

AN ACT

relating to the education of public school students with dyslexia, the education and training of educators who teach students with dyslexia, and the assessment of students with dyslexia attending an institution of higher education.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 21.044, Education Code, is amended to read as follows:

Sec. 21.044. EDUCATOR PREPARATION. (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.

(b) Any minimum academic qualifications for a certificate specified under Subsection (a) that require a person to possess a bachelor's degree must also require that the person receive, as part of the curriculum for that degree, instruction in detection and education of students with dyslexia. This subsection does not apply to a person who obtains a certificate through an alternative certification program adopted under Section 21.049.

(c) The instruction under Subsection (b) must:

(1) be developed by a panel of experts in the diagnosis and treatment of dyslexia who are:

(A) employed by institutions of higher

1 education; and

2 (B) approved by the board; and

3 (2) include information on:

4 (A) characteristics of dyslexia;

5 (B) identification of dyslexia; and

6 (C) effective, multisensory strategies for  
7 teaching students with dyslexia.

8 SECTION 2. Section 21.054, Education Code, is amended by  
9 adding Subsections (b) and (c) to read as follows:

10 (b) Continuing education requirements for an educator who  
11 teaches students with dyslexia must include training regarding new  
12 research and practices in educating students with dyslexia.

13 (c) The training required under Subsection (b) may be  
14 offered in an online course.

15 SECTION 3. Section 38.003, Education Code, is amended by  
16 adding Subsection (b-1) to read as follows:

17 (b-1) Unless otherwise provided by law, a student  
18 determined to have dyslexia during testing under Subsection (a) or  
19 accommodated because of dyslexia may not be retested for dyslexia  
20 for the purpose of reassessing the student's need for  
21 accommodations until the district reevaluates the information  
22 obtained from previous testing of the student.

23 SECTION 4. Subchapter A, Chapter 38, Education Code, is  
24 amended by adding Section 38.0031 to read as follows:

25 Sec. 38.0031. CLASSROOM TECHNOLOGY PLAN FOR STUDENTS WITH  
26 DYSLEXIA. (a) The agency shall establish a committee to develop a  
27 plan for integrating technology into the classroom to help

1 accommodate students with dyslexia. The plan must:

2 (1) determine the classroom technologies that are  
3 useful and practical in assisting public schools in accommodating  
4 students with dyslexia, considering budget constraints of school  
5 districts; and

6 (2) develop a strategy for providing those effective  
7 technologies to students.

8 (b) The agency shall provide the plan and information about  
9 the availability and benefits of the technologies identified under  
10 Subsection (a)(1) to school districts.

11 (c) A member of the committee established under Subsection  
12 (a) is not entitled to reimbursement for travel expenses incurred  
13 by the member under this section unless agency funds are available  
14 for that purpose.

15 SECTION 5. Subchapter Z, Chapter 51, Education Code, is  
16 amended by adding Section 51.9701 to read as follows:

17 Sec. 51.9701. ASSESSMENT FOR DYSLEXIA. Unless otherwise  
18 provided by law, an institution of higher education, as defined by  
19 Section 61.003, may not reassess a student determined to have  
20 dyslexia for the purpose of assessing the student's need for  
21 accommodations until the institution of higher education  
22 reevaluates the information obtained from previous assessments of  
23 the student.

24 SECTION 6. (a) Except as provided by Subsections (b) and  
25 (c) of this section, this Act applies beginning with the 2011-2012  
26 school year.

27 (b) Subsection (b), Section 21.044, Education Code, as

1 added by this Act, applies beginning with persons who commence  
2 enrollment in an institution of higher education during the  
3 2011-2012 academic year.

4 (c) Section 51.9701, Education Code, as added by this Act,  
5 applies beginning with the 2011-2012 academic year.

6 SECTION 7. This Act takes effect immediately if it receives  
7 a vote of two-thirds of all the members elected to each house, as  
8 provided by Section 39, Article III, Texas Constitution. If this  
9 Act does not receive the vote necessary for immediate effect, this  
10 Act takes effect September 1, 2011.

S.B. No. 866

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 866 passed the Senate on April 19, 2011, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 866 passed the House on May 19, 2011, by the following vote: Yeas 148, Nays 0, one present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor