

Sen. Kimberly A. Lightford

Filed: 5/11/2011

09700HB3022sam002 LRB097 00297 NHT 55484 a 1 AMENDMENT TO HOUSE BILL 3022 2 AMENDMENT NO. . Amend House Bill 3022 by replacing everything after the enacting clause with the following: 3 "Section 5. The School Code is amended by changing Sections 4 2-3.7, 2-3.11c, 2-3.22, 2-3.25f, 2-3.25o, 2-3.27, 2-3.53a, 5 6 2-3.83, 2-3.137, 2-3.139, 10-21.4, 10-21.9, 10-22.31a, 14C-8, 18-6, 18-8.05, 18-12, 26-2a, 27A-7, 34-8, and 34-18.5 as 7 follows: 8 9 (105 ILCS 5/2-3.7) (from Ch. 122, par. 2-3.7) 10 Sec. 2-3.7. Legal adviser; opinions of school officers -Opinions. To be the legal adviser of regional offices of 11 education school officers, and, when requested by any school 12 13 officer, to give an opinion in writing upon any question arising under the school laws of the State. 14 15 (Source: P.A. 81-1508.)

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(105 ILCS 5/2-3.11c)

Sec. 2-3.11c. Teacher supply and demand report. Through 2 January 1, 2009, to report annually, on or before January 1, on 3 4 the relative supply and demand for education staff of the 5 public schools to the Governor, to the General Assembly, and to institutions of higher education that prepare teachers, 6 administrators, school service personnel, other certificated 7 individuals, and other professionals employed by school 8 9 districts or joint agreements. After the report due on January 10 1, 2009 is submitted, future reports shall be submitted once 11 every 3 years, with the first report being submitted on or before January 1, 2012 2011. The report shall contain the 12 13 following information:

14 (1) the relative supply and demand for teachers, 15 administrators, and other certificated and 16 non-certificated personnel by field, content area, and 17 levels;

18 (2) State and regional analyses of fields, content
 19 areas, and levels with an over-supply or under-supply of
 20 educators; and

(3) projections of likely high demand and low demand
for educators, in a manner sufficient to advise the public,
individuals, and institutions regarding career
opportunities in education.

25 (Source: P.A. 96-734, eff. 8-25-09.)

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1 (105 ILCS 5/2-3.22) (from Ch. 122, par. 2-3.22) Sec. 2-3.22. Withholding school funds or compensation of 2 regional superintendent of schools. To require the State 3 4 Comptroller to withhold from the regional superintendent of 5 schools the amount due the regional superintendent of schools for his compensation, until the reports, statements, books, 6 vouchers and other records provided for in Sections 2-3.17, 7 2-3.17a and 3-15.8 have been furnished. 8 9 (Source: P.A. 88-641, eff. 9-9-94.) 10 (105 ILCS 5/2-3.25f) (from Ch. 122, par. 2-3.25f) Sec. 2-3.25f. State interventions. 11 12 Subject to appropriation, the The State Board of (a) 13 Education shall provide technical assistance to assist with the 14 development and implementation of School and District 15 Improvement Plans.

Schools or school districts that fail to make reasonable efforts to implement an approved Improvement Plan may suffer loss of State funds by school district, attendance center, or program as the State Board of Education deems appropriate.

(b) In addition, if after 3 years following its placement on academic watch status a school district or school remains on academic watch status, the State Board of Education shall, <u>subject to appropriation</u>, take one <u>or more</u> of the following actions for the district or school:

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(1) The State Board of Education may authorize the

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1 State Superintendent of Education to direct the regional superintendent of schools to remove school board members 2 pursuant to Section 3-14.28 of this Code. Prior to such 3 direction the State Board of Education shall permit members 4 5 of the local board of education to present written and oral comments to the State Board of Education. The State Board 6 7 Education may direct the State Superintendent of of 8 Education to appoint an Independent Authority that shall 9 exercise such powers and duties as may be necessary to 10 operate a school or school district for purposes of improving pupil performance and school improvement. The 11 State Superintendent of Education shall designate one 12 13 member of the Independent Authority to serve as chairman. 14 The Independent Authority shall serve for a period of time 15 specified by the State Board of Education upon the 16 recommendation of the State Superintendent of Education.

17 (2) The State Board of Education may (A) change the 18 recognition status of the school district or school to 19 nonrecognized, or (B) authorize the State Superintendent 20 of Education to direct the reassignment of pupils or direct 21 reassignment or replacement of school district the 22 personnel who are relevant to the failure to meet adequate 23 yearly progress criteria. If а school district is 24 nonrecognized in its entirety, it shall automatically be 25 dissolved on July 1 following that nonrecognition and its 26 territory realigned with another school district or

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1 districts by the regional board of school trustees in accordance with the procedures set forth in Section 7-11 of 2 3 the School Code. The effective date of the nonrecognition 4 of a school shall be July 1 following the nonrecognition. 5 (c) All federal requirements apply to schools and school districts utilizing federal funds under Title I, Part A of the 6 federal Elementary and Secondary Education Act of 1965. 7 (Source: P.A. 93-470, eff. 8-8-03; 94-875, eff. 7-1-06.) 8

9 (105 ILCS 5/2-3.250)

10 Sec. 2-3.250. Registration and recognition of non-public elementary and secondary schools. 11

(a) Findings. The General Assembly finds and declares (i) 12 that the Constitution of the State of Illinois provides that a 13 14 "fundamental goal of the People of the State is the educational 15 development of all persons to the limits of their capacities" and (ii) that the educational development of every school 16 17 student serves the public purposes of the State. In order to 18 ensure that all Illinois students and teachers have the 19 opportunity to enroll and work in State-approved educational

institutions and programs, the State Board of Education shall 20 21 provide for the voluntary registration and recognition of 22 non-public elementary and secondary schools.

23 (b) Registration. All non-public elementary and secondary 24 schools in the State of Illinois may voluntarily register with 25 the State Board of Education on an annual basis. Registration 09700HB3022sam002 -6- LRB097 00297 NHT 55484 a

1 shall be completed in conformance with procedures prescribed by 2 the State Board of Education. Information required for registration shall include assurances of compliance (i) with 3 4 federal and State laws regarding health examination and 5 immunization, attendance, length of term, and 6 nondiscrimination and (ii) with applicable fire and health 7 safety requirements.

8 (c) Recognition. All non-public elementary and secondary 9 schools in the State of Illinois may voluntarily seek the 10 status of "Non-public School Recognition" from the State Board 11 of Education. This status may be obtained by compliance with administrative quidelines and review procedures as prescribed 12 by the State Board of Education. The guidelines and procedures 13 must recognize that some of the aims and the financial bases of 14 15 non-public schools are different from public schools and will 16 not be identical to those for public schools, nor will they be more burdensome. The guidelines and procedures must also 17 recognize the diversity of non-public schools and shall not 18 impinge upon the noneducational relationships between those 19 20 schools and their clientele.

21 Prohibition against recognition. A non-public (c-5)22 elementary or secondary school may not obtain "Non-public School Recognition" status unless the school requires all 23 24 certified and non-certified applicants for employment with the 25 school, after July 1, 2007, and student teachers to authorize a 26 fingerprint-based criminal history records check as а -7- LRB097 00297 NHT 55484 a

1 condition of employment or student teaching to determine if such applicants or student teachers have been convicted of any 2 of the enumerated criminal or drug offenses set forth in 3 4 Section 21-23a of this Code or have been convicted, within 7 5 years of the application for employment or student teaching, of 6 any other felony under the laws of this State or of any offense committed or attempted in any other state or against the laws 7 of the United States that, if committed or attempted in this 8 State, would have been punishable as a felony under the laws of 9 10 this State.

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11 Authorization for the check shall be furnished by the applicant or student teacher to the school, except that if the 12 13 applicant is a substitute teacher seeking employment in more 14 than one non-public school, a teacher seeking concurrent 15 part-time employment positions with more than one non-public 16 school (as a reading specialist, special education teacher, or otherwise), or an educational support personnel employee 17 seeking employment positions with more than one non-public 18 school, then only one of the non-public schools employing the 19 20 individual shall request the authorization. Upon receipt of 21 this authorization, the non-public school shall submit the 22 applicant's or student teacher's name, sex, race, date of birth, social security number, fingerprint images, and other 23 24 identifiers, as prescribed by the Department of State Police, 25 to the Department of State Police.

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The Department of State Police and Federal Bureau of

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1 Investigation shall furnish, pursuant to a fingerprint-based 2 criminal history records check, records of convictions, forever and hereafter, until expunged, to the president or 3 4 principal of the non-public school that requested the check. 5 The Department of State Police shall charge that school a fee 6 for conducting such check, which fee must be deposited into the State Police Services Fund and must not exceed the cost of the 7 inquiry. Subject to appropriations for these purposes, the 8 9 State Superintendent of Education shall reimburse non-public 10 schools for fees paid to obtain criminal history records checks under this Section. 11

A non-public school may not obtain recognition status unless the school also performs a check of the Statewide Sex Offender Database, as authorized by the Sex Offender Community Notification Law, for each applicant for employment, after July 1, 2007, <u>or student teacher</u> to determine whether the applicant <u>or student teacher</u> has been adjudicated a sex offender.

Any information concerning the record of convictions 18 obtained by a non-public school's president or principal under 19 20 this Section is confidential and may be disseminated only to 21 the governing body of the non-public school or any other person 22 necessary to the decision of hiring the applicant for employment or assigning the student teacher to a classroom. A 23 24 copy of the record of convictions obtained from the Department 25 of State Police shall be provided to the applicant for employment or student teacher. Upon a check of the Statewide 26

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1 Sex Offender Database, the non-public school shall notify the applicant or student teacher as to whether or not the applicant 2 or student teacher has been identified in the Sex Offender 3 4 Database as a sex offender. Any information concerning the 5 records of conviction obtained by the non-public school's president or principal under this Section for a substitute 6 7 teacher seeking employment in more than one non-public school, 8 a teacher seeking concurrent part-time employment positions with more than one non-public school (as a reading specialist, 9 10 special education teacher, or otherwise), or an educational 11 support personnel employee seeking employment positions with more than one non-public school may be shared with another 12 non-public school's principal or president to which 13 the 14 applicant seeks employment. Any person who releases any 15 criminal history record information concerning an applicant 16 for employment or student teacher is guilty of a Class A misdemeanor and may be subject to prosecution under federal 17 law, unless the release of such information is authorized by 18 19 this Section.

No non-public school may obtain recognition status that knowingly employs a person, hired after July 1, 2007, <u>or</u> <u>knowingly assigns a student teacher to a classroom</u> for whom a Department of State Police and Federal Bureau of Investigation fingerprint-based criminal history records check and a Statewide Sex Offender Database check has not been initiated or who has been convicted of any offense enumerated in Section 09700HB3022sam002 -10- LRB097 00297 NHT 55484 a

1 21-23a of this Code or any offense committed or attempted in any other state or against the laws of the United States that, 2 if committed or attempted in this State, would have been 3 4 punishable as one or more of those offenses. No non-public 5 school may obtain recognition status under this Section that 6 knowingly employs a person or knowingly assigns a student teacher to a classroom who has been found to be the perpetrator 7 8 of sexual or physical abuse of a minor under 18 years of age 9 pursuant to proceedings under Article II of the Juvenile Court 10 Act of 1987.

11 In order to obtain recognition status under this Section, a non-public school must require compliance with the provisions 12 13 of this subsection (c-5) from all employees of persons or firms holding contracts with the school, including, but not limited 14 15 to, food service workers, school bus drivers, and other 16 transportation employees, who have direct, daily contact with pupils. Any information concerning the records of conviction or 17 identification as a sex offender of any such employee obtained 18 by the non-public school principal or president must be 19 20 promptly reported to the school's governing body.

(d) Public purposes. The provisions of this Section are in
the public interest, for the public benefit, and serve secular
public purposes.

(e) Definition. For purposes of this Section, a non-public
school means any non-profit, non-home-based, and non-public
elementary or secondary school that is in compliance with Title

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VI of the Civil Rights Act of 1964 and attendance at which

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satisfies the requirements of Section 26-1 of this Code. 2 (Source: P.A. 95-351, eff. 8-23-07; 96-431, eff. 8-13-09.) 3 4 (105 ILCS 5/2-3.27) (from Ch. 122, par. 2-3.27) 5 Sec. 2-3.27. Budgets and accounting practices-Forms and 6 procedures. 7 To formulate and approve forms, procedure and regulations 8 for school district accounts and budgets required by this Act 9 reflecting the gross amount of income and expenses, receipts 10 and disbursements and extending a net surplus or deficit on operating items, to advise and assist the officers of any 11 12 district in respect to budgets and accounting practices and in the formulation and use of such books, records and accounts or 13 14 other forms as may be required to comply with the provisions of 15 this Act; to publish and keep current information pamphlets or manuals in looseleaf form relating to budgetary and accounting 16 17 procedure or similar topics; to make all rules and regulations as may be necessary to carry into effect the provisions of this 18 19 Act relating to budgetary procedure and accounting, such rules and regulations to include but not to be limited to the 20 establishment of a decimal classification of accounts; to 21 confer with various district, county and State officials or 22 23 take such other action as may be reasonably required to carry 24 out the provisions of this Act relating to budgets and 25 accounting.

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1 (Source: Laws 1961, p. 31.)

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(105 ILCS 5/2-3.53a)

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Sec. 2-3.53a. New principal mentoring program.

4 (a) Beginning on July 1, 2007, and subject to an annual 5 appropriation by the General Assembly, to establish a new principal mentoring program for new principals. Any individual 6 who is first hired as a principal on or after July 1, 2007 7 8 shall participate in a new principal mentoring program for the 9 duration of his or her first year as a principal and must 10 complete the program in accordance with the requirements established by the State Board of Education by rule or, for a 11 12 school district created by Article 34 of this Code, in accordance with the provisions of Section 34-18.33 34 18.27 of 13 14 this Code. School districts created by Article 34 are not 15 subject to the requirements of subsection (b), (c), (d), (e), (f), or (g) of this Section. Any individual who is first hired 16 as a principal on or after July 1, 2008 may participate in a 17 second year of mentoring if it is determined by the State 18 19 Superintendent of Education that sufficient funding exists for such participation. The new principal mentoring program shall 20 21 match an experienced principal who meets the requirements of 22 subsection (b) of this Section with each new principal in order 23 to assist the new principal in the development of his or her 24 professional growth and to provide guidance.

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(b) Any individual who has been a principal in Illinois for

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1 3 or more years and who has demonstrated success as an 2 instructional leader, as determined by the State Board by rule, 3 is eligible to apply to be a mentor under a new principal 4 mentoring program. Mentors shall complete mentoring training 5 by entities approved by the State Board and meet any other 6 requirements set forth by the State Board and by the school 7 district employing the mentor.

8 (c) The State Board shall certify an entity or entities9 approved to provide training of mentors.

10 (d) A mentor shall be assigned to a new principal based on 11 (i) similarity of grade level or type of school, (ii) learning needs of the new principal, and (iii) geographical proximity of 12 13 the mentor to the new principal. The principal, in 14 collaboration with the mentor, shall identify areas for 15 improvement of the new principal's professional growth, 16 including, but not limited to, each of the following:

17 (1) Analyzing data and applying it to practice.

18 (2) Aligning professional development and19 instructional programs.

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(3) Building a professional learning community.

21 (4) Observing classroom practices and providing22 feedback.

23 (5) Facilitating effective meetings.

24 (6) Developing distributive leadership practices.

25 (7) Facilitating organizational change.

26 The mentor shall not be required to provide an evaluation of

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the new principal on the basis of the mentoring relationship.

(e) On or before July 1, 2008 and on or after July 1 of each
year thereafter, the State Board shall facilitate a review and
evaluate the mentoring training program in collaboration with
the approved providers. Each new principal and his or her
mentor must complete a verification form developed by the State
Board in order to certify their completion of a new principal
mentoring program.

