



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB1246

Introduced 1/31/2023, by Rep. Steven Reick

SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-20.85 new
105 ILCS 5/34-18.82 new

Amends the School Code. By July 15 of each year, requires certain school boards to report, on their school district's website, a list of the learning materials and activities used for student instruction during the previous school year. Requires that the report also include any procedures that are in effect at each school for the documentation, review, or approval of the learning materials and activities used for student instruction. Specifies the minimum information that must be included in the report. Allows a school district to update the report on an ongoing basis and to utilize collaborative online document or spreadsheet software to update or make additions to the report. Sets forth other requirements. Effective July 1, 2023.

LRB103 04766 RJT 49775 b

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

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 1. This Act may be referred to as the School
5 Materials and Activities Report for Transparency Law.

6 Section 5. The School Code is amended by adding Sections
7 10-20.85 and 34-18.82 as follows:

8 (105 ILCS 5/10-20.85 new)

9 Sec. 10-20.85. Learning materials and activities report.

10 (a) In this Section:

11 "Activities" includes, but is not limited to, student
12 assemblies, guest lectures, educational events facilitated by
13 a school's administration or staff, or educational events
14 conducted by outside individuals or organizations.

15 "Activities" does not include student presentations.

16 "Learning materials" includes, but is not limited to, any
17 of the following:

18 (1) Instructional material that consists of content
19 that conveys to a student through a medium or a
20 combination of media the essential knowledge, information,
21 and skills pertaining to a subject included in a public
22 school curriculum. In this paragraph (1), "instructional

1 material" includes a book or books; workbooks;
2 supplementary materials; a combination of a book or books,
3 workbooks, and supplementary materials; computer software,
4 magnetic media, DVDs, CD-ROMs, computer courseware, online
5 services, or an electronic medium; or other means of
6 conveying information to a student or otherwise
7 contributing to the learning process through electronic
8 means, including through open education resource
9 instructional material as described in paragraph (2) of
10 this definition.

11 (2) Open education resource instructional material
12 that consists of teaching, learning, and research
13 resources that reside in the public domain or have been
14 released under an intellectual property license and allows
15 for the free use, reuse, modification, and sharing of
16 resources with others. In this paragraph (2), "open
17 education resource instructional material" includes full
18 courses, course materials, modules, textbooks, streaming
19 videos, tests or exams, software, or any other tools,
20 materials, or techniques used to support access to
21 knowledge and also includes State-developed open education
22 resource instructional material.

23 (3) Teaching aids.

24 (4) Any other material for student instruction in
25 which a student has the option to select the material.

26 "Used for student instruction" means assigned, provided,

1 or otherwise presented to a school's students in (i) any
2 course for which students receive academic credit or (ii) any
3 educational capacity in which participation of the student
4 body is required by the school or in which a majority of the
5 students in a particular grade level participate.

6 (b) By July 15 of each year, the school board of each
7 school district with 300 or more students enrolled during the
8 previous school year shall report for each of the district's
9 schools the following information in a prominent location on
10 the district's website:

11 (1) A list of the learning materials and activities
12 that were used for student instruction during the previous
13 school year. The list of learning materials and activities
14 shall be organized, at a minimum, by grade level and
15 subject area.

16 (2) Any procedures that are in effect at each school
17 for the documentation, review, or approval by the school's
18 administrators, principal, or teachers of the learning
19 materials and activities used for student instruction.

20 (c) Under this Section, a school board is required to
21 report only the information that is necessary to identify the
22 specific learning materials and activities used for student
23 instruction at each school. The information reported must
24 include the title and the author, the name of the
25 organization, or the Internet address, as appropriate,
26 associated with each of the learning materials or activities.

1 Nothing in this Section may be construed to require either of
2 the following:

3 (1) The publication of a digital reproduction of
4 learning materials on a school district's website.

5 (2) A separate listing of the individual components of
6 learning materials produced as a single volume; however,
7 if the volume contains works by multiple authors, the
8 listing shall provide either a table of contents or an
9 Internet address that discloses the discrete works and
10 authors contained within the volume.

11 (d) By May 1 of each year, the State Board of Education
12 shall notify a school district whether the school district is
13 required to comply with this Section.

