TExES and American Council for the Teaching of Foreign Languages (ACTFL) 614 Oral Proficiency Interview (OPI)—Arabic and 615 Writing Proficiency Test (WPT)—Arabic	Not Applicable: Not a Stand-alone Certificate
§233.6	Bilingual Education Supplemental: Chinese	164 Bilingual Education Supplemental TExES and ACTFL 618 OPI—Chinese (Mandarin) and 619 WPT—Chinese (Mandarin)	Not Applicable: Not a Stand-alone Certificate

Certificate TAC Reference	Certificate Name	Required Content Pedagogy Test(s)	Pedagogical Requirement(s)
Bilingual Education (continued)			
§233.6	Bilingual Education Supplemental: Japanese	164 Bilingual Education Supplemental TExES and ACTFL 616 OPI—Japanese and 617 WPT—Japanese	Not Applicable: Not a Stand-alone Certificate
§233.6	Bilingual Education Supplemental: Vietnamese	164 Bilingual Education Supplemental TExES and ACTFL 620 OPI—Vietnamese and 621 WPT—Vietnamese	Not Applicable: Not a Stand-alone Certificate
Career and Technical Education			
§233.13	Technology Education: Grades 6–12	171 Technology Education 6–12 TExES	160 PPR EC–12 TExES or 2143 edTPA: Technology and Engineering Education (pilot exam)
§233.13	Family and Consumer Sciences, Composite: Grades 6–12	American Association of Family and Consumer Sciences (AAFCS) 200 Family and Consumer Sciences—Composite Examination	160 PPR EC–12 TExES or 2117 edTPA: Family and Consumer Sciences (pilot exam)
§233.13	Human Development and Family Studies: Grades 8–12	AAFCS 202 Human Development and Family Studies Concentration Examination	160 PPR EC–12 TExES or 2117 edTPA: Family and Consumer Sciences (pilot exam)
§233.13	Hospitality, Nutrition, and Food Sciences: Grades 8–12	AAFCS 201 Hospitality, Nutrition, and Food Science Concentration Examination	160 PPR EC–12 TExES or 2117 edTPA: Family and Consumer Sciences (pilot exam)
§233.13	Agriculture, Food, and Natural Resources: Grades 6–12	272 Agriculture, Food, and Natural Resources 6–12 TExES	160 PPR EC–12 TExES or 2100 edTPA: Agricultural Education (pilot exam)
§233.13	Business and Finance: Grades 6–12	276 Business and Finance 6–12 TExES	160 PPR EC–12 TExES or 2102 edTPA: Business Education (pilot exam)
§233.14	Marketing: Grades 6–12	275 Marketing 6–12 TExES	160 PPR EC–12 TExES or 2102 edTPA: Business Education (pilot exam)

Certificate TAC Reference	Certificate Name	Required Content Pedagogy Test(s)	Pedagogical Requirement(s)
Career and Technical Education (continued)			
§233.14	Health Science: Grades 6–12	273 Health Science 6–12 TExES	160 PPR EC–12 TExES
§233.14	Trade and Industrial Education: Grades 6–12	Not Applicable	270 Pedagogy and Professional Responsibilities for Trade and Industrial Education 6–12 TExES (last operational date 8/31/2021) Starting 9/1/2021 370 Pedagogy and Professional Responsibilities for Trade and Industrial Education 6–12 TExES
§233.14	Trade and Industrial Workforce Training: Grades 6–12	Not Applicable	370 Pedagogy and Professional Responsibilities for Trade and Industrial Education 6–12 TExES
Computer Science and Technology Applications			
§233.5	Computer Science: Grades 8–12	241 Computer Science 8–12 TExES	160 PPR EC–12 TExES or 2143 edTPA: Technology and Engineering Education (pilot exam)
§233.5	Technology Applications: Early Childhood–Grade 12	242 Technology Applications EC–12 TExES	160 PPR EC–12 TExES or 2108 edTPA: Educational Technology Specialist (pilot exam)
Core Subjects			
§233.2	Core Subjects: Early Childhood–Grade 6	291 Core Subjects EC–6 TExES	160 PPR EC–12 TExES or 2110 edTPA: Elementary Education: Literacy with Mathematics Task 4 (pilot exam)

Certificate TAC Reference	Certificate Name	Required Content Pedagogy Test(s)	Pedagogical Requirement(s)
Core Subjects (continued)			
<u>§233.2</u>	<u>Core Subjects with Science of Teaching Reading: Early Childhood–Grade 6</u>	<u>293 Science of Teaching Reading TExES and either: 291 Core Subjects EC–6 TExES (last operational date 12/31/2021) or 391 Core Subjects EC–6 TExES (starting 1/1/2021)</u>	<u>160 PPR EC–12 TExES or 2110 edTPA: Elementary Education: Literacy with Mathematics Task 4 (pilot exam)</u>
<u>§233.2</u>	Core Subjects: Grades 4–8	211 Core Subjects 4–8 TExES	160 PPR EC–12 TExES or 2016 edTPA: Middle Childhood Mathematics (pilot exam) or 2017 edTPA: Middle Childhood Science (pilot exam) or 2018 edTPA: Middle Childhood English Language Arts (pilot exam) or 2019 edTPA: Middle Childhood History/Social Studies (pilot exam)
<u>§233.2</u>	<u>Core Subjects with Science of Teaching Reading: Grades 4–8</u>	<u>293 Science of Teaching Reading TExES and 211 Core Subjects 4–8 TExES</u>	<u>160 PPR EC–12 TExES or 2016 edTPA: Middle Childhood Mathematics (pilot exam) or 2017 edTPA: Middle Childhood Science (pilot exam) or 2018 edTPA: Middle Childhood English Language Arts (pilot exam) or 2019 edTPA: Middle Childhood History/Social Studies (pilot exam)</u>

Certificate TAC Reference	Certificate Name	Required Content Pedagogy Test(s)	Pedagogical Requirement(s)
Counselor			
§239.20	School Counselor: Early Childhood–Grade 12	152 School Counselor EC–12 TExES (last operational date 8/31/2021) Starting 9/1/2021 252 School Counselor EC–12 TExES	Not Applicable: Not an Initial Certificate
Dance			
§233.10	Dance: Grades 6–12	279 Dance 6–12 TExES	160 PPR EC–12 TExES or 2021 edTPA: K–12 Performing Arts (pilot exam)
Early Childhood			
§233.2	Early Childhood: Prekindergarten–Grade 3	292 Early Childhood: PK–3 TExES and 293 Science of Teaching Reading TExES	160 PPR EC–12 TExES or 2014 edTPA: Early Childhood Education (pilot exam)
Educational Diagnostician			
§239.84	Educational Diagnostician: Early Childhood–Grade 12	153 Educational Diagnostician EC–12 TExES (last operational date 12/31/2020) Starting 1/1/2021 251 Educational Diagnostician EC–12 TExES	Not Applicable: Not an Initial Certificate

