

1 AMENDMENT TO HOUSE BILL 1415

2 AMENDMENT NO. _____. Amend House Bill 1415 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Juvenile Court Act of 1987 is amended by
5 changing Section 3-33 as follows:

6 (705 ILCS 405/3-33) (from Ch. 37, par. 803-33)

7 Sec. 3-33. Truant Minor in Need of Supervision.

8 (a) Definition. A minor who is reported by a regional
9 superintendent of schools, or in cities of over 500,000
10 inhabitants, by the Office of Chronic Truant Adjudication, as
11 a chronic truant shall be adjudged a truant minor in need of
12 supervision.

13 (a-1) There is a rebuttable presumption that a chronic
14 truant is a truant minor in need of supervision.

15 (a-2) There is a rebuttable presumption that school
16 records of a minor's attendance at school are authentic.

17 (a-3) For purposes of this Section, "chronic truant" has
18 the meaning ascribed to it in Section 26-2a of the School
19 Code.

20 (b) Kinds of dispositional orders. A minor found to be
21 a truant minor in need of supervision may be:

22 (1) committed to the appropriate regional

1 superintendent of schools for a multi-disciplinary case
2 staffing, individualized educational plan or service
3 plan, or referral to comprehensive community-based youth
4 services;

5 (2) required to comply with an individualized
6 educational plan or service plan as specifically provided
7 by the appropriate regional superintendent of schools;

8 (3) ordered to obtain counseling or other
9 supportive services;

10 (4) subject to a fine in an amount in excess of \$5,
11 but not exceeding \$100, and each day of absence without
12 valid cause as defined in Section 26-2a of The School
13 Code is a separate offense;

14 (5) required to perform some reasonable public
15 service work such as, but not limited to, the picking up
16 of litter in public parks or along public highways or the
17 maintenance of public facilities; or

18 (6) subject to having his or her driver's license
19 or driving privilege suspended for a period of time as
20 determined by the court but only until he or she attains
21 18 years of age.

22 A dispositional order may include a fine, public service,
23 or suspension of a driver's license or privilege only if the
24 court has made an express written finding that a truancy
25 prevention program has been offered by the school, regional
26 superintendent of schools, or a community social service
27 agency to the truant minor in need of supervision.

28 (c) Orders entered under this Section may be enforced by
29 contempt proceedings.

30 (d) A minor who is detained in a juvenile detention
31 facility solely because the minor is adjudicated a truant
32 minor in need of supervision shall be kept separate from
33 other minors incarcerated in the facility for offenses which
34 if committed by an adult would be classified as felonies or

1 misdemeanors. A minor who is detained in a juvenile
2 detention facility as a truant minor in need of supervision
3 shall be provided tutors and while detained at the facility
4 shall be assigned appropriate school work as determined by
5 the director of the facility.

6 (Source: P.A. 90-143, eff. 7-23-97; 90-380, eff. 8-14-97;
7 90-590, eff. 1-1-99; 90-655, eff. 7-30-98.)".