

1 AN ACT regarding schools.

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 Section
5 21-25.5 as follows:

6 (105 ILCS 5/21-25.5 new)

7 Sec. 21-25.5. Speech and language pathologist not
8 "teacher".

9 (a) The General Assembly recognizes that for some
10 purposes of this Code, the term "teacher" is broadly defined
11 to include all school district employees regularly required
12 to be certified under laws relating to the certification of
13 teachers. The General Assembly also recognizes that (i) some
14 school district employees regularly required to be certified
15 by law do not "teach" in the more narrow sense of imparting
16 information in a classroom or classroom-like setting
17 involving one or more students and (ii) the professional
18 services performed and offered in school settings by some
19 speech and language pathologists are not reasonably regarded
20 as falling within this more narrow understanding of the term
21 "teach".

22 (b) Notwithstanding any other provision of this Code or
23 any other law to the contrary, a speech and language
24 pathologist who possesses a certificate under Article 21 of
25 this Code shall neither be required to have an employment or
26 contractual relationship directly with the school district he
27 or she serves nor be prohibited from serving in a school
28 setting while employed by a person or entity other than a
29 school district if the speech and language pathologist
30 neither performs nor offers to perform any functions in the
31 school setting that are within the narrow understanding of

1 the term "teach" as described in subsection (a) of this
2 Section.

3 (c) The State Board of Education may, in its discretion,
4 adopt rules with respect to this Section.

5 Section 99. Effective date. This Act takes effect upon
6 becoming law.