



Elementary Secondary Education Committee

**Filed: 3/12/2008**

09500HB4642ham001

LRB095 18599 NHT 48116 a

1 AMENDMENT TO HOUSE BILL 4642

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4642 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by adding Section  
5 22-50 as follows:

6 (105 ILCS 5/22-50 new)

7 Sec. 22-50. Twice-exceptional children; recommendations.  
8 The State Advisory Council on the Education of Children with  
9 Disabilities and the Advisory Council on the Education of  
10 Gifted and Talented Children shall research and discuss best  
11 practices for addressing the needs of "twice-exceptional"  
12 children, those who are gifted and talented and have a  
13 disability. The Councils shall then jointly make  
14 recommendations to the State Board of Education with respect to  
15 the State Board of Education providing guidance and technical  
16 assistance to school districts in furthering improved

1 educational outcomes for gifted and twice-exceptional  
2 children. Recommendations shall include strategies to (i)  
3 educate teachers and other providers about the unique needs of  
4 this population, (ii) train teachers in target,  
5 research-based, identification and pedagogical methods, and  
6 (iii) establish guidelines for unique programming for  
7 twice-exceptional students.

8 Notwithstanding any other rulemaking authority that may  
9 exist, neither the Governor nor any agency or agency head under  
10 the jurisdiction of the Governor has any authority to make or  
11 promulgate rules to implement or enforce the provisions of this  
12 amendatory Act of the 95th General Assembly. If, however, the  
13 Governor believes that rules are necessary to implement or  
14 enforce the provisions of this amendatory Act of the 95th  
15 General Assembly, the Governor may suggest rules to the General  
16 Assembly by filing them with the Clerk of the House and the  
17 Secretary of the Senate and by requesting that the General  
18 Assembly authorize such rulemaking by law, enact those  
19 suggested rules into law, or take any other appropriate action  
20 in the General Assembly's discretion. Nothing contained in this  
21 amendatory Act of the 95th General Assembly shall be  
22 interpreted to grant rulemaking authority under any other  
23 Illinois statute where such authority is not otherwise  
24 explicitly given. For the purposes of this amendatory Act of  
25 the 95th General Assembly, "rules" is given the meaning  
26 contained in Section 1-70 of the Illinois Administrative

1 Procedure Act, and "agency" and "agency head" are given the  
2 meanings contained in Sections 1-20 and 1-25 of the Illinois  
3 Administrative Procedure Act to the extent that such  
4 definitions apply to agencies or agency heads under the  
5 jurisdiction of the Governor.

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