



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

SB3416

Introduced 2/16/2018, by Sen. Chapin Rose

SYNOPSIS AS INTRODUCED:

105 ILCS 5/2-3.64a-5

Amends the School Code. With regard to State and local assessments, provides that, beginning with the 2018-2019 school year, a school district may choose, rather than administering a statewide assessment through the State Board of Education, to administer an annual local assessment of all students enrolled in grades 3 through 8 in English language arts and mathematics. Provides that a school district shall choose the assessment from a list of State-approved, nationally recognized assessments that meet the standards established by the State Board of Education and that include grade level proficiencies and student growth metrics. Effective immediately.

LRB100 19949 AXK 35230 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Section
5 2-3.64a-5 as follows:

6 (105 ILCS 5/2-3.64a-5)

7 Sec. 2-3.64a-5. State goals and assessment.

8 (a) For the assessment and accountability purposes of this
9 Section, "students" includes those students enrolled in a
10 public or State-operated elementary school, secondary school,
11 or cooperative or joint agreement with a governing body or
12 board of control, a charter school operating in compliance with
13 the Charter Schools Law, a school operated by a regional office
14 of education under Section 13A-3 of this Code, or a public
15 school administered by a local public agency or the Department
16 of Human Services.

17 (b) The State Board of Education shall establish the
18 academic standards that are to be applicable to students who
19 are subject to State assessments under this Section. The State
20 Board of Education shall not establish any such standards in
21 final form without first providing opportunities for public
22 participation and local input in the development of the final
23 academic standards. Those opportunities shall include a

1 well-publicized period of public comment and opportunities to
2 file written comments.

3 (c) Beginning no later than the 2014-2015 school year,
4 except as otherwise provided in this subsection (c), the State
5 Board of Education shall annually assess all students enrolled
6 in grades 3 through 8 in English language arts and mathematics.
7 Beginning with the 2018-2019 school year, a school district may
8 choose, rather than administering a statewide assessment
9 through the State Board of Education, to administer an annual
10 local assessment of all students enrolled in grades 3 through 8
11 in English language arts and mathematics. A school district
12 shall choose the assessment from a list of State-approved,
13 nationally recognized assessments that meet the standards
14 established by the State Board of Education under subsection
15 (b) of this Section and that include grade level proficiencies
16 and student growth metrics. A school district that administers
17 a local assessment under this subsection (c) shall adhere to
18 any reporting guidelines adopted by the State Board of
19 Education relating to assessment results.

20 Beginning no later than the 2017-2018 school year, the
21 State Board of Education shall annually assess all students in
22 science at one grade in grades 3 through 5, at one grade in
23 grades 6 through 8, and at one grade in grades 9 through 12.

24 The State Board of Education shall annually assess schools
25 that operate a secondary education program, as defined in
26 Section 22-22 of this Code, in English language arts and

1 mathematics. The State Board of Education shall administer no
2 more than 3 assessments, per student, of English language arts
3 and mathematics for students in a secondary education program.
4 One of these assessments shall include a college and career
5 ready determination that shall be accepted by this State's
6 public institutions of higher education, as defined in the
7 Board of Higher Education Act, for the purpose of student
8 application or admissions consideration. The assessment
9 administered by the State Board of Education for the purpose of
10 student application to or admissions consideration by
11 institutions of higher education must be administered on a
12 school day during regular student attendance hours.

13 Students who are not assessed for college and career ready
14 determinations may not receive a regular high school diploma
15 unless the student is exempted from taking State assessments
16 under subsection (d) of this Section because (i) the student's
17 individualized educational program developed under Article 14
18 of this Code identifies the State assessment as inappropriate
19 for the student, (ii) the student is enrolled in a program of
20 adult and continuing education, as defined in the Adult
21 Education Act, (iii) the school district is not required to
22 assess the individual student for purposes of accountability
23 under federal No Child Left Behind Act of 2001 requirements,
24 (iv) the student has been determined to be an English learner
25 and has been enrolled in schools in the United States for less
26 than 12 months, or (v) the student is otherwise identified by

1 the State Board of Education, through rules, as being exempt
2 from the assessment.

3 The State Board of Education shall not assess students
4 under this Section in subjects not required by this Section or
5 if a school district is administering a local assessment under
6 the authority of this subsection (c) instead.

7 Districts shall inform their students of the timelines and
8 procedures applicable to their participation in every yearly
9 administration of the State assessments. The State Board of
10 Education shall establish periods of time in each school year
11 during which State assessments shall occur to meet the
12 objectives of this Section.

