



# HB 1605

SBOE Work Session

06/22/23

With the passage of **HB 1605**,  
the elected **State Board of Education**  
now has control over

**\$324,175,680**

of new annual foundation school  
program formula funding for school  
systems to buy textbooks.

# HB 1605 New SBOE Authority Summary



## Instructional Materials Review and Adoption (IMRA)

Creates new criteria and an overall process for SBOE review and adoption; Criteria include:

- TEKS Coverage
- Quality
- Suitable for Grade & Subject
- Free from Factual Error
- No Harmful Content & Other Statutory Compliance
- Parent Portal Compliance

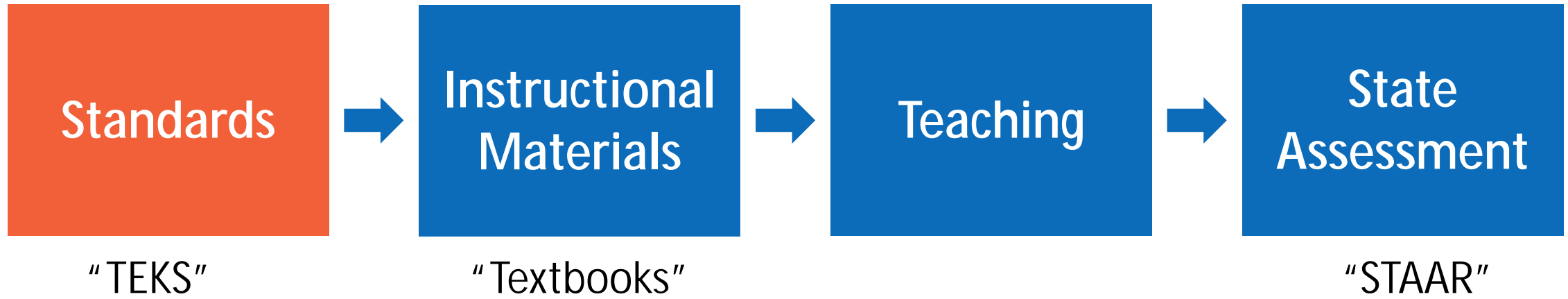
Requires the SBOE to review Open Education Resources (ie, state-owned textbooks).

## TEKS Review & Revision

## Parent Transparency







**The TEKS are the foundation of all content found in Texas public schools.**

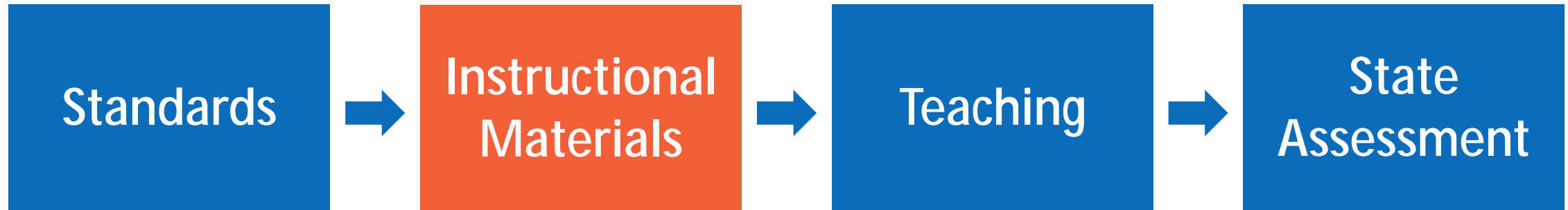




Standards

**While the TEKS describe what students should know,  
instructional materials are the content students  
actually see.**

# What are instructional materials?



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# SBOE oversight of Instructional Materials massively changed in 2011 with Senate Bill 6 (82-1)



Before 2011:

- Funding was appropriated to TEA for the purchase of SBOE-adopted textbooks.



