



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

SB1486

Introduced 2/9/2017, by Sen. Chuck Weaver

SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-22.6a	from Ch. 122, par. 10-22.6a
105 ILCS 5/14-13.01	from Ch. 122, par. 14-13.01
105 ILCS 5/27-22	from Ch. 122, par. 27-22
105 ILCS 128/15	
105 ILCS 128/20	

Amends the School Code and the School Safety Drill Act. In provisions concerning home or hospital instruction, adds references to advanced practice nurses. In provisions concerning required high school courses, removes obsolete language. Provides that private schools that do not utilize a bus to transport students are exempt from conducting bus evacuation drills, with conditions. Effective July 1, 2017.

LRB100 10086 NHT 20259 b

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 Sections
5 10-22.6a, 14-13.01, and 27-22 as follows:

6 (105 ILCS 5/10-22.6a) (from Ch. 122, par. 10-22.6a)

7 Sec. 10-22.6a. To provide by home instruction,
8 correspondence courses or otherwise courses of instruction for
9 pupils who are unable to attend school because of pregnancy.
10 Such instruction shall be provided to the pupil (1) before the
11 birth of the child when the pupil's physician or advanced
12 practice nurse has indicated to the district, in writing, that
13 the pupil is medically unable to attend regular classroom
14 instruction and (2) for up to 3 months following the birth of
15 the child or a miscarriage. The instruction course shall be
16 designed to offer educational experiences that are equivalent
17 to those given to pupils at the same grade level in the
18 district and that are designed to enable the pupil to return to
19 the classroom.

20 (Source: P.A. 84-1430.)

21 (105 ILCS 5/14-13.01) (from Ch. 122, par. 14-13.01)

22 Sec. 14-13.01. Reimbursement payable by State; amounts for

1 personnel and transportation.

2 (a) For staff working on behalf of children who have not
3 been identified as eligible for special education and for
4 eligible children with physical disabilities, including all
5 eligible children whose placement has been determined under
6 Section 14-8.02 in hospital or home instruction, 1/2 of the
7 teacher's salary but not more than \$1,000 annually per child or
8 \$9,000 per teacher, whichever is less. A child qualifies for
9 home or hospital instruction if it is anticipated that, due to
10 a medical condition, the child will be unable to attend school,
11 and instead must be instructed at home or in the hospital, for
12 a period of 2 or more consecutive weeks or on an ongoing
13 intermittent basis. For purposes of this Section, "ongoing
14 intermittent basis" means that the child's medical condition is
15 of such a nature or severity that it is anticipated that the
16 child will be absent from school due to the medical condition
17 for periods of at least 2 days at a time multiple times during
18 the school year totaling at least 10 days or more of absences.
19 There shall be no requirement that a child be absent from
20 school a minimum number of days before the child qualifies for
21 home or hospital instruction. In order to establish eligibility
22 for home or hospital services, a student's parent or guardian
23 must submit to the child's school district of residence a
24 written statement from a physician licensed to practice
25 medicine in all of its branches or a licensed advanced practice
26 nurse stating the existence of such medical condition, the

1 impact on the child's ability to participate in education, and
2 the anticipated duration or nature of the child's absence from
3 school. Home or hospital instruction may commence upon receipt
4 of a written physician's or advanced practice nurse's statement
5 in accordance with this Section, but instruction shall commence
6 not later than 5 school days after the school district receives
7 the physician's or advanced practice nurse's statement.
8 Special education and related services required by the child's
9 IEP or services and accommodations required by the child's
10 federal Section 504 plan must be implemented as part of the
11 child's home or hospital instruction, unless the IEP team or
12 federal Section 504 plan team determines that modifications are
13 necessary during the home or hospital instruction due to the
14 child's condition. Eligible children to be included in any
15 reimbursement under this paragraph must regularly receive a
16 minimum of one hour of instruction each school day, or in lieu
17 thereof of a minimum of 5 hours of instruction in each school
18 week in order to qualify for full reimbursement under this
19 Section. If the attending physician or advanced practice nurse
20 for such a child has certified that the child should not
21 receive as many as 5 hours of instruction in a school week,
22 however, reimbursement under this paragraph on account of that
23 child shall be computed proportionate to the actual hours of
24 instruction per week for that child divided by 5. The State
25 Board of Education shall establish rules governing the required
26 qualifications of staff providing home or hospital

1 instruction.

2 (b) For children described in Section 14-1.02, 80% of the
3 cost of transportation approved as a related service in the
4 Individualized Education Program for each student in order to
5 take advantage of special educational facilities.
6 Transportation costs shall be determined in the same fashion as
7 provided in Section 29-5. For purposes of this subsection (b),
8 the dates for processing claims specified in Section 29-5 shall
9 apply.

10 (c) For each qualified worker, the annual sum of \$9,000.

11 (d) For one full time qualified director of the special
12 education program of each school district which maintains a
13 fully approved program of special education the annual sum of
14 \$9,000. Districts participating in a joint agreement special
15 education program shall not receive such reimbursement if
16 reimbursement is made for a director of the joint agreement
17 program.

18 (e) (Blank).

19 (f) (Blank).

20 (g) For readers, working with blind or partially seeing
21 children 1/2 of their salary but not more than \$400 annually
22 per child. Readers may be employed to assist such children and
23 shall not be required to be certified but prior to employment
24 shall meet standards set up by the State Board of Education.

25 (h) For non-certified employees, as defined by rules
26 promulgated by the State Board of Education, who deliver

1 services to students with IEPs, 1/2 of the salary paid or
2 \$3,500 per employee, whichever is less.

3 The State Board of Education shall set standards and
4 prescribe rules for determining the allocation of
5 reimbursement under this section on less than a full time basis
6 and for less than a school year.

7 When any school district eligible for reimbursement under
8 this Section operates a school or program approved by the State
9 Superintendent of Education for a number of days in excess of
10 the adopted school calendar but not to exceed 235 school days,
11 such reimbursement shall be increased by 1/180 of the amount or
12 rate paid hereunder for each day such school is operated in
13 excess of 180 days per calendar year.

14 Notwithstanding any other provision of law, any school
15 district receiving a payment under this Section or under
16 Section 14-7.02, 14-7.02b, or 29-5 of this Code may classify
17 all or a portion of the funds that it receives in a particular
18 fiscal year or from general State aid pursuant to Section
19 18-8.05 of this Code as funds received in connection with any
20 funding program for which it is entitled to receive funds from
21 the State in that fiscal year (including, without limitation,
22 any funding program referenced in this Section), regardless of
23 the source or timing of the receipt. The district may not
24 classify more funds as funds received in connection with the
25 funding program than the district is entitled to receive in
26 that fiscal year for that program. Any classification by a

1 district must be made by a resolution of its board of
2 education. The resolution must identify the amount of any
3 payments or general State aid to be classified under this
4 paragraph and must specify the funding program to which the
5 funds are to be treated as received in connection therewith.
6 This resolution is controlling as to the classification of
7 funds referenced therein. A certified copy of the resolution
8 must be sent to the State Superintendent of Education. The
9 resolution shall still take effect even though a copy of the
10 resolution has not been sent to the State Superintendent of
11 Education in a timely manner. No classification under this
12 paragraph by a district shall affect the total amount or timing
13 of money the district is entitled to receive under this Code.
14 No classification under this paragraph by a district shall in
15 any way relieve the district from or affect any requirements
16 that otherwise would apply with respect to that funding
17 program, including any accounting of funds by source, reporting
18 expenditures by original source and purpose, reporting
19 requirements, or requirements of providing services.

20 (Source: P.A. 96-257, eff. 8-11-09; 97-123, eff. 7-14-11.)

21 (105 ILCS 5/27-22) (from Ch. 122, par. 27-22)

22 Sec. 27-22. Required high school courses.

23 (a) (Blank). ~~As a prerequisite to receiving a high school~~
24 ~~diploma, each pupil entering the 9th grade in the 1984-1985~~
25 ~~school year through the 2004-2005 school year must, in addition~~

1 ~~to other course requirements, successfully complete the~~
2 ~~following courses:~~

3 ~~(1) three years of language arts;~~

4 ~~(2) two years of mathematics, one of which may be~~
5 ~~related to computer technology;~~

6 ~~(3) one year of science;~~

7 ~~(4) two years of social studies, of which at least one~~
8 ~~year must be history of the United States or a combination~~
9 ~~of history of the United States and American government;~~
10 ~~and~~

11 ~~(5) One year chosen from (A) music, (B) art, (C)~~
12 ~~foreign language, which shall be deemed to include American~~
13 ~~Sign Language or (D) vocational education.~~

14 (b) (Blank). ~~As a prerequisite to receiving a high school~~
15 ~~diploma, each pupil entering the 9th grade in the 2005-2006~~
16 ~~school year must, in addition to other course requirements,~~
17 ~~successfully complete all of the following courses:~~

