



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

HB5191

by Rep. Kelly M. Cassidy

#### SYNOPSIS AS INTRODUCED:

35 ILCS 40/50

Amends the Invest in Kids Act. Provides that a qualified school that accepts scholarship students must comply with: all provisions of federal and State laws and rules applicable to public schools pertaining to special education and the instruction of English learners and certain provisions of the School Code concerning charter schools; provisions of the Illinois Humans Rights Act; and specific provisions of the School Code. Effective Immediately.

LRB100 20698 HLH 36157 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning revenue.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Invest in Kids Act is amended by changing  
5 Section 50 as follows:

6 (35 ILCS 40/50)

7 (Section scheduled to be repealed on January 1, 2024)

8 Sec. 50. Qualified school responsibilities. A qualified  
9 school that accepts scholarship students must do all of the  
10 following:

11 (1) provide to a scholarship granting organization,  
12 upon request, all documentation required for the student's  
13 participation, including the non-public school's cost and  
14 student's fee schedules;

15 (2) be academically accountable to the custodian for  
16 meeting the educational needs of the student by:

17 (A) at a minimum, annually providing to the  
18 custodian a written explanation of the student's  
19 progress; and

20 (B) annually administering assessments required by  
21 subsection (a) of Section 45 of this Act in the same  
22 manner in which they are administered at public schools  
23 pursuant to Section 2-3.64a-5 of the School Code; the

1 Board shall bill participating qualified schools for  
2 all costs associated with administering assessments  
3 required by this paragraph; the participating  
4 qualified schools shall ensure that all test security  
5 and assessment administration procedures are followed;  
6 participating qualified schools must report individual  
7 student scores to the custodians of the students; the  
8 independent research organization described in  
9 subsection (b) of Section 45 of this Act shall be  
10 provided all student score data in a secure manner by  
11 the participating qualified school;~~;~~

12 (3) comply with (i) all provisions of federal and State  
13 laws and rules applicable to public schools pertaining to  
14 special education and the instruction of English learners  
15 and (ii) paragraphs (1) through (12) of subsection (g) of  
16 Section 27A-5 of the School Code;

17 (4) comply with Articles 5 and 5A of the Illinois Human  
18 Rights Act;

19 (5) comply with the breastfeeding accommodations for  
20 pupils as provided by Section 10-20.60 of Public Act  
21 100-14; and

22 (6) comply with home instruction provisions for  
23 pregnant pupils as provided by Section 10-22.6a of the  
24 School Code.

25 The inability of a qualified school to meet the  
26 requirements of this Section shall constitute a basis for the

1 ineligibility of the qualified school to participate in the  
2 scholarship program as determined by the Board.

3 (Source: P.A. 100-465, eff. 8-31-17.)

4 Section 99. Effective date. This Act takes effect upon  
5 becoming law.