

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION**

**May 18, 2011**

**TO:** Honorable Florence Shapiro, Chair, Senate Committee on Education

**FROM:** John S O'Brien, Director, Legislative Budget Board

**IN RE: HB2135** by Hochberg (Relating to the administration of end-of-course and other assessment instruments to certain public school students enrolled below the high school level.),  
**Committee Report 2nd House, Substituted**

<p><b>No significant fiscal implication to the State is anticipated.</b></p>
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The bill would stipulate that a student in grades 5 or 8 who is enrolled in a course intended for students above the student's grade level or for high school credit for which the student will be assessed through an assessment instrument aligned to the curriculum of the course or an end of course assessment is not required to be assessed using the grade 5 or 8 state assessment for the same subject.

The bill would specify that the performance of students in grades 5 or 8 who are enrolled in a course intended for students above their grade level or a course for high school credit on a state assessment for that course would be included in the aggregated performance on state assessments of other students in their grade levels for purposes of the accountability system.

The bill would create a campus distinction designation related to the rate of satisfactory performance on end of course assessments by students below grade nine.

**Local Government Impact**

School districts would be required to administer only an EOC assessment or other aligned assessment to a student in a grade level below high school who was completing a course in a subject for high school credit or a course otherwise intended for students above the student's grade level and being administered an EOC assessment instrument or other aligned assessment in that subject, instead of both the EOC assessment and the grade-level assessment in the subject.

**Source Agencies:** 701 Central Education Agency

**LBB Staff:** JOB, LXH, JGM, JSc