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HOUSE OF REPRESENTATIVES

BY: [Signature]

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

1 Amend C.S.H.B. No. 5 (house committee report) by adding the  
2 following appropriately numbered SECTION to the bill and  
3 renumbering other SECTIONS of the bill accordingly:

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

6 Sec. 39.038. ASSESSMENT INSTRUMENT REVIEW; REPORTING. (a)  
7 To ensure the validity and reliability of an assessment instrument  
8 administered under Section 39.023, the agency shall evaluate the  
9 assessment instrument:

10 (1) before the assessment instrument is first  
11 administered; and

12 (2) periodically during the period the assessment  
13 instrument is administered.

14 (b) The commissioner by rule shall adopt, for purposes of  
15 this section, standards for the validity and reliability of  
16 assessment instruments administered under Section 39.023 and  
17 procedures to conduct evaluations of those assessment instruments.

18 (c) The agency shall post on the agency's Internet website  
19 the results of evaluations conducted under this section.

20 (d) The commissioner shall adopt rules to administer this  
21 section.

22 (b) Not later than January 1, 2014, the commissioner of  
23 education shall adopt rules as provided by Section 39.038,  
24 Education Code, as added by this section.

25 (c) Notwithstanding Section 39.038(a)(1), Education Code,  
26 as added by this section, if an assessment instrument administered  
27 under Section 39.023, Education Code, was first administered before  
28 the 2014-2015 school year, the Texas Education Agency shall  
29 evaluate the assessment instrument as provided by Section 39.038,

1 Education Code, as added by this section, before September 1, 2014.

2 (d) Section 39.038(a), Education Code, as added by this  
3 section, applies to administration of assessment instruments under  
4 Section 39.023, Education Code, beginning with the 2014-2015 school  
5 year.