

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 Children and Family Services Act is amended
5 by changing Sections 8 and 35.10 as follows:

6 (20 ILCS 505/8) (from Ch. 23, par. 5008)

7 Sec. 8. Scholarships and fee waivers; tuition waiver.

8 (a) Each year the Department shall select a minimum of 53
9 students (at least 4 of whom shall be children of veterans) to
10 receive scholarships and fee waivers which will enable them to
11 attend and complete their post-secondary education at a
12 community college, university, or college. Youth shall be
13 selected from among the youth for whom the Department has
14 court-ordered legal responsibility, youth who aged out of care
15 at age 18 or older, or youth formerly under care who have been
16 adopted or who have been placed in private guardianship.
17 Recipients must have earned a high school diploma from an
18 accredited institution or a State of Illinois High School
19 Diploma ~~high school equivalency certificate~~ or diploma or have
20 met the State criteria for high school graduation before the
21 start of the school year for which they are applying for the
22 scholarship and waiver. Scholarships and fee waivers shall be
23 available to students for at least 5 years, provided they are

1 continuing to work toward graduation. Unused scholarship
2 dollars and fee waivers shall be reallocated to new
3 recipients. No later than January 1, 2015, the Department
4 shall promulgate rules identifying the criteria for
5 "continuing to work toward graduation" and for reallocating
6 unused scholarships and fee waivers. Selection shall be made
7 on the basis of several factors, including, but not limited
8 to, scholastic record, aptitude, and general interest in
9 higher education. The selection committee shall include at
10 least 2 individuals formerly under the care of the Department
11 who have completed their post-secondary education. In
12 accordance with this Act, tuition scholarships and fee waivers
13 shall be available to such students at any university or
14 college maintained by the State of Illinois. The Department
15 shall provide maintenance and school expenses, except tuition
16 and fees, during the academic years to supplement the
17 students' earnings or other resources so long as they
18 consistently maintain scholastic records which are acceptable
19 to their schools and to the Department. Students may attend
20 other colleges and universities, if scholarships are awarded
21 them, and receive the same benefits for maintenance and other
22 expenses as those students attending any Illinois State
23 community college, university, or college under this Section.
24 Beginning with recipients receiving scholarships and waivers
25 in August 2014, the Department shall collect data and report
26 annually to the General Assembly on measures of success,

1 including (i) the number of youth applying for and receiving
2 scholarships or waivers, (ii) the percentage of scholarship or
3 waiver recipients who complete their college or university
4 degree within 5 years, (iii) the average length of time it
5 takes for scholarship or waiver recipients to complete their
6 college or university degree, (iv) the reasons that
7 scholarship or waiver recipients are discharged or fail to
8 complete their college or university degree, (v) when
9 available, youths' outcomes 5 years and 10 years after being
10 awarded the scholarships or waivers, and (vi) budget
11 allocations for maintenance and school expenses incurred by
12 the Department.

13 (b) Youth shall receive a tuition and fee waiver to assist
14 them in attending and completing their post-secondary
15 education at any community college, university, or college
16 maintained by the State of Illinois if they are youth for whom
17 the Department has court-ordered legal responsibility, youth
18 who aged out of care at age 18 or older, or youth formerly
19 under care who have been adopted and were the subject of an
20 adoption assistance agreement or who have been placed in
21 private guardianship and were the subject of a subsidized
22 guardianship agreement.

23 To receive a waiver under this subsection, an applicant
24 must:

25 (1) have earned a high school diploma from an
26 accredited institution or a State of Illinois High School

1 Diploma ~~high school equivalency certificate~~ or have met
2 the State criteria for high school graduation before the
3 start of the school year for which the applicant is
4 applying for the waiver;

5 (2) enroll in a qualifying post-secondary education
6 before the applicant reaches the age of 26; and

7 (3) apply for federal and State grant assistance by
8 completing the Free Application for Federal Student Aid.

9 The community college or public university that an
10 applicant attends must waive any tuition and fee amounts that
11 exceed the amounts paid to the applicant under the federal
12 Pell Grant Program or the State's Monetary Award Program.

13 Tuition and fee waivers shall be available to a student
14 for at least the first 5 years the student is enrolled in a
15 community college, university, or college maintained by the
16 State of Illinois so long as the student makes satisfactory
17 progress toward completing his or her degree. The age
18 requirement and 5-year cap on tuition and fee waivers under
19 this subsection shall be waived and eligibility for tuition
20 and fee waivers shall be extended for any applicant or student
21 who the Department determines was unable to enroll in a
22 qualifying post-secondary school or complete an academic term
23 because the applicant or student: (i) was called into active
24 duty with the United States Armed Forces; (ii) was deployed
25 for service in the United States Public Health Service
26 Commissioned Corps; or (iii) volunteered in the Peace Corps or

1 the AmeriCorps. The Department shall extend eligibility for a
2 qualifying applicant or student by the total number of months
3 or years during which the applicant or student served on
4 active duty with the United States Armed Forces, was deployed
5 for service in the United States Public Health Service
6 Commissioned Corps, or volunteered in the Peace Corps or the
7 AmeriCorps. The number of months an applicant or student
8 served on active duty with the United States Armed Forces
9 shall be rounded up to the next higher year to determine the
10 maximum length of time to extend eligibility for the applicant
11 or student.

12 The Department may provide the student with a stipend to
13 cover maintenance and school expenses, except tuition and
14 fees, during the academic years to supplement the student's
15 earnings or other resources so long as the student
16 consistently maintains scholastic records which are acceptable
17 to the student's school and to the Department.

18 The Department shall develop outreach programs to ensure
19 that youths who qualify for the tuition and fee waivers under
20 this subsection who are high school students in grades 9
21 through 12 or who are enrolled in a high school equivalency
22 testing program are aware of the availability of the tuition
23 and fee waivers.

24 (c) Subject to appropriation, the Department shall provide
25 eligible youth an apprenticeship stipend to cover those costs
26 associated with entering and sustaining through completion an

1 apprenticeship, including, but not limited to fees, tuition
2 for classes, work clothes, rain gear, boots, and
3 occupation-specific tools. The following youth may be eligible
4 for the apprenticeship stipend provided under this subsection:
5 youth for whom the Department has court-ordered legal
6 responsibility; youth who aged out of care at age 18 or older;
7 or youth formerly under care who have been adopted and were the
8 subject of an adoption assistance agreement or who have been
9 placed in private guardianship and were the subject of a
10 subsidized guardianship agreement.

11 To receive a stipend under this subsection, an applicant
12 must:

13 (1) be enrolled in an apprenticeship training program
14 approved or recognized by the Illinois Department of
15 Employment Security or an apprenticeship program approved
16 by the United States Department of Labor;

17 (2) not be a recipient of a scholarship or fee waiver
18 under subsection (a) or (b); and

19 (3) be under the age of 26 before enrolling in a
20 qualified apprenticeship program.

21 Apprenticeship stipends shall be available to an eligible
22 youth for a maximum of 5 years after the youth enrolls in a
23 qualifying apprenticeship program so long as the youth makes
24 satisfactory progress toward completing his or her
25 apprenticeship. The age requirement and 5-year cap on the
26 apprenticeship stipend provided under this subsection shall be

1 extended for any applicant who the Department determines was
2 unable to enroll in a qualifying apprenticeship program
3 because the applicant: (i) was called into active duty with
4 the United States Armed Forces; (ii) was deployed for service
5 in the United States Public Health Service Commissioned Corps;
6 or (iii) volunteered in the Peace Corps or the AmeriCorps. The
7 Department shall extend eligibility for a qualifying applicant
8 by the total number of months or years during which the
9 applicant served on active duty with the United States Armed
10 Forces, was deployed for service in the United States Public
11 Health Service Commissioned Corps, or volunteered in the Peace
12 Corps or the AmeriCorps. The number of months an applicant
13 served on active duty with the United States Armed Forces
14 shall be rounded up to the next higher year to determine the
15 maximum length of time to extend eligibility for the
16 applicant.

17 The Department shall develop outreach programs to ensure
18 that youths who qualify for the apprenticeship stipends under
19 this subsection who are high school students in grades 9
20 through 12 or who are enrolled in a high school equivalency
21 testing program are aware of the availability of the
22 apprenticeship stipend.

23 (Source: P.A. 100-1045, eff. 1-1-19; 101-558, eff. 1-1-20.)

24 (20 ILCS 505/35.10)

25 Sec. 35.10. Documents necessary for adult living. The

1 Department shall assist a youth in care in identifying and
2 obtaining documents necessary to function as an independent
3 adult prior to the closure of the youth's case to terminate
4 wardship as provided in Section 2-31 of the Juvenile Court Act
5 of 1987. These necessary documents shall include, but not be
6 limited to, any of the following:

7 (1) State identification card or driver's license.

8 (2) Social Security card.

9 (3) Medical records, including, but not limited to,
10 health passport, dental records, immunization records,
11 name and contact information for all current medical,
12 dental, and mental health providers, and a signed
13 certification that the Department provided the youth with
14 education on executing a healthcare power of attorney.

15 (4) Medicaid card or other health eligibility
16 documentation.

17 (5) Certified copy of birth certificate.

18 (6) Any applicable religious documents.

19 (7) Voter registration card.

20 (8) Immigration, citizenship, or naturalization
21 documentation, if applicable.

22 (9) Death certificates of parents, if applicable.

23 (10) Life book or compilation of personal history and
24 photographs.

25 (11) List of known relatives with relationships,
26 addresses, telephone numbers, and other contact

1 information, with the permission of the involved relative.

2 (12) Resume.

3 (13) Educational records, including list of schools
4 attended, and transcript, high school diploma, or State of
5 Illinois High School Diploma ~~high school equivalency~~
6 ~~certificate~~.

7 (14) List of placements while in care.

8 (15) List of community resources with referral
9 information, including the Midwest Adoption Center for
10 search and reunion services for former youth in care,
11 whether or not they were adopted, and the Illinois Chapter
12 of Foster Care Alumni of America.

13 (16) All documents necessary to complete a Free
14 Application for Federal Student Aid form, if applicable,
15 or an application for State financial aid.

16 If a court determines that a youth in care no longer requires
17 wardship of the court and orders the wardship terminated and
18 all proceedings under the Juvenile Court Act of 1987
19 respecting the youth in care finally closed and discharged,
20 the Department shall ensure that the youth in care receives a
21 copy of the court's order.

22 (Source: P.A. 102-70, eff. 1-1-22.)

23 Section 10. The Illinois Youthbuild Act is amended by
24 changing Section 25 as follows:

1 (20 ILCS 1315/25)

2 Sec. 25. Eligible participants. Eligible participants are
3 youth 16 to 24 years old who are economically disadvantaged as
4 defined in United States Code, Title 29, Section 1503, and who
5 are part of one of the following groups:

6 (a) Persons who are not attending any school and have
7 not received a secondary school diploma or its equivalent.

8 (b) Persons currently enrolled in a traditional or
9 alternative school setting or a high school equivalency
10 testing program and who are in danger of dropping out of
11 school.

12 (c) A member of a low-income family, a youth in foster
13 care (including a youth aging-out of foster care), a youth
14 offender, a youth with a disability, a child of
15 incarcerated parents, or a migrant youth.

16 Not more than 25% of the participants in the program may be
17 individuals who do not meet the requirements of subsections
18 (a) or (b), but who are deficient in basic skills despite
19 having attained a secondary school diploma, State of Illinois
20 High School Diploma ~~high school equivalency certificate~~, or
21 other State-recognized equivalent, or who have been referred
22 by a local secondary school for participation in a Youthbuild
23 program leading to the attainment of a secondary school
24 diploma.

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

1 Section 15. The Mental Health and Developmental
2 Disabilities Administrative Act is amended by changing Section
3 15.4 as follows:

4 (20 ILCS 1705/15.4)

5 Sec. 15.4. Authorization for nursing delegation to permit
6 direct care staff to administer medications.

7 (a) This Section applies to (i) all residential programs
8 for persons with a developmental disability in settings of 16
9 persons or fewer that are funded or licensed by the Department
10 of Human Services and that distribute or administer
11 medications, (ii) all intermediate care facilities for persons
12 with developmental disabilities with 16 beds or fewer that are
13 licensed by the Department of Public Health, and (iii) all day
14 programs certified to serve persons with developmental
15 disabilities by the Department of Human Services. The
16 Department of Human Services shall develop a training program
17 for authorized direct care staff to administer medications
18 under the supervision and monitoring of a registered
19 professional nurse. The training program for authorized direct
20 care staff shall include educational and oversight components
21 for staff who work in day programs that are similar to those
22 for staff who work in residential programs. This training
23 program shall be developed in consultation with professional
24 associations representing (i) physicians licensed to practice
25 medicine in all its branches, (ii) registered professional

1 nurses, and (iii) pharmacists.

2 (b) For the purposes of this Section:

3 "Authorized direct care staff" means non-licensed persons
4 who have successfully completed a medication administration
5 training program approved by the Department of Human Services
6 and conducted by a nurse-trainer. This authorization is
7 specific to an individual receiving service in a specific
8 agency and does not transfer to another agency.

9 "Medications" means oral and topical medications, insulin
10 in an injectable form, oxygen, epinephrine auto-injectors, and
11 vaginal and rectal creams and suppositories. "Oral" includes
12 inhalants and medications administered through enteral tubes,
13 utilizing aseptic technique. "Topical" includes eye, ear, and
14 nasal medications. Any controlled substances must be packaged
15 specifically for an identified individual.

16 "Insulin in an injectable form" means a subcutaneous
17 injection via an insulin pen pre-filled by the manufacturer.
18 Authorized direct care staff may administer insulin, as
19 ordered by a physician, advanced practice registered nurse, or
20 physician assistant, if: (i) the staff has successfully
21 completed a Department-approved advanced training program
22 specific to insulin administration developed in consultation
23 with professional associations listed in subsection (a) of
24 this Section, and (ii) the staff consults with the registered
25 nurse, prior to administration, of any insulin dose that is
26 determined based on a blood glucose test result. The

1 authorized direct care staff shall not: (i) calculate the
2 insulin dosage needed when the dose is dependent upon a blood
3 glucose test result, or (ii) administer insulin to individuals
4 who require blood glucose monitoring greater than 3 times
5 daily, unless directed to do so by the registered nurse.

6 "Nurse-trainer training program" means a standardized,
7 competency-based medication administration train-the-trainer
8 program provided by the Department of Human Services and
9 conducted by a Department of Human Services master
10 nurse-trainer for the purpose of training nurse-trainers to
11 train persons employed or under contract to provide direct
12 care or treatment to individuals receiving services to
13 administer medications and provide self-administration of
14 medication training to individuals under the supervision and
15 monitoring of the nurse-trainer. The program incorporates
16 adult learning styles, teaching strategies, classroom
17 management, and a curriculum overview, including the ethical
18 and legal aspects of supervising those administering
19 medications.

20 "Self-administration of medications" means an individual
21 administers his or her own medications. To be considered
22 capable to self-administer their own medication, individuals
23 must, at a minimum, be able to identify their medication by
24 size, shape, or color, know when they should take the
25 medication, and know the amount of medication to be taken each
26 time.

1 "Training program" means a standardized medication
2 administration training program approved by the Department of
3 Human Services and conducted by a registered professional
4 nurse for the purpose of training persons employed or under
5 contract to provide direct care or treatment to individuals
6 receiving services to administer medications and provide
7 self-administration of medication training to individuals
8 under the delegation and supervision of a nurse-trainer. The
9 program incorporates adult learning styles, teaching
10 strategies, classroom management, curriculum overview,
11 including ethical-legal aspects, and standardized
12 competency-based evaluations on administration of medications
13 and self-administration of medication training programs.

14 (c) Training and authorization of non-licensed direct care
15 staff by nurse-trainers must meet the requirements of this
16 subsection.

17 (1) Prior to training non-licensed direct care staff
18 to administer medication, the nurse-trainer shall perform
19 the following for each individual to whom medication will
20 be administered by non-licensed direct care staff:

21 (A) An assessment of the individual's health
22 history and physical and mental status.

23 (B) An evaluation of the medications prescribed.

24 (2) Non-licensed authorized direct care staff shall
25 meet the following criteria:

26 (A) Be 18 years of age or older.

1 (B) Have completed high school or have a State of
2 Illinois High School Diploma ~~high school equivalency~~
3 ~~certificate~~.

4 (C) Have demonstrated functional literacy.

5 (D) Have satisfactorily completed the Health and
6 Safety component of a Department of Human Services
7 authorized direct care staff training program.

8 (E) Have successfully completed the training
9 program, pass the written portion of the comprehensive
10 exam, and score 100% on the competency-based
11 assessment specific to the individual and his or her
12 medications.

13 (F) Have received additional competency-based
14 assessment by the nurse-trainer as deemed necessary by
15 the nurse-trainer whenever a change of medication
16 occurs or a new individual that requires medication
17 administration enters the program.

18 (3) Authorized direct care staff shall be re-evaluated
19 by a nurse-trainer at least annually or more frequently at
20 the discretion of the registered professional nurse. Any
21 necessary retraining shall be to the extent that is
22 necessary to ensure competency of the authorized direct
23 care staff to administer medication.

24 (4) Authorization of direct care staff to administer
25 medication shall be revoked if, in the opinion of the
26 registered professional nurse, the authorized direct care

1 staff is no longer competent to administer medication.

2 (5) The registered professional nurse shall assess an
3 individual's health status at least annually or more
4 frequently at the discretion of the registered
5 professional nurse.

6 (d) Medication self-administration shall meet the
7 following requirements:

8 (1) As part of the normalization process, in order for
9 each individual to attain the highest possible level of
10 independent functioning, all individuals shall be
11 permitted to participate in their total health care
12 program. This program shall include, but not be limited
13 to, individual training in preventive health and
14 self-medication procedures.

15 (A) Every program shall adopt written policies and
16 procedures for assisting individuals in obtaining
17 preventative health and self-medication skills in
18 consultation with a registered professional nurse,
19 advanced practice registered nurse, physician
20 assistant, or physician licensed to practice medicine
21 in all its branches.

22 (B) Individuals shall be evaluated to determine
23 their ability to self-medicate by the nurse-trainer
24 through the use of the Department's required,
25 standardized screening and assessment instruments.

26 (C) When the results of the screening and

1 assessment indicate an individual not to be capable to
2 self-administer his or her own medications, programs
3 shall be developed in consultation with the Community
4 Support Team or Interdisciplinary Team to provide
5 individuals with self-medication administration.

6 (2) Each individual shall be presumed to be competent
7 to self-administer medications if:

8 (A) authorized by an order of a physician licensed
9 to practice medicine in all its branches, an advanced
10 practice registered nurse, or a physician assistant;
11 and

12 (B) approved to self-administer medication by the
13 individual's Community Support Team or
14 Interdisciplinary Team, which includes a registered
15 professional nurse or an advanced practice registered
16 nurse.

17 (e) Quality Assurance.

18 (1) A registered professional nurse, advanced practice
19 registered nurse, licensed practical nurse, physician
20 licensed to practice medicine in all its branches,
21 physician assistant, or pharmacist shall review the
22 following for all individuals:

23 (A) Medication orders.

24 (B) Medication labels, including medications
25 listed on the medication administration record for
26 persons who are not self-medicating to ensure the

1 labels match the orders issued by the physician
2 licensed to practice medicine in all its branches,
3 advanced practice registered nurse, or physician
4 assistant.

