



Rep. Tony M. McCombie

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10400HB2802ham001

LRB104 08195 LNS 23769 a

1 AMENDMENT TO HOUSE BILL 2802

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2802 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Section  
5 10-19.05 as follows:

6 (105 ILCS 5/10-19.05)

7 Sec. 10-19.05. Daily pupil attendance calculation.

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

1 participation in an e-learning program adopted by a school  
2 board and verified by the regional office of education or  
3 intermediate service center for the school district under  
4 Section 10-20.56 of this Code shall be considered as full days  
5 of attendance under this Section.

6 (b) A pupil regularly enrolled in a public school for only  
7 a part of the school day may be counted on the basis of  
8 one-sixth of a school day for every class hour of instruction  
9 of 40 minutes or more attended pursuant to such enrollment,  
10 unless a pupil is enrolled in a block-schedule format of 80  
11 minutes or more of instruction, in which case the pupil may be  
12 counted on the basis of the proportion of minutes of school  
13 work completed each day to the minimum number of minutes that  
14 school work is required to be held that day.

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

20 (d) A session of 3 or more clock hours may be counted as a  
21 day of attendance (1) when the remainder of the school day or  
22 at least 2 hours in the evening of that day is utilized for an  
23 in-service training program for teachers, up to a maximum of  
24 10 days per school year, provided that a district conducts an  
25 in-service training program for teachers in accordance with  
26 Section 10-22.39 of this Code, or, in lieu of 4 such days, 2

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

1 supervision of teachers are added to the school days between  
2 such regularly scheduled sessions to accumulate not less than  
3 the number of minutes by which such sessions of 3 or more clock  
4 hours fall short of 5 clock hours. Days scheduled for  
5 in-service training programs, staff development activities, or  
6 parent-teacher conferences may be scheduled separately for  
7 different grade levels and different attendance centers of the  
8 district.

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

14 (f) A session of at least 4 clock hours may be counted as a  
15 day of attendance for first grade pupils and pupils in  
16 full-day kindergartens, and a session of 2 or more hours may be  
17 counted as a half day of attendance by pupils in kindergartens  
18 that provide only half days of attendance.

19 (g) For children with disabilities who are below the age  
20 of 6 years and who cannot attend 2 or more clock hours because  
21 of their disability or immaturity, a session of not less than  
22 one clock hour may be counted as a half day of attendance;  
23 however, for such children whose educational needs require a  
24 session of 4 or more clock hours, a session of at least 4 clock  
25 hours may be counted as a full day of attendance.

26 (h) A recognized kindergarten that provides for only a

1 half day of attendance by each pupil shall not have more than  
2 one half day of attendance counted in any one day. However,  
3 kindergartens may count 2 and a half days of attendance in any  
4 5 consecutive school days. When a pupil attends such a  
5 kindergarten for 2 half days on any one school day, the pupil  
6 shall have the following day as a day absent from school,  
7 unless the school district obtains permission in writing from  
8 the State Superintendent of Education. Attendance at  
9 kindergartens that provide for a full day of attendance by  
10 each pupil shall be counted the same as attendance by first  
11 grade pupils. Only the first year of attendance in one  
12 kindergarten shall be counted, except in the case of children  
13 who entered the kindergarten in their fifth year whose  
14 educational development requires a second year of kindergarten  
15 as determined under rules of the State Board of Education.

16 (i) On the days when the State's final accountability  
17 assessment is administered under subsection (c) of Section  
18 2-3.64a-5 of this Code, the day of attendance for a pupil whose  
19 school day must be shortened to accommodate required testing  
20 procedures may be less than 5 clock hours and shall be counted  
21 toward the 176 days of actual pupil attendance required under  
22 Section 10-19 of this Code, provided that a sufficient number  
23 of minutes of school work in excess of 5 clock hours are first  
24 completed on other school days to compensate for the loss of  
25 school work on the examination days.

