



SENATE JOURNAL

STATE OF ILLINOIS

**ONE HUNDRED FIRST GENERAL
ASSEMBLY**

97TH LEGISLATIVE DAY

MONDAY, JANUARY 11, 2021

10:36 O'CLOCK A.M.

SENATE
Daily Journal Index
97th Legislative Day

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The Senate met pursuant to adjournment.
Senator Bill Cunningham, Chicago, Illinois, presiding.
A moment of silence was observed by all members of the Senate.
Senator Bennett led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Sunday, January 10, 2021, be postponed, pending arrival of the printed Journal.
The motion prevailed.

LEGISLATIVE MEASURES FILED

The following Floor amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Floor Amendment No. 2 to House Bill 1559
Floor Amendment No. 3 to House Bill 2170
Floor Amendment No. 3 to House Bill 2461
Floor Amendment No. 1 to House Bill 3360
Floor Amendment No. 1 to House Bill 3653

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 1601

Offered by Senator Manar and all Senators:
Mourns the death of Lelia Joyce Moore.

SENATE RESOLUTION NO. 1602

Offered by Senator Manar and all Senators:
Mourns the death of Raymond Lett of Plano.

By unanimous consent, the foregoing resolutions were referred to the Resolutions Consent Calendar.

APPOINTMENT MESSAGE

Appointment Message No. 1010609

To the Honorable Members of the Senate, One Hundred First General Assembly:

I, Michael Frerichs, Treasurer, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Commissioner

Agency or Other Body: Executive Ethics Commission

Start Date: July 1, 2020

End Date: June 30, 2024

Name: Walter Turner

Residence: 3121 Monterey Dr., Flossmoor, IL 60422

Annual Compensation: \$38,473

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Per diem: Not Applicable

Nominee's Senator: Senator Patrick J. Joyce

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: AM 99-544

Under the rules, the foregoing Appointment Message was referred to the Committee on Executive Appointments.

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Lightford, Chairperson of the Committee on Assignments, during its January 11, 2021 meeting, reported that the following Legislative Measures have been approved for consideration:

Floor Amendment No. 3 to House Bill 2170

Floor Amendment No. 3 to House Bill 2461

Floor Amendment No. 1 to House Bill 3994

Floor Amendment No. 1 to House Bill 4276

The foregoing floor amendments were placed on the Secretary's Desk.

Senator Hunter asked and obtained unanimous consent to recess for the purpose of a Democrat caucus.

Senator Righter asked and obtained unanimous consent to recess for the purpose of a Republican caucus.

At the hour of 10:41 o'clock a.m., the Chair announced that the Senate stands at recess subject to the call of the Chair.

AFTER RECESS

At the hour of 12:08 o'clock p.m., the Senate resumed consideration of business.
Senator Holmes, presiding.

MOTION

Senator Cunningham moved that pursuant to Senate Rule 4-1(e), Senator McGuire and Senator Oberweis be allowed to remotely participate and vote in today's session.
The motion prevailed.

HOUSE BILL RECALLED

On motion of Senator Lightford, **House Bill No. 2170** was recalled from the order of third reading to the order of second reading.

Floor Amendment Nos. 1 and 2 were held in the Committee on Assignments.

Senator Lightford offered the following amendment and moved its adoption:

AMENDMENT NO. 3 TO HOUSE BILL 2170

AMENDMENT NO. 3. Amend House Bill 2170 by replacing everything after the enacting clause with the following:

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"Article 5.

Section 5-5. The School Code is amended by adding Section 2-3.64a-10 and by changing Section 27A-5 as follows:

(105 ILCS 5/2-3.64a-10 new)

Sec. 2-3.64a-10. Kindergarten assessment.

(a) For the purposes of this Section, "kindergarten" includes both full-day and half-day kindergarten programs.

(b) Beginning no later than the 2021-2022 school year, the State Board of Education shall annually assess all public school students entering kindergarten using a common assessment tool, unless the State Board determines that a student is otherwise exempt. The common assessment tool must assess multiple developmental domains, including literacy, language, mathematics, and social and emotional development. The assessment must be valid, reliable, and developmentally appropriate to formatively assess a child's development and readiness for kindergarten.

(c) Results from the assessment may be used by the school to understand the child's development and readiness for kindergarten, to tailor instruction, and to measure the child's progress over time. Assessment results may also be used to identify a need for the professional development of teachers and early childhood educators and to inform State-level and district-level policies and resource allocation.

The school shall make the assessment results available to the child's parent or guardian.

The assessment results may not be used (i) to prevent a child from enrolling in kindergarten or (ii) as the sole measure used in determining the grade promotion or retention of a student.

(d) On an annual basis, the State Board shall report publicly, at a minimum, data from the assessment for the State overall and for each school district. The State Board's report must disaggregate data by race and ethnicity, household income, students who are English learners, and students who have an individualized education program.

(e) The State Superintendent of Education shall appoint a committee of no more than 21 members, consisting of parents, teachers, school administrators, assessment experts, and regional superintendents of schools, to review, on an ongoing basis, the content and design of the assessment, the collective results of the assessment as measured against kindergarten-readiness standards, and other issues involving the assessment as identified by the committee.

The committee shall make periodic recommendations to the State Superintendent of Education and the General Assembly concerning the assessments.

(f) The State Board may adopt rules to implement and administer this Section.

(105 ILCS 5/27A-5)

Sec. 27A-5. Charter school; legal entity; requirements.

(a) A charter school shall be a public, nonsectarian, nonreligious, non-home based, and non-profit school. A charter school shall be organized and operated as a nonprofit corporation or other discrete, legal, nonprofit entity authorized under the laws of the State of Illinois.

(b) A charter school may be established under this Article by creating a new school or by converting an existing public school or attendance center to charter school status. Beginning on April 16, 2003 (the effective date of Public Act 93-3), in all new applications to establish a charter school in a city having a population exceeding 500,000, operation of the charter school shall be limited to one campus. The changes made to this Section by Public Act 93-3 do not apply to charter schools existing or approved on or before April 16, 2003 (the effective date of Public Act 93-3).

(b-5) In this subsection (b-5), "virtual-schooling" means a cyber school where students engage in online curriculum and instruction via the Internet and electronic communication with their teachers at remote locations and with students participating at different times.

From April 1, 2013 through December 31, 2016, there is a moratorium on the establishment of charter schools with virtual-schooling components in school districts other than a school district organized under Article 34 of this Code. This moratorium does not apply to a charter school with virtual-schooling components existing or approved prior to April 1, 2013 or to the renewal of the charter of a charter school with virtual-schooling components already approved prior to April 1, 2013.

(c) A charter school shall be administered and governed by its board of directors or other governing body in the manner provided in its charter. The governing body of a charter school shall be subject to the Freedom of Information Act and the Open Meetings Act. No later than January 1, 2021 (one year after the effective date of ~~Public Act 101-291~~ ~~this amendatory Act of the 101st General Assembly~~), a charter school's board of directors or other governing body must include at least one parent or guardian of a pupil currently enrolled in the charter school who may be selected through the charter school or a charter network

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election, appointment by the charter school's board of directors or other governing body, or by the charter school's Parent Teacher Organization or its equivalent.

(c-5) No later than January 1, 2021 (one year after the effective date of Public Act 101-291) ~~this amendatory Act of the 101st General Assembly~~ or within the first year of his or her first term, every voting member of a charter school's board of directors or other governing body shall complete a minimum of 4 hours of professional development leadership training to ensure that each member has sufficient familiarity with the board's or governing body's role and responsibilities, including financial oversight and accountability of the school, evaluating the principal's and school's performance, adherence to the Freedom of Information Act and the Open Meetings Act Acts, and compliance with education and labor law. In each subsequent year of his or her term, a voting member of a charter school's board of directors or other governing body shall complete a minimum of 2 hours of professional development training in these same areas. The training under this subsection may be provided or certified by a statewide charter school membership association or may be provided or certified by other qualified providers approved by the State Board of Education.

(d) For purposes of this subsection (d), "non-curricular health and safety requirement" means any health and safety requirement created by statute or rule to provide, maintain, preserve, or safeguard safe or healthful conditions for students and school personnel or to eliminate, reduce, or prevent threats to the health and safety of students and school personnel. "Non-curricular health and safety requirement" does not include any course of study or specialized instructional requirement for which the State Board has established goals and learning standards or which is designed primarily to impart knowledge and skills for students to master and apply as an outcome of their education.

A charter school shall comply with all non-curricular health and safety requirements applicable to public schools under the laws of the State of Illinois. On or before September 1, 2015, the State Board shall promulgate and post on its Internet website a list of non-curricular health and safety requirements that a charter school must meet. The list shall be updated annually no later than September 1. Any charter contract between a charter school and its authorizer must contain a provision that requires the charter school to follow the list of all non-curricular health and safety requirements promulgated by the State Board and any non-curricular health and safety requirements added by the State Board to such list during the term of the charter. Nothing in this subsection (d) precludes an authorizer from including non-curricular health and safety requirements in a charter school contract that are not contained in the list promulgated by the State Board, including non-curricular health and safety requirements of the authorizing local school board.

(e) Except as otherwise provided in the School Code, a charter school shall not charge tuition; provided that a charter school may charge reasonable fees for textbooks, instructional materials, and student activities.

(f) A charter school shall be responsible for the management and operation of its fiscal affairs including, but not limited to, the preparation of its budget. An audit of each charter school's finances shall be conducted annually by an outside, independent contractor retained by the charter school. To ensure financial accountability for the use of public funds, on or before December 1 of every year of operation, each charter school shall submit to its authorizer and the State Board a copy of its audit and a copy of the Form 990 the charter school filed that year with the federal Internal Revenue Service. In addition, if deemed necessary for proper financial oversight of the charter school, an authorizer may require quarterly financial statements from each charter school.

(g) A charter school shall comply with all provisions of this Article, the Illinois Educational Labor Relations Act, all federal and State laws and rules applicable to public schools that pertain to special education and the instruction of English learners, and its charter. A charter school is exempt from all other State laws and regulations in this Code governing public schools and local school board policies; however, a charter school is not exempt from the following:

- (1) Sections 10-21.9 and 34-18.5 of this Code regarding criminal history records checks and checks of the Statewide Sex Offender Database and Statewide Murderer and Violent Offender Against Youth Database of applicants for employment;
- (2) Sections 10-20.14, 10-22.6, 24-24, 34-19, and 34-84a of this Code regarding discipline of students;
- (3) the Local Governmental and Governmental Employees Tort Immunity Act;
- (4) Section 108.75 of the General Not For Profit Corporation Act of 1986 regarding indemnification of officers, directors, employees, and agents;
- (5) the Abused and Neglected Child Reporting Act;
- (5.5) subsection (b) of Section 10-23.12 and subsection (b) of Section 34-18.6 of this Code;

- (6) the Illinois School Student Records Act;
- (7) Section 10-17a of this Code regarding school report cards;
- (8) the P-20 Longitudinal Education Data System Act;
- (9) Section 27-23.7 of this Code regarding bullying prevention;
- (10) Section 2-3.162 of this Code regarding student discipline reporting;
- (11) Sections 22-80 and 27-8.1 of this Code;
- (12) Sections 10-20.60 and 34-18.53 of this Code;
- (13) Sections 10-20.63 and 34-18.56 of this Code;
- (14) Section 26-18 of this Code;
- (15) Section 22-30 of this Code; ~~and~~
- (16) Sections 24-12 and 34-85 of this Code; ~~;~~
- (17) ~~the (16) The Seizure Smart School Act ; and ;~~
- (18) Section 2-3.64a-10 of this Code.

The change made by Public Act 96-104 to this subsection (g) is declaratory of existing law.

(h) A charter school may negotiate and contract with a school district, the governing body of a State college or university or public community college, or any other public or for-profit or nonprofit private entity for: (i) the use of a school building and grounds or any other real property or facilities that the charter school desires to use or convert for use as a charter school site, (ii) the operation and maintenance thereof, and (iii) the provision of any service, activity, or undertaking that the charter school is required to perform in order to carry out the terms of its charter. However, a charter school that is established on or after April 16, 2003 (the effective date of Public Act 93-3) and that operates in a city having a population exceeding 500,000 may not contract with a for-profit entity to manage or operate the school during the period that commences on April 16, 2003 (the effective date of Public Act 93-3) and concludes at the end of the 2004-2005 school year. Except as provided in subsection (i) of this Section, a school district may charge a charter school reasonable rent for the use of the district's buildings, grounds, and facilities. Any services for which a charter school contracts with a school district shall be provided by the district at cost. Any services for which a charter school contracts with a local school board or with the governing body of a State college or university or public community college shall be provided by the public entity at cost.

(i) In no event shall a charter school that is established by converting an existing school or attendance center to charter school status be required to pay rent for space that is deemed available, as negotiated and provided in the charter agreement, in school district facilities. However, all other costs for the operation and maintenance of school district facilities that are used by the charter school shall be subject to negotiation between the charter school and the local school board and shall be set forth in the charter.

(j) A charter school may limit student enrollment by age or grade level.

(k) If the charter school is approved by the State Board or Commission, then the charter school is its own local education agency.

(Source: P.A. 100-29, eff. 1-1-18; 100-156, eff. 1-1-18; 100-163, eff. 1-1-18; 100-413, eff. 1-1-18; 100-468, eff. 6-1-18; 100-726, eff. 1-1-19; 100-863, eff. 8-14-18; 101-50, eff. 7-1-20; 101-81, eff. 7-12-19; 101-291, eff. 1-1-20; 101-531, eff. 8-23-19; 101-543, eff. 8-23-19; revised 8-4-20.)

Article 10.

Section 10-5. The Early Intervention Services System Act is amended by changing Section 11 as follows:

(325 ILCS 20/11) (from Ch. 23, par. 4161)

Sec. 11. Individualized Family Service Plans.

(a) Each eligible infant or toddler and that infant's or toddler's family shall receive:

(1) timely, comprehensive, multidisciplinary assessment of the unique strengths and needs of each eligible infant and toddler, and assessment of the concerns and priorities of the families to appropriately assist them in meeting their needs and identify supports and services to meet those needs; and

(2) a written Individualized Family Service Plan developed by a multidisciplinary team which includes the parent or guardian. The individualized family service plan shall be based on the multidisciplinary team's assessment of the resources, priorities, and concerns of the family and its identification of the supports and services necessary to enhance the family's capacity to meet the developmental needs of the infant or toddler, and shall include the identification of services appropriate to meet those needs, including the frequency, intensity, and method of delivering services. During and as part of the initial development of the individualized family services plan, and any periodic reviews of the plan, the multidisciplinary team may seek consultation from the lead agency's designated experts,

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if any, to help determine appropriate services and the frequency and intensity of those services. All services in the individualized family services plan must be justified by the multidisciplinary assessment of the unique strengths and needs of the infant or toddler and must be appropriate to meet those needs. At the periodic reviews, the team shall determine whether modification or revision of the outcomes or services is necessary.

(b) The Individualized Family Service Plan shall be evaluated once a year and the family shall be provided a review of the Plan at 6 month intervals or more often where appropriate based on infant or toddler and family needs. The lead agency shall create a quality review process regarding Individualized Family Service Plan development and changes thereto, to monitor and help assure that resources are being used to provide appropriate early intervention services.

(c) The initial evaluation and initial assessment and initial Plan meeting must be held within 45 days after the initial contact with the early intervention services system. The 45-day timeline does not apply for any period when the child or parent is unavailable to complete the initial evaluation, the initial assessments of the child and family, or the initial Plan meeting, due to exceptional family circumstances that are documented in the child's early intervention records, or when the parent has not provided consent for the initial evaluation or the initial assessment of the child despite documented, repeated attempts to obtain parental consent. As soon as exceptional family circumstances no longer exist or parental consent has been obtained, the initial evaluation, the initial assessment, and the initial Plan meeting must be completed as soon as possible. With parental consent, early intervention services may commence before the completion of the comprehensive assessment and development of the Plan.

(d) Parents must be informed that early intervention services shall be provided to each eligible infant and toddler, to the maximum extent appropriate, in the natural environment, which may include the home or other community settings. Parents shall make the final decision to accept or decline early intervention services. A decision to decline such services shall not be a basis for administrative determination of parental fitness, or other findings or sanctions against the parents. Parameters of the Plan shall be set forth in rules.

(e) The regional intake offices shall explain to each family, orally and in writing, all of the following:

(1) That the early intervention program will pay for all early intervention services set forth in the individualized family service plan that are not covered or paid under the family's public or private insurance plan or policy and not eligible for payment through any other third party payor.

(2) That services will not be delayed due to any rules or restrictions under the family's insurance plan or policy.

(3) That the family may request, with appropriate documentation supporting the request, a determination of an exemption from private insurance use under Section 13.25.

(4) That responsibility for co-payments or co-insurance under a family's private insurance plan or policy will be transferred to the lead agency's central billing office.

(5) That families will be responsible for payments of family fees, which will be based on a sliding scale according to the State's definition of ability to pay which is comparing household size and income to the sliding scale and considering out-of-pocket medical or disaster expenses, and that these fees are payable to the central billing office. Families who fail to provide income information shall be charged the maximum amount on the sliding scale.

(f) The individualized family service plan must state whether the family has private insurance coverage and, if the family has such coverage, must have attached to it a copy of the family's insurance identification card or otherwise include all of the following information:

(1) The name, address, and telephone number of the insurance carrier.

(2) The contract number and policy number of the insurance plan.

(3) The name, address, and social security number of the primary insured.

(4) The beginning date of the insurance benefit year.

(g) A copy of the individualized family service plan must be provided to each enrolled provider who is providing early intervention services to the child who is the subject of that plan.

(h) Children receiving services under this Act shall receive a smooth and effective transition by their third birthday consistent with federal regulations adopted pursuant to Sections 1431 through 1444 of Title 20 of the United States Code. Beginning July 1, 2022, children who receive early intervention services prior to their third birthday and are found eligible for an individualized education program under the Individuals with Disabilities Education Act, 20 U.S.C. 1414(d)(1)(A), and under Section 14-8.02 of the School Code and whose birthday falls between May 1 and August 31 may continue to receive early intervention services until the beginning of the school year following their third birthday in order to minimize gaps in services, ensure better continuity of care, and align practices for the enrollment of

preschool children with special needs to the enrollment practices of typically developing preschool children.

(Source: P.A. 97-902, eff. 8-6-12; 98-41, eff. 6-28-13.)

Article 15.

Section 15-1. Short title. This Article may be cited as the Equitable Early Childhood Education and Care Act. References in this Article to "this Act" mean this Article.

Section 15-5. Findings; policies.

(a) The General Assembly finds the following:

(1) Long-standing research shows that high-quality early childhood experiences have an impact on children's short-term and long-term outcomes, such as educational attainment, health, and lifetime income, particularly for children from low-income families.

(2) Early childhood education and care programs provide child care so parents can maintain stable employment, provide for themselves and their families, and advance their career or educational goals.

(3) Illinois has a vigorous early childhood education and care industry composed of programs that serve children under the age of 6, including preschool and child care in schools, centers, and homes; these programs also include home visiting and services for young children with special needs.

(4) A significant portion of the early childhood workforce and of family child care providers are Black and Latinx women.

(5) Illinois was among the first states in the nation to enact the Pre-K At-Risk program and services for infants and toddlers in the 1980s and reaffirmed this commitment to early childhood education in 2006 by creating Preschool for All to offer State-funded, high-quality preschool to 3-year-olds and 4-year-olds.

(6) Illinois was one of the first states in the nation to commit education funding to very young children and to have a statutory commitment to grow funding for infant-toddler services as it grows preschool services, including prenatal supports like home visitors and doulas.

(7) Countless children and families have benefitted from these services over these decades and have had the opportunity to enter school ready to learn and succeed.

(8) Despite progress made by the State, too few children, particularly those from Black, Latinx, and low-income households and child care deserts, have access to high-quality early childhood education and care services, due to both the availability and affordability of quality services.

(9) In 2019, only 29% of all children in Illinois entered kindergarten "ready"; only 21% of Black children, 17% of Latinx children, 14% of English Learners, 14% of children with IEPs, and 20% of children on free and reduced lunch demonstrated readiness, highlighting the critical work Illinois must do to close gaps in opportunity and outcomes.

(10) The State's early childhood education and care programs are maintained across 3 state agencies, which leads to inefficiencies, lack of alignment, challenges to collecting comprehensive data around services and needs of children and families, and obstacles for both children and families and the early childhood education and care providers to navigate the fragmented system and ensure children receive high-quality services that meet their needs.

(11) The State's current mechanisms for payment to early childhood education and care providers may not incentivize quality services and can lead to payment delays, lack of stability of providers, and the inability of providers to provide appropriate compensation to the workforce and support quality programming.

(12) Illinois must advance a just system for early childhood education and care that ensures racially and economically equitable opportunities and outcomes for all children.

(13) In 2017, Illinois became a national leader in passing the K-12 Evidence-Based Funding formula for public schools, creating a mechanism to adequately fund and equitably disburse resources throughout the State and prioritize funding for school districts that need it most.

(b) The General Assembly supports the following goals of the Illinois Commission on Equitable Early Childhood Education and Care Funding:

(1) To create a more equitable, efficient, and effective system and thereby increase access to high-quality services, particularly to serve more Black and Latinx children and populations of children where children of color may be disproportionately represented, such as: children from low-income households, with disabilities, experiencing homelessness, and participating in the child welfare

system; English learners; and children from households in which English is not the primary language spoken.

(2) To ensure a more equitable system, we support the Commission's goal of consolidating programs and services into a single, adequately staffed State agency to align and coordinate services, to decrease barriers to access for families and make it easier for them to navigate the system, and to better collect, use, and report comprehensive data to ensure disparities in services are addressed.

(3) To ensure equitable and adequate funding to expand access to high-quality services and increase compensation of this vital workforce, a significant proportion of which are Black and Latinx women. The General Assembly encourages the State to commit to a multi-year plan designed to move the State toward adequate funding over time.

(4) To redesign the mechanisms by which the State pays providers of early childhood education and care services to ensure provider stability, capacity, and quality and to make sure providers and services are available to families throughout the State, including in areas of child care deserts and concentrated poverty.

(5) To ensure comprehensive data on children and families' access to and participation in programs and resulting outcomes, including, but not limited to, kindergarten readiness, to understand and address the degree to which the State is reaching children and families and ensuring equitable opportunity and outcomes.

(c) The General Assembly encourages the State to create a planning process and timeline, with a designated body accountable for implementing the Commission's recommendations, that includes engagement of parents, providers, communities, experts, and other stakeholders and to regularly evaluate the impact of the implementation of the Commission's recommendations to ensure they impact children, families, and communities as intended and lead to a more equitable early childhood education and care system for Illinois.

Article 20.

Section 20-1. Short title. This Article may be cited as the Data Governance and Organization to Support Equity and Racial Justice Act. References in this Article to "this Act" mean this Article.

Section 20-5. Findings. The General Assembly finds the following:

(1) The State of Illinois spends billions of dollars annually on grants and programs to ensure that all Illinoisans have the economic, health and safety, educational, and other opportunities to be successful, but it is still insufficient to serve all the needs of all Illinoisans.

(2) To be good fiscal stewards of State funds, it is necessary to ensure that the limited State funding is spent on the right services, at the right time, in the right dosages, to the right individuals, and in the most equitable manner.

(3) Historical equity gaps exist in the administration of programs across the State and understanding where these exist is necessary for adjusting program scopes and ensuring that gaps can be found and rectified quickly.

(4) Different subpopulations of individuals may have different needs and may experience different outcomes from similar programs.

(5) Measuring average outcomes across an entire population is insufficient to understand the equity impacts of a program on specific subpopulations.

(6) Silos in information sharing exist across agencies and that measuring the outcomes and impacts of programs requires multiple agencies to share data.

(7) There is no existing mechanism for agencies to ensure they are collecting information on programs that can be easily matched to other agencies to understand program effectiveness, as well as equity and access gaps that may exist.

(8) The establishment of a system of data governance and improved analytic capability is critical to support equitable provision of services and the evaluation of equitable outcomes for the citizens of Illinois.

(9) Sound data collection, reporting, and analysis is necessary to ensure that practice and policy decisions and outcomes are driven by a culture of data use and actionable information that supports equity and engages stakeholders.

(10) Data governance and the classification of data is a critical component of improving the security and privacy of data.

(11) The P-20 Longitudinal Education Data System Act, enacted by Public Act 96-107, was

created in 2009 to develop the capacity to match data across agencies and provide for improved data analytics across education agencies.

(12) The P-20 Longitudinal Education Data System has expanded to include the incorporation of human services, workforce, and education agencies.

(13) The implementation of the P-20 Longitudinal Education Data System has allowed the State to improve its ability to manage and to bring together data across agencies.

(14) Merging data across agencies has highlighted the degree to which there are different approaches to capturing similar data across agencies, including how race and ethnicity data are captured.

(15) The State of Illinois needs to establish common processes and procedures for all of the following:

- (A) Cataloging data.
- (B) Managing data requests.
- (C) Sharing data.
- (D) Collecting data.
- (E) Matching data across agencies.
- (F) Developing research and analytic agendas.
- (G) Reporting on program participation disaggregated by race and ethnicity.
- (H) Evaluating equitable outcomes for underserved populations in Illinois.
- (I) Defining common roles for data management across agencies.

Section 20-10. Definitions. In this Act:

"Board" means the State Board of Education.

"Department" means any of the following: the Department on Aging, the Department of Central Management Services, the Department of Children and Family Services, the Department of Corrections, the Department of Juvenile Justice, the Illinois Department of Labor, the Department of Healthcare and Family Services, the Department of Human Services, the Department of Public Health, or the Illinois Department of Transportation.

Section 20-15. Data Governance and Organization to Support Equity and Racial Justice.

(a) On or before July 1, 2022 and each July 1 thereafter, the Board and the Department shall report statistical data on the racial and ethnic demographics of program participants for each major program administered by the Board or the Department. Except as provided in subsection (b), when reporting the data required under this Section, the Board or the Department shall use the same racial and ethnic classifications for each program, which shall include, but not be limited to, the following:

- (1) American Indian and Alaska Native alone.
- (2) Asian alone.
- (3) Black or African American alone.
- (4) Hispanic or Latino of any race.
- (5) Native Hawaiian and Other Pacific Islander alone.
- (6) White alone.
- (7) Some other race alone.
- (8) Two or more races.

The Board and the Department may further define, by rule, the racial and ethnic classifications, including, if necessary, a classification of "No Race Specified".

(c) If a program administered by the Board or the Department is subject to federal reporting requirements that include the collection and public reporting of statistical data on the racial and ethnic demographics of program participants, the Department may maintain the same racial and ethnic classifications used under the federal requirements if such classifications differ from the classifications listed in subsection (a).

(d) The Department of Innovation and Technology shall assist the Board and the Department by establishing common technological processes and procedures for the Board and the Department to:

- (1) Catalog data.
- (2) Identify similar fields in datasets.
- (3) Manage data requests.
- (4) Share data.
- (5) Collect data.
- (6) Improve and clean data.
- (7) Match data across the Board and Departments.

- (8) Develop research and analytic agendas.
- (9) Report on program participation disaggregated by race and ethnicity.
- (10) Evaluate equitable outcomes for underserved populations in Illinois.
- (11) Define common roles for data management.
- (12) Ensure that all major programs can report disaggregated data by race and ethnicity.

The Board and the Department shall use the common technological processes and procedures established by the Department of Innovation and Technology.

(e) If the Board or the Department is unable to begin reporting the data required by subsection (a) by July 1, 2022, the Board or the Department shall state the reasons for the delay under the reporting requirements.

(f) By no later than March 31, 2022, the Board and the Department shall provide a progress report to the General Assembly to disclose: (i) the programs and datasets that have been cataloged for which race and ethnicity has been standardized; and (ii) to the extent possible, the datasets and programs that are outstanding for each agency and the datasets that are planned for the upcoming year. On or before March 31, 2023, and each year thereafter, the Board and Departments shall provide an updated report to the General Assembly.

(g) By no later than October 31, 2021, the Governor's Office shall provide a plan to establish processes for input from the Board and the Department into processes outlined in subsection (b). The plan shall incorporate ongoing efforts at data interoperability within the Department and the governance established to support the P-20 Longitudinal Education Data System enacted by Public Act 96-107.

(h) Nothing in this Section shall be construed to limit the rights granted to individuals or data sharing protections established under existing State and federal data privacy and security laws.

Section 20-20. Construction of Act. Nothing in this Act shall be construed to limit the rights granted to individuals or data sharing protections established under existing State and federal data privacy and security laws.

Article 25.

Section 25-5. The School Code is amended by adding Section 22-90 as follows:

(105 ILCS 5/22-90 new)

Sec. 22-90. Whole Child Task Force.

(a) The General Assembly makes all of the following findings:

(1) The COVID-19 pandemic has exposed systemic inequities in American society. Students, educators, and families throughout this State have been deeply affected by the pandemic, and the impact of the pandemic will be felt for years to come. The negative consequences of the pandemic have impacted students and communities differently along the lines of race, income, language, and special needs. However, students in this State faced significant unmet physical health, mental health, and social and emotional needs even prior to the pandemic.

(2) The path to recovery requires a commitment from adults in this State to address our students cultural, physical, emotional, and mental health needs and to provide them with stronger and increased systemic support and intervention.

(3) It is well documented that trauma and toxic stress diminish a child's ability to thrive. Forms of childhood trauma and toxic stress include adverse childhood experiences, systemic racism, poverty, food and housing insecurity, and gender-based violence. The COVID-19 pandemic has exacerbated these issues and brought them into focus.

(4) It is estimated that, overall, approximately 40% of children in this State have experienced at least one adverse childhood experience and approximately 10% have experienced 3 or more adverse childhood experiences. However, the number of adverse childhood experiences is higher for Black and Hispanic children who are growing up in poverty. The COVID-19 pandemic has amplified the number of students who have experienced childhood trauma. Also, the COVID-19 pandemic has highlighted preexisting inequities in school disciplinary practices that disproportionately impact Black and Brown students. Research shows, for example, that girls of color are disproportionately impacted by trauma, adversity, and abuse, and instead of receiving the care and trauma-informed support they may need, many Black girls in particular face disproportionately harsh disciplinary measures.

(5) The cumulative effects of trauma and toxic stress adversely impact the physical health of students, as well as their ability to learn, form relationships, and self-regulate. If left unaddressed, these effects increase a student's risk for depression, alcoholism, anxiety, asthma, smoking, and suicide, all of which are risks that disproportionately affect Black youth and may lead to a host of medical diseases as an adult.

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Access to infant and early childhood mental health services is critical to ensure the social and emotional well-being of this State's youngest children, particularly those children who have experienced trauma.

(6) Although this State enacted measures through Public Act 100-105 to address the high rate of early care and preschool expulsions of infants, toddlers, and preschoolers and the disproportionately higher rate of expulsion for Black and Hispanic children, a recent study found a wide variation in the awareness, understanding, and compliance with the law by providers of early childhood care. Further work is needed to implement the law, which includes providing training to early childhood care providers to increase their understanding of the law, increasing the availability and access to infant and early childhood mental health services, and building aligned data collection systems to better understand expulsion rates and to allow for accurate reporting as required by the law.

(7) Many educators and schools in this State have embraced and implemented evidenced-based restorative justice and trauma-responsive and culturally relevant practices and interventions. However, the use of these interventions on students is often isolated or is implemented occasionally and only if the school has the appropriate leadership, resources, and partners available to engage seriously in this work. It would be malpractice to deny our students access to these practices and interventions, especially in the aftermath of a once-in-a-century pandemic.

(b) The Whole Child Task Force is created for the purpose of establishing an equitable, inclusive, safe, and supportive environment in all schools for every student in this State. The task force shall have all of the following goals, which means key steps have to be taken to ensure that every child in every school in this State has access to teachers, social workers, school leaders, support personnel, and others who have been trained in evidenced-based interventions and restorative practices:

(1) To create a common definition of a trauma-responsive school, a trauma-responsive district, and a trauma-responsive community.

(2) To outline the training and resources required to create and sustain a system of support for trauma-responsive schools, districts, and communities and to identify this State's role in that work, including recommendations concerning options for redirecting resources from school resource officers to classroom-based support.

(3) To identify or develop a process to conduct an analysis of the organizations that provide training in restorative practices, implicit bias, anti-racism, and trauma-responsive systems, mental health services, and social and emotional services to schools.

(4) To provide recommendations concerning the key data to be collected and reported to ensure that this State has a full and accurate understanding of the progress toward ensuring that all schools, including programs and providers of care to pre-kindergarten children, employ restorative, anti-racist, and trauma-responsive strategies and practices. The data collected must include information relating to the availability of trauma responsive support structures in schools as well as disciplinary practices employed on students in person or through other means, including during remote or blended learning. It should also include information on the use of, and funding for, school resource officers and other similar police personnel in school programs.

(5) To recommend an implementation timeline, including the key roles, responsibilities, and resources to advance this State toward a system in which every school, district, and community is progressing toward becoming trauma-responsive.

(6) To seek input and feedback from stakeholders, including parents, students, and educators, who reflect the diversity of this State.

(c) Members of the Whole Child Task Force shall be appointed by the State Superintendent of Education. Members of this task force must represent the diversity of this State and possess the expertise needed to perform the work required to meet the goals of the task force set forth under subsection (a). Members of the task force shall include all of the following:

(1) One member of a statewide professional teachers' organization.

(2) One member of another statewide professional teachers' organization.

(3) One member who represents a school district serving a community with a population of 500,000 or more.

(4) One member of a statewide organization representing social workers.

(5) One member of an organization that has specific expertise in trauma-responsive school practices and experience in supporting schools in developing trauma-responsive and restorative practices.

(6) One member of another organization that has specific expertise in trauma-responsive school practices and experience in supporting schools in developing trauma-responsive and restorative practices.

(7) One member of a statewide organization that represents school administrators.

(8) One member of a statewide policy organization that works to build a healthy public education system that prepares all students for a successful college, career, and civic life.

(9) One member of a statewide organization that brings teachers together to identify and address issues critical to student success.

(10) One member of the General Assembly recommended by the President of the Senate.

(11) One member of the General Assembly recommended by the Speaker of the House of Representatives.

(12) One member of the General Assembly recommended by the Minority Leader of the Senate.

(13) One member of the General Assembly recommended by the Minority Leader of the House of Representatives.

(14) One member of a civil rights organization that works actively on issues regarding student support.

(15) One administrator from a school district that has actively worked to develop a system of student support that uses a trauma-informed lens.

(16) One educator from a school district that has actively worked to develop a system of student support that uses a trauma-informed lens.

(17) One member of a youth-led organization.

(18) One member of an organization that has demonstrated expertise in restorative practices.

(19) One member of a coalition of mental health and school practitioners who assist schools in developing and implementing trauma-informed and restorative strategies and systems.

(20) One member of an organization whose mission is to promote the safety, health, and economic success of children, youth, and families in this State.

(21) One member who works or has worked as a restorative justice coach or disciplinarian.

(22) One member who works or has worked as a social worker.

(23) One member of the State Board of Education.

(24) One member who represents a statewide principals' organization.

(25) One member who represents a statewide organization of school boards.

(26) One member who has expertise in pre-kindergarten education.

(27) One member who represents a school social worker association.

(28) One member who represents an organization that represents school districts in both the south suburbs and collar counties.

(29) One member who is a licensed clinical psychologist who (A) has a doctor of philosophy in the field of clinical psychology and has an appointment at an independent free-standing children's hospital located in Chicago, (B) serves as associate professor at a medical school located in Chicago, and (C) serves as the clinical director of a coalition of voluntary collaboration of organizations that are committed to applying a trauma lens to their efforts on behalf of families and children in the State.

(30) One member who represents a west suburban school district.

(d) The Whole Child Task Force shall meet at the call of the State Superintendent of Education or his or her designee, who shall serve as as the chairperson. The State Board of Education shall provide administrative and other support to the task force. Members of the task force shall serve without compensation.

(e) The Whole Child Task Force shall submit a report of its findings and recommendations to the General Assembly, the Illinois Legislative Black Caucus, the State Board of Education, and the Governor on or before February 1, 2022. Upon submitting its report, the task force is dissolved.

(f) This Section is repealed on February 1, 2023.

Article 35.

Section 35-1. Short title. This Article may be cited as the Infant/Early Childhood Mental Health Consultations Act. References in this Article to "this Act" mean this Article.

Section 35-5. Findings; policies.

(a) The General Assembly finds the following:

(1) Social and emotional development is a core developmental domain in young children and is codified in the Illinois Early Learning Standards.

(2) Fostering social and emotional development in early childhood means both providing the supportive settings and interactions to maximize healthy social and emotional development for all children, as well as providing communities, programs, and providers with systems of tiered supports with training to respond to more significant social and emotional challenges or where experiences of trauma may be more prevalent.

(3) Early care and education programs and providers, across a range of settings, have an

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important role to play in supporting young children and families, especially those who face greater challenges, such as trauma exposure, social isolation, pervasive poverty, and toxic stress; if programs, teaching staff, caregivers, and providers are not provided with the support, services, and training needed to accomplish these goals, it can lead to children and families being asked to leave programs, particularly without connection to more appropriate services, thereby creating a disruption in learning and social-emotional development; investments in reflective supervision, professional development specific to diversity, equity and inclusion practice, culturally responsive training, implicit bias training, and how trauma experienced during the early years can manifest in challenging behaviors will create systems for serving children that are informed in developmentally appropriate and responsive supports.

(4) Studies have shown that the expulsion of infants, toddlers, and young children in early care and education settings is occurring at alarmingly high rates, more than 3 times that of students in K-12; further, expulsion occurs more frequently for Black children and Latinx children and more frequently for boys than for girls, with Black boys being most frequently expelled; there is evidence to show that the expulsion of Black girls is occurring with increasing frequency.

(5) Illinois took its first steps toward addressing this disparity through Public Act 100-105 to prohibit expulsion due to child behavior in early care and education settings, but further work is needed to implement this law, including strengthening provider understanding of a successful transition and beginning to identify strategies to reduce "soft expulsions" and to ensure more young children and their teachers, providers, and caregivers, in a range of early care and education settings, can benefit from services, such as Infant/Early Childhood Mental Health Consultations (I/ECMHC) and positive behavior interventions and supports such as the Pyramid Model.

(6) I/ECMHC is a critical component needed to align social-emotional well-being with the public health model of promotion, prevention, and intervention across early care and education systems.

(b) The General Assembly encourages that all of the following actions be taken by:

(1) The State to increase the availability of Infant/Early Childhood Mental Health Consultations (I/ECMHC) through increased funding in early childhood programs and sustainable funding for coordination of I/ECMHC and other social and emotional support at the State level;

(2) the Department of Human Services (IDHS), the Illinois State Board of Education (ISBE), the Governor's Office of Early Childhood Development (GOECD), and other relevant agencies to develop and promote provider-accessible and parent-accessible materials, including native language, on the role and value of I/ECMHC, including targeted promotion in underserved communities, and promote the use of existing I/ECMHCs, the I/ECMHC consultant database, or other existing services;

(3) the State to increase funding to promote and provide training and implementation support for systems of tiered support, such as the Pyramid Model, across early childhood settings and urge DHS, ISBE, GOECD, and other relevant State agencies to coordinate efforts and develop strategies to provide outreach to and support providers in underserved communities and communities with fewer programmatic resources; and

(4) ISBE and DCFS to provide the data required by Public Act 100-105, even if the data is incomplete at the time due to data system challenges.

Article 40.

Section 40-5. The Illinois Public Aid Code is amended by adding Section 5-39 as follows:
(305 ILCS 5/5-39 new)

Sec. 5-39. Behavioral health services for children; diagnostic assessment system. Beginning on July 1, 2022, if it is necessary to provide a diagnostic code for behavioral health services for children ages 5 and under, providers shall utilize a developmentally appropriate and age-appropriate diagnostic assessment system, such as the Diagnostic Classification of Mental Health and Developmental Disorders of Infancy and Early Childhood-Revised (DC:0-5), for diagnosis and treatment planning. If necessary for billing purposes, the provider, managed care organization, or Department shall utilize the existing crosswalk tool to convert the developmentally appropriate and age-appropriate diagnosis code to the relevant code available in the State system.

By no later than January 1, 2022, the Department shall make recommendations to the General Assembly on the resources needed to integrate developmentally appropriate and age-appropriate diagnostic codes into the State system.

Article 45.

Section 45-1. Short title. This Article may be cited as the Early Childhood Workforce Act. References in this Article to "this Act" mean this Article.

Section 45-5. Findings; policies.

(a) The General Assembly finds the following:

(1) Research shows that early childhood teacher effectiveness is a predictor for positive developmental and academic outcomes for children.

(2) The work of early childhood educators is sophisticated and central to the healthy learning and development of young children and takes place in a range of settings, including schools, community-based centers, and homes.

(3) It is critically important for children's outcomes to have educators that reflect the diversity of the families and communities they serve.

(4) The early childhood workforce is more racially diverse than the K-12 workforce, and its members hold degrees, have earned credentials, and have years of experience in the field.

(5) The early childhood workforce, particularly those working in community-based settings and those working with infants and toddlers, often are not paid wages aligned to the sophistication of their work and level of education.

(6) All regions and settings have difficulty finding qualified teachers.

(7) A disproportionate number of Black and Latinx women serve in essential, frontline positions but are underrepresented as lead teachers and in program leadership where credentials and degrees are required.

(8) The early childhood workforce faces multiple barriers to additional credential and degree attainment that lead to career advancement and higher levels of compensation.

(b) The General Assembly encourages all of the following:

(1) The Department of Human Services to undertake an analysis of teacher data in the Gateways Registry to determine those individuals who are close to their next credential or degree, including information where available in the Registry such as their geographic location, demographics, work setting, and age groups of children for whom they are responsible.

(2) The Department of Human Services to conduct outreach and provide targeted coaching and access to financial supports, including, but not limited to, scholarships and debt relief, in a way that prioritizes increasing the diversity of the teacher pipeline, including bilingual providers and educators, regions of the State with the highest need, and children in age groups with the greatest teacher shortages.

(3) The State Board of Education to provide additional financial support to candidates and provide this support to all candidates regardless of the setting in which they work and the credentials they are currently seeking, prioritizing those by greatest need in the early childhood field.

