

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 adding Sections
5 10-20.85 and 34-18.82 as follows:

6 (105 ILCS 5/10-20.85 new)

7 Sec. 10-20.85. Community input on local assessments.

8 (a) As used in this Section, "district-administered
9 assessment" means an assessment that requires all student test
10 takers at any grade level to answer the same questions, or a
11 selection of questions from a common bank of questions, in the
12 same manner or substantially the same questions in the same
13 manner. The term does not include an observational assessment
14 tool used to satisfy the requirements of Section 2-3.64a-10 of
15 this Code or an assessment developed by district teachers or
16 administrators that will be used to measure student progress
17 at an attendance center within the school district.

18 (b) Prior to approving a new contract for any
19 district-administered assessment, a school board must hold a
20 public vote at a regular meeting of the school board, at which
21 the terms of the proposal must be substantially presented and
22 an opportunity for allowing public comments must be provided,
23 subject to applicable notice requirements. However, if the

1 assessment being made available to review is subject to
2 copyright, trademark, or other intellectual property
3 protection, the review process shall include technical and
4 procedural safeguards to ensure that the materials are not
5 able to be widely disseminated to the general public in
6 violation of the intellectual property rights of the publisher
7 and to ensure content validity is not undermined.

8 (105 ILCS 5/34-18.82 new)

9 Sec. 34-18.82. Community input on local assessments.

10 (a) As used in this Section, "district-administered
11 assessment" means an assessment that requires all student test
12 takers at any grade level to answer the same questions, or a
13 selection of questions from a common bank of questions, in the
14 same manner or substantially the same questions in the same
15 manner. The term does not include an observational assessment
16 tool used to satisfy the requirements of Section 2-3.64a-10 of
17 this Code or an assessment developed by district teachers or
18 administrators that will be used to measure student progress
19 at an attendance center within the school district.

20 (b) Prior to approving a new contract for any
21 district-administered assessment, the board must hold a public
22 vote at a regular meeting of the board, at which the terms of
23 the proposal must be substantially presented and an
24 opportunity for allowing public comments must be provided,
25 subject to applicable notice requirements. However, if the

1 assessment being made available to review is subject to
2 copyright, trademark, or other intellectual property
3 protection, the review process shall include technical and
4 procedural safeguards to ensure that the materials are not
5 able to be widely disseminated to the general public in
6 violation of the intellectual property rights of the publisher
7 and to ensure content validity is not undermined.

8 Section 99. Effective date. This Act takes effect July 1,
9 2024.