



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB2126

Introduced 2/15/2019, by Sen. Laura M. Murphy

SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-22.20	from Ch. 122, par. 10-22.20
105 ILCS 405/1-3	from Ch. 122, par. 201-3
105 ILCS 405/2-4	from Ch. 122, par. 202-4
105 ILCS 405/3-1	from Ch. 122, par. 203-1
105 ILCS 405/2-1 rep.	
105 ILCS 405/2-2 rep.	
105 ILCS 405/3-2 rep.	
105 ILCS 405/3-3 rep.	
105 ILCS 410/Act rep.	
110 ILCS 805/2-12	from Ch. 122, par. 102-12
110 ILCS 805/2-12.5 new	

Amends the School Code and the Public Community College Act. Moves provisions governing classes for adults and youths whose schooling has been interrupted from the School Code to the Public Community College Act. Amends the Adult Education Act. Defines "Adult Education" (rather than "Adult and Continuing Education") to mean academic instruction and educational services below the postsecondary level that increase an individual's ability to (i) read, write, and speak in English and perform mathematics or other activities necessary for the attainment of a secondary school diploma or its recognized equivalent and (ii) transition to postsecondary education and training or obtain employment. Provides for apportionment for adult education courses for the instruction of those persons who (i) are 16 years of age or older, are not enrolled or required to be enrolled in a secondary school under State law, and are basic-skills deficient, (ii) do not have a secondary school diploma or its recognized equivalent and have not achieved an equivalent level of education, or (iii) are an English language learner (rather than persons over 21 years of age and youths under 21 years of age whose schooling has been interrupted). Repeals the Adult Education Reporting Act. Makes conforming and other changes. Effective immediately.

LRB101 10022 AXK 55124 b

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 10-22.20 as follows:

6 (105 ILCS 5/10-22.20) (from Ch. 122, par. 10-22.20)

7 Sec. 10-22.20. Classes for adults and youths whose
8 schooling has been interrupted; conditions for State
9 reimbursement; use of child care facilities.

10 (a) To establish special classes for the instruction (1) of
11 persons of age 21 years or over and (2) of persons less than
12 age 21 and not otherwise in attendance in public school, for
13 the purpose of providing adults in the community and youths
14 whose schooling has been interrupted with such additional basic
15 education, vocational skill training, and other instruction as
16 may be necessary to increase their qualifications for
17 employment or other means of self-support and their ability to
18 meet their responsibilities as citizens, including courses of
19 instruction regularly accepted for graduation from elementary
20 or high schools and for Americanization and high school
21 equivalency testing review classes.

22 The board shall pay the necessary expenses of such classes
23 out of school funds of the district, including costs of student

1 transportation and such facilities or provision for child-care
2 as may be necessary in the judgment of the board to permit
3 maximum utilization of the courses by students with children,
4 and other special needs of the students directly related to
5 such instruction. The expenses thus incurred shall be subject
6 to State reimbursement, as provided in Section 2-12.5 of the
7 Public Community College Act ~~this Section~~. The board may make a
8 tuition charge for persons taking instruction who are not
9 subject to State reimbursement, such tuition charge not to
10 exceed the per capita cost of such classes.

11 ~~The cost of such instruction, including the additional~~
12 ~~expenses herein authorized, incurred for recipients of~~
13 ~~financial aid under the Illinois Public Aid Code, or for~~
14 ~~persons for whom education and training aid has been authorized~~
15 ~~under Section 9-8 of that Code, shall be assumed in its~~
16 ~~entirety from funds appropriated by the State to the Illinois~~
17 ~~Community College Board.~~

18 (b) The Illinois Community College Board shall establish
19 the standards for the courses of instruction reimbursed under
20 this Section. The Illinois Community College Board shall
21 supervise the administration of the programs. The Illinois
22 Community College Board shall determine the cost of instruction
23 in accordance with standards established by the Illinois
24 Community College Board, including therein other incidental
25 costs as herein authorized, which shall serve as the basis of
26 State reimbursement in accordance with the provisions of the