18 ~~(1) Three years of language arts.~~

19 ~~(2) Three years of mathematics.~~

20 ~~(3) One year of science.~~

21 ~~(4) Two years of social studies, of which at least one~~
22 ~~year must be history of the United States or a combination~~
23 ~~of history of the United States and American government.~~

24 ~~(5) One year chosen from (A) music, (B) art, (C)~~
25 ~~foreign language, which shall be deemed to include American~~
26 ~~Sign Language, or (D) vocational education.~~

1 (c) (Blank). ~~As a prerequisite to receiving a high school~~
2 ~~diploma, each pupil entering the 9th grade in the 2006-2007~~
3 ~~school year must, in addition to other course requirements,~~
4 ~~successfully complete all of the following courses:~~

5 ~~(1) Three years of language arts.~~

6 ~~(2) Two years of writing intensive courses, one of~~
7 ~~which must be English and the other of which may be English~~
8 ~~or any other subject. When applicable, writing intensive~~
9 ~~courses may be counted towards the fulfillment of other~~
10 ~~graduation requirements.~~

11 ~~(3) Three years of mathematics, one of which must be~~
12 ~~Algebra I and one of which must include geometry content.~~

13 ~~(4) One year of science.~~

14 ~~(5) Two years of social studies, of which at least one~~
15 ~~year must be history of the United States or a combination~~
16 ~~of history of the United States and American government.~~

17 ~~(6) One year chosen from (A) music, (B) art, (C)~~
18 ~~foreign language, which shall be deemed to include American~~
19 ~~Sign Language, or (D) vocational education.~~

20 (d) (Blank). ~~As a prerequisite to receiving a high school~~
21 ~~diploma, each pupil entering the 9th grade in the 2007-2008~~
22 ~~school year must, in addition to other course requirements,~~
23 ~~successfully complete all of the following courses:~~

24 ~~(1) Three years of language arts.~~

25 ~~(2) Two years of writing intensive courses, one of~~
26 ~~which must be English and the other of which may be English~~

1 ~~or any other subject. When applicable, writing-intensive~~
2 ~~courses may be counted towards the fulfillment of other~~
3 ~~graduation requirements.~~

4 ~~(3) Three years of mathematics, one of which must be~~
5 ~~Algebra I and one of which must include geometry content.~~

6 ~~(4) Two years of science.~~

7 ~~(5) Two years of social studies, of which at least one~~
8 ~~year must be history of the United States or a combination~~
9 ~~of history of the United States and American government.~~

10 ~~(6) One year chosen from (A) music, (B) art, (C)~~
11 ~~foreign language, which shall be deemed to include American~~
12 ~~Sign Language, or (D) vocational education.~~

13 (e) As a prerequisite to receiving a high school diploma,
14 each pupil entering the 9th grade in the 2008-2009 school year
15 or a subsequent school year must, in addition to other course
16 requirements, successfully complete all of the following
17 courses:

18 (1) Four years of language arts.

19 (2) Two years of writing intensive courses, one of
20 which must be English and the other of which may be English
21 or any other subject. When applicable, writing-intensive
22 courses may be counted towards the fulfillment of other
23 graduation requirements.

24 (3) Three years of mathematics, one of which must be
25 Algebra I, one of which must include geometry content, and
26 one of which may be an Advanced Placement computer science

1 course if the pupil successfully completes Algebra II or an
2 integrated mathematics course with Algebra II content.

3 (4) Two years of science.

4 (5) Two years of social studies, of which at least one
5 year must be history of the United States or a combination
6 of history of the United States and American government
7 and, beginning with pupils entering the 9th grade in the
8 2016-2017 school year and each school year thereafter, at
9 least one semester must be civics, which shall help young
10 people acquire and learn to use the skills, knowledge, and
11 attitudes that will prepare them to be competent and
12 responsible citizens throughout their lives. Civics course
13 content shall focus on government institutions, the
14 discussion of current and controversial issues, service
15 learning, and simulations of the democratic process.
16 School districts may utilize private funding available for
17 the purposes of offering civics education.

18 (6) One year chosen from (A) music, (B) art, (C)
19 foreign language, which shall be deemed to include American
20 Sign Language, or (D) vocational education.

21 (f) The State Board of Education shall develop and inform
22 school districts of standards for writing-intensive
23 coursework.