(4) The Department of Human Services to provide annual reports on who receives these and other scholarships or other financial support administered by the Department or the State Board of Education by geographic location, demographics, work setting, age groups of children served, and credential/degree attainment as available.

(5) The Board of Higher Education, in the course of their strategic planning process, to review the barriers experienced by the early childhood workforce and by teachers of color, in particular in accessing and completing the needed coursework to attain additional credentials and degrees, and to recommend policy or practice changes to better meet the needs of this workforce, which is largely comprised of non-traditional students and women of color.

(6) The State Board of Education and the Department of Human Services to prioritize reducing compensation disparities between the early childhood workforce and their K-12 counterparts and disparities within the early childhood workforce between setting and age groups in which they work, as funding becomes available.

Article 50.

Section 50-5. The School Code is amended by adding Section 2-3.183 and by changing Section 27-22 as follows:

(105 ILCS 5/2-3.183 new)

Sec. 2-3.183. Review of university admission coursework.

(a) The State Board of Education shall make the review compiled under Section 9.40 of the Board of Higher Education Act available to the public on its Internet website.

(b) To ensure that every public high school student understands the course expectations for admission into a public university in this State, a school district must make available to students in grades 8 through 12 and their parents or guardians the review compiled under Section 9.40 of the Board of Higher Education Act before the student's course schedule is finalized for the student's particular grade level.

(c) To ensure that a public high school student is not excluded from enrolling in a public university in this State because of a lack of access to required or recommended coursework, beginning with the 2022-2023 school year and each school year thereafter, every public high school must provide access to each course identified in the review compiled under Section 9.40 of the Board of Higher Education Act to any of its students who request to enroll in the course. If the public high school is unable to offer the course through the school district, the public high school must find an alternative way to offer the course to the student, which may include partnering with another school district, a community college district, an institution of higher education, or some other course provider. No student shall be excluded from participation in a course identified in the review due to financial reasons. Any course offered pursuant to this Section as a dual credit course shall be developed and offered in accordance with the Dual Credit Quality Act.

(105 ILCS 5/27-22) (from Ch. 122, par. 27-22)
Sec. 27-22. Required high school courses.

- (a) (Blank).
- (b) (Blank).
- (c) (Blank).
- (d) (Blank).

(e) Through the 2023-2024 school year, as As a prerequisite to receiving a high school diploma, each pupil entering the 9th grade must, in addition to other course requirements, successfully complete all of the following courses:

- (1) Four years of language arts.
- (2) Two years of writing intensive courses, one of which must be English and the other of which may be English or any other subject. When applicable, writing-intensive courses may be counted towards the fulfillment of other graduation requirements.
- (3) Three years of mathematics, one of which must be Algebra I, one of which must include geometry content, and one of which may be an Advanced Placement computer science course. A mathematics course that includes geometry content may be offered as an integrated, applied, interdisciplinary, or career and technical education course that prepares a student for a career readiness path.
- (4) Two years of science.
- (5) Two years of social studies, of which at least one year must be history of the United States or a combination of history of the United States and American government and, beginning with pupils entering the 9th grade in the 2016-2017 school year and each school year thereafter, at least one semester must be civics, which shall help young people acquire and learn to use the skills, knowledge, and attitudes that will prepare them to be competent and responsible citizens throughout their lives. Civics course content shall focus on government institutions, the discussion of current and controversial issues, service learning, and simulations of the democratic process. School districts may utilize private funding available for the purposes of offering civics education.
- (6) One year chosen from (A) music, (B) art, (C) foreign language, which shall be deemed to include American Sign Language, or (D) vocational education.

(e-5) Beginning with the 2024-2025 school year, as a prerequisite to receiving a high school diploma, each pupil entering the 9th grade must, in addition to other course requirements, successfully complete all of the following courses:

- (1) Four years of language arts.
- (2) Two years of writing intensive courses, one of which must be English and the other of which may be English or any other subject. If applicable, writing-intensive courses may be counted toward the fulfillment of other graduation requirements.
- (3) Three years of mathematics, one of which must be Algebra I, one of which must include geometry content, and one of which may be an Advanced Placement computer science course. A mathematics course that includes geometry content may be offered as an integrated, applied, interdisciplinary, or career and technical education course that prepares a student for a career readiness path.
- (4) Two years of laboratory science.
- (5) Two years of social studies, of which at least one year must be history of the United States or a combination of history of the United States and American government and at least one semester must be civics, which shall help young people acquire and learn to use the skills, knowledge, and attitudes that will

prepare them to be competent and responsible citizens throughout their lives. Civics course content shall focus on government institutions, the discussion of current and controversial issues, service learning, and simulations of the democratic process. School districts may utilize private funding available for the purposes of offering civics education.

(6) One year chosen from (A) music, (B) art, (C) foreign language, which shall be deemed to include American Sign Language, or (D) vocational education.

(e-10) Beginning with the 2028-2029 school year, as a prerequisite to receiving a high school diploma, each pupil entering the 9th grade must, in addition to other course requirements, successfully complete 2 years of foreign language courses, which may include American Sign Language. A pupil may choose a third year of foreign language to satisfy the requirement under paragraph (6) of subsection (e-5).

(f) The State Board of Education shall develop and inform school districts of standards for writing-intensive coursework.

(f-5) If a school district offers an Advanced Placement computer science course to high school students, then the school board must designate that course as equivalent to a high school mathematics course and must denote on the student's transcript that the Advanced Placement computer science course qualifies as a mathematics-based, quantitative course for students in accordance with subdivision (3) of subsection (e) of this Section.

(g) This amendatory Act of 1983 does not apply to pupils entering the 9th grade in 1983-1984 school year and prior school years or to students with disabilities whose course of study is determined by an individualized education program.

This amendatory Act of the 94th General Assembly does not apply to pupils entering the 9th grade in the 2004-2005 school year or a prior school year or to students with disabilities whose course of study is determined by an individualized education program.

Subsection (e-5) does not apply to pupils entering the 9th grade in the 2023-2024 school year or a prior school year or to students with disabilities whose course of study is determined by an individualized education program. Subsection (e-10) does not apply to pupils entering the 9th grade in the 2027-2028 school year or a prior school year or to students with disabilities whose course of study is determined by an individualized education program.

(h) The provisions of this Section are subject to the provisions of Section 27-22.05 of this Code and the Postsecondary and Workforce Readiness Act.

(i) The State Board of Education may adopt rules to modify the requirements of this Section for any students enrolled in grades 9 through 12 if the Governor has declared a disaster due to a public health emergency pursuant to Section 7 of the Illinois Emergency Management Agency Act.

(Source: P.A. 100-443, eff. 8-25-17; 101-464, eff. 1-1-20; 101-643, eff. 6-18-20.)

Section 50-10. The Board of Higher Education Act is amended by adding Section 9.40 as follows:

(110 ILCS 205/9.40 new)

Sec. 9.40. Review of university admission coursework.

(a) On or before May 1, 2021 and as needed thereafter, the Board of Higher Education shall compile a review that identifies, for each public university in this State, all courses the university will require or recommend a high school student take to be admitted to the university as an undergraduate student for the following school year. The review shall also include any required coursework or recommended coursework for a undergraduate admission into a specific academic major, college, or department of the university for the following school year. In order to allow public school districts sufficient time to fulfill their obligations under subsection (c) of Section 2-3.183 of the School Code, the review must also identify any new courses that each public university in this State will add to the review the following year. No new required or recommended coursework may be added to a review that has not been identified in the previous year's review.

(b) The Board of Higher Education shall make the review compiled under subsection (a) available to the public on its Internet website.

(c) The Board of Higher Education may adopt any rules necessary to implement this Section.

Article 60.

Section 60-5. The School Code is amended by adding Sections 2-3.185, 10-20.73, 10-20.74, and 27-23.15 and by changing Sections 10-17a and 27-22 as follows:

(105 ILCS 5/2-3.185 new)

Sec. 2-3.185. Computer science standards and courses. On or before December 1, 2021, the State Board of Education shall:

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(1) develop or adopt rigorous learning standards in the area of computer science; and
(2) analyze and revise, if appropriate, existing course titles dedicated to computer science or develop
a short list of existing course titles that are recommended for computer science courses.

(105 ILCS 5/10-17a) (from Ch. 122, par. 10-17a)

Sec. 10-17a. State, school district, and school report cards.

(1) By October 31, 2013 and October 31 of each subsequent school year, the State Board of Education, through the State Superintendent of Education, shall prepare a State report card, school district report cards, and school report cards, and shall by the most economic means provide to each school district in this State, including special charter districts and districts subject to the provisions of Article 34, the report cards for the school district and each of its schools.

(2) In addition to any information required by federal law, the State Superintendent shall determine the indicators and presentation of the school report card, which must include, at a minimum, the most current data collected and maintained by the State Board of Education related to the following:

(A) school characteristics and student demographics, including average class size,

average teaching experience, student racial/ethnic breakdown, and the percentage of students classified as low-income; the percentage of students classified as English learners; the percentage of students who have individualized education plans or 504 plans that provide for special education services; the number and percentage of all students who have been assessed for placement in a gifted education or advanced academic program and, of those students: (i) the racial and ethnic breakdown, (ii) the percentage who are classified as low-income, and (iii) the number and percentage of students who received direct instruction from a teacher who holds a gifted education endorsement and, of those students, the percentage who are classified as low-income; the percentage of students scoring at the "exceeds expectations" level on the assessments required under Section 2-3.64a-5 of this Code; the percentage of students who annually transferred in or out of the school district; average daily attendance; the per-pupil operating expenditure of the school district; and the per-pupil State average operating expenditure for the district type (elementary, high school, or unit);

(B) curriculum information, including, where applicable, Advanced Placement,

International Baccalaureate or equivalent courses, dual enrollment courses, foreign language classes, computer science courses, school personnel resources (including Career Technical Education teachers), before and after school programs, extracurricular activities, subjects in which elective classes are offered, health and wellness initiatives (including the average number of days of Physical Education per week per student), approved programs of study, awards received, community partnerships, and special programs such as programming for the gifted and talented, students with disabilities, and work-study students;

(C) student outcomes, including, where applicable, the percentage of students deemed

proficient on assessments of State standards, the percentage of students in the eighth grade who pass Algebra, the percentage of students who participated in workplace learning experiences, the percentage of students enrolled in post-secondary institutions (including colleges, universities, community colleges, trade/vocational schools, and training programs leading to career certification within 2 semesters of high school graduation), the percentage of students graduating from high school who are college and career ready, and the percentage of graduates enrolled in community colleges, colleges, and universities who are in one or more courses that the community college, college, or university identifies as a developmental course;

(D) student progress, including, where applicable, the percentage of students in the

ninth grade who have earned 5 credits or more without failing more than one core class, a measure of students entering kindergarten ready to learn, a measure of growth, and the percentage of students who enter high school on track for college and career readiness;

(E) the school environment, including, where applicable, the percentage of students

with less than 10 absences in a school year, the percentage of teachers with less than 10 absences in a school year for reasons other than professional development, leaves taken pursuant to the federal Family Medical Leave Act of 1993, long-term disability, or parental leaves, the 3-year average of the percentage of teachers returning to the school from the previous year, the number of different principals at the school in the last 6 years, the number of teachers who hold a gifted education endorsement, the process and criteria used by the district to determine whether a student is eligible for participation in a gifted education program or advanced academic program and the manner in which parents and guardians are made aware of the process and criteria, 2 or more indicators from any school climate survey selected or approved by the State and administered pursuant to Section 2-3.153 of this Code, with the same or similar indicators included on school report cards for all surveys selected or approved by the State

pursuant to Section 2-3.153 of this Code, and the combined percentage of teachers rated as proficient or excellent in their most recent evaluation;

(F) a school district's and its individual schools' balanced accountability measure, in accordance with Section 2-3.25a of this Code;

(G) the total and per pupil normal cost amount the State contributed to the Teachers' Retirement System of the State of Illinois in the prior fiscal year for the school's employees, which shall be reported to the State Board of Education by the Teachers' Retirement System of the State of Illinois;

(H) for a school district organized under Article 34 of this Code only, State contributions to the Public School Teachers' Pension and Retirement Fund of Chicago and State contributions for health care for employees of that school district;

(I) a school district's Final Percent of Adequacy, as defined in paragraph (4) of subsection (f) of Section 18-8.15 of this Code;

(J) a school district's Local Capacity Target, as defined in paragraph (2) of subsection (c) of Section 18-8.15 of this Code, displayed as a percentage amount;

(K) a school district's Real Receipts, as defined in paragraph (1) of subsection (d) of Section 18-8.15 of this Code, divided by a school district's Adequacy Target, as defined in paragraph (1) of subsection (b) of Section 18-8.15 of this Code, displayed as a percentage amount;

(L) a school district's administrative costs; ~~and~~

(M) whether or not the school has participated in the Illinois Youth Survey. In this paragraph (M), "Illinois Youth Survey" means a self-report survey, administered in school settings every 2 years, designed to gather information about health and social indicators, including substance abuse patterns and the attitudes of students in grades 8, 10, and 12; and

(N) whether the school offered its students career and technical education opportunities.

The school report card shall also provide information that allows for comparing the current outcome, progress, and environment data to the State average, to the school data from the past 5 years, and to the outcomes, progress, and environment of similar schools based on the type of school and enrollment of low-income students, special education students, and English learners.

As used in this subsection (2):

"Administrative costs" means costs associated with executive, administrative, or managerial functions within the school district that involve planning, organizing, managing, or directing the school district.

"Advanced academic program" means a course of study to which students are assigned based on advanced cognitive ability or advanced academic achievement compared to local age peers and in which the curriculum is substantially differentiated from the general curriculum to provide appropriate challenge and pace.

"Computer science" means the study of computers and algorithms, including their principles, their hardware and software designs, their implementation, and their impact on society. "Computer science" does not include the study of everyday uses of computers and computer applications, such as keyboarding or accessing the Internet.

"Gifted education" means educational services, including differentiated curricula and instructional methods, designed to meet the needs of gifted children as defined in Article 14A of this Code.

For the purposes of paragraph (A) of this subsection (2), "average daily attendance" means the average of the actual number of attendance days during the previous school year for any enrolled student who is subject to compulsory attendance by Section 26-1 of this Code at each school and charter school.

(3) At the discretion of the State Superintendent, the school district report card shall include a subset of the information identified in paragraphs (A) through (E) of subsection (2) of this Section, as well as information relating to the operating expense per pupil and other finances of the school district, and the State report card shall include a subset of the information identified in paragraphs (A) through (E) and paragraph (N) of subsection (2) of this Section. The school district report card shall include the average daily attendance, as that term is defined in subsection (2) of this Section, of students who have individualized education programs and students who have 504 plans that provide for special education services within the school district.

(4) Notwithstanding anything to the contrary in this Section, in consultation with key education stakeholders, the State Superintendent shall at any time have the discretion to amend or update any and all metrics on the school, district, or State report card.

(5) Annually, no more than 30 calendar days after receipt of the school district and school report cards from the State Superintendent of Education, each school district, including special charter districts and districts subject to the provisions of Article 34, shall present such report cards at a regular school board meeting subject to applicable notice requirements, post the report cards on the school district's Internet

web site, if the district maintains an Internet web site, make the report cards available to a newspaper of general circulation serving the district, and, upon request, send the report cards home to a parent (unless the district does not maintain an Internet web site, in which case the report card shall be sent home to parents without request). If the district posts the report card on its Internet web site, the district shall send a written notice home to parents stating (i) that the report card is available on the web site, (ii) the address of the web site, (iii) that a printed copy of the report card will be sent to parents upon request, and (iv) the telephone number that parents may call to request a printed copy of the report card.

(6) Nothing contained in Public Act 98-648 repeals, supersedes, invalidates, or nullifies final decisions in lawsuits pending on July 1, 2014 (the effective date of Public Act 98-648) in Illinois courts involving the interpretation of Public Act 97-8.

(Source: P.A. 100-227, eff. 8-18-17; 100-364, eff. 1-1-18; 100-448, eff. 7-1-19; 100-465, eff. 8-31-17; 100-807, eff. 8-10-18; 100-863, eff. 8-14-18; 100-1121, eff. 1-1-19; 101-68, eff. 1-1-20; 101-81, eff. 7-12-19; revised 9-9-19.)

(105 ILCS 5/10-20.73 new)

Sec. 10-20.73. Computer literacy skills. All school districts shall ensure that students receive developmentally appropriate opportunities to gain computer literacy skills beginning in elementary school.

(105 ILCS 5/10-20.74 new)

Sec. 10-20.74. Educational technology capacity and policies; report. School districts shall submit to the State Board of Education, or its designee, an annual report that shall include, at a minimum, information regarding educational technology capacity and policies, including device availability for students, school-based access and infrastructure, professional learning and training opportunities, and documentation of developmentally appropriate computer literacy instruction embedded in the district's curriculum at each grade level.

(105 ILCS 5/27-22) (from Ch. 122, par. 27-22)

Sec. 27-22. Required high school courses.

(a) (Blank).

(b) (Blank).

(c) (Blank).

(d) (Blank).

(e) As a prerequisite to receiving a high school diploma, each pupil entering the 9th grade must, in addition to other course requirements, successfully complete all of the following courses:

(1) Four years of language arts.

(2) Two years of writing intensive courses, one of which must be English and the other of which may be English or any other subject. When applicable, writing-intensive courses may be counted towards the fulfillment of other graduation requirements.

(3) Three years of mathematics, one of which must be Algebra I, one of which must include geometry content, and one of which may be an Advanced Placement computer science course. A mathematics course that includes geometry content may be offered as an integrated, applied, interdisciplinary, or career and technical education course that prepares a student for a career readiness path.

(3.5) For pupils entering the 9th grade in the 2022-2023 school year and each school year thereafter, one year of a course that includes intensive instruction in computer literacy, which may be English, social studies, or any other subject and which may be counted toward the fulfillment of other graduation requirements.

(4) Two years of science.

(5) Two years of social studies, of which at least one year must be history of the United States or a combination of history of the United States and American government and, beginning with pupils entering the 9th grade in the 2016-2017 school year and each school year thereafter, at least one semester must be civics, which shall help young people acquire and learn to use the skills, knowledge, and attitudes that will prepare them to be competent and responsible citizens throughout their lives. Civics course content shall focus on government institutions, the discussion of current and controversial issues, service learning, and simulations of the democratic process. School districts may utilize private funding available for the purposes of offering civics education.

(6) One year chosen from (A) music, (B) art, (C) foreign language, which shall be deemed to include American Sign Language, or (D) vocational education.

(f) The State Board of Education shall develop and inform school districts of standards for writing-intensive coursework.

(f-5) If a school district offers an Advanced Placement computer science course to high school students, then the school board must designate that course as equivalent to a high school mathematics course and

must denote on the student's transcript that the Advanced Placement computer science course qualifies as a mathematics-based, quantitative course for students in accordance with subdivision (3) of subsection (e) of this Section.

(g) This amendatory Act of 1983 does not apply to pupils entering the 9th grade in 1983-1984 school year and prior school years or to students with disabilities whose course of study is determined by an individualized education program.

This amendatory Act of the 94th General Assembly does not apply to pupils entering the 9th grade in the 2004-2005 school year or a prior school year or to students with disabilities whose course of study is determined by an individualized education program.

This amendatory Act of the 101st General Assembly does not apply to pupils entering the 9th grade in the 2021-2022 school year or a prior school year or to students with disabilities whose course of study is determined by an individualized education program.

(h) The provisions of this Section are subject to the provisions of Section 27-22.05 of this Code and the Postsecondary and Workforce Readiness Act.

(i) The State Board of Education may adopt rules to modify the requirements of this Section for any students enrolled in grades 9 through 12 if the Governor has declared a disaster due to a public health emergency pursuant to Section 7 of the Illinois Emergency Management Agency Act.

(Source: P.A. 100-443, eff. 8-25-17; 101-464, eff. 1-1-20; 101-643, eff. 6-18-20.)

(105 ILCS 5/27-23.15 new)

Sec. 27-23.15. Computer science.

(a) In this Section, "computer science" means the study of computers and algorithms, including their principles, their hardware and software designs, their implementation, and their impact on society. "Computer science" does not include the study of everyday uses of computers and computer applications, such as keyboarding or accessing the Internet.

(b) Beginning with the 2023-2024 school year, the school board of a school district that maintains any of grades 9 through 12 shall provide an opportunity for every high school student to take at least one computer science course aligned to rigorous learning standards of the State Board of Education.

Article 65.

Section 65-5. The School Code is amended by changing Sections 14A-10 and 14A-32 as follows:
(105 ILCS 5/14A-10)

Sec. 14A-10. Legislative findings. The General Assembly finds the following:

(1) that gifted and talented children (i) exhibit high performance capabilities in intellectual, creative, and artistic areas, (ii) possess an exceptional leadership potential, (iii) excel in specific academic fields, and (iv) have the potential to be influential in business, government, health care, the arts, and other critical sectors of our economic and cultural environment;

(2) that gifted and talented children require services and activities that are not ordinarily provided by schools; ~~and~~

(3) that outstanding talents are present in children and youth from all cultural groups, across all economic strata, and in all areas of human endeavor; ~~and -~~

(4) that inequitable access to advanced coursework and enrollment in accelerated placement programs exists between children enrolled in different school districts and even within the same school district and more must be done to eliminate the barriers to access to advanced coursework and enrollment in accelerated placement programs for all children.

(Source: P.A. 94-151, eff. 7-8-05; 94-410, eff. 8-2-05.)

(105 ILCS 5/14A-32)

Sec. 14A-32. Accelerated placement; school district responsibilities.

(a) Each school district shall have a policy that allows for accelerated placement that includes or incorporates by reference the following components:

(1) a provision that provides that participation in accelerated placement is not limited to those children who have been identified as gifted and talented, but rather is open to all children who demonstrate high ability and who may benefit from accelerated placement;

(2) a fair and equitable decision-making process that involves multiple persons and includes a student's parents or guardians;

(3) procedures for notifying parents or guardians of a child of a decision affecting that child's participation in an accelerated placement program; and

(4) an assessment process that includes multiple valid, reliable indicators.

(a-5) By no later than the beginning of the 2023-2024 school year, a school district's accelerated placement policy shall allow for the automatic enrollment, in the following school term, of a student into the next most rigorous level of advanced coursework offered by the high school if the student meets or exceeds State standards in English language arts, mathematics, or science on a State assessment administered under Section 2-3.64a-5 as follows:

(1) A student who meets or exceeds State standards in English language arts shall be automatically enrolled into the next most rigorous level of advanced coursework in English, social studies, humanities, or related subjects.

(2) A student who meets or exceeds State standards in mathematics shall be automatically enrolled into the next most rigorous level of advanced coursework in mathematics.

(3) A student who meets or exceeds State standards in science shall be automatically enrolled into the next most rigorous level of advanced coursework in science.

The next most rigorous level of advanced coursework under this subsection (a-5) may include a dual credit course, as defined in the Dual Credit Quality Act, an Advanced Placement course as defined in Section 10 of the College and Career Success for All Students Act, an International Baccalaureate course, an honors class, an enrichment opportunity, a gifted program, or another program offered by the district.

A school district may use the student's most recent State assessment results to determine whether a student meets or exceeds State standards. For a student entering grade 9, results from the State assessment taken in grades 6 through 8 may be used. For other high school grades, the results from a locally selected, nationally normed assessment may be used instead of the State assessment if those results are the most recent.

A school district must provide the parent or guardian of a student eligible for automatic enrollment under this subsection (a-5) with the option to instead have the student enroll in alternative coursework that better aligns with the student's postsecondary education or career goals.

Nothing in this subsection (a-5) may be interpreted to preclude other students from enrolling in advanced coursework per the policy of a school district.

(b) Further, a school district's accelerated placement policy may include or incorporate by reference, but need not be limited to, the following components:

(1) procedures for annually informing the community at-large, including parents or guardians, community-based organizations, and providers of out-of-school programs, about the accelerated placement program and the methods used for the identification of children eligible for accelerated placement, including strategies to reach groups of students and families who have been historically underrepresented in accelerated placement programs and advanced coursework;

(2) a process for referral that allows for multiple referrers, including a child's parents or guardians; other referrers may include licensed education professionals, the child, with the written consent of a parent or guardian, a peer, through a licensed education professional who has knowledge of the referred child's abilities, or, in case of possible early entrance, a preschool educator, pediatrician, or psychologist who knows the child; and

(3) a provision that provides that children participating in an accelerated placement program and their parents or guardians will be provided a written plan detailing the type of acceleration the child will receive and strategies to support the child; -

(4) procedures to provide support and promote success for students who are newly enrolled in an accelerated placement program; and

(5) a process for the school district to review and utilize disaggregated data on participation in an accelerated placement program to address gaps among demographic groups in accelerated placement opportunities.

(c) The State Board of Education shall adopt rules to determine data to be collected and disaggregated by demographic group regarding accelerated placement, including the rates of students who participate in and successfully complete advanced coursework, and a method of making the information available to the public.

(d) On or before November 1, 2022, following a review of disaggregated data on the participation and successful completion rates of students enrolled in an accelerated placement program, each school district shall develop a plan to expand access to its accelerated placement program and to ensure the teaching capacity necessary to meet the increased demand.

(Source: P.A. 100-421, eff. 7-1-18.)

Article 70.

Section 70-5. The School Code is amended by changing Section 22-45 as follows:

[January 11, 2021]

(105 ILCS 5/22-45)

Sec. 22-45. Illinois P-20 Council.

(a) The General Assembly finds that preparing Illinoisans for success in school and the workplace requires a continuum of quality education from preschool through graduate school. This State needs a framework to guide education policy and integrate education at every level. A statewide coordinating council to study and make recommendations concerning education at all levels can avoid fragmentation of policies, promote improved teaching and learning, and continue to cultivate and demonstrate strong accountability and efficiency. Establishing an Illinois P-20 Council will develop a statewide agenda that will move the State towards the common goals of improving academic achievement, increasing college access and success, improving use of existing data and measurements, developing improved accountability, fostering innovative approaches to education, promoting lifelong learning, easing the transition to college, and reducing remediation. A pre-kindergarten through grade 20 agenda will strengthen this State's economic competitiveness by producing a highly-skilled workforce. In addition, lifelong learning plans will enhance this State's ability to leverage funding.

(b) There is created the Illinois P-20 Council. The Illinois P-20 Council shall include all of the following members:

(1) The Governor or his or her designee, to serve as chairperson.

(2) Four members of the General Assembly, one appointed by the Speaker of the House of Representatives, one appointed by the Minority Leader of the House of Representatives, one appointed by the President of the Senate, and one appointed by the Minority Leader of the Senate.

(3) Six at-large members appointed by the Governor as follows, with 2 members being from the City of Chicago, 2 members being from Lake County, McHenry County, Kane County, DuPage County, Will County, or that part of Cook County outside of the City of Chicago, and 2 members being from the remainder of the State:

(A) one representative of civic leaders;

(B) one representative of local government;

(C) one representative of trade unions;

(D) one representative of nonprofit organizations or foundations;

(E) one representative of parents' organizations; and

(F) one education research expert.

(4) Five members appointed by statewide business organizations and business trade associations.

(5) Six members appointed by statewide professional organizations and associations representing pre-kindergarten through grade 20 teachers, community college faculty, and public university faculty.

(6) Two members appointed by associations representing local school administrators and school board members. One of these members must be a special education administrator.

(7) One member representing community colleges, appointed by the Illinois Council of Community College Presidents.

(8) One member representing 4-year independent colleges and universities, appointed by a statewide organization representing private institutions of higher learning.

(9) One member representing public 4-year universities, appointed jointly by the university presidents and chancellors.

(10) Ex-officio members as follows:

(A) The State Superintendent of Education or his or her designee.

(B) The Executive Director of the Board of Higher Education or his or her designee.

(C) The Executive Director of the Illinois Community College Board or his or her designee.

(D) The Executive Director of the Illinois Student Assistance Commission or his or her designee.

(E) The Co-chairpersons of the Illinois Workforce Investment Board or their designee.

(F) The Director of Commerce and Economic Opportunity or his or her designee.

(G) The Chairperson of the Illinois Early Learning Council or his or her designee.

(H) The President of the Illinois Mathematics and Science Academy or his or her designee.

(I) The president of an association representing educators of adult learners or his or her designee.

Ex-officio members shall have no vote on the Illinois P-20 Council.

[January 11, 2021]

Appointed members shall serve for staggered terms expiring on July 1 of the first, second, or third calendar year following their appointments or until their successors are appointed and have qualified. Staggered terms shall be determined by lot at the organizing meeting of the Illinois P-20 Council.

Vacancies shall be filled in the same manner as original appointments, and any member so appointed shall serve during the remainder of the term for which the vacancy occurred.

(c) The Illinois P-20 Council shall be funded through State appropriations to support staff activities, research, data-collection, and dissemination. The Illinois P-20 Council shall be staffed by the Office of the Governor, in coordination with relevant State agencies, boards, and commissions. The Illinois Education Research Council shall provide research and coordinate research collection activities for the Illinois P-20 Council.

(d) The Illinois P-20 Council shall have all of the following duties:

(1) To make recommendations to do all of the following:

(A) Coordinate pre-kindergarten through grade 20 (graduate school) education in this State through working at the intersections of educational systems to promote collaborative infrastructure.

(B) Coordinate and leverage strategies, actions, legislation, policies, and resources of all stakeholders to support fundamental and lasting improvement in this State's public schools, community colleges, and universities.

(C) Better align the high school curriculum with postsecondary expectations.

(D) Better align assessments across all levels of education.

(E) Reduce the need for students entering institutions of higher education to take remedial courses.

(F) Smooth the transition from high school to college.

(G) Improve high school and college graduation rates.

(H) Improve the rigor and relevance of academic standards for college and workforce readiness.

(I) Better align college and university teaching programs with the needs of Illinois schools.

(2) To advise the Governor, the General Assembly, the State's education and higher education agencies, and the State's workforce and economic development boards and agencies on policies related to lifelong learning for Illinois students and families.

(3) To articulate a framework for systemic educational improvement and innovation that will enable every student to meet or exceed Illinois learning standards and be well-prepared to succeed in the workforce and community.

(4) To provide an estimated fiscal impact for implementation of all Council recommendations.

(5) To make recommendations for short-term and long-term learning recovery actions for public school students in this State in the wake of the COVID-19 pandemic. The Illinois P-20 Council shall submit a report with its recommendations for a multi-year recovery plan by December 31, 2021 to the Governor, the State Board of Education, the Board of Higher Education, the Illinois Community College Board, and the General Assembly that addresses all of the following:

(A) Closing the digital divide for all students, including access to devices, Internet connectivity, and ensuring that educators have the necessary support and training to provide high quality remote and blended learning to students.

(B) Evaluating the academic growth and proficiency of students in order to understand the impact of school closures and remote and blended remote learning conditions on student academic outcomes, including disaggregating data by race, income, diverse learners, and English learners, in ways that balance the need to understand that impact with the need to support student well-being and also take into consideration the logistical constraints facing schools and districts.

(C) Establishing a system for the collection and review of student data at the State level, including data about prekindergarten through higher education student attendance, engagement and participation, discipline, and social-emotional and mental health inputs and outcomes, in order to better understand the full impact of disrupted learning.

(D) Providing students with resources and programs for academic support, such as enrichment opportunities, tutoring corps, summer bridge programs, youth leadership and development programs, youth and community-led restorative and transformative justice programs, and youth internship and apprenticeship programs.

(E) Providing students with resources and support to ensure access to social-emotional learning, mental health services, and trauma responsive, restorative justice and anti-racist practices in order to

support the growth of the whole child, such as investing in community schools and providing comprehensive year-round services and support for both students and their families.

(F) Ensuring more time for students' academic, social-emotional, and mental health needs by considering such strategies as: (i) extending planning time for teachers, (ii) extending the school day and school year, and (iii) transitioning to year-round schooling.

(G) Strengthening the transition from secondary education to postsecondary education in the wake of threats to alignment and affordability created by the pandemic and related conditions.

(e) The chairperson of the Illinois P-20 Council may authorize the creation of working groups focusing on areas of interest to Illinois educational and workforce development, including without limitation the following areas:

- (1) Preparation, recruitment, and certification of highly qualified teachers.
- (2) Mentoring and induction of highly qualified teachers.
- (3) The diversity of highly qualified teachers.
- (4) Funding for highly qualified teachers, including developing a strategic and collaborative plan to seek federal and private grants to support initiatives targeting teacher preparation and its impact on student achievement.
- (5) Highly effective administrators.
- (6) Illinois birth through age 3 education, pre-kindergarten, and early childhood education.
- (7) The assessment, alignment, outreach, and network of college and workforce readiness efforts.
- (8) Alternative routes to college access.
- (9) Research data and accountability.
- (10) Community schools, community participation, and other innovative approaches to education that foster community partnerships.
- (11) Tuition, financial aid, and other issues related to keeping postsecondary education affordable for Illinois residents.
- (12) Learning recovery in the wake of the COVID-19 pandemic.

The chairperson of the Illinois P-20 Council may designate Council members to serve as working group chairpersons. Working groups may invite organizations and individuals representing pre-kindergarten through grade 20 interests to participate in discussions, data collection, and dissemination.

(Source: P.A. 98-463, eff. 8-16-13; 98-719, eff. 1-1-15; 99-643, eff. 1-1-17.)

Article 75.

Section 75-5. The State Finance Act is amended by adding Section 5.935 as follows:

(30 ILCS 105/5.935 new)

Sec. 5.935. The Freedom Schools Fund.

Section 75-10. The School Code is amended by adding Section 2-3.186 as follows:

(105 ILCS 5/2-3.186 new)

Sec. 2-3.186. Freedom Schools; grant program.

(a) The General Assembly recognizes and values the contributions that Freedom Schools make to enhance the lives of Black students. The General Assembly makes all of the following findings:

(1) The fundamental goal of the Freedom Schools of the 1960s was to provide quality education for all students, to motivate active civic engagement, and to empower disenfranchised communities. The renowned and progressive curriculum of Freedom Schools allowed students of all ages to experience a new and liberating form of education that directly related to the imperatives of their lives, their communities, and the Freedom Movement.

(2) Freedom Schools continue to demonstrate the proven benefits of critical civic engagement and intergenerational effects by providing historically disadvantaged students, including African American students and other students of color, with quality instruction that fosters student confidence, critical thinking, and social and emotional development.

(3) Freedom Schools offer culturally relevant learning opportunities with the academic and social supports that Black children need by utilizing quality teaching, challenging and engaging curricula, wrap-around supports, a positive school climate, and strong ties to family and community. Freedom Schools have a clear focus on results.

(4) Public schools serve a foundational role in the education of over 2,000,000 students in this State.

(b) The State Board of Education shall establish a Freedom School network to supplement the learning taking place in public schools by creating a 6-week summer program with an organization with a mission to improve the odds for children in poverty that operates Freedom Schools in multiple states using a research-based and multicultural curriculum for disenfranchised communities most affected by the opportunity gap and learning loss caused by the pandemic, and by expanding the teaching of African American history, developing leadership skills, and providing an understanding of the tenets of the civil rights movement. The teachers in Freedom Schools must be from the local community, with an emphasis on historically disadvantaged youth, including African American students and other students of color, so that (i) these individuals have access to summer jobs and teaching experiences that serve as a long-term pipeline to educational careers and the hiring of minority educators in public schools, (ii) these individuals are elevated as content experts and community leaders, and (iii) Freedom School students have access to both mentorship and equitable educational resources.

(c) A Freedom School shall intentionally and imaginatively implement strategies that focus on all of the following:

- (1) Racial justice and equity.
- (2) Transparency and building trusting relationships.
- (3) Self-determination and governance.
- (4) Building on community strengths and community wisdom.
- (5) Utilizing current data, best practices, and evidence.
- (6) Shared leadership and collaboration.
- (7) A reflective learning culture.
- (8) A whole-child approach to education.
- (9) Literacy.

(d) The State Board of Education, in the establishment of Freedom Schools, shall strive for authentic parent and community engagement during the development of Freedom Schools and their curriculum. Authentic parent and community engagement includes all of the following:

- (1) A shared responsibility that values equal partnerships between families and professionals.
- (2) Ensuring that students and families who are directly impacted by Freedom School policies and practices are the decision-makers in the creation, design, implementation, and assessment of those policies and practices.
- (3) Genuine respect for the culture and diversity of families.
- (4) Relationships that center around the goal of supporting family well-being and children's development and learning.

(e) Subject to appropriation, the State Board of Education shall establish and implement a grant program to provide grants to public schools, public community colleges, and not-for-profit, community-based organizations to facilitate improved educational outcomes for Black students in grades pre-kindergarten through 12 in alignment with the integrity and practices of the Freedom School model established during the civil rights movement. Grant recipients under the program may include, but are not limited to, entities that work with the Children's Defense Fund or offer established programs with proven results and outcomes. The State Board of Education shall award grants to eligible entities that demonstrate a likelihood of reasonable success in achieving the goals identified in the grant application, including, but not limited to, all of the following:

- (1) Engaging, culturally relevant, and challenging curricula.
- (2) High-quality teaching.
- (3) Wrap-around supports and opportunities.
- (4) Positive discipline practices, such as restorative justice.
- (5) Inclusive leadership.

(f) The Freedom Schools Fund is created as a special fund in the State treasury. the Fund shall consist of appropriations from the General Revenue Fund, grant funds from the federal government, and donations from educational and private foundations. All money in the Fund shall be used, subject to appropriation, by the State Board of Education for the purposes of this Section and to support related activities.

(g) The State Board of Education may adopt any rules necessary to implement this Section.

Article 85.

Section 85-5. The School Code is amended by changing Section 18-8.15 as follows:
(105 ILCS 5/18-8.15)

Sec. 18-8.15. Evidence-Based Funding for student success for the 2017-2018 and subsequent school years.

[January 11, 2021]

(a) General provisions.

(1) The purpose of this Section is to ensure that, by June 30, 2027 and beyond, this State has a kindergarten through grade 12 public education system with the capacity to ensure the educational development of all persons to the limits of their capacities in accordance with Section 1 of Article X of the Constitution of the State of Illinois. To accomplish that objective, this Section creates a method of funding public education that is evidence-based; is sufficient to ensure every student receives a meaningful opportunity to learn irrespective of race, ethnicity, sexual orientation, gender, or community-income level; and is sustainable and predictable. When fully funded under this Section, every school shall have the resources, based on what the evidence indicates is needed, to:

(A) provide all students with a high quality education that offers the academic, enrichment, social and emotional support, technical, and career-focused programs that will allow them to become competitive workers, responsible parents, productive citizens of this State, and active members of our national democracy;

(B) ensure all students receive the education they need to graduate from high school with the skills required to pursue post-secondary education and training for a rewarding career;

(C) reduce, with a goal of eliminating, the achievement gap between at-risk and non-at-risk students by raising the performance of at-risk students and not by reducing standards; and

(D) ensure this State satisfies its obligation to assume the primary responsibility to fund public education and simultaneously relieve the disproportionate burden placed on local property taxes to fund schools.

(2) The Evidence-Based Funding formula under this Section shall be applied to all Organizational Units in this State. The Evidence-Based Funding formula outlined in this Act is based on the formula outlined in Senate Bill 1 of the 100th General Assembly, as passed by both legislative chambers. As further defined and described in this Section, there are 4 major components of the Evidence-Based Funding model:

(A) First, the model calculates a unique Adequacy Target for each Organizational Unit in this State that considers the costs to implement research-based activities, the unit's student demographics, and regional wage differences.

(B) Second, the model calculates each Organizational Unit's Local Capacity, or the amount each Organizational Unit is assumed to contribute toward its Adequacy Target from local resources.

(C) Third, the model calculates how much funding the State currently contributes to the Organizational Unit and adds that to the unit's Local Capacity to determine the unit's overall current adequacy of funding.

(D) Finally, the model's distribution method allocates new State funding to those Organizational Units that are least well-funded, considering both Local Capacity and State funding, in relation to their Adequacy Target.

(3) An Organizational Unit receiving any funding under this Section may apply those funds to any fund so received for which that Organizational Unit is authorized to make expenditures by law.

(4) As used in this Section, the following terms shall have the meanings ascribed in this paragraph (4):

"Adequacy Target" is defined in paragraph (1) of subsection (b) of this Section.

"Adjusted EAV" is defined in paragraph (4) of subsection (d) of this Section.

"Adjusted Local Capacity Target" is defined in paragraph (3) of subsection (c) of this Section.

"Adjusted Operating Tax Rate" means a tax rate for all Organizational Units, for which the State Superintendent shall calculate and subtract for the Operating Tax Rate a transportation rate based on total expenses for transportation services under this Code, as reported on the most recent Annual Financial Report in Pupil Transportation Services, function 2550 in both the Education and Transportation funds and functions 4110 and 4120 in the Transportation fund, less any corresponding fiscal year State of Illinois scheduled payments excluding net adjustments for prior years for regular, vocational, or special education transportation reimbursement pursuant to Section 29-5 or subsection (b) of Section 14-13.01 of this Code divided by the Adjusted EAV. If an Organizational Unit's corresponding fiscal year State of Illinois scheduled payments excluding net adjustments for prior years for regular, vocational, or special education transportation reimbursement pursuant to Section 29-5 or subsection (b) of Section 14-13.01 of this Code exceed the total transportation expenses, as defined in this paragraph, no transportation rate shall be subtracted from the Operating Tax Rate.

"Allocation Rate" is defined in paragraph (3) of subsection (g) of this Section.

"Alternative School" means a public school that is created and operated by a regional superintendent of schools and approved by the State Board.

"Applicable Tax Rate" is defined in paragraph (1) of subsection (d) of this Section.

"Assessment" means any of those benchmark, progress monitoring, formative, diagnostic, and other assessments, in addition to the State accountability assessment, that assist teachers' needs in understanding the skills and meeting the needs of the students they serve.

"Assistant principal" means a school administrator duly endorsed to be employed as an assistant principal in this State.

"At-risk student" means a student who is at risk of not meeting the Illinois Learning Standards or not graduating from elementary or high school and who demonstrates a need for vocational support or social services beyond that provided by the regular school program. All students included in an Organizational Unit's Low-Income Count, as well as all English learner and disabled students attending the Organizational Unit, shall be considered at-risk students under this Section.

