

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 Illinois Administrative Procedure Act is  
5 amended by adding Section 5-45.65 as follows:

6 (5 ILCS 100/5-45.65 new)

7 Sec. 5-45.65. Emergency rulemaking; School Safety Drill  
8 Act. To provide for the expeditious and timely implementation  
9 of Section 40 of the School Safety Drill Act, emergency rules  
10 implementing Section 40 of the School Safety Drill Act may be  
11 adopted in accordance with Section 5-45 by the State Board of  
12 Education, in consultation with the Illinois State Police. The  
13 adoption of emergency rules authorized by Section 5-45 and  
14 this Section is deemed to be necessary for the public  
15 interest, safety, and welfare.

16 This Section is repealed one year after the effective date  
17 of this amendatory Act of the 104th General Assembly.

18 Section 10. The School Safety Drill Act is amended by  
19 changing Sections 40 and 45 as follows:

20 (105 ILCS 128/40)

21 Sec. 40. Common rules. The State Board of Education and

1 the Office of the State Fire Marshal shall cooperate together  
2 and coordinate with all appropriate education, first  
3 responder, and emergency management officials to (i) develop  
4 and implement one common set of rules to be administered under  
5 this Act and (ii) develop clear and definitive guidelines to  
6 school districts, private schools, and first responders as to  
7 how to develop school emergency and crisis response plans, how  
8 to develop school emergency and crisis response plans, threat  
9 assessment procedures, rapid entry response plans, and cardiac  
10 emergency response plans, how to exercise and drill based on  
11 such plans and procedures, and how to incorporate lessons  
12 learned from these exercises and drills into school emergency  
13 and crisis response plans.

14 The State Board of Education, in consultation with the  
15 Illinois State Police, shall adopt rules to implement this  
16 amendatory Act of the 104th General Assembly. Recognizing the  
17 adoption of such rules is deemed an emergency and necessary  
18 for the public interest, safety, and welfare of schools in  
19 this State, the State Board of Education, in consultation with  
20 the Illinois State Police, may adopt rules necessary to  
21 implement this amendatory Act of the 104th General Assembly  
22 through the use of emergency rulemaking in accordance with  
23 Section 5-45 of the Illinois Administrative Procedure Act for  
24 a period not to exceed 365 days after the effective date of  
25 this amendatory Act of the 104th amendatory Act.

26 (Source: P.A. 94-600, eff. 8-16-05.)

1 (105 ILCS 128/45)

2 Sec. 45. Threat assessment procedure.

3 (a) Each school district must implement a threat  
4 assessment procedure that may be part of a school board policy  
5 on targeted school violence prevention. The procedure must  
6 include the creation of a threat assessment team. The team  
7 must include at least one law enforcement official and  
8 cross-disciplinary representatives of the district who are  
9 most directly familiar with the mental and behavioral health  
10 needs of students and staff. Such cross-disciplinary  
11 representatives may include the following members:

12 (1) An administrator employed by the school district  
13 or a special education cooperative that serves the school  
14 district and is available to serve.

15 (2) A teacher employed by the school district or a  
16 special education cooperative that serves the school  
17 district and is available to serve.

18 (3) A school counselor employed by the school district  
19 or a special education cooperative that serves the school  
20 district and is available to serve.

21 (4) A school psychologist employed by the school  
22 district or a special education cooperative that serves  
23 the school district and is available to serve.

24 (5) A school social worker employed by the school  
25 district or a special education cooperative that serves

1 the school district and is available to serve.

2 (6) (Blank).

3 If a school district is unable to establish a threat  
4 assessment team with school district staff and resources, it  
5 may utilize a regional behavioral threat assessment and  
6 intervention team that includes mental health professionals  
7 and representatives from the State, county, and local law  
8 enforcement agencies.

9 (b) A school district shall establish the threat  
10 assessment team under this Section no later than 180 days  
11 after August 23, 2019 (the effective date of Public Act  
12 101-455) and must implement an initial threat assessment  
13 procedure no later than 120 days after August 23, 2019 (the  
14 effective date of Public Act 101-455). Each year prior to the  
15 start of the school year, the school board shall file the  
16 threat assessment procedure and a list identifying the members  
17 of the school district's threat assessment team or regional  
18 behavior threat assessment and intervention team with (i) a  
19 local law enforcement agency and (ii) the regional office of  
20 education or, with respect to a school district organized  
21 under Article 34 of the School Code, the State Board of  
22 Education.

23 (b-5) A charter school operating under a charter issued by  
24 a local board of education may adhere to the local board's  
25 threat assessment procedure or may implement its own threat  
26 assessment procedure in full compliance with the requirements

1 of this Section. The charter agreement shall specify in detail  
2 how threat assessment procedures will be determined for the  
3 charter school.

4 (b-10) A special education cooperative operating under a  
5 joint agreement must implement its own threat assessment  
6 procedure in full compliance with the requirements of this  
7 Section, including the creation of a threat assessment team,  
8 which may consist of individuals employed by the member  
9 districts. The procedure must include actions the special  
10 education cooperative will take in partnership with its member  
11 districts to address a threat.

12 (c) Any sharing of student information under this Section  
13 must comply with the federal Family Educational Rights and  
14 Privacy Act of 1974 and the Illinois School Student Records  
15 Act.

16 (d) (Blank).

17 (e) The State Board of Education shall provide school  
18 districts with guidance outlining what steps or consideration  
19 shall be included within the school district's threat  
20 assessment procedure, including guidance for how and when a  
21 school district should notify parents and community members of  
22 a threat. The State Board of Education shall publish the  
23 guidance on its website. School districts shall incorporate  
24 any additional information required by this subsection into  
25 their threat assessment procedure within the school year  
26 following publication of the guidance on the State Board of

1 Education's website.

2 (Source: P.A. 102-791, eff. 5-13-22; 102-894, eff. 5-20-22;  
3 103-154, eff. 6-30-23; 103-175, eff. 6-30-23; 103-780, eff.  
4 8-2-24.)

5 Section 99. Effective date. This Act takes effect upon  
6 becoming law.