



Rep. Jed Davis

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10300HB4173ham001

LRB103 33387 RJT 69736 a

1 AMENDMENT TO HOUSE BILL 4173

2 AMENDMENT NO. _____. Amend House Bill 4173 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing
5 Sections 2-3.25g and 21B-20 as follows:

6 (105 ILCS 5/2-3.25g) (from Ch. 122, par. 2-3.25g)
7 Sec. 2-3.25g. Waiver or modification of mandates within
8 the School Code and administrative rules and regulations.

9 (a) In this Section:

10 "Board" means a school board or the governing board or
11 administrative district, as the case may be, for a joint
12 agreement.

13 "Eligible applicant" means a school district, joint
14 agreement made up of school districts, or regional
15 superintendent of schools on behalf of schools and
16 programs operated by the regional office of education.

1 "Implementation date" has the meaning set forth in
2 Section 24A-2.5 of this Code.

3 "State Board" means the State Board of Education.

4 (b) Notwithstanding any other provisions of this School
5 Code or any other law of this State to the contrary, eligible
6 applicants may petition the State Board of Education for the
7 waiver or modification of the mandates of this School Code or
8 of the administrative rules and regulations promulgated by the
9 State Board of Education. Waivers or modifications of
10 administrative rules and regulations and modifications of
11 mandates of this School Code may be requested when an eligible
12 applicant demonstrates that it can address the intent of the
13 rule or mandate in a more effective, efficient, or economical
14 manner or when necessary to stimulate innovation or improve
15 student performance. Waivers of mandates of the School Code
16 may be requested when the waivers are necessary to stimulate
17 innovation or improve student performance or when the
18 applicant demonstrates that it can address the intent of the
19 mandate of the School Code in a more effective, efficient, or
20 economical manner.

21 Waivers may not be requested from laws, rules, and
22 regulations pertaining to special education, ~~teacher educator~~
23 ~~licensure~~, teacher tenure and seniority, or Section 5-2.1 of
24 this Code or from compliance with the Every Student Succeeds
25 Act (Public Law 114-95). Eligible applicants may not seek a
26 waiver or seek a modification of a mandate regarding the

1 requirements for (i) student performance data to be a
2 significant factor in teacher or principal evaluations or (ii)
3 teachers and principals to be rated using the 4 categories of
4 "excellent", "proficient", "needs improvement", or
5 "unsatisfactory". On September 1, 2014, any previously
6 authorized waiver or modification from such requirements shall
7 terminate. A waiver pertaining to teacher educator licensure
8 may be granted only if there is a demonstrable desire of both
9 local businesses and trade unions or associations or other
10 organizations serving as representatives for tradespeople to
11 partner with an eligible applicant for trade education
12 courses, including, but not limited to, courses in any of the
13 following, and a demonstrable desire of students to have such
14 a partnership:

15 (1) Manufacturing.

16 (2) Fabrication.

17 (3) Welding.

18 (4) Vehicle mechanics.

19 (5) Carpentry.

20 (6) Masonry.

21 (7) Plumbing.

22 (8) Electrical work.

23 (c) Eligible applicants, as a matter of inherent
24 managerial policy, and any Independent Authority established
25 under Section 2-3.25f-5 of this Code may submit an application
26 for a waiver or modification authorized under this Section.

1 Each application must include a written request by the
2 eligible applicant or Independent Authority and must
3 demonstrate that the intent of the mandate can be addressed in
4 a more effective, efficient, or economical manner or be based
5 upon a specific plan for improved student performance and
6 school improvement. Any eligible applicant requesting a waiver
7 or modification for the reason that intent of the mandate can
8 be addressed in a more economical manner shall include in the
9 application a fiscal analysis showing current expenditures on
10 the mandate and projected savings resulting from the waiver or
11 modification. Applications and plans developed by eligible
12 applicants must be approved by the board or regional
13 superintendent of schools applying on behalf of schools or
14 programs operated by the regional office of education
15 following a public hearing on the application and plan and the
16 opportunity for the board or regional superintendent to hear
17 testimony from staff directly involved in its implementation,
18 parents, and students. The time period for such testimony
19 shall be separate from the time period established by the
20 eligible applicant for public comment on other matters.

