



Rep. Thomas M. Bennett

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1 AMENDMENT TO SENATE BILL 1901

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1901 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Sections  
5 10-20.21, 21B-40, and 21B-50 as follows:

6 (105 ILCS 5/10-20.21)

7 Sec. 10-20.21. Contracts.

8 (a) To award all contracts for purchase of supplies and  
9 materials or work involving an expenditure in excess of \$25,000  
10 or a lower amount as required by board policy to the lowest  
11 responsible bidder, considering conformity with  
12 specifications, terms of delivery, quality and serviceability,  
13 after due advertisement, except the following: (i) contracts  
14 for the services of individuals possessing a high degree of  
15 professional skill where the ability or fitness of the  
16 individual plays an important part; (ii) contracts for the

1 printing of finance committee reports and departmental  
2 reports; (iii) contracts for the printing or engraving of  
3 bonds, tax warrants and other evidences of indebtedness; (iv)  
4 contracts for the purchase of perishable foods and perishable  
5 beverages; (v) contracts for materials and work which have been  
6 awarded to the lowest responsible bidder after due  
7 advertisement, but due to unforeseen revisions, not the fault  
8 of the contractor for materials and work, must be revised  
9 causing expenditures not in excess of 10% of the contract  
10 price; (vi) contracts for the maintenance or servicing of, or  
11 provision of repair parts for, equipment which are made with  
12 the manufacturer or authorized service agent of that equipment  
13 where the provision of parts, maintenance, or servicing can  
14 best be performed by the manufacturer or authorized service  
15 agent; (vii) purchases and contracts for the use, purchase,  
16 delivery, movement, or installation of data processing  
17 equipment, software, or services and telecommunications and  
18 interconnect equipment, software, and services; (viii)  
19 contracts for duplicating machines and supplies; (ix)  
20 contracts for the purchase of fuel, including diesel, gasoline,  
21 oil, aviation, natural gas, or propane, lubricants, or other  
22 petroleum products ~~natural gas when the cost is less than that~~  
23 ~~offered by a public utility;~~ (x) purchases of equipment  
24 previously owned by some entity other than the district itself;  
25 (xi) contracts for repair, maintenance, remodeling,  
26 renovation, or construction, or a single project involving an

1 expenditure not to exceed \$50,000 and not involving a change or  
2 increase in the size, type, or extent of an existing facility;  
3 (xii) contracts for goods or services procured from another  
4 governmental agency; (xiii) contracts for goods or services  
5 which are economically procurable from only one source, such as  
6 for the purchase of magazines, books, periodicals, pamphlets  
7 and reports, and for utility services such as water, light,  
8 heat, telephone or telegraph; (xiv) where funds are expended in  
9 an emergency and such emergency expenditure is approved by 3/4  
10 of the members of the board; (xv) State master contracts  
11 authorized under Article 28A of this Code; and (xvi) contracts  
12 providing for the transportation of pupils, which contracts  
13 must be advertised in the same manner as competitive bids and  
14 awarded by first considering the bidder or bidders most able to  
15 provide safety and comfort for the pupils, stability of  
16 service, and any other factors set forth in the request for  
17 proposal regarding quality of service, and then price. However,  
18 at no time shall a cause of action lie against a school board  
19 for awarding a pupil transportation contract per the standards  
20 set forth in this subsection (a) unless the cause of action is  
21 based on fraudulent conduct.

22 All competitive bids for contracts involving an  
23 expenditure in excess of \$25,000 or a lower amount as required  
24 by board policy must be sealed by the bidder and must be opened  
25 by a member or employee of the school board at a public bid  
26 opening at which the contents of the bids must be announced.

1 Each bidder must receive at least 3 days' notice of the time  
2 and place of the bid opening. For purposes of this Section due  
3 advertisement includes, but is not limited to, at least one  
4 public notice at least 10 days before the bid date in a  
5 newspaper published in the district, or if no newspaper is  
6 published in the district, in a newspaper of general  
7 circulation in the area of the district. State master contracts  
8 and certified education purchasing contracts, as defined in  
9 Article 28A of this Code, are not subject to the requirements  
10 of this paragraph.

11 Under this Section, the acceptance of bids sealed by a  
12 bidder and the opening of these bids at a public bid opening  
13 may be permitted by an electronic process for communicating,  
14 accepting, and opening competitive bids. However, bids for  
15 construction purposes are prohibited from being communicated,  
16 accepted, or opened electronically. An electronic bidding  
17 process must provide for, but is not limited to, the following  
18 safeguards:

19 (1) On the date and time certain of a bid opening, the  
20 primary person conducting the competitive, sealed,  
21 electronic bid process shall log onto a specified database  
22 using a unique username and password previously assigned to  
23 the bidder to allow access to the bidder's specific bid  
24 project number.

25 (2) The specified electronic database must be on a  
26 network that (i) is in a secure environment behind a

1 firewall; (ii) has specific encryption tools; (iii)  
2 maintains specific intrusion detection systems; (iv) has  
3 redundant systems architecture with data storage back-up,  
4 whether by compact disc or tape; and (v) maintains a  
5 disaster recovery plan.

6 It is the legislative intent of Public Act 96-841 to maintain  
7 the integrity of the sealed bidding process provided for in  
8 this Section, to further limit any possibility of bid-rigging,  
9 to reduce administrative costs to school districts, and to  
10 effect efficiencies in communications with bidders.

11 (b) To require, as a condition of any contract for goods  
12 and services, that persons bidding for and awarded a contract  
13 and all affiliates of the person collect and remit Illinois Use  
14 Tax on all sales of tangible personal property into the State  
15 of Illinois in accordance with the provisions of the Illinois  
16 Use Tax Act regardless of whether the person or affiliate is a  
17 "retailer maintaining a place of business within this State" as  
18 defined in Section 2 of the Use Tax Act. For purposes of this  
19 Section, the term "affiliate" means any entity that (1)  
20 directly, indirectly, or constructively controls another  
21 entity, (2) is directly, indirectly, or constructively  
22 controlled by another entity, or (3) is subject to the control  
23 of a common entity. For purposes of this subsection (b), an  
24 entity controls another entity if it owns, directly or  
25 individually, more than 10% of the voting securities of that  
26 entity. As used in this subsection (b), the term "voting

1 security" means a security that (1) confers upon the holder the  
2 right to vote for the election of members of the board of  
3 directors or similar governing body of the business or (2) is  
4 convertible into, or entitles the holder to receive upon its  
5 exercise, a security that confers such a right to vote. A  
6 general partnership interest is a voting security.

7 To require that bids and contracts include a certification  
8 by the bidder or contractor that the bidder or contractor is  
9 not barred from bidding for or entering into a contract under  
10 this Section and that the bidder or contractor acknowledges  
11 that the school board may declare the contract void if the  
12 certification completed pursuant to this subsection (b) is  
13 false.

14 (b-5) To require all contracts and agreements that pertain  
15 to goods and services and that are intended to generate  
16 additional revenue and other remunerations for the school  
17 district in excess of \$1,000, including without limitation  
18 vending machine contracts, sports and other attire, class  
19 rings, and photographic services, to be approved by the school  
20 board. The school board shall file as an attachment to its  
21 annual budget a report, in a form as determined by the State  
22 Board of Education, indicating for the prior year the name of  
23 the vendor, the product or service provided, and the actual net  
24 revenue and non-monetary remuneration from each of the  
25 contracts or agreements. In addition, the report shall indicate  
26 for what purpose the revenue was used and how and to whom the

1 non-monetary remuneration was distributed.

2 (b-10) To prohibit any contract to purchase food with a  
3 bidder or offeror if the bidder's or offeror's contract terms  
4 prohibit the school from donating food to food banks,  
5 including, but not limited to, homeless shelters, food  
6 pantries, and soup kitchens.

7 (c) If the State education purchasing entity creates a  
8 master contract as defined in Article 28A of this Code, then  
9 the State education purchasing entity shall notify school  
10 districts of the existence of the master contract.

