

HB5948



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB5948

by Rep. David S. Olsen

SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-17a

from Ch. 122, par. 10-17a

Amends the School Code. With regard to school report cards, provides that, except as required by federal law or for data collected uniformly for all ethnic subgroups among the entire student population in this State, any data collected by the State Board of Education pertaining to students may not be disaggregated by ethnic subgroups. Effective immediately.

LRB100 22448 AXK 41336 b

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 10-17a as follows:

6 (105 ILCS 5/10-17a) (from Ch. 122, par. 10-17a)

7 (Text of Section before amendment by P.A. 100-448)

8 Sec. 10-17a. State, school district, and school report
9 cards.

10 (1) By October 31, 2013 and October 31 of each subsequent
11 school year, the State Board of Education, through the State
12 Superintendent of Education, shall prepare a State report card,
13 school district report cards, and school report cards, and
14 shall by the most economic means provide to each school
15 district in this State, including special charter districts and
16 districts subject to the provisions of Article 34, the report
17 cards for the school district and each of its schools.

18 (2) In addition to any information required by federal law,
19 the State Superintendent shall determine the indicators and
20 presentation of the school report card, which must include, at
21 a minimum, the most current data collected and maintained by
22 the State Board of Education related to the following:

23 (A) school characteristics and student demographics,

1 including average class size, average teaching experience,
2 student racial/ethnic breakdown (which data must be
3 collected by the State Board uniformly for all ethnic
4 subgroups among the entire student population in this
5 State), and the percentage of students classified as
6 low-income; the percentage of students classified as
7 English learners; the percentage of students who have
8 individualized education plans or 504 plans that provide
9 for special education services; the number and percentage
10 of all students who have been assessed for placement in a
11 gifted education or advanced academic program and, of those
12 students: (i) the racial and ethnic breakdown (which data
13 must be collected by the State Board uniformly for all
14 ethnic subgroups among the entire student population in
15 this State), (ii) the percentage who are classified as
16 low-income, and (iii) the number and percentage of students
17 who received direct instruction from a teacher who holds a
18 gifted education endorsement and, of those students, the
19 percentage who are classified as low-income; the
20 percentage of students scoring at the "exceeds
21 expectations" level on the assessments required under
22 Section 2-3.64a-5 of this Code; the percentage of students
23 who annually transferred in or out of the school district;
24 the per-pupil operating expenditure of the school
25 district; and the per-pupil State average operating
26 expenditure for the district type (elementary, high

1 school, or unit);

2 (B) curriculum information, including, where
3 applicable, Advanced Placement, International
4 Baccalaureate or equivalent courses, dual enrollment
5 courses, foreign language classes, school personnel
6 resources (including Career Technical Education teachers),
7 before and after school programs, extracurricular
8 activities, subjects in which elective classes are
9 offered, health and wellness initiatives (including the
10 average number of days of Physical Education per week per
11 student), approved programs of study, awards received,
12 community partnerships, and special programs such as
13 programming for the gifted and talented, students with
14 disabilities, and work-study students;

15 (C) student outcomes, including, where applicable, the
16 percentage of students deemed proficient on assessments of
17 State standards, the percentage of students in the eighth
18 grade who pass Algebra, the percentage of students enrolled
19 in post-secondary institutions (including colleges,
20 universities, community colleges, trade/vocational
21 schools, and training programs leading to career
22 certification within 2 semesters of high school
23 graduation), the percentage of students graduating from
24 high school who are college and career ready, and the
25 percentage of graduates enrolled in community colleges,
26 colleges, and universities who are in one or more courses

1 that the community college, college, or university
2 identifies as a developmental course;

3 (D) student progress, including, where applicable, the
4 percentage of students in the ninth grade who have earned 5
5 credits or more without failing more than one core class, a
6 measure of students entering kindergarten ready to learn, a
7 measure of growth, and the percentage of students who enter
8 high school on track for college and career readiness;

9 (E) the school environment, including, where
10 applicable, the percentage of students with less than 10
11 absences in a school year, the percentage of teachers with
12 less than 10 absences in a school year for reasons other
13 than professional development, leaves taken pursuant to
14 the federal Family Medical Leave Act of 1993, long-term
15 disability, or parental leaves, the 3-year average of the
16 percentage of teachers returning to the school from the
17 previous year, the number of different principals at the
18 school in the last 6 years, the number of teachers who hold
19 a gifted education endorsement, the process and criteria
20 used by the district to determine whether a student is
21 eligible for participation in a gifted education program or
22 advanced academic program and the manner in which parents
23 and guardians are made aware of the process and criteria, 2
24 or more indicators from any school climate survey selected
25 or approved by the State and administered pursuant to
26 Section 2-3.153 of this Code, with the same or similar

