



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB5795

by Rep. Linda Chapa LaVia

SYNOPSIS AS INTRODUCED:

105 ILCS 5/26-2a

from Ch. 122, par. 26-2a

Amends the School Code. In the Article governing compulsory attendance of pupils, provides that the term "truant" means a child who is subject to compulsory school attendance and who is absent without valid cause, as defined in the Article, from such attendance for more than 1% but less than 5% of the past 180 days (rather than absent without valid cause from such attendance for a school day or portion thereof). Effective July 1, 2018.

LRB100 19595 AXK 34866 b

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 26-2a as follows:

6 (105 ILCS 5/26-2a) (from Ch. 122, par. 26-2a)

7 Sec. 26-2a. A "truant" is defined as a child who is subject
8 to compulsory school attendance and who is absent without valid
9 cause, as defined under this Section, from such attendance for
10 more than 1% but less than 5% of the past 180 school days ~~a~~
11 ~~school day or portion thereof.~~

12 "Valid cause" for absence shall be illness, observance of a
13 religious holiday, death in the immediate family, family
14 emergency, and shall include such other situations beyond the
15 control of the student as determined by the board of education
16 in each district, or such other circumstances which cause
17 reasonable concern to the parent for the safety or health of
18 the student.

19 "Chronic or habitual truant" shall be defined as a child
20 who is subject to compulsory school attendance and who is
21 absent without valid cause from such attendance for 5% or more
22 of the previous 180 regular attendance days.

23 "Truant minor" is defined as a chronic truant to whom

1 supportive services, including prevention, diagnostic,
2 intervention and remedial services, alternative programs and
3 other school and community resources have been provided and
4 have failed to result in the cessation of chronic truancy, or
5 have been offered and refused.

6 A "dropout" is defined as any child enrolled in grades 9
7 through 12 whose name has been removed from the district
8 enrollment roster for any reason other than the student's
9 death, extended illness, removal for medical non-compliance,
10 expulsion, aging out, graduation, or completion of a program of
11 studies and who has not transferred to another public or
12 private school and is not known to be home-schooled by his or
13 her parents or guardians or continuing school in another
14 country.

15 "Religion" for the purposes of this Article, includes all
16 aspects of religious observance and practice, as well as
17 belief.

18 (Source: P.A. 96-1423, eff. 8-3-10; 97-218, eff. 7-28-11.)

19 Section 99. Effective date. This Act takes effect July 1,
20 2018.