Since the SB 6 shift away from textbooks, teachers have not been given enough time to build rigorous instructional materials

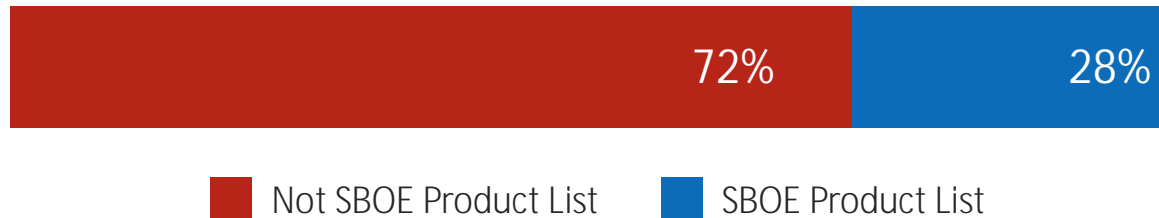


Teachers reported  
being given only **3**

# Since SB 6, school systems have used more instructional materials that are not from an SBOE adoption

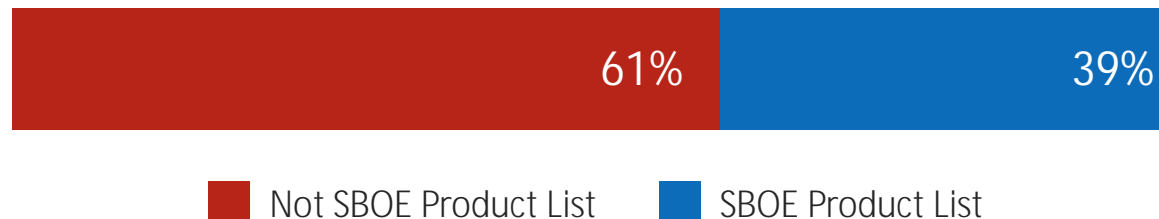


All Instructional Materials Adoptions by LEAs in **RLA K-12**



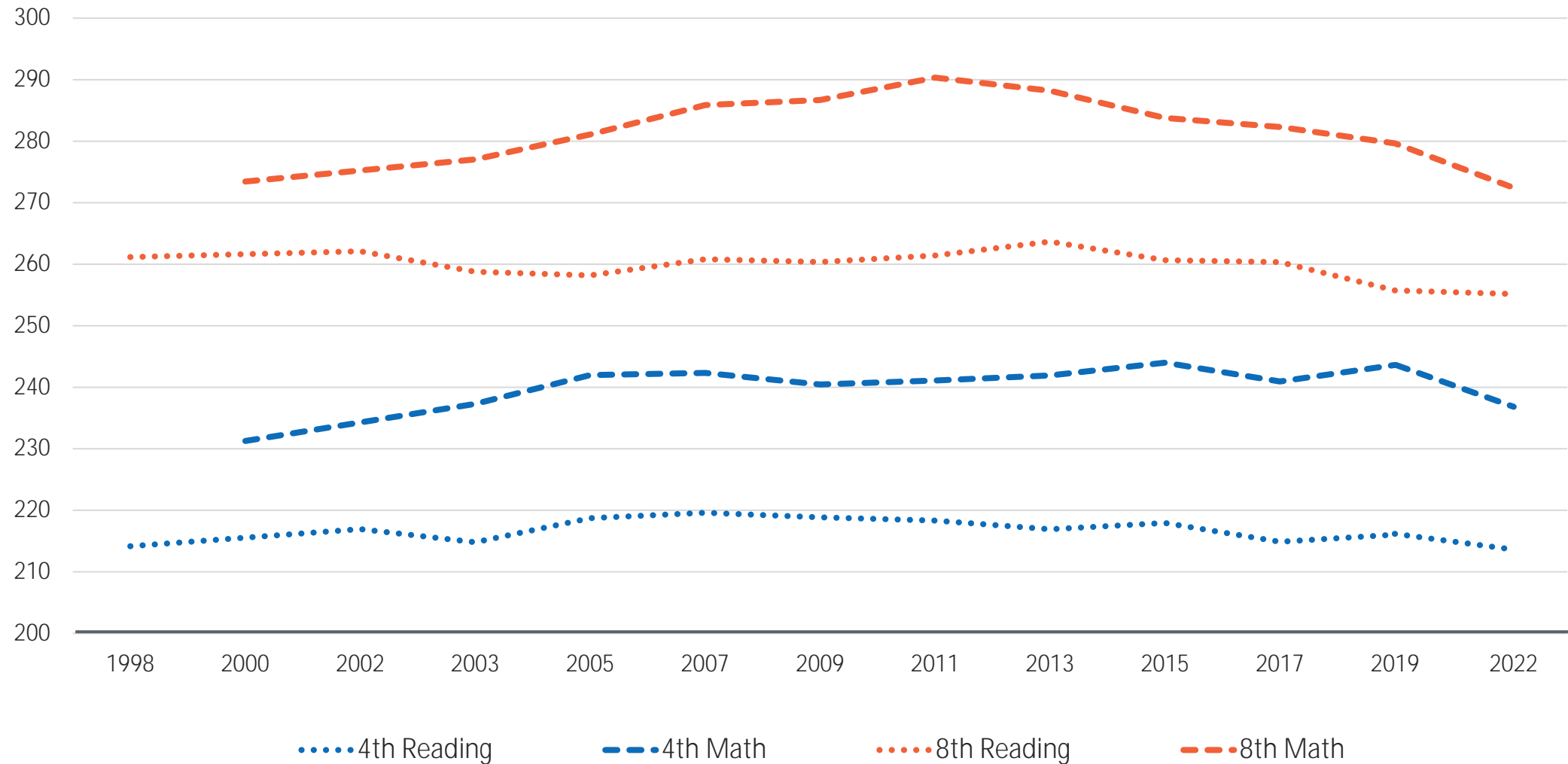
**72%** of instructional materials adopted by LEAs for ELAR are not SBOE-approved.