1 indicators included on school report cards for all surveys
2 selected or approved by the State pursuant to Section
3 2-3.153 of this Code, and the combined percentage of
4 teachers rated as proficient or excellent in their most
5 recent evaluation;

6 (F) a school district's and its individual schools'
7 balanced accountability measure, in accordance with
8 Section 2-3.25a of this Code;

9 (G) the total and per pupil normal cost amount the
10 State contributed to the Teachers' Retirement System of the
11 State of Illinois in the prior fiscal year for the school's
12 employees, which shall be reported to the State Board of
13 Education by the Teachers' Retirement System of the State
14 of Illinois; ~~and~~

15 (H) for a school district organized under Article 34 of
16 this Code only, State contributions to the Public School
17 Teachers' Pension and Retirement Fund of Chicago and State
18 contributions for health care for employees of that school
19 district; ~~and~~

20 (I) ~~(G)~~ a school district's Final Percent of Adequacy,
21 as defined in paragraph (4) of subsection (f) of Section
22 18-8.15 of this Code;

23 (J) ~~(H)~~ a school district's Local Capacity Target, as
24 defined in paragraph (2) of subsection (c) of Section
25 18-8.15 of this Code, displayed as a percentage amount; and

26 (K) ~~(I)~~ a school district's Real Receipts, as defined

1 in paragraph (1) of subsection (d) of Section 18-8.15 of
2 this Code, divided by a school district's Adequacy Target,
3 as defined in paragraph (1) of subsection (b) of Section
4 18-8.15 of this Code, displayed as a percentage amount.

5 The school report card shall also provide information that
6 allows for comparing the current outcome, progress, and
7 environment data to the State average, to the school data from
8 the past 5 years, and to the outcomes, progress, and
9 environment of similar schools based on the type of school and
10 enrollment of low-income students, special education students,
11 and English learners.

12 Except as required by federal law or for data collected
13 uniformly for all ethnic subgroups among the entire student
14 population in this State, any data collected by the State Board
15 under this subsection (2) pertaining to students may not be
16 disaggregated by ethnic subgroups.

17 As used in this subsection ~~paragraph~~ (2):

18 "Advanced academic program" means a course of study to
19 which students are assigned based on advanced cognitive ability
20 or advanced academic achievement compared to local age peers
21 and in which the curriculum is substantially differentiated
22 from the general curriculum to provide appropriate challenge
23 and pace.

24 "Gifted education" means educational services, including
25 differentiated curricula and instructional methods, designed
26 to meet the needs of gifted children as defined in Article 14A

1 of this Code.

2 (3) At the discretion of the State Superintendent, the
3 school district report card shall include a subset of the
4 information identified in paragraphs (A) through (E) of
5 subsection (2) of this Section, as well as information relating
6 to the operating expense per pupil and other finances of the
7 school district, and the State report card shall include a
8 subset of the information identified in paragraphs (A) through
9 (E) of subsection (2) of this Section.

10 (4) Notwithstanding anything to the contrary in this
11 Section, in consultation with key education stakeholders, the
12 State Superintendent shall at any time have the discretion to
13 amend or update any and all metrics on the school, district, or
14 State report card.

15 (5) Annually, no more than 30 calendar days after receipt
16 of the school district and school report cards from the State
17 Superintendent of Education, each school district, including
18 special charter districts and districts subject to the
19 provisions of Article 34, shall present such report cards at a
20 regular school board meeting subject to applicable notice
21 requirements, post the report cards on the school district's
22 Internet web site, if the district maintains an Internet web
23 site, make the report cards available to a newspaper of general
24 circulation serving the district, and, upon request, send the
25 report cards home to a parent (unless the district does not
26 maintain an Internet web site, in which case the report card

1 shall be sent home to parents without request). If the district
2 posts the report card on its Internet web site, the district
3 shall send a written notice home to parents stating (i) that
4 the report card is available on the web site, (ii) the address
5 of the web site, (iii) that a printed copy of the report card
6 will be sent to parents upon request, and (iv) the telephone
7 number that parents may call to request a printed copy of the
8 report card.

9 (6) Nothing contained in Public Act 98-648 ~~this amendatory~~
10 ~~Act of the 98th General Assembly~~ repeals, supersedes,
11 invalidates, or nullifies final decisions in lawsuits pending
12 on July 1, 2014 (the effective date of Public Act 98-648) ~~this~~
13 ~~amendatory Act of the 98th General Assembly~~ in Illinois courts
14 involving the interpretation of Public Act 97-8.

15 (Source: P.A. 99-30, eff. 7-10-15; 99-193, eff. 7-30-15;
16 99-642, eff. 7-28-16; 100-227, eff. 8-18-17; 100-364, eff.
17 1-1-18; 100-465, eff. 8-31-17; revised 9-25-17.)

18 (Text of Section after amendment by P.A. 100-448)

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20 cards.

