



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB6131

Introduced 2/11/2016, by Rep. Frances Ann Hurley

SYNOPSIS AS INTRODUCED:

| | |
|-------------------------|-----------------------------|
| 105 ILCS 5/27-24.2 | from Ch. 122, par. 27-24.2 |
| 105 ILCS 5/27-24.2a new | |
| 625 ILCS 5/6-419 | from Ch. 95 1/2, par. 6-419 |

Amends the School Code and the Illinois Vehicle Code. Provides that a driver education course (whether offered by a public school, a non-public school, or a driver training school) shall include instruction concerning law enforcement procedures for traffic stops, including a demonstration of the proper actions to be taken during a traffic stop and appropriate interactions with law enforcement.

LRB099 18542 NHT 42921 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

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 27-24.2 and by adding Section 27-24.2a as follows:

6 (105 ILCS 5/27-24.2) (from Ch. 122, par. 27-24.2)

7 Sec. 27-24.2. Safety education; driver education course.
8 Instruction shall be given in safety education in each of
9 grades one through ~~through~~ 8, equivalent to one class period
10 each week, and any school district which maintains grades 9
11 through 12 shall offer a driver education course in any such
12 school which it operates. Its curriculum shall include content
13 dealing with Chapters 11, 12, 13, 15, and 16 of the Illinois
14 Vehicle Code, the rules adopted pursuant to those Chapters
15 insofar as they pertain to the operation of motor vehicles, and
16 the portions of the Litter Control Act relating to the
17 operation of motor vehicles. The course of instruction given in
18 grades 10 through 12 shall include an emphasis on the
19 development of knowledge, attitudes, habits, and skills
20 necessary for the safe operation of motor vehicles, including
21 motorcycles insofar as they can be taught in the classroom, and
22 instruction on distracted driving as a major traffic safety
23 issue. In addition, the course shall include instruction on

1 special hazards existing at and required safety and driving
2 precautions that must be observed at emergency situations,
3 highway construction and maintenance zones, and railroad
4 crossings and the approaches thereto. Beginning with the
5 2017-2018 school year, the course shall also include
6 instruction concerning law enforcement procedures for traffic
7 stops, including a demonstration of the proper actions to be
8 taken during a traffic stop and appropriate interactions with
9 law enforcement. The course of instruction required of each
10 eligible student at the high school level shall consist of a
11 minimum of 30 clock hours of classroom instruction and a
12 minimum of 6 clock hours of individual behind-the-wheel
13 instruction in a dual control car on public roadways taught by
14 a driver education instructor endorsed by the State Board of
15 Education. Both the classroom instruction part and the practice
16 driving part of such driver education course shall be open to a
17 resident or non-resident student attending a non-public school
18 in the district wherein the course is offered. Each student
19 attending any public or non-public high school in the district
20 must receive a passing grade in at least 8 courses during the
21 previous 2 semesters prior to enrolling in a driver education
22 course, or the student shall not be permitted to enroll in the
23 course; provided that the local superintendent of schools (with
24 respect to a student attending a public high school in the
25 district) or chief school administrator (with respect to a
26 student attending a non-public high school in the district) may

1 waive the requirement if the superintendent or chief school
2 administrator, as the case may be, deems it to be in the best
3 interest of the student. A student may be allowed to commence
4 the classroom instruction part of such driver education course
5 prior to reaching age 15 if such student then will be eligible
6 to complete the entire course within 12 months after being
7 allowed to commence such classroom instruction.

8 Such a course may be commenced immediately after the
9 completion of a prior course. Teachers of such courses shall
10 meet the certification requirements of this Act and regulations
11 of the State Board as to qualifications.

12 Subject to rules of the State Board of Education, the
13 school district may charge a reasonable fee, not to exceed \$50,
14 to students who participate in the course, unless a student is
15 unable to pay for such a course, in which event the fee for
16 such a student must be waived. However, the district may
17 increase this fee to an amount not to exceed \$250 by school
18 board resolution following a public hearing on the increase,
19 which increased fee must be waived for students who participate
20 in the course and are unable to pay for the course. The total
21 amount from driver education fees and reimbursement from the
22 State for driver education must not exceed the total cost of
23 the driver education program in any year and must be deposited
24 into the school district's driver education fund as a separate
25 line item budget entry. All moneys deposited into the school
26 district's driver education fund must be used solely for the

1 funding of a high school driver education program approved by
2 the State Board of Education that uses driver education
3 instructors endorsed by the State Board of Education.
4 (Source: P.A. 96-734, eff. 8-25-09; 97-145, eff. 7-14-11;
5 revised 10-21-15.)

6 (105 ILCS 5/27-24.2a new)

7 Sec. 27-24.2a. Non-public school driver education course.
8 Beginning with the 2017-2018 school year, any non-public
9 school's driver education course shall include instruction
10 concerning law enforcement procedures for traffic stops,
11 including a demonstration of the proper actions to be taken
12 during a traffic stop and appropriate interactions with law
13 enforcement.

14 Section 10. The Illinois Vehicle Code is amended by
15 changing Section 6-419 as follows:

16 (625 ILCS 5/6-419) (from Ch. 95 1/2, par. 6-419)

17 Sec. 6-419. Rules and Regulations. The Secretary is
18 authorized to prescribe by rule standards for the eligibility,
19 conduct and operation of driver training schools, and
20 instructors and to adopt other reasonable rules and regulations
21 necessary to carry out the provisions of this Act. The
22 Secretary may adopt rules exempting particular types of driver
23 training schools from specific statutory provisions in

1 Sections 6-401 through 6-424, where application of those
2 provisions would be inconsistent with the manner of instruction
3 offered by those schools. The Secretary, in consultation with
4 the State Board of Education, shall adopt course content
5 standards for driver education for those persons under the age
6 of 18 years, which shall include the operation and equipment of
7 motor vehicles. After June 30, 2017, the course content
8 standards for driver education provided by a driver training
9 school to those persons under the age of 18 years shall include
10 instruction concerning law enforcement procedures for traffic
11 stops, including a demonstration of the proper actions to be
12 taken during a traffic stop and appropriate interactions with
13 law enforcement.

14 (Source: P.A. 96-740, eff. 1-1-10; 96-962, eff. 7-2-10; 97-229,
15 eff. 7-28-11; 97-1025, eff. 1-1-13.)