

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 Pension Code is amended by changing  
5 Sections 15-155 and 16-158 as follows:

6 (40 ILCS 5/15-155) (from Ch. 108 1/2, par. 15-155)

7 Sec. 15-155. Employer contributions.

8 (a) The State of Illinois shall make contributions by  
9 appropriations of amounts which, together with the other  
10 employer contributions from trust, federal, and other funds,  
11 employee contributions, income from investments, and other  
12 income of this System, will be sufficient to meet the cost of  
13 maintaining and administering the System on a 90% funded basis  
14 in accordance with actuarial recommendations.

15 The Board shall determine the amount of State contributions  
16 required for each fiscal year on the basis of the actuarial  
17 tables and other assumptions adopted by the Board and the  
18 recommendations of the actuary, using the formula in subsection  
19 (a-1).

20 (a-1) For State fiscal years 2012 through 2045, the minimum  
21 contribution to the System to be made by the State for each  
22 fiscal year shall be an amount determined by the System to be  
23 sufficient to bring the total assets of the System up to 90% of

1 the total actuarial liabilities of the System by the end of  
2 State fiscal year 2045. In making these determinations, the  
3 required State contribution shall be calculated each year as a  
4 level percentage of payroll over the years remaining to and  
5 including fiscal year 2045 and shall be determined under the  
6 projected unit credit actuarial cost method.

7 For each of State fiscal years 2018, 2019, and 2020, the  
8 State shall make an additional contribution to the System equal  
9 to 2% of the total payroll of each employee who is deemed to  
10 have elected the benefits under Section 1-161 or who has made  
11 the election under subsection (c) of Section 1-161.

12 A change in an actuarial or investment assumption that  
13 increases or decreases the required State contribution and  
14 first applies in State fiscal year 2018 or thereafter shall be  
15 implemented in equal annual amounts over a 5-year period  
16 beginning in the State fiscal year in which the actuarial  
17 change first applies to the required State contribution.

18 A change in an actuarial or investment assumption that  
19 increases or decreases the required State contribution and  
20 first applied to the State contribution in fiscal year 2014,  
21 2015, 2016, or 2017 shall be implemented:

22 (i) as already applied in State fiscal years before  
23 2018; and

24 (ii) in the portion of the 5-year period beginning in  
25 the State fiscal year in which the actuarial change first  
26 applied that occurs in State fiscal year 2018 or

1           thereafter, by calculating the change in equal annual  
2           amounts over that 5-year period and then implementing it at  
3           the resulting annual rate in each of the remaining fiscal  
4           years in that 5-year period.

5           For State fiscal years 1996 through 2005, the State  
6           contribution to the System, as a percentage of the applicable  
7           employee payroll, shall be increased in equal annual increments  
8           so that by State fiscal year 2011, the State is contributing at  
9           the rate required under this Section.

10           Notwithstanding any other provision of this Article, the  
11           total required State contribution for State fiscal year 2006 is  
12           \$166,641,900.

13           Notwithstanding any other provision of this Article, the  
14           total required State contribution for State fiscal year 2007 is  
15           \$252,064,100.

16           For each of State fiscal years 2008 through 2009, the State  
17           contribution to the System, as a percentage of the applicable  
18           employee payroll, shall be increased in equal annual increments  
19           from the required State contribution for State fiscal year  
20           2007, so that by State fiscal year 2011, the State is  
21           contributing at the rate otherwise required under this Section.

22           Notwithstanding any other provision of this Article, the  
23           total required State contribution for State fiscal year 2010 is  
24           \$702,514,000 and shall be made from the State Pensions Fund and  
25           proceeds of bonds sold in fiscal year 2010 pursuant to Section  
26           7.2 of the General Obligation Bond Act, less (i) the pro rata

1 share of bond sale expenses determined by the System's share of  
2 total bond proceeds, (ii) any amounts received from the General  
3 Revenue Fund in fiscal year 2010, (iii) any reduction in bond  
4 proceeds due to the issuance of discounted bonds, if  
5 applicable.

6 Notwithstanding any other provision of this Article, the  
7 total required State contribution for State fiscal year 2011 is  
8 the amount recertified by the System on or before April 1, 2011  
9 pursuant to Section 15-165 and shall be made from the State  
10 Pensions Fund and proceeds of bonds sold in fiscal year 2011  
11 pursuant to Section 7.2 of the General Obligation Bond Act,  
12 less (i) the pro rata share of bond sale expenses determined by  
13 the System's share of total bond proceeds, (ii) any amounts  
14 received from the General Revenue Fund in fiscal year 2011, and  
15 (iii) any reduction in bond proceeds due to the issuance of  
16 discounted bonds, if applicable.

17 Beginning in State fiscal year 2046, the minimum State  
18 contribution for each fiscal year shall be the amount needed to  
19 maintain the total assets of the System at 90% of the total  
20 actuarial liabilities of the System.

21 Amounts received by the System pursuant to Section 25 of  
22 the Budget Stabilization Act or Section 8.12 of the State  
23 Finance Act in any fiscal year do not reduce and do not  
24 constitute payment of any portion of the minimum State  
25 contribution required under this Article in that fiscal year.  
26 Such amounts shall not reduce, and shall not be included in the

1 calculation of, the required State contributions under this  
2 Article in any future year until the System has reached a  
3 funding ratio of at least 90%. A reference in this Article to  
4 the "required State contribution" or any substantially similar  
5 term does not include or apply to any amounts payable to the  
6 System under Section 25 of the Budget Stabilization Act.

7 Notwithstanding any other provision of this Section, the  
8 required State contribution for State fiscal year 2005 and for  
9 fiscal year 2008 and each fiscal year thereafter, as calculated  
10 under this Section and certified under Section 15-165, shall  
11 not exceed an amount equal to (i) the amount of the required  
12 State contribution that would have been calculated under this  
13 Section for that fiscal year if the System had not received any  
14 payments under subsection (d) of Section 7.2 of the General  
15 Obligation Bond Act, minus (ii) the portion of the State's  
16 total debt service payments for that fiscal year on the bonds  
17 issued in fiscal year 2003 for the purposes of that Section  
18 7.2, as determined and certified by the Comptroller, that is  
19 the same as the System's portion of the total moneys  
20 distributed under subsection (d) of Section 7.2 of the General  
21 Obligation Bond Act. In determining this maximum for State  
22 fiscal years 2008 through 2010, however, the amount referred to  
23 in item (i) shall be increased, as a percentage of the  
24 applicable employee payroll, in equal increments calculated  
25 from the sum of the required State contribution for State  
26 fiscal year 2007 plus the applicable portion of the State's

1 total debt service payments for fiscal year 2007 on the bonds  
2 issued in fiscal year 2003 for the purposes of Section 7.2 of  
3 the General Obligation Bond Act, so that, by State fiscal year  
4 2011, the State is contributing at the rate otherwise required  
5 under this Section.

6 (a-2) Beginning in fiscal year 2018, each employer under  
7 this Article shall pay to the System a required contribution  
8 determined as a percentage of projected payroll and sufficient  
9 to produce an annual amount equal to:

10 (i) for each of fiscal years 2018, 2019, and 2020, the  
11 defined benefit normal cost of the defined benefit plan,  
12 less the employee contribution, for each employee of that  
13 employer who has elected or who is deemed to have elected  
14 the benefits under Section 1-161 or who has made the  
15 election under subsection (c) of Section 1-161; for fiscal  
16 year 2021 and each fiscal year thereafter, the defined  
17 benefit normal cost of the defined benefit plan, less the  
18 employee contribution, plus 2%, for each employee of that  
19 employer who has elected or who is deemed to have elected  
20 the benefits under Section 1-161 or who has made the  
21 election under subsection (c) of Section 1-161; plus

22 (ii) the amount required for that fiscal year to  
23 amortize any unfunded actuarial accrued liability  
24 associated with the present value of liabilities  
25 attributable to the employer's account under Section  
26 15-155.2, determined as a level percentage of payroll over

1 a 30-year rolling amortization period.

2 In determining contributions required under item (i) of  
3 this subsection, the System shall determine an aggregate rate  
4 for all employers, expressed as a percentage of projected  
5 payroll.

6 In determining the contributions required under item (ii)  
7 of this subsection, the amount shall be computed by the System  
8 on the basis of the actuarial assumptions and tables used in  
9 the most recent actuarial valuation of the System that is  
10 available at the time of the computation.

11 The contributions required under this subsection (a-2)  
12 shall be paid by an employer concurrently with that employer's  
13 payroll payment period. The State, as the actual employer of an  
14 employee, shall make the required contributions under this  
15 subsection.

16 As used in this subsection, "academic year" means the  
17 12-month period beginning September 1.

18 (b) If an employee is paid from trust or federal funds, the  
19 employer shall pay to the Board contributions from those funds  
20 which are sufficient to cover the accruing normal costs on  
21 behalf of the employee. However, universities having employees  
22 who are compensated out of local auxiliary funds, income funds,  
23 or service enterprise funds are not required to pay such  
24 contributions on behalf of those employees. The local auxiliary  
25 funds, income funds, and service enterprise funds of  
26 universities shall not be considered trust funds for the

1 purpose of this Article, but funds of alumni associations,  
2 foundations, and athletic associations which are affiliated  
3 with the universities included as employers under this Article  
4 and other employers which do not receive State appropriations  
5 are considered to be trust funds for the purpose of this  
6 Article.

7 (b-1) The City of Urbana and the City of Champaign shall  
8 each make employer contributions to this System for their  
9 respective firefighter employees who participate in this  
10 System pursuant to subsection (h) of Section 15-107. The rate  
11 of contributions to be made by those municipalities shall be  
12 determined annually by the Board on the basis of the actuarial  
13 assumptions adopted by the Board and the recommendations of the  
14 actuary, and shall be expressed as a percentage of salary for  
15 each such employee. The Board shall certify the rate to the  
16 affected municipalities as soon as may be practical. The  
17 employer contributions required under this subsection shall be  
18 remitted by the municipality to the System at the same time and  
19 in the same manner as employee contributions.

20 (c) Through State fiscal year 1995: The total employer  
21 contribution shall be apportioned among the various funds of  
22 the State and other employers, whether trust, federal, or other  
23 funds, in accordance with actuarial procedures approved by the  
24 Board. State of Illinois contributions for employers receiving  
25 State appropriations for personal services shall be payable  
26 from appropriations made to the employers or to the System. The



1 contributions for Class I community colleges covering earnings  
2 other than those paid from trust and federal funds, shall be  
3 payable solely from appropriations to the Illinois Community  
4 College Board or the System for employer contributions.

5 (d) Beginning in State fiscal year 1996, the required State  
6 contributions to the System shall be appropriated directly to  
7 the System and shall be payable through vouchers issued in  
8 accordance with subsection (c) of Section 15-165, except as  
9 provided in subsection (g).

10 (e) The State Comptroller shall draw warrants payable to  
11 the System upon proper certification by the System or by the  
12 employer in accordance with the appropriation laws and this  
13 Code.

14 (f) Normal costs under this Section means liability for  
15 pensions and other benefits which accrues to the System because  
16 of the credits earned for service rendered by the participants  
17 during the fiscal year and expenses of administering the  
18 System, but shall not include the principal of or any  
19 redemption premium or interest on any bonds issued by the Board  
20 or any expenses incurred or deposits required in connection  
21 therewith.

22 (g) ~~If For academic years beginning on or after June 1,~~  
23 ~~2005 and before July 1, 2018 and for earnings paid to a~~  
24 ~~participant under a contract or collective bargaining~~  
25 ~~agreement entered into, amended, or renewed before the~~  
26 ~~effective date of this amendatory Act of the 100th General~~

1 ~~Assembly, if~~ the amount of a participant's earnings for any  
2 academic year used to determine the final rate of earnings,  
3 determined on a full-time equivalent basis, exceeds the amount  
4 of his or her earnings with the same employer for the previous  
5 academic year, determined on a full-time equivalent basis, by  
6 more than 6%, the participant's employer shall pay to the  
7 System, in addition to all other payments required under this  
8 Section and in accordance with guidelines established by the  
9 System, the present value of the increase in benefits resulting  
10 from the portion of the increase in earnings that is in excess  
11 of 6%. This present value shall be computed by the System on  
12 the basis of the actuarial assumptions and tables used in the  
13 most recent actuarial valuation of the System that is available  
14 at the time of the computation. The System may require the  
15 employer to provide any pertinent information or  
16 documentation.

17 Whenever it determines that a payment is or may be required  
18 under this subsection (g), the System shall calculate the  
19 amount of the payment and bill the employer for that amount.  
20 The bill shall specify the calculations used to determine the  
21 amount due. If the employer disputes the amount of the bill, it  
22 may, within 30 days after receipt of the bill, apply to the  
23 System in writing for a recalculation. The application must  
24 specify in detail the grounds of the dispute and, if the  
25 employer asserts that the calculation is subject to subsection  
26 (h) or (i) of this Section ~~or that subsection (g 1) applies,~~

1 must include an affidavit setting forth and attesting to all  
2 facts within the employer's knowledge that are pertinent to the  
3 applicability of that subsection. Upon receiving a timely  
4 application for recalculation, the System shall review the  
5 application and, if appropriate, recalculate the amount due.

6 The employer contributions required under this subsection  
7 (g) may be paid in the form of a lump sum within 90 days after  
8 receipt of the bill. If the employer contributions are not paid  
9 within 90 days after receipt of the bill, then interest will be  
10 charged at a rate equal to the System's annual actuarially  
11 assumed rate of return on investment compounded annually from  
12 the 91st day after receipt of the bill. Payments must be  
13 concluded within 3 years after the employer's receipt of the  
14 bill.

15 When assessing payment for any amount due under this  
16 subsection (g), the System shall include earnings, to the  
17 extent not established by a participant under Section 15-113.11  
18 or 15-113.12, that would have been paid to the participant had  
19 the participant not taken (i) periods of voluntary or  
20 involuntary furlough occurring on or after July 1, 2015 and on  
21 or before June 30, 2017 or (ii) periods of voluntary pay  
22 reduction in lieu of furlough occurring on or after July 1,  
23 2015 and on or before June 30, 2017. Determining earnings that  
24 would have been paid to a participant had the participant not  
25 taken periods of voluntary or involuntary furlough or periods  
26 of voluntary pay reduction shall be the responsibility of the

1 employer, and shall be reported in a manner prescribed by the  
2 System.

3 This subsection (g) does not apply to (1) Tier 2 hybrid  
4 plan members and (2) Tier 2 defined benefit members who first  
5 participate under this Article on or after the implementation  
6 date of the Optional Hybrid Plan.

7 (g-1) (Blank). ~~For academic years beginning on or after~~  
8 ~~July 1, 2018 and for earnings paid to a participant under a~~  
9 ~~contract or collective bargaining agreement entered into,~~  
10 ~~amended, or renewed on or after the effective date of this~~  
11 ~~amendatory Act of the 100th General Assembly, if the amount of~~  
12 ~~a participant's earnings for any academic year used to~~  
13 ~~determine the final rate of earnings, determined on a full-time~~  
14 ~~equivalent basis, exceeds the amount of his or her earnings~~  
15 ~~with the same employer for the previous academic year,~~  
16 ~~determined on a full-time equivalent basis, by more than 3%,~~  
17 ~~then the participant's employer shall pay to the System, in~~  
18 ~~addition to all other payments required under this Section and~~  
19 ~~in accordance with guidelines established by the System, the~~  
20 ~~present value of the increase in benefits resulting from the~~  
21 ~~portion of the increase in earnings that is in excess of 3%.~~  
22 ~~This present value shall be computed by the System on the basis~~  
23 ~~of the actuarial assumptions and tables used in the most recent~~  
24 ~~actuarial valuation of the System that is available at the time~~  
25 ~~of the computation. The System may require the employer to~~  
26 ~~provide any pertinent information or documentation.~~

1       ~~Whenever it determines that a payment is or may be required~~  
2 ~~under this subsection (g-1), the System shall calculate the~~  
3 ~~amount of the payment and bill the employer for that amount.~~  
4 ~~The bill shall specify the calculations used to determine the~~  
5 ~~amount due. If the employer disputes the amount of the bill, it~~  
6 ~~may, within 30 days after receipt of the bill, apply to the~~  
7 ~~System in writing for a recalculation. The application must~~  
8 ~~specify in detail the grounds of the dispute and, if the~~  
9 ~~employer asserts that subsection (g) of this Section applies,~~  
10 ~~must include an affidavit setting forth and attesting to all~~  
11 ~~facts within the employer's knowledge that are pertinent to the~~  
12 ~~applicability of subsection (g). Upon receiving a timely~~  
13 ~~application for recalculation, the System shall review the~~  
14 ~~application and, if appropriate, recalculate the amount due.~~

15       ~~The employer contributions required under this subsection~~  
16 ~~(g-1) may be paid in the form of a lump sum within 90 days after~~  
17 ~~receipt of the bill. If the employer contributions are not paid~~  
18 ~~within 90 days after receipt of the bill, then interest shall~~  
19 ~~be charged at a rate equal to the System's annual actuarially~~  
20 ~~assumed rate of return on investment compounded annually from~~  
21 ~~the 91st day after receipt of the bill. Payments must be~~  
22 ~~concluded within 3 years after the employer's receipt of the~~  
23 ~~bill.~~

24       ~~This subsection (g-1) does not apply to (1) Tier 2 hybrid~~  
25 ~~plan members and (2) Tier 2 defined benefit members who first~~  
26 ~~participate under this Article on or after the implementation~~

1 ~~date of the Optional Hybrid Plan.~~

2 (h) This subsection (h) applies only to payments made or  
3 salary increases given on or after June 1, 2005 but before July  
4 1, 2011. The changes made by Public Act 94-1057 shall not  
5 require the System to refund any payments received before July  
6 31, 2006 (the effective date of Public Act 94-1057).

7 When assessing payment for any amount due under subsection  
8 (g), the System shall exclude earnings increases paid to  
9 participants under contracts or collective bargaining  
10 agreements entered into, amended, or renewed before June 1,  
11 2005.

12 When assessing payment for any amount due under subsection  
13 (g), the System shall exclude earnings increases paid to a  
14 participant at a time when the participant is 10 or more years  
15 from retirement eligibility under Section 15-135.

16 When assessing payment for any amount due under subsection  
17 (g), the System shall exclude earnings increases resulting from  
18 overload work, including a contract for summer teaching, or  
19 overtime when the employer has certified to the System, and the  
20 System has approved the certification, that: (i) in the case of  
21 overloads (A) the overload work is for the sole purpose of  
22 academic instruction in excess of the standard number of  
23 instruction hours for a full-time employee occurring during the  
24 academic year that the overload is paid and (B) the earnings  
25 increases are equal to or less than the rate of pay for  
26 academic instruction computed using the participant's current

1 salary rate and work schedule; and (ii) in the case of  
2 overtime, the overtime was necessary for the educational  
3 mission.

4 When assessing payment for any amount due under subsection  
5 (g), the System shall exclude any earnings increase resulting  
6 from (i) a promotion for which the employee moves from one  
7 classification to a higher classification under the State  
8 Universities Civil Service System, (ii) a promotion in academic  
9 rank for a tenured or tenure-track faculty position, or (iii) a  
10 promotion that the Illinois Community College Board has  
11 recommended in accordance with subsection (k) of this Section.  
12 These earnings increases shall be excluded only if the  
13 promotion is to a position that has existed and been filled by  
14 a member for no less than one complete academic year and the  
15 earnings increase as a result of the promotion is an increase  
16 that results in an amount no greater than the average salary  
17 paid for other similar positions.

18 (i) When assessing payment for any amount due under  
19 subsection (g), the System shall exclude any salary increase  
20 described in subsection (h) of this Section given on or after  
21 July 1, 2011 but before July 1, 2014 under a contract or  
22 collective bargaining agreement entered into, amended, or  
23 renewed on or after June 1, 2005 but before July 1, 2011.  
24 Notwithstanding any other provision of this Section, any  
25 payments made or salary increases given after June 30, 2014  
26 shall be used in assessing payment for any amount due under

1 subsection (g) of this Section.

2 (j) The System shall prepare a report and file copies of  
3 the report with the Governor and the General Assembly by  
4 January 1, 2007 that contains all of the following information:

5 (1) The number of recalculations required by the  
6 changes made to this Section by Public Act 94-1057 for each  
7 employer.

8 (2) The dollar amount by which each employer's  
9 contribution to the System was changed due to  
10 recalculations required by Public Act 94-1057.

11 (3) The total amount the System received from each  
12 employer as a result of the changes made to this Section by  
13 Public Act 94-4.

14 (4) The increase in the required State contribution  
15 resulting from the changes made to this Section by Public  
16 Act 94-1057.

17 (j-5) For State fiscal years beginning on or after July 1,  
18 2017, if the amount of a participant's earnings for any State  
19 fiscal year exceeds the amount of the salary set by law for the  
20 Governor that is in effect on July 1 of that fiscal year, the  
21 participant's employer shall pay to the System, in addition to  
22 all other payments required under this Section and in  
23 accordance with guidelines established by the System, an amount  
24 determined by the System to be equal to the employer normal  
25 cost, as established by the System and expressed as a total  
26 percentage of payroll, multiplied by the amount of earnings in



1 excess of the amount of the salary set by law for the Governor.  
2 This amount shall be computed by the System on the basis of the  
3 actuarial assumptions and tables used in the most recent  
4 actuarial valuation of the System that is available at the time  
5 of the computation. The System may require the employer to  
6 provide any pertinent information or documentation.

7 Whenever it determines that a payment is or may be required  
8 under this subsection, the System shall calculate the amount of  
9 the payment and bill the employer for that amount. The bill  
10 shall specify the calculation used to determine the amount due.  
11 If the employer disputes the amount of the bill, it may, within  
12 30 days after receipt of the bill, apply to the System in  
13 writing for a recalculation. The application must specify in  
14 detail the grounds of the dispute. Upon receiving a timely  
15 application for recalculation, the System shall review the  
16 application and, if appropriate, recalculate the amount due.

17 The employer contributions required under this subsection  
18 may be paid in the form of a lump sum within 90 days after  
19 issuance of the bill. If the employer contributions are not  
20 paid within 90 days after issuance of the bill, then interest  
21 will be charged at a rate equal to the System's annual  
22 actuarially assumed rate of return on investment compounded  
23 annually from the 91st day after issuance of the bill. All  
24 payments must be received within 3 years after issuance of the  
25 bill. If the employer fails to make complete payment, including  
26 applicable interest, within 3 years, then the System may, after

1 giving notice to the employer, certify the delinquent amount to  
2 the State Comptroller, and the Comptroller shall thereupon  
3 deduct the certified delinquent amount from State funds payable  
4 to the employer and pay them instead to the System.

5 This subsection (j-5) does not apply to a participant's  
6 earnings to the extent an employer pays the employer normal  
7 cost of such earnings.

8 The changes made to this subsection (j-5) by Public Act  
9 100-624 ~~this amendatory Act of the 100th General Assembly~~ are  
10 intended to apply retroactively to July 6, 2017 (the effective  
11 date of Public Act 100-23).

12 (k) The Illinois Community College Board shall adopt rules  
13 for recommending lists of promotional positions submitted to  
14 the Board by community colleges and for reviewing the  
15 promotional lists on an annual basis. When recommending  
16 promotional lists, the Board shall consider the similarity of  
17 the positions submitted to those positions recognized for State  
18 universities by the State Universities Civil Service System.  
19 The Illinois Community College Board shall file a copy of its  
20 findings with the System. The System shall consider the  
21 findings of the Illinois Community College Board when making  
22 determinations under this Section. The System shall not exclude  
23 any earnings increases resulting from a promotion when the  
24 promotion was not submitted by a community college. Nothing in  
25 this subsection (k) shall require any community college to  
26 submit any information to the Community College Board.

1           (1) For purposes of determining the required State  
2 contribution to the System, the value of the System's assets  
3 shall be equal to the actuarial value of the System's assets,  
4 which shall be calculated as follows:

5           As of June 30, 2008, the actuarial value of the System's  
6 assets shall be equal to the market value of the assets as of  
7 that date. In determining the actuarial value of the System's  
8 assets for fiscal years after June 30, 2008, any actuarial  
9 gains or losses from investment return incurred in a fiscal  
10 year shall be recognized in equal annual amounts over the  
11 5-year period following that fiscal year.

12           (m) For purposes of determining the required State  
13 contribution to the system for a particular year, the actuarial  
14 value of assets shall be assumed to earn a rate of return equal  
15 to the system's actuarially assumed rate of return.

16           (Source: P.A. 99-897, eff. 1-1-17; 100-23, eff. 7-6-17;  
17 100-587, eff. 6-4-18; 100-624, eff. 7-20-18; revised 7-30-18.)

18           (40 ILCS 5/16-158) (from Ch. 108 1/2, par. 16-158)

19           Sec. 16-158. Contributions by State and other employing  
20 units.

21           (a) The State shall make contributions to the System by  
22 means of appropriations from the Common School Fund and other  
23 State funds of amounts which, together with other employer  
24 contributions, employee contributions, investment income, and  
25 other income, will be sufficient to meet the cost of

1 maintaining and administering the System on a 90% funded basis  
2 in accordance with actuarial recommendations.

3 The Board shall determine the amount of State contributions  
4 required for each fiscal year on the basis of the actuarial  
5 tables and other assumptions adopted by the Board and the  
6 recommendations of the actuary, using the formula in subsection  
7 (b-3).

8 (a-1) Annually, on or before November 15 until November 15,  
9 2011, the Board shall certify to the Governor the amount of the  
10 required State contribution for the coming fiscal year. The  
11 certification under this subsection (a-1) shall include a copy  
12 of the actuarial recommendations upon which it is based and  
13 shall specifically identify the System's projected State  
14 normal cost for that fiscal year.

15 On or before May 1, 2004, the Board shall recalculate and  
16 recertify to the Governor the amount of the required State  
17 contribution to the System for State fiscal year 2005, taking  
18 into account the amounts appropriated to and received by the  
19 System under subsection (d) of Section 7.2 of the General  
20 Obligation Bond Act.

21 On or before July 1, 2005, the Board shall recalculate and  
22 recertify to the Governor the amount of the required State  
23 contribution to the System for State fiscal year 2006, taking  
24 into account the changes in required State contributions made  
25 by Public Act 94-4.

26 On or before April 1, 2011, the Board shall recalculate and

1 recertify to the Governor the amount of the required State  
2 contribution to the System for State fiscal year 2011, applying  
3 the changes made by Public Act 96-889 to the System's assets  
4 and liabilities as of June 30, 2009 as though Public Act 96-889  
5 was approved on that date.

6 (a-5) On or before November 1 of each year, beginning  
7 November 1, 2012, the Board shall submit to the State Actuary,  
8 the Governor, and the General Assembly a proposed certification  
9 of the amount of the required State contribution to the System  
10 for the next fiscal year, along with all of the actuarial  
11 assumptions, calculations, and data upon which that proposed  
12 certification is based. On or before January 1 of each year,  
13 beginning January 1, 2013, the State Actuary shall issue a  
14 preliminary report concerning the proposed certification and  
15 identifying, if necessary, recommended changes in actuarial  
16 assumptions that the Board must consider before finalizing its  
17 certification of the required State contributions. On or before  
18 January 15, 2013 and each January 15 thereafter, the Board  
19 shall certify to the Governor and the General Assembly the  
20 amount of the required State contribution for the next fiscal  
21 year. The Board's certification must note any deviations from  
22 the State Actuary's recommended changes, the reason or reasons  
23 for not following the State Actuary's recommended changes, and  
24 the fiscal impact of not following the State Actuary's  
25 recommended changes on the required State contribution.

26 (a-10) By November 1, 2017, the Board shall recalculate and

1 recertify to the State Actuary, the Governor, and the General  
2 Assembly the amount of the State contribution to the System for  
3 State fiscal year 2018, taking into account the changes in  
4 required State contributions made by Public Act 100-23. The  
5 State Actuary shall review the assumptions and valuations  
6 underlying the Board's revised certification and issue a  
7 preliminary report concerning the proposed recertification and  
8 identifying, if necessary, recommended changes in actuarial  
9 assumptions that the Board must consider before finalizing its  
10 certification of the required State contributions. The Board's  
11 final certification must note any deviations from the State  
12 Actuary's recommended changes, the reason or reasons for not  
13 following the State Actuary's recommended changes, and the  
14 fiscal impact of not following the State Actuary's recommended  
15 changes on the required State contribution.

16 (a-15) On or after June 15, 2019, but no later than June  
17 30, 2019, the Board shall recalculate and recertify to the  
18 Governor and the General Assembly the amount of the State  
19 contribution to the System for State fiscal year 2019, taking  
20 into account the changes in required State contributions made  
21 by Public Act 100-587 ~~this amendatory Act of the 100th General~~  
22 ~~Assembly~~. The recalculation shall be made using assumptions  
23 adopted by the Board for the original fiscal year 2019  
24 certification. The monthly voucher for the 12th month of fiscal  
25 year 2019 shall be paid by the Comptroller after the  
26 recertification required pursuant to this subsection is

1 submitted to the Governor, Comptroller, and General Assembly.  
2 The recertification submitted to the General Assembly shall be  
3 filed with the Clerk of the House of Representatives and the  
4 Secretary of the Senate in electronic form only, in the manner  
5 that the Clerk and the Secretary shall direct.

6 (b) Through State fiscal year 1995, the State contributions  
7 shall be paid to the System in accordance with Section 18-7 of  
8 the School Code.

9 (b-1) Beginning in State fiscal year 1996, on the 15th day  
10 of each month, or as soon thereafter as may be practicable, the  
11 Board shall submit vouchers for payment of State contributions  
12 to the System, in a total monthly amount of one-twelfth of the  
13 required annual State contribution certified under subsection  
14 (a-1). From March 5, 2004 (the effective date of Public Act  
15 93-665) through June 30, 2004, the Board shall not submit  
16 vouchers for the remainder of fiscal year 2004 in excess of the  
17 fiscal year 2004 certified contribution amount determined  
18 under this Section after taking into consideration the transfer  
19 to the System under subsection (a) of Section 6z-61 of the  
20 State Finance Act. These vouchers shall be paid by the State  
21 Comptroller and Treasurer by warrants drawn on the funds  
22 appropriated to the System for that fiscal year.

23 If in any month the amount remaining unexpended from all  
24 other appropriations to the System for the applicable fiscal  
25 year (including the appropriations to the System under Section  
26 8.12 of the State Finance Act and Section 1 of the State

1 Pension Funds Continuing Appropriation Act) is less than the  
2 amount lawfully vouchered under this subsection, the  
3 difference shall be paid from the Common School Fund under the  
4 continuing appropriation authority provided in Section 1.1 of  
5 the State Pension Funds Continuing Appropriation Act.

6 (b-2) Allocations from the Common School Fund apportioned  
7 to school districts not coming under this System shall not be  
8 diminished or affected by the provisions of this Article.

9 (b-3) For State fiscal years 2012 through 2045, the minimum  
10 contribution to the System to be made by the State for each  
11 fiscal year shall be an amount determined by the System to be  
12 sufficient to bring the total assets of the System up to 90% of  
13 the total actuarial liabilities of the System by the end of  
14 State fiscal year 2045. In making these determinations, the  
15 required State contribution shall be calculated each year as a  
16 level percentage of payroll over the years remaining to and  
17 including fiscal year 2045 and shall be determined under the  
18 projected unit credit actuarial cost method.

19 For each of State fiscal years 2018, 2019, and 2020, the  
20 State shall make an additional contribution to the System equal  
21 to 2% of the total payroll of each employee who is deemed to  
22 have elected the benefits under Section 1-161 or who has made  
23 the election under subsection (c) of Section 1-161.

24 A change in an actuarial or investment assumption that  
25 increases or decreases the required State contribution and  
26 first applies in State fiscal year 2018 or thereafter shall be



1 implemented in equal annual amounts over a 5-year period  
2 beginning in the State fiscal year in which the actuarial  
3 change first applies to the required State contribution.

4 A change in an actuarial or investment assumption that  
5 increases or decreases the required State contribution and  
6 first applied to the State contribution in fiscal year 2014,  
7 2015, 2016, or 2017 shall be implemented:

8 (i) as already applied in State fiscal years before  
9 2018; and

10 (ii) in the portion of the 5-year period beginning in  
11 the State fiscal year in which the actuarial change first  
12 applied that occurs in State fiscal year 2018 or  
13 thereafter, by calculating the change in equal annual  
14 amounts over that 5-year period and then implementing it at  
15 the resulting annual rate in each of the remaining fiscal  
16 years in that 5-year period.

17 For State fiscal years 1996 through 2005, the State  
18 contribution to the System, as a percentage of the applicable  
19 employee payroll, shall be increased in equal annual increments  
20 so that by State fiscal year 2011, the State is contributing at  
21 the rate required under this Section; except that in the  
22 following specified State fiscal years, the State contribution  
23 to the System shall not be less than the following indicated  
24 percentages of the applicable employee payroll, even if the  
25 indicated percentage will produce a State contribution in  
26 excess of the amount otherwise required under this subsection

1 and subsection (a), and notwithstanding any contrary  
2 certification made under subsection (a-1) before May 27, 1998  
3 (the effective date of Public Act 90-582): 10.02% in FY 1999;  
4 10.77% in FY 2000; 11.47% in FY 2001; 12.16% in FY 2002; 12.86%  
5 in FY 2003; and 13.56% in FY 2004.

6 Notwithstanding any other provision of this Article, the  
7 total required State contribution for State fiscal year 2006 is  
8 \$534,627,700.

9 Notwithstanding any other provision of this Article, the  
10 total required State contribution for State fiscal year 2007 is  
11 \$738,014,500.

12 For each of State fiscal years 2008 through 2009, the State  
13 contribution to the System, as a percentage of the applicable  
14 employee payroll, shall be increased in equal annual increments  
15 from the required State contribution for State fiscal year  
16 2007, so that by State fiscal year 2011, the State is  
17 contributing at the rate otherwise required under this Section.

18 Notwithstanding any other provision of this Article, the  
19 total required State contribution for State fiscal year 2010 is  
20 \$2,089,268,000 and shall be made from the proceeds of bonds  
21 sold in fiscal year 2010 pursuant to Section 7.2 of the General  
22 Obligation Bond Act, less (i) the pro rata share of bond sale  
23 expenses determined by the System's share of total bond  
24 proceeds, (ii) any amounts received from the Common School Fund  
25 in fiscal year 2010, and (iii) any reduction in bond proceeds  
26 due to the issuance of discounted bonds, if applicable.

1           Notwithstanding any other provision of this Article, the  
2 total required State contribution for State fiscal year 2011 is  
3 the amount recertified by the System on or before April 1, 2011  
4 pursuant to subsection (a-1) of this Section and shall be made  
5 from the proceeds of bonds sold in fiscal year 2011 pursuant to  
6 Section 7.2 of the General Obligation Bond Act, less (i) the  
7 pro rata share of bond sale expenses determined by the System's  
8 share of total bond proceeds, (ii) any amounts received from  
9 the Common School Fund in fiscal year 2011, and (iii) any  
10 reduction in bond proceeds due to the issuance of discounted  
11 bonds, if applicable. This amount shall include, in addition to  
12 the amount certified by the System, an amount necessary to meet  
13 employer contributions required by the State as an employer  
14 under paragraph (e) of this Section, which may also be used by  
15 the System for contributions required by paragraph (a) of  
16 Section 16-127.

17           Beginning in State fiscal year 2046, the minimum State  
18 contribution for each fiscal year shall be the amount needed to  
19 maintain the total assets of the System at 90% of the total  
20 actuarial liabilities of the System.

21           Amounts received by the System pursuant to Section 25 of  
22 the Budget Stabilization Act or Section 8.12 of the State  
23 Finance Act in any fiscal year do not reduce and do not  
24 constitute payment of any portion of the minimum State  
25 contribution required under this Article in that fiscal year.  
26 Such amounts shall not reduce, and shall not be included in the

1 calculation of, the required State contributions under this  
2 Article in any future year until the System has reached a  
3 funding ratio of at least 90%. A reference in this Article to  
4 the "required State contribution" or any substantially similar  
5 term does not include or apply to any amounts payable to the  
6 System under Section 25 of the Budget Stabilization Act.

7 Notwithstanding any other provision of this Section, the  
8 required State contribution for State fiscal year 2005 and for  
9 fiscal year 2008 and each fiscal year thereafter, as calculated  
10 under this Section and certified under subsection (a-1), shall  
11 not exceed an amount equal to (i) the amount of the required  
12 State contribution that would have been calculated under this  
13 Section for that fiscal year if the System had not received any  
14 payments under subsection (d) of Section 7.2 of the General  
15 Obligation Bond Act, minus (ii) the portion of the State's  
16 total debt service payments for that fiscal year on the bonds  
17 issued in fiscal year 2003 for the purposes of that Section  
18 7.2, as determined and certified by the Comptroller, that is  
19 the same as the System's portion of the total moneys  
20 distributed under subsection (d) of Section 7.2 of the General  
21 Obligation Bond Act. In determining this maximum for State  
22 fiscal years 2008 through 2010, however, the amount referred to  
23 in item (i) shall be increased, as a percentage of the  
24 applicable employee payroll, in equal increments calculated  
25 from the sum of the required State contribution for State  
26 fiscal year 2007 plus the applicable portion of the State's

1 total debt service payments for fiscal year 2007 on the bonds  
2 issued in fiscal year 2003 for the purposes of Section 7.2 of  
3 the General Obligation Bond Act, so that, by State fiscal year  
4 2011, the State is contributing at the rate otherwise required  
5 under this Section.

6 (b-4) Beginning in fiscal year 2018, each employer under  
7 this Article shall pay to the System a required contribution  
8 determined as a percentage of projected payroll and sufficient  
9 to produce an annual amount equal to:

10 (i) for each of fiscal years 2018, 2019, and 2020, the  
11 defined benefit normal cost of the defined benefit plan,  
12 less the employee contribution, for each employee of that  
13 employer who has elected or who is deemed to have elected  
14 the benefits under Section 1-161 or who has made the  
15 election under subsection (b) of Section 1-161; for fiscal  
16 year 2021 and each fiscal year thereafter, the defined  
17 benefit normal cost of the defined benefit plan, less the  
18 employee contribution, plus 2%, for each employee of that  
19 employer who has elected or who is deemed to have elected  
20 the benefits under Section 1-161 or who has made the  
21 election under subsection (b) of Section 1-161; plus

22 (ii) the amount required for that fiscal year to  
23 amortize any unfunded actuarial accrued liability  
24 associated with the present value of liabilities  
25 attributable to the employer's account under Section  
26 16-158.3, determined as a level percentage of payroll over

1 a 30-year rolling amortization period.

2 In determining contributions required under item (i) of  
3 this subsection, the System shall determine an aggregate rate  
4 for all employers, expressed as a percentage of projected  
5 payroll.

6 In determining the contributions required under item (ii)  
7 of this subsection, the amount shall be computed by the System  
8 on the basis of the actuarial assumptions and tables used in  
9 the most recent actuarial valuation of the System that is  
10 available at the time of the computation.

11 The contributions required under this subsection (b-4)  
12 shall be paid by an employer concurrently with that employer's  
13 payroll payment period. The State, as the actual employer of an  
14 employee, shall make the required contributions under this  
15 subsection.

16 (c) Payment of the required State contributions and of all  
17 pensions, retirement annuities, death benefits, refunds, and  
18 other benefits granted under or assumed by this System, and all  
19 expenses in connection with the administration and operation  
20 thereof, are obligations of the State.

21 If members are paid from special trust or federal funds  
22 which are administered by the employing unit, whether school  
23 district or other unit, the employing unit shall pay to the  
24 System from such funds the full accruing retirement costs based  
25 upon that service, which, beginning July 1, 2017, shall be at a  
26 rate, expressed as a percentage of salary, equal to the total

1 employer's normal cost, expressed as a percentage of payroll,  
2 as determined by the System. Employer contributions, based on  
3 salary paid to members from federal funds, may be forwarded by  
4 the distributing agency of the State of Illinois to the System  
5 prior to allocation, in an amount determined in accordance with  
6 guidelines established by such agency and the System. Any  
7 contribution for fiscal year 2015 collected as a result of the  
8 change made by Public Act 98-674 shall be considered a State  
9 contribution under subsection (b-3) of this Section.

10 (d) Effective July 1, 1986, any employer of a teacher as  
11 defined in paragraph (8) of Section 16-106 shall pay the  
12 employer's normal cost of benefits based upon the teacher's  
13 service, in addition to employee contributions, as determined  
14 by the System. Such employer contributions shall be forwarded  
15 monthly in accordance with guidelines established by the  
16 System.

17 However, with respect to benefits granted under Section  
18 16-133.4 or 16-133.5 to a teacher as defined in paragraph (8)  
19 of Section 16-106, the employer's contribution shall be 12%  
20 (rather than 20%) of the member's highest annual salary rate  
21 for each year of creditable service granted, and the employer  
22 shall also pay the required employee contribution on behalf of  
23 the teacher. For the purposes of Sections 16-133.4 and  
24 16-133.5, a teacher as defined in paragraph (8) of Section  
25 16-106 who is serving in that capacity while on leave of  
26 absence from another employer under this Article shall not be

1 considered an employee of the employer from which the teacher  
2 is on leave.

3 (e) Beginning July 1, 1998, every employer of a teacher  
4 shall pay to the System an employer contribution computed as  
5 follows:

6 (1) Beginning July 1, 1998 through June 30, 1999, the  
7 employer contribution shall be equal to 0.3% of each  
8 teacher's salary.

9 (2) Beginning July 1, 1999 and thereafter, the employer  
10 contribution shall be equal to 0.58% of each teacher's  
11 salary.

12 The school district or other employing unit may pay these  
13 employer contributions out of any source of funding available  
14 for that purpose and shall forward the contributions to the  
15 System on the schedule established for the payment of member  
16 contributions.

17 These employer contributions are intended to offset a  
18 portion of the cost to the System of the increases in  
19 retirement benefits resulting from Public Act 90-582.

20 Each employer of teachers is entitled to a credit against  
21 the contributions required under this subsection (e) with  
22 respect to salaries paid to teachers for the period January 1,  
23 2002 through June 30, 2003, equal to the amount paid by that  
24 employer under subsection (a-5) of Section 6.6 of the State  
25 Employees Group Insurance Act of 1971 with respect to salaries  
26 paid to teachers for that period.



1           The additional 1% employee contribution required under  
2 Section 16-152 by Public Act 90-582 is the responsibility of  
3 the teacher and not the teacher's employer, unless the employer  
4 agrees, through collective bargaining or otherwise, to make the  
5 contribution on behalf of the teacher.

6           If an employer is required by a contract in effect on May  
7 1, 1998 between the employer and an employee organization to  
8 pay, on behalf of all its full-time employees covered by this  
9 Article, all mandatory employee contributions required under  
10 this Article, then the employer shall be excused from paying  
11 the employer contribution required under this subsection (e)  
12 for the balance of the term of that contract. The employer and  
13 the employee organization shall jointly certify to the System  
14 the existence of the contractual requirement, in such form as  
15 the System may prescribe. This exclusion shall cease upon the  
16 termination, extension, or renewal of the contract at any time  
17 after May 1, 1998.

18           (f) ~~If For school years beginning on or after June 1, 2005~~  
19 ~~and before July 1, 2018 and for salary paid to a teacher under~~  
20 ~~a contract or collective bargaining agreement entered into,~~  
21 ~~amended, or renewed before the effective date of this amendatory~~  
22 ~~Act of the 100th General Assembly, if~~ the amount of a teacher's  
23 salary for any school year used to determine final average  
24 salary exceeds the member's annual full-time salary rate with  
25 the same employer for the previous school year by more than 6%,  
26 the teacher's employer shall pay to the System, in addition to

1 all other payments required under this Section and in  
2 accordance with guidelines established by the System, the  
3 present value of the increase in benefits resulting from the  
4 portion of the increase in salary that is in excess of 6%. This  
5 present value shall be computed by the System on the basis of  
6 the actuarial assumptions and tables used in the most recent  
7 actuarial valuation of the System that is available at the time  
8 of the computation. If a teacher's salary for the 2005-2006  
9 school year is used to determine final average salary under  
10 this subsection (f), then the changes made to this subsection  
11 (f) by Public Act 94-1057 shall apply in calculating whether  
12 the increase in his or her salary is in excess of 6%. For the  
13 purposes of this Section, change in employment under Section  
14 10-21.12 of the School Code on or after June 1, 2005 shall  
15 constitute a change in employer. The System may require the  
16 employer to provide any pertinent information or  
17 documentation. The changes made to this subsection (f) by  
18 Public Act 94-1111 apply without regard to whether the teacher  
19 was in service on or after its effective date.

20 Whenever it determines that a payment is or may be required  
21 under this subsection, the System shall calculate the amount of  
22 the payment and bill the employer for that amount. The bill  
23 shall specify the calculations used to determine the amount  
24 due. If the employer disputes the amount of the bill, it may,  
25 within 30 days after receipt of the bill, apply to the System  
26 in writing for a recalculation. The application must specify in

1 detail the grounds of the dispute and, if the employer asserts  
2 that the calculation is subject to subsection (g) or (h) of  
3 this Section ~~or that subsection (f-1) of this Section applies,~~  
4 must include an affidavit setting forth and attesting to all  
5 facts within the employer's knowledge that are pertinent to the  
6 applicability of that subsection. Upon receiving a timely  
7 application for recalculation, the System shall review the  
8 application and, if appropriate, recalculate the amount due.

9 The employer contributions required under this subsection  
10 (f) may be paid in the form of a lump sum within 90 days after  
11 receipt of the bill. If the employer contributions are not paid  
12 within 90 days after receipt of the bill, then interest will be  
13 charged at a rate equal to the System's annual actuarially  
14 assumed rate of return on investment compounded annually from  
15 the 91st day after receipt of the bill. Payments must be  
16 concluded within 3 years after the employer's receipt of the  
17 bill.

18 (f-1) (Blank). ~~For school years beginning on or after July~~  
19 ~~1, 2018 and for salary paid to a teacher under a contract or~~  
20 ~~collective bargaining agreement entered into, amended, or~~  
21 ~~renewed on or after the effective date of this amendatory Act~~  
22 ~~of the 100th General Assembly, if the amount of a teacher's~~  
23 ~~salary for any school year used to determine final average~~  
24 ~~salary exceeds the member's annual full-time salary rate with~~  
25 ~~the same employer for the previous school year by more than 3%,~~  
26 ~~then the teacher's employer shall pay to the System, in~~

1 ~~addition to all other payments required under this Section and~~  
2 ~~in accordance with guidelines established by the System, the~~  
3 ~~present value of the increase in benefits resulting from the~~  
4 ~~portion of the increase in salary that is in excess of 3%. This~~  
5 ~~present value shall be computed by the System on the basis of~~  
6 ~~the actuarial assumptions and tables used in the most recent~~  
7 ~~actuarial valuation of the System that is available at the time~~  
8 ~~of the computation. The System may require the employer to~~  
9 ~~provide any pertinent information or documentation.~~

10 ~~Whenever it determines that a payment is or may be required~~  
11 ~~under this subsection (f-1), the System shall calculate the~~  
12 ~~amount of the payment and bill the employer for that amount.~~  
13 ~~The bill shall specify the calculations used to determine the~~  
14 ~~amount due. If the employer disputes the amount of the bill, it~~  
15 ~~shall, within 30 days after receipt of the bill, apply to the~~  
16 ~~System in writing for a recalculation. The application must~~  
17 ~~specify in detail the grounds of the dispute and, if the~~  
18 ~~employer asserts that subsection (f) of this Section applies,~~  
19 ~~must include an affidavit setting forth and attesting to all~~  
20 ~~facts within the employer's knowledge that are pertinent to the~~  
21 ~~applicability of subsection (f). Upon receiving a timely~~  
22 ~~application for recalculation, the System shall review the~~  
23 ~~application and, if appropriate, recalculate the amount due.~~

24 ~~The employer contributions required under this subsection~~  
25 ~~(f-1) may be paid in the form of a lump sum within 90 days after~~  
26 ~~receipt of the bill. If the employer contributions are not paid~~

1 ~~within 90 days after receipt of the bill, then interest shall~~  
2 ~~be charged at a rate equal to the System's annual actuarially~~  
3 ~~assumed rate of return on investment compounded annually from~~  
4 ~~the 91st day after receipt of the bill. Payments must be~~  
5 ~~concluded within 3 years after the employer's receipt of the~~  
6 ~~bill.~~

7 (g) This subsection (g) applies only to payments made or  
8 salary increases given on or after June 1, 2005 but before July  
9 1, 2011. The changes made by Public Act 94-1057 shall not  
10 require the System to refund any payments received before July  
11 31, 2006 (the effective date of Public Act 94-1057).

12 When assessing payment for any amount due under subsection  
13 (f), the System shall exclude salary increases paid to teachers  
14 under contracts or collective bargaining agreements entered  
15 into, amended, or renewed before June 1, 2005.

16 When assessing payment for any amount due under subsection  
17 (f), the System shall exclude salary increases paid to a  
18 teacher at a time when the teacher is 10 or more years from  
19 retirement eligibility under Section 16-132 or 16-133.2.

20 When assessing payment for any amount due under subsection  
21 (f), the System shall exclude salary increases resulting from  
22 overload work, including summer school, when the school  
23 district has certified to the System, and the System has  
24 approved the certification, that (i) the overload work is for  
25 the sole purpose of classroom instruction in excess of the  
26 standard number of classes for a full-time teacher in a school

1 district during a school year and (ii) the salary increases are  
2 equal to or less than the rate of pay for classroom instruction  
3 computed on the teacher's current salary and work schedule.

4 When assessing payment for any amount due under subsection  
5 (f), the System shall exclude a salary increase resulting from  
6 a promotion (i) for which the employee is required to hold a  
7 certificate or supervisory endorsement issued by the State  
8 Teacher Certification Board that is a different certification  
9 or supervisory endorsement than is required for the teacher's  
10 previous position and (ii) to a position that has existed and  
11 been filled by a member for no less than one complete academic  
12 year and the salary increase from the promotion is an increase  
13 that results in an amount no greater than the lesser of the  
14 average salary paid for other similar positions in the district  
15 requiring the same certification or the amount stipulated in  
16 the collective bargaining agreement for a similar position  
17 requiring the same certification.

18 When assessing payment for any amount due under subsection  
19 (f), the System shall exclude any payment to the teacher from  
20 the State of Illinois or the State Board of Education over  
21 which the employer does not have discretion, notwithstanding  
22 that the payment is included in the computation of final  
23 average salary.

24 (h) When assessing payment for any amount due under  
25 subsection (f), the System shall exclude any salary increase  
26 described in subsection (g) of this Section given on or after

1 July 1, 2011 but before July 1, 2014 under a contract or  
2 collective bargaining agreement entered into, amended, or  
3 renewed on or after June 1, 2005 but before July 1, 2011.  
4 Notwithstanding any other provision of this Section, any  
5 payments made or salary increases given after June 30, 2014  
6 shall be used in assessing payment for any amount due under  
7 subsection (f) of this Section.

8 (i) The System shall prepare a report and file copies of  
9 the report with the Governor and the General Assembly by  
10 January 1, 2007 that contains all of the following information:

11 (1) The number of recalculations required by the  
12 changes made to this Section by Public Act 94-1057 for each  
13 employer.

14 (2) The dollar amount by which each employer's  
15 contribution to the System was changed due to  
16 recalculations required by Public Act 94-1057.

17 (3) The total amount the System received from each  
18 employer as a result of the changes made to this Section by  
19 Public Act 94-4.

20 (4) The increase in the required State contribution  
21 resulting from the changes made to this Section by Public  
22 Act 94-1057.

23 (i-5) For school years beginning on or after July 1, 2017,  
24 if the amount of a participant's salary for any school year  
25 exceeds the amount of the salary set for the Governor, the  
26 participant's employer shall pay to the System, in addition to

1 all other payments required under this Section and in  
2 accordance with guidelines established by the System, an amount  
3 determined by the System to be equal to the employer normal  
4 cost, as established by the System and expressed as a total  
5 percentage of payroll, multiplied by the amount of salary in  
6 excess of the amount of the salary set for the Governor. This  
7 amount shall be computed by the System on the basis of the  
8 actuarial assumptions and tables used in the most recent  
9 actuarial valuation of the System that is available at the time  
10 of the computation. The System may require the employer to  
11 provide any pertinent information or documentation.

12 Whenever it determines that a payment is or may be required  
13 under this subsection, the System shall calculate the amount of  
14 the payment and bill the employer for that amount. The bill  
15 shall specify the calculations used to determine the amount  
16 due. If the employer disputes the amount of the bill, it may,  
17 within 30 days after receipt of the bill, apply to the System  
18 in writing for a recalculation. The application must specify in  
19 detail the grounds of the dispute. Upon receiving a timely  
20 application for recalculation, the System shall review the  
21 application and, if appropriate, recalculate the amount due.

22 The employer contributions required under this subsection  
23 may be paid in the form of a lump sum within 90 days after  
24 receipt of the bill. If the employer contributions are not paid  
25 within 90 days after receipt of the bill, then interest will be  
26 charged at a rate equal to the System's annual actuarially



1 assumed rate of return on investment compounded annually from  
2 the 91st day after receipt of the bill. Payments must be  
3 concluded within 3 years after the employer's receipt of the  
4 bill.

5 (j) For purposes of determining the required State  
6 contribution to the System, the value of the System's assets  
7 shall be equal to the actuarial value of the System's assets,  
8 which shall be calculated as follows:

9 As of June 30, 2008, the actuarial value of the System's  
10 assets shall be equal to the market value of the assets as of  
11 that date. In determining the actuarial value of the System's  
12 assets for fiscal years after June 30, 2008, any actuarial  
13 gains or losses from investment return incurred in a fiscal  
14 year shall be recognized in equal annual amounts over the  
15 5-year period following that fiscal year.

16 (k) For purposes of determining the required State  
17 contribution to the system for a particular year, the actuarial  
18 value of assets shall be assumed to earn a rate of return equal  
19 to the system's actuarially assumed rate of return.

20 (Source: P.A. 100-23, eff. 7-6-17; 100-340, eff. 8-25-17;  
21 100-587, eff. 6-4-18; 100-624, eff. 7-20-18; 100-863, eff.  
22 8-14-18; revised 10-4-18.)

23 Section 10. The School Code is amended by changing Sections  
24 21B-20, 21B-25, 21B-30, 21B-35, 21B-50, 21B-55, and 27A-10 and  
25 by adding Section 24-8.5 as follows:

1 (105 ILCS 5/21B-20)

2 Sec. 21B-20. Types of licenses. The State Board of  
3 Education shall implement a system of educator licensure,  
4 whereby individuals employed in school districts who are  
5 required to be licensed must have one of the following  
6 licenses: (i) a professional educator license; (ii) an educator  
7 license with stipulations; (iii) a substitute teaching  
8 license; or (iv) until June 30, 2023, a short-term substitute  
9 teaching license. References in law regarding individuals  
10 certified or certificated or required to be certified or  
11 certificated under Article 21 of this Code shall also include  
12 individuals licensed or required to be licensed under this  
13 Article. The first year of all licenses ends on June 30  
14 following one full year of the license being issued.

15 The State Board of Education, in consultation with the  
16 State Educator Preparation and Licensure Board, may adopt such  
17 rules as may be necessary to govern the requirements for  
18 licenses and endorsements under this Section.

19 (1) Professional Educator License. Persons who (i)  
20 have successfully completed an approved educator  
21 preparation program and are recommended for licensure by  
22 the Illinois institution offering the educator preparation  
23 program, (ii) have successfully completed the required  
24 testing under Section 21B-30 of this Code, (iii) have  
25 successfully completed coursework on the psychology of,

1 the identification of, and the methods of instruction for  
2 the exceptional child, including without limitation  
3 children with learning disabilities, (iv) have  
4 successfully completed coursework in methods of reading  
5 and reading in the content area, and (v) have met all other  
6 criteria established by rule of the State Board of  
7 Education shall be issued a Professional Educator License.  
8 All Professional Educator Licenses are valid until June 30  
9 immediately following 5 years of the license being issued.  
10 The Professional Educator License shall be endorsed with  
11 specific areas and grade levels in which the individual is  
12 eligible to practice. For an early childhood education  
13 endorsement, an individual may satisfy the student  
14 teaching requirement of his or her early childhood teacher  
15 preparation program through placement in a setting with  
16 children from birth through grade 2, and the individual may  
17 be paid and receive credit while student teaching. The  
18 student teaching experience must meet the requirements of  
19 and be approved by the individual's early childhood teacher  
20 preparation program.

21 Individuals can receive subsequent endorsements on the  
22 Professional Educator License. Subsequent endorsements  
23 shall require a minimum of 24 semester hours of coursework  
24 in the endorsement area and passage of the applicable  
25 content area test, unless otherwise specified by rule.

26 (2) Educator License with Stipulations. An Educator

1 License with Stipulations shall be issued an endorsement  
2 that limits the license holder to one particular position  
3 or does not require completion of an approved educator  
4 program or both.

5 An individual with an Educator License with  
6 Stipulations must not be employed by a school district or  
7 any other entity to replace any presently employed teacher  
8 who otherwise would not be replaced for any reason.

9 An Educator License with Stipulations may be issued  
10 with the following endorsements:

11 (A) (Blank). ~~A A provisional educator endorsement~~  
12 ~~for a service member or a spouse of a service member is~~  
13 ~~valid until June 30 immediately following 3 years of~~  
14 ~~the license being issued, provided that any remaining~~  
15 ~~testing and coursework deficiencies are met under this~~  
16 ~~Section. In this Section, "spouse of a service member"~~  
17 ~~means any person who, at the time of application under~~  
18 ~~this Section, is the spouse of an active duty member of~~  
19 ~~the United States Armed Forces or any reserve component~~  
20 ~~of the United States Armed Forces or the National Guard~~  
21 ~~of any state, commonwealth, or territory of the United~~  
22 ~~States or the District of Columbia.~~

23 ~~Except as otherwise provided under this~~  
24 ~~subparagraph, a~~

25 (B) Alternative provisional educator. An  
26 alternative provisional educator endorsement on an

1 Educator License with Stipulations may be issued to an  
2 applicant who, at the time of applying for the  
3 endorsement, has done all of the following:

4 (i) Graduated from a regionally accredited  
5 college or university with a minimum of a  
6 bachelor's degree.

7 (ii) Successfully completed the first phase of  
8 the Alternative Educator Licensure Program for  
9 Teachers, as described in Section 21B-50 of this  
10 Code.

11 (iii) Passed a ~~test of basic skills and~~ content  
12 area test, as required under Section 21B-30 of this  
13 Code.

14 The alternative provisional educator endorsement is  
15 valid for 2 years of teaching and may be renewed for a  
16 third year by an individual meeting the requirements set  
17 forth in Section 21B-50 of this Code.

18 (C) Alternative provisional superintendent. An  
19 alternative provisional superintendent endorsement on  
20 an Educator License with Stipulations entitles the  
21 holder to serve only as a superintendent or assistant  
22 superintendent in a school district's central office.  
23 This endorsement may only be issued to an applicant  
24 who, at the time of applying for the endorsement, has  
25 done all of the following:

26 (i) Graduated from a regionally accredited

1 college or university with a minimum of a master's  
2 degree in a management field other than education.

3 (ii) Been employed for a period of at least 5  
4 years in a management level position in a field  
5 other than education.

6 (iii) Successfully completed the first phase  
7 of an alternative route to superintendent  
8 endorsement program, as provided in Section 21B-55  
9 of this Code.

10 (iv) Passed a ~~test of basic skills and~~ content  
11 area test ~~tests~~ required under Section 21B-30 of  
12 this Code.

13 The endorsement is valid for 2 fiscal years in  
14 order to complete one full year of serving as a  
15 superintendent or assistant superintendent.

16 (D) (Blank).

17 (E) Career and technical educator. A career and  
18 technical educator endorsement on an Educator License  
19 with Stipulations may be issued to an applicant who has  
20 a minimum of 60 semester hours of coursework from a  
21 regionally accredited institution of higher education  
22 or an accredited trade and technical institution and  
23 has a minimum of 2,000 hours of experience outside of  
24 education in each area to be taught.

25 The career and technical educator endorsement on  
26 an Educator License with Stipulations is valid until

1           June 30 immediately following 5 years of the  
2           endorsement being issued and may be renewed. For  
3           individuals who were issued the career and technical  
4           educator endorsement on an Educator License with  
5           Stipulations on or after January 1, 2015, the license  
6           may be renewed if the individual passes a ~~test of basic~~  
7           ~~skills or~~ test of work proficiency, as required under  
8           Section 21B-30 of this Code.

9           An individual who holds a valid career and  
10          technical educator endorsement on an Educator License  
11          with Stipulations but does not hold a bachelor's degree  
12          may substitute teach in career and technical education  
13          classrooms.

14          (F) Part-time provisional career and technical  
15          educator or provisional career and technical educator.  
16          A part-time provisional career and technical educator  
17          endorsement or a provisional career and technical  
18          educator endorsement on an Educator License with  
19          Stipulations may be issued to an applicant who has a  
20          minimum of 8,000 hours of work experience in the skill  
21          for which the applicant is seeking the endorsement. It  
22          is the responsibility of each employing school board  
23          and regional office of education to provide  
24          verification, in writing, to the State Superintendent  
25          of Education at the time the application is submitted  
26          that no qualified teacher holding a Professional

1 Educator License or an Educator License with  
2 Stipulations with a career and technical educator  
3 endorsement is available and that actual circumstances  
4 require such issuance.

5 The provisional career and technical educator  
6 endorsement on an Educator License with Stipulations  
7 is valid until June 30 immediately following 5 years of  
8 the endorsement being issued and may be renewed for 5  
9 years. For individuals who were issued the provisional  
10 career and technical educator endorsement on an  
11 Educator License with Stipulations on or after January  
12 1, 2015, the license may be renewed if the individual  
13 passes a ~~test of basic skills or~~ test of work  
14 proficiency, as required under Section 21B-30 of this  
15 Code.

16 A part-time provisional career and technical  
17 educator endorsement on an Educator License with  
18 Stipulations may be issued for teaching no more than 2  
19 courses of study for grades 6 through 12. The part-time  
20 provisional career and technical educator endorsement  
21 on an Educator License with Stipulations is valid until  
22 June 30 immediately following 5 years of the  
23 endorsement being issued and may be renewed for 5 years  
24 if the individual makes application for renewal.

25 An individual who holds a provisional or part-time  
26 provisional career and technical educator endorsement



1 on an Educator License with Stipulations but does not  
2 hold a bachelor's degree may substitute teach in career  
3 and technical education classrooms.

4 (G) Transitional bilingual educator. A  
5 transitional bilingual educator endorsement on an  
6 Educator License with Stipulations may be issued for  
7 the purpose of providing instruction in accordance  
8 with Article 14C of this Code to an applicant who  
9 provides satisfactory evidence that he or she meets all  
10 of the following requirements:

11 (i) Possesses adequate speaking, reading, and  
12 writing ability in the language other than English  
13 in which transitional bilingual education is  
14 offered.

15 (ii) Has the ability to successfully  
16 communicate in English.

17 (iii) Either possessed, within 5 years  
18 previous to his or her applying for a transitional  
19 bilingual educator endorsement, a valid and  
20 comparable teaching certificate or comparable  
21 authorization issued by a foreign country or holds  
22 a degree from an institution of higher learning in  
23 a foreign country that the State Educator  
24 Preparation and Licensure Board determines to be  
25 the equivalent of a bachelor's degree from a  
26 regionally accredited institution of higher

1 learning in the United States.

2 A transitional bilingual educator endorsement  
3 shall be valid for prekindergarten through grade 12, is  
4 valid until June 30 immediately following 5 years of  
5 the endorsement being issued, and shall not be renewed.

6 Persons holding a transitional bilingual educator  
7 endorsement shall not be employed to replace any  
8 presently employed teacher who otherwise would not be  
9 replaced for any reason.

10 (H) Language endorsement. In an effort to  
11 alleviate the shortage of teachers speaking a language  
12 other than English in the public schools, an individual  
13 who holds an Educator License with Stipulations may  
14 also apply for a language endorsement, provided that  
15 the applicant provides satisfactory evidence that he  
16 or she meets all of the following requirements:

17 (i) Holds a transitional bilingual  
18 endorsement.

19 (ii) Has demonstrated proficiency in the  
20 language for which the endorsement is to be issued  
21 by passing the applicable language content test  
22 required by the State Board of Education.

23 (iii) Holds a bachelor's degree or higher from  
24 a regionally accredited institution of higher  
25 education or, for individuals educated in a  
26 country other than the United States, holds a

1 degree from an institution of higher learning in a  
2 foreign country that the State Educator  
3 Preparation and Licensure Board determines to be  
4 the equivalent of a bachelor's degree from a  
5 regionally accredited institution of higher  
6 learning in the United States.

7 (iv) (Blank). ~~Has passed a test of basic~~  
8 ~~skills, as required under Section 21B-30 of this~~  
9 ~~Code.~~

10 A language endorsement on an Educator License with  
11 Stipulations is valid for prekindergarten through  
12 grade 12 for the same validity period as the  
13 individual's transitional bilingual educator  
14 endorsement on the Educator License with Stipulations  
15 and shall not be renewed.

16 (I) Visiting international educator. A visiting  
17 international educator endorsement on an Educator  
18 License with Stipulations may be issued to an  
19 individual who is being recruited by a particular  
20 school district that conducts formal recruitment  
21 programs outside of the United States to secure the  
22 services of qualified teachers and who meets all of the  
23 following requirements:

24 (i) Holds the equivalent of a minimum of a  
25 bachelor's degree issued in the United States.

26 (ii) Has been prepared as a teacher at the

1 grade level for which he or she will be employed.

2 (iii) Has adequate content knowledge in the  
3 subject to be taught.

4 (iv) Has an adequate command of the English  
5 language.

6 A holder of a visiting international educator  
7 endorsement on an Educator License with Stipulations  
8 shall be permitted to teach in bilingual education  
9 programs in the language that was the medium of  
10 instruction in his or her teacher preparation program,  
11 provided that he or she passes the English Language  
12 Proficiency Examination or another test of writing  
13 skills in English identified by the State Board of  
14 Education, in consultation with the State Educator  
15 Preparation and Licensure Board.

16 A visiting international educator endorsement on  
17 an Educator License with Stipulations is valid for 3  
18 years and shall not be renewed.

19 (J) Paraprofessional educator. A paraprofessional  
20 educator endorsement on an Educator License with  
21 Stipulations may be issued to an applicant who holds a  
22 high school diploma or its recognized equivalent and  
23 either holds an associate's degree or a minimum of 60  
24 semester hours of credit from a regionally accredited  
25 institution of higher education ~~or has passed a test of~~  
26 ~~basic skills required under Section 21B 30 of this~~

1       ~~Code~~. The paraprofessional educator endorsement is  
2       valid until June 30 immediately following 5 years of  
3       the endorsement being issued and may be renewed through  
4       application and payment of the appropriate fee, as  
5       required under Section 21B-40 of this Code. An  
6       individual who holds only a paraprofessional educator  
7       endorsement is not subject to additional requirements  
8       in order to renew the endorsement.

9           (K) Chief school business official. A chief school  
10       business official endorsement on an Educator License  
11       with Stipulations may be issued to an applicant who  
12       qualifies by having a master's degree or higher, 2  
13       years of full-time administrative experience in school  
14       business management or 2 years of university-approved  
15       practical experience, and a minimum of 24 semester  
16       hours of graduate credit in a program approved by the  
17       State Board of Education for the preparation of school  
18       business administrators and by passage of the  
19       applicable State tests, including an ~~a test of basic~~  
20       ~~skills and~~ applicable content area test.

21           The chief school business official endorsement may  
22       also be affixed to the Educator License with  
23       Stipulations of any holder who qualifies by having a  
24       master's degree in business administration, finance,  
25       accounting, or public administration and who completes  
26       an additional 6 semester hours of internship in school

1 business management from a regionally accredited  
2 institution of higher education and passes the  
3 applicable State tests, including an ~~a test of basic~~  
4 ~~skills~~ and applicable content area test. This  
5 endorsement shall be required for any individual  
6 employed as a chief school business official.

7 The chief school business official endorsement on  
8 an Educator License with Stipulations is valid until  
9 June 30 immediately following 5 years of the  
10 endorsement being issued and may be renewed if the  
11 license holder completes renewal requirements as  
12 required for individuals who hold a Professional  
13 Educator License endorsed for chief school business  
14 official under Section 21B-45 of this Code and such  
15 rules as may be adopted by the State Board of  
16 Education.

17 The State Board of Education shall adopt any rules  
18 necessary to implement Public Act 100-288.

19 (L) Provisional in-state educator. A provisional  
20 in-state educator endorsement on an Educator License  
21 with Stipulations may be issued to a candidate who has  
22 completed an Illinois-approved educator preparation  
23 program at an Illinois institution of higher education  
24 and who has not successfully completed an  
25 evidence-based assessment of teacher effectiveness but  
26 who meets all of the following requirements:

1 (i) Holds at least a bachelor's degree.

2 (ii) Has completed an approved educator  
3 preparation program at an Illinois institution.

4 (iii) Has passed an ~~a test of basic skills and~~  
5 applicable content area test, as required by  
6 Section 21B-30 of this Code.

7 (iv) Has attempted an evidence-based  
8 assessment of teacher effectiveness and received a  
9 minimum score on that assessment, as established  
10 by the State Board of Education in consultation  
11 with the State Educator Preparation and Licensure  
12 Board.

13 A provisional in-state educator endorsement on an  
14 Educator License with Stipulations is valid for one  
15 full fiscal year after the date of issuance and may not  
16 be renewed.

17 (M) School support personnel intern. A school  
18 support personnel intern endorsement on an Educator  
19 License with Stipulations may be issued as specified by  
20 rule.

21 (N) Special education area. A special education  
22 area endorsement on an Educator License with  
23 Stipulations may be issued as defined and specified by  
24 rule.

25 (3) Substitute Teaching License. A Substitute Teaching  
26 License may be issued to qualified applicants for

1 substitute teaching in all grades of the public schools,  
2 prekindergarten through grade 12. Substitute Teaching  
3 Licenses are not eligible for endorsements. Applicants for  
4 a Substitute Teaching License must hold a bachelor's degree  
5 or higher from a regionally accredited institution of  
6 higher education.

7 Substitute Teaching Licenses are valid for 5 years.

8 Substitute Teaching Licenses are valid for substitute  
9 teaching in every county of this State. If an individual  
10 has had his or her Professional Educator License or  
11 Educator License with Stipulations suspended or revoked,  
12 then that individual is not eligible to obtain a Substitute  
13 Teaching License.

14 A substitute teacher may only teach in the place of a  
15 licensed teacher who is under contract with the employing  
16 board. If, however, there is no licensed teacher under  
17 contract because of an emergency situation, then a district  
18 may employ a substitute teacher for no longer than 30  
19 calendar days per each vacant position in the district if  
20 the district notifies the appropriate regional office of  
21 education within 5 business days after the employment of  
22 the substitute teacher in the emergency situation. An  
23 emergency situation is one in which an unforeseen vacancy  
24 has occurred and (i) a teacher is unable to fulfill his or  
25 her contractual duties or (ii) teacher capacity needs of  
26 the district exceed previous indications, and the district



1 is actively engaged in advertising to hire a fully licensed  
2 teacher for the vacant position.

3 There is no limit on the number of days that a  
4 substitute teacher may teach in a single school district,  
5 provided that no substitute teacher may teach for longer  
6 than 90 school days for any one licensed teacher under  
7 contract in the same school year. A substitute teacher who  
8 holds a Professional Educator License or Educator License  
9 with Stipulations shall not teach for more than 120 school  
10 days for any one licensed teacher under contract in the  
11 same school year. The limitations in this paragraph (3) on  
12 the number of days a substitute teacher may be employed do  
13 not apply to any school district operating under Article 34  
14 of this Code.

15 A school district may not require an individual who  
16 holds a valid Professional Educator License or Educator  
17 License with Stipulations to seek or hold a Substitute  
18 Teaching License to teach as a substitute teacher.

19 (4) Short-Term Substitute Teaching License. Beginning  
20 on July 1, 2018 and until June 30, 2023, the State Board of  
21 Education may issue a Short-Term Substitute Teaching  
22 License. A Short-Term Substitute Teaching License may be  
23 issued to a qualified applicant for substitute teaching in  
24 all grades of the public schools, prekindergarten through  
25 grade 12. Short-Term Substitute Teaching Licenses are not  
26 eligible for endorsements. Applicants for a Short-Term

1 Substitute Teaching License must hold an associate's  
2 degree or have completed at least 60 credit hours from a  
3 regionally accredited institution of higher education.

4 Short-Term Substitute Teaching Licenses are valid for  
5 substitute teaching in every county of this State. If an  
6 individual has had his or her Professional Educator License  
7 or Educator License with Stipulations suspended or  
8 revoked, then that individual is not eligible to obtain a  
9 Short-Term Substitute Teaching License.

10 The provisions of Sections 10-21.9 and 34-18.5 of this  
11 Code apply to short-term substitute teachers.

12 An individual holding a Short-Term Substitute Teaching  
13 License may teach no more than 5 consecutive days per  
14 licensed teacher who is under contract. For teacher  
15 absences lasting 6 or more days per licensed teacher who is  
16 under contract, a school district may not hire an  
17 individual holding a Short-Term Substitute Teaching  
18 License. An individual holding a Short-Term Substitute  
19 Teaching License must complete the training program under  
20 Section 10-20.67 or 34-18.60 of this Code to be eligible to  
21 teach at a public school. This paragraph (4) is inoperative  
22 on and after July 1, 2023.

23 (Source: P.A. 99-35, eff. 1-1-16; 99-58, eff. 7-16-15; 99-143,  
24 eff. 7-27-15; 99-642, eff. 7-28-16; 99-920, eff. 1-6-17; 100-8,  
25 eff. 7-1-17; 100-13, eff. 7-1-17; 100-288, eff. 8-24-17;  
26 100-596, eff. 7-1-18; 100-821, eff. 9-3-18; 100-863, eff.

1 8-14-18; revised 10-1-18.)

2 (105 ILCS 5/21B-25)

3 Sec. 21B-25. Endorsement on licenses. All licenses issued  
4 under paragraph (1) of Section 21B-20 of this Code shall be  
5 specifically endorsed by the State Board of Education for each  
6 content area, school support area, and administrative area for  
7 which the holder of the license is qualified. Recognized  
8 institutions approved to offer educator preparation programs  
9 shall be trained to add endorsements to licenses issued to  
10 applicants who meet all of the requirements for the endorsement  
11 or endorsements, including passing any required tests. The  
12 State Superintendent of Education shall randomly audit  
13 institutions to ensure that all rules and standards are being  
14 followed for entitlement or when endorsements are being  
15 recommended.

16 (1) The State Board of Education, in consultation with  
17 the State Educator Preparation and Licensure Board, shall  
18 establish, by rule, the grade level and subject area  
19 endorsements to be added to the Professional Educator  
20 License. These rules shall outline the requirements for  
21 obtaining each endorsement.

22 (2) In addition to any and all grade level and content  
23 area endorsements developed by rule, the State Board of  
24 Education, in consultation with the State Educator  
25 Preparation and Licensure Board, shall develop the

1 requirements for the following endorsements:

2 (A) (Blank).

3 (B) Principal endorsement. A principal endorsement  
4 shall be affixed to a Professional Educator License of  
5 any holder who qualifies by having all of the  
6 following:

7 (i) Successful completion of a principal  
8 preparation program approved in accordance with  
9 Section 21B-60 of this Code and any applicable  
10 rules.

11 (ii) At least 4 total years of teaching or 4  
12 total years of working in the capacity of school  
13 support personnel in an Illinois public school or  
14 nonpublic school recognized by the State Board of  
15 Education, in a school under the supervision of the  
16 Department of Corrections, or in an out-of-state  
17 public school or out-of-state nonpublic school  
18 meeting out-of-state recognition standards  
19 comparable to those approved by the State  
20 Superintendent of Education; however, the State  
21 Board of Education, in consultation with the State  
22 Educator Preparation and Licensure Board, shall  
23 allow, by rules, for fewer than 4 years of  
24 experience based on meeting standards set forth in  
25 such rules, including without limitation a review  
26 of performance evaluations or other evidence of

1           demonstrated qualifications.

2           (iii) A master's degree or higher from a  
3           regionally accredited college or university.

4           (C) Chief school business official endorsement. A  
5           chief school business official endorsement shall be  
6           affixed to the Professional Educator License of any  
7           holder who qualifies by having a master's degree or  
8           higher, 2 years of full-time administrative experience  
9           in school business management or 2 years of  
10          university-approved practical experience, and a  
11          minimum of 24 semester hours of graduate credit in a  
12          program approved by the State Board of Education for  
13          the preparation of school business administrators and  
14          by passage of the applicable State tests. The chief  
15          school business official endorsement may also be  
16          affixed to the Professional Educator License of any  
17          holder who qualifies by having a master's degree in  
18          business administration, finance, accounting, or  
19          public administration and who completes an additional  
20          6 semester hours of internship in school business  
21          management from a regionally accredited institution of  
22          higher education and passes the applicable State  
23          tests. This endorsement shall be required for any  
24          individual employed as a chief school business  
25          official.

26          (D) Superintendent endorsement. A superintendent

1 endorsement shall be affixed to the Professional  
2 Educator License of any holder who has completed a  
3 program approved by the State Board of Education for  
4 the preparation of superintendents of schools, has had  
5 at least 2 years of experience employed full-time in a  
6 general administrative position or as a full-time  
7 principal, director of special education, or chief  
8 school business official in the public schools or in a  
9 State-recognized nonpublic school in which the chief  
10 administrator is required to have the licensure  
11 necessary to be a principal in a public school in this  
12 State and where a majority of the teachers are required  
13 to have the licensure necessary to be instructors in a  
14 public school in this State, and has passed the  
15 required State tests; or of any holder who has  
16 completed a program that is not an Illinois-approved  
17 educator preparation program at an Illinois  
18 institution of higher education and that has  
19 recognition standards comparable to those approved by  
20 the State Superintendent of Education and holds the  
21 general administrative, principal, or chief school  
22 business official endorsement and who has had 2 years  
23 of experience as a principal, director of special  
24 education, or chief school business official while  
25 holding a valid educator license or certificate  
26 comparable in validity and educational and experience

1 requirements and has passed the appropriate State  
2 tests, as provided in Section 21B-30 of this Code. The  
3 superintendent endorsement shall allow individuals to  
4 serve only as a superintendent or assistant  
5 superintendent.

6 (E) Teacher leader endorsement. It shall be the  
7 policy of this State to improve the quality of  
8 instructional leaders by providing a career pathway  
9 for teachers interested in serving in leadership  
10 roles, but not as principals. The State Board of  
11 Education, in consultation with the State Educator  
12 Preparation and Licensure Board, may issue a teacher  
13 leader endorsement under this subdivision (E). Persons  
14 who meet and successfully complete the requirements of  
15 the endorsement shall be issued a teacher leader  
16 endorsement on the Professional Educator License for  
17 serving in schools in this State. Teacher leaders may  
18 qualify to serve in such positions as department  
19 chairs, coaches, mentors, curriculum and instruction  
20 leaders, or other leadership positions as defined by  
21 the district. The endorsement shall be available to  
22 those teachers who (i) hold a Professional Educator  
23 License, (ii) hold a master's degree or higher from a  
24 regionally accredited institution, (iii) have  
25 completed a program of study that has been approved by  
26 the State Board of Education, in consultation with the

1 State Educator Preparation and Licensure Board, and  
2 (iv) have successfully demonstrated competencies as  
3 defined by rule.

4 A teacher who meets the requirements set forth in  
5 this Section and holds a teacher leader endorsement may  
6 evaluate teachers pursuant to Section 24A-5 of this  
7 Code, provided that the individual has completed the  
8 evaluation component required by Section 24A-3 of this  
9 Code and a teacher leader is allowed to evaluate  
10 personnel under the respective school district's  
11 collective bargaining agreement.

12 The State Board of Education, in consultation with  
13 the State Educator Preparation and Licensure Board,  
14 may adopt such rules as may be necessary to establish  
15 and implement the teacher leader endorsement program  
16 and to specify the positions for which this endorsement  
17 shall be required.

18 (F) Special education endorsement. A special  
19 education endorsement in one or more areas shall be  
20 affixed to a Professional Educator License for any  
21 individual that meets those requirements established  
22 by the State Board of Education in rules. Special  
23 education endorsement areas shall include without  
24 limitation the following:

25 (i) Learning Behavior Specialist I;

26 (ii) Learning Behavior Specialist II;



- 1 (iii) Speech Language Pathologist;
- 2 (iv) Blind or Visually Impaired;
- 3 (v) Deaf-Hard of Hearing;
- 4 (vi) Early Childhood Special Education; and
- 5 (vii) Director of Special Education.