9 (f) The requirements of this Section do not apply to any 10 individual who has previously served as an assistant principal 11 in Illinois acting under an administrative certificate for 5 or more years and who is hired, on or after July 1, 2007, as a 12 13 principal by the school district in which the individual last served as an assistant principal, although such an individual 14 15 may choose to participate in this program or shall be required 16 to participate by the school district.

17 (g) The State Board may adopt any rules necessary for the 18 implementation of this Section.

(h) On an annual basis, the State Superintendent of 19 20 Education shall determine whether appropriations are likely to 21 be sufficient to require operation of the mentoring program for the coming year. In doing so, the State Superintendent of 22 23 Education shall first determine whether it is likely that funds 24 will be sufficient to require operation of the mentoring 25 program for individuals in their first year as principal and shall then determine whether it is likely that funds will be 26

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sufficient to require operation of the mentoring program for
 individuals in their second year as principal.

3 (Source: P.A. 96-373, eff. 8-13-09.)

4 (105 ILCS 5/2-3.83) (from Ch. 122, par. 2-3.83)

5 Sec. 2-3.83. Individual transition plan model pilot 6 program.

7 (a) The General Assembly finds that transition services for 8 special education students in secondary schools are needed for 9 the increasing numbers of students exiting school programs. 10 Therefore, to ensure coordinated and timely delivery of services, the State shall establish a model pilot program to 11 provide such services. Local school districts, using joint 12 13 agreements and regional service delivery systems for special 14 and vocational education selected by the Governor's Planning 15 Council on Developmental Disabilities, shall have the primary responsibility to convene transition planning meetings for 16 17 these students who will require post-school adult services.

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(b) For purposes of this Section:

(1) "Post-secondary Service Provider" means a provider
of services for adults who have any developmental
disability as defined in Section 1-106 of the Mental Health
and Developmental Disabilities Code or who are disabled as
defined in the Disabled Persons Rehabilitation Act.

(2) "Individual Education Plan" means a written
 statement for an exceptional child that provides at least a

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1 statement of: the child's present levels of educational performance, annual goals and short-term instructional 2 3 objectives; specific special education and related services; the extent of participation in the regular 4 5 education program; the projected dates for initiation of services; anticipated duration of services; appropriate 6 7 objective criteria and evaluation procedures; and a schedule 8 for annual determination of short-term 9 objectives.

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10 (3) "Individual Transition Plan" (ITP) means a 11 multi-agency informal assessment of a student's needs for 12 post-secondary adult services including but not limited to 13 employment, post-secondary education or training and 14 residential independent living.

15 "Developmental Disability" means a disability (4) 16 which is attributable to: (a) intellectual disabilities mental retardation, cerebral palsy, epilepsy or autism; or 17 to (b) any other condition which results in impairment 18 19 similar to that caused by intellectual disabilities mental 20 retardation and which requires services similar to those 21 required by mentally retarded persons with an intellectual 22 disability. Such disability must originate before the age 23 of 18 years, be expected to continue indefinitely, and 24 constitute a substantial handicap.

(5) "Exceptional Characteristic" means any disabling
 or exceptional characteristic which interferes with a

student's education including, but not limited to, a determination that the student is severely or profoundly mentally disabled, trainably mentally disabled, deaf-blind, or has some other health impairment.

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5 (c) The model pilot program required by this Section shall 6 be established and administered by the Governor's Planning 7 Council on Developmental Disabilities in conjunction with the 8 case coordination pilot projects established by the Department 9 of Human Services pursuant to Section 4.1 of the Community 10 Services Act, as amended.

11 (d) The model pilot program shall include the following 12 features:

13 (1) Written notice shall be sent to the student and, 14 when appropriate, his or her parent or quardian giving the 15 opportunity to consent to having the student's name and 16 information shared with the local relevant case coordination unit and other appropriate State or local 17 agencies for purposes of inviting participants to the 18 19 individual transition plan meeting.

20 (2) Meetings to develop and modify, as needed, an 21 Individual Transition Plan shall be conducted annually for 22 all students with a developmental disability in the pilot 23 program area who are age 16 or older and who are receiving 24 special education services for 50% or more of their public 25 school program. These meetings shall be convened by the 26 local school district and conducted in conjunction with any 09700HB3022sam002

1 other regularly scheduled meetings such as the student's annual individual educational plan meeting. The Governor's 2 3 Planning Council on Developmental Disabilities shall cooperate with and may enter into any necessary written 4 5 agreements with the Department of Human Services and the State Board of Education to identify the target group of 6 7 students for transition planning and the appropriate case 8 coordination unit to serve these individuals.

9 (3) The ITP meetings shall be co-chaired by the 10 individual education plan coordinator and the case coordinator. The ITP meeting shall include but not be 11 limited to discussion of the following: the student's 12 13 projected date of exit from the public schools; his 14 projected post-school goals in the areas of employment, 15 residential living arrangement and post-secondary education or training; specific school or post-school 16 services needed during the following year to achieve the 17 18 student's goals, including but not limited to vocational 19 evaluation, vocational education, work experience or vocational training, placement assistance, independent 20 21 living skills training, recreational or leisure training, 22 income support, medical needs and transportation; and 23 referrals and linkage to needed services, including a 24 proposed time frame for services and the responsible agency or provider. The individual transition plan shall be signed 25 26 by participants in the ITP discussion, including but not 1 limited to the student's parents or quardian, the student 2 (where appropriate), multi-disciplinary team 3 representatives from the public schools, the case 4 coordinator and any other individuals who have 5 participated in the ITP meeting at the discretion of the individual education plan coordinator, the developmental 6 disability case coordinator or the parents or guardian. 7

8 (4) At least 10 days prior to the ITP meeting, the 9 parents or guardian of the student shall be notified in 10 writing of the time and place of the meeting by the local 11 school district. The ITP discussion shall be documented by the assigned case coordinator, and an individual student 12 13 file shall be maintained by each case coordination unit. 14 One year following a student's exit from public school the 15 case coordinator shall conduct a follow up interview with 16 the student.

17 (5) Determinations with respect to individual 18 transition plans made under this Section shall not be 19 subject to any due process requirements prescribed in 20 Section 14-8.02 of this Code.

21 (e) (Blank).

22 (Source: P.A. 91-96; eff. 7-9-99.)

23 (105 ILCS 5/2-3.137)

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24 Sec. 2-3.137. Inspection and review of school facilities;
25 task force.

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1 (a) The State Board of Education shall adopt rules for the 2 documentation of school plan reviews and inspections of school facilities, including the responsible individual's signature. 3 4 Such documents shall be kept on file by the regional 5 superintendent of schools. The State Board of Education shall 6 also adopt rules for the qualifications of persons performing the reviews and inspections, which must be consistent with the 7 recommendations in the task force's report issued to the 8 9 Governor and the General Assembly under subsection (b) of this 10 Section. Those qualifications shall include requirements for 11 training, education, and at least 2 years of relevant experience. 12

13 (a-5) Rules adopted by the State Board of Education in 14 accordance with subsection (a) of this Section shall require 15 fees to be collected for use in defraying costs associated with 16 the administration of these and other provisions contained in 17 the Health/Life Safety Code for Public Schools required by 18 Section 2-3.12 of this Code.

(b) (Blank). The State Board of Education shall convene a 19 20 task force for the purpose of reviewing the documents required 21 under rules adopted under subsection (a) of this Section and 22 making recommendations regarding training and accreditation of 23 individuals performing reviews or inspections required under Section 2-3.12, 3-14.20, 3-14.21, or 3-14.22 of this Code, 24 25 including regional superintendents of schools and others 26 performing reviews or inspections under the authority of a

1	regional superintendent (such as consultants, municipalities,
2	and fire protection districts).
3	The task force shall consist of all of the following
4	members:
5	(1) The Executive Director of the Capital Development
6	Board or his or her designee and a staff representative of
7	the Division of Building Codes and Regulations.
8	(2) The State Superintendent of Education or his or her
9	designee.
10	(3) A person appointed by the State Board of Education.
11	(4) A person appointed by an organization representing
12	school administrators.
13	(5) A person appointed by an organization representing
14	suburban school administrators and school board members.
15	(6) A person appointed by an organization representing
16	architects.
17	(7) A person appointed by an organization representing
18	regional superintendents of schools.
19	(8) A person appointed by an organization representing
20	fire inspectors.
21	(9) A person appointed by an organization representing
22	Code administrators.
23	(10) A person appointed by an organization
24	representing plumbing inspectors.
25	(11) A person appointed by an organization that
26	represents both parents and teachers.

1	(12) A person appointed by an organization
2	representing municipal governments in the State.
3	(13) A person appointed by the State Fire Marshal from
4	his or her office.
5	(14) A person appointed by an organization
6	representing fire chiefs.
7	(15) The Director of Public Health or his or her
8	designee.
9	(16) A person appointed by an organization
10	representing structural engineers.
11	(17) A person appointed by an organization
12	representing professional engineers.
13	The task force shall issue a report of its findings to the
14	Governor and the General Assembly no later than January 1,
15	2006.
16	(Source: P.A. 95-331, eff. 8-21-07; 96-734, eff. 8-25-09.)
17	(105 ILCS 5/2-3.139)
18	Sec. 2-3.139. School wellness policies; taskforce.
19	(a) The State Board of Education shall establish a State
20	goal that all school districts have a wellness policy that is
21	consistent with recommendations of the Centers for Disease
22	Control and Prevention (CDC), which recommendations include
23	the following:
24	(1) nutrition guidelines for all foods sold on school
25	campus during the school day;

(2) setting school goals for nutrition education and
 physical activity;

3 (3) establishing community participation in creating
4 local wellness policies; and

5 (4) creating a plan for measuring implementation of 6 these wellness policies.

7 The Department of Public Health, the Department of Human 8 Services, and the State Board of Education shall form an 9 interagency working group to publish model wellness policies 10 and recommendations. Sample policies shall be based on CDC 11 recommendations for nutrition and physical activity. The State 12 Board of Education shall distribute the model wellness policies 13 to all school districts before June 1, 2006.

14 (b) <u>(Blank).</u> There is created the School Wellness Policy 15 Taskforce, consisting of the following members:

16 (1) One member representing the State Board of
 17 Education, appointed by the State Board of Education.

18 (2) One member representing the Department of Public
 19 Health, appointed by the Director of Public Health.

20 (3) One member representing the Department of Human
 21 Services, appointed by the Secretary of Human Services.

22 (4) One member of an organization representing the
 23 interests of school nurses in this State, appointed by the
 24 interagency working group.

25 (5) One member of an organization representing the
 26 interests of school administrators in this State,

1	appointed by the interagency working group.
2	(6) One member of an organization representing the
3	interests of school boards in this State, appointed by the
4	interagency working group.
5	(7) One member of an organization representing the
6	interests of regional superintendents of schools in this
7	State, appointed by the interagency working group.
8	(8) One member of an organization representing the
9	interests of parent-teacher associations in this State,
10	appointed by the interagency working group.
11	(9) One member of an organization representing the
12	interests of pediatricians in this State, appointed by the
13	interagency working group.
14	(10) One member of an organization representing the
15	interests of dentists in this State, appointed by the
16	interagency working group.
17	(11) One member of an organization representing the
18	interests of dieticians in this State, appointed by the
19	interagency working group.
20	(12) One member of an organization that has an interest
21	and expertise in heart disease, appointed by the
22	interagency working group.
23	(13) One member of an organization that has an interest
24	and expertise in cancer, appointed by the interagency
25	working group.
26	(14) One member of an organization that has an interest

1	and expertise in childhood obesity, appointed by the
2	interagency working group.
3	(15) One member of an organization that has an interest
4	and expertise in the importance of physical education and
5	recreation in preventing disease, appointed by the
6	interagency working group.
7	(16) One member of an organization that has an interest
8	and expertise in school food service, appointed by the
9	interagency working group.
10	(17) One member of an organization that has an interest
11	and expertise in school health, appointed by the
12	interagency working group.
13	(18) One member of an organization that campaigns for
14	programs and policies for healthier school environments,
15	appointed by the interagency working group.
16	(19) One at large member with a doctorate in nutrition,
17	appointed by the State Board of Education.
18	Members of the taskforce shall serve without compensation.
19	The taskforce shall meet at the call of the State Board of
20	Education. The taskforce shall report its identification of
21	barriers to implementing school wellness policies and its
22	recommendations to reduce those barriers to the General
23	Assembly and the Governor on or before January 1, 2006. The
24	taskforce shall report its recommendations on statewide school
25	nutrition standards to the General Assembly and the Governor on
26	or before January 1, 2007. The taskforce shall report its

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1 evaluation of the effectiveness of school wellness polici 2 the General Assembly and the Governor on or before January 1, 3 2008. The evaluation shall review a sample size of 5 to 10 4 school districts. Reports shall be made to the General Assembly 5 by filing copies of each report as provided in Section 3.1 of the General Assembly Organization Act. Upon the filing of the 6 7 last report, the taskforce is dissolved. 8 (c) The State Board of Education may adopt any rules 9 necessary to implement this Section. 10 (d) Nothing in this Section may be construed as a 11 curricular mandate on any school district. (Source: P.A. 94-199, eff. 7-12-05; 95-331, eff. 8-21-07.) 12 (105 ILCS 5/10-21.4) (from Ch. 122, par. 10-21.4) 13 14 Sec. 10-21.4. Superintendent - Duties. Except in districts 15 in which there is only one school with less than four teachers, to employ a superintendent who shall have charge of the 16

administration of the schools under the direction of the board 17 of education. In addition to the administrative duties, the 18 19 superintendent shall make recommendations to the board 20 concerning the budget, building plans, the locations of sites, the selection, retention and dismissal of teachers and all 21 22 other employees, the selection of textbooks, instructional material and courses of study. However, in districts under a 23 24 Financial Oversight Panel pursuant to Section 1A-8 for 25 violating a financial plan, the duties and responsibilities of 09700HB3022sam002 -27- LRB097 00297 NHT 55484 a

1 the superintendent in relation to the financial and business operations of the district shall be approved by the Panel. In 2 the event the Board refuses or fails to follow a directive or 3 4 comply with an information request of the Panel, the 5 performance of those duties shall be subject to the direction 6 of the Panel. The superintendent shall also notify the State Board of Education, the board and the chief administrative 7 8 official, other than the alleged perpetrator himself, in the 9 school where the alleged perpetrator serves, that any person 10 who is employed in a school or otherwise comes into frequent 11 contact with children in the school has been named as a perpetrator in an indicated report filed pursuant to the Abused 12 13 and Neglected Child Reporting Act, approved June 26, 1975, as 14 amended. The superintendent shall keep or cause to be kept the 15 records and accounts as directed and required by the board, aid 16 in making reports required by the board, and perform such other duties as the board may delegate to him. 17

18 In addition, each year at a time designated by the State 19 Superintendent of Education in January of each year, each 20 superintendent shall report to the State Board of Education the number of high school students in the district who are enrolled 21 22 in accredited courses (for which high school credit will be 23 awarded upon successful completion of the courses) at any 24 community college, together with the name and number of the 25 course or courses which each such student is taking.

26 The provisions of this section shall also apply to board of

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1 director districts.

2 Notice of intent not to renew a contract must be given in 3 writing stating the specific reason therefor by April 1 of the 4 contract year unless the contract specifically provides 5 otherwise. Failure to do so will automatically extend the contract for an additional year. Within 10 days after receipt 6 of notice of intent not to renew a contract, the superintendent 7 8 may request a closed session hearing on the dismissal. At the 9 hearing the superintendent has the privilege of presenting 10 evidence, witnesses and defenses on the grounds for dismissal. 11 The provisions of this paragraph shall not apply to a district under a Financial Oversight Panel pursuant to Section 1A-8 for 12 13 violating a financial plan.

