

Amend CSHB 2238 as follows:

(1) In SECTION 1 of the bill in Education Code Section 2.052 as added by the bill on page 4, line 10 strike "Five" and substitute "Three".

(2) In SECTION 1 of the bill in Education Code Section 2.052 as added by the bill on page 4, line 12 after the period insert "Two of the members appointed by the commissioner of education must have extensive experience in the field of public education curriculum and assessment."

(3) In Section 1 of the bill in Education Code Section 2.103(a)(4)(B) as added by the bill on page 7, line 19, strike the word "and".

(4) In SECTION 1 of the bill in Education Code Section 2.103(a)(4)(B) as added by the bill on page 7, line 22, strike the period and substitute a semi-colon followed by the word "and".

(5) In SECTION 1 of the bill in Education Code Section 2.103(a)(4)(B) as added by the bill after page 7, line 22, add a new subsection (viii) as follows: "(viii) demographic data for the student."

(6) In SECTION 1 of the bill in Education Code Section 2.103 as added by the bill after page 7, line 25, add a new subsection (c) as follows: "Any personally identifiable information collected under this section shall not be public information subject to disclosure under Chapter 552, Government Code."

(7) In SECTION 1 of the bill, strike Education Code Section 2.105(a) as added by the bill on page 8, lines 16 through 21, and substitute a new subsection (a) to read as follows:

(a) The board shall contract with one or more organizations with well-established peer-review processes to:

(1) develop recommendations, drawing from independently peer-reviewed research which is based upon empirical evidence and adheres to the basic principles of sound statistical analysis, for using the system to measure improvement in individual student achievement on assessment instruments administered under Section 39.023; and

(2) study the feasibility, reliability, and validity of using the measure of improvement in individual student achievement

on assessment instruments in conducting evaluations and appraisal of educators employed by school districts and institutions of higher education or university systems. Results from the study must be based upon empirical evidence and published in scientific journals using independent peer review, and validity for this purpose must be established before a student growth measure may be a required component of educator evaluation or appraisal. Any assessment instruments used as a basis for educator evaluations must be certified by the entity that develops the instruments as being validated and reliable for that purpose and independently verified by an impartial psychometrician as being valid for that purpose.

(8) In SECTION 1 of the bill in Education Code Section 2.105(b) as added by the bill page 8, line 26, after the words "district level" and the period add the words, "The methodology selected by the board must include advanced statistical methods that can fairly and accurately adjust for factors beyond the control of an educational institution or educator, including student demographics and community characteristics."

(9) In SECTION 1 of the bill, strike Education Code Section 2.105(c) as added by the bill on page 8, line 27 through page 9, line 3.

(10) In SECTION 1 of the bill in Education Code Section 2.151 as added by the bill after page 10, line 6, insert a new subsection (c) to read as follows: "(c) The board shall carry out its duties in accordance with Chapter 551, Government Code."

(11) In SECTION 1 of the bill in Education Code Section 21.153 as added by the bill on page 11, line 5, strike the word "may" after the words "The board" and substitute the word "shall".