



Rep. Gary Hannig

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1 AMENDMENT TO SENATE BILL 1815

2 AMENDMENT NO. _____. Amend Senate Bill 1815, AS AMENDED,
3 with reference to page and line numbers of House Amendment No.
4 2, as follows:

5 on page 4, line 6, after "Sections", by inserting "2-3.64,";
6 and

7 on page 4, immediately below line 7, by inserting the
8 following:

9 "(105 ILCS 5/2-3.64) (from Ch. 122, par. 2-3.64)
10 Sec. 2-3.64. State goals and assessment.

11 (a) Beginning in the 1998-1999 school year, the State Board
12 of Education shall establish standards and periodically, in
13 collaboration with local school districts, conduct studies of
14 student performance in the learning areas of fine arts and
15 physical development/health.

16 Beginning with the 1998-1999 school year until the
17 2004-2005 school year, the State Board of Education shall
18 annually test: (i) all pupils enrolled in the 3rd, 5th, and 8th
19 grades in English language arts (reading, writing, and English
20 grammar) and mathematics; and (ii) all pupils enrolled in the
21 4th and 7th grades in the biological and physical sciences and
22 the social sciences (history, geography, civics, economics,
23 and government). Unless the testing required to be implemented

1 no later than the 2005-2006 school year under this subsection
2 (a) is implemented for the 2004-2005 school year, for the
3 2004-2005 school year, the State Board of Education shall test:
4 (i) all pupils enrolled in the 3rd, 5th, and 8th grades in
5 English language arts (reading and English grammar) and
6 mathematics and (ii) all pupils enrolled in the 4th and 7th
7 grades in the biological and physical sciences. The maximum
8 time allowed for all actual testing required under this
9 paragraph shall not exceed 25 hours, as allocated among the
10 required tests by the State Board of Education, across all
11 grades tested.

12 Beginning no later than the 2005-2006 school year, the
13 State Board of Education shall annually test: (i) all pupils
14 enrolled in the 3rd, 4th, 5th, 6th, 7th, and 8th grades in
15 reading and mathematics and (ii) all pupils enrolled in the 4th
16 and 7th grades in the biological and physical sciences. In
17 addition, the State Board of Education shall test (1) all
18 pupils enrolled in the 5th and 8th grades in writing during the
19 2006-2007 school year; (2) all pupils enrolled in the 5th, 6th,
20 and 8th grades in writing during the 2007-2008 school year; and
21 (3) all pupils enrolled in the 3rd, 5th, 6th, and 8th grades in
22 writing during the 2008-2009 school year and each school year
23 thereafter. After the addition of grades and change in subjects
24 as delineated in this paragraph and including whatever other
25 tests that may be approved from time to time no later than the
26 2005-2006 school year, the maximum time allowed for all State
27 testing in grades 3 through 8 shall not exceed 38 hours across
28 those grades.

29 Beginning with the 2004-2005 school year, the State Board
30 of Education shall not test pupils under this subsection (a) in
31 ~~writing~~, physical development and health, fine arts, and the
32 social sciences (history, geography, civics, economics, and
33 government). The State Board of Education shall not test pupils
34 under this subsection (a) in writing during the 2005-2006

1 school year.

2 The State Board of Education shall establish the academic
3 standards that are to be applicable to pupils who are subject
4 to State tests under this Section beginning with the 1998-1999
5 school year. However, the State Board of Education shall not
6 establish any such standards in final form without first
7 providing opportunities for public participation and local
8 input in the development of the final academic standards. Those
9 opportunities shall include a well-publicized period of public
10 comment, public hearings throughout the State, and
11 opportunities to file written comments. Beginning with the
12 1998-99 school year and thereafter, the State tests will
13 identify pupils in the 3rd grade or 5th grade who do not meet
14 the State standards.

