



Sen. Kimberly A. Lightford

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1 AMENDMENT TO HOUSE BILL 4208

2 AMENDMENT NO. _____. Amend House Bill 4208 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Section
5 2-3.162 and by adding Section 2-3.173 as follows:

6 (105 ILCS 5/2-3.162)

7 Sec. 2-3.162. Student discipline report; school discipline
8 improvement plan.

9 (a) On or before October 31, 2015 and on or before October
10 31 of each subsequent year, the State Board of Education,
11 through the State Superintendent of Education, shall prepare a
12 report on student discipline in all school districts in this
13 State, including State-authorized charter schools. This report
14 shall include data from all public schools within school
15 districts, including district-authorized charter schools. This
16 report must be posted on the Internet website of the State

1 Board of Education. The report shall include data on the
2 issuance of out-of-school suspensions, expulsions, and
3 removals to alternative settings in lieu of another
4 disciplinary action, disaggregated by race and ethnicity,
5 gender, age, grade level, whether a student is an English
6 learner, incident type, and discipline duration.

7 (b) The State Board of Education shall analyze the data
8 under subsection (a) of this Section on an annual basis and
9 determine the top 20% of school districts qualifying under any
10 of ~~for~~ the following metrics:

11 (1) Total number of out-of-school suspensions divided
12 by the total district enrollment by the last school day in
13 September for the year in which the data was collected,
14 multiplied by 100.

15 (2) Total number of out-of-school expulsions divided
16 by the total district enrollment by the last school day in
17 September for the year in which the data was collected,
18 multiplied by 100.

19 (3) Racial disproportionality, defined as the
20 overrepresentation of students of color or white students
21 in comparison to the total number of students of color or
22 white students on October 1st of the school year in which
23 data are collected, with respect to the use of
24 out-of-school suspensions and expulsions, which must be
25 calculated using the same method as the U.S. Department of
26 Education's Office for Civil Rights uses.

1 ~~The analysis must be based on data collected over 3~~
2 ~~consecutive school years, beginning with the 2014-2015 school~~
3 ~~year.~~

4 (c) On or before October 31, 2018 and on or before October
5 31 of each subsequent year, the State Board of Education shall
6 notify each school district ~~Beginning with the 2017-2018 school~~
7 ~~year, the State Board of Education shall require each of the~~
8 ~~school districts that are~~ identified in the top 20% of any of
9 the metrics described in ~~this~~ subsection (b) of this Section
10 for 3 consecutive school years that the school district must
11 submit a plan in conformance with subsection (d) of this
12 Section.

13 (d) School districts identified in the top 20% of any of
14 the metrics described in subsection (b) of this Section for 3
15 consecutive school years must, in a manner prescribed by the
16 State Board of Education, submit a plan to the State Board of
17 Education that identifies ~~to submit a plan identifying~~ the
18 strategies the school district will implement to reduce the use
19 of exclusionary disciplinary practices or racial
20 disproportionality or both, if applicable. ~~School districts~~
21 ~~that no longer meet the criteria described in any of the~~
22 ~~metrics described in this subsection (b) for 3 consecutive~~
23 ~~years shall no longer be required to submit a plan.~~

24 This plan may be combined with any other improvement plans
25 required under federal or State law.

26 The plan must be approved at a public school board meeting

1 no later than 90 days after notification from the State Board
2 of Education pursuant to subsection (c) of this Section and
3 must be posted on the school district's Internet website.
4 Within one calendar year after the school board's approval of
5 the plan, the school district shall submit to the State Board
6 of Education, in a manner prescribed by the State Board of
7 Education, and post on the district's Internet website a
8 progress report describing the implementation of the plan and
9 the results achieved. Additional annual progress reports shall
10 be required until a school district no longer meets the
11 criteria in any of the metrics described in subsection (b) of
12 this Section for 3 consecutive school years.

