



State of Tennessee

PUBLIC CHAPTER NO. 989

HOUSE BILL NO. 2326

By Representatives Gary Hicks, Boyd, Davis, Doggett, Alexander, Hazlewood, Vital, Cochran, Eldridge, Raper, Moody, Sherrell, Grills, Williams, Brock Martin, Zachary, Faison, Todd, Tim Hicks, Clemmons, Hurt, Travis, Whitson, Littleton, Hardaway

Substituted for: Senate Bill No. 2183

By Senators White, Crowe, Pody, Hensley, Jackson, Lowe, Massey

AN ACT to amend Tennessee Code Annotated, Title 49, relative to education.

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

SECTION 1. Tennessee Code Annotated, Section 49-6-3115(a), is amended by deleting subdivision (3) and substituting instead the following:

(3)

(A) A student who is promoted to the fourth grade pursuant to subdivision (a)(2)(A)(v) or (a)(2)(B)(iv) may be promoted to the fifth grade if the student shows adequate growth, as determined by the department, on the fourth-grade ELA portion of the TCAP test.

(B) If a student is promoted to the fourth grade pursuant to subdivision (a)(2)(A)(v) or (a)(2)(B)(iv) and does not show adequate growth, as determined by the department, on the fourth-grade ELA portion of the TCAP test, then the student's LEA or public charter school shall convene a conference that must be attended by the following categories of participants: the student's parent or guardian, the student's ELA teacher, and the student's school principal. The recommendation made by a majority of the categories of participants in the conference determines whether the student must be:

(i) Promoted to the fifth grade and assigned a tutor to provide tutoring services to the student for the entirety of the student's fifth-grade year based on tutoring requirements established by the department; or

(ii) Retained in the fourth grade; provided, that a student must not be retained in the fourth grade more than once.

(C) Each student who is promoted to the fifth grade pursuant to subdivision (a)(3)(B)(i) must be assigned a tutor to provide tutoring services to the student for the entirety of the student's fifth-grade year based on tutoring requirements established by the department.

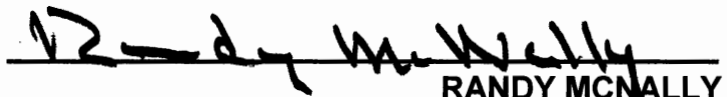
SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it, and applies to the 2023-2024 school year and each school year thereafter.

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PASSED: April 25, 2024



CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES



RANDY MCNALLY
SPEAKER OF THE SENATE

APPROVED this 21st day of May 2024



BILL LEE, GOVERNOR