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22 school year, the State Board of Education, through the State
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25 shall by the most economic means provide to each school

1 district in this State, including special charter districts and
2 districts subject to the provisions of Article 34, the report
3 cards for the school district and each of its schools.

4 (2) In addition to any information required by federal law,
5 the State Superintendent shall determine the indicators and
6 presentation of the school report card, which must include, at
7 a minimum, the most current data collected and maintained by
8 the State Board of Education related to the following:

9 (A) school characteristics and student demographics,
10 including average class size, average teaching experience,
11 student racial/ethnic breakdown (which data must be
12 collected by the State Board uniformly for all ethnic
13 subgroups among the entire student population in this
14 State), and the percentage of students classified as
15 low-income; the percentage of students classified as
16 English learners; the percentage of students who have
17 individualized education plans or 504 plans that provide
18 for special education services; the number and percentage
19 of all students who have been assessed for placement in a
20 gifted education or advanced academic program and, of those
21 students: (i) the racial and ethnic breakdown (which data
22 must be collected by the State Board uniformly for all
23 ethnic subgroups among the entire student population in
24 this State), (ii) the percentage who are classified as
25 low-income, and (iii) the number and percentage of students
26 who received direct instruction from a teacher who holds a

1 gifted education endorsement and, of those students, the
2 percentage who are classified as low-income; the
3 percentage of students scoring at the "exceeds
4 expectations" level on the assessments required under
5 Section 2-3.64a-5 of this Code; the percentage of students
6 who annually transferred in or out of the school district;
7 average daily attendance; the per-pupil operating
8 expenditure of the school district; and the per-pupil State
9 average operating expenditure for the district type
10 (elementary, high school, or unit);

11 (B) curriculum information, including, where
12 applicable, Advanced Placement, International
13 Baccalaureate or equivalent courses, dual enrollment
14 courses, foreign language classes, school personnel
15 resources (including Career Technical Education teachers),
16 before and after school programs, extracurricular
17 activities, subjects in which elective classes are
18 offered, health and wellness initiatives (including the
19 average number of days of Physical Education per week per
20 student), approved programs of study, awards received,
21 community partnerships, and special programs such as
22 programming for the gifted and talented, students with
23 disabilities, and work-study students;

24 (C) student outcomes, including, where applicable, the
25 percentage of students deemed proficient on assessments of
26 State standards, the percentage of students in the eighth

1 grade who pass Algebra, the percentage of students enrolled
2 in post-secondary institutions (including colleges,
3 universities, community colleges, trade/vocational
4 schools, and training programs leading to career
5 certification within 2 semesters of high school
6 graduation), the percentage of students graduating from
7 high school who are college and career ready, and the
8 percentage of graduates enrolled in community colleges,
9 colleges, and universities who are in one or more courses
10 that the community college, college, or university
11 identifies as a developmental course;

12 (D) student progress, including, where applicable, the
13 percentage of students in the ninth grade who have earned 5
14 credits or more without failing more than one core class, a
15 measure of students entering kindergarten ready to learn, a
16 measure of growth, and the percentage of students who enter
17 high school on track for college and career readiness;

18 (E) the school environment, including, where
19 applicable, the percentage of students with less than 10
20 absences in a school year, the percentage of teachers with
21 less than 10 absences in a school year for reasons other
22 than professional development, leaves taken pursuant to
23 the federal Family Medical Leave Act of 1993, long-term
24 disability, or parental leaves, the 3-year average of the
25 percentage of teachers returning to the school from the
26 previous year, the number of different principals at the

1 school in the last 6 years, the number of teachers who hold
2 a gifted education endorsement, the process and criteria
3 used by the district to determine whether a student is
4 eligible for participation in a gifted education program or
5 advanced academic program and the manner in which parents
6 and guardians are made aware of the process and criteria, 2
7 or more indicators from any school climate survey selected
8 or approved by the State and administered pursuant to
9 Section 2-3.153 of this Code, with the same or similar
10 indicators included on school report cards for all surveys
11 selected or approved by the State pursuant to Section
12 2-3.153 of this Code, and the combined percentage of
13 teachers rated as proficient or excellent in their most
14 recent evaluation;

15 (F) a school district's and its individual schools'
16 balanced accountability measure, in accordance with
17 Section 2-3.25a of this Code;

18 (G) the total and per pupil normal cost amount the
19 State contributed to the Teachers' Retirement System of the
20 State of Illinois in the prior fiscal year for the school's
21 employees, which shall be reported to the State Board of
22 Education by the Teachers' Retirement System of the State
23 of Illinois; ~~and~~

24 (H) for a school district organized under Article 34 of
25 this Code only, State contributions to the Public School
26 Teachers' Pension and Retirement Fund of Chicago and State

1 contributions for health care for employees of that school
2 district;~~;~~

3 (I) ~~(G)~~ a school district's Final Percent of Adequacy,
4 as defined in paragraph (4) of subsection (f) of Section
5 18-8.15 of this Code;

6 (J) ~~(H)~~ a school district's Local Capacity Target, as
7 defined in paragraph (2) of subsection (c) of Section
8 18-8.15 of this Code, displayed as a percentage amount; and

9 (K) ~~(I)~~ a school district's Real Receipts, as defined
10 in paragraph (1) of subsection (d) of Section 18-8.15 of
11 this Code, divided by a school district's Adequacy Target,
12 as defined in paragraph (1) of subsection (b) of Section
13 18-8.15 of this Code, displayed as a percentage amount.

