



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

SB1155

Introduced 2/8/2007, by Sen. Pamela J. Althoff

SYNOPSIS AS INTRODUCED:

See Index

Amends the Open Meetings Act, the School Code, the Illinois Vehicle Code, and the Sex Offender Community Notification Law. Removes provisions concerning the posting of information regarding school board meetings on a district's website, school board approval of certain contracts, checks of the Statewide Sex Offender Database and Statewide Child Murderer and Violent Offender Against Youth Database, gifted education program requirements, requiring a school to allow the use of epinephrine auto-injectors, certain information in a school district's report of pupils no longer enrolled in school and the report being furnished to the Secretary of State, financial literacy in consumer education, the study of genocide and slavery, required high school courses for the 2005-2006 and subsequent school years, steroid abuse prevention instruction to students in interscholastic athletic programs, excessive idling of a school bus, requiring the use of biodiesel, and informing parents that information about sex offenders is publicly available. Repeals Sections of the School Code concerning a new principal mentoring program, a school board oath of office, a school board's duties with respect to a superintendent, gifted education program requirements, and an evaluation plan for principals. Repeals the School Safety Drill Act. Makes related changes. Effective June 30, 2007.

LRB095 04472 NHT 24519 b

FISCAL NOTE ACT
MAY APPLY

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 Open Meetings Act is amended by changing
5 Sections 2.02 and 2.06 as follows:

6 (5 ILCS 120/2.02) (from Ch. 102, par. 42.02)

7 Sec. 2.02. Public notice of all meetings, whether open or
8 closed to the public, shall be given as follows:

9 (a) Every public body shall give public notice of the
10 schedule of regular meetings at the beginning of each calendar
11 or fiscal year and shall state the regular dates, times, and
12 places of such meetings. An agenda for each regular meeting
13 shall be posted at the principal office of the public body and
14 at the location where the meeting is to be held at least 48
15 hours in advance of the holding of the meeting. A public body
16 (other than a school district) that has a website that the
17 full-time staff of the public body maintains shall also post on
18 its website the agenda of any regular meetings of the governing
19 body of that public body. Any agenda of a regular meeting that
20 is posted on a public body's website shall remain posted on the
21 website until the regular meeting is concluded. The requirement
22 of a regular meeting agenda shall not preclude the
23 consideration of items not specifically set forth in the

1 agenda. Public notice of any special meeting except a meeting
2 held in the event of a bona fide emergency, or of any
3 rescheduled regular meeting, or of any reconvened meeting,
4 shall be given at least 48 hours before such meeting, which
5 notice shall also include the agenda for the special,
6 rescheduled, or reconvened meeting, but the validity of any
7 action taken by the public body which is germane to a subject
8 on the agenda shall not be affected by other errors or
9 omissions in the agenda. The requirement of public notice of
10 reconvened meetings does not apply to any case where the
11 meeting was open to the public and (1) it is to be reconvened
12 within 24 hours, or (2) an announcement of the time and place
13 of the reconvened meeting was made at the original meeting and
14 there is no change in the agenda. Notice of an emergency
15 meeting shall be given as soon as practicable, but in any event
16 prior to the holding of such meeting, to any news medium which
17 has filed an annual request for notice under subsection (b) of
18 this Section.

19 (b) Public notice shall be given by posting a copy of the
20 notice at the principal office of the body holding the meeting
21 or, if no such office exists, at the building in which the
22 meeting is to be held. In addition, a public body (other than a
23 school district) that has a website that the full-time staff of
24 the public body maintains shall post notice on its website of
25 all meetings of the governing body of the public body. Any
26 notice of an annual schedule of meetings shall remain on the

1 website until a new public notice of the schedule of regular
2 meetings is approved. Any notice of a regular meeting that is
3 posted on a public body's website shall remain posted on the
4 website until the regular meeting is concluded. The body shall
5 supply copies of the notice of its regular meetings, and of the
6 notice of any special, emergency, rescheduled or reconvened
7 meeting, to any news medium that has filed an annual request
8 for such notice. Any such news medium shall also be given the
9 same notice of all special, emergency, rescheduled or
10 reconvened meetings in the same manner as is given to members
11 of the body provided such news medium has given the public body
12 an address or telephone number within the territorial
13 jurisdiction of the public body at which such notice may be
14 given. The failure of a public body to post on its website
15 notice of any meeting or the agenda of any meeting shall not
16 invalidate any meeting or any actions taken at a meeting.

