

1 AMENDMENT TO HOUSE BILL 3744

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3744 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by adding Sections  
5 10-20.35 and 34-18.23 as follows:

6 (105 ILCS 5/10-20.35 new)

7 Sec. 10-20.35. Refusal to administer psychotropic drug  
8 to child; no disciplinary action. Each school board must  
9 adopt and implement a policy that prohibits school  
10 administrators, teachers, and other school personnel from  
11 threatening or carrying out disciplinary or punitive action,  
12 including without limitation expulsion, suspension,  
13 detention, in-school suspension, exclusion from  
14 school-sponsored events, lowering grades, changing  
15 educational placement, or other adverse action, against a  
16 student or the student's sibling solely because the student's  
17 parent or guardian has refused to administer or consent to  
18 the administration of a psychotropic drug to the student.

19 The policy must require that, at least once every 2  
20 years, the in-service training of school personnel and  
21 administrators include training on current best practices  
22 regarding the identification and treatment of attention

1 deficit disorder and attention deficit hyperactivity  
 2 disorder, the application of non-aversive behavioral  
 3 interventions in the school environment, and the use of  
 4 psychotropic drugs for school-age children.

5 This Section does not prohibit school medical staff or an  
 6 individualized educational program team from recommending  
 7 that a student be evaluated by an appropriate medical  
 8 practitioner or prohibit school personnel from consulting  
 9 with the practitioner with the consent of the student's  
 10 parents or guardian.

11 (105 ILCS 5/34-18.23 new)

12 Sec. 34-18.23. Refusal to administer psychotropic drug  
 13 to child; no disciplinary action. The board must adopt and  
 14 implement a policy that prohibits school administrators,  
 15 teachers, and other school personnel from threatening or  
 16 carrying out disciplinary or punitive action, including  
 17 without limitation expulsion, suspension, detention,  
 18 in-school suspension, exclusion from school-sponsored events,  
 19 lowering grades, changing educational placement, or other  
 20 adverse action, against a student or the student's sibling  
 21 solely because the student's parent or guardian has refused  
 22 to administer or consent to the administration of a  
 23 psychotropic drug to the student.

24 The policy must require that, at least once every 2  
 25 years, the in-service training of school personnel and  
 26 administrators include training on current best practices  
 27 regarding the identification and treatment of attention  
 28 deficit disorder and attention deficit hyperactivity  
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 30 interventions in the school environment, and the use of  
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