14 (Source: P.A. 95-496, eff. 8-28-07.)

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(105 ILCS 5/10-21.9) (from Ch. 122, par. 10-21.9)

Sec. 10-21.9. Criminal history records checks and checks of the Statewide Sex Offender Database and Statewide Child Murderer and Violent Offender Against Youth Database.

(a) Certified and noncertified applicants for employment with a school district, except school bus driver applicants, are required as a condition of employment to authorize a fingerprint-based criminal history records check to determine if such applicants have been convicted of any of the enumerated criminal or drug offenses in subsection (c) of this Section or have been convicted, within 7 years of the application for 09700HB3022sam002 -29- LRB097 00297 NHT 55484 a

1 employment with the school district, of any other felony under 2 the laws of this State or of any offense committed or attempted 3 in any other state or against the laws of the United States that, if committed or attempted in this State, would have been 4 5 punishable as a felony under the laws of this State. 6 Authorization for the check shall be furnished by the applicant to the school district, except that if the applicant is a 7 substitute teacher seeking employment in more than one school 8 9 district, a teacher seeking concurrent part-time employment 10 positions with more than one school district (as a reading 11 specialist, special education teacher or otherwise), or an educational support personnel employee seeking employment 12 positions with more than one district, any such district may 13 require the applicant to furnish authorization for the check to 14 15 the regional superintendent of the educational service region 16 in which are located the school districts in which the applicant is seeking employment as a substitute or concurrent 17 18 part-time teacher or concurrent educational support personnel 19 employee. Upon receipt of this authorization, the school 20 district or the appropriate regional superintendent, as the 21 case may be, shall submit the applicant's name, sex, race, date 22 of birth, social security number, fingerprint images, and other 23 identifiers, as prescribed by the Department of State Police, 24 to the Department. The regional superintendent submitting the 25 requisite information to the Department of State Police shall 26 promptly notify the school districts in which the applicant is 09700HB3022sam002 -30- LRB097 00297 NHT 55484 a

1 seeking employment as a substitute or concurrent part-time 2 teacher or concurrent educational support personnel employee 3 that the check of the applicant has been requested. The 4 Department of State Police and the Federal Bureau of 5 Investigation shall furnish, pursuant to a fingerprint-based 6 criminal history records check, records of convictions, until expunded, to the president of the school board for the school 7 district that requested the check, or to the regional 8 9 superintendent who requested the check. The Department shall 10 charge the school district or the appropriate regional 11 superintendent a fee for conducting such check, which fee shall be deposited in the State Police Services Fund and shall not 12 13 exceed the cost of the inquiry; and the applicant shall not be 14 charged a fee for such check by the school district or by the 15 regional superintendent, except that those applicants seeking 16 employment as a substitute teacher with a school district may be charged a fee not to exceed the cost of the inquiry. Subject 17 to appropriations for these purposes, the State Superintendent 18 19 of Education shall reimburse school districts and regional 20 superintendents for fees paid to obtain criminal history records checks under this Section. 21

(a-5) The school district or regional superintendent shall
further perform a check of the Statewide Sex Offender Database,
as authorized by the Sex Offender Community Notification Law,
for each applicant.

26

(a-6) The school district or regional superintendent shall

further perform a check of the Statewide Child Murderer and
 Violent Offender Against Youth Database, as authorized by the
 Child Murderer and Violent Offender Against Youth Community
 Notification Law, for each applicant.

5 (b) Any information concerning the record of convictions 6 obtained by the president of the school board or the regional be confidential 7 superintendent shall and mav onlv be 8 transmitted to the superintendent of the school district or his 9 designee, the appropriate regional superintendent if the check 10 was requested by the school district, the presidents of the 11 appropriate school boards if the check was requested from the Department of State Police by the regional superintendent, the 12 13 State Superintendent of Education, the State Teacher 14 Certification Board, any other person necessary to the decision 15 of hiring the applicant for employment, or for clarification 16 purposes the Department of State Police or Statewide Sex Offender Database, or both. A copy of the record of convictions 17 18 obtained from the Department of State Police shall be provided to the applicant for employment. Upon the check of the 19 20 Statewide Sex Offender Database, the school district or 21 regional superintendent shall notify an applicant as to whether 22 or not the applicant has been identified in the Database as a 23 sex offender. If a check of an applicant for employment as a 24 substitute or concurrent part-time teacher or concurrent 25 educational support personnel employee in more than one school 26 district was requested by the regional superintendent, and the 09700HB3022sam002 -32- LRB097 00297 NHT 55484 a

1 Department of State Police upon a check ascertains that the applicant has not been convicted of any of the enumerated 2 3 criminal or drug offenses in subsection (c) or has not been 4 convicted, within 7 years of the application for employment 5 with the school district, of any other felony under the laws of 6 this State or of any offense committed or attempted in any other state or against the laws of the United States that, if 7 committed or attempted in this 8 State, would have been punishable as a felony under the laws of this State and so 9 10 notifies the regional superintendent and if the regional 11 superintendent upon a check ascertains that the applicant has not been identified in the Sex Offender Database as a sex 12 13 offender, then the regional superintendent shall issue to the 14 applicant a certificate evidencing that as of the date 15 specified by the Department of State Police the applicant has 16 not been convicted of any of the enumerated criminal or drug offenses in subsection (c) or has not been convicted, within 7 17 years of the application for employment with the school 18 19 district, of any other felony under the laws of this State or 20 of any offense committed or attempted in any other state or against the laws of the United States that, if committed or 21 22 attempted in this State, would have been punishable as a felony 23 under the laws of this State and evidencing that as of the date 24 that the regional superintendent conducted a check of the 25 Statewide Sex Offender Database, the applicant has not been 26 identified in the Database as a sex offender. The school board

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1 of any school district may rely on the certificate issued by any regional superintendent to that substitute teacher, 2 concurrent part-time teacher, or concurrent educational 3 4 support personnel employee or may initiate its own criminal 5 history records check of the applicant through the Department 6 of State Police and its own check of the Statewide Sex Offender Database as provided in subsection (a). Any person who releases 7 8 anv confidential information concerning any criminal 9 convictions of an applicant for employment shall be guilty of a 10 Class A misdemeanor, unless the release of such information is 11 authorized by this Section.

(c) No school board shall knowingly employ a person who has 12 13 been convicted of any offense that would subject him or her to 14 certification suspension or revocation pursuant to Section 15 21-23a of this Code. Further, no school board shall knowingly 16 employ a person who has been found to be the perpetrator of sexual or physical abuse of any minor under 18 years of age 17 18 pursuant to proceedings under Article II of the Juvenile Court 19 Act of 1987.

(d) No school board shall knowingly employ a person for
whom a criminal history records check and a Statewide Sex
Offender Database check has not been initiated.

(e) Upon receipt of the record of a conviction of or a
finding of child abuse by a holder of any certificate issued
pursuant to Article 21 or Section 34-8.1 or 34-83 of the School
Code, the State Superintendent of Education may initiate

certificate suspension and revocation proceedings as
 authorized by law.

(e-5) The superintendent of the employing school board 3 4 shall, in writing, notify the State Superintendent of Education 5 and the applicable regional superintendent of schools of any 6 certificate holder whom he or she has reasonable cause to believe has committed an intentional act of abuse or neglect 7 with the result of making a child an abused child or a 8 9 neglected child, as defined in Section 3 of the Abused and 10 Neglected Child Reporting Act, and that act resulted in the 11 certificate holder's dismissal or resignation from the school district. This notification must be submitted within 30 days 12 after the dismissal or resignation. The certificate holder must 13 14 also be contemporaneously sent a copy of the notice by the 15 superintendent. All correspondence, documentation, and other 16 information so received by the regional superintendent of schools, the State Superintendent of Education, the State Board 17 of Education, or the State Teacher Certification Board under 18 this subsection (e-5) is confidential and must not be disclosed 19 to third parties, except (i) as necessary for the State 20 21 Superintendent of Education or his or her designee to 22 investigate and prosecute pursuant to Article 21 of this Code, (ii) pursuant to a court order, (iii) for disclosure to the 23 24 certificate holder or his or her representative, or (iv) as 25 otherwise provided in this Article and provided that any such 26 information admitted into evidence in a hearing is exempt from this confidentiality and non-disclosure requirement. Except for an act of willful or wanton misconduct, any superintendent who provides notification as required in this subsection (e-5) shall have immunity from any liability, whether civil or criminal or that otherwise might result by reason of such action.

(f) After January 1, 1990 the provisions of this Section 7 8 shall apply to all employees of persons or firms holding 9 contracts with any school district including, but not limited 10 to, food service workers, school bus drivers and other 11 transportation employees, who have direct, daily contact with the pupils of any school in such district. For purposes of 12 13 criminal history records checks and checks of the Statewide Sex Offender Database on employees of persons or firms holding 14 15 contracts with more than one school district and assigned to 16 more than one school district, the regional superintendent of the educational service region in which the contracting school 17 districts are located may, at the request of any such school 18 district, be responsible for receiving the authorization for a 19 20 criminal history records check prepared by each such employee 21 and submitting the same to the Department of State Police and 22 for conducting a check of the Statewide Sex Offender Database and the Statewide Child Murderer and Violent Offender Against 23 24 Youth Database for each employee. Any information concerning 25 the record of conviction and identification as a sex offender 26 of any such employee obtained by the regional superintendent shall be promptly reported to the president of the appropriate
 school board or school boards.

3 (g) Beginning on January 1, 2012, the provisions of this 4 Section shall apply to all student teachers, as defined by 5 State Board of Education rule, assigned to public schools. Student teachers must undergo a Department of State Police and 6 Federal Bureau of Investigation fingerprint-based criminal 7 history records check. Authorization to conduct the criminal 8 9 history records check must be furnished by the student teacher 10 to the school to which the student teacher is assigned. The 11 Department of State Police and the Federal Bureau of Investigation shall furnish, pursuant to a fingerprint-based 12 criminal history records check, records of convictions, until 13 14 expunded, to the president of the school board for the school 15 district that requested the check. The Department of State 16 Police shall charge a fee for conducting the check, which fee must be deposited into the State Police Services Fund and must 17 not exceed the cost of the inquiry. The student teacher shall 18 19 be required to pay all fees associated with conducting the 20 criminal history records check, as well as any other application fees as established by rule including, but not 21 22 limited to, the fee established by the Department of State Police and the Federal Bureau of Investigation to process 23 24 fingerprint-based criminal history records checks. Results of 25 the check must also be furnished by the school district to the applicant and to the higher education institution where the 26

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1 student teacher is enrolled. No one may begin student teaching until the results of the criminal history records check have 2 been returned to the school district. In order to student teach 3 4 in the public schools, a person is required to authorize a 5 fingerprint based criminal history records check and checks of the Statewide Sex Offender Database and Statewide Child 6 Murderer and Violent Offender Against Youth Database prior to 7 8 participating in any field experiences in the public schools. 9 Authorization for and payment of the costs of the checks must 10 be furnished by the student teacher. Results of the checks must 11 be furnished to the higher education institution where the student teacher is enrolled and the superintendent of the 12 school district where the student is assigned. 13

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14 (Source: P.A. 95-331, eff. 8-21-07; 96-431, eff. 8-13-09;
15 96-1452, eff. 8-20-10; 96-1489, eff. 1-1-11; revised 1-4-11.)

(105 ILCS 5/10-22.31a) (from Ch. 122, par. 10-22.31a) 16 Sec. 10-22.31a. Joint educational programs. To enter into 17 joint agreements with other school boards or public 18 19 institutions of higher education to establish any type of 20 educational program which any district may establish 21 individually, to provide the needed educational facilities and 22 to employ a director and other professional workers for such program. The director and other professional workers may be 23 24 employed by one district which shall be reimbursed on a 25 mutually agreed basis by other districts that are parties to 09700HB3022sam002 -38- LRB097 00297 NHT 55484 a

1 the joint agreement. Such agreements may provide that one 2 district may supply professional workers for a joint program 3 conducted in another district. Such agreement shall be executed 4 on forms provided by the State Board of Education and shall 5 include, but not be limited to, provisions for administration, 6 staff, programs, financing, housing, transportation and advisory body and provide for the withdrawal of districts from 7 8 the joint agreement by petition to the regional board of school 9 trustees. Such petitions for withdrawal shall be made to the 10 regional board of school trustees of the region having 11 supervision and control over the administrative district and shall be acted upon in the manner provided in Article 7 for the 12 13 detachment of territory from a school district.

To designate an administrative district to act as fiscal and legal agent for the districts that are parties to such a joint agreement.

17 (Source: P.A. 86-198; 86-1318.)

18 (105 ILCS 5/14C-8) (from Ch. 122, par. 14C-8)

19 Sec. 14C-8. Teacher certification - Qualifications -20 Issuance of certificates. No person shall be eligible for 21 employment by a school district as a teacher of transitional 22 bilingual education without either (a) holding a valid teaching 23 certificate issued pursuant to Article 21 of this Code and 24 meeting such additional language and course requirements as 25 prescribed by the State Board of Education or (b) meeting the 09700HB3022sam002 -39- LRB097 00297 NHT 55484 a

1 requirements set forth in this Section. The Certification Board shall issue certificates valid for teaching in all grades of 2 3 the common school in transitional bilingual education programs 4 to any person who presents it with satisfactory evidence that 5 he possesses an adequate speaking and reading ability in a language other than English in which transitional bilingual 6 education is offered and communicative skills in English, and 7 8 possessed within 5 years previous to his or her applying for a 9 certificate under this Section a valid teaching certificate 10 issued by a foreign country, or by a State or possession or 11 territory of the United States, or other evidence of teaching preparation as may be determined to be sufficient by the 12 13 Certification Board, or holds a degree from an institution of 14 higher learning in a foreign country which the Certification 15 Board determines to be the equivalent of a bachelor's degree 16 from a recognized institution of higher learning in the United States; provided that any person seeking a certificate under 17 18 this Section must meet the following additional requirements:

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(1) Such persons must be in good health;

20

(2) Such persons must be of sound moral character;

(3) Such persons must be legally present in the United
 States and possess legal authorization for employment;

(4) Such persons must not be employed to replace any
presently employed teacher who otherwise would not be
replaced for any reason.

26 Certificates issuable pursuant to this Section shall be

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1 issuable only during the 5 years immediately following the 2 effective date of this Act and thereafter for additional periods of one year only upon a determination by the State 3 4 Board of Education that a school district lacks the number of 5 teachers necessary to comply with the mandatory requirements of Section 14C-3 of this Article for the establishment and 6 maintenance of programs of transitional bilingual education 7 8 and said certificates issued by the Certification Board shall 9 be valid for a period of 6 years following their date of 10 issuance and shall not be renewed, except that one renewal for 11 a period of two years may be granted if necessary to permit the holder of a certificate issued under this Section to acquire a 12 teaching certificate pursuant to Article 21 of this Code. Such 13 certificates and the persons to whom they are issued shall be 14 15 exempt from the provisions of Article 21 of this Code except that Sections 21-12, 21-13, 21-16, 21-17, 21-21, 21-22, 21-23 16 and 21-24 shall continue to be applicable to all such 17 18 certificates.

After the effective date of this amendatory Act of 1984, an 19 20 additional renewal for a period to expire August 31, 1985, may be granted. The State Board of Education shall report to the 21 22 General Assembly on or before January 31, 1985 its recommendations for the qualification of teachers of bilingual 23 24 education and for the qualification of teachers of English as a 25 second language. Said qualification program shall take effect 26 no later than August 31, 1985.