1 ~~Public Community College Act this Section.~~ In the approval of
2 programs and the determination of the cost of instruction, the
3 Illinois Community College Board shall provide for the maximum
4 utilization of federal funds for such programs. ~~The Illinois~~
5 ~~Community College Board shall also provide for:~~

6 ~~(1) the development of an index of need for program~~
7 ~~planning and for area funding allocations, as defined by~~
8 ~~the Illinois Community College Board;~~

9 ~~(2) the method for calculating hours of instruction, as~~
10 ~~defined by the Illinois Community College Board, claimable~~
11 ~~for reimbursement and a method to phase in the calculation~~
12 ~~and for adjusting the calculations in cases where the~~
13 ~~services of a program are interrupted due to circumstances~~
14 ~~beyond the control of the program provider;~~

15 ~~(3) a plan for the reallocation of funds to increase~~
16 ~~the amount allocated for grants based upon program~~
17 ~~performance as set forth in subsection (d) below; and~~

18 ~~(4) the development of standards for determining~~
19 ~~grants based upon performance as set forth in subsection~~
20 ~~(d) below and a plan for the phased in implementation of~~
21 ~~those standards.~~

22 ~~For instruction provided by school districts and community~~
23 ~~college districts beginning July 1, 1996 and thereafter,~~
24 ~~reimbursement provided by the Illinois Community College Board~~
25 ~~for classes authorized by this Section shall be provided from~~
26 ~~funds appropriated for the reimbursement criteria set forth in~~

1 ~~subsection (c) below.~~

2 (c) (Blank). ~~Upon the annual approval of the Illinois~~
3 ~~Community College Board, reimbursement shall be first provided~~
4 ~~for transportation, child care services, and other special~~
5 ~~needs of the students directly related to instruction and then~~
6 ~~from the funds remaining an amount equal to the product of the~~
7 ~~total credit hours or units of instruction approved by the~~
8 ~~Illinois Community College Board, multiplied by the following:~~

9 ~~(1) For adult basic education, the maximum~~
10 ~~reimbursement per credit hour or per unit of instruction~~
11 ~~shall be equal to (i) through fiscal year 2017, the general~~
12 ~~state aid per pupil foundation level established in~~
13 ~~subsection (B) of Section 18-8.05, divided by 60, or (ii)~~
14 ~~in fiscal year 2018 and thereafter, the prior fiscal year~~
15 ~~reimbursement level multiplied by the Consumer Price Index~~
16 ~~for All Urban Consumers for all items published by the~~
17 ~~United States Department of Labor;~~

18 ~~(2) The maximum reimbursement per credit hour or per~~
19 ~~unit of instruction in subparagraph (1) above shall be~~
20 ~~weighted for students enrolled in classes defined as~~
21 ~~vocational skills and approved by the Illinois Community~~
22 ~~College Board by 1.25;~~

23 ~~(3) The maximum reimbursement per credit hour or per~~
24 ~~unit of instruction in subparagraph (1) above shall be~~
25 ~~multiplied by .90 for students enrolled in classes defined~~
26 ~~as adult secondary education programs and approved by the~~

1 ~~Illinois Community College Board;~~

2 ~~(4) (Blank); and~~

3 ~~(5) Funding for program years after 1999-2000 shall be~~
4 ~~determined by the Illinois Community College Board.~~

5 (d) (Blank). ~~Upon its annual approval, the Illinois~~
6 ~~Community College Board shall provide grants to eligible~~
7 ~~programs for supplemental activities to improve or expand~~
8 ~~services under the Adult Education Act. Eligible programs shall~~
9 ~~be determined based upon performance outcomes of students in~~
10 ~~the programs as set by the Illinois Community College Board.~~

11 (e) (Blank). ~~Reimbursement under this Section shall not~~
12 ~~exceed the actual costs of the approved program.~~