17 (Source: P.A. 94-28, eff. 1-1-06.)

18 (5 ILCS 120/2.06) (from Ch. 102, par. 42.06)

19 Sec. 2.06. Minutes.

20 (a) All public bodies shall keep written minutes of all
21 their meetings, whether open or closed, and a verbatim record
22 of all their closed meetings in the form of an audio or video
23 recording. Minutes shall include, but need not be limited to:

24 (1) the date, time and place of the meeting;

25 (2) the members of the public body recorded as either

1 present or absent and whether the members were physically
2 present or present by means of video or audio conference;
3 and

4 (3) a summary of discussion on all matters proposed,
5 deliberated, or decided, and a record of any votes taken.

6 (b) The minutes of meetings open to the public shall be
7 available for public inspection within 7 days of the approval
8 of such minutes by the public body. Beginning July 1, 2006, at
9 the time it complies with the other requirements of this
10 subsection, a public body (other than a school district) that
11 has a website that the full-time staff of the public body
12 maintains shall post the minutes of a regular meeting of its
13 governing body open to the public on the public body's website
14 within 7 days of the approval of the minutes by the public
15 body. Beginning July 1, 2006, any minutes of meetings open to
16 the public posted on the public body's website shall remain
17 posted on the website for at least 60 days after their initial
18 posting.

19 (c) The verbatim record may be destroyed without
20 notification to or the approval of a records commission or the
21 State Archivist under the Local Records Act or the State
22 Records Act no less than 18 months after the completion of the
23 meeting recorded but only after:

24 (1) the public body approves the destruction of a
25 particular recording; and

26 (2) the public body approves minutes of the closed

1 meeting that meet the written minutes requirements of
2 subsection (a) of this Section.

3 (d) Each public body shall periodically, but no less than
4 semi-annually, meet to review minutes of all closed meetings.
5 At such meetings a determination shall be made, and reported in
6 an open session that (1) the need for confidentiality still
7 exists as to all or part of those minutes or (2) that the
8 minutes or portions thereof no longer require confidential
9 treatment and are available for public inspection. The failure
10 of a public body to strictly comply with the semi-annual review
11 of closed session written minutes, whether before or after the
12 effective date of this amendatory Act of the 94th General
13 Assembly, shall not cause the written minutes or related
14 verbatim record to become public or available for inspection in
15 any judicial proceeding, other than a proceeding involving an
16 alleged violation of this Act, if the public body, within 60
17 days of discovering its failure to strictly comply with the
18 technical requirements of this subsection, reviews the closed
19 session minutes and determines and thereafter reports in open
20 session that either (1) the need for confidentiality still
21 exists as to all or part of the minutes or verbatim record, or
22 (2) that the minutes or recordings or portions thereof no
23 longer require confidential treatment and are available for
24 public inspection.

25 (e) Unless the public body has made a determination that
26 the verbatim recording no longer requires confidential

1 treatment or otherwise consents to disclosure, the verbatim
2 record of a meeting closed to the public shall not be open for
3 public inspection or subject to discovery in any administrative
4 or judicial proceeding other than one brought to enforce this
5 Act. In the case of a civil action brought to enforce this Act,
6 the court, if the judge believes such an examination is
7 necessary, must conduct such in camera examination of the
8 verbatim record as it finds appropriate in order to determine
9 whether there has been a violation of this Act. In the case of
10 a criminal proceeding, the court may conduct an examination in
11 order to determine what portions, if any, must be made
12 available to the parties for use as evidence in the
13 prosecution. Any such initial inspection must be held in
14 camera. If the court determines that a complaint or suit
15 brought for noncompliance under this Act is valid it may, for
16 the purposes of discovery, redact from the minutes of the
17 meeting closed to the public any information deemed to qualify
18 under the attorney-client privilege. The provisions of this
19 subsection do not supersede the privacy or confidentiality
20 provisions of State or federal law.

21 (f) Minutes of meetings closed to the public shall be
22 available only after the public body determines that it is no
23 longer necessary to protect the public interest or the privacy
24 of an individual by keeping them confidential.

