

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  
24 States, 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.)