



Rep. Elaine Nekritz

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LRB098 16125 NHT 62618 a

1 AMENDMENT TO SENATE BILL 2729

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2729, AS AMENDED,  
3 by replacing everything after the enacting clause with the  
4 following:

5 "Section 5. The School Code is amended by changing Section  
6 2-3.64a-5 as follows:

7 (105 ILCS 5/2-3.64a-5)

8 Sec. 2-3.64a-5. State goals and assessment.

9 (a) For the assessment and accountability purposes of this  
10 Section, "students" includes those students enrolled in a  
11 public or State-operated elementary school, secondary school,  
12 or cooperative or joint agreement with a governing body or  
13 board of control, a charter school operating in compliance with  
14 the Charter Schools Law, a school operated by a regional office  
15 of education under Section 13A-3 of this Code, or a public  
16 school administered by a local public agency or the Department

1 of Human Services.

2 (b) The State Board of Education shall establish the  
3 academic standards that are to be applicable to students who  
4 are subject to State assessments under this Section. The State  
5 Board of Education shall not establish any such standards in  
6 final form without first providing opportunities for public  
7 participation and local input in the development of the final  
8 academic standards. Those opportunities shall include a  
9 well-publicized period of public comment and opportunities to  
10 file written comments.

11 (c) Beginning no later than the 2014-2015 school year, the  
12 State Board of Education shall annually assess all students  
13 enrolled in grades 3 through 8 in English language arts and  
14 mathematics.

15 Beginning no later than the 2017-2018 school year, the  
16 State Board of Education shall annually assess all students in  
17 science at one grade in grades 3 through 5, at one grade in  
18 grades 6 through 8, and at one grade in grades 9 through 12.

19 The State Board of Education shall annually assess schools  
20 that operate a secondary education program, as defined in  
21 Section 22-22 of this Code, in English language arts and  
22 mathematics. The State Board of Education shall administer no  
23 more than 3 assessments, per student, of English language arts  
24 and mathematics for students in a secondary education program.  
25 One of these assessments shall include a college and career  
26 ready determination. However, a school district may, at its

1 discretion, delay the administration of the Partnership for  
2 Assessment of Readiness for College and Careers examination  
3 until the 2015-2016 school year, with the option to instead  
4 administer the Prairie State Achievement Examination for grade  
5 11, in which case the State Board of Education shall allow the  
6 school district to administer the same college and career ready  
7 determination assessment during the 2014-2015 school year that  
8 the school district administered during the 2013-2014 school  
9 year.

10 Students who are not assessed for college and career ready  
11 determinations may not receive a regular high school diploma  
12 unless the student is exempted from taking State assessments  
13 under subsection (d) of this Section because (i) the student's  
14 individualized educational program developed under Article 14  
15 of this Code identifies the State assessment as inappropriate  
16 for the student, (ii) the student is enrolled in a program of  
17 adult and continuing education, as defined in the Adult  
18 Education Act, (iii) the school district is not required to  
19 assess the individual student for purposes of accountability  
20 under federal No Child Left Behind Act of 2001 requirements,  
21 (iv) the student has been determined to be an English language  
22 learner, referred to in this Code as a student with limited  
23 English proficiency, and has been enrolled in schools in the  
24 United States for less than 12 months, or (v) the student is  
25 otherwise identified by the State Board of Education, through  
26 rules, as being exempt from the assessment.

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

3           Districts shall inform their students of the timelines and  
4 procedures applicable to their participation in every yearly  
5 administration of the State assessments. The State Board of  
6 Education shall establish periods of time in each school year  
7 during which State assessments shall occur to meet the  
8 objectives of this Section.

9           (d) Every individualized educational program as described  
10 in Article 14 shall identify if the State assessment or  
11 components thereof are appropriate for the student. The State  
12 Board of Education shall develop rules governing the  
13 administration of an alternate assessment that may be available  
14 to students for whom participation in this State's regular  
15 assessments is not appropriate, even with accommodations as  
16 allowed under this Section.

17           Students receiving special education services whose  
18 individualized educational programs identify them as eligible  
19 for the alternative State assessments nevertheless shall have  
20 the option of taking this State's regular assessment that  
21 includes a college and career ready determination, which shall  
22 be administered in accordance with the eligible accommodations  
23 appropriate for meeting these students' respective needs.

24           All students determined to be an English language learner,  
25 referred to in this Code as a student with limited English  
26 proficiency, shall participate in the State assessments,

1     excepting those students who have been enrolled in schools in  
2     the United States for less than 12 months. Such students may be  
3     exempted from participation in one annual administration of the  
4     English language arts assessment. Any student determined to be  
5     an English language learner, referred to in this Code as a  
6     student with limited English proficiency, shall receive  
7     appropriate assessment accommodations, including language  
8     supports, which shall be established by rule. Approved  
9     assessment accommodations must be provided until the student's  
10    English language skills develop to the extent that the student  
11    is no longer considered to be an English language learner,  
12    referred to in this Code as a student with limited English  
13    proficiency, as demonstrated through a State-identified  
14    English language proficiency assessment.

15       (e) The results or scores of each assessment taken under  
16    this Section shall be made available to the parents of each  
17    student.

18       In each school year, the scores attained by a student on  
19    the State assessment that includes a college and career ready  
20    determination must be placed in the student's permanent record  
21    and must be entered on the student's transcript pursuant to  
22    rules that the State Board of Education shall adopt for that  
23    purpose in accordance with Section 3 of the Illinois School  
24    Student Records Act. In each school year, the scores attained  
25    by a student on the State assessments administered in grades 3  
26    through 8 must be placed in the student's temporary record.

1 (f) All schools shall administer an academic assessment of  
2 English language proficiency in oral language (listening and  
3 speaking) and reading and writing skills to all children  
4 determined to be English language learners, referred to in  
5 Section 14C-3 of this Code as children with limited  
6 English-speaking ability.

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

16 (h) Subject to available funds to this State for the  
17 purpose of student assessment, the State Board of Education  
18 shall provide additional assessments and assessment resources  
19 that may be used by school districts for local assessment  
20 purposes. The State Board of Education shall annually  
21 distribute a listing of these additional resources.

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

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

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

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

1 performance, and other issues involving the assessments  
2 identified by the Committee. The Committee shall make periodic  
3 recommendations to the State Superintendent of Education and  
4 the General Assembly concerning the assessments.

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

7 (Source: P.A. 98-972, eff. 8-15-14.)

8 Section 99. Effective date. This Act takes effect upon  
9 becoming law."