"Average Student Enrollment" or "ASE" for fiscal year 2018 means, for an Organizational Unit, the greater of the average number of students (grades K through 12) reported to the State Board as enrolled in the Organizational Unit on October 1 in the immediately preceding school year, plus the pre-kindergarten students who receive special education services of 2 or more hours a day as reported to the State Board on December 1 in the immediately preceding school year, or the average number of students (grades K through 12) reported to the State Board as enrolled in the Organizational Unit on October 1, plus the pre-kindergarten students who receive special education services of 2 or more hours a day as reported to the State Board on December 1, for each of the immediately preceding 3 school years. For fiscal year 2019 and each subsequent fiscal year, "Average Student Enrollment" or "ASE" means, for an Organizational Unit, the greater of the average number of students (grades K through 12) reported to the State Board as enrolled in the Organizational Unit on October 1 and March 1 in the immediately preceding school year, plus the pre-kindergarten students who receive special education services as reported to the State Board on October 1 and March 1 in the immediately preceding school year, or the average number of students (grades K through 12) reported to the State Board as enrolled in the Organizational Unit on October 1 and March 1, plus the pre-kindergarten students who receive special education services as reported to the State Board on October 1 and March 1, for each of the immediately preceding 3 school years. For the purposes of this definition, "enrolled in the Organizational Unit" means the number of students reported to the State Board who are enrolled in schools within the Organizational Unit that the student attends or would attend if not placed or transferred to another school or program to receive needed services. For the purposes of calculating "ASE", all students, grades K through 12, excluding those attending kindergarten for a half day and students attending an alternative education program operated by a regional office of education or intermediate service center, shall be counted as 1.0. All students attending kindergarten for a half day shall be counted as 0.5, unless in 2017 by June 15 or by March 1 in subsequent years, the school district reports to the State Board of Education the intent to implement full-day kindergarten district-wide for all students, then all students attending kindergarten shall be counted as 1.0. Special education pre-kindergarten students shall be counted as 0.5 each. If the State Board does not collect or has not collected both an October 1 and March 1 enrollment count by grade or a December 1 collection of special education pre-kindergarten students as of August 31, 2017 (the effective date of Public Act 100-465), it shall establish such collection for all future years. For any year in which a count by grade level was collected only once, that count shall be used as the single count available for computing a 3-year average ASE. Funding for programs operated by a regional office of education or an intermediate service center must be calculated using the Evidence-Based Funding formula under this Section for the 2019-2020 school year and each subsequent school year until separate adequacy formulas are developed and adopted for each type of program. ASE for a program operated by a regional office of education or an intermediate service center must be determined by the March 1 enrollment for the program. For the 2019-2020 school year, the ASE used in the calculation must be the first-year ASE and, in that year only, the assignment of students served by a regional office of education or intermediate service center shall not result in a reduction of the March enrollment for any school district. For the 2020-2021 school year, the ASE must be the greater of the current-year ASE or the 2-year average ASE. Beginning with the 2021-2022 school year, the ASE must be the greater of the current-year ASE or the 3-year average ASE. School districts shall submit the data for the ASE calculation to the State Board within 45 days of the dates required in this Section for submission of enrollment data in order for it to be included in the ASE calculation. For fiscal year 2018 only, the ASE calculation shall include only enrollment taken on October 1.

"Base Funding Guarantee" is defined in paragraph (10) of subsection (g) of this Section.

"Base Funding Minimum" is defined in subsection (e) of this Section.

"Base Tax Year" means the property tax levy year used to calculate the Budget Year allocation of primary State aid.

"Base Tax Year's Extension" means the product of the equalized assessed valuation utilized by the county clerk in the Base Tax Year multiplied by the limiting rate as calculated by the county clerk and defined in PTELL.

"Bilingual Education Allocation" means the amount of an Organizational Unit's final Adequacy Target attributable to bilingual education divided by the Organizational Unit's final Adequacy Target, the product of which shall be multiplied by the amount of new funding received pursuant to this Section. An Organizational Unit's final Adequacy Target attributable to bilingual education shall include all additional investments in English learner students' adequacy elements.

"Budget Year" means the school year for which primary State aid is calculated and awarded under this Section.

"Central office" means individual administrators and support service personnel charged with managing the instructional programs, business and operations, and security of the Organizational Unit.

"Comparable Wage Index" or "CWI" means a regional cost differentiation metric that measures systemic, regional variations in the salaries of college graduates who are not educators. The CWI utilized for this Section shall, for the first 3 years of Evidence-Based Funding implementation, be the CWI initially developed by the National Center for Education Statistics, as most recently updated by Texas A & M University. In the fourth and subsequent years of Evidence-Based Funding implementation, the State Superintendent shall re-determine the CWI using a similar methodology to that identified in the Texas A & M University study, with adjustments made no less frequently than once every 5 years.

"Computer technology and equipment" means computers servers, notebooks, network equipment, copiers, printers, instructional software, security software, curriculum management courseware, and other similar materials and equipment.

"Computer technology and equipment investment allocation" means the final Adequacy Target amount of an Organizational Unit assigned to Tier 1 or Tier 2 in the prior school year attributable to the additional \$285.50 per student computer technology and equipment investment grant divided by the Organizational Unit's final Adequacy Target, the result of which shall be multiplied by the amount of new funding received pursuant to this Section. An Organizational Unit assigned to a Tier 1 or Tier 2 final Adequacy Target attributable to the received computer technology and equipment investment grant shall include all additional investments in computer technology and equipment adequacy elements.

"Core subject" means mathematics; science; reading, English, writing, and language arts; history and social studies; world languages; and subjects taught as Advanced Placement in high schools.

"Core teacher" means a regular classroom teacher in elementary schools and teachers of a core subject in middle and high schools.

"Core Intervention teacher (tutor)" means a licensed teacher providing one-on-one or small group tutoring to students struggling to meet proficiency in core subjects.

"CPPRT" means corporate personal property replacement tax funds paid to an Organizational Unit during the calendar year one year before the calendar year in which a school year begins, pursuant to "An Act in relation to the abolition of ad valorem personal property tax and the replacement of revenues lost thereby, and amending and repealing certain Acts and parts of Acts in connection therewith", certified August 14, 1979, as amended (Public Act 81-1st S.S.-1).

"EAV" means equalized assessed valuation as defined in paragraph (2) of subsection (d) of this Section and calculated in accordance with paragraph (3) of subsection (d) of this Section.

"ECI" means the Bureau of Labor Statistics' national employment cost index for civilian workers in educational services in elementary and secondary schools on a cumulative basis for the 12-month calendar year preceding the fiscal year of the Evidence-Based Funding calculation.

"EIS Data" means the employment information system data maintained by the State Board on educators within Organizational Units.

"Employee benefits" means health, dental, and vision insurance offered to employees of an Organizational Unit, the costs associated with the statutorily required payment of the normal cost of the Organizational Unit's teacher pensions, Social Security employer contributions, and Illinois Municipal Retirement Fund employer contributions.

"English learner" or "EL" means a child included in the definition of "English learners" under Section 14C-2 of this Code participating in a program of transitional bilingual education or a transitional program of instruction meeting the requirements and program application procedures of

Article 14C of this Code. For the purposes of collecting the number of EL students enrolled, the same collection and calculation methodology as defined above for "ASE" shall apply to English learners, with the exception that EL student enrollment shall include students in grades pre-kindergarten through 12.

"Essential Elements" means those elements, resources, and educational programs that have been identified through academic research as necessary to improve student success, improve academic performance, close achievement gaps, and provide for other per student costs related to the delivery and leadership of the Organizational Unit, as well as the maintenance and operations of the unit, and which are specified in paragraph (2) of subsection (b) of this Section.

"Evidence-Based Funding" means State funding provided to an Organizational Unit pursuant to this Section.

"Extended day" means academic and enrichment programs provided to students outside the regular school day before and after school or during non-instructional times during the school day.

"Extension Limitation Ratio" means a numerical ratio in which the numerator is the Base Tax Year's Extension and the denominator is the Preceding Tax Year's Extension.

"Final Percent of Adequacy" is defined in paragraph (4) of subsection (f) of this Section.

"Final Resources" is defined in paragraph (3) of subsection (f) of this Section.

"Full-time equivalent" or "FTE" means the full-time equivalency compensation for staffing the relevant position at an Organizational Unit.

"Funding Gap" is defined in paragraph (1) of subsection (g).

"Guidance counselor" means a licensed guidance counselor who provides guidance and counseling support for students within an Organizational Unit.

"Hybrid District" means a partial elementary unit district created pursuant to Article 11E of this Code.

"Instructional assistant" means a core or special education, non-licensed employee who assists a teacher in the classroom and provides academic support to students.

"Instructional facilitator" means a qualified teacher or licensed teacher leader who facilitates and coaches continuous improvement in classroom instruction; provides instructional support to teachers in the elements of research-based instruction or demonstrates the alignment of instruction with curriculum standards and assessment tools; develops or coordinates instructional programs or strategies; develops and implements training; chooses standards-based instructional materials; provides teachers with an understanding of current research; serves as a mentor, site coach, curriculum specialist, or lead teacher; or otherwise works with fellow teachers, in collaboration, to use data to improve instructional practice or develop model lessons.

"Instructional materials" means relevant instructional materials for student instruction, including, but not limited to, textbooks, consumable workbooks, laboratory equipment, library books, and other similar materials.

"Laboratory School" means a public school that is created and operated by a public university and approved by the State Board.

"Librarian" means a teacher with an endorsement as a library information specialist or another individual whose primary responsibility is overseeing library resources within an Organizational Unit.

"Limiting rate for Hybrid Districts" means the combined elementary school and high school limiting rates.

"Local Capacity" is defined in paragraph (1) of subsection (c) of this Section.

"Local Capacity Percentage" is defined in subparagraph (A) of paragraph (2) of subsection (c) of this Section.

"Local Capacity Ratio" is defined in subparagraph (B) of paragraph (2) of subsection (c) of this Section.

"Local Capacity Target" is defined in paragraph (2) of subsection (c) of this Section.

"Low-Income Count" means, for an Organizational Unit in a fiscal year, the higher of the average number of students for the prior school year or the immediately preceding 3 school years who, as of July 1 of the immediately preceding fiscal year (as determined by the Department of Human Services), are eligible for at least one of the following low-income programs: Medicaid, the Children's Health Insurance Program, Temporary Assistance for Needy Families (TANF), or the Supplemental Nutrition Assistance Program, excluding pupils who are eligible for services provided by the Department of Children and Family Services. Until such time that grade level low-income populations become available, grade level low-income populations shall be determined by applying the low-income percentage to total student enrollments by grade level. The low-income percentage is determined by

dividing the Low-Income Count by the Average Student Enrollment. The low-income percentage for programs operated by a regional office of education or an intermediate service center must be set to the weighted average of the low-income percentages of all of the school districts in the service region. The weighted low-income percentage is the result of multiplying the low-income percentage of each school district served by the regional office of education or intermediate service center by each school district's Average Student Enrollment, summarizing those products and dividing the total by the total Average Student Enrollment for the service region.

"Maintenance and operations" means custodial services, facility and ground maintenance, facility operations, facility security, routine facility repairs, and other similar services and functions.

"Minimum Funding Level" is defined in paragraph (9) of subsection (g) of this Section.

"New Property Tax Relief Pool Funds" means, for any given fiscal year, all State funds appropriated under Section 2-3.170 of ~~this the School Code~~.

"New State Funds" means, for a given school year, all State funds appropriated for Evidence-Based Funding in excess of the amount needed to fund the Base Funding Minimum for all Organizational Units in that school year.

"Net State Contribution Target" means, for a given school year, the amount of State funds that would be necessary to fully meet the Adequacy Target of an Operational Unit minus the Preliminary Resources available to each unit.

"Nurse" means an individual licensed as a certified school nurse, in accordance with the rules established for nursing services by the State Board, who is an employee of and is available to provide health care-related services for students of an Organizational Unit.

"Operating Tax Rate" means the rate utilized in the previous year to extend property taxes for all purposes, except Bond and Interest, Summer School, Rent, Capital Improvement, and Vocational Education Building purposes. For Hybrid Districts, the Operating Tax Rate shall be the combined elementary and high school rates utilized in the previous year to extend property taxes for all purposes, except Bond and Interest, Summer School, Rent, Capital Improvement, and Vocational Education Building purposes.

"Organizational Unit" means a Laboratory School or any public school district that is recognized as such by the State Board and that contains elementary schools typically serving kindergarten through 5th grades, middle schools typically serving 6th through 8th grades, high schools typically serving 9th through 12th grades, a program established under Section 2-3.66 or 2-3.41, or a program operated by a regional office of education or an intermediate service center under Article 13A or 13B. The General Assembly acknowledges that the actual grade levels served by a particular Organizational Unit may vary slightly from what is typical.

"Organizational Unit CWI" is determined by calculating the CWI in the region and original county in which an Organizational Unit's primary administrative office is located as set forth in this paragraph, provided that if the Organizational Unit CWI as calculated in accordance with this paragraph is less than 0.9, the Organizational Unit CWI shall be increased to 0.9. Each county's current CWI value shall be adjusted based on the CWI value of that county's neighboring Illinois counties, to create a "weighted adjusted index value". This shall be calculated by summing the CWI values of all of a county's adjacent Illinois counties and dividing by the number of adjacent Illinois counties, then taking the weighted value of the original county's CWI value and the adjacent Illinois county average. To calculate this weighted value, if the number of adjacent Illinois counties is greater than 2, the original county's CWI value will be weighted at 0.25 and the adjacent Illinois county average will be weighted at 0.75. If the number of adjacent Illinois counties is 2, the original county's CWI value will be weighted at 0.33 and the adjacent Illinois county average will be weighted at 0.66. The greater of the county's current CWI value and its weighted adjusted index value shall be used as the Organizational Unit CWI.

"Preceding Tax Year" means the property tax levy year immediately preceding the Base Tax Year.

"Preceding Tax Year's Extension" means the product of the equalized assessed valuation utilized by the county clerk in the Preceding Tax Year multiplied by the Operating Tax Rate.

"Preliminary Percent of Adequacy" is defined in paragraph (2) of subsection (f) of this Section.

"Preliminary Resources" is defined in paragraph (2) of subsection (f) of this Section.

"Principal" means a school administrator duly endorsed to be employed as a principal in this State.

"Professional development" means training programs for licensed staff in schools, including, but not limited to, programs that assist in implementing new curriculum programs, provide data focused or academic assessment data training to help staff identify a student's weaknesses and

strengths, target interventions, improve instruction, encompass instructional strategies for English learner, gifted, or at-risk students, address inclusivity, cultural sensitivity, or implicit bias, or otherwise provide professional support for licensed staff.

"Prototypical" means 450 special education pre-kindergarten and kindergarten through grade 5 students for an elementary school, 450 grade 6 through 8 students for a middle school, and 600 grade 9 through 12 students for a high school.

"PTELL" means the Property Tax Extension Limitation Law.

"PTELL EAV" is defined in paragraph (4) of subsection (d) of this Section.

"Pupil support staff" means a nurse, psychologist, social worker, family liaison personnel, or other staff member who provides support to at-risk or struggling students.

"Real Receipts" is defined in paragraph (1) of subsection (d) of this Section.

"Regionalization Factor" means, for a particular Organizational Unit, the figure derived by dividing the Organizational Unit CWI by the Statewide Weighted CWI.

"School site staff" means the primary school secretary and any additional clerical personnel assigned to a school.

"Special education" means special educational facilities and services, as defined in Section 14-1.08 of this Code.

"Special Education Allocation" means the amount of an Organizational Unit's final Adequacy Target attributable to special education divided by the Organizational Unit's final Adequacy Target, the product of which shall be multiplied by the amount of new funding received pursuant to this Section. An Organizational Unit's final Adequacy Target attributable to special education shall include all special education investment adequacy elements.

"Specialist teacher" means a teacher who provides instruction in subject areas not included in core subjects, including, but not limited to, art, music, physical education, health, driver education, career-technical education, and such other subject areas as may be mandated by State law or provided by an Organizational Unit.

"Specially Funded Unit" means an Alternative School, safe school, Department of Juvenile Justice school, special education cooperative or entity recognized by the State Board as a special education cooperative, State-approved charter school, or alternative learning opportunities program that received direct funding from the State Board during the 2016-2017 school year through any of the funding sources included within the calculation of the Base Funding Minimum or Glenwood Academy.

"Supplemental Grant Funding" means supplemental general State aid funding received by an Organizational Unit during the 2016-2017 school year pursuant to subsection (H) of Section 18-8.05 of this Code (now repealed).

"State Adequacy Level" is the sum of the Adequacy Targets of all Organizational Units.

"State Board" means the State Board of Education.

"State Superintendent" means the State Superintendent of Education.

"Statewide Weighted CWI" means a figure determined by multiplying each Organizational Unit CWI times the ASE for that Organizational Unit creating a weighted value, summing all Organizational Units' weighted values, and dividing by the total ASE of all Organizational Units, thereby creating an average weighted index.

"Student activities" means non-credit producing after-school programs, including, but not limited to, clubs, bands, sports, and other activities authorized by the school board of the Organizational Unit.

"Substitute teacher" means an individual teacher or teaching assistant who is employed by an Organizational Unit and is temporarily serving the Organizational Unit on a per diem or per period-assignment basis to replace another staff member.

"Summer school" means academic and enrichment programs provided to students during the summer months outside of the regular school year.

"Supervisory aide" means a non-licensed staff member who helps in supervising students of an Organizational Unit, but does so outside of the classroom, in situations such as, but not limited to, monitoring hallways and playgrounds, supervising lunchrooms, or supervising students when being transported in buses serving the Organizational Unit.

"Target Ratio" is defined in paragraph (4) of subsection (g).

"Tier 1", "Tier 2", "Tier 3", and "Tier 4" are defined in paragraph (3) of subsection (g).

"Tier 1 Aggregate Funding", "Tier 2 Aggregate Funding", "Tier 3 Aggregate Funding", and "Tier 4 Aggregate Funding" are defined in paragraph (1) of subsection (g).

(b) Adequacy Target calculation.

(1) Each Organizational Unit's Adequacy Target is the sum of the Organizational Unit's cost of providing Essential Elements, as calculated in accordance with this subsection (b), with the salary amounts in the Essential Elements multiplied by a Regionalization Factor calculated pursuant to paragraph (3) of this subsection (b).

(2) The Essential Elements are attributable on a pro rata basis related to defined subgroups of the ASE of each Organizational Unit as specified in this paragraph (2), with investments and FTE positions pro rata funded based on ASE counts in excess of or less than the thresholds set forth in this paragraph (2). The method for calculating attributable pro rata costs and the defined subgroups thereto are as follows:

(A) Core class size investments. Each Organizational Unit shall receive the funding required to support that number of FTE core teacher positions as is needed to keep the respective class sizes of the Organizational Unit to the following maximum numbers:

(i) For grades kindergarten through 3, the Organizational Unit shall receive funding required to support one FTE core teacher position for every 15 Low-Income Count students in those grades and one FTE core teacher position for every 20 non-Low-Income Count students in those grades.

(ii) For grades 4 through 12, the Organizational Unit shall receive funding required to support one FTE core teacher position for every 20 Low-Income Count students in those grades and one FTE core teacher position for every 25 non-Low-Income Count students in those grades.

The number of non-Low-Income Count students in a grade shall be determined by subtracting the Low-Income students in that grade from the ASE of the Organizational Unit for that grade.

(B) Specialist teacher investments. Each Organizational Unit shall receive the funding needed to cover that number of FTE specialist teacher positions that correspond to the following percentages:

(i) if the Organizational Unit operates an elementary or middle school, then 20.00% of the number of the Organizational Unit's core teachers, as determined under subparagraph (A) of this paragraph (2); and

(ii) if such Organizational Unit operates a high school, then 33.33% of the number of the Organizational Unit's core teachers.

(C) Instructional facilitator investments. Each Organizational Unit shall receive the funding needed to cover one FTE instructional facilitator position for every 200 combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 12 students of the Organizational Unit.

(D) Core intervention teacher (tutor) investments. Each Organizational Unit shall receive the funding needed to cover one FTE teacher position for each prototypical elementary, middle, and high school.

(E) Substitute teacher investments. Each Organizational Unit shall receive the funding needed to cover substitute teacher costs that is equal to 5.70% of the minimum pupil attendance days required under Section 10-19 of this Code for all full-time equivalent core, specialist, and intervention teachers, school nurses, special education teachers and instructional assistants, instructional facilitators, and summer school and extended day teacher positions, as determined under this paragraph (2), at a salary rate of 33.33% of the average salary for grade K through 12 teachers and 33.33% of the average salary of each instructional assistant position.

(F) Core guidance counselor investments. Each Organizational Unit shall receive the funding needed to cover one FTE guidance counselor for each 450 combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 5 students, plus one FTE guidance counselor for each 250 grades 6 through 8 ASE middle school students, plus one FTE guidance counselor for each 250 grades 9 through 12 ASE high school students.

(G) Nurse investments. Each Organizational Unit shall receive the funding needed to cover one FTE nurse for each 750 combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 12 students across all grade levels it serves.

(H) Supervisory aide investments. Each Organizational Unit shall receive the funding needed to cover one FTE for each 225 combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 5 students, plus one FTE for each 225 ASE middle school students, plus one FTE for each 200 ASE high school students.

(I) Librarian investments. Each Organizational Unit shall receive the funding needed

to cover one FTE librarian for each prototypical elementary school, middle school, and high school and one FTE aide or media technician for every 300 combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 12 students.

(J) Principal investments. Each Organizational Unit shall receive the funding needed to cover one FTE principal position for each prototypical elementary school, plus one FTE principal position for each prototypical middle school, plus one FTE principal position for each prototypical high school.

(K) Assistant principal investments. Each Organizational Unit shall receive the funding needed to cover one FTE assistant principal position for each prototypical elementary school, plus one FTE assistant principal position for each prototypical middle school, plus one FTE assistant principal position for each prototypical high school.

(L) School site staff investments. Each Organizational Unit shall receive the funding needed for one FTE position for each 225 ASE of pre-kindergarten children with disabilities and all kindergarten through grade 5 students, plus one FTE position for each 225 ASE middle school students, plus one FTE position for each 200 ASE high school students.

(M) Gifted investments. Each Organizational Unit shall receive \$40 per kindergarten through grade 12 ASE.

(N) Professional development investments. Each Organizational Unit shall receive \$125 per student of the combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 12 students for trainers and other professional development-related expenses for supplies and materials.

(O) Instructional material investments. Each Organizational Unit shall receive \$190 per student of the combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 12 students to cover instructional material costs.

(P) Assessment investments. Each Organizational Unit shall receive \$25 per student of the combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 12 students to cover assessment costs.

(Q) Computer technology and equipment investments. Each Organizational Unit shall receive \$285.50 per student of the combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 12 students to cover computer technology and equipment costs. For the 2018-2019 school year and subsequent school years, Organizational Units assigned to Tier 1 and Tier 2 in the prior school year shall receive an additional \$285.50 per student of the combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 12 students to cover computer technology and equipment costs in the Organizational Unit's Adequacy Target. The State Board may establish additional requirements for Organizational Unit expenditures of funds received pursuant to this subparagraph (Q), including a requirement that funds received pursuant to this subparagraph (Q) may be used only for serving the technology needs of the district. It is the intent of Public Act 100-465 that all Tier 1 and Tier 2 districts receive the addition to their Adequacy Target in the following year, subject to compliance with the requirements of the State Board.

(R) Student activities investments. Each Organizational Unit shall receive the following funding amounts to cover student activities: \$100 per kindergarten through grade 5 ASE student in elementary school, plus \$200 per ASE student in middle school, plus \$675 per ASE student in high school.

(S) Maintenance and operations investments. Each Organizational Unit shall receive \$1,038 per student of the combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 12 students for day-to-day maintenance and operations expenditures, including salary, supplies, and materials, as well as purchased services, but excluding employee benefits. The proportion of salary for the application of a Regionalization Factor and the calculation of benefits is equal to \$352.92.

(T) Central office investments. Each Organizational Unit shall receive \$742 per student of the combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 12 students to cover central office operations, including administrators and classified personnel charged with managing the instructional programs, business and operations of the school district, and security personnel. The proportion of salary for the application of a Regionalization Factor and the calculation of benefits is equal to \$368.48.

(U) Employee benefit investments. Each Organizational Unit shall receive 30% of the total of all salary-calculated elements of the Adequacy Target, excluding substitute teachers and student activities investments, to cover benefit costs. For central office and maintenance and operations investments, the benefit calculation shall be based upon the salary proportion of each

investment. If at any time the responsibility for funding the employer normal cost of teacher pensions is assigned to school districts, then that amount certified by the Teachers' Retirement System of the State of Illinois to be paid by the Organizational Unit for the preceding school year shall be added to the benefit investment. For any fiscal year in which a school district organized under Article 34 of this Code is responsible for paying the employer normal cost of teacher pensions, then that amount of its employer normal cost plus the amount for retiree health insurance as certified by the Public School Teachers' Pension and Retirement Fund of Chicago to be paid by the school district for the preceding school year that is statutorily required to cover employer normal costs and the amount for retiree health insurance shall be added to the 30% specified in this subparagraph (U). The Teachers' Retirement System of the State of Illinois and the Public School Teachers' Pension and Retirement Fund of Chicago shall submit such information as the State Superintendent may require for the calculations set forth in this subparagraph (U).

(V) Additional investments in low-income students. In addition to and not in lieu of all other funding under this paragraph (2), each Organizational Unit shall receive funding based on the average teacher salary for grades K through 12 to cover the costs of:

- (i) one FTE intervention teacher (tutor) position for every 125 Low-Income Count students;
- (ii) one FTE pupil support staff position for every 125 Low-Income Count students;
- (iii) one FTE extended day teacher position for every 120 Low-Income Count students; and
- (iv) one FTE summer school teacher position for every 120 Low-Income Count students.

(W) Additional investments in English learner students. In addition to and not in lieu of all other funding under this paragraph (2), each Organizational Unit shall receive funding based on the average teacher salary for grades K through 12 to cover the costs of:

- (i) one FTE intervention teacher (tutor) position for every 125 English learner students;
- (ii) one FTE pupil support staff position for every 125 English learner students;
- (iii) one FTE extended day teacher position for every 120 English learner students;
- (iv) one FTE summer school teacher position for every 120 English learner students; and
- (v) one FTE core teacher position for every 100 English learner students.

(X) Special education investments. Each Organizational Unit shall receive funding based on the average teacher salary for grades K through 12 to cover special education as follows:

- (i) one FTE teacher position for every 141 combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 12 students;
- (ii) one FTE instructional assistant for every 141 combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 12 students; and
- (iii) one FTE psychologist position for every 1,000 combined ASE of pre-kindergarten children with disabilities and all kindergarten through grade 12 students.

(3) For calculating the salaries included within the Essential Elements, the State Superintendent shall annually calculate average salaries to the nearest dollar using the employment information system data maintained by the State Board, limited to public schools only and excluding special education and vocational cooperatives, schools operated by the Department of Juvenile Justice, and charter schools, for the following positions:

- (A) Teacher for grades K through 8.
- (B) Teacher for grades 9 through 12.
- (C) Teacher for grades K through 12.
- (D) Guidance counselor for grades K through 8.
- (E) Guidance counselor for grades 9 through 12.
- (F) Guidance counselor for grades K through 12.
- (G) Social worker.
- (H) Psychologist.
- (I) Librarian.
- (J) Nurse.
- (K) Principal.
- (L) Assistant principal.

For the purposes of this paragraph (3), "teacher" includes core teachers, specialist and elective teachers, instructional facilitators, tutors, special education teachers, pupil support staff teachers, English learner teachers, extended day teachers, and summer school teachers. Where specific grade data is not required for the Essential Elements, the average salary for corresponding positions shall apply. For substitute teachers, the average teacher salary for grades K through 12 shall apply.

For calculating the salaries included within the Essential Elements for positions not included within EIS Data, the following salaries shall be used in the first year of implementation of Evidence-Based Funding:

- (i) school site staff, \$30,000; and
- (ii) non-instructional assistant, instructional assistant, library aide, library media tech, or supervisory aide: \$25,000.

In the second and subsequent years of implementation of Evidence-Based Funding, the amounts in items (i) and (ii) of this paragraph (3) shall annually increase by the ECI.

The salary amounts for the Essential Elements determined pursuant to subparagraphs (A) through (L), (S) and (T), and (V) through (X) of paragraph (2) of subsection (b) of this Section shall be multiplied by a Regionalization Factor.

(c) Local Capacity calculation.

(1) Each Organizational Unit's Local Capacity represents an amount of funding it is assumed to contribute toward its Adequacy Target for purposes of the Evidence-Based Funding formula calculation. "Local Capacity" means either (i) the Organizational Unit's Local Capacity Target as calculated in accordance with paragraph (2) of this subsection (c) if its Real Receipts are equal to or less than its Local Capacity Target or (ii) the Organizational Unit's Adjusted Local Capacity, as calculated in accordance with paragraph (3) of this subsection (c) if Real Receipts are more than its Local Capacity Target.

(2) "Local Capacity Target" means, for an Organizational Unit, that dollar amount that is obtained by multiplying its Adequacy Target by its Local Capacity Ratio.

(A) An Organizational Unit's Local Capacity Percentage is the conversion of the Organizational Unit's Local Capacity Ratio, as such ratio is determined in accordance with subparagraph (B) of this paragraph (2), into a cumulative distribution resulting in a percentile ranking to determine each Organizational Unit's relative position to all other Organizational Units in this State. The calculation of Local Capacity Percentage is described in subparagraph (C) of this paragraph (2).

(B) An Organizational Unit's Local Capacity Ratio in a given year is the percentage obtained by dividing its Adjusted EAV or PTELL EAV, whichever is less, by its Adequacy Target, with the resulting ratio further adjusted as follows:

- (i) for Organizational Units serving grades kindergarten through 12 and Hybrid Districts, no further adjustments shall be made;
- (ii) for Organizational Units serving grades kindergarten through 8, the ratio shall be multiplied by 9/13;
- (iii) for Organizational Units serving grades 9 through 12, the Local Capacity Ratio shall be multiplied by 4/13; and

(iv) for an Organizational Unit with a different grade configuration than those specified in items (i) through (iii) of this subparagraph (B), the State Superintendent shall determine a comparable adjustment based on the grades served.

(C) The Local Capacity Percentage is equal to the percentile ranking of the district. Local Capacity Percentage converts each Organizational Unit's Local Capacity Ratio to a cumulative distribution resulting in a percentile ranking to determine each Organizational Unit's relative position to all other Organizational Units in this State. The Local Capacity Percentage cumulative distribution resulting in a percentile ranking for each Organizational Unit shall be calculated using the standard normal distribution of the score in relation to the weighted mean and weighted standard deviation and Local Capacity Ratios of all Organizational Units. If the value assigned to any Organizational Unit is in excess of 90%, the value shall be adjusted to 90%. For Laboratory Schools, the Local Capacity Percentage shall be set at 10% in recognition of the absence of EAV and resources from the public university that are allocated to the Laboratory School. For programs operated by a regional office of education or an intermediate service center, the Local Capacity Percentage must be set at 10% in recognition of the absence of EAV and resources from school districts that are allocated to the regional office of education or intermediate service center. The weighted mean for the Local Capacity Percentage shall be determined by multiplying each Organizational Unit's Local Capacity Ratio times the ASE for the unit creating a weighted value,

summing the weighted values of all Organizational Units, and dividing by the total ASE of all Organizational Units. The weighted standard deviation shall be determined by taking the square root of the weighted variance of all Organizational Units' Local Capacity Ratio, where the variance is calculated by squaring the difference between each unit's Local Capacity Ratio and the weighted mean, then multiplying the variance for each unit times the ASE for the unit to create a weighted variance for each unit, then summing all units' weighted variance and dividing by the total ASE of all units.

(D) For any Organizational Unit, the Organizational Unit's Adjusted Local Capacity Target shall be reduced by either (i) the school board's remaining contribution pursuant to paragraph (ii) of subsection (b-4) of Section 16-158 of the Illinois Pension Code in a given year or (ii) the board of education's remaining contribution pursuant to paragraph (iv) of subsection (b) of Section 17-129 of the Illinois Pension Code absent the employer normal cost portion of the required contribution and amount allowed pursuant to subdivision (3) of Section 17-142.1 of the Illinois Pension Code in a given year. In the preceding sentence, item (i) shall be certified to the State Board of Education by the Teachers' Retirement System of the State of Illinois and item (ii) shall be certified to the State Board of Education by the Public School Teachers' Pension and Retirement Fund of the City of Chicago.

(3) If an Organizational Unit's Real Receipts are more than its Local Capacity Target, then its Local Capacity shall equal an Adjusted Local Capacity Target as calculated in accordance with this paragraph (3). The Adjusted Local Capacity Target is calculated as the sum of the Organizational Unit's Local Capacity Target and its Real Receipts Adjustment. The Real Receipts Adjustment equals the Organizational Unit's Real Receipts less its Local Capacity Target, with the resulting figure multiplied by the Local Capacity Percentage.

As used in this paragraph (3), "Real Percent of Adequacy" means the sum of an Organizational Unit's Real Receipts, CPPRT, and Base Funding Minimum, with the resulting figure divided by the Organizational Unit's Adequacy Target.

(d) Calculation of Real Receipts, EAV, and Adjusted EAV for purposes of the Local Capacity calculation.

(1) An Organizational Unit's Real Receipts are the product of its Applicable Tax Rate and its Adjusted EAV. An Organizational Unit's Applicable Tax Rate is its Adjusted Operating Tax Rate for property within the Organizational Unit.

(2) The State Superintendent shall calculate the equalized assessed valuation, or EAV, of all taxable property of each Organizational Unit as of September 30 of the previous year in accordance with paragraph (3) of this subsection (d). The State Superintendent shall then determine the Adjusted EAV of each Organizational Unit in accordance with paragraph (4) of this subsection (d), which Adjusted EAV figure shall be used for the purposes of calculating Local Capacity.

(3) To calculate Real Receipts and EAV, the Department of Revenue shall supply to the State Superintendent the value as equalized or assessed by the Department of Revenue of all taxable property of every Organizational Unit, together with (i) the applicable tax rate used in extending taxes for the funds of the Organizational Unit as of September 30 of the previous year and (ii) the limiting rate for all Organizational Units subject to property tax extension limitations as imposed under PTELL.

(A) The Department of Revenue shall add to the equalized assessed value of all taxable property of each Organizational Unit situated entirely or partially within a county that is or was subject to the provisions of Section 15-176 or 15-177 of the Property Tax Code (i) an amount equal to the total amount by which the homestead exemption allowed under Section 15-176 or 15-177 of the Property Tax Code for real property situated in that Organizational Unit exceeds the total amount that would have been allowed in that Organizational Unit if the maximum reduction under Section 15-176 was (I) \$4,500 in Cook County or \$3,500 in all other counties in tax year 2003 or (II) \$5,000 in all counties in tax year 2004 and thereafter and (ii) an amount equal to the aggregate amount for the taxable year of all additional exemptions under Section 15-175 of the Property Tax Code for owners with a household income of \$30,000 or less. The county clerk of any county that is or was subject to the provisions of Section 15-176 or 15-177 of the Property Tax Code shall annually calculate and certify to the Department of Revenue for each Organizational Unit all homestead exemption amounts under Section 15-176 or 15-177 of the Property Tax Code and all amounts of additional exemptions under Section 15-175 of the Property Tax Code for owners with a household income of \$30,000 or less. It is the intent of this subparagraph (A) that if the general homestead exemption for a parcel of property is determined under Section 15-176 or 15-177 of the Property Tax Code rather than Section 15-175, then the calculation of EAV shall not be affected by the difference, if any, between the amount of the general homestead exemption allowed for that parcel of property

under Section 15-176 or 15-177 of the Property Tax Code and the amount that would have been allowed had the general homestead exemption for that parcel of property been determined under Section 15-175 of the Property Tax Code. It is further the intent of this subparagraph (A) that if additional exemptions are allowed under Section 15-175 of the Property Tax Code for owners with a household income of less than \$30,000, then the calculation of EAV shall not be affected by the difference, if any, because of those additional exemptions.

(B) With respect to any part of an Organizational Unit within a redevelopment project area in respect to which a municipality has adopted tax increment allocation financing pursuant to the Tax Increment Allocation Redevelopment Act, Division 74.4 of Article 11 of the Illinois Municipal Code, or the Industrial Jobs Recovery Law, Division 74.6 of Article 11 of the Illinois Municipal Code, no part of the current EAV of real property located in any such project area that is attributable to an increase above the total initial EAV of such property shall be used as part of the EAV of the Organizational Unit, until such time as all redevelopment project costs have been paid, as provided in Section 11-74.4-8 of the Tax Increment Allocation Redevelopment Act or in Section 11-74.6-35 of the Industrial Jobs Recovery Law. For the purpose of the EAV of the Organizational Unit, the total initial EAV or the current EAV, whichever is lower, shall be used until such time as all redevelopment project costs have been paid.

(B-5) The real property equalized assessed valuation for a school district shall be adjusted by subtracting from the real property value, as equalized or assessed by the Department of Revenue, for the district an amount computed by dividing the amount of any abatement of taxes under Section 18-170 of the Property Tax Code by 3.00% for a district maintaining grades kindergarten through 12, by 2.30% for a district maintaining grades kindergarten through 8, or by 1.05% for a district maintaining grades 9 through 12 and adjusted by an amount computed by dividing the amount of any abatement of taxes under subsection (a) of Section 18-165 of the Property Tax Code by the same percentage rates for district type as specified in this subparagraph (B-5).

(C) For Organizational Units that are Hybrid Districts, the State Superintendent shall use the lesser of the adjusted equalized assessed valuation for property within the partial elementary unit district for elementary purposes, as defined in Article 11E of this Code, or the adjusted equalized assessed valuation for property within the partial elementary unit district for high school purposes, as defined in Article 11E of this Code.

(4) An Organizational Unit's Adjusted EAV shall be the average of its EAV over the immediately preceding 3 years or its EAV in the immediately preceding year if the EAV in the immediately preceding year has declined by 10% or more compared to the 3-year average. In the event of Organizational Unit reorganization, consolidation, or annexation, the Organizational Unit's Adjusted EAV for the first 3 years after such change shall be as follows: the most current EAV shall be used in the first year, the average of a 2-year EAV or its EAV in the immediately preceding year if the EAV declines by 10% or more compared to the 2-year average for the second year, and a 3-year average EAV or its EAV in the immediately preceding year if the Adjusted EAV declines by 10% or more compared to the 3-year average for the third year. For any school district whose EAV in the immediately preceding year is used in calculations, in the following year, the Adjusted EAV shall be the average of its EAV over the immediately preceding 2 years or the immediately preceding year if that year represents a decline of 10% or more compared to the 2-year average.

"PTELL EAV" means a figure calculated by the State Board for Organizational Units subject to PTELL as described in this paragraph (4) for the purposes of calculating an Organizational Unit's Local Capacity Ratio. Except as otherwise provided in this paragraph (4), the PTELL EAV of an Organizational Unit shall be equal to the product of the equalized assessed valuation last used in the calculation of general State aid under Section 18-8.05 of this Code (now repealed) or Evidence-Based Funding under this Section and the Organizational Unit's Extension Limitation Ratio. If an Organizational Unit has approved or does approve an increase in its limiting rate, pursuant to Section 18-190 of the Property Tax Code, affecting the Base Tax Year, the PTELL EAV shall be equal to the product of the equalized assessed valuation last used in the calculation of general State aid under Section 18-8.05 of this Code (now repealed) or Evidence-Based Funding under this Section multiplied by an amount equal to one plus the percentage increase, if any, in the Consumer Price Index for All Urban Consumers for all items published by the United States Department of Labor for the 12-month calendar year preceding the Base Tax Year, plus the equalized assessed valuation of new property, annexed property, and recovered tax increment value and minus the equalized assessed valuation of disconnected property.

As used in this paragraph (4), "new property" and "recovered tax increment value" shall have the meanings set forth in the Property Tax Extension Limitation Law.

(e) Base Funding Minimum calculation.

(1) For the 2017-2018 school year, the Base Funding Minimum of an Organizational Unit or a Specially Funded Unit shall be the amount of State funds distributed to the Organizational Unit or Specially Funded Unit during the 2016-2017 school year prior to any adjustments and specified appropriation amounts described in this paragraph (1) from the following Sections, as calculated by the State Superintendent: Section 18-8.05 of this Code (now repealed); Section 5 of Article 224 of Public Act 99-524 (equity grants); Section 14-7.02b of this Code (funding for children requiring special education services); Section 14-13.01 of this Code (special education facilities and staffing), except for reimbursement of the cost of transportation pursuant to Section 14-13.01; Section 14C-12 of this Code (English learners); and Section 18-4.3 of this Code (summer school), based on an appropriation level of \$13,121,600. For a school district organized under Article 34 of this Code, the Base Funding Minimum also includes (i) the funds allocated to the school district pursuant to Section 1D-1 of this Code attributable to funding programs authorized by the Sections of this Code listed in the preceding sentence and (ii) the difference between (I) the funds allocated to the school district pursuant to Section 1D-1 of this Code attributable to the funding programs authorized by Section 14-7.02 (non-public special education reimbursement), subsection (b) of Section 14-13.01 (special education transportation), Section 29-5 (transportation), Section 2-3.80 (agricultural education), Section 2-3.66 (truants' alternative education), Section 2-3.62 (educational service centers), and Section 14-7.03 (special education - orphanage) of this Code and Section 15 of the Childhood Hunger Relief Act (free breakfast program) and (II) the school district's actual expenditures for its non-public special education, special education transportation, transportation programs, agricultural education, truants' alternative education, services that would otherwise be performed by a regional office of education, special education orphanage expenditures, and free breakfast, as most recently calculated and reported pursuant to subsection (f) of Section 1D-1 of this Code. The Base Funding Minimum for Glenwood Academy shall be \$625,500. For programs operated by a regional office of education or an intermediate service center, the Base Funding Minimum must be the total amount of State funds allocated to those programs in the 2018-2019 school year and amounts provided pursuant to Article 34 of Public Act 100-586 and Section 3-16 of this Code. All programs established after June 5, 2019 (the effective date of Public Act 101-10) and administered by a regional office of education or an intermediate service center must have an initial Base Funding Minimum set to an amount equal to the first-year ASE multiplied by the amount of per pupil funding received in the previous school year by the lowest funded similar existing program type. If the enrollment for a program operated by a regional office of education or an intermediate service center is zero, then it may not receive Base Funding Minimum funds for that program in the next fiscal year, and those funds must be distributed to Organizational Units under subsection (g).