13 ~~If the amount appropriated to the Illinois Community~~
14 ~~College Board for reimbursement under this Section is less than~~
15 ~~the amount required under this Act, the apportionment shall be~~
16 ~~proportionately reduced.~~

17 ~~School districts and community college districts may~~
18 ~~assess students up to \$3.00 per credit hour, for classes other~~
19 ~~than Adult Basic Education level programs, if needed to meet~~
20 ~~program costs.~~

21 (f) (Blank). ~~An education plan shall be established for~~
22 ~~each adult or youth whose schooling has been interrupted and~~
23 ~~who is participating in the instructional programs provided~~
24 ~~under this Section.~~

25 ~~Each school board and community college shall keep an~~
26 ~~accurate and detailed account of the students assigned to and~~

1 ~~receiving instruction under this Section who are subject to~~
2 ~~State reimbursement and shall submit reports of services~~
3 ~~provided commencing with fiscal year 1997 as required by the~~
4 ~~Illinois Community College Board.~~

5 ~~For classes authorized under this Section, a credit hour or~~
6 ~~unit of instruction is equal to 15 hours of direct instruction~~
7 ~~for students enrolled in approved adult education programs at~~
8 ~~midterm and making satisfactory progress, in accordance with~~
9 ~~standards established by the Illinois Community College Board.~~

10 (g) ~~(Blank).~~ ~~Upon proof submitted to the Illinois~~
11 ~~Department of Human Services of the payment of all claims~~
12 ~~submitted under this Section, that Department shall apply for~~
13 ~~federal funds made available therefor and any federal funds so~~
14 ~~received shall be paid into the General Revenue Fund in the~~
15 ~~State Treasury.~~

16 ~~School districts or community colleges providing classes~~
17 ~~under this Section shall submit applications to the Illinois~~
18 ~~Community College Board for preapproval in accordance with the~~
19 ~~standards established by the Illinois Community College Board.~~
20 ~~Payments shall be made by the Illinois Community College Board~~
21 ~~based upon approved programs. Interim expenditure reports may~~
22 ~~be required by the Illinois Community College Board. Final~~
23 ~~claims for the school year shall be submitted to the regional~~
24 ~~superintendents for transmittal to the Illinois Community~~
25 ~~College Board. Final adjusted payments shall be made by~~
26 ~~September 30.~~

1 ~~If a school district or community college district fails to~~
2 ~~provide, or is providing unsatisfactory or insufficient~~
3 ~~classes under this Section, the Illinois Community College~~
4 ~~Board may enter into agreements with public or private~~
5 ~~educational or other agencies other than the public schools for~~
6 ~~the establishment of such classes.~~

7 (h) (Blank). ~~If a school district or community college~~
8 ~~district establishes child care facilities for the children of~~
9 ~~participants in classes established under this Section, it may~~
10 ~~extend the use of these facilities to students who have~~
11 ~~obtained employment and to other persons in the community whose~~
12 ~~children require care and supervision while the parent or other~~
13 ~~person in charge of the children is employed or otherwise~~
14 ~~absent from the home during all or part of the day. It may make~~
15 ~~the facilities available before and after as well as during~~
16 ~~regular school hours to school age and preschool age children~~
17 ~~who may benefit thereby, including children who require care~~
18 ~~and supervision pending the return of their parent or other~~
19 ~~person in charge of their care from employment or other~~
20 ~~activity requiring absence from the home.~~

21 ~~The Illinois Community College Board shall pay to the board~~
22 ~~the cost of care in the facilities for any child who is a~~
23 ~~recipient of financial aid under the Illinois Public Aid Code.~~

24 ~~The board may charge for care of children for whom it~~
25 ~~cannot make claim under the provisions of this Section. The~~
26 ~~charge shall not exceed per capita cost, and to the extent~~

1 ~~feasible, shall be fixed at a level which will permit~~
2 ~~utilization by employed parents of low or moderate income. It~~
3 ~~may also permit any other State or local governmental agency or~~
4 ~~private agency providing care for children to purchase care.~~

5 ~~After July 1, 1970 when the provisions of Section 10-20.20~~
6 ~~become operative in the district, children in a child care~~
7 ~~facility shall be transferred to the kindergarten established~~
8 ~~under that Section for such portion of the day as may be~~
9 ~~required for the kindergarten program, and only the prorated~~
10 ~~costs of care and training provided in the Center for the~~
11 ~~remaining period shall be charged to the Illinois Department of~~
12 ~~Human Services or other persons or agencies paying for such~~
13 ~~care.~~

14 (i) (Blank). ~~The provisions of this Section shall also~~
15 ~~apply to school districts having a population exceeding~~
16 ~~500,000.~~

17 (j) In addition to claiming reimbursement under this
18 Section, a school district may claim ~~general State aid under~~
19 ~~Section 18-8.05 or~~ evidence-based funding under Section
20 18-8.15 for any student under age 21 who is enrolled in courses
21 accepted for graduation from elementary or high school and who
22 otherwise meets the requirements of Section ~~18-8.05 or~~ 18-8.15,
23 ~~as applicable.~~

24 (Source: P.A. 100-465, eff. 8-31-17.)

25 Section 10. The Adult Education Act is amended by changing

1 Sections 1-3, 2-4, and 3-1 as follows:

2 (105 ILCS 405/1-3) (from Ch. 122, par. 201-3)

3 Sec. 1-3. Definitions. The following terms shall have the
4 meanings respectively prescribed for them, except as the
5 context otherwise requires:

6 "Adult ~~and Continuing~~ Education" means academic
7 instruction and educational services below the postsecondary
8 level that increase an individual's ability to (i) read, write,
9 and speak in English and perform mathematics or other
10 activities necessary for the attainment of a secondary school
11 diploma or its recognized equivalent and (ii) transition to
12 postsecondary education and training or obtain employment
13 ~~organized, systematic instruction, and related educational~~
14 ~~services, for students enrolled in a program conducted by a~~
15 ~~publicly supported educational institution. Such students are~~
16 ~~beyond compulsory education age, not currently enrolled in a~~
17 ~~regular elementary or high school, and are not seeking college~~
18 ~~credit toward an associate degree or degree. The instruction~~
19 ~~may be full-time or part-time for the purpose of providing~~
20 ~~students or groups with opportunities for personal improvement~~
21 ~~and enrichment, preparation for effective participation as~~
22 ~~citizens (including English for foreign speaking individuals),~~
23 ~~family life and parent education, elementary and high school~~
24 ~~education, for which credit may be granted toward diploma~~
25 ~~requirements, occupational and technical training and~~

1 ~~retraining.~~

2 "Board" means ~~(i) the State Board of Education until July~~
3 ~~1, 2001 and (ii) the Illinois Community College Board on and~~
4 ~~after July 1, 2001.~~

5 (Source: P.A. 91-830, eff. 7-1-00.)

6 (105 ILCS 405/2-4) (from Ch. 122, par. 202-4)

7 Sec. 2-4. Area Planning Councils. ~~An~~ ~~On or before October~~
8 ~~15, 1982,~~ an Area Planning Council shall be established within
9 the boundaries of each community college district. A
10 representative of each approved adult education provider is
11 required to participate on the Area Planning Council. Other
12 members may include:

- 13 (1) regional superintendents of schools;
- 14 (2) representatives of school districts;
- 15 (3) representatives of the community college
16 district's career and technical education program;
- 17 (4) representatives of the community college
18 district's financial aid office;
- 19 (5) representatives of the community college
20 district's student services office;
- 21 (6) representatives of local workforce boards under
22 the federal Workforce Innovation and Opportunity Act;
- 23 (7) persons with an interest in adult education
24 services provided within the community college district;
- 25 and

1 (8) persons with an interest in adult education
2 services provided within the Area Planning Council
3 district, including, but not limited to, representatives
4 of social service agencies, businesses and employers,
5 vocational rehabilitation services of the Department of
6 Human Services, and the Department of Employment Security.

