



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3479

by Rep. Fred Crespo

SYNOPSIS AS INTRODUCED:

See Index

Amends the School Code. Provides that a check of the Statewide Sex Offender Database and Statewide Murderer and Violent Offender Against Youth Database must be conducted by the school district or regional superintendent, as applicable, once for every 5 years an applicant remains employed by a school district. Provides that no school board shall knowingly employ a person or knowingly allow a person to student teach who has been issued an indicated finding of abuse or neglect of a child by the Department of Children and Family Services under the Abused and Neglected Child Reporting Act or by a child welfare agency of another jurisdiction. Requires the State Board of Education to conduct random audits of Professional Educator Licensees to verify a licensee's fulfillment of required professional development hours. With regard to the conviction of certain offenses as grounds for disqualification for licensure or suspension or revocation of a license, provides that if the holder of a license or applicant for a license has been charged with attempting to commit, conspiring to commit, soliciting, or committing certain offenses, first degree murder, or a Class X felony or any offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this State, would have been punishable as one or more of those offenses, the State Superintendent of Education shall immediately suspend the license or deny the application until the person's criminal charges are adjudicated through a court of competent jurisdiction. Makes other changes.

LRB101 08294 AXK 53362 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

A BILL FOR

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Sections
5 10-21.9, 21B-45, 21B-80, 24-14, 34-18.5, and 34-84b as follows:

6 (105 ILCS 5/10-21.9) (from Ch. 122, par. 10-21.9)

7 Sec. 10-21.9. Criminal history records checks and checks of
8 the Statewide Sex Offender Database and Statewide Murderer and
9 Violent Offender Against Youth Database.

10 (a) Licensed and nonlicensed ~~Certified and noncertified~~
11 applicants for employment with a school district, except school
12 bus driver applicants, are required as a condition of
13 employment to authorize a fingerprint-based criminal history
14 records check to determine if such applicants have been
15 convicted of any disqualifying, ~~of the~~ enumerated criminal or
16 drug offenses in subsection (c) of this Section or have been
17 convicted, within 7 years of the application for employment
18 with the school district, of any other felony under the laws of
19 this State or of any offense committed or attempted in any
20 other state or against the laws of the United States that, if
21 committed or attempted in this State, would have been
22 punishable as a felony under the laws of this State.
23 Authorization for the check shall be furnished by the applicant

1 to the school district, except that if the applicant is a
2 substitute teacher seeking employment in more than one school
3 district, a teacher seeking concurrent part-time employment
4 positions with more than one school district (as a reading
5 specialist, special education teacher or otherwise), or an
6 educational support personnel employee seeking employment
7 positions with more than one district, any such district may
8 require the applicant to furnish authorization for the check to
9 the regional superintendent of the educational service region
10 in which are located the school districts in which the
11 applicant is seeking employment as a substitute or concurrent
12 part-time teacher or concurrent educational support personnel
13 employee. Upon receipt of this authorization, the school
14 district or the appropriate regional superintendent, as the
15 case may be, shall submit the applicant's name, sex, race, date
16 of birth, social security number, fingerprint images, and other
17 identifiers, as prescribed by the Department of State Police,
18 to the Department. The regional superintendent submitting the
19 requisite information to the Department of State Police shall
20 promptly notify the school districts in which the applicant is
21 seeking employment as a substitute or concurrent part-time
22 teacher or concurrent educational support personnel employee
23 that the check of the applicant has been requested. The
24 Department of State Police and the Federal Bureau of
25 Investigation shall furnish, pursuant to a fingerprint-based
26 criminal history records check, records of convictions,

1 forever and hereinafter, until expunged, to the president of
2 the school board for the school district that requested the
3 check, or to the regional superintendent who requested the
4 check. The Department shall charge the school district or the
5 appropriate regional superintendent a fee for conducting such
6 check, which fee shall be deposited in the State Police
7 Services Fund and shall not exceed the cost of the inquiry; and
8 the applicant shall not be charged a fee for such check by the
9 school district or by the regional superintendent, except that
10 those applicants seeking employment as a substitute teacher
11 with a school district may be charged a fee not to exceed the
12 cost of the inquiry. Subject to appropriations for these
13 purposes, the State Superintendent of Education shall
14 reimburse school districts and regional superintendents for
15 fees paid to obtain criminal history records checks under this
16 Section.

17 (a-5) The school district or regional superintendent shall
18 further perform a check of the Statewide Sex Offender Database,
19 as authorized by the Sex Offender Community Notification Law,
20 for each applicant. The check of the Statewide Sex Offender
21 Database must be conducted by the school district or regional
22 superintendent once for every 5 years that an applicant remains
23 employed by the school district.

24 (a-6) The school district or regional superintendent shall
25 further perform a check of the Statewide Murderer and Violent
26 Offender Against Youth Database, as authorized by the Murderer

1 and Violent Offender Against Youth Community Notification Law,
2 for each applicant. The check of the Murderer and Violent
3 Offender Against Youth Database must be conducted by the school
4 district or regional superintendent once for every 5 years that
5 an applicant remains employed by the school district.

6 (b) Any information concerning the record of convictions
7 obtained by the president of the school board or the regional
8 superintendent shall be confidential and may only be
9 transmitted to the superintendent of the school district or his
10 designee, the appropriate regional superintendent if the check
11 was requested by the school district, the presidents of the
12 appropriate school boards if the check was requested from the
13 Department of State Police by the regional superintendent, the
14 State Superintendent of Education, the State Educator
15 Preparation and Licensure ~~State Teacher Certification~~ Board,
16 any other person necessary to the decision of hiring the
17 applicant for employment, or for clarification purposes the
18 Department of State Police or Statewide Sex Offender Database,
19 or both. A copy of the record of convictions obtained from the
20 Department of State Police shall be provided to the applicant
21 for employment. Upon the check of the Statewide Sex Offender
22 Database, the school district or regional superintendent shall
23 notify an applicant as to whether or not the applicant has been
24 identified in the Database as a sex offender. If a check of an
25 applicant for employment as a substitute or concurrent
26 part-time teacher or concurrent educational support personnel

1 employee in more than one school district was requested by the
2 regional superintendent, and the Department of State Police
3 upon a check ascertains that the applicant has not been
4 convicted of any of the enumerated criminal or drug offenses in
5 subsection (c) of this Section or has not been convicted,
6 within 7 years of the application for employment with the
7 school district, of any other felony under the laws of this
8 State or of any offense committed or attempted in any other
9 state or against the laws of the United States that, if
10 committed or attempted in this State, would have been
11 punishable as a felony under the laws of this State and so
12 notifies the regional superintendent and if the regional
13 superintendent upon a check ascertains that the applicant has
14 not been identified in the Sex Offender Database as a sex
15 offender, then the regional superintendent shall issue to the
16 applicant a certificate evidencing that as of the date
17 specified by the Department of State Police the applicant has
18 not been convicted of any of the enumerated criminal or drug
19 offenses in subsection (c) of this Section or has not been
20 convicted, within 7 years of the application for employment
21 with the school district, of any other felony under the laws of
22 this State or of any offense committed or attempted in any
23 other state or against the laws of the United States that, if
24 committed or attempted in this State, would have been
25 punishable as a felony under the laws of this State and
26 evidencing that as of the date that the regional superintendent

1 conducted a check of the Statewide Sex Offender Database, the
2 applicant has not been identified in the Database as a sex
3 offender. The school board of any school district may rely on
4 the certificate issued by any regional superintendent to that
5 substitute teacher, concurrent part-time teacher, or
6 concurrent educational support personnel employee or may
7 initiate its own criminal history records check of the
8 applicant through the Department of State Police and its own
9 check of the Statewide Sex Offender Database as provided in
10 subsection (a). Any unauthorized release of confidential
11 information may be a violation of Section 7 of the Criminal
12 Identification Act.

13 (c) No school board shall knowingly employ a person who has
14 been convicted of any offense that would subject him or her to
15 license suspension or revocation pursuant to Section 21B-80 of
16 this Code, except as provided under subsection (b) of Section
17 21B-80. Further, no school board shall knowingly employ a
18 person who has been found to be the perpetrator of sexual or
19 physical abuse of any minor under 18 years of age pursuant to
20 proceedings under Article II of the Juvenile Court Act of 1987.
21 No school board shall knowingly employ a person who has been
22 issued an indicated finding of abuse or neglect of a child by
23 the Department of Children and Family Services under the Abused
24 and Neglected Child Reporting Act or by a child welfare agency
25 of another jurisdiction.

26 (d) No school board shall knowingly employ a person for

1 whom a criminal history records check and a Statewide Sex
2 Offender Database check has not been initiated.

3 (e) No later than 15 business days after receipt of a
4 record of conviction or of checking the Statewide Murderer and
5 Violent Offender Against Youth Database or the Statewide Sex
6 Offender Database and finding a registration, the
7 superintendent of the employing school board or the applicable
8 regional superintendent shall, in writing, notify the State
9 Superintendent of Education of any license holder who has been
10 convicted of a crime set forth in Section 21B-80 of this Code.

11 Upon receipt of the record of a conviction of or a finding of
12 child abuse by a holder of any license ~~certificate~~ issued
13 pursuant to Article 21B ~~21~~ or Section 34-8.1 or 34-83 of the
14 School Code, the State Superintendent of Education may initiate
15 licensure ~~certificate~~ suspension and revocation proceedings as
16 authorized by law. If the receipt of the record of conviction
17 or finding of child abuse is received within 6 months after the
18 initial grant of or renewal of a license, the State
19 Superintendent of Education may rescind the license holder's
20 license.

21 (e-5) The superintendent of the employing school board
22 shall, in writing, notify the State Superintendent of Education
23 and the applicable regional superintendent of schools of any
24 license ~~certificate~~ holder whom he or she has reasonable cause
25 to believe has committed an intentional act of abuse or neglect
26 with the result of making a child an abused child or a

1 neglected child, as defined in Section 3 of the Abused and
2 Neglected Child Reporting Act, and that act resulted in the
3 license ~~certificate~~ holder's dismissal or resignation from the
4 school district. This notification must be submitted within 30
5 days after the dismissal or resignation. The license
6 ~~certificate~~ holder must also be contemporaneously sent a copy
7 of the notice by the superintendent. All correspondence,
8 documentation, and other information so received by the
9 regional superintendent of schools, the State Superintendent
10 of Education, the State Board of Education, or the State
11 Educator Preparation and Licensure ~~State Teacher Certification~~
12 Board under this subsection (e-5) is confidential and must not
13 be disclosed to third parties, except (i) as necessary for the
14 State Superintendent of Education or his or her designee to
15 investigate and prosecute pursuant to Article 21B ~~21~~ of this
16 Code, (ii) pursuant to a court order, (iii) for disclosure to
17 the license ~~certificate~~ holder or his or her representative, or
18 (iv) as otherwise provided in this Article and provided that
19 any such information admitted into evidence in a hearing is
20 exempt from this confidentiality and non-disclosure
21 requirement. Except for an act of willful or wanton misconduct,
22 any superintendent who provides notification as required in
23 this subsection (e-5) shall have immunity from any liability,
24 whether civil or criminal or that otherwise might result by
25 reason of such action.

26 (f) After January 1, 1990 the provisions of this Section

1 shall apply to all employees of persons or firms holding
2 contracts with any school district including, but not limited
3 to, food service workers, school bus drivers and other
4 transportation employees, who have direct, daily contact with
5 the pupils of any school in such district. For purposes of
6 criminal history records checks and checks of the Statewide Sex
7 Offender Database on employees of persons or firms holding
8 contracts with more than one school district and assigned to
9 more than one school district, the regional superintendent of
10 the educational service region in which the contracting school
11 districts are located may, at the request of any such school
12 district, be responsible for receiving the authorization for a
13 criminal history records check prepared by each such employee
14 and submitting the same to the Department of State Police and
15 for conducting a check of the Statewide Sex Offender Database
16 for each employee. Any information concerning the record of
17 conviction and identification as a sex offender of any such
18 employee obtained by the regional superintendent shall be
19 promptly reported to the president of the appropriate school
20 board or school boards.

21 (f-5) Upon request of a school or school district, any
22 information obtained by a school district pursuant to
23 subsection (f) of this Section within the last year must be
24 made available to the requesting school or school district.

25 (g) Prior to the commencement of any student teaching
26 experience or required internship (which is referred to as

1 student teaching in this Section) in the public schools, a
2 student teacher is required to authorize a fingerprint-based
3 criminal history records check. Authorization for and payment
4 of the costs of the check must be furnished by the student
5 teacher to the school district where the student teaching is to
6 be completed. Upon receipt of this authorization and payment,
7 the school district shall submit the student teacher's name,
8 sex, race, date of birth, social security number, fingerprint
9 images, and other identifiers, as prescribed by the Department
10 of State Police, to the Department of State Police. The
11 Department of State Police and the Federal Bureau of
12 Investigation shall furnish, pursuant to a fingerprint-based
13 criminal history records check, records of convictions,
14 forever and hereinafter, until expunged, to the president of
15 the school board for the school district that requested the
16 check. The Department shall charge the school district a fee
17 for conducting the check, which fee must not exceed the cost of
18 the inquiry and must be deposited into the State Police
19 Services Fund. The school district shall further perform a
20 check of the Statewide Sex Offender Database, as authorized by
21 the Sex Offender Community Notification Law, and of the
22 Statewide Murderer and Violent Offender Against Youth
23 Database, as authorized by the Murderer and Violent Offender
24 Against Youth Registration Act, for each student teacher. No
25 school board may knowingly allow a person to student teach for
26 whom a criminal history records check, a Statewide Sex Offender

1 Database check, and a Statewide Murderer and Violent Offender
2 Against Youth Database check have not been completed and
3 reviewed by the district.

4 A copy of the record of convictions obtained from the
5 Department of State Police must be provided to the student
6 teacher. Any information concerning the record of convictions
7 obtained by the president of the school board is confidential
8 and may only be transmitted to the superintendent of the school
9 district or his or her designee, the State Superintendent of
10 Education, the State Educator Preparation and Licensure Board,
11 or, for clarification purposes, the Department of State Police
12 or the Statewide Sex Offender Database or Statewide Murderer
13 and Violent Offender Against Youth Database. Any unauthorized
14 release of confidential information may be a violation of
15 Section 7 of the Criminal Identification Act.