Certificate TAC Reference	Certificate Name	Required Content Pedagogy Test(s)	Pedagogical Requirement(s)
English Language Arts and Reading			
§233.3	English Language Arts and Reading: Grades 4–8	117 English Language Arts and Reading 4–8 TExES	160 PPR EC–12 TExES or 2018 edTPA: Middle Childhood English Language Arts (pilot exam)
<u>§233.3</u>	<u>English Language Arts and Reading with Science of Teaching Reading: Grades 4–8</u>	<u>293 Science of Teaching Reading TExES and 117 English Language Arts and Reading 4–8 TExES (last operational date 12/31/2021) or 217 English Language Arts and Reading 4–8 TExES (starting 1/1/2022)</u>	<u>160 PPR EC–12 TExES or 2018 edTPA: Middle Childhood English Language Arts (pilot exam)</u>
§233.3	English Language Arts and Reading: Grades 7–12	231 English Language Arts and Reading 7–12 TExES	160 PPR EC–12 TExES or 2003 edTPA: Secondary English Language Arts (pilot exam)
§233.3	English Language Arts and Reading/Social Studies: Grades 4–8	113 English Language Arts and Reading/ Social Studies 4–8 TExES	160 PPR EC–12 TExES or 2018 edTPA: Middle Childhood English Language Arts (pilot exam) or 2019 edTPA: Middle Childhood History/Social Studies (pilot exam)
<u>§233.3</u>	<u>English Language Arts and Reading/Social Studies with Science of Teaching Reading: Grades 4–8</u>	<u>293 Science of Teaching Reading TExES and 113 English Language Arts and Reading/ Social Studies 4–8 TExES</u>	<u>160 PPR EC–12 TExES or 2018 edTPA: Middle Childhood English Language Arts (pilot exam) or 2019 edTPA: Middle Childhood History/Social Studies (pilot exam)</u>
§239.93	Reading Specialist: Early Childhood–Grade 12	151 Reading Specialist EC–12 TExES	Not Applicable: Not an Initial Certificate

Certificate TAC Reference	Certificate Name	Required Content Pedagogy Test(s)	Pedagogical Requirement(s)
English as a Second Language			
§233.7	English as a Second Language Supplemental	154 English as a Second Language Supplemental TExES	Not Applicable: Not a Stand-alone Certificate
Gifted and Talented			
§233.9	Gifted and Talented Supplemental	162 Gifted and Talented TExES	Not Applicable: Not a Stand-alone Certificate
Health			
§233.11	Health: Early Childhood–Grade 12	157 Health Education EC–12 TExES	160 PPR EC–12 TExES or 2119 edTPA: Health Education (pilot exam)

Certificate TAC Reference	Certificate Name	Required Content Pedagogy Test(s)	Pedagogical Requirement(s)
Journalism			
§233.3	Journalism: Grades 7–12	256 Journalism 7–12 TExES	160 PPR EC–12 TExES or 2003 edTPA: Secondary English Language Arts (pilot exam)
Junior Reserve Officer Training			
§233.17	Junior Reserve Officer Training Corps: Grades 6–12	Not Applicable	160 PPR EC–12 TExES
Languages Other Than English			
§233.15	American Sign Language: Early Childhood–Grade 12	184 ASL EC–12 TExES and 073 TASC–ASL	160 PPR EC–12 TExES or 2020 edTPA: World Language (pilot exam)
§233.15	Arabic: Early Childhood–Grade 12	ACTFL 605 OPI—Arabic and 600 WPT—Arabic	160 PPR EC–12 TExES or 2020 edTPA: World Language (pilot exam)
§233.15	Chinese: Early Childhood–Grade 12	ACTFL 606 OPI—Chinese (Mandarin) and 601 WPT—Chinese (Mandarin)	160 PPR EC–12 TExES or 2020 edTPA: World Language (pilot exam)
§233.15	French: Early Childhood–Grade 12	610 Languages Other Than English (LOTE) French EC–12 TExES	160 PPR EC–12 TExES or 2020 edTPA: World Language (pilot exam)
§233.15	German: Early Childhood–Grade 12	611 LOTE German EC–12 TExES	160 PPR EC–12 TExES or 2020 edTPA: World Language (pilot exam)
§233.15	Hindi: Early Childhood–Grade 12	ACTFL 622 OPI—Hindi and 623 WPT—Hindi	160 PPR EC–12 TExES or 2020 edTPA: World Language (pilot exam)
§233.15	Italian: Early Childhood–Grade 12	ACTFL 624 OPI—Italian and 625 WPT—Italian	160 PPR EC–12 TExES or 2020 edTPA: World Language (pilot exam)
§233.15	Japanese: Early Childhood–Grade 12	ACTFL 607 OPI—Japanese and 602 WPT—Japanese	160 PPR EC–12 TExES or 2020 edTPA: World Language (pilot exam)
§233.15	Korean: Early Childhood–Grade 12	ACTFL 630 OPI—Korean and 631 WPT—Korean	160 PPR EC–12 TExES or 2020 edTPA: World Language (pilot exam)

