



Rep. Roger L. Eddy

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09400HB0402ham002

LRB094 05645 RAS 43159 a

1 AMENDMENT TO HOUSE BILL 402

2 AMENDMENT NO. _____. Amend House Bill 402, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

5 "Section 5. The School Code is amended by changing Section
6 27-23 as follows:

7 (105 ILCS 5/27-23) (from Ch. 122, par. 27-23)

8 Sec. 27-23. Motor Vehicle Code. The curriculum in all
9 public schools shall include a course dealing with the content
10 of Chapters 11, 12, 13, 15, and 16 of the Illinois Vehicle
11 Code, the rules and regulations adopted pursuant to those
12 Chapters insofar as they pertain to the operation of motor
13 vehicles, and the portions of the Litter Control Act relating
14 to the operation of motor vehicles. Instruction shall be given
15 in safety education in each grade, 1 through 8, equivalent to 1
16 class period each week, and in at least 1 of the years in
17 grades 10 through 12. The course of instruction required of
18 each eligible student at the high school level shall consist of
19 a minimum of 30 clock hours of classroom instruction taught by
20 a certified high school teacher who has acquired special
21 qualifications as required for participation under the terms of
22 Section 27-24.2 of this Act. Each school district maintaining
23 grades 9 through 12: (i) shall provide the classroom course for
24 each public and non-public high school student resident of the

1 school district who either has received a passing grade in at
2 least 8 courses during the previous 2 semesters or has received
3 a waiver of that requirement from the local superintendent of
4 schools (with respect to a public high school student) or chief
5 school administrator (with respect to a non-public high school
6 student), as provided in Section 27-24.2, and for each
7 out-of-school resident of the district between the age of 15
8 and 21 years who requests the classroom course, and (ii) may
9 provide such classroom course for any resident of the district
10 over age 55 who requests the classroom course, but only if
11 space therein remains available after all eligible public and
12 non-public high school student residents and out-of-school
13 residents between the age of 15 and 21 who request such course
14 have registered therefor, and only if such resident of the
15 district over age 55 has not previously been licensed as a
16 driver under the laws of this or any other state or country.
17 Each school district (i) shall provide an approved course in
18 practice driving consisting of a minimum of 6 clock hours of
19 individual behind-the-wheel instruction or its equivalent in a
20 car, as determined by the State Board of Education, for each
21 eligible resident of the district between the age of 15 and 21
22 years who has started an approved high school classroom driver
23 education course on request, and (ii) may provide such approved
24 course in practice driving for any resident of the district
25 over age 55 on request and without regard to whether or not
26 such resident has started any high school classroom driver
27 education course, but only if space therein remains available
28 after all eligible residents of the district between the ages
29 of 15 and 21 years who have started an approved classroom
30 driver education course and who request such course in practice
31 driving have registered therefor, and only if such resident of
32 the district over age 55 has not previously been licensed as a
33 driver under the laws of this or any other state or country.
34 Subject to rules and regulations of the State Board of

1 Education, the district may charge a reasonable fee, not to
2 exceed \$250 ~~\$50~~, to students who participate in the course,
3 unless a student is unable to pay for such a course, in which
4 event the fee for such a student shall be waived. The total
5 amount from driver education fees and reimbursement from the
6 State for driver education must not exceed the total cost of
7 the driver education program in any year and must be deposited
8 into the school district's driver education fund as a separate
9 line item budget entry. All moneys deposited into the school
10 district's driver education fund must be used solely for the
11 purpose of funding a high school driver education program
12 approved by the State Board of Education that uses instructors
13 certified by the State Board of Education. ~~If; provided, that~~
14 ~~if~~ a district provides the classroom or practice driving course
15 or both of such courses to any residents of the district over
16 age 55, the district may charge such residents a fee in any
17 amount up to but not exceeding the actual cost of the course or
18 courses in which such residents participate. The course of
19 instruction given in grades 10 through 12 shall include an
20 emphasis on the development of knowledge, attitudes, habits and
21 skills necessary for the safe operation of motor vehicles
22 including motorcycles insofar as they can be taught in the
23 classroom, and in addition the course shall include instruction
24 on special hazards existing at, and required extra safety and
25 driving precautions that must be observed at, emergency
26 situations, highway construction and maintenance zones, and
27 railroad crossings and the approaches thereto.

28 (Source: P.A. 92-497, eff. 11-29-01.)

29 Section 99. Effective date. This Act takes effect upon
30 becoming law."