



Sen. Celina Villanueva

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10200SB0577sam002

LRB102 16485 CMG 25804 a

1 AMENDMENT TO SENATE BILL 577

2 AMENDMENT NO. _____. Amend Senate Bill 577, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The School Code is amended by changing Section
6 27A-6 as follows:

7 (105 ILCS 5/27A-6)

8 Sec. 27A-6. Contract contents; applicability of laws and
9 regulations.

10 (a) A certified charter shall constitute a binding
11 contract and agreement between the charter school and a local
12 school board under the terms of which the local school board
13 authorizes the governing body of the charter school to operate
14 the charter school on the terms specified in the contract.

15 (b) Notwithstanding any other provision of this Article,
16 the certified charter may not waive or release the charter

1 school from the State goals, standards, and assessments
2 established pursuant to Section 2-3.64a-5 of this Code.
3 Beginning with the 2003-2004 school year, the certified
4 charter for a charter school operating in a city having a
5 population exceeding 500,000 shall require the charter school
6 to administer any other nationally recognized standardized
7 tests to its students that the chartering entity administers
8 to other students, and the results on such tests shall be
9 included in the chartering entity's assessment reports.

10 (c) Subject to the provisions of subsection (e), a
11 material revision to a previously certified contract or a
12 renewal shall be made with the approval of both the local
13 school board and the governing body of the charter school.

14 (c-5) The proposed contract shall include a provision on
15 how both parties will address minor violations of the
16 contract.

17 (d) The proposed contract between the governing body of a
18 proposed charter school and the local school board as
19 described in Section 27A-7 must be submitted to and certified
20 by the State Board before it can take effect. If the State
21 Board recommends that the proposed contract be modified for
22 consistency with this Article before it can be certified, the
23 modifications must be consented to by both the governing body
24 of the charter school and the local school board, and
25 resubmitted to the State Board for its certification. If the
26 proposed contract is resubmitted in a form that is not

1 consistent with this Article, the State Board may refuse to
2 certify the charter.

3 The State Board shall assign a number to each submission
4 or resubmission in chronological order of receipt, and shall
5 determine whether the proposed contract is consistent with the
6 provisions of this Article. If the proposed contract complies,
7 the State Board shall so certify.

8 (e) No renewal of a previously certified contract is
9 effective unless and until the State Board certifies that the
10 renewal is consistent with the provisions of this Article. A
11 material revision to a previously certified contract may go
12 into effect immediately upon approval of both the local school
13 board and the governing body of the charter school, unless
14 either party requests in writing that the State Board certify
15 that the material revision is consistent with the provisions
16 of this Article. If such a request is made, the proposed
17 material revision is not effective unless and until the State
18 Board so certifies.

19 (f) Charter schools that accept funding directly or
20 indirectly from the State of Illinois after the effective date
21 of this amendatory Act of the 102nd General Assembly and
22 charter school subcontractors regularly performing work at
23 charter school facilities, shall, as a condition of such
24 funding, comply with this amendatory Act of the 102nd General
25 Assembly and have in place, at all times, a labor peace
26 agreement (referred to in this subsection (f) as "Labor Peace

1 Agreement") with any bona fide employee organization or labor
2 organization in which employees participate and that exists
3 for the purpose, in whole or in part, of dealing with charter
4 schools or their subcontractors concerning grievances, labor
5 disputes, wages, rates of pay, hours of employment, or
6 conditions of work (referred to in this subsection (f) as
7 "Labor Organization") and that requests a Labor Peace
8 Agreement. No Labor Peace Agreement may be recognized under
9 this subsection (f) if the charter school or its subcontractor
10 directly or indirectly assists or encourages the formation or
11 operation of the Labor Organization.

12 The Labor Peace Agreement shall include binding and
13 enforceable provisions prohibiting the Labor Organization and
14 its members from engaging in, supporting, encouraging, or
15 assisting any work stoppages or other direct economic
16 interference by the Labor Organization or by the covered
17 employees for the duration of the Labor Peace Agreement. A
18 Labor Peace Agreement for a charter school subcontractor shall
19 be limited to the subcontractor's employees who regularly work
20 at the charter school facility.

21 A Labor Organization seeking a Labor Peace Agreement shall
22 notify the charter school in writing of its intention to enter
23 into a Labor Peace Agreement with the charter school or its
24 subcontractor, identifying the employee classifications of the
25 charter school or its subcontractor to be covered under the
26 Labor Peace Agreement. Administrative and managerial employees

1 are exempt from this subsection (f). Nothing in this
2 subsection (f) may limit the rights of multiple Labor
3 Organizations to seek Labor Peace Agreements covering separate
4 and distinct classifications of employees who are not covered
5 by a Labor Peace Agreement, including a collective bargaining
6 agreement that complies with this amendatory Act of the 102nd
7 General Assembly. The Labor Peace Agreement must be executed
8 within 30 days after receipt of the Labor Organization's
9 written notice of intention. Labor Peace Agreements shall be
10 filed with the Department of Labor within 15 days after
11 execution.

12 Upon receipt of a written request for a Labor Peace
13 Agreement, charter schools shall at all times allow
14 representatives of Labor Organizations to enter charter school
15 campuses and offices, at any time employees in the designated
16 classifications are present at those locations, to meet
17 privately with employees in non-work spaces and at non-working
18 times.

19 (Source: P.A. 98-972, eff. 8-15-14; 98-1048, eff. 8-25-14;
20 99-78, eff. 7-20-15.)

21 Section 99. Effective date. This Act takes effect upon
22 becoming law."