Certificate TAC Reference	Certificate Name	Required Content Pedagogy Test(s)	Pedagogical Requirement(s)
Languages Other Than English (continued)			
§233.15	Latin: Early Childhood–Grade 12	612 LOTE Latin EC–12 TExES	160 PPR EC–12 TExES or 2104 edTPA: Classical Languages (pilot exam)
§233.15	Portuguese: Early Childhood–Grade 12	ACTFL 632 OPI—Portuguese and 633 WPT—Portuguese	160 PPR EC–12 TExES or 2020 edTPA: World Language (pilot exam)
§233.15	Russian: Early Childhood–Grade 12	ACTFL 608 OPI—Russian and 603 WPT—Russian	160 PPR EC–12 TExES or 2020 edTPA: World Language (pilot exam)
§233.15	Spanish: Early Childhood–Grade 12	613 LOTE Spanish EC–12 TExES	160 PPR EC–12 TExES or 2020 edTPA: World Language (pilot exam)
§233.15	Turkish: Early Childhood–Grade 12	ACTFL 626 OPI—Turkish and 627 WPT—Turkish	160 PPR EC–12 TExES or 2020 edTPA: World Language (pilot exam)
§233.15	Vietnamese: Early Childhood–Grade 12	ACTFL 609 OPI—Vietnamese and 604 WPT—Vietnamese	160 PPR EC–12 TExES or 2020 edTPA: World Language (pilot exam)
Librarian			
§239.60	School Librarian: Early Childhood–Grade 12	150 School Librarian Early Childhood–12 TExES	Not Applicable: Not an Initial Certificate

Certificate TAC Reference	Certificate Name	Required Content Pedagogy Test(s)	Pedagogical Requirement(s)
Mathematics and Science			
§233.4	Mathematics: Grades 4–8	115 Mathematics 4–8 TExES	160 PPR EC–12 TExES or 2016 edTPA: Middle Childhood Mathematics (pilot exam)
§233.4	Science: Grades 4–8	116 Science 4–8 TExES	160 PPR EC–12 TExES or 2017 edTPA: Middle Childhood Science (pilot exam)
§233.4	Mathematics/Science: Grades 4–8	114 Mathematics/ Science 4–8 TExES	160 PPR EC–12 TExES or 2016 edTPA: Middle Childhood Mathematics (pilot exam) or 2017 edTPA: Middle Childhood Science (pilot exam)
§233.4	Mathematics: Grades 7–12	235 Mathematics 7–12 TExES	160 PPR EC–12 TExES or 2005 edTPA: Secondary Mathematics (pilot exam)
§233.4	Science: Grades 7–12	236 Science 7–12 TExES	160 PPR EC–12 TExES or 2006 edTPA: Secondary Science (pilot exam)
§233.4	Life Science: Grades 7–12	238 Life Science 7–12 TExES	160 PPR EC–12 TExES or 2006 edTPA: Secondary Science (pilot exam)

