



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB2923

Introduced 2/19/2021, by Rep. Deanne M. Mazzochi

#### SYNOPSIS AS INTRODUCED:

105 ILCS 25/1.25 new

Amends the Interscholastic Athletic Organization Act. Provides that, notwithstanding the Illinois Emergency Management Agency Act, after a period of 60 days from the initiation of a disaster proclamation declaring a public health emergency, no proclamations or executive orders may be given effect by a scholastic association, athletic association, or other entity that has as one of its purposes promoting, sponsoring, regulating, or in any manner providing for interscholastic athletics or activities or any form of athletic competition or activity among schools and students within this State when setting interscholastic sports schedules or activities, unless the governing body for the interscholastic activity consents to the modifications or the governing body for the interscholastic activity makes specified findings relating to the participation of students. Makes changes concerning additional conditions for student participation, reporting to the Department of Public Health, and liability. Effective immediately.

LRB102 14866 NHT 20219 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 Interscholastic Athletic Organization Act  
5 is amended by adding Section 1.25 as follows:

6 (105 ILCS 25/1.25 new)

7 Sec. 1.25. Public health emergency.

8 (a) Notwithstanding any provision of Section 7 of the  
9 Illinois Emergency Management Agency Act, after a period of 60  
10 days from the initiation of a disaster proclamation declaring  
11 a public health emergency, no proclamations or executive  
12 orders may be given effect by a scholastic association,  
13 athletic association, or other entity that has as one of its  
14 purposes promoting, sponsoring, regulating, or in any manner  
15 providing for interscholastic athletics or activities or any  
16 form of athletic competition or activity among schools and  
17 students within this State when setting interscholastic sports  
18 schedules or activities, unless:

19 (1) the governing body for the interscholastic  
20 activity consents to the modifications; or

21 (2) the governing body for the interscholastic  
22 activity makes the following findings:

23 (A) participation by students in the

1 interscholastic activity can be accomplished with  
2 appropriate risk management protocols, including  
3 through compliance with recommendations made to the  
4 governing body by independent public health experts,  
5 as published in peer-reviewed medical literature, or  
6 in accordance with any other State or federal  
7 standards or guidelines; and

8 (B) either (i) students prevented from  
9 participating will be at a comparative disadvantage  
10 relative to students in other states when seeking  
11 scholastic and athletic opportunities in higher  
12 education, including, but not limited to, college  
13 athletic scholarships, academic scholarships, or  
14 dramatic or performing arts portfolio presentations,  
15 or (ii) the interscholastic activity will provide  
16 student health benefits that mitigate the risk of  
17 detrimental effects under the proclamation or  
18 executive order, including, but not limited to,  
19 physical and mental health effects.

20 (b) The governing body for the interscholastic activity  
21 may impose additional conditions for student participation  
22 under this Section, including, but not limited to, health and  
23 temperature checks and pre-activity and post-activity  
24 quarantines. In setting such conditions, the governing body  
25 shall consider questions of equity so that students from  
26 disadvantaged backgrounds are not unduly burdened by

1 additional requirements.

2 (c) The governing body for the interscholastic activity  
3 shall have the responsibility for ensuring accurate reporting  
4 of any infectious disease state to the Department of Public  
5 Health.

6 (d) A school district, school board member, school  
7 administrator, faculty member, staff, coach, or parent  
8 volunteer who oversees students participating in an  
9 interscholastic activity under this Section shall incur no  
10 liability associated with student participation in the  
11 interscholastic activity, except for willful or wanton conduct  
12 in disregarding the standards set by the governing body for  
13 the interscholastic activity.

14 Section 99. Effective date. This Act takes effect upon  
15 becoming law.