



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB6204

Introduced 2/11/2016, by Rep. Grant Wehrli

SYNOPSIS AS INTRODUCED:

105 ILCS 5/2-3.64a-5

Amends the School Code. With respect to State assessments, provides that after the expiration of any contract entered into before the effective date of the amendatory Act between the State Board of Education and an entity that provides a college and career readiness examination for the purposes of student application or admissions consideration at institutions of higher education and before the State Board enters into an agreement with a different entity to provide a college and career readiness examination, the State Board shall allow a one-year transition period for school districts that allows school districts to administer the college and career readiness examination of their choice, subject to appropriation by the State Board. Effective immediately.

LRB099 19547 NHT 43942 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 One of these assessments shall include a college and career
18 ready determination that shall be accepted by this State's
19 public institutions of higher education, as defined in the
20 Board of Higher Education Act, for the purpose of student
21 application or admissions consideration. After the expiration
22 of any contract entered into before the effective date of this
23 amendatory Act of the 99th General Assembly between the State
24 Board of Education and an entity that provides a college and
25 career readiness examination for the purposes of student
26 application or admissions consideration at institutions of

1 higher education and before the State Board enters into an
2 agreement with a different entity to provide a college and
3 career readiness examination for the purposes of student
4 application or admissions consideration at institutions of
5 higher education, the State Board shall allow a one-year
6 transition period for school districts that allows school
7 districts to administer the college and career readiness
8 examination of their choice, subject to appropriation by the
9 State Board.

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 learner
22 and has been enrolled in schools in the United States for less
23 than 12 months, or (v) the student is otherwise identified by
24 the State Board of Education, through rules, as being exempt
25 from the assessment.

26 The State Board of Education shall not assess students

1 under this Section in subjects not required by this Section.

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

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

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

23 All students determined to be English learners shall
24 participate in the State assessments, excepting those students
25 who have been enrolled in schools in the United States for less
26 than 12 months. Such students may be exempted from

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

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

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

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

26 (g) All schools in this State that are part of the sample

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

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

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

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

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

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

26 (Source: P.A. 98-972, eff. 8-15-14; 99-30, eff. 7-10-15;

1 99-185, eff. 1-1-16; revised 10-16-15.)

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.