25 (Source: P.A. 93-523, eff. 1-1-04; 93-974, eff. 1-1-05; 94-28,
26 eff. 1-1-06; 94-542, eff. 8-10-05; 94-1058, eff. 1-1-07.)

1 Section 15. The School Code is amended by changing Sections
2 10-20.21, 10-21.9, 10-23.8a, 14A-15, 14A-45, 22-30, 26-3a,
3 27-12.1, 27-20.3, 27-20.4, 27-22, 27-23.3, 27A-5, and 34-18.5
4 as follows:

5 (105 ILCS 5/10-20.21) (from Ch. 122, par. 10-20.21)

6 Sec. 10-20.21. Contracts.

7 (a) To award all contracts for purchase of supplies,
8 materials or work or contracts with private carriers for
9 transportation of pupils involving an expenditure in excess of
10 \$10,000 to the lowest responsible bidder, considering
11 conformity with specifications, terms of delivery, quality and
12 serviceability, after due advertisement, except the following:
13 (i) contracts for the services of individuals possessing a high
14 degree of professional skill where the ability or fitness of
15 the individual plays an important part; (ii) contracts for the
16 printing of finance committee reports and departmental
17 reports; (iii) contracts for the printing or engraving of
18 bonds, tax warrants and other evidences of indebtedness; (iv)
19 contracts for the purchase of perishable foods and perishable
20 beverages; (v) contracts for materials and work which have been
21 awarded to the lowest responsible bidder after due
22 advertisement, but due to unforeseen revisions, not the fault
23 of the contractor for materials and work, must be revised
24 causing expenditures not in excess of 10% of the contract

1 price; (vi) contracts for the maintenance or servicing of, or
2 provision of repair parts for, equipment which are made with
3 the manufacturer or authorized service agent of that equipment
4 where the provision of parts, maintenance, or servicing can
5 best be performed by the manufacturer or authorized service
6 agent; (vii) purchases and contracts for the use, purchase,
7 delivery, movement, or installation of data processing
8 equipment, software, or services and telecommunications and
9 interconnect equipment, software, and services; (viii)
10 contracts for duplicating machines and supplies; (ix)
11 contracts for the purchase of natural gas when the cost is less
12 than that offered by a public utility; (x) purchases of
13 equipment previously owned by some entity other than the
14 district itself; (xi) contracts for repair, maintenance,
15 remodeling, renovation, or construction, or a single project
16 involving an expenditure not to exceed \$20,000 and not
17 involving a change or increase in the size, type, or extent of
18 an existing facility; (xii) contracts for goods or services
19 procured from another governmental agency; (xiii) contracts
20 for goods or services which are economically procurable from
21 only one source, such as for the purchase of magazines, books,
22 periodicals, pamphlets and reports, and for utility services
23 such as water, light, heat, telephone or telegraph; (xiv) where
24 funds are expended in an emergency and such emergency
25 expenditure is approved by 3/4 of the members of the board; and
26 (xv) State master contracts authorized under Article 28A of

1 this Code.

2 All competitive bids for contracts involving an
3 expenditure in excess of \$10,000 must be sealed by the bidder
4 and must be opened by a member or employee of the school board
5 at a public bid opening at which the contents of the bids must
6 be announced. Each bidder must receive at least 3 days' notice
7 of the time and place of the bid opening. For purposes of this
8 Section due advertisement includes, but is not limited to, at
9 least one public notice at least 10 days before the bid date in
10 a newspaper published in the district, or if no newspaper is
11 published in the district, in a newspaper of general
12 circulation in the area of the district. State master contracts
13 and certified education purchasing contracts, as defined in
14 Article 28A of this Code, are not subject to the requirements
15 of this paragraph.

16 (b) To require, as a condition of any contract for goods
17 and services, that persons bidding for and awarded a contract
18 and all affiliates of the person collect and remit Illinois Use
19 Tax on all sales of tangible personal property into the State
20 of Illinois in accordance with the provisions of the Illinois
21 Use Tax Act regardless of whether the person or affiliate is a
22 "retailer maintaining a place of business within this State" as
23 defined in Section 2 of the Use Tax Act. For purposes of this
24 Section, the term "affiliate" means any entity that (1)
25 directly, indirectly, or constructively controls another
26 entity, (2) is directly, indirectly, or constructively

1 controlled by another entity, or (3) is subject to the control
2 of a common entity. For purposes of this subsection (b), an
3 entity controls another entity if it owns, directly or
4 individually, more than 10% of the voting securities of that
5 entity. As used in this subsection (b), the term "voting
6 security" means a security that (1) confers upon the holder the
7 right to vote for the election of members of the board of
8 directors or similar governing body of the business or (2) is
9 convertible into, or entitles the holder to receive upon its
10 exercise, a security that confers such a right to vote. A
11 general partnership interest is a voting security.

