

Amendment No. 1 to HB1246

White
Signature of Sponsor

AMEND Senate Bill No. 753*

House Bill No. 1246

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-6008, is amended by deleting the section and substituting instead the following:

(a) Beginning with the 2019-2020 school year, the department of education shall publicly release Tennessee comprehensive assessment program (TCAP) test questions and each question's correct answer.

(b) Beginning with the 2021-2022 school year, the department shall annually provide each LEA with one hundred percent (100%) of the LEA's students' answers for each TCAP test administered to the LEA's students.

(c) The release of TCAP test questions and answers pursuant to this section must not include any items required by the department to validate future administrations of the tests; items that are being field tested for future administrations of the tests; or passages, content, or related items, if the release would be in violation of copyright infringement laws.

(d) Upon request, an LEA shall provide a student and the student's parent with access to the student's answers on each TCAP test administered to the student.

(e) A teacher must have access to the teacher's students' TCAP test answers to assist the teacher in determining the students' mastery of state standards, to aid in planning instruction and support for the students' learning needs, and to improve the teacher's instruction.

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(f) As used in this section, "parent" means the parent, guardian, or person who has custody of the child, or the individual who has caregiving authority under § 49-6-3001.

(g) The release of information pursuant to this section must comply with the Family Educational Rights and Privacy Act (FERPA) (20 U.S.C. § 1232g) and the Data Accessibility, Transparency, and Accountability Act, compiled in title 49, chapter 1, part 7.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.