Certificate TAC Reference	Certificate Name	Required Content Pedagogy Test(s)	Pedagogical Requirement(s)
Mathematics and Science (continued)			
§233.4	Physical Science: Grades 6–12	237 Physical Science 6–12 TExES	160 PPR EC–12 TExES or 2006 edTPA: Secondary Science (pilot exam)
§233.4	Physics/Mathematics: Grades 7–12	243 Physics/Mathematics 7–12 TExES	160 PPR EC–12 TExES or 2005 edTPA: Secondary Mathematics (pilot exam) or 2006 edTPA: Secondary Science (pilot exam)
§233.4	Mathematics/Physical Science/Engineering: Grades 6–12	274 Mathematics/Physical Science/Engineering 6–12 TExES	160 PPR EC–12 TExES or 2005 edTPA: Secondary Mathematics (pilot exam) or 2006 edTPA: Secondary Science (pilot exam) or 2143 edTPA: Technology and Engineering Education (pilot exam)
§233.4	Chemistry: Grades 7–12	240 Chemistry 7–12 TExES	160 PPR EC–12 TExES or 2006 edTPA: Secondary Science (pilot exam)
Music			
§233.10	Music: Early Childhood–Grade 12	177 Music EC–12 TExES	160 PPR EC–12 TExES or 2021 edTPA: K–12 Performing Arts (pilot exam)
Physical Education			
§233.12	Physical Education: Early Childhood–Grade 12	158 Physical Education EC–12 TExES	160 PPR EC–12 TExES or 2011 edTPA: Physical Education (pilot exam)

Certificate TAC Reference	Certificate Name	Required Content Pedagogy Test(s)	Pedagogical Requirement(s)
Principal and Superintendent			
§241.20	Principal as Instructional Leader: Early Childhood–Grade 12	268 Principal as Instructional Leader TExES	Educational Testing Service (ETS) 368 Performance Assessment for School Leaders (PASL)
§241.35	Principal as Instructional Leader Endorsement	Not Applicable: Not an Initial Certificate (Individuals must already hold a valid certificate to serve in the role of principal to be eligible for this endorsement.)	Educational Testing Service (ETS) 368 Performance Assessment for School Leaders (PASL)
§242.20	Superintendent: Early Childhood–Grade 12	195 Superintendent TExES	Not Applicable: Not an Initial Certificate
Social Studies			
§233.3	Social Studies: Grades 4–8	118 Social Studies 4–8 TExES	160 PPR EC–12 TExES or 2019 edTPA: Middle Childhood History/Social Studies (pilot exam)
§233.3	Social Studies: Grades 7–12	232 Social Studies 7–12 TExES	160 PPR EC–12 TExES or 2004 edTPA: Secondary History/Social Studies (pilot exam)
§233.3	History: Grades 7–12	233 History 7–12 TExES	160 PPR EC–12 TExES or 2004 edTPA: Secondary History/Social Studies (pilot exam)
Speech Communications			
§233.3	Speech: Grades 7–12	129 Speech 7–12 TExES	160 PPR EC–12 TExES or 2003 edTPA: Secondary English Language Arts (pilot exam)
Special Education			
§233.8	Special Education: Early Childhood–Grade 12	161 Special Education EC–12 TExES	160 PPR EC–12 TExES or 2012 edTPA: Special Education (pilot exam)
§233.8	Special Education Supplemental	163 Special Education Supplemental TExES	Not Applicable: Not a Stand-alone Certificate

Certificate TAC Reference	Certificate Name	Required Content Pedagogy Test(s)	Pedagogical Requirement(s)
Special Education (continued)			
§233.8	Teacher of the Deaf and Hard of Hearing: Early Childhood–Grade 12	181 Deaf and Hard of Hearing EC–12 TExES and 072 TASC or 073 TASC—ASL (required for assignment but not for certification)	160 PPR EC–12 TExES or 2012 edTPA: Special Education (pilot exam)
§233.8	Teacher of Students with Visual Impairments Supplemental: Early Childhood–Grade 12	182 Visually Impaired TExES and 183 Braille TExES or 283 Braille TExES	Not Applicable: Not a Stand-alone Certificate
Theatre			
§233.10	Theatre: Early Childhood–Grade 12	180 Theatre EC–12 TExES	160 PPR EC–12 TExES or 2021 edTPA: K–12 Performing Arts (pilot exam)