6 Notwithstanding anything in this Code to the contrary,  
7 the State Board of Education, in consultation with the  
8 State Educator Preparation and Licensure Board, may  
9 add additional areas of special education by rule.

10 (G) School support personnel endorsement. School  
11 support personnel endorsement areas shall include, but  
12 are not limited to, school counselor, marriage and  
13 family therapist, school psychologist, school speech  
14 and language pathologist, school nurse, and school  
15 social worker. This endorsement is for individuals who  
16 are not teachers or administrators, but still require  
17 licensure to work in an instructional support position  
18 in a public or State-operated elementary school,  
19 secondary school, or cooperative or joint agreement  
20 with a governing body or board of control or a charter  
21 school operating in compliance with the Charter  
22 Schools Law. The school support personnel endorsement  
23 shall be affixed to the Professional Educator License  
24 and shall meet all of the requirements established in  
25 any rules adopted to implement this subdivision (G).  
26 The holder of such an endorsement is entitled to all of

1           the rights and privileges granted holders of any other  
2           Professional Educator License, including teacher  
3           benefits, compensation, and working conditions.

4           (Source: P.A. 99-58, eff. 7-16-15; 99-623, eff. 7-22-16;  
5           99-920, eff. 1-6-17; 100-13, eff. 7-1-17; 100-267, eff.  
6           8-22-17; 100-288, eff. 8-24-17; 100-596, eff. 7-1-18; 100-780,  
7           eff. 1-1-19; 100-863, eff. 8-14-18; revised 10-1-18.)

8           (105 ILCS 5/21B-30)

9           Sec. 21B-30. Educator testing.

10          (a) This Section applies beginning on July 1, 2012.

11          (b) The State Board of Education, in consultation with the  
12          State Educator Preparation and Licensure Board, shall design  
13          and implement a system of examinations, which shall be required  
14          prior to the issuance of educator licenses. These examinations  
15          and indicators must be based on national and State professional  
16          teaching standards, as determined by the State Board of  
17          Education, in consultation with the State Educator Preparation  
18          and Licensure Board. The State Board of Education may adopt  
19          such rules as may be necessary to implement and administer this  
20          Section.

21          (c) (Blank). ~~Except as otherwise provided in this Article,~~  
22          ~~applicants seeking a Professional Educator License or an~~  
23          ~~Educator License with Stipulations shall be required to pass a~~  
24          ~~test of basic skills before the license is issued, unless the~~  
25          ~~endorsement the individual is seeking does not require passage~~

1 ~~of the test. All applicants completing Illinois approved,~~  
2 ~~teacher education or school service personnel preparation~~  
3 ~~programs shall be required to pass the State Board of~~  
4 ~~Education's recognized test of basic skills prior to starting~~  
5 ~~their student teaching or starting the final semester of their~~  
6 ~~internship. An institution of higher learning, as defined in~~  
7 ~~the Higher Education Student Assistance Act, may not require an~~  
8 ~~applicant to complete the State Board's recognized test of~~  
9 ~~basic skills prior to the semester before student teaching or~~  
10 ~~prior to the semester before starting the final semester of an~~  
11 ~~internship. An individual who passes a test of basic skills~~  
12 ~~does not need to do so again for subsequent endorsements or~~  
13 ~~other educator licenses.~~

14 (d) All applicants seeking a State license shall be  
15 required to pass a test of content area knowledge for each area  
16 of endorsement for which there is an applicable test. There  
17 shall be no exception to this requirement. No candidate shall  
18 be allowed to student teach or serve as the teacher of record  
19 until he or she has passed the applicable content area test.

20 (e) (Blank).

21 (f) Except as otherwise provided in this Article, beginning  
22 on September 1, 2015, all candidates completing teacher  
23 preparation programs in this State and all candidates subject  
24 to Section 21B-35 of this Code are required to pass a teacher  
25 performance assessment approved by the State Board of  
26 Education, in consultation with the State Educator Preparation

1 and Licensure Board. Subject to appropriation, an individual  
2 who holds a Professional Educator License and is employed for a  
3 minimum of one school year by a school district designated as  
4 Tier 1 under Section 18-8.15 may, after application to the  
5 State Board, receive from the State Board a refund for any  
6 costs associated with completing the teacher performance  
7 assessment under this subsection.

8 (g) The Tests of basic skills and content area knowledge  
9 test and the teacher performance assessment shall be the tests  
10 that from time to time are designated by the State Board of  
11 Education, in consultation with the State Educator Preparation  
12 and Licensure Board, and may be tests prepared by an  
13 educational testing organization or tests designed by the State  
14 Board of Education, in consultation with the State Educator  
15 Preparation and Licensure Board. ~~The areas to be covered by a~~  
16 ~~test of basic skills shall include reading, language arts, and~~  
17 ~~mathematics.~~ The test of content area knowledge shall assess  
18 content knowledge in a specific subject field. The tests must  
19 be designed to be racially neutral to ensure that no person  
20 taking the tests is discriminated against on the basis of race,  
21 color, national origin, or other factors unrelated to the  
22 person's ability to perform as a licensed employee. The score  
23 required to pass the tests shall be fixed by the State Board of  
24 Education, in consultation with the State Educator Preparation  
25 and Licensure Board. The tests shall be administered not fewer  
26 than 3 times a year at such time and place as may be designated

1 by the State Board of Education, in consultation with the State  
2 Educator Preparation and Licensure Board.

3 The State Board shall implement a test or tests to assess  
4 the speaking, reading, writing, and grammar skills of  
5 applicants for an endorsement or a license issued under  
6 subdivision (G) of paragraph (2) of Section 21B-20 of this Code  
7 in the English language and in the language of the transitional  
8 bilingual education program requested by the applicant.

9 (h) Except as provided in Section 34-6 of this Code, the  
10 provisions of this Section shall apply equally in any school  
11 district subject to Article 34 of this Code.

12 (i) The rules developed to implement and enforce the  
13 testing requirements under this Section shall include without  
14 limitation provisions governing test selection, test  
15 validation and determination of a passing score,  
16 administration of the tests, frequency of administration,  
17 applicant fees, frequency of applicants taking the tests, the  
18 years for which a score is valid, and appropriate special  
19 accommodations. The State Board of Education shall develop such  
20 rules as may be needed to ensure uniformity from year to year  
21 in the level of difficulty for each form of an assessment.

22 (Source: P.A. 99-58, eff. 7-16-15; 99-657, eff. 7-28-16;  
23 99-920, eff. 1-6-17; 100-596, eff. 7-1-18; 100-863, eff.  
24 8-14-18; 100-932, eff. 8-17-18; revised 10-1-18.)

25 (105 ILCS 5/21B-35)

1           Sec. 21B-35. Minimum requirements for educators trained in  
2 other states or countries.

3           (a) Any applicant who has not been entitled by an  
4 Illinois-approved educator preparation program at an Illinois  
5 institution of higher education applying for a Professional  
6 Educator License endorsed in a teaching field or school support  
7 personnel area must meet the following requirements:

8                   (1) the applicant must:

9                           (A) hold a comparable and valid educator license or  
10 certificate, as defined by rule, with similar grade  
11 level and content area credentials from another state,  
12 with the State Board of Education having the authority  
13 to determine what constitutes similar grade level and  
14 content area credentials from another state; and

15                           (B) have a bachelor's degree from a regionally  
16 accredited institution of higher education; or

17                   (2) the applicant must:

18                           (A) have completed a state-approved program for  
19 the licensure area sought, including coursework  
20 concerning methods of instruction of the exceptional  
21 child, methods of reading and reading in the content  
22 area, and instructional strategies for English  
23 learners;

24                           (B) have a bachelor's degree from a regionally  
25 accredited institution of higher education;

26                           (C) have successfully met all Illinois examination

1 requirements, except that:

2 (i) (blank); ~~an applicant who has successfully~~  
3 ~~completed a test of basic skills, as defined by~~  
4 ~~rules, at the time of initial licensure in another~~  
5 ~~state is not required to complete a test of basic~~  
6 ~~skills;~~

7 (ii) an applicant who has successfully  
8 completed a test of content, as defined by rules,  
9 at the time of initial licensure in another state  
10 is not required to complete a test of content; and

11 (iii) an applicant for a teaching endorsement  
12 who has successfully completed an evidence-based  
13 assessment of teacher effectiveness, as defined by  
14 rules, at the time of initial licensure in another  
15 state is not required to complete an  
16 evidence-based assessment of teacher  
17 effectiveness; and

18 (D) for an applicant for a teaching endorsement,  
19 have completed student teaching or an equivalent  
20 experience or, for an applicant for a school service  
21 personnel endorsement, have completed an internship or  
22 an equivalent experience.

23 (b) In order to receive a Professional Educator License  
24 endorsed in a teaching field or school support personnel area,  
25 applicants trained in another country must meet all of the  
26 following requirements:

1           (1) Have completed a comparable education program in  
2 another country.

3           (2) Have had transcripts evaluated by an evaluation  
4 service approved by the State Superintendent of Education.

5           (3) Have a degree comparable to a degree from a  
6 regionally accredited institution of higher education.

7           (4) Have completed coursework aligned to standards  
8 concerning methods of instruction of the exceptional  
9 child, methods of reading and reading in the content area,  
10 and instructional strategies for English learners.

11           (5) (Blank).

12           (6) (Blank).

13           (7) Have successfully met all State licensure  
14 examination requirements. ~~Applicants who have successfully~~  
15 ~~completed a test of basic skills, as defined by rules, at~~  
16 ~~the time of initial licensure in another country shall not~~  
17 ~~be required to complete a test of basic skills.~~ Applicants  
18 who have successfully completed a test of content, as  
19 defined by rules, at the time of initial licensure in  
20 another country shall not be required to complete a test of  
21 content. Applicants for a teaching endorsement who have  
22 successfully completed an evidence-based assessment of  
23 teacher effectiveness, as defined by rules, at the time of  
24 initial licensure in another country shall not be required  
25 to complete an evidence-based assessment of teacher  
26 effectiveness.



1           (8) Have completed student teaching or an equivalent  
2           experience.

3           (b-5) All applicants who have not been entitled by an  
4           Illinois-approved educator preparation program at an Illinois  
5           institution of higher education and applicants trained in  
6           another country applying for a Professional Educator License  
7           endorsed for principal or superintendent must hold a master's  
8           degree from a regionally accredited institution of higher  
9           education and must hold a comparable and valid educator license  
10          or certificate with similar grade level and subject matter  
11          credentials, with the State Board of Education having the  
12          authority to determine what constitutes similar grade level and  
13          subject matter credentials from another state, or must meet all  
14          of the following requirements:

15                 (1) Have completed an educator preparation program  
16                 approved by another state or comparable educator program in  
17                 another country leading to the receipt of a license or  
18                 certificate for the Illinois endorsement sought.

19                 (2) Have successfully met all State licensure  
20                 examination requirements, as required by Section 21B-30 of  
21                 this Code. ~~Applicants who have successfully completed a~~  
22                 ~~test of basic skills, as defined by rules, at the time of~~  
23                 ~~initial licensure in another state or country shall not be~~  
24                 ~~required to complete a test of basic skills.~~ Applicants who  
25                 have successfully completed a test of content, as defined  
26                 by rules, at the time of initial licensure in another state

1 or country shall not be required to complete a test of  
2 content.

3 (2.5) Have completed an internship, as defined by rule.

4 (3) (Blank).

5 (4) Have completed coursework aligned to standards  
6 concerning methods of instruction of the exceptional  
7 child, methods of reading and reading in the content area,  
8 and instructional strategies for English learners.

9 (5) Have completed a master's degree.

10 (6) Have successfully completed teaching, school  
11 support, or administrative experience as defined by rule.

12 (b-7) All applicants who have not been entitled by an  
13 Illinois-approved educator preparation program at an Illinois  
14 institution of higher education applying for a Professional  
15 Educator License endorsed for Director of Special Education  
16 must hold a master's degree from a regionally accredited  
17 institution of higher education and must hold a comparable and  
18 valid educator license or certificate with similar grade level  
19 and subject matter credentials, with the State Board of  
20 Education having the authority to determine what constitutes  
21 similar grade level and subject matter credentials from another  
22 state, or must meet all of the following requirements:

23 (1) Have completed a master's degree.

24 (2) Have 2 years of full-time experience providing  
25 special education services.

26 (3) Have successfully completed all examination

1 requirements, as required by Section 21B-30 of this Code.  
2 Applicants who have successfully completed a test of  
3 content, as identified by rules, at the time of initial  
4 licensure in another state or country shall not be required  
5 to complete a test of content.

6 (4) Have completed coursework aligned to standards  
7 concerning methods of instruction of the exceptional  
8 child, methods of reading and reading in the content area,  
9 and instructional strategies for English learners.

10 (b-10) All applicants who have not been entitled by an  
11 Illinois-approved educator preparation program at an Illinois  
12 institution of higher education applying for a Professional  
13 Educator License endorsed for chief school business official  
14 must hold a master's degree from a regionally accredited  
15 institution of higher education and must hold a comparable and  
16 valid educator license or certificate with similar grade level  
17 and subject matter credentials, with the State Board of  
18 Education having the authority to determine what constitutes  
19 similar grade level and subject matter credentials from another  
20 state, or must meet all of the following requirements:

21 (1) Have completed a master's degree in school business  
22 management, finance, or accounting.

