

**HB3173**



**98TH GENERAL ASSEMBLY**

**State of Illinois**

**2013 and 2014**

**HB3173**

by Rep. John M. Cabello

**SYNOPSIS AS INTRODUCED:**

105 ILCS 5/27-24.2

from Ch. 122, par. 27-24.2

Amends the School Code. Removes the maximum fee amount that a school district may charge to a student who participates in a driver education course.

LRB098 08275 NHT 38377 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 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 week,  
10 and any school district which maintains grades 9 through 12  
11 shall offer a driver education course in any such school which  
12 it operates. Its curriculum shall include content dealing with  
13 Chapters 11, 12, 13, 15, and 16 of the Illinois Vehicle Code,  
14 the rules adopted pursuant to those Chapters insofar as they  
15 pertain to the operation of motor vehicles, and the portions of  
16 the Litter Control Act relating to the operation of motor  
17 vehicles. The course of instruction given in grades 10 through  
18 12 shall include an emphasis on the development of knowledge,  
19 attitudes, habits, and skills necessary for the safe operation  
20 of motor vehicles, including motorcycles insofar as they can be  
21 taught in the classroom, and instruction on distracted driving  
22 as a major traffic safety issue. In addition, the course shall  
23 include instruction on special hazards existing at and required

1 safety and driving precautions that must be observed at  
2 emergency situations, highway construction and maintenance  
3 zones, and railroad crossings and the approaches thereto. The  
4 course of instruction required of each eligible student at the  
5 high school level shall consist of a minimum of 30 clock hours  
6 of classroom instruction and a minimum of 6 clock hours of  
7 individual behind-the-wheel instruction in a dual control car  
8 on public roadways taught by a driver education instructor  
9 endorsed by the State Board of Education. Both the classroom  
10 instruction part and the practice driving part of such driver  
11 education course shall be open to a resident or non-resident  
12 student attending a non-public school in the district wherein  
13 the course is offered. Each student attending any public or  
14 non-public high school in the district must receive a passing  
15 grade in at least 8 courses during the previous 2 semesters  
16 prior to enrolling in a driver education course, or the student  
17 shall not be permitted to enroll in the course; provided that  
18 the local superintendent of schools (with respect to a student  
19 attending a public high school in the district) or chief school  
20 administrator (with respect to a student attending a non-public  
21 high school in the district) may waive the requirement if the  
22 superintendent or chief school administrator, as the case may  
23 be, deems it to be in the best interest of the student. A  
24 student may be allowed to commence the classroom instruction  
25 part of such driver education course prior to reaching age 15  
26 if such student then will be eligible to complete the entire

1 course within 12 months after being allowed to commence such  
2 classroom instruction.

3 Such a course may be commenced immediately after the  
4 completion of a prior course. Teachers of such courses shall  
5 meet the certification requirements of this Act and regulations  
6 of the State Board as to qualifications.

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

25 (Source: P.A. 96-734, eff. 8-25-09; 97-145, eff. 7-14-11.)