



## 95TH GENERAL ASSEMBLY

### State of Illinois

### 2007 and 2008

#### HB1927

Introduced 2/23/2007, by Rep. Sandra M. Pihos

#### SYNOPSIS AS INTRODUCED:

105 ILCS 5/14-13.01

from Ch. 122, par. 14-13.01

Amends the Children with Disabilities Article of the School Code. Increases the reimbursement amount to school districts for teachers, professional workers, directors, school psychologists, and non-certified employees by a specified amount each school year through the 2011-2012 school year. Provides that for each school year thereafter, the reimbursement amount is the amount from the previous school year increased by a percentage increase equal to the percentage increase, if any, in the Employment Cost Index. Effective July 1, 2007.

LRB095 10801 NHT 31051 b

FISCAL NOTE ACT  
MAY APPLY

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 14-13.01 as follows:

6 (105 ILCS 5/14-13.01) (from Ch. 122, par. 14-13.01)  
7 Sec. 14-13.01. Reimbursement payable by State; Amounts.

8 In this Section, "Employment Cost Index" means the average  
9 of (i) the Employment Cost Index for total compensation for  
10 civilian workers and (ii) the Employment Cost Index for total  
11 compensation for state and local government workers, both of  
12 which are published by the United States Department of Labor.

13 Reimbursement for furnishing special educational  
14 facilities in a recognized school to the type of children  
15 defined in Section 14-1.02 shall be paid to the school  
16 districts in accordance with Section 14-12.01 for each school  
17 year ending June 30 by the State Comptroller out of any money  
18 in the treasury appropriated for such purposes on the  
19 presentation of vouchers by the State Board of Education.

20 The reimbursement shall be limited to funds expended for  
21 construction and maintenance of special education facilities  
22 designed and utilized to house instructional programs,  
23 diagnostic services, other special education services for

1 children with disabilities and reimbursement as provided in  
2 Section 14-13.01. There shall be no reimbursement for  
3 construction and maintenance of any administrative facility  
4 separated from special education facilities designed and  
5 utilized to house instructional programs, diagnostic services  
6 and other special education services for children with  
7 disabilities.

8 (a) For children who have not been identified as eligible  
9 for special education and for eligible children with physical  
10 disabilities, including all eligible children whose placement  
11 has been determined under Section 14-8.02 in hospital or home  
12 instruction, 1/2 of the teacher's salary but not more than  
13 \$1,000 annually per child or \$8,000 per teacher for the  
14 1985-1986 school year through the 2006-2007 school year, \$3,100  
15 per child or \$10,100 per teacher for the 2007-2008 school year,  
16 \$5,200 per child or \$12,200 per teacher for the 2008-2009  
17 school year, \$7,300 per child or \$14,300 per teacher for the  
18 2009-2010 school year, \$9,400 per child or \$16,400 per teacher  
19 for the 2010-2011 school year, \$11,500 per child or \$18,500 per  
20 teacher for the 2011-2012 school year, and for each school year  
21 thereafter, the amount from the previous school year increased  
22 by a percentage increase equal to the percentage increase, if  
23 any, in the Employment Cost Index ~~and thereafter,~~ whichever is  
24 less. Children to be included in any reimbursement under this  
25 paragraph must regularly receive a minimum of one hour of  
26 instruction each school day, or in lieu thereof of a minimum of

1 5 hours of instruction in each school week in order to qualify  
2 for full reimbursement under this Section. If the attending  
3 physician for such a child has certified that the child should  
4 not receive as many as 5 hours of instruction in a school week,  
5 however, reimbursement under this paragraph on account of that  
6 child shall be computed proportionate to the actual hours of  
7 instruction per week for that child divided by 5.

8 (b) For children described in Section 14-1.02, 4/5 of the  
9 cost of transportation for each such child, whom the State  
10 Superintendent of Education determined in advance requires  
11 special transportation service in order to take advantage of  
12 special educational facilities. Transportation costs shall be  
13 determined in the same fashion as provided in Section 29-5. For  
14 purposes of this subsection (b), the dates for processing  
15 claims specified in Section 29-5 shall apply.

16 (c) For each professional worker excluding those included  
17 in subparagraphs (a), (d), (e), and (f) of this Section, the  
18 annual sum of \$8,000 for the 1985-1986 school year through the  
19 2006-2007 school year, \$10,100 for the 2007-2008 school year,  
20 \$12,200 for the 2008-2009 school year, \$14,300 for the  
21 2009-2010 school year, \$16,400 for the 2010-2011 school year,  
22 \$18,500 for the 2011-2012 school year, and for each school year  
23 thereafter, the amount from the previous school year increased  
24 by a percentage increase equal to the percentage increase, if  
25 any, in the Employment Cost Index and thereafter.