7 Each Area Planning Council must elect officers and develop
8 bylaws that indicate the membership of the Council. The Area
9 Planning Council chairperson must be a representative of an
10 adult education provider approved by the Board. In areas where
11 large multiple-provider Area Planning Councils exist, the
12 Board may designate sub-areas within an Area Planning Council
13 district to ensure maximum representation of need. The Board
14 shall determine the guidelines for the bylaws and operation of
15 the Area Planning Council.

16 On or before March 1 of each year each Area Planning
17 Council shall submit an annual Adult Education Plan for the
18 area. The Area Adult Education Plan shall provide for the
19 development and coordination of adult education programs in the
20 area as prescribed by the Board. The Area Adult Education Plan
21 must be aligned with Title II of the federal Workforce
22 Innovation and Opportunity Act, the State Unified Plan, local
23 workforce boards, and one-stop activities and must include
24 involvement of the local Board-approved adult education
25 workforce board representative. The local adult education
26 workforce board representative is responsible for convening

1 Area Planning Council chairpersons in a local workforce area to
2 provide information regarding the development of the Area Adult
3 Education Plans and related federal Workforce Innovation and
4 Opportunity Act activities. If the Board finds that the annual
5 Area Adult Education Plan submitted by the Area Planning
6 Council meets the requirements of this amendatory Act of 1982
7 and the established standards and guidelines, the Board shall
8 approve the Plan. The approval of adult education programs by
9 the Board for reimbursement under Section 2-12.5 of the Public
10 Community College Act ~~10-22.20 of the School Code~~ shall be
11 based on the Adult Education Plan approved for the Area. The
12 Area Adult Education Plan must be approved prior to funding
13 being made available to an Area Planning Council district.

14 On or before March 1, 2002 and each year thereafter, the
15 Board shall submit an annual report to the Governor and the
16 General Assembly for adult education for the preceding school
17 year. The annual report shall include a summary of adult
18 education needs and programs; the number of students served,
19 federal Workforce Innovation and Opportunity Act activities,
20 high school equivalency information, credit hours or units of
21 instruction, performance data, total adult education
22 allocations, and State reimbursement for adult basic
23 education, adult secondary education, English language
24 acquisition, high school credit, integrated English literacy
25 and civics education, and bridge and integrated education and
26 training programs in coordination with ~~,~~ and vocational skills

1 ~~training programs~~; the criteria used for program approval; and
2 any recommendations.

3 (Source: P.A. 99-650, eff. 7-28-16.)

4 (105 ILCS 405/3-1) (from Ch. 122, par. 203-1)

5 Sec. 3-1. Apportionment for Adult Education Courses. Any
6 school district maintaining adult education classes for the
7 instruction of persons over 21 years of age and youths under 21
8 years of age whose schooling has been interrupted shall be
9 entitled to claim an apportionment in accordance with the
10 provisions of Section 10-22.20 of the School Code and Section
11 2-4 of this Act. Any public community college district
12 maintaining adult education classes for the instruction of
13 those persons who (i) are 16 years of age or older, are not
14 enrolled or required to be enrolled in a secondary school under
15 State law, and are basic-skills deficient, (ii) do not have a
16 secondary school diploma or its recognized equivalent and have
17 not achieved an equivalent level of education, or (iii) are an
18 English language learner ~~over 21 years of age and youths under~~
19 ~~21 years of age whose schooling has been interrupted~~ shall be
20 entitled to claim an apportionment in accordance with the
21 provisions of Section 2-16.02 of the Public Community College
22 Act.

