

HOUSE BILL 270

By Terry

AN ACT to amend Tennessee Code Annotated, Title 49,  
Chapter 1 and Title 49, Chapter 6, relative to  
student proficiency.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-6-3115(a)(1), is amended by deleting the subdivision and substituting:

(1) A student in the third grade shall not be promoted to the next grade level unless:

(A) The student is determined to be proficient in English language arts (ELA) based on the student's achieving a performance level rating of "on track" or "mastered" on the ELA portion of the student's most recent Tennessee comprehensive assessment program (TCAP) test; or

(B) The student is determined to be proficient in reading based on the student's achieving the reading proficiency level score required by the department of education on each Tennessee universal reading screener, as defined in § 49-1-903, administered to the student in the student's third grade year.

SECTION 2. Tennessee Code Annotated, Section 49-6-3115(d), is amended by deleting:

The rules must provide that if an appeal is filed, the filing must be made by the student's parent or guardian.

and substituting:

The rules must provide that if an appeal is filed, the filing must be made by the student's LEA or the student's parent or guardian.

SECTION 3. Tennessee Code Annotated, Section 49-1-905, is amended by deleting subdivision (c)(4) and substituting:

(4) The department shall:

(A) Determine the reading proficiency level scores required for the Tennessee universal reading screener and each universal reading screener approved by the state board; and

(B) Provide LEAs and public charter schools serving students in any of the grades kindergarten through three (K-3) with the reading proficiency level scores required by the department pursuant to subdivision (c)(4)(A).

SECTION 4. This act takes effect upon becoming a law, the public welfare requiring it, and applies to the 2022-2023 school year and each school year thereafter.