

Amend CSSB 1031 (Senate committee printing) as follows:

(1) In SECTION 7 of the bill, in added Section 39.023(c-3)(1), Education Code (page 3, line 59), immediately following the semicolon, insert "and".

(2) In SECTION 7 of the bill, in added Section 39.023(c-3), Education Code (page 3, lines 60 through 67), strike added Subdivisions (2) and (3) and substitute the following:

(2) the spring administration of end-of-course assessment instruments under Subsection (c) to occur in each school district not earlier than the first full week in May, except that the spring administration of the end-of-course assessment instruments in English I, English II, and English III must be permitted to occur at an earlier date.

(3) Between SECTIONS 12 and 13 of the bill (page 8, between lines 6 and 7), insert the following appropriately numbered SECTION:

SECTION _____. Subchapter B, Chapter 39, Education Code, is amended by adding Sections 39.035 and 39.0351 to read as follows:

Sec. 39.035. LIMITATION ON FIELD TESTING OF ASSESSMENT INSTRUMENTS. (a) Subject to Subsection (b), the agency may conduct field testing of questions for any assessment instrument administered under Section 39.023(a), (b), (c), (d), or (l) that is separate from the administration of the assessment instrument not more frequently than every other school year.

(b) Subsection (a) does not limit field testing necessary to develop new assessment instruments required under state or federal law.

(c) Before the beginning of each school year, the agency shall notify each school district regarding the required participation of the district in field testing activities during that school year.

Sec. 39.0351. FIELD TESTING STUDY. (a) The agency shall conduct a study of the sample size and sample procedures used in field testing of questions for assessment instruments administered under Section 39.023.

(b) The study required by Subsection (a) must also examine the feasibility of conducting field testing that is separate from the administration of an assessment instrument in the fall of the school year.

(c) Not later than December 1, 2008, the agency shall submit a report regarding the results of the study to the legislature.

(d) This section expires January 1, 2009.

(4) Between SECTIONS 17 and 18 of the bill (page 9, between lines 57 and 58), insert the following appropriately numbered SECTION:

SECTION _____. Section 39.035, Education Code, as added by this Act, applies beginning with the 2008-2009 school year.

(5) Renumber existing SECTIONS of the bill accordingly.