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1 Beginning July 1, 2001, the State Board of Education shall implement a test or tests to assess the speaking, reading, 2 3 writing, and grammar skills of applicants for a certificate 4 issued under this Section in the English language and in the 5 language of the transitional bilingual education program 6 requested by the applicant and shall establish appropriate fees for these tests. The State Board of Education, in consultation 7 with the Certification Board, shall promulgate rules to 8 9 implement the required tests, including specific provisions to 10 govern test selection, test validation, determination of a 11 passing score, administration of the test or tests, frequency of administration, applicant fees, identification requirements 12 13 for test takers, frequency of applicants taking the tests, the years for which a score is valid, waiving tests for individuals 14 15 satisfactorily passed other tests, and who have the 16 consequences of dishonest conduct in the application for or 17 taking of the tests.

If the qualifications of an applicant for a certificate 18 19 valid for teaching in transitional bilingual education 20 programs in all grades of the common schools do not meet the requirements established for the issuance of that certificate, 21 22 the Certification Board nevertheless shall issue the applicant a substitute teacher's certificate under Section 21-9 whenever 23 24 it appears from the face of the application submitted for 25 certification as a teacher of transitional bilingual education 26 and the evidence presented in support thereof that the 09700HB3022sam002 -42- LRB097 00297 NHT 55484 a

1 applicant's qualifications meet the requirements established 2 for the issuance of a certificate under Section 21-9; provided, 3 that if it does not appear from the face of such application 4 and supporting evidence that the applicant is qualified for 5 issuance of a certificate under Section 21-9 the Certification 6 Board shall evaluate the application with reference to the requirements for issuance of certificates under Section 21-9 7 and shall inform the applicant, at the time it denies the 8 9 application submitted for certification as a teacher of 10 transitional bilingual education, of the additional 11 qualifications which the applicant must possess in order to meet the requirements established for issuance of 12 (i) a certificate valid for teaching in transitional bilingual 13 education programs in all grades of the common schools and (ii) 14 15 a substitute teacher's certificate under Section 21-9.

16 (Source: P.A. 94-1105, eff. 6-1-07; 95-496, eff. 8-28-07; 17 95-876, eff. 8-21-08.)

18 (105 ILCS 5/18-6) (from Ch. 122, par. 18-6)

19 Sec. 18-6. Supervisory expenses. The State Board of 20 Education shall annually request an appropriation from the 21 common school fund for regional office of education expenses, 22 aggregating \$1,000 per county per year for each educational 23 service region. The State Board of Education shall present 24 vouchers to the Comptroller as soon as may be after the first 25 day of August each year for each regional office of education. 09700HB3022sam002 -43- LRB097 00297 NHT 55484 a

Each regional office of education may draw upon <u>these funds</u>
 this fund for the expenses necessarily incurred in providing
 for supervisory services in the region.

4 (Source: P.A. 88-9; 89-397, eff. 8-20-95.)

5 (105 ILCS 5/18-8.05)

6 Sec. 18-8.05. Basis for apportionment of general State 7 financial aid and supplemental general State aid to the common 8 schools for the 1998-1999 and subsequent school years.

9 (A) General Provisions.

(1) The provisions of this Section apply to the 1998-1999 10 11 and subsequent school years. The system of general State 12 financial aid provided for in this Section is designed to 13 assure that, through a combination of State financial aid and 14 required local resources, the financial support provided each pupil in Average Daily Attendance equals or exceeds 15 а 16 prescribed per pupil Foundation Level. This formula approach 17 imputes a level of per pupil Available Local Resources and 18 provides for the basis to calculate a per pupil level of general State financial aid that, when added to Available Local 19 20 Resources, equals or exceeds the Foundation Level. The amount 21 of per pupil general State financial aid for school districts, 22 in general, varies in inverse relation to Available Local 23 Resources. Per pupil amounts are based upon each school 24 district's Average Daily Attendance as that term is defined in 1 this Section.

(2) In addition to general State financial aid, school 2 3 districts with specified levels or concentrations of pupils 4 from low income households are eligible to receive supplemental 5 general State financial aid grants as provided pursuant to subsection (H). The supplemental State aid grants provided for 6 school districts under subsection (H) shall be appropriated for 7 8 distribution to school districts as part of the same line item 9 in which the general State financial aid of school districts is 10 appropriated under this Section.

11 (3) To receive financial assistance under this Section, 12 school districts are required to file claims with the State 13 Board of Education, subject to the following requirements:

14 (a) Any school district which fails for any given 15 school year to maintain school as required by law, or to 16 maintain a recognized school is not eligible to file for 17 such school year any claim upon the Common School Fund. In 18 case of nonrecognition of one or more attendance centers in 19 a school district otherwise operating recognized schools, 20 the claim of the district shall be reduced in the 21 proportion which the Average Daily Attendance in the 22 attendance center or centers bear to the Average Daily 23 Attendance in the school district. A "recognized school" 24 means any public school which meets the standards as 25 established for recognition by the State Board of 26 Education. A school district or attendance center not

having recognition status at the end of a school term is entitled to receive State aid payments due upon a legal claim which was filed while it was recognized.

4 (b) School district claims filed under this Section are
5 subject to Sections 18-9 and 18-12, except as otherwise
6 provided in this Section.

7 (c) If a school district operates a full year school 8 under Section 10-19.1, the general State aid to the school 9 district shall be determined by the State Board of 10 Education in accordance with this Section as near as may be 11 applicable.

12

(d) (Blank).

13 (4) Except as provided in subsections (H) and (L), the 14 board of any district receiving any of the grants provided for 15 in this Section may apply those funds to any fund so received 16 for which that board is authorized to make expenditures by law.

School districts are not required to exert a minimum Operating Tax Rate in order to qualify for assistance under this Section.

(5) As used in this Section the following terms, whencapitalized, shall have the meaning ascribed herein:

(a) "Average Daily Attendance": A count of pupil
attendance in school, averaged as provided for in
subsection (C) and utilized in deriving per pupil financial
support levels.

26

(b) "Available Local Resources": A computation of

local financial support, calculated on the basis of Average
 Daily Attendance and derived as provided pursuant to
 subsection (D).

4 (c) "Corporate Personal Property Replacement Taxes":
5 Funds paid to local school districts pursuant to "An Act in
6 relation to the abolition of ad valorem personal property
7 tax and the replacement of revenues lost thereby, and
8 amending and repealing certain Acts and parts of Acts in
9 connection therewith", certified August 14, 1979, as
10 amended (Public Act 81-1st S.S.-1).

(d) "Foundation Level": A prescribed level of per pupil
 financial support as provided for in subsection (B).

(e) "Operating Tax Rate": All school district property
taxes extended for all purposes, except Bond and Interest,
Summer School, Rent, Capital Improvement, and Vocational
Education Building purposes.

17 (B) Foundation Level.

(1) The Foundation Level is a figure established by the 18 19 State representing the minimum level of per pupil financial support that should be available to provide for the basic 20 21 education of each pupil in Average Daily Attendance. As set 22 forth in this Section, each school district is assumed to exert a sufficient local taxing effort such that, in combination with 23 24 the aggregate of general State financial aid provided the 25 district, an aggregate of State and local resources are

1 available to meet the basic education needs of pupils in the 2 district.

(2) For the 1998-1999 school year, the Foundation Level of 3 4 support is \$4,225. For the 1999-2000 school year, the 5 Foundation Level of support is \$4,325. For the 2000-2001 school 6 year, the Foundation Level of support is \$4,425. For the 2001-2002 school year and 2002-2003 school year, the Foundation 7 Level of support is \$4,560. For the 2003-2004 school year, the 8 9 Foundation Level of support is \$4,810. For the 2004-2005 school 10 year, the Foundation Level of support is \$4,964. For the 11 2005-2006 school year, the Foundation Level of support is \$5,164. For the 2006-2007 school year, the Foundation Level of 12 13 is \$5,334. For the 2007-2008 school year, the support Foundation Level of support is \$5,734. For the 2008-2009 school 14 15 year, the Foundation Level of support is \$5,959.

16 (3) For the 2009-2010 school year and each school year 17 thereafter, the Foundation Level of support is \$6,119 or such 18 greater amount as may be established by law by the General 19 Assembly.

20 (C) Average Daily Attendance.

(1) For purposes of calculating general State aid pursuant to subsection (E), an Average Daily Attendance figure shall be utilized. The Average Daily Attendance figure for formula calculation purposes shall be the monthly average of the actual number of pupils in attendance of each school district, as further averaged for the best 3 months of pupil attendance for each school district. In compiling the figures for the number of pupils in attendance, school districts and the State Board of Education shall, for purposes of general State aid funding, conform attendance figures to the requirements of subsection (F).

The Average Daily Attendance figures utilized in 7 (2)8 subsection (E) shall be the requisite attendance data for the school year immediately preceding the school year for which 9 10 general State aid is being calculated or the average of the 11 attendance data for the 3 preceding school years, whichever is greater. The Average Daily Attendance figures utilized in 12 13 subsection (H) shall be the requisite attendance data for the school year immediately preceding the school year for which 14 15 general State aid is being calculated.

16 (D) Available Local Resources.

17 (1) For purposes of calculating general State aid pursuant subsection (E), a representation of Available Local 18 to 19 Resources per pupil, as that term is defined and determined in this subsection, shall be utilized. Available Local Resources 20 21 per pupil shall include a calculated dollar amount representing 22 local school district revenues from local property taxes and 23 from Corporate Personal Property Replacement Taxes, expressed 24 on the basis of pupils in Average Daily Attendance. Calculation 25 of Available Local Resources shall exclude any tax amnesty

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funds received as a result of Public Act 93-26.

2 (2) In determining a school district's revenue from local 3 property taxes, the State Board of Education shall utilize the 4 equalized assessed valuation of all taxable property of each 5 school district as of September 30 of the previous year. The 6 equalized assessed valuation utilized shall be obtained and 7 determined as provided in subsection (G).

8 (3) For school districts maintaining grades kindergarten 9 through 12, local property tax revenues per pupil shall be 10 calculated as the product of the applicable equalized assessed 11 valuation for the district multiplied by 3.00%, and divided by the district's Average Daily Attendance figure. For school 12 13 districts maintaining grades kindergarten through 8, local property tax revenues per pupil shall be calculated as the 14 15 product of the applicable equalized assessed valuation for the 16 district multiplied by 2.30%, and divided by the district's Daily Attendance figure. For 17 Average school districts maintaining grades 9 through 12, local property tax revenues 18 19 per pupil shall be the applicable equalized assessed valuation 20 of the district multiplied by 1.05%, and divided by the 21 district's Average Daily Attendance figure.

For partial elementary unit districts created pursuant to Article 11E of this Code, local property tax revenues per pupil shall be calculated as the product of the equalized assessed valuation for property within the partial elementary unit district for elementary purposes, as defined in Article 11E of 09700HB3022sam002 -50- LRB097 00297 NHT 55484 a

this Code, multiplied by 2.06% and divided by the district's Average Daily Attendance figure, plus the product of the equalized assessed valuation for property within the partial elementary unit district for high school purposes, as defined in Article 11E of this Code, multiplied by 0.94% and divided by the district's Average Daily Attendance figure.

(4) The Corporate Personal Property Replacement Taxes paid 7 to each school district during the calendar year one year 8 9 before the calendar year in which a school year begins, divided 10 by the Average Daily Attendance figure for that district, shall 11 be added to the local property tax revenues per pupil as derived by the application of the immediately preceding 12 13 paragraph (3). The sum of these per pupil figures for each school district shall constitute Available Local Resources as 14 that term is utilized in subsection (E) in the calculation of 15 16 general State aid.

17 (E) Computation of General State Aid.

(1) For each school year, the amount of general State aid
allotted to a school district shall be computed by the State
Board of Education as provided in this subsection.

(2) For any school district for which Available Local Resources per pupil is less than the product of 0.93 times the Foundation Level, general State aid for that district shall be calculated as an amount equal to the Foundation Level minus Available Local Resources, multiplied by the Average Daily 09700HB3022sam002

1 Attendance of the school district.

2 (3) For any school district for which Available Local 3 Resources per pupil is equal to or greater than the product of 4 0.93 times the Foundation Level and less than the product of 5 1.75 times the Foundation Level, the general State aid per pupil shall be a decimal proportion of the Foundation Level 6 derived using a linear algorithm. Under this linear algorithm, 7 the calculated general State aid per pupil shall decline in 8 9 direct linear fashion from 0.07 times the Foundation Level for 10 a school district with Available Local Resources equal to the 11 product of 0.93 times the Foundation Level, to 0.05 times the Foundation Level for a school district with Available Local 12 13 Resources equal to the product of 1.75 times the Foundation 14 Level. The allocation of general State aid for school districts 15 subject to this paragraph 3 shall be the calculated general 16 State aid per pupil figure multiplied by the Average Daily Attendance of the school district. 17

18 (4) For any school district for which Available Local 19 Resources per pupil equals or exceeds the product of 1.75 times 20 the Foundation Level, the general State aid for the school 21 district shall be calculated as the product of \$218 multiplied 22 by the Average Daily Attendance of the school district.

(5) The amount of general State aid allocated to a school district for the 1999-2000 school year meeting the requirements set forth in paragraph (4) of subsection (G) shall be increased by an amount equal to the general State aid that would have 09700HB3022sam002 -52- LRB097 00297 NHT 55484 a

1 been received by the district for the 1998-1999 school year by Extension Limitation 2 utilizing the Equalized Assessed 3 Valuation as calculated in paragraph (4) of subsection (G) less 4 the general State aid allotted for the 1998-1999 school year. 5 This amount shall be deemed a one time increase, and shall not affect any future general State aid allocations. 6

7 (F) Compilation of Average Daily Attendance.

8 (1) Each school district shall, by July 1 of each year, 9 submit to the State Board of Education, on forms prescribed by 10 the State Board of Education, attendance figures for the school year that began in the preceding calendar year. The attendance 11 12 information so transmitted shall identify the average daily attendance figures for each month of the school year. Beginning 13 with the general State aid claim form for the 2002-2003 school 14 year, districts shall calculate Average Daily Attendance as 15 provided in subdivisions (a), (b), and (c) of this paragraph 16 17 (1).

(a) In districts that do not hold year-round classes,
days of attendance in August shall be added to the month of
September and any days of attendance in June shall be added
to the month of May.

(b) In districts in which all buildings hold year-round
classes, days of attendance in July and August shall be
added to the month of September and any days of attendance
in June shall be added to the month of May.

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1 (c) In districts in which some buildings, but not all, hold year-round classes, for the non-year-round buildings, 2 3 days of attendance in August shall be added to the month of 4 September and any days of attendance in June shall be added 5 to the month of May. The average daily attendance for the year-round buildings shall be computed as provided in 6 subdivision (b) of this paragraph (1). To calculate the 7 Average Daily Attendance for the district, the average 8 9 daily attendance for the year-round buildings shall be 10 multiplied by the days in session for the non-year-round 11 buildings for each month and added to the monthly attendance of the non-year-round buildings. 12

13 Except as otherwise provided in this Section, days of 14 attendance by pupils shall be counted only for sessions of not 15 less than 5 clock hours of school work per day under direct 16 supervision of: (i) teachers, or (ii) non-teaching personnel or volunteer personnel when engaging in non-teaching duties and 17 supervising in those instances specified in subsection (a) of 18 19 Section 10-22.34 and paragraph 10 of Section 34-18, with pupils 20 of legal school age and in kindergarten and grades 1 through 12. 21

Days of attendance by tuition pupils shall be accredited only to the districts that pay the tuition to a recognized school.

(2) Days of attendance by pupils of less than 5 clock hours
of school shall be subject to the following provisions in the

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compilation of Average Daily Attendance.

(a) Pupils regularly enrolled in a public school for 2 3 only a part of the school day may be counted on the basis of 1/6 day for every class hour of instruction of 40 4 5 minutes or more attended pursuant to such enrollment, unless a pupil is enrolled in a block-schedule format of 80 6 7 minutes or more of instruction, in which case the pupil may 8 be counted on the basis of the proportion of minutes of 9 school work completed each day to the minimum number of 10 minutes that school work is required to be held that day.