11 (d) In purchasing supplies, materials, equipment, or  
12 services that are not subject to subsection (c) of this  
13 Section, before a school district solicits bids or awards a  
14 contract, the district may review and consider as a bid under  
15 subsection (a) of this Section certified education purchasing  
16 contracts that are already available through the State  
17 education purchasing entity.

18 (Source: P.A. 99-552, eff. 7-15-16.)

19 (105 ILCS 5/21B-40)

20 Sec. 21B-40. Fees.

21 (a) Beginning with the start of the new licensure system  
22 established pursuant to this Article, the following fees shall  
23 be charged to applicants:

24 (1) A \$100 application fee for a Professional Educator  
25 License or an Educator License with Stipulations.

1 ~~Beginning on July 1, 2018, the license renewal fee for an~~  
2 ~~Educator License with Stipulations with a paraprofessional~~  
3 ~~educator endorsement shall be \$25.~~

4 (1.5) A \$50 application fee for a Substitute Teaching  
5 License. If the application for a Substitute Teaching  
6 License is made and granted after July 1, 2017, the  
7 licensee may apply for a refund of the application fee  
8 within 18 months of issuance of the new license and shall  
9 be issued that refund by the State Board of Education if  
10 the licensee provides evidence to the State Board of  
11 Education that the licensee has taught pursuant to the  
12 Substitute Teaching License at least 10 full school days  
13 within one year of issuance.

14 (1.7) A \$25 application fee for a Short-Term Substitute  
15 Teaching License. The Short-Term Substitute Teaching  
16 License must be registered in at least one region in this  
17 State, but does not require a registration fee. The  
18 licensee may apply for a refund of the application fee  
19 within 18 months of issuance of the new license and shall  
20 be issued that refund by the State Board of Education if  
21 the licensee provides evidence to the State Board of  
22 Education that the licensee has taught pursuant to the  
23 Short-Term Substitute Teaching License at least 10 full  
24 school days within one year of issuance.

25 (2) A \$150 application fee for individuals who have not  
26 been entitled by an Illinois-approved educator preparation



1 program at an Illinois institution of higher education and  
2 are seeking any of the licenses set forth in subdivision  
3 (1) of this subsection (a).

4 (3) A \$50 application fee for each endorsement or  
5 approval.

6 (4) A \$10 per year registration fee for the course of  
7 the validity cycle to register the license, which shall be  
8 paid to the regional office of education having supervision  
9 and control over the school in which the individual holding  
10 the license is to be employed. If the individual holding  
11 the license is not yet employed, then the license may be  
12 registered in any county in this State. The registration  
13 fee must be paid in its entirety the first time the  
14 individual registers the license for a particular validity  
15 period in a single region. No additional fee may be charged  
16 for that validity period should the individual  
17 subsequently register the license in additional regions.  
18 An individual must register the license (i) immediately  
19 after initial issuance of the license and (ii) at the  
20 beginning of each renewal cycle if the individual has  
21 satisfied the renewal requirements required under this  
22 Code.

23 Beginning on July 1, 2017, at the beginning of each  
24 renewal cycle, individuals who hold a Substitute Teaching  
25 License may apply for a reimbursement of the registration  
26 fee within 18 months of renewal and shall be issued that

1 reimbursement by the State Board of Education from funds  
2 appropriated for that purpose if the licensee provides  
3 evidence to the State Board of Education that the licensee  
4 has taught pursuant to the Substitute Teaching License at  
5 least 10 full school days within one year of renewal.

6 (5) The license renewal fee for an Educator License  
7 with Stipulations with a paraprofessional educator  
8 endorsement is \$25.

9 (b) All application fees paid pursuant to subdivisions (1)  
10 through (3) of subsection (a) of this Section shall be  
11 deposited into the Teacher Certificate Fee Revolving Fund and  
12 shall be used, subject to appropriation, by the State Board of  
13 Education to provide the technology and human resources  
14 necessary for the timely and efficient processing of  
15 applications and for the renewal of licenses. Funds available  
16 from the Teacher Certificate Fee Revolving Fund may also be  
17 used by the State Board of Education to support the recruitment  
18 and retention of educators, to support educator preparation  
19 programs as they seek national accreditation, and to provide  
20 professional development aligned with the requirements set  
21 forth in Section 21B-45 of this Code. A majority of the funds  
22 in the Teacher Certificate Fee Revolving Fund must be dedicated  
23 to the timely and efficient processing of applications and for  
24 the renewal of licenses. The Teacher Certificate Fee Revolving  
25 Fund is not subject to administrative charge transfers,  
26 authorized under Section 8h of the State Finance Act, from the

1 Teacher Certificate Fee Revolving Fund into any other fund of  
2 this State, and moneys in the Teacher Certificate Fee Revolving  
3 Fund shall not revert back to the General Revenue Fund at any  
4 time.

5 The regional superintendent of schools shall deposit the  
6 registration fees paid pursuant to subdivision (4) of  
7 subsection (a) of this Section into the institute fund  
8 established pursuant to Section 3-11 of this Code.

9 (c) The State Board of Education and each regional office  
10 of education are authorized to charge a service or convenience  
11 fee for the use of credit cards for the payment of license  
12 fees. This service or convenience fee shall not exceed the  
13 amount required by the credit card processing company or vendor  
14 that has entered into a contract with the State Board or  
15 regional office of education for this purpose, and the fee must  
16 be paid to that company or vendor.

17 (d) If, at the time a certificate issued under Article 21  
18 of this Code is exchanged for a license issued under this  
19 Article, a person has paid registration fees for any years of  
20 the validity period of the certificate and these years have not  
21 expired when the certificate is exchanged, then those fees must  
22 be applied to the registration of the new license.

23 (Source: P.A. 99-58, eff. 7-16-15; 99-920, eff. 1-6-17;  
24 100-550, eff. 11-8-17; 100-596, eff. 7-1-18; 100-772, eff.  
25 8-10-18; revised 10-1-18.)

1 (105 ILCS 5/21B-50)

2 Sec. 21B-50. Alternative educator licensure program.

3 (a) There is established an alternative educator licensure  
4 program, to be known as the Alternative Educator Licensure  
5 Program for Teachers.

6 (b) The Alternative Educator Licensure Program for  
7 Teachers may be offered by a recognized institution approved to  
8 offer educator preparation programs by the State Board of  
9 Education, in consultation with the State Educator Preparation  
10 and Licensure Board.

11 The program shall be comprised of 4 phases:

12 (1) A course of study that at a minimum includes  
13 instructional planning; instructional strategies,  
14 including special education, reading, and English language  
15 learning; classroom management; and the assessment of  
16 students and use of data to drive instruction.

17 (2) A year of residency, which is a candidate's  
18 assignment to a full-time teaching position or as a  
19 co-teacher for one full school year. An individual must  
20 hold an Educator License with Stipulations with an  
21 alternative provisional educator endorsement in order to  
22 enter the residency and must complete additional program  
23 requirements that address required State and national  
24 standards, pass the State Board's teacher performance  
25 ~~assessment of professional teaching~~ before entering the  
26 second residency year, as required under phase (3) of this

1 subsection (b), and be recommended by the principal or  
2 qualified equivalent of a principal, as required under  
3 subsection (d) of this Section, and the program coordinator  
4 to continue with the second year of the residency.

5 (3) A second year of residency, which shall include the  
6 candidate's assignment to a full-time teaching position  
7 for one school year. The candidate must be assigned an  
8 experienced teacher to act as a mentor and coach the  
9 candidate through the second year of residency.

10 (4) A comprehensive assessment of the candidate's  
11 teaching effectiveness, as evaluated by the principal or  
12 qualified equivalent of a principal, as required under  
13 subsection (d) of this Section, and the program  
14 coordinator, at the end of the second year of residency. If  
15 there is disagreement between the 2 evaluators about the  
16 candidate's teaching effectiveness, the candidate may  
17 complete one additional year of residency teaching under a  
18 professional development plan developed by the principal  
19 or qualified equivalent and the preparation program. At the  
20 completion of the third year, a candidate must have  
21 positive evaluations and a recommendation for full  
22 licensure from both the principal or qualified equivalent  
23 and the program coordinator or no Professional Educator  
24 License shall be issued.