26 (j) Pupils enrolled in a remote educational program

1 established under Section 10-29 of this Code may be counted on  
2 the basis of a one-fifth day of attendance for every clock hour  
3 of instruction attended in the remote educational program,  
4 provided that, in any month, the school district may not claim  
5 for a student enrolled in a remote educational program more  
6 days of attendance than the maximum number of days of  
7 attendance the district can claim (i) for students enrolled in  
8 a building holding year-round classes if the student is  
9 classified as participating in the remote educational program  
10 on a year-round schedule or (ii) for students enrolled in a  
11 building not holding year-round classes if the student is not  
12 classified as participating in the remote educational program  
13 on a year-round schedule.

14 (j-5) The clock hour requirements of subsections (a)  
15 through (j) of this Section do not apply if the Governor has  
16 declared a disaster due to a public health emergency pursuant  
17 to Section 7 of the Illinois Emergency Management Agency Act.  
18 The State Superintendent of Education may establish minimum  
19 clock hour requirements under Sections 10-30 and 34-18.66 if  
20 the Governor has declared a disaster due to a public health  
21 emergency pursuant to Section 7 of the Illinois Emergency  
22 Management Agency Act.

23 (k) Pupil participation in any of the following activities  
24 shall be counted toward the calculation of clock hours of  
25 school work per day:

26 (1) Instruction in a college course in which a student

1 is dually enrolled for both high school credit and college  
2 credit.

3 (2) Participation in a Supervised Career Development  
4 Experience, as defined in Section 10 of the Postsecondary  
5 and Workforce Readiness Act, ~~or any work based learning~~  
6 ~~experience~~ in which student participation and learning  
7 outcomes are approved ~~directed~~ by an educator licensed  
8 under Article 21B for assessment of competencies.  
9 Participation ~~in a work based learning experience~~ may  
10 include, but is not limited to, scheduled events of local,  
11 State, and national youth organizations, career and  
12 technical education student organizations, FFA  
13 associations, State FFA associations, the National FFA  
14 ~~Organization,~~ and 4-H programs as part of organized  
15 competitions, ~~or~~ exhibitions, or conferences. ~~The student~~  
16 ~~and the student's parent or legal guardian shall be~~  
17 ~~responsible for obtaining assignments missed while the~~  
18 ~~student was participating in a Supervised Career~~  
19 ~~Development Experience or other work based learning~~  
20 ~~experience pursuant to this paragraph (2) from the~~  
21 ~~student's teacher.~~

22 (2.5) Participation in any work-based learning  
23 experience, including supervised agricultural  
24 experiences, in which student participation and learning  
25 outcomes are approved by an educator who holds an Educator  
26 License with Stipulations with a career and technical

1 educator endorsement and a work-based learning  
2 designation, as required by rule.

3 (3) Participation in a youth apprenticeship, as  
4 jointly defined in rules of the State Board of Education  
5 and Department of Commerce and Economic Opportunity, in  
6 which student participation and outcomes are approved  
7 ~~directed~~ by an educator licensed under Article 21B for  
8 assessment of competencies. ~~The student and the student's~~  
9 ~~parent or legal guardian shall be responsible for~~  
10 ~~obtaining assignments missed while the student was~~  
11 ~~participating in a youth apprenticeship pursuant to this~~  
12 ~~paragraph (3) from the student's teacher.~~

13 (4) Participation in a blended learning program  
14 approved by the school district in which course content,  
15 student evaluation, and instructional methods are  
16 supervised by an educator licensed under Article 21B.

17 A student and the student's parent or legal guardian are  
18 responsible for obtaining coursework that is missed while the  
19 student participates in an activity pursuant to this  
20 subsection (k) from the student's teacher.

21 School district attendance policies shall be updated,  
22 added to a district's student handbook, and publicly posted to  
23 reflect the activities allowed to be counted toward the  
24 calculation of clock hours of school work under this  
25 subsection (k) no later than the beginning of the 2026-2027  
26 school year. These policies shall include, at a minimum, an

1 approval process for students to attend allowable activities  
2 under this subsection (k) and provisions for making up missed  
3 coursework that do not penalize a student.  
4 (Source: P.A. 103-560, eff. 1-1-24.)".