



[townhall.virginia.gov](http://townhall.virginia.gov)

## Exempt Action: Final Regulation Agency Background Document

<b>Agency name</b>	State Board of Education
<b>Virginia Administrative Code (VAC) Chapter citation(s)</b>	8 VAC20-23-90
<b>VAC Chapter title(s)</b>	Licensure Regulations for School Personnel
<b>Action title</b>	Revisions to Align 8VAC20-23-90 with Chapter 183 of the 2024 Acts of the Assembly
<b>Final agency action date</b>	July 25, 2024
<b>Date this document prepared</b>	July 25, 2024

This information is required for executive branch review pursuant to Executive Order 19 (2022) (EO 19), any instructions or procedures issued by the Office of Regulatory Management (ORM) or the Department of Planning and Budget (DPB) pursuant to EO 19. In addition, this information is required by the Virginia Registrar of Regulations pursuant to the Virginia Register Act (§ 2.2-4100 et seq. of the Code of Virginia). Regulations must conform to the Regulations for Filing and Publishing Agency Regulations (1 VAC 7-10), and the *Form and Style Requirements for the Virginia Register of Regulations and Virginia Administrative Code*.

### Brief Summary

*Provide a brief summary (preferably no more than 2 or 3 paragraphs) of this regulatory change (i.e., new regulation, amendments to an existing regulation, or repeal of an existing regulation). Alert the reader to all substantive matters. If applicable, generally describe the existing regulation.*

[Chapter 183](#) of the 2024 Acts of the Assembly (“Chapter 183”) directs the Board to amend subsection A of 8VAC[20-23-90](#) to permit any career switcher who seeks a teaching endorsement preK through grade 12, including any career switcher who seeks a teaching endorsement in special education, to pursue a Provisional (Career Switcher) License through the career switcher alternate route to licensure program in accordance with all of the requirements set forth in such subsection. However, nothing in this section shall be construed to supplant, eliminate, or otherwise alter the Provisional (Special Education) License option established in subsection C of 8VAC[20-23-90](#) and the Board shall clarify in its regulations that the option for a career switcher who seeks a teaching endorsement in special education to pursue a

Provisional (Career Switcher) License through the career switcher alternate route to licensure program does not supplant subsection C of 8VAC20-23-90 but rather provides an additional pathway to a provisional license for an individual who seeks a teaching endorsement in special education.

Additionally, the chapter directs the Board to amend subsection A of 8VAC20-23-90 to require each individual pursuing a Provisional (Career Switcher) License who seeks an endorsement in special education to complete at least 60 percent of the requirements set forth in 8VAC20-543-500 as part of Level I preparation and to complete the remaining requirements set forth in 8VAC20-543-500 as part of Level II and Level III preparation.

### Mandate and Impetus

*Identify the mandate for this regulatory change and any other impetus that specifically prompted its initiation (e.g., new or modified mandate, internal staff review, petition for rulemaking, periodic review, or board decision). For purposes of executive branch review, “mandate” has the same meaning as defined in the ORM procedures, “a directive from the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part.”*

---

This regulatory action results from a legislative mandate. [Chapter 183](#) directs the Board to amend its regulations.

### Statement of Final Agency Action

*Provide a statement of the final action taken by the agency including: 1) the date the action was taken; 2) the name of the agency taking the action; and 3) the title of the regulation.*

---

The State Board of Education approved the regulatory action “Revisions to Align 8VAC20-23-90 with Chapter 183 of the 2024 Acts of the Assembly” on July 25, 2024.