15 If, by performance on the State tests or local assessments
16 or by teacher judgment, a student's performance is determined
17 to be 2 or more grades below current placement, the student
18 shall be provided a remediation program developed by the
19 district in consultation with a parent or guardian. Such
20 remediation programs may include, but shall not be limited to,
21 increased or concentrated instructional time, a remedial
22 summer school program of not less than 90 hours, improved
23 instructional approaches, tutorial sessions, retention in
24 grade, and modifications to instructional materials. Each
25 pupil for whom a remediation program is developed under this
26 subsection shall be required to enroll in and attend whatever
27 program the district determines is appropriate for the pupil.
28 Districts may combine students in remediation programs where
29 appropriate and may cooperate with other districts in the
30 design and delivery of those programs. The parent or guardian
31 of a student required to attend a remediation program under
32 this Section shall be given written notice of that requirement
33 by the school district a reasonable time prior to commencement
34 of the remediation program that the student is to attend. The

1 State shall be responsible for providing school districts with
2 the new and additional funding, under Section 2-3.51.5 or by
3 other or additional means, that is required to enable the
4 districts to operate remediation programs for the pupils who
5 are required to enroll in and attend those programs under this
6 Section. Every individualized educational program as described
7 in Article 14 shall identify if the State test or components
8 thereof are appropriate for that student. The State Board of
9 Education shall develop rules and regulations governing the
10 administration of alternative tests prescribed within each
11 student's individualized educational program which are
12 appropriate to the disability of each student.

13 All pupils who are in a State approved transitional
14 bilingual education program or transitional program of
15 instruction shall participate in the State tests. Any student
16 who has been enrolled in a State approved bilingual education
17 program less than 3 cumulative academic years may take an
18 accommodated State test, to be known as the Illinois Measure of
19 Annual Growth in English (IMAGE), if the student's lack of
20 English as determined by an English language proficiency test
21 would keep the student from understanding the regular State
22 test. If the school district determines, on a case-by-case
23 individual basis, that IMAGE would likely yield more accurate
24 and reliable information on what the student knows and can do,
25 the school district may make a determination to assess the
26 student using IMAGE for a period that does not exceed 2
27 additional consecutive years, provided that the student has not
28 yet reached a level of English language proficiency sufficient
29 to yield valid and reliable information on what the student
30 knows and can do on the regular State test.

31 Reasonable accommodations as prescribed by the State Board
32 of Education shall be provided for individual students in the
33 testing procedure. All test procedures prescribed by the State
34 Board of Education shall require: (i) that each test used for

1 State and local student testing under this Section identify by
2 name the pupil taking the test; (ii) that the name of the pupil
3 taking the test be placed on the test at the time the test is
4 taken; (iii) that the results or scores of each test taken
5 under this Section by a pupil of the school district be
6 reported to that district and identify by name the pupil who
7 received the reported results or scores; and (iv) that the
8 results or scores of each test taken under this Section be made
9 available to the parents of the pupil. In addition, in each
10 school year the highest scores attained by a student on the
11 Prairie State Achievement Examination administered under
12 subsection (c) of this Section and any Prairie State
13 Achievement Awards received by the student shall become part of
14 the student's permanent record and shall be entered on the
15 student's transcript pursuant to regulations that the State
16 Board of Education shall promulgate for that purpose in
17 accordance with Section 3 and subsection (e) of Section 2 of
18 the Illinois School Student Records Act. Beginning with the
19 1998-1999 school year and in every school year thereafter,
20 scores received by students on the State assessment tests
21 administered in grades 3 through 8 shall be placed into
22 students' temporary records.

23 The State Board of Education shall establish a period of
24 time, to be referred to as the State test window, in each
25 school year for which State testing shall occur to meet the
26 objectives of this Section. However, if the schools of a
27 district are closed and classes are not scheduled during any
28 week that is established by the State Board of Education as the
29 State test window, the school district may (at the discretion
30 of the State Board of Education) move its State test window one
31 week earlier or one week later than the established State test
32 window, so long as the school district gives the State Board of
33 Education written notice of its intention to deviate from the
34 established schedule by December 1 of the school year in which

1 falls the State test window established by the State Board of
2 Education for the testing.