16 No school board shall ~~may~~ knowingly allow a person to
17 student teach who has been convicted of any offense that would
18 subject him or her to license suspension or revocation pursuant
19 to subsection (c) of Section 21B-80 of this Code, except as
20 provided under subsection (b) of Section 21B-80. Further, no
21 school board shall allow a person to student teach if he or she
22 ~~or who~~ has been found to be the perpetrator of sexual or
23 physical abuse of a minor under 18 years of age pursuant to
24 proceedings under Article II of the Juvenile Court Act of 1987.
25 No school board shall knowingly allow a person to student teach
26 who has been issued an indicated finding of abuse or neglect of

1 a child by the Department of Children and Family Services under
2 the Abused and Neglected Child Reporting Act or by a child
3 welfare agency of another jurisdiction.

4 (h) (Blank).

5 (Source: P.A. 99-21, eff. 1-1-16; 99-667, eff. 7-29-16.)

6 (105 ILCS 5/21B-45)

7 Sec. 21B-45. Professional Educator License renewal.

8 (a) Individuals holding a Professional Educator License
9 are required to complete the licensure renewal requirements as
10 specified in this Section, unless otherwise provided in this
11 Code.

12 Individuals holding a Professional Educator License shall
13 meet the renewal requirements set forth in this Section, unless
14 otherwise provided in this Code. If an individual holds a
15 license endorsed in more than one area that has different
16 renewal requirements, that individual shall follow the renewal
17 requirements for the position for which he or she spends the
18 majority of his or her time working.

19 (b) All Professional Educator Licenses not renewed as
20 provided in this Section shall lapse on September 1 of that
21 year. Notwithstanding any other provisions of this Section, if
22 a license holder's electronic mail address is available, the
23 State Board of Education shall send him or her notification
24 electronically that his or her license will lapse if not
25 renewed, to be sent no more than 6 months prior to the license

1 lapsing. Lapsed licenses may be immediately reinstated upon (i)
2 payment by the applicant of a \$500 penalty to the State Board
3 of Education or (ii) the demonstration of proficiency by
4 completing 9 semester hours of coursework from a regionally
5 accredited institution of higher education in the content area
6 that most aligns with one or more of the educator's endorsement
7 areas. Any and all back fees, including without limitation
8 registration fees owed from the time of expiration of the
9 license until the date of reinstatement, shall be paid and kept
10 in accordance with the provisions in Article 3 of this Code
11 concerning an institute fund and the provisions in Article 21B
12 of this Code concerning fees and requirements for registration.
13 Licenses not registered in accordance with Section 21B-40 of
14 this Code shall lapse after a period of 6 months from the
15 expiration of the last year of registration or on January 1 of
16 the fiscal year following initial issuance of the license. An
17 unregistered license is invalid after September 1 for
18 employment and performance of services in an Illinois public or
19 State-operated school or cooperative and in a charter school.
20 Any license or endorsement may be voluntarily surrendered by
21 the license holder. A voluntarily surrendered license, except a
22 substitute teaching license issued under Section 21B-20 of this
23 Code, shall be treated as a revoked license. An Educator
24 License with Stipulations with only a paraprofessional
25 endorsement does not lapse.

26 (c) From July 1, 2013 through June 30, 2014, in order to

1 satisfy the requirements for licensure renewal provided for in
2 this Section, each professional educator licensee with an
3 administrative endorsement who is working in a position
4 requiring such endorsement shall complete one Illinois
5 Administrators' Academy course, as described in Article 2 of
6 this Code, per fiscal year.

7 (d) Beginning July 1, 2014, in order to satisfy the
8 requirements for licensure renewal provided for in this
9 Section, each professional educator licensee may create a
10 professional development plan each year. The plan shall address
11 one or more of the endorsements that are required of his or her
12 educator position if the licensee is employed and performing
13 services in an Illinois public or State-operated school or
14 cooperative. If the licensee is employed in a charter school,
15 the plan shall address that endorsement or those endorsements
16 most closely related to his or her educator position. Licensees
17 employed and performing services in any other Illinois schools
18 may participate in the renewal requirements by adhering to the
19 same process.

20 Except as otherwise provided in this Section, the
21 licensee's professional development activities shall align
22 with one or more of the following criteria:

23 (1) activities are of a type that engage participants
24 over a sustained period of time allowing for analysis,
25 discovery, and application as they relate to student
26 learning, social or emotional achievement, or well-being;

1 (2) professional development aligns to the licensee's
2 performance;

3 (3) outcomes for the activities must relate to student
4 growth or district improvement;

5 (4) activities align to State-approved standards; and

6 (5) higher education coursework.

7 (e) For each renewal cycle, each professional educator
8 licensee shall engage in professional development activities.
9 Prior to renewal, the licensee shall enter electronically into
10 the Educator Licensure Information System (ELIS) the name,
11 date, and location of the activity, the number of professional
12 development hours, and the provider's name. The following
13 provisions shall apply concerning professional development
14 activities:

15 (1) Each licensee shall complete a total of 120 hours
16 of professional development per 5-year renewal cycle in
17 order to renew the license, except as otherwise provided in
18 this Section.

19 (2) Beginning with his or her first full 5-year cycle,
20 any licensee with an administrative endorsement who is not
21 working in a position requiring such endorsement is not
22 required to complete Illinois Administrators' Academy
23 courses, as described in Article 2 of this Code. Such
24 licensees must complete one Illinois Administrators'
25 Academy course within one year after returning to a
26 position that requires the administrative endorsement.

1 (3) Any licensee with an administrative endorsement
2 who is working in a position requiring such endorsement or
3 an individual with a Teacher Leader endorsement serving in
4 an administrative capacity at least 50% of the day shall
5 complete one Illinois Administrators' Academy course, as
6 described in Article 2 of this Code, each fiscal year in
7 addition to 100 hours of professional development per
8 5-year renewal cycle in accordance with this Code.

9 (4) Any licensee holding a current National Board for
10 Professional Teaching Standards (NBPTS) master teacher
11 designation shall complete a total of 60 hours of
12 professional development per 5-year renewal cycle in order
13 to renew the license.

14 (5) Licensees working in a position that does not
15 require educator licensure or working in a position for
16 less than 50% for any particular year are considered to be
17 exempt and shall be required to pay only the registration
18 fee in order to renew and maintain the validity of the
19 license.

20 (6) Licensees who are retired and qualify for benefits
21 from a State of Illinois retirement system shall notify the
22 State Board of Education using ELIS, and the license shall
23 be maintained in retired status. For any renewal cycle in
24 which a licensee retires during the renewal cycle, the
25 licensee must complete professional development activities
26 on a prorated basis depending on the number of years during

1 the renewal cycle the educator held an active license. If a
2 licensee retires during a renewal cycle, the licensee must
3 notify the State Board of Education using ELIS that the
4 licensee wishes to maintain the license in retired status
5 and must show proof of completion of professional
6 development activities on a prorated basis for all years of
7 that renewal cycle for which the license was active. An
8 individual with a license in retired status shall not be
9 required to complete professional development activities
10 or pay registration fees until returning to a position that
11 requires educator licensure. Upon returning to work in a
12 position that requires the Professional Educator License,
13 the licensee shall immediately pay a registration fee and
14 complete renewal requirements for that year. A license in
15 retired status cannot lapse. Beginning on January 6, 2017
16 (the effective date of Public Act 99-920) through December
17 31, 2017, any licensee who has retired and whose license
18 has lapsed for failure to renew as provided in this Section
19 may reinstate that license and maintain it in retired
20 status upon providing proof to the State Board of Education
21 using ELIS that the licensee is retired and is not working
22 in a position that requires a Professional Educator
23 License.

24 (7) For any renewal cycle in which professional
25 development hours were required, but not fulfilled, the
26 licensee shall complete any missed hours to total the

1 minimum professional development hours required in this
2 Section prior to September 1 of that year. Professional
3 development hours used to fulfill the minimum required
4 hours for a renewal cycle may be used for only one renewal
5 cycle. For any fiscal year or renewal cycle in which an
6 Illinois Administrators' Academy course was required but
7 not completed, the licensee shall complete any missed
8 Illinois Administrators' Academy courses prior to
9 September 1 of that year. The licensee may complete all
10 deficient hours and Illinois Administrators' Academy
11 courses while continuing to work in a position that
12 requires that license until September 1 of that year.

13 (8) Any licensee who has not fulfilled the professional
14 development renewal requirements set forth in this Section
15 at the end of any 5-year renewal cycle is ineligible to
16 register his or her license and may submit an appeal to the
17 State Superintendent of Education for reinstatement of the
18 license.

19 (9) If professional development opportunities were
20 unavailable to a licensee, proof that opportunities were
21 unavailable and request for an extension of time beyond
22 August 31 to complete the renewal requirements may be
23 submitted from April 1 through June 30 of that year to the
24 State Educator Preparation and Licensure Board. If an
25 extension is approved, the license shall remain valid
26 during the extension period.

1 (10) Individuals who hold exempt licenses prior to
2 December 27, 2013 (the effective date of Public Act 98-610)
3 shall commence the annual renewal process with the first
4 scheduled registration due after December 27, 2013 (the
5 effective date of Public Act 98-610).

6 (11) Notwithstanding any other provision of this
7 subsection (e), if a licensee earns more than the required
8 number of professional development hours during a renewal
9 cycle, then the licensee may carry over any hours earned
10 from April 1 through June 30 of the last year of the
11 renewal cycle. Any hours carried over in this manner must
12 be applied to the next renewal cycle. Illinois
13 Administrators' Academy courses or hours earned in those
14 courses may not be carried over.

15 (f) At the time of renewal, each licensee shall respond to
16 the required questions under penalty of perjury.

17 (f-5) The State Board of Education shall conduct random
18 audits of licensees to verify a licensee's fulfillment of the
19 professional development hours required under this Section.
20 Upon completion of a random audit, if it is determined by the
21 State Board of Education that the licensee did not complete the
22 required number of professional development hours or did not
23 provide sufficient proof of completion, the licensee shall be
24 notified that his or her license has lapsed. A license that has
25 lapsed under this subsection may be reinstated as provided in
26 subsection (b).

1 (g) The following entities shall be designated as approved
2 to provide professional development activities for the renewal
3 of Professional Educator Licenses:

4 (1) The State Board of Education.

5 (2) Regional offices of education and intermediate
6 service centers.

7 (3) Illinois professional associations representing
8 the following groups that are approved by the State
9 Superintendent of Education:

10 (A) school administrators;

11 (B) principals;

12 (C) school business officials;

13 (D) teachers, including special education
14 teachers;

15 (E) school boards;

16 (F) school districts;

17 (G) parents; and

18 (H) school service personnel.

19 (4) Regionally accredited institutions of higher
20 education that offer Illinois-approved educator
21 preparation programs and public community colleges subject
22 to the Public Community College Act.

23 (5) Illinois public school districts, charter schools
24 authorized under Article 27A of this Code, and joint
25 educational programs authorized under Article 10 of this
26 Code for the purposes of providing career and technical

1 education or special education services.

2 (6) A not-for-profit organization that, as of December
3 31, 2014 (the effective date of Public Act 98-1147), has
4 had or has a grant from or a contract with the State Board
5 of Education to provide professional development services
6 in the area of English Learning to Illinois school
7 districts, teachers, or administrators.

8 (7) State agencies, State boards, and State
9 commissions.

10 (8) Museums as defined in Section 10 of the Museum
11 Disposition of Property Act.

12 (h) Approved providers under subsection (g) of this Section
13 shall make available professional development opportunities
14 that satisfy at least one of the following:

15 (1) increase the knowledge and skills of school and
16 district leaders who guide continuous professional
17 development;

18 (2) improve the learning of students;

19 (3) organize adults into learning communities whose
20 goals are aligned with those of the school and district;

21 (4) deepen educator's content knowledge;

22 (5) provide educators with research-based
23 instructional strategies to assist students in meeting
24 rigorous academic standards;

25 (6) prepare educators to appropriately use various
26 types of classroom assessments;

1 (7) use learning strategies appropriate to the
2 intended goals;

3 (8) provide educators with the knowledge and skills to
4 collaborate; or

5 (9) prepare educators to apply research to
6 decision-making.

7 (i) Approved providers under subsection (g) of this Section
8 shall do the following:

9 (1) align professional development activities to the
10 State-approved national standards for professional
11 learning;

12 (2) meet the professional development criteria for
13 Illinois licensure renewal;

14 (3) produce a rationale for the activity that explains
15 how it aligns to State standards and identify the
16 assessment for determining the expected impact on student
17 learning or school improvement;

18 (4) maintain original documentation for completion of
19 activities;

20 (5) provide license holders with evidence of
21 completion of activities; and

22 (6) request an Illinois Educator Identification Number
23 (IEIN) for each educator during each professional
24 development activity.

25 (j) The State Board of Education shall conduct annual
26 audits of a subset of approved providers, except for school

1 districts, which shall be audited by regional offices of
2 education and intermediate service centers. The State Board of
3 Education shall ensure that each approved provider, except for
4 a school district, is audited at least once every 5 years. The
5 State Board of Education may conduct more frequent audits of
6 providers if evidence suggests the requirements of this Section
7 or administrative rules are not being met. ~~The State Board of~~
8 ~~Education shall complete random audits of licensees.~~

9 (1) (Blank).

10 (2) Approved providers shall comply with the
11 requirements in subsections (h) and (i) of this Section by
12 annually submitting data to the State Board of Education
13 demonstrating how the professional development activities
14 impacted one or more of the following:

15 (A) educator and student growth in regards to
16 content knowledge or skills, or both;

17 (B) educator and student social and emotional
18 growth; or

19 (C) alignment to district or school improvement
20 plans.

21 (3) The State Superintendent of Education shall review
22 the annual data collected by the State Board of Education,
23 regional offices of education, and intermediate service
24 centers in audits to determine if the approved provider has
25 met the criteria and should continue to be an approved
26 provider or if further action should be taken as provided

1 in rules.

2 (k) Registration fees shall be paid for the next renewal
3 cycle between April 1 and June 30 in the last year of each
4 5-year renewal cycle using ELIS. If all required professional
5 development hours for the renewal cycle have been completed and
6 entered by the licensee, the licensee shall pay the
7 registration fees for the next cycle using a form of credit or
8 debit card.

