

**Chapter 102. Educational Programs**

**Subchapter MM. Commissioner's Rules Concerning Supplemental Special Education Services Program**

**§102.1601. Supplemental Special Education Services and Instructional Materials Program for Certain Public School Students Receiving Special Education Services.**

- (a) The Texas Education Agency (TEA) will administer the Supplemental Special Education Services Program described in Texas Education Code (TEC), Chapter 29, Subchapter A-1, under the name Parent-Directed Special Education Services (PDSSES). Any reference to the Supplemental Special Education Services Program, supplemental special education services, supplemental special education instructional materials, or SSES in state law and TEA materials is to be considered synonymous with the PDSSES program.
- (b) Definitions. For the purposes of this section, the following definitions apply.
  - (1) Eligible student--A student who meets all program eligibility criteria under TEC, §29.044, and this section.
  - (2) Management system--The online system provided by the marketplace vendor to allow for account creation, management of funds, and access to the marketplace.
  - (3) Marketplace--The virtual platform where parents and guardians with program funds may purchase goods and services.
  - (4) Marketplace vendor--The vendor chosen by TEA to create an online marketplace for the use of program funds.
  - (5) Parent-directed special education instructional materials (materials) --This term has the meaning defined in TEC, §29.041, and specifically excludes materials that are provided as compensatory services or as a means of providing the PDSSES.

- (2) TEA will use Public Education Information Management System (PEIMS) codes submitted by school districts and open-enrollment charter schools by each school year's TEA-established fall data submission deadline to verify eligibility in order to award accounts for the program.
- (e) Establishment of the marketplace.
  - (1) In accordance with TEC, §29.042(d), TEA shall award an education service center (ESC) with an operational and school district support grant, which may include, but is not limited to, the following operational requirements:

## **Commissioner's Rules Concerning**

- (i) Account use restrictions. TEA may, subject to the appeal process referenced in subsection (f)(5) of this section, close or suspend accounts and reclaim a portion or all