

By: Weber

H.B. No. 2395

A BILL TO BE ENTITLED

AN ACT

relating to the implementation of the administration of certain
assessment instruments for public school students.

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

SECTION 1. Section 39.023, Education Code, is amended by
adding Subsection (a-2) to read as follows:

(a-2) An assessment instrument administered in the
2011-2012 or 2012-2013 school year must be in the same form as an
assessment instrument administered in the 2010-2011 school year.

SECTION 2. Sections 39.025(f) and (g), Education Code, are
amended to read as follows:

(f) The commissioner shall by rule adopt a transition plan
to implement the amendments made by Chapter 1312 (S.B. No. 1031),
Acts of the 80th Legislature, Regular Session, 2007, replacing
general subject assessment instruments administered at the high
school level with end-of-course assessment instruments. The rules
must provide for the end-of-course assessment instruments adopted
under Section 39.023(c) to be administered beginning with students
entering the ninth grade during the 2013-2014 [~~2011-2012~~] school
year. During the period under which the transition to
end-of-course assessment instruments is made:

(1) for students entering a grade above the ninth
grade during the 2013-2014 [~~2011-2012~~] school year, the
commissioner shall retain, administer, and use for purposes of

1 accreditation and other campus and district accountability
2 measures under this chapter the assessment instruments required by
3 Section 39.023(a) or (c), as that section existed before amendment
4 by Chapter 1312 (S.B. No. 1031), Acts of the 80th Legislature,
5 Regular Session, 2007;

6 (2) a student subject to Subdivision (1) may not
7 receive a high school diploma unless the student has performed
8 satisfactorily on each required assessment instrument administered
9 under Section 39.023(c) as that section existed before amendment by
10 Chapter 1312 (S.B. No. 1031), Acts of the 80th Legislature, Regular
11 Session, 2007; and

12 (3) the agency may defer releasing assessment
13 instrument questions and answer keys as required by Section
14 39.023(e) to the extent necessary to develop additional assessment
15 instruments.

16 (g) Rules adopted under Subsection (f) must require that
17 each student who will be subject to the requirements of Subsection
18 (a) is entitled to notice of the specific requirements applicable
19 to the student. Notice under this subsection must be provided not
20 later than the date the student enters the eighth
21 grade. Subsection (f) and this subsection expire September 1, 2017
22 [~~2015~~].

23 SECTION 3. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as
25 provided by Section 39, Article III, Texas Constitution. If this
26 Act does not receive the vote necessary for immediate effect, this
27 Act takes effect September 1, 2011.