

By: Huberty

H.B. No. 462

A BILL TO BE ENTITLED

AN ACT

relating to state control of teacher appraisal criteria, curriculum standards, and assessment instruments.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 21.351(a), Education Code, is amended to read as follows:

(a) The commissioner shall adopt a recommended appraisal process and criteria on which to appraise the performance of teachers. The commissioner may not adopt or develop a recommended appraisal process and criteria based on any appraisal criteria that incorporate the results of student performance on assessment instruments and that are intended for national applicability or are enacted federally as optional criteria. The criteria must be based on observable, job-related behavior, including:

(1) teachers' implementation of discipline management procedures; and

(2) the performance of teachers' students.

SECTION 2. Section 28.002, Education Code, is amended by adding Subsections (b-1), (b-2), (b-3), and (b-4) to read as follows:

(b-1) In this section, "common core state standards" means the national curriculum standards developed by the Common Core State Standards Initiative.

(b-2) The State Board of Education may not adopt common core

1 state standards to comply with a duty imposed under this chapter.

2 (b-3) A school district may not use common core state
3 standards to comply with the requirement to provide instruction in
4 the essential knowledge and skills at appropriate grade levels
5 under Subsection (c).

6 (b-4) Notwithstanding any other provision of this code, a
7 school district or open-enrollment charter school may not be
8 required to offer any aspect of a common core state standards
9 curriculum.

10 SECTION 3. Section 39.023, Education Code, is amended by
11 adding Subsection (a-3) to read as follows:

12 (a-3) The agency may not adopt or develop a
13 criterion-referenced assessment instrument under this section
14 based on common core state standards as defined by Section
15 28.002(b-1).

16 SECTION 4. This Act takes effect immediately if it receives
17 a vote of two-thirds of all the members elected to each house, as
18 provided by Section 39, Article III, Texas Constitution. If this
19 Act does not receive the vote necessary for immediate effect, this
20 Act takes effect September 1, 2013.