23 Reimbursement as herein provided shall be limited to adult
24 basic education, adult secondary and high school equivalency
25 testing education, high school credit, literacy, English

1 language acquisition, integrated English literacy and civics
2 education, integrated education and training in coordination
3 with vocational skills training, and any other activities that
4 ~~to courses regularly accepted for graduation from elementary or~~
5 ~~high schools and for Americanization and high school~~
6 ~~equivalency testing review classes which~~ are approved by the
7 Board.

8 If the amount appropriated for this purpose is less than
9 the amount required under the provisions of this Section, the
10 apportionment for local districts shall be proportionately
11 reduced.

12 (Source: P.A. 98-718, eff. 1-1-15.)

13 (105 ILCS 405/2-1 rep.)

14 (105 ILCS 405/2-2 rep.)

15 (105 ILCS 405/3-2 rep.)

16 (105 ILCS 405/3-3 rep.)

17 Section 15. The Adult Education Act is amended by repealing
18 Sections 2-1, 2-2, 3-2, and 3-3.

19 (105 ILCS 410/Act rep.)

20 Section 20. The Adult Education Reporting Act is repealed.

21 Section 25. The Public Community College Act is amended by
22 changing Section 2-12 and by adding Section 2-12.5 as follows:

1 (110 ILCS 805/2-12) (from Ch. 122, par. 102-12)

2 Sec. 2-12. The State Board shall have the power and it
3 shall be its duty:

4 (a) To provide statewide planning for community
5 colleges as institutions of higher education and to
6 coordinate the programs, services and activities of all
7 community colleges in the State so as to encourage and
8 establish a system of locally initiated and administered
9 comprehensive community colleges.

10 (b) To organize and conduct feasibility surveys for new
11 community colleges or for the inclusion of existing
12 institutions as community colleges and the locating of new
13 institutions.

14 (c) (Blank).

15 (c-5) In collaboration with the community colleges, to
16 furnish information for State and federal accountability
17 purposes, promote student and institutional improvement,
18 and meet research needs.

19 (d) To cooperate with the community colleges in
20 collecting and maintaining student characteristics,
21 enrollment and completion data, faculty and staff
22 characteristics, financial data, admission standards,
23 qualification and certification of facilities, and any
24 other issues facing community colleges.

25 (e) To enter into contracts with other governmental
26 agencies and eligible providers, such as local educational

1 agencies, community-based organizations of demonstrated
2 effectiveness, volunteer literacy organizations of
3 demonstrated effectiveness, institutions of higher
4 education, public and private nonprofit agencies,
5 libraries, and public housing authorities; to accept
6 federal funds and to plan with other State agencies when
7 appropriate for the allocation of such federal funds for
8 instructional programs and student services including such
9 funds for adult education and literacy, vocational and
10 career and technical education, and retraining as may be
11 allocated by state and federal agencies for the aid of
12 community colleges. To receive, receipt for, hold in trust,
13 expend and administer, for all purposes of this Act, funds
14 and other aid made available by the federal government or
15 by other agencies public or private, subject to
16 appropriation by the General Assembly. The changes to this
17 subdivision (e) made by Public Act 91-830 ~~this amendatory~~
18 ~~Act of the 91st General Assembly~~ apply on and after July 1,
19 2001.

20 (f) To determine efficient and adequate standards for
21 community colleges for the physical plant, heating,
22 lighting, ventilation, sanitation, safety, equipment and
23 supplies, instruction and teaching, curriculum, library,
24 operation, maintenance, administration and supervision,
25 and to grant recognition certificates to community
26 colleges meeting such standards.

1 (g) To determine the standards for establishment of
2 community colleges and the proper location of the site in
3 relation to existing institutions of higher education
4 offering academic, occupational and technical training
5 curricula, possible enrollment, assessed valuation,
6 industrial, business, agricultural, and other conditions
7 reflecting educational needs in the area to be served;
8 however, no community college may be considered as being
9 recognized nor may the establishment of any community
10 college be authorized in any district which shall be deemed
11 inadequate for the maintenance, in accordance with the
12 desirable standards thus determined, of a community
13 college offering the basic subjects of general education
14 and suitable vocational and semiprofessional and technical
15 curricula.