21 (c-5) If the applicant is a school district, then the
22 district shall post information that sets forth the time,
23 date, place, and general subject matter of the public hearing
24 on its Internet website at least 14 days prior to the hearing.
25 If the district is requesting to increase the fee charged for
26 driver education authorized pursuant to Section 27-24.2 of

1 this Code, the website information shall include the proposed
2 amount of the fee the district will request. All school
3 districts must publish a notice of the public hearing at least
4 7 days prior to the hearing in a newspaper of general
5 circulation within the school district that sets forth the
6 time, date, place, and general subject matter of the hearing.
7 Districts requesting to increase the fee charged for driver
8 education shall include in the published notice the proposed
9 amount of the fee the district will request. If the applicant
10 is a joint agreement or regional superintendent, then the
11 joint agreement or regional superintendent shall post
12 information that sets forth the time, date, place, and general
13 subject matter of the public hearing on its Internet website
14 at least 14 days prior to the hearing. If the joint agreement
15 or regional superintendent is requesting to increase the fee
16 charged for driver education authorized pursuant to Section
17 27-24.2 of this Code, the website information shall include
18 the proposed amount of the fee the applicant will request. All
19 joint agreements and regional superintendents must publish a
20 notice of the public hearing at least 7 days prior to the
21 hearing in a newspaper of general circulation in each school
22 district that is a member of the joint agreement or that is
23 served by the educational service region that sets forth the
24 time, date, place, and general subject matter of the hearing,
25 provided that a notice appearing in a newspaper generally
26 circulated in more than one school district shall be deemed to

1 fulfill this requirement with respect to all of the affected
2 districts. Joint agreements or regional superintendents
3 requesting to increase the fee charged for driver education
4 shall include in the published notice the proposed amount of
5 the fee the applicant will request. The eligible applicant
6 must notify either electronically or in writing the affected
7 exclusive collective bargaining agent and those State
8 legislators representing the eligible applicant's territory of
9 its intent to seek approval of a waiver or modification and of
10 the hearing to be held to take testimony from staff. The
11 affected exclusive collective bargaining agents shall be
12 notified of such public hearing at least 7 days prior to the
13 date of the hearing and shall be allowed to attend such public
14 hearing. The eligible applicant shall attest to compliance
15 with all of the notification and procedural requirements set
16 forth in this Section.

17 (d) A request for a waiver or modification of
18 administrative rules and regulations or for a modification of
19 mandates contained in this School Code shall be submitted to
20 the State Board of Education within 15 days after approval by
21 the board or regional superintendent of schools. The
22 application as submitted to the State Board of Education shall
23 include a description of the public hearing. Following receipt
24 of the waiver or modification request, the State Board shall
25 have 45 days to review the application and request. If the
26 State Board fails to disapprove the application within that

1 45-day period, the waiver or modification shall be deemed
2 granted. The State Board may disapprove any request if it is
3 not based upon sound educational practices, endangers the
4 health or safety of students or staff, compromises equal
5 opportunities for learning, or fails to demonstrate that the
6 intent of the rule or mandate can be addressed in a more
7 effective, efficient, or economical manner or have improved
8 student performance as a primary goal. Any request disapproved
9 by the State Board may be appealed to the General Assembly by
10 the eligible applicant as outlined in this Section.