5 (C) Medication administration records for persons
6 who are not self-medicating to ensure that the records
7 are completed appropriately for:

8 (i) medication administered as prescribed;

9 (ii) refusal by the individual; and

10 (iii) full signatures provided for all
11 initials used.

12 (2) Reviews shall occur at least quarterly, but may be
13 done more frequently at the discretion of the registered
14 professional nurse or advanced practice registered nurse.

15 (3) A quality assurance review of medication errors
16 and data collection for the purpose of monitoring and
17 recommending corrective action shall be conducted within 7
18 days and included in the required annual review.

19 (f) Programs using authorized direct care staff to
20 administer medications are responsible for documenting and
21 maintaining records on the training that is completed.

22 (g) The absence of this training program constitutes a
23 threat to the public interest, safety, and welfare and
24 necessitates emergency rulemaking by the Departments of Human
25 Services and Public Health under Section 5-45 of the Illinois
26 Administrative Procedure Act.

1 (h) Direct care staff who fail to qualify for delegated
2 authority to administer medications pursuant to the provisions
3 of this Section shall be given additional education and
4 testing to meet criteria for delegation authority to
5 administer medications. Any direct care staff person who fails
6 to qualify as an authorized direct care staff after initial
7 training and testing must within 3 months be given another
8 opportunity for retraining and retesting. A direct care staff
9 person who fails to meet criteria for delegated authority to
10 administer medication, including, but not limited to, failure
11 of the written test on 2 occasions shall be given
12 consideration for shift transfer or reassignment, if possible.
13 No employee shall be terminated for failure to qualify during
14 the 3-month time period following initial testing. Refusal to
15 complete training and testing required by this Section may be
16 grounds for immediate dismissal.

17 (i) No authorized direct care staff person delegated to
18 administer medication shall be subject to suspension or
19 discharge for errors resulting from the staff person's acts or
20 omissions when performing the functions unless the staff
21 person's actions or omissions constitute willful and wanton
22 conduct. Nothing in this subsection is intended to supersede
23 paragraph (4) of subsection (c).

24 (j) A registered professional nurse, advanced practice
25 registered nurse, physician licensed to practice medicine in
26 all its branches, or physician assistant shall be on duty or on

1 call at all times in any program covered by this Section.

2 (k) The employer shall be responsible for maintaining
3 liability insurance for any program covered by this Section.

4 (l) Any direct care staff person who qualifies as
5 authorized direct care staff pursuant to this Section shall be
6 granted consideration for a one-time additional salary
7 differential. The Department shall determine and provide the
8 necessary funding for the differential in the base. This
9 subsection (l) is inoperative on and after June 30, 2000.

10 (Source: P.A. 99-78, eff. 7-20-15; 99-143, eff. 7-27-15;
11 99-581, eff. 1-1-17; 100-50, eff. 1-1-18; 100-513, eff.
12 1-1-18; 100-863, eff. 8-14-18.)

13 Section 20. The School Code is amended by changing
14 Sections 3-15.12, 13-40, and 26-2 as follows:

15 (105 ILCS 5/3-15.12) (from Ch. 122, par. 3-15.12)

16 Sec. 3-15.12. High school equivalency. The regional
17 superintendent of schools and the Illinois Community College
18 Board shall make available for qualified individuals residing
19 within the region a High School Equivalency Testing Program
20 and alternative methods of credentialing, as identified under
21 this Section. For that purpose the regional superintendent
22 alone or with other regional superintendents may establish and
23 supervise a testing center or centers to administer the secure
24 forms for high school equivalency testing to qualified

1 persons. Such centers shall be under the supervision of the
2 regional superintendent in whose region such centers are
3 located, subject to the approval of the Executive Director of
4 the Illinois Community College Board. The Illinois Community
5 College Board shall also establish criteria and make available
6 alternative methods of credentialing throughout the State.

7 An individual is eligible to apply to the regional
8 superintendent of schools for the region in which he or she
9 resides if he or she is: (a) a person who is 17 years of age or
10 older, has maintained residence in the State of Illinois, and
11 is not a high school graduate; (b) a person who is successfully
12 completing an alternative education program under Section
13 2-3.81, Article 13A, or Article 13B; or (c) a person who is
14 enrolled in a youth education program sponsored by the
15 Illinois National Guard. For purposes of this Section,
16 residence is that abode which the applicant considers his or
17 her home. Applicants may provide as sufficient proof of such
18 residence and as an acceptable form of identification a
19 driver's license, valid passport, military ID, or other form
20 of government-issued national or foreign identification that
21 shows the applicant's name, address, date of birth, signature,
22 and photograph or other acceptable identification as may be
23 allowed by law or as regulated by the Illinois Community
24 College Board. Such regional superintendent shall determine if
25 the applicant meets statutory and regulatory state standards.

26 If qualified the applicant shall at the time of such

1 application pay a fee established by the Illinois Community
2 College Board, which fee shall be paid into a special fund
3 under the control and supervision of the regional
4 superintendent. Such moneys received by the regional
5 superintendent shall be used, first, for the expenses incurred
6 in administering and scoring the examination, and next for
7 other educational programs that are developed and designed by
8 the regional superintendent of schools to assist those who
9 successfully complete high school equivalency testing or meet
10 the criteria for alternative methods of credentialing in
11 furthering their academic development or their ability to
12 secure and retain gainful employment, including programs for
13 the competitive award based on test scores of college or adult
14 education scholarship grants or similar educational
15 incentives. Any excess moneys shall be paid into the institute
16 fund.

17 Any applicant who has achieved the minimum passing
18 standards as established by the Illinois Community College
19 Board shall be notified in writing by the regional
20 superintendent and shall be issued a State of Illinois High
21 School Diploma ~~high school equivalency certificate~~ on the
22 forms provided by the Illinois Community College Board. The
23 regional superintendent shall then certify to the Illinois
24 Community College Board the score of the applicant and such
25 other and additional information that may be required by the
26 Illinois Community College Board. The moneys received

1 therefrom shall be used in the same manner as provided for in
2 this Section.

3 The Illinois Community College Board shall establish
4 alternative methods of credentialing for the issuance of a
5 State of Illinois High School Diploma ~~high school equivalency~~
6 ~~certification~~. In addition to high school equivalency testing,
7 the following alternative methods of receiving a State of
8 Illinois High School Diploma ~~high school equivalency~~
9 ~~credential~~ shall be made available to qualified individuals on
10 or after January 1, 2018:

11 (A) High School Equivalency based on High School
12 Credit. A qualified candidate may petition to have his or
13 her high school transcripts evaluated to determine what
14 the candidate needs to meet criteria as established by the
15 Illinois Community College Board.

16 (B) High School Equivalency based on Post-Secondary
17 Credit. A qualified candidate may petition to have his or
18 her post-secondary transcripts evaluated to determine what
19 the candidate needs to meet criteria established by the
20 Illinois Community College Board.

21 (C) High School Equivalency based on a Foreign
22 Diploma. A qualified candidate may petition to have his or
23 her foreign high school or post-secondary transcripts
24 evaluated to determine what the candidate needs to meet
25 criteria established by the Illinois Community College
26 Board.

1 (D) High School Equivalency based on Completion of a
2 Competency-Based Program as approved by the Illinois
3 Community College Board. The Illinois Community College
4 Board shall establish guidelines for competency-based high
5 school equivalency programs.

6 Any applicant who has attained the age of 17 years and
7 maintained residence in the State of Illinois and is not a high
8 school graduate, any person who has enrolled in a youth
9 education program sponsored by the Illinois National Guard, or
10 any person who has successfully completed an alternative
11 education program under Section 2-3.81, Article 13A, or
12 Article 13B is eligible to apply for a State of Illinois High
13 School Diploma ~~high school equivalency certificate~~ (if he or
14 she meets the requirements prescribed by the Illinois
15 Community College Board) upon showing evidence that he or she
16 has completed, successfully, high school equivalency testing,
17 administered by the United States Armed Forces Institute,
18 official high school equivalency testing centers established
19 in other states, Veterans' Administration Hospitals, or the
20 office of the State Superintendent of Education for the
21 Illinois State Penitentiary System and the Department of
22 Corrections. Such applicant shall apply to the regional
23 superintendent of the region wherein he or she has maintained
24 residence, and, upon payment of a fee established by the
25 Illinois Community College Board, the regional superintendent
26 shall issue a State of Illinois High School Diploma ~~high~~

1 ~~school equivalency certificate~~ and immediately thereafter
2 certify to the Illinois Community College Board the score of
3 the applicant and such other and additional information as may
4 be required by the Illinois Community College Board.

5 Notwithstanding the provisions of this Section, any
6 applicant who has been out of school for at least one year may
7 request the regional superintendent of schools to administer
8 restricted high school equivalency testing upon written
9 request of: the director of a program who certifies to the
10 Chief Examiner of an official high school equivalency testing
11 center that the applicant has completed a program of
12 instruction provided by such agencies as the Job Corps, the
13 Postal Service Academy, or an apprenticeship training program;
14 an employer or program director for purposes of entry into
15 apprenticeship programs; another state's department of
16 education in order to meet regulations established by that
17 department of education; or a post high school educational
18 institution for purposes of admission, the Department of
19 Financial and Professional Regulation for licensing purposes,
20 or the Armed Forces for induction purposes. The regional
21 superintendent shall administer such testing, and the
22 applicant shall be notified in writing that he or she is
23 eligible to receive a State of Illinois High School Diploma
24 ~~high school equivalency certificate~~ upon reaching age 17,
25 provided he or she meets the standards established by the
26 Illinois Community College Board.

1 Any test administered under this Section to an applicant
2 who does not speak and understand English may at the
3 discretion of the administering agency be given and answered
4 in any language in which the test is printed. The regional
5 superintendent of schools may waive any fees required by this
6 Section in case of hardship. The regional superintendent of
7 schools and the Illinois Community College Board shall waive
8 any fees required by this Section for an applicant who meets
9 all of the following criteria:

10 (1) The applicant qualifies as a homeless person,
11 child, or youth as defined in the Education for Homeless
12 Children Act.

13 (2) The applicant has not attained 25 years of age as
14 of the date of the scheduled test.

15 (3) The applicant can verify his or her status as a
16 homeless person, child, or youth. A homeless services
17 provider that is qualified to verify an individual's
18 housing status, as determined by the Illinois Community
19 College Board, and that has knowledge of the applicant's
20 housing status may verify the applicant's status for
21 purposes of this subdivision (3).

22 (4) The applicant has completed a high school
23 equivalency preparation course through an Illinois
24 Community College Board-approved provider.

25 (5) The applicant is taking the test at a testing
26 center operated by a regional superintendent of schools or

1 the Cook County High School Equivalency Office.

2 In counties of over 3,000,000 population, a State of
3 Illinois High School Diploma ~~high school equivalency~~
4 ~~certificate~~ shall contain the signatures of the Executive
5 Director of the Illinois Community College Board and the
6 superintendent, president, or other chief executive officer of
7 the institution where high school equivalency testing
8 instruction occurred and any other signatures authorized by
9 the Illinois Community College Board.

10 The regional superintendent of schools shall furnish the
11 Illinois Community College Board with any information that the
12 Illinois Community College Board requests with regard to
13 testing and diplomas ~~certificates~~ under this Section.

14 A State of Illinois High School Diploma is a recognized
15 high school equivalency certificate for purposes of
16 reciprocity with other states. A high school equivalency
17 certificate from another state is equivalent to a State of
18 Illinois High School Diploma.

19 (Source: P.A. 99-78, eff. 7-20-15; 99-742, eff. 1-1-17;
20 100-130, eff. 1-1-18.)

21 (105 ILCS 5/13-40) (from Ch. 122, par. 13-40)

22 Sec. 13-40. To increase the effectiveness of the
23 Department of Juvenile Justice and thereby to better serve the
24 interests of the people of Illinois the following bill is
25 presented.

1 Its purpose is to enhance the quality and scope of
2 education for inmates and wards within the Department of
3 Juvenile Justice so that they will be better motivated and
4 better equipped to restore themselves to constructive and law
5 abiding lives in the community. The specific measure sought is
6 the creation of a school district within the Department so
7 that its educational programs can meet the needs of persons
8 committed and so the resources of public education at the
9 state and federal levels are best used, all of the same being
10 contemplated within the provisions of the Illinois State
11 Constitution of 1970 which provides that "A fundamental goal
12 of the People of the State is the educational development of
13 all persons to the limits of their capacities." Therefore, on
14 July 1, 2006, the Department of Corrections school district
15 shall be transferred to the Department of Juvenile Justice. It
16 shall be responsible for the education of youth within the
17 Department of Juvenile Justice and inmates age 21 or under
18 within the Department of Corrections who have not yet earned a
19 high school diploma or a State of Illinois High School Diploma
20 ~~high school equivalency certificate~~, and the district may
21 establish primary, secondary, vocational, adult, special, and
22 advanced educational schools as provided in this Act. The
23 Department of Corrections retains authority as provided for in
24 subsection (d) of Section 3-6-2 of the Unified Code of
25 Corrections. The Board of Education for this district shall
26 with the aid and advice of professional educational personnel

1 of the Department of Juvenile Justice and the State Board of
2 Education determine the needs and type of schools and the
3 curriculum for each school within the school district and may
4 proceed to establish the same through existing means within
5 present and future appropriations, federal and state school
6 funds, vocational rehabilitation grants and funds and all
7 other funds, gifts and grants, private or public, including
8 federal funds, but not exclusive to the said sources but
9 inclusive of all funds which might be available for school
10 purposes.

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

12 (105 ILCS 5/26-2) (from Ch. 122, par. 26-2)

13 Sec. 26-2. Enrolled pupils not of compulsory school age.

14 (a) For school years before the 2014-2015 school year, any
15 person having custody or control of a child who is below the
16 age of 7 years or is 17 years of age or above and who is
17 enrolled in any of grades kindergarten through 12 in the
18 public school shall cause him to attend the public school in
19 the district wherein he resides when it is in session during
20 the regular school term, unless he is excused under paragraph
21 2, 3, 4, 5, or 6 of Section 26-1. Beginning with the 2014-2015
22 school year, any person having custody or control of a child
23 who is below the age of 6 years or is 17 years of age or above
24 and who is enrolled in any of grades kindergarten through 12 in
25 the public school shall cause the child to attend the public

1 school in the district wherein he or she resides when it is in
2 session during the regular school term, unless the child is
3 excused under paragraph 2, 3, 4, 5, or 6 of Section 26-1 of
4 this Code.

5 (b) A school district shall deny reenrollment in its
6 secondary schools to any child 19 years of age or above who has
7 dropped out of school and who could not, because of age and
8 lack of credits, attend classes during the normal school year
9 and graduate before his or her twenty-first birthday. A
10 district may, however, enroll the child in a graduation
11 incentives program under Section 26-16 of this Code or an
12 alternative learning opportunities program established under
13 Article 13B. No child shall be denied reenrollment for the
14 above reasons unless the school district first offers the
15 child due process as required in cases of expulsion under
16 Section 10-22.6. If a child is denied reenrollment after being
17 provided with due process, the school district must provide
18 counseling to that child and must direct that child to
19 alternative educational programs, including adult education
20 programs, that lead to graduation or receipt of a State of
21 Illinois High School Diploma ~~high school equivalency~~
22 ~~certificate~~.

23 (c) A school or school district may deny enrollment to a
24 student 17 years of age or older for one semester for failure
25 to meet minimum attendance standards if all of the following
26 conditions are met:

1 (1) The student was absent without valid cause for 20%
2 or more of the attendance days in the semester immediately
3 prior to the current semester.

4 (2) The student and the student's parent or guardian
5 are given written notice warning that the student is
6 subject to denial from enrollment for one semester unless
7 the student is absent without valid cause less than 20% of
8 the attendance days in the current semester.

9 (3) The student's parent or guardian is provided with
10 the right to appeal the notice, as determined by the State
11 Board of Education in accordance with due process.

12 (4) The student is provided with attendance
13 remediation services, including without limitation
14 assessment, counseling, and support services.

15 (5) The student is absent without valid cause for 20%
16 or more of the attendance days in the current semester.

17 A school or school district may not deny enrollment to a
18 student (or reenrollment to a dropout) who is at least 17 years
19 of age or older but below 19 years for more than one
20 consecutive semester for failure to meet attendance standards.

21 (d) No child may be denied reenrollment under this Section
22 in violation of the federal Individuals with Disabilities
23 Education Act or the Americans with Disabilities Act.

24 (e) In this subsection (e), "reenrolled student" means a
25 dropout who has reenrolled full-time in a public school. Each
26 school district shall identify, track, and report on the

1 educational progress and outcomes of reenrolled students as a
2 subset of the district's required reporting on all
3 enrollments. A reenrolled student who again drops out must not
4 be counted again against a district's dropout rate performance
5 measure. The State Board of Education shall set performance
6 standards for programs serving reenrolled students.

7 (f) The State Board of Education shall adopt any rules
8 necessary to implement the changes to this Section made by
9 Public Act 93-803.

10 (Source: P.A. 100-825, eff. 8-13-18.)

11 Section 25. The Public University Uniform Admission Pilot
12 Program Act is amended by changing Section 25 as follows:

13 (110 ILCS 118/25)

14 (Section scheduled to be repealed on July 1, 2027)

15 Sec. 25. Graduates of nonaccredited private schools.

16 (a) As used in this Section, "nonaccredited secondary
17 education" means a course of study at the secondary school
18 level in a nonaccredited private school setting.

19 (b) Because the State of Illinois considers successful
20 completion of a nonaccredited secondary education to be
21 equivalent to graduation from a public high school, an
22 institution, in complying with this Act and for all other
23 purposes, must treat an applicant for admission to the
24 institution as an undergraduate student who presents evidence

1 that he or she has successfully completed a nonaccredited
2 secondary education according to the same general standards,
3 including specific standardized testing score requirements, as
4 other applicants for undergraduate admission who have
5 graduated from a public high school.

6 (c) An institution may not require an applicant for
7 admission to the institution as an undergraduate student who
8 presents evidence that he or she has successfully completed a
9 nonaccredited secondary education to:

10 (1) obtain or submit evidence that the person has
11 obtained a general educational development certificate,
12 State of Illinois High School Diploma ~~certificate of high~~
13 ~~school equivalency~~, or other credentials equivalent to a
14 public high school degree; or

15 (2) take an examination or comply with any other
16 application or admission requirement not generally
17 applicable to other applicants for undergraduate admission
18 to the institution.

19 (d) In complying with this Act or otherwise, when an
20 institution in its undergraduate admission review process
21 sorts or is required to sort applicants by high school
22 graduating class rank, the institution shall place any
23 applicant who presents evidence that the applicant has
24 successfully completed a nonaccredited secondary education
25 that does not include a high school graduating class ranking
26 at the average high school graduating class rank of

1 undergraduate applicants to the institution who have
2 equivalent standardized testing scores as the applicant.

3 (e) Notwithstanding any other provision of this Act, with
4 respect to admission into the institution or any program
5 within the institution, with respect to scholarship programs,
6 and with respect to other terms and conditions, and in
7 complying with this Act, an institution may not treat an
8 applicant who has successfully completed a nonaccredited
9 secondary education that does not include a high school
10 graduating class ranking differently than an applicant who
11 graduated from an accredited public school.

12 (Source: P.A. 101-448, eff. 1-1-20.)

