

AN ACT

relating to reporting individual student performance on a physical fitness assessment instrument to the Texas Education Agency.

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

SECTION 1. The heading to Section 38.103, Education Code, is amended to read as follows:

Sec. 38.103. REPORTING OF PHYSICAL FITNESS ~~[SUMMARY]~~ RESULTS.

SECTION 2. Subsection (a), Section 38.103, Education Code, is amended to read as follows:

(a) A school district shall provide ~~[compile]~~ the results of individual student performance on the physical fitness assessment required by this subchapter ~~[and provide summary results, aggregated by grade level and any other appropriate category identified by commissioner rule,]~~ to the agency. The ~~[summary]~~ results may not contain the names of individual students or teachers or a student's social security number or date of birth.

SECTION 3. This Act applies beginning with the 2011-2012 school year.

SECTION 4. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2011.

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 226 passed the Senate on April 14, 2011, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 226 passed the House on May 23, 2011, by the following vote: Yeas 142, Nays 0, one present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor