



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

HB3442

Introduced 2/17/2023, by Rep. Fred Crespo

#### SYNOPSIS AS INTRODUCED:

105 ILCS 5/21B-20

Amends the Educator Licensure Article of the School Code. In provisions concerning Substitute Teaching Licenses, provides that if there is no licensed teacher under contract because of an emergency situation, then a district may employ a substitute teacher for no longer than 30 calendar days per each vacant position in the district if the district notifies the appropriate regional office of education within 5 business days after the employment of the substitute teacher in that vacant position (instead of employment of the substitute teacher in the emergency situation). Provides that a district may continue to employ that same substitute teacher in that same vacant position for one or more additional 30 calendar day periods if, prior to the expiration of the then-current 30 calendar day period, the district files a written request with the appropriate regional office of education for a 30 calendar day extension on the basis that the position remains vacant and the district continues to actively seek qualified candidates. Provides that each extension request shall be deemed granted unless denied in writing by the regional office of education. Provides that an emergency situation is one in which a vacancy has occurred (instead of an unforeseen vacancy has occurred) and (i) a teacher is unexpectedly unable to fulfill his or her contractual duties or (ii) teacher capacity needs of the district exceed previous indications or vacancies are unfilled due to a lack of qualified candidates, and the district is actively engaged in advertising to hire a fully licensed teacher for the vacant position (instead of (i) a teacher is unable to fulfill his or her contractual duties or (ii) teacher capacity needs of the district exceed previous indications, and the district is actively engaged in advertising to hire a fully licensed teacher for the vacant position).

LRB103 29723 RJT 56128 b

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Section  
5 21B-20 as follows:

6 (105 ILCS 5/21B-20)

7 Sec. 21B-20. Types of licenses. The State Board of  
8 Education shall implement a system of educator licensure,  
9 whereby individuals employed in school districts who are  
10 required to be licensed must have one of the following  
11 licenses: (i) a professional educator license; (ii) an  
12 educator license with stipulations; (iii) a substitute  
13 teaching license; or (iv) until June 30, 2023, a short-term  
14 substitute teaching license. References in law regarding  
15 individuals certified or certificated or required to be  
16 certified or certificated under Article 21 of this Code shall  
17 also include individuals licensed or required to be licensed  
18 under this Article. The first year of all licenses ends on June  
19 30 following one full year of the license being issued.

20 The State Board of Education, in consultation with the  
21 State Educator Preparation and Licensure Board, may adopt such  
22 rules as may be necessary to govern the requirements for  
23 licenses and endorsements under this Section.

1           (1) Professional Educator License. Persons who (i)  
2           have successfully completed an approved educator  
3           preparation program and are recommended for licensure by  
4           the Illinois institution offering the educator preparation  
5           program, (ii) have successfully completed the required  
6           testing under Section 21B-30 of this Code, (iii) have  
7           successfully completed coursework on the psychology of,  
8           the identification of, and the methods of instruction for  
9           the exceptional child, including without limitation  
10          children with learning disabilities, (iv) have  
11          successfully completed coursework in methods of reading  
12          and reading in the content area, and (v) have met all other  
13          criteria established by rule of the State Board of  
14          Education shall be issued a Professional Educator License.  
15          All Professional Educator Licenses are valid until June 30  
16          immediately following 5 years of the license being issued.  
17          The Professional Educator License shall be endorsed with  
18          specific areas and grade levels in which the individual is  
19          eligible to practice. For an early childhood education  
20          endorsement, an individual may satisfy the student  
21          teaching requirement of his or her early childhood teacher  
22          preparation program through placement in a setting with  
23          children from birth through grade 2, and the individual  
24          may be paid and receive credit while student teaching. The  
25          student teaching experience must meet the requirements of  
26          and be approved by the individual's early childhood

1 teacher preparation program.

2 Individuals can receive subsequent endorsements on the  
3 Professional Educator License. Subsequent endorsements  
4 shall require a minimum of 24 semester hours of coursework  
5 in the endorsement area and passage of the applicable  
6 content area test, unless otherwise specified by rule.

