

1-1 By: Davis S.B. No. 1308
 1-2 (In the Senate - Filed March 7, 2013; March 13, 2013, read
 1-3 first time and referred to Committee on Education; April 24, 2013,
 1-4 reported favorably by the following vote: Yeas 9, Nays 0;
 1-5 April 24, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to auditing and monitoring of performance under contracts
 1-20 for state-adopted assessment instruments administered to public
 1-21 school students.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Subchapter B, Chapter 39, Education Code, is
 1-24 amended by adding Section 39.038 to read as follows:

1-25 Sec. 39.038. AUDITING AND MONITORING PERFORMANCE UNDER
 1-26 CONTRACTS FOR ASSESSMENT INSTRUMENTS. (a) The agency by rule
 1-27 shall develop a comprehensive methodology for auditing and
 1-28 monitoring performance under contracts for services to develop or
 1-29 administer assessment instruments required by Section 39.023 to
 1-30 verify compliance with contractual obligations.

1-31 (b) The agency shall ensure that all new and renewed
 1-32 contracts described by Subsection (a) include a provision that the
 1-33 agency or a designee of the agency may conduct periodic contract
 1-34 compliance reviews, without advance notice, to monitor vendor
 1-35 performance.

1-36 (c) The agency shall adopt rules to administer this section.

1-37 SECTION 2. This Act takes effect immediately if it receives
 1-38 a vote of two-thirds of all the members elected to each house, as
 1-39 provided by Section 39, Article III, Texas Constitution. If this
 1-40 Act does not receive the vote necessary for immediate effect, this
 1-41 Act takes effect September 1, 2013.

1-42 * * * * *