(2) For the 2018-2019 and subsequent school years, the Base Funding Minimum of Organizational Units and Specially Funded Units shall be the sum of (i) the amount of Evidence-Based Funding for the prior school year, (ii) the Base Funding Minimum for the prior school year, and (iii) any amount received by a school district pursuant to Section 7 of Article 97 of Public Act 100-21.

(3) Subject to approval by the General Assembly as provided in this paragraph (3), an Organizational Unit that meets all of the following criteria, as determined by the State Board, shall have District Intervention Money added to its Base Funding Minimum at the time the Base Funding Minimum is calculated by the State Board:

(A) The Organizational Unit is operating under an Independent Authority under Section 2-3.25f-5 of this Code for a minimum of 4 school years or is subject to the control of the State Board pursuant to a court order for a minimum of 4 school years.

(B) The Organizational Unit was designated as a Tier 1 or Tier 2 Organizational Unit in the previous school year under paragraph (3) of subsection (g) of this Section.

(C) The Organizational Unit demonstrates sustainability through a 5-year financial and strategic plan.

(D) The Organizational Unit has made sufficient progress and achieved sufficient stability in the areas of governance, academic growth, and finances.

As part of its determination under this paragraph (3), the State Board may consider the Organizational Unit's summative designation, any accreditations of the Organizational Unit, or the Organizational Unit's financial profile, as calculated by the State Board.

If the State Board determines that an Organizational Unit has met the criteria set forth in this paragraph (3), it must submit a report to the General Assembly, no later than January 2 of the fiscal year in which the State Board makes its determination, on the amount of District Intervention Money to add to the Organizational Unit's Base Funding Minimum. The General Assembly must review the State Board's report and may approve or disapprove, by joint resolution, the addition of District

Intervention Money. If the General Assembly fails to act on the report within 40 calendar days from the receipt of the report, the addition of District Intervention Money is deemed approved. If the General Assembly approves the amount of District Intervention Money to be added to the Organizational Unit's Base Funding Minimum, the District Intervention Money must be added to the Base Funding Minimum annually thereafter.

For the first 4 years following the initial year that the State Board determines that an Organizational Unit has met the criteria set forth in this paragraph (3) and has received funding under this Section, the Organizational Unit must annually submit to the State Board, on or before November 30, a progress report regarding its financial and strategic plan under subparagraph (C) of this paragraph (3). The plan shall include the financial data from the past 4 annual financial reports or financial audits that must be presented to the State Board by November 15 of each year and the approved budget financial data for the current year. The plan shall be developed according to the guidelines presented to the Organizational Unit by the State Board. The plan shall further include financial projections for the next 3 fiscal years and include a discussion and financial summary of the Organizational Unit's facility needs. If the Organizational Unit does not demonstrate sufficient progress toward its 5-year plan or if it has failed to file an annual financial report, an annual budget, a financial plan, a deficit reduction plan, or other financial information as required by law, the State Board may establish a Financial Oversight Panel under Article 1H of this Code. However, if the Organizational Unit already has a Financial Oversight Panel, the State Board may extend the duration of the Panel.

(f) Percent of Adequacy and Final Resources calculation.

(1) The Evidence-Based Funding formula establishes a Percent of Adequacy for each Organizational Unit in order to place such units into tiers for the purposes of the funding distribution system described in subsection (g) of this Section. Initially, an Organizational Unit's Preliminary Resources and Preliminary Percent of Adequacy are calculated pursuant to paragraph (2) of this subsection (f). Then, an Organizational Unit's Final Resources and Final Percent of Adequacy are calculated to account for the Organizational Unit's poverty concentration levels pursuant to paragraphs (3) and (4) of this subsection (f).

(2) An Organizational Unit's Preliminary Resources are equal to the sum of its Local Capacity Target, CPPRT, and Base Funding Minimum. An Organizational Unit's Preliminary Percent of Adequacy is the lesser of (i) its Preliminary Resources divided by its Adequacy Target or (ii) 100%.

(3) Except for Specially Funded Units, an Organizational Unit's Final Resources are equal to the sum of its Local Capacity, CPPRT, and Adjusted Base Funding Minimum. The Base Funding Minimum of each Specially Funded Unit shall serve as its Final Resources, except that the Base Funding Minimum for State-approved charter schools shall not include any portion of general State aid allocated in the prior year based on the per capita tuition charge times the charter school enrollment.

(4) An Organizational Unit's Final Percent of Adequacy is its Final Resources divided by its Adequacy Target. An Organizational Unit's Adjusted Base Funding Minimum is equal to its Base Funding Minimum less its Supplemental Grant Funding, with the resulting figure added to the product of its Supplemental Grant Funding and Preliminary Percent of Adequacy.

(g) Evidence-Based Funding formula distribution system.

(1) In each school year under the Evidence-Based Funding formula, each Organizational Unit receives funding equal to the sum of its Base Funding Minimum and the unit's allocation of New State Funds determined pursuant to this subsection (g). To allocate New State Funds, the Evidence-Based Funding formula distribution system first places all Organizational Units into one of 4 tiers in accordance with paragraph (3) of this subsection (g), based on the Organizational Unit's Final Percent of Adequacy. New State Funds are allocated to each of the 4 tiers as follows: Tier 1 Aggregate Funding equals 50% of all New State Funds, Tier 2 Aggregate Funding equals 49% of all New State Funds, Tier 3 Aggregate Funding equals 0.9% of all New State Funds, and Tier 4 Aggregate Funding equals 0.1% of all New State Funds. Each Organizational Unit within Tier 1 or Tier 2 receives an allocation of New State Funds equal to its tier Funding Gap, as defined in the following sentence, multiplied by the tier's Allocation Rate determined pursuant to paragraph (4) of this subsection (g). For Tier 1, an Organizational Unit's Funding Gap equals the tier's Target Ratio, as specified in paragraph (5) of this subsection (g), multiplied by the Organizational Unit's Adequacy Target, with the resulting amount reduced by the Organizational Unit's Final Resources. For Tier 2, an Organizational Unit's Funding Gap equals the tier's Target Ratio, as described in paragraph (5) of this subsection (g), multiplied by the Organizational Unit's Adequacy Target, with the resulting amount reduced by the Organizational Unit's Final Resources and its Tier 1 funding allocation. To determine the Organizational Unit's Funding Gap, the resulting amount is then multiplied by a factor equal to one minus the Organizational Unit's Local

Capacity Target percentage. Each Organizational Unit within Tier 3 or Tier 4 receives an allocation of New State Funds equal to the product of its Adequacy Target and the tier's Allocation Rate, as specified in paragraph (4) of this subsection (g).

(2) To ensure equitable distribution of dollars for all Tier 2 Organizational Units, no Tier 2 Organizational Unit shall receive fewer dollars per ASE than any Tier 3 Organizational Unit. Each Tier 2 and Tier 3 Organizational Unit shall have its funding allocation divided by its ASE. Any Tier 2 Organizational Unit with a funding allocation per ASE below the greatest Tier 3 allocation per ASE shall get a funding allocation equal to the greatest Tier 3 funding allocation per ASE multiplied by the Organizational Unit's ASE. Each Tier 2 Organizational Unit's Tier 2 funding allocation shall be multiplied by the percentage calculated by dividing the original Tier 2 Aggregate Funding by the sum of all Tier 2 Organizational Units' Tier 2 funding allocation after adjusting districts' funding below Tier 3 levels.

(3) Organizational Units are placed into one of 4 tiers as follows:

(A) Tier 1 consists of all Organizational Units, except for Specially Funded Units, with a Percent of Adequacy less than the Tier 1 Target Ratio. The Tier 1 Target Ratio is the ratio level that allows for Tier 1 Aggregate Funding to be distributed, with the Tier 1 Allocation Rate determined pursuant to paragraph (4) of this subsection (g).

(B) Tier 2 consists of all Tier 1 Units and all other Organizational Units, except for Specially Funded Units, with a Percent of Adequacy of less than 0.90.

(C) Tier 3 consists of all Organizational Units, except for Specially Funded Units, with a Percent of Adequacy of at least 0.90 and less than 1.0.

(D) Tier 4 consists of all Organizational Units with a Percent of Adequacy of at least 1.0.

(4) The Allocation Rates for Tiers 1 through 4 are determined as follows:

(A) The Tier 1 Allocation Rate is 30%.

(B) The Tier 2 Allocation Rate is the result of the following equation: Tier 2 Aggregate Funding, divided by the sum of the Funding Gaps for all Tier 2 Organizational Units, unless the result of such equation is higher than 1.0. If the result of such equation is higher than 1.0, then the Tier 2 Allocation Rate is 1.0.

(C) The Tier 3 Allocation Rate is the result of the following equation: Tier 3 Aggregate Funding, divided by the sum of the Adequacy Targets of all Tier 3 Organizational Units.

(D) The Tier 4 Allocation Rate is the result of the following equation: Tier 4 Aggregate Funding, divided by the sum of the Adequacy Targets of all Tier 4 Organizational Units.

(5) A tier's Target Ratio is determined as follows:

(A) The Tier 1 Target Ratio is the ratio level that allows for Tier 1 Aggregate Funding to be distributed with the Tier 1 Allocation Rate.

(B) The Tier 2 Target Ratio is 0.90.

(C) The Tier 3 Target Ratio is 1.0.

(6) If, at any point, the Tier 1 Target Ratio is greater than 90%, ~~then~~ ~~than~~ all Tier 1 funding shall be allocated to Tier 2 and no Tier 1 Organizational Unit's funding may be identified.

(7) In the event that all Tier 2 Organizational Units receive funding at the Tier 2 Target Ratio level, any remaining New State Funds shall be allocated to Tier 3 and Tier 4 Organizational Units.

(8) If any Specially Funded Units, excluding Glenwood Academy, recognized by the State Board do not qualify for direct funding following the implementation of Public Act 100-465 from any of the funding sources included within the definition of Base Funding Minimum, the unqualified portion of the Base Funding Minimum shall be transferred to one or more appropriate Organizational Units as determined by the State Superintendent based on the prior year ASE of the Organizational Units.

(8.5) If a school district withdraws from a special education cooperative, the portion of the Base Funding Minimum that is attributable to the school district may be redistributed to the school district upon withdrawal. The school district and the cooperative must include the amount of the Base Funding Minimum that is to be reapportioned in their withdrawal agreement and notify the State Board of the change with a copy of the agreement upon withdrawal.

(9) The Minimum Funding Level is intended to establish a target for State funding that will keep pace with inflation and continue to advance equity through the Evidence-Based Funding formula. The target for State funding of New Property Tax Relief Pool Funds is \$50,000,000 for State fiscal year 2019 and subsequent State fiscal years. The Minimum Funding Level is equal to \$350,000,000. In addition to any New State Funds, no more than \$50,000,000 New Property Tax Relief Pool Funds may be counted toward the Minimum Funding Level. If the sum of New State Funds and

applicable New Property Tax Relief Pool Funds are less than the Minimum Funding Level, than funding for tiers shall be reduced in the following manner:

(A) First, Tier 4 funding shall be reduced by an amount equal to the difference between the Minimum Funding Level and New State Funds until such time as Tier 4 funding is exhausted.

(B) Next, Tier 3 funding shall be reduced by an amount equal to the difference between the Minimum Funding Level and New State Funds and the reduction in Tier 4 funding until such time as Tier 3 funding is exhausted.

(C) Next, Tier 2 funding shall be reduced by an amount equal to the difference between the Minimum Funding Level and New State Funds and the reduction in Tier 4 and Tier 3.

(D) Finally, Tier 1 funding shall be reduced by an amount equal to the difference between the Minimum Funding level and New State Funds and the reduction in Tier 2, 3, and 4 funding. In addition, the Allocation Rate for Tier 1 shall be reduced to a percentage equal to the Tier 1 Allocation Rate set by paragraph (4) of this subsection (g), multiplied by the result of New State Funds divided by the Minimum Funding Level.

(9.5) For State fiscal year 2019 and subsequent State fiscal years, if New State Funds exceed \$300,000,000, then any amount in excess of \$300,000,000 shall be dedicated for purposes of Section 2-3.170 of this Code up to a maximum of \$50,000,000.

(10) In the event of a decrease in the amount of the appropriation for this Section in any fiscal year after implementation of this Section, the Organizational Units receiving Tier 1 and Tier 2 funding, as determined under paragraph (3) of this subsection (g), shall be held harmless by establishing a Base Funding Guarantee equal to the per pupil kindergarten through grade 12 funding received in accordance with this Section in the prior fiscal year. Reductions shall be made to the Base Funding Minimum of Organizational Units in Tier 3 and Tier 4 on a per pupil basis equivalent to the total number of the ASE in Tier 3-funded and Tier 4-funded Organizational Units divided by the total reduction in State funding. The Base Funding Minimum as reduced shall continue to be applied to Tier 3 and Tier 4 Organizational Units and adjusted by the relative formula when increases in appropriations for this Section resume. In no event may State funding reductions to Organizational Units in Tier 3 or Tier 4 exceed an amount that would be less than the Base Funding Minimum established in the first year of implementation of this Section. If additional reductions are required, all school districts shall receive a reduction by a per pupil amount equal to the aggregate additional appropriation reduction divided by the total ASE of all Organizational Units.

(11) The State Superintendent shall make minor adjustments to the distribution formula set forth in this subsection (g) to account for the rounding of percentages to the nearest tenth of a percentage and dollar amounts to the nearest whole dollar.

(h) State Superintendent administration of funding and district submission requirements.

(1) The State Superintendent shall, in accordance with appropriations made by the General Assembly, meet the funding obligations created under this Section.

(2) The State Superintendent shall calculate the Adequacy Target for each Organizational Unit and Net State Contribution Target for each Organizational Unit under this Section. No Evidence-Based Funding shall be distributed within an Organizational Unit without the approval of the unit's school board.

(3) Annually, the State Superintendent shall calculate and report to each Organizational Unit the unit's aggregate financial adequacy amount, which shall be the sum of the Adequacy Target for each Organizational Unit. The State Superintendent shall calculate and report separately for each Organizational Unit the unit's total State funds allocated for its students with disabilities. The State Superintendent shall calculate and report separately for each Organizational Unit the amount of funding and applicable FTE calculated for each Essential Element of the unit's Adequacy Target.

(4) Annually, the State Superintendent shall calculate and report to each Organizational Unit the amount the unit must expend on special education and bilingual education and computer technology and equipment for Organizational Units assigned to Tier 1 or Tier 2 that received an additional \$285.50 per student computer technology and equipment investment grant to their Adequacy Target pursuant to the unit's Base Funding Minimum, Special Education Allocation, Bilingual Education Allocation, and computer technology and equipment investment allocation.

(5) Moneys distributed under this Section shall be calculated on a school year basis, but paid on a fiscal year basis, with payments beginning in August and extending through June. Unless otherwise provided, the moneys appropriated for each fiscal year shall be distributed in 22 equal payments at least 2 times monthly to each Organizational Unit. If moneys appropriated for any fiscal

year are distributed other than monthly, the distribution shall be on the same basis for each Organizational Unit.

(6) Any school district that fails, for any given school year, to maintain school as required by law or to maintain a recognized school is not eligible to receive Evidence-Based Funding. In case of non-recognition of one or more attendance centers in a school district otherwise operating recognized schools, the claim of the district shall be reduced in the proportion that the enrollment in the attendance center or centers bears to the enrollment of the school district. "Recognized school" means any public school that meets the standards for recognition by the State Board. A school district or attendance center not having recognition status at the end of a school term is entitled to receive State aid payments due upon a legal claim that was filed while it was recognized.

(7) School district claims filed under this Section are subject to Sections 18-9 and 18-12 of this Code, except as otherwise provided in this Section.

(8) Each fiscal year, the State Superintendent shall calculate for each Organizational Unit an amount of its Base Funding Minimum and Evidence-Based Funding that shall be deemed attributable to the provision of special educational facilities and services, as defined in Section 14-1.08 of this Code, in a manner that ensures compliance with maintenance of State financial support requirements under the federal Individuals with Disabilities Education Act. An Organizational Unit must use such funds only for the provision of special educational facilities and services, as defined in Section 14-1.08 of this Code, and must comply with any expenditure verification procedures adopted by the State Board.

(9) All Organizational Units in this State must submit annual spending plans by the end of September of each year to the State Board as part of the annual budget process, which shall describe how each Organizational Unit will utilize the Base Funding Minimum and Evidence-Based Funding it receives from this State under this Section with specific identification of the intended utilization of Low-Income, English learner, and special education resources. Additionally, the annual spending plans of each Organizational Unit shall describe how the Organizational Unit expects to achieve student growth and how the Organizational Unit will achieve State education goals, as defined by the State Board. The State Superintendent may, from time to time, identify additional requisites for Organizational Units to satisfy when compiling the annual spending plans required under this subsection (h). The format and scope of annual spending plans shall be developed by the State Superintendent and the State Board of Education. School districts that serve students under Article 14C of this Code shall continue to submit information as required under Section 14C-12 of this Code.

(10) No later than January 1, 2018, the State Superintendent shall develop a 5-year strategic plan for all Organizational Units to help in planning for adequacy funding under this Section. The State Superintendent shall submit the plan to the Governor and the General Assembly, as provided in Section 3.1 of the General Assembly Organization Act. The plan shall include recommendations for:

(A) a framework for collaborative, professional, innovative, and 21st century learning environments using the Evidence-Based Funding model;

(B) ways to prepare and support this State's educators for successful instructional careers;

(C) application and enhancement of the current financial accountability measures, the approved State plan to comply with the federal Every Student Succeeds Act, and the Illinois Balanced Accountability Measures in relation to student growth and elements of the Evidence-Based Funding model; and

(D) implementation of an effective school adequacy funding system based on projected and recommended funding levels from the General Assembly.

(11) On an annual basis, the State Superintendent must recalibrate all of the following per pupil elements of the Adequacy Target and applied to the formulas, based on the study of average expenses and as reported in the most recent annual financial report:

(A) Gifted under subparagraph (M) of paragraph (2) of subsection (b).

(B) Instructional materials under subparagraph (O) of paragraph (2) of subsection (b).

(C) Assessment under subparagraph (P) of paragraph (2) of subsection (b).

(D) Student activities under subparagraph (R) of paragraph (2) of subsection (b).

(E) Maintenance and operations under subparagraph (S) of paragraph (2) of subsection (b).

(F) Central office under subparagraph (T) of paragraph (2) of subsection (b).

(i) Professional Review Panel.

(1) A Professional Review Panel is created to study and review topics related to the implementation and effect of Evidence-Based Funding, as assigned by a joint resolution or Public Act of the General Assembly or a motion passed by the State Board of Education. The Panel must provide recommendations to and serve the Governor, the General Assembly, and the State Board. The State Superintendent or his or her designee must serve as a voting member and chairperson of the Panel. The State Superintendent must appoint a vice chairperson from the membership of the Panel. The Panel must advance recommendations based on a three-fifths majority vote of Panel members present and voting. A minority opinion may also accompany any recommendation of the Panel. The Panel shall be appointed by the State Superintendent, except as otherwise provided in paragraph (2) of this subsection (i) and include the following members:

(A) Two appointees that represent district superintendents, recommended by a statewide organization that represents district superintendents.

(B) Two appointees that represent school boards, recommended by a statewide organization that represents school boards.

(C) Two appointees from districts that represent school business officials, recommended by a statewide organization that represents school business officials.

(D) Two appointees that represent school principals, recommended by a statewide organization that represents school principals.

(E) Two appointees that represent teachers, recommended by a statewide organization that represents teachers.

(F) Two appointees that represent teachers, recommended by another statewide organization that represents teachers.

(G) Two appointees that represent regional superintendents of schools, recommended by organizations that represent regional superintendents.

(H) Two independent experts selected solely by the State Superintendent.

(I) Two independent experts recommended by public universities in this State.

(J) One member recommended by a statewide organization that represents parents.

(K) Two representatives recommended by collective impact organizations that represent major metropolitan areas or geographic areas in Illinois.

(L) One member from a statewide organization focused on research-based education policy to support a school system that prepares all students for college, a career, and democratic citizenship.

(M) One representative from a school district organized under Article 34 of this Code.

The State Superintendent shall ensure that the membership of the Panel includes representatives from school districts and communities reflecting the geographic, socio-economic, racial, and ethnic diversity of this State. The State Superintendent shall additionally ensure that the membership of the Panel includes representatives with expertise in bilingual education and special education. Staff from the State Board shall staff the Panel.

(2) In addition to those Panel members appointed by the State Superintendent, 4 members of the General Assembly shall be appointed as follows: one member of the House of Representatives appointed by the Speaker of the House of Representatives, one member of the Senate appointed by the President of the Senate, one member of the House of Representatives appointed by the Minority Leader of the House of Representatives, and one member of the Senate appointed by the Minority Leader of the Senate. There shall be one additional member appointed by the Governor. All members appointed by legislative leaders or the Governor shall be non-voting, ex officio members.

(3) The Panel must study topics at the direction of the General Assembly or State Board of Education, as provided under paragraph (1). The Panel may also study the following topics at the direction of the chairperson:

(A) The format and scope of annual spending plans referenced in paragraph (9) of subsection (h) of this Section.

(B) The Comparable Wage Index under this Section.

(C) Maintenance and operations, including capital maintenance and construction costs.

(D) "At-risk student" definition.

(E) Benefits.

(F) Technology.

(G) Local Capacity Target.

(H) Funding for Alternative Schools, Laboratory Schools, safe schools, and

alternative learning opportunities programs.

(I) Funding for college and career acceleration strategies.

(J) Special education investments.

(K) Early childhood investments, in collaboration with the Illinois Early Learning Council.

(4) (Blank).

(5) Within 5 years after the implementation of this Section, and every 5 years thereafter, the Panel shall complete an evaluative study of the entire Evidence-Based Funding model, including an assessment of whether or not the formula is achieving State goals. The Panel shall report to the State Board, the General Assembly, and the Governor on the findings of the study.

(6) (Blank).

(7) To ensure that (i) the Adequacy Target calculation under subsection (b) accurately reflects the needs of students living in poverty or attending schools located in areas of high poverty, (ii) racial equity within the Evidence-Based Funding formula is explicitly explored and advanced, and (iii) the funding goals of the formula distribution system established under this Section are sufficient to provide adequate funding for every student and to fully fund every school in this State, the Panel shall review the Essential Elements under paragraph (2) of subsection (b). The Panel shall consider all of the following in its review:

(A) The financial ability of school districts to provide instruction in a foreign language to every student and whether an additional Essential Element should be added to the formula to ensure that every student has access to instruction in a foreign language.

(B) The adult-to-student ratio for each Essential Element in which a ratio is identified. The Panel shall consider whether the ratio accurately reflects the staffing needed to support students living in poverty or who have traumatic backgrounds.

(C) Changes to the Essential Elements that may be required to better promote racial equity and eliminate structural racism within schools.

(D) The impact of investing \$350,000,000 in additional funds each year under this Section and an estimate of when the school system will become fully funded under this level of appropriation.

(E) Provide an overview of alternative funding structures that would enable the State to become fully funded at an earlier date.

(F) The potential to increase efficiency and to find cost savings within the school system to expedite the journey to a fully funded system.

(G) The appropriate levels for reenrolling and graduating high-risk high school students who have been previously out of school. These outcomes shall include enrollment, attendance, skill gains, credit gains, graduation or promotion to the next grade level, and the transition to college, training, or employment, with an emphasis on progressively increasing the overall attendance.

(H) The evidence-based or research-based practices that are shown to reduce the gaps and disparities experienced by African American students in academic achievement and educational performance, including practices that have been shown to reduce disparities in disciplinary rates, drop-out rates, graduation rates, college matriculation rates, and college completion rates.

On or before December 31, 2021, the Panel shall report to the State Board, the General Assembly, and the Governor on the findings of its review. This paragraph (7) is inoperative on and after July 1, 2022.

(j) References. Beginning July 1, 2017, references in other laws to general State aid funds or calculations under Section 18-8.05 of this Code (now repealed) shall be deemed to be references to evidence-based model formula funds or calculations under this Section.

(Source: P.A. 100-465, eff. 8-31-17; 100-578, eff. 1-31-18; 100-582, eff. 3-23-18; 101-10, eff. 6-5-19; 101-17, eff. 6-14-19; 101-643, eff. 6-18-20; revised 8-21-20.)

Article 95.

Section 95-1. Short title. This Article may be cited as the Equity in Higher Education Act. References in this Article to "this Act" mean this Article.

Section 95-5. Findings; policies.

(a) The General Assembly finds the following:

(1) Historic and continuous systemic racism has created significant disparities in college access, affordability, and completion for Black, Latinx, low-income, and other underrepresented and historically underserved students.

(2) Higher education is examining its role as a contributor to systemic racism, while

recognizing its place in providing opportunity and upward mobility, and its role as a powerful actor in dismantling systemic racism.

(3) Chicago State University has created the Equity Working Group, which includes statewide representation of private, community, and public sector stakeholders, to create an action plan for employers, the secondary and postsecondary education systems, philanthropic organizations, community-based organizations, and our executive and legislative bodies to improve college access, completion, and post-graduation outcomes for Black college students in Illinois.

(4) Despite similar numbers of Black high school graduates, Illinois saw about 25,000 fewer Black enrollees in Illinois higher education in 2018 compared to 2008.

(5) Illinois must address wide disparities in degree completion at Illinois community colleges, which currently graduate Black and Latinx students at a rate of 14% and 26% respectively compared to the rate of 38% for White students, as well as at public universities, which currently graduate Black and Latinx students at a rate of 34% and 49% respectively compared to 66% of White students, within 6 years.

(6) The State of Illinois benefits from a diverse public higher education system that includes universities and community colleges with different missions and scopes that maximize college enrollment, persistence, and completion of underrepresented and historically underserved students, including Black and Latinx students and students from low-income families.

(7) Illinois has a moral obligation and an economic interest in dismantling and reforming structures that create or exacerbate racial and socioeconomic inequities in K-12 and higher education.

(8) The Board of Higher Education has a statutory obligation to create a strategic plan for higher education and has adopted core principles to guide this plan.

(9) The Board of Higher Education has included among its core principles designed to guide the strategic plan the assumption that excellence coupled with equity should drive the higher education system and that the higher education system will make equity-driven decisions, elevating the voices of those who have been underserved, and actively identify and remove systemic barriers that have prevented students of color, first generation college students, low-income students, adult learners, and rural students from accessing and succeeding in higher education; access and affordability as well as high quality are embedded in the definition of equity.

(b) The General Assembly supports all of the following work and goals of the Board of Higher Education:

(1) Its work on the strategic plan for higher education and the vision it has set forth that over the next 10 years Illinois will have an equitable, accessible, innovative, nimble, and aligned higher education ecosystem that ensures individuals, families, and communities across the state thrive.

(2) Its goal to close equity gaps in higher education in Illinois and that the strategic plan will identify multiple strategies to achieve this goal.

(3) Its goal to increase postsecondary credential/degree attainment and develop talent to drive the economy of Illinois and that the strategic plan will identify strategies to achieve this goal, including embedding equity in the State's attainment goal.

(4) Its goal to improve higher education affordability, increase access, and manage costs and the expectation that the strategic plan will identify strategies for stakeholders to achieve these goals, including opportunities to improve efficiency and principles for equitable and adequate ways to fund higher education.

(c) The General Assembly encourages the Board of Higher Education to prepare an array of policy, practice, and proposed legislative changes required to implement the strategic plan, along with an implementation process and timeline by May 1, 2021 and to regularly evaluate the impact of the implementation of the strategic plan and publicly report the evaluation to ensure that the goals are achieved as intended and lead to a high-quality, equitable, and diverse higher education system in Illinois.

Article 100.

Section 100-1. Short title. This Act may be cited as the Developmental Education Reform Act. References in this Article to "this Act" mean this Article.

Section 100-5. Findings. The General Assembly makes all of the following findings:

(1) Nearly 50% of this State's high school graduates who enroll full-time in a community

college are placed in developmental education coursework in at least one subject. Community colleges place nearly 71% of Black students in developmental education courses compared to 42% of white students.

(2) Traditional developmental education courses cost students time and money and expend their financial aid because a student does not receive college credit for the successful completion of a traditional developmental education course. This can be a barrier to enrollment, persistence, and certificate or degree completion.

(3) Developmental education courses can exacerbate inequities in higher education.

Community colleges graduate Black students who are placed in developmental education courses at a rate of approximately 8% compared to a graduation rate of 26% for white students who are placed in developmental education courses.

(4) A history of inconsistent and inadequate approaches to student placement in community college coursework, such as the reliance on standardized test scores, has resulted in too many students being placed in developmental education coursework who could otherwise succeed in introductory college-level coursework or introductory college-level coursework with concurrent support.

(5) Developmental education reform is in progress, and public institutions of higher education and State agencies have undertaken voluntary efforts and committed resources to improve placement and to address disparities in the successful completion of introductory college-level coursework.

(6) The Illinois Council of Community College Presidents, the Illinois Community College Chief Academic Officers Commission, the Illinois Community College Chief Student Services Officers Commission, and the Illinois Mathematics Association of Community Colleges have already developed and approved a more equitable, multiple measures framework for placement in coursework that is currently implemented at many but not all community colleges.

(7) In 2019, members of the General Assembly, faculty and administrators from public institutions of higher education, board trustees from community college districts, representatives from the Board of Higher Education, the Illinois Community College Board, and other appointed stakeholders convened a task force to inventory and study developmental education models employed by public community colleges and universities in this State and to submit a detailed plan for scaling developmental education reforms in which all students who are placed in developmental education coursework are enrolled in an evidence-based developmental education model that maximizes a student's likelihood of completing an introductory college-level course within his or her first 2 semesters at an institution of higher education. The data released by the task force indicates all of the following:

(A) Despite more effective developmental education models, community colleges and universities use the traditional developmental education model for 77% of students who place in a developmental education mathematics course and for 67% of students who place in a developmental English language course.

(B) Improved policies, programs, and practices are essential to address the systemic inequities that exist in postsecondary education in this State, such as the disproportionate enrollment of Black students in developmental education courses.

(8) To support further reform to developmental education in mathematics, additional work needs to be done in order to more adequately define the math pathways and the various ways that students satisfy mathematics credit requirements depending upon their academic and career pathways.

Section 100-10. Definitions. In this Act:

"College-level English language or mathematics course" or "college-level English language or mathematics coursework" means a course that bears credit and fulfills English language or mathematics credit requirements for a baccalaureate degree, a certificate, or an associate degree from a postsecondary educational institution.

"Community college" means a public community college in this State.

"Developmental education" means instruction through which a high school graduate who applies to a college credit program may attain the communication and computation skills necessary to successfully complete college-level coursework.

"Developmental education course" or "developmental education coursework" means a course or a category of courses in which students are placed based on an institution's finding that a student does not have the proficiency necessary to succeed in an introductory college-level English language or mathematics course.

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"Institution of higher education" or "institution" means a public community college or university in this State.

"University" means a public university in this State.

Section 100-15. Placement measures.

(a) On or before May 1, 2022, a community college shall use each of the following measures, as appropriate, to determine the placement of a student in introductory college-level English language or mathematics coursework and shall use the scores set forth in recommendations approved by the Illinois Council of Community College Presidents on June 1, 2018:

(1) A student's cumulative high school grade point average.

(2) A student's successful completion of an appropriate high school transition course in mathematics or English.

(3) A student's successful completion of an appropriate developmental education or introductory college-level English language or mathematics course at another regionally accredited postsecondary educational institution.

(b) In determining the placement of a student in introductory college-level English language or mathematics coursework, a community college shall consider the standardized test scores provided by the student for placement in an introductory college-level English language or mathematics course.

In addition, a community college is encouraged to use the scores set forth in recommendations approved by the Illinois Council of Community College Presidents on June 1, 2018 and should also consider other individual measures for placement in an introductory college-level English language or mathematics course, as set forth in recommendations approved by the Illinois Council of Community College Presidents on June 1, 2018, and the scores set forth in those recommendations.

In its discretion, a community college may accept a lower score on individual placement measures or accept lower scores in combination with other placement measures than those set forth in the recommendations.

(c) If a student qualifies for placement in an introductory college-level English language or mathematics course using a single measure under subsection (a) or (b), no additional measures need to be considered for placement of the student in the introductory college-level English language or mathematics course.

Section 100-20. Recommendations of Illinois Council of Community College Presidents recommendation revisions; math pathways.

(a) If the Illinois Council of Community College Presidents approves any revised recommendations for determining the placement of students in introductory college-level English language or mathematics courses in response to changes in scoring systems, the introduction and use of additional measures, or evidence that demonstrates the inaccuracy in the use of scores in previous recommendations, then, within one year after the date of the adoption of those revised recommendations, references in this Act to recommendations approved by the Illinois Council of Community College Presidents on June 1, 2018 shall mean the revised recommendations. The General Assembly may request that the Illinois Council of Community College Presidents provide to the General Assembly the rationale and supporting evidence for any revision to the Council's recommendations.

(b) Beginning no later than December 1, 2021, the Illinois Board of Higher Education shall convene stakeholders to consider a multiple measures framework for placement into college-level coursework for Illinois public universities with considerations for math pathways and major requirements.

Section 100-25. Placement policy; report.

(a) Each institution of higher education shall publicly post its placement policy in a manner that is easily accessible to both students and prospective students.

(b) On or before July 1, 2023, the Illinois Community College Board shall issue a report, which shall be made available to the public on its Internet website, concerning each community college's developmental education and college-level coursework placement policy and the policy's outcomes. The data disclosed in the report must be consistent with the Illinois Community College Board's requirements for data collection and should be disaggregated by developmental education course model, as defined by the Illinois Community College Board, and by gender, race and ethnicity, and federal Pell Grant status.

Section 100-30. Institutional plans; report.

(a) On or before May 1, 2022, each university shall submit to the Board of Higher Education and each community college shall submit to the Illinois Community College Board its institutional plan for scaling evidence-based developmental education reforms to maximize the probability that a student will be placed

in and successfully complete introductory college-level English language or mathematics coursework within 2 semesters at the institution. At a minimum, a plan submitted by an institution shall include all of the following:

(1) A description of the current developmental education models offered by the institution. If the institution does not currently offer developmental education coursework, it must provide details regarding its decision not to offer developmental education coursework and the pathways that are available to students deemed to be insufficiently prepared for introductory college-level English language or mathematics coursework.

(2) A description of the developmental education models that will be implemented and scaled and the basis of the evidence and associated data that the institution considered in making the decision to scale each model.

(3) Baseline data and benchmarks for progress, including, but not limited to, (i) enrollment in credit-bearing English language or mathematics courses, (ii) rates of successful completion of introductory college-level English language or mathematics courses, and (iii) college-credit accumulation.

(4) Detailed plans for scaling reforms and improving outcomes for all students placed in traditional developmental education models or models with comparable introductory college-level course completion rates. The plan shall provide details about the expected improvements in educational outcomes for Black students as result of the proposed reforms.

(b) On or before January 1, 2023 and every 2 years thereafter, the Board of Higher Education and Illinois Community College Board shall collect data and report to the General Assembly and the public the status of developmental education reforms at institutions. The report must include data on the progress of the developmental education reforms, including, but not limited to, (i) enrollment in credit-bearing English language or mathematics courses, (ii) rates of successful completion of introductory college-level English language or mathematics courses, and (iii) college-credit accumulation. The data should be disaggregated by gender, race and ethnicity, federal Pell Grant status, and other variables of interest to the Board of Higher Education and the Illinois Community College Board.

(c) On or before January 1, 2024 and every 2 years thereafter, the Board of Higher Education and Illinois Community College Board, in consultation with institutions of higher education and other stakeholders, shall consider additional data reporting requirements to facilitate the rigorous and continuous evaluation of each institution's implementation plan and its impact on improving outcomes for students in developmental education, particularly for Black students.

Section 100-90. Family Educational Rights and Privacy Act of 1974. Nothing in this Act supersedes the federal Family Educational Rights and Privacy Act of 1974 or rules adopted pursuant to the federal Family Educational Rights and Privacy Act of 1974.

Article 115.

Section 115-5. The School Code is amended by changing Section 21B-50 as follows:

(105 ILCS 5/21B-50)

Sec. 21B-50. Alternative Educator Licensure Program.

(a) There is established an alternative educator licensure program, to be known as the Alternative Educator Licensure Program for Teachers.

(b) The Alternative Educator Licensure Program for Teachers may be offered by a recognized institution approved to offer educator preparation programs by the State Board of Education, in consultation with the State Educator Preparation and Licensure Board.

The program shall be comprised of 4 phases:

(1) A course of study that at a minimum includes instructional planning; instructional strategies, including special education, reading, and English language learning; classroom management; and the assessment of students and use of data to drive instruction.

(2) A year of residency, which is a candidate's assignment to a full-time teaching position or as a co-teacher for one full school year. An individual must hold an Educator License with Stipulations with an alternative provisional educator endorsement in order to enter the residency and must complete additional program requirements that address required State and national standards, pass the State Board's teacher performance assessment no later than the end of the first semester of the second year of residency, as required under phase (3) of this subsection (b), and be recommended by the principal or qualified equivalent of a principal, as required under subsection (d) of this Section, and the program coordinator to continue with the second year of the residency.

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(3) A second year of residency, which shall include the candidate's assignment to a full-time teaching position for one school year. The candidate must be assigned an experienced teacher to act as a mentor and coach the candidate through the second year of residency.

(4) A comprehensive assessment of the candidate's teaching effectiveness, as evaluated by the principal or qualified equivalent of a principal, as required under subsection (d) of this Section, and the program coordinator, at the end of the second year of residency. If there is disagreement between the 2 evaluators about the candidate's teaching effectiveness, the candidate may complete one additional year of residency teaching under a professional development plan developed by the principal or qualified equivalent and the preparation program. At the completion of the third year, a candidate must have positive evaluations and a recommendation for full licensure from both the principal or qualified equivalent and the program coordinator or no Professional Educator License shall be issued.

Successful completion of the program shall be deemed to satisfy any other practice or student teaching and content matter requirements established by law.

(c) An alternative provisional educator endorsement on an Educator License with Stipulations is valid for 2 years of teaching in the public schools, including without limitation a preschool educational program under Section 2-3.71 of this Code or charter school, or in a State-recognized nonpublic school in which the chief administrator is required to have the licensure necessary to be a principal in a public school in this State and in which a majority of the teachers are required to have the licensure necessary to be instructors in a public school in this State, but may be renewed for a third year if needed to complete the Alternative Educator Licensure Program for Teachers. The endorsement shall be issued only once to an individual who meets all of the following requirements:

(1) Has graduated from a regionally accredited college or university with a bachelor's degree or higher.

(2) ~~(Blank). Has a cumulative grade point average of 3.0 or greater on a 4.0 scale or its equivalent on another scale.~~

(3) Has completed a major in the content area if seeking a middle or secondary level endorsement or, if seeking an early childhood, elementary, or special education endorsement, has completed a major in the content area of reading, English/language arts, mathematics, or one of the sciences. If the individual does not have a major in a content area for any level of teaching, he or she must submit transcripts to the State Board of Education to be reviewed for equivalency.

(4) Has successfully completed phase (1) of subsection (b) of this Section.

(5) Has passed a content area test required for the specific endorsement for admission into the program, as required under Section 21B-30 of this Code.

A candidate possessing the alternative provisional educator endorsement may receive a salary, benefits, and any other terms of employment offered to teachers in the school who are members of an exclusive bargaining representative, if any, but a school is not required to provide these benefits during the years of residency if the candidate is serving only as a co-teacher. If the candidate is serving as the teacher of record, the candidate must receive a salary, benefits, and any other terms of employment. Residency experiences must not be counted towards tenure.

(d) The recognized institution offering the Alternative Educator Licensure Program for Teachers must partner with a school district, including without limitation a preschool educational program under Section 2-3.71 of this Code or charter school, or a State-recognized, nonpublic school in this State in which the chief administrator is required to have the licensure necessary to be a principal in a public school in this State and in which a majority of the teachers are required to have the licensure necessary to be instructors in a public school in this State. A recognized institution that partners with a public school district administering a preschool educational program under Section 2-3.71 of this Code must require a principal to recommend or evaluate candidates in the program. A recognized institution that partners with an eligible entity administering a preschool educational program under Section 2-3.71 of this Code and that is not a public school district must require a principal or qualified equivalent of a principal to recommend or evaluate candidates in the program. The program presented for approval by the State Board of Education must demonstrate the supports that are to be provided to assist the provisional teacher during the 2-year residency period. These supports must provide additional contact hours with mentors during the first year of residency.

(e) Upon completion of the 4 phases outlined in subsection (b) of this Section and all assessments required under Section 21B-30 of this Code, an individual shall receive a Professional Educator License.

(f) The State Board of Education, in consultation with the State Educator Preparation and Licensure Board, may adopt such rules as may be necessary to establish and implement the Alternative Educator Licensure Program for Teachers.

(Source: P.A. 100-596, eff. 7-1-18; 100-822, eff. 1-1-19; 101-220, eff. 8-7-19; 101-570, eff. 8-23-19; 101-643, eff. 6-18-20.)

Article 120.

Section 120-5. The Higher Education Student Assistance Act is amended by changing Section 50 as follows:

(110 ILCS 947/50)

Sec. 50. Minority Teachers of Illinois scholarship program.

(a) As used in this Section:

"Eligible applicant" means a minority student who has graduated from high school or has received a high school equivalency certificate and has maintained a cumulative grade point average of no less than 2.5 on a 4.0 scale, and who by reason thereof is entitled to apply for scholarships to be awarded under this Section.

"Minority student" means a student who is any of the following:

(1) American Indian or Alaska Native (a person having origins in any of the original peoples of North and South America, including Central America, and who maintains tribal affiliation or community attachment).

(2) Asian (a person having origins in any of the original peoples of the Far East, Southeast Asia, or the Indian subcontinent, including, but not limited to, Cambodia, China, India, Japan, Korea, Malaysia, Pakistan, the Philippine Islands, Thailand, and Vietnam).

(3) Black or African American (a person having origins in any of the black racial groups of Africa). Terms such as "Haitian" or "Negro" can be used in addition to "Black or African American".

