



JAN 25 11:00
COMMERCIAL BANK

FLOOR AMENDMENT NO. _____

BY: Moody

1 Amend C.S.H.B. 5 by adding the following appropriately
2 numbered SECTIONS and renumbering subsequent SECTIONS of the bill
3 accordingly:

4 SECTION _____. (a) Subchapter I, Chapter 21, Education
5 Code, is amended by adding Section 21.418 to read as follows:

6 Sec. 21.418. CERTAIN INCENTIVES AND SALARY CONTINGENCIES
7 PROHIBITED. (a) Subject to Subsection (b), a school district may
8 not:

9 (1) offer or reward a financial incentive to an
10 educator that is contingent on student performance on an assessment
11 instrument administered under Chapter 39; or

12 (2) make any portion of an educator's salary
13 contingent on student performance on an assessment instrument
14 administered under Chapter 39.

15 (b) This section does not affect the use of any federal
16 funds disbursed for a purpose otherwise prohibited under Subsection
17 (a).

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

20 SECTION _____. (a) Section 21.702(b), Education Code, is
21 amended to read as follows:

22 (b) In establishing the program, the commissioner shall
23 adopt program guidelines in accordance with this subchapter for a
24 school district to follow in developing a local awards plan under
25 Section 21.704. The guidelines must prohibit a school district
26 from making awards on the basis of student performance on an
27 assessment instrument administered under Chapter 39, as prohibited
28 under Section 21.418.

29 (b) This section applies beginning with the 2013-2014

1 school year.