13 Section 30. The Public Community College Act is amended by
14 changing Section 2-22 as follows:

15 (110 ILCS 805/2-22)

16 Sec. 2-22. High school equivalency testing ~~certificates~~.
17 On the effective date of this amendatory Act of the 94th
18 General Assembly, all powers and duties of the State Board of
19 Education and State Superintendent of Education with regard to
20 high school equivalency testing ~~certificates~~ under the School
21 Code shall be transferred to the Illinois Community College
22 Board. Within a reasonable period of time after that date, all
23 assets, liabilities, contracts, property, records, pending
24 business, and unexpended appropriations of the State Board of

1 Education with regard to high school equivalency testing
2 ~~certificates~~ shall be transferred to the Illinois Community
3 College Board. The Illinois Community College Board may adopt
4 any rules necessary to carry out its responsibilities under
5 the School Code with regard to high school equivalency testing
6 ~~certificates~~ and to carry into efficient and uniform effect
7 the provisions for the issuance of State of Illinois High
8 School Diplomas ~~high school equivalency certificates~~ in this
9 State. All rules, standards, and procedures adopted by the
10 State Board of Education under the School Code with regard to
11 high school equivalency testing ~~certificates~~ shall continue in
12 effect as the rules, standards, and procedures of the Illinois
13 Community College Board, until they are modified by the
14 Illinois Community College Board.

15 (Source: P.A. 94-108, eff. 7-1-05.)

16 Section 35. The Higher Education Student Assistance Act is
17 amended by changing Sections 50, 52, and 62 as follows:

18 (110 ILCS 947/50)

19 Sec. 50. Minority Teachers of Illinois scholarship
20 program.

21 (a) As used in this Section:

22 "Eligible applicant" means a minority student who has
23 graduated from high school or has received a State of
24 Illinois High School Diploma ~~high school equivalency~~

1 ~~certificate~~ and has maintained a cumulative grade point
2 average of no less than 2.5 on a 4.0 scale, and who by
3 reason thereof is entitled to apply for scholarships to be
4 awarded under this Section.

5 "Minority student" means a student who is any of the
6 following:

7 (1) American Indian or Alaska Native (a person
8 having origins in any of the original peoples of North
9 and South America, including Central America, and who
10 maintains tribal affiliation or community attachment).

11 (2) Asian (a person having origins in any of the
12 original peoples of the Far East, Southeast Asia, or
13 the Indian subcontinent, including, but not limited
14 to, Cambodia, China, India, Japan, Korea, Malaysia,
15 Pakistan, the Philippine Islands, Thailand, and
16 Vietnam).

17 (3) Black or African American (a person having
18 origins in any of the black racial groups of Africa).

19 (4) Hispanic or Latino (a person of Cuban,
20 Mexican, Puerto Rican, South or Central American, or
21 other Spanish culture or origin, regardless of race).

22 (5) Native Hawaiian or Other Pacific Islander (a
23 person having origins in any of the original peoples
24 of Hawaii, Guam, Samoa, or other Pacific Islands).

25 "Qualified bilingual minority applicant" means a
26 qualified student who demonstrates proficiency in a

1 language other than English by (i) receiving a State Seal
2 of Biliteracy from the State Board of Education or (ii)
3 receiving a passing score on an educator licensure target
4 language proficiency test.

5 "Qualified student" means a person (i) who is a
6 resident of this State and a citizen or permanent resident
7 of the United States; (ii) who is a minority student, as
8 defined in this Section; (iii) who, as an eligible
9 applicant, has made a timely application for a minority
10 teaching scholarship under this Section; (iv) who is
11 enrolled on at least a half-time basis at a qualified
12 Illinois institution of higher learning; (v) who is
13 enrolled in a course of study leading to teacher
14 licensure, including alternative teacher licensure, or, if
15 the student is already licensed to teach, in a course of
16 study leading to an additional teaching endorsement or a
17 master's degree in an academic field in which he or she is
18 teaching or plans to teach or who has received one or more
19 College and Career Pathway Endorsements pursuant to
20 Section 80 of the Postsecondary and Workforce Readiness
21 Act and commits to enrolling in a course of study leading
22 to teacher licensure, including alternative teacher
23 licensure; (vi) who maintains a grade point average of no
24 less than 2.5 on a 4.0 scale; and (vii) who continues to
25 advance satisfactorily toward the attainment of a degree.

26 (b) In order to encourage academically talented Illinois

1 minority students to pursue teaching careers at the preschool
2 or elementary or secondary school level and to address and
3 alleviate the teacher shortage crisis in this State described
4 under the provisions of the Transitions in Education Act, each
5 qualified student shall be awarded a minority teacher
6 scholarship to any qualified Illinois institution of higher
7 learning. However, preference may be given to qualified
8 applicants enrolled at or above the junior level.

9 (c) Each minority teacher scholarship awarded under this
10 Section shall be in an amount sufficient to pay the tuition and
11 fees and room and board costs of the qualified Illinois
12 institution of higher learning at which the recipient is
13 enrolled, up to an annual maximum of \$5,000; except that in the
14 case of a recipient who does not reside on-campus at the
15 institution at which he or she is enrolled, the amount of the
16 scholarship shall be sufficient to pay tuition and fee
17 expenses and a commuter allowance, up to an annual maximum of
18 \$5,000. However, if at least \$2,850,000 is appropriated in a
19 given fiscal year for the Minority Teachers of Illinois
20 scholarship program, then, in each fiscal year thereafter,
21 each scholarship awarded under this Section shall be in an
22 amount sufficient to pay the tuition and fees and room and
23 board costs of the qualified Illinois institution of higher
24 learning at which the recipient is enrolled, up to an annual
25 maximum of \$7,500; except that in the case of a recipient who
26 does not reside on-campus at the institution at which he or she

1 is enrolled, the amount of the scholarship shall be sufficient
2 to pay tuition and fee expenses and a commuter allowance, up to
3 an annual maximum of \$7,500.

4 (d) The total amount of minority teacher scholarship
5 assistance awarded by the Commission under this Section to an
6 individual in any given fiscal year, when added to other
7 financial assistance awarded to that individual for that year,
8 shall not exceed the cost of attendance at the institution at
9 which the student is enrolled. If the amount of minority
10 teacher scholarship to be awarded to a qualified student as
11 provided in subsection (c) of this Section exceeds the cost of
12 attendance at the institution at which the student is
13 enrolled, the minority teacher scholarship shall be reduced by
14 an amount equal to the amount by which the combined financial
15 assistance available to the student exceeds the cost of
16 attendance.

17 (e) The maximum number of academic terms for which a
18 qualified student can receive minority teacher scholarship
19 assistance shall be 8 semesters or 12 quarters.

20 (f) In any academic year for which an eligible applicant
21 under this Section accepts financial assistance through the
22 Paul Douglas Teacher Scholarship Program, as authorized by
23 Section 551 et seq. of the Higher Education Act of 1965, the
24 applicant shall not be eligible for scholarship assistance
25 awarded under this Section.

26 (g) All applications for minority teacher scholarships to

1 be awarded under this Section shall be made to the Commission
2 on forms which the Commission shall provide for eligible
3 applicants. The form of applications and the information
4 required to be set forth therein shall be determined by the
5 Commission, and the Commission shall require eligible
6 applicants to submit with their applications such supporting
7 documents or recommendations as the Commission deems
8 necessary.

9 (h) Subject to a separate appropriation for such purposes,
10 payment of any minority teacher scholarship awarded under this
11 Section shall be determined by the Commission. All scholarship
12 funds distributed in accordance with this subsection shall be
13 paid to the institution and used only for payment of the
14 tuition and fee and room and board expenses incurred by the
15 student in connection with his or her attendance at a
16 qualified Illinois institution of higher learning. Any
17 minority teacher scholarship awarded under this Section shall
18 be applicable to 2 semesters or 3 quarters of enrollment. If a
19 qualified student withdraws from enrollment prior to
20 completion of the first semester or quarter for which the
21 minority teacher scholarship is applicable, the school shall
22 refund to the Commission the full amount of the minority
23 teacher scholarship.

24 (i) The Commission shall administer the minority teacher
25 scholarship aid program established by this Section and shall
26 make all necessary and proper rules not inconsistent with this

1 Section for its effective implementation.

2 (j) When an appropriation to the Commission for a given
3 fiscal year is insufficient to provide scholarships to all
4 qualified students, the Commission shall allocate the
5 appropriation in accordance with this subsection. If funds are
6 insufficient to provide all qualified students with a
7 scholarship as authorized by this Section, the Commission
8 shall allocate the available scholarship funds for that fiscal
9 year to qualified students who submit a complete application
10 form on or before a date specified by the Commission based on
11 the following order of priority:

12 (1) To students who received a scholarship under this
13 Section in the prior academic year and who remain eligible
14 for a minority teacher scholarship under this Section.

15 (2) Except as otherwise provided in subsection (k), to
16 students who demonstrate financial need, as determined by
17 the Commission.

18 (k) Notwithstanding paragraph (2) of subsection (j), at
19 least 35% of the funds appropriated for scholarships awarded
20 under this Section in each fiscal year shall be reserved for
21 qualified male minority applicants, with priority being given
22 to qualified Black male applicants beginning with fiscal year
23 2023. If the Commission does not receive enough applications
24 from qualified male minorities on or before January 1 of each
25 fiscal year to award 35% of the funds appropriated for these
26 scholarships to qualified male minority applicants, then the

1 Commission may award a portion of the reserved funds to
2 qualified female minority applicants in accordance with
3 subsection (j).

4 Beginning with fiscal year 2023, if at least \$2,850,000
5 but less than \$4,200,000 is appropriated in a given fiscal
6 year for scholarships awarded under this Section, then at
7 least 10% of the funds appropriated shall be reserved for
8 qualified bilingual minority applicants, with priority being
9 given to qualified bilingual minority applicants who are
10 enrolled in an educator preparation program with a
11 concentration in bilingual, bicultural education. Beginning
12 with fiscal year 2023, if at least \$4,200,000 is appropriated
13 in a given fiscal year for the Minority Teachers of Illinois
14 scholarship program, then at least 30% of the funds
15 appropriated shall be reserved for qualified bilingual
16 minority applicants, with priority being given to qualified
17 bilingual minority applicants who are enrolled in an educator
18 preparation program with a concentration in bilingual,
19 bicultural education. Beginning with fiscal year 2023, if at
20 least \$2,850,000 is appropriated in a given fiscal year for
21 scholarships awarded under this Section but the Commission
22 does not receive enough applications from qualified bilingual
23 minority applicants on or before January 1 of that fiscal year
24 to award at least 10% of the funds appropriated to qualified
25 bilingual minority applicants, then the Commission may, in its
26 discretion, award a portion of the reserved funds to other

1 qualified students in accordance with subsection (j).

2 (l) Prior to receiving scholarship assistance for any
3 academic year, each recipient of a minority teacher
4 scholarship awarded under this Section shall be required by
5 the Commission to sign an agreement under which the recipient
6 pledges that, within the one-year period following the
7 termination of the program for which the recipient was awarded
8 a minority teacher scholarship, the recipient (i) shall begin
9 teaching for a period of not less than one year for each year
10 of scholarship assistance he or she was awarded under this
11 Section; (ii) shall fulfill this teaching obligation at a
12 nonprofit Illinois public, private, or parochial preschool,
13 elementary school, or secondary school at which no less than
14 30% of the enrolled students are minority students in the year
15 during which the recipient begins teaching at the school or
16 may instead, if the recipient received a scholarship as a
17 qualified bilingual minority applicant, fulfill this teaching
18 obligation in a program in transitional bilingual education
19 pursuant to Article 14C of the School Code or in a school in
20 which 20 or more English learner students in the same language
21 classification are enrolled; and (iii) shall, upon request by
22 the Commission, provide the Commission with evidence that he
23 or she is fulfilling or has fulfilled the terms of the teaching
24 agreement provided for in this subsection.

25 (m) If a recipient of a minority teacher scholarship
26 awarded under this Section fails to fulfill the teaching

1 obligation set forth in subsection (1) of this Section, the
2 Commission shall require the recipient to repay the amount of
3 the scholarships received, prorated according to the fraction
4 of the teaching obligation not completed, at a rate of
5 interest equal to 5%, and, if applicable, reasonable
6 collection fees. The Commission is authorized to establish
7 rules relating to its collection activities for repayment of
8 scholarships under this Section. All repayments collected
9 under this Section shall be forwarded to the State Comptroller
10 for deposit into the State's General Revenue Fund.

11 (n) A recipient of minority teacher scholarship shall not
12 be considered in violation of the agreement entered into
13 pursuant to subsection (1) if the recipient (i) enrolls on a
14 full time basis as a graduate student in a course of study
15 related to the field of teaching at a qualified Illinois
16 institution of higher learning; (ii) is serving, not in excess
17 of 3 years, as a member of the armed services of the United
18 States; (iii) is a person with a temporary total disability
19 for a period of time not to exceed 3 years as established by
20 sworn affidavit of a qualified physician; (iv) is seeking and
21 unable to find full time employment as a teacher at an Illinois
22 public, private, or parochial preschool or elementary or
23 secondary school that satisfies the criteria set forth in
24 subsection (1) of this Section and is able to provide evidence
25 of that fact; (v) becomes a person with a permanent total
26 disability as established by sworn affidavit of a qualified

1 physician; (vi) is taking additional courses, on at least a
2 half-time basis, needed to obtain licensure as a teacher in
3 Illinois; or (vii) is fulfilling teaching requirements
4 associated with other programs administered by the Commission
5 and cannot concurrently fulfill them under this Section in a
6 period of time equal to the length of the teaching obligation.

7 (o) Scholarship recipients under this Section who withdraw
8 from a program of teacher education but remain enrolled in
9 school to continue their postsecondary studies in another
10 academic discipline shall not be required to commence
11 repayment of their Minority Teachers of Illinois scholarship
12 so long as they remain enrolled in school on a full-time basis
13 or if they can document for the Commission special
14 circumstances that warrant extension of repayment.

15 (p) If the Minority Teachers of Illinois scholarship
16 program does not expend at least 90% of the amount
17 appropriated for the program in a given fiscal year for 3
18 consecutive fiscal years and the Commission does not receive
19 enough applications from the groups identified in subsection
20 (k) on or before January 1 in each of those fiscal years to
21 meet the percentage reserved for those groups under subsection
22 (k), then up to 3% of amount appropriated for the program for
23 each of next 3 fiscal years shall be allocated to increasing
24 awareness of the program and for the recruitment of Black male
25 applicants. The Commission shall make a recommendation to the
26 General Assembly by January 1 of the year immediately

1 following the end of that third fiscal year regarding whether
2 the amount allocated to increasing awareness and recruitment
3 should continue.

4 (q) Each qualified Illinois institution of higher learning
5 that receives funds from the Minority Teachers of Illinois
6 scholarship program shall host an annual information session
7 at the institution about the program for teacher candidates of
8 color in accordance with rules adopted by the Commission.
9 Additionally, the institution shall ensure that each
10 scholarship recipient enrolled at the institution meets with
11 an academic advisor at least once per academic year to
12 facilitate on-time completion of the recipient's educator
13 preparation program.

14 (r) The changes made to this Section by Public Act 101-654
15 ~~this amendatory Act of the 101st General Assembly~~ will first
16 take effect with awards made for the 2022-2023 academic year.

17 (Source: P.A. 101-654, eff. 3-8-21; 102-465, eff. 1-1-22;
18 revised 9-28-21.)

19 (110 ILCS 947/52)

20 Sec. 52. Golden Apple Scholars of Illinois Program; Golden
21 Apple Foundation for Excellence in Teaching.

22 (a) In this Section, "Foundation" means the Golden Apple
23 Foundation for Excellence in Teaching, a registered 501(c)(3)
24 not-for-profit corporation.

25 (a-2) In order to encourage academically talented Illinois

1 students, especially minority students, to pursue teaching
2 careers, especially in teacher shortage disciplines (which
3 shall be defined to include early childhood education) or at
4 hard-to-staff schools (as defined by the Commission in
5 consultation with the State Board of Education), to provide
6 those students with the crucial mentoring, guidance, and
7 in-service support that will significantly increase the
8 likelihood that they will complete their full teaching
9 commitments and elect to continue teaching in targeted
10 disciplines and hard-to-staff schools, and to ensure that
11 students in this State will continue to have access to a pool
12 of highly-qualified teachers, each qualified student shall be
13 awarded a Golden Apple Scholars of Illinois Program
14 scholarship to any Illinois institution of higher learning.
15 The Commission shall administer the Golden Apple Scholars of
16 Illinois Program, which shall be managed by the Foundation
17 pursuant to the terms of a grant agreement meeting the
18 requirements of Section 4 of the Illinois Grant Funds Recovery
19 Act.

20 (a-3) For purposes of this Section, a qualified student
21 shall be a student who meets the following qualifications:

22 (1) is a resident of this State and a citizen or
23 eligible noncitizen of the United States;

24 (2) is a high school graduate or a person who has
25 received a State of Illinois High School Diploma ~~high~~
26 ~~school equivalency certificate;~~

1 (3) is enrolled or accepted, on at least a half-time
2 basis, at an institution of higher learning;

3 (4) is pursuing a postsecondary course of study
4 leading to initial certification or pursuing additional
5 course work needed to gain State Board of Education
6 approval to teach, including alternative teacher
7 licensure; and

8 (5) is a participant in programs managed by and is
9 approved to receive a scholarship from the Foundation.

10 (a-5) (Blank).

11 (b) (Blank).

12 (b-5) Funds designated for the Golden Apple Scholars of
13 Illinois Program shall be used by the Commission for the
14 payment of scholarship assistance under this Section or for
15 the award of grant funds, subject to the Illinois Grant Funds
16 Recovery Act, to the Foundation. Subject to appropriation,
17 awards of grant funds to the Foundation shall be made on an
18 annual basis and following an application for grant funds by
19 the Foundation.

20 (b-10) Each year, the Foundation shall include in its
21 application to the Commission for grant funds an estimate of
22 the amount of scholarship assistance to be provided to
23 qualified students during the grant period. Any amount of
24 appropriated funds exceeding the estimated amount of
25 scholarship assistance may be awarded by the Commission to the
26 Foundation for management expenses expected to be incurred by

1 the Foundation in providing the mentoring, guidance, and
2 in-service supports that will increase the likelihood that
3 qualified students will complete their teaching commitments
4 and elect to continue teaching in hard-to-staff schools. If
5 the estimate of the amount of scholarship assistance described
6 in the Foundation's application is less than the actual amount
7 required for the award of scholarship assistance to qualified
8 students, the Foundation shall be responsible for using
9 awarded grant funds to ensure all qualified students receive
10 scholarship assistance under this Section.

11 (b-15) All grant funds not expended or legally obligated
12 within the time specified in a grant agreement between the
13 Foundation and the Commission shall be returned to the
14 Commission within 45 days. Any funds legally obligated by the
15 end of a grant agreement shall be liquidated within 45 days or
16 otherwise returned to the Commission within 90 days after the
17 end of the grant agreement that resulted in the award of grant
18 funds.

19 (c) Each scholarship awarded under this Section shall be
20 in an amount sufficient to pay the tuition and fees and room
21 and board costs of the Illinois institution of higher learning
22 at which the recipient is enrolled, up to an annual maximum of
23 \$5,000; except that in the case of a recipient who does not
24 reside on-campus at the institution of higher learning at
25 which he or she is enrolled, the amount of the scholarship
26 shall be sufficient to pay tuition and fee expenses and a

1 commuter allowance, up to an annual maximum of \$5,000. All
2 scholarship funds distributed in accordance with this Section
3 shall be paid to the institution on behalf of recipients.

