



## SB 1153—Frequently Asked Questions

October 2017

### 1. What does “intervention strategy” mean?

*"Intervention strategy" means a strategy in a multi-tiered system of supports that is above the level of instruction generally used in that system with all children (i.e. high yield general education classroom*

*instruction). The term includes Response to Intervention (RtI) and other early intervening strategies.*

### 2. A parent has legal access to all written records that a school district has concerning the parent’s child. What is included?

*Written records include, but may not be limited to, the following:*

- (1) attendance records;*
- (2) test scores;*
- (3) grades;*
- (4) disciplinary records;*
- (5) counseling records;*
- (6) psychological records;*
- (7) applications for admission;*
- (8) health and immunization information;*
- (9) teacher and school counselor evaluations;*
- (10) reports of behavioral patterns; and*
- (11) records relating to assistance provided for learning difficulties, including information collected regarding any intervention strategies used with the child.*

### 3. What is the Texas Education Agency required to provide to school districts?

*The Agency must provide a written explanation of the options and requirements for providing assistance to students who have learning difficulties or who need or may need special education. The explanation must state that a parent is entitled at any time to request an evaluation of the parent’s child for special education services or for aids, accommodations, or services under Section 504, Rehabilitation Act of 1973. Each school year, each district must provide the written explanation to a parent of each district student by including the explanation in the student handbook or by another means. The Agency has posted the Student Handbook Statement to the Special Education in Texas website. This statement is available in HTML ([English](#) | [Spanish](#)) or as a Word document ([English](#) | [Spanish](#)).*



**4. What kind of parental notice does SB 1153 require?**

*Each school year, each school district must notify a parent of each child who receives assistance from the school district for learning difficulties, including intervention strategies that the school district provides to the child. This notice does not apply to parents of children enrolled in the district's special education program.*

*The notice must be provided when the child begins to receive the assistance for that school year. The notice must be written in English or, to the extent practicable, the parent's native language. The notice must include:*

- (1) a reasonable description of the assistance that may be provided to the child, including any intervention strategies that may be used;*
- (2) information collected regarding any intervention in the base tier of a multi-tiered system of supports that has previously been used with the child;*
- (3) an estimate of the duration for which the assistance, including through the use of intervention strategies, will be provided;*
- (4) the estimated time frames within which a report on the child's progress with the assistance, including any intervention strategies used, will be provided to the parent; and*
- (5) a copy of the Student Handbook Statement. This statement is available in HTML ([English](#) | [Spanish](#)) or as a Word document ([English](#) | [Spanish](#)).*

**5. When and by whom will this notice be provided?**

*The notice must be provided when the child begins to receive the assistance for that school year. Who provides the notice and how the notice is provided are at each school district or charter school's discretion.*

**6. Will the Texas Education Agency create a sample letter to send out to parents for notification?**

*Yes.*

**7. Are school districts required to establish a process for entering and exiting RtI?**

*If a district has an RtI process in place, then the school district must notify the parent of each child who receives assistance from the school district for learning difficulties that is above the level of instruction generally used in that system with all children. In order to do this, the school district must have criteria for entering and exiting RtI.*

**8. What are the PEIMS requirements?**

*Each school district and open-enrollment charter school must annually report through the Public Education Information Management System the total number of students enrolled in the district or*



*school with whom the district or school, as applicable, used intervention strategies (as defined above) at any time during the year for which the report is made.*

*Separately, each school district and open-enrollment charter school must annually report through the Public Education Information Management System the total number of students enrolled in the district or school to whom the district or school provided aids, accommodations, or services under Section 504, Rehabilitation Act of 1973 (29 U.S.C. Section 794), at any time during the year for which the report is made.*

*TEA will maintain the information collected above.*

*PEIMS submissions will begin in 2018-19. Information will be provided as it becomes available.*

**9. Do the requirements in SB 1153 also apply to charter schools?**

*Yes.*