

By: King of Hemphill

H.B. No. 3880

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the administration of certain required assessment  
3 instruments and prohibiting the use of the results of certain  
4 required assessments of public school students for certain  
5 purposes.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Subchapter B, Chapter 39, Education Code, is  
8 amended by adding Section 39.02342 to read as follows:

9 Sec. 39.02342. ALTERNATIVE ADMINISTRATION OF ASSESSMENT  
10 INSTRUMENTS BY STUDENT REQUEST. A school district may administer  
11 an assessment instrument required under Section 39.023(a), (c), or  
12 (l) in paper format to any student whose parent or guardian requests  
13 the assessment instrument in paper format, not to exceed a total of  
14 three percent of the students enrolled in a district. An assessment  
15 instrument administered under this section shall not be included in  
16 a school district evaluation under Section 39.053(c).

17 SECTION 2. This Act applies beginning with the 2023-2024  
18 school year.

19 SECTION 3. This Act takes effect immediately if it receives  
20 a vote of two-thirds of all the members elected to each house, as  
21 provided by Section 39, Article III, Texas Constitution. If this  
22 Act does not receive the vote necessary for immediate effect, this  
23 Act takes effect September 1, 2023.