All Instructional Materials Adoptions by LEAs in **Math K1 2**

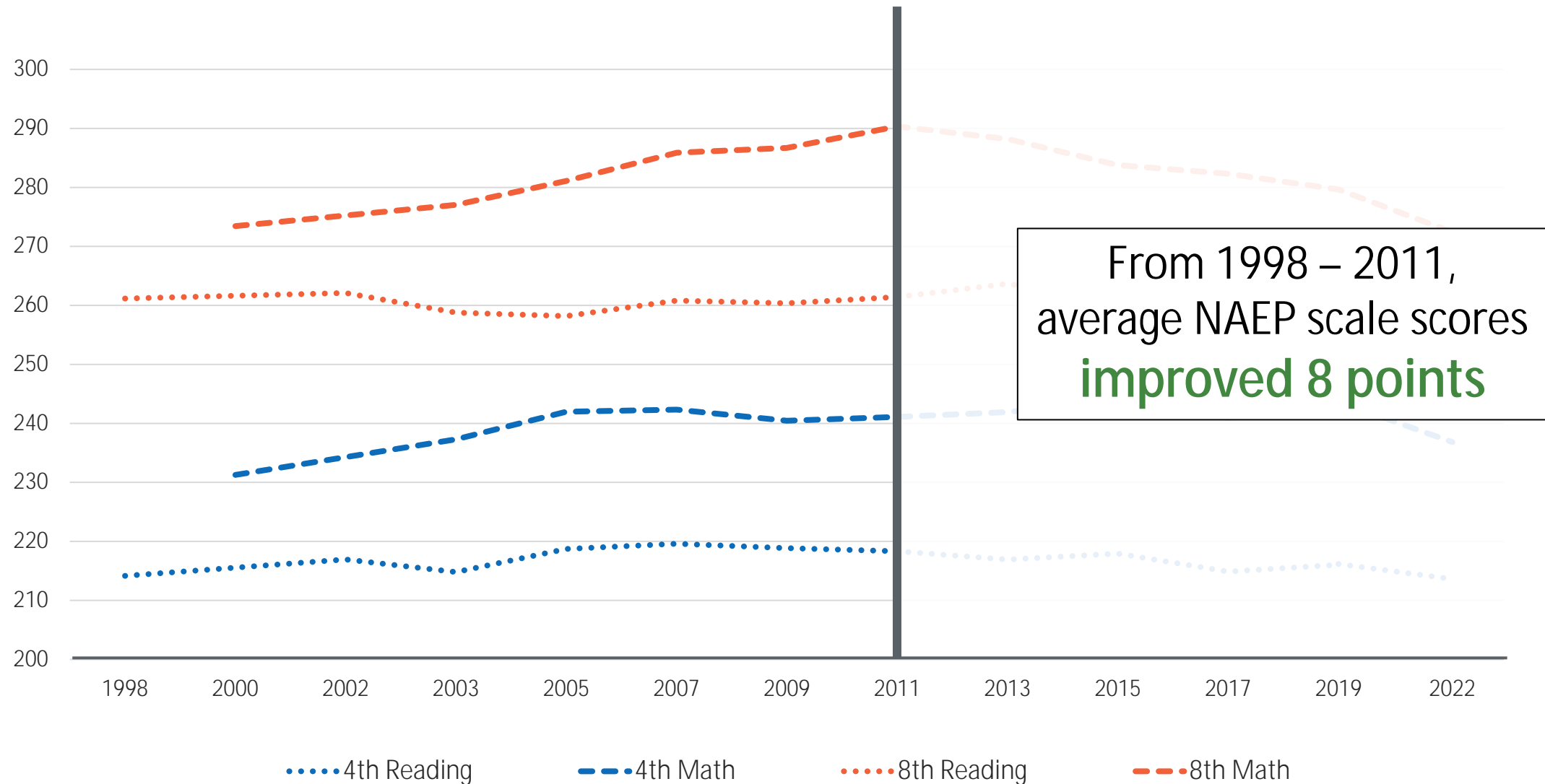