11 A request for a waiver from mandates contained in this
12 School Code shall be submitted to the State Board within 15
13 days after approval by the board or regional superintendent of
14 schools. The application as submitted to the State Board of
15 Education shall include a description of the public hearing.
16 The description shall include, but need not be limited to, the
17 means of notice, the number of people in attendance, the
18 number of people who spoke as proponents or opponents of the
19 waiver, a brief description of their comments, and whether
20 there were any written statements submitted. The State Board
21 shall review the applications and requests for completeness
22 and shall compile the requests in reports to be filed with the
23 General Assembly. The State Board shall file reports outlining
24 the waivers requested by eligible applicants and appeals by
25 eligible applicants of requests disapproved by the State Board
26 with the Senate and the House of Representatives before each

1 March 1 and October 1.

2 The report shall be reviewed by a panel of 4 members
3 consisting of:

4 (1) the Speaker of the House of Representatives;

5 (2) the Minority Leader of the House of
6 Representatives;

7 (3) the President of the Senate; and

8 (4) the Minority Leader of the Senate.

9 The State Board of Education may provide the panel
10 recommendations on waiver requests. The members of the panel
11 shall review the report submitted by the State Board of
12 Education and submit to the State Board of Education any
13 notice of further consideration to any waiver request within
14 14 days after the member receives the report. If 3 or more of
15 the panel members submit a notice of further consideration to
16 any waiver request contained within the report, the State
17 Board of Education shall submit the waiver request to the
18 General Assembly for consideration. If less than 3 panel
19 members submit a notice of further consideration to a waiver
20 request, the waiver may be approved, denied, or modified by
21 the State Board. If the State Board does not act on a waiver
22 request within 10 days, then the waiver request is approved.
23 If the waiver request is denied by the State Board, it shall
24 submit the waiver request to the General Assembly for
25 consideration.

26 The General Assembly may disapprove any waiver request

1 submitted to the General Assembly pursuant to this subsection
2 (d) in whole or in part within 60 calendar days after each
3 house of the General Assembly next convenes after the waiver
4 request is submitted by adoption of a resolution by a record
5 vote of the majority of members elected in each house. If the
6 General Assembly fails to disapprove any waiver request or
7 appealed request within such 60-day period, the waiver or
8 modification shall be deemed granted. Any resolution adopted
9 by the General Assembly disapproving a report of the State
10 Board in whole or in part shall be binding on the State Board.

11 (e) An approved waiver or modification may remain in
12 effect for a period not to exceed 5 school years and may be
13 renewed upon application by the eligible applicant. However,
14 such waiver or modification may be changed within that 5-year
15 period by a board or regional superintendent of schools
16 applying on behalf of schools or programs operated by the
17 regional office of education following the procedure as set
18 forth in this Section for the initial waiver or modification
19 request. If neither the State Board of Education nor the
20 General Assembly disapproves, the change is deemed granted.

21 (f) (Blank).

22 (Source: P.A. 100-465, eff. 8-31-17; 100-782, eff. 1-1-19;
23 101-81, eff. 7-12-19.)

24 (105 ILCS 5/21B-20)

25 Sec. 21B-20. Types of licenses. The State Board of

1 Education shall implement a system of educator licensure,
2 whereby individuals employed in school districts who are
3 required to be licensed must have one of the following
4 licenses: (i) a professional educator license; (ii) an
5 educator license with stipulations; (iii) a substitute
6 teaching license; or (iv) until June 30, 2028, a short-term
7 substitute teaching license. References in law regarding
8 individuals certified or certificated or required to be
9 certified or certificated under Article 21 of this Code shall
10 also include individuals licensed or required to be licensed
11 under this Article. The first year of all licenses ends on June
12 30 following one full year of the license being issued.

13 The State Board of Education, in consultation with the
14 State Educator Preparation and Licensure Board, may adopt such
15 rules as may be necessary to govern the requirements for
16 licenses and endorsements under this Section.

