

By: Ashby

H.B. No. 3797

A BILL TO BE ENTITLED

AN ACT

relating to the terminology used to refer to certain assessment instruments administered to public school students.

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

SECTION 1. Section 39.025(a-2), Education Code, is amended to read as follows:

(a-2) The commissioner shall determine a method by which a student's satisfactory performance on an advanced placement test, an international baccalaureate examination, an SAT Subject Test, the SAT, the ACT, or any nationally recognized norm-referenced assessment instrument used by institutions of higher education to award course credit based on satisfactory performance on the assessment instrument shall be used to satisfy the requirements concerning an end-of-course assessment instrument in an equivalent course as prescribed by Subsection (a). The commissioner shall determine a method by which a student's satisfactory performance on the PSAT or the PreACT [~~ACT-Plan~~] shall be used to satisfy the requirements concerning an end-of-course assessment instrument in an equivalent course as prescribed by Subsection (a). A student who fails to perform satisfactorily on a test or other assessment instrument authorized under this subsection, other than the PSAT or the PreACT [~~ACT-Plan~~], may retake that test or other assessment instrument for purposes of this subsection or may take the appropriate end-of-course assessment instrument. A student who

1 fails to perform satisfactorily on the PSAT or the PreACT  
2 [~~ACT-Plan~~] must take the appropriate end-of-course assessment  
3 instrument. The commissioner shall adopt rules as necessary for  
4 the administration of this subsection.

5 SECTION 2. Section 39.0263(c), Education Code, is amended  
6 to read as follows:

7 (c) The prohibition prescribed by this section does not  
8 apply to the administration of a college preparation assessment  
9 instrument, including the PSAT, the PreACT [~~ACT-Plan~~], the SAT, or  
10 the ACT, an advanced placement test, an international baccalaureate  
11 examination, or an independent classroom examination designed or  
12 adopted and administered by a classroom teacher.

13 SECTION 3. Section 39.202, Education Code, is amended to  
14 read as follows:

15 Sec. 39.202. ACADEMIC DISTINCTION DESIGNATION FOR  
16 DISTRICTS AND CAMPUSES. The commissioner by rule shall establish  
17 an academic distinction designation for districts and campuses for  
18 outstanding performance in attainment of postsecondary readiness.  
19 The commissioner shall adopt criteria for the designation under  
20 this section, including:

21 (1) percentages of students who:

22 (A) performed satisfactorily, as determined  
23 under the college readiness performance standard under Section  
24 39.0241, on assessment instruments required under Section  
25 39.023(a), (b), (c), or (l), aggregated across grade levels by  
26 subject area; or

27 (B) met the standard for annual improvement, as

determined by the agency under Section 39.034, on assessment instruments required under Section 39.023(a), (b), (c), or (l), aggregated across grade levels by subject area, for students who did not perform satisfactorily as described by Paragraph (A);

(2) percentages of:

(A) students who earned a nationally or internationally recognized business or industry certification or license;

(B) students who completed a coherent sequence of career and technical courses;

(C) students who completed a dual credit course or an articulated postsecondary course provided for local credit;

(D) students who achieved applicable College Readiness Benchmarks or the equivalent on the Preliminary Scholastic Assessment Test (PSAT), the Scholastic Assessment Test (SAT), the American College Test (ACT), or the PreACT [~~ACT-Plan~~] assessment program; and

(E) students who received a score on either an advanced placement test or an international baccalaureate examination to be awarded college credit; and

(3) other factors for determining sufficient student attainment of postsecondary readiness.

SECTION 4. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2025.