

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, 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 include a college and career
18 ready determination that shall be accepted by this State's
19 public institutions of higher education, as defined in the
20 Board of Higher Education Act, for the purpose of student
21 application or admissions consideration. The assessment
22 administered by the State Board of Education for the purpose of
23 student application to or admissions consideration by
24 institutions of higher education must be administered on a
25 school day during regular student attendance hours.

26 Students who are not assessed for college and career ready

1 determinations may not receive a regular high school diploma
2 unless the student is exempted from taking State assessments
3 under subsection (d) of this Section because (i) the student's
4 individualized educational program developed under Article 14
5 of this Code identifies the State assessment as inappropriate
6 for the student, (ii) the student is enrolled in a program of
7 adult and continuing education, as defined in the Adult
8 Education Act, (iii) the school district is not required to
9 assess the individual student for purposes of accountability
10 under federal No Child Left Behind Act of 2001 requirements,
11 (iv) the student has been determined to be an English learner
12 and has been enrolled in schools in the United States for less
13 than 12 months, or (v) the student is otherwise identified by
14 the State Board of Education, through rules, as being exempt
15 from the assessment.

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

18 Districts shall inform their students of the timelines and
19 procedures applicable to their participation in every yearly
20 administration of the State assessments. The State Board of
21 Education shall establish periods of time in each school year
22 during which State assessments shall occur to meet the
23 objectives of this Section.

24 (d) Every individualized educational program as described
25 in Article 14 shall identify if the State assessment or
26 components thereof are appropriate for the student. The State

1 Board of Education shall develop rules governing the
2 administration of an alternate assessment that may be available
3 to students for whom participation in this State's regular
4 assessments is not appropriate, even with accommodations as
5 allowed under this Section.

6 Students receiving special education services whose
7 individualized educational programs identify them as eligible
8 for the alternative State assessments nevertheless shall have
9 the option of taking this State's regular assessment that
10 includes a college and career ready determination, which shall
11 be administered in accordance with the eligible accommodations
12 appropriate for meeting these students' respective needs.

13 All students determined to be English learners shall
14 participate in the State assessments, excepting those students
15 who have been enrolled in schools in the United States for less
16 than 12 months. Such students may be exempted from
17 participation in one annual administration of the English
18 language arts assessment. Any student determined to be an
19 English learner shall receive appropriate assessment
20 accommodations, including language supports, which shall be
21 established by rule. Approved assessment accommodations must
22 be provided until the student's English language skills develop
23 to the extent that the student is no longer considered to be an
24 English learner, as demonstrated through a State-identified
25 English language proficiency assessment.

26 (e) The results or scores of each assessment taken under

1 this Section shall be made available to the parents of each
2 student.

3 In each school year, the scores attained by a student on
4 the State assessment that includes a college and career ready
5 determination must be placed in the student's permanent record
6 and must be entered on the student's transcript pursuant to
7 rules that the State Board of Education shall adopt for that
8 purpose in accordance with Section 3 of the Illinois School
9 Student Records Act. In each school year, the scores attained
10 by a student on the State assessments administered in grades 3
11 through 8 must be placed in the student's temporary record.

12 (f) All schools shall administer an academic assessment of
13 English language proficiency in oral language (listening and
14 speaking) and reading and writing skills to all children
15 determined to be English learners.

16 (g) All schools in this State that are part of the sample
17 drawn by the National Center for Education Statistics, in
18 collaboration with their school districts and the State Board
19 of Education, shall administer the biennial academic
20 assessments under the National Assessment of Educational
21 Progress carried out under Section 411(b)(2) of the federal
22 National Education Statistics Act of 1994 (20 U.S.C. 9010) if
23 the U.S. Secretary of Education pays the costs of administering
24 the assessments.

25 (h) Subject to available funds to this State for the
26 purpose of student assessment, the State Board of Education

1 shall provide additional assessments and assessment resources
2 that may be used by school districts for local assessment
3 purposes. The State Board of Education shall annually
4 distribute a listing of these additional resources.

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

17 The State Board of Education shall review the use of all
18 assessment item types in order to ensure that they are valid
19 and reliable indicators of student performance aligned to the
20 learning standards being assessed and that the development,
21 administration, and scoring of these item types are justifiable
22 in terms of cost.

23 (j) The State Superintendent of Education shall appoint a
24 committee of no more than 21 members, consisting of parents,
25 teachers, school administrators, school board members,
26 assessment experts, regional superintendents of schools, and

1 citizens, to review the State assessments administered by the
2 State Board of Education. The Committee shall select one of its
3 members as its chairperson. The Committee shall meet on an
4 ongoing basis to review the content and design of the
5 assessments (including whether the requirements of subsection
6 (i) of this Section have been met), the time and money expended
7 at the local and State levels to prepare for and administer the
8 assessments, the collective results of the assessments as
9 measured against the stated purpose of assessing student
10 performance, and other issues involving the assessments
11 identified by the Committee. The Committee shall make periodic
12 recommendations to the State Superintendent of Education and
13 the General Assembly concerning the assessments.

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

16 (Source: P.A. 98-972, eff. 8-15-14; 99-30, eff. 7-10-15;
17 99-185, eff. 1-1-16; 99-642, eff. 7-28-16.)

18 Section 99. Effective date. This Act takes effect July 1,
19 2017.