9 (l) Any professional educator licensee endorsed for school
10 support personnel who is employed and performing services in
11 Illinois public schools and who holds an active and current
12 professional license issued by the Department of Financial and
13 Professional Regulation or a national certification board, as
14 approved by the State Board of Education, related to the
15 endorsement areas on the Professional Educator License shall be
16 deemed to have satisfied the continuing professional
17 development requirements provided for in this Section. Such
18 individuals shall be required to pay only registration fees to
19 renew the Professional Educator License. An individual who does
20 not hold a license issued by the Department of Financial and
21 Professional Regulation shall complete professional
22 development requirements for the renewal of a Professional
23 Educator License provided for in this Section.

24 (m) Appeals to the State Educator Preparation and Licensure
25 Board must be made within 30 days after receipt of notice from
26 the State Superintendent of Education that a license will not

1 be renewed based upon failure to complete the requirements of
2 this Section. A licensee may appeal that decision to the State
3 Educator Preparation and Licensure Board in a manner prescribed
4 by rule.

5 (1) Each appeal shall state the reasons why the State
6 Superintendent's decision should be reversed and shall be
7 sent by certified mail, return receipt requested, to the
8 State Board of Education.

9 (2) The State Educator Preparation and Licensure Board
10 shall review each appeal regarding renewal of a license
11 within 90 days after receiving the appeal in order to
12 determine whether the licensee has met the requirements of
13 this Section. The State Educator Preparation and Licensure
14 Board may hold an appeal hearing or may make its
15 determination based upon the record of review, which shall
16 consist of the following:

17 (A) the regional superintendent of education's
18 rationale for recommending nonrenewal of the license,
19 if applicable;

20 (B) any evidence submitted to the State
21 Superintendent along with the individual's electronic
22 statement of assurance for renewal; and

23 (C) the State Superintendent's rationale for
24 nonrenewal of the license.

25 (3) The State Educator Preparation and Licensure Board
26 shall notify the licensee of its decision regarding license

1 renewal by certified mail, return receipt requested, no
2 later than 30 days after reaching a decision. Upon receipt
3 of notification of renewal, the licensee, using ELIS, shall
4 pay the applicable registration fee for the next cycle
5 using a form of credit or debit card.

6 (n) The State Board of Education may adopt rules as may be
7 necessary to implement this Section.

8 (Source: P.A. 99-58, eff. 7-16-15; 99-130, eff. 7-24-15;
9 99-591, eff. 1-1-17; 99-642, eff. 7-28-16; 99-920, eff. 1-6-17;
10 100-13, eff. 7-1-17; 100-339, eff. 8-25-17; 100-596, eff.
11 7-1-18; 100-863, eff. 8-14-18.)

12 (105 ILCS 5/21B-80)

13 Sec. 21B-80. Conviction of certain offenses as grounds for
14 disqualification for licensure or suspension or revocation of a
15 license.

16 (a) As used in this Section:

17 "Drug offense" means any one or more of the following
18 offenses:

19 (1) Any offense defined in the Cannabis Control Act,
20 except those defined in subdivisions (a), (b), and (c) of
21 Section 4 and subdivisions (a) and (b) of Section 5 of the
22 Cannabis Control Act and any offense for which the holder
23 of a license is placed on probation under the provisions of
24 Section 10 of the Cannabis Control Act, provided that if
25 the terms and conditions of probation required by the court

1 are not fulfilled, the offense is not eligible for this
2 exception.

3 (2) Any offense defined in the Illinois Controlled
4 Substances Act, except any offense for which the holder of
5 a license is placed on probation under the provisions of
6 Section 410 of the Illinois Controlled Substances Act,
7 provided that if the terms and conditions of probation
8 required by the court are not fulfilled, the offense is not
9 eligible for this exception.

10 (3) Any offense defined in the Methamphetamine Control
11 and Community Protection Act, except any offense for which
12 the holder of a license is placed on probation under the
13 provision of Section 70 of that Act, provided that if the
14 terms and conditions of probation required by the court are
15 not fulfilled, the offense is not eligible for this
16 exception.

17 (4) Any attempt to commit any of the offenses listed in
18 items (1) through (3) of this definition.

19 (5) Any offense committed or attempted in any other
20 state or against the laws of the United States that, if
21 committed or attempted in this State, would have been
22 punishable as one or more of the offenses listed in items
23 (1) through (4) of this definition.

24 The changes made by Public Act 96-431 to this definition are
25 declaratory of existing law.

26 "Sentence" includes any period of supervised release

1 ~~supervision~~ or probation that was imposed either alone or in
2 combination with a period of incarceration.

3 " Sex or other offense" means any one or more of the
4 following offenses:

5 (A) Any offense defined in Sections 11-6, 11-9 through
6 11-9.5, inclusive, and 11-30 (if punished as a Class 4
7 felony) of the Criminal Code of 1961 or the Criminal Code
8 of 2012; Sections 11-14.1 through 11-21, inclusive, of the
9 Criminal Code of 1961 or the Criminal Code of 2012;
10 Sections 11-23 (if punished as a Class 3 felony), 11-24,
11 11-25, and 11-26 of the Criminal Code of 1961 or the
12 Criminal Code of 2012; Section 10-5.1, subsection (c) of
13 Section 10-9, and Sections 11-6.6, 11-11, 12-3.05, 12-3.3,
14 12-6.4, 12-7.1, 12-34, 12-34.5, and 12-35 of the Criminal
15 Code of 2012; and Sections 11-1.20, 11-1.30, 11-1.40,
16 11-1.50, 11-1.60, ~~12-4.9~~, 12-13, 12-14, 12-14.1, 12-15,
17 12-16, 12-32, 12-33, 12C-45, and 26-4 (if punished pursuant
18 to subdivision (4) or (5) of subsection (d) of Section
19 26-4) of the Criminal Code of 1961 or the Criminal Code of
20 2012.

21 (B) Any attempt to commit any of the offenses listed in
22 item (A) of this definition.

23 (C) Any offense committed or attempted in any other
24 state that, if committed or attempted in this State, would
25 have been punishable as one or more of the offenses listed
26 in items (A) and (B) of this definition.

1 (b) Whenever the holder of any license issued pursuant to
2 this Article or applicant for a license to be issued pursuant
3 to this Article has been convicted of any drug offense, other
4 than as provided in subsection (c) of this Section, the State
5 Superintendent of Education shall forthwith suspend the
6 license or deny the application, whichever is applicable, until
7 7 years following the end of the sentence for the criminal
8 offense. If the conviction is reversed and the holder is
9 acquitted of the offense in a new trial or the charges against
10 him or her are dismissed, the State Superintendent of Education
11 shall forthwith terminate the suspension of the license.

12 (b-5) Whenever the holder of a license issued pursuant to
13 this Article or applicant for a license to be issued pursuant
14 to this Article has been charged with attempting to commit,
15 conspiring to commit, soliciting, or committing any sex or
16 other offense, first degree murder, or a Class X felony or any
17 offense committed or attempted in any other state or against
18 the laws of the United States that, if committed or attempted
19 in this State, would have been punishable as one or more of the
20 foregoing offenses, the State Superintendent of Education
21 shall immediately suspend the license or deny the application
22 until the person's criminal charges are adjudicated through a
23 court of competent jurisdiction. If the person is acquitted,
24 his or her license or application shall be immediately
25 reinstated.

