



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 providing schools  
13 with additional resources to implement restorative  
14 interventions and resolution strategies as alternatives to  
15 exclusionary discipline, and to address the full range of  
16 students' intellectual, social, emotional, physical,  
17 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, mental and behavioral health  
4 supports, wraparound services, or drug and alcohol treatment;  
5 and (iii) provide training for school staff on trauma-informed  
6 approaches to meeting students' developmental needs,  
7 addressing the effects of toxic stress, restorative justice  
8 approaches, conflict resolution techniques, and the effective  
9 utilization of school support personnel and community-based  
10 services. For purposes of this subsection (b), "promising  
11 practices" means practices that present, based on preliminary  
12 information, potential for becoming evidence-based practices.

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

17 (c) The State Board of Education, subject to appropriation  
18 for the grant program, shall annually disseminate a request for  
19 applications to this program, and funds shall be distributed  
20 annually. The criteria to be considered by the State Board of  
21 Education in awarding the funds shall be (i) the average ratio  
22 of school support personnel to students in the target schools  
23 over the preceding 3 school years, with priority given to  
24 applications with a demonstrated shortage of school support  
25 personnel to meet student needs; and (ii) the degree to which  
26 the proposal articulates a comprehensive approach for reducing

1 exclusionary discipline while building safe and healthy  
2 learning environments. Priority shall be given to school  
3 districts that meet the metrics under subsection (b) of Section  
4 2-3.162 of this Code.

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

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

16 Section 99. Effective date. This Act takes effect July 1,  
17 2018."