



Rep. Michael Crawford

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10400HB4068ham003

LRB104 13772 LNS 36584 a

1 AMENDMENT TO HOUSE BILL 4068

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4068, AS AMENDED,  
3 by replacing everything after the enacting clause with the  
4 following:

5 "Section 5. The School Code is amended by adding Section  
6 14-8.02j as follows:

7 (105 ILCS 5/14-8.02j new)

8 Sec. 14-8.02j. Timelines for addressing requests for  
9 disability accommodations under Section 504 of the federal  
10 Rehabilitation Act of 1973.

11 (a) In this Section:

12 "Health care provider" means a physician licensed to  
13 practice medicine in all of its branches, a licensed physician  
14 assistant, or a licensed advanced practice registered nurse.

15 "Individualized health care plan" means a document  
16 developed with the involvement of a school nurse or, if a

1 school nurse is unavailable, a licensed nurse, that is  
2 implemented in the school setting for a student with a  
3 significant health condition who requires direct or indirect  
4 nursing services at school.

5 "Qualified provider" means a licensed, certified, or  
6 registered practitioner meeting State standards to deliver  
7 specific services.

8 (b) Within 14 school days after receiving a written  
9 request for a federal Section 504 plan from a child's parent or  
10 guardian, a school district shall determine:

11 (1) whether the clinical information, which may  
12 include a diagnosis from a health care provider or  
13 qualified provider that is provided by the parent or  
14 guardian, is sufficient to support the existence of a  
15 disability pursuant to Section 504 of the federal  
16 Rehabilitation Act of 1973 and eligibility for a Section  
17 504 plan;

18 (2) whether further evaluation is needed to make the  
19 determination in paragraph (1); or

20 (3) whether there is no basis for an evaluation or  
21 plan based on available information.

22 If the school district makes the determination not to confer  
23 eligibility based on existing information or that an  
24 evaluation is to be conducted, the school district shall  
25 provide written notice to the parent or guardian explaining  
26 the rationale for the determination.

1       If the school district makes the determination that an  
2 evaluation is to be conducted, the school district shall  
3 convene a team of individuals, including the parent or  
4 guardian, having the knowledge and skills necessary to  
5 administer and interpret evaluation data. The composition of  
6 the team shall vary depending on the nature of the student's  
7 symptoms and other relevant factors. The team shall identify  
8 any assessments that are necessary and other relevant  
9 information, if any, that needs to be collected to complete  
10 the evaluation. The school district shall ensure that written  
11 notification of the team's conclusions is transmitted to the  
12 parent or guardian within the 14-school-day timeline under  
13 this subsection, along with the school district's request for  
14 the parent's or guardian's consent to conduct the needed  
15 assessments. After a meeting is scheduled within the  
16 14-school-day timeline under this subsection, the parent or  
17 guardian may request, in writing, an extension of the  
18 14-school-day timeline for up to 10 additional school days.  
19 The written request for an extension shall be maintained in  
20 the student's temporary school records.

21       (c) For a student with documentation from a health care  
22 provider indicating the need for an individualized health care  
23 plan to address a significant health condition that is a  
24 likely threat to the student's health or safety in the school  
25 setting, the appropriate school personnel shall, within 14  
26 school days after receipt of (i) documentation from the health

1 care provider outlining the student's medical need and (ii)  
2 duly executed authorization for the release of information  
3 forms pursuant to applicable federal and State laws to permit  
4 school personnel to communicate and exchange information with  
5 the health care provider, meet with the student's parent or  
6 guardian and, if appropriate, the student, to consider the  
7 creation of an individualized health care plan consistent with  
8 the health care provider's health or safety recommendations.  
9 If the appropriate school personnel agree with the health care  
10 provider's recommendations, implementation of the  
11 individualized health care plan shall commence within the  
12 14-school-day timeline under this subsection. The creation of  
13 an individualized health care plan for a student does not  
14 preclude the development of a Section 504 plan for the  
15 student.

16 (d) Nothing in this Section supersedes the requirements in  
17 Section 22-30 of this Code, the Care of Students with Diabetes  
18 Act, or the Seizure Smart School Act.

19 Section 99. Effective date. This Act takes effect upon  
20 becoming law."