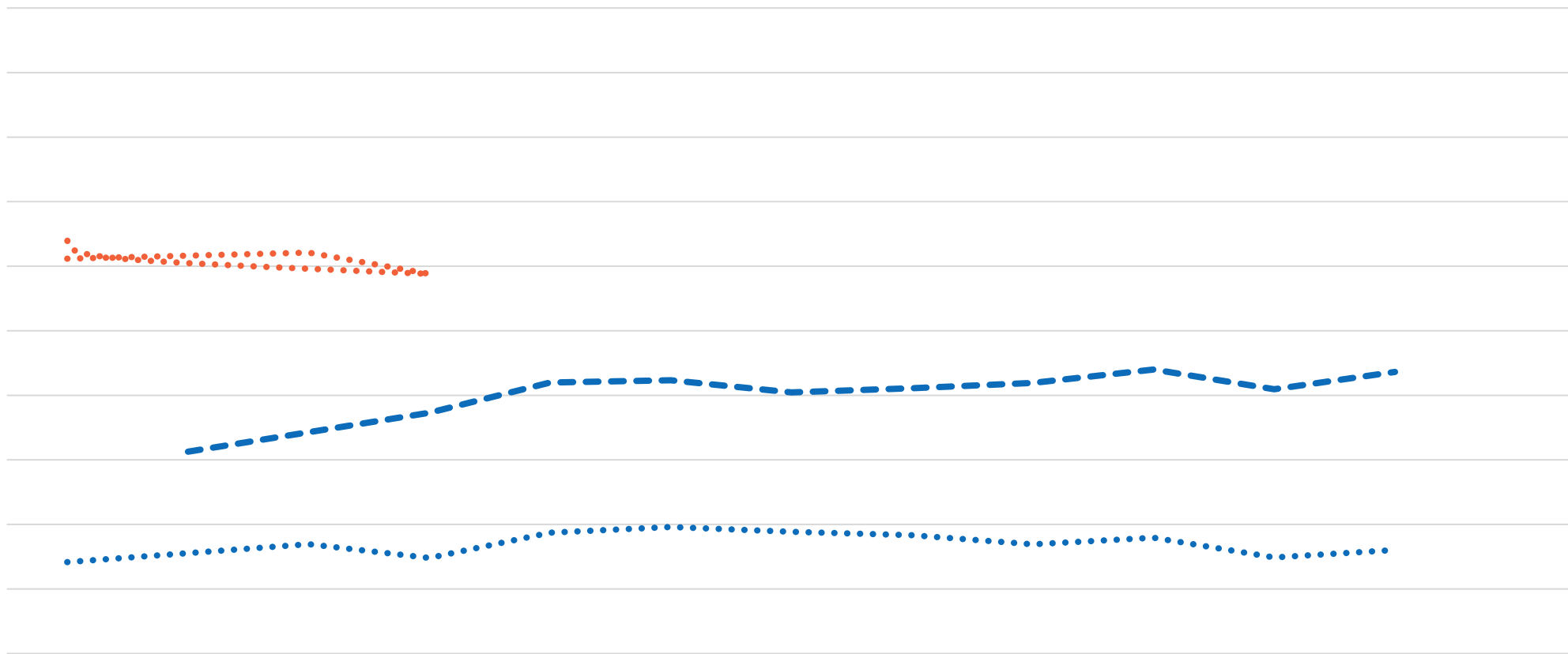
**61%** of instructional materials adopted by LEAs for math are not SBOE-approved.