25 Successful completion of the program shall be deemed to  
26 satisfy any other practice or student teaching and content

1 matter requirements established by law.

2 (c) An alternative provisional educator endorsement on an  
3 Educator License with Stipulations is valid for 2 years of  
4 teaching in the public schools, including without limitation a  
5 preschool educational program under Section 2-3.71 of this Code  
6 or charter school, or in a State-recognized nonpublic school in  
7 which the chief administrator is required to have the licensure  
8 necessary to be a principal in a public school in this State  
9 and in which a majority of the teachers are required to have  
10 the licensure necessary to be instructors in a public school in  
11 this State, but may be renewed for a third year if needed to  
12 complete the Alternative Educator Licensure Program for  
13 Teachers. The endorsement shall be issued only once to an  
14 individual who meets all of the following requirements:

15 (1) Has graduated from a regionally accredited college  
16 or university with a bachelor's degree or higher.

17 (2) Has a cumulative grade point average of 3.0 or  
18 greater on a 4.0 scale or its equivalent on another scale.

19 (3) Has completed a major in the content area if  
20 seeking a middle or secondary level endorsement or, if  
21 seeking an early childhood, elementary, or special  
22 education endorsement, has completed a major in the content  
23 area of reading, English/language arts, mathematics, or  
24 one of the sciences. If the individual does not have a  
25 major in a content area for any level of teaching, he or  
26 she must submit transcripts to the State Board of Education

1 to be reviewed for equivalency.

2 (4) Has successfully completed phase (1) of subsection  
3 (b) of this Section.

4 (5) Has passed a test of basic skills and content area  
5 test required for the specific endorsement for admission  
6 into the program, as required under Section 21B-30 of this  
7 Code.

8 A candidate possessing the alternative provisional  
9 educator endorsement may receive a salary, benefits, and any  
10 other terms of employment offered to teachers in the school who  
11 are members of an exclusive bargaining representative, if any,  
12 but a school is not required to provide these benefits during  
13 the years of residency if the candidate is serving only as a  
14 co-teacher. If the candidate is serving as the teacher of  
15 record, the candidate must receive a salary, benefits, and any  
16 other terms of employment. Residency experiences must not be  
17 counted towards tenure.

18 (d) The recognized institution offering the Alternative  
19 Educator Licensure Program for Teachers must partner with a  
20 school district, including without limitation a preschool  
21 educational program under Section 2-3.71 of this Code or  
22 charter school, or a State-recognized, nonpublic school in this  
23 State in which the chief administrator is required to have the  
24 licensure necessary to be a principal in a public school in  
25 this State and in which a majority of the teachers are required  
26 to have the licensure necessary to be instructors in a public

1 school in this State. A recognized institution that partners  
2 with a public school district administering a preschool  
3 educational program under Section 2-3.71 of this Code must  
4 require a principal to recommend or evaluate candidates in the  
5 program. A recognized institution that partners with an  
6 eligible entity administering a preschool educational program  
7 under Section 2-3.71 of this Code and that is not a public  
8 school district must require a principal or qualified  
9 equivalent of a principal to recommend or evaluate candidates  
10 in the program. The program presented for approval by the State  
11 Board of Education must demonstrate the supports that are to be  
12 provided to assist the provisional teacher during the 2-year  
13 residency period. These supports must provide additional  
14 contact hours with mentors during the first year of residency.

15 (e) Upon completion of the 4 phases outlined in subsection  
16 (b) of this Section and all assessments required under Section  
17 21B-30 of this Code, an individual shall receive a Professional  
18 Educator License.

19 (f) The State Board of Education, in consultation with the  
20 State Educator Preparation and Licensure Board, may adopt such  
21 rules as may be necessary to establish and implement the  
22 Alternative Educator Licensure Program for Teachers.

23 (Source: P.A. 99-58, eff. 7-16-15; 100-596, eff. 7-1-18;  
24 100-822, eff. 1-1-19.)

25 Section 99. Effective date. This Act takes effect upon



1 becoming law.".