



Sen. Don Harmon

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10100HB0247sam001

LRB101 04957 AXK 60446 a

1 AMENDMENT TO HOUSE BILL 247

2 AMENDMENT NO. _____. Amend House Bill 247 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Section
5 27-24.2 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 8, equivalent to one class period each week,
10 and any school district which maintains grades 9 through 12
11 shall offer a driver education course in any such school which
12 it operates. Its curriculum shall include content dealing with
13 Chapters 11, 12, 13, 15, and 16 of the Illinois Vehicle Code,
14 the rules adopted pursuant to those Chapters insofar as they
15 pertain to the operation of motor vehicles, and the portions of
16 the Litter Control Act relating to the operation of motor

1 vehicles. The course of instruction given in grades 10 through
2 12 shall include an emphasis on the development of knowledge,
3 attitudes, habits, and skills necessary for the safe operation
4 of motor vehicles, including motorcycles insofar as they can be
5 taught in the classroom, and instruction on distracted driving
6 as a major traffic safety issue. In addition, the course shall
7 include instruction on special hazards existing at and required
8 safety and driving precautions that must be observed at
9 emergency situations, highway construction and maintenance
10 zones, and railroad crossings and the approaches thereto.
11 Beginning with the 2017-2018 school year, the course shall also
12 include instruction concerning law enforcement procedures for
13 traffic stops, including a demonstration of the proper actions
14 to be taken during a traffic stop and appropriate interactions
15 with law enforcement. The course of instruction required of
16 each eligible student at the high school level shall consist of
17 a minimum of 30 clock hours of classroom instruction and a
18 minimum of 6 clock hours of individual behind-the-wheel
19 instruction in a dual control car on public roadways taught by
20 a driver education instructor endorsed by the State Board of
21 Education. Both the classroom instruction part and the practice
22 driving part of such driver education course shall be open to a
23 resident or non-resident student attending a non-public school
24 in the district wherein the course is offered. Each student
25 attending any public or non-public high school in the district
26 must receive a passing grade in at least 8 courses during the

1 previous 2 semesters prior to enrolling in a driver education
2 course, or the student shall not be permitted to enroll in the
3 course; provided that the local superintendent of schools (with
4 respect to a student attending a public high school in the
5 district) or chief school administrator (with respect to a
6 student attending a non-public high school in the district) may
7 waive the requirement if the superintendent or chief school
8 administrator, as the case may be, deems it to be in the best
9 interest of the student. A student may be allowed to commence
10 the classroom instruction part of such driver education course
11 prior to reaching age 15 if such student then will be eligible
12 to complete the entire course within 12 months after being
13 allowed to commence such classroom instruction.

14 A school district may offer a driver education course in a
15 school by contracting with a commercial driver training school
16 to provide both the classroom instruction part and the practice
17 driving part or either one without having to request a
18 modification or waiver of administrative rules of the State
19 Board of Education if the school district approves the action
20 during a public hearing on whether to enter into a contract
21 with a commercial driver training school. The public hearing
22 shall be held at a regular or special school board meeting
23 prior to entering into such a contract. If a school district
24 chooses to approve a contract with a commercial driver training
25 school, then the district must provide evidence to the State
26 Board of Education that the commercial driver training school

1 with which it will contract holds a license issued by the
2 Secretary of State under Article IV of Chapter 6 of the
3 Illinois Vehicle Code and that each instructor employed by the
4 commercial driver training school to provide instruction to
5 students served by the school district holds a valid teaching
6 license issued under the requirements of this Code and rules of
7 the State Board of Education. Such evidence must include, but
8 need not be limited to, a list of each instructor assigned to
9 teach students served by the school district, which list shall
10 include the instructor's name, personal identification number
11 as required by the State Board of Education, birth date, and
12 driver's license number. Once the contract is entered into, the
13 school district shall notify the State Board of Education of
14 any changes in the personnel providing instruction either (i)
15 within 15 calendar days after an instructor leaves the program
16 or (ii) before a new instructor is hired. Such notification
17 shall include the instructor's name, personal identification
18 number as required by the State Board of Education, birth date,
19 and driver's license number. If the school district maintains
20 an Internet website, then the district shall post a copy of the
21 final contract between the district and the commercial driver
22 training school on the district's Internet website. If no
23 Internet website exists, then the school district shall make
24 available the contract upon request. A record of all materials
25 in relation to the contract must be maintained by the school
26 district and made available to parents and guardians upon

1 request. The instructor's date of birth and driver's license
2 number and any other personally identifying information as
3 deemed by the federal Driver's Privacy Protection Act of 1994
4 must be redacted from any public materials.

5 Such a course may be commenced immediately after the
6 completion of a prior course. Teachers of such courses shall
7 meet the licensure requirements of this Code and regulations of
8 the State Board as to qualifications. Except for a contract
9 with a Certified Driver Rehabilitation Specialist, a school
10 district that contracts with a third party to teach a driver
11 education course under this Section must ensure the teacher
12 meets the educator licensure and endorsement requirements
13 under Article 21B and must follow the same evaluation and
14 observation requirements that apply to non-tenured teachers
15 under Article 24A. The teacher evaluation must be conducted by
16 a school administrator employed by the school district and must
17 be submitted annually to the district superintendent and all
18 school board members for oversight purposes.

19 Subject to rules of the State Board of Education, the
20 school district may charge a reasonable fee, not to exceed \$50,
21 to students who participate in the course, unless a student is
22 unable to pay for such a course, in which event the fee for
23 such a student must be waived. However, the district may
24 increase this fee to an amount not to exceed \$250 by school
25 board resolution following a public hearing on the increase,
26 which increased fee must be waived for students who participate

1 in the course and are unable to pay for the course. The total
2 amount from driver education fees and reimbursement from the
3 State for driver education must not exceed the total cost of
4 the driver education program in any year and must be deposited
5 into the school district's driver education fund as a separate
6 line item budget entry. All moneys deposited into the school
7 district's driver education fund must be used solely for the
8 funding of a high school driver education program approved by
9 the State Board of Education that uses driver education
10 instructors endorsed by the State Board of Education.

11 (Source: P.A. 99-642, eff. 7-28-16; 99-720, eff. 1-1-17;
12 100-465, eff. 8-31-17.)

13 Section 99. Effective date. This Act takes effect upon
14 becoming law."