



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB2238

Introduced 2/10/2023, by Sen. Meg Loughran Cappel

SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-22.23
105 ILCS 5/14-1.09

from Ch. 122, par. 10-22.23
from Ch. 122, par. 14-1.09

Amends the School Code. Provides that a school district must employ a sufficient number of school psychologists and school nurses to address the needs of the school district's students and schools, but no less than a student-to-social worker and student-to-nurse ratio of 750 to 1. For school nurses, provides that consideration for school nurse staffing should include the complex health needs of students, needs for continuous professional nursing services, the number of free and reduced lunch students in a school building, and the average number of medical emergencies at a school per year. Effective June 30, 2023.

LRB103 27942 RJT 54320 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 changing Sections
5 10-22.23 and 14-1.09 as follows:

6 (105 ILCS 5/10-22.23) (from Ch. 122, par. 10-22.23)

7 Sec. 10-22.23. School Nurse. To employ a registered
8 professional nurse and define the duties of the school nurse
9 within the guidelines of rules and regulations promulgated by
10 the State Board of Education. Any school nurse first employed
11 on or after July 1, 1976, whose duties require teaching or the
12 exercise of instructional judgment or educational evaluation
13 of pupils, must be licensed under Section 21B-25 of this Code.
14 School districts may employ nonlicensed registered
15 professional nurses to perform professional nursing services.

16 A school district must employ a sufficient number of
17 school nurses to address the needs of their students, but no
18 less than a student-to-nurse ratio of 750 to 1. Consideration
19 for school nurse staffing should include the complex health
20 needs of students, needs for continuous professional nursing
21 services, the number of free and reduced lunch students in a
22 school building, and the average number of medical emergencies
23 at a school per year.

1 (Source: P.A. 102-894, eff. 5-20-22.)

2 (105 ILCS 5/14-1.09) (from Ch. 122, par. 14-1.09)

3 Sec. 14-1.09. School psychologist. "School psychologist"
4 means a psychologist who meets the following qualifications:

5 (1) The psychologist:

6 (A) has graduated with a master's or higher degree
7 in psychology or educational psychology from an
8 institution of higher learning that maintains
9 equipment, courses of study, and standards of
10 scholarship approved by the State Board of Education,
11 has had at least one school year of full-time
12 supervised experience in the delivery of school
13 psychological services of a character approved by the
14 State Superintendent of Education, and has such
15 additional qualifications as may be required by the
16 State Board of Education; or

17 (B) holds a valid Nationally Certified School
18 Psychologist (NCSP) credential.

19 (2) The psychologist holds a Professional Educator
20 License with a school psychologist endorsement issued
21 pursuant to Section 21B-25 of this Code. Persons so
22 licensed may use the title "school psychologist" and may
23 offer school psychological services which are limited to
24 those services set forth in 23 Ill. Adm. Code 226, Special
25 Education, pertaining to children between the ages of 3 to

1 21, promulgated by the State Board of Education.

2 School psychologists may make evaluations, recommendations
3 or interventions regarding the placement of children in
4 educational programs or special education classes. However, a
5 school psychologist shall not provide such services outside
6 his or her employment to any student in the district or
7 districts which employ such school psychologist.

8 A school district must employ a sufficient number of
9 school psychologists to address the needs of the school
10 district's students and schools, but no less than a
11 student-to-social worker ratio of 500 to 1.

12 (Source: P.A. 100-750, eff. 8-10-18.)

13 Section 99. Effective date. This Act takes effect June 30,
14 2023.