(4) Hispanic or Latino (a person of Cuban, Mexican, Puerto Rican, South or Central American, or other Spanish culture or origin, regardless of race).

(5) Native Hawaiian or Other Pacific Islander (a person having origins in any of the original peoples of Hawaii, Guam, Samoa, or other Pacific Islands).

"Qualified bilingual minority applicant" means a qualified student who demonstrates proficiency in a language other than English by (i) receiving a State Seal of Bilingualism from the State Board of Education or (ii) receiving a passing score on an educator licensure target language proficiency test.

"Qualified student" means a person (i) who is a resident of this State and a citizen or permanent resident of the United States; (ii) who is a minority student, as defined in this Section; (iii) who, as an eligible applicant, has made a timely application for a minority teaching scholarship under this Section; (iv) who is enrolled on at least a half-time basis at a qualified Illinois institution of higher learning; (v) who is enrolled in a course of study leading to teacher licensure, including alternative teacher licensure, or, if the student is already licensed to teach, in a course of study leading to an additional teaching endorsement or a master's degree in an academic field in which he or she is teaching or plans to teach or who has received one or more College and Career Pathway Endorsements pursuant to Section 80 of the Postsecondary and Workforce Readiness Act and commits to enrolling in a course of study leading to teacher licensure, including alternative teacher licensure; (vi) who maintains a grade point average of no less than 2.5 on a 4.0 scale; and (vii) who continues to advance satisfactorily toward the attainment of a degree.

(b) In order to encourage academically talented Illinois minority students to pursue teaching careers at the preschool or elementary or secondary school level and to address and alleviate the teacher shortage crisis in this State described under the provisions of the Transitions in Education Act, each qualified student shall be awarded a minority teacher scholarship to any qualified Illinois institution of higher learning. However, preference may be given to qualified applicants enrolled at or above the junior level.

(c) Each minority teacher scholarship awarded under this Section shall be in an amount sufficient to pay the tuition and fees and room and board costs of the qualified Illinois institution of higher learning at which the recipient is enrolled, up to an annual maximum of \$5,000; except that in the case of a recipient who does not reside on-campus at the institution at which he or she is enrolled, the amount of the scholarship shall be sufficient to pay tuition and fee expenses and a commuter allowance, up to an annual maximum of \$5,000. However, if at least \$2,850,000 is appropriated in a given fiscal year for the Minority Teachers of Illinois scholarship program, then, in each fiscal year thereafter, each scholarship awarded under this Section shall be in an amount sufficient to pay the tuition and fees and room and board costs of the qualified Illinois institution of higher learning at which the recipient is enrolled, up to an annual maximum of \$7,500; except that in the case of a recipient who does not reside on-campus at the institution at which he

or she is enrolled, the amount of the scholarship shall be sufficient to pay tuition and fee expenses and a commuter allowance, up to an annual maximum of \$7,500.

(d) The total amount of minority teacher scholarship assistance awarded by the Commission under this Section to an individual in any given fiscal year, when added to other financial assistance awarded to that individual for that year, shall not exceed the cost of attendance at the institution at which the student is enrolled. If the amount of minority teacher scholarship to be awarded to a qualified student as provided in subsection (c) of this Section exceeds the cost of attendance at the institution at which the student is enrolled, the minority teacher scholarship shall be reduced by an amount equal to the amount by which the combined financial assistance available to the student exceeds the cost of attendance.

(e) The maximum number of academic terms for which a qualified student can receive minority teacher scholarship assistance shall be 8 semesters or 12 quarters.

(f) In any academic year for which an eligible applicant under this Section accepts financial assistance through the Paul Douglas Teacher Scholarship Program, as authorized by Section 551 et seq. of the Higher Education Act of 1965, the applicant shall not be eligible for scholarship assistance awarded under this Section.

(g) All applications for minority teacher scholarships to be awarded under this Section shall be made to the Commission on forms which the Commission shall provide for eligible applicants. The form of applications and the information required to be set forth therein shall be determined by the Commission, and the Commission shall require eligible applicants to submit with their applications such supporting documents or recommendations as the Commission deems necessary.

(h) Subject to a separate appropriation for such purposes, payment of any minority teacher scholarship awarded under this Section shall be determined by the Commission. All scholarship funds distributed in accordance with this subsection shall be paid to the institution and used only for payment of the tuition and fee and room and board expenses incurred by the student in connection with his or her attendance at a qualified Illinois institution of higher learning. Any minority teacher scholarship awarded under this Section shall be applicable to 2 semesters or 3 quarters of enrollment. If a qualified student withdraws from enrollment prior to completion of the first semester or quarter for which the minority teacher scholarship is applicable, the school shall refund to the Commission the full amount of the minority teacher scholarship.

(i) The Commission shall administer the minority teacher scholarship aid program established by this Section and shall make all necessary and proper rules not inconsistent with this Section for its effective implementation.

(j) When an appropriation to the Commission for a given fiscal year is insufficient to provide scholarships to all qualified students, the Commission shall allocate the appropriation in accordance with this subsection. If funds are insufficient to provide all qualified students with a scholarship as authorized by this Section, the Commission shall allocate the available scholarship funds for that fiscal year to qualified students who submit a complete application form on or before a date specified by the Commission based on the following order of priority:

(1) To students who received a scholarship under this Section in the prior academic year and who remain eligible for a minority teacher scholarship under this Section.

(2) Except as otherwise provided in subsection (k), to students who demonstrate financial need, as determined by the Commission. ~~on the basis of the date the Commission receives a complete application form.~~

(k) ~~Notwithstanding paragraph (2) of the provisions of subsection (j) or any other provision of this Section,~~ at least ~~35%~~ 30% of the funds appropriated for scholarships awarded under this Section in each fiscal year shall be reserved for qualified male minority applicants , with priority being given to qualified Black male applicants beginning with fiscal year 2023. If the Commission does not receive enough applications from qualified male minorities on or before January 1 of each fiscal year to award ~~35%~~ 30% of the funds appropriated for these scholarships to qualified male minority applicants, then the Commission may award a portion of the reserved funds to qualified female minority applicants in accordance with subsection (j).

Beginning with fiscal year 2023, if at least \$2,850,000 but less than \$4,200,000 is appropriated in a given fiscal year for scholarships awarded under this Section, then at least 10% of the funds appropriated shall be reserved for qualified bilingual minority applicants, with priority being given to qualified bilingual minority applicants who are enrolled in an educator preparation program with a concentration in bilingual, bicultural education. Beginning with fiscal year 2023, if at least \$4,200,000 is appropriated in a given fiscal year for the Minority Teachers of Illinois scholarship program, then at least 30% of the funds appropriated shall be reserved for qualified bilingual minority applicants, with priority being given to qualified bilingual minority applicants who are enrolled in an educator preparation program with a

concentration in bilingual, bicultural education. Beginning with fiscal year 2023, if at least \$2,850,000 is appropriated in a given fiscal year for scholarships awarded under this Section but the Commission does not receive enough applications from qualified bilingual minority applicants on or before January 1 of that fiscal year to award at least 10% of the funds appropriated to qualified bilingual minority applicants, then the Commission may, in its discretion, award a portion of the reserved funds to other qualified students in accordance with subsection (j).

(l) Prior to receiving scholarship assistance for any academic year, each recipient of a minority teacher scholarship awarded under this Section shall be required by the Commission to sign an agreement under which the recipient pledges that, within the one-year period following the termination of the program for which the recipient was awarded a minority teacher scholarship, the recipient (i) shall begin teaching for a period of not less than one year for each year of scholarship assistance he or she was awarded under this Section; ~~and~~ (ii) shall fulfill this teaching obligation at a nonprofit Illinois public, private, or parochial preschool, elementary school, or secondary school at which no less than 30% of the enrolled students are minority students in the year during which the recipient begins teaching at the school or may instead, if the recipient received a scholarship as a qualified bilingual minority applicant, fulfill this teaching obligation in a program in transitional bilingual education pursuant to Article 14C of the School Code or in a school in which 20 or more English learner students in the same language classification are enrolled; and (iii) shall, upon request by the Commission, provide the Commission with evidence that he or she is fulfilling or has fulfilled the terms of the teaching agreement provided for in this subsection.

(m) If a recipient of a minority teacher scholarship awarded under this Section fails to fulfill the teaching obligation set forth in subsection (l) of this Section, the Commission shall require the recipient to repay the amount of the scholarships received, prorated according to the fraction of the teaching obligation not completed, at a rate of interest equal to 5%, and, if applicable, reasonable collection fees. The Commission is authorized to establish rules relating to its collection activities for repayment of scholarships under this Section. All repayments collected under this Section shall be forwarded to the State Comptroller for deposit into the State's General Revenue Fund.

(n) A recipient of minority teacher scholarship shall not be considered in violation of the agreement entered into pursuant to subsection (l) if the recipient (i) enrolls on a full time basis as a graduate student in a course of study related to the field of teaching at a qualified Illinois institution of higher learning; (ii) is serving, not in excess of 3 years, as a member of the armed services of the United States; (iii) is a person with a temporary total disability for a period of time not to exceed 3 years as established by sworn affidavit of a qualified physician; (iv) is seeking and unable to find full time employment as a teacher at an Illinois public, private, or parochial preschool or elementary or secondary school that satisfies the criteria set forth in subsection (l) of this Section and is able to provide evidence of that fact; (v) becomes a person with a permanent total disability as established by sworn affidavit of a qualified physician; (vi) is taking additional courses, on at least a half-time basis, needed to obtain licensure as a teacher in Illinois; or (vii) is fulfilling teaching requirements associated with other programs administered by the Commission and cannot concurrently fulfill them under this Section in a period of time equal to the length of the teaching obligation.

(o) Scholarship recipients under this Section who withdraw from a program of teacher education but remain enrolled in school to continue their postsecondary studies in another academic discipline shall not be required to commence repayment of their Minority Teachers of Illinois scholarship so long as they remain enrolled in school on a full-time basis or if they can document for the Commission special circumstances that warrant extension of repayment.

(p) If the Minority Teachers of Illinois scholarship program does not expend at least 90% of the amount appropriated for the program in a given fiscal year for 3 consecutive fiscal years and the Commission does not receive enough applications from the groups identified in subsection (k) on or before January 1 in each of those fiscal years to meet the percentage reserved for those groups under subsection (k), then up to 3% of amount appropriated for the program for each of next 3 fiscal years shall be allocated to increasing awareness of the program and for the recruitment of Black male applicants. The Commission shall make a recommendation to the General Assembly by January 1 of the year immediately following the end of that third fiscal year regarding whether the amount allocated to increasing awareness and recruitment should continue.

(q) Each qualified Illinois institution of higher learning that receives funds from the Minority Teachers of Illinois scholarship program shall host an annual information session at the institution about the program for teacher candidates of color in accordance with rules adopted by the Commission. Additionally, the institution shall ensure that each scholarship recipient enrolled at the institution meets with an academic advisor at least once per academic year to facilitate on-time completion of the recipient's educator preparation program.

(r) The changes made to this Section by this amendatory Act of the 101st General Assembly will first take effect with awards made for the 2022-2023 academic year.

(Source: P.A. 99-143, eff. 7-27-15; 100-235, eff. 6-1-18.)

Article 125.

Section 125-5. The Higher Education Student Assistance Act is amended by changing Section 65.100 as follows:

(110 ILCS 947/65.100)

(Section scheduled to be repealed on October 1, 2024)

Sec. 65.100. AIM HIGH Grant Pilot Program.

(a) The General Assembly makes all of the following findings:

(1) Both access and affordability are important aspects of the Illinois Public Agenda for College and Career Success report.

(2) This State is in the top quartile with respect to the percentage of family income needed to pay for college.

(3) Research suggests that as loan amounts increase, rather than an increase in grant amounts, the probability of college attendance decreases.

(4) There is further research indicating that socioeconomic status may affect the willingness of students to use loans to attend college.

(5) Strategic use of tuition discounting can decrease the amount of loans that students must use to pay for tuition.

(6) A modest, individually tailored tuition discount can make the difference in a student choosing to attend college and enhance college access for low-income and middle-income families.

(7) Even if the federally calculated financial need for college attendance is met, the federally determined Expected Family Contribution can still be a daunting amount.

(8) This State is the second largest exporter of students in the country.

(9) When talented Illinois students attend universities in this State, the State and those universities benefit.

(10) State universities in other states have adopted pricing and incentives that allow many Illinois residents to pay less to attend an out-of-state university than to remain in this State for college.

(11) Supporting Illinois student attendance at Illinois public universities can assist in State efforts to maintain and educate a highly trained workforce.

(12) Modest tuition discounts that are individually targeted and tailored can result in enhanced revenue for public universities.

(13) By increasing a public university's capacity to strategically use tuition discounting, the public university will be capable of creating enhanced tuition revenue by increasing enrollment yields.

(b) In this Section:

"Eligible applicant" means a student from any high school in this State, whether or not recognized by the State Board of Education, who is engaged in a program of study that in due course will be completed by the end of the school year and who meets all of the qualifications and requirements under this Section.

"Tuition and other necessary fees" includes the customary charge for instruction and use of facilities in general and the additional fixed fees charged for specified purposes that are required generally of non-grant recipients for each academic period for which the grant applicant actually enrolls, but does not include fees payable only once or breakage fees and other contingent deposits that are refundable in whole or in part. The Commission may adopt, by rule not inconsistent with this Section, detailed provisions concerning the computation of tuition and other necessary fees.

(c) Beginning with the 2019-2020 academic year, each public university may establish a merit-based scholarship pilot program known as the AIM HIGH Grant Pilot Program. Each year, the Commission shall receive and consider applications from public universities under this Section. Subject to appropriation and any tuition waiver limitation established by the Board of Higher Education, a public university campus may award a grant to a student under this Section if it finds that the applicant meets all of the following criteria:

(1) He or she is a resident of this State and a citizen or eligible noncitizen of the United States.

(2) He or she files a Free Application for Federal Student Aid and demonstrates

financial need with a household income no greater than 6 times the poverty guidelines updated periodically in the Federal Register by the U.S. Department of Health and Human Services under the authority of 42 U.S.C. 9902(2). The household income of the applicant at the time of initial application shall be deemed to be the household income of the applicant for the duration of the pilot program.

(3) He or she meets the minimum cumulative grade point average or ACT or SAT college admissions test score, as determined by the public university campus.

(4) He or she is enrolled in a public university as an undergraduate student on a full-time basis.

(5) He or she has not yet received a baccalaureate degree or the equivalent of 135 semester credit hours.

(6) He or she is not incarcerated.

(7) He or she is not in default on any student loan or does not owe a refund or repayment on any State or federal grant or scholarship.

(8) Any other reasonable criteria, as determined by the public university campus.

(d) Each public university campus shall determine grant renewal criteria consistent with the requirements under this Section.

(e) Each participating public university campus shall post on its Internet website criteria and eligibility requirements for receiving awards that use funds under this Section that include a range in the sizes of these individual awards. The criteria and amounts must also be reported to the Commission and the Board of Higher Education, who shall post the information on their respective Internet websites.

(f) After enactment of an appropriation for this Program, the Commission shall determine an allocation of funds to each public university in an amount proportionate to the number of undergraduate students who are residents of this State and citizens or eligible noncitizens of the United States and who were enrolled at each public university campus in the previous academic year. All applications must be made to the Commission on or before a date determined by the Commission and on forms that the Commission shall provide to each public university campus. The form of the application and the information required shall be determined by the Commission and shall include, without limitation, the total public university campus funds used to match funds received from the Commission in the previous academic year under this Section, if any, the total enrollment of undergraduate students who are residents of this State from the previous academic year, and any supporting documents as the Commission deems necessary. Each public university campus shall match the amount of funds received by the Commission with financial aid for eligible students.

A public university in which an average of at least 49% of the students seeking a bachelor's degree or certificate received a Pell Grant over the prior 3 academic years, as reported to the Commission, shall match 20% of the amount of funds awarded in a given academic year with non-loan financial aid for eligible students. A public university in which an average of less than 49% of the students seeking a bachelor's degree or certificate received a Pell Grant over the prior 3 academic years, as reported to the Commission, shall match 60% of the amount of funds awarded in a given academic year with non-loan financial aid for eligible students.

A public university campus is not required to claim its entire allocation. The Commission shall make available to all public universities, on a date determined by the Commission, any unclaimed funds and the funds must be made available to those public university campuses in the proportion determined under this subsection (f), excluding from the calculation those public university campuses not claiming their full allocations.

Each public university campus may determine the award amounts for eligible students on an individual or broad basis, but, subject to renewal eligibility, each renewed award may not be less than the amount awarded to the eligible student in his or her first year attending the public university campus. Notwithstanding this limitation, a renewal grant may be reduced due to changes in the student's cost of attendance, including, but not limited to, if a student reduces the number of credit hours in which he or she is enrolled, but remains a full-time student, or switches to a course of study with a lower tuition rate.

An eligible applicant awarded grant assistance under this Section is eligible to receive other financial aid. Total grant aid to the student from all sources may not exceed the total cost of attendance at the public university campus.

(g) All money allocated to a public university campus under this Section may be used only for financial aid purposes for students attending the public university campus during the academic year, not including summer terms. Notwithstanding any other provision of law to the contrary, any funds received by a public university campus under this Section that are not granted to students in the academic year for which the funds are received may be retained by the public university campus for expenditure on students participating in the Program or students eligible to participate in the Program.

(h) Each public university campus that establishes a Program under this Section must annually report to the Commission, on or before a date determined by the Commission, the number of undergraduate students enrolled at that campus who are residents of this State.

(i) Each public university campus must report to the Commission the total non-loan financial aid amount given by the public university campus to undergraduate students in the 2017-2018 academic year, not including the summer term. To be eligible to receive funds under the Program, a public university campus may not decrease the total amount of non-loan financial aid it gives to undergraduate students, not including any funds received from the Commission under this Section or any funds used to match grant awards under this Section, to an amount lower than the reported amount for the 2017-2018 academic year, not including the summer term.

(j) On or before a date determined by the Commission, each public university campus that participates in the Program under this Section shall annually submit a report to the Commission with all of the following information:

(1) The Program's impact on tuition revenue and enrollment goals and increase in access and affordability at the public university campus.

(2) Total funds received by the public university campus under the Program.

(3) Total non-loan financial aid awarded to undergraduate students attending the public university campus.

(4) Total amount of funds matched by the public university campus.

(5) Total amount of claimed and unexpended funds retained by the public university campus.

(6) The percentage of total financial aid distributed under the Program by the public university campus.

(7) The total number of students receiving grants from the public university campus under the Program and those students' grade level, race, gender, income level, family size, Monetary Award Program eligibility, Pell Grant eligibility, and zip code of residence and the amount of each grant award. This information shall include unit record data on those students regarding variables associated with the parameters of the public university's Program, including, but not limited to, a student's ACT or SAT college admissions test score, high school or university cumulative grade point average, or program of study.

On or before October 1, 2020 and annually on or before October 1 thereafter, the Commission shall submit a report with the findings under this subsection (j) and any other information regarding the AIM HIGH Grant Pilot Program to (i) the Governor, (ii) the Speaker of the House of Representatives, (iii) the Minority Leader of the House of Representatives, (iv) the President of the Senate, and (v) the Minority Leader of the Senate. The reports to the General Assembly shall be filed with the Clerk of the House of Representatives and the Secretary of the Senate in electronic form only, in the manner that the Clerk and the Secretary shall direct. The Commission's report may not disaggregate data to a level that may disclose personally identifying information of individual students.

The sharing and reporting of student data under this subsection (j) must be in accordance with the requirements under the federal Family Educational Rights and Privacy Act of 1974 and the Illinois School Student Records Act. All parties must preserve the confidentiality of the information as required by law. The names of the grant recipients under this Section are not subject to disclosure under the Freedom of Information Act.

Public university campuses that fail to submit a report under this subsection (j) or that fail to adhere to any other requirements under this Section may not be eligible for distribution of funds under the Program for the next academic year, but may be eligible for distribution of funds for each academic year thereafter.

(k) The Commission shall adopt rules to implement this Section.

(l) This Section is repealed on October 1, 2024.

(Source: P.A. 100-587, eff. 6-4-18; 100-1015, eff. 8-21-18; 100-1183, eff. 4-4-19; 101-81, eff. 7-12-19; 101-613, eff. 6-1-20; 101-643, eff. 6-18-20.)

Article 130.

Section 130-1. Short title. This Article may be cited as the Transitions in Education Act. References in this Article to "this Act" mean this Article.

Section 130-5. Findings; policies.

(a) The General Assembly finds the following:

(1) Teachers are the single most important in-school factor in supporting student

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outcomes and success; yet, Illinois is suffering from a profound teacher shortage across the State.

(2) To reverse this shortage, Illinois needs to develop and invest in a robust and diverse educator pipeline, addressing any barriers or gaps that limit high quality candidates, particularly candidates of color, from becoming teachers.

(3) Illinois loses many high quality, diverse educator candidates in postsecondary programs due to confusion or lack of course transfer credits and course articulation from Illinois's 2-year to 4-year institutions.

(4) Lack of alignment and transferability of course credits may often force candidates to spend additional time and money to earn a degree or lead to an inability to complete a degree.

(5) In 1993, the Board of Higher Education, the Illinois Community College Board, and the Transfer Coordinators of Illinois Colleges and Universities brought together faculty from public and independent, associate, and baccalaureate degree-granting institutions across the State to develop the Illinois Articulation Initiative (IAI).

(6) The goal of IAI is to facilitate the transfer of courses from one participating college or university to another in order to complete a baccalaureate degree.

(7) The Student Transfer Achievement Reform (STAR) Act, as mandated by subsection (b) of Section 25 of the Act, is designed to facilitate transfer among Illinois public institutions, particularly for students with a completed Associate of Arts or an Associate of Science degree.

(8) While Illinois is a leading state for college completion rates for adult learners and transfer students from community colleges, it needs to increase the number of high-quality postsecondary teaching credentials to meet the demands of our schools and education workforce.

(9) With the rising costs of higher education for Illinois students and families, the State needs to ensure to the maximize extent possible that community college courses will transfer with full credit for the student and be accepted at an Illinois public or private institution as they pursue a baccalaureate degree in education.

(10) Illinois can do this by improving transitions all along the education pipeline; for postsecondary education, this means strengthening articulation through stable funding and the expansion of transfer tools, such as Transferology and the IAI through development of an objective measure of transfer and acceptance of credits in education degrees.

(11) The IAI Education Pathway can be modeled off of existing IAI major pathways like Early Childhood Education and Criminal Justice.

(b) The General Assembly encourages the Board of Higher Education, the State Board of Education, and the Illinois Community College Board, as part of the IAI, to do the following:

(1) The Board of Higher Education, the State Board of Education, and the Illinois Community College Board are encouraged to jointly establish a task force for a Major Panel in Education and identify respective recommended major courses that would be accepted as credit toward the education major at the receiving institutions.

(2) As part of the report on the status of the Illinois Articulation Initiative pursuant to Section 25 of the Illinois Articulation Initiative Act, the Board of Higher Education and the Illinois Community College Board are encouraged to include in the annual report to the General Assembly, the Governor, and the Illinois P-20 Council the progress made on the task force on the Education Major Panel.

(3) The Board of Higher Education, the State Board of Education, and the Illinois Community College Board are encouraged to further promote and encourage the enrollment of minority students into educator preparation programs, such as the annual information session about the Minority Teachers of Illinois scholarship program pursuant to subsection (q) of Section 50 of the Higher Education Student Assistance Act.

Article 135.

Section 135-5. The School Code is amended by changing Sections 2-3.25 and 27-20.4 and by adding Section 2-3.187 as follows:

(105 ILCS 5/2-3.25) (from Ch. 122, par. 2-3.25)

Sec. 2-3.25. Standards for schools.

(a) To determine for all types of schools conducted under this Act efficient and adequate standards for the physical plant, heating, lighting, ventilation, sanitation, safety, equipment and supplies, instruction and teaching, curriculum, library, operation, maintenance, administration and supervision, and to issue, refuse to issue or revoke certificates of recognition for schools or school districts pursuant to standards

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established hereunder; to determine and establish efficient and adequate standards for approval of credit for courses given and conducted by schools outside of the regular school term.

(a-5) On or before July 1, 2021, the State Board of Education must adopt revised social science learning standards that are inclusive and reflective of all individuals in this country.

(b) Whenever it appears that a secondary or unit school district may be unable to offer courses enabling students in grades 9 through 12 to meet the minimum preparation and admission requirements for public colleges and universities adopted by the Board of Higher Education, the State Board of Education shall assist the district in reviewing and analyzing its existing curriculum with particular reference to the educational needs of all pupils of the district and the sufficiency of existing and future revenues and payments available to the district for development of a curriculum which will provide maximum educational opportunity to pupils of the district. The review and analysis may consider achievement of this goal not only through implementation of traditional classroom methods but also through development of and participation in joint educational programs with other school districts or institutions of higher education, or alternative programs employing modern technological methods including but not limited to the use of television, telephones, computers, radio and other electronic devices.

(Source: P.A. 87-559.)

(105 ILCS 5/2-3.187 new)

Sec. 2-3.187. Inclusive American History Commission.

(a) The Inclusive American History Commission is created to provide assistance to the State Board of Education in revising its social science learning standards under subsection (a-5) of Section 2-3.25.

(b) The State Board of Education shall convene the Inclusive American History Commission to do all of the following:

(1) Review available resources for use in school districts that reflect the racial and ethnic diversity of this State and country. The resources identified by the Commission may be posted on the State Board of Education's Internet website.

(2) Provide guidance for each learning standard developed for educators on how to ensure that instruction and content are not biased to value specific cultures, time periods, and experiences over other cultures, time periods, and experiences.

(3) Develop guidance, tools, and support for professional learning on how to locate and utilize resources for non-dominant cultural narratives and sources of historical information.

(c) The Commission shall consist of all of the following members:

(1) One Representative appointed by the Speaker of the House of Representatives.

(2) One Representative appointed by the Minority Leader of the House of Representatives.

(3) One Senator appointed by the President of the Senate.

(4) One Senator appointed by the Minority Leader of the Senate.

(5) Two members who are history scholars appointed by the State Superintendent of Education.

(6) Eight members who are teachers at schools in this State recommended by professional teachers' organizations and appointed by the State Superintendent of Education.

(7) One representative of the State Board of Education appointed by the State Superintendent of Education who shall serve as chairperson.

(8) One member who represents a statewide organization that represents south suburban school districts appointed by the State Superintendent of Education.

(9) One member who represents a west suburban school district appointed by the State Superintendent of Education.

(10) One member who represents a school district organized under Article 34 appointed by the State Superintendent of Education.

(11) One member who represents a statewide organization that represents school librarians appointed by the State Superintendent of Education.

(12) One member who represents a statewide organization that represents principals appointed by the State Superintendent of Education.

(13) One member who represents a statewide organization that represents superintendents appointed by the State Superintendent of Education.

(14) One member who represents a statewide organization that represents school boards appointed by the State Superintendent of Education.

Members appointed to the Commission must reflect the racial, ethnic, and geographic diversity of this State.

(d) Members of the Commission shall serve without compensation but may be reimbursed for reasonable expenses from funds appropriated to the State Board of Education for that purpose, including travel, subject to the rules of the appropriate travel control board.

(e) The State Board of Education shall provide administrative and other support to the Commission.

(f) The Commission must submit a report about its work to the State Board of Education, the Governor, and the General Assembly on or before December 31, 2021. The Commission is dissolved upon the submission of its report.

(g) This Section is repealed on January 1, 2023.

(105 ILCS 5/27-20.4) (from Ch. 122, par. 27-20.4)

Sec. 27-20.4. Black History study. Every public elementary school and high school shall include in its curriculum a unit of instruction studying the events of Black History, including the history of the pre-enslavement of Black people from 3,000 BCE to AD 1619, the African slave trade, slavery in America, the study of the reasons why Black people came to be enslaved, and the vestiges of slavery in this country, and the study of the American civil rights renaissance. These events shall include not only the contributions made by individual African-Americans in government and in the arts, humanities and sciences to the economic, cultural and political development of the United States and Africa, but also the socio-economic struggle which African-Americans experienced collectively in striving to achieve fair and equal treatment under the laws of this nation. The studying of this material shall constitute an affirmation by students of their commitment to respect the dignity of all races and peoples and to forever eschew every form of discrimination in their lives and careers.

The State Superintendent of Education may prepare and make available to all school boards instructional materials, including those established by the Amistad Commission, which may be used as guidelines for development of a unit of instruction under this Section; provided, however, that each school board shall itself determine the minimum amount of instruction time which shall qualify as a unit of instruction satisfying the requirements of this Section.

A school may meet the requirements of this Section through an online program or course.

(Source: P.A. 100-634, eff. 1-1-19.)

Article 145.

Section 145-1. Short title. This Article may be cited as the Early Education Act. References in this Article to "this Act" means this Article.

Section 145-5. Findings; policies.

(a) The General Assembly finds the following:

(1) Part C of the federal Individuals with Disabilities Education Act and the Early Intervention Services System Act provide that all eligible infants and toddlers and their families are entitled to receive a broad range of developmental, social, and emotional services designed to maximize their development, including speech and language, developmental, occupational, and physical therapies and social work services.

(2) The General Assembly finds that early intervention services as outlined in Part C of the federal Individuals with Disabilities Education Act (IDEA) are cost-effective and effectively serve the developmental needs of eligible infants and toddlers and their families.

(3) Early intervention services to young children who have or are at risk for developmental delays have been shown to positively impact outcomes across developmental domains, including language and communication, cognitive development, and social and emotional development.

(4) Families benefit by being able to better meet their child's developmental needs from an early age and throughout their lives.

(5) Benefits to society include reducing the economic burden through a decreased need for special education.

(6) Data shows that early intervention services in Illinois are at least two and a half times less costly annually than special education services in preschool and elementary years.

(7) Nationwide, nearly 70% of children in early intervention programs exhibit growth greater than expected; this includes acquiring skills at a faster rate even after they leave the program.

(8) Nationwide, nearly half of children leave early intervention programs functioning at age level and do not need special education at kindergarten age.

(9) Early intervention services are underutilized in Illinois and nationally with only 4% of Illinois infants and toddlers currently receiving services, while the research shows that about 13% of Illinois children are eligible.

(10) In Illinois and nationally, only approximately 1% of infants are enrolled in early intervention, which is far below the percentage of children who should be receiving these services; this is of concern because intervention at the earliest possible point improves children's outcomes, and

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children born with low or very low birth weights or otherwise leaving the NICU too often do not receive the needed connection to early intervention services, particularly those children on Medicaid.

(11) Data indicates that early intervention services in Illinois are underutilized in the medical diagnosis and environmental factors with substantial risk of delay categories; these are the 2 eligibility areas in which infants and toddlers are automatically eligible.

(12) Experts conclude that early intervention eligibility needs to be clearly understood and documented so that children and families who meet eligibility requirements can be appropriately referred, served, and supported.

(13) The Early Intervention Services System Act requires the State to provide a comprehensive, coordinated, interagency, and interdisciplinary early intervention services system for eligible infants and toddlers and their families by enhancing the capacity to provide quality early intervention services, expanding and improving existing services, and facilitating coordination of payments for early intervention services from various public and private sources.

(14) Black and Latinx children in Illinois are more likely to be on a waiting list for services. This is due to a number of reasons, including the reluctance to provide services in certain neighborhoods due to the perception of safety issues and in cases in which families experience multiple challenges, such as child welfare involvement or families experiencing homelessness, which are all predictive factors of children that could benefit from early intervention services.

(15) Inequitable access to appropriate early intervention services is disproportionately more likely to be experienced by Black and Latinx families.

(b) The General Assembly encourages the Department of Human Services, in consultation with advocates and experts in the field, including the Interagency Council on Early Intervention, to take all of the following actions:

(1) to re-examine the definition of "at-risk" and also the diagnosed medical conditions that typically result in delay to ensure that they effectively increase eligibility and access to early intervention services;

(2) to charge the Early Intervention Training Program, in collaboration with experts and beneficiaries, to create and execute a plan for designing and disseminating affirmative outreach through multiple modalities to primary referral services as defined by statute, providers, and families;

(3) to include explanations and provide examples in the affirmative outreach plan about how the medical conditions resulting in high probability of developmental delay and at-risk of developmental delay categories do not require the child to have any present delay;

(4) to present to the General Assembly a report that includes the affirmative outreach plan and plans for disseminating that information, including data on the all-children-served eligibility category, services provided, and information on race and geographic area to the General Assembly no later than June 30, 2022;

(5) to develop a plan for the State to launch early intervention specialized teams that can address the complex needs that families face; the General Assembly urges recommendations for the plan to be developed by a public-private early intervention specialized teams work group and to include the participation of at least 2 Child Family Connection Providers in an early intervention specialized team pilot; this plan should build on work by the Illinois Interagency Council on Early Intervention and should specifically address modifications to billing and other policies to support new teaming structure, budget implications for pilot execution, corresponding professional development opportunities for early intervention providers, a prearranged mechanism to collect feedback from both families and providers, a mechanism for tracking outcomes, and ways to refine the approach for scale; the General Assembly urges this plan to be developed and launched by January 1, 2022; and

(6) to work in a public-private partnership to establish demonstration projects with at least 2 hospital neo-natal intensive care departments, in-patient and out-patient, with the goal of better coordination and timely connections to early intervention services; the General Assembly encourages this implementation to be underway no later than January 1, 2022.

Article 150.

Section 150-20. The Illinois Workforce Investment Board Act is amended by changing Section 4.5 as follows:

(20 ILCS 3975/4.5)

Sec. 4.5. Duties.

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(a) The Board must perform all the functions of a state workforce innovation board under the federal Workforce Innovation and Opportunity Act, any amendments to that Act, and any other applicable federal statutes. The Board must also perform all other functions that are not inconsistent with the federal Workforce Innovation and Opportunity Act or this Act and that are assumed by the Board under its bylaws or assigned to it by the Governor.

(b) The Board must cooperate with the General Assembly and make recommendations to the Governor and the General Assembly concerning legislation necessary to improve upon statewide and local workforce development systems in order to increase occupational skill attainment, employment, retention, or earnings of participants and thereby improve the quality of the workforce, reduce welfare dependency, and enhance the productivity and competitiveness of the State. The Board must annually submit a report to the General Assembly on the progress of the State in achieving state performance measures under the federal Workforce Innovation and Opportunity Act, including information on the levels of performance achieved by the State with respect to the core indicators of performance and the customer satisfaction indicator under that Act. The report must include any other items that the Governor may be required to report to the Secretary of the United States Department of Labor.

(b-5) The Board shall implement a method for measuring the progress of the State's workforce development system by using benchmarks specified in the federal Workforce Innovation and Opportunity Act.

The Board shall identify the most significant early indicators for each benchmark, establish a mechanism to collect data and track the benchmarks on an annual basis, and then use the results to set goals for each benchmark, to inform planning, and to ensure the effective use of State resources.

(c) Nothing in this Act shall be construed to require or allow the Board to assume or supersede the statutory authority granted to, or impose any duties or requirements on, the State Board of Education, the Board of Higher Education, the Illinois Community College Board, any State agencies created under the Civil Administrative Code of Illinois, or any local education agencies.

(d) No actions taken by the Illinois Human Resource Investment Council before the effective date of this amendatory Act of the 92nd General Assembly and no rights, powers, duties, or obligations from those actions are impaired solely by this amendatory Act of the 92nd General Assembly. All actions taken by the Illinois Human Resource Investment Council before the effective date of this amendatory Act of the 92nd General Assembly are ratified and validated.

(e) Upon the effective date of this amendatory Act of the 101st General Assembly, the Board shall conduct a feasibility study regarding the consolidation of all workforce development programs funded by the federal Workforce Innovation and Opportunity Act and conducted by the State of Illinois into one solitary agency to create greater access to job training for underserved populations. The Board shall utilize resources currently made available to them, including, but not limited to, partnering with institutions of higher education and those agencies currently charged with overseeing or administering workforce programs. The feasibility study shall:

(1) assess the impact of consolidation on access for participants, including minority persons as defined in Section 2 of the Business Enterprise for Minorities, Women, and Persons with Disabilities Act, persons with limited English proficiency, persons with disabilities, and youth, and how consolidation would increase equitable access to workforce resources;

(2) assess the cost of consolidation and estimate any long-term savings anticipated from the action;

(3) assess the impact of consolidation on agencies in which the programs currently reside, including, but not limited to, the Department of Commerce and Economic Opportunity, the Department of Employment Security, the Department of Human Services, the Community College Board, the Board of Higher Education, the Department of Corrections, the Department on Aging, the Department of Veterans' Affairs, and the Department of Children and Family Services;

(4) assess the impact of consolidation on State government employees and union contracts;

(5) consider if the consolidation will provide avenues to maximize federal funding;

(6) provide recommendations for the future structure of workforce development programs, including a proposed timeline for implementation;

(7) provide direction for implementation by July 1, 2022 with regard to recommendations that do not require legislative change;

(8) if legislative change is necessary, include legislative language for consideration by the 102nd General Assembly.

The Board shall submit its recommendations the Governor and the General Assembly by May 1, 2021. (Source: P.A. 100-477, eff. 9-8-17.)

Section 155-5. The School Code is amended by changing Section 21B-70 as follows:
(105 ILCS 5/21B-70)

Sec. 21B-70. Illinois Teaching Excellence Program.

(a) As used in this Section:

"Diverse candidate" means a candidate who identifies with any of the ethnicities reported on the Illinois Report Card other than White.

"National Board certified teacher candidate cohort facilitator" means a National Board certified teacher who collaborates to advance the goal of supporting all other candidate cohorts other than diverse candidate cohorts through the Illinois National Board for Professional Teaching Standards Comprehensive Support System.

"National Board certified teacher diverse candidate cohort facilitator" means a National Board certified teacher who collaborates to advance the goal of supporting racially and ethnically diverse candidates through the Illinois National Board for Professional Teaching Standards Comprehensive Support System.

"National Board certified teacher diverse liaison" means an individual or entity that supports the National Board certified teacher leading a diverse candidate cohort.

"National Board certified teacher liaison" means an individual or entity that supports the National Board certified teacher leading candidate cohorts other than diverse candidate cohorts.

"National Board certified teacher rural or remote or distant candidate cohort facilitator" means a National Board certified teacher who collaborates to advance the goal of supporting rural or remote candidates through the Illinois National Board for Professional Teaching Standards Comprehensive Support System.

"National Board certified teacher rural or remote or distant liaison" means an individual or entity that who supports the National Board certified teacher leading a rural or remote candidate cohort.

"Qualified educator" means a teacher or school counselor currently employed in a school district who is in the process of obtaining certification through the National Board for Professional Teaching Standards or who has completed certification and holds a current Professional Educator License with a National Board for Professional Teaching Standards designation or a retired teacher or school counselor who holds a Professional Educator License with a National Board for Professional Teaching Standards designation.

"Rural or remote" or "rural or remote or distant" means local codes 32, 33, 41, 42, and 43 of the New Urban-Centric Locale Codes, as defined by the National Center for Education Statistics.

"Tier 1" has the meaning given to that term under Section 18-8.15.

"Tier 2" has the meaning given to that term under Section 18-8.15.

(b) Any funds appropriated for the Illinois Teaching Excellence Program must be used to provide monetary assistance and incentives for qualified educators who are employed by or retired from school districts and who have or are in the process of obtaining licensure through the National Board for Professional Teaching Standards. The goal of the program is to improve instruction and student performance.

The State Board of Education shall allocate an amount as annually appropriated by the General Assembly for the Illinois Teaching Excellence Program for (i) application or re-take fees for each qualified educator seeking to complete certification through the National Board for Professional Teaching Standards, to be paid directly to the National Board for Professional Teaching Standards, and (ii) incentives under paragraphs (1), (2), and (3) of subsection (c) for each qualified educator, to be distributed to the respective school district, and incentives under paragraph (5) of subsection (c), to be distributed to the respective school district or directly to the qualified educator. The school district shall distribute this payment to each eligible teacher or school counselor as a single payment.

The State Board of Education's annual budget must set out by separate line item the appropriation for the program. Unless otherwise provided by appropriation, qualified educators are eligible for monetary assistance and incentives outlined in subsections (c) and (d) of this Section.

(c) When there are adequate funds available, monetary assistance and incentives shall include the following:

(1) A maximum of \$2,000 towards the application or re-take fee for teachers or school counselors in a Tier 1 school district who apply on a first-come, first-serve basis for National Board certification.

(2) A maximum of \$2,000 towards the application or re-take fee for teachers or school counselors in a school district other than a Tier 1 school district who apply on a first-come, first-serve basis for National Board certification.

(3) A maximum of \$1,000 towards the National Board for Professional Teaching Standards' renewal application fee.

(4) (Blank).

(5) An annual incentive of no more than equal to \$1,500 prorated at \$50 per hour, which shall be paid to each qualified educator

currently employed in a school district who holds both a National Board for Professional Teaching Standards designation and a current corresponding certificate issued by the National Board for Professional Teaching Standards and who agrees, in writing, to provide up to at least 30 hours of mentoring or National Board for Professional Teaching Standards professional development or both during the school year to classroom teachers or school counselors, as applicable. Funds must be disbursed on a first-come, first-serve basis, with priority given to Tier 1 school districts. Mentoring shall include, either singly or in combination, the following:

- (A) National Board for Professional Teaching Standards certification candidates.
- (B) National Board for Professional Teaching Standards re-take candidates.
- (C) National Board for Professional Teaching Standards renewal candidates.
- (D) (Blank).

Funds may also be used for instructional leadership training for qualified educators interested in supporting implementation of the Illinois Learning Standards or teaching and learning priorities of the State Board of Education or both.

(d) In addition to the monetary assistance and incentives provided under subsection (c), if adequate funds are available, incentives shall include the following incentives for the program in rural or remote schools or school districts or for programs working with diverse candidates, to be distributed to the respective school district or directly to the qualified educator or entity:

(1) A one-time incentive of \$3,000 payable to National Board certified teachers teaching in Tier 1 or Tier 2 rural or remote school districts or rural or remote schools in Tier 1 or Tier 2 school districts, with priority given to teachers teaching in Tier 1 rural or remote school districts or rural or remote schools in Tier 1 school districts.

(2) An annual incentive of \$3,200 for National Board certified teacher rural or remote or distant candidate cohort facilitators, diverse candidate cohort facilitators, and candidate cohort facilitators. Priority shall be given to rural or remote candidate cohort facilitators and diverse candidate cohort facilitators.

