



Rep. Abdelnasser Rashid

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10300HB3768ham001

LRB103 31015 DTM 58517 a

1 AMENDMENT TO HOUSE BILL 3768

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3768 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Uniform Racial Classification Act is  
5 amended by changing Section 5 as follows:

6 (20 ILCS 50/5)

7 Sec. 5. Uniform racial classification. Notwithstanding any  
8 other provision of law, except as otherwise required by  
9 federal law or regulation, whenever a State agency is required  
10 by law to compile or report statistical data using racial or  
11 ethnic classifications, that State agency shall use the  
12 following classifications: (i) White; (ii) Black or African  
13 American; (iii) American Indian or Alaska Native; (iv) Asian;  
14 (v) Native Hawaiian or Other Pacific Islander; ~~or~~ (vi)  
15 Hispanic or Latino ; or (vii) Middle Eastern or North African.

16 For the purposes of this Act, "State agency" means the

1 offices of the constitutional officers identified in Article V  
2 of the Illinois Constitution, executive agencies, and  
3 departments, boards, commissions, and authorities under the  
4 Governor.

5 (Source: P.A. 98-982, eff. 8-18-14.)

6 Section 10. The Data Governance and Organization to  
7 Support Equity and Racial Justice Act is amended by changing  
8 Section 20-15 as follows:

9 (20 ILCS 65/20-15)

10 Sec. 20-15. Data Governance and Organization to Support  
11 Equity and Racial Justice.

12 (a) On or before July 1, 2022 and each July 1 thereafter,  
13 the Board and the Department shall report statistical data on  
14 the racial, ethnic, age, sex, disability status, sexual  
15 orientation, gender identity, and primary or preferred  
16 language demographics of program participants for each major  
17 program administered by the Board or the Department. Except as  
18 provided in subsection (b), when reporting the data required  
19 under this Section, the Board or the Department shall use the  
20 same racial and ethnic classifications for each program, which  
21 shall include, but not be limited to, the following:

22 (1) American Indian and Alaska Native alone.

23 (2) Asian alone.

24 (3) Black or African American alone.

- 1 (4) Hispanic or Latino of any race.  
2 (5) Native Hawaiian and Other Pacific Islander alone.  
3 (6) White alone.  
4 (7) Middle Eastern or North African.  
5 (8) ~~(7)~~ Some other race alone.  
6 (9) ~~(8)~~ Two or more races.

7 The Board and the Department may further define, by rule,  
8 the racial and ethnic classifications, including, if  
9 necessary, a classification of "No Race Specified".

10 (b) ~~(e)~~ If a program administered by the Board or the  
11 Department is subject to federal reporting requirements that  
12 include the collection and public reporting of statistical  
13 data on the racial and ethnic demographics of program  
14 participants, the Department may maintain the same racial and  
15 ethnic classifications used under the federal requirements if  
16 such classifications differ from the classifications listed in  
17 subsection (a).

18 (c) ~~(d)~~ The Department of Innovation and Technology shall  
19 assist the Board and the Department by establishing common  
20 technological processes and procedures for the Board and the  
21 Department to:

- 22 (1) Catalog data.  
23 (2) Identify similar fields in datasets.  
24 (3) Manage data requests.  
25 (4) Share data.  
26 (5) Collect data.

1 (6) Improve and clean data.

2 (7) Match data across the Board and Departments.

3 (8) Develop research and analytic agendas.

4 (9) Report on program participation disaggregated by  
5 race and ethnicity.

6 (10) Evaluate equitable outcomes for underserved  
7 populations in Illinois.

8 (11) Define common roles for data management.

9 (12) Ensure that all major programs can report  
10 disaggregated data by race, ethnicity, age, sex,  
11 disability status, sexual orientation, and gender  
12 identity, and primary or preferred language.

13 The Board and the Department shall use the common  
14 technological processes and procedures established by the  
15 Department of Innovation and Technology.

16 (d) ~~(e)~~ If the Board or the Department is unable to begin  
17 reporting the data required by subsection (a) by July 1, 2022,  
18 the Board or the Department shall state the reasons for the  
19 delay under the reporting requirements.

20 (e) ~~(f)~~ By no later than March 31, 2022, the Board and the  
21 Department shall provide a progress report to the General  
22 Assembly to disclose: (i) the programs and datasets that have  
23 been cataloged for which race, ethnicity, age, sex, disability  
24 status, sexual orientation, gender identity, and primary or  
25 preferred language have been standardized; and (ii) to the  
26 extent possible, the datasets and programs that are

1 outstanding for each agency and the datasets that are planned  
2 for the upcoming year. On or before March 31, 2023, and each  
3 year thereafter, the Board and the Department ~~Departments~~  
4 shall provide an updated report to the General Assembly.

5 (f) ~~(g)~~ By no later than October 31, 2021, the Governor's  
6 Office shall provide a plan to establish processes for input  
7 from the Board and the Department into processes outlined in  
8 subsection (c) ~~(b)~~. The plan shall incorporate ongoing efforts  
9 at data interoperability within the Department and the  
10 governance established to support the P-20 Longitudinal  
11 Education Data System enacted by Public Act 96-107.

12 (g) ~~(h)~~ Nothing in this Section shall be construed to  
13 limit the rights granted to individuals or data sharing  
14 protections established under existing State and federal data  
15 privacy and security laws.

16 (Source: P.A. 101-654, eff. 3-8-21; 102-543, eff. 8-20-21;  
17 revised 2-4-23.)".