4 (d) The total amount of scholarship assistance awarded by
5 the Commission under this Section to an individual in any
6 given fiscal year, when added to other financial assistance
7 awarded to that individual for that year, shall not exceed the
8 cost of attendance at the institution of higher learning at
9 which the student is enrolled. In any academic year for which a
10 qualified student under this Section accepts financial
11 assistance through any other teacher scholarship program
12 administered by the Commission, a qualified student shall not
13 be eligible for scholarship assistance awarded under this
14 Section.

15 (e) A recipient may receive up to 8 semesters or 12
16 quarters of scholarship assistance under this Section.
17 Scholarship funds are applicable toward 2 semesters or 3
18 quarters of enrollment each academic year.

19 (f) All applications for scholarship assistance to be
20 awarded under this Section shall be made to the Foundation in a
21 form determined by the Foundation. Each year, the Foundation
22 shall notify the Commission of the individuals awarded
23 scholarship assistance under this Section. Each year, at least
24 30% of the Golden Apple Scholars of Illinois Program
25 scholarships shall be awarded to students residing in counties
26 having a population of less than 500,000.

1 (g) (Blank).

2 (h) The Commission shall administer the payment of
3 scholarship assistance provided through the Golden Apple
4 Scholars of Illinois Program and shall make all necessary and
5 proper rules not inconsistent with this Section for the
6 effective implementation of this Section.

7 (i) Prior to receiving scholarship assistance for any
8 academic year, each recipient of a scholarship awarded under
9 this Section shall be required by the Foundation to sign an
10 agreement under which the recipient pledges that, within the
11 2-year period following the termination of the academic
12 program for which the recipient was awarded a scholarship, the
13 recipient: (i) shall begin teaching for a period of not less
14 than 5 years, (ii) shall fulfill this teaching obligation at a
15 nonprofit Illinois public, private, or parochial preschool or
16 an Illinois public elementary or secondary school that
17 qualifies for teacher loan cancellation under Section
18 465(a)(2)(A) of the federal Higher Education Act of 1965 (20
19 U.S.C. 1087ee(a)(2)(A)) or other Illinois schools deemed
20 eligible for fulfilling the teaching commitment as designated
21 by the Foundation, and (iii) shall, upon request of the
22 Foundation, provide the Foundation with evidence that he or
23 she is fulfilling or has fulfilled the terms of the teaching
24 agreement provided for in this subsection. Upon request, the
25 Foundation shall provide evidence of teacher fulfillment to
26 the Commission.

1 (j) If a recipient of a scholarship awarded under this
2 Section fails to fulfill the teaching obligation set forth in
3 subsection (i) of this Section, the Commission shall require
4 the recipient to repay the amount of the scholarships
5 received, prorated according to the fraction of the teaching
6 obligation not completed, plus interest at a rate of 5% and if
7 applicable, reasonable collection fees. Payments received by
8 the Commission under this subsection (j) shall be remitted to
9 the State Comptroller for deposit into the General Revenue
10 Fund, except that that portion of a recipient's repayment that
11 equals the amount in expenses that the Commission has
12 reasonably incurred in attempting collection from that
13 recipient shall be remitted to the State Comptroller for
14 deposit into the Commission's Accounts Receivable Fund.

15 (k) A recipient of a scholarship awarded by the Foundation
16 under this Section shall not be considered to have failed to
17 fulfill the teaching obligations of the agreement entered into
18 pursuant to subsection (i) if the recipient (i) enrolls on a
19 full-time basis as a graduate student in a course of study
20 related to the field of teaching at an institution of higher
21 learning; (ii) is serving as a member of the armed services of
22 the United States; (iii) is a person with a temporary total
23 disability, as established by sworn affidavit of a qualified
24 physician; (iv) is seeking and unable to find full-time
25 employment as a teacher at a school that satisfies the
26 criteria set forth in subsection (i) and is able to provide

1 evidence of that fact; (v) is taking additional courses, on at
2 least a half-time basis, needed to obtain certification as a
3 teacher in Illinois; (vi) is fulfilling teaching requirements
4 associated with other programs administered by the Commission
5 and cannot concurrently fulfill them under this Section in a
6 period of time equal to the length of the teaching obligation;
7 or (vii) is participating in a program established under
8 Executive Order 10924 of the President of the United States or
9 the federal National Community Service Act of 1990 (42 U.S.C.
10 12501 et seq.). Any such extension of the period during which
11 the teaching requirement must be fulfilled shall be subject to
12 limitations of duration as established by the Commission.

13 (l) A recipient who fails to fulfill the teaching
14 obligations of the agreement entered into pursuant to
15 subsection (i) of this Section shall repay the amount of
16 scholarship assistance awarded to them under this Section
17 within 10 years.

18 (m) Annually, at a time determined by the Commission in
19 consultation with the Foundation, the Foundation shall submit
20 a report to assist the Commission in monitoring the
21 Foundation's performance of grant activities. The report shall
22 describe the following:

23 (1) the Foundation's anticipated expenditures for the
24 next fiscal year;

25 (2) the number of qualified students receiving
26 scholarship assistance at each institution of higher

1 learning where a qualified student was enrolled under this
2 Section during the previous fiscal year;

3 (3) the total monetary value of scholarship funds paid
4 to each institution of higher learning at which a
5 qualified student was enrolled during the previous fiscal
6 year;

7 (4) the number of scholarship recipients who completed
8 a baccalaureate degree during the previous fiscal year;

9 (5) the number of scholarship recipients who fulfilled
10 their teaching obligation during the previous fiscal year;

11 (6) the number of scholarship recipients who failed to
12 fulfill their teaching obligation during the previous
13 fiscal year;

14 (7) the number of scholarship recipients granted an
15 extension described in subsection (k) of this Section
16 during the previous fiscal year;

17 (8) the number of scholarship recipients required to
18 repay scholarship assistance in accordance with subsection
19 (j) of this Section during the previous fiscal year;

20 (9) the number of scholarship recipients who
21 successfully repaid scholarship assistance in full during
22 the previous fiscal year;

23 (10) the number of scholarship recipients who
24 defaulted on their obligation to repay scholarship
25 assistance during the previous fiscal year;

26 (11) the amount of scholarship assistance subject to

1 collection in accordance with subsection (j) of this
2 Section at the end of the previous fiscal year;

3 (12) the amount of collected funds to be remitted to
4 the Comptroller in accordance with subsection (j) of this
5 Section at the end of the previous fiscal year; and

6 (13) other information that the Commission may
7 reasonably request.

8 (n) Nothing in this Section shall affect the rights of the
9 Commission to collect moneys owed to it by recipients of
10 scholarship assistance through the Illinois Future Teacher
11 Corps Program, repealed by this amendatory Act of the 98th
12 General Assembly.

13 (o) The Auditor General shall prepare an annual audit of
14 the operations and finances of the Golden Apple Scholars of
15 Illinois Program. This audit shall be provided to the
16 Governor, General Assembly, and the Commission.

17 (p) The suspension of grant making authority found in
18 Section 4.2 of the Illinois Grant Funds Recovery Act shall not
19 apply to grants made pursuant to this Section.

20 (Source: P.A. 98-533, eff. 8-23-13; 98-718, eff. 1-1-15;
21 99-143, eff. 7-27-15.)

22 (110 ILCS 947/62)

23 Sec. 62. Grants for exonerated persons.

24 (a) In this Section:

25 "Exonerated person" means an individual who has received a

1 pardon from the Governor of the State of Illinois stating that
2 such a pardon is issued on the grounds of innocence of the
3 crime for which he or she was imprisoned or an individual who
4 has received a certificate of innocence from a circuit court
5 pursuant to Section 2-702 of the Code of Civil Procedure.

6 "Satisfactory academic progress" means the qualified
7 applicant's maintenance of minimum standards of academic
8 performance, consistent with requirements for maintaining
9 federal financial aid eligibility, as determined by the
10 institution of higher learning.

11 (b) Subject to a separate appropriation for this purpose,
12 the Commission shall, each year, receive and consider
13 applications for grant assistance under this Section.
14 Recipients of grants issued by the Commission in accordance
15 with this Section must be exonerated persons. Provided that
16 the recipient is maintaining satisfactory academic progress,
17 the funds from the grant may be used to pay up to 8 semesters
18 or 12 quarters of full payment of tuition and mandatory fees at
19 any public university or public community college located in
20 this State for either full or part-time study. This benefit
21 may be used for undergraduate or graduate study.

22 In addition, an exonerated person who has not yet received
23 a high school diploma or a State of Illinois High School
24 Diploma ~~high school equivalency certificate~~ and completes a
25 high school equivalency preparation course through an Illinois
26 Community College Board-approved provider may use grant funds

1 to pay costs associated with obtaining a State of Illinois
2 High School Diploma ~~high school equivalency certificate,~~
3 including payment of the cost of the high school equivalency
4 test and up to one retest on each test module, and any
5 additional fees that may be required in order to obtain a State
6 of Illinois High School Diploma ~~an Illinois High School~~
7 ~~Equivalency Certificate~~ or an official transcript of test
8 scores after successful completion of the high school
9 equivalency test.

10 (c) An applicant for a grant under this Section need not
11 demonstrate financial need to qualify for the benefits.

12 (d) The Commission may adopt any rules necessary to
13 implement and administer this Section.

14 (Source: P.A. 99-199, eff. 1-1-16.)

15 Section 40. The Illinois Insurance Code is amended by
16 changing Section 500-50 as follows:

17 (215 ILCS 5/500-50)

18 (Section scheduled to be repealed on January 1, 2027)

19 Sec. 500-50. Insurance producers; examination statistics.

20 (a) The use of examinations for the purpose of determining
21 qualifications of persons to be licensed as insurance
22 producers has a direct and far-reaching effect on persons
23 seeking those licenses, on insurance companies, and on the
24 public. It is in the public interest and it will further the

1 public welfare to insure that examinations for licensing do
2 not have the effect of unlawfully discriminating against
3 applicants for licensing as insurance producers on the basis
4 of race, color, national origin, or sex.

5 (b) As used in this Section, the following words have the
6 meanings given in this subsection.

7 Examination. "Examination" means the examination in each
8 line of insurance administered pursuant to Section 500-30.

9 Examinee. "Examinee" means a person who takes an
10 examination.

11 Part. "Part" means a portion of an examination for which a
12 score is calculated.

13 Operational item. "Operational item" means a test question
14 considered in determining an examinee's score.

15 Test form. "Test form" means the test booklet or
16 instrument used for a part of an examination.

17 Pretest item. "Pretest item" means a prospective test
18 question that is included in a test form in order to assess its
19 performance, but is not considered in determining an
20 examinee's score.

21 Minority group or examinees. "Minority group" or "minority
22 examinees" means examinees who are American Indian or Alaska
23 Native, Asian, Black or African American, Hispanic or Latino,
24 or Native Hawaiian or Other Pacific Islander.

25 Correct-answer rate. "Correct-answer rate" for an item
26 means the number of examinees who provided the correct answer

1 on an item divided by the number of examinees who answered the
2 item.

3 Correlation. "Correlation" means a statistical measure of
4 the relationship between performance on an item and
5 performance on a part of the examination.

6 (c) The Director shall ask each examinee to self-report on
7 a voluntary basis on the answer sheet, application form, or by
8 other appropriate means, the following information:

9 (1) race or ethnicity (American Indian or Alaska
10 Native, Asian, Black or African American, Hispanic or
11 Latino, Native Hawaiian or Other Pacific Islander, or
12 White);

13 (2) education (8th grade or less; less than 12th
14 grade; high school diploma or State of Illinois High
15 School Diploma ~~high school equivalency certificate~~; some
16 college, but no 4-year degree; or 4-year degree or more);
17 and

18 (3) gender (male or female).

19 The Director must advise all examinees that they are not
20 required to provide this information, that they will not be
21 penalized for not doing so, and that the Director will use the
22 information provided exclusively for research and statistical
23 purposes and to improve the quality and fairness of the
24 examinations.

25 (d) No later than May 1 of each year, the Director must
26 prepare, publicly announce, and publish an Examination Report

1 of summary statistical information relating to each
2 examination administered during the preceding calendar year.
3 Each Examination Report shall show with respect to each
4 examination:

5 (1) For all examinees combined and separately by race
6 or ethnicity, by educational level, by gender, by
7 educational level within race or ethnicity, by education
8 level within gender, and by race or ethnicity within
9 gender:

10 (A) number of examinees;

11 (B) percentage and number of examinees who passed
12 each part;

13 (C) percentage and number of examinees who passed
14 all parts;

15 (D) mean scaled scores on each part; and

16 (E) standard deviation of scaled scores on each
17 part.

18 (2) For male examinees, female examinees, Black or
19 African American examinees, white examinees, American
20 Indian or Alaska Native examinees, Asian examinees,
21 Hispanic or Latino examinees, and Native Hawaiian or Other
22 Pacific Islander, respectively, with a high school diploma
23 or State of Illinois High School Diploma ~~high school~~
24 ~~equivalency certificate~~, the distribution of scaled scores
25 on each part.

26 No later than May 1 of each year, the Director must prepare

1 and make available on request an Item Report of summary
2 statistical information relating to each operational item on
3 each test form administered during the preceding calendar
4 year. The Item Report shall show, for each operational item,
5 for all examinees combined and separately for Black or African
6 American examinees, white examinees, American Indian or Alaska
7 Native examinees, Asian examinees, Hispanic or Latino
8 examinees, and Native Hawaiian or Other Pacific Islander, the
9 correct-answer rates and correlations.

10 The Director is not required to report separate
11 statistical information for any group or subgroup comprising
12 fewer than 50 examinees.

13 (e) The Director must obtain a regular analysis of the
14 data collected under this Section, and any other relevant
15 information, for purposes of the development of new test
16 forms. The analysis shall continue the implementation of the
17 item selection methodology as recommended in the Final Report
18 of the Illinois Insurance Producer's Licensing Examination
19 Advisory Committee dated November 19, 1991, and filed with the
20 Department unless some other methodology is determined by the
21 Director to be as effective in minimizing differences between
22 white and minority examinee pass-fail rates.

23 (f) The Director has the discretion to set cutoff scores
24 for the examinations, provided that scaled scores on test
25 forms administered after July 1, 1993, shall be made
26 comparable to scaled scores on test forms administered in 1991

1 by use of professionally acceptable methods so as to minimize
2 changes in passing rates related to the presence or absence of
3 or changes in equating or scaling equations or methods or
4 content outlines. Each calendar year, the scaled cutoff score
5 for each part of each examination shall fluctuate by no more
6 than the standard error of measurement from the scaled cutoff
7 score employed during the preceding year.

8 (g) No later than May 1, 2003 and no later than May 1 of
9 every fourth year thereafter, the Director must release to the
10 public and make generally available one representative test
11 form and set of answer keys for each part of each examination.

12 (h) The Director must maintain, for a period of 3 years
13 after they are prepared or used, all registration forms, test
14 forms, answer sheets, operational items and pretest items,
15 item analyses, and other statistical analyses relating to the
16 examinations. All personal identifying information regarding
17 examinees and the content of test items must be maintained
18 confidentially as necessary for purposes of protecting the
19 personal privacy of examinees and the maintenance of test
20 security.

21 (i) In administering the examinations, the Director must
22 make such accommodations for examinees with disabilities as
23 are reasonably warranted by the particular disability
24 involved, including the provision of additional time if
25 necessary to complete an examination or special assistance in
26 taking an examination.

1 (j) For the purposes of this Section:

2 (1) "American Indian or Alaska Native" means a person
3 having origins in any of the original peoples of North and
4 South America, including Central America, and who
5 maintains tribal affiliation or community attachment.

6 (2) "Asian" means a person having origins in any of
7 the original peoples of the Far East, Southeast Asia, or
8 the Indian subcontinent, including, but not limited to,
9 Cambodia, China, India, Japan, Korea, Malaysia, Pakistan,
10 the Philippine Islands, Thailand, and Vietnam.

11 (3) "Black or African American" means a person having
12 origins in any of the black racial groups of Africa.

13 (4) "Hispanic or Latino" means a person of Cuban,
14 Mexican, Puerto Rican, South or Central American, or other
15 Spanish culture or origin, regardless of race.

16 (5) "Native Hawaiian or Other Pacific Islander" means
17 a person having origins in any of the original peoples of
18 Hawaii, Guam, Samoa, or other Pacific Islands.

19 (6) "White" means a person having origins in any of
20 the original peoples of Europe, the Middle East, or North
21 Africa.

22 (Source: P.A. 102-465, eff. 1-1-22.)

23 Section 45. The Nurse Practice Act is amended by changing
24 Section 80-40 as follows:

1 (225 ILCS 65/80-40)

2 (Section scheduled to be repealed on January 1, 2028)

3 Sec. 80-40. Licensure by examination. An applicant for
4 licensure by examination to practice as a licensed medication
5 aide must:

6 (1) submit a completed written application on forms
7 provided by the Department and fees as established by the
8 Department;

9 (2) be age 18 or older;

10 (3) have a high school diploma or a State of Illinois
11 High School Diploma ~~high school equivalency certificate~~;

12 (4) demonstrate the ability to speak, read, and write
13 the English language, as determined by rule;

14 (5) demonstrate competency in math, as determined by
15 rule;

16 (6) be currently certified in good standing as a
17 certified nursing assistant and provide proof of 2,000
18 hours of practice as a certified nursing assistant within
19 3 years before application for licensure;

20 (7) submit to the criminal history records check
21 required under Section 50-35 of this Act;

22 (8) have not engaged in conduct or behavior determined
23 to be grounds for discipline under this Act;

24 (9) be currently certified to perform cardiopulmonary
25 resuscitation by the American Heart Association or
26 American Red Cross;

1 (10) have successfully completed a course of study
2 approved by the Department as defined by rule; to be
3 approved, the program must include a minimum of 60 hours
4 of classroom-based medication aide education, a minimum of
5 10 hours of simulation laboratory study, and a minimum of
6 30 hours of registered nurse-supervised clinical practicum
7 with progressive responsibility of patient medication
8 assistance;

9 (11) have successfully completed the Medication Aide
10 Certification Examination or other examination authorized
11 by the Department; and

12 (12) submit proof of employment by a qualifying
13 facility.

14 (Source: P.A. 98-990, eff. 8-18-14; 99-78, eff. 7-20-15.)

15 Section 50. The Pharmacy Practice Act is amended by
16 changing Section 9 as follows:

17 (225 ILCS 85/9) (from Ch. 111, par. 4129)

18 (Section scheduled to be repealed on January 1, 2023)

19 Sec. 9. Licensure as registered pharmacy technician.

20 (a) Any person shall be entitled to licensure as a
21 registered pharmacy technician who is of the age of 16 or over,
22 has not engaged in conduct or behavior determined to be
23 grounds for discipline under this Act, is attending or has
24 graduated from an accredited high school or comparable school

1 or educational institution or received a State of Illinois
2 High School Diploma ~~high school equivalency certificate~~, and
3 has filed a written or electronic application for licensure on
4 a form to be prescribed and furnished by the Department for
5 that purpose. The Department shall issue a license as a
6 registered pharmacy technician to any applicant who has
7 qualified as aforesaid, and such license shall be the sole
8 authority required to assist licensed pharmacists in the
9 practice of pharmacy, under the supervision of a licensed
10 pharmacist. A registered pharmacy technician may be delegated
11 to perform any task within the practice of pharmacy if
12 specifically trained for that task, except for patient
13 counseling, drug regimen review, or clinical conflict
14 resolution.

