

Amend CSHB 1164 (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 39.023, Education Code, is amended by adding Subsection (b-2) to read as follows:

(b-2) Notwithstanding any other provision of this section, a student in a special education program under Subchapter A, Chapter 29, may, with the approval of the student's parent or legal guardian, opt out of the administration of an assessment instrument in English language arts otherwise required under this section. If a student opts out of an assessment instrument in accordance with this subsection, the student's school district, in conjunction with the student's admission, review, and dismissal committee, shall adopt or develop an alternative assessment instrument in English language arts to be administered to the student. Assessment instruments adopted or developed under this subsection must be approved by the student's district superintendent.