26 (c) Whenever the holder of a license issued pursuant to

1 this Article or applicant for a license to be issued pursuant
2 to this Article has been convicted of attempting to commit,
3 conspiring to commit, soliciting, or committing any sex or
4 other offense, first degree murder, or a Class X felony or any
5 offense committed or attempted in any other state or against
6 the laws of the United States that, if committed or attempted
7 in this State, would have been punishable as one or more of the
8 foregoing offenses, the State Superintendent of Education
9 shall forthwith suspend the license or deny the application,
10 whichever is applicable. If the conviction is reversed and the
11 holder is acquitted of that offense in a new trial or the
12 charges that he or she committed that offense are dismissed,
13 the State Superintendent of Education shall forthwith
14 terminate the suspension of the license. When the conviction
15 becomes final, the State Superintendent of Education shall
16 forthwith revoke the license.

17 (Source: P.A. 99-58, eff. 7-16-15; 99-667, eff. 7-29-16.)

18 (105 ILCS 5/24-14) (from Ch. 122, par. 24-14)

19 Sec. 24-14. Termination of contractual continued service
20 by teacher. A teacher who has entered into contractual
21 continued service may resign at any time by obtaining
22 concurrence of the board or by serving at least 30 days'
23 written notice upon the secretary of the board. However, no
24 teacher may resign during the school term, without the
25 concurrence of the board, in order to accept another teaching

1 assignment. Any teacher terminating said service not in
2 accordance with this Section may be referred by the board to
3 the State Superintendent of Education is guilty of
4 unprofessional conduct and liable to suspension of licensure
5 for a period not to exceed 1 year, as provided in Section
6 21B-75 of this Code. The State Superintendent or his or her
7 designee shall convene an informal evidentiary hearing no later
8 than 90 days after receipt of a resolution by the board. If the
9 State Superintendent or his or her designee finds that the
10 teacher resigned during the school term without the concurrence
11 of the board to accept another teaching assignment, the State
12 Superintendent must suspend the teacher's license for a period
13 not to exceed one calendar year. In lieu of a hearing and
14 finding, the teacher may agree to a lesser licensure sanction
15 at the discretion of the State Superintendent.

16 (Source: P.A. 97-607, eff. 8-26-11.)

17 (105 ILCS 5/34-18.5) (from Ch. 122, par. 34-18.5)

18 Sec. 34-18.5. Criminal history records checks and checks of
19 the Statewide Sex Offender Database and Statewide Murderer and
20 Violent Offender Against Youth Database.

21 (a) Licensed and nonlicensed ~~Certified and noncertified~~
22 applicants for employment with the school district are required
23 as a condition of employment to authorize a fingerprint-based
24 criminal history records check to determine if such applicants
25 have been convicted of any disqualifying, ~~of the~~ enumerated

1 criminal or drug offenses in subsection (c) of this Section or
2 have been convicted, within 7 years of the application for
3 employment with the school district, of any other felony under
4 the laws of this State or of any offense committed or attempted
5 in any other state or against the laws of the United States
6 that, if committed or attempted in this State, would have been
7 punishable as a felony under the laws of this State.
8 Authorization for the check shall be furnished by the applicant
9 to the school district, except that if the applicant is a
10 substitute teacher seeking employment in more than one school
11 district, or a teacher seeking concurrent part-time employment
12 positions with more than one school district (as a reading
13 specialist, special education teacher or otherwise), or an
14 educational support personnel employee seeking employment
15 positions with more than one district, any such district may
16 require the applicant to furnish authorization for the check to
17 the regional superintendent of the educational service region
18 in which are located the school districts in which the
19 applicant is seeking employment as a substitute or concurrent
20 part-time teacher or concurrent educational support personnel
21 employee. Upon receipt of this authorization, the school
22 district or the appropriate regional superintendent, as the
23 case may be, shall submit the applicant's name, sex, race, date
24 of birth, social security number, fingerprint images, and other
25 identifiers, as prescribed by the Department of State Police,
26 to the Department. The regional superintendent submitting the

1 requisite information to the Department of State Police shall
2 promptly notify the school districts in which the applicant is
3 seeking employment as a substitute or concurrent part-time
4 teacher or concurrent educational support personnel employee
5 that the check of the applicant has been requested. The
6 Department of State Police and the Federal Bureau of
7 Investigation shall furnish, pursuant to a fingerprint-based
8 criminal history records check, records of convictions,
9 forever and hereinafter, until expunged, to the president of
10 the school board for the school district that requested the
11 check, or to the regional superintendent who requested the
12 check. The Department shall charge the school district or the
13 appropriate regional superintendent a fee for conducting such
14 check, which fee shall be deposited in the State Police
15 Services Fund and shall not exceed the cost of the inquiry; and
16 the applicant shall not be charged a fee for such check by the
17 school district or by the regional superintendent. Subject to
18 appropriations for these purposes, the State Superintendent of
19 Education shall reimburse the school district and regional
20 superintendent for fees paid to obtain criminal history records
21 checks under this Section.

22 (a-5) The school district or regional superintendent shall
23 further perform a check of the Statewide Sex Offender Database,
24 as authorized by the Sex Offender Community Notification Law,
25 for each applicant. The check of the Statewide Sex Offender
26 Database must be conducted by the school district or regional

1 superintendent once for every 5 years that an applicant remains
2 employed by the school district.

3 (a-6) The school district or regional superintendent shall
4 further perform a check of the Statewide Murderer and Violent
5 Offender Against Youth Database, as authorized by the Murderer
6 and Violent Offender Against Youth Community Notification Law,
7 for each applicant. The check of the Murderer and Violent
8 Offender Against Youth Database must be conducted by the school
9 district or regional superintendent once for every 5 years that
10 an applicant remains employed by the school district.

11 (b) Any information concerning the record of convictions
12 obtained by the president of the board of education or the
13 regional superintendent shall be confidential and may only be
14 transmitted to the general superintendent of the school
15 district or his designee, the appropriate regional
16 superintendent if the check was requested by the board of
17 education for the school district, the presidents of the
18 appropriate board of education or school boards if the check
19 was requested from the Department of State Police by the
20 regional superintendent, the State Superintendent of
21 Education, the State Educator Preparation and Licensure State
22 Teacher Certification Board or any other person necessary to
23 the decision of hiring the applicant for employment. A copy of
24 the record of convictions obtained from the Department of State
25 Police shall be provided to the applicant for employment. Upon
26 the check of the Statewide Sex Offender Database, the school