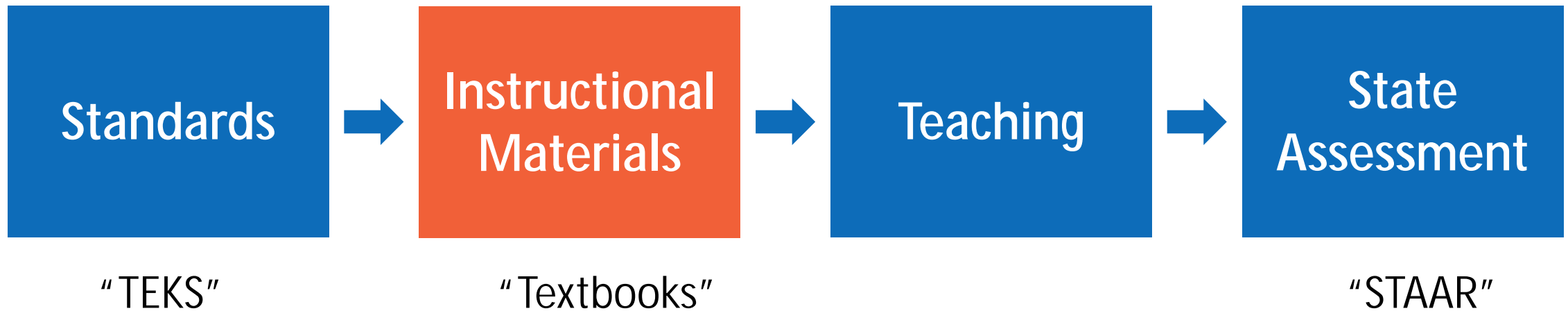
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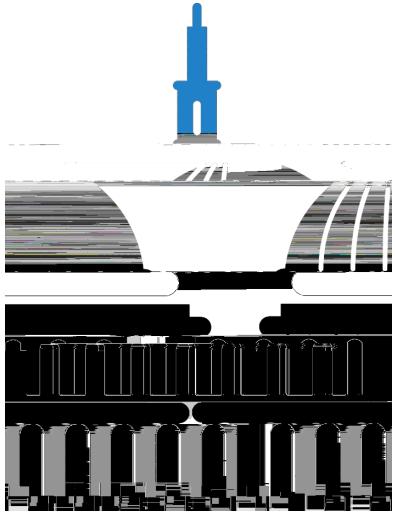






**HB 1605 returns control over instructional materials to the SBOE to support a shift back to providing textbooks as a resource for teachers**