12 To require that bids and contracts include a certification
13 by the bidder or contractor that the bidder or contractor is
14 not barred from bidding for or entering into a contract under
15 this Section and that the bidder or contractor acknowledges
16 that the school board may declare the contract void if the
17 certification completed pursuant to this subsection (b) is
18 false.

19 (b-5) (Blank). ~~To require all contracts and agreements that~~
20 ~~pertain to goods and services and that are intended to generate~~
21 ~~additional revenue and other remunerations for the school~~
22 ~~district in excess of \$1,000, including without limitation~~
23 ~~vending machine contracts, sports and other attire, class~~
24 ~~rings, and photographic services, to be approved by the school~~
25 ~~board. The school board shall file as an attachment to its~~
26 ~~annual budget a report, in a form as determined by the State~~

1 ~~Board of Education, indicating for the prior year the name of~~
2 ~~the vendor, the product or service provided, and the actual net~~
3 ~~revenue and non-monetary remuneration from each of the~~
4 ~~contracts or agreements. In addition, the report shall indicate~~
5 ~~for what purpose the revenue was used and how and to whom the~~
6 ~~non-monetary remuneration was distributed.~~

7 (c) If the State education purchasing entity creates a
8 master contract as defined in Article 28A of this Code, then
9 the State education purchasing entity shall notify school
10 districts of the existence of the master contract.

11 (d) In purchasing supplies, materials, equipment, or
12 services that are not subject to subsection (c) of this
13 Section, before a school district solicits bids or awards a
14 contract, the district may review and consider as a bid under
15 subsection (a) of this Section certified education purchasing
16 contracts that are already available through the State
17 education purchasing entity.

18 (Source: P.A. 93-25, eff. 6-20-03; 93-1036, eff. 9-14-04;
19 94-714, eff. 7-1-06.)

20 (105 ILCS 5/10-21.9) (from Ch. 122, par. 10-21.9)

21 Sec. 10-21.9. Criminal history records checks ~~and checks of~~
22 ~~the Statewide Sex Offender Database.~~

23 (a) Certified and noncertified applicants for employment
24 with a school district, except school bus driver applicants,
25 are required as a condition of employment to authorize a

1 fingerprint-based criminal history records check to determine
2 if such applicants have been convicted of any of the enumerated
3 criminal or drug offenses in subsection (c) of this Section or
4 have been convicted, within 7 years of the application for
5 employment with the school district, of any other felony under
6 the laws of this State or of any offense committed or attempted
7 in any other state or against the laws of the United States
8 that, if committed or attempted in this State, would have been
9 punishable as a felony under the laws of this State.
10 Authorization for the check shall be furnished by the applicant
11 to the school district, except that if the applicant is a
12 substitute teacher seeking employment in more than one school
13 district, a teacher seeking concurrent part-time employment
14 positions with more than one school district (as a reading
15 specialist, special education teacher or otherwise), or an
16 educational support personnel employee seeking employment
17 positions with more than one district, any such district may
18 require the applicant to furnish authorization for the check to
19 the regional superintendent of the educational service region
20 in which are located the school districts in which the
21 applicant is seeking employment as a substitute or concurrent
22 part-time teacher or concurrent educational support personnel
23 employee. Upon receipt of this authorization, the school
24 district or the appropriate regional superintendent, as the
25 case may be, shall submit the applicant's name, sex, race, date
26 of birth, social security number, fingerprint images, and other

