

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 2-3.13a as follows:

6 (105 ILCS 5/2-3.13a) (from Ch. 122, par. 2-3.13a)

7 Sec. 2-3.13a. School ~~Scholastic~~ records; transferring
8 students.

9 (a) The State Board of Education shall establish and
10 implement rules requiring all of the public schools and all
11 private or nonpublic elementary and secondary schools located
12 in this State, whenever any such school has a student who is
13 transferring to any other public elementary or secondary school
14 located in this or in any other state, to forward within 10
15 days of notice of the student's transfer an unofficial record
16 of that student's grades to the school to which such student is
17 transferring. Each public school at the same time also shall
18 forward to the school to which the student is transferring the
19 remainder of the student's school student records as required
20 by the Illinois School Student Records Act. In addition, if a
21 student is transferring from a public school, whether located
22 in this or any other state, from which the student has been
23 suspended or expelled for knowingly possessing in a school
24 building or on school grounds a weapon as defined in the Gun
25 Free Schools Act (20 U.S.C. 8921 et seq.), for knowingly
26 possessing, selling, or delivering in a school building or on
27 school grounds a controlled substance or cannabis, or for
28 battering a staff member of the school, and if the period of
29 suspension or expulsion has not expired at the time the student
30 attempts to transfer into another public school in the same or
31 any other school district: (i) any school student records
32 required to be transferred shall include the date and duration

1 of the period of suspension or expulsion; and (ii) with the
2 exception of transfers into the Department of Corrections
3 school district, the student shall not be permitted to attend
4 class in the public school into which he or she is transferring
5 until the student has served the entire period of the
6 suspension or expulsion imposed by the school from which the
7 student is transferring, provided that the school board may
8 approve the placement of the student in an alternative school
9 program established under Article 13A of this Code. A school
10 district may adopt a policy providing that if a student is
11 suspended or expelled for any reason from any public or private
12 school in this or any other state, the student must complete
13 the entire term of the suspension or expulsion before being
14 admitted into the school district. This policy may allow
15 placement of the student in an alternative school program
16 established under Article 13A of this Code, if available, for
17 the remainder of the suspension or expulsion. Each public
18 school and each private or nonpublic elementary or secondary
19 school in this State shall within 10 days after the student has
20 paid all of his or her outstanding fines and fees and at its
21 own expense forward an official transcript of the scholastic
22 records of each student transferring from that school in strict
23 accordance with the provisions of this Section and the rules
24 established by the State Board of Education as herein provided.

25 (b) The State Board of Education shall develop a one-page
26 standard form that Illinois school districts are required to
27 provide to any student who is moving out of the school district
28 and that contains the information about whether or not the
29 student is "in good standing" and whether or not his or her
30 medical records are up-to-date and complete. As used in this
31 Section, "in good standing" means that the student is not being
32 disciplined by a suspension or expulsion, but is entitled to
33 attend classes. No school district is required to admit a new
34 student who is transferring from another Illinois school
35 district unless he or she can produce the standard form from
36 the student's previous school district enrollment. No school

1 district is required to admit a new student who is transferring
2 from an out-of-state public school unless the parent or
3 guardian of the student certifies in writing that the student
4 is not currently serving a suspension or expulsion imposed by
5 the school from which the student is transferring.

6 (c) The State Board of Education shall, by rule, establish
7 a system to provide for the accurate tracking of transfer
8 students. This system shall, at a minimum, require that a
9 student be counted as a dropout in the calculation of a
10 school's or school district's annual student dropout rate
11 unless the school or school district to which the student
12 transferred (known hereafter in this subsection (c) as the
13 transferee school or school district) sends notification to the
14 school or school district from which the student transferred
15 (known hereafter in this subsection (c) as the transferor
16 school or school district) documenting that the student has
17 enrolled in the transferee school or school district. This
18 notification must occur within 150 days after the date the
19 student withdraws from the transferor school or school district
20 or the student shall be counted in the calculation of the
21 transferor school's or school district's annual student
22 dropout rate. A request by the transferee school or school
23 district to the transferor school or school district seeking
24 the student's academic transcripts or medical records shall be
25 considered without limitation adequate documentation of
26 enrollment. Each transferor school or school district shall
27 keep documentation of such transfer students for the minimum
28 period provided in the Illinois School Student Records Act. All
29 records indicating the school or school district to which a
30 student transferred are subject to the Illinois School Student
31 Records Act.

32 (Source: P.A. 91-365, eff. 7-30-99; 92-64, eff. 7-12-01.)