

By: Mowery

H.B. No. 1974

A BILL TO BE ENTITLED

AN ACT

relating to release by the Texas Education Agency of questions and answer keys to assessment instruments.

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

SECTION 1. Section 39.023, Education Code, is amended by amending Subsection (e) and adding Subsection (e-1) to read as follows:

(e) Under rules adopted by the State Board of Education:

(1) the agency shall release to each school district questions and answer keys to each assessment instrument administered under Subsections (a), (b), (c), and (1) not later than the 30th day after the date results are released under Subsection (h); and

(2) [7] every other year, the agency shall release the questions and answer keys to each assessment instrument administered under Subsection [(a), (b), (c),] (d) [7, or (1)] after the last time the instrument is administered for that school year.

(e-1) To ensure a valid bank of questions for use in assessment instruments administered under Subsection (a), (b), (c), (d), or (1) each year, the agency is not required under Subsection (e) to release a question that is being field-tested and was not used to compute the student's score on the instrument. The agency, under board rule, shall [also] release, after the last time an assessment instrument is administered for that school year [7

1 ~~under board rule]~~, each question that is no longer being
2 field-tested and that was not used to compute a student's score.

3 SECTION 2. This Act applies beginning with the 2005-2006
4 school year.

5 SECTION 3. This Act takes effect immediately if it receives
6 a vote of two-thirds of all the members elected to each house, as
7 provided by Section 39, Article III, Texas Constitution. If this
8 Act does not receive the vote necessary for immediate effect, this
9 Act takes effect September 1, 2005.