

By: Lavender

H.B. No. 3519

A BILL TO BE ENTITLED

AN ACT

relating to state administration of certain assessment instruments to public school students.

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

SECTION 1. Section 39.022, Education Code, is amended to read as follows:

Sec. 39.022. ASSESSMENT PROGRAM. The State Board of Education by rule shall create and implement a statewide assessment program that is knowledge- and skills-based to ensure school accountability for student achievement that achieves the goals provided under Section 4.002. The board may adopt rules to the extent necessary for the administration of the assessment program in accordance with this subchapter. ~~[After adopting rules under this section, the State Board of Education shall consider the importance of maintaining stability in the statewide assessment program when adopting any subsequent modification of the rules.]~~

SECTION 2. Sec. 39.023(a), (b), (c), (c-1), (c-2), (c-3), (c-4), (c-5), and (c-6) Education Code, are repealed.

SECTION 3. Sec. 39.0231 Education Code, is repealed.

SECTION 4. Sec. 39.0232 Education Code, is repealed.

SECTION 5. Sec. 39.0233 Education Code, is repealed.

SECTION 6. Sec. 39.02324 Education Code, is repealed.

SECTION 7. Sec. 39.024(a), (b), (c), (d), (e), (f), (f-1), (g), (h), and (i) Education Code, are repealed.

1 SECTION 8. Sec. 39.0241 Education Code, is repealed.

2 SECTION 9. Sec. 39.0242 Education Code, is repealed.

3 SECTION 10. Sec. 39.025 Education Code, is repealed.

4 SECTION 11. Sec. 39.0262 Education Code, is repealed.

5 SECTION 12. Sec. 39.027 Education Code, is repealed.

6 SECTION 13. As of the effective date of this Act, the Texas  
7 Education Agency may not perform research or development concerning  
8 assessment instruments under Subchapter B, Chapter 39, Education  
9 Code, as that subchapter existed before amendment by this Act prior  
10 to September 1, 2013.

11 SECTION 14. Not later than October 1, 2012, the Texas  
12 Education Agency shall apply to the United States Department of  
13 Education for any waiver necessary to implement, in compliance with  
14 federal law and regulations, Subchapter B, Chapter 39, Education  
15 Code, as amended by this Act.

16 SECTION 15. This Act applies beginning with the 2011-2012  
17 school year.

18 SECTION 16. This Act takes effect immediately if it  
19 receives a vote of two-thirds of all the members elected to each  
20 house, as provided by Section 39, Article III, Texas Constitution.  
21 If this Act does not receive the vote necessary for immediate  
22 effect, this Act takes effect September 1, 2011.