16 (h) To approve or disapprove new units of instruction,
17 research or public service as defined in Section 3-25.1 of
18 this Act submitted by the boards of trustees of the
19 respective community college districts of this State. The
20 State Board may discontinue programs which fail to reflect
21 the educational needs of the area being served. The
22 community college district shall be granted 60 days
23 following the State Board staff recommendation and prior to
24 the State Board's action to respond to concerns regarding
25 the program in question. If the State Board acts to abolish
26 a community college program, the community college

1 district has a right to appeal the decision in accordance
2 with administrative rules promulgated by the State Board
3 under the provisions of the Illinois Administrative
4 Procedure Act.

5 (i) To review and approve or disapprove any contract or
6 agreement that community colleges enter into with any
7 organization, association, educational institution, or
8 government agency to provide educational services for
9 academic credit. The State Board is authorized to monitor
10 performance under any contract or agreement that is
11 approved by the State Board. If the State Board does not
12 approve a particular contract or agreement, the community
13 college district has a right to appeal the decision in
14 accordance with administrative rules promulgated by the
15 State Board under the provisions of the Illinois
16 Administrative Procedure Act. Nothing in this subdivision
17 ~~subsection~~ (i) shall be interpreted as applying to
18 collective bargaining agreements with any labor
19 organization.

20 (j) To establish guidelines regarding sabbatical
21 leaves.

22 (k) To establish guidelines for the admission into
23 special, appropriate programs conducted or created by
24 community colleges for elementary and secondary school
25 dropouts who have received truant status from the school
26 districts of this State in compliance with Section 26-14 of

1 the ~~The~~ School Code.

2 (l) (Blank).

3 (m) (Blank).

4 (n) To create and participate in the conduct and
5 operation of any corporation, joint venture, partnership,
6 association, or other organizational entity that has the
7 power: (i) to acquire land, buildings, and other capital
8 equipment for the use and benefit of the community colleges
9 or their students; (ii) to accept gifts and make grants for
10 the use and benefit of the community colleges or their
11 students; (iii) to aid in the instruction and education of
12 students of community colleges; and (iv) to promote
13 activities to acquaint members of the community with the
14 facilities of the various community colleges.

15 (o) ~~To On and after July 1, 2001, to~~ ensure the
16 effective teaching of adult learners ~~adults~~ and to prepare
17 them for success in employment and lifelong learning by
18 administering a network of providers, programs, and
19 services to provide classes for the instruction of those
20 individuals who (i) are 16 years of age or older, are not
21 enrolled or required to be enrolled in a secondary school
22 under State law, and are basic-skills deficient, (ii) do
23 not have a secondary school diploma or its recognized
24 equivalent and have not achieved an equivalent level of
25 education, or (iii) are an English language learner.
26 Classes in adult education may include adult basic

1 education, adult secondary and high school equivalency
2 testing education, high school credit, literacy, English
3 language acquisition, integrated education and training in
4 coordination with vocational skills training ~~English as a~~
5 ~~second language~~, and any other instruction designed to
6 prepare adult students to function successfully in society
7 and to experience success in postsecondary education and
8 employment.

9 (p) ~~To On and after July 1, 2001, to~~ supervise the
10 administration of adult education and literacy programs,
11 to establish the standards for such courses of instruction
12 and supervise the administration thereof, to contract with
13 other State and local agencies and eligible providers of
14 demonstrated effectiveness, such as local educational
15 agencies, community-based organizations, volunteer
16 literacy organizations, institutions of higher education,
17 public and private nonprofit agencies, libraries, public
18 housing authorities, and nonprofit ~~non-profit~~ institutions
19 for the purpose of promoting and establishing classes for
20 instruction under these programs, to contract with other
21 State and local agencies to accept and expend
22 appropriations for educational purposes to reimburse local
23 eligible providers for the cost of these programs, and to
24 establish an advisory council consisting of all categories
25 of eligible providers; agency partners, such as the State
26 Board of Education, the Department of Human Services, the