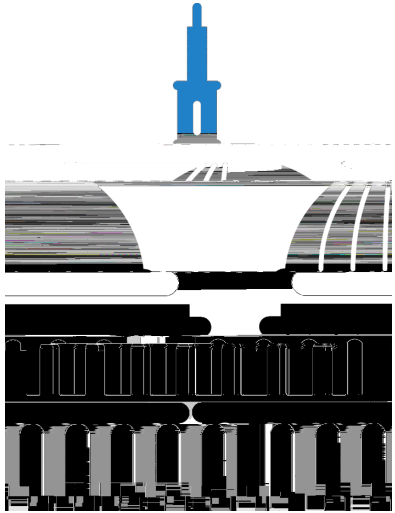


## HB 1605 Accomplishes the SBOE Legislative Agenda Items Related to Instructional Materials

- C. Textbooks – All local education agencies would use State Board of Education textbooks approved by State Board of Education or seek a Texas Education Agency waiver
  - HB 1605 passed which expanded SBOE authority to review and approve instructional materials (including textbooks), with new funding to LEAs subject to the requirement that LEAs must use these SBOE approved textbooks.
- D. Combine State Board of Education approval process with Texas Resource Review with State Board of Education approval of rubric
  - HB 1605 passed which repealed the Commissioner’s authority to administer the Texas Resource Review. The SBOE textbook review authority has been expanded to include quality, using a rubric developed by TEA but approved by the SBOE.
- E. Align instructional materials to cover 100% of TEKS/standards
  - HB 1605 passed which repealed prior statute referencing a 50% TEKS coverage requirement, instead expanding SBOE authority to set the minimum required percentage of TEKS coverage at any percentage determined by the SBOE, including 100%.



# Overview of HB 1605



## HB 1605: High Quality Curriculum

- Establishes an expanded process for the SBOE to review and approve high quality textbooks and instructional materials, supported by TEA, and repeals prior law authorizing TEA instructional materials portal and quality reviews
- Additional funding (on top of IMTA) provided to districts who choose to use SBOE-approved materials: \$40/student. An additional \$20/student for districts printing state-owned materials
- SBOE textbook approval no longer bound to 8-year cycle, no longer limited to 50% of TEKS
- Districts exempted from RFP processes if purchasing SBOE-approved materials
- Publishers must offer parent portals for instructional materials transparency
- Local curriculum reviews are established, funded, and can be initiated via parent requests, with SBOE approval of grade-level rigor rubric
- SBOE must add book/word list to the ELAR TEKS
- Teachers cannot be required to use bi-weekly planning time to create initial instructional materials unless there is a supplemental duty agreement with the teacher
- Requires the TEA to develop state-owned textbooks in certain grades & subjects, which are subject to approval by SBOE
- Provides optional teacher training on state-owned textbooks for districts to utilize, and grant program to educator prep programs to support
- Prohibits three-cueing in early literacy instruction







# This has always been a multi-year process



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First year 13.98 01.r28 -51p9





# New SBOE IMRA Process



TEC §31.022 & §31.023 establish a new Instructional Materials Review & Adoption **Process** with an expanded set of **Criteria** requiring review. The SBOE has **final authority** on approvals, the process, and criteria to be used. TEA is required to assist in conducting reviews and provide recommendations.

## IMRA Process

Materials are available for in person public review: 31.022(b)(5) and via electronic samples: 31.022(b)(2), with feedback provided to SBOE: 31.022(a)3-1.202 Td

TEA uses teachers & experts to review materials: 31.023(a)(3), provides reports on reviews to SBOE: 31.023(c)

SBOE deliberates on TEA reviews & public comments, **approves** or **rejects** materials: 31.022(a)

## IMRA Criteria

Materials must be reviewed based on SBOE approved **criteria**:

- Minimum TEKS coverage: 31.022(b)(1) & 31.023(b)(3)
- Quality: 31.023(b)(2)
- No Three-Cueing: 31.022(a)
- Suitable for grade & subject: 31.022(a)
- No obscene or harmful content: 31.022(b)(4) & 31.023(b)(4)
- Free from factual error: 31.022(a) & 31.023(b)(1)
- Physical (and electronic component) specifications: 31.022(b)(3)
- Complies with parent portal rules: 31.022(d)



# New SBOE IMRA Criteria



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Standards

Instructional

# Possible Instructional Materials Timeline for SBOE





# Key SBOE Decisions Needed Near Term



## Before quality rubrics can begin to be built (Summer 2023)

- Advise on the first content areas (grade/subject) to be reviewed

## Before materials reviews can begin (April 2024)

- IMRA Criteria decisions:
  - Set minimum TEKS percentage
  - Approve quality rubrics
  - Adopt suitability rubric
  - Re-adopt factual error definition
- IMRA Process decisions:
  - Approve material selection rules
  - Approve review procedure rules
  - Adopt public review requirements

2023												2024					
6	7	8	9	10	11	12	1	2	3	4	5	6	7	8	9	10	11

Only 4 board meetings are scheduled through April 2024. Initial discussion on IMRA Criteria components & Process likely needs to begin at Aug/Sep board meeting

