

Amend CSHB 5 (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

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

Sec. 39.038. AUDIT OF ASSESSMENT INSTRUMENT DEVELOPERS. (a) The state auditor shall conduct a review of the qualifications of each person who develops assessment instruments under this subchapter.

(b) The review must evaluate the suitability of the person to develop assessment instruments, including by:

(1) examining the education qualifications of the developers and person grading the exams; and

(2) identifying potential conflicts of interest between the employees, consultants, or registered lobbyists of the person and:

(A) the agency;

(B) the Texas Higher Education Coordinating Board; or

(C) State Board of Education committees, task forces, or review boards.

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