



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

SB1642

Introduced 2/15/2019, by Sen. Robert Peters

#### SYNOPSIS AS INTRODUCED:

105 ILCS 5/27-24.2  
625 ILCS 5/2-112

from Ch. 122, par. 27-24.2  
from Ch. 95 1/2, par. 2-112

Amends the School Code. Provides that, beginning with the 2020-2021 school year, the curriculum of a driver education course must include instruction on bicycle and pedestrian safety, which must include, but is not limited to, instruction on how to safely pass a cyclist on the road, special considerations while driving in urban areas and near bicycle lanes, how to navigate an intersection with pedestrians and cyclists, exiting a vehicle without endangering pedestrians and cyclists, and the requirement that drivers exercise due care to avoid collision with a bicyclist or pedestrian on the road. Amends the Illinois Vehicle Code. Provides that, for the purpose of educating prospective licensees on the potential dangers caused by motor vehicles to pedestrians, bicyclists, in-line skaters, scooter riders, skateboarders, and other non-motorized vehicles, the Secretary of State shall include, in the Illinois Rules of the Road publication, information on bicycle and pedestrian safety.

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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 changing Section  
5 27-24.2 as follows:

6 (105 ILCS 5/27-24.2) (from Ch. 122, par. 27-24.2)

7 Sec. 27-24.2. Safety education; driver education course.  
8 Instruction shall be given in safety education in each of  
9 grades one through 8, equivalent to one class period each week,  
10 and any school district which maintains grades 9 through 12  
11 shall offer a driver education course in any such school which  
12 it operates. Its curriculum shall include content dealing with  
13 Chapters 11, 12, 13, 15, and 16 of the Illinois Vehicle Code,  
14 the rules adopted pursuant to those Chapters insofar as they  
15 pertain to the operation of motor vehicles, and the portions of  
16 the Litter Control Act relating to the operation of motor  
17 vehicles. The course of instruction given in grades 10 through  
18 12 shall include an emphasis on the development of knowledge,  
19 attitudes, habits, and skills necessary for the safe operation  
20 of motor vehicles, including motorcycles insofar as they can be  
21 taught in the classroom, and instruction on distracted driving  
22 as a major traffic safety issue. In addition, the course shall  
23 include instruction on special hazards existing at and required

1 safety and driving precautions that must be observed at  
2 emergency situations, highway construction and maintenance  
3 zones, and railroad crossings and the approaches thereto.  
4 Beginning with the 2017-2018 school year, the course shall also  
5 include instruction concerning law enforcement procedures for  
6 traffic stops, including a demonstration of the proper actions  
7 to be taken during a traffic stop and appropriate interactions  
8 with law enforcement. Beginning with the 2020-2021 school year,  
9 the course shall also include instruction on bicycle and  
10 pedestrian safety, which must include, but is not limited to,  
11 instruction on how to safely pass a cyclist on the road,  
12 special considerations while driving in urban areas and near  
13 bicycle lanes, how to navigate an intersection with pedestrians  
14 and cyclists, exiting a vehicle without endangering  
15 pedestrians and cyclists, and the requirement that drivers  
16 exercise due care to avoid collision with a bicyclist or  
17 pedestrian on the road. The course of instruction required of  
18 each eligible student at the high school level shall consist of  
19 a minimum of 30 clock hours of classroom instruction and a  
20 minimum of 6 clock hours of individual behind-the-wheel  
21 instruction in a dual control car on public roadways taught by  
22 a driver education instructor endorsed by the State Board of  
23 Education. Both the classroom instruction part and the practice  
24 driving part of such driver education course shall be open to a  
25 resident or non-resident student attending a non-public school  
26 in the district wherein the course is offered. Each student

1 attending any public or non-public high school in the district  
2 must receive a passing grade in at least 8 courses during the  
3 previous 2 semesters prior to enrolling in a driver education  
4 course, or the student shall not be permitted to enroll in the  
5 course; provided that the local superintendent of schools (with  
6 respect to a student attending a public high school in the  
7 district) or chief school administrator (with respect to a  
8 student attending a non-public high school in the district) may  
9 waive the requirement if the superintendent or chief school  
10 administrator, as the case may be, deems it to be in the best  
11 interest of the student. A student may be allowed to commence  
12 the classroom instruction part of such driver education course  
13 prior to reaching age 15 if such student then will be eligible  
14 to complete the entire course within 12 months after being  
15 allowed to commence such classroom instruction.

16 A school district may offer a driver education course in a  
17 school by contracting with a commercial driver training school  
18 to provide both the classroom instruction part and the practice  
19 driving part or either one without having to request a  
20 modification or waiver of administrative rules of the State  
21 Board of Education if the school district approves the action  
22 during a public hearing on whether to enter into a contract  
23 with a commercial driver training school. The public hearing  
24 shall be held at a regular or special school board meeting  
25 prior to entering into such a contract. If a school district  
26 chooses to approve a contract with a commercial driver training

1 school, then the district must provide evidence to the State  
2 Board of Education that the commercial driver training school  
3 with which it will contract holds a license issued by the  
4 Secretary of State under Article IV of Chapter 6 of the  
5 Illinois Vehicle Code and that each instructor employed by the  
6 commercial driver training school to provide instruction to  
7 students served by the school district holds a valid teaching  
8 license issued under the requirements of this Code and rules of  
9 the State Board of Education. Such evidence must include, but  
10 need not be limited to, a list of each instructor assigned to  
11 teach students served by the school district, which list shall  
12 include the instructor's name, personal identification number  
13 as required by the State Board of Education, birth date, and  
14 driver's license number. Once the contract is entered into, the  
15 school district shall notify the State Board of Education of  
16 any changes in the personnel providing instruction either (i)  
17 within 15 calendar days after an instructor leaves the program  
18 or (ii) before a new instructor is hired. Such notification  
19 shall include the instructor's name, personal identification  
20 number as required by the State Board of Education, birth date,  
21 and driver's license number. If the school district maintains  
22 an Internet website, then the district shall post a copy of the  
23 final contract between the district and the commercial driver  
24 training school on the district's Internet website. If no  
25 Internet website exists, then the school district shall make  
26 available the contract upon request. A record of all materials

1 in relation to the contract must be maintained by the school  
2 district and made available to parents and guardians upon  
3 request. The instructor's date of birth and driver's license  
4 number and any other personally identifying information as  
5 deemed by the federal Driver's Privacy Protection Act of 1994  
6 must be redacted from any public materials.

7 Such a course may be commenced immediately after the  
8 completion of a prior course. Teachers of such courses shall  
9 meet the licensure requirements of this Code and regulations of  
10 the State Board as to qualifications.

11 Subject to rules of the State Board of Education, the  
12 school district may charge a reasonable fee, not to exceed \$50,  
13 to students who participate in the course, unless a student is  
14 unable to pay for such a course, in which event the fee for  
15 such a student must be waived. However, the district may  
16 increase this fee to an amount not to exceed \$250 by school  
17 board resolution following a public hearing on the increase,  
18 which increased fee must be waived for students who participate  
19 in the course and are unable to pay for the course. The total  
20 amount from driver education fees and reimbursement from the  
21 State for driver education must not exceed the total cost of  
22 the driver education program in any year and must be deposited  
23 into the school district's driver education fund as a separate  
24 line item budget entry. All moneys deposited into the school  
25 district's driver education fund must be used solely for the  
26 funding of a high school driver education program approved by

1 the State Board of Education that uses driver education  
2 instructors endorsed by the State Board of Education.

3 (Source: P.A. 99-642, eff. 7-28-16; 99-720, eff. 1-1-17;  
4 100-465, eff. 8-31-17.)

5 Section 10. The Illinois Vehicle Code is amended by  
6 changing Section 2-112 as follows:

7 (625 ILCS 5/2-112) (from Ch. 95 1/2, par. 2-112)

8 Sec. 2-112. Distribution of synopsis laws.

9 (a) The Secretary of State may publish a synopsis or  
10 summary of the laws of this State regulating the operation of  
11 vehicles and may deliver a copy thereof without charge with  
12 each original vehicle registration and with each original  
13 driver's license.

14 (b) The Secretary of State shall make any necessary  
15 revisions in its publications including, but not limited to,  
16 the Illinois Rules of the Road, to accurately conform its  
17 publications to the provisions of the Pedestrians with  
18 Disabilities Safety Act.

19 (c) The Secretary of State shall include, in the Illinois  
20 Rules of the Road publication, information advising drivers to  
21 use the Dutch Reach method when opening a vehicle door after  
22 parallel parking on a street (checking the rear-view mirror,  
23 checking the side-view mirror, then opening the door with the  
24 right hand, thereby reducing the risk of injuring a bicyclist

1 or opening the door in the path a vehicle approaching from  
2 behind).

3 (d) For the purpose of educating prospective licensees on  
4 the potential dangers caused by motor vehicles to pedestrians,  
5 bicyclists, in-line skaters, scooter riders, skateboarders,  
6 and other non-motorized vehicles, the Secretary of State shall  
7 include, in the Illinois Rules of the Road publication,  
8 information on bicycle and pedestrian safety, which must  
9 include, but is not limited to, instruction on how to safely  
10 pass a cyclist on the road, special considerations while  
11 driving in urban areas and near bicycle lanes, how to navigate  
12 an intersection with pedestrians and cyclists, exiting a  
13 vehicle without endangering pedestrians and cyclists, and the  
14 requirement that drivers exercise due care to avoid collision  
15 with a bicyclist or pedestrian on the road.

16 (Source: P.A. 100-770, eff. 1-1-19; 100-962, eff. 1-1-19.)