

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. ~~The State Board of Education~~
21 ~~shall annually request such additional appropriation as may be~~
22 ~~necessary to ensure that adequate and sufficient training is~~
23 ~~provided to all school bus drivers in Illinois. This~~

1 ~~appropriation shall be used to supplement, not supplant,~~
2 ~~programs conducted using fees received from applicants for~~
3 ~~school bus driver permits.~~

4 (b) To conduct such investigations as may be necessary to
5 insure that all persons hired to operate school buses have
6 valid school bus driver permits as required under Sections
7 6-104 and 6-106.1 of "The Illinois Vehicle Code". If a regional
8 superintendent finds evidence of non-compliance with this
9 requirement, he shall submit such evidence together with his
10 recommendations in writing to the school board.

11 If the regional superintendent finds evidence of
12 noncompliance with the requirement that all persons employed
13 directly by the school board to operate school buses have valid
14 school bus driver permits as required under Sections 6-104 and
15 6-106.1 of "The Illinois Vehicle Code", the regional
16 superintendent shall schedule a hearing on a date not less than
17 5 days nor more than 10 days after notifying the district of
18 his findings. If based on the evidence presented at the hearing
19 the regional superintendent finds that persons employed
20 directly by the school board to operate school buses do not
21 have valid school bus driver permits as required under Sections
22 6-104 and 6-106.1 of "The Illinois Vehicle Code", the regional
23 superintendent shall submit such evidence and his findings
24 together with his recommendations to the State Superintendent
25 of Education. The State Superintendent of Education may reduce
26 the district's claim for reimbursement under Sections 29-5 and

1 14-13.01 for transportation by 1.136% for each day of
2 noncompliance.

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

21 The provisions of the Administrative Review Law, and all
22 amendments and modifications thereof and the rules adopted
23 pursuant thereto shall apply to and govern all proceedings
24 instituted for judicial review of final administrative
25 decisions of the regional superintendent under this Section.

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