1 district or regional superintendent shall notify an applicant
2 as to whether or not the applicant has been identified in the
3 Database as a sex offender. If a check of an applicant for
4 employment as a substitute or concurrent part-time teacher or
5 concurrent educational support personnel employee in more than
6 one school district was requested by the regional
7 superintendent, and the Department of State Police upon a check
8 ascertains that the applicant has not been convicted of any of
9 the enumerated criminal or drug offenses in subsection (c) of
10 this Section or has not been convicted, within 7 years of the
11 application for employment with the school district, of any
12 other felony under the laws of this State or of any offense
13 committed or attempted in any other state or against the laws
14 of the United States that, if committed or attempted in this
15 State, would have been punishable as a felony under the laws of
16 this State and so notifies the regional superintendent and if
17 the regional superintendent upon a check ascertains that the
18 applicant has not been identified in the Sex Offender Database
19 as a sex offender, then the regional superintendent shall issue
20 to the applicant a certificate evidencing that as of the date
21 specified by the Department of State Police the applicant has
22 not been convicted of any of the enumerated criminal or drug
23 offenses in subsection (c) of this Section or has not been
24 convicted, within 7 years of the application for employment
25 with the school district, of any other felony under the laws of
26 this State or of any offense committed or attempted in any

1 other state or against the laws of the United States that, if
2 committed or attempted in this State, would have been
3 punishable as a felony under the laws of this State and
4 evidencing that as of the date that the regional superintendent
5 conducted a check of the Statewide Sex Offender Database, the
6 applicant has not been identified in the Database as a sex
7 offender. The school board of any school district may rely on
8 the certificate issued by any regional superintendent to that
9 substitute teacher, concurrent part-time teacher, or
10 concurrent educational support personnel employee or may
11 initiate its own criminal history records check of the
12 applicant through the Department of State Police and its own
13 check of the Statewide Sex Offender Database as provided in
14 subsection (a). Any unauthorized release of confidential
15 information may be a violation of Section 7 of the Criminal
16 Identification Act.

17 (c) The board of education shall not knowingly employ a
18 person who has been convicted of any offense that would subject
19 him or her to license suspension or revocation pursuant to
20 Section 21B-80 of this Code, except as provided under
21 subsection (b) of 21B-80. Further, the board of education shall
22 not knowingly employ a person who has been found to be the
23 perpetrator of sexual or physical abuse of any minor under 18
24 years of age pursuant to proceedings under Article II of the
25 Juvenile Court Act of 1987. The board of education shall not
26 knowingly employ a person who has been issued an indicated

1 finding of abuse or neglect of a child by the Department of
2 Children and Family Services under the Abused and Neglected
3 Child Reporting Act or by a child welfare agency of another
4 jurisdiction.

5 (d) The board of education shall not knowingly employ a
6 person for whom a criminal history records check and a
7 Statewide Sex Offender Database check has not been initiated.

8 (e) No later than 15 business days after receipt of a
9 record of conviction or of checking the Statewide Murderer and
10 Violent Offender Against Youth Database or the Statewide Sex
11 Offender Database and finding a registration, the general
12 superintendent of schools or the applicable regional
13 superintendent shall, in writing, notify the State
14 Superintendent of Education of any license holder who has been
15 convicted of a crime set forth in Section 21B-80 of this Code.

16 Upon receipt of the record of a conviction of or a finding of
17 child abuse by a holder of any license ~~certificate~~ issued
18 pursuant to Article 21B ~~21~~ or Section 34-8.1 or 34-83 of the
19 School Code, the State Superintendent of Education may initiate
20 licensure ~~certificate~~ suspension and revocation proceedings as
21 authorized by law. If the receipt of the record of conviction
22 or finding of child abuse is received within 6 months after the
23 initial grant of or renewal of a license, the State
24 Superintendent of Education may rescind the license holder's
25 license.

26 (e-5) The general superintendent of schools shall, in

1 writing, notify the State Superintendent of Education of any
2 license ~~certificate~~ holder whom he or she has reasonable cause
3 to believe has committed an intentional act of abuse or neglect
4 with the result of making a child an abused child or a
5 neglected child, as defined in Section 3 of the Abused and
6 Neglected Child Reporting Act, and that act resulted in the
7 license ~~certificate~~ holder's dismissal or resignation from the
8 school district. This notification must be submitted within 30
9 days after the dismissal or resignation. The license
10 ~~certificate~~ holder must also be contemporaneously sent a copy
11 of the notice by the superintendent. All correspondence,
12 documentation, and other information so received by the State
13 Superintendent of Education, the State Board of Education, or
14 the State Educator Preparation and Licensure ~~State Teacher~~
15 ~~Certification~~ Board under this subsection (e-5) is
16 confidential and must not be disclosed to third parties, except
17 (i) as necessary for the State Superintendent of Education or
18 his or her designee to investigate and prosecute pursuant to
19 Article 21B ~~21~~ of this Code, (ii) pursuant to a court order,
20 (iii) for disclosure to the license ~~certificate~~ holder or his
21 or her representative, or (iv) as otherwise provided in this
22 Article and provided that any such information admitted into
23 evidence in a hearing is exempt from this confidentiality and
24 non-disclosure requirement. Except for an act of willful or
25 wanton misconduct, any superintendent who provides
26 notification as required in this subsection (e-5) shall have

1 immunity from any liability, whether civil or criminal or that
2 otherwise might result by reason of such action.

3 (f) After March 19, 1990, the provisions of this Section
4 shall apply to all employees of persons or firms holding
5 contracts with any school district including, but not limited
6 to, food service workers, school bus drivers and other
7 transportation employees, who have direct, daily contact with
8 the pupils of any school in such district. For purposes of
9 criminal history records checks and checks of the Statewide Sex
10 Offender Database on employees of persons or firms holding
11 contracts with more than one school district and assigned to
12 more than one school district, the regional superintendent of
13 the educational service region in which the contracting school
14 districts are located may, at the request of any such school
15 district, be responsible for receiving the authorization for a
16 criminal history records check prepared by each such employee
17 and submitting the same to the Department of State Police and
18 for conducting a check of the Statewide Sex Offender Database
19 for each employee. Any information concerning the record of
20 conviction and identification as a sex offender of any such
21 employee obtained by the regional superintendent shall be
22 promptly reported to the president of the appropriate school
23 board or school boards.

24 (f-5) Upon request of a school or school district, any
25 information obtained by the school district pursuant to
26 subsection (f) of this Section within the last year must be

1 made available to the requesting school or school district.

2 (g) Prior to the commencement of any student teaching
3 experience or required internship (which is referred to as
4 student teaching in this Section) in the public schools, a
5 student teacher is required to authorize a fingerprint-based
6 criminal history records check. Authorization for and payment
7 of the costs of the check must be furnished by the student
8 teacher to the school district. Upon receipt of this
9 authorization and payment, the school district shall submit the
10 student teacher's name, sex, race, date of birth, social
11 security number, fingerprint images, and other identifiers, as
12 prescribed by the Department of State Police, to the Department
13 of State Police. The Department of State Police and the Federal
14 Bureau of Investigation shall furnish, pursuant to a
15 fingerprint-based criminal history records check, records of
16 convictions, forever and hereinafter, until expunged, to the
17 president of the board. The Department shall charge the school
18 district a fee for conducting the check, which fee must not
19 exceed the cost of the inquiry and must be deposited into the
20 State Police Services Fund. The school district shall further
21 perform a check of the Statewide Sex Offender Database, as
22 authorized by the Sex Offender Community Notification Law, and
23 of the Statewide Murderer and Violent Offender Against Youth
24 Database, as authorized by the Murderer and Violent Offender
25 Against Youth Registration Act, for each student teacher. The
26 board may not knowingly allow a person to student teach for

1 whom a criminal history records check, a Statewide Sex Offender
2 Database check, and a Statewide Murderer and Violent Offender
3 Against Youth Database check have not been completed and
4 reviewed by the district.

