



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB5617

Introduced 2/9/2024, by Rep. Maurice A. West, II

SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-20.87 new
105 ILCS 5/34-18.85 new

Amends the School Code. Provides that a school board shall prohibit a school from using a native name, logo, or mascot; defines "native name, logo, or mascot". However, provides that a school may continue to use uniforms or other materials bearing a native name, logo, or mascot that were purchased on or before the effective date of the amendatory Act until September 1, 2027 if specified requirements are met.

LRB103 36684 RJT 66794 b

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

A BILL FOR

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 adding Sections
5 10-20.87 and 34-18.85 as follows:

6 (105 ILCS 5/10-20.87 new)

7 Sec. 10-20.87. Native name, logo, or mascot.

8 (a) As used in this Section, "native name, logo, or
9 mascot" means any person, animal, or object used to represent
10 a school that names, refers to, represents, or is associated
11 with Native Americans, including aspects of Native American
12 cultures and specific Native American tribes.

13 (b) A school board shall prohibit a school from using a
14 native name, logo, or mascot, except as provided in subsection
15 (c).

16 (c) A school may continue to use uniforms or other
17 materials bearing a native name, logo, or mascot that were
18 purchased on or before the effective date of this amendatory
19 Act of the 103rd General Assembly until September 1, 2027 if
20 all the following requirements are met:

21 (1) The school selects a new school or athletic team
22 name, logo, or mascot that does not violate the
23 prohibition under subsection (b).

1 (2) The school refrains from purchasing, acquiring, or
2 using resources for the purpose of distribution or sale to
3 pupils or school employees any uniform that includes or
4 bears the prohibited school or athletic team name, logo,
5 or mascot.

6 (3) The school refrains from purchasing, acquiring, or
7 using resources for the purpose of distribution or sale to
8 pupils or school employees any yearbook, newspaper,
9 program, or other tangible material that includes or bears
10 the prohibited school or athletic team name, logo, or
11 mascot in the logo or title of the yearbook, newspaper,
12 program, or other tangible material.

13 (4) If a school facility bears the prohibited school
14 or athletic team name, logo, or mascot, the school removes
15 the prohibited name, logo, or mascot no later than the
16 next time that part of the facility where the name, logo,
17 or mascot is located is remodeled or replaced in the
18 normal course of maintenance and the school refrains from
19 purchasing or constructing a marquee, sign, or other new
20 or replacement fixture that includes or bears the
21 prohibited school or athletic team name, logo, or mascot.

22 (105 ILCS 5/34-18.85 new)

23 Sec. 34-18.85. Native name, logo, or mascot.

24 (a) As used in this Section, "native name, logo, or
25 mascot" means any person, animal, or object used to represent

1 a school that names, refers to, represents, or is associated
2 with Native Americans, including aspects of Native American
3 cultures and specific Native American tribes.

4 (b) The board shall prohibit a school from using a native
5 name, logo, or mascot, except as provided in subsection (c).

6 (c) A school may continue to use uniforms or other
7 materials bearing a native name, logo, or mascot that were
8 purchased on or before the effective date of this amendatory
9 Act of the 103rd General Assembly until September 1, 2027 if
10 all the following requirements are met:

11 (1) The school selects a new school or athletic team
12 name, logo, or mascot that does not violate the
13 prohibition under subsection (b).

14 (2) The school refrains from purchasing, acquiring, or
15 using resources for the purpose of distribution or sale to
16 pupils or school employees any uniform that includes or
17 bears the prohibited school or athletic team name, logo,
18 or mascot.

19 (3) The school refrains from purchasing, acquiring, or
20 using resources for the purpose of distribution or sale to
21 pupils or school employees any yearbook, newspaper,
22 program, or other tangible material that includes or bears
23 the prohibited school or athletic team name, logo, or
24 mascot in the logo or title of the yearbook, newspaper,
25 program, or other tangible material.

26 (4) If a school facility bears the prohibited school

1 or athletic team name, logo, or mascot, the school removes
2 the prohibited name, logo, or mascot no later than the
3 next time that part of the facility where the name, logo,
4 or mascot is located is remodeled or replaced in the
5 normal course of maintenance and the school refrains from
6 purchasing or constructing a marquee, sign, or other new
7 or replacement fixture that includes or bears the
8 prohibited school or athletic team name, logo, or mascot.