



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB4362

by Rep. Michael Unes

SYNOPSIS AS INTRODUCED:

105 ILCS 5/2-3.64a-5

Amends the State Board of Education - Powers and Duties Article of the School Code. Removes a provision providing that of the 3 assessments the State Board of Education shall administer of English language arts and mathematics for students in a secondary education program, one assessment shall include a college and career ready determination exam. Provides that the State Board shall enter into 2 separate contracts to administer 2 college and career-ready determination exams, including, but not limited to, one that is accepted by all of this State's public institutions of higher education, as well as all of the State's post-secondary educational institutions for the purpose of student application or admissions. Specifies that each student shall be offered the opportunity to choose between the 2 exams. Sets forth provisions providing that the State Board shall be required to cover all expenses for each student to take one of the 2 exams for the purpose of college application or admissions consideration.

LRB099 15579 SXM 39941 b

FISCAL NOTE ACT
MAY APPLY

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 5. The School Code is amended by changing Section
5 2-3.64a-5 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 with
13 the Charter Schools Law, a school operated by a regional office
14 of education under Section 13A-3 of this Code, or a public
15 school administered by a local public agency or the Department
16 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 The State Board shall enter into 2 separate contracts to
18 administer 2 college and career-ready determination exams,
19 including, but not limited to, one that is accepted by all of
20 this State's public institutions of higher education, as
21 defined under the Board of Higher Education Act, as well as all
22 of the State's post-secondary educational institutions, as
23 defined under the Private College Act, for the purpose of
24 student application or admissions. Each student shall be
25 offered the opportunity to choose between the 2 exams. Subject
26 to appropriations, the State Board shall be required to cover

1 all expenses for each student to take one of the 2 exams for
2 the purpose of college application or admissions
3 consideration. If the student chooses to take both exams, the
4 student or his or her parent or guardian is required to cover
5 expenses for the other exam. ~~One of these assessments shall~~
6 ~~include a college and career ready determination that shall be~~
7 ~~accepted by this State's public institutions of higher~~
8 ~~education, as defined in the Board of Higher Education Act, for~~
9 ~~the purpose of student application or admissions~~
10 ~~consideration.~~

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

1 than 12 months. Such students may be exempted from
2 participation in one annual administration of the English
3 language arts assessment. Any student determined to be an
4 English learner shall receive appropriate assessment
5 accommodations, including language supports, which shall be
6 established by rule. Approved assessment accommodations must
7 be provided until the student's English language skills develop
8 to the extent that the student is no longer considered to be an
9 English learner, as demonstrated through a State-identified
10 English language proficiency assessment.

11 (e) The results or scores of each assessment taken under
12 this Section shall be made available to the parents of each
13 student.

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

23 (f) All schools shall administer an academic assessment of
24 English language proficiency in oral language (listening and
25 speaking) and reading and writing skills to all children
26 determined to be English learners.

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

10 (h) Subject to available funds to this State for the
11 purpose of student assessment, the State Board of Education
12 shall provide additional assessments and assessment resources
13 that may be used by school districts for local assessment
14 purposes. The State Board of Education shall annually
15 distribute a listing of these additional resources.

16 (i) For the purposes of this subsection (i), "academically
17 based assessments" means assessments consisting of questions
18 and answers that are measurable and quantifiable to measure the
19 knowledge, skills, and ability of students in the subject
20 matters covered by the assessments. All assessments
21 administered pursuant to this Section must be academically
22 based assessments. The scoring of academically based
23 assessments shall be reliable, valid, and fair and shall meet
24 the guidelines for assessment development and use prescribed by
25 the American Psychological Association, the National Council
26 on Measurement in Education, and the American Educational

1 Research Association.

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

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

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

1 (Source: P.A. 98-972, eff. 8-15-14; 99-30, eff. 7-10-15;
2 99-185, eff. 1-1-16; revised 10-16-15.)