



Sen. Laura M. Murphy

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10300SB0183sam002

LRB103 25977 RJT 60007 a

1 AMENDMENT TO SENATE BILL 183

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 183, AS AMENDED,  
3 by replacing everything after the enacting clause with the  
4 following:

5 "Section 5. The School Code is amended by changing Section  
6 13A-4 as follows:

7 (105 ILCS 5/13A-4)

8 Sec. 13A-4. Administrative transfers.

9 (a) A student who is determined to be subject to  
10 suspension or expulsion in the manner provided by Section  
11 10-22.6 (or, in the case of a student enrolled in the public  
12 schools of a school district organized under Article 34, in  
13 accordance with the uniform system of discipline established  
14 under Section 34-19) may be immediately transferred to the  
15 alternative school program. ~~At the earliest time following~~  
16 ~~that transfer appropriate personnel from the sending school~~

1 ~~district and appropriate personnel of the alternative program~~  
2 ~~shall meet to develop an alternative education plan for the~~  
3 ~~student. The student's parent or guardian shall be invited to~~  
4 ~~this meeting. The student may be invited. The alternative~~  
5 ~~educational plan shall include, but not be limited to all of~~  
6 ~~the following:~~

7 ~~(1) The duration of the plan, including a date after~~  
8 ~~which the student may be returned to the regular~~  
9 ~~educational program in the public schools of the~~  
10 ~~transferring district. If the parent or guardian of a~~  
11 ~~student who is scheduled to be returned to the regular~~  
12 ~~education program in the public schools of the district~~  
13 ~~files a written objection to the return with the principal~~  
14 ~~of the alternative school, the matter shall be referred by~~  
15 ~~the principal to the regional superintendent of the~~  
16 ~~educational service region in which the alternative school~~  
17 ~~program is located for a hearing. Notice of the hearing~~  
18 ~~shall be given by the regional superintendent to the~~  
19 ~~student's parent or guardian. After the hearing, the~~  
20 ~~regional superintendent may take such action as he or she~~  
21 ~~finds appropriate and in the best interests of the~~  
22 ~~student. The determination of the regional superintendent~~  
23 ~~shall be final.~~

24 ~~(2) The specific academic and behavioral components of~~  
25 ~~the plan.~~

26 ~~(3) A method and time frame for reviewing the~~

1       ~~student's progress.~~  
2       ~~Notwithstanding any other provision of this Article, if a~~  
3       ~~student for whom an individualized educational program has~~  
4       ~~been developed under Article 14 is transferred to an~~  
5       ~~alternative school program under this Article 13A, that~~  
6       ~~individualized educational program shall continue to apply to~~  
7       ~~that student following the transfer unless modified in~~  
8       ~~accordance with the provisions of Article 14.~~

9       (b) Before the effective date of the transfer, the  
10       student's parents or guardians shall receive information about  
11       the alternative school program, including the specific nature  
12       of the curriculum, the number of students in the program, any  
13       available services, the program's disciplinary policies, a  
14       typical daily schedule, and any extracurricular activities  
15       that may be offered at the alternative school program.

16       (c) At the earliest time following the effective date of  
17       the transfer, appropriate personnel from the sending school  
18       district and appropriate personnel of the alternative school  
19       program shall meet to develop an alternative educational plan  
20       for the student. The student and the student's parents or  
21       guardians shall be invited to this meeting. The alternative  
22       educational plan shall include, but not be limited to, all of  
23       the following:

24       (1) The duration of the plan, including a date after  
25       which the student will be returned to the regular  
26       educational program in the public schools of the

1       transferring district.

2           (2) The specific academic and behavioral components of  
3       the plan.

4           (3) A method and time frame for reviewing the  
5       student's progress and for transitioning the student back  
6       to the regular educational program in the public schools  
7       of the transferring district on the date set forth in  
8       paragraph (1), including a transition meeting between the  
9       sending school district, the alternative school program,  
10       and the student's parent or guardian at least 30 days  
11       prior to the date after which the student will be returned  
12       to the regular educational program in the public schools  
13       of the transferring district.

14       (d) The date after which the student will return to the  
15       regular educational program in the public schools of the  
16       transferring district shall not be extended over the objection  
17       of the student's parent or guardian.

18       (e) The date after which the student will return to the  
19       regular educational program in the public schools of the  
20       transferring district may be extended upon written agreement  
21       by the transferring school district, the alternative school  
22       program, and the student's parent or guardian.

23       (f) Notwithstanding any other provision of this Article,  
24       if a student for whom an individualized education program has  
25       been developed under Article 14 is transferred to an  
26       alternative school program under this Article, that

1 individualized education program shall continue to apply to  
2 that student following the transfer, unless modified in  
3 accordance with the provisions of Article 14.

4 (Source: P.A. 89-383, eff. 8-18-95; 89-629, eff. 8-9-96.)".