3 (a-5) All tests administered pursuant to this Section shall
4 be academically based. For the purposes of this Section
5 "academically based tests" shall mean tests consisting of
6 questions and answers that are measurable and quantifiable to
7 measure the knowledge, skill, and ability of students in the
8 subject matters covered by tests. The scoring of academically
9 based tests shall be reliable, valid, unbiased and shall meet
10 the guidelines for test development and use prescribed by the
11 American Psychological Association, the National Council of
12 Measurement and Evaluation, and the American Educational
13 Research Association. Academically based tests shall not
14 include assessments or evaluations of attitudes, values, or
15 beliefs, or testing of personality, self-esteem, or
16 self-concept. Nothing in this amendatory Act is intended, nor
17 shall it be construed, to nullify, supersede, or contradict the
18 legislative intent on academic testing expressed during the
19 passage of HB 1005/P.A. 90-296. Nothing in this Section is
20 intended, nor shall it be construed, to nullify, supersede, or
21 contradict the legislative intent on academic testing
22 expressed in the preamble of this amendatory Act of the 93rd
23 General Assembly.

24 The State Board of Education shall monitor the use of short
25 answer questions in the math and reading assessments or in
26 other assessments in order to demonstrate that the use of short
27 answer questions results in a statistically significant
28 improvement in student achievement as measured on the State
29 assessments for math and reading or on other State assessments
30 and is justifiable in terms of cost and student performance.

31 (b) It shall be the policy of the State to encourage school
32 districts to continuously test pupil proficiency in the
33 fundamental learning areas in order to: (i) provide timely
34 information on individual students' performance relative to

1 State standards that is adequate to guide instructional
2 strategies; (ii) improve future instruction; and (iii)
3 complement the information provided by the State testing system
4 described in this Section. Each district's school improvement
5 plan must address specific activities the district intends to
6 implement to assist pupils who by teacher judgment and test
7 results as prescribed in subsection (a) of this Section
8 demonstrate that they are not meeting State standards or local
9 objectives. Such activities may include, but shall not be
10 limited to, summer school, extended school day, special
11 homework, tutorial sessions, modified instructional materials,
12 other modifications in the instructional program, reduced
13 class size or retention in grade. To assist school districts in
14 testing pupil proficiency in reading in the primary grades, the
15 State Board shall make optional reading inventories for
16 diagnostic purposes available to each school district that
17 requests such assistance. Districts that administer the
18 reading inventories may develop remediation programs for
19 students who perform in the bottom half of the student
20 population. Those remediation programs may be funded by moneys
21 provided under the School Safety and Educational Improvement
22 Block Grant Program established under Section 2-3.51.5.
23 Nothing in this Section shall prevent school districts from
24 implementing testing and remediation policies for grades not
25 required under this Section.

26 (c) Beginning with the 2000-2001 school year, each school
27 district that operates a high school program for students in
28 grades 9 through 12 shall annually administer the Prairie State
29 Achievement Examination established under this subsection to
30 its students as set forth below. The Prairie State Achievement
31 Examination shall be developed by the State Board of Education
32 to measure student performance in the academic areas of
33 reading, writing, mathematics, science, and social sciences.
34 Beginning with the 2004-2005 school year, however, the State

