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HOUSE OF REPRESENTATIVES

Mark Strama

FLOOR AMENDMENT NO. _____

BY: _____

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

2 (1) On page 22, strike lines 11 and 12 and substitute the
3 following:

4 SECTION 16. (a) Section 39.023, Education Code, is amended
5 by amending Subsections (c), (c-2), (c-3), and (e) and adding
6 Subsections (e-1), (e-2), (e-3), and (e-4) to read as follows:

7 (2) On page 24, between lines 17 and 18, insert the
8 following:

9 (e) Under rules adopted by the State Board of Education,
10 beginning with the 2014-2015 school year, as possible [~~every third~~
11 ~~year~~], the agency each year shall release the questions and answer
12 keys to each assessment instrument administered under Subsection
13 (a), (b), (c), (c-2), (d), or (l), excluding any assessment
14 instrument administered to a student for the purpose of retaking
15 the assessment instrument, after the last time the instrument is
16 administered for that school year.

17 (e-1) Under rules adopted by the State Board of Education,
18 for the 2012-2013 school year, the agency each year shall release
19 the questions and answer keys to each assessment instrument
20 administered under Subsection (a), (c), (d), or (l), excluding any
21 assessment instrument administered to a student for the purpose of
22 retaking the assessment instrument, after the last time the
23 instrument is administered for that school year. This subsection
24 expires December 31, 2013.

25 (e-2) Under rules adopted by the State Board of Education,
26 for the 2013-2014 school year, the agency each year shall release
27 the questions and answer keys to each assessment instrument
28 administered under Subsection (b), (c), (c-2), or (l), excluding
29 any assessment instrument administered to a student for the purpose

1 of retaking the assessment instrument and any assessment instrument
2 covering a subject or course for which the questions and answer keys
3 for the 2012-2013 assessment instrument covering that subject or
4 course were released, after the last time the instrument is
5 administered for the 2013-2014 school year. This subsection expires
6 December 31, 2014.

7 (e-3) Under rules adopted by the State Board of Education,
8 for the 2013-2014 school year, the agency each year shall release
9 the questions and answer keys to each assessment instrument
10 administered under Subsection (a), (b), (c), (d), or (l) during the
11 2011-2012 school year after the last time any assessment instrument
12 is administered for the 2013-2014 school year. This subsection
13 expires December 31, 2014.

14 (e-4) To ensure a valid bank of questions for use each year,
15 the agency is not required to release a question that is being
16 field-tested and was not used to compute the student's score on the
17 instrument. The agency shall also release, under board rule, each
18 question that is no longer being field-tested and that was not used
19 to compute a student's score.