14 (e) Under this Section, a school district may, but is not
15 required to:

16 (1) update the report and post the updated report on
17 the district's website on an ongoing basis during the
18 school year, provided that the updated report is completed
19 by July 1 following the completion of the school year; and

20 (2) utilize collaborative online document or
21 spreadsheet software that allows multiple authorized users
22 to update or make additions to the report on an ongoing
23 basis, provided that a link to the report is publicly
24 accessible on the district's website.

25 (f) Each school year's report under this Section shall
26 remain publicly available on the school district's website at

1 least until the report for the following school year is
2 completed and made publicly available on the district's
3 website.

4 (105 ILCS 5/34-18.82 new)

5 Sec. 34-18.82. Learning materials and activities report.

6 (a) In this Section:

7 "Activities" includes, but is not limited to, student
8 assemblies, guest lectures, educational events facilitated by
9 a school's administration or staff, or educational events
10 conducted by outside individuals or organizations.

11 "Activities" does not include student presentations.

12 "Learning materials" includes, but is not limited to, any
13 of the following:

14 (1) Instructional material that consists of content
15 that conveys to a student through a medium or a
16 combination of media the essential knowledge, information,
17 and skills pertaining to a subject included in a public
18 school curriculum. In this paragraph (1), "instructional
19 material" includes a book or books; workbooks;
20 supplementary materials; a combination of a book or books,
21 workbooks, and supplementary materials; computer software,
22 magnetic media, DVDs, CD-ROMs, computer courseware, online
23 services, or an electronic medium; or other means of
24 conveying information to a student or otherwise
25 contributing to the learning process through electronic

1 means, including through open education resource
2 instructional material as described in paragraph (2) of
3 this definition.

4 (2) Open education resource instructional material
5 that consists of teaching, learning, and research
6 resources that reside in the public domain or have been
7 released under an intellectual property license and allows
8 for the free use, reuse, modification, and sharing of
9 resources with others. In this paragraph (2), "open
10 education resource instructional material" includes full
11 courses, course materials, modules, textbooks, streaming
12 videos, tests or exams, software, or any other tools,
13 materials, or techniques used to support access to
14 knowledge and also includes State-developed open education
15 resource instructional material.

16 (3) Teaching aids.

17 (4) Any other material for student instruction in
18 which a student has the option to select the material.

19 "Used for student instruction" means assigned, provided,
20 or otherwise presented to a school's students in (i) any
21 course for which students receive academic credit or (ii) any
22 educational capacity in which participation of the student
23 body is required by the school or in which a majority of the
24 students in a particular grade level participate.

25 (b) By July 15 of each year, the board shall report for
26 each of the school district's schools the following

1 information in a prominent location on the district's website:

2 (1) A list of the learning materials and activities
3 that were used for student instruction during the previous
4 school year. The list of learning materials and activities
5 shall be organized, at a minimum, by grade level and
6 subject area.

7 (2) Any procedures that are in effect at each school
8 for the documentation, review, or approval by each
9 school's administrators, principal, or teachers of the
10 learning materials and activities used for student
11 instruction.

12 (c) Under this Section, the board is required to report
13 only the information that is necessary to identify the
14 specific learning materials and activities used for student
15 instruction at each school. The information reported must
16 include the title and the author, the name of the
17 organization, or the Internet address, as appropriate,
18 associated with each of the learning materials or activities.
19 Nothing in this Section may be construed to require either of
20 the following:

21 (1) The publication of a digital reproduction of
22 learning materials on the school district's website.

23 (2) A separate listing of the individual components of
24 learning materials produced as a single volume; however,
25 if the volume contains works by multiple authors, the
26 listing shall provide either a table of contents or an

1 Internet address that discloses the discrete works and
2 authors contained within the volume.

3 (d) Under this Section, the school district may, but is
4 not required to:

5 (1) update the report and post the updated report on
6 the district's website on an ongoing basis during the
7 school year, provided that the updated report is completed
8 by July 1 following the completion of the school year; and

9 (2) utilize collaborative online document or
10 spreadsheet software that allows multiple authorized users
11 to update or make additions to the report on an ongoing
12 basis, provided that a link to the report is publicly
13 accessible on the district's website.

14 (e) Each school year's report under this Section shall
15 remain publicly available on the school district's website at
16 least until the report for the following school year is
17 completed and made publicly available on the district's
18 website.

19 Section 99. Effective date. This Act takes effect July 1,
20 2023.