14 The school report card shall also provide information that
15 allows for comparing the current outcome, progress, and
16 environment data to the State average, to the school data from
17 the past 5 years, and to the outcomes, progress, and
18 environment of similar schools based on the type of school and
19 enrollment of low-income students, special education students,
20 and English learners.

21 Except as required by federal law or for data collected
22 uniformly for all ethnic subgroups among the entire student
23 population in this State, any data collected by the State Board
24 under this subsection (2) pertaining to students may not be
25 disaggregated by ethnic subgroups.

26 As used in this subsection ~~paragraph~~ (2):

1 "Advanced academic program" means a course of study to
2 which students are assigned based on advanced cognitive ability
3 or advanced academic achievement compared to local age peers
4 and in which the curriculum is substantially differentiated
5 from the general curriculum to provide appropriate challenge
6 and pace.

7 "Gifted education" means educational services, including
8 differentiated curricula and instructional methods, designed
9 to meet the needs of gifted children as defined in Article 14A
10 of this Code.

11 For the purposes of paragraph (A) of this subsection (2),
12 "average daily attendance" means the average of the actual
13 number of attendance days during the previous school year for
14 any enrolled student who is subject to compulsory attendance by
15 Section 26-1 of this Code at each school and charter school.

16 (3) At the discretion of the State Superintendent, the
17 school district report card shall include a subset of the
18 information identified in paragraphs (A) through (E) of
19 subsection (2) of this Section, as well as information relating
20 to the operating expense per pupil and other finances of the
21 school district, and the State report card shall include a
22 subset of the information identified in paragraphs (A) through
23 (E) of subsection (2) of this Section. The school district
24 report card shall include the average daily attendance, as that
25 term is defined in subsection (2) of this Section, of students
26 who have individualized education programs and students who

1 have 504 plans that provide for special education services
2 within the school district.

3 (4) Notwithstanding anything to the contrary in this
4 Section, in consultation with key education stakeholders, the
5 State Superintendent shall at any time have the discretion to
6 amend or update any and all metrics on the school, district, or
7 State report card.

8 (5) Annually, no more than 30 calendar days after receipt
9 of the school district and school report cards from the State
10 Superintendent of Education, each school district, including
11 special charter districts and districts subject to the
12 provisions of Article 34, shall present such report cards at a
13 regular school board meeting subject to applicable notice
14 requirements, post the report cards on the school district's
15 Internet web site, if the district maintains an Internet web
16 site, make the report cards available to a newspaper of general
17 circulation serving the district, and, upon request, send the
18 report cards home to a parent (unless the district does not
19 maintain an Internet web site, in which case the report card
20 shall be sent home to parents without request). If the district
21 posts the report card on its Internet web site, the district
22 shall send a written notice home to parents stating (i) that
23 the report card is available on the web site, (ii) the address
24 of the web site, (iii) that a printed copy of the report card
25 will be sent to parents upon request, and (iv) the telephone
26 number that parents may call to request a printed copy of the

1 report card.

2 (6) Nothing contained in Public Act 98-648 ~~this amendatory~~
3 ~~Act of the 98th General Assembly~~ repeals, supersedes,
4 invalidates, or nullifies final decisions in lawsuits pending
5 on July 1, 2014 (the effective date of Public Act 98-648) ~~this~~
6 ~~amendatory Act of the 98th General Assembly~~ in Illinois courts
7 involving the interpretation of Public Act 97-8.

8 (Source: P.A. 99-30, eff. 7-10-15; 99-193, eff. 7-30-15;
9 99-642, eff. 7-28-16; 100-227, eff. 8-18-17; 100-364, eff.
10 1-1-18; 100-448, eff. 7-1-19; 100-465, eff. 8-31-17; revised
11 9-25-17.)

12 Section 95. No acceleration or delay. Where this Act makes
13 changes in a statute that is represented in this Act by text
14 that is not yet or no longer in effect (for example, a Section
15 represented by multiple versions), the use of that text does
16 not accelerate or delay the taking effect of (i) the changes
17 made by this Act or (ii) provisions derived from any other
18 Public Act.

19 Section 99. Effective date. This Act takes effect upon
20 becoming law.