17 (1) Professional Educator License. Persons who (i)
18 have successfully completed an approved educator
19 preparation program and are recommended for licensure by
20 the Illinois institution offering the educator preparation
21 program, (ii) have successfully completed the required
22 testing under Section 21B-30 of this Code, (iii) have
23 successfully completed coursework on the psychology of,
24 the identification of, and the methods of instruction for
25 the exceptional child, including, without limitation,
26 children with learning disabilities, (iv) have

1 successfully completed coursework in methods of reading
2 and reading in the content area, and (v) have met all other
3 criteria established by rule of the State Board of
4 Education shall be issued a Professional Educator License.
5 All Professional Educator Licenses are valid until June 30
6 immediately following 5 years of the license being issued.
7 The Professional Educator License shall be endorsed with
8 specific areas and grade levels in which the individual is
9 eligible to practice. For an early childhood education
10 endorsement, an individual may satisfy the student
11 teaching requirement of his or her early childhood teacher
12 preparation program through placement in a setting with
13 children from birth through grade 2, and the individual
14 may be paid and receive credit while student teaching. The
15 student teaching experience must meet the requirements of
16 and be approved by the individual's early childhood
17 teacher preparation program.

18 Individuals can receive subsequent endorsements on the
19 Professional Educator License. Subsequent endorsements
20 shall require a minimum of 24 semester hours of coursework
21 in the endorsement area and passage of the applicable
22 content area test, unless otherwise specified by rule.

23 (2) Educator License with Stipulations. An Educator
24 License with Stipulations shall be issued an endorsement
25 that limits the license holder to one particular position
26 or does not require completion of an approved educator

1 program or both.

2 An individual with an Educator License with
3 Stipulations must not be employed by a school district or
4 any other entity to replace any presently employed teacher
5 who otherwise would not be replaced for any reason.

6 An Educator License with Stipulations may be issued
7 with the following endorsements:

8 (A) (Blank).

9 (B) Alternative provisional educator. An
10 alternative provisional educator endorsement on an
11 Educator License with Stipulations may be issued to an
12 applicant who, at the time of applying for the
13 endorsement, has done all of the following:

14 (i) Graduated from a regionally accredited
15 college or university with a minimum of a
16 bachelor's degree.

17 (ii) Successfully completed the first phase of
18 the Alternative Educator Licensure Program for
19 Teachers, as described in Section 21B-50 of this
20 Code.

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

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

1 (C) Alternative provisional superintendent. An
2 alternative provisional superintendent endorsement on
3 an Educator License with Stipulations entitles the
4 holder to serve only as a superintendent or assistant
5 superintendent in a school district's central office.
6 This endorsement may only be issued to an applicant
7 who, at the time of applying for the endorsement, has
8 done all of the following:

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

12 (ii) Been employed for a period of at least 5
13 years in a management level position in a field
14 other than education.

15 (iii) Successfully completed the first phase
16 of an alternative route to superintendent
17 endorsement program, as provided in Section 21B-55
18 of this Code.

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

21 The endorsement is valid for 2 fiscal years in
22 order to complete one full year of serving as a
23 superintendent or assistant superintendent.

24 (D) (Blank).

25 (E) Career and technical educator. A career and
26 technical educator endorsement on an Educator License

1 with Stipulations may be issued to an applicant who
2 has a minimum of 60 semester hours of coursework from a
3 regionally accredited institution of higher education
4 or an accredited trade and technical institution and
5 has a minimum of 2,000 hours of experience outside of
6 education in each area to be taught.

7 The career and technical educator endorsement on
8 an Educator License with Stipulations is valid until
9 June 30 immediately following 5 years of the
10 endorsement being issued and may be renewed.

11 An individual who holds a valid career and
12 technical educator endorsement on an Educator License
13 with Stipulations but does not hold a bachelor's
14 degree may substitute teach in career and technical
15 education classrooms.

16 (F) (Blank).

17 (G) Transitional bilingual educator. A
18 transitional bilingual educator endorsement on an
19 Educator License with Stipulations may be issued for
20 the purpose of providing instruction in accordance
21 with Article 14C of this Code to an applicant who
22 provides satisfactory evidence that he or she meets
23 all of the following requirements:

24 (i) Possesses adequate speaking, reading, and
25 writing ability in the language other than English
26 in which transitional bilingual education is

1 offered.

2 (ii) Has the ability to successfully
3 communicate in English.

