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HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO._____ BY: Diane Patrick

Amend C.S.H.B. No. 5 (house committee printing) as follows:

(1) On page 2, line 20, strike "Sections 28.014(a), (c)," and substitute "Sections 28.014(c)".

(2) Strike page 2, line 22, through page 3, line 6.

(3) Strike page 21, line 24, through page 22, line 10, and renumber subsequent SECTIONS of the bill accordingly.

(4) On page 22, line 11, strike ", (c-2),".

(5) On page 23, line 12, strike "specified in this subsection and Subsection (c-2)".

(6) Strike page 23, line 14, through page 24, line 17, and substitute the following:

(c-3) In adopting a schedule for the administration of assessment instruments under this section, the State Board of Education shall require:

(1) assessment instruments administered under Subsection (a) to be administered on a schedule so that the first assessment instrument is administered at least two weeks later than the date on which the first assessment instrument was administered under Subsection (a) during the 2006-2007 school year; and

(2) the spring administration of end-of-course assessment instruments under Subsection (c) or an assessment instrument under Section 39.02611 to occur in each school district not earlier than the first full week in May, except that the spring administration of the end-of-course assessment instrument [~~instruments~~] in [~~English I,~~] English II[~~, and English III~~] must be permitted to occur at an earlier date.

(7) On page 24, lines 20-21, strike "Sections 39.0233(a) and (b), Education Code, are" and substitute "Section 39.0233(a), Education Code, is".

(8) On page 24, line 25, strike "Sections [~~Section~~] 39.023(c) and (c-2)" and substitute "Section 39.023(c)".

(9) On page 25, strike lines 3-14.

(10) Strike page 25, line 17, through page 28, line 11, and renumber subsequent SECTIONS of the bill accordingly.

(11) On page 31, strike lines 3-8 and substitute the following:

(a) may [~~shall~~] retake the assessment instrument. [~~A student who fails to perform satisfactorily on an Algebra II or English III end-of-course assessment instrument under the college readiness performance standard, as provided under Section 39.024(b), may retake the assessment instrument. Any other student may retake an end-of-course assessment instrument for any reason.~~] A student is

(12) On page 33, between lines 12 and 13, insert the following appropriately numbered SECTION and renumber subsequent SECTIONS of the bill accordingly:

SECTION _____. (a) Subchapter B, Chapter 39, Education Code, is amended by adding Section 39.02611 to read as follows:

Sec. 39.02611. ADDITIONAL OPTIONAL COLLEGE PREPARATION ASSESSMENT. (a) In addition to the college preparation assessment instruments authorized or required by Section 39.0261, the agency, in consultation with the Texas Higher Education Coordinating Board, shall coordinate the administration to a student at the student's option of an assessment designated under Section 51.3062(c) for purposes of determining the student's readiness to enroll in freshman-level academic coursework at an institution of higher education.

(b) If a student fails to satisfy the applicable college readiness benchmarks prescribed by the Texas Higher Education Coordinating Board under Section 51.3062(f), the school district or open-enrollment charter school in which the student is enrolled

may, in consultation with an institution of higher education, develop a plan to prepare the student for success in performing freshman-level academic coursework.

(c) A student's performance on an assessment instrument administered under this section may not be used:

(1) for the purpose of determining admission into an institution of higher education; or

(2) in determining a student's class rank for the purpose of high school graduation.

(b) This section applies beginning with the 2013-2014 school year.

(13) Strike page 33, line 13, through page 34, line 11, and renumber subsequent SECTIONS of the bill accordingly.

(14) On page 46, lines 18-19 and lines 23-25, strike "or on end-of-course assessment instruments adopted under Section 39.023(c-2)" each place it appears.

(15) On page 52, lines 4-5, strike "Section 51.3062(q-1), Education Code, is amended" and substitute "Section 51.3062, Education Code, is amended by amending Subsection (i) and adding Subsection (q-2)".

(16) On page 52, strike lines 6-16 and substitute the following:

(i) The institution of higher education may refer a student to developmental coursework as considered necessary by the institution to address a student's deficiencies in the student's readiness to perform freshman-level academic coursework, except that the institution may not require enrollment in developmental coursework with respect to a student [~~previously determined under Subsection (q-1) or~~] determined by any institution of higher education to have met college-readiness standards. An institution that requires a student to enroll in developmental coursework must

offer a range of developmental coursework, including online coursework, or instructional support that includes the integration of technology to efficiently address the particular developmental needs of the student.

(q-2) A student who satisfies the applicable college readiness benchmarks prescribed by the board under Subsection (f) on an assessment administered under Section 39.02611 is exempt from the requirements of this section with respect to the applicable content area. The commissioner of higher education by rule shall establish the period for which an exemption under this subsection is valid.

(b) This section applies beginning with the 2013-2014 school year.

(17) On page 58, line 9, strike "51.3062(p), (q), or (q-1)" and substitute "51.3062(p) or[~~,~~] (q)[~~, or (q-1)~~]".

(18) Strike page 68, line 26, through page 69, line 1, and substitute the following:

(1) Sections 39.024(b), (c), (d), (e), (f), (g), (h), and (i);

(2) Section 39.0241(a-2);

(3) Section 39.0242;

(4) Section 39.025(a-2), (a-3), and (c-2);

(5) Section 39.0822;

(6) Sections 39.0823(b) and (c); and

(7) Section 51.3062(q-1).