15 (b) Beginning on January 1, 2017, within 2 years after
16 initial licensure as a registered pharmacy technician, the
17 licensee must meet the requirements described in Section 9.5
18 of this Act and become licensed as a registered certified
19 pharmacy technician. If the licensee has not yet attained the
20 age of 18, then upon the next renewal as a registered pharmacy
21 technician, the licensee must meet the requirements described
22 in Section 9.5 of this Act and become licensed as a registered
23 certified pharmacy technician. This requirement does not apply
24 to pharmacy technicians registered prior to January 1, 2008.

25 (c) Any person registered as a pharmacy technician who is
26 also enrolled in a first professional degree program in

1 pharmacy in a school or college of pharmacy or a department of
2 pharmacy of a university approved by the Department or has
3 graduated from such a program within the last 18 months, shall
4 be considered a "student pharmacist" and entitled to use the
5 title "student pharmacist". A student pharmacist must meet all
6 of the requirements for licensure as a registered pharmacy
7 technician set forth in this Section excluding the requirement
8 of certification prior to the second license renewal and pay
9 the required registered pharmacy technician license fees. A
10 student pharmacist may, under the supervision of a pharmacist,
11 assist in the practice of pharmacy and perform any and all
12 functions delegated to him or her by the pharmacist.

13 (d) Any person seeking licensure as a pharmacist who has
14 graduated from a pharmacy program outside the United States
15 must register as a pharmacy technician and shall be considered
16 a "student pharmacist" and be entitled to use the title
17 "student pharmacist" while completing the 1,200 clinical hours
18 of training approved by the Board of Pharmacy described and
19 for no more than 18 months after completion of these hours.
20 These individuals are not required to become registered
21 certified pharmacy technicians while completing their Board
22 approved clinical training, but must become licensed as a
23 pharmacist or become licensed as a registered certified
24 pharmacy technician before the second pharmacy technician
25 license renewal following completion of the Board approved
26 clinical training.

1 (e) The Department shall not renew the registered pharmacy
2 technician license of any person who has been licensed as a
3 registered pharmacy technician with the designation "student
4 pharmacist" who: (1) has dropped out of or been expelled from
5 an ACPE accredited college of pharmacy; (2) has failed to
6 complete his or her 1,200 hours of Board approved clinical
7 training within 24 months; or (3) has failed the pharmacist
8 licensure examination 3 times. The Department shall require
9 these individuals to meet the requirements of and become
10 licensed as a registered certified pharmacy technician.

11 (f) The Department may take any action set forth in
12 Section 30 of this Act with regard to a license pursuant to
13 this Section.

14 (g) Any person who is enrolled in a non-traditional
15 Pharm.D. program at an ACPE accredited college of pharmacy and
16 is licensed as a registered pharmacist under the laws of
17 another United States jurisdiction shall be permitted to
18 engage in the program of practice experience required in the
19 academic program by virtue of such license. Such person shall
20 be exempt from the requirement of licensure as a registered
21 pharmacy technician or registered certified pharmacy
22 technician while engaged in the program of practice experience
23 required in the academic program.

24 An applicant for licensure as a registered pharmacy
25 technician may assist a pharmacist in the practice of pharmacy
26 for a period of up to 60 days prior to the issuance of a

1 license if the applicant has submitted the required fee and an
2 application for licensure to the Department. The applicant
3 shall keep a copy of the submitted application on the premises
4 where the applicant is assisting in the practice of pharmacy.
5 The Department shall forward confirmation of receipt of the
6 application with start and expiration dates of practice
7 pending licensure.

8 (Source: P.A. 100-497, eff. 9-8-17; 101-621, eff. 1-1-20.)

9 Section 55. The Structural Pest Control Act is amended by
10 changing Section 5 as follows:

11 (225 ILCS 235/5) (from Ch. 111 1/2, par. 2205)

12 (Section scheduled to be repealed on December 31, 2029)

13 Sec. 5. Certification requirements. No individual shall
14 apply any general use or restricted pesticide while engaged in
15 commercial structural pest control in this State unless the
16 individual is engaged in or has completed the training
17 requirements prescribed by the Department and is certified, or
18 supervised by someone who is certified, by the Department in
19 accordance with this Section.

20 No individual shall apply any restricted pesticide while
21 engaged in non-commercial structural pest control in this
22 State unless the individual is engaged in or has completed the
23 training requirements prescribed by the Department and is
24 certified or supervised by someone who is certified in

1 accordance with this Section. In addition, any individual at
2 any non-commercial structural pest control location using
3 general use pesticides shall comply with the labeling
4 requirements of the pesticides used at that location.

5 Each commercial structural pest control location shall be
6 required to employ at least one certified technician at each
7 location. In addition, each non-commercial structural pest
8 control location utilizing restricted pesticides shall be
9 required to employ at least one certified technician at each
10 location. Individuals who are not certified technicians may
11 work under the supervision of a certified technician employed
12 at the commercial or non-commercial location who shall be
13 responsible for their pest control activities. Any technician
14 providing supervision for the use of restricted pesticides
15 must be certified in the sub-category for which he is
16 providing supervision.

17 A. Any individual engaging in commercial structural pest
18 control and utilizing general use pesticides must:

19 1. be at least 18 years of age;
20 2. hold a high school diploma or State of Illinois
21 High School Diploma ~~high school equivalency certificate~~;
22 and

23 3. have filed an original application, paid the fee
24 required for examination, and have passed the General
25 Standards examination.

26 B. Any individual engaging in commercial or non-commercial

1 structural pest control and supervising the use of restricted
2 pesticides in any one of the sub-categories in Section 7 of
3 this Act must:

4 1. be at least 18 years of age;

5 2. hold a high school diploma or a State of Illinois
6 High School Diploma ~~high school equivalency certificate~~;
7 and

8 3. have:

9 a. six months of practical experience in
10 structural pest control; or

11 b. successfully completed a minimum of 16 semester
12 hours, or their equivalent, in entomology or related
13 fields from a recognized college or university; or

14 c. successfully completed a pest control course,
15 approved by the Department, from a recognized
16 educational institution or other entity.

17 Each applicant shall have filed an original application
18 and paid the fee required for examination. Every applicant who
19 successfully passes the General Standards examination and at
20 least one sub-category examination shall be certified in each
21 sub-category which he has successfully passed.

22 A certified technician who wishes to be certified in
23 sub-categories for which he has not been previously certified
24 may apply for any sub-category examination provided he meets
25 the requirements set forth in this Section, files an original
26 application, and pays the fee for examination.

1 An applicant who fails to pass the General Standards
2 examination or any sub-category examination may reapply for
3 that examination, provided that he files an application and
4 pays the fee required for an original examination.
5 Re-examination applications shall be on forms prescribed by
6 the Department.

7 (Source: P.A. 100-716, eff. 8-3-18.)

8 Section 60. The Community Association Manager Licensing
9 and Disciplinary Act is amended by changing Section 40 as
10 follows:

11 (225 ILCS 427/40)

12 (Section scheduled to be repealed on January 1, 2027)

13 Sec. 40. Qualifications for licensure as a community
14 association manager.

15 (a) No person shall be qualified for licensure as a
16 community association manager under this Act unless the person
17 has applied in writing on the prescribed forms and has paid the
18 required, nonrefundable fees and has met all of the following
19 qualifications:

20 (1) Is at least 18 years of age.

21 (1.5) Successfully completed a 4-year course of study
22 in a high school, secondary school, or an equivalent
23 course of study approved by the state in which the school
24 is located, or possess a State of Illinois High School

1 Diploma ~~high school equivalency certificate~~, which shall
2 be verified under oath by the applicant.

3 (2) Provided satisfactory evidence of having completed
4 at least 20 classroom hours in community association
5 management courses approved by the Board.

6 (3) Passed an examination authorized by the
7 Department.

8 (4) Has not committed an act or acts, in this or any
9 other jurisdiction, that would be a violation of this Act.

10 (5) Is of good moral character. In determining moral
11 character under this Section, the Department may take into
12 consideration whether the applicant has engaged in conduct
13 or activities that would constitute grounds for discipline
14 under this Act. Good moral character is a continuing
15 requirement of licensure. Conviction of crimes may be used
16 in determining moral character, but shall not constitute
17 an absolute bar to licensure.

18 (6) Has not been declared by any court of competent
19 jurisdiction to be incompetent by reason of mental or
20 physical defect or disease, unless subsequently declared
21 by a court to be competent.

22 (7) Complies with any additional qualifications for
23 licensure as determined by rule of the Department.

24 (b) (Blank).

25 (c) (Blank).

26 (d) Applicants have 3 years from the date of application

1 to complete the application process. If the process has not
2 been completed within the 3 years, the application shall be
3 denied, the fee shall be forfeited, and the applicant must
4 reapply and meet the requirements in effect at the time of
5 re-application.

6 (e) The Department shall not require applicants to report
7 the following information and shall not consider the following
8 criminal history records in connection with an application for
9 licensure:

10 (1) juvenile adjudications of delinquent minors as
11 defined in Section 5-105 of the Juvenile Court Act of 1987
12 subject to the restrictions set forth in Section 5-130 of
13 that Act;

14 (2) law enforcement records, court records, and
15 conviction records of an individual who was 17 years old
16 at the time of the offense and before January 1, 2014,
17 unless the nature of the offense required the individual
18 to be tried as an adult;

19 (3) records of arrest not followed by a charge or
20 conviction;

21 (4) records of arrest in which the charges were
22 dismissed unless related to the practice of the
23 profession; however, applicants shall not be asked to
24 report any arrests, and an arrest not followed by a
25 conviction shall not be the basis of a denial and may be
26 used only to assess an applicant's rehabilitation;

1 (5) convictions overturned by a higher court; or
2 (6) convictions or arrests that have been sealed or
3 expunged.

4 (f) An applicant or licensee shall report to the
5 Department, in a manner prescribed by the Department, and
6 within 30 days after the occurrence if during the term of
7 licensure: (i) any conviction of or plea of guilty or nolo
8 contendere to forgery, embezzlement, obtaining money under
9 false pretenses, larceny, extortion, conspiracy to defraud, or
10 any similar offense or offenses or any conviction of a felony
11 involving moral turpitude; (ii) the entry of an administrative
12 sanction by a government agency in this State or any other
13 jurisdiction that has as an essential element dishonesty or
14 fraud or involves larceny, embezzlement, or obtaining money,
15 property, or credit by false pretenses; or (iii) any
16 conviction of or plea of guilty or nolo contendere to a crime
17 that subjects the licensee to compliance with the requirements
18 of the Sex Offender Registration Act.

19 (Source: P.A. 102-20, eff. 1-1-22.)

20 Section 65. The Home Inspector License Act is amended by
21 changing Section 5-10 as follows:

22 (225 ILCS 441/5-10)

23 (Section scheduled to be repealed on January 1, 2027)

24 Sec. 5-10. Application for home inspector license.

1 (a) Every natural person who desires to obtain a home
2 inspector license shall:

3 (1) apply to the Department in a manner prescribed by
4 the Department and accompanied by the required fee; all
5 applications shall contain the information that, in the
6 judgment of the Department, enables the Department to pass
7 on the qualifications of the applicant for a license to
8 practice as a home inspector as set by rule;

9 (2) be at least 18 years of age;

10 (3) successfully complete a 4-year course of study in
11 a high school or secondary school or an equivalent course
12 of study approved by the state in which the school is
13 located, or possess a State of Illinois High School
14 Diploma ~~high school equivalency certificate~~, which shall
15 be verified under oath by the applicant;

16 (4) personally take and pass a written examination and
17 a field examination authorized by the Department; and

18 (5) prior to taking the examination, provide evidence
19 to the Department that the applicant has successfully
20 completed the prerequisite classroom hours of instruction
21 in home inspection, as established by rule.

22 (b) The Department shall not require applicants to report
23 the following information and shall not consider the following
24 criminal history records in connection with an application for
25 licensure or registration:

26 (1) juvenile adjudications of delinquent minors as

1 defined in Section 5-105 of the Juvenile Court Act of 1987
2 subject to the restrictions set forth in Section 5-130 of
3 that Act;

4 (2) law enforcement records, court records, and
5 conviction records of an individual who was 17 years old
6 at the time of the offense and before January 1, 2014,
7 unless the nature of the offense required the individual
8 to be tried as an adult;

9 (3) records of arrest not followed by a charge or
10 conviction;

11 (4) records of arrest where the charges were dismissed
12 unless related to the practice of the profession; however,
13 applicants shall not be asked to report any arrests, and
14 an arrest not followed by a conviction shall not be the
15 basis of denial and may be used only to assess an
16 applicant's rehabilitation;

17 (5) convictions overturned by a higher court; or

18 (6) convictions or arrests that have been sealed or
19 expunged.

20 (c) An applicant or licensee shall report to the
21 Department, in a manner prescribed by the Department, upon
22 application and within 30 days after the occurrence, if during
23 the term of licensure, (i) any conviction of or plea of guilty
24 or nolo contendere to forgery, embezzlement, obtaining money
25 under false pretenses, larceny, extortion, conspiracy to
26 defraud, or any similar offense or offenses or any conviction

1 of a felony involving moral turpitude, (ii) the entry of an
2 administrative sanction by a government agency in this State
3 or any other jurisdiction that has as an essential element
4 dishonesty or fraud or involves larceny, embezzlement, or
5 obtaining money, property, or credit by false pretenses, or
6 (iii) a crime that subjects the licensee to compliance with
7 the requirements of the Sex Offender Registration Act.

8 (d) Applicants have 3 years after the date of the
9 application to complete the application process. If the
10 process has not been completed within 3 years, the application
11 shall be denied, the fee forfeited, and the applicant must
12 reapply and meet the requirements in effect at the time of
13 reapplication.

14 (Source: P.A. 102-20, eff. 1-1-22.)

15 Section 70. The Real Estate License Act of 2000 is amended
16 by changing Sections 5-10, 5-27, and 5-28 as follows:

17 (225 ILCS 454/5-10)

18 (Section scheduled to be repealed on January 1, 2030)

19 Sec. 5-10. Requirements for license as a residential
20 leasing agent; continuing education.

21 (a) Every applicant for licensure as a residential leasing
22 agent must meet the following qualifications:

23 (1) be at least 18 years of age;

24 (2) be of good moral character;

1 (3) successfully complete a 4-year course of study in
2 a high school or secondary school or an equivalent course
3 of study approved by the state in which the school is
4 located, or possess a State of Illinois High School
5 Diploma ~~high school equivalency certificate~~, which shall
6 be verified under oath by the applicant;

7 (4) personally take and pass a written examination
8 authorized by the Department sufficient to demonstrate the
9 applicant's knowledge of the provisions of this Act
10 relating to residential leasing agents and the applicant's
11 competence to engage in the activities of a licensed
12 residential leasing agent;

13 (5) provide satisfactory evidence of having completed
14 15 hours of instruction in an approved course of study
15 relating to the leasing of residential real property. The
16 Board may recommend to the Department the number of hours
17 each topic of study shall require. The course of study
18 shall, among other topics, cover the provisions of this
19 Act applicable to residential leasing agents; fair housing
20 and human rights issues relating to residential leasing;
21 advertising and marketing issues; leases, applications,
22 and credit and criminal background reports; owner-tenant
23 relationships and owner-tenant laws; the handling of
24 funds; and environmental issues relating to residential
25 real property;

26 (6) complete any other requirements as set forth by

1 rule; and

2 (7) present a valid application for issuance of an
3 initial license accompanied by fees specified by rule.

4 (b) No applicant shall engage in any of the activities
5 covered by this Act without a valid license and until a valid
6 sponsorship has been registered with the Department.

7 (c) Successfully completed course work, completed pursuant
8 to the requirements of this Section, may be applied to the
9 course work requirements to obtain a managing broker's or
10 broker's license as provided by rule. The Board may recommend
11 to the Department and the Department may adopt requirements
12 for approved courses, course content, and the approval of
13 courses, instructors, and education providers, as well as
14 education provider and instructor fees. The Department may
15 establish continuing education requirements for residential
16 licensed leasing agents, by rule, consistent with the language
17 and intent of this Act, with the advice of the Board.

18 (d) The continuing education requirement for residential
19 leasing agents shall consist of a single core curriculum to be
20 prescribed by the Department as recommended by the Board.
21 Leasing agents shall be required to complete no less than 8
22 hours of continuing education in the core curriculum for each
23 2-year renewal period. The curriculum shall, at a minimum,
24 consist of a single course or courses on the subjects of fair
25 housing and human rights issues related to residential
26 leasing, advertising and marketing issues, leases,

1 applications, credit reports, and criminal history, the
2 handling of funds, owner-tenant relationships and owner-tenant
3 laws, and environmental issues relating to residential real
4 estate.

5 (Source: P.A. 100-188, eff. 1-1-18; 101-357, eff. 8-9-19.)

6 (225 ILCS 454/5-27)

7 (Section scheduled to be repealed on January 1, 2030)

8 Sec. 5-27. Requirements for licensure as a broker.

9 (a) Every applicant for licensure as a broker must meet
10 the following qualifications:

11 (1) Be at least 18 years of age;

12 (2) Be of good moral character;

13 (3) Successfully complete a 4-year course of study in
14 a high school or secondary school approved by the state in
15 which the school is located, or possess a State of
16 Illinois High School Diploma ~~high school equivalency~~
17 ~~certificate~~, which shall be verified under oath by the
18 applicant;

19 (4) (Blank);

20 (5) Provide satisfactory evidence of having completed
21 75 hours of instruction in real estate courses approved by
22 the Department, 15 hours of which must consist of
23 situational and case studies presented in the classroom or
24 by live, interactive webinar or online distance education
25 courses;

1 (6) Personally take and pass a written examination
2 authorized by the Department;

3 (7) Present a valid application for issuance of a
4 license accompanied by the fees specified by rule.

5 (b) The requirements specified in items (3) and (5) of
6 subsection (a) of this Section do not apply to applicants who
7 are currently admitted to practice law by the Supreme Court of
8 Illinois and are currently in active standing.

9 (c) No applicant shall engage in any of the activities
10 covered by this Act until a valid sponsorship has been
11 registered with the Department.

12 (d) All licenses should be readily available to the public
13 at the licensee's place of business.

14 (e) An individual holding an active license as a managing
15 broker may, upon written request to the Department,
16 permanently and irrevocably place his or her managing broker
17 license on inactive status and shall be issued a broker's
18 license in exchange. Any individual obtaining a broker's
19 license under this subsection (e) shall be considered as
20 having obtained a broker's license by education and passing
21 the required test and shall be treated as such in determining
22 compliance with this Act.

23 (Source: P.A. 100-188, eff. 1-1-18; 101-357, eff. 8-9-19.)

