

# HB1750



## 101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB1750

by Rep. Jim Durkin

### SYNOPSIS AS INTRODUCED:

105 ILCS 5/2-3.64a-5

Amends the School Code. Makes a technical changes in a Section concerning State goals and assessment.

LRB101 05643 AXK 50659 b

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 ~~the~~ assessment and accountability purposes of  
9 this 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, the  
4 State Board of Education shall annually assess all students  
5 enrolled in grades 3 through 8 in English language arts and  
6 mathematics.

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

11 The State Board of Education shall annually assess schools  
12 that operate a secondary education program, as defined in  
13 Section 22-22 of this Code, in English language arts and  
14 mathematics. The State Board of Education shall administer no  
15 more than 3 assessments, per student, of English language arts  
16 and mathematics for students in a secondary education program.  
17 One of these assessments shall be recognized by this State's  
18 public institutions of higher education, as defined in the  
19 Board of Higher Education Act, for the purpose of student  
20 application or admissions consideration. The assessment  
21 administered by the State Board of Education for the purpose of  
22 student application to or admissions consideration by  
23 institutions of higher education must be administered on a  
24 school day during regular student attendance hours.

25 Students who do not take the State's final accountability  
26 assessment or its approved alternate assessment may not receive

1 a regular high school diploma unless the student is exempted  
2 from taking the State assessments under subsection (d) of this  
3 Section because the student is enrolled in a program of adult  
4 and continuing education, as defined in the Adult Education  
5 Act, or the student is identified by the State Board of  
6 Education, through rules, as being exempt from the assessment.

7 The State Board of Education shall not assess students  
8 under this Section in subjects not required by this Section.

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

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

23 Students receiving special education services whose  
24 individualized educational programs identify them as eligible  
25 for the alternative State assessments nevertheless shall have  
26 the option of also taking this State's regular final

1 accountability assessment, which shall be administered in  
2 accordance with the eligible accommodations appropriate for  
3 meeting these students' respective needs.

4 All students determined to be English learners shall  
5 participate in the State assessments. The scores of those  
6 students who have been enrolled in schools in the United States  
7 for less than 12 months may not be used for the purposes of  
8 accountability. Any student determined to be an English learner  
9 shall receive appropriate assessment accommodations, including  
10 language supports, which shall be established by rule. Approved  
11 assessment accommodations must be provided until the student's  
12 English language skills develop to the extent that the student  
13 is no longer considered to be an English learner, as  
14 demonstrated through a State-identified English language  
15 proficiency assessment.

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

19 In each school year, the scores attained by a student on  
20 the final accountability assessment must be placed in the  
21 student's permanent record pursuant to rules that the State  
22 Board of Education shall adopt for that purpose in accordance  
23 with Section 3 of the Illinois School Student Records Act. In  
24 each school year, the scores attained by a student on the State  
25 assessments administered in grades 3 through 8 must be placed  
26 in the student's temporary record.

1           (f) All schools shall administer the State's academic  
2 assessment of English language proficiency to all children  
3 determined to be English learners.

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

12           (h) (Blank).

13           (i) For the purposes of this subsection (i), "academically  
14 based assessments" means assessments consisting of questions  
15 and answers that are measurable and quantifiable to measure the  
16 knowledge, skills, and ability of students in the subject  
17 matters covered by the assessments. All assessments  
18 administered pursuant to this Section must be academically  
19 based assessments. The scoring of academically based  
20 assessments shall be reliable, valid, and fair and shall meet  
21 the guidelines for assessment development and use prescribed by  
22 the American Psychological Association, the National Council  
23 on Measurement in Education, and the American Educational  
24 Research Association.

25           The State Board of Education shall review the use of all  
26 assessment item types in order to ensure that they are valid

1 and reliable indicators of student performance aligned to the  
2 learning standards being assessed and that the development,  
3 administration, and scoring of these item types are justifiable  
4 in terms of cost.

5 (j) The State Superintendent of Education shall appoint a  
6 committee of no more than 21 members, consisting of parents,  
7 teachers, school administrators, school board members,  
8 assessment experts, regional superintendents of schools, and  
9 citizens, to review the State assessments administered by the  
10 State Board of Education. The Committee shall select one of its  
11 members as its chairperson. The Committee shall meet on an  
12 ongoing basis to review the content and design of the  
13 assessments (including whether the requirements of subsection  
14 (i) of this Section have been met), the time and money expended  
15 at the local and State levels to prepare for and administer the  
16 assessments, the collective results of the assessments as  
17 measured against the stated purpose of assessing student  
18 performance, and other issues involving the assessments  
19 identified by the Committee. The Committee shall make periodic  
20 recommendations to the State Superintendent of Education and  
21 the General Assembly concerning the assessments.

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

24 (Source: P.A. 99-30, eff. 7-10-15; 99-185, eff. 1-1-16; 99-642,  
25 eff. 7-28-16; 100-7, eff. 7-1-17; 100-222, eff. 8-18-17;  
26 100-863, eff. 8-14-18; 100-1046, eff. 8-23-18.)