13 (d) Every individualized educational program as described
14 in Article 14 shall identify if the State assessment or
15 components thereof are appropriate for the student. The State
16 Board of Education shall develop rules governing the
17 administration of an alternate assessment that may be available
18 to students for whom participation in this State's regular
19 assessments is not appropriate, even with accommodations as
20 allowed under this Section.

21 Students receiving special education services whose
22 individualized educational programs identify them as eligible
23 for the alternative State assessments nevertheless shall have
24 the option of taking this State's regular assessment that
25 includes a college and career ready determination, which shall
26 be administered in accordance with the eligible accommodations

1 appropriate for meeting these students' respective needs.

2 All students determined to be English learners shall
3 participate in the State assessments, excepting those students
4 who have been enrolled in schools in the United States for less
5 than 12 months or if a school district is administering a local
6 assessment under the authority of subsection (c) of this
7 Section instead. Such students may be exempted from
8 participation in one annual administration of the English
9 language arts assessment. Any student determined to be an
10 English learner shall receive appropriate assessment
11 accommodations, including language supports, which shall be
12 established by rule. Approved assessment accommodations must
13 be provided until the student's English language skills develop
14 to the extent that the student is no longer considered to be an
15 English learner, as demonstrated through a State-identified
16 English language proficiency assessment.

17 (e) The results or scores of each assessment taken under
18 this Section shall be made available to the parents of each
19 student.

20 In each school year, the scores attained by a student on
21 the State assessment that includes a college and career ready
22 determination must be placed in the student's permanent record
23 pursuant to rules that the State Board of Education shall adopt
24 for that purpose in accordance with Section 3 of the Illinois
25 School Student Records Act. In each school year, the scores
26 attained by a student on the State assessments administered in

1 grades 3 through 8 must be placed in the student's temporary
2 record.

3 (f) All schools shall administer an academic assessment of
4 English language proficiency in oral language (listening and
5 speaking) and reading and writing skills to all children
6 determined to be English learners.

7 (g) All schools in this State that are part of the sample
8 drawn by the National Center for Education Statistics, in
9 collaboration with their school districts and the State Board
10 of Education, shall administer the biennial academic
11 assessments under the National Assessment of Educational
12 Progress carried out under Section 411(b)(2) of the federal
13 National Education Statistics Act of 1994 (20 U.S.C. 9010) if
14 the U.S. Secretary of Education pays the costs of administering
15 the assessments.

16 (h) Subject to available funds to this State for the
17 purpose of student assessment, the State Board of Education
18 shall provide additional assessments and assessment resources
19 that may be used by school districts for local assessment
20 purposes. The State Board of Education shall annually
21 distribute a listing of these additional resources.

22 (i) For the purposes of this subsection (i), "academically
23 based assessments" means assessments consisting of questions
24 and answers that are measurable and quantifiable to measure the
25 knowledge, skills, and ability of students in the subject
26 matters covered by the assessments. All assessments

1 administered pursuant to this Section must be academically
2 based assessments. The scoring of academically based
3 assessments shall be reliable, valid, and fair and shall meet
4 the guidelines for assessment development and use prescribed by
5 the American Psychological Association, the National Council
6 on Measurement in Education, and the American Educational
7 Research Association.

8 The State Board of Education shall review the use of all
9 assessment item types in order to ensure that they are valid
10 and reliable indicators of student performance aligned to the
11 learning standards being assessed and that the development,
12 administration, and scoring of these item types are justifiable
13 in terms of cost.

14 (j) The State Superintendent of Education shall appoint a
15 committee of no more than 21 members, consisting of parents,
16 teachers, school administrators, school board members,
17 assessment experts, regional superintendents of schools, and
18 citizens, to review the State assessments administered by the
19 State Board of Education. The Committee shall select one of its
20 members as its chairperson. The Committee shall meet on an
21 ongoing basis to review the content and design of the
22 assessments (including whether the requirements of subsection
23 (i) of this Section have been met), the time and money expended
24 at the local and State levels to prepare for and administer the
25 assessments, the collective results of the assessments as
26 measured against the stated purpose of assessing student

1 performance, and other issues involving the assessments
2 identified by the Committee. The Committee shall make periodic
3 recommendations to the State Superintendent of Education and
4 the General Assembly concerning the assessments.

5 (k) The State Board of Education may adopt rules to
6 implement this Section.

7 (Source: P.A. 99-30, eff. 7-10-15; 99-185, eff. 1-1-16; 99-642,
8 eff. 7-28-16; 100-7, eff. 7-1-17; 100-222, eff. 8-18-17;
9 revised 9-22-17.)

10 Section 99. Effective date. This Act takes effect upon
11 becoming law.