7 (2) Educator License with Stipulations. An Educator  
8 License with Stipulations shall be issued an endorsement  
9 that limits the license holder to one particular position  
10 or does not require completion of an approved educator  
11 program or both.

12 An individual with an Educator License with  
13 Stipulations must not be employed by a school district or  
14 any other entity to replace any presently employed teacher  
15 who otherwise would not be replaced for any reason.

16 An Educator License with Stipulations may be issued  
17 with the following endorsements:

18 (A) (Blank).

19 (B) Alternative provisional educator. An  
20 alternative provisional educator endorsement on an  
21 Educator License with Stipulations may be issued to an  
22 applicant who, at the time of applying for the  
23 endorsement, has done all of the following:

24 (i) Graduated from a regionally accredited  
25 college or university with a minimum of a  
26 bachelor's degree.

1           (ii) Successfully completed the first phase of  
2           the Alternative Educator Licensure Program for  
3           Teachers, as described in Section 21B-50 of this  
4           Code.

5           (iii) Passed a content area test, as required  
6           under Section 21B-30 of this Code.

7           The alternative provisional educator endorsement is  
8           valid for 2 years of teaching and may be renewed for a  
9           third year by an individual meeting the requirements set  
10          forth in Section 21B-50 of this Code.

11          (C) Alternative provisional superintendent. An  
12          alternative provisional superintendent endorsement on  
13          an Educator License with Stipulations entitles the  
14          holder to serve only as a superintendent or assistant  
15          superintendent in a school district's central office.  
16          This endorsement may only be issued to an applicant  
17          who, at the time of applying for the endorsement, has  
18          done all of the following:

19               (i) Graduated from a regionally accredited  
20               college or university with a minimum of a master's  
21               degree in a management field other than education.

22               (ii) Been employed for a period of at least 5  
23               years in a management level position in a field  
24               other than education.

25               (iii) Successfully completed the first phase  
26               of an alternative route to superintendent

1 endorsement program, as provided in Section 21B-55  
2 of this Code.

3 (iv) Passed a content area test required under  
4 Section 21B-30 of this Code.

5 The endorsement is valid for 2 fiscal years in  
6 order to complete one full year of serving as a  
7 superintendent or assistant superintendent.

8 (D) (Blank).

9 (E) Career and technical educator. A career and  
10 technical educator endorsement on an Educator License  
11 with Stipulations may be issued to an applicant who  
12 has a minimum of 60 semester hours of coursework from a  
13 regionally accredited institution of higher education  
14 or an accredited trade and technical institution and  
15 has a minimum of 2,000 hours of experience outside of  
16 education in each area to be taught.

17 The career and technical educator endorsement on  
18 an Educator License with Stipulations is valid until  
19 June 30 immediately following 5 years of the  
20 endorsement being issued and may be renewed.

21 An individual who holds a valid career and  
22 technical educator endorsement on an Educator License  
23 with Stipulations but does not hold a bachelor's  
24 degree may substitute teach in career and technical  
25 education classrooms.

26 (F) (Blank).

1           (G) Transitional bilingual educator. A  
2 transitional bilingual educator endorsement on an  
3 Educator License with Stipulations may be issued for  
4 the purpose of providing instruction in accordance  
5 with Article 14C of this Code to an applicant who  
6 provides satisfactory evidence that he or she meets  
7 all of the following requirements:

8           (i) Possesses adequate speaking, reading, and  
9 writing ability in the language other than English  
10 in which transitional bilingual education is  
11 offered.

12           (ii) Has the ability to successfully  
13 communicate in English.

14           (iii) Either possessed, within 5 years  
15 previous to his or her applying for a transitional  
16 bilingual educator endorsement, a valid and  
17 comparable teaching certificate or comparable  
18 authorization issued by a foreign country or holds  
19 a degree from an institution of higher learning in  
20 a foreign country that the State Educator  
21 Preparation and Licensure Board determines to be  
22 the equivalent of a bachelor's degree from a  
23 regionally accredited institution of higher  
24 learning in the United States.