24 (225 ILCS 454/5-28)

25 (Section scheduled to be repealed on January 1, 2030)

1 Sec. 5-28. Requirements for licensure as a managing
2 broker.

3 (a) Every applicant for licensure as a managing broker
4 must meet the following qualifications:

5 (1) be at least 20 years of age;

6 (2) be of good moral character;

7 (3) have been licensed at least 2 consecutive years
8 out of the preceding 3 years as a broker;

9 (4) successfully complete a 4-year course of study in
10 high school or secondary school approved by the state in
11 which the school is located, or a State of Illinois High
12 School Diploma ~~high school equivalency certificate~~, which
13 shall be verified under oath by the applicant;

14 (5) provide satisfactory evidence of having completed
15 at least 165 hours, 120 of which shall be those hours
16 required pre-licensure and post-licensure to obtain a
17 broker's license, and 45 additional hours completed within
18 the year immediately preceding the filing of an
19 application for a managing broker's license, which hours
20 shall focus on brokerage administration and management and
21 residential leasing agent management and include at least
22 15 hours in the classroom or by live, interactive webinar
23 or online distance education courses;

24 (6) personally take and pass a written examination
25 authorized by the Department; and

26 (7) submit a valid application for issuance of a

1 license accompanied by the fees specified by rule.

2 (b) The requirements specified in item (5) of subsection
3 (a) of this Section do not apply to applicants who are
4 currently admitted to practice law by the Supreme Court of
5 Illinois and are currently in active standing.

6 (Source: P.A. 100-188, eff. 1-1-18; 101-357, eff. 8-9-19.)

7 Section 75. The Illinois Public Aid Code is amended by
8 changing Sections 4-1.9 and 9A-8 as follows:

9 (305 ILCS 5/4-1.9) (from Ch. 23, par. 4-1.9)

10 Sec. 4-1.9. Participation in Educational and Vocational
11 Training Programs.

12 (a) A parent or parents and a child age 16 or over not in
13 regular attendance in school, as defined in Section 4-1.1 as
14 that Section existed on August 26, 1969 (the effective date of
15 Public Act 76-1047), for whom education and training is
16 suitable, must participate in the educational and vocational
17 training programs provided pursuant to Article IXA.

18 (b) A parent who is less than 20 years of age and who has
19 not received a high school diploma or State of Illinois High
20 School Diploma ~~high school equivalency certificate~~ is required
21 to be enrolled in school or in an educational program that is
22 expected to result in the receipt of a high school diploma or
23 State of Illinois High School Diploma ~~high school equivalency~~
24 ~~certificate~~, except 18 and 19 year old parents may be assigned

1 to work activities or training if it is determined based on an
2 individualized assessment that secondary school is
3 inappropriate.

4 (Source: P.A. 89-6, eff. 3-6-95; 90-17, eff. 7-1-97.)

5 (305 ILCS 5/9A-8) (from Ch. 23, par. 9A-8)

6 Sec. 9A-8. Operation of program.

7 (a) At the time of application or redetermination of
8 eligibility under Article IV, as determined by rule, the
9 Illinois Department shall provide information in writing and
10 orally regarding the education, training and employment
11 program to all applicants and recipients. The information
12 required shall be established by rule and shall include, but
13 need not be limited to:

14 (1) education (including literacy training),
15 employment and training opportunities available, the
16 criteria for approval of those opportunities, and the
17 right to request changes in the personal responsibility
18 and services plan to include those opportunities;

19 (1.1) a complete list of all activities that are
20 approvable activities, and the circumstances under which
21 they are approvable, including work activities, substance
22 use disorder or mental health treatment, activities to
23 escape and prevent domestic violence, caring for a
24 medically impaired family member, and any other approvable
25 activities, together with the right to and procedures for

1 amending the responsibility and services plan to include
2 these activities;

3 (1.2) the rules concerning the lifetime limit on
4 eligibility, including the current status of the applicant
5 or recipient in terms of the months of remaining
6 eligibility, the criteria under which a month will not
7 count towards the lifetime limit, and the criteria under
8 which a recipient may receive benefits beyond the end of
9 the lifetime limit;

10 (2) supportive services including child care and the
11 rules regarding eligibility for and access to the child
12 care assistance program, transportation, initial expenses
13 of employment, job retention, books and fees, and any
14 other supportive services;

15 (3) the obligation of the Department to provide
16 supportive services;

17 (4) the rights and responsibilities of participants,
18 including exemption, sanction, reconciliation, and good
19 cause criteria and procedures, termination for
20 non-cooperation and reinstatement rules and procedures,
21 and appeal and grievance procedures; and

22 (5) the types and locations of child care services.

23 (b) The Illinois Department shall notify the recipient in
24 writing of the opportunity to volunteer to participate in the
25 program.

26 (c) (Blank).

1 (d) As part of the personal plan for achieving employment
2 and self-sufficiency, the Department shall conduct an
3 individualized assessment of the participant's employability.
4 No participant may be assigned to any component of the
5 education, training and employment activity prior to such
6 assessment. The plan shall include collection of information
7 on the individual's background, proficiencies, skills
8 deficiencies, education level, work history, employment goals,
9 interests, aptitudes, and employment preferences, as well as
10 factors affecting employability or ability to meet
11 participation requirements (e.g., health, physical or mental
12 limitations, child care, family circumstances, domestic
13 violence, sexual violence, substance use disorders, and
14 special needs of any child of the individual). As part of the
15 plan, individuals and Department staff shall work together to
16 identify any supportive service needs required to enable the
17 client to participate and meet the objectives of his or her
18 employability plan. The assessment may be conducted through
19 various methods such as interviews, testing, counseling, and
20 self-assessment instruments. In the assessment process, the
21 Department shall offer to include standard literacy testing
22 and a determination of English language proficiency and shall
23 provide it for those who accept the offer. Based on the
24 assessment, the individual will be assigned to the appropriate
25 activity. The decision will be based on a determination of the
26 individual's level of preparation for employment as defined by

1 rule.

2 (e) Recipients determined to be exempt may volunteer to
3 participate pursuant to Section 9A-4 and must be assessed.

4 (f) As part of the personal plan for achieving employment
5 and self-sufficiency under Section 4-1, an employability plan
6 for recipients shall be developed in consultation with the
7 participant. The Department shall have final responsibility
8 for approving the employability plan. The employability plan
9 shall:

10 (1) contain an employment goal of the participant;

11 (2) describe the services to be provided by the
12 Department, including child care and other support
13 services;

14 (3) describe the activities, such as component
15 assignment, that will be undertaken by the participant to
16 achieve the employment goal. The Department shall treat
17 participation in high school and high school equivalency
18 programs as a core activity and count participation in
19 high school and high school equivalency programs toward
20 the first 20 hours per week of participation. The
21 Department shall approve participation in high school or
22 high school equivalency programs upon written or oral
23 request of the participant if he or she has not already
24 earned a high school diploma or a State of Illinois High
25 School Diploma ~~high school equivalency certificate~~.
26 However, participation in high school or high school

1 equivalency programs may be delayed as part of an
2 applicant's or recipient's personal plan for achieving
3 employment and self-sufficiency if it is determined that
4 the benefit from participating in another activity, such
5 as, but not limited to, treatment for a substance use
6 disorder or an English proficiency program, would be
7 greater to the applicant or recipient than participation
8 in high school or a high school equivalency program. The
9 availability of high school and high school equivalency
10 programs may also delay enrollment in those programs. The
11 Department shall treat such activities as a core activity
12 as long as satisfactory progress is made, as determined by
13 the high school or high school equivalency program. Proof
14 of satisfactory progress shall be provided by the
15 participant or the school at the end of each academic
16 term; and

17 (4) describe any other needs of the family that might
18 be met by the Department.

19 (g) The employability plan shall take into account:

- 20 (1) available program resources;
- 21 (2) the participant's support service needs;
- 22 (3) the participant's skills level and aptitudes;
- 23 (4) local employment opportunities; and
- 24 (5) the preferences of the participant.

25 (h) A reassessment shall be conducted to assess a
26 participant's progress and to review the employability plan on

1 the following occasions:

2 (1) upon completion of an activity and before
3 assignment to an activity;

4 (2) upon the request of the participant;

5 (3) if the individual is not cooperating with the
6 requirements of the program; and

7 (4) if the individual has failed to make satisfactory
8 progress in an education or training program.

9 Based on the reassessment, the Department may revise the
10 employability plan of the participant.

11 (Source: P.A. 99-746, eff. 1-1-17; 100-759, eff. 1-1-19.)

12 Section 80. The Firearm Concealed Carry Act is amended by
13 changing Section 80 as follows:

14 (430 ILCS 66/80)

15 Sec. 80. Certified firearms instructors.

16 (a) Within 60 days of the effective date of this Act, the
17 Illinois State Police shall begin approval of certified
18 firearms instructors and enter certified firearms instructors
19 into an online registry on the Illinois State Police's
20 website.

21 (b) A person who is not a certified firearms instructor
22 shall not teach applicant training courses or advertise or
23 otherwise represent courses they teach as qualifying their
24 students to meet the requirements to receive a license under

1 this Act. Each violation of this subsection is a business
2 offense with a fine of at least \$1,000 per violation.

3 (c) A person seeking to become a certified firearms
4 instructor shall:

5 (1) be at least 21 years of age;

6 (2) be a legal resident of the United States; and

7 (3) meet the requirements of Section 25 of this Act,
8 except for the Illinois residency requirement in item
9 (xiv) of paragraph (2) of subsection (a) of Section 4 of
10 the Firearm Owners Identification Card Act; and any
11 additional uniformly applied requirements established by
12 the Illinois State Police.

13 (d) A person seeking to become a certified firearms
14 instructor, in addition to the requirements of subsection (c)
15 of this Section, shall:

16 (1) possess a high school diploma or State of Illinois
17 High School Diploma ~~high school equivalency certificate~~;
18 and

19 (2) have at least one of the following valid firearms
20 instructor certifications:

21 (A) certification from a law enforcement agency;

22 (B) certification from a firearm instructor course
23 offered by a State or federal governmental agency;

24 (C) certification from a firearm instructor
25 qualification course offered by the Illinois Law
26 Enforcement Training Standards Board; or

1 (D) certification from an entity approved by the
2 Illinois State Police that offers firearm instructor
3 education and training in the use and safety of
4 firearms.

5 (e) A person may have his or her firearms instructor
6 certification denied or revoked if he or she does not meet the
7 requirements to obtain a license under this Act, provides
8 false or misleading information to the Illinois State Police,
9 or has had a prior instructor certification revoked or denied
10 by the Illinois State Police.

11 (Source: P.A. 102-538, eff. 8-20-21.)

12 Section 85. The Illinois Vehicle Code is amended by
13 changing Sections 6-107 and 6-408.5 as follows:

14 (625 ILCS 5/6-107) (from Ch. 95 1/2, par. 6-107)

15 Sec. 6-107. Graduated license.

16 (a) The purpose of the Graduated Licensing Program is to
17 develop safe and mature driving habits in young, inexperienced
18 drivers and reduce or prevent motor vehicle accidents,
19 fatalities, and injuries by:

20 (1) providing for an increase in the time of practice
21 period before granting permission to obtain a driver's
22 license;

23 (2) strengthening driver licensing and testing
24 standards for persons under the age of 21 years;

1 (3) sanctioning driving privileges of drivers under
2 age 21 who have committed serious traffic violations or
3 other specified offenses; and

4 (4) setting stricter standards to promote the public's
5 health and safety.

6 (b) The application of any person under the age of 18
7 years, and not legally emancipated, for a drivers license or
8 permit to operate a motor vehicle issued under the laws of this
9 State, shall be accompanied by the written consent of either
10 parent of the applicant; otherwise by the guardian having
11 custody of the applicant, or in the event there is no parent or
12 guardian, then by another responsible adult. The written
13 consent must accompany any application for a driver's license
14 under this subsection (b), regardless of whether or not the
15 required written consent also accompanied the person's
16 previous application for an instruction permit.

17 No graduated driver's license shall be issued to any
18 applicant under 18 years of age, unless the applicant is at
19 least 16 years of age and has:

20 (1) Held a valid instruction permit for a minimum of 9
21 months.

22 (2) Passed an approved driver education course and
23 submits proof of having passed the course as may be
24 required.

25 (3) Certification by the parent, legal guardian, or
26 responsible adult that the applicant has had a minimum of

1 50 hours of behind-the-wheel practice time, at least 10
2 hours of which have been at night, and is sufficiently
3 prepared and able to safely operate a motor vehicle.

4 (b-1) No graduated driver's license shall be issued to any
5 applicant who is under 18 years of age and not legally
6 emancipated, unless the applicant has graduated from a
7 secondary school of this State or any other state, is enrolled
8 in a course leading to a State of Illinois High School Diploma
9 ~~high school equivalency certificate~~, has obtained a State of
10 Illinois High School Diploma ~~high school equivalency~~
11 ~~certificate~~, is enrolled in an elementary or secondary school
12 or college or university of this State or any other state and
13 is not a chronic or habitual truant as provided in Section
14 26-2a of the School Code, or is receiving home instruction and
15 submits proof of meeting any of those requirements at the time
16 of application.

17 An applicant under 18 years of age who provides proof
18 acceptable to the Secretary that the applicant has resumed
19 regular school attendance or home instruction or that his or
20 her application was denied in error shall be eligible to
21 receive a graduated license if other requirements are met. The
22 Secretary shall adopt rules for implementing this subsection
23 (b-1).

24 (c) No graduated driver's license or permit shall be
25 issued to any applicant under 18 years of age who has committed
26 the offense of operating a motor vehicle without a valid

1 license or permit in violation of Section 6-101 of this Code or
2 a similar out of state offense and no graduated driver's
3 license or permit shall be issued to any applicant under 18
4 years of age who has committed an offense that would otherwise
5 result in a mandatory revocation of a license or permit as
6 provided in Section 6-205 of this Code or who has been either
7 convicted of or adjudicated a delinquent based upon a
8 violation of the Cannabis Control Act, the Illinois Controlled
9 Substances Act, the Use of Intoxicating Compounds Act, or the
10 Methamphetamine Control and Community Protection Act while
11 that individual was in actual physical control of a motor
12 vehicle. For purposes of this Section, any person placed on
13 probation under Section 10 of the Cannabis Control Act,
14 Section 410 of the Illinois Controlled Substances Act, or
15 Section 70 of the Methamphetamine Control and Community
16 Protection Act shall not be considered convicted. Any person
17 found guilty of this offense, while in actual physical control
18 of a motor vehicle, shall have an entry made in the court
19 record by the judge that this offense did occur while the
20 person was in actual physical control of a motor vehicle and
21 order the clerk of the court to report the violation to the
22 Secretary of State as such.

23 (d) No graduated driver's license shall be issued for 9
24 months to any applicant under the age of 18 years who has
25 committed and subsequently been convicted of an offense
26 against traffic regulations governing the movement of

1 vehicles, any violation of this Section or Section 12-603.1 of
2 this Code, or who has received a disposition of court
3 supervision for a violation of Section 6-20 of the Illinois
4 Liquor Control Act of 1934 or a similar provision of a local
5 ordinance.

6 (e) No graduated driver's license holder under the age of
7 18 years shall operate any motor vehicle, except a motor
8 driven cycle or motorcycle, with more than one passenger in
9 the front seat of the motor vehicle and no more passengers in
10 the back seats than the number of available seat safety belts
11 as set forth in Section 12-603 of this Code. If a graduated
12 driver's license holder over the age of 18 committed an
13 offense against traffic regulations governing the movement of
14 vehicles or any violation of this Section or Section 12-603.1
15 of this Code in the 6 months prior to the graduated driver's
16 license holder's 18th birthday, and was subsequently convicted
17 of the violation, the provisions of this paragraph shall
18 continue to apply until such time as a period of 6 consecutive
19 months has elapsed without an additional violation and
20 subsequent conviction of an offense against traffic
21 regulations governing the movement of vehicles or any
22 violation of this Section or Section 12-603.1 of this Code.

23 (f) (Blank).

24 (g) If a graduated driver's license holder is under the
25 age of 18 when he or she receives the license, for the first 12
26 months he or she holds the license or until he or she reaches

1 the age of 18, whichever occurs sooner, the graduated license
2 holder may not operate a motor vehicle with more than one
3 passenger in the vehicle who is under the age of 20, unless any
4 additional passenger or passengers are siblings,
5 step-siblings, children, or stepchildren of the driver. If a
6 graduated driver's license holder committed an offense against
7 traffic regulations governing the movement of vehicles or any
8 violation of this Section or Section 12-603.1 of this Code
9 during the first 12 months the license is held and
10 subsequently is convicted of the violation, the provisions of
11 this paragraph shall remain in effect until such time as a
12 period of 6 consecutive months has elapsed without an
13 additional violation and subsequent conviction of an offense
14 against traffic regulations governing the movement of vehicles
15 or any violation of this Section or Section 12-603.1 of this
16 Code.

17 (h) It shall be an offense for a person that is age 15, but
18 under age 20, to be a passenger in a vehicle operated by a
19 driver holding a graduated driver's license during the first
20 12 months the driver holds the license or until the driver
21 reaches the age of 18, whichever occurs sooner, if another
22 passenger under the age of 20 is present, excluding a sibling,
23 step-sibling, child, or step-child of the driver.

24 (i) No graduated driver's license shall be issued to any
25 applicant under the age of 18 years if the applicant has been
26 issued a traffic citation for which a disposition has not been

1 rendered at the time of application.

2 (Source: P.A. 97-229, eff. 7-28-11; 97-835, eff. 7-20-12;
3 98-168, eff. 1-1-14; 98-718, eff. 1-1-15.)

4 (625 ILCS 5/6-408.5)

5 Sec. 6-408.5. Courses for students or high school
6 dropouts; limitation.

7 (a) No driver training school or driving training
8 instructor licensed under this Act may request a certificate
9 of completion from the Secretary of State as provided in
10 Section 6-411 for any person who is enrolled as a student in
11 any public or non-public secondary school at the time such
12 instruction is to be provided, or who was so enrolled during
13 the semester last ended if that instruction is to be provided
14 between semesters or during the summer after the regular
15 school term ends, unless that student has received a passing
16 grade in at least 8 courses during the 2 semesters last ending
17 prior to requesting a certificate of completion from the
18 Secretary of State for the student.

19 (b) No driver training school or driving training
20 instructor licensed under this Act may request a certificate
21 of completion from the Secretary of State as provided in
22 Section 6-411 for any person who has dropped out of school and
23 has not yet attained the age of 18 years unless the driver
24 training school or driving training instructor has: 1)
25 obtained written documentation verifying the dropout's

1 enrollment in a high school equivalency testing or alternative
2 education program or has obtained a copy of the dropout's
3 State of Illinois High School Diploma ~~high school equivalency~~
4 ~~certificate~~; 2) obtained verification that the student prior
5 to dropping out had received a passing grade in at least 8
6 courses during the 2 previous semesters last ending prior to
7 requesting a certificate of completion; or 3) obtained written
8 consent from the dropout's parents or guardians and the
9 regional superintendent.

10 (c) Students shall be informed of the eligibility
11 requirements of this Act in writing at the time of
12 registration.

13 (d) The superintendent of schools of the school district
14 in which the student resides and attends school or in which the
15 student resides at the time he or she drops out of school (with
16 respect to a public high school student or a dropout from the
17 public high school) or the chief school administrator (with
18 respect to a student who attends a non-public high school or a
19 dropout from a non-public high school) may waive the
20 requirements of this Section if the superintendent or chief
21 school administrator, as the case may be, deems it to be in the
22 best interests of the student or dropout. Before requesting a
23 certificate of completion from the Secretary of State for any
24 person who is enrolled as a student in any public or non-public
25 secondary school or who was so enrolled in the semester last
26 ending prior to the request for a certificate of completion

1 from the Secretary of State or who is of high school age, the
2 driver training school shall determine from the school
3 district in which that person resides or resided at the time of
4 dropping out of school, or from the chief administrator of the
5 non-public high school attended or last attended by such
6 person, as the case may be, that such person is not ineligible
7 to receive a certificate of completion under this Section.

