



Sen. Steve McClure

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10300SB3406sam001

LRB103 36738 RJT 70315 a

1 AMENDMENT TO SENATE BILL 3406

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 3406 on page 1,  
3 immediately below line 3, by inserting the following:

4 "Section 3. The School Code is amended by changing Section  
5 27-24.2 as follows:

6 (105 ILCS 5/27-24.2) (from Ch. 122, par. 27-24.2)

7 Sec. 27-24.2. Safety education; driver education course.  
8 Instruction shall be given in safety education in each of  
9 grades one through 8, equivalent to one class period each  
10 week, and any school district which maintains grades 9 through  
11 12 shall offer a driver education course in any such school  
12 which it operates. Its curriculum shall include content  
13 dealing with Chapters 11, 12, 13, 15, and 16 of the Illinois  
14 Vehicle Code, the rules adopted pursuant to those Chapters  
15 insofar as they pertain to the operation of motor vehicles,  
16 and the portions of the Litter Control Act relating to the

1 operation of motor vehicles. The course of instruction given  
2 in grades 10 through 12 shall include an emphasis on the  
3 development of knowledge, attitudes, habits, and skills  
4 necessary for the safe operation of motor vehicles, including  
5 motorcycles insofar as they can be taught in the classroom,  
6 and instruction on distracted driving as a major traffic  
7 safety issue. In addition, the course shall include  
8 instruction on special hazards existing at and required safety  
9 and driving precautions that must be observed at emergency  
10 situations, highway construction and maintenance zones, and  
11 railroad crossings and the approaches thereto. Beginning with  
12 the 2017-2018 school year, the course shall also include  
13 instruction concerning law enforcement procedures for traffic  
14 stops, including a demonstration of the proper actions to be  
15 taken during a traffic stop and appropriate interactions with  
16 law enforcement. Beginning with the 2024-2025 school year, the  
17 course shall include instruction pertaining to the images and  
18 descriptions that detail the hazardous material placards used  
19 on vehicles that transport hazardous materials. The course of  
20 instruction required of each eligible student at the high  
21 school level shall consist of a minimum of 30 clock hours of  
22 classroom instruction and a minimum of 6 clock hours of  
23 individual behind-the-wheel instruction in a dual control car  
24 on public roadways taught by a driver education instructor  
25 endorsed by the State Board of Education. A school district's  
26 decision to allow a student to take a portion of the driver

1 education course through a distance learning program must be  
2 determined on a case-by-case basis and must be approved by the  
3 school's administration, including the student's driver  
4 education teacher, and the student's parent or guardian. Under  
5 no circumstances may the student take the entire driver  
6 education course through a distance learning program. Both the  
7 classroom instruction part and the practice driving part of a  
8 driver education course shall be open to a resident or  
9 non-resident student attending a non-public school in the  
10 district wherein the course is offered. Each student attending  
11 any public or non-public high school in the district must  
12 receive a passing grade in at least 8 courses during the  
13 previous 2 semesters prior to enrolling in a driver education  
14 course, or the student shall not be permitted to enroll in the  
15 course; provided that the local superintendent of schools  
16 (with respect to a student attending a public high school in  
17 the district) or chief school administrator (with respect to a  
18 student attending a non-public high school in the district)  
19 may waive the requirement if the superintendent or chief  
20 school administrator, as the case may be, deems it to be in the  
21 best interest of the student. A student may be allowed to  
22 commence the classroom instruction part of such driver  
23 education course prior to reaching age 15 if such student then  
24 will be eligible to complete the entire course within 12  
25 months after being allowed to commence such classroom  
26 instruction.

1           A school district may offer a driver education course in a  
2 school by contracting with a commercial driver training school  
3 to provide both the classroom instruction part and the  
4 practice driving part or either one without having to request  
5 a modification or waiver of administrative rules of the State  
6 Board of Education if the school district approves the action  
7 during a public hearing on whether to enter into a contract  
8 with a commercial driver training school. The public hearing  
9 shall be held at a regular or special school board meeting  
10 prior to entering into such a contract. If a school district  
11 chooses to approve a contract with a commercial driver  
12 training school, then the district must provide evidence to  
13 the State Board of Education that the commercial driver  
14 training school with which it will contract holds a license  
15 issued by the Secretary of State under Article IV of Chapter 6  
16 of the Illinois Vehicle Code and that each instructor employed  
17 by the commercial driver training school to provide  
18 instruction to students served by the school district holds a  
19 valid teaching license issued under the requirements of this  
20 Code and rules of the State Board of Education. Such evidence  
21 must include, but need not be limited to, a list of each  
22 instructor assigned to teach students served by the school  
23 district, which list shall include the instructor's name,  
24 personal identification number as required by the State Board  
25 of Education, birth date, and driver's license number. Once  
26 the contract is entered into, the school district shall notify

1 the State Board of Education of any changes in the personnel  
2 providing instruction either (i) within 15 calendar days after  
3 an instructor leaves the program or (ii) before a new  
4 instructor is hired. Such notification shall include the  
5 instructor's name, personal identification number as required  
6 by the State Board of Education, birth date, and driver's  
7 license number. If the school district maintains an Internet  
8 website, then the district shall post a copy of the final  
9 contract between the district and the commercial driver  
10 training school on the district's Internet website. If no  
11 Internet website exists, then the school district shall make  
12 available the contract upon request. A record of all materials  
13 in relation to the contract must be maintained by the school  
14 district and made available to parents and guardians upon  
15 request. The instructor's date of birth and driver's license  
16 number and any other personally identifying information as  
17 deemed by the federal Driver's Privacy Protection Act of 1994  
18 must be redacted from any public materials.

19 Such a course may be commenced immediately after the  
20 completion of a prior course. Teachers of such courses shall  
21 meet the licensure requirements of this Code and regulations  
22 of the State Board as to qualifications. Except for a contract  
23 with a Certified Driver Rehabilitation Specialist, a school  
24 district that contracts with a third party to teach a driver  
25 education course under this Section must ensure the teacher  
26 meets the educator licensure and endorsement requirements

1 under Article 21B and must follow the same evaluation and  
2 observation requirements that apply to non-tenured teachers  
3 under Article 24A. The teacher evaluation must be conducted by  
4 a school administrator employed by the school district and  
5 must be submitted annually to the district superintendent and  
6 all school board members for oversight purposes.

7 Subject to rules of the State Board of Education, the  
8 school district may charge a reasonable fee, not to exceed  
9 \$50, to students who participate in the course, unless a  
10 student is unable to pay for such a course, in which event the  
11 fee for such a student must be waived. However, the district  
12 may increase this fee to an amount not to exceed \$250 by school  
13 board resolution following a public hearing on the increase,  
14 which increased fee must be waived for students who  
15 participate in the course and are unable to pay for the course.  
16 The total amount from driver education fees and reimbursement  
17 from the State for driver education must not exceed the total  
18 cost of the driver education program in any year and must be  
19 deposited into the school district's driver education fund as  
20 a separate line item budget entry. All moneys deposited into  
21 the school district's driver education fund must be used  
22 solely for the funding of a high school driver education  
23 program approved by the State Board of Education that uses  
24 driver education instructors endorsed by the State Board of  
25 Education.

26 (Source: P.A. 101-183, eff. 8-2-19; 101-450, eff. 8-23-19;

1 102-558, eff. 8-20-21.)"; and

2 on page 3, immediately below line 3, by inserting the  
3 following:

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