

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Sections  
5 24-6 and 26-1 as follows:

6 (105 ILCS 5/24-6) (from Ch. 122, par. 24-6)

7 Sec. 24-6. Sick leave. The school boards of all school  
8 districts, including special charter districts, but not  
9 including school districts in municipalities of 500,000 or  
10 more, shall grant their full-time teachers, and also shall  
11 grant such of their other employees as are eligible to  
12 participate in the Illinois Municipal Retirement Fund under the  
13 "600-Hour Standard" established, or under such other  
14 eligibility participation standard as may from time to time be  
15 established, by rules and regulations now or hereafter  
16 promulgated by the Board of that Fund under Section 7-198 of  
17 the Illinois Pension Code, as now or hereafter amended, sick  
18 leave provisions not less in amount than 10 days at full pay in  
19 each school year. If any such teacher or employee does not use  
20 the full amount of annual leave thus allowed, the unused amount  
21 shall be allowed to accumulate to a minimum available leave of  
22 180 days at full pay, including the leave of the current year.  
23 Sick leave shall be interpreted to mean personal illness,

1 quarantine at home, serious illness or death in the immediate  
2 family or household, or birth, adoption, or placement for  
3 adoption. The school board may require a certificate from a  
4 physician licensed in Illinois to practice medicine and surgery  
5 in all its branches, a chiropractic physician licensed under  
6 the Medical Practice Act of 1987, an advanced practice nurse  
7 who has a written collaborative agreement with a collaborating  
8 physician that authorizes the advanced practice nurse to  
9 perform health examinations, or a physician assistant who has  
10 been delegated the authority to perform health examinations by  
11 his or her supervising physician, or if the treatment is by  
12 prayer or spiritual means, that of a spiritual adviser or  
13 practitioner of such person's faith, as a basis for pay during  
14 leave after an absence of 3 days for personal illness, or as it  
15 may deem necessary in other cases. If the school board does  
16 require a certificate as a basis for pay during leave of less  
17 than 3 days, the school board shall pay, from school funds, the  
18 expenses incurred by the teachers or other employees in  
19 obtaining the certificate.

20 If, by reason of any change in the boundaries of school  
21 districts, or by reason of the creation of a new school  
22 district, the employment of a teacher is transferred to a new  
23 or different board, the accumulated sick leave of such teacher  
24 is not thereby lost, but is transferred to such new or  
25 different district.

26 For purposes of this Section, "immediate family" shall

1 include parents, spouse, brothers, sisters, children,  
2 grandparents, grandchildren, parents-in-law, brothers-in-law,  
3 sisters-in-law, and legal guardians.

4 (Source: P.A. 94-350, eff. 7-28-05; 95-151, eff. 8-14-07.)

5 (105 ILCS 5/26-1) (from Ch. 122, par. 26-1)

6 Sec. 26-1. Compulsory school age-Exemptions. Whoever has  
7 custody or control of any child between the ages of 7 and 17  
8 years (unless the child has already graduated from high school)  
9 shall cause such child to attend some public school in the  
10 district wherein the child resides the entire time it is in  
11 session during the regular school term, except as provided in  
12 Section 10-19.1, and during a required summer school program  
13 established under Section 10-22.33B; provided, that the  
14 following children shall not be required to attend the public  
15 schools:

16 1. Any child attending a private or a parochial school  
17 where children are taught the branches of education taught  
18 to children of corresponding age and grade in the public  
19 schools, and where the instruction of the child in the  
20 branches of education is in the English language;

21 2. Any child who is physically or mentally unable to  
22 attend school, such disability being certified to the  
23 county or district truant officer by a competent physician  
24 licensed in Illinois to practice medicine and surgery in  
25 all its branches, a chiropractic physician licensed under

1       the Medical Practice Act of 1987, an advanced practice  
2       nurse who has a written collaborative agreement with a  
3       collaborating physician that authorizes the advanced  
4       practice nurse to perform health examinations, a physician  
5       assistant who has been delegated the authority to perform  
6       health examinations by his or her supervising physician, or  
7       a Christian Science practitioner residing in this State and  
8       listed in the Christian Science Journal; or who is excused  
9       for temporary absence for cause by the principal or teacher  
10      of the school which the child attends; the exemptions in  
11      this paragraph (2) do not apply to any female who is  
12      pregnant or the mother of one or more children, except  
13      where a female is unable to attend school due to a  
14      complication arising from her pregnancy and the existence  
15      of such complication is certified to the county or district  
16      truant officer by a competent physician;

17           3. Any child necessarily and lawfully employed  
18      according to the provisions of the law regulating child  
19      labor may be excused from attendance at school by the  
20      county superintendent of schools or the superintendent of  
21      the public school which the child should be attending, on  
22      certification of the facts by and the recommendation of the  
23      school board of the public school district in which the  
24      child resides. In districts having part time continuation  
25      schools, children so excused shall attend such schools at  
26      least 8 hours each week;

1           4. Any child over 12 and under 14 years of age while in  
2 attendance at confirmation classes;

3           5. Any child absent from a public school on a  
4 particular day or days or at a particular time of day for  
5 the reason that he is unable to attend classes or to  
6 participate in any examination, study or work requirements  
7 on a particular day or days or at a particular time of day,  
8 because the tenets of his religion forbid secular activity  
9 on a particular day or days or at a particular time of day.  
10 Each school board shall prescribe rules and regulations  
11 relative to absences for religious holidays including, but  
12 not limited to, a list of religious holidays on which it  
13 shall be mandatory to excuse a child; but nothing in this  
14 paragraph 5 shall be construed to limit the right of any  
15 school board, at its discretion, to excuse an absence on  
16 any other day by reason of the observance of a religious  
17 holiday. A school board may require the parent or guardian  
18 of a child who is to be excused from attending school due  
19 to the observance of a religious holiday to give notice,  
20 not exceeding 5 days, of the child's absence to the school  
21 principal or other school personnel. Any child excused from  
22 attending school under this paragraph 5 shall not be  
23 required to submit a written excuse for such absence after  
24 returning to school; and

25           6. Any child 16 years of age or older who (i) submits  
26 to a school district evidence of necessary and lawful

1           employment pursuant to paragraph 3 of this Section and (ii)  
2           is enrolled in a graduation incentives program pursuant to  
3           Section 26-16 of this Code or an alternative learning  
4           opportunities program established pursuant to Article 13B  
5           of this Code.

6           (Source: P.A. 93-858, eff. 1-1-05; 94-350, eff. 7-28-05.)

7           Section 99. Effective date. This Act takes effect upon  
8           becoming law.