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**Dyslexia Individualized Learning Plans Rule 0520-01-22**

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**The Background:**

In the 2022 legislative session, Governor Lee and the Tennessee General Assembly passed the Tennessee Investment in Student Achievement (TISA) Act which will transition the state to a student-based funding approach starting in the 2023-24 school year. Due to the passage of TISA and the proposed Department of Education (Department) rules necessary to implement TISA, this item creates a new permanent rule to replace the emergency Dyslexia Individualized Learning Plan Rule that is currently in effect. The emergency rule was approved by the State Board at its August 11, 2022 meeting. This rule outlines requirements regarding dyslexia individualized learning plans (or ILP-Ds). ILP-Ds are documents developed for students with characteristics of dyslexia that prescribe the academic goals, supports, and/or accommodations that a student may need to access classroom instruction.

This rule delineates how students are identified as having characteristics of dyslexia and the required ILP-D components for each grade band. Additionally, the rule sets ILP-D requirements for local education agencies (LEAs), such as parental notification requirements and oversight plan requirements. The requirements outlined in this rule mirror the requirements outlined in the Department's proposed TISA rules.

State Board staff held a rulemaking hearing on September 29, 2022 to collect public comment. One comment was submitted.

Revisions between first and final reading include adding a definition of RTI<sup>2</sup> and clerical revisions to better align the rule with the final version of the Department's TISA rules.

**The Fiscal Analysis Impact:**

T.C.A. § 49-1-212 requires that the Department prepare a fiscal analysis of any policy, rule, or regulation proposed to the State Board of Education. This item has no financial impact on the Department, the State Board, or any LEA or public charter school.

**The Recommendation:**

The Department of Education recommends approval of this item on final reading. The SBE staff concurs with this recommendation.