1 Department of Employment Security, the Department of
2 Commerce and Economic Opportunity, and the Secretary of
3 State literacy program; and other stakeholders to
4 identify, deliberate, and make recommendations to the
5 State Board on adult education policy and priorities. The
6 State Board shall support statewide geographic
7 distribution; diversity of eligible providers; and the
8 adequacy, stability, and predictability of funding so as
9 not to disrupt or diminish, but rather to enhance, adult
10 education and literacy services.

11 (Source: P.A. 99-655, eff. 7-28-16; 100-884, eff. 1-1-19;
12 revised 10-9-18.)

13 (110 ILCS 805/2-12.5 new)

14 Sec. 2-12.5. Classes for adults and youths whose schooling
15 has been interrupted.

16 (a) The State Board shall reimburse adult education
17 providers for approved expenses that are established and
18 determined by the State Board in compliance with the federal
19 Workforce Innovation and Opportunity Act and other State and
20 federal requirements. The State Board shall establish
21 standards to determine the cost of instruction, including any
22 other authorized incidental costs, which shall serve as the
23 basis of State reimbursement in accordance with the provisions
24 of this Section. In the approval of programs and the
25 determination of the cost of instruction, the State Board shall

1 provide for the maximum utilization of federal and State funds
2 for those programs. The State Board shall also provide for:

3 (1) the development of an index of need for program
4 planning and for area funding allocations, as defined by
5 the State Board;

6 (2) the method for calculating hours of instruction, as
7 defined by the State Board, claimable for reimbursement and
8 a method to phase in the calculation and for adjusting the
9 calculations in cases in which the services of a program
10 are interrupted due to circumstances beyond the control of
11 the program provider;

12 (3) a plan for the reallocation of funds to increase
13 the amount allocated for grants based upon program
14 performance; and

15 (4) the development of standards, programs, and
16 guidelines consistent with the federal Workforce
17 Innovation and Opportunity Act.

18 (b) For adult education instruction as listed under
19 subdivision (o) of Section 2-12, the maximum generation rate
20 for reimbursement per credit hour or per unit of instruction
21 shall be equal to the community college system reimbursement
22 rate for adult education divided by one-third.

23 (c) Upon its annual approval, the State Board shall provide
24 grants to eligible programs for activities to improve or expand
25 services under the federal Workforce Innovation and
26 Opportunity Act, Title II - Adult Education and Literacy.

1 Eligible programs shall be determined based upon competitive
2 processes and based on federal and State program
3 considerations, as set by the State Board.

4 (d) Reimbursement under this Section may not exceed the
5 actual costs of the approved program. Approved programs may
6 assess students, except those students receiving public aid
7 under the Illinois Public Aid Code, up to \$6.00 per credit hour
8 or unit of instruction, not to exceed \$30.00 per semester per
9 student, if needed to meet program costs.

10 (e) An education plan shall be established for each adult
11 learner who is participating in the instructional programs
12 provided under this Section.

13 (f) Each adult education provider shall keep an accurate
14 and detailed account of the students assigned to and receiving
15 instruction under this Section who are enrolled in classroom
16 instruction. Each adult education provider shall submit
17 reports of services provided as required by the State Board.

18 (g) For classes authorized under this Section, a credit
19 hour or unit of instruction is equal to 15 hours of direct
20 instruction for students enrolled in approved adult education
21 programs at midterm and making satisfactory progress, in
22 accordance with standards established by the State Board.

23 (h) If an approved adult education provider fails to
24 provide or is providing unsatisfactory or insufficient classes
25 under Section 2-12 and this Section, the State Board may enter
26 into agreements with other eligible providers.

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.