26 (d) For one full time qualified director of the special

1 education program of each school district which maintains a  
2 fully approved program of special education the annual sum of  
3 \$8,000 for the 1985-1986 school year through the 2006-2007  
4 school year, \$10,100 for the 2007-2008 school year, \$12,200 for  
5 the 2008-2009 school year, \$14,300 for the 2009-2010 school  
6 year, \$16,400 for the 2010-2011 school year, \$18,500 for the  
7 2011-2012 school year, and for each school year thereafter, the  
8 amount from the previous school year increased by a percentage  
9 increase equal to the percentage increase, if any, in the  
10 Employment Cost Index and thereafter. Districts participating  
11 in a joint agreement special education program shall not  
12 receive such reimbursement if reimbursement is made for a  
13 director of the joint agreement program.

14 (e) For each school psychologist as defined in Section  
15 14-1.09 the annual sum of \$8,000 for the 1985-1986 school year  
16 through the 2006-2007 school year, \$10,100 for the 2007-2008  
17 school year, \$12,200 for the 2008-2009 school year, \$14,300 for  
18 the 2009-2010 school year, \$16,400 for the 2010-2011 school  
19 year, \$18,500 for the 2011-2012 school year, and for each  
20 school year thereafter, the amount from the previous school  
21 year increased by a percentage increase equal to the percentage  
22 increase, if any, in the Employment Cost Index and thereafter.

23 (f) For each qualified teacher working in a fully approved  
24 program for children of preschool age who are deaf or  
25 hard-of-hearing the annual sum of \$8,000 for the 1985-1986  
26 school year through the 2006-2007 school year, \$10,100 for the

1 2007-2008 school year, \$12,200 for the 2008-2009 school year,  
2 \$14,300 for the 2009-2010 school year, \$16,400 for the  
3 2010-2011 school year, \$18,500 for the 2011-2012 school year,  
4 and for each school year thereafter, the amount from the  
5 previous school year increased by a percentage increase equal  
6 to the percentage increase, if any, in the Employment Cost  
7 Index and thereafter.

8 (g) For readers, working with blind or partially seeing  
9 children 1/2 of their salary but not more than \$400 annually  
10 per child. Readers may be employed to assist such children and  
11 shall not be required to be certified but prior to employment  
12 shall meet standards set up by the State Board of Education.

13 (h) For necessary non-certified employees working in any  
14 class or program for children defined in this Article, 1/2 of  
15 the salary paid or \$2,800 annually per employee through the  
16 2006-2007 school year, \$3,940 per employee for the 2007-2008  
17 school year, \$5,080 per employee for the 2008-2009 school year,  
18 \$6,220 per employee for the 2009-2010 school year, \$7,360 per  
19 employee for the 2010-2011 school year, \$8,500 per employee for  
20 the 2011-2012 school year, and for each school year thereafter,  
21 the amount from the previous school year increased by a  
22 percentage increase equal to the percentage increase, if any,  
23 in the Employment Cost Index, per employee, whichever is less.

24 The State Board of Education shall set standards and  
25 prescribe rules for determining the allocation of  
26 reimbursement under this section on less than a full time basis

1 and for less than a school year.

2 When any school district eligible for reimbursement under  
3 this Section operates a school or program approved by the State  
4 Superintendent of Education for a number of days in excess of  
5 the adopted school calendar but not to exceed 235 school days,  
6 such reimbursement shall be increased by 1/185 of the amount or  
7 rate paid hereunder for each day such school is operated in  
8 excess of 185 days per calendar year.

9 Notwithstanding any other provision of law, any school  
10 district receiving a payment under this Section or under  
11 Section 14-7.02, 14-7.02b, or 29-5 of this Code may classify  
12 all or a portion of the funds that it receives in a particular  
13 fiscal year or from general State aid pursuant to Section  
14 18-8.05 of this Code as funds received in connection with any  
15 funding program for which it is entitled to receive funds from  
16 the State in that fiscal year (including, without limitation,  
17 any funding program referenced in this Section), regardless of  
18 the source or timing of the receipt. The district may not  
19 classify more funds as funds received in connection with the  
20 funding program than the district is entitled to receive in  
21 that fiscal year for that program. Any classification by a  
22 district must be made by a resolution of its board of  
23 education. The resolution must identify the amount of any  
24 payments or general State aid to be classified under this  
25 paragraph and must specify the funding program to which the  
26 funds are to be treated as received in connection therewith.

1 This resolution is controlling as to the classification of  
2 funds referenced therein. A certified copy of the resolution  
3 must be sent to the State Superintendent of Education. The  
4 resolution shall still take effect even though a copy of the  
5 resolution has not been sent to the State Superintendent of  
6 Education in a timely manner. No classification under this  
7 paragraph by a district shall affect the total amount or timing  
8 of money the district is entitled to receive under this Code.  
9 No classification under this paragraph by a district shall in  
10 any way relieve the district from or affect any requirements  
11 that otherwise would apply with respect to that funding  
12 program, including any accounting of funds by source, reporting  
13 expenditures by original source and purpose, reporting  
14 requirements, or requirements of providing services.

15 (Source: P.A. 92-568, eff. 6-26-02; 93-1022, eff. 8-24-04.)

16 Section 99. Effective date. This Act takes effect July 1,  
17 2007.