



Rep. Scott Drury

**Filed: 3/6/2017**

10000HB2378ham002

LRB100 08656 MLM 23048 a

1 AMENDMENT TO HOUSE BILL 2378

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2378 by replacing  
3 everything after the enacting clause with the following:

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.

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

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

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

18          The State Board of Education shall annually assess schools  
19 that operate a secondary education program, as defined in  
20 Section 22-22 of this Code, in English language arts and  
21 mathematics. The State Board of Education shall administer no  
22 more than 3 assessments, per student, of English language arts  
23 and mathematics for students in a secondary education program.  
24 One of these assessments shall include a college and career  
25 ready determination that shall be accepted by this State's  
26 public institutions of higher education, as defined in the

1 Board of Higher Education Act, for the purpose of student  
2 application or admissions consideration.

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

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

21 Districts shall inform their students of the timelines and  
22 procedures applicable to their participation in every yearly  
23 administration of the State assessments. The State Board of  
24 Education shall establish periods of time in each school year  
25 during which State assessments shall occur to meet the  
26 objectives of this Section.

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

9           Students receiving special education services whose  
10 individualized educational programs identify them as eligible  
11 for the alternative State assessments nevertheless shall have  
12 the option of taking this State's regular assessment that  
13 includes a college and career ready determination, which shall  
14 be administered in accordance with the eligible accommodations  
15 appropriate for meeting these students' respective needs.

16           All students determined to be English learners shall  
17 participate in the State assessments, excepting those students  
18 who have been enrolled in schools in the United States for less  
19 than 12 months. Such students may be exempted from  
20 participation in one annual administration of the English  
21 language arts assessment. Any student determined to be an  
22 English learner shall receive appropriate assessment  
23 accommodations, including language supports, which shall be  
24 established by rule. Approved assessment accommodations must  
25 be provided until the student's English language skills develop  
26 to the extent that the student is no longer considered to be an

1 English learner, as demonstrated through a State-identified  
2 English language proficiency assessment.

3 (e) The results or scores of each assessment taken under  
4 this Section shall be made available to the parents of each  
5 student.

6 In each school year, the scores attained by a student on  
7 the State assessment that includes a college and career ready  
8 determination must be placed in the student's permanent record  
9 ~~and must be entered on the student's transcript~~ pursuant to  
10 rules that the State Board of Education shall adopt for that  
11 purpose in accordance with Section 3 of the Illinois School  
12 Student Records Act. Additionally, a student's transcript must  
13 represent that the student has taken the State assessment,  
14 provided that the scores attained by the student shall not be  
15 placed on the transcript unless the student's parent or legal  
16 guardian requests in writing that the scores be placed on the  
17 transcript. In each school year, the scores attained by a  
18 student on the State assessments administered in grades 3  
19 through 8 must be placed in the student's temporary record.

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

24 (g) All schools in this State that are part of the sample  
25 drawn by the National Center for Education Statistics, in  
26 collaboration with their school districts and the State Board

1 of Education, shall administer the biennial academic  
2 assessments under the National Assessment of Educational  
3 Progress carried out under Section 411(b)(2) of the federal  
4 National Education Statistics Act of 1994 (20 U.S.C. 9010) if  
5 the U.S. Secretary of Education pays the costs of administering  
6 the assessments.

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

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

25 The State Board of Education shall review the use of all  
26 assessment item types in order to ensure that they are valid

1 and reliable indicators of student performance aligned to the  
2 learning standards being assessed and that the development,  
3 administration, and scoring of these item types are justifiable  
4 in terms of cost.

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

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

24 (Source: P.A. 98-972, eff. 8-15-14; 99-30, eff. 7-10-15;  
25 99-185, eff. 1-1-16; 99-642, eff. 7-28-16.)

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