



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB3759

Introduced 2/17/2023, by Rep. Katie Stuart

SYNOPSIS AS INTRODUCED:

105 ILCS 5/2-3.64a-5

105 ILCS 5/10-20.5a

from Ch. 122, par. 10-20.5a

Amends the State Board of Education Article of the School Code. Provides that student profile information collected by a specified assessment shall be made available to the State's public institutions of higher education in a timely manner. Amends the School Boards Article of the School Code. in provisions concerning access to high school campuses, provides that State institutions of higher educations shall be granted access to high school campuses. Makes conforming changes. Provides that by January 1, 2024, student directory information shall be made electronically accessible through a secure centralized data system for official recruiting representatives of the armed forces of Illinois and the United States, and State public institutions of higher education.

LRB103 30252 RJT 56680 b

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 Sections
5 2-3.64a-5 and 10-20.5a 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
13 with the Charter Schools Law, a school operated by a regional
14 office of education under Section 13A-3 of this Code, or a
15 public school administered by a local public agency or the
16 Department 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
22 of 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, and
25 student profile information collected by the assessment shall
26 be made available to the State's public institutions of higher

1 education in a timely manner.

2 Students who do not take the State's final accountability
3 assessment or its approved alternate assessment may not
4 receive a regular high school diploma unless the student is
5 exempted from taking the State assessments under subsection
6 (d) of this Section because the student is enrolled in a
7 program of adult and continuing education, as defined in the
8 Adult Education Act, or the student is identified by the State
9 Board of Education, through rules, as being exempt from the
10 assessment.

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

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

19 The requirements of this subsection do not apply if the
20 State Board of Education has received a waiver from the
21 administration of assessments from the U.S. Department of
22 Education.

23 (d) Every individualized educational program as described
24 in Article 14 shall identify if the State assessment or
25 components thereof require accommodation for the student. The
26 State Board of Education shall develop rules governing the

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

5 Students receiving special education services whose
6 individualized educational programs identify them as eligible
7 for the alternative State assessments nevertheless shall have
8 the option of also taking this State's regular final
9 accountability assessment, which shall be administered in
10 accordance with the eligible accommodations appropriate for
11 meeting these students' respective needs.

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

24 (e) The results or scores of each assessment taken under
25 this Section shall be made available to the parents of each
26 student.

1 In each school year, the scores attained by a student on
2 the final accountability assessment must be placed in the
3 student's permanent record pursuant to rules that the State
4 Board of Education shall adopt for that purpose in accordance
5 with Section 3 of the Illinois School Student Records Act. In
6 each school year, the scores attained by a student on the State
7 assessments administered in grades 3 through 8 must be placed
8 in the student's temporary record.

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

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

20 (h) (Blank).

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

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

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

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

1 identified by the Committee. The Committee shall make periodic
2 recommendations to the State Superintendent of Education and
3 the General Assembly concerning the assessments.

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

6 (Source: P.A. 100-7, eff. 7-1-17; 100-222, eff. 8-18-17;
7 100-863, eff. 8-14-18; 100-1046, eff. 8-23-18; 101-643, eff.
8 6-18-20.)

9 (105 ILCS 5/10-20.5a) (from Ch. 122, par. 10-20.5a)

10 Sec. 10-20.5a. Access to high school campus.

11 (a) For school districts maintaining grades 10 through 12,
12 to provide, on an equal basis, and consistent with the federal
13 Educational Rights and Privacy Act, access to a high school
14 campus and student directory information to the official
15 recruiting representatives of the armed forces of Illinois and
16 the United States , and State public institutions of higher
17 education for the purpose of informing students of ~~the~~
18 educational and career opportunities ~~available in the military~~
19 if the board has provided such access to persons or groups
20 whose purpose is to acquaint students with educational or
21 occupational opportunities available to them. The board is not
22 required to give greater notice regarding the right of access
23 to recruiting representatives than is given to other persons
24 and groups. In this Section, "directory information" means a
25 high school student's name, address, and telephone number.

1 (b) If a student or his or her parent or guardian submits a
2 signed, written request to the high school before the end of
3 the student's sophomore year (or if the student is a transfer
4 student, by another time set by the high school) that
5 indicates that the student or his or her parent or guardian
6 does not want the student's directory information to be
7 provided to official recruiting representatives under
8 subsection (a) of this Section, the high school may not
9 provide access to the student's directory information to these
10 recruiting representatives. The high school shall notify its
11 students and their parents or guardians of the provisions of
12 this subsection (b).

13 (c) A high school may require official recruiting
14 representatives of the armed forces of Illinois and the United
15 States to pay a fee for copying and mailing a student's
16 directory information in an amount that is not more than the
17 actual costs incurred by the high school.

18 (d) Information received by an official recruiting
19 representative under this Section may be used only to provide
20 information to students concerning educational and career
21 opportunities ~~available in the military~~ and may not be
22 released to a person who is not involved in recruiting
23 students for the armed forces of Illinois or the United States
24 , or State institutions of higher education.

25 (e) By January 1, 2024, student directory information
26 shall be made electronically accessible through a secure

1 centralized data system for official recruiting
2 representatives of the armed forces of Illinois and the United
3 States, and State public institutions of higher education.

4 (Source: P.A. 92-527, eff. 6-1-02.)