(b) Days of attendance may be less than 5 clock hours on the opening and closing of the school term, and upon the first day of pupil attendance, if preceded by a day or days utilized as an institute or teachers' workshop.

(c) A session of 4 or more clock hours may be counted
as a day of attendance upon certification by the regional
superintendent, and approved by the State Superintendent
of Education to the extent that the district has been
forced to use daily multiple sessions.

(d) A session of 3 or more clock hours may be counted
as a day of attendance (1) when the remainder of the school
day or at least 2 hours in the evening of that day is
utilized for an in-service training program for teachers,
up to a maximum of 5 days per school year, provided a
district conducts an in-service training program for
teachers in accordance with Section 10-22.39 of this Code;

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1 or, in lieu of 4 such days, 2 full days may be used, in which event each such day may be counted as a day required 2 3 for a legal school calendar pursuant to Section 10-19 of this Code; (1.5) when, of the 5 days allowed under item 4 5 (1), a maximum of 4 days are used for parent-teacher conferences, or, in lieu of 4 such days, 2 full days are 6 used, in which case each such day may be counted as a 7 8 calendar day required under Section 10-19 of this Code, provided that the full-day, parent-teacher conference 9 10 consists of (i) a minimum of 5 clock hours of parent-teacher conferences, (ii) both a minimum of 2 clock 11 hours of parent-teacher conferences held in the evening 12 13 following a full day of student attendance, as specified in 14 subsection (F)(1)(c), and a minimum of 3 clock hours of 15 parent-teacher conferences held on the day immediately 16 following evening parent-teacher conferences, or (iii) 17 multiple parent-teacher conferences held in the evenings 18 following full days of student attendance, as specified in 19 subsection (F)(1)(c), in which the time used for the 20 parent-teacher conferences is equivalent to a minimum of 5 21 clock hours; and (2) when days in addition to those 22 provided in items (1) and (1.5) are scheduled by a school 23 pursuant to its school improvement plan adopted under 24 Article 34 or its revised or amended school improvement 25 plan adopted under Article 2, provided that (i) such 26 sessions of 3 or more clock hours are scheduled to occur at

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1 regular intervals, (ii) the remainder of the school days in which such sessions occur are utilized for in-service 2 3 training programs or other staff development activities for teachers, and (iii) a sufficient number of minutes of 4 5 school work under the direct supervision of teachers are added to the school days between such regularly scheduled 6 sessions to accumulate not less than the number of minutes 7 8 by which such sessions of 3 or more clock hours fall short 9 of 5 clock hours. Any full days used for the purposes of 10 this paragraph shall not be considered for computing average daily attendance. Days scheduled for in-service 11 12 training programs, staff development activities, or 13 parent-teacher conferences may be scheduled separately for 14 different grade levels and different attendance centers of 15 the district.

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(e) A session of not less than one clock hour of
teaching hospitalized or homebound pupils on-site or by
telephone to the classroom may be counted as 1/2 day of
attendance, however these pupils must receive 4 or more
clock hours of instruction to be counted for a full day of
attendance.

(f) A session of at least 4 clock hours may be counted as a day of attendance for first grade pupils, and pupils in full day kindergartens, and a session of 2 or more hours may be counted as 1/2 day of attendance by pupils in kindergartens which provide only 1/2 day of attendance. 1 (g) For children with disabilities who are below the 2 age of 6 years and who cannot attend 2 or more clock hours 3 because of their disability or immaturity, a session of not 4 less than one clock hour may be counted as 1/2 day of 5 attendance; however for such children whose educational 6 needs so require a session of 4 or more clock hours may be 7 counted as a full day of attendance.

8 (h) A recognized kindergarten which provides for only 9 1/2 day of attendance by each pupil shall not have more 10 than 1/2 day of attendance counted in any one day. However, kindergartens may count 2 1/2 days of attendance in any 5 11 consecutive school days. When a pupil attends such a 12 13 kindergarten for 2 half days on any one school day, the 14 pupil shall have the following day as a day absent from 15 school, unless the school district obtains permission in writing from the State Superintendent of Education. 16 17 Attendance at kindergartens which provide for a full day of 18 attendance by each pupil shall be counted the same as 19 attendance by first grade pupils. Only the first year of 20 attendance in one kindergarten shall be counted, except in case of children who entered the kindergarten in their 21 22 fifth year whose educational development requires a second 23 year of kindergarten as determined under the rules and 24 regulations of the State Board of Education.

(i) On the days when the Prairie State Achievement
 Examination is administered under subsection (c) of

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1 Section 2-3.64 of this Code, the day of attendance for a pupil whose school day must be shortened to accommodate 2 3 required testing procedures may be less than 5 clock hours 4 and shall be counted towards the 176 days of actual pupil 5 attendance required under Section 10-19 of this Code, provided that a sufficient number of minutes of school work 6 in excess of 5 clock hours are first completed on other 7 8 school days to compensate for the loss of school work on 9 the examination days.

10 (G) Equalized Assessed Valuation Data.

(1) For purposes of the calculation of Available Local 11 12 Resources required pursuant to subsection (D), the State Board 13 of Education shall secure from the Department of Revenue the 14 value as equalized or assessed by the Department of Revenue of 15 all taxable property of every school district, together with 16 (i) the applicable tax rate used in extending taxes for the 17 funds of the district as of September 30 of the previous year 18 and (ii) the limiting rate for all school districts subject to 19 property tax extension limitations as imposed under the 20 Property Tax Extension Limitation Law.

The Department of Revenue shall add to the equalized assessed value of all taxable property of each school district situated entirely or partially within a county that is or was subject to the provisions of Section 15-176 or 15-177 of the Property Tax Code (a) an amount equal to the total amount by 09700HB3022sam002 -59- LRB097 00297 NHT 55484 a

1 which the homestead exemption allowed under Section 15-176 or 2 15-177 of the Property Tax Code for real property situated in that school district exceeds the total amount that would have 3 4 been allowed in that school district if the maximum reduction 5 under Section 15-176 was (i) \$4,500 in Cook County or \$3,500 in 6 all other counties in tax year 2003 or (ii) \$5,000 in all counties in tax year 2004 and thereafter and (b) an amount 7 8 equal to the aggregate amount for the taxable year of all 9 additional exemptions under Section 15-175 of the Property Tax 10 Code for owners with a household income of \$30,000 or less. The 11 county clerk of any county that is or was subject to the provisions of Section 15-176 or 15-177 of the Property Tax Code 12 shall annually calculate and certify to the Department of 13 14 Revenue for each school district all homestead exemption 15 amounts under Section 15-176 or 15-177 of the Property Tax Code 16 and all amounts of additional exemptions under Section 15-175 of the Property Tax Code for owners with a household income of 17 \$30,000 or less. It is the intent of this paragraph that if the 18 19 general homestead exemption for a parcel of property is 20 determined under Section 15-176 or 15-177 of the Property Tax Code rather than Section 15-175, then the calculation of 21 22 Available Local Resources shall not be affected by the 23 difference, if any, between the amount of the general homestead 24 exemption allowed for that parcel of property under Section 25 15-176 or 15-177 of the Property Tax Code and the amount that 26 would have been allowed had the general homestead exemption for 09700HB3022sam002 -60- LRB097 00297 NHT 55484 a

that parcel of property been determined under Section 15-175 of the Property Tax Code. It is further the intent of this paragraph that if additional exemptions are allowed under Section 15-175 of the Property Tax Code for owners with a household income of less than \$30,000, then the calculation of Available Local Resources shall not be affected by the difference, if any, because of those additional exemptions.

8 This equalized assessed valuation, as adjusted further by 9 the requirements of this subsection, shall be utilized in the 10 calculation of Available Local Resources.

(2) The equalized assessed valuation in paragraph (1) shall
be adjusted, as applicable, in the following manner:

13 (a) For the purposes of calculating State aid under 14 this Section, with respect to any part of a school district 15 within a redevelopment project area in respect to which a 16 adopted increment municipality has tax allocation 17 financing pursuant to the Tax Increment Allocation 18 Redevelopment Act, Sections 11-74.4-1 through 11-74.4-11 19 of the Illinois Municipal Code or the Industrial Jobs 20 Recovery Law, Sections 11-74.6-1 through 11-74.6-50 of the 21 Illinois Municipal Code, no part of the current equalized 22 assessed valuation of real property located in any such 23 project area which is attributable to an increase above the 24 initial equalized assessed valuation of total such 25 property shall be used as part of the equalized assessed 26 valuation of the district, until such time as all

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1 redevelopment project costs have been paid, as provided in 11 - 74.4 - 82 Section of the Tax Increment Allocation Redevelopment Act 3 or in Section 11-74.6-35 of the Industrial Jobs Recovery Law. For the purpose of the 4 5 equalized assessed valuation of the district, the total initial equalized assessed valuation or the current 6 equalized assessed valuation, whichever is lower, shall be 7 8 used until such time as all redevelopment project costs 9 have been paid.

10 (b) The real property equalized assessed valuation for a school district shall be adjusted by subtracting from the 11 real property value as equalized or assessed by the 12 13 Department of Revenue for the district an amount computed 14 by dividing the amount of any abatement of taxes under 15 Section 18-170 of the Property Tax Code by 3.00% for a 16 district maintaining grades kindergarten through 12, by 2.30% for a district maintaining grades kindergarten 17 through 8, or by 1.05% for a district maintaining grades 9 18 through 12 and adjusted by an amount computed by dividing 19 20 the amount of any abatement of taxes under subsection (a) 21 of Section 18-165 of the Property Tax Code by the same 22 percentage rates for district type as specified in this 23 subparagraph (b).

(3) For the 1999-2000 school year and each school year
thereafter, if a school district meets all of the criteria of
this subsection (G)(3), the school district's Available Local

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1 Resources shall be calculated under subsection (D) using the 2 district's Extension Limitation Equalized Assessed Valuation 3 as calculated under this subsection (G)(3).

For purposes of this subsection (G) (3) the following terms
shall have the following meanings:

6 "Budget Year": The school year for which general State 7 aid is calculated and awarded under subsection (E).

"Base Tax Year": The property tax levy year used to calculate the Budget Year allocation of general State aid.

"Preceding Tax Year": The property tax levy year
 immediately preceding the Base Tax Year.

12 "Base Tax Year's Tax Extension": The product of the 13 equalized assessed valuation utilized by the County Clerk 14 in the Base Tax Year multiplied by the limiting rate as 15 calculated by the County Clerk and defined in the Property 16 Tax Extension Limitation Law.

17 "Preceding Tax Year's Tax Extension": The product of 18 the equalized assessed valuation utilized by the County 19 Clerk in the Preceding Tax Year multiplied by the Operating 20 Tax Rate as defined in subsection (A).

21 "Extension Limitation Ratio": A numerical ratio, 22 certified by the County Clerk, in which the numerator is 23 the Base Tax Year's Tax Extension and the denominator is 24 the Preceding Tax Year's Tax Extension.

25 "Operating Tax Rate": The operating tax rate as defined26 in subsection (A).

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1 If a school district is subject to property tax extension imposed under the Property Tax Extension 2 limitations as Limitation Law, the State Board of Education shall calculate 3 4 the Extension Limitation Equalized Assessed Valuation of that 5 district. For the 1999-2000 school year, the Extension Limitation Equalized Assessed Valuation of a school district as 6 calculated by the State Board of Education shall be equal to 7 8 the product of the district's 1996 Equalized Assessed Valuation 9 and the district's Extension Limitation Ratio. Except as 10 otherwise provided in this paragraph for a school district that 11 has approved or does approve an increase in its limiting rate, for the 2000-2001 school year and each school year thereafter, 12 13 the Extension Limitation Equalized Assessed Valuation of a school district as calculated by the State Board of Education 14 15 shall be equal to the product of the Equalized Assessed 16 Valuation last used in the calculation of general State aid and the district's Extension Limitation Ratio. If the Extension 17 Limitation Equalized Assessed Valuation of a school district as 18 19 calculated under this subsection (G)(3) is less than the 20 district's equalized assessed valuation as calculated pursuant 21 to subsections (G) (1) and (G) (2), then for purposes of 22 calculating the district's general State aid for the Budget 23 Year pursuant to subsection (E), that Extension Limitation 24 Equalized Assessed Valuation shall be utilized to calculate the 25 district's Available Local Resources under subsection (D). For 26 the 2009-2010 school year and each school year thereafter, if a

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1 school district has approved or does approve an increase in its 2 limiting rate, pursuant to Section 18-190 of the Property Tax Code, affecting the Base Tax Year, the Extension Limitation 3 4 Equalized Assessed Valuation of the school district, as 5 calculated by the State Board of Education, shall be equal to 6 the product of the Equalized Assessed Valuation last used in the calculation of general State aid times an amount equal to 7 one plus the percentage increase, if any, in the Consumer Price 8 9 Index for all Urban Consumers for all items published by the 10 United States Department of Labor for the 12-month calendar 11 year preceding the Base Tax Year, plus the Equalized Assessed Valuation of new property, annexed property, and recovered tax 12 13 increment value and minus the Equalized Assessed Valuation of 14 disconnected property. New property and recovered tax 15 increment value shall have the meanings set forth in the 16 Property Tax Extension Limitation Law.

Partial elementary unit districts created in accordance with Article 11E of this Code shall not be eligible for the adjustment in this subsection (G)(3) until the fifth year following the effective date of the reorganization.

(3.5) For the 2010-2011 school year and each school year thereafter, if a school district's boundaries span multiple counties, then the Department of Revenue shall send to the State Board of Education, for the purpose of calculating general State aid, the limiting rate and individual rates by purpose for the county that contains the majority of the school 09700HB3022sam002

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district's Equalized Assessed Valuation.

2 (4) For the purposes of calculating general State aid for 3 the 1999-2000 school year only, if a school district 4 experienced a triennial reassessment on the equalized assessed 5 valuation used in calculating its general State financial aid apportionment for the 1998-1999 school year, the State Board of 6 Education shall calculate the Extension Limitation Equalized 7 Assessed Valuation that would have been used to calculate the 8 9 district's 1998-1999 general State aid. This amount shall equal 10 the product of the equalized assessed valuation used to 11 calculate general State aid for the 1997-1998 school year and the district's Extension Limitation Ratio. If the Extension 12 13 Limitation Equalized Assessed Valuation of the school district 14 as calculated under this paragraph (4) is less than the 15 district's equalized assessed valuation utilized in 16 calculating the district's 1998-1999 general State aid allocation, then for purposes of calculating the district's 17 general State aid pursuant to paragraph (5) of subsection (E), 18 19 that Extension Limitation Equalized Assessed Valuation shall 20 be utilized to calculate the district's Available Local 21 Resources.

(5) For school districts having a majority of their
equalized assessed valuation in any county except Cook, DuPage,
Kane, Lake, McHenry, or Will, if the amount of general State
aid allocated to the school district for the 1999-2000 school
year under the provisions of subsection (E), (H), and (J) of

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this Section is less than the amount of general State aid allocated to the district for the 1998-1999 school year under these subsections, then the general State aid of the district for the 1999-2000 school year only shall be increased by the difference between these amounts. The total payments made under this paragraph (5) shall not exceed \$14,000,000. Claims shall be prorated if they exceed \$14,000,000.

8 (H) Supplemental General State Aid.

9 (1) In addition to the general State aid a school district 10 is allotted pursuant to subsection (E), qualifying school districts shall receive a grant, paid in conjunction with a 11 district's payments of general State aid, for supplemental 12 general State aid based upon the concentration level of 13 14 children from low-income households within the school 15 district. Supplemental State aid grants provided for school districts under this subsection shall be appropriated for 16 17 distribution to school districts as part of the same line item 18 in which the general State financial aid of school districts is 19 appropriated under this Section.

