

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 one of which shall be the designated State assessment as
18 selected by the State Board of Education. The State Board of
19 Education shall follow a competitive procurement process
20 pursuant to the Illinois Procurement Code to seek bids from at
21 least 2 separate vendors for a college entrance exam. The State
22 Board of Education shall offer separate contracts to all
23 qualified bidders to administer at least 2 college entrance
24 exams, including, but not limited to, one that is accepted by
25 all of this State's public institutions of higher education, as
26 defined under the Board of Higher Education Act, as well as all

1 of this State's post-secondary educational institutions, as
2 defined under the Private College Act, for the purpose of
3 student application or admissions. Each school district shall
4 administer one of these 2 college entrance exams to all
5 eligible students during a regularly scheduled school day.
6 Subject to appropriations for a college entrance exam, the
7 State Board of Education shall pay for each student to take one
8 college entrance exam's base product that renders a college
9 reportable score. ~~One of these assessments shall include a~~
10 ~~college and career ready determination that shall be accepted~~
11 ~~by this State's public institutions of higher education, as~~
12 ~~defined in the Board of Higher Education Act, for the purpose~~
13 ~~of student application or admissions consideration.~~

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

1 than 12 months, or (v) the student is otherwise identified by
2 the State Board of Education, through rules, as being exempt
3 from the assessment.

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

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

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

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

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

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

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

26 (f) All schools shall administer an academic assessment of

1 English language proficiency in oral language (listening and
2 speaking) and reading and writing skills to all children
3 determined to be English learners.

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

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

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

1 the guidelines for assessment development and use prescribed by
2 the American Psychological Association, the National Council
3 on Measurement in Education, and the American Educational
4 Research Association.

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

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

1 the General Assembly concerning the assessments.

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

4 (Source: P.A. 98-972, eff. 8-15-14; 99-30, eff. 7-10-15;
5 99-185, eff. 1-1-16; revised 10-16-15.)