(3) An annual incentive of \$2,500 for National Board certified teacher rural or remote or distant liaisons, diverse liaisons, and liaisons. Priority shall be given to rural or remote liaisons and diverse liaisons.

(Source: P.A. 100-201, eff. 8-18-17; 101-333, eff. 1-1-20.)

Article 999.

Section 999-999. Effective date. This Act takes effect upon becoming law."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Lightford, **House Bill No. 2170** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 40; NAYS 18.

The following voted in the affirmative:

Aquino	Fine	Landek	Sims
Belt	Gillespie	Lightford	Stadelman
Bennett	Glowiak Hilton	Loughran Cappel	Steans
Bush	Harris	Manar	Van Pelt

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Castro	Hastings	Martwick	Villanueva
Collins	Holmes	McGuire	Villivalam
Crowe	Hunter	Morrison	Mr. President
Cullerton, T.	Johnson	Muñoz	
Cunningham	Jones, E.	Murphy	
Ellman	Joyce	Pacione-Zayas	
Feigenholtz	Koehler	Peters	

The following voted in the negative:

Anderson	McClure	Righter	Syverson
Barickman	McConchie	Rose	Tracy
Curran	Oberweis	Schimpf	Wilcox
DeWitte	Plummer	Stewart	
Fowler	Rezin	Stoller	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Cunningham, **House Bill No. 2275** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

YEAS 38; NAYS 16.

The following voted in the affirmative:

Anderson	Ellman	Jones, E.	Murphy
Aquino	Feigenholtz	Joyce	Pacione-Zayas
Belt	Fine	Koehler	Peters
Bennett	Gillespie	Landek	Sims
Castro	Glowiak Hilton	Loughran Cappel	Stadelman
Collins	Harris	Manar	Villanueva
Crowe	Hastings	Martwick	Villivalam
Cullerton, T.	Holmes	McGuire	Mr. President
Cunningham	Hunter	Morrison	
Curran	Johnson	Muñoz	

The following voted in the negative:

Barickman	Oberweis	Schimpf	Wilcox
DeWitte	Plummer	Stewart	
Fowler	Rezin	Stoller	
McClure	Righter	Syverson	
McConchie	Rose	Tracy	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Martwick, **House Bill No. 2451** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

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YEAS 37; NAYS 14; Present 1.

The following voted in the affirmative:

Anderson	Feigenholtz	Joyce	Pacione-Zayas
Aquino	Fine	Koehler	Peters
Belt	Gillespie	Landek	Schimpf
Bennett	Glowiak Hilton	Loughran Cappel	Stadelman
Castro	Harris	Manar	Villanueva
Crowe	Hastings	Martwick	Villivalam
Cullerton, T.	Holmes	McGuire	Mr. President
Cunningham	Hunter	Morrison	
Curran	Johnson	Muñoz	
Ellman	Jones, E.	Murphy	

The following voted in the negative:

Barickman	McConchie	Righter	Tracy
DeWitte	Oberweis	Rose	Wilcox
Fowler	Plummer	Stewart	
McClure	Rezin	Stoller	

The following voted present:

Collins

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).
Ordered that the Secretary inform the House of Representatives thereof.

HOUSE BILL RECALLED

On motion of Senator Castro, **House Bill No. 2461** was recalled from the order of third reading to the order of second reading.

Senator Castro offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO HOUSE BILL 2461

AMENDMENT NO. 1. Amend House Bill 2461 by replacing everything after the enacting clause with the following:

"Article 1.

Section 1-5. The State of Illinois owns the following described real estate, which is under the control of the Department of Transportation:

EO-1B-12-072 (16W0501B description from IDOT Excess Parcel 1WY0886 exception) PIN
03-11-202-039

That part of Lot 2 in First Addition to Klefstad's Bensenville Industrial Park in the east half of the Northeast Quarter of Section 11, Township 40 North, Range 11 East of the Third Principal Meridian, according to the plat thereof recorded October 26, 1977, as Document Number R77-097746, in DuPage County, Illinois, excepting therefrom that part of said Lot 2 described as follows:

Bearings and distances are based on the Illinois State Plane Coordinate System, East Zone NAD83 (2011 adj.), with a combined factor of 0.99996088;

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Beginning at the southeast corner of said Lot 2; thence South 88 degrees 35 minutes 39 seconds West along the south line of said Lot 2, a distance of 55.01 feet to a line 55.00 feet west of and parallel with the east line of said Lot 2; thence North 00 degrees 23 minutes 22 seconds West along said parallel line 476.16 feet; thence North 07 degrees 13 minutes 56 seconds West 100.72 feet to a line 67.00 feet west of and parallel with the east line of said Lot 2; thence North 00 degrees 23 minutes 22 seconds West along said parallel line 99.93 feet to a line 14.00 feet south of and parallel with the north line of said Lot 2; thence South 89 degrees 39 minutes 34 seconds West along said parallel line 348.16 feet; thence North 00 degrees 20 minutes 26 seconds West 14.00 feet to said north line of Lot 2; thence North 89 degrees 39 minutes 34 seconds East along said north line 415.15 feet to the northeast corner of said Lot 2; thence South 00 degrees 23 minutes 22 seconds East along said east line of Lot 2, a distance of 689.06 feet, measured (689.09 feet, recorded), to the Point of Beginning.

Said parcel containing 12.298 Acres, more or less.

Section 1-10. The real estate described in Section 1-5 is no longer needed by the State of Illinois. Therefore, upon completion of the Illinois State Toll Highway Authority's use of the parcel, the Department of Transportation, on behalf of the State of Illinois, shall convey by quitclaim deed all right, title, and interest of the State of Illinois and the Department of Transportation in and to the real estate described in Section 1-5 of this Act to the Village of Bensenville, for no less than the fair market value as determined by an average of 3 appraisals.

Section 1-15. The Secretary of Transportation shall obtain a certified copy of this Act within 60 days after this Act's effective date and shall record the certified document in the Recorder's Office of DuPage County, Illinois.

Article 2.

Section 2-5. Subject to the conditions set forth in Section 2-10, the Director of the Department of Children and Family Services, on behalf of the State of Illinois, shall execute and deliver to the Carole Robertson Center for Learning, an Illinois not-for-profit corporation, for and in consideration of \$1 paid to the Department, a quitclaim deed to the following described real property:

Lot 1 (except the West 8.0 feet thereof), Lot 14 (except the West 8.0 feet thereof), and Lots 2 through 7, both inclusive, all in Block 1, together with the 16 foot vacated alley lying East of the East line of Lot 14 and lying West of the West line of Lots 2 thru 7, both inclusive, and lying North of the North line of the C.B. & Q R.R. right of way all in Block 1 in Levi P. Morton's subdivision of the SE 1/4 of the SW 1/4 of Section 24, Township 39 North, Range 13 (excepting the right of way of the C.B. & Q. R.R.) all in Cook County.

Section 2-10. Conditions of conveyance.

(a) The quitclaim deed executed under Section 2-5 shall convey all right, title, and interest of the State of Illinois and the Department of Children and Family Services in and to the real property described in Section 2-5 to the Carole Robertson Center for Learning.

(b) The conveyance of real property authorized by Section 2-5 shall be made subject to existing public utilities, existing public roads, and any and all reservations, easements, encumbrances, covenants, and restrictions of record.

(c) The quitclaim deed to the Carole Robertson Center for Learning shall state on its face and be subject to the conditions that the real property shall be used by the Carole Robertson Center for Learning for a public child care facility and that if the Carole Robertson Center for Learning ceases to exist, if the real property is used for any purposes other than a public child care facility, or if an attempt is made to sell the property, then title shall revert without further action to the State of Illinois.

Section 2-15. Recording. The Director of the Department of Children and Family Services shall prepare one or more quitclaim deeds to convey the real property. The Director may also record a certified copy of this Act. Each quitclaim deed shall reference this Act and contain the reversionary language from

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subsection (c) of Section 2-10. All documents of conveyance shall be recorded in the county in which the land is located.

Article 3.

Section 3-5. The Northern Illinois University Law is amended by changing Section 30-45 as follows:
(110 ILCS 685/30-45)

Sec. 30-45. Powers and duties. The Board also shall have power and it shall be its duty:

(1) To make rules, regulations and bylaws, not inconsistent with law, for the government and management of Northern Illinois University and its branches.

(2) To employ, and, for good cause, to remove a President of Northern Illinois University, and all necessary deans, professors, associate professors, assistant professors, instructors, other educational and administrative assistants, and all other necessary employees, and to prescribe their duties and contract with them upon matters relating to tenure, salaries and retirement benefits in accordance with the State Universities Civil Service Act. Whenever the Board establishes a search committee to fill the position of President of Northern Illinois University, there shall be minority representation, including women, on that search committee. The Board shall, upon the written request of an employee of Northern Illinois University, withhold from the compensation of that employee any dues, payments or contributions payable by such employee to any labor organization as defined in the Illinois Educational Labor Relations Act. Under such arrangement, an amount shall be withheld from each regular payroll period which is equal to the pro rata share of the annual dues plus any payments or contributions, and the Board shall transmit such withholdings to the specified labor organization within 10 working days from the time of the withholding.

(3) To prescribe the courses of study to be followed, and textbooks and apparatus to be used at Northern Illinois University.

(4) To issue upon the recommendation of the faculty, diplomas to such persons as have satisfactorily completed the required studies of Northern Illinois University, and confer such professional and literary degrees as are usually conferred by other institutions of like character for similar or equivalent courses of study, or such as the Board may deem appropriate.

(5) To examine into the conditions, management, and administration of Northern Illinois University, to provide the requisite buildings, apparatus, equipment and auxiliary enterprises, and to fix and collect matriculation fees; tuition fees; fees for student activities; fees for student facilities such as student union buildings or field houses or stadia or other recreational facilities; student welfare fees; laboratory fees; and similar fees for supplies and materials. The expense of the building, improving, repairing and supplying fuel and furniture and the necessary appliances and apparatus for conducting Northern Illinois University, the reimbursed expenses of members of the Board, and the salaries or compensation of the President, assistants, agents and other employees of Northern Illinois University, shall be a charge upon the State Treasury. All other expenses shall be chargeable against students, and the Board shall regulate the charges accordingly.

(6) To succeed to and to administer all trusts, trust property, and gifts now or hereafter belonging or pertaining to Northern Illinois University.

(7) To accept endowments of professorships or departments in Northern Illinois University from any person who may proffer them and, at regular meetings, to prescribe rules and regulations in relation to endowments and declare on what general principles they may be accepted.

(8) To enter into contracts with the Federal government for providing courses of instruction and other services at Northern Illinois University for persons serving in or with the military or naval forces of the United States, and to provide such courses of instruction and other services.

(9) To contract with respect to the Cooperative Computer Center to obtain services related to electronic data processing.

(10) To provide for the receipt and expenditures of Federal funds paid to Northern Illinois University by the Federal government for instruction and other services for persons serving in or with the military or naval forces of the United States, and to provide for audits of such funds.

(11) To appoint, subject to the applicable civil service law, persons to be members of the Northern Illinois University Police Department. Members of the Police Department shall be conservators of the peace and as such have all powers possessed by policemen in cities, and sheriffs, including the power to make arrests on view or warrants of violations of State statutes, University rules and regulations and city or county ordinances, except that they may exercise such powers only within counties wherein Northern Illinois University and any of its branches or properties are located when such is required for the protection of University properties and interests, and its students and personnel, and otherwise, within such counties,

when requested by appropriate State or local law enforcement officials. However, such officers shall have no power to serve and execute civil processes.

The Board must authorize to each member of the Northern Illinois University Police Department and to any other employee of Northern Illinois University exercising the powers of a peace officer a distinct badge that, on its face, (i) clearly states that the badge is authorized by Northern Illinois University and (ii) contains a unique identifying number. No other badge shall be authorized by Northern Illinois University.

(12) The Board may, directly or in cooperation with other institutions of higher education, acquire by purchase or lease or otherwise, and construct, enlarge, improve, equip, complete, operate, control and manage research and high technology parks, together with the necessary lands, buildings, facilities, equipment, and personal property therefor, to encourage and facilitate (i) the location and development of business and industry in the State of Illinois, and (ii) the increased application and development of technology, and (iii) the improvement and development of the State's economy. The Board may lease to nonprofit corporations all or any part of the land, buildings, facilities, equipment or other property included in a research and high technology park upon such terms and conditions as the Board may deem advisable and enter into any contract or agreement with such nonprofit corporations as may be necessary or suitable for the construction, financing, operation and maintenance and management of any such park; and may lease to any person, firm, partnership or corporation, either public or private, any part or all of the land, building, facilities, equipment or other property of such park for such purposes and upon such rentals, terms and conditions as the Board may deem advisable; and may finance all or part of the cost of any such park, including the purchase, lease, construction, reconstruction, improvement, remodeling, addition to, and extension and maintenance of all or part of such high technology park, and all equipment and furnishings, by legislative appropriations, government grants, contracts, private gifts, loans, receipts from the operation of such high technology park, rentals and similar receipts; and may make its other facilities and services available to tenants or other occupants of any such park at rates which are reasonable and appropriate.

(13) To assist in the provision of buildings and facilities beneficial to, useful for, or supportive of university purposes, the Board of Trustees of Northern Illinois University may exercise the following powers with regard to the ~~areas area located on or adjacent to the Northern Illinois University DeKalb campus and~~ bounded as follows:

Parcel 1:

In Township 40 North, Range 4 East, of the Third Prime Meridian, County of DeKalb, State of Illinois: The East half of the Southeast Quarter of Section 17, the Southwest Quarter of Section 16, and the Northwest Quarter of Section 21, all in the County of DeKalb, Illinois.

Parcel 2:

In Township 40 North, Range 4 East, of the Third Prime Meridian, County of DeKalb, State of Illinois: On the North, by a line beginning at the Northwest corner of the Southeast Quarter of Section 15; thence East 1,903.3 feet; thence South to the North line of the Southeast Quarter of the Southeast Quarter of Section 15; thence East along said line to North First Street; on the West by Garden Road between Lucinda Avenue and the North boundary; thence on the South by Lucinda Avenue between Garden Road and the intersection of Lucinda Avenue and the South Branch of the Kishwaukee River, and by the South Branch of the Kishwaukee River between such intersection and easterly to the intersection of such river and North First Street; thence on the East by North First Street.

Parcel 3:

That Part of Lot 4 in the Sears Business Park Subdivison, being a subdivison of part of the East 1/2 of Section 31, and that part of Section 32, and that part of the West 1/2 of Section 33, all in Township 42 North, Range 9, East of the Third Principal Meridian and also that part of fractional section 3, and fractional section 4, both in Township 41 North, Range 9, East of the Third Principal Meridian according to the plat thereof recorded March 7, 1991 as Document no. 91103116, in Cook County, Illinois. More particularly described as follows: Commencing at the Northwest corner of the northwest 1/4 of the southwest 1/4 of said section 32; thence south 89 ° 40' 15" East along the North line of the Northwest 1/4 of the Southwest 1/4 of said section 32, a distance of 164.57 feet to a point thence South 0° 19' 45" West, a distance of 326.21 feet to the Southerly right-of-way line boulevard "A" being also point of beginning : Thence South 76°44'08" East, a distance of 84.61 feet to a point of curvature; thence southeasterly 267.01 feet along the arc of a circle, convex to the southeast, having a radius of 3,550.00 feet and whose chord of 266.95 feet bears South 78° 53'07" East to a point; thence South 32°22'21" East, a distance of 374.66 feet to a point; thence South 73°35'18" west, a distance of 89.48 feet to a point; thence North 74°09'49" west, a distance of .37 feet to a point; thence South 74°56'20" West, a distance of 103.60 feet to a point; thence South 57°44'26" West, a distance of 150.18 feet to a point; thence North 32°22'20" West, a distance of

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346.61 feet; thence North 13°15'53" East, a distance of 205.84 feet to the point of beginning; Containing 169,817.1 sq. ft. or 3.8985 acres, more or less, all in Cook County, Illinois.

Parcel 4:

Part of Section Twenty-four (24), Township Forty-four (44) North, Range Two (2) East of the Third (3rd) Principal Meridian, bounded and described as follows, to-wit: Commencing at the Northwest corner of the East Half of the Northwest Quarter of said Section; thence South 00°-34'-13" West, along the West line of the East Half of the Northwest Quarter of said Section, 2,646.48 feet to its intersection with the Southwest corner of the East Half of the Northwest Quarter of said Section; thence South 00°-32'-41" West, along the West line of the East Half of the Southwest Quarter of said Section, 1,141.57 feet to its intersection with the North Right-of-Way line for U.S. Route 20 as now laid out and used; thence North 80°-25'-35" East, along said North Right-of-Way line, 1,303.19 feet; thence North 74°-42'-57" East, along said North Right-of-Way line, (100.50 feet; thence North 80°-25'-35" East, along said North Right-of-Way line.) 116.08 feet to the point of beginning for the following described parcel; thence North 09°-34'-25" West, 533.87 feet; thence Northeasterly, along a circular curve to the left having a radius of 1,530.00 feet and whose center lies to the North, an arc distance of 372.12 feet (the chord across the last described circular curve course bears North 76°-09'-26" East, 371.21 feet); thence Northeasterly, along a circular curve to the right having a radius of 1,470.00 feet and whose center lies to the South, an arc distance of 227.59 feet (the chord across the last described circular curve course bears North 73°-37'-29" East, 227.36 feet); thence Northeasterly, along a circular curve to the left having a radius of 530.00 feet and whose center lies to the North, an arc distance of 156.42 feet (the chord across the last described circular curve course bears North 69°-36'-19" East, 155.85 feet); thence South 11°-49'-08" East, 643.18 feet to its intersection with said North Right-of-Way line for U.S. Route 20; thence South 80°-25'-35" West, along said North Right-of-Way line, 190.29 feet; thence North 85°-32'-15" West, along said North Right-of-Way line, 103.08 feet; thence South 80°-25'-35" West, along said North Right-of-Way line, 483.92 feet to the point of beginning. Subject to the rights of the public and the State of Illinois in and to those portions thereof taken, used or dedicated for public road purposes. Situated in the City of Rockford, the County of Winnebago and the State of Illinois.

Parcel 5:

Lot 1 in Washington Commons Assessment Plat of Part of the South 1/2 of Section 6, Township 38 North, Range 10, East of the Third Principal Meridian, according to the plat thereof recorded October 21, 1996 as Document R96-172065, in DuPage County, Illinois.

Parcel 6:

That part of Lots A and B of the C. M. Cheatham subdivision, a Resubdivision of part of assessor's Lot 58 in Section 12, Township 40 North, Range 4, East of the Third Principal Meridian, DeKalb County, Illinois, described as follows: Commencing at the Southeast corner of said Lot "A" (said corner being a point on the Southeasterly line of said subdivision, said line being labeled on the plat of said subdivision, the centerline of Sycamore Road before relocation); Thence Northwesterly along the South line of said Lot "A" 293.0 feet for a point of beginning; thence Northwesterly along said south line, 253.54 feet to a point 60.36 feet Southeasterly of, as measured along said South line, the most northerly corner of said Lot "B"; thence westerly 53.38 feet to a point on the west line of said Lot "B" that is 17.71 feet Southerly of, as measured along said west line, the most Northerly corner of said Lot B; thence Northeasterly along said west line, 17.71 feet to the Southwest corner of said Lot "A"; thence Northeasterly along the west line of said Lot "A", 151.2 feet to the Northwest corner of said Lot "A"; thence Southeasterly along the north line of said Lot "A", 414.9 feet to an angle point in said North line; thence Southeasterly along said North line, 299.3 feet to said Southeasterly line of said subdivision; thence Southwesterly along said Southeasterly line, 15.4 feet; thence Northwesterly parallel with said North line, 290.0 feet; thence Southwesterly, 252.85 feet to the point of beginning.

Parcel 7:

Lot 10 and the East Half of Lot 9 in Woodlawn Acres, a subdivision of a part of the Southeast Quarter of Section 14, Township 40 North, Range 4 East of the Third Principal Meridian, according to the plat thereof recorded June 28th, 1948, as Document No. 213915, in Plat Book "G", Page 140, in DeKalb County, Illinois.

Parcel 8:

That part of the vacated public alley which lies Northeasterly of the Southwesterly line of Lot 11 of said Woodlawn Acres extended Northwesterly to the Southeasterly line of Lot 9.

Parcel 9:

Lot 11 in Woodlawn Acres, a subdivision of a part of the Southeast Quarter of Section 14, Township 40 North, Range 4 East of the Third Principal Meridian, according to the plat thereof recorded June 28th, 1948, as Document No. 213915, in Plat Book "G", Page 140, in DeKalb County, Illinois.

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Parcel 10:

That Part Of Lot 1002 Of The Anaconda Wire And Cable Company Resubdivision Of part of Sections 29 And 32, Township 41 North, Range 5, East of the Third Principal Meridian, DeKalb County, Illinois, Described as follows: Commencing at the Southeast Corner of said Lot 1002; Thence Northerly along the Easterly Line of said Lot, 728.49 Feet for a point of beginning; Thence continuing Northerly along said Easterly Line, 180.00 Feet; Thence Westerly at an angle of 93 Degrees 24 Minutes 33 Seconds measured clockwise from said West line, 1,596.83 Feet to a point on the West line of said Section 29 that is 863.41 Feet Northerly of, as measured along said West Line, the Southwest Corner of said Section 29; Thence Southerly at an angle Of 79 Degrees 54 Minutes 40 Seconds measured clockwise from the last described course along said West line, 365.65 Feet; Thence Southeasterly at an angle of 100 Degrees 05 Minutes 20 Seconds measured clockwise from said West line, 1,080.00 Feet; Thence Northeasterly at Right Angles to the last described course, 150.00 Feet; Thence Southeasterly at an angle of 93 Degrees 44 Minutes 48 Seconds measured counterclockwise from the last described course, 463.97 Feet to the point of beginning, all in Sycamore Township, DeKalb County, Illinois.

(a) Acquire any interests in land, buildings, or facilities by purchase, including installments payable over a period allowed by law, by lease over a term of such duration as the Board of Trustees shall determine, or by exercise of the power of eminent domain;

(b) Sublease or contract to purchase through installments all or any portion of buildings or facilities for such duration and on such terms as the Board of Trustees shall determine, including a term that exceeds 5 years, provided that each such lease or purchase contract shall be and shall recite that it is subject to termination and cancellation in any year for which the General Assembly fails to make an appropriation to pay the rent or purchase installments payable under the terms of such lease or purchase contracts; and

(c) Sell property without compliance with the State Property Control Act and retain proceeds in the University treasury in a special, separate development fund account which the Auditor General shall examine to assure compliance with this Act.

Any buildings or facilities to be developed on the land shall be buildings or facilities that, in the determination of the Board of Trustees, in whole or in part: (i) are for use by the University; or (ii) otherwise advance the interests of the University, including, by way of example, residential, recreational, educational, and athletic facilities for University staff and students and commercial facilities which provide services needed by the University community. Revenues from the development fund account may be withdrawn by the University for the purpose of demolition and the processes associated with demolition; repairs to existing campus facilities and infrastructure, and professional services associated with planning and design routine land and property acquisition; extension of utilities; streetscape work; landscape work; surface and structure parking; sidewalks, recreational paths, and street construction; and lease and lease purchase arrangements and the professional services associated with the planning and development of the area. Moneys from the development fund account used for any other purpose must be deposited into and appropriated from the General Revenue Fund. Buildings or facilities leased to an entity or person other than the University shall not be subject to any limitations applicable to a State-supported college or university under any law. All development on the land and all the use of any buildings or facilities shall be subject to the control and approval of the Board of Trustees of Northern Illinois University.

(14) To borrow money, as necessary, from time to time in anticipation of receiving tuition, payments from the State of Illinois, or other revenues or receipts of the University, also known as anticipated moneys. The borrowing limit shall be capped at 100% of the total amount of payroll and other expense vouchers submitted and payable to the University for fiscal year 2010 expenses, but unpaid by the State Comptroller's office. Prior to borrowing any funds, the University shall request from the Comptroller's office a verification of the borrowing limit and shall include the estimated date on which such borrowing shall occur. The borrowing limit cap shall be verified by the State Comptroller's office not prior to 45 days before any estimated date for executing any promissory note or line of credit established under this item (14). The principal amount borrowed under a promissory note or line of credit shall not exceed 75% of the borrowing limit. Within 15 days after borrowing funds under any promissory note or line of credit established under this item (14), the University shall submit to the Governor's Office of Management and Budget, the Speaker of the House of Representatives, the Minority Leader of the House of Representatives, the President of the Senate, and the Minority Leader of the Senate an Emergency Short Term Cash Management Plan. The Emergency Short Term Cash Management Plan shall outline the amount borrowed, the terms for repayment, the amount of outstanding State vouchers as verified by the State Comptroller's office, and the University's plan for expenditure of any borrowed funds, including, but not limited to, a detailed plan to meet payroll obligations for all collective bargaining employees, civil service employees, and academic, research, and health care personnel. The establishment of any promissory note or line of

credit established under this item (14) must be finalized within 90 days after the effective date of this amendatory Act of the 96th General Assembly. The borrowed moneys shall be applied to the purposes of paying salaries and other expenses lawfully authorized in the University's State appropriation and unpaid by the State Comptroller. Any line of credit established under this item (14) shall be paid in full one year after creation or within 10 days after the date the University receives reimbursement from the State for all submitted fiscal year 2010 vouchers, whichever is earlier. Any promissory note established under this item (14) shall be repaid within one year after issuance of the note. The Chairman, Comptroller, or Treasurer of the Board shall execute a promissory note or similar debt instrument to evidence the indebtedness incurred by the borrowing. In connection with a borrowing, the Board may establish a line of credit with a financial institution, investment bank, or broker/dealer. The obligation to make the payments due under any promissory note or line of credit established under this item (14) shall be a lawful obligation of the University payable from the anticipated moneys. Any borrowing under this item (14) shall not constitute a debt, legal or moral, of the State and shall not be enforceable against the State. The promissory note or line of credit shall be authorized by a resolution passed by the Board and shall be valid whether or not a budgeted item with respect to that resolution is included in any annual or supplemental budget adopted by the Board. The resolution shall set forth facts demonstrating the need for the borrowing, state an amount that the amount to be borrowed will not exceed, and establish a maximum interest rate limit not to exceed the maximum rate authorized by the Bond Authorization Act or 9%, whichever is less. The resolution may direct the Comptroller or Treasurer of the Board to make arrangements to set apart and hold the portion of the anticipated moneys, as received, that shall be used to repay the borrowing, subject to any prior pledges or restrictions with respect to the anticipated moneys. The resolution may also authorize the Treasurer of the Board to make partial repayments of the borrowing as the anticipated moneys become available and may contain any other terms, restrictions, or limitations not inconsistent with the powers of the Board.

For the purposes of this item (14), "financial institution" means any bank subject to the Illinois Banking Act, any savings and loan association subject to the Illinois Savings and Loan Act of 1985, and any federally chartered commercial bank or savings and loan association or government-sponsored enterprise organized and operated in this State pursuant to the laws of the United States.
(Source: P.A. 96-909, eff. 6-8-10; 97-333, eff. 8-12-11.)

Article 4.

Section 4-5. The Eminent Domain Act is amended by adding Section 25-5-80 as follows:
(735 ILCS 30/25-5-80 new)

Sec. 25-5-80. Quick-take; City of Woodstock; Madison Street, South Street, and Lake Avenue.

(a) Quick-take proceedings under Article 20 may be used for a period of no more than 2 years after the effective date of this amendatory Act of the 101st General Assembly by Will County for the acquisition of the following described property for the purpose of the 80th Avenue Improvements project:

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FB

County: Will

Job No.: R-55-001-97

Parcel No.: 0001A Station 76+09.95 To Station 80+90.00

Index No.: 19-09-02-400-012

Parcel 0001A

That part of the Southeast Quarter of the Southeast Quarter of Section 2, all in Township 35 North, Range 12 East of the Third Principal Meridian, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the southeast corner of said Section 2; thence North 01 degree 44 minutes 58 seconds West on the east line of said Southeast Quarter, 69.28 feet to the north right of way line of 191st Street as described in Document No. R94-114863; thence South 88 degrees 15 minutes 02 seconds West, on said north right of way line, 50.29 feet to the west right of way line of 80th Avenue per Document No. R66-13830, and to the Point of Beginning; thence continuing South 88 degrees 15 minutes 02 seconds West, on said north right of way line, 10.14 feet to an angle point in said north right of way line; thence South 43 degrees 24 minutes 14 seconds West, on said north right of way line, 27.67 feet to an angle point in

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said north right of way line; thence South 88 degrees 24 minutes 14 seconds West, on said north right of way line, 1038.30 feet; thence North 01 degree 36 minutes 18 seconds West, 6.27 feet; thence North 87 degrees 57 minutes 50 seconds East, 930.35 feet to a point 63.00 feet North of, as measured perpendicular to, the south line of said Southeast Quarter; thence North 50 degrees 35 minutes 39 seconds East, 117.47 feet to the west line of the East 95.00 feet of said Southeast Quarter; thence North 01 degree 44 minutes 58 seconds West, on said west line, 304.58 feet; thence North 88 degrees 15 minutes 28 seconds East, 10.00 feet to the west line of the East 85.00 feet of said Southeast Quarter; thence North 01 degree 44 minutes 58 seconds West, on said west line, 90.00 feet; thence North 88 degrees 15 minutes 26 seconds East, 20.89 feet to the west right of way line of 80th Avenue per Document No. R66-13830; thence South 03 degrees 28 minutes 04 seconds East, on said west right of way line, 460.75 feet to the Point of Beginning.

Said parcel containing 0.706 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0001B Station 88+00.00 To Station 88+89.62

Index No.: 19-09-02-400-012

Parcel 0001B

That part of the Southeast Quarter of the Southeast Quarter of Section 2, all in Township 35 North, Range 12 East of the Third Principal Meridian, in Will County, Illinois, bearings and distances based on the Illinois Sate Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Beginning at the intersection of the north line of the Southeast Quarter of said Southeast Quarter with the west right of way line of 80th Avenue per Document No. R66-13830; thence South 01 degree 44 minutes 58 seconds East, on said west right of way line, 89.60 feet; thence South 88 degrees 15 minutes 29 seconds West, 6.78 feet; thence North 02 degrees 31 minutes 36 seconds West, 89.63 feet to the north line of the Southeast Quarter of said Southeast Quarter; thence North 88 degrees 26 minutes 40 seconds East, on said north line, 8.00 feet to the Point of Beginning.

Said parcel containing 0.015 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0001TE-A Station 88+00.00 To Station 88+89.64

Index No.: 19-09-02-400-012

Parcel 0001TE-A

That part of the Southeast Quarter of the Southeast Quarter of Section 2, all in Township 35 North, Range 12 East of the Third Principal Meridian, in Will County, Illinois, bearings and distances based on the Illinois Sate Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Beginning at a point on the north line of the Southeast Quarter of said Southeast Quarter that is 88.00 feet West of, the east line of said Southeast Quarter, as measured on said north line; thence South 02 degrees 31 minutes 36 seconds East, 89.63 feet; thence South 88 degrees 15 minutes 29 seconds West, 5.00 feet; thence North 02 degrees 31 minutes 36 seconds West, 89.65 feet to the north line of the Southeast Quarter of said Southeast Quarter; thence North 88 degrees 26 minutes 40 seconds East, on said north line, 5.00 feet to the Point of Beginning.

Said parcel containing 0.010 acre, more or less.

Route: 80th Avenue (CH 83)
 Section: 06-00122-16-FP
 County: Will
 Job No.: R-55-001-97
 Parcel No.: 0001TE-B Station 82+99.90 To Station 88+00.00
 Index No.: 19-09-02-400-012

Parcel 0001TE-B

That part of the Southeast Quarter of the Southeast Quarter of Section 2, all in Township 35 North, Range 12 East of the Third Principal Meridian, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the Southeast corner of said Section 2; thence North 01 degree 44 minutes 58 seconds West, on the east line of said Southeast Quarter, 69.28 feet to the north right of way line of 191st Street as described in Document No. R94-114863; thence South 88 degrees 15 minutes 02 seconds West, on said north right of way line, 50.29 feet to the west right of way line of 80th Avenue per Document No. R66-13830; thence North 03 degrees 28 minutes 04 seconds West, on said west right of way line, 670.74 feet to the Point of Beginning; thence South 88 degrees 15 minutes 02 seconds West, 9.59 feet; thence North 02 degrees 31 minutes 36 seconds West, 500.15 feet; thence North 88 degrees 15 minutes 29 seconds East, 6.78 feet to said west right of way line; thence South 01 degree 44 minutes 58 seconds East, on said west right of way line, 180.42 feet to an angle point in said west right of way line; thence South 03 degrees 28 minutes 04 seconds East, on said west right of way line, 319.82 feet to the Point of Beginning.

Said parcel containing 0.074 acre, more or less.

Route: 80th Avenue (CH 83)
 Section: 06-00122-16-FP
 County: Will
 Job No.: R-55-001-97
 Parcel No.: 0001TE-C Station 76+91.56 To Station 81+34.98
 Index No.: 19-09-02-400-012

Parcel 0001TE-C

That part of the Southeast Quarter of the Southeast Quarter of Section 2, all in Township 35 North, Range 12 East of the Third Principal Meridian, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the Southeast corner of said Section 2; thence North 01 degree 44 minutes 58 seconds West, on the east line of said Southeast Quarter, 69.28 feet to the north right of way line of 191st Street as described in Document No. R94-114863; thence South 88 degrees 15 minutes 02 seconds West, on said north right of way line, 50.29 feet to the west right of way line of 80th Avenue per Document No. R66-13830; thence North 03 degrees 28 minutes 04 seconds West, on said west right of way line, 460.75 feet to the Point of Beginning; thence South 88 degrees 15 minutes 26 seconds West, 20.89 feet to the west line of the East 85.00 feet of said Southeast Quarter; thence South 01 degree 44 minutes 58 seconds East, on said west line, 90.00 feet; thence South 88 degrees 15 minutes 28 seconds West, 10.00 feet to the west line of the East 95.00 feet of said Southeast Quarter; thence South 01 degree 44 minutes 58 seconds East, on said west line, 304.58 feet; thence South 50 degrees 35 minutes 35 seconds West, 6.32 feet to the west line of the East 100.00 feet of said Southeast Quarter; thence North 01 degree 44 minutes 58 seconds West, on said west line, 313.44 feet; thence North 88 degrees 15 minutes 28 seconds East, 10.00 feet to the west line of the east 90.00 feet of said Southeast Quarter; thence North 01 degree 44 minutes 58 seconds West, on said west line, 96.19 feet; thence South 88 degrees 15 minutes 39 seconds West, 9.50 feet to the west line of the East 99.50 feet of said Southeast Quarter; thence North 01 degree 44 minutes 58 seconds West, on said west line, 33.80 feet; thence North 88 degrees 15 minutes 25 seconds East, 34.04 feet to the west

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right of way line of 80th Avenue per Document No. R66-13830; thence South 03 degrees 28 minutes 04 seconds East, on said west right of way line, 45.00 feet to the Point of Beginning.

Said parcel containing 0.080 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0002 Station 76+09.53 To Station 89+10.71

Index No.: 19-09-01-300-024

Parcel 0002

That part of the Southwest Quarter of the Southwest Quarter of Section 1, also 2/3rds of an acre off the south end of the Northwest Quarter of the Southwest Quarter of Section 1, Township 35 North, Range 12 East of the Third Principal Meridian, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the southwest corner of said Section 1; thence North 01 degree 44 minutes 58 seconds West, on the west line of said Southwest Quarter, 68.94 feet to the north right of way line of 191st Street as described in Document No. R94-114861; thence North 88 degrees 15 minutes 02 seconds East, on said north right of way line, 50.33 feet to the east right of way line of 80th Avenue per Document No. R66-13830, and to the Point of Beginning; thence North 00 degrees 15 minutes 19 seconds East, on said east right of way line, 991.07 feet to an angle point in said east right of way line; thence North 01 degree 44 minutes 58 seconds West, on said east right of way line, 291.11 feet to the north line of the South 2/3rd of an acre, of the northwest quarter of said Southwest Quarter; thence North 88 degrees 30 minutes 01 second East, on said north line, 27.00 feet to the east line of the West 112.00 feet of said Southwest Quarter; thence South 01 degree 44 minutes 58 seconds East, on said east line, 195.59 feet; thence South 88 degrees 15 minutes 27 seconds West, 16.00 feet to the east line of the West 96.00 feet of said Southwest Quarter; thence South 01 degree 44 minutes 58 seconds East, on said east line, 240.00 feet; thence South 88 degrees 15 minutes 27 seconds West, 5.00 feet to the east line of the West 91.00 feet of said Southwest Quarter; thence South 01 degree 44 minutes 58 seconds East, on said east line, 151.34 feet; thence South 88 degrees 15 minutes 36 seconds West, 11.00 feet to the east line of the West 80.00 feet of said Southwest Quarter; thence South 01 degree 44 minutes 58 seconds East, on said east line, 323.66 feet; thence North 88 degrees 15 minutes 29 seconds East, 5.00 feet to the east line of the West 85.00 feet of said Southwest Quarter; thence South 01 degree 44 minutes 58 seconds East, on said east line, 251.00 feet; thence North 88 degrees 15 minutes 08 seconds East, 6.00 feet; thence South 24 degrees 56 minute 10 seconds East, 124.46 feet to the north line of the South 75.00 feet of said Southwest Quarter; thence North 88 degrees 29 minutes 57 seconds East, on said north line, 376.67 feet; thence South 84 degrees 46 minutes 29 seconds East, 183.57 feet to a point 53.50 feet North of, as measured perpendicular to, the south line of said Southwest Quarter; thence South 01 degree 30 minutes 03 seconds East, 2.85 feet to the north right of way line of 191st Street as described in Document No. R94-114861; thence South 88 degrees 24 minutes 33 seconds West, on said north right of way line, 618.63 feet to an angle point in said north right of way line; thence North 46 degrees 35 minutes 28 seconds West, on said north right of way line, 27.66 feet to an angle point in said north right of way line; thence South 88 degrees 15 minutes 02 seconds West, on said north right of way line, 10.40 feet to the Point of Beginning.

Said parcel containing 0.951 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0002TE-A Station 77+49.00 To Station 81+30.94

Index No.: 19-09-01-300-024

Parcel 0002TE-A

That part of the Southwest Quarter of the Southwest Quarter of Section 1, also 2/3rds of an acre off the south end of the Northwest Quarter of the Southwest Quarter of Section 1, Township 35 North, Range 12 East of the Third Principal Meridian, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the southwest corner of said Section 1; thence North 01 degrees 44 minutes 58 seconds West, on the west line of said Southwest Quarter, 68.94 feet to the north right of way line of 191st Street as described in Document No. R94-114861; thence North 88 degrees 15 minutes 02 seconds East, on said north right of way line, 50.33 feet to the east right of way line of 80th Avenue per Document No. R66-13830; thence North 00 degrees 15 minutes 19 seconds East, on said east right of way line, 502.11 feet; thence North 88 degrees 15 minutes 36 seconds East, 12.10 feet to the Point of Beginning; thence continuing North 88 degrees 15 minutes 36 seconds East, 11.00 feet to the west line of the East 91.00 feet of said Southwest Quarter; thence South 01 degree 44 minutes 58 seconds East, on said east line, 381.94 feet; thence South 88 degrees 15 minutes 08 seconds West, 6.00 feet to the east line of the West 85.00 feet of said Southwest Quarter; thence North 01 degree 44 minutes 58 seconds West, on said east line, 251.00 feet; thence South 88 degrees 15 minutes 29 seconds West, 5.00 feet to the east line of the West 80.00 feet of said Southwest Quarter; thence North 01 degree 44 minutes 58 seconds West, on said east line, 130.94 feet to the Point of Beginning.

Said parcel containing 0.068 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0002TE-B Station 3023+00.64 To Station 3025+99.98

Index No.: 19-09-01-300-024

Parcel 0002TE-B

That part of the Southwest Quarter of the Southwest Quarter of Section 1, also 2/3rds of an acre off the south end of the Northwest Quarter of the Southwest Quarter of Section 1, Township 35 North, Range 12 East of the Third Principal Meridian, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the southwest corner of said Section 1; thence North 88 degrees 29 minutes 57 seconds East, on the south line of said Southwest Quarter, 698.65 feet; thence North 01 degree 30 minutes 03 seconds West, perpendicular to said south line, 50.65 feet to the north right of way line of 191st Street as described in Document No. R94-114861, and to the Point of Beginning; thence continuing North 01 degree 30 minutes 03 seconds West, 2.85 feet; thence North 88 degrees 13 minutes 47 seconds East, 299.34 feet; thence South 01 degree 30 minutes 03 seconds East, 4.00 feet to the north right of way line of 191st Street per Document No. R2003-260494; thence South 88 degrees 29 minutes 57 seconds West, on said north right of way line, 133.46 feet to the west line of said Document No. R2003-260494; thence South 88 degrees 24 minutes 33 seconds West, on the north right of way line of 191st Street per Document No. R94-114861, a distance of 165.89 feet to the Point of Beginning.

Said parcel containing 0.023 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0003 Station 88+89.50 To Station 91+36.65

Index No.: 19-09-02-402-003

Parcel 0003

[January 11, 2021]

That part of Outlot A in 80th Avenue Industrial Center in the east half of the Southeast Quarter of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded May 27, 1976 as Document No. R1976-015768, Township of Frankfort, Will County, Illinois, bearings and distances based on the Illinois Sate Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Beginning at the southeast corner of said Outlot A; thence South 88 degrees 26 minutes 40 seconds West, on the south line of said Outlot A, 38.00 feet; thence North 22 degrees 20 minutes 14 seconds East, 66.16 feet to the west line of the East 11.00 feet of said Outlot A; thence North 01 degree 44 minutes 58 seconds West, on said west line, 159.51 feet to a point 27.00 feet South of, as measured perpendicular to, the south right of way line of 189th Street; thence South 88 degrees 26 minutes 40 seconds West, parallel with said south right of way line, 39.00 feet; thence North 01 degree 44 minutes 58 seconds West, parallel with the east line of said Outlot A, 27.00 feet to the south right of way line of 189th Street; thence North 88 degrees 26 minutes 40 seconds East, on said south right of way line, 50.00 feet to the east line of said Outlot A; thence South 01 degree 44 minutes 58 seconds East, on said east line, 246.99 feet to the Point of Beginning.

