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HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. \_\_\_\_\_

BY: *James D. ...*

1 Amend C.S.H.B. No. 5 (house committee printing) by adding the  
2 following appropriately numbered SECTION to the bill and  
3 renumbering subsequent SECTIONS of the bill accordingly:

4 SECTION \_\_\_\_\_. (a) Subchapter B, Chapter 39, Education Code,  
5 is amended by adding Section 39.038 to read as follows:

6 Sec. 39.038. PROHIBITION ON POLITICAL CONTRIBUTION OR  
7 ACTIVITY BY CERTAIN CONTRACTORS. (a) A person who is an agent of an  
8 entity that has been contracted to develop or implement assessment  
9 instruments required under Section 39.023 commits an offense if the  
10 person makes or authorizes a political contribution to or takes  
11 part in, directly or indirectly, the campaign of any person seeking  
12 election to or serving on the State Board of Education.

13 (b) A person who is an agent of an entity that has been  
14 contracted to develop or implement assessment instruments required  
15 under Section 39.023 commits an offense if the person serves as a  
16 member of a formal or informal advisory committee established by  
17 the commissioner, agency staff, or the State Board of Education to  
18 advise the commissioner, agency staff, or the State Board of  
19 Education regarding policies or implementation of the requirements  
20 of this subchapter.

21 (c) An offense under this section is a Class B misdemeanor.

22 (b) This section applies September 1, 2013.