23 (2) Have successfully completed an internship in  
24 school business management or have 2 years of experience as  
25 a school business administrator.

26 (3) Have successfully met all State examination

1 requirements, as required by Section 21B-30 of this Code.  
2 Applicants who have successfully completed a test of  
3 content, as identified by rules, at the time of initial  
4 licensure in another state or country shall not be required  
5 to complete a test of content.

6 (4) Have completed modules aligned to standards  
7 concerning methods of instruction of the exceptional  
8 child, methods of reading and reading in the content area,  
9 and instructional strategies for English learners.

10 (c) The State Board of Education, in consultation with the  
11 State Educator Preparation and Licensure Board, may adopt such  
12 rules as may be necessary to implement this Section.

13 (Source: P.A. 99-58, eff. 7-16-15; 99-920, eff. 1-6-17; 100-13,  
14 eff. 7-1-17; 100-584, eff. 4-6-18; 100-596, eff. 7-1-18.)

15 (105 ILCS 5/21B-50)

16 Sec. 21B-50. Alternative educator licensure program.

17 (a) There is established an alternative educator licensure  
18 program, to be known as the Alternative Educator Licensure  
19 Program for Teachers.

20 (b) The Alternative Educator Licensure Program for  
21 Teachers may be offered by a recognized institution approved to  
22 offer educator preparation programs by the State Board of  
23 Education, in consultation with the State Educator Preparation  
24 and Licensure Board.

25 The program shall be comprised of 4 phases:

1           (1) A course of study that at a minimum includes  
2           instructional planning; instructional strategies,  
3           including special education, reading, and English language  
4           learning; classroom management; and the assessment of  
5           students and use of data to drive instruction.

6           (2) A year of residency, which is a candidate's  
7           assignment to a full-time teaching position or as a  
8           co-teacher for one full school year. An individual must  
9           hold an Educator License with Stipulations with an  
10          alternative provisional educator endorsement in order to  
11          enter the residency and must complete additional program  
12          requirements that address required State and national  
13          standards, pass the assessment of professional teaching  
14          before entering the second residency year, as required  
15          under phase (3) of this subsection (b), and be recommended  
16          by the principal or qualified equivalent of a principal, as  
17          required under subsection (d) of this Section, and the  
18          program coordinator to continue with the second year of the  
19          residency.

20          (3) A second year of residency, which shall include the  
21          candidate's assignment to a full-time teaching position  
22          for one school year. The candidate must be assigned an  
23          experienced teacher to act as a mentor and coach the  
24          candidate through the second year of residency.

25          (4) A comprehensive assessment of the candidate's  
26          teaching effectiveness, as evaluated by the principal or

1 qualified equivalent of a principal, as required under  
2 subsection (d) of this Section, and the program  
3 coordinator, at the end of the second year of residency. If  
4 there is disagreement between the 2 evaluators about the  
5 candidate's teaching effectiveness, the candidate may  
6 complete one additional year of residency teaching under a  
7 professional development plan developed by the principal  
8 or qualified equivalent and the preparation program. At the  
9 completion of the third year, a candidate must have  
10 positive evaluations and a recommendation for full  
11 licensure from both the principal or qualified equivalent  
12 and the program coordinator or no Professional Educator  
13 License shall be issued.

14 Successful completion of the program shall be deemed to  
15 satisfy any other practice or student teaching and content  
16 matter requirements established by law.

17 (c) An alternative provisional educator endorsement on an  
18 Educator License with Stipulations is valid for 2 years of  
19 teaching in the public schools, including without limitation a  
20 preschool educational program under Section 2-3.71 of this Code  
21 or charter school, or in a State-recognized nonpublic school in  
22 which the chief administrator is required to have the licensure  
23 necessary to be a principal in a public school in this State  
24 and in which a majority of the teachers are required to have  
25 the licensure necessary to be instructors in a public school in  
26 this State, but may be renewed for a third year if needed to

1 complete the Alternative Educator Licensure Program for  
2 Teachers. The endorsement shall be issued only once to an  
3 individual who meets all of the following requirements:

4 (1) Has graduated from a regionally accredited college  
5 or university with a bachelor's degree or higher.

6 (2) Has a cumulative grade point average of 3.0 or  
7 greater on a 4.0 scale or its equivalent on another scale.

8 (3) Has completed a major in the content area if  
9 seeking a middle or secondary level endorsement or, if  
10 seeking an early childhood, elementary, or special  
11 education endorsement, has completed a major in the content  
12 area of reading, English/language arts, mathematics, or  
13 one of the sciences. If the individual does not have a  
14 major in a content area for any level of teaching, he or  
15 she must submit transcripts to the State Board of Education  
16 to be reviewed for equivalency.

17 (4) Has successfully completed phase (1) of subsection  
18 (b) of this Section.

19 (5) Has passed a ~~test of basic skills and~~ content area  
20 test required for the specific endorsement for admission  
21 into the program, as required under Section 21B-30 of this  
22 Code.

23 A candidate possessing the alternative provisional  
24 educator endorsement may receive a salary, benefits, and any  
25 other terms of employment offered to teachers in the school who  
26 are members of an exclusive bargaining representative, if any,

1 but a school is not required to provide these benefits during  
2 the years of residency if the candidate is serving only as a  
3 co-teacher. If the candidate is serving as the teacher of  
4 record, the candidate must receive a salary, benefits, and any  
5 other terms of employment. Residency experiences must not be  
6 counted towards tenure.

7 (d) The recognized institution offering the Alternative  
8 Educator Licensure Program for Teachers must partner with a  
9 school district, including without limitation a preschool  
10 educational program under Section 2-3.71 of this Code or  
11 charter school, or a State-recognized, nonpublic school in this  
12 State in which the chief administrator is required to have the  
13 licensure necessary to be a principal in a public school in  
14 this State and in which a majority of the teachers are required  
15 to have the licensure necessary to be instructors in a public  
16 school in this State. A recognized institution that partners  
17 with a public school district administering a preschool  
18 educational program under Section 2-3.71 of this Code must  
19 require a principal to recommend or evaluate candidates in the  
20 program. A recognized institution that partners with an  
21 eligible entity administering a preschool educational program  
22 under Section 2-3.71 of this Code and that is not a public  
23 school district must require a principal or qualified  
24 equivalent of a principal to recommend or evaluate candidates  
25 in the program. The program presented for approval by the State  
26 Board of Education must demonstrate the supports that are to be



1 provided to assist the provisional teacher during the 2-year  
2 residency period. These supports must provide additional  
3 contact hours with mentors during the first year of residency.

4 (e) Upon completion of the 4 phases outlined in subsection  
5 (b) of this Section and all assessments required under Section  
6 21B-30 of this Code, an individual shall receive a Professional  
7 Educator License.

8 (f) The State Board of Education, in consultation with the  
9 State Educator Preparation and Licensure Board, may adopt such  
10 rules as may be necessary to establish and implement the  
11 Alternative Educator Licensure Program for Teachers.

12 (Source: P.A. 99-58, eff. 7-16-15; 100-596, eff. 7-1-18;  
13 100-822, eff. 1-1-19.)

14 (105 ILCS 5/21B-55)

15 Sec. 21B-55. Alternative route to superintendent  
16 endorsement.

17 (a) The State Board of Education, in consultation with the  
18 State Educator Preparation and Licensure Board, may approve  
19 programs designed to provide an alternative route to  
20 superintendent endorsement on a Professional Educator License.

21 (b) Entities offering an alternative route to  
22 superintendent endorsement program must have the program  
23 approved by the State Board of Education, in consultation with  
24 the State Educator Preparation and Licensure Board.

25 (c) All programs approved under this Section shall be

1 comprised of the following 3 phases:

2 (1) A course of study offered on an intensive basis in  
3 education management, governance, organization, and  
4 instructional and district planning.

5 (2) The person's assignment to a full-time position for  
6 one school year as a superintendent.

7 (3) A comprehensive assessment of the person's  
8 performance by school officials and a recommendation to the  
9 State Board of Education that the person be issued a  
10 superintendent endorsement on a Professional Educator  
11 License.

12 (d) In order to serve as a superintendent under phase (2)  
13 of subsection (c) of this Section, an individual must be issued  
14 an alternative provisional superintendent endorsement on an  
15 Educator License with Stipulations, to be valid for only one  
16 year of serving as a superintendent. In order to receive the  
17 provisional alternative superintendent endorsement under this  
18 Section, an individual must meet all of the following  
19 requirements:

20 (1) Have graduated from a regionally accredited  
21 college or university with a minimum of a master's degree  
22 in a management field.

23 (2) Have been employed for a period of at least 5 years  
24 in a management level position other than education.

25 (3) Have successfully completed phase (1) of  
26 subsection (c) of this Section.

1           (4) Have passed ~~a test of basic skills~~ and a content  
2           area test for admission into the program, as required by  
3           Section 21B-30 of this Code.

4           (e) Successful completion of an alternative route to  
5           superintendent endorsement program shall be deemed to satisfy  
6           any other supervisory, administrative, or management  
7           experience requirements established by law, and, once  
8           completed, an individual shall be eligible for a superintendent  
9           endorsement on a Professional Educator License.

10          (f) The State Board of Education, in consultation with the  
11          State Educator Preparation and Licensure Board, may adopt such  
12          rules as may be needed to establish and implement these  
13          alternative route to superintendent endorsement programs.

14          (Source: P.A. 100-596, eff. 7-1-18.)

15                 (105 ILCS 5/24-8.5 new)

16                 Sec. 24-8.5. Student teacher; salary. Each school district  
17                 may provide a salary to a student teacher employed by the  
18                 district. A school district may fix the amount of salary to pay  
19                 a student teacher under this Section.

20                 (105 ILCS 5/27A-10)

21                 Sec. 27A-10. Employees.

22                 (a) A person shall be deemed to be employed by a charter  
23                 school unless a collective bargaining agreement or the charter  
24                 school contract otherwise provides.

1           (b) In all school districts, including special charter  
2 districts and districts located in cities having a population  
3 exceeding 500,000, the local school board shall determine by  
4 policy or by negotiated agreement, if one exists, the  
5 employment status of any school district employees who are  
6 employed by a charter school and who seek to return to  
7 employment in the public schools of the district. Each local  
8 school board shall grant, for a period of up to 5 years, a  
9 leave of absence to those of its teachers who accept employment  
10 with a charter school. At the end of the authorized leave of  
11 absence, the teacher must return to the school district or  
12 resign; provided, however, that if the teacher chooses to  
13 return to the school district, the teacher must be assigned to  
14 a position which requires the teacher's certification and legal  
15 qualifications. The contractual continued service status and  
16 retirement benefits of a teacher of the district who is granted  
17 a leave of absence to accept employment with a charter school  
18 shall not be affected by that leave of absence.

19           (c) Charter schools shall employ in instructional  
20 positions, as defined in the charter, individuals who are  
21 certificated under Article 21 of this Code or who possess the  
22 following qualifications:

23           (i) graduated with a bachelor's degree from an  
24 accredited institution of higher learning;

25           (ii) been employed for a period of at least 5 years in  
26 an area requiring application of the individual's

1 education;

2 (iii) (blank); and ~~passed the tests of basic skills and~~  
3 ~~subject matter knowledge required by Section 21-1a of the~~  
4 ~~School Code; and~~

5 (iv) demonstrate continuing evidence of professional  
6 growth which shall include, but not be limited to,  
7 successful teaching experience, attendance at professional  
8 meetings, membership in professional organizations,  
9 additional credits earned at institutions of higher  
10 learning, travel specifically for educational purposes,  
11 and reading of professional books and periodicals.

12 (c-5) Charter schools employing individuals without  
13 certification in instructional positions shall provide such  
14 mentoring, training, and staff development for those  
15 individuals as the charter schools determine necessary for  
16 satisfactory performance in the classroom.

17 At least 50% of the individuals employed in instructional  
18 positions by a charter school that is operating in a city  
19 having a population exceeding 500,000 and that is established  
20 on or after April 16, 2003 shall hold teaching certificates  
21 issued under Article 21 of this Code.

22 At least 75% of the individuals employed in instructional  
23 positions by a charter school that is operating in a city  
24 having a population exceeding 500,000 and that was established  
25 before April 16, 2003 shall hold teaching certificates issued  
26 under Article 21 of this Code.

1           (c-10) Notwithstanding any provision in subsection (c-5)  
2 to the contrary, in any charter school established before the  
3 effective date of this amendatory Act of the 96th General  
4 Assembly, at least 75% of the individuals employed in  
5 instructional positions by the charter school shall hold  
6 teaching certificates issued under Article 21 of this Code  
7 beginning with the 2012-2013 school year. In any charter school  
8 established after the effective date of this amendatory Act of  
9 the 96th General Assembly, at least 75% of the individuals  
10 employed in instructional positions by a charter school shall  
11 hold teaching certificates issued under Article 21 of this Code  
12 by the beginning of the fourth school year during which a  
13 student is enrolled in the charter school. Charter schools may  
14 employ non-certificated staff in all other positions.

15           (c-15) Charter schools are exempt from any annual cap on  
16 new participants in an alternative certification program. The  
17 second and third phases of the alternative certification  
18 program may be conducted and completed at the charter school,  
19 and the alternative teaching certificate is valid for 4 years  
20 or the length of the charter (or any extension of the charter),  
21 whichever is longer.

22           (d) A teacher at a charter school may resign his or her  
23 position only if the teacher gives notice of resignation to the  
24 charter school's governing body at least 60 days before the end  
25 of the school term, and the resignation must take effect  
26 immediately upon the end of the school term.

1 (Source: P.A. 96-105, eff. 7-30-09.)

2 Section 99. Effective date. This Act takes effect upon  
3 becoming law.