Said parcel containing 0.105 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0003TE Station 88+89.62 To Station 91+09.54

Index No.: 19-09-02-402-003

Parcel 0003TE

That part of Outlot A in 80th Avenue Industrial Center in the east half of the Southeast Quarter of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded May 27, 1976 as Document No. R1976-015768, Township of Frankfort, Will County, Illinois, bearings and distances based on the Illinois Sate Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the southeast corner of said Outlot A; thence South 88 degrees 26 minutes 40 seconds West, on the south line of said Outlot A, 38.00 feet to the Point of Beginning; thence continuing South 88 degrees 26 minutes 40 seconds West, on said south line, 5.00 feet; thence North 01 degrees 44 minutes 58 seconds West, parallel with the east line of said Outlot A, a distance of 60.49 feet; thence North 88 degrees 26 minutes 40 seconds East, 27.00 feet to the west line of the East 16.00 feet of said Outlot A; thence North 01 degree 44 minutes 58 seconds West, on said west line, 159.51 feet to a point 27.00 feet South of, as measured perpendicular to, the south right of way line of 189th Street; thence North 88 degrees 26 minutes 40 seconds East, parallel to said south right of way line, 5.00 feet to the west line of the East 11.00 feet of said Outlot A; thence South 01 degree 44 minutes 58 seconds East, on said west line, 159.51 feet; thence South 22 degrees 20 minutes 14 seconds West, 66.16 feet to the Point of Beginning.

Said parcel containing 0.044 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0004A Station 89+10.59 To Station 91+36.89

Index No.: 19-09-01-301-001

Parcel 0004A

That part of Lot 1 in Panduit Corp Planned Unit Development Subdivision, being a subdivision in part of the Southwest Quarter of Section 1, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded August 31, 2012 as Document No. R2012-096238, in Will County,

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Illinois, bearings and distances based on the Illinois Sate Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Beginning at the southwest corner of said lot; thence North 01 degree 44 minutes 58 seconds West, on the west line of said lot, 226.18 feet; thence North 88 degrees 15 minutes 33 seconds East, 10.00 feet to the east line of the West 10.00 feet of said lot; thence South 01 degree 44 minutes 58 seconds East, on said east line, 186.95 feet; thence North 88 degrees 15 minutes 28 seconds East, 17.00 feet to the east line of the West 27.00 feet of said lot; thence South 01 degree 44 minutes 58 seconds East, on said east line, 39.35 feet to the south line of said lot; thence South 88 degrees 30 minutes 01 second West, on said south line, 27.00 feet to the Point of Beginning.

Said parcel containing 0.067 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0004B Station 92+15.00 To Station 99+94.90

Index No.: 19-09-01-301-001

Parcel 0004B

That part of Lot 1 in Panduit Corp Planned Unit Development Subdivision, being a subdivision in part of the Southwest Quarter of Section 1, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded August 31, 2012 as Document No. R2012-096238, in Will County, Illinois, bearings and distances based on the Illinois Sate Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Beginning at the northwest corner of said lot; thence North 88 degrees 32 minutes 27 seconds East, on the north line of said lot, 53.09 feet; thence South 02 degrees 19 minutes 11 seconds West, 586.19 feet to a point 20.00 feet East of, as measured perpendicular to, the west line of said lot; thence South 88 degrees 15 minutes 02 seconds West, 11.00 feet to the east line of the West 9.00 feet of said lot; thence South 01 degree 44 minutes 58 seconds East, on said east line, 194.80 feet; thence South 88 degrees 15 minutes 02 seconds West, 9.00 feet to the west line of said lot; thence North 01 degree 44 minutes 58 seconds West, on said west line, 505.26 feet to an angle point in said west line; thence North 00 degrees 01 minute 33 seconds East, on said west line, 274.64 feet to the Point of Beginning.

Said parcel containing 0.561 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0004TE Station 89+49.94 To Station 92+15.00

Index No.: 19-09-01-301-001

Parcel 0004TE

That part of Lot 1 in Panduit Corp Planned Unit Development Subdivision, being a subdivision in part of the Southwest Quarter of Section 1, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded August 31, 2012 as Document No. R2012-096238, in Will County, Illinois, bearings and distances based on the Illinois Sate Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the southwest corner of said lot; thence North 01 degree 44 minutes 58 seconds West, on the west line of said lot, 226.18 feet to the Point of Beginning; thence continuing North 01 degrees 44 minutes 58 seconds West, on said west line, 78.11 feet; thence North 88 degrees 15 minutes 02 seconds East, 9.00 feet; thence South 50 degrees 58 minutes 14 seconds East, 27.73 feet; thence North 88 degrees 15 minutes 33 seconds East, 25.00 feet to the east line of the West 55.00 feet of said lot; thence South 01

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degree 44 minutes 58 seconds East, on said east line, 60.00 feet; thence South 88 degrees 15 minutes 33 seconds West, 40.00 feet to the east line of the West 15.00 feet of said lot; thence South 01 degree 44 minutes 58 seconds East, on said east line, 186.94 feet; thence South 88 degrees 15 minutes 28 second West, 5.00 feet to the east line of the West 10.00 feet of said lot; thence North 01 degree 44 minutes 58 seconds West, on said east line, 186.95 feet; thence South 88 degrees 15 minutes 33 seconds West, 10.00 feet to the Point of Beginning.

Said parcel containing 0.105 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0005 Station 92+02.49 To Station 99+94.90

Index No.: 19-09-02-402-003

Parcel 0005

That part of Outlot A in 80th Avenue Industrial Center in the east half of the Southeast Quarter of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded May 27, 1976 as Document No. R1976-015768, Township of Frankfort, Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Beginning at the northeast corner of said Outlot A, said northeast corner being the intersection of the east line of said Outlot A with the south right of way line of Interstate 80; thence South 05 degrees 42 minutes 13 seconds East, on the east line of said Outlot A, 526.56 feet to an angle point in said east line; thence South 01 degree 44 minutes 58 seconds East, on said east line, 266.93 feet to the north right of way line of 189th Street; thence South 88 degrees 26 minutes 40 seconds West, on said north right of way line, 50.00 feet; thence North 01 degree 44 minutes 58 seconds West, parallel with said east line, 32.00 feet; thence North 88 degrees 26 minutes 40 seconds East, parallel with said north right of way line, 37.00 feet to the west line of the East 13.00 feet of said Outlot A; thence North 01 degree 44 minutes 58 seconds West, on said west line, 279.26 feet; thence South 88 degrees 15 minutes 02 seconds West, 22.00 feet; thence North 01 degree 43 minutes 58 seconds West, 238.59 feet; thence North 04 degrees 43 minutes 36 seconds West, 197.47 feet; thence North 01 degree 54 minutes 17 seconds West, 45.18 feet to the north line of said Outlot A; thence North 88 degrees 31 minutes 27 seconds East, on said north line, 9.00 feet to the Point of Beginning.

Said parcel containing 0.321 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0006 Station 102+41.97 To Station 115+07.14

Index No.: 19-09-01-100-013

Parcel 0006

The West 60 acres (Except the East 40 acres thereof) of the south half of the Northwest Quarter of Section 1, Township 35 North, Range 12 East of the Third Principal Meridian, in Will County, Illinois.

Excepting therefrom that part described for street purposes by Plat of Dedication and ordinance approving the same record as Document R2002-010141.

Also excepting therefrom that part taken for Interstate 80 in Case 66 G 1592H the Lis Pendes of which was recorded as Document R66-13830.

Said parcel containing 16.618 acres, more or less.

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Route: 80th Avenue (CH 83)
Section: 06-00122-16-FP
County: Will
Job No.: R-55-001-97
Parcel No.: 0007TE Station 110+41.32 To Station 110+49.57
Index No.: 19-09-02-203-003

Parcel 0007TE

That part of Lot 9 in Mercury Business Center, being a subdivision of part of the Southeast Quarter of the Northeast Quarter of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded August 26, 1994 as Document No. R94-82441, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scaled factor of 0.9999641157 described as follows:

Commencing at the southeast corner of said lot; thence South 84 degrees 03 minutes 06 seconds West, on the south line of said lot, 74.77 feet to the Point of Beginning; thence continuing South 84 degrees 03 minutes 06 seconds West, on said south line, 44.50 feet; thence North 05 degrees 56 minutes 54 seconds West, perpendicular to said south line, 5.00 feet; thence North 84 degrees 03 minutes 06 seconds East, parallel with said south line, 44.50 feet; thence South 05 degrees 56 minutes 54 seconds East, perpendicular to said south line, 5.00 feet to the Point of Beginning.

Said parcel containing 0.005 acre (223 square feet), more or less.

Route: 80th Avenue (CH 83)
Section: 06-00122-16-FP
County: Will
Job No.: R-55-001-97
Parcel No.: 0008TE-A Station 118+98.39 To Station 120+86.46
Index No.: 19-09-02-205-034

Parcel 0008TE-A

That part of Lot 1 in Speedway Tinley Park Subdivision, being a consolidation of Parcels 1, 2 and 3 in the north half of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded March 1, 2016, as Document No. R2016-015413, all in Will County, Illinois bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the northeast corner of said lot; thence South 01 degree 45 minutes 01 seconds East, on the east line of said lot, 235.96 feet to the Point of Beginning; thence continuing South 01 degree 45 minutes 01 second East, on said east line, 106.00 feet to an angle point in said east line; thence South 88 degrees 30 minutes 13 seconds West, on said east line, 9.00 feet to an angle point in said east line; thence South 01 degree 45 minutes 01 second East, on said east line, 82.11 feet to an angle point in said east line; thence South 88 degrees 30 minutes 13 seconds West, on said east line, 5.00 feet; thence North 01 degree 45 minutes 01 second West, parallel with said east line, 82.11 feet; thence South 88 degrees 30 minutes 13 seconds West, 10.00 feet; thence North 01 degree 45 minutes 01 second West, parallel with said east line, 106.00 feet; thence North 88 degrees 14 minutes 59 seconds East, 24.00 feet to the Point of Beginning.

Said parcel containing 0.068 acre, more or less.

Route: 80th Avenue (CH 83)
Section: 06-00122-16-FP
County: Will
Job No.: R-55-001-97
Parcel No.: 0008TE-B Station 115+88.46 To Station 116+03.46
Index No.: 19-09-02-205-034

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Parcel 0008TE-B

That part of Lot 1 in Speedway Tinley Park Subdivision, being a consolidation of Parcels 1, 2 and 3 in the north half of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded March 1, 2016, as Document No. R2016-015413, all in Will County, Illinois bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Beginning at the southeast corner of said lot; thence South 88 degrees 30 minutes 13 seconds West, on the south line of said lot, 15.00 feet; thence North 43 degrees 22 minutes 36 seconds East, 21.17 feet to the east line of said lot; thence South 01 degree 45 minutes 01 second East, on said east line, 15.00 feet to the Point of Beginning.

Said parcel containing 0.003 acre (112 square feet), more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0009 Station 115+92.91 To Station 122+04.37

Index No.: 19-09-01-101-009

Parcel 0009

That part of Lot 9 in Hickory Creek Corporate Center Unit 2, being a subdivision of that part of the north half of the Northwest Quarter of Section 1, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded October 31, 2001 as Document No. R2001-148202 and amended by Certificate of Correction Numbers R2001- 157981, R2001-161607 and R2001-161608, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Beginning at the northwest corner of said lot; thence North 88 degrees 36 minutes 17 seconds East, on the north line of said lot, 15.70 feet; thence South 01 degree 45 minutes 01 second East, 575.55 feet to a point 5.00 feet Northeasterly of, as measured perpendicular to, the southwesterly line of said lot; thence South 46 degrees 35 minutes 11 seconds East, parallel with said southwesterly line, 40.81 feet; thence South 00 degrees 00 minutes 00 seconds East, 6.88 feet to said southwesterly line; thence North 46 degrees 35 minutes 11 seconds West, on said southwesterly line, 62.92 feet to the west line of said lot; thence North 01 degree 44 minutes 24 seconds West, on said west line, 566.85 feet to the Point of Beginning.

Said parcel containing 0.212 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0009TE-A Station 115+86.83 To Station 115+98.12

Index No.: 19-09-01-101-009

Parcel 0009TE-A

That part of Lot 9 in Hickory Creek Corporate Center Unit 2, being a subdivision of that part of the north half of the Northwest Quarter of Section 1, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded October 31, 2001 as Document No. R2001-148202 and amended by Certificate of Correction Numbers R2001- 157981, R2001-161607 and R2001-161608, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the southeast corner of said lot; thence South 88 degrees 35 minutes 00 seconds West, 264.49 feet to the Point of Beginning; thence continuing South 88 degrees 35 minutes 00 seconds West,

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on said south line, 45.50 feet to the southwesterly line of said lot; thence North 46 degrees 35 minutes 11 seconds West, 8.21 feet; thence North 00 degrees 00 minutes 00 seconds East, 5.21 feet to a point 11.00 feet North of, as measured perpendicular to, the south line of said lot; thence North 88 degrees 35 minutes 00 seconds East, parallel with said south line, 48.31 feet; thence South 16 degrees 07 minutes 24 seconds East, 11.37 feet to the Point of Beginning.

Said parcel containing 0.012 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0009TE-B Station 2013+44.28 To Station 2013+90.28

Index No.: 19-09-01-101-009

Parcel 0009TE-B

That part of Lot 9 in Hickory Creek Corporate Center Unit 2, being a subdivision of that part of the north half of the Northwest Quarter of Section 1, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded October 31, 2001 as Document No. R2001-148202 and amended by Certificate of Correction Numbers R2001- 157981, R2001-161607 and R2001-161608, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the southeast corner of said lot; thence South 88 degrees 35 minutes 00 seconds West, on said south line, 35.00 feet to the Point of Beginning; thence continuing South 88 degrees 35 minutes 00 seconds West, on said south line, 46.00 feet; thence North 01 degrees 25 minutes 00 seconds West, 5.00 feet to the north line of the South 5.00 feet of said lot; thence North 88 degrees 35 minutes 00 seconds East, on said north line, 46.00 feet; thence South 01 degree 25 minutes 00 seconds East, 5.00 feet to the Point of Beginning.

Said parcel containing 0.005 acre (230 square feet), more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0010A Station 122+04.27 To Station 122+34.00

Index No.: 19-09-01-101-007

Parcel 0010A

That part of Lot 10 in Hickory Creek Corporate Center Unit 2, being a subdivision of that part of the north half of the Northwest Quarter of Section 1, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded October 31, 2001 as Document No. R2001-148202 and amended by Certificate of Correction Numbers R2001-157981, R2001-161607 and R2001-161608, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Beginning at the southwest corner of said lot; thence North 01 degree 48 minutes 13 seconds West, on the west line of said lot, 29.63 feet; thence North 88 degrees 15 minutes 04 seconds East, 15.73 feet; thence South 01 degree 45 minutes 01 second East, 29.73 feet to the south line of said lot; thence South 88 degrees 36 minutes 17 seconds West, 15.70 feet to the Point of Beginning.

Said parcel containing 0.011 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

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Job No.: R-55-001-97
Parcel No.: 0010B Station 122+93.00 To Station 128+25.81
Index No.: 19-09-01-101-007

Parcel 0010B

That part of Lot 10 in Hickory Creek Corporate Center Unit 2, being a subdivision of that part of the north half of the Northwest Quarter of Section 1, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded October 31, 2001 as Document No. R2001-148202 and amended by Certificate of Correction Numbers R2001-157981, R2001-161607 and R2001-161608, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the southwest corner of said lot; thence North 01 degree 48 minutes 13 seconds West, on the west line of said lot, 88.63 feet to the Point of Beginning; thence continuing North 01 degree 48 minutes 13 seconds West, on said west line, 127.27 feet to an angle point in said west line; thence North 01 degree 04 minutes 30 seconds East, on said west line, 199.86 feet to an angle point in said west line; thence North 01 degree 42 minutes 21 seconds West, on said west line, 156.34 feet to an angle point in said west line; thence North 43 degrees 31 minutes 05 seconds East, on a northwesterly line of said lot, 70.43 feet to the north line of said lot; thence North 88 degrees 39 minutes 56 seconds East, on said north line, 613.66 feet; thence South 01 degree 20 minutes 04 seconds East, perpendicular to said north line, 5.00 feet; thence South 87 degrees 05 minutes 13 seconds West, 232.71 feet; thence South 86 degrees 35 minutes 31 seconds West, 357.63 feet; thence South 50 degrees 50 minutes 19 seconds West, 56.86 feet; thence South 07 degrees 02 minutes 04 seconds West, 130.48 feet; thence South 00 degrees 00 minutes 30 seconds East, 344.94 feet; thence South 88 degrees 15 minutes 04 seconds West, 7.78 feet to the Point of Beginning.

Said parcel containing 0.376 acre, more or less.

Route: 80th Avenue (CH 83)
Section: 06-00122-16-FP
County: Will
Job No.: R-55-001-97
Parcel No.: 0010TE Station 122+29.00 To Station 127+72.90
Index No.: 19-09-01-101-007

Parcel 0010TE

That part of Lot 10 in Hickory Creek Corporate Center Unit 2, being a subdivision of that part of the north half of the Northwest Quarter of Section 1, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded October 31, 2001 as Document No. R2001-148202 and amended by Certificate of Correction Numbers R2001-157981, R2001-161607 and R2001-161608, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the southwest corner of said lot; thence North 01 degree 48 minutes 13 seconds West, on the west line of said lot, 29.63 feet to the Point of Beginning; thence continuing North 01 degree 48 minutes 13 seconds West, on said west line, 59.00 feet; thence North 88 degrees 15 minutes 04 seconds East, 7.78 feet; thence North 00 degree 00 minutes 30 seconds West, 344.94; thence North 07 degrees 02 minutes 04 seconds East, 130.48 feet; thence North 50 degrees 50 minutes 19 seconds East, 10.14 feet; thence South 01 degree 44 minutes 33 seconds East, 72.90 feet; thence South 18 degrees 40 minutes 18 seconds East, 68.68 feet; thence South 01 degree 44 minutes 34 seconds East, 134.29 feet; thence South 13 degrees 46 minutes 54 seconds West, 186.82 feet; thence South 01 degree 44 minutes 30 seconds East, 27.00 feet; thence North 88 degrees 15 minutes 04 seconds East, 39.81 feet; thence South 01 degree 48 minutes 13 seconds East, 64.00 feet; thence South 88 degrees 15 minutes 04 seconds West, 40.28 feet; thence North 01 degree 45 minutes 01 second West, 5.00 feet; thence South 88 degrees 15 minutes 04 seconds West, 15.73 feet to the Point of Beginning.

Said parcel containing 0.435 acre, more or less.

Route: 80th Avenue (CH 83)
Section: 06-00122-16-FP
County: Will
Job No.: R-55-001-97
Parcel No.: 0011TE Station 123+22.42 To Station 125+60.84
Index No.: 19-09-02-205-025

Parcel 0011TE

That part of Lot 31 in Tinley Crossings Corporate Center, Phase 3, a resubdivision of part of the north half of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded February 27, 2001 as Document No. R2001-021137, all in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Beginning at the southeast corner of said lot, said southeast corner being on the west right of way line of 80th Avenue; thence South 88 degrees 15 minutes 09 seconds West, on a south line of said lot, 16.00 feet to the west line of the East 16.00 feet of said lot; thence North 01 degree 45 minutes 01 second West, on said west line, 47.30 feet; thence North 88 degrees 14 minutes 59 seconds East, 12.00 feet to the west line of the East 4.00 feet of said lot; thence North 01 degree 45 minutes 01 second West, on said west line, 142.42 feet; thence South 88 degrees 14 minutes 59 seconds West, 5.00 feet to the west line of the East 9.00 feet of said lot; thence North 01 degree 45 minutes 01 second West, on said west line, 48.70 feet; thence North 88 degrees 14 minutes 59 seconds East, 9.00 feet to the east line of said lot; thence South 01 degree 45 minutes 01 second East, on said east line, 238.42 feet to the Point of Beginning.

Said parcel containing 0.041 acre, more or less.

Route: 80th Avenue (CH 83)
Section: 06-00122-16-FP
County: Will
Job No.: R-55-001-97
Parcel No.: 0012 Station 126+69.25 To Station 128+28.53
Index No.: 19-09-02-205-010

Parcel 0012

That part of Lot 25 in Tinley Crossings Corporate Center Unit 1, being a subdivision of part of the North half of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the Plat of Subdivision thereof recorded October 16, 1998 as Document R98-122885, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the southeast corner of said lot; thence North 01 degree 45 minutes 01 second West, on the east line of said lot, 98.41 feet to the Point of Beginning; thence South 88 degrees 15 minutes 50 seconds West, 6.00 feet; thence North 01 degree 45 minutes 01 second West, parallel with said east line, 31.47 feet to a point of curvature; thence Northwesterly, on a 110.00 foot radius curve, concave Southwesterly, 172.12 feet, the chord of said curve bears North 46 degrees 34 minutes 30 seconds West, 155.09 feet to the south line of the North 17.00 feet of said lot, and to a point of tangency; thence South 88 degrees 35 minutes 58 seconds West, on said south line, 119.66 feet; thence South 01 degree 45 minutes 01 second East, 7.00 feet; thence South 88 degrees 35 minutes 58 seconds West, parallel with said north line, 20.00 feet to the west line of said lot; thence North 01 degree 45 minutes 01 second West, on said west line, 24.00 feet to the northwest corner of said lot; thence North 88 degrees 35 minutes 58 seconds East, on the north line of said lot, 204.99 feet to the northeasterly line of said lot; thence South 46 degrees 34 minutes 31 seconds East, on said northeasterly line, 70.93 feet to the east line of said lot; thence South 01 degree 45 minutes 01 second East, on said east line, 107.77 feet to the Point of Beginning.

Said parcel containing 0.152 acre, more or less.

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Route: 80th Avenue (CH 83)
Section: 06-00122-16-FP
County: Will
Job No.: R-55-001-97
Parcel No.: 0012TE Station 126+69.25 To Station 128+11.41
Index No.: 19-09-02-205-010

Parcel 0012TE

That part of Lot 25 in Tinley Crossings Corporate Center Unit 1, being a subdivision of part of the North half of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the Plat of Subdivision thereof recorded October 16, 1998 as Document R98-122885, in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the southeast corner of said lot; thence North 01 degree 45 minutes 01 second West, on the east line of said lot, 98.41 feet; thence South 88 degrees 15 minutes 50 seconds West, 6.00 feet to the Point of Beginning; thence continuing South 88 degrees 15 minutes 50 seconds West, 5.00 feet; thence North 01 degree 45 minutes 01 second West, parallel with the east line of said lot, 31.47 feet; thence North 28 degrees 47 minutes 08 seconds West, 72.92 feet; thence North 57 degrees 01 minute 36 seconds West, 57.77 feet to the south line of the North 29.00 feet of said lot; thence South 88 degrees 35 minutes 58 seconds West, on said south line, 143.37 feet; thence South 01 degree 45 minutes 01 second East, 10.00 feet; thence South 88 degrees 35 minutes 58 seconds West, parallel with the north line of said lot, 20.00 feet to the west line of said lot; thence North 01 degree 45 minutes 01 second West, on said west line, 15.00 feet; thence North 88 degrees 35 minutes 58 seconds East, parallel with the north line of said lot, 20.00 feet; thence North 01 degree 45 minutes 01 second West, 7.00 feet to the south line of the North 17.00 feet of said lot; thence North 88 degrees 35 minutes 58 seconds East, on said south line, 119.66 feet to a point of curvature; thence Southeasterly, on a 110.00 foot radius curve, concave Southwesterly, 172.12 feet, the chord of said curve bears South 46 degrees 34 minutes 30 seconds East, 155.09 feet to the west line of the East 6.00 feet of said lot, and to a point of tangency; thence South 01 degree 45 minutes 01 second East, on said west line, 31.47 feet to the Point of Beginning.

Said parcel containing 0.093 acre, more or less.

Route: 80th Avenue (CH 83)
Section: 06-00122-16-FP
County: Will
Job No.: R-55-001-97
Parcel No.: 0013 Station 95+54.70 To Station 98+85.07
Index No.: 19-09-02-205-028

Parcel 0013

All common areas in the 8021 Condominium, as delineated on a survey of the following described real estate: Lot 30 in Tinley Crossings Corporate Center, Phase 3, a resubdivision of part of the North half of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded February 27, 2001 as Document No. R2001-021137, which survey is attached as Exhibit "B" to the Declaration of Condominium recorded as Document Number R2004-22962, and as amended, all in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Beginning at the northeast corner of said Lot 30; thence South 01 degree 45 minutes 01 second East, on the east line of said lot, 24.00 feet to the south line of the North 24.00 feet of said lot; thence South 88 degrees 35 minutes 58 seconds West, on said south line, 97.77 feet; thence North 87 degrees 12 minutes 48 seconds West, 136.96 feet; thence South 89 degrees 41 minutes 13 seconds West, 52.69 feet to a point of curvature; thence Westerly, on a 787.00 foot radius curve, concave Southerly, 39.84 feet, the chord of said curve bears South 87 degrees 08 minutes 58 seconds West, 39.83 feet to the west line of said lot; thence North 01 degree 45 minutes 03 seconds West, on said west line, 13.01 feet to the northwest corner of said lot; thence Easterly, on the north line of said lot, being an 800.00 foot radius curve, concave

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Southerly, 39.91 feet, the chord of said curve bears North 87 degrees 10 minutes 13 seconds East, 39.91 feet to a point of tangency in said north line; thence North 88 degrees 35 minutes 58 seconds East, on said north line, 286.90 feet to the Point of Beginning.

Said parcel containing 0.142 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0013TE-A Station 97+87.30 To Station 98+85.18

Index No.: 19-09-02-205-028

Parcel 0013TE-A

All common areas in the 8021 Condominium, as delineated on a survey of the following described real estate: Lot 30 in Tinley Crossings Corporate Center, Phase 3, a resubdivision of part of the North half of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded February 27, 2001 as Document No. R2001-021137, which survey is attached as Exhibit "B" to the Declaration of Condominium recorded as Document Number R2004-22962, and as amended, all in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the northeast corner of said Lot 30; thence South 01 degree 45 minutes 01 second East, on the east line of said lot, 24.00 feet to the Point of Beginning; thence continuing South 01 degree 45 minutes 01 second East, on said east line, 15.00 feet; thence South 88 degrees 35 minutes 58 seconds West, parallel with the north line of said lot, 30.17 feet; thence North 01 degree 24 minutes 02 seconds West, 10.00 feet to the south line of the North 29.00 feet of said lot; thence South 88 degrees 35 minutes 58 seconds West, on said south line, 67.70 feet; thence North 01 degree 24 minutes 02 seconds West, 5.00 feet to the south line of the North 24.00 feet of said lot; thence North 88 degrees 35 minutes 58 seconds East, on said south line, 97.77 feet to the Point of Beginning.

Said parcel containing 0.018 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0013TE-B Station 95+72.95 To Station 96+39.71

Index No.: 19-09-02-205-028

Parcel 0013TE-B

All common areas in the 8021 Condominium, as delineated on a survey of the following described real estate: Lot 30 in Tinley Park Crossings Corporate Center, Phase 3, a resubdivision of part of the North half of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded February 27, 2001 as Document No. R2001-021137, which survey is attached as Exhibit "B" to the Declaration of Condominium recorded as Document Number R2004-22962, and as amended, all in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the northwest corner of said Lot 30; thence South 01 degree 45 minutes 03 seconds East, on the west line of said lot, 13.01 feet; thence Easterly, on a 787.00 foot radius curve, concave Southerly, 16.92 feet, the chord of said curve bears North 86 degrees 18 minutes 55 seconds East, 16.92 feet to the Point of Beginning; thence continuing Easterly, on said 787.00 foot radius curve, 22.92 feet, the chord of said curve bears North 87 degrees 45 minutes 55 seconds East, 22.92 feet; thence North 89 degrees 41 minutes 13 seconds East, 41.67 feet; thence South 01 degree 39 minutes 18 seconds East, 6.00 feet; thence South 89 degrees 41 minutes 10 seconds West, 41.70 feet to a point of curvature; thence

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Westerly, on a 781.00 foot radius curve, concave Southerly, 22.74 feet, the chord of said curve bears South 87 degrees 45 minutes 55 seconds West, 22.74 feet; thence North 03 degrees 04 minutes 08 seconds West, 6.00 feet to the Point of Beginning.

Said parcel containing 0.009 acre (387 square feet), more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0014 Station 93+10.05 To Station 95+55.36

Index No.: 19-09-02-205-023

Parcel 0014

That part of Lot 29 in Tinley Crossings Corporate Center Phase 3, being a subdivision of part of the North half of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded February 27, 2001 as Document No. R2001-021137, all in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Beginning at the northeast corner of said Lot 29; thence South 01 degree 45 minutes 03 second East, 13.01 feet to the southerly line of the Northerly 13.00 feet of said lot; thence Southwesterly, on said southerly line, being a 787.00 foot radius curve, concave Southerly, 226.63 feet, the chord of said curve bears South 77 degrees 26 minutes 59 seconds West, 225.85 feet; thence North 20 degrees 48 minutes 00 seconds West, 13.00 feet to the northerly line of said lot; thence Northeasterly, on said northerly line, being a 800.00 foot radius curve, concave Southerly, 230.96 feet, the chord of said curve bears North 77 degrees 28 minutes 14 seconds East, 230.15 feet to the Point of Beginning.

Said parcel containing 0.068 acre, more or less.

Route: 80th Avenue (CH 83)

Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0014TE Station 92+71.20 To Station 93+10.05

Index No.: 19-09-02-205-023

Parcel 0014TE

That part of Lot 29 in Tinley Crossings Corporate Center Phase 3, being a subdivision of part of the North half of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded February 27, 2001 as Document No. R2001-021137, all in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Commencing at the northeast corner of said Lot 29; thence Southwesterly, on the northerly line of said lot, being a 800.00 foot radius curve, concave Southerly, 230.96 feet, the chord of said curve bears South 77 degrees 28 minutes 14 seconds West, 230.15 feet to the Point of Beginning; thence South 20 degrees 48 minutes 00 seconds East, 13.00 feet to the southerly line of the Northerly 13.00 feet of said lot; thence Southwesterly, on said southerly line, being a 787.00 foot radius curve, concave Southerly, 35.99 feet, the chord of said curve bears South 67 degrees 53 minutes 24 seconds West, 35.98 feet; thence North 23 degrees 25 minutes 11 seconds West, 13.00 feet to the northerly line of said lot; thence Northeasterly, on said northerly line, being a 800.00 foot radius curve, concave Southerly, 36.58 feet, the chord of said curve bears North 67 degrees 53 minutes 24 seconds East, 36.58 feet to the Point of Beginning.

Said parcel containing 0.011 acre, more or less.

Route: 80th Avenue (CH 83)

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Section: 06-00122-16-FP

County: Will

Job No.: R-55-001-97

Parcel No.: 0015TE Station 91+38.62 To Station 93+13.16

Index No.: 19-09-02-204-003

Parcel 0015TE

That part of Outlot A in Tinley Crossings Corporate Center Unit 1, being a subdivision of part of the North half of Section 2, Township 35 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded October 16, 1998 as Document No. R98- 122885, all in Will County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment) with a combined scale factor of 0.9999641157 described as follows:

Beginning at the northeast corner of said Outlot A; thence Southwesterly, on the southerly line of said Outlot A, being a 900.00 foot radius curve, concave Southeasterly, 117.40 feet, the chord of said curve bears South 65 degrees 40 minutes 28 seconds West, 117.32 feet to a point of tangency in said southerly line; thence South 61 degrees 56 minutes 15 seconds West, on said southerly line, 63.70 feet; thence North 28 degrees 03 minutes 45 seconds West, 9.00 feet to the northerly line of the Southerly 9.00 feet of said Outlot A; thence North 61 degrees 56 minutes 15 seconds East, on said northerly line, 63.70 feet to a point of curvature; thence Northeasterly, on a 909.00 foot radius curve, concave Southeasterly, 93.69 feet, the chord of said curve bears North 64 degrees 53 minutes 25 seconds East, 93.65 feet to the north line of said Outlot A; thence North 88 degrees 35 minutes 58 seconds East, on said north line, 26.35 feet to the Point of Beginning.

Said parcel containing 0.035 acre, more or less.

(b) This Section is repealed 3 years after the effective date of this amendatory Act of the 101st General Assembly.

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

The motion prevailed.

And the amendment was adopted and ordered printed.

Floor Amendment No. 2 was held in the Committee on Assignments.

Senator Castro offered the following amendment and moved its adoption:

AMENDMENT NO. 3 TO HOUSE BILL 2461

AMENDMENT NO. 3. Amend House Bill 2461, with reference to the page and line numbers of Senate Amendment No. 1, by inserting the following immediately below line 16, on page 74:

"Article 5.

Section 5-5. The State Comptroller Act is amended by adding Section 28 as follows:

(15 ILCS 405/28 new)

Sec. 28. State Comptroller purchase of real property.

(a) Subject to the provisions of the Public Contract Fraud Act, the State Comptroller, on behalf of the State of Illinois, is authorized during State fiscal years 2021 and 2022 to acquire real property located in the City of Springfield, which the State Comptroller deems necessary to properly carry out the powers and duties vested in him or her. Real property acquired under this Section may be acquired subject to any third party interests in the property that do not prevent the State Comptroller from exercising the intended beneficial use of such property. This subsection (a) is inoperative on and after July 1, 2022.

(b) Subject to the provisions of the Comptroller's Procurement Rules, which shall be substantially in accordance with the requirements of the Illinois Procurement Code, the State Comptroller may:

(1) enter into contracts relating to construction, reconstruction, or renovation projects for any such buildings or lands acquired under subsection (a); and

(2) equip, lease, repair, operate, and maintain those grounds, buildings, and facilities as may be appropriate to carry out his or her statutory purposes and duties.

(c) The State Comptroller may enter into agreements for the purposes of exercising his or her authority under this Section.

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(d) The exercise of the authority vested in the Comptroller to acquire property under this Section is subject to appropriation.

(e) The Capital Facility and Technology Modernization Fund is hereby created as a special fund in the State treasury. Subject to appropriation, moneys in the Fund shall be used by the Comptroller for the purchase, reconstruction, lease, repair, and maintenance of real property as may be acquired under this Section, including for expenses related to the modernization and maintenance of information technology systems and infrastructure.

Section 10. The State Finance Act is amended by adding Section 5.935 as follows:
(30 ILCS 105/5.935 new)

Sec. 5.935. The Capital Facility and Technology Modernization Fund."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Castro, **House Bill No. 2461** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 44; NAYS 12.

The following voted in the affirmative:

Anderson	Fine	Landek	Sims
Aquino	Fowler	Loughran Cappel	Stadelman
Bennett	Gillespie	Manar	Steans
Bush	Glowiak Hilton	Martwick	Syverson
Castro	Harris	McGuire	Van Pelt
Collins	Hastings	Morrison	Villanueva
Crowe	Holmes	Muñoz	Villivalam
Cullerton, T.	Hunter	Murphy	Mr. President
Cunningham	Johnson	Pacione-Zayas	
DeWitte	Jones, E.	Peters	
Ellman	Joyce	Righter	
Feigenholtz	Koehler	Schimpf	

The following voted in the negative:

Barickman	Oberweis	Stewart
Curran	Plummer	Stoller
McClure	Rezin	Tracy
McConchie	Rose	Wilcox

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendments adopted thereto.

On motion of Senator Ellman, **House Bill No. 3878** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

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YEAS 51; NAYS None.

The following voted in the affirmative:

Anderson	Feigenholtz	Loughran Cappel	Righter
Aquino	Fine	Manar	Rose
Barickman	Fowler	Martwick	Schimpf
Belt	Gillespie	McClure	Sims
Bennett	Glowiak Hilton	McConchie	Stadelman
Bush	Harris	McGuire	Steans
Castro	Holmes	Morrison	Stoller
Crowe	Hunter	Muñoz	Syverson
Cullerton, T.	Johnson	Murphy	Villanueva
Cunningham	Jones, E.	Oberweis	Villivalam
Curran	Joyce	Pacione-Zayas	Wilcox
DeWitte	Koehler	Peters	Mr. President
Ellman	Landek	Rezin	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

HOUSE BILL RECALLED

On motion of Senator Cunningham, **House Bill No. 4276** was recalled from the order of third reading to the order of second reading.

Senator Cunningham offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO HOUSE BILL 4276

AMENDMENT NO. 1. Amend House Bill 4276 by replacing everything after the enacting clause with the following:

"Section 5. The Public Employee Disability Act is amended by changing Section 1 as follows:

(5 ILCS 345/1) (from Ch. 70, par. 91)

Sec. 1. Disability benefit.

(a) For the purposes of this Section, "eligible employee" means any part-time or full-time State correctional officer or any other full or part-time employee of the Department of Corrections, any full or part-time employee of the Prisoner Review Board, any full or part-time employee of the Department of Human Services working within a penal institution or a State mental health or developmental disabilities facility operated by the Department of Human Services, and any full-time law enforcement officer or full-time firefighter, including a full-time paramedic or a firefighter who performs paramedic duties, who is employed by the State of Illinois, any unit of local government (including any home rule unit), any State supported college or university, or any other public entity granted the power to employ persons for such purposes by law.

(b) Whenever an eligible employee suffers any injury in the line of duty which causes him to be unable to perform his duties, he shall continue to be paid by the employing public entity on the same basis as he was paid before the injury, with no deduction from his sick leave credits, compensatory time for overtime accumulations or vacation, or service credits in a public employee pension fund during the time he is unable to perform his duties due to the result of the injury, but not longer than one year in relation to the same injury, except as otherwise provided under subsection (b-5). However, no injury to an employee of the Department of Corrections or the Prisoner Review Board working within a penal institution or an employee of the Department of Human Services working within a departmental mental health or developmental disabilities facility shall qualify the employee for benefits under this Section unless the injury is the direct or indirect result of violence by inmates of the penal institution or residents of the mental health or developmental disabilities facility.

(b-5) Upon the occurrence of circumstances, directly or indirectly attributable to COVID-19, occurring on or after March 9, 2020 and on or before June 30, 2021 (including the period between December 31,

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2020 and the effective date of this amendatory Act of the 101st General Assembly) December 31, 2020 which would hinder the physical recovery from an injury of an eligible employee within the one-year period as required under subsection (b), the eligible employee shall be entitled to an extension of no longer than 60 days by which he or she shall continue to be paid by the employing public entity on the same basis as he or she was paid before the injury. The employing public entity may require proof of the circumstances hindering an eligible employee's physical recovery before granting the extension provided under this subsection (b-5).

(c) At any time during the period for which continuing compensation is required by this Act, the employing public entity may order at the expense of that entity physical or medical examinations of the injured person to determine the degree of disability.

(d) During this period of disability, the injured person shall not be employed in any other manner, with or without monetary compensation. Any person who is employed in violation of this paragraph forfeits the continuing compensation provided by this Act from the time such employment begins. Any salary compensation due the injured person from workers' compensation or any salary due him from any type of insurance which may be carried by the employing public entity shall revert to that entity during the time for which continuing compensation is paid to him under this Act. Any person with a disability receiving compensation under the provisions of this Act shall not be entitled to any benefits for which he would qualify because of his disability under the provisions of the Illinois Pension Code.

(e) Any employee of the State of Illinois, as defined in Section 14-103.05 of the Illinois Pension Code, who becomes permanently unable to perform the duties of such employment due to an injury received in the active performance of his duties as a State employee as a result of a willful act of violence by another employee of the State of Illinois, as so defined, committed during such other employee's course of employment and after January 1, 1988, shall be eligible for benefits pursuant to the provisions of this Section. For purposes of this Section, permanent disability is defined as a diagnosis or prognosis of an inability to return to current job duties by a physician licensed to practice medicine in all of its branches.

(f) The compensation and other benefits provided to part-time employees covered by this Section shall be calculated based on the percentage of time the part-time employee was scheduled to work pursuant to his or her status as a part-time employee.

(g) Pursuant to paragraphs (h) and (i) of Section 6 of Article VII of the Illinois Constitution, this Act specifically denies and limits the exercise by home rule units of any power which is inconsistent herewith, and all existing laws and ordinances which are inconsistent herewith are hereby superseded. This Act does not preempt the concurrent exercise by home rule units of powers consistent herewith.

This Act does not apply to any home rule unit with a population of over 1,000,000.

(h) In those cases where the injury to a State employee for which a benefit is payable under this Act was caused under circumstances creating a legal liability for damages on the part of some person other than the State employer, all of the rights and privileges, including the right to notice of suit brought against such other person and the right to commence or join in such suit, as given the employer, together with the conditions or obligations imposed under paragraph (b) of Section 5 of the Workers' Compensation Act, are also given and granted to the State, to the end that, with respect to State employees only, the State may be paid or reimbursed for the amount of benefit paid or to be paid by the State to the injured employee or his or her personal representative out of any judgment, settlement, or payment for such injury obtained by such injured employee or his or her personal representative from such other person by virtue of the injury. (Source: P.A. 100-1143, eff. 1-1-19; 101-651, eff. 8-7-20.)

Section 10. The Illinois Pension Code is amended by changing Sections 5-144, 5-153, 6-140, and 6-150 as follows:

(40 ILCS 5/5-144) (from Ch. 108 1/2, par. 5-144)

Sec. 5-144. Death from injury in the performance of acts of duty; compensation annuity and supplemental annuity.

(a) Beginning January 1, 1986, and without regard to whether or not the annuity in question began before that date, if the annuity for the widow of a policeman whose death, on or after January 1, 1940, results from injury incurred in the performance of an act or acts of duty, is not equal to the sum hereinafter stated, "compensation annuity" equal to the difference between the annuity and an amount equal to 75% of the policeman's salary attached to the position he held by certification and appointment as a result of competitive civil service examination that would ordinarily have been paid to him as though he were in active discharge of his duties shall be payable to the widow until the policeman, had he lived, would have attained age 63. The total amount of the widow's annuity and children's awards payable to the family of such policeman shall not exceed the amounts stated in Section 5-152.