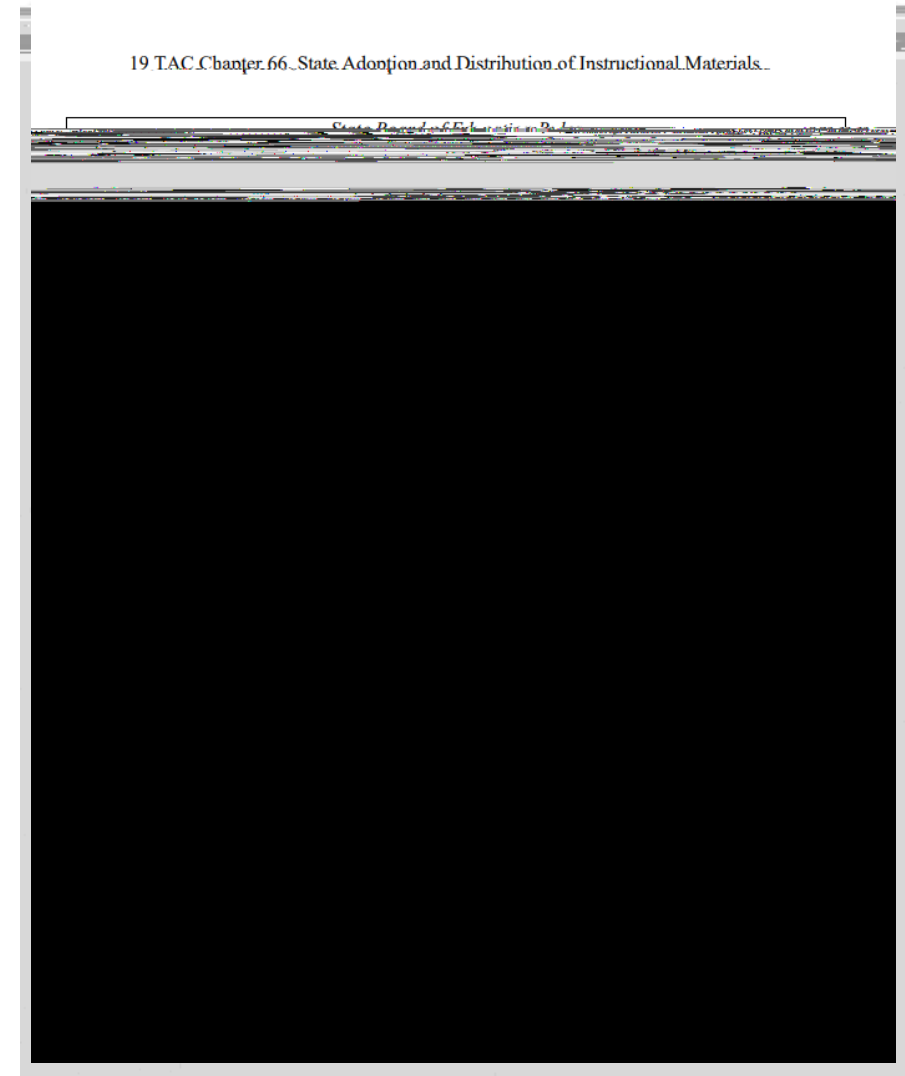
## Before any materials can be given final approval (November 2024)

- Approve physical & digital materials specifications requirements
- Approve parent portal requirements
- Adopt standard terms & conditions

[Title 19, Part II, TAC Chapter 66](#) rules will need to be repealed and/or revised due to the changes in statutory authority created by HB 1605.

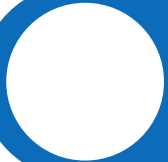
Most of these rulemaking decisions will be incorporated into the IMRA criteria and process development by the SBOE.

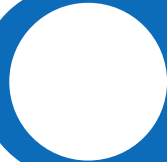
Other rules will be addressed outside of those decisions and in September staff will provide a more thorough outline of rule revisions for the board to review.



# HB 1605 New SBOE Authority



 Instructional Materials  
Review and Adoption  
(IMRA)

 TEKS Review & Revision

 Parent Transparency

# B 1605 TEKS Impact – Possible Timeline









# SBOE Actions to Improve Parent Transparency



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# Timeline Considerations: Initial IMRA Grade / Subject Areas