1 identifiers, as prescribed by the Department of State Police,
2 to the Department. The regional superintendent submitting the
3 requisite information to the Department of State Police shall
4 promptly notify the school districts in which the applicant is
5 seeking employment as a substitute or concurrent part-time
6 teacher or concurrent educational support personnel employee
7 that the check of the applicant has been requested. The
8 Department of State Police and the Federal Bureau of
9 Investigation shall furnish, pursuant to a fingerprint-based
10 criminal history records check, records of convictions, until
11 expunged, to the president of the school board for the school
12 district that requested the check, or to the regional
13 superintendent who requested the check. The Department shall
14 charge the school district or the appropriate regional
15 superintendent a fee for conducting such check, which fee shall
16 be deposited in the State Police Services Fund and shall not
17 exceed the cost of the inquiry; and the applicant shall not be
18 charged a fee for such check by the school district or by the
19 regional superintendent. Subject to appropriations for these
20 purposes, the State Superintendent of Education shall
21 reimburse school districts and regional superintendents for
22 fees paid to obtain criminal history records checks under this
23 Section.

24 (a-5) (Blank). ~~The school district or regional~~
25 ~~superintendent shall further perform a check of the Statewide~~
26 ~~Sex Offender Database, as authorized by the Sex Offender~~

1 ~~Community Notification Law, for each applicant.~~

2 (a-6) (Blank). ~~The school district or regional~~
3 ~~superintendent shall further perform a check of the Statewide~~
4 ~~Child Murderer and Violent Offender Against Youth Database, as~~
5 ~~authorized by the Child Murderer and Violent Offender Against~~
6 ~~Youth Community Notification Law, for each applicant.~~

7 (b) Any information concerning the record of convictions
8 obtained by the president of the school board or the regional
9 superintendent shall be confidential and may only be
10 transmitted to the superintendent of the school district or his
11 designee, the appropriate regional superintendent if the check
12 was requested by the school district, the presidents of the
13 appropriate school boards if the check was requested from the
14 Department of State Police by the regional superintendent, the
15 State Superintendent of Education, the State Teacher
16 Certification Board or any other person necessary to the
17 decision of hiring the applicant for employment. A copy of the
18 record of convictions obtained from the Department of State
19 Police shall be provided to the applicant for employment. ~~Upon~~
20 ~~the check of the Statewide Sex Offender Database, the school~~
21 ~~district or regional superintendent shall notify an applicant~~
22 ~~as to whether or not the applicant has been identified in the~~
23 ~~Database as a sex offender.~~ If a check of an applicant for
24 employment as a substitute or concurrent part-time teacher or
25 concurrent educational support personnel employee in more than
26 one school district was requested by the regional

1 superintendent, and the Department of State Police upon a check
2 ascertains that the applicant has not been convicted of any of
3 the enumerated criminal or drug offenses in subsection (c) or
4 has not been convicted, within 7 years of the application for
5 employment with the school district, of any other felony under
6 the laws of this State or of any offense committed or attempted
7 in any other state or against the laws of the United States
8 that, if committed or attempted in this State, would have been
9 punishable as a felony under the laws of this State and so
10 notifies the regional superintendent ~~and if the regional~~
11 ~~superintendent upon a check ascertains that the applicant has~~
12 ~~not been identified in the Sex Offender Database as a sex~~
13 ~~offender~~, then the regional superintendent shall issue to the
14 applicant a certificate evidencing that as of the date
15 specified by the Department of State Police the applicant has
16 not been convicted of any of the enumerated criminal or drug
17 offenses in subsection (c) or has not been convicted, within 7
18 years of the application for employment with the school
19 district, of any other felony under the laws of this State or
20 of any offense committed or attempted in any other state or
21 against the laws of the United States that, if committed or
22 attempted in this State, would have been punishable as a felony
23 under the laws of this State ~~and evidencing that as of the date~~
24 ~~that the regional superintendent conducted a check of the~~
25 ~~Statewide Sex Offender Database, the applicant has not been~~
26 ~~identified in the Database as a sex offender.~~ The school board

1 of any school district may rely on the certificate issued by
2 any regional superintendent to that substitute teacher,
3 concurrent part-time teacher, or concurrent educational
4 support personnel employee or may initiate its own criminal
5 history records check of the applicant through the Department
6 of State Police ~~and its own check of the Statewide Sex Offender~~
7 ~~Database~~ as provided in subsection (a). Any person who releases
8 any confidential information concerning any criminal
9 convictions of an applicant for employment shall be guilty of a
10 Class A misdemeanor, unless the release of such information is
11 authorized by this Section.

