



13 MAR 25 AM 9:50  
HOUSE OF REPRESENTATIVES

BY: 

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

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

2 (1) On page 36, lines 18 and 19, strike "Sections 39.054(a)

3 and (b), Education Code, are amended" and substitute "Section

4 39.054, Education Code, is amended by amending Subsections (a) and

5 (b) and adding Subsection (g)".

6 (2) On page 37, between lines 14 and 15, insert the

7 following:

8 (g) This subsection applies notwithstanding any other

9 provision of this chapter. This subsection applies only to a

10 student of limited English proficiency, as defined by Section

11 29.052, and only to an assessment instrument administered under

12 Section 39.023(a), (b), or (1). In evaluating school district and

13 campus performance under this section on the basis of the student

14 achievement indicator under Section 39.053(c)(1), the commissioner

15 may not consider performance on an assessment instrument

16 administered to a student for the first year after the student's

17 initial enrollment in a school in the United States. Unless a

18 student receives at least 90 days of instruction during a school

19 year, that school year is not considered for purposes of initial

20 enrollment. During each of the two years following the first year

21 after the student's initial enrollment in a school in the United

22 States, in evaluating performance under this section on the basis

23 of the student achievement indicator under Section 39.053(c)(1),

24 the commissioner shall consider the student as performing

25 satisfactorily on an assessment instrument if the student has shown

26 annual improvement in student achievement.