For the purposes of this Section only, the death of any policeman as a result of the exposure to and contraction of COVID-19, as evidenced by either (i) a confirmed positive laboratory test for COVID-19 or COVID-19 antibodies or (ii) a confirmed diagnosis of COVID-19 from a licensed medical professional, shall be rebuttably presumed to have been contracted while in the performance of an act or acts of duty and the policeman shall be rebuttably presumed to have been fatally injured while in active service. The presumption shall apply to any policeman who was exposed to and contracted COVID-19 on or after March 9, 2020 and on or before June 30, 2021 (including the period between December 31, 2020 and the effective date of this amendatory Act of the 101st General Assembly) December 31, 2020; except that the presumption shall not apply if the policeman was on a leave of absence from his or her employment or otherwise not required to report for duty for a period of 14 or more consecutive days immediately prior to the date of contraction of COVID-19. For the purposes of determining when a policeman contracted COVID-19 under this paragraph, the date of contraction is either the date that the policeman was diagnosed with COVID-19 or was unable to work due to symptoms that were later diagnosed as COVID-19, whichever occurred first.

The provisions of this Section, as amended by Public Act 84-1104, including the reference to the date upon which the deceased policeman would have attained age 63, shall apply to all widows of policemen whose death occurs on or after January 1, 1940 due to injury incurred in the performance of an act of duty, regardless of whether such death occurred prior to September 17, 1969. For those widows of policemen that died prior to September 17, 1969, who became eligible for compensation annuity by the action of Public Act 84-1104, such compensation annuity shall begin and be calculated from January 1, 1986. The provisions of this amendatory Act of 1987 are intended to restate and clarify the intent of Public Act 84-1104, and do not make any substantive change.

(b) Upon termination of the compensation annuity, "supplemental annuity" shall become payable to the widow, equal to the difference between the annuity for the widow and an amount equal to 75% of the annual salary (including all salary increases and longevity raises) that the policeman would have been receiving when he attained age 63 if the policeman had continued in service at the same rank (whether career service or exempt) that he last held in the police department. The increase in supplemental annuity resulting from this amendatory Act of the 92nd General Assembly applies without regard to whether the deceased policeman was in service on or after the effective date of this amendatory Act and is payable from July 1, 2002 or the date upon which the supplemental annuity begins, whichever is later.

(c) Neither compensation nor supplemental annuity shall be paid unless the death of the policeman was a direct result of the injury, or the injury was of such character as to prevent him from subsequently resuming service as a policeman; nor shall compensation or supplemental annuity be paid unless the widow was the wife of the policeman when the injury occurred.

(Source: P.A. 101-633, eff. 6-5-20.)

(40 ILCS 5/5-153) (from Ch. 108 1/2, par. 5-153)

Sec. 5-153. Death benefit.

(a) Effective January 1, 1962, an ordinary death benefit is payable on account of any policeman in service and in receipt of salary on or after such date, which benefit is in addition to all other annuities and benefits herein provided. This benefit is payable upon death of a policeman:

- (1) occurring in active service while in receipt of salary;
- (2) on an authorized and approved leave of absence, without salary, beginning on or after January 1, 1962, if the death occurs within 60 days from the date the employee was in receipt of salary; or otherwise in the service and not separated by resignation or discharge beginning January 1, 1962 if death occurs before his resignation or discharge from the service;
- (3) receiving duty disability or ordinary disability benefit;
- (4) occurring within 60 days from the date of termination of duty disability or ordinary disability benefit payments if re-entry into service had not occurred; or
- (5) occurring on retirement and while in receipt of an age and service annuity, Tier 2 monthly retirement annuity, or prior service annuity; provided (a) retirement on such annuity occurred on or after January 1, 1962, and (b) such separation from service was effective on or after the policeman's attainment of age 50, and (c) application for such annuity was made within 60 days after separation from service.

(b) The ordinary death benefit is payable to such beneficiary or beneficiaries as the policeman has nominated by written direction duly signed and acknowledged before an officer authorized to take acknowledgments, and filed with the board. If no such written direction has been filed or if the designated beneficiaries do not survive the policeman, payment of the benefit shall be made to his estate.

(c) Until December 31, 1977, if death occurs prior to retirement on annuity and before the policeman's attainment of age 50, the amount of the benefit payable is \$6,000. If death occurs prior to retirement, at

age 50 or over, the benefit of \$6,000 shall be reduced \$400 for each year (commencing on the policeman's attainment of age 50, and thereafter on each succeeding birthdate) that the policeman's age, at date of death, is more than age 50, but in no event below the amount of \$2,000. However, if death results from injury incurred in the performance of an act or acts of duty, prior to retirement on annuity, the amount of the benefit payable is \$6,000 notwithstanding the age attained.

Until December 31, 1977, if the policeman's death occurs while he is in receipt of an annuity, the benefit is \$2,000 if retirement was effective upon attainment of age 55 or greater. If the policeman retired at age 50 or over and before age 55, the benefit of \$2,000 shall be reduced \$100 for each year or fraction of a year that the policeman's age at retirement was less than age 55 to a minimum payment of \$1,500.

After December 31, 1977, and on or before January 1, 1986, if death occurs prior to retirement on annuity and before the policeman's attainment of age 50, the amount of the benefit payable is \$7,000. If death occurs prior to retirement, at age 50 or over, the benefit of \$7,000 shall be reduced \$400 for each year (commencing on the policeman's attainment of age 50, and thereafter on each succeeding birthdate) that the policeman's age, at date of death, is more than age 50, but in no event below the amount of \$3,000. However, if death results from injury incurred in the performance of an act or acts of duty, prior to retirement on annuity, the amount of the benefit payable is \$7,000 notwithstanding the age attained.

After December 31, 1977, and on or before January 1, 1986, if the policeman's death occurs while he is in receipt of an annuity, the benefit is \$2,250 if retirement was effective upon attainment of age 55 or greater. If the policeman retired at age 50 or over and before age 55, the benefit of \$2,250 shall be reduced \$100 for each year or fraction of a year that the policeman's age at retirement was less than age 55 to a minimum payment of \$1,750.

After January 1, 1986, if death occurs prior to retirement on annuity and before the policeman's attainment of age 50, the amount of benefit payable is \$12,000. If death occurs prior to retirement, at age 50 or over, the benefit of \$12,000 shall be reduced \$400 for each year (commencing on the policeman's attainment of age 50, and thereafter on each succeeding birthdate) that the policeman's age, at date of death, is more than age 50, but in no event below the amount of \$6,000. However, if death results from injury in the performance of an act or acts of duty, prior to retirement on annuity, the amount of benefit payable is \$12,000 notwithstanding the age attained.

After January 1, 1986, if the policeman's death occurs while he is in receipt of an annuity, the benefit is \$6,000.

(d) For the purposes of this Section only, the death of any policeman as a result of the exposure to and contraction of COVID-19, as evidenced by either (i) a confirmed positive laboratory test for COVID-19 or COVID-19 antibodies or (ii) a confirmed diagnosis of COVID-19 from a licensed medical professional, shall be rebuttably presumed to have been contracted while in the performance of an act or acts of duty and the policeman shall be rebuttably presumed to have been fatally injured while in active service. The presumption shall apply to any policeman who was exposed to and contracted COVID-19 on or after March 9, 2020 and on or before June 30, 2021 (including the period between December 31, 2020 and the effective date of this amendatory Act of the 101st General Assembly) December 31, 2020; except that the presumption shall not apply if the policeman was on a leave of absence from his or her employment or otherwise not required to report for duty for a period of 14 or more consecutive days immediately prior to the date of contraction of COVID-19. For the purposes of determining when a policeman contracted COVID-19 under this subsection, the date of contraction is either the date that the policeman was diagnosed with COVID-19 or was unable to work due to symptoms that were later diagnosed as COVID-19, whichever occurred first.

(Source: P.A. 101-633, eff. 6-5-20.)

(40 ILCS 5/6-140) (from Ch. 108 1/2, par. 6-140)

Sec. 6-140. Death in the line of duty.

(a) The annuity for the widow of a fireman whose death results from the performance of an act or acts of duty shall be an amount equal to 50% of the current annual salary attached to the classified position to which the fireman was certified at the time of his death and 75% thereof after December 31, 1972.

Unless the performance of an act or acts of duty results directly in the death of the fireman, or prevents him from subsequently resuming active service in the fire department, the annuity herein provided shall not be paid; nor shall such annuities be paid unless the widow was the wife of the fireman at the time of the act or acts of duty which resulted in his death.

For the purposes of this Section only, the death of any fireman as a result of the exposure to and contraction of COVID-19, as evidenced by either (i) a confirmed positive laboratory test for COVID-19 or COVID-19 antibodies or (ii) a confirmed diagnosis of COVID-19 from a licensed medical professional, shall be rebuttably presumed to have been contracted while in the performance of an act or acts of duty and the fireman shall be rebuttably presumed to have been fatally injured while in active service. The

presumption shall apply to any fireman who was exposed to and contracted COVID-19 on or after March 9, 2020 and on or before June 30, 2021 (including the period between December 31, 2020 and the effective date of this amendatory Act of the 101st General Assembly) ~~December 31, 2020~~; except that the presumption shall not apply if the fireman was on a leave of absence from his or her employment or otherwise not required to report for duty for a period of 14 or more consecutive days immediately prior to the date of contraction of COVID-19. For the purposes of determining when a fireman contracted COVID-19 under this paragraph, the date of contraction is either the date that the fireman was diagnosed with COVID-19 or was unable to work due to symptoms that were later diagnosed as COVID-19, whichever occurred first.

(b) The changes made to this Section by this amendatory Act of the 92nd General Assembly apply without regard to whether the deceased fireman was in service on or after the effective date of this amendatory Act. In the case of a widow receiving an annuity under this Section that has been reduced to 40% of current salary because the fireman, had he lived, would have attained the age prescribed for compulsory retirement, the annuity shall be restored to the amount provided in subsection (a), with the increase beginning to accrue on the later of January 1, 2001 or the day the annuity first became payable. (Source: P.A. 101-633, eff. 6-5-20.)

(40 ILCS 5/6-150) (from Ch. 108 1/2, par. 6-150)
Sec. 6-150. Death benefit.

(a) Effective January 1, 1962, an ordinary death benefit shall be payable on account of any fireman in service and in receipt of salary on or after such date, which benefit shall be in addition to all other annuities and benefits herein provided. This benefit shall be payable upon death of a fireman:

- (1) occurring in active service while in receipt of salary;
- (2) on an authorized and approved leave of absence, without salary, beginning on or after January 1, 1962, if the death occurs within 60 days from the date the fireman was in receipt of salary;
- (3) receiving duty, occupational disease, or ordinary disability benefit;
- (4) occurring within 60 days from the date of termination of duty disability, occupational disease disability or ordinary disability benefit payments if re-entry into service had not occurred; or
- (5) occurring on retirement and while in receipt of an age and service annuity, prior service annuity, Tier 2 monthly retirement annuity, or minimum annuity; provided (a) retirement on such annuity occurred on or after January 1, 1962, and (b) such separation from service was effective on or after the fireman's attainment of age 50, and (c) application for such annuity was made within 60 days after separation from service.

(b) The ordinary death benefit shall be payable to such beneficiary or beneficiaries as the fireman has nominated by written direction duly signed and acknowledged before an officer authorized to take acknowledgments, and filed with the board. If no such written direction has been filed or if the designated beneficiaries do not survive the fireman, payment of the benefit shall be made to his estate.

(c) Beginning July 1, 1983, if death occurs prior to retirement on annuity and before the fireman's attainment of age 50, the amount of the benefit payable shall be \$12,000. Beginning July 1, 1983, if death occurs prior to retirement, at age 50 or over, the benefit of \$12,000 shall be reduced \$400 for each year (commencing on the fireman's attainment of age 50 and thereafter on each succeeding birth date) that the fireman's age, at date of death, is more than age 49, but in no event below the amount of \$6,000.

Beginning July 1, 1983, if the fireman's death occurs while he is in receipt of an annuity, the benefit shall be \$6,000.

(d) For the purposes of this Section only, the death of any fireman as a result of the exposure to and contraction of COVID-19, as evidenced by either (i) a confirmed positive laboratory test for COVID-19 or COVID-19 antibodies or (ii) a confirmed diagnosis of COVID-19 from a licensed medical professional, shall be rebuttably presumed to have been contracted while in the performance of an act or acts of duty and the fireman shall be rebuttably presumed to have been fatally injured while in active service. The presumption shall apply to any fireman who was exposed to and contracted COVID-19 on or after March 9, 2020 and on or before June 30, 2021 (including the period between December 31, 2020 and the effective date of this amendatory Act of the 101st General Assembly) ~~December 31, 2020~~; except that the presumption shall not apply if the fireman was on a leave of absence from his or her employment or otherwise not required to report for duty for a period of 14 or more consecutive days immediately prior to the date of contraction of COVID-19. For the purposes of determining when a fireman contracted COVID-19 under this subsection, the date of contraction is either the date that the fireman was diagnosed with COVID-19 or was unable to work due to symptoms that were later diagnosed as COVID-19, whichever occurred first.

[January 11, 2021]

(Source: P.A. 101-633, eff. 6-5-20.)

Section 15. The Workers' Occupational Diseases Act is amended by changing Section 1 as follows:
(820 ILCS 310/1) (from Ch. 48, par. 172.36)

Sec. 1. This Act shall be known and may be cited as the "Workers' Occupational Diseases Act".

(a) The term "employer" as used in this Act shall be construed to be:

1. The State and each county, city, town, township, incorporated village, school district, body politic, or municipal corporation therein.

2. Every person, firm, public or private corporation, including hospitals, public service, eleemosynary, religious or charitable corporations or associations, who has any person in service or under any contract for hire, express or implied, oral or written.

3. Where an employer operating under and subject to the provisions of this Act loans an employee to another such employer and such loaned employee sustains a compensable occupational disease in the employment of such borrowing employer and where such borrowing employer does not provide or pay the benefits or payments due such employee, such loaning employer shall be liable to provide or pay all benefits or payments due such employee under this Act and as to such employee the liability of such loaning and borrowing employers shall be joint and several, provided that such loaning employer shall in the absence of agreement to the contrary be entitled to receive from such borrowing employer full reimbursement for all sums paid or incurred pursuant to this paragraph together with reasonable attorneys' fees and expenses in any hearings before the Illinois Workers' Compensation Commission or in any action to secure such reimbursement. Where any benefit is provided or paid by such loaning employer, the employee shall have the duty of rendering reasonable co-operation in any hearings, trials or proceedings in the case, including such proceedings for reimbursement.

Where an employee files an Application for Adjustment of Claim with the Illinois Workers' Compensation Commission alleging that his or her claim is covered by the provisions of the preceding paragraph, and joining both the alleged loaning and borrowing employers, they and each of them, upon written demand by the employee and within 7 days after receipt of such demand, shall have the duty of filing with the Illinois Workers' Compensation Commission a written admission or denial of the allegation that the claim is covered by the provisions of the preceding paragraph and in default of such filing or if any such denial be ultimately determined not to have been bona fide then the provisions of Paragraph K of Section 19 of this Act shall apply.

An employer whose business or enterprise or a substantial part thereof consists of hiring, procuring or furnishing employees to or for other employers operating under and subject to the provisions of this Act for the performance of the work of such other employers and who pays such employees their salary or wage notwithstanding that they are doing the work of such other employers shall be deemed a loaning employer within the meaning and provisions of this Section.

(b) The term "employee" as used in this Act, shall be construed to mean:

1. Every person in the service of the State, county, city, town, township, incorporated village or school district, body politic or municipal corporation therein, whether by election, appointment or contract of hire, express or implied, oral or written, including any official of the State, or of any county, city, town, township, incorporated village, school district, body politic or municipal corporation therein and except any duly appointed member of the fire department in any city whose population exceeds 500,000 according to the last Federal or State census, and except any member of a fire insurance patrol maintained by a board of underwriters in this State. One employed by a contractor who has contracted with the State, or a county, city, town, township, incorporated village, school district, body politic or municipal corporation therein, through its representatives, shall not be considered as an employee of the State, county, city, town, township, incorporated village, school district, body politic or municipal corporation which made the contract.

2. Every person in the service of another under any contract of hire, express or implied, oral or written, who contracts an occupational disease while working in the State of Illinois, or who contracts an occupational disease while working outside of the State of Illinois but where the contract of hire is made within the State of Illinois, and any person whose employment is principally localized within the State of Illinois, regardless of the place where the disease was contracted or place where the contract of hire was made, including aliens, and minors who, for the purpose of this Act, except Section 3 hereof, shall be considered the same and have the same power to contract, receive payments and give quittances therefor, as adult employees. An employee or his or her dependents under this Act who shall have a cause of action by reason of an occupational disease, disablement or death arising out of and in the course of his or her employment may elect or pursue his or her remedy in the

State where the disease was contracted, or in the State where the contract of hire is made, or in the State where the employment is principally localized.

(c) "Commission" means the Illinois Workers' Compensation Commission created by the Workers' Compensation Act, approved July 9, 1951, as amended.

(d) In this Act the term "Occupational Disease" means a disease arising out of and in the course of the employment or which has become aggravated and rendered disabling as a result of the exposure of the employment. Such aggravation shall arise out of a risk peculiar to or increased by the employment and not common to the general public.

A disease shall be deemed to arise out of the employment if there is apparent to the rational mind, upon consideration of all the circumstances, a causal connection between the conditions under which the work is performed and the occupational disease. The disease need not to have been foreseen or expected but after its contraction it must appear to have had its origin or aggravation in a risk connected with the employment and to have flowed from that source as a rational consequence.

An employee shall be conclusively deemed to have been exposed to the hazards of an occupational disease when, for any length of time however short, he or she is employed in an occupation or process in which the hazard of the disease exists; provided however, that in a claim of exposure to atomic radiation, the fact of such exposure must be verified by the records of the central registry of radiation exposure maintained by the Department of Public Health or by some other recognized governmental agency maintaining records of such exposures whenever and to the extent that the records are on file with the Department of Public Health or the agency.

Any injury to or disease or death of an employee arising from the administration of a vaccine, including without limitation smallpox vaccine, to prepare for, or as a response to, a threatened or potential bioterrorist incident to the employee as part of a voluntary inoculation program in connection with the person's employment or in connection with any governmental program or recommendation for the inoculation of workers in the employee's occupation, geographical area, or other category that includes the employee is deemed to arise out of and in the course of the employment for all purposes under this Act. This paragraph added by Public Act 93-829 is declarative of existing law and is not a new enactment.

The employer liable for the compensation in this Act provided shall be the employer in whose employment the employee was last exposed to the hazard of the occupational disease claimed upon regardless of the length of time of such last exposure, except, in cases of silicosis or asbestosis, the only employer liable shall be the last employer in whose employment the employee was last exposed during a period of 60 days or more after the effective date of this Act, to the hazard of such occupational disease, and, in such cases, an exposure during a period of less than 60 days, after the effective date of this Act, shall not be deemed a last exposure. If a miner who is suffering or suffered from pneumoconiosis was employed for 10 years or more in one or more coal mines there shall, effective July 1, 1973 be a rebuttable presumption that his or her pneumoconiosis arose out of such employment.

If a deceased miner was employed for 10 years or more in one or more coal mines and died from a respirable disease there shall, effective July 1, 1973, be a rebuttable presumption that his or her death was due to pneumoconiosis.

Any condition or impairment of health of an employee employed as a firefighter, emergency medical technician (EMT), emergency medical technician-intermediate (EMT-I), advanced emergency medical technician (A-EMT), or paramedic which results directly or indirectly from any bloodborne pathogen, lung or respiratory disease or condition, heart or vascular disease or condition, hypertension, tuberculosis, or cancer resulting in any disability (temporary, permanent, total, or partial) to the employee shall be rebuttably presumed to arise out of and in the course of the employee's firefighting, EMT, EMT-I, A-EMT, or paramedic employment and, further, shall be rebuttably presumed to be causally connected to the hazards or exposures of the employment. This presumption shall also apply to any hernia or hearing loss suffered by an employee employed as a firefighter, EMT, EMT-I, A-EMT, or paramedic. However, this presumption shall not apply to any employee who has been employed as a firefighter, EMT, EMT-I, A-EMT, or paramedic for less than 5 years at the time he or she files an Application for Adjustment of Claim concerning this condition or impairment with the Illinois Workers' Compensation Commission. The rebuttable presumption established under this subsection, however, does not apply to an emergency medical technician (EMT), emergency medical technician-intermediate (EMT-I), advanced emergency medical technician (A-EMT), or paramedic employed by a private employer if the employee spends the preponderance of his or her work time for that employer engaged in medical transfers between medical care facilities or non-emergency medical transfers to or from medical care facilities. The changes made to this subsection by this amendatory Act of the 98th General Assembly shall be narrowly construed. The Finding and Decision of the Illinois Workers' Compensation Commission under only the rebuttable presumption provision of this paragraph shall not be admissible or be deemed res judicata in any disability

claim under the Illinois Pension Code arising out of the same medical condition; however, this sentence makes no change to the law set forth in *Krohe v. City of Bloomington*, 204 Ill.2d 392.

The insurance carrier liable shall be the carrier whose policy was in effect covering the employer liable on the last day of the exposure rendering such employer liable in accordance with the provisions of this Act.

(e) "Disablement" means an impairment or partial impairment, temporary or permanent, in the function of the body or any of the members of the body, or the event of becoming disabled from earning full wages at the work in which the employee was engaged when last exposed to the hazards of the occupational disease by the employer from whom he or she claims compensation, or equal wages in other suitable employment; and "disability" means the state of being so incapacitated.

(f) No compensation shall be payable for or on account of any occupational disease unless disablement, as herein defined, occurs within two years after the last day of the last exposure to the hazards of the disease, except in cases of occupational disease caused by berylliosis or by the inhalation of silica dust or asbestos dust and, in such cases, within 3 years after the last day of the last exposure to the hazards of such disease and except in the case of occupational disease caused by exposure to radiological materials or equipment, and in such case, within 25 years after the last day of last exposure to the hazards of such disease.

(g)(1) In any proceeding before the Commission in which the employee is a COVID-19 first responder or front-line worker as defined in this subsection, if the employee's injury or occupational disease resulted from exposure to and contraction of COVID-19, the exposure and contraction shall be rebuttably presumed to have arisen out of and in the course of the employee's first responder or front-line worker employment and the injury or occupational disease shall be rebuttably presumed to be causally connected to the hazards or exposures of the employee's first responder or front-line worker employment.

(2) The term "COVID-19 first responder or front-line worker" means: all individuals employed as police, fire personnel, emergency medical technicians, or paramedics; all individuals employed and considered as first responders; all workers for health care providers, including nursing homes and rehabilitation facilities and home care workers; corrections officers; and any individuals employed by essential businesses and operations as defined in Executive Order 2020-10 dated March 20, 2020, as long as individuals employed by essential businesses and operations are required by their employment to encounter members of the general public or to work in employment locations of more than 15 employees. For purposes of this subsection only, an employee's home or place of residence is not a place of employment, except for home care workers.

(3) The presumption created in this subsection may be rebutted by evidence, including, but not limited to, the following:

(A) the employee was working from his or her home, on leave from his or her employment, or some combination thereof, for a period of 14 or more consecutive days immediately prior to the employee's injury, occupational disease, or period of incapacity resulted from exposure to COVID-19; or

(B) the employer was engaging in and applying to the fullest extent possible or enforcing to the best of its ability industry-specific workplace sanitation, social distancing, and health and safety practices based on updated guidance issued by the Centers for Disease Control and Prevention or Illinois Department of Public Health or was using a combination of administrative controls, engineering controls, or personal protective equipment to reduce the transmission of COVID-19 to all employees for at least 14 consecutive days prior to the employee's injury, occupational disease, or period of incapacity resulting from exposure to COVID-19. For purposes of this subsection, "updated" means the guidance in effect at least 14 days prior to the COVID-19 diagnosis. For purposes of this subsection, "personal protective equipment" means industry-specific equipment worn to minimize exposure to hazards that cause illnesses or serious injuries, which may result from contact with biological, chemical, radiological, physical, electrical, mechanical, or other workplace hazards. "Personal protective equipment" includes, but is not limited to, items such as face coverings, gloves, safety glasses, safety face shields, barriers, shoes, earplugs or muffs, hard hats, respirators, coveralls, vests, and full body suits; or

(C) the employee was exposed to COVID-19 by an alternate source.

(4) The rebuttable presumption created in this subsection applies to all cases tried after June 5, 2020 (the effective date of Public Act 101-633) ~~this amendatory Act of the 101st General Assembly~~ and in which the diagnosis of COVID-19 was made on or after March 9, 2020 and on or before June 30, 2021 (including the period between December 31, 2020 and the effective date of this amendatory Act of the 101st General Assembly) ~~December 31, 2020~~.

(5) Under no circumstances shall any COVID-19 case increase or affect any employer's workers' compensation insurance experience rating or modification, but COVID-19 costs may be included in determining overall State loss costs.

(6) In order for the presumption created in this subsection to apply at trial, for COVID-19 diagnoses occurring on or before June 15, 2020, an employee must provide a confirmed medical diagnosis by a licensed medical practitioner or a positive laboratory test for COVID-19 or for COVID-19 antibodies; for COVID-19 diagnoses occurring after June 15, 2020, an employee must provide a positive laboratory test for COVID-19 or for COVID-19 antibodies.

(7) The presumption created in this subsection does not apply if the employee's place of employment was solely the employee's home or residence for a period of 14 or more consecutive days immediately prior to the employee's injury, occupational disease, or period of incapacity resulted from exposure to COVID-19.

(8) The date of injury or the beginning of the employee's occupational disease or period of disability is either the date that the employee was unable to work due to contraction of COVID-19 or was unable to work due to symptoms that were later diagnosed as COVID-19, whichever came first.

(9) An employee who contracts COVID-19, but fails to establish the rebuttable presumption is not precluded from filing for compensation under this Act or under the Workers' Compensation Act.

(10) To qualify for temporary total disability benefits under the presumption created in this subsection, the employee must be certified for or recertified for temporary disability.

(11) An employer is entitled to a credit against any liability for temporary total disability due to an employee as a result of the employee contracting COVID-19 for (A) any sick leave benefits or extended salary benefits paid to the employee by the employer under Emergency Family Medical Leave Expansion Act, Emergency Paid Sick Leave Act of the Families First Coronavirus Response Act, or any other federal law, or (B) any other credit to which an employer is entitled under the Workers' Compensation Act.

(Source: P.A. 101-633, eff. 6-5-20.)

Section 90. The State Mandates Act is amended by adding Section 8.44 as follows:

(30 ILCS 805/8.44 new)

Sec. 8.44. Exempt mandate. Notwithstanding Sections 6 and 8 of this Act, no reimbursement by the State is required for the implementation of any mandate created by this amendatory Act of the 101st General Assembly.

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

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Cunningham, **House Bill No. 4276** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 55; NAYS None.

The following voted in the affirmative:

Anderson	Feigenholtz	Loughran Cappel	Schimpf
Aquino	Fine	Manar	Sims
Barickman	Fowler	Martwick	Stadelman
Belt	Gillespie	McConchie	Stears
Bennett	Glowiak Hilton	McGuire	Stewart
Bush	Harris	Morrison	Stoller
Castro	Hastings	Muñoz	Syverson
Collins	Holmes	Murphy	Tracy

[January 11, 2021]

Crowe	Hunter	Oberweis	Van Pelt
Cullerton, T.	Johnson	Pacione-Zayas	Villanueva
Cunningham	Jones, E.	Peters	Villivalam
Curran	Joyce	Rezin	Wilcox
DeWitte	Koehler	Righter	Mr. President
Ellman	Landek	Rose	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

COMMITTEE MEETING ANNOUNCEMENT

The Chair announced the following committee to meet at 3:15 o'clock p.m.:

Executive in the Senate Chamber

COMMUNICATIONS

DISCLOSURE TO THE SENATE

Date: 1/11/2021

Legislative Measure(s): HB 2451

Venue:

- Committee on _____
 Full Senate

Due to a potential conflict of interest (or the potential appearance thereof), I abstained from voting (or voted "present") on the above legislative measure(s).

Notwithstanding a potential conflict of interest (or the potential appearance thereof), I voted in favor of or against the above legislative measure(s) because I believe doing so is in the best interests of the State.

s/Neil Anderson
 Senator Anderson

DISCLOSURE TO THE SENATE

Date: 1/11/2021

Legislative Measure(s): HB 4276

Venue:

- Committee on _____
 Full Senate

Due to a potential conflict of interest (or the potential appearance thereof), I abstained from voting (or voted "present") on the above legislative measure(s).

Notwithstanding a potential conflict of interest (or the potential appearance thereof), I voted in favor of or against the above legislative measure(s) because I believe doing so is in the best interests of the State.

s/Dan McClure
 Senator

[January 11, 2021]

At the hour of 2:14 o'clock p.m., the Chair announced that the Senate stands at recess subject to the call of the Chair.

AFTER RECESS

At the hour of 5:49 o'clock p.m., the Senate resumed consideration of business.
Senator Holmes, presiding.

LEGISLATIVE MEASURES FILED

The following Floor amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Floor Amendment No. 2 to House Bill 156
Floor Amendment No. 3 to House Bill 156
Floor Amendment No. 1 to House Bill 356
Floor Amendment No. 1 to House Bill 2263

MESSAGES FROM THE PRESIDENT

**OFFICE OF THE SENATE PRESIDENT
DON HARMON
STATE OF ILLINOIS**

327 STATE CAPITOL
SPRINGFIELD, ILLINOIS 62706
217-782-2728

160 N. LASALLE ST., STE. 720
CHICAGO, ILLINOIS 60601
312-814-2075

January 11, 2021

Mr. Tim Anderson
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the committee and 3rd reading deadline to January 13, 2021, for the following House bills:

HB 570, HB 2267

Sincerely,
s/Don Harmon
Don Harmon
Senate President

cc: Senate Republican Leader-Designate Dan McConchie

**OFFICE OF THE SENATE PRESIDENT
DON HARMON
STATE OF ILLINOIS**

327 STATE CAPITOL
SPRINGFIELD, ILLINOIS 62706
217-782-2728

160 N. LASALLE ST., STE. 720
CHICAGO, ILLINOIS 60601
312-814-2075

[January 11, 2021]

January 11, 2021

Mr. Tim Anderson
 Secretary of the Senate
 Room 403 State House
 Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Rule 3-5(c), I hereby appoint Senator Michael E. Hastings to temporarily replace Senator Antonio Munoz as a member of the Senate Committee on Assignments. This appointment will expire upon adjournment of the Senate Committee on Assignments on January 11, 2021.

Sincerely,
 s/Don Harmon
 Don Harmon
 Senate President

REPORTS FROM COMMITTEE ON ASSIGNMENTS

Senator Lightford, Chairperson of the Committee on Assignments, during its January 11, 2021 meeting, reported the following Legislative Measure has been assigned to the indicated Standing Committee of the Senate:

Executive: **House Bills 570 and 2267.**

Senator Lightford, Chairperson of the Committee on Assignments, during its January 11, 2021 meeting, reported that the following Legislative Measures have been approved for consideration:

Floor Amendment No. 2 to House Bill 97
Floor Amendment No. 3 to House Bill 156
Floor Amendment No. 1 to House Bill 356
Floor Amendment No. 2 to House Bill 1559
Floor Amendment No. 1 to House Bill 2263
Floor Amendment No. 1 to House Bill 3360

The foregoing floor amendments were placed on the Secretary's Desk.

Senator Lightford, Chairperson of the Committee on Assignments, during its January 11, 2021 meeting, reported that **House Bills numbered 570 and 2267** have been re-referred from the Committee on Executive to the Committee on Assignments and have been approved for consideration by the Committee on Assignments.

Under the rules, the bills were ordered to a second reading.

HOUSE BILL RECALLED

On motion of Senator Crowe, **House Bill No. 97** was recalled from the order of third reading to the order of second reading.

Committee Amendment No. 1 was held in the Committee on Assignments.

Senator Crowe offered the following amendment and moved its adoption:

AMENDMENT NO. 2 TO HOUSE BILL 97

AMENDMENT NO. 2. Amend House Bill 97 by replacing everything after the enacting clause with the following:

[January 11, 2021]

"Section 5. The Supreme Court Act is amended by changing Section 11 as follows:
(705 ILCS 5/11) (from Ch. 37, par. 16)

Sec. 11. Marshals.

(a) The office of marshal for the Supreme Court is hereby created, such marshals to be selected by the Supreme Court, and the duties of such marshals shall be to attend upon its sittings and to perform such other duties, under the order and direction of the said court, as are usually performed by sheriffs of courts. The salary of such marshals shall be fixed by the judges of the Supreme Court, such salary to be payable from the State treasury, upon bills of particulars, signed by any one of the judges of the Supreme Court.

(b) Marshals are peace officers and have all the powers possessed by police officers in cities and by sheriffs. Marshals may exercise these powers throughout the State. No marshal has peace officer status or may exercise police powers unless: (i) he or she successfully completes the basic police training course mandated and approved by the Illinois Law Enforcement Training Standards Board; or (ii) the Illinois Law Enforcement Training Standards Board waives the training requirement by reason of the marshal's prior law enforcement experience or training or both.

(c) The office of marshal for the Supreme Court may also employ court security officers to be responsible for maintaining the security of any courthouse or courtroom occupied by the Supreme or Appellate Court of this State. A court security officer hired under this subsection is subject to the same training requirements and has the same authority to arrest as a court security officer hired by a county sheriff under Section 3-6012.1 of the Counties Code. However, the arrest powers of the court security officer are limited to the performance of the official duties of the court security officer. A court security officer who is trained and qualified as permitted by law may carry a weapon at his or her place of employment and to and from his or her place of employment. No court security officer authorized under this Section may exercise arrest powers or carry a firearm unless: (i) he or she successfully completes the basic police training course mandated and approved by the Illinois Law Enforcement Training Standards Board pursuant to subsection (b); or (ii) the Illinois Law Enforcement Training Standards Board waives the training requirement by reason of the individual's prior law enforcement experience or training or both.
(Source: P.A. 100-151, eff. 8-18-17.)

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

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Crowe, **House Bill No. 97** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 54; NAYS None.

The following voted in the affirmative:

Anderson	Fowler	Martwick	Sims
Aquino	Gillespie	McClure	Stadelman
Barickman	Glowiak Hilton	McConchie	Steans
Belt	Harris	McGuire	Stewart
Bennett	Hastings	Morrison	Stoller
Collins	Holmes	Murphy	Syverson
Crowe	Hunter	Oberweis	Tracy
Cullerton, T.	Johnson	Pacione-Zayas	Van Pelt
Cunningham	Jones, E.	Peters	Villanueva
Curran	Joyce	Plummer	Villivalam
DeWitte	Koehler	Rezin	Wilcox

[January 11, 2021]

Ellman	Landek	Righter	Mr. President
Feigenholtz	Lightford	Rose	
Fine	Loughran Cappel	Schimpf	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

HOUSE BILL RECALLED

On motion of Senator Cunningham, **House Bill No. 1559** was recalled from the order of third reading to the order of second reading.

Committee Amendment No. 1 was held in the Committee on Assignments.

Senator Cunningham offered the following amendment and moved its adoption:

AMENDMENT NO. 2 TO HOUSE BILL 1559

AMENDMENT NO. 2. Amend House Bill 1559 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Educational Labor Relations Act is amended by adding Section 4.10 as follows:
(115 ILCS 5/4.10 new)

Sec. 4.10. Length of work as subject of collective bargaining.

(a) Notwithstanding any other provision of this Act or other law to the contrary, with respect to a school district organized under Article 34 of the School Code only, collective bargaining between an educational employer and an exclusive representative of its employees may include decisions to determine the length of the work and school day and the length of the work and school year.

(b) The subject or matters described in subsection (a) are permissive subjects of bargaining between the educational employer and an exclusive representative of its employees and, for the purpose of this Act, are within the sole discretion of the educational employer to decide to bargain, provided that the educational employer is required to bargain over the impact of a decision concerning the subject or matter on the bargaining unit upon request of the exclusive representative under Section 10.

Section 99. Effective date. This Act takes effect upon becoming law, but this Act does not take effect at all unless House Bill 2275 of the 101st General Assembly, in the form in which it passed the House on March 28, 2019, becomes law."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Cunningham, **House Bill No. 1559** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 44; NAYS 14.

The following voted in the affirmative:

Anderson	Feigenholtz	Landek	Schimpf
Aquino	Fine	Lightford	Sims
Belt	Gillespie	Loughran Cappel	Stadelman
Bennett	Glowiak Hilton	Manar	Stears

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Bush	Harris	Martwick	Van Pelt
Castro	Hastings	McGuire	Villanueva
Collins	Holmes	Morrison	Villivalam
Crowe	Hunter	Muñoz	Mr. President
Cullerton, T.	Johnson	Murphy	
Cunningham	Jones, E.	Pacione-Zayas	
Curran	Joyce	Peters	
Ellman	Koehler	Rose	

The following voted in the negative:

Barickman	McConchie	Righter	Tracy
DeWitte	Oberweis	Stewart	Wilcox
Fowler	Plummer	Stoller	
McClure	Rezin	Syverson	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

HOUSE BILL RECALLED

On motion of Senator Harmon, **House Bill No. 3360** was recalled from the order of third reading to the order of second reading.

Senator Harmon offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO HOUSE BILL 3360

AMENDMENT NO. 1. Amend House Bill 3360 by replacing everything after the enacting clause with the following:

"Section 5. The Code of Civil Procedure is amended by changing Section 2-1303 as follows:
(735 ILCS 5/2-1303) (from Ch. 110, par. 2-1303)

Sec. 2-1303. Interest on judgment.

(a) Except as provided in subsection (b), judgments recovered in any court shall draw interest at the rate of 9% per annum from the date of the judgment until satisfied or 6% per annum when the judgment debtor is a unit of local government, as defined in Section 1 of Article VII of the Constitution, a school district, a community college district, or any other governmental entity. When judgment is entered upon any award, report or verdict, interest shall be computed at the above rate, from the time when made or rendered to the time of entering judgment upon the same, and included in the judgment. Interest shall be computed and charged only on the unsatisfied portion of the judgment as it exists from time to time. The judgment debtor may by tender of payment of judgment, costs and interest accrued to the date of tender, stop the further accrual of interest on such judgment notwithstanding the prosecution of an appeal, or other steps to reverse, vacate or modify the judgment.

(b)(1) As used in this Section:

"Consumer debt" means money or property, or the equivalent, due or owing, or alleged to be due or owing, from a natural person by reason of a transaction in which property, services, or money is acquired by that natural person primarily for personal, family, or household purposes.

"Consumer debt judgment" means a judgment recovered in any court against one or more natural persons arising out of consumer debt. "Consumer debt judgment" does not include any compensation for bodily injury or death, nor any judgment entered where the debt is guaranteed by or contains a joint and several liability provision between a natural person and a business, whether or not that business is legally constituted under the laws of this State or any other state.

(2) Notwithstanding subsection (a), consumer debt judgments of \$25,000 or less shall draw interest from the date of the judgment until satisfied at the rate of 5% per annum.

(3) The judgment debtor may, by tender of payment of judgment, costs, and interest accrued to the date of tender, stop the further accrual of interest on the consumer debt judgment, notwithstanding the prosecution of an appeal, or other steps to reverse, vacate, or modify the judgment.

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(4) This subsection applies to all consumer debt judgments entered into after the effective date of this amendatory Act of the 101st General Assembly.

(c) In all actions brought to recover damages for personal injury or wrongful death resulting from or occasioned by the conduct of any other person or entity, whether by negligence, willful and wanton misconduct, intentional conduct, or strict liability of the other person or entity, the plaintiff shall recover prejudgment interest on all damages set forth in the judgment. Prejudgment interest shall begin to accrue on the date the defendant has notice of the injury from the incident itself or a written notice. In entering judgment for the plaintiff in the action, the court shall add to the amount of the judgment interest on the amount calculated at the rate of 9% per annum.

(d) Notwithstanding any other provision of law, a local public entity is not liable to pay prejudgment interest in an action brought directly or vicariously against it by the injured party.

(e) For any personal injury or wrongful death occurring before the effective date of this amendatory Act of the 101st General Assembly, the prejudgment interest shall begin to accrue on the later of the effective date of this amendatory Act of the 101st General Assembly or the date the alleged tortfeasor has notice of the injury.

(f) The trial court may, in its discretion, apportion any amount of prejudgment interest between the plaintiff and any agency or department of the State. In apportioning prejudgment interest as provided in this Section, the court shall consider, among other factors it deems relevant, the plaintiff's hardship from the time of injury to the date of judgment and the effort required to obtain the judgment.

(Source: P.A. 101-168, eff. 1-1-20.)

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

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Harmon, **House Bill No. 3360** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 38; NAYS 17; Present 2.

The following voted in the affirmative:

Aquino	Fine	Landek	Peters
Belt	Gillespie	Lightford	Sims
Bush	Harris	Loughran Cappel	Stadelman
Castro	Hastings	Manar	Steans
Collins	Holmes	Martwick	Van Pelt
Crowe	Hunter	McGuire	Villanueva
Cullerton, T.	Johnson	Morrison	Villivalam
Cunningham	Jones, E.	Muñoz	Mr. President
Ellman	Joyce	Murphy	
Feigenholtz	Koehler	Pacione-Zayas	

The following voted in the negative:

Anderson	McConchie	Rose	Tracy
Barickman	Oberweis	Schimpf	Wilcox
Curran	Plummer	Stewart	
DeWitte	Rezin	Stoller	
Fowler	Righter	Syverson	

The following voted present:

Bennett
Glowiak Hilton

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Righter, **House Bill No. 570** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Martwick, **House Bill No. 2267** was taken up, read by title a second time and ordered to a third reading.

COMMUNICATION

DISCLOSURE TO THE SENATE

Date: 1/11/21

Legislative Measure(s): HB3360

Venue:

- Committee on _____
 Full Senate

Due to a potential conflict of interest (or the potential appearance thereof), I abstained from voting (or voted "present") on the above legislative measure(s).

Notwithstanding a potential conflict of interest (or the potential appearance thereof), I voted in favor of or against the above legislative measure(s) because I believe doing so is in the best interests of the State.

s/Dan McClure
Senator

At the hour of 6:48 o'clock p.m., the Chair announced that the Senate stands adjourned until Tuesday, January 12, 2021, at 12:00 o'clock noon.

[January 11, 2021]