12 (c) No school board shall knowingly employ a person who has
13 been convicted for committing attempted first degree murder or
14 for committing or attempting to commit first degree murder or a
15 Class X felony or any one or more of the following offenses:
16 (i) those defined in Sections 11-6, 11-9, 11-14, 11-15,
17 11-15.1, 11-16, 11-17, 11-18, 11-19, 11-19.1, 11-19.2, 11-20,
18 11-20.1, 11-21, 12-13, 12-14, 12-14.1, 12-15 and 12-16 of the
19 Criminal Code of 1961; (ii) those defined in the Cannabis
20 Control Act except those defined in Sections 4(a), 4(b) and
21 5(a) of that Act; (iii) those defined in the Illinois
22 Controlled Substances Act; (iv) those defined in the
23 Methamphetamine Control and Community Protection Act; and (v)
24 any offense committed or attempted in any other state or
25 against the laws of the United States, which if committed or
26 attempted in this State, would have been punishable as one or

1 more of the foregoing offenses. Further, no school board shall
2 knowingly employ a person who has been found to be the
3 perpetrator of sexual or physical abuse of any minor under 18
4 years of age pursuant to proceedings under Article II of the
5 Juvenile Court Act of 1987.

6 (d) No school board shall knowingly employ a person for
7 whom a criminal history records check ~~and a Statewide Sex~~
8 ~~Offender Database check~~ has not been initiated.

9 (e) Upon receipt of the record of a conviction of or a
10 finding of child abuse by a holder of any certificate issued
11 pursuant to Article 21 or Section 34-8.1 or 34-83 of the School
12 Code, the appropriate regional superintendent of schools or the
13 State Superintendent of Education shall initiate the
14 certificate suspension and revocation proceedings authorized
15 by law.

16 (f) After January 1, 1990 the provisions of this Section
17 shall apply to all employees of persons or firms holding
18 contracts with any school district including, but not limited
19 to, food service workers, school bus drivers and other
20 transportation employees, who have direct, daily contact with
21 the pupils of any school in such district. For purposes of
22 criminal history records checks ~~and checks of the Statewide Sex~~
23 ~~Offender Database~~ on employees of persons or firms holding
24 contracts with more than one school district and assigned to
25 more than one school district, the regional superintendent of
26 the educational service region in which the contracting school

1 districts are located may, at the request of any such school
2 district, be responsible for receiving the authorization for a
3 criminal history records check prepared by each such employee
4 and submitting the same to the Department of State Police ~~and~~
5 ~~for conducting a check of the Statewide Sex Offender Database~~
6 ~~for each employee.~~ Any information concerning the record of
7 conviction ~~and identification as a sex offender~~ of any such
8 employee obtained by the regional superintendent shall be
9 promptly reported to the president of the appropriate school
10 board or school boards.

11 (Source: P.A. 93-418, eff. 1-1-04; 93-909, eff. 8-12-04;
12 94-219, eff. 7-14-05; 94-556, eff. 9-11-05; 94-875, eff.
13 7-1-06; 94-945, eff. 6-27-06; revised 8-3-06.)

14 (105 ILCS 5/10-23.8a) (from Ch. 122, par. 10-23.8a)

15 Sec. 10-23.8a. Principal and other administrator
16 contracts. After the effective date of this amendatory Act of
17 1997 and the expiration of contracts in effect on the effective
18 date of this amendatory Act, school districts may only employ
19 principals and other school administrators under either a
20 contract for a period not to exceed one year or a
21 performance-based contract for a period not to exceed 5 years,
22 unless the provisions of Section 10-23.8b of this Code ~~or~~
23 ~~subsection (c) of Section 24A-15 of this Code~~ otherwise apply.

24 Performance-based contracts shall be linked to student
25 performance and academic improvement attributable to the

1 responsibilities and duties of the principal or administrator.
2 No performance-based contract shall be extended or rolled-over
3 prior to its scheduled expiration unless all the performance
4 and improvement goals contained in the contract have been met.
5 Each performance-based contract shall include the goals and
6 indicators of student performance and academic improvement
7 determined and used by the local school board to measure the
8 performance and effectiveness of the principal or other
9 administrator and such other information as the local school
10 board may determine.

11 By accepting the terms of a multi-year contract, the
12 principal or administrator waives all rights granted him or her
13 under Sections 24-11 through 24-16 of this Act only for the
14 term of the multi-year contract. Upon acceptance of a
15 multi-year contract, the principal or administrator shall not
16 lose any previously acquired tenure credit with the district.

