

**SB0269**



**96TH GENERAL ASSEMBLY**

**State of Illinois**

**2009 and 2010**

**SB0269**

Introduced 2/4/2009, by Sen. Deanna Demuzio

**SYNOPSIS AS INTRODUCED:**

105 ILCS 5/3-14.23

from Ch. 122, par. 3-14.23

Amends the School Code. In provisions concerning the duty of the regional superintendent of schools to conduct courses of instruction for school bus drivers, allows for an increase in fees for providing such courses. Provides that, of the increase in course fees authorized, \$1 shall be deposited into a State Board of Education revolving account specifically dedicated to school bus safety for the conduct of business of the Illinois Pupil Transportation Advisory Committee and the certification and conduct of educational programs and training of Illinois school bus driver instructors.

LRB096 06664 NHT 16748 b

FISCAL NOTE ACT  
MAY APPLY

**A BILL FOR**

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 Section  
5 3-14.23 as follows:

6 (105 ILCS 5/3-14.23) (from Ch. 122, par. 3-14.23)

7 Sec. 3-14.23. School bus driver permits.

8 (a) To conduct courses of instruction for school bus  
9 drivers pursuant to the standards established by the Secretary  
10 of State under Section 6-106.1 of the Illinois Vehicle Code and  
11 to charge a fee based upon the cost of providing such courses  
12 of up to \$6 per person for fiscal years 2010, 2011, and 2012;  
13 up to \$8 per person for fiscal years 2013, 2014, and 2015; and  
14 up to \$10 per person for fiscal year 2016 and each fiscal year  
15 thereafter ~~\$4 per person~~ for the initial classroom course in  
16 school bus driver safety and of up to \$6 per person for fiscal  
17 years 2010, 2011, and 2012; up to \$8 per person for fiscal  
18 years 2013, 2014, and 2015; and up to \$10 per person for fiscal  
19 year 2016 and each fiscal year thereafter ~~up to \$4 per person~~  
20 for the annual refresher course. Of the increase in course fees  
21 authorized under this amendatory Act of the 96th General  
22 Assembly, \$1 shall be deposited into a State Board of Education  
23 revolving account specifically dedicated to school bus safety

1 for the conduct of business of the Illinois Pupil  
2 Transportation Advisory Committee and the certification and  
3 conduct of educational programs and training of Illinois school  
4 bus driver instructors ~~The State Board of Education shall~~  
5 ~~annually request such additional appropriation as may be~~  
6 ~~necessary~~ to ensure that adequate and sufficient training is  
7 provided to all school bus drivers in Illinois. ~~This~~  
8 ~~appropriation shall be used to supplement, not supplant,~~  
9 ~~programs conducted using fees received from applicants for~~  
10 ~~school bus driver permits.~~

11 (b) To conduct such investigations as may be necessary to  
12 insure that all persons hired to operate school buses have  
13 valid school bus driver permits as required under Sections  
14 6-104 and 6-106.1 of "The Illinois Vehicle Code". If a regional  
15 superintendent finds evidence of non-compliance with this  
16 requirement, he shall submit such evidence together with his  
17 recommendations in writing to the school board.

18 If the regional superintendent finds evidence of  
19 noncompliance with the requirement that all persons employed  
20 directly by the school board to operate school buses have valid  
21 school bus driver permits as required under Sections 6-104 and  
22 6-106.1 of "The Illinois Vehicle Code", the regional  
23 superintendent shall schedule a hearing on a date not less than  
24 5 days nor more than 10 days after notifying the district of  
25 his findings. If based on the evidence presented at the hearing  
26 the regional superintendent finds that persons employed

1 directly by the school board to operate school buses do not  
2 have valid school bus driver permits as required under Sections  
3 6-104 and 6-106.1 of "The Illinois Vehicle Code", the regional  
4 superintendent shall submit such evidence and his findings  
5 together with his recommendations to the State Superintendent  
6 of Education. The State Superintendent of Education may reduce  
7 the district's claim for reimbursement under Sections 29-5 and  
8 14-13.01 for transportation by 1.136% for each day of  
9 noncompliance.

10 If a school board finds evidence of noncompliance with the  
11 requirement that all persons employed by a contractor to  
12 operate school buses have valid school bus driver permits as  
13 required under Sections 6-104 and 6-106.1 of "The Illinois  
14 Vehicle Code", the school board shall request a hearing before  
15 the regional superintendent. The regional superintendent shall  
16 schedule a hearing on a date not less than 5 days nor more than  
17 10 days after receiving the request. If based on the evidence  
18 presented at the hearing the regional superintendent finds that  
19 persons employed by a contractor to operate school buses do not  
20 have valid school bus driver permits as required under Sections  
21 6-104 and 6-106.1 of "The Illinois Vehicle Code", the school  
22 board's financial obligations under the contract shall be  
23 reduced by an amount equal to 1.136% for each day of  
24 noncompliance. The findings of the regional superintendent and  
25 the relief provided herein shall not impair the obligations of  
26 the contractor to continue to provide transportation services

1 in accordance with the terms of the contract.

2 The provisions of the Administrative Review Law, and all  
3 amendments and modifications thereof and the rules adopted  
4 pursuant thereto shall apply to and govern all proceedings  
5 instituted for judicial review of final administrative  
6 decisions of the regional superintendent under this Section.

7 (Source: P.A. 90-811, eff. 1-26-99.)