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

9 Section 90. The Unified Code of Corrections is amended by
10 changing Sections 3-6-3, 3-6-8, and 5-8-1.3 as follows:

11 (730 ILCS 5/3-6-3) (from Ch. 38, par. 1003-6-3)

12 Sec. 3-6-3. Rules and regulations for sentence credit.

13 (a) (1) The Department of Corrections shall prescribe rules
14 and regulations for awarding and revoking sentence credit for
15 persons committed to the Department which shall be subject to
16 review by the Prisoner Review Board.

17 (1.5) As otherwise provided by law, sentence credit may be
18 awarded for the following:

19 (A) successful completion of programming while in
20 custody of the Department or while in custody prior to
21 sentencing;

22 (B) compliance with the rules and regulations of the
23 Department; or

24 (C) service to the institution, service to a

1 community, or service to the State.

2 (2) Except as provided in paragraph (4.7) of this
3 subsection (a), the rules and regulations on sentence credit
4 shall provide, with respect to offenses listed in clause (i),
5 (ii), or (iii) of this paragraph (2) committed on or after June
6 19, 1998 or with respect to the offense listed in clause (iv)
7 of this paragraph (2) committed on or after June 23, 2005 (the
8 effective date of Public Act 94-71) or with respect to offense
9 listed in clause (vi) committed on or after June 1, 2008 (the
10 effective date of Public Act 95-625) or with respect to the
11 offense of being an armed habitual criminal committed on or
12 after August 2, 2005 (the effective date of Public Act 94-398)
13 or with respect to the offenses listed in clause (v) of this
14 paragraph (2) committed on or after August 13, 2007 (the
15 effective date of Public Act 95-134) or with respect to the
16 offense of aggravated domestic battery committed on or after
17 July 23, 2010 (the effective date of Public Act 96-1224) or
18 with respect to the offense of attempt to commit terrorism
19 committed on or after January 1, 2013 (the effective date of
20 Public Act 97-990), the following:

21 (i) that a prisoner who is serving a term of
22 imprisonment for first degree murder or for the offense of
23 terrorism shall receive no sentence credit and shall serve
24 the entire sentence imposed by the court;

25 (ii) that a prisoner serving a sentence for attempt to
26 commit terrorism, attempt to commit first degree murder,

1 solicitation of murder, solicitation of murder for hire,
2 intentional homicide of an unborn child, predatory
3 criminal sexual assault of a child, aggravated criminal
4 sexual assault, criminal sexual assault, aggravated
5 kidnapping, aggravated battery with a firearm as described
6 in Section 12-4.2 or subdivision (e) (1), (e) (2), (e) (3),
7 or (e) (4) of Section 12-3.05, heinous battery as described
8 in Section 12-4.1 or subdivision (a) (2) of Section
9 12-3.05, being an armed habitual criminal, aggravated
10 battery of a senior citizen as described in Section 12-4.6
11 or subdivision (a) (4) of Section 12-3.05, or aggravated
12 battery of a child as described in Section 12-4.3 or
13 subdivision (b) (1) of Section 12-3.05 shall receive no
14 more than 4.5 days of sentence credit for each month of his
15 or her sentence of imprisonment;

16 (iii) that a prisoner serving a sentence for home
17 invasion, armed robbery, aggravated vehicular hijacking,
18 aggravated discharge of a firearm, or armed violence with
19 a category I weapon or category II weapon, when the court
20 has made and entered a finding, pursuant to subsection
21 (c-1) of Section 5-4-1 of this Code, that the conduct
22 leading to conviction for the enumerated offense resulted
23 in great bodily harm to a victim, shall receive no more
24 than 4.5 days of sentence credit for each month of his or
25 her sentence of imprisonment;

26 (iv) that a prisoner serving a sentence for aggravated

1 discharge of a firearm, whether or not the conduct leading
2 to conviction for the offense resulted in great bodily
3 harm to the victim, shall receive no more than 4.5 days of
4 sentence credit for each month of his or her sentence of
5 imprisonment;

6 (v) that a person serving a sentence for gunrunning,
7 narcotics racketeering, controlled substance trafficking,
8 methamphetamine trafficking, drug-induced homicide,
9 aggravated methamphetamine-related child endangerment,
10 money laundering pursuant to clause (c) (4) or (5) of
11 Section 29B-1 of the Criminal Code of 1961 or the Criminal
12 Code of 2012, or a Class X felony conviction for delivery
13 of a controlled substance, possession of a controlled
14 substance with intent to manufacture or deliver,
15 calculated criminal drug conspiracy, criminal drug
16 conspiracy, street gang criminal drug conspiracy,
17 participation in methamphetamine manufacturing,
18 aggravated participation in methamphetamine
19 manufacturing, delivery of methamphetamine, possession
20 with intent to deliver methamphetamine, aggravated
21 delivery of methamphetamine, aggravated possession with
22 intent to deliver methamphetamine, methamphetamine
23 conspiracy when the substance containing the controlled
24 substance or methamphetamine is 100 grams or more shall
25 receive no more than 7.5 days sentence credit for each
26 month of his or her sentence of imprisonment;

1 (vi) that a prisoner serving a sentence for a second
2 or subsequent offense of luring a minor shall receive no
3 more than 4.5 days of sentence credit for each month of his
4 or her sentence of imprisonment; and

5 (vii) that a prisoner serving a sentence for
6 aggravated domestic battery shall receive no more than 4.5
7 days of sentence credit for each month of his or her
8 sentence of imprisonment.

9 (2.1) For all offenses, other than those enumerated in
10 subdivision (a)(2)(i), (ii), or (iii) committed on or after
11 June 19, 1998 or subdivision (a)(2)(iv) committed on or after
12 June 23, 2005 (the effective date of Public Act 94-71) or
13 subdivision (a)(2)(v) committed on or after August 13, 2007
14 (the effective date of Public Act 95-134) or subdivision
15 (a)(2)(vi) committed on or after June 1, 2008 (the effective
16 date of Public Act 95-625) or subdivision (a)(2)(vii)
17 committed on or after July 23, 2010 (the effective date of
18 Public Act 96-1224), and other than the offense of aggravated
19 driving under the influence of alcohol, other drug or drugs,
20 or intoxicating compound or compounds, or any combination
21 thereof as defined in subparagraph (F) of paragraph (1) of
22 subsection (d) of Section 11-501 of the Illinois Vehicle Code,
23 and other than the offense of aggravated driving under the
24 influence of alcohol, other drug or drugs, or intoxicating
25 compound or compounds, or any combination thereof as defined
26 in subparagraph (C) of paragraph (1) of subsection (d) of

1 Section 11-501 of the Illinois Vehicle Code committed on or
2 after January 1, 2011 (the effective date of Public Act
3 96-1230), the rules and regulations shall provide that a
4 prisoner who is serving a term of imprisonment shall receive
5 one day of sentence credit for each day of his or her sentence
6 of imprisonment or recommitment under Section 3-3-9. Each day
7 of sentence credit shall reduce by one day the prisoner's
8 period of imprisonment or recommitment under Section 3-3-9.

9 (2.2) A prisoner serving a term of natural life
10 imprisonment or a prisoner who has been sentenced to death
11 shall receive no sentence credit.

12 (2.3) Except as provided in paragraph (4.7) of this
13 subsection (a), the rules and regulations on sentence credit
14 shall provide that a prisoner who is serving a sentence for
15 aggravated driving under the influence of alcohol, other drug
16 or drugs, or intoxicating compound or compounds, or any
17 combination thereof as defined in subparagraph (F) of
18 paragraph (1) of subsection (d) of Section 11-501 of the
19 Illinois Vehicle Code, shall receive no more than 4.5 days of
20 sentence credit for each month of his or her sentence of
21 imprisonment.

22 (2.4) Except as provided in paragraph (4.7) of this
23 subsection (a), the rules and regulations on sentence credit
24 shall provide with respect to the offenses of aggravated
25 battery with a machine gun or a firearm equipped with any
26 device or attachment designed or used for silencing the report

1 of a firearm or aggravated discharge of a machine gun or a
2 firearm equipped with any device or attachment designed or
3 used for silencing the report of a firearm, committed on or
4 after July 15, 1999 (the effective date of Public Act 91-121),
5 that a prisoner serving a sentence for any of these offenses
6 shall receive no more than 4.5 days of sentence credit for each
7 month of his or her sentence of imprisonment.

8 (2.5) Except as provided in paragraph (4.7) of this
9 subsection (a), the rules and regulations on sentence credit
10 shall provide that a prisoner who is serving a sentence for
11 aggravated arson committed on or after July 27, 2001 (the
12 effective date of Public Act 92-176) shall receive no more
13 than 4.5 days of sentence credit for each month of his or her
14 sentence of imprisonment.

15 (2.6) Except as provided in paragraph (4.7) of this
16 subsection (a), the rules and regulations on sentence credit
17 shall provide that a prisoner who is serving a sentence for
18 aggravated driving under the influence of alcohol, other drug
19 or drugs, or intoxicating compound or compounds or any
20 combination thereof as defined in subparagraph (C) of
21 paragraph (1) of subsection (d) of Section 11-501 of the
22 Illinois Vehicle Code committed on or after January 1, 2011
23 (the effective date of Public Act 96-1230) shall receive no
24 more than 4.5 days of sentence credit for each month of his or
25 her sentence of imprisonment.

26 (3) In addition to the sentence credits earned under

1 paragraphs (2.1), (4), (4.1), (4.2), and (4.7) of this
2 subsection (a), the rules and regulations shall also provide
3 that the Director may award up to 180 days of earned sentence
4 credit for prisoners serving a sentence of incarceration of
5 less than 5 years, and up to 365 days of earned sentence credit
6 for prisoners serving a sentence of 5 years or longer. The
7 Director may grant this credit for good conduct in specific
8 instances as the Director deems proper. The good conduct may
9 include, but is not limited to, compliance with the rules and
10 regulations of the Department, service to the Department,
11 service to a community, or service to the State.

12 Eligible inmates for an award of earned sentence credit
13 under this paragraph (3) may be selected to receive the credit
14 at the Director's or his or her designee's sole discretion.
15 Eligibility for the additional earned sentence credit under
16 this paragraph (3) may be based on, but is not limited to,
17 participation in programming offered by the Department as
18 appropriate for the prisoner based on the results of any
19 available risk/needs assessment or other relevant assessments
20 or evaluations administered by the Department using a
21 validated instrument, the circumstances of the crime,
22 demonstrated commitment to rehabilitation by a prisoner with a
23 history of conviction for a forcible felony enumerated in
24 Section 2-8 of the Criminal Code of 2012, the inmate's
25 behavior and improvements in disciplinary history while
26 incarcerated, and the inmate's commitment to rehabilitation,

1 including participation in programming offered by the
2 Department.

3 The Director shall not award sentence credit under this
4 paragraph (3) to an inmate unless the inmate has served a
5 minimum of 60 days of the sentence; except nothing in this
6 paragraph shall be construed to permit the Director to extend
7 an inmate's sentence beyond that which was imposed by the
8 court. Prior to awarding credit under this paragraph (3), the
9 Director shall make a written determination that the inmate:

10 (A) is eligible for the earned sentence credit;

11 (B) has served a minimum of 60 days, or as close to 60
12 days as the sentence will allow;

13 (B-1) has received a risk/needs assessment or other
14 relevant evaluation or assessment administered by the
15 Department using a validated instrument; and

16 (C) has met the eligibility criteria established by
17 rule for earned sentence credit.

18 The Director shall determine the form and content of the
19 written determination required in this subsection.

20 (3.5) The Department shall provide annual written reports
21 to the Governor and the General Assembly on the award of earned
22 sentence credit no later than February 1 of each year. The
23 Department must publish both reports on its website within 48
24 hours of transmitting the reports to the Governor and the
25 General Assembly. The reports must include:

26 (A) the number of inmates awarded earned sentence

1 credit;

2 (B) the average amount of earned sentence credit
3 awarded;

4 (C) the holding offenses of inmates awarded earned
5 sentence credit; and

6 (D) the number of earned sentence credit revocations.

7 (4) (A) Except as provided in paragraph (4.7) of this
8 subsection (a), the rules and regulations shall also provide
9 that any prisoner who is engaged full-time in substance abuse
10 programs, correctional industry assignments, educational
11 programs, work-release programs or activities in accordance
12 with Article 13 of Chapter III of this Code, behavior
13 modification programs, life skills courses, or re-entry
14 planning provided by the Department under this paragraph (4)
15 and satisfactorily completes the assigned program as
16 determined by the standards of the Department, shall receive
17 one day of sentence credit for each day in which that prisoner
18 is engaged in the activities described in this paragraph. The
19 rules and regulations shall also provide that sentence credit
20 may be provided to an inmate who was held in pre-trial
21 detention prior to his or her current commitment to the
22 Department of Corrections and successfully completed a
23 full-time, 60-day or longer substance abuse program,
24 educational program, behavior modification program, life
25 skills course, or re-entry planning provided by the county
26 department of corrections or county jail. Calculation of this

1 county program credit shall be done at sentencing as provided
2 in Section 5-4.5-100 of this Code and shall be included in the
3 sentencing order. The rules and regulations shall also provide
4 that sentence credit may be provided to an inmate who is in
5 compliance with programming requirements in an adult
6 transition center.

7 (B) The Department shall award sentence credit under this
8 paragraph (4) accumulated prior to January 1, 2020 (the
9 effective date of Public Act 101-440) in an amount specified
10 in subparagraph (C) of this paragraph (4) to an inmate serving
11 a sentence for an offense committed prior to June 19, 1998, if
12 the Department determines that the inmate is entitled to this
13 sentence credit, based upon:

14 (i) documentation provided by the Department that the
15 inmate engaged in any full-time substance abuse programs,
16 correctional industry assignments, educational programs,
17 behavior modification programs, life skills courses, or
18 re-entry planning provided by the Department under this
19 paragraph (4) and satisfactorily completed the assigned
20 program as determined by the standards of the Department
21 during the inmate's current term of incarceration; or

22 (ii) the inmate's own testimony in the form of an
23 affidavit or documentation, or a third party's
24 documentation or testimony in the form of an affidavit
25 that the inmate likely engaged in any full-time substance
26 abuse programs, correctional industry assignments,

1 educational programs, behavior modification programs, life
2 skills courses, or re-entry planning provided by the
3 Department under paragraph (4) and satisfactorily
4 completed the assigned program as determined by the
5 standards of the Department during the inmate's current
6 term of incarceration.

7 (C) If the inmate can provide documentation that he or she
8 is entitled to sentence credit under subparagraph (B) in
9 excess of 45 days of participation in those programs, the
10 inmate shall receive 90 days of sentence credit. If the inmate
11 cannot provide documentation of more than 45 days of
12 participation in those programs, the inmate shall receive 45
13 days of sentence credit. In the event of a disagreement
14 between the Department and the inmate as to the amount of
15 credit accumulated under subparagraph (B), if the Department
16 provides documented proof of a lesser amount of days of
17 participation in those programs, that proof shall control. If
18 the Department provides no documentary proof, the inmate's
19 proof as set forth in clause (ii) of subparagraph (B) shall
20 control as to the amount of sentence credit provided.

21 (D) If the inmate has been convicted of a sex offense as
22 defined in Section 2 of the Sex Offender Registration Act,
23 sentencing credits under subparagraph (B) of this paragraph
24 (4) shall be awarded by the Department only if the conditions
25 set forth in paragraph (4.6) of subsection (a) are satisfied.
26 No inmate serving a term of natural life imprisonment shall

1 receive sentence credit under subparagraph (B) of this
2 paragraph (4).

3 Educational, vocational, substance abuse, behavior
4 modification programs, life skills courses, re-entry planning,
5 and correctional industry programs under which sentence credit
6 may be earned under this paragraph (4) and paragraph (4.1) of
7 this subsection (a) shall be evaluated by the Department on
8 the basis of documented standards. The Department shall report
9 the results of these evaluations to the Governor and the
10 General Assembly by September 30th of each year. The reports
11 shall include data relating to the recidivism rate among
12 program participants.

13 Availability of these programs shall be subject to the
14 limits of fiscal resources appropriated by the General
15 Assembly for these purposes. Eligible inmates who are denied
16 immediate admission shall be placed on a waiting list under
17 criteria established by the Department. The rules and
18 regulations shall provide that a prisoner who has been placed
19 on a waiting list but is transferred for non-disciplinary
20 reasons before beginning a program shall receive priority
21 placement on the waitlist for appropriate programs at the new
22 facility. The inability of any inmate to become engaged in any
23 such programs by reason of insufficient program resources or
24 for any other reason established under the rules and
25 regulations of the Department shall not be deemed a cause of
26 action under which the Department or any employee or agent of

1 the Department shall be liable for damages to the inmate. The
2 rules and regulations shall provide that a prisoner who begins
3 an educational, vocational, substance abuse, work-release
4 programs or activities in accordance with Article 13 of
5 Chapter III of this Code, behavior modification program, life
6 skills course, re-entry planning, or correctional industry
7 programs but is unable to complete the program due to illness,
8 disability, transfer, lockdown, or another reason outside of
9 the prisoner's control shall receive prorated sentence credits
10 for the days in which the prisoner did participate.

11 (4.1) Except as provided in paragraph (4.7) of this
12 subsection (a), the rules and regulations shall also provide
13 that an additional 90 days of sentence credit shall be awarded
14 to any prisoner who passes high school equivalency testing
15 while the prisoner is committed to the Department of
16 Corrections. The sentence credit awarded under this paragraph
17 (4.1) shall be in addition to, and shall not affect, the award
18 of sentence credit under any other paragraph of this Section,
19 but shall also be pursuant to the guidelines and restrictions
20 set forth in paragraph (4) of subsection (a) of this Section.
21 The sentence credit provided for in this paragraph shall be
22 available only to those prisoners who have not previously
23 earned a high school diploma or a State of Illinois High School
24 Diploma ~~high school equivalency certificate~~. If, after an
25 award of the high school equivalency testing sentence credit
26 has been made, the Department determines that the prisoner was

1 not eligible, then the award shall be revoked. The Department
2 may also award 90 days of sentence credit to any committed
3 person who passed high school equivalency testing while he or
4 she was held in pre-trial detention prior to the current
5 commitment to the Department of Corrections. Except as
6 provided in paragraph (4.7) of this subsection (a), the rules
7 and regulations shall provide that an additional 120 days of
8 sentence credit shall be awarded to any prisoner who obtains
9 an associate degree while the prisoner is committed to the
10 Department of Corrections, regardless of the date that the
11 associate degree was obtained, including if prior to July 1,
12 2021 (the effective date of Public Act 101-652). The sentence
13 credit awarded under this paragraph (4.1) shall be in addition
14 to, and shall not affect, the award of sentence credit under
15 any other paragraph of this Section, but shall also be under
16 the guidelines and restrictions set forth in paragraph (4) of
17 subsection (a) of this Section. The sentence credit provided
18 for in this paragraph (4.1) shall be available only to those
19 prisoners who have not previously earned an associate degree
20 prior to the current commitment to the Department of
21 Corrections. If, after an award of the associate degree
22 sentence credit has been made and the Department determines
23 that the prisoner was not eligible, then the award shall be
24 revoked. The Department may also award 120 days of sentence
25 credit to any committed person who earned an associate degree
26 while he or she was held in pre-trial detention prior to the

1 current commitment to the Department of Corrections.

