

HB2748



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB2748

Introduced 2/19/2021, by Rep. Suzanne Ness

SYNOPSIS AS INTRODUCED:

105 ILCS 5/14-1.02

from Ch. 122, par. 14-1.02

Amends the Children with Disabilities Article of the School Code. Provides that if a student turns 22 during the time in which the student's in-person instruction is suspended for a period of 3 months or more during the school year as a result of the COVID-19 pandemic, then the student is eligible for special education services through the end of the following school year (rather than being eligible for such services only until the day before the student's 22nd birthday). Effective immediately.

LRB102 05136 CMG 15157 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 Section
5 14-1.02 as follows:

6 (105 ILCS 5/14-1.02) (from Ch. 122, par. 14-1.02)

7 Sec. 14-1.02. Children with disabilities. "Children with
8 disabilities" means children between the ages of 3 and 21 for
9 whom it is determined, through definitions and procedures
10 described in the Illinois Rules and Regulations to Govern the
11 Organization and Administration of Special Education, that
12 special education services are needed. An eligible student who
13 requires continued public school educational experience to
14 facilitate his or her successful transition and integration
15 into adult life is eligible for such services through age 21,
16 inclusive, which, for purposes of this Article, means the day
17 before the student's 22nd birthday, unless the student turns
18 22 during the time in which the student's in-person
19 instruction is suspended for a period of 3 months or more
20 during the school year as a result of the COVID-19 pandemic, in
21 which case the student is eligible for such services through
22 the end of the following school year. An individualized
23 education program must be written and agreed upon by

1 appropriate school personnel and parents or their
2 representatives for any child receiving special education.

3 (Source: P.A. 95-14, eff. 7-16-07.)

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.