



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB4262

by Rep. Laura Fine

SYNOPSIS AS INTRODUCED:

105 ILCS 5/24-5

from Ch. 122, par. 24-5

Amends the Employment of Teachers Article of the School Code. Makes changes to a Section concerning physical fitness and professional growth. Defines "employee". Removes a requirement that new employees provide evidence of freedom from tuberculosis. Provides instead that a new or existing employee may be subject to additional health examinations, including screening for tuberculosis, as required by rules adopted by the Department of Public Health or by order of a local public health official. Provides that school boards may require employees (instead of teachers in their employ) to furnish evidence of continued professional growth. Effective immediately.

LRB098 13553 NHT 48078 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

A BILL FOR

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Section
5 24-5 as follows:

6 (105 ILCS 5/24-5) (from Ch. 122, par. 24-5)

7 Sec. 24-5. Physical fitness and professional growth.

8 (a) In this Section, "employee" means any employee of a
9 school district, a student teacher, an employee of a contractor
10 that provides services to students or in schools, or any other
11 individual subject to the requirements of Section 10-21.9 or
12 34-18.5 of this Code.

13 (b) School boards shall require of new employees evidence
14 of physical fitness to perform duties assigned and freedom from
15 communicable disease, ~~including tuberculosis~~. Such evidence
16 shall consist of a physical examination ~~and a tuberculin skin~~
17 ~~test and, if appropriate, an x ray,~~ made by a physician
18 licensed in Illinois or any other state to practice medicine
19 and surgery in all its branches, an advanced practice nurse who
20 has a written collaborative agreement with a collaborating
21 physician that authorizes the advanced practice nurse to
22 perform health examinations, or a physician assistant who has
23 been delegated the authority to perform health examinations by

1 his or her supervising physician not more than 90 days
2 preceding time of presentation to the board, and the cost of
3 such examination shall rest with the employee. A new or
4 existing employee may be subject to additional health
5 examinations, including screening for tuberculosis, as
6 required by rules adopted by the Department of Public Health or
7 by order of a local public health official. The board may from
8 time to time require an examination of any employee by a
9 physician licensed in Illinois to practice medicine and surgery
10 in all its branches, an advanced practice nurse who has a
11 written collaborative agreement with a collaborating physician
12 that authorizes the advanced practice nurse to perform health
13 examinations, or a physician assistant who has been delegated
14 the authority to perform health examinations by his or her
15 supervising physician and shall pay the expenses thereof from
16 school funds.

17 (c) School boards may require employees ~~teachers in their~~
18 ~~employ~~ to furnish from time to time evidence of continued
19 professional growth.

20 (Source: P.A. 94-350, eff. 7-28-05.)

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.