



COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

*Jan Branch*  
*Esquivel*

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

BY:

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

2 (1) Strike page 2, line 20, through page 4, line 18, and  
3 substitute the following appropriately numbered SECTION:

4 SECTION \_\_\_\_\_. (a) Section 28.014, Education Code, is  
5 amended to read as follows:

6 Sec. 28.014. COLLEGE PREPARATORY COURSES. (a) Each school  
7 district shall partner with at least one institution of higher  
8 education to develop and provide [~~The commissioner of education and~~  
9 ~~the commissioner of higher education shall develop and recommend to~~  
10 ~~the State Board of Education for adoption under Section 28.002 the~~  
11 ~~essential knowledge and skills of~~] courses in college preparatory  
12 mathematics[, ~~science, social studies,~~] and English language  
13 arts. The courses must be designed:

14 (1) for students at the 12th grade level whose  
15 performance on:

16 (A) [~~who do not meet college readiness standards~~  
17 ~~on~~] an end-of-course assessment instrument required under Section  
18 39.023(c) or an end-of-course assessment instrument adopted under  
19 Section 39.023(c-2) does not meet college readiness standards; or

20 (B) coursework, a college entrance examination,  
21 or an assessment instrument designated under Section 51.3062(c)  
22 indicates that the student is not ready to perform entry-level  
23 college coursework; and

24 (2) to prepare students for success in entry-level  
25 college courses.

26 (b) A course developed under this section must be provided:

27 (1) on the campus of the high school offering the  
28 course; or

29 (2) as an online course through an institution of

1 higher education with which the school district partners as  
2 provided by Subsection (a).

3 (c) Appropriate faculty of each high school offering  
4 courses under this section and appropriate faculty of each  
5 institution of higher education with which the school district  
6 partners shall meet regularly as necessary to ensure that each  
7 course is aligned with college readiness expectations. The  
8 commissioner of education, in coordination with the commissioner of  
9 higher education, may adopt rules to administer this subsection.

10 (d) Each school district shall provide a notice to each  
11 district student to whom Subsection (a) applies and the student's  
12 parent or guardian regarding the benefits of enrolling in a course  
13 under this section.

14 (e) A student who successfully completes an English  
15 language arts [a] course developed under this section may use the  
16 credit earned in the course toward satisfying the advanced English  
17 language arts [~~applicable mathematics or science~~] curriculum  
18 requirement for the foundation [~~recommended or advanced~~] high  
19 school program under Section 28.025(b-1)(1) [28.025]. A student  
20 who successfully completes a mathematics course developed under  
21 this section may use the credit earned in the course toward  
22 satisfying an advanced mathematics curriculum requirement under  
23 Section 28.025 after completion of the mathematics curriculum  
24 requirements for the foundation high school program under Section  
25 28.025(b-1)(2).

26 (f) A course provided under this section may be offered for  
27 dual credit at the discretion of the institution of higher  
28 education with which a school district partners under this section.

29 (g) Each school district, in consultation with each  
30 institution of higher education with which the district partners,  
31 shall develop or purchase [~~(c) The agency, in consultation with~~

1 ~~the Texas Higher Education Coordinating Board, shall adopt an~~  
2 ~~end-of-course assessment instrument for each course developed~~  
3 ~~under this section to ensure the rigor of the course. A school~~  
4 ~~district shall, in accordance with State Board of Education rules,~~  
5 ~~administer the end-of-course assessment instrument to a student~~  
6 ~~enrolled in a course developed under this section. Each school~~  
7 ~~district shall adopt a policy that requires a student's performance~~  
8 ~~on the end-of-course assessment instrument to account for 15~~  
9 ~~percent of the student's final grade for the course. A student's~~  
10 ~~performance on an end-of-course assessment instrument administered~~  
11 ~~under this subsection may be used, on a scale of 0-40, in~~  
12 ~~calculating whether the student satisfies the graduation~~  
13 ~~requirements established under Section 39.025.~~

14 ~~[(d) The agency, in coordination with the Texas Higher~~  
15 ~~Education Coordinating Board, shall adopt a series of questions to~~  
16 ~~be included in an end-of-course assessment instrument administered~~  
17 ~~under Subsection (c) to be used for purposes of Section~~  
18 ~~51.3062. The questions must be developed in a manner consistent~~  
19 ~~with any college readiness standards adopted under Sections 39.233~~  
20 ~~and 51.3062.~~

21 ~~[(e) The State Board of Education shall adopt]~~  
22 ~~instructional materials for a course developed under this section~~  
23 ~~consistent [in accordance] with Chapter 31. The instructional~~  
24 ~~materials must include technology resources that enhance the~~  
25 ~~effectiveness of the course and draw on established best practices.~~

26 ~~(h) [(f)] To the extent applicable, a district [the~~  
27 ~~commissioner] shall draw from curricula and instructional~~  
28 ~~materials developed under Section [Sections] 28.008 [and 61.0763]~~  
29 ~~in developing a course and related instructional materials under~~  
30 ~~this section. A [Not later than September 1, 2010, the State Board~~  
31 ~~of Education shall adopt essential knowledge and skills for each~~

1 ~~course developed under this section. The State Board of Education~~  
2 ~~shall make each] course developed under this section and the~~  
3 ~~related instructional materials shall be made available to students~~  
4 ~~[school districts] not later than the 2014-2015 school year. [As~~  
5 ~~required by Subsection (c), a school district shall adopt a policy~~  
6 ~~requiring a student's performance on an end-of-course assessment~~  
7 ~~instrument administered under that subsection to account for 15~~  
8 ~~percent of the student's grade for a course developed under this~~  
9 ~~section not later than the 2014-2015 school year.] This subsection~~  
10 expires September 1, 2015.