24 (f-5) If a school district offers an Advanced Placement
25 computer science course to high school students, then the
26 school board must designate that course as equivalent to a high

1 school mathematics course and must denote on the student's
2 transcript that the Advanced Placement computer science course
3 qualifies as a mathematics-based, quantitative course for
4 students in accordance with subdivision (3) of subsection (e)
5 of this Section.

6 (g) This amendatory Act of 1983 does not apply to pupils
7 entering the 9th grade in 1983-1984 school year and prior
8 school years or to students with disabilities whose course of
9 study is determined by an individualized education program.

10 This amendatory Act of the 94th General Assembly does not
11 apply to pupils entering the 9th grade in the 2004-2005 school
12 year or a prior school year or to students with disabilities
13 whose course of study is determined by an individualized
14 education program.

15 (h) The provisions of this Section are subject to the
16 provisions of Section 27-22.05 of this Code and the
17 Postsecondary and Workforce Readiness Act.

18 (Source: P.A. 98-885, eff. 8-15-14; 99-434, eff. 7-1-16 (see
19 P.A. 99-485 for the effective date of changes made by P.A.
20 99-434); 99-485, eff. 11-20-15; 99-674, eff. 7-29-16.)

21 Section 10. The School Safety Drill Act is amended by
22 changing Sections 15 and 20 as follows:

23 (105 ILCS 128/15)

24 Sec. 15. Types of drills. Under this Act, the following

1 school safety drills shall be instituted by all schools in this
2 State:

3 (1) School evacuation drills, which shall address and
4 prepare students and school personnel for situations that
5 occur when conditions outside of a school building are
6 safer than inside a school building. Evacuation incidents
7 are based on the needs of particular communities and may
8 include without limitation the following:

9 (A) fire;

10 (B) suspicious items or persons;

11 (C) incidents involving hazardous materials,
12 including, but not limited to, chemical, incendiary,
13 and explosives; and

14 (D) bomb threats.

15 (2) Except as limited by subsection (b-5) of Section 20
16 of this Act, bus ~~Bus~~ evacuation drills, which shall address
17 and prepare students and school personnel for situations
18 that occur when conditions outside of a bus are safer than
19 inside the bus. Evacuation incidents are based on the needs
20 of particular communities and may include without
21 limitation the following:

22 (A) fire;

23 (B) suspicious items; and

24 (C) incidents involving hazardous materials,
25 including, but not limited to, chemical, incendiary,
26 and explosives.

1 (3) Law enforcement drills, which shall address and
2 prepare school personnel for situations calling for the
3 involvement of law enforcement when conditions inside a
4 school building are safer than outside of a school building
5 and it is necessary to protect building occupants from
6 potential dangers in a school building. Law enforcement
7 drills may involve situations that call for the
8 reverse-evacuation or the lock-down of a school building.
9 Evacuation or reverse-evacuation incidents shall include a
10 shooting incident.

11 (4) Severe weather and shelter-in-place drills, which
12 shall address and prepare students for situations
13 involving severe weather emergencies or the release of
14 external gas or chemicals. Severe weather and
15 shelter-in-place incidents shall be based on the needs and
16 environment of particular communities and may include
17 without limitation the following:

18 (A) severe weather, including, but not limited to,
19 shear winds, lightning, and earthquakes;

20 (B) incidents involving hazardous materials,
21 including, but not limited to, chemical, incendiary,
22 and explosives; and

23 (C) incidents involving weapons of mass
24 destruction, including, but not limited to,
25 biological, chemical, and nuclear weapons.

26 (Source: P.A. 98-48, eff. 7-1-13.)

1 (105 ILCS 128/20)

2 Sec. 20. Number of drills; incidents covered; local
3 authority participation.

4 (a) During each academic year, schools must conduct a
5 minimum of 3 school evacuation drills to address and prepare
6 students and school personnel for fire incidents. These drills
7 must meet all of the following criteria:

8 (1) One of the 3 school evacuation drills shall require
9 the participation of the appropriate local fire department
10 or district.

11 (A) Each local fire department or fire district
12 must contact the appropriate school administrator or
13 his or her designee no later than September 1 of each
14 year in order to arrange for the participation of the
15 department or district in the school evacuation drill.

16 (B) Each school administrator or his or her
17 designee must contact the responding local fire
18 official no later than September 15 of each year and
19 propose to the local fire official 4 dates within the
20 month of October, during at least 2 different weeks of
21 October, on which the drill shall occur. The fire
22 official may choose any of the 4 available dates, and
23 if he or she does so, the drill shall occur on that
24 date.