4 (iii) Either possessed, within 5 years
5 previous to his or her applying for a transitional
6 bilingual educator endorsement, a valid and
7 comparable teaching certificate or comparable
8 authorization issued by a foreign country or holds
9 a degree from an institution of higher learning in
10 a foreign country that the State Educator
11 Preparation and Licensure Board determines to be
12 the equivalent of a bachelor's degree from a
13 regionally accredited institution of higher
14 learning in the United States.

15 A transitional bilingual educator endorsement
16 shall be valid for prekindergarten through grade 12,
17 is valid until June 30 immediately following 5 years
18 of the endorsement being issued, and shall not be
19 renewed.

20 Persons holding a transitional bilingual educator
21 endorsement shall not be employed to replace any
22 presently employed teacher who otherwise would not be
23 replaced for any reason.

24 (H) Language endorsement. In an effort to
25 alleviate the shortage of teachers speaking a language
26 other than English in the public schools, an

1 individual who holds an Educator License with
2 Stipulations may also apply for a language
3 endorsement, provided that the applicant provides
4 satisfactory evidence that he or she meets all of the
5 following requirements:

6 (i) Holds a transitional bilingual
7 endorsement.

8 (ii) Has demonstrated proficiency in the
9 language for which the endorsement is to be issued
10 by passing the applicable language content test
11 required by the State Board of Education.

12 (iii) Holds a bachelor's degree or higher from
13 a regionally accredited institution of higher
14 education or, for individuals educated in a
15 country other than the United States, holds a
16 degree from an institution of higher learning in a
17 foreign country that the State Educator
18 Preparation and Licensure Board determines to be
19 the equivalent of a bachelor's degree from a
20 regionally accredited institution of higher
21 learning in the United States.

22 (iv) (Blank).

23 A language endorsement on an Educator License with
24 Stipulations is valid for prekindergarten through
25 grade 12 for the same validity period as the
26 individual's transitional bilingual educator

1 endorsement on the Educator License with Stipulations
2 and shall not be renewed.

3 (I) Visiting international educator. A visiting
4 international educator endorsement on an Educator
5 License with Stipulations may be issued to an
6 individual who is being recruited by a particular
7 school district that conducts formal recruitment
8 programs outside of the United States to secure the
9 services of qualified teachers and who meets all of
10 the following requirements:

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

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

15 (iii) Has adequate content knowledge in the
16 subject to be taught.

17 (iv) Has an adequate command of the English
18 language.

19 A holder of a visiting international educator
20 endorsement on an Educator License with Stipulations
21 shall be permitted to teach in bilingual education
22 programs in the language that was the medium of
23 instruction in his or her teacher preparation program,
24 provided that he or she passes the English Language
25 Proficiency Examination or another test of writing
26 skills in English identified by the State Board of

1 Education, in consultation with the State Educator
2 Preparation and Licensure Board.

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

6 (J) Paraprofessional educator. A paraprofessional
7 educator endorsement on an Educator License with
8 Stipulations may be issued to an applicant who holds a
9 high school diploma or its recognized equivalent and
10 (i) holds an associate's degree or a minimum of 60
11 semester hours of credit from a regionally accredited
12 institution of higher education; (ii) has passed a
13 paraprofessional competency test under subsection
14 (c-5) of Section 21B-30; or (iii) is at least 18 years
15 of age and will be using the Educator License with
16 Stipulations exclusively for grades prekindergarten
17 through grade 8, until the individual reaches the age
18 of 19 years and otherwise meets the criteria for a
19 paraprofessional educator endorsement pursuant to this
20 subparagraph (J). The paraprofessional educator
21 endorsement is valid until June 30 immediately
22 following 5 years of the endorsement being issued and
23 may be renewed through application and payment of the
24 appropriate fee, as required under Section 21B-40 of
25 this Code. An individual who holds only a
26 paraprofessional educator endorsement is not subject

1 to additional requirements in order to renew the
2 endorsement.

