

Special Note: This Result Driven Accountability (RDA) BE/ESL/EB and OSP Determination Level Framework document includes information about the method for generating both BE/ESL/EB determinations and OSP determinations.

Determination Level Overview

The Texas Education Agency (TEA) is required to make annual determinations on the performance of local educational agency (LEA) Bilingual Education/English as a Second Language/Emergent Bilingual (BE/ESL/EB) and Other Special Populations (OSP) program areas using four determination categories: meets requirements, needs assistance, needs intervention, and needs substantial intervention, in accordance with [Chapter 12 Results Driven Accountability](#) of the *2023 Accountability Manual*.

The BE/ESL/EB and OSP determinations are intended to reflect the extent to which an LEA is meeting the requirements and purposes of these RDA program areas. LEA determinations, in addition to other factors, drive general supervision responsibilities by TEA.

Guiding Principles

The following guiding principles provide the fundamental values that guide general supervision responsibilities by TEA and the required determination level (DL) assignments for LEA program areas.

Monitoring and Intervention Supports

LEAs with elevated DLs are identified for monitoring interventions and support activities.
Interventions are differentiated to ensure monitoring and support activities improve LEA performance.

Determination Level Assignments

The RDA system ensures consistent, comparable LEA performance by normalizing data formats, collection methods, performance level (PL) assignments, DL assignments, and by applying uniform rules and definitions.

Performance uniformity ensures achieving consistent and comparative results by applying percentile-based cut points for assigning determinations based on the 99/95/80 percentile rule.

The preceding graph, Figure 1, provides a visual representation of the relative performance of LEA PL mean scores and their associated DLs. This visual representation illustrates a theoretical data distribution of PL mean scores. The distribution is shown as a bell-shaped curve on the graph with the x-axis representing the PL mean scores and the y-axis representing the number of LEAs.

