

By: Naishtat

H.B. No. 3205

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a teacher's authority regarding use of classroom time
3 for preparation for the administration of certain assessment
4 instruments.

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

6 SECTION 1. Subchapter B, Chapter 39, Education Code, is
7 amended by adding Section 39.035 to read as follows:

8 Sec. 39.035. CLASSROOM PREPARATION FOR CERTAIN ASSESSMENT
9 INSTRUMENTS. (a) A teacher who teaches a grade level and subject
10 for which an assessment instrument is administered under Section
11 39.023 may determine, in connection with preparing students for the
12 administration of the assessment instrument:

13 (1) whether any class time will be devoted to
14 assessment instrument preparation; and

15 (2) the amount and scheduling of class time devoted to
16 assessment instrument preparation.

17 (b) A teacher's determination under Subsection (a) may be
18 overruled only by unanimous agreement of a committee established
19 under Subsection (c).

20 (c) Each school district shall establish a three-member
21 review committee to determine, on request of the principal, whether
22 a teacher's determination under Subsection (a) is unreasonable.
23 Members shall be appointed as follows:

24 (1) the campus faculty shall choose two teachers to

1 serve as members and one teacher to serve as an alternate member;
2 and

3 (2) the principal shall choose one member from the
4 professional staff of the campus.

5 SECTION 2. This Act applies beginning with the 2007-2008
6 school year.

7 SECTION 3. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2007.