25           A transitional bilingual educator endorsement  
26 shall be valid for prekindergarten through grade 12,

1 is valid until June 30 immediately following 5 years  
2 of the endorsement being issued, and shall not be  
3 renewed.

4 Persons holding a transitional bilingual educator  
5 endorsement shall not be employed to replace any  
6 presently employed teacher who otherwise would not be  
7 replaced for any reason.

8 (H) Language endorsement. In an effort to  
9 alleviate the shortage of teachers speaking a language  
10 other than English in the public schools, an  
11 individual who holds an Educator License with  
12 Stipulations may also apply for a language  
13 endorsement, provided that the applicant provides  
14 satisfactory evidence that he or she meets all of the  
15 following requirements:

16 (i) Holds a transitional bilingual  
17 endorsement.

18 (ii) Has demonstrated proficiency in the  
19 language for which the endorsement is to be issued  
20 by passing the applicable language content test  
21 required by the State Board of Education.

22 (iii) Holds a bachelor's degree or higher from  
23 a regionally accredited institution of higher  
24 education or, for individuals educated in a  
25 country other than the United States, holds a  
26 degree from an institution of higher learning in a



1 foreign country that the State Educator  
2 Preparation and Licensure Board determines to be  
3 the equivalent of a bachelor's degree from a  
4 regionally accredited institution of higher  
5 learning in the United States.

6 (iv) (Blank).

7 A language endorsement on an Educator License with  
8 Stipulations is valid for prekindergarten through  
9 grade 12 for the same validity period as the  
10 individual's transitional bilingual educator  
11 endorsement on the Educator License with Stipulations  
12 and shall not be renewed.

13 (I) Visiting international educator. A visiting  
14 international educator endorsement on an Educator  
15 License with Stipulations may be issued to an  
16 individual who is being recruited by a particular  
17 school district that conducts formal recruitment  
18 programs outside of the United States to secure the  
19 services of qualified teachers and who meets all of  
20 the following requirements:

21 (i) Holds the equivalent of a minimum of a  
22 bachelor's degree issued in the United States.

23 (ii) Has been prepared as a teacher at the  
24 grade level for which he or she will be employed.

25 (iii) Has adequate content knowledge in the  
26 subject to be taught.

1 (iv) Has an adequate command of the English  
2 language.

3 A holder of a visiting international educator  
4 endorsement on an Educator License with Stipulations  
5 shall be permitted to teach in bilingual education  
6 programs in the language that was the medium of  
7 instruction in his or her teacher preparation program,  
8 provided that he or she passes the English Language  
9 Proficiency Examination or another test of writing  
10 skills in English identified by the State Board of  
11 Education, in consultation with the State Educator  
12 Preparation and Licensure Board.

13 A visiting international educator endorsement on  
14 an Educator License with Stipulations is valid for 5  
15 years and shall not be renewed.

16 (J) Paraprofessional educator. A paraprofessional  
17 educator endorsement on an Educator License with  
18 Stipulations may be issued to an applicant who holds a  
19 high school diploma or its recognized equivalent and  
20 (i) holds an associate's degree or a minimum of 60  
21 semester hours of credit from a regionally accredited  
22 institution of higher education; (ii) has passed a  
23 paraprofessional competency test under subsection  
24 (c-5) of Section 21B-30; or (iii) is at least 18 years  
25 of age and will be using the Educator License with  
26 Stipulations exclusively for grades prekindergarten

1 through grade 8, until the individual reaches the age  
2 of 19 years and otherwise meets the criteria for a  
3 paraprofessional educator endorsement pursuant to this  
4 subparagraph (J). The paraprofessional educator  
5 endorsement is valid until June 30 immediately  
6 following 5 years of the endorsement being issued and  
7 may be renewed through application and payment of the  
8 appropriate fee, as required under Section 21B-40 of  
9 this Code. An individual who holds only a  
10 paraprofessional educator endorsement is not subject  
11 to additional requirements in order to renew the  
12 endorsement.