3 (K) Chief school business official. A chief school
4 business official endorsement on an Educator License
5 with Stipulations may be issued to an applicant who
6 qualifies by having a master's degree or higher, 2
7 years of full-time administrative experience in school
8 business management or 2 years of university-approved
9 practical experience, and a minimum of 24 semester
10 hours of graduate credit in a program approved by the
11 State Board of Education for the preparation of school
12 business administrators and by passage of the
13 applicable State tests, including an applicable
14 content area test.

15 The chief school business official endorsement may
16 also be affixed to the Educator License with
17 Stipulations of any holder who qualifies by having a
18 master's degree in business administration, finance,
19 accounting, or public administration and who completes
20 an additional 6 semester hours of internship in school
21 business management from a regionally accredited
22 institution of higher education and passes the
23 applicable State tests, including an applicable
24 content area test. This endorsement shall be required
25 for any individual employed as a chief school business
26 official.

1 The chief school business official endorsement on
2 an Educator License with Stipulations is valid until
3 June 30 immediately following 5 years of the
4 endorsement being issued and may be renewed if the
5 license holder completes renewal requirements as
6 required for individuals who hold a Professional
7 Educator License endorsed for chief school business
8 official under Section 21B-45 of this Code and such
9 rules as may be adopted by the State Board of
10 Education.

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

13 (L) Provisional in-state educator. A provisional
14 in-state educator endorsement on an Educator License
15 with Stipulations may be issued to a candidate who has
16 completed an Illinois-approved educator preparation
17 program at an Illinois institution of higher education
18 and who has not successfully completed an
19 evidence-based assessment of teacher effectiveness but
20 who meets all of the following requirements:

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

22 (ii) Has completed an approved educator
23 preparation program at an Illinois institution.

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

26 (iv) Has attempted an evidence-based

1 assessment of teacher effectiveness and received a
2 minimum score on that assessment, as established
3 by the State Board of Education in consultation
4 with the State Educator Preparation and Licensure
5 Board.

6 A provisional in-state educator endorsement on an
7 Educator License with Stipulations is valid for one
8 full fiscal year after the date of issuance and may not
9 be renewed.

10 (M) (Blank).

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

14 (O) Provisional career and technical educator. A
15 provisional career and technical educator endorsement
16 on an Educator License with Stipulations may be issued
17 to an applicant who has a minimum of 8,000 hours of
18 work experience in the skill for which the applicant
19 is seeking the endorsement. Each employing school
20 board and regional office of education shall provide
21 verification, in writing, to the State Superintendent
22 of Education at the time the application is submitted
23 that no qualified teacher holding a Professional
24 Educator License or an Educator License with
25 Stipulations with a career and technical educator
26 endorsement is available to teach and that actual

1 circumstances require such issuance. However, the
2 employing school board or regional office of
3 education, as part of providing verification, does not
4 have to conduct a prior search for a qualified teacher
5 holding a Professional Educator License or an Educator
6 License with Stipulations with a career and technical
7 educator endorsement.

8 A provisional career and technical educator
9 endorsement on an Educator License with Stipulations
10 is valid until June 30 immediately following 5 years
11 of the endorsement being issued and may be renewed.

12 An individual who holds a provisional career and
13 technical educator endorsement on an Educator License
14 with Stipulations may teach as a substitute teacher in
15 career and technical education classrooms.

16 (3) Substitute Teaching License. A Substitute Teaching
17 License may be issued to qualified applicants for
18 substitute teaching in all grades of the public schools,
19 prekindergarten through grade 12. Substitute Teaching
20 Licenses are not eligible for endorsements. Applicants for
21 a Substitute Teaching License must hold a bachelor's
22 degree or higher from a regionally accredited institution
23 of higher education or must be enrolled in an approved
24 educator preparation program in this State and have earned
25 at least 90 credit hours.

26 Substitute Teaching Licenses are valid for 5 years.

1 Substitute Teaching Licenses are valid for substitute
2 teaching in every county of this State. If an individual
3 has had his or her Professional Educator License or
4 Educator License with Stipulations suspended or revoked,
5 then that individual is not eligible to obtain a
6 Substitute Teaching License.