1 Board of Education shall not test a student in ~~writing and~~ the
2 social sciences (history, geography, civics, economics, and
3 government) as part of the Prairie State Achievement
4 Examination unless the student is retaking the Prairie State
5 Achievement Examination in the fall of 2004. In addition, the
6 State Board of Education shall not test a student in writing as
7 part of the Prairie State Achievement Examination during the
8 2005-2006 school year. The State Board of Education shall
9 establish the academic standards that are to apply in measuring
10 student performance on the Prairie State Achievement
11 Examination including the minimum examination score in each
12 area that will qualify a student to receive a Prairie State
13 Achievement Award from the State in recognition of the
14 student's excellent performance. Each school district that is
15 subject to the requirements of this subsection (c) shall afford
16 all students 2 opportunities to take the Prairie State
17 Achievement Examination beginning as late as practical during
18 the second semester of grade 11, but in no event before March
19 1. The State Board of Education shall annually notify districts
20 of the weeks during which these test administrations shall be
21 required to occur. Every individualized educational program as
22 described in Article 14 shall identify if the Prairie State
23 Achievement Examination or components thereof are appropriate
24 for that student. Each student, exclusive of a student whose
25 individualized educational program developed under Article 14
26 identifies the Prairie State Achievement Examination as
27 inappropriate for the student, shall be required to take the
28 examination in grade 11. For each academic area the State Board
29 of Education shall establish the score that qualifies for the
30 Prairie State Achievement Award on that portion of the
31 examination. Any student who fails to earn a qualifying score
32 for a Prairie State Achievement Award in any one or more of the
33 academic areas on the initial test administration or who wishes
34 to improve his or her score on any portion of the examination

1 shall be permitted to retake such portion or portions of the
2 examination during grade 12. Districts shall inform their
3 students of the timelines and procedures applicable to their
4 participation in every yearly administration of the Prairie
5 State Achievement Examination. Students receiving special
6 education services whose individualized educational programs
7 identify the Prairie State Achievement Examination as
8 inappropriate for them nevertheless shall have the option of
9 taking the examination, which shall be administered to those
10 students in accordance with standards adopted by the State
11 Board of Education to accommodate the respective disabilities
12 of those students. A student who successfully completes all
13 other applicable high school graduation requirements but fails
14 to receive a score on the Prairie State Achievement Examination
15 that qualifies the student for receipt of a Prairie State
16 Achievement Award shall nevertheless qualify for the receipt of
17 a regular high school diploma. In no case, however, shall a
18 student receive a regular high school diploma without taking
19 the Prairie State Achievement Examination, unless the student
20 is exempted from taking the Prairie State Achievement
21 Examination under this subsection (c) because the student's
22 individualized educational program developed under Article 14
23 of this Code identifies the Prairie State Achievement
24 Examination as inappropriate for the student, (ii) the student
25 is exempt due to the student's lack of English language
26 proficiency under subsection (a) of this Section, or (iii) the
27 student is enrolled in a program of Adult and Continuing
28 Education as defined in the Adult Education Act.

29 (d) Beginning with the 2002-2003 school year, all schools
30 in this State that are part of the sample drawn by the National
31 Center for Education Statistics, in collaboration with their
32 school districts and the State Board of Education, shall
33 administer the biennial State academic assessments of 4th and
34 8th grade reading and mathematics under the National Assessment

1 of Educational Progress carried out under Section m11(b) (2) of
2 the National Education Statistics Act of 1994 (20 U.S.C. 9010)
3 if the Secretary of Education pays the costs of administering
4 the assessments.

5 (e) Beginning no later than the 2005-2006 school year,
6 subject to available federal funds to this State for the
7 purpose of student assessment, the State Board of Education
8 shall provide additional tests and assessment resources that
9 may be used by school districts for local diagnostic purposes.
10 These tests and resources shall include without limitation
11 additional high school writing, physical development and
12 health, and fine arts assessments. The State Board of Education
13 shall annually distribute a listing of these additional tests
14 and resources, using funds available from appropriations made
15 for student assessment purposes.

16 (f) For the assessment and accountability purposes of this
17 Section, "all pupils" includes those pupils enrolled in a
18 public or State-operated elementary school, secondary school,
19 or cooperative or joint agreement with a governing body or
20 board of control, a charter school operating in compliance with
21 the Charter Schools Law, a school operated by a regional office
22 of education under Section 13A-3 of this Code, or a public
23 school administered by a local public agency or the Department
24 of Human Services.

25 (Source: P.A. 92-604, eff. 7-1-02; 93-426, eff. 8-5-03; 93-838,
26 eff. 7-30-04; 93-857, eff. 8-3-04; revised 10-25-04.)".