



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

HB3109

Introduced 2/23/2011, by

#### SYNOPSIS AS INTRODUCED:

105 ILCS 5/14C-1	from Ch. 122, par. 14C-1
105 ILCS 5/14C-2	from Ch. 122, par. 14C-2

Amends the Transitional Bilingual Education Article of the School Code. Adds as a purpose of the Article the establishment of approved alternative programs in public schools. Provides that an approved alternative program means a full-time program of instruction (1) in all of those courses or subjects that a child is required by law to receive and that are required by the child's school district; (2) that consists of a structured English immersion program in which school districts may immerse qualified children into regular education courses of mathematics, English, and science if it is determined through proficiency assessments that the children have achieved sufficient English proficiency; and (3) that does not require children in the immersion program to be taught by teachers with a Bilingual Education and English as a Second Language endorsement. Makes other changes.

LRB097 09337 RPM 51330 b

FISCAL NOTE ACT  
MAY APPLY

STATE MANDATES  
ACT MAY REQUIRE  
REIMBURSEMENT

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 Sections  
5 14C-1 and 14C-2 as follows:

6 (105 ILCS 5/14C-1) (from Ch. 122, par. 14C-1)

7 Sec. 14C-1. The General Assembly finds that there are large  
8 numbers of children in this State who come from environments  
9 where the primary language is other than English. Experience  
10 has shown that public school classes in which instruction is  
11 given only in English are often inadequate for the education of  
12 children whose native tongue is another language. The General  
13 Assembly believes that a program of transitional bilingual  
14 education can meet the needs of these children and facilitate  
15 their integration into the regular public school curriculum.  
16 Therefore, pursuant to the policy of this State to insure equal  
17 educational opportunity to every child, and in recognition of  
18 the educational needs of children of limited English-speaking  
19 ability, it is the purpose of this Act to provide for the  
20 establishment of transitional bilingual education or approved  
21 alternative programs in the public schools, to provide  
22 supplemental financial assistance to help local school  
23 districts meet the extra costs of such programs, and to allow

1 this State to directly or indirectly provide technical  
2 assistance and professional development to support  
3 transitional bilingual education programs statewide.

4 (Source: P.A. 96-1423, eff. 8-3-10.)

5 (105 ILCS 5/14C-2) (from Ch. 122, par. 14C-2)

6 Sec. 14C-2. Definitions. Unless the context indicates  
7 otherwise, the terms used in this Article have the following  
8 meanings:

9 (a) "State Board" means the State Board of Education.

10 (b) "Certification Board" means the State Teacher  
11 Certification Board.

12 (c) "School District" means any school district  
13 established under this Code.

14 (d) "Children of limited English-speaking ability" means  
15 (1) all children in grades pre-K through 12 who were not born  
16 in the United States, whose native tongue is a language other  
17 than English, and who are incapable of performing ordinary  
18 classwork in English; and (2) all children in grades pre-K  
19 through 12 who were born in the United States of parents  
20 possessing no or limited English-speaking ability and who are  
21 incapable of performing ordinary classwork in English.

22 (e) "Teacher of transitional bilingual education" means a  
23 teacher with a speaking and reading ability in a language other  
24 than English in which transitional bilingual education is  
25 offered and with communicative skills in English.

1 (f) "Program in transitional bilingual education" means a  
2 full-time program of instruction (1) in all those courses or  
3 subjects which a child is required by law to receive and which  
4 are required by the child's school district which shall be  
5 given in the native language of the children of limited  
6 English-speaking ability who are enrolled in the program and  
7 also in English, (2) in the reading and writing of the native  
8 language of the children of limited English-speaking ability  
9 who are enrolled in the program and in the oral comprehension,  
10 speaking, reading and writing of English, and (3) in the  
11 history and culture of the country, territory or geographic  
12 area which is the native land of the parents of children of  
13 limited English-speaking ability who are enrolled in the  
14 program and in the history and culture of the United States; or  
15 a part-time program of instruction based on the educational  
16 needs of those children of limited English-speaking ability who  
17 do not need a full-time program of instruction.

18 (g) "Approved alternative program" means a full-time  
19 program of instruction:

20 (1) in all of those courses or subjects that a child is  
21 required by law to receive and that are required by the  
22 child's school district;

23 (2) that consists of a structured English immersion  
24 program in which school districts may immerse qualified  
25 children into regular education courses of mathematics,  
26 English, and science if it is determined through

1       proficiency assessments that the children have achieved  
2       sufficient English proficiency; and

3           (3) that does not require children in the immersion  
4       program to be taught by teachers with a Bilingual Education  
5       and English as a Second Language endorsement.

6       The transfer of children to regular school classes must not  
7       be done without the consent of parents or legal guardians.  
8       Teachers providing instruction to English as a Second Language  
9       children in regular school classes and who do not have a  
10       Bilingual and English as a Second Language endorsement shall  
11       receive training by the school district on how to accommodate  
12       the needs of bilingual children being immersed into regular  
13       school classes.

14       (Source: P.A. 95-793, eff. 1-1-09.)