



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB5302

by Rep. Dan Brady

SYNOPSIS AS INTRODUCED:

105 ILCS 5/14-7.01a new

Amends the Children with Disabilities Article of the School Code. Provides that the parent or guardian of a child with disabilities who resides in a school district shall have the option of enrolling the child in a school district in which the child was previously enrolled as long as that school district is, in whole or in part, within the county in which the child currently resides. Requires the school district in which the child currently resides to grant proper permit to the child's parent or guardian to allow the child to enroll in a school district outside of the district in which he or she resides. Sets forth provisions concerning special education reimbursement, evidence-based funding, and transportation costs. Effective immediately.

LRB101 17262 NHT 66666 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

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 adding Section
5 14-7.01a as follows:

6 (105 ILCS 5/14-7.01a new)

7 Sec. 14-7.01a. Children enrolling in previous district.

8 (a) In this Section, "enrolling school district" means a
9 school district in which a parent or guardian chooses to enroll
10 a child with disabilities outside of the school district in
11 which the child currently resides, but within, in whole or in
12 part, the county in which the child currently resides.

13 (b) The parent or guardian of a child with disabilities who
14 resides in a school district shall have the option of enrolling
15 the child in a school district in which the child was
16 previously enrolled as long as that school district is, in
17 whole or in part, within the county in which the child
18 currently resides. The school district in which the child
19 currently resides shall grant proper permit to the child's
20 parent or guardian to allow the child to enroll in a school
21 district outside of the district in which he or she resides.

22 (c) For purposes of reimbursement under this Article and
23 for evidence-based funding purposes under Section 18-8.15 of

1 this Code, a child with disabilities enrolled as permitted
2 under subsection (b) of this Section shall be a pupil enrolled
3 in the enrolling school district.

4 (d) The parent or guardian of a child with disabilities
5 enrolled as permitted under subsection (b) of this Section
6 shall incur all costs associated with transportation, and
7 neither school district is eligible for transportation
8 reimbursement under Section 14-13.01 or Section 29-5 of this
9 Code.

10 Section 99. Effective date. This Act takes effect upon
11 becoming law.