5 A copy of the record of convictions obtained from the
6 Department of State Police must be provided to the student
7 teacher. Any information concerning the record of convictions
8 obtained by the president of the board is confidential and may
9 only be transmitted to the general superintendent of schools or
10 his or her designee, the State Superintendent of Education, the
11 State Educator Preparation and Licensure Board, or, for
12 clarification purposes, the Department of State Police or the
13 Statewide Sex Offender Database or Statewide Murderer and
14 Violent Offender Against Youth Database. Any unauthorized
15 release of confidential information may be a violation of
16 Section 7 of the Criminal Identification Act.

17 The board may not knowingly allow a person to student teach
18 who has been convicted of any offense that would subject him or
19 her to license suspension or revocation pursuant to subsection
20 (c) of Section 21B-80 of this Code, except as provided under
21 subsection (b) of Section 21B-80. Further, the board may not
22 allow a person to student teach if he or she ~~or who~~ has been
23 found to be the perpetrator of sexual or physical abuse of a
24 minor under 18 years of age pursuant to proceedings under
25 Article II of the Juvenile Court Act of 1987. The board may not
26 knowingly allow a person to student teach who has been issued

1 an indicated finding of abuse or neglect of a child by the
2 Department of Children and Family Services under the Abused and
3 Neglected Child Reporting Act or by a child welfare agency of
4 another jurisdiction.

5 (h) (Blank).

6 (Source: P.A. 99-21, eff. 1-1-16; 99-667, eff. 7-29-16.)

7 (105 ILCS 5/34-84b) (from Ch. 122, par. 34-84b)

8 Sec. 34-84b. Conviction of criminal sex or narcotics
9 offense, first degree murder, attempted first degree murder, or
10 Class X felony as grounds for revocation of certificate.

11 (a) Whenever the holder of any certificate issued by the
12 board of education has been convicted of any criminal sex
13 offense or narcotics offense as defined in this Section, the
14 board of education shall forthwith suspend the certificate. If
15 the conviction is reversed and the holder is acquitted of the
16 offense in a new trial or the charges against him are
17 dismissed, the board shall forthwith terminate the suspension
18 of the certificate. When the conviction becomes final, the
19 board shall forthwith revoke the certificate. "Criminal Sex
20 offense" as used in this Section means any one or more of the
21 following offenses: (1) any offense defined in Sections 11-6,
22 11-9 through 11-9.5, inclusive, and 11-30 (if punished as a
23 Class 4 felony) of the Criminal Code of 1961 or the Criminal
24 Code of 2012; Sections 11-14.1 ~~11-14~~ through 11-21, inclusive,
25 of the Criminal Code of 1961 or the Criminal Code of 2012;

1 Sections 11-23 (if punished as a Class 3 felony), 11-24, 11-25,
2 and 11-26 of the Criminal Code of 1961 or the Criminal Code of
3 2012; Section 10-5.1, subsection (c) of Section 10-9, and
4 Sections 11-6.6, 11-11, 12-3.05, 12-3.3, 12-6.4, 12-7.1,
5 12-34, 12-34.5, and 12-35 of the Criminal Code of 2012; and ~~and~~
6 Sections 11-1.20, 11-1.30, 11-1.40, 11-1.50, 11-1.60, 12-13,
7 12-14, 12-14.1, 12-15 and 12-16, 12-32, 12-33, 12C-45, and 26-4
8 (if punished pursuant to subdivision (4) or (5) of subsection
9 (d) of Section 26-4) of the Criminal Code of 1961 or the
10 Criminal Code of 2012; (2) any attempt to commit any of the
11 foregoing offenses, and (3) any offense committed or attempted
12 in any other state which, if committed or attempted in this
13 State, would have been punishable as one or more of the
14 foregoing offenses. "Narcotics offense" as used in this Section
15 means any one or more of the following offenses: (1) any
16 offense defined in the Cannabis Control Act except those
17 defined in Sections 4(a), 4(b) and 5(a) of that Act and any
18 offense for which the holder of any certificate is placed on
19 probation under the provisions of Section 10 of that Act and
20 fulfills the terms and conditions of probation as may be
21 required by the court; (2) any offense defined in the Illinois
22 Controlled Substances Act except any offense for which the
23 holder of any certificate is placed on probation under the
24 provisions of Section 410 of that Act and fulfills the terms
25 and conditions of probation as may be required by the court;
26 (3) any offense defined in the Methamphetamine Control and

1 Community Protection Act except any offense for which the
2 holder of any certificate is placed on probation under the
3 provision of Section 70 of that Act and fulfills the terms and
4 conditions of probation as may be required by the court; (4)
5 any attempt to commit any of the foregoing offenses; and (5)
6 any offense committed or attempted in any other state or
7 against the laws of the United States which, if committed or
8 attempted in this State, would have been punishable as one or
9 more of the foregoing offenses.

10 (a-5) Whenever the holder of a license issued pursuant to
11 Article 21B or applicant for a license to be issued pursuant to
12 Article 21B has been charged with attempting to commit,
13 conspiring to commit, soliciting, or committing a criminal
14 offense, first degree murder, or a Class X felony or any
15 offense committed or attempted in any other state or against
16 the laws of the United States that, if committed or attempted
17 in this State, would have been punishable as one or more of the
18 foregoing offenses, the State Superintendent of Education
19 shall immediately suspend the license or deny the application
20 until the person's criminal charges are adjudicated through a
21 court of competent jurisdiction. If the person is acquitted,
22 the license or application shall be immediately reinstated.

23 (b) Whenever the holder of any certificate issued by the
24 board of education or pursuant to Article 21B ~~21~~ or any other
25 provisions of the School Code has been convicted of first
26 degree murder, attempted first degree murder, or a Class X

1 felony, the board of education or the State Superintendent of
2 Education shall forthwith suspend the certificate. If the
3 conviction is reversed and the holder is acquitted of that
4 offense in a new trial or the charges that he or she committed
5 that offense are dismissed, the State Superintendent of
6 Education ~~suspending authority~~ shall forthwith terminate the
7 suspension of the certificate. When the conviction becomes
8 final, the State Superintendent of Education shall forthwith
9 revoke the certificate. The stated offenses of "first degree
10 murder", "attempted first degree murder", and "Class X felony"
11 referred to in this Section include any offense committed in
12 another state that, if committed in this State, would have been
13 punishable as any one of the stated offenses.

14 (Source: P.A. 96-1551, eff. 7-1-11; 97-1150, eff. 1-25-13.)

1 INDEX

2 Statutes amended in order of appearance

3 105 ILCS 5/10-21.9 from Ch. 122, par. 10-21.9

4 105 ILCS 5/21B-45

5 105 ILCS 5/21B-80

6 105 ILCS 5/24-14 from Ch. 122, par. 24-14

7 105 ILCS 5/34-18.5 from Ch. 122, par. 34-18.5

8 105 ILCS 5/34-84b from Ch. 122, par. 34-84b