11 (2) On page 4, line 19, strike "2014-2015" and substitute  
12 "2013-2014".

13 (3) On page 20, between lines 2 and 3, insert the following  
14 appropriately numbered SECTIONS:

15 SECTION \_\_\_\_\_. (a) Section 31.0211(c), Education Code, is  
16 amended to read as follows:

17 (c) Subject to Subsection (d), funds allotted under this  
18 section may be used to:

19 (1) purchase:

20 (A) materials on the list adopted by the  
21 commissioner, as provided by Section 31.0231;

22 (B) instructional materials, regardless of  
23 whether the instructional materials are on the list adopted under  
24 Section 31.024;

25 (C) consumable instructional materials,  
26 including workbooks;

27 (D) instructional materials for use in bilingual  
28 education classes, as provided by Section 31.029;

29 (E) instructional materials for use in college  
30 preparatory courses under Section 28.014, as provided by Section  
31 31.031;

1           (F) supplemental instructional materials, as  
2 provided by Section 31.035;

3           (G) [~~F~~] state-developed                   open-source  
4 instructional materials, as provided by Subchapter B-1;

5           (H) [~~G~~] instructional                   materials                   and  
6 technological equipment under any continuing contracts of the  
7 district in effect on September 1, 2011; and

8           (I) [~~H~~] technological equipment necessary to  
9 support the use of materials included on the list adopted by the  
10 commissioner under Section 31.0231 or any instructional materials  
11 purchased with an allotment under this section; and

12           (2) pay:

13           (A) for training educational personnel directly  
14 involved in student learning in the appropriate use of  
15 instructional materials and for providing for access to  
16 technological equipment for instructional use; and

17           (B) the salary and other expenses of an employee  
18 who provides technical support for the use of technological  
19 equipment directly involved in student learning.

20           (b) This section applies beginning with the 2014-2015  
21 school year.

22           SECTION \_\_\_\_\_. (a) Subchapter B, Chapter 31, Education Code,  
23 is amended by adding Section 31.031 to read as follows:

24           Sec. 31.031. COLLEGE PREPARATORY INSTRUCTIONAL MATERIALS.

25           (a) A school district may purchase with the district's  
26 instructional materials allotment or otherwise acquire  
27 instructional materials for use in college preparatory courses  
28 under Section 28.014.

29           (b) The commissioner shall adopt rules regarding the  
30 purchase of instructional materials under this section.

31           (b) This section applies beginning with the 2014-2015

1 school year.

2 (4) On page 29, line 20, between "(a-1)" and "The" insert  
3 the following:

4 A student enrolled in a college preparatory course under Section  
5 28.014 who satisfies the Texas Success Initiative (TSI) college  
6 readiness benchmarks prescribed by the Texas Higher Education  
7 Coordinating Board under Section 51.3062(f) on an assessment  
8 instrument designated by the Texas Higher Education Coordinating  
9 Board under Section 51.3062(c) administered at the end of the  
10 college preparatory course satisfies the requirements concerning  
11 an end-of-course assessment in an equivalent course as prescribed  
12 by Subsection (a).

13 (5) On page 34, lines 12-13, strike "Section 39.053(c),  
14 Education Code, is amended" and substitute "Section 39.053,  
15 Education Code, is amended by amending Subsection (c) and adding  
16 Subsection (c-1)".

17 (6) On page 35, between lines 23 and 24, insert the  
18 following:

19 (c-1) The commissioner by rule shall determine a method by  
20 which a student's performance may be included in determining the  
21 performance rating of a school district or campus under Section  
22 39.054 if, before the student graduates, the student:

23 (1) satisfies the Texas Success Initiative (TSI)  
24 college readiness benchmarks prescribed by the Texas Higher  
25 Education Coordinating Board under Section 51.3062(f) on an  
26 assessment instrument designated by the Texas Higher Education  
27 Coordinating Board under Section 51.3062(c); or

28 (2) performs satisfactorily on an assessment  
29 instrument under Section 39.023(c), notwithstanding Subsection  
30 (d).

31 (7) On page 52, lines 4-5, strike "Section 51.3062(q-1),

1 Education Code, is amended" and substitute "Section 51.3062,  
2 Education Code, is amended by amending Subsection (q-1) and adding  
3 Subsection (q-2)".

4 (8) On page 52, between lines 14 and 15, insert the  
5 following:

6 (q-2) A student who successfully completes a college  
7 preparatory course under Section 28.014 is exempt from the  
8 requirements of this section with respect to the content area of the  
9 course. The commissioner of higher education by rule shall  
10 establish the period for which an exemption under this subsection  
11 is valid.

12 (9) Renumber SECTIONS of the bill appropriately.