17 (Source: P.A. 94-1039, eff. 7-20-06.)

18 (105 ILCS 5/14A-15)

19 Sec. 14A-15. Purpose. The purpose of this Article is to
20 provide encouragement, assistance, and guidance to school
21 districts in the development and improvement of educational
22 programs for gifted and talented children as defined in Section
23 14A-20 of this Code. School districts shall continue to have
24 the authority and flexibility to design education programs for
25 gifted and talented children in response to community needs.

1 ~~but these programs must comply with the requirements~~
2 ~~established in Section 14A-30 of this Code by no later than~~
3 ~~September 1, 2006 in order to merit approval by the State Board~~
4 ~~of Education in order to qualify for State funding for the~~
5 ~~education of gifted and talented children, should such funding~~
6 ~~become available.~~

7 (Source: P.A. 94-151, eff. 7-8-05; 94-410, eff. 8-2-05.)

8 (105 ILCS 5/14A-45)

9 Sec. 14A-45. Grants for services and materials. Subject to
10 the availability of categorical grant funding or other funding
11 appropriated for such purposes, the State Board of Education
12 shall make grants available to fund educational programs for
13 gifted and talented children. A request-for-proposal process
14 shall be used in awarding grants for services and materials,
15 with carry over to the next fiscal year, under this Section. A
16 proposal may be submitted to the State Board of Education by a
17 school district, 2 or more cooperating school districts, a
18 county, 2 or more cooperating counties, or a regional office of
19 education. The proposals shall include a statement of the
20 qualifications and duties of the personnel required in the
21 field of diagnostic, counseling, and consultative services and
22 the educational materials necessary. Upon receipt, the State
23 Board of Education shall evaluate the proposals ~~in accordance~~
24 ~~with criteria developed by the State Board of Education that is~~
25 ~~consistent with this Article~~ and shall award grants to the

1 extent funding is available. Educational programs for gifted
2 and talented children may be offered during the regular school
3 term and may include optional summer programs. ~~As a condition~~
4 ~~for State funding, a grantee must comply with the requirements~~
5 ~~of this Article.~~

6 (Source: P.A. 94-151, eff. 7-8-05; 94-410, eff. 8-2-05.)

7 (105 ILCS 5/22-30)

8 Sec. 22-30. Self-administration of medication.

9 (a) In this Section:

10 ~~"Epinephrine auto injector" means a medical device for~~
11 ~~immediate self-administration by a person at risk of~~
12 ~~anaphylaxis.~~

13 "Medication" means a medicine, prescribed by (i) a
14 physician licensed to practice medicine in all its branches,
15 (ii) a physician assistant who has been delegated the authority
16 to prescribe asthma medications by his or her supervising
17 physician, or (iii) an advanced practice registered nurse who
18 has a written collaborative agreement with a collaborating
19 physician that delegates the authority to prescribe asthma
20 medications, for a pupil that pertains to the pupil's asthma
21 and that has an individual prescription label.

22 "Self-administration" means a pupil's discretionary use of
23 his or her prescribed asthma medication.

24 (b) A school, whether public or nonpublic, must permit the
25 self-administration of medication by a pupil with asthma ~~or the~~

1 ~~use of an epinephrine auto injector by a pupil~~, provided that:

2 (1) the parents or guardians of the pupil provide to
3 the school written authorization for the
4 self-administration of medication ~~or use of an epinephrine~~
5 ~~auto injector~~; and

6 (2) the parents or guardians of the pupil provide to
7 the school a written statement from the pupil's physician,
8 physician assistant, or advanced practice registered nurse
9 containing the following information:

10 (A) the name and purpose of the medication ~~or~~
11 ~~epinephrine auto injector~~;

12 (B) the prescribed dosage; and

13 (C) the time or times at which or the special
14 circumstances under which the medication ~~or~~
15 ~~epinephrine auto injector~~ is to be administered.

16 The information provided shall be kept on file in the office of
17 the school nurse or, in the absence of a school nurse, the
18 school's administrator.

19 (c) The school district or nonpublic school must inform the
20 parents or guardians of the pupil, in writing, that the school
21 district or nonpublic school and its employees and agents are
22 to incur no