13 (K) Chief school business official. A chief school  
14 business official endorsement on an Educator License  
15 with Stipulations may be issued to an applicant who  
16 qualifies by having a master's degree or higher, 2  
17 years of full-time administrative experience in school  
18 business management or 2 years of university-approved  
19 practical experience, and a minimum of 24 semester  
20 hours of graduate credit in a program approved by the  
21 State Board of Education for the preparation of school  
22 business administrators and by passage of the  
23 applicable State tests, including an applicable  
24 content area test.

25 The chief school business official endorsement may  
26 also be affixed to the Educator License with

1 Stipulations of any holder who qualifies by having a  
2 master's degree in business administration, finance,  
3 accounting, or public administration and who completes  
4 an additional 6 semester hours of internship in school  
5 business management from a regionally accredited  
6 institution of higher education and passes the  
7 applicable State tests, including an applicable  
8 content area test. This endorsement shall be required  
9 for any individual employed as a chief school business  
10 official.

11 The chief school business official endorsement on  
12 an Educator License with Stipulations is valid until  
13 June 30 immediately following 5 years of the  
14 endorsement being issued and may be renewed if the  
15 license holder completes renewal requirements as  
16 required for individuals who hold a Professional  
17 Educator License endorsed for chief school business  
18 official under Section 21B-45 of this Code and such  
19 rules as may be adopted by the State Board of  
20 Education.

21 The State Board of Education shall adopt any rules  
22 necessary to implement Public Act 100-288.

23 (L) Provisional in-state educator. A provisional  
24 in-state educator endorsement on an Educator License  
25 with Stipulations may be issued to a candidate who has  
26 completed an Illinois-approved educator preparation

1 program at an Illinois institution of higher education  
2 and who has not successfully completed an  
3 evidence-based assessment of teacher effectiveness but  
4 who meets all of the following requirements:

5 (i) Holds at least a bachelor's degree.

6 (ii) Has completed an approved educator  
7 preparation program at an Illinois institution.

8 (iii) Has passed an applicable content area  
9 test, as required by Section 21B-30 of this Code.

10 (iv) Has attempted an evidence-based  
11 assessment of teacher effectiveness and received a  
12 minimum score on that assessment, as established  
13 by the State Board of Education in consultation  
14 with the State Educator Preparation and Licensure  
15 Board.

16 A provisional in-state educator endorsement on an  
17 Educator License with Stipulations is valid for one  
18 full fiscal year after the date of issuance and may not  
19 be renewed.

20 (M) (Blank).

21 (N) Specialized services. A specialized services  
22 endorsement on an Educator License with Stipulations  
23 may be issued as defined and specified by rule.

24 (3) Substitute Teaching License. A Substitute Teaching  
25 License may be issued to qualified applicants for  
26 substitute teaching in all grades of the public schools,

1       prekindergarten through grade 12. Substitute Teaching  
2       Licenses are not eligible for endorsements. Applicants for  
3       a Substitute Teaching License must hold a bachelor's  
4       degree or higher from a regionally accredited institution  
5       of higher education or must be enrolled in an approved  
6       educator preparation program in this State and have earned  
7       at least 90 credit hours.

8               Substitute Teaching Licenses are valid for 5 years.

9               Substitute Teaching Licenses are valid for substitute  
10       teaching in every county of this State. If an individual  
11       has had his or her Professional Educator License or  
12       Educator License with Stipulations suspended or revoked,  
13       then that individual is not eligible to obtain a  
14       Substitute Teaching License.

