

1-1 By: Rose, Martinez Fischer H.B. No. 4152  
1-2 (Senate Sponsor - Van de Putte)  
1-3 (In the Senate - Received from the House May 1, 2009;  
1-4 May 4, 2009, read first time and referred to Committee on  
1-5 Education; May 18, 2009, reported adversely, with favorable  
1-6 Committee Substitute by the following vote: Yeas 5, Nays 0;  
1-7 May 18, 2009, sent to printer.)

1-8 COMMITTEE SUBSTITUTE FOR H.B. No. 4152 By: Van de Putte

1-9 A BILL TO BE ENTITLED  
1-10 AN ACT

1-11 relating to certification of an educator in Texas who is certified  
1-12 in another state or country.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Section 21.052, Education Code, is amended by  
1-15 amending Subsection (a) and adding Subsections (e), (f), (g), and  
1-16 (h) to read as follows:

1-17 (a) The board may issue a certificate to an educator who  
1-18 applies for a certificate and:

1-19 (1) holds:

1-20 (A) a degree issued by an institution accredited  
1-21 by a regional accrediting agency or group that is recognized by a  
1-22 nationally recognized accreditation board; or

1-23 (B) a degree issued by an institution located in  
1-24 a foreign country, if the degree is equivalent to a degree described  
1-25 by Paragraph (A);

1-26 (2) holds an appropriate certificate or other  
1-27 credential issued by another state or country; and

1-28 (3) performs satisfactorily on:

1-29 (A) the examination prescribed under Section  
1-30 21.048; or

1-31 (B) if the educator holds a certificate or other  
1-32 credential issued by another state or country, an examination  
1-33 similar to and at least as rigorous as that described by Paragraph  
1-34 (A) administered to the educator under the authority of that state.

1-35 (e) An educator who has submitted all documents required by  
1-36 the board for certification and who receives a certificate as  
1-37 provided by Subsection (a) must perform satisfactorily on the  
1-38 examination prescribed under Section 21.048 not later than the  
1-39 first anniversary of the date the board completes the review of the  
1-40 educator's credentials and informs the educator of the examination  
1-41 or examinations under Section 21.048 on which the educator must  
1-42 perform successfully to receive a standard certificate.

1-43 (f) The board shall post on the board's Internet website the  
1-44 procedures for obtaining a certificate under Subsection (a).

1-45 (g) The commissioner shall provide guidance to school  
1-46 districts that employ an educator certified as provided by  
1-47 Subsection (a) on procedures to classify the educator as a highly  
1-48 qualified teacher in a manner consistent with the No Child Left  
1-49 Behind Act of 2001 (20 U.S.C. Section 6301 et seq.).

1-50 (h) This subsection applies only to an applicant who holds a  
1-51 certificate or other credential issued by another state in  
1-52 mathematics, science, special education, or bilingual education,  
1-53 or another subject area that the commissioner determines has a  
1-54 shortage of teachers. In any state fiscal year, the board shall  
1-55 accept or reject, not later than the 14th day after the date the  
1-56 board receives the completed application, at least 90 percent of  
1-57 the applications the board receives for a certificate under this  
1-58 subsection, and shall accept or reject all completed applications  
1-59 the board receives under this subsection not later than the 30th day  
1-60 after the date the board receives the completed application. An  
1-61 applicant under this subsection must submit:

1-62 (1) a letter of good standing from the state in which  
1-63 the teacher is certified on a form determined by the board;

2-1                   (2) information necessary to complete a national  
2-2 criminal history record information review; and  
2-3                   (3) an application fee as required by the board.

2-4                   SECTION 2. This Act takes effect immediately if it receives  
2-5 a vote of two-thirds of all the members elected to each house, as  
2-6 provided by Section 39, Article III, Texas Constitution. If this  
2-7 Act does not receive the vote necessary for immediate effect, this  
2-8 Act takes effect September 1, 2009.

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