7 A substitute teacher may only teach in the place of a
8 licensed teacher who is under contract with the employing
9 board. If, however, there is no licensed teacher under
10 contract because of an emergency situation, then a
11 district may employ a substitute teacher for no longer
12 than 30 calendar days per each vacant position in the
13 district if the district notifies the appropriate regional
14 office of education within 5 business days after the
15 employment of the substitute teacher in that vacant
16 position. A district may continue to employ that same
17 substitute teacher in that same vacant position for 90
18 calendar days or until the end of the semester, whichever
19 is greater, if, prior to the expiration of the
20 30-calendar-day period then current, the district files a
21 written request with the appropriate regional office of
22 education for a 30-calendar-day extension on the basis
23 that the position remains vacant and the district
24 continues to actively seek qualified candidates and
25 provides documentation that it has provided training
26 specific to the position, including training on meeting

1 the needs of students with disabilities and English
2 learners if applicable. Each extension request shall be
3 granted in writing by the regional office of education. An
4 emergency situation is one in which an unforeseen vacancy
5 has occurred and (i) a teacher is unexpectedly unable to
6 fulfill his or her contractual duties or (ii) teacher
7 capacity needs of the district exceed previous indications
8 or vacancies are unfilled due to a lack of qualified
9 candidates, and the district is actively engaged in
10 advertising to hire a fully licensed teacher for the
11 vacant position.

12 There is no limit on the number of days that a
13 substitute teacher may teach in a single school district,
14 provided that no substitute teacher may teach for longer
15 than 120 days beginning with the 2021-2022 school year
16 through the 2022-2023 school year, otherwise 90 school
17 days for any one licensed teacher under contract in the
18 same school year. A substitute teacher who holds a
19 Professional Educator License or Educator License with
20 Stipulations shall not teach for more than 120 school days
21 for any one licensed teacher under contract in the same
22 school year. The limitations in this paragraph (3) on the
23 number of days a substitute teacher may be employed do not
24 apply to any school district operating under Article 34 of
25 this Code.

26 A school district may not require an individual who

1 holds a valid Professional Educator License or Educator
2 License with Stipulations to seek or hold a Substitute
3 Teaching License to teach as a substitute teacher.

4 (4) Short-Term Substitute Teaching License. Beginning
5 on July 1, 2018 and until June 30, 2028, applicants may
6 apply to the State Board of Education for issuance of a
7 Short-Term Substitute Teaching License. A Short-Term
8 Substitute Teaching License may be issued to a qualified
9 applicant for substitute teaching in all grades of the
10 public schools, prekindergarten through grade 12.
11 Short-Term Substitute Teaching Licenses are not eligible
12 for endorsements. Applicants for a Short-Term Substitute
13 Teaching License must hold an associate's degree or have
14 completed at least 60 credit hours from a regionally
15 accredited institution of higher education.

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

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

24 An individual holding a Short-Term Substitute Teaching
25 License may teach no more than 15 consecutive days per
26 licensed teacher who is under contract. For teacher

1 absences lasting 6 or more days per licensed teacher who
2 is under contract, a school district may not hire an
3 individual holding a Short-Term Substitute Teaching
4 License, unless the Governor has declared a disaster due
5 to a public health emergency pursuant to Section 7 of the
6 Illinois Emergency Management Agency Act. An individual
7 holding a Short-Term Substitute Teaching License must
8 complete the training program under Section 10-20.67 or
9 34-18.60 of this Code to be eligible to teach at a public
10 school. Short-Term Substitute Teaching Licenses under this
11 Section are valid for 5 years.

12 (Source: P.A. 102-711, eff. 1-1-23; 102-712, eff. 4-27-22;
13 102-713, eff. 1-1-23; 102-717, eff. 4-29-22; 102-894, eff.
14 5-20-22; 103-111, eff. 6-29-23; 103-154, eff. 6-30-23;
15 103-193, eff. 1-1-24; 103-564, eff. 11-17-23.)".