(1.5) This paragraph (1.5) applies only to those school years preceding the 2003-2004 school year. For purposes of this subsection (H), the term "Low-Income Concentration Level" shall be the low-income eligible pupil count from the most recently available federal census divided by the Average Daily Attendance of the school district. If, however, (i) the 09700HB3022sam002 -67- LRB097 00297 NHT 55484 a

1 percentage decrease from the 2 most recent federal censuses in the low-income eligible pupil count of a high school district 2 with fewer than 400 students exceeds by 75% or more the 3 4 percentage change in the total low-income eligible pupil count 5 of contiguous elementary school districts, whose boundaries 6 are coterminous with the high school district, or (ii) a high school district within 2 counties and serving 5 elementary 7 school districts, whose boundaries are coterminous with the 8 9 high school district, has a percentage decrease from the 2 most 10 recent federal censuses in the low-income eligible pupil count 11 and there is a percentage increase in the total low-income eligible pupil count of a majority of the elementary school 12 13 districts in excess of 50% from the 2 most recent federal censuses, then the high school district's low-income eligible 14 15 pupil count from the earlier federal census shall be the number 16 used as the low-income eligible pupil count for the high school district, for purposes of this subsection (H). The changes made 17 to this paragraph (1) by Public Act 92-28 shall apply to 18 19 supplemental general State aid grants for school years 20 preceding the 2003-2004 school year that are paid in fiscal 21 year 1999 or thereafter and to any State aid payments made in 22 fiscal year 1994 through fiscal year 1998 pursuant to subsection 1(n) of Section 18-8 of this Code (which was 23 24 repealed on July 1, 1998), and any high school district that is 25 affected by Public Act 92-28 is entitled to a recomputation of 26 its supplemental general State aid grant or State aid paid in any of those fiscal years. This recomputation shall not be
 affected by any other funding.

(1.10) This paragraph (1.10) applies to the 2003-2004 3 4 school year and each school year thereafter. For purposes of 5 this subsection (H), the term "Low-Income Concentration Level" 6 shall, for each fiscal year, be the low-income eligible pupil count as of July 1 of the immediately preceding fiscal year (as 7 determined by the Department of Human Services based on the 8 9 number of pupils who are eligible for at least one of the 10 following low income programs: Medicaid, the Children's Health 11 Insurance Program, TANF, or Food Stamps, excluding pupils who are eligible for services provided by the Department of 12 13 Children and Family Services, averaged over the 2 immediately preceding fiscal years for fiscal year 2004 and over the 3 14 15 immediately preceding fiscal years for each fiscal year 16 thereafter) divided by the Average Daily Attendance of the school district. 17

18 (2) Supplemental general State aid pursuant to this
19 subsection (H) shall be provided as follows for the 1998-1999,
20 1999-2000, and 2000-2001 school years only:

(a) For any school district with a Low Income
Concentration Level of at least 20% and less than 35%, the
grant for any school year shall be \$800 multiplied by the
low income eligible pupil count.

(b) For any school district with a Low Income
 Concentration Level of at least 35% and less than 50%, the

grant for the 1998-1999 school year shall be \$1,100
 multiplied by the low income eligible pupil count.

3 (c) For any school district with a Low Income 4 Concentration Level of at least 50% and less than 60%, the 5 grant for the 1998-99 school year shall be \$1,500 6 multiplied by the low income eligible pupil count.

7 (d) For any school district with a Low Income 8 Concentration Level of 60% or more, the grant for the 9 1998-99 school year shall be \$1,900 multiplied by the low 10 income eligible pupil count.

(e) For the 1999-2000 school year, the per pupil amount specified in subparagraphs (b), (c), and (d) immediately above shall be increased to \$1,243, \$1,600, and \$2,000, respectively.

(f) For the 2000-2001 school year, the per pupil amounts specified in subparagraphs (b), (c), and (d) immediately above shall be \$1,273, \$1,640, and \$2,050, respectively.

19 (2.5) Supplemental general State aid pursuant to this 20 subsection (H) shall be provided as follows for the 2002-2003 21 school year:

(a) For any school district with a Low Income
Concentration Level of less than 10%, the grant for each
school year shall be \$355 multiplied by the low income
eligible pupil count.

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(b) For any school district with a Low Income

1 Concentration Level of at least 10% and less than 20%, the 2 grant for each school year shall be \$675 multiplied by the 3 low income eligible pupil count.

4 (c) For any school district with a Low Income 5 Concentration Level of at least 20% and less than 35%, the 6 grant for each school year shall be \$1,330 multiplied by 7 the low income eligible pupil count.

8 (d) For any school district with a Low Income 9 Concentration Level of at least 35% and less than 50%, the 10 grant for each school year shall be \$1,362 multiplied by 11 the low income eligible pupil count.

12 (e) For any school district with a Low Income 13 Concentration Level of at least 50% and less than 60%, the 14 grant for each school year shall be \$1,680 multiplied by 15 the low income eligible pupil count.

16 (f) For any school district with a Low Income 17 Concentration Level of 60% or more, the grant for each 18 school year shall be \$2,080 multiplied by the low income 19 eligible pupil count.

20 (2.10) Except as otherwise provided, supplemental general 21 State aid pursuant to this subsection (H) shall be provided as 22 follows for the 2003-2004 school year and each school year 23 thereafter:

(a) For any school district with a Low Income
Concentration Level of 15% or less, the grant for each
school year shall be \$355 multiplied by the low income

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1 eligible pupil count.

2 (b) For any school district with a Low Income 3 Concentration Level greater than 15%, the grant for each 4 school year shall be \$294.25 added to the product of \$2,700 5 and the square of the Low Income Concentration Level, all 6 multiplied by the low income eligible pupil count.

the 2003-2004 school year and each school year 7 For thereafter through the 2008-2009 school year only, the grant 8 9 shall be no less than the grant for the 2002-2003 school year. 10 For the 2009-2010 school year only, the grant shall be no less 11 than the grant for the 2002-2003 school year multiplied by 0.66. For the 2010-2011 school year only, the grant shall be no 12 13 less than the grant for the 2002-2003 school year multiplied by 14 0.33. Notwithstanding the provisions of this paragraph to the 15 contrary, if for any school year supplemental general State aid 16 grants are prorated as provided in paragraph (1) of this subsection (H), then the grants under this paragraph shall be 17 18 prorated.

For the 2003-2004 school year only, the grant shall be no 19 20 greater than the grant received during the 2002-2003 school 21 year added to the product of 0.25 multiplied by the difference 22 between the grant amount calculated under subsection (a) or (b) of this paragraph (2.10), whichever is applicable, and the 23 24 grant received during the 2002-2003 school year. For the 25 2004-2005 school year only, the grant shall be no greater than 26 the grant received during the 2002-2003 school year added to 09700HB3022sam002 -72-LRB097 00297 NHT 55484 a

1 the product of 0.50 multiplied by the difference between the 2 grant amount calculated under subsection (a) or (b) of this 3 paragraph (2.10), whichever is applicable, and the grant 4 received during the 2002-2003 school year. For the 2005-2006 5 school year only, the grant shall be no greater than the grant 6 received during the 2002-2003 school year added to the product of 0.75 multiplied by the difference between the grant amount 7 calculated under subsection (a) or (b) of this paragraph 8 (2.10), whichever is applicable, and the grant received during 9 10 the 2002-2003 school year.

11 (Blank). School districts with an Average Daily (3) Attendance of more than 1,000 and less than 50,000 that qualify 12 13 for supplemental general State aid pursuant to this subsection shall submit a plan to the State Board of Education prior 14 15 October 30 of each year for the use of the funds resulting from 16 this grant of supplemental general State aid for the 17 improvement of instruction in which priority is given to 18 meeting the education needs of disadvantaged children. Such plan shall be submitted in accordance with rules 19 and 20 regulations promulgated by the State Board of Education.

21 (4) School districts with an Average Daily Attendance of 50,000 or more that qualify for supplemental general State aid 22 pursuant to this subsection shall be required to distribute 23 24 from funds available pursuant to this Section, no less than 25 \$261,000,000 in accordance with the following requirements: (a) The required amounts shall be distributed to the

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1 attendance centers within the district in proportion to the number of pupils enrolled at each attendance center who are 2 3 eligible to receive free or reduced-price lunches or breakfasts under the federal Child Nutrition Act of 1966 5 and under the National School Lunch Act during the 6 immediately preceding school year.

7 (b) The distribution of these portions of supplemental and general State aid among attendance centers according to 8 9 these requirements shall not be compensated for or 10 contravened by adjustments of the total of other funds appropriated to any attendance centers, and the Board of 11 Education shall utilize funding from one or several sources 12 13 in order to fully implement this provision annually prior 14 to the opening of school.

15 (c) Each attendance center shall be provided by the 16 school district a distribution of noncategorical funds and 17 other categorical funds to which an attendance center is 18 entitled under law in order that the general State aid and 19 supplemental general State aid provided by application of 20 this subsection supplements rather than supplants the 21 noncategorical funds and other categorical funds provided 22 by the school district to the attendance centers.

23 (d) Any funds made available under this subsection that 24 by reason of the provisions of this subsection are not 25 required to be allocated and provided to attendance centers 26 may be used and appropriated by the board of the district

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for any lawful school purpose.

2 (e) Funds received by an attendance center pursuant to 3 this subsection shall be used by the attendance center at the discretion of the principal and local school council 4 5 for programs to improve educational opportunities at qualifying schools through the following programs and 6 services: early childhood education, reduced class size or 7 8 improved adult to student classroom ratio, enrichment 9 programs, remedial assistance, attendance improvement, and 10 educationally beneficial expenditures other which 11 supplement the regular and basic programs as determined by the State Board of Education. Funds provided shall not be 12 13 expended for any political or lobbying purposes as defined 14 by board rule.

15 (f) Each district subject to the provisions of this 16 subdivision (H)(4) shall submit an acceptable plan to meet 17 the educational needs of disadvantaged children, in 18 compliance with the requirements of this paragraph, to the State Board of Education prior to July 15 of each year. 19 20 This plan shall be consistent with the decisions of local 21 school councils concerning the school expenditure plans 22 developed in accordance with part 4 of Section 34-2.3. The 23 State Board shall approve or reject the plan within 60 days 24 after its submission. If the plan is rejected, the district 25 shall give written notice of intent to modify the plan 26 within 15 days of the notification of rejection and then submit a modified plan within 30 days after the date of the written notice of intent to modify. Districts may amend approved plans pursuant to rules promulgated by the State Board of Education.

5 Upon notification by the State Board of Education that 6 the district has not submitted a plan prior to July 15 or a 7 modified plan within the time period specified herein, the 8 State aid funds affected by that plan or modified plan 9 shall be withheld by the State Board of Education until a 10 plan or modified plan is submitted.

If the district fails to distribute State aid to 11 12 attendance centers in accordance with an approved plan, the 13 plan for the following year shall allocate funds, in 14 addition to the funds otherwise required by this 15 subsection, to those attendance centers which were underfunded during the previous year in amounts equal to 16 17 such underfunding.

For purposes of determining compliance with this 18 19 subsection in relation to the requirements of attendance 20 center funding, each district subject to the provisions of 21 this subsection shall submit as a separate document by 22 December 1 of each year a report of expenditure data for 23 the prior year in addition to any modification of its current plan. If it is determined that there has been a 24 failure to comply with the expenditure provisions of this 25 26 subsection regarding contravention or supplanting, the

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1 State Superintendent of Education shall, within 60 days of receipt of the report, notify the district and any affected 2 3 local school council. The district shall within 45 days of receipt of that notification inform the State 4 5 Superintendent of Education of the remedial or corrective action to be taken, whether by amendment of the current 6 plan, if feasible, or by adjustment in the plan for the 7 8 following year. Failure to provide the expenditure report 9 or the notification of remedial or corrective action in a 10 timely manner shall result in a withholding of the affected 11 funds.

The State Board of Education shall promulgate rules and 12 13 implement the provisions regulations to of this 14 subsection. No funds shall be released under this 15 subdivision (H) (4) to any district that has not submitted a plan that has been approved by the State Board of 16 17 Education.

18 (I) (Blank).

19 (J) Supplementary Grants in Aid.

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(1) Notwithstanding any other provisions of this Section, the amount of the aggregate general State aid in combination with supplemental general State aid under this Section for which each school district is eligible shall be no less than the amount of the aggregate general State aid entitlement that 09700HB3022sam002 -77- LRB097 00297 NHT 55484 a

1 was received by the district under Section 18-8 (exclusive of amounts received under subsections 5(p) and 5(p-5) of that 2 3 Section) for the 1997-98 school year, pursuant to the 4 provisions of that Section as it was then in effect. If a 5 school district qualifies to receive a supplementary payment 6 made under this subsection (J), the amount of the aggregate general State aid in combination with supplemental general 7 State aid under this Section which that district is eligible to 8 9 receive for each school year shall be no less than the amount 10 of the aggregate general State aid entitlement that was 11 received by the district under Section 18-8 (exclusive of amounts received under subsections 5(p) and 5(p-5) of that 12 13 Section) for the 1997-1998 school year, pursuant to the 14 provisions of that Section as it was then in effect.

15 (2) If, as provided in paragraph (1) of this subsection 16 (J), a school district is to receive aggregate general State aid in combination with supplemental general State aid under 17 this Section for the 1998-99 school year and any subsequent 18 school year that in any such school year is less than the 19 20 amount of the aggregate general State aid entitlement that the 21 district received for the 1997-98 school year, the school 22 district shall also receive, from a separate appropriation made 23 for purposes of this subsection (J), a supplementary payment 24 that is equal to the amount of the difference in the aggregate 25 State aid figures as described in paragraph (1).

26 (3) (Blank).

1 (K) Grants to Laboratory and Alternative Schools.

In calculating the amount to be paid to the governing board of a public university that operates a laboratory school under this Section or to any alternative school that is operated by a regional superintendent of schools, the State Board of Education shall require by rule such reporting requirements as it deems necessary.

8 As used in this Section, "laboratory school" means a public 9 school which is created and operated by a public university and 10 approved by the State Board of Education. The governing board of a public university which receives funds from the State 11 12 Board under this subsection (K) may not increase the number of 13 students enrolled in its laboratory school from a single 14 district, if that district is already sending 50 or more 15 students, except under a mutual agreement between the school board of a student's district of residence and the university 16 17 which operates the laboratory school. A laboratory school may 18 not have more than 1,000 students, excluding students with 19 disabilities in a special education program.

As used in this Section, "alternative school" means a public school which is created and operated by a Regional Superintendent of Schools and approved by the State Board of Education. Such alternative schools may offer courses of instruction for which credit is given in regular school programs, courses to prepare students for the high school 09700HB3022sam002 -79- LRB097 00297 NHT 55484 a

1 equivalency testing program or vocational and occupational 2 training. A regional superintendent of schools may contract with a school district or a public community college district 3 4 to operate an alternative school. An alternative school serving 5 more than one educational service region may be established by 6 the regional superintendents of schools of the affected educational service regions. An alternative school serving 7 8 more than one educational service region may be operated under 9 such terms as the regional superintendents of schools of those 10 educational service regions may agree.

11 Each laboratory and alternative school shall file, on forms provided by the State Superintendent of Education, an annual 12 13 State aid claim which states the Average Daily Attendance of 14 the school's students by month. The best 3 months' Average 15 Daily Attendance shall be computed for each school. The general 16 State aid entitlement shall be computed by multiplying the applicable Average Daily Attendance by the Foundation Level as 17 18 determined under this Section.

19 (L) Payments, Additional Grants in Aid and Other Requirements.

(1) For a school district operating under the financial supervision of an Authority created under Article 34A, the general State aid otherwise payable to that district under this Section, but not the supplemental general State aid, shall be reduced by an amount equal to the budget for the operations of the Authority as certified by the Authority to the State Board 09700HB3022sam002 -80- LRB097 00297 NHT 55484 a

of Education, and an amount equal to such reduction shall be paid to the Authority created for such district for its operating expenses in the manner provided in Section 18-11. The remainder of general State school aid for any such district shall be paid in accordance with Article 34A when that Article provides for a disposition other than that provided by this Article.