13 (e) The calculation of the top 20% of any of the metrics
14 described in ~~this~~ subsection (b) of this Section shall exclude
15 all school districts, State-authorized charter schools, and
16 special charter districts that issued fewer than a total of 10
17 out-of-school suspensions or expulsions, whichever is
18 applicable, during the school year. The calculation of the top
19 20% of the metric described in subdivision (3) of ~~this~~
20 subsection (b) of this Section shall exclude all school
21 districts with an enrollment of fewer than 50 white students or
22 fewer than 50 students of color.

23 ~~The plan must be approved at a public school board meeting~~
24 ~~and posted on the school district's Internet website. Within~~
25 ~~one year after being identified, the school district shall~~
26 ~~submit to the State Board of Education and post on the~~

1 ~~district's Internet website a progress report describing the~~
2 ~~implementation of the plan and the results achieved.~~

3 (Source: P.A. 98-1102, eff. 8-26-14; 99-30, eff. 7-10-15;
4 99-78, eff. 7-20-15; revised 9-25-17.)

5 (105 ILCS 5/2-3.173 new)

6 Sec. 2-3.173. Safe Schools and Healthy Learning
7 Environments Grant Program.

8 (a) The State Board of Education, subject to appropriation,
9 is authorized to award competitive grants on an annual basis
10 under a Safe Schools and Healthy Learning Environments Grant
11 Program. The goal of this grant program is to promote school
12 safety and healthy learning environments by reducing the
13 reliance on exclusionary discipline and law enforcement
14 referrals to address school disciplinary matters while
15 implementing alternative strategies that will better address
16 the full range of students' intellectual, social, emotional,
17 physical, psychological, and moral developmental needs.

18 (b) To receive a grant under this program, a school
19 district must submit with its grant application a plan for
20 implementing evidence-based and promising practices that are
21 aligned with the goal of this program. The application may
22 include proposals to (i) hire additional school support
23 personnel, including, but not limited to, restorative justice
24 practitioners, school psychologists, school social workers,
25 and other mental and behavioral health specialists; (ii) use

1 existing school-based resources, community-based resources, or
2 other experts and practitioners to expand alternatives to
3 exclusionary discipline and referrals to law enforcement,
4 mental and behavioral health supports, wraparound services, or
5 drug and alcohol treatment; and (iii) provide training for
6 school staff on trauma-informed approaches to meeting
7 students' developmental needs, addressing the effects of toxic
8 stress, and disciplinary alternatives to exclusionary
9 discipline and law enforcement involvement, such as
10 restorative justice approaches, conflict resolution
11 techniques, and expanded use of school support personnel and
12 community-based services. For purposes of this subsection (b),
13 "promising practices" means practices that present, based on
14 preliminary information, potential for becoming evidence-based
15 practices.

16 Grant funds shall not be used to increase the use of
17 school-based law enforcement or security personnel. Nothing in
18 this Section shall prohibit school districts from involving law
19 enforcement personnel when necessary and allowed by law.

20 (c) The State Board of Education, subject to appropriation
21 for the grant program, shall annually disseminate a request for
22 applications to this program, and funds shall be distributed
23 annually. The criteria to be considered by the State Board of
24 Education in awarding the funds shall be (i) the average ratio
25 of school support personnel to students in the target schools
26 over the preceding 3 school years, with relatively low ratios

1 receiving priority; and (ii) the degree to which the proposal
2 articulates a comprehensive approach for reducing exclusionary
3 discipline and law enforcement referrals while building safe
4 and healthy learning environments. Priority shall be given to
5 school districts that meet the metrics under subsection (b) of
6 Section 2-3.162 of this Code.

7 (d) The State Board of Education, subject to appropriation
8 for the grant program, shall produce an annual report on the
9 program in cooperation with the school districts participating
10 in the program. The report shall include available quantitative
11 information on the progress being made in reducing the reliance
12 on exclusionary discipline and law enforcement referrals to
13 address school disciplinary matters and the effects of the
14 program on school safety and school climate. This report shall
15 be posted on the State Board of Education's website by October
16 31 of each year, beginning in 2019.

17 (e) The State Board of Education may adopt any rules
18 necessary for the implementation of this program.

19 Section 99. Effective date. This Act takes effect July 1,
20 2018.".