2 Except as provided in paragraph (4.7) of this subsection
3 (a), the rules and regulations shall provide that an
4 additional 180 days of sentence credit shall be awarded to any
5 prisoner who obtains a bachelor's degree while the prisoner is
6 committed to the Department of Corrections. The sentence
7 credit awarded under this paragraph (4.1) shall be in addition
8 to, and shall not affect, the award of sentence credit under
9 any other paragraph of this Section, but shall also be under
10 the guidelines and restrictions set forth in paragraph (4) of
11 this subsection (a). The sentence credit provided for in this
12 paragraph shall be available only to those prisoners who have
13 not earned a bachelor's degree prior to the current commitment
14 to the Department of Corrections. If, after an award of the
15 bachelor's degree sentence credit has been made, the
16 Department determines that the prisoner was not eligible, then
17 the award shall be revoked. The Department may also award 180
18 days of sentence credit to any committed person who earned a
19 bachelor's degree while he or she was held in pre-trial
20 detention prior to the current commitment to the Department of
21 Corrections.

22 Except as provided in paragraph (4.7) of this subsection
23 (a), the rules and regulations shall provide that an
24 additional 180 days of sentence credit shall be awarded to any
25 prisoner who obtains a master's or professional degree while
26 the prisoner is committed to the Department of Corrections.

1 The sentence credit awarded under this paragraph (4.1) shall
2 be in addition to, and shall not affect, the award of sentence
3 credit under any other paragraph of this Section, but shall
4 also be under the guidelines and restrictions set forth in
5 paragraph (4) of this subsection (a). The sentence credit
6 provided for in this paragraph shall be available only to
7 those prisoners who have not previously earned a master's or
8 professional degree prior to the current commitment to the
9 Department of Corrections. If, after an award of the master's
10 or professional degree sentence credit has been made, the
11 Department determines that the prisoner was not eligible, then
12 the award shall be revoked. The Department may also award 180
13 days of sentence credit to any committed person who earned a
14 master's or professional degree while he or she was held in
15 pre-trial detention prior to the current commitment to the
16 Department of Corrections.

17 (4.2) The rules and regulations shall also provide that
18 any prisoner engaged in self-improvement programs, volunteer
19 work, or work assignments that are not otherwise eligible
20 activities under paragraph (4), shall receive up to 0.5 days
21 of sentence credit for each day in which the prisoner is
22 engaged in activities described in this paragraph.

23 (4.5) The rules and regulations on sentence credit shall
24 also provide that when the court's sentencing order recommends
25 a prisoner for substance abuse treatment and the crime was
26 committed on or after September 1, 2003 (the effective date of

1 Public Act 93-354), the prisoner shall receive no sentence
2 credit awarded under clause (3) of this subsection (a) unless
3 he or she participates in and completes a substance abuse
4 treatment program. The Director may waive the requirement to
5 participate in or complete a substance abuse treatment program
6 in specific instances if the prisoner is not a good candidate
7 for a substance abuse treatment program for medical,
8 programming, or operational reasons. Availability of substance
9 abuse treatment shall be subject to the limits of fiscal
10 resources appropriated by the General Assembly for these
11 purposes. If treatment is not available and the requirement to
12 participate and complete the treatment has not been waived by
13 the Director, the prisoner shall be placed on a waiting list
14 under criteria established by the Department. The Director may
15 allow a prisoner placed on a waiting list to participate in and
16 complete a substance abuse education class or attend substance
17 abuse self-help meetings in lieu of a substance abuse
18 treatment program. A prisoner on a waiting list who is not
19 placed in a substance abuse program prior to release may be
20 eligible for a waiver and receive sentence credit under clause
21 (3) of this subsection (a) at the discretion of the Director.

22 (4.6) The rules and regulations on sentence credit shall
23 also provide that a prisoner who has been convicted of a sex
24 offense as defined in Section 2 of the Sex Offender
25 Registration Act shall receive no sentence credit unless he or
26 she either has successfully completed or is participating in

1 sex offender treatment as defined by the Sex Offender
2 Management Board. However, prisoners who are waiting to
3 receive treatment, but who are unable to do so due solely to
4 the lack of resources on the part of the Department, may, at
5 the Director's sole discretion, be awarded sentence credit at
6 a rate as the Director shall determine.

7 (4.7) On or after January 1, 2018 (the effective date of
8 Public Act 100-3), sentence credit under paragraph (3), (4),
9 or (4.1) of this subsection (a) may be awarded to a prisoner
10 who is serving a sentence for an offense described in
11 paragraph (2), (2.3), (2.4), (2.5), or (2.6) for credit earned
12 on or after January 1, 2018 (the effective date of Public Act
13 100-3); provided, the award of the credits under this
14 paragraph (4.7) shall not reduce the sentence of the prisoner
15 to less than the following amounts:

16 (i) 85% of his or her sentence if the prisoner is
17 required to serve 85% of his or her sentence; or

18 (ii) 60% of his or her sentence if the prisoner is
19 required to serve 75% of his or her sentence, except if the
20 prisoner is serving a sentence for gunrunning his or her
21 sentence shall not be reduced to less than 75%.

22 (iii) 100% of his or her sentence if the prisoner is
23 required to serve 100% of his or her sentence.

24 (5) Whenever the Department is to release any inmate
25 earlier than it otherwise would because of a grant of earned
26 sentence credit under paragraph (3) of subsection (a) of this

1 Section given at any time during the term, the Department
2 shall give reasonable notice of the impending release not less
3 than 14 days prior to the date of the release to the State's
4 Attorney of the county where the prosecution of the inmate
5 took place, and if applicable, the State's Attorney of the
6 county into which the inmate will be released. The Department
7 must also make identification information and a recent photo
8 of the inmate being released accessible on the Internet by
9 means of a hyperlink labeled "Community Notification of Inmate
10 Early Release" on the Department's World Wide Web homepage.
11 The identification information shall include the inmate's:
12 name, any known alias, date of birth, physical
13 characteristics, commitment offense, and county where
14 conviction was imposed. The identification information shall
15 be placed on the website within 3 days of the inmate's release
16 and the information may not be removed until either:
17 completion of the first year of mandatory supervised release
18 or return of the inmate to custody of the Department.

19 (b) Whenever a person is or has been committed under
20 several convictions, with separate sentences, the sentences
21 shall be construed under Section 5-8-4 in granting and
22 forfeiting of sentence credit.

23 (c) (1) The Department shall prescribe rules and
24 regulations for revoking sentence credit, including revoking
25 sentence credit awarded under paragraph (3) of subsection (a)
26 of this Section. The Department shall prescribe rules and

1 regulations establishing and requiring the use of a sanctions
2 matrix for revoking sentence credit. The Department shall
3 prescribe rules and regulations for suspending or reducing the
4 rate of accumulation of sentence credit for specific rule
5 violations, during imprisonment. These rules and regulations
6 shall provide that no inmate may be penalized more than one
7 year of sentence credit for any one infraction.

8 (2) When the Department seeks to revoke, suspend, or
9 reduce the rate of accumulation of any sentence credits for an
10 alleged infraction of its rules, it shall bring charges
11 therefor against the prisoner sought to be so deprived of
12 sentence credits before the Prisoner Review Board as provided
13 in subparagraph (a) (4) of Section 3-3-2 of this Code, if the
14 amount of credit at issue exceeds 30 days, whether from one
15 infraction or cumulatively from multiple infractions arising
16 out of a single event, or when, during any 12-month period, the
17 cumulative amount of credit revoked exceeds 30 days except
18 where the infraction is committed or discovered within 60 days
19 of scheduled release. In those cases, the Department of
20 Corrections may revoke up to 30 days of sentence credit. The
21 Board may subsequently approve the revocation of additional
22 sentence credit, if the Department seeks to revoke sentence
23 credit in excess of 30 days. However, the Board shall not be
24 empowered to review the Department's decision with respect to
25 the loss of 30 days of sentence credit within any calendar year
26 for any prisoner or to increase any penalty beyond the length

1 requested by the Department.

2 (3) The Director of the Department of Corrections, in
3 appropriate cases, may restore sentence credits which have
4 been revoked, suspended, or reduced. The Department shall
5 prescribe rules and regulations governing the restoration of
6 sentence credits. These rules and regulations shall provide
7 for the automatic restoration of sentence credits following a
8 period in which the prisoner maintains a record without a
9 disciplinary violation.

10 Nothing contained in this Section shall prohibit the
11 Prisoner Review Board from ordering, pursuant to Section
12 3-3-9(a)(3)(i)(B), that a prisoner serve up to one year of the
13 sentence imposed by the court that was not served due to the
14 accumulation of sentence credit.

15 (d) If a lawsuit is filed by a prisoner in an Illinois or
16 federal court against the State, the Department of
17 Corrections, or the Prisoner Review Board, or against any of
18 their officers or employees, and the court makes a specific
19 finding that a pleading, motion, or other paper filed by the
20 prisoner is frivolous, the Department of Corrections shall
21 conduct a hearing to revoke up to 180 days of sentence credit
22 by bringing charges against the prisoner sought to be deprived
23 of the sentence credits before the Prisoner Review Board as
24 provided in subparagraph (a)(8) of Section 3-3-2 of this Code.
25 If the prisoner has not accumulated 180 days of sentence
26 credit at the time of the finding, then the Prisoner Review

1 Board may revoke all sentence credit accumulated by the
2 prisoner.

3 For purposes of this subsection (d):

4 (1) "Frivolous" means that a pleading, motion, or
5 other filing which purports to be a legal document filed
6 by a prisoner in his or her lawsuit meets any or all of the
7 following criteria:

8 (A) it lacks an arguable basis either in law or in
9 fact;

10 (B) it is being presented for any improper
11 purpose, such as to harass or to cause unnecessary
12 delay or needless increase in the cost of litigation;

13 (C) the claims, defenses, and other legal
14 contentions therein are not warranted by existing law
15 or by a nonfrivolous argument for the extension,
16 modification, or reversal of existing law or the
17 establishment of new law;

18 (D) the allegations and other factual contentions
19 do not have evidentiary support or, if specifically so
20 identified, are not likely to have evidentiary support
21 after a reasonable opportunity for further
22 investigation or discovery; or

23 (E) the denials of factual contentions are not
24 warranted on the evidence, or if specifically so
25 identified, are not reasonably based on a lack of
26 information or belief.

1 (2) "Lawsuit" means a motion pursuant to Section 116-3
2 of the Code of Criminal Procedure of 1963, a habeas corpus
3 action under Article X of the Code of Civil Procedure or
4 under federal law (28 U.S.C. 2254), a petition for claim
5 under the Court of Claims Act, an action under the federal
6 Civil Rights Act (42 U.S.C. 1983), or a second or
7 subsequent petition for post-conviction relief under
8 Article 122 of the Code of Criminal Procedure of 1963
9 whether filed with or without leave of court or a second or
10 subsequent petition for relief from judgment under Section
11 2-1401 of the Code of Civil Procedure.

12 (e) Nothing in Public Act 90-592 or 90-593 affects the
13 validity of Public Act 89-404.

14 (f) Whenever the Department is to release any inmate who
15 has been convicted of a violation of an order of protection
16 under Section 12-3.4 or 12-30 of the Criminal Code of 1961 or
17 the Criminal Code of 2012, earlier than it otherwise would
18 because of a grant of sentence credit, the Department, as a
19 condition of release, shall require that the person, upon
20 release, be placed under electronic surveillance as provided
21 in Section 5-8A-7 of this Code.

22 (Source: P.A. 101-440, eff. 1-1-20; 101-652, eff. 7-1-21;
23 102-28, eff. 6-25-21; 102-558, eff. 8-20-21.)

24 (730 ILCS 5/3-6-8)

25 Sec. 3-6-8. High school equivalency testing programs. The

1 Department of Corrections shall develop and establish a
2 program in the Adult Division designed to increase the number
3 of committed persons enrolled in programs for high school
4 equivalency testing and pursuing State of Illinois High School
5 Diplomas ~~high school equivalency certificates~~ by at least 100%
6 over the 4-year period following the effective date of this
7 amendatory Act of the 94th General Assembly. Pursuant to the
8 program, each adult institution and facility shall report
9 annually to the Director of Corrections on the number of
10 committed persons enrolled in high school equivalency testing
11 programs and those who pass high school equivalency testing,
12 and the number of committed persons in the Adult Division who
13 are on waiting lists for participation in the high school
14 equivalency testing programs.

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

16 (730 ILCS 5/5-8-1.3)

17 Sec. 5-8-1.3. Pilot residential and transition treatment
18 program for women.

19 (a) The General Assembly recognizes:

20 (1) that drug-offending women with children who have
21 been in and out of the criminal justice system for years
22 are a serious problem;

23 (2) that the intergenerational cycle of women
24 continuously being part of the criminal justice system
25 needs to be broken;

1 (3) that the effects of drug offending women with
2 children disrupts family harmony and creates an atmosphere
3 that is not conducive to healthy childhood development;

4 (4) that there is a need for an effective residential
5 community supervision model to provide help to women to
6 become drug free, recover from trauma, focus on healthy
7 mother-child relationships, and establish economic
8 independence and long-term support;

9 (5) that certain non-violent women offenders with
10 children eligible for sentences of incarceration, may
11 benefit from the rehabilitative aspects of gender
12 responsive treatment programs and services. This Section
13 shall not be construed to allow violent offenders to
14 participate in a treatment program.

15 (b) Under the direction of the sheriff and with the
16 approval of the county board of commissioners, the sheriff, in
17 any county with more than 3,000,000 inhabitants, may operate a
18 residential and transition treatment program for women
19 established by the Illinois Department of Corrections if
20 funding has been provided by federal, local or private
21 entities. If the court finds during the sentencing hearing
22 conducted under Section 5-4-1 that a woman convicted of a
23 felony meets the eligibility requirements of the sheriff's
24 residential and transition treatment program for women, the
25 court may refer the offender to the sheriff's residential and
26 transition treatment program for women for consideration as a

1 participant as an alternative to incarceration in the
2 penitentiary. The sheriff shall be responsible for supervising
3 all women who are placed in the residential and transition
4 treatment program for women for the 12-month period. In the
5 event that the woman is not accepted for placement in the
6 sheriff's residential and transition treatment program for
7 women, the court shall proceed to sentence the woman to any
8 other disposition authorized by this Code. If the woman does
9 not successfully complete the residential and transition
10 treatment program for women, the woman's failure to do so
11 shall constitute a violation of the sentence to the
12 residential and transition treatment program for women.

13 (c) In order to be eligible to be a participant in the
14 pilot residential and transition treatment program for women,
15 the participant shall meet all of the following conditions:

16 (1) The woman has not been convicted of a violent
17 crime as defined in subsection (c) of Section 3 of the
18 Rights of Crime Victims and Witnesses Act, a Class X
19 felony, first or second degree murder, armed violence,
20 aggravated kidnapping, criminal sexual assault, aggravated
21 criminal sexual abuse or a subsequent conviction for
22 criminal sexual abuse, forcible detention, or arson and
23 has not been previously convicted of any of those
24 offenses.

25 (2) The woman must undergo an initial assessment
26 evaluation to determine the treatment and program plan.

1 (3) The woman was recommended and accepted for
2 placement in the pilot residential and transition
3 treatment program for women by the Department of
4 Corrections and has consented in writing to participation
5 in the program under the terms and conditions of the
6 program. The Department of Corrections may consider
7 whether space is available.

8 (d) The program may include a substance abuse treatment
9 program designed for women offenders, mental health, trauma,
10 and medical treatment; parenting skills and family
11 relationship counseling, preparation for a State of Illinois
12 High School Diploma ~~high school equivalency~~ or vocational
13 certificate; life skills program; job readiness and job skill
14 training, and a community transition development plan.

15 (e) With the approval of the Department of Corrections,
16 the sheriff shall issue requirements for the program and
17 inform the participants who shall sign an agreement to adhere
18 to all rules and all requirements for the pilot residential
19 and transition treatment program.

20 (f) Participation in the pilot residential and transition
21 treatment program for women shall be for a period not to exceed
22 12 months. The period may not be reduced by accumulation of
23 good time.

24 (g) If the woman successfully completes the pilot
25 residential and transition treatment program for women, the
26 sheriff shall notify the Department of Corrections, the court,

1 and the State's Attorney of the county of the woman's
2 successful completion.

3 (h) A woman may be removed from the pilot residential and
4 transition treatment program for women for violation of the
5 terms and conditions of the program or in the event she is
6 unable to participate. The failure to complete the program
7 shall be deemed a violation of the conditions of the program.
8 The sheriff shall give notice to the Department of
9 Corrections, the court, and the State's Attorney of the
10 woman's failure to complete the program. The Department of
11 Corrections or its designee shall file a petition alleging
12 that the woman has violated the conditions of the program with
13 the court. The State's Attorney may proceed on the petition
14 under Section 5-4-1 of this Code.

15 (i) The conditions of the pilot residential and transition
16 treatment program for women shall include that the woman while
17 in the program:

18 (1) not violate any criminal statute of any
19 jurisdiction;

20 (2) report or appear in person before any person or
21 agency as directed by the court, the sheriff, or
22 Department of Corrections;

23 (3) refrain from possessing a firearm or other
24 dangerous weapon;

25 (4) consent to drug testing;

26 (5) not leave the State without the consent of the

1 court or, in circumstances in which reason for the absence
2 is of such an emergency nature that prior consent by the
3 court is not possible, without prior notification and
4 approval of the Department of Corrections;

5 (6) upon placement in the program, must agree to
6 follow all requirements of the program.

7 (j) The Department of Corrections or the sheriff may
8 terminate the program at any time by mutual agreement or with
9 30 days prior written notice by either the Department of
10 Corrections or the sheriff.

11 (k) The Department of Corrections may enter into a joint
12 contract with a county with more than 3,000,000 inhabitants to
13 establish and operate a pilot residential and treatment
14 program for women.

15 (l) The Director of the Department of Corrections shall
16 have the authority to develop rules to establish and operate a
17 pilot residential and treatment program for women that shall
18 include criteria for selection of the participants of the
19 program in conjunction and approval by the sentencing court.
20 Violent crime offenders are not eligible to participate in the
21 program.

22 (m) The Department shall report to the Governor and the
23 General Assembly before September 30th of each year on the
24 pilot residential and treatment program for women, including
25 the composition of the program by offenders, sentence, age,
26 offense, and race. Reporting is only required if the pilot

1 residential and treatment program for women is operational.

2 (n) The Department of Corrections or the sheriff may
3 terminate the program with 30 days prior written notice.

4 (o) A county with more than 3,000,000 inhabitants is
5 authorized to apply for funding from federal, local or private
6 entities to create a Residential and Treatment Program for
7 Women. This sentencing option may not go into effect until the
8 funding is secured for the program and the program has been
9 established.

10 (Source: P.A. 97-800, eff. 7-13-12; 98-718, eff. 1-1-15.)

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24	305 ILCS 5/4-1.9	from Ch. 23, par. 4-1.9
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- 3 625 ILCS 5/6-408.5
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