8 (2) (Blank).

9 (3) Summer school. Summer school payments shall be made as10 provided in Section 18-4.3.

11 (M) Education Funding Advisory Board.

12 The Education Funding Advisory Board, hereinafter in this 13 subsection (M) referred to as the "Board", is hereby created. 14 The Board shall consist of 5 members who are appointed by the 15 Governor, by and with the advice and consent of the Senate. The members appointed shall include representatives of education, 16 17 business, and the general public. One of the members so 18 appointed shall be designated by the Governor at the time the 19 appointment is made as the chairperson of the Board. The 20 initial members of the Board may be appointed any time after 21 the effective date of this amendatory Act of 1997. The regular 22 term of each member of the Board shall be for 4 years from the 23 third Monday of January of the year in which the term of the 24 member's appointment is to commence, except that of the 5 25 initial members appointed to serve on the Board, the member who 09700HB3022sam002 -81- LRB097 00297 NHT 55484 a

1 is appointed as the chairperson shall serve for a term that commences on the date of his or her appointment and expires on 2 the third Monday of January, 2002, and the remaining 4 members, 3 4 by lots drawn at the first meeting of the Board that is held 5 after all 5 members are appointed, shall determine 2 of their number to serve for terms that commence on the date of their 6 respective appointments and expire on the third Monday of 7 8 January, 2001, and 2 of their number to serve for terms that 9 commence on the date of their respective appointments and 10 expire on the third Monday of January, 2000. All members 11 appointed to serve on the Board shall serve until their respective successors are appointed and confirmed. Vacancies 12 13 shall be filled in the same manner as original appointments. If 14 a vacancy in membership occurs at a time when the Senate is not 15 in session, the Governor shall make a temporary appointment 16 until the next meeting of the Senate, when he or she shall appoint, by and with the advice and consent of the Senate, a 17 18 person to fill that membership for the unexpired term. If the Senate is not in session when the initial appointments are 19 20 made, those appointments shall be made as in the case of 21 vacancies.

The Education Funding Advisory Board shall be deemed established, and the initial members appointed by the Governor to serve as members of the Board shall take office, on the date that the Governor makes his or her appointment of the fifth initial member of the Board, whether those initial members are 09700HB3022sam002 -82- LRB097 00297 NHT 55484 a

1 then serving pursuant to appointment and confirmation or 2 pursuant to temporary appointments that are made by the 3 Governor as in the case of vacancies.

4 The State Board of Education shall provide such staff 5 assistance to the Education Funding Advisory Board as is 6 reasonably required for the proper performance by the Board of 7 its responsibilities.

For school years after the 2000-2001 school year, the 8 9 Education Funding Advisory Board, in consultation with the 10 State Board of Education, shall make recommendations as 11 provided in this subsection (M) to the General Assembly for the foundation level under subdivision (B) (3) of this Section and 12 13 for the supplemental general State aid grant level under 14 subsection (H) of this Section for districts with high 15 concentrations of children from poverty. The recommended 16 foundation level shall be determined based on a methodology which incorporates the basic education expenditures 17 of 18 low-spending schools exhibiting high academic performance. The 19 Education Funding Advisory Board shall make such 20 recommendations to the General Assembly on January 1 of odd 21 numbered years, beginning January 1, 2001.

22 (N) (Blank).

23 (O) References.

24 (1) References in other laws to the various subdivisions of

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Section 18-8 as that Section existed before its repeal and
 replacement by this Section 18-8.05 shall be deemed to refer to
 the corresponding provisions of this Section 18-8.05, to the
 extent that those references remain applicable.

5 (2) References in other laws to State Chapter 1 funds shall 6 be deemed to refer to the supplemental general State aid 7 provided under subsection (H) of this Section.

(P) Public Act 93-838 and Public Act 93-808 make inconsistent
changes to this Section. Under Section 6 of the Statute on
Statutes there is an irreconcilable conflict between Public Act
93-808 and Public Act 93-838. Public Act 93-838, being the last
acted upon, is controlling. The text of Public Act 93-838 is
the law regardless of the text of Public Act 93-808.
(Source: P.A. 95-331, eff. 8-21-07; 95-644, eff. 10-12-07;

15 95-707, eff. 1-11-08; 95-744, eff. 7-18-08; 95-903, eff. 16 8-25-08; 96-45, eff. 7-15-09; 96-152, eff. 8-7-09; 96-300, eff. 17 8-11-09; 96-328, eff. 8-11-09; 96-640, eff. 8-24-09; 96-959, 18 eff. 7-1-10; 96-1000, eff. 7-2-10; 96-1480, eff. 11-18-10; 19 revised 11-24-10.)

20 (105 ILCS 5/18-12) (from Ch. 122, par. 18-12)

Sec. 18-12. Dates for filing State aid claims. The school board of each school district shall require teachers, principals, or superintendents to furnish from records kept by them such data as it needs in preparing and certifying to the 09700HB3022sam002 -84- LRB097 00297 NHT 55484 a

1 State Superintendent of Education regional superintendent its school district report of claims provided in Sections 18-8.05 2 3 through 18-9 as required by the State Superintendent of 4 Education. The district claim shall be based on the latest 5 available equalized assessed valuation and tax rates, as provided in Section 18-8.05 and shall use the average daily 6 attendance as determined by the method outlined in Section 7 18-8.05 and shall be certified and filed with the State 8 9 Superintendent of Education regional superintendent by June 21 10 for districts with an official school calendar end date before June 15 or within 2 weeks following the official school 11 calendar end date for districts with a school year end date of 12 13 June 15 or later. The regional superintendent shall certify and file with the State Superintendent of Education district State 14 15 aid claims by July 1 for districts with an official school 16 calendar end date before June 15 or no later than July 15 for districts with an official school calendar end date of June 15 17 or later. Failure to so file by these deadlines constitutes a 18 forfeiture of the right to receive payment by the State until 19 20 such claim is filed and vouchered for payment. The regional 21 superintendent of schools shall certify the county report of 22 elaims by July 15; and the State Superintendent of Education 23 shall voucher for payment those claims to the State Comptroller 24 as provided in Section 18-11.

Except as otherwise provided in this Section, if any school district fails to provide the minimum school term specified in 09700HB3022sam002 -85- LRB097 00297 NHT 55484 a

Section 10-19, the State aid claim for that year shall be reduced by the State Superintendent of Education in an amount equivalent to 1/176 or .56818% for each day less than the number of days required by this Code.

5 If the State Superintendent of Education determines that 6 the failure to provide the minimum school term was occasioned 7 by an act or acts of God, or was occasioned by conditions 8 beyond the control of the school district which posed a 9 hazardous threat to the health and safety of pupils, the State 10 aid claim need not be reduced.

11 If a school district is precluded from providing the minimum hours of instruction required for a full day of 12 13 attendance due to an adverse weather condition or a condition 14 beyond the control of the school district that poses a 15 hazardous threat to the health and safety of students, then the 16 partial day of attendance may be counted if (i) the school district has provided at least one hour of instruction prior to 17 the closure of the school district, (ii) a school building has 18 provided at least one hour of instruction prior to the closure 19 20 of the school building, or (iii) the normal start time of the school district is delayed. 21

If, prior to providing any instruction, a school district must close one or more but not all school buildings after consultation with a local emergency response agency or due to a condition beyond the control of the school district, then the school district may claim attendance for up to 2 school days 09700HB3022sam002 -86- LRB097 00297 NHT 55484 a

1 based on the average attendance of the 3 school days 2 immediately preceding the closure of the affected school 3 building. The partial or no day of attendance described in this 4 Section and the reasons therefore shall be certified within a 5 month of the closing or delayed start by the school district 6 superintendent to the regional superintendent of schools for forwarding to the State Superintendent of Education for 7 8 approval.

9 No exception to the requirement of providing a minimum 10 school term may be approved by the State Superintendent of 11 Education pursuant to this Section unless a school district has 12 first used all emergency days provided for in its regular 13 calendar.

If the State Superintendent of Education declares that an 14 15 energy shortage exists during any part of the school year for 16 the State or a designated portion of the State, a district may operate the school attendance centers within the district 4 17 days of the week during the time of the shortage by extending 18 19 each existing school day by one clock hour of school work, and 20 the State aid claim shall not be reduced, nor shall the employees of that district suffer any reduction in salary or 21 benefits as a result thereof. A district may operate all 22 23 attendance centers on this revised schedule, or may apply the 24 selected attendance centers, into schedule to taking 25 consideration such factors as pupil transportation schedules 26 and patterns and sources of energy for individual attendance

1 centers.

2 Electronically submitted State aid claims shall be 3 submitted by duly authorized district or regional individuals 4 over a secure network that is password protected. The 5 electronic submission of a State aid claim must be accompanied with an affirmation that all of the provisions of Sections 6 18-8.05 through 18-9, 10-22.5, and 24-4 of this Code are met in 7 8 all respects.

9 (Source: P.A. 95-152, eff. 8-14-07; 95-811, eff. 8-13-08;
10 95-876, eff. 8-21-08; 96-734, eff. 8-25-09.)

11 (105 ILCS 5/26-2a) (from Ch. 122, par. 26-2a)

Sec. 26-2a. A "truant" is defined as a child subject to compulsory school attendance and who is absent without valid cause from such attendance for a school day or portion thereof.

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

"Chronic or habitual truant" shall be defined as a child subject to compulsory school attendance and who is absent without valid cause from such attendance for 10% or more of the previous 180 regular attendance days. 09700HB3022sam002 -88- LRB097 00297 NHT 55484 a

1 "Truant minor" is defined as a chronic truant to whom 2 supportive services, including prevention, diagnostic, 3 intervention and remedial services, alternative programs and 4 other school and community resources have been provided and 5 have failed to result in the cessation of chronic truancy, or 6 have been offered and refused.

A "dropout" is defined as any child enrolled in grades one 7 9 through 12 whose name has been removed from the district 8 9 enrollment roster for any reason other than the student's 10 death, extended illness, removal for medical non-compliance, 11 expulsion, aging out, graduation, or completion of a program of studies and who has not transferred to another public or 12 13 private school or moved out of the United States and is not known to be home schooled by his or her parents or quardians or 14 15 continuing school in another country.

16 "Religion" for the purposes of this Article, includes all 17 aspects of religious observance and practice, as well as 18 belief.

19 (Source: P.A. 96-1423, eff. 8-3-10.)

20 (105 ILCS 5/27A-7)

21 Sec. 27A-7. Charter submission.

(a) A proposal to establish a charter school shall be submitted to the State Board and the local school board in the form of a proposed contract entered into between the local school board and the governing body of a proposed charter 09700HB3022sam002

school. The charter school proposal as submitted to the State
 Board shall include:

3

4

(1) The name of the proposed charter school, which must include the words "Charter School".

5 (2) The age or grade range, areas of focus, minimum and 6 maximum numbers of pupils to be enrolled in the charter 7 school, and any other admission criteria that would be 8 legal if used by a school district.

9 (3) A description of and address for the physical plant 10 in which the charter school will be located; provided that nothing in the Article shall be deemed to justify delaying 11 12 or withholding favorable action on or approval of a charter 13 school proposal because the building or buildings in which 14 the charter school is to be located have not been acquired 15 or rented at the time a charter school proposal is submitted or approved or a charter school contract is 16 17 entered into or submitted for certification or certified, 18 so long as the proposal or submission identifies and names 19 at least 2 sites that are potentially available as a 20 charter school facility by the time the charter school is 21 to open.

(4) The mission statement of the charter school, which must be consistent with the General Assembly's declared purposes; provided that nothing in this Article shall be construed to require that, in order to receive favorable consideration and approval, a charter school proposal 09700HB3022sam002

demonstrate unequivocally that the charter school will be able to meet each of those declared purposes, it being the intention of the Charter Schools Law that those purposes be recognized as goals that charter schools must aspire to attain.

6 (5) The goals, objectives, and pupil performance 7 standards to be achieved by the charter school.

8 (6) In the case of a proposal to establish a charter 9 school by converting an existing public school or 10 attendance center to charter school status, evidence that 11 the proposed formation of the charter school has received 12 the approval of certified teachers, parents and guardians, 13 and, if applicable, a local school council as provided in 14 subsection (b) of Section 27A-8.

(7) A description of the charter school's educational
 program, pupil performance standards, curriculum, school
 year, school days, and hours of operation.

18 (8) A description of the charter school's plan for 19 evaluating pupil performance, the types of assessments 20 that will be used to measure pupil progress towards 21 achievement of the school's pupil performance standards, 22 the timeline for achievement of those standards, and the 23 procedures for taking corrective action in the event that 24 pupil performance at the charter school falls below those 25 standards.

26

(9) Evidence that the terms of the charter as proposed

are economically sound for both the charter school and the 1 school district, a proposed budget for the term of the 2 3 charter, a description of the manner in which an annual audit of the financial and administrative operations of the 4 5 charter school, including any services provided by the school district, are to be conducted, and a plan for the 6 7 displacement of pupils, teachers, and other employees who 8 will not attend or be employed in the charter school.

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9 (10) A description of the governance and operation of 10 the charter school, including the nature and extent of 11 parental, professional educator, and community involvement 12 in the governance and operation of the charter school.

13 (11) An explanation of the relationship that will exist 14 between the charter school and its employees, including 15 evidence that the terms and conditions of employment have with affected employees 16 been addressed and their 17 recognized representative, if any. However, a bargaining 18 unit of charter school employees shall be separate and 19 distinct from any bargaining units formed from employees of 20 a school district in which the charter school is located.

(12) An agreement between the parties regarding their
 respective legal liability and applicable insurance
 coverage.

(13) A description of how the charter school plans to
 meet the transportation needs of its pupils, and a plan for
 addressing the transportation needs of low-income and

1 at-risk pupils.

2 (14) The proposed effective date and term of the 3 charter; provided that the first day of the first academic 4 year and the first day of the fiscal year shall be no 5 earlier than August 15 and <u>the first day of the fiscal year</u> 6 <u>shall be July 1</u> no later than September 15 of a calendar 7 year.

8 (15) Any other information reasonably required by the
9 State Board of Education.

10 (b) A proposal to establish a charter school may be 11 initiated by individuals or organizations that will have majority representation on the board of directors or other 12 13 governing body of the corporation or other discrete legal 14 entity that is to be established to operate the proposed 15 charter school, by a board of education or an intergovernmental 16 agreement between or among boards of education, or by the board of directors or other governing body of a discrete legal entity 17 already existing or established to operate the proposed charter 18 school. The individuals or organizations referred to in this 19 20 subsection may be school teachers, school administrators, local school councils, colleges or universities or their 21 22 faculty members, public community colleges or their instructors or other representatives, corporations, or other 23 24 entities or their representatives. The proposal shall be 25 submitted to the local school board for consideration and, if 26 appropriate, for development of a proposed contract to be

submitted to the State Board for certification under Section
 27A-6.

3 (c) The local school board may not without the consent of 4 the governing body of the charter school condition its approval 5 of a charter school proposal on acceptance of an agreement to 6 operate under State laws and regulations and local school board 7 policies from which the charter school is otherwise exempted 8 under this Article.

9 (Source: P.A. 90-548, eff. 1-1-98; 91-405, eff. 8-3-99.)

10 (105 ILCS 5/34-8) (from Ch. 122, par. 34-8)

Sec. 34-8. Powers and duties of general superintendent. The 11 12 general superintendent of schools shall prescribe and control, 13 subject to the approval of the board and to other provisions of 14 this Article, the courses of study mandated by State law, 15 textbooks, educational apparatus and equipment, discipline in and conduct of the schools, and shall perform such other duties 16 17 as the board may by rule prescribe. The superintendent shall also notify the State Board of Education, the board and the 18 19 chief administrative official, other than the alleged 20 perpetrator himself, in the school where the alleged 21 perpetrator serves, that any person who is employed in a school 22 or otherwise comes into frequent contact with children in the 23 school has been named as a perpetrator in an indicated report 24 filed pursuant to the Abused and Neglected Child Reporting Act, 25 approved June 26, 1975, as amended.

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1 The general superintendent may be granted the authority by 2 the board to hire a specific number of employees to assist in 3 meeting immediate responsibilities. Conditions of employment 4 for such personnel shall not be subject to the provisions of 5 Section 34-85.

6 The general superintendent may, pursuant to a delegation of 7 authority by the board and Section 34-18, approve contracts and 8 expenditures.

9 Pursuant to other provisions of this Article, sites shall 10 be selected, schoolhouses located thereon and plans therefor 11 and textbooks and educational approved, apparatus and equipment shall be adopted and purchased by the board only upon 12 13 the recommendation of the general superintendent of schools or 14 by a majority vote of the full membership of the board and, in 15 the case of textbooks, subject to Article 28 of this Act. The 16 board may furnish free textbooks to pupils and may publish its 17 own textbooks and manufacture its own apparatus, equipment and 18 supplies.

19 In addition, each year at a time designated by the State 20 Superintendent of Education in January of each year, the 21 general superintendent of schools shall report to the State Board of Education the number of high school students in the 22 district who are enrolled in accredited courses (for which high 23 24 school credit will be awarded upon successful completion of the 25 courses) at any community college, together with the name and number of the course or courses which each such student is 26

1 taking.

The general superintendent shall also have the authority to monitor the performance of attendance centers, to identify and place an attendance center on remediation and probation, and to recommend to the board that the attendance center be placed on intervention and be reconstituted, subject to the provisions of Sections 34-8.3 and 8.4.

The general superintendent, or his or her designee, shall 8 9 conduct an annual evaluation of each principal in the district 10 pursuant to quidelines promulgated by the Board and the Board approved principal evaluation form. The evaluation shall be 11 based on factors, including the following: (i) student academic 12 improvement, as defined by the school improvement plan; (ii) 13 student absenteeism rates at the school; (iii) instructional 14 15 leadership; (iv) effective implementation of programs, 16 policies, or strategies to improve student academic achievement; (v) school management; and (vi) other factors, 17 18 including, without limitation, the principal's communication 19 skills and ability to create and maintain a student-centered 20 learning environment, to develop opportunities for 21 professional development, and to encourage parental 22 involvement and community partnerships to achieve school 23 improvement.

Effective no later than September 1, 2012, the general superintendent or his or her designee shall develop a written principal evaluation plan. The evaluation plan must be in 09700HB3022sam002

writing and shall supersede the evaluation requirements set forth in this Section. The evaluation plan must do at least all of the following:

4 (1) Provide for annual evaluation of all principals
5 employed under a performance contract by the general
6 superintendent or his or her designee, no later than July
7 1st of each year.

8 (2) Consider the principal's specific duties, 9 responsibilities, management, and competence as a 10 principal.

(3) Specify the principal's strengths and weaknesses,with supporting reasons.

13

(4) Align with research-based standards.

14 (5) Use data and indicators on student growth as a15 significant factor in rating principal performance.

16 (Source: P.A. 95-496, eff. 8-28-07; 96-861, eff. 1-15-10.)

17 (105 ILCS 5/34-18.5) (from Ch. 122, par. 34-18.5)

Sec. 34-18.5. Criminal history records checks and checks of the Statewide Sex Offender Database and Statewide Child Murderer and Violent Offender Against Youth Database.

(a) Certified and noncertified applicants for employment with the school district are required as a condition of employment to authorize a fingerprint-based criminal history records check to determine if such applicants have been convicted of any of the enumerated criminal or drug offenses in -97- LRB097 00297 NHT 55484 a

1 subsection (c) of this Section or have been convicted, within 7 years of the application for employment with the school 2 3 district, of any other felony under the laws of this State or 4 of any offense committed or attempted in any other state or 5 against the laws of the United States that, if committed or 6 attempted in this State, would have been punishable as a felony under the laws of this State. Authorization for the check shall 7 8 be furnished by the applicant to the school district, except 9 that if the applicant is a substitute teacher seeking 10 employment in more than one school district, or a teacher 11 seeking concurrent part-time employment positions with more than one school district (as a reading specialist, special 12 13 education teacher or otherwise), or an educational support 14 personnel employee seeking employment positions with more than 15 one district, any such district may require the applicant to 16 authorization for the check to the furnish regional 17 superintendent of the educational service region in which are 18 located the school districts in which the applicant is seeking 19 employment as a substitute or concurrent part-time teacher or 20 concurrent educational support personnel employee. Upon receipt of this authorization, the school district or the 21 22 appropriate regional superintendent, as the case may be, shall submit the applicant's name, sex, race, date of birth, social 23 24 security number, fingerprint images, and other identifiers, as 25 prescribed by the Department of State Police, to the Department. The 26 regional superintendent submitting the

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1 requisite information to the Department of State Police shall 2 promptly notify the school districts in which the applicant is seeking employment as a substitute or concurrent part-time 3 4 teacher or concurrent educational support personnel employee 5 that the check of the applicant has been requested. The 6 Department of State Police and the Federal Bureau of Investigation shall furnish, pursuant to a fingerprint-based 7 criminal history records check, records of convictions, until 8 9 expunged, to the president of the school board for the school 10 district that requested the check, or to the regional 11 superintendent who requested the check. The Department shall charge the school district or the appropriate regional 12 13 superintendent a fee for conducting such check, which fee shall 14 be deposited in the State Police Services Fund and shall not 15 exceed the cost of the inquiry; and the applicant shall not be 16 charged a fee for such check by the school district or by the regional superintendent. Subject to appropriations for these 17 18 of the State Superintendent Education purposes, shall 19 reimburse the school district and regional superintendent for 20 fees paid to obtain criminal history records checks under this Section. 21

(a-5) The school district or regional superintendent shall
further perform a check of the Statewide Sex Offender Database,
as authorized by the Sex Offender Community Notification Law,
for each applicant.

26

(a-6) The school district or regional superintendent shall

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further perform a check of the Statewide Child Murderer and
 Violent Offender Against Youth Database, as authorized by the
 Child Murderer and Violent Offender Against Youth Community
 Notification Law, for each applicant.

5 (b) Any information concerning the record of convictions 6 obtained by the president of the board of education or the regional superintendent shall be confidential and may only be 7 8 transmitted to the general superintendent of the school 9 district or his designee, the appropriate regional 10 superintendent if the check was requested by the board of 11 education for the school district, the presidents of the appropriate board of education or school boards if the check 12 was requested from the Department of State Police by the 13 14 regional superintendent, the State Superintendent of 15 Education, the State Teacher Certification Board or any other 16 person necessary to the decision of hiring the applicant for employment. A copy of the record of convictions obtained from 17 18 the Department of State Police shall be provided to the 19 applicant for employment. Upon the check of the Statewide Sex Offender 20 Database, the school district or regional 21 superintendent shall notify an applicant as to whether or not the applicant has been identified in the Database as a sex 22 23 offender. If a check of an applicant for employment as a 24 substitute or concurrent part-time teacher or concurrent 25 educational support personnel employee in more than one school 26 district was requested by the regional superintendent, and the

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1 Department of State Police upon a check ascertains that the applicant has not been convicted of any of the enumerated 2 3 criminal or drug offenses in subsection (c) or has not been 4 convicted, within 7 years of the application for employment 5 with the school district, of any other felony under the laws of 6 this State or of any offense committed or attempted in any other state or against the laws of the United States that, if 7 8 committed or attempted in this State, would have been punishable as a felony under the laws of this State and so 9 10 notifies the regional superintendent and if the regional 11 superintendent upon a check ascertains that the applicant has not been identified in the Sex Offender Database as a sex 12 13 offender, then the regional superintendent shall issue to the 14 applicant a certificate evidencing that as of the date 15 specified by the Department of State Police the applicant has 16 not been convicted of any of the enumerated criminal or drug offenses in subsection (c) or has not been convicted, within 7 17 years of the application for employment with the school 18 19 district, of any other felony under the laws of this State or 20 of any offense committed or attempted in any other state or against the laws of the United States that, if committed or 21 22 attempted in this State, would have been punishable as a felony 23 under the laws of this State and evidencing that as of the date 24 that the regional superintendent conducted a check of the 25 Statewide Sex Offender Database, the applicant has not been 26 identified in the Database as a sex offender. The school board

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1 of any school district may rely on the certificate issued by any regional superintendent to that substitute teacher, 2 concurrent part-time teacher, or concurrent educational 3 4 support personnel employee or may initiate its own criminal 5 history records check of the applicant through the Department 6 of State Police and its own check of the Statewide Sex Offender Database as provided in subsection (a). Any person who releases 7 8 anv confidential information concerning any criminal 9 convictions of an applicant for employment shall be quilty of a 10 Class A misdemeanor, unless the release of such information is 11 authorized by this Section.

(c) The board of education shall not knowingly employ a 12 13 person who has been convicted of any offense that would subject 14 him or her to certification suspension or revocation pursuant 15 to Section 21-23a of this Code. Further, the board of education 16 shall not knowingly employ a person who has been found to be the perpetrator of sexual or physical abuse of any minor under 17 18 18 years of age pursuant to proceedings under Article II of the 19 Juvenile Court Act of 1987.

(d) The board of education shall not knowingly employ a
person for whom a criminal history records check and a
Statewide Sex Offender Database check has not been initiated.

(e) Upon receipt of the record of a conviction of or a
finding of child abuse by a holder of any certificate issued
pursuant to Article 21 or Section 34-8.1 or 34-83 of the School
Code, the State Superintendent of Education may initiate

certificate suspension and revocation proceedings as
 authorized by law.

(e-5) The general superintendent of schools shall, 3 in 4 writing, notify the State Superintendent of Education of any 5 certificate holder whom he or she has reasonable cause to believe has committed an intentional act of abuse or neglect 6 with the result of making a child an abused child or a 7 neglected child, as defined in Section 3 of the Abused and 8 9 Neglected Child Reporting Act, and that act resulted in the 10 certificate holder's dismissal or resignation from the school 11 district. This notification must be submitted within 30 days after the dismissal or resignation. The certificate holder must 12 13 also be contemporaneously sent a copy of the notice by the superintendent. All correspondence, documentation, and other 14 15 information so received by the State Superintendent of 16 Education, the State Board of Education, or the State Teacher this 17 Certification Board under subsection (e-5) is 18 confidential and must not be disclosed to third parties, except 19 (i) as necessary for the State Superintendent of Education or 20 his or her designee to investigate and prosecute pursuant to 21 Article 21 of this Code, (ii) pursuant to a court order, (iii) for disclosure to the certificate holder or his or her 22 23 representative, or (iv) as otherwise provided in this Article 24 and provided that any such information admitted into evidence 25 hearing is exempt from this confidentiality and in а 26 non-disclosure requirement. Except for an act of willful or 1 wanton misconduct, any superintendent who provides 2 notification as required in this subsection (e-5) shall have 3 immunity from any liability, whether civil or criminal or that 4 otherwise might result by reason of such action.

5 (f) After March 19, 1990, the provisions of this Section 6 shall apply to all employees of persons or firms holding contracts with any school district including, but not limited 7 to, food service workers, school bus drivers and other 8 9 transportation employees, who have direct, daily contact with 10 the pupils of any school in such district. For purposes of 11 criminal history records checks and checks of the Statewide Sex Offender Database on employees of persons or firms holding 12 13 contracts with more than one school district and assigned to 14 more than one school district, the regional superintendent of 15 the educational service region in which the contracting school 16 districts are located may, at the request of any such school district, be responsible for receiving the authorization for a 17 criminal history records check prepared by each such employee 18 and submitting the same to the Department of State Police and 19 20 for conducting a check of the Statewide Sex Offender Database and the Statewide Child Murderer and Violent Offender Against 21 22 Youth Database for each employee. Any information concerning 23 the record of conviction and identification as a sex offender 24 of any such employee obtained by the regional superintendent 25 shall be promptly reported to the president of the appropriate school board or school boards. 26

1	(g) Beginning on January 1, 2012, the provisions of this
2	Section shall apply to all student teachers, as defined by
3	State Board of Education rule, assigned to public schools.
4	Student teachers must undergo a Department of State Police and
5	Federal Bureau of Investigation fingerprint-based criminal
6	history records check. Authorization to conduct the criminal
7	history records check must be furnished by the student teacher
8	to the school to which the student teacher is assigned. The
9	Department of State Police and the Federal Bureau of
10	Investigation shall furnish, pursuant to a fingerprint-based
11	criminal history records check, records of convictions, until
12	expunged, to the president of the Chicago Board of Education.
13	The Department of State Police shall charge a fee for
14	conducting the check, which fee must be deposited into the
15	State Police Services Fund and must not exceed the cost of the
16	inquiry. The student teacher shall be required to pay all fees
17	associated with conducting the criminal history records check,
18	as well as any other application fees as established by rule
19	including, but not limited to, the fee established by the
20	Department of State Police and the Federal Bureau of
21	Investigation to process fingerprint-based criminal history
22	records checks. Results of the check must also be furnished by
23	the school district to the higher education institution where
24	the student teacher is enrolled. No one may begin student
25	teaching until the results of the criminal history records
26	check have been returned to the school district. In order to

1	student teach in the public schools, a person is required to
2	authorize a fingerprint-based criminal history records check
3	and checks of the Statewide Sex Offender Database and Statewide
4	Child Murderer and Violent Offender Against Youth Database
5	prior to participating in any field experiences in the public
6	schools. Authorization for and payment of the costs of the
7	checks must be furnished by the student teacher. Results of the
8	checks must be furnished to the higher education institution
9	where the student teacher is enrolled and the general
10	superintendent of schools.
11	(Source: P.A. 95-331, eff. 8-21-07; 96-431, eff. 8-13-09;
12	96-1452, eff. 8-20-10.)
13	(105 ILCS 5/1C-4 rep.)
14	(105 ILCS 5/2-3.9 rep.)
15	(105 ILCS 5/2-3.10 rep.)
16	(105 ILCS 5/2-3.17 rep.)
17	(105 ILCS 5/2-3.74 rep.)
18	(105 ILCS 5/2-3.87 rep.)
19	(105 ILCS 5/2-3.111 rep.)
20	(105 ILCS 5/2-3.112 rep.)
21	(105 ILCS 5/13B-35.10 rep.)
22	(105 ILCS 5/13B-35.15 rep.)
23	(105 ILCS 5/13B-35.20 rep.)
24	(105 ILCS 5/13B-40 rep.)
25	Section 10. The School Code is amended by repealing

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Sections 1C-4, 2-3.9, 2-3.10, 2-3.17, 2-3.74, 2-3.87, 2-3.111,
 2-3.112, 13B-35.10, 13B-35.15, 13B-35.20, and 13B-40.

3 Section 15. The Critical Health Problems and Comprehensive 4 Health Education Act is amended by changing Section 6 as 5 follows:

6 (105 ILCS 110/6) (from Ch. 122, par. 866)

Sec. 6. Rules and Regulations. In carrying out the powers and duties of the State Board of Education and the advisory committee established by this Act, the State Board <u>is</u> and such committee are authorized to promulgate rules and regulations in order to implement the provisions of this Act.

12 (Source: P.A. 81-1508.)

13 (105 ILCS 110/5 rep.)

Section 20. The Critical Health Problems and ComprehensiveHealth Education Act is amended by repealing Section 5.

16 (105 ILCS 215/Act rep.)

Section 25. The Chicago Community Schools Study CommissionAct is repealed.".