15               A substitute teacher may only teach in the place of a  
16       licensed teacher who is under contract with the employing  
17       board. If, however, there is no licensed teacher under  
18       contract because of an emergency situation, then a  
19       district may employ a substitute teacher for no longer  
20       than 30 calendar days per each vacant position in the  
21       district if the district notifies the appropriate regional  
22       office of education within 5 business days after the  
23       employment of the substitute teacher in that vacant  
24       position ~~the emergency situation~~. A district may continue  
25       to employ that same substitute teacher in that same vacant  
26       position for one or more additional 30 calendar day

1 periods if, prior to the expiration of the then-current 30  
2 calendar day period, the district files a written request  
3 with the appropriate regional office of education for a 30  
4 calendar day extension on the basis that the position  
5 remains vacant and the district continues to actively seek  
6 qualified candidates. Each extension request shall be  
7 deemed granted unless denied in writing by the regional  
8 office of education. An emergency situation is one in  
9 which a ~~an unforeseen~~ vacancy has occurred and (i) a  
10 teacher is unexpectedly unable to fulfill his or her  
11 contractual duties or (ii) teacher capacity needs of the  
12 district exceed previous indications or vacancies are  
13 unfilled due to a lack of qualified candidates, and the  
14 district is actively engaged in advertising to hire a  
15 fully licensed teacher for the vacant position.

16 There is no limit on the number of days that a  
17 substitute teacher may teach in a single school district,  
18 provided that no substitute teacher may teach for longer  
19 than 120 days beginning with the 2021-2022 school year  
20 through the 2022-2023 school year, otherwise 90 school  
21 days for any one licensed teacher under contract in the  
22 same school year. A substitute teacher who holds a  
23 Professional Educator License or Educator License with  
24 Stipulations shall not teach for more than 120 school days  
25 for any one licensed teacher under contract in the same  
26 school year. The limitations in this paragraph (3) on the

1 number of days a substitute teacher may be employed do not  
2 apply to any school district operating under Article 34 of  
3 this Code.

4 A school district may not require an individual who  
5 holds a valid Professional Educator License or Educator  
6 License with Stipulations to seek or hold a Substitute  
7 Teaching License to teach as a substitute teacher.

8 (4) Short-Term Substitute Teaching License. Beginning  
9 on July 1, 2018 and until June 30, 2023, the State Board of  
10 Education may issue a Short-Term Substitute Teaching  
11 License. A Short-Term Substitute Teaching License may be  
12 issued to a qualified applicant for substitute teaching in  
13 all grades of the public schools, prekindergarten through  
14 grade 12. Short-Term Substitute Teaching Licenses are not  
15 eligible for endorsements. Applicants for a Short-Term  
16 Substitute Teaching License must hold an associate's  
17 degree or have completed at least 60 credit hours from a  
18 regionally accredited institution of higher education.

19 Short-Term Substitute Teaching Licenses are valid for  
20 substitute teaching in every county of this State. If an  
21 individual has had his or her Professional Educator  
22 License or Educator License with Stipulations suspended or  
23 revoked, then that individual is not eligible to obtain a  
24 Short-Term Substitute Teaching License.

25 The provisions of Sections 10-21.9 and 34-18.5 of this  
26 Code apply to short-term substitute teachers.



1           An individual holding a Short-Term Substitute Teaching  
2 License may teach no more than 15 consecutive days per  
3 licensed teacher who is under contract. For teacher  
4 absences lasting 6 or more days per licensed teacher who  
5 is under contract, a school district may not hire an  
6 individual holding a Short-Term Substitute Teaching  
7 License, unless the Governor has declared a disaster due  
8 to a public health emergency pursuant to Section 7 of the  
9 Illinois Emergency Management Agency Act. An individual  
10 holding a Short-Term Substitute Teaching License must  
11 complete the training program under Section 10-20.67 or  
12 34-18.60 of this Code to be eligible to teach at a public  
13 school. This paragraph (4) is inoperative on and after  
14 July 1, 2023.

15       (Source: P.A. 101-81, eff. 7-12-19; 101-220, eff. 8-7-19;  
16 101-594, eff. 12-5-19; 101-643, eff. 6-18-20; 102-711, eff.  
17 1-1-23; 102-712, eff. 4-27-22; 102-713, eff. 1-1-23; 102-717,  
18 eff. 4-29-22; 102-894, eff. 5-20-22; revised 12-13-22.)