25 (C) The school administrator or his or her designee

1 and the local fire official may also, by mutual
2 agreement, set any other date for the drill, including
3 a date outside of the month of October.

4 (D) If the fire official does not select one of the
5 4 offered dates in October or set another date by
6 mutual agreement, the requirement that the school
7 include the local fire service in one of its mandatory
8 school evacuation drills shall be waived. Schools,
9 however, shall continue to be strongly encouraged to
10 include the fire service in a school evacuation drill
11 at a mutually agreed-upon time.

12 (E) Upon the participation of the local fire
13 service, the appropriate local fire official shall
14 certify that the school evacuation drill was
15 conducted.

16 (F) When scheduling the school evacuation drill,
17 the school administrator or his or her designee and the
18 local fire department or fire district may, by mutual
19 agreement on or before September 14, choose to waive
20 the provisions of subparagraphs (B), (C), and (D) of
21 this paragraph (1).

22 Additional school evacuation drills for fire incidents
23 may involve the participation of the appropriate local fire
24 department or district.

25 (2) Schools may conduct additional school evacuation
26 drills to account for other evacuation incidents,

1 including without limitation suspicious items or bomb
2 threats.

3 (3) All drills shall be conducted at each school
4 building that houses school children.

5 (b) During each academic year, schools must conduct a
6 minimum of one bus evacuation drill. This drill shall be
7 accounted for in the curriculum in all public schools and in
8 all other educational institutions in this State that are
9 supported or maintained, in whole or in part, by public funds
10 and that provide instruction in any of the grades kindergarten
11 through 12. This curriculum shall include instruction in safe
12 bus riding practices for all students. Schools may conduct
13 additional bus evacuation drills. All drills shall be conducted
14 at each school building that houses school children.

15 (b-5) Notwithstanding the minimum requirements established
16 by this Act, private schools that do not utilize a bus to
17 transport students for any purpose are exempt from subsection
18 (b) of this Section, provided that the chief school
19 administrator of the private school provides written assurance
20 to the State Board of Education that the private school does
21 not plan to utilize a bus to transport students for any purpose
22 during the current academic year. The assurance must be made on
23 a form supplied by the State Board of Education and filed no
24 later than October 15. If a private school utilizes a bus to
25 transport students for any purpose during an academic year when
26 an assurance pursuant to this subsection (b-5) has been filed

1 with the State Board of Education, the private school shall
2 immediately notify the State Board of Education and comply with
3 subsection (b) of this Section no later than 30 calendar days
4 after utilization of the bus to transport students, except
5 that, at the discretion of the private school, students chosen
6 for participation in the bus evacuation drill need include only
7 the subgroup of students that are utilizing bus transportation.

8 (c) During each academic year, schools must conduct a law
9 enforcement drill to address a school shooting incident. Such
10 drills must be conducted according to the school district's or
11 private school's emergency and crisis response plans,
12 protocols, and procedures, with the participation of the
13 appropriate law enforcement agency. Law enforcement drills may
14 be conducted on days and times when students are not present in
15 the school building. All drills must be conducted at each
16 school building that houses school children.

17 (1) A law enforcement drill must meet all of the
18 following criteria:

19 (A) During each calendar year, the appropriate
20 local law enforcement agency shall contact the
21 appropriate school administrator to request to
22 participate in a law enforcement drill. The school
23 administrator and local law enforcement agency shall
24 set, by mutual agreement, a date for the drill.

25 (A-5) The drill shall require the on-site
26 participation of the local law enforcement agency. If a

1 mutually agreeable date cannot be reached between the
2 school administrator and the appropriate local law
3 enforcement agency, then the school shall still hold
4 the drill without participation from the agency.

5 (B) Upon the participation of a local law
6 enforcement agency in a law enforcement drill, the
7 appropriate local law enforcement official shall
8 certify that the law enforcement drill was conducted
9 and notify the school in a timely manner of any
10 deficiencies noted during the drill.

11 (2) Schools may conduct additional law enforcement
12 drills at their discretion.

13 (3) (Blank).

14 (d) During each academic year, schools must conduct a
15 minimum of one severe weather and shelter-in-place drill to
16 address and prepare students and school personnel for possible
17 tornado incidents and may conduct additional severe weather and
18 shelter-in-place drills to account for other incidents,
19 including without limitation earthquakes or hazardous
20 materials. All drills shall be conducted at each school
21 building that houses school children.

22 (Source: P.A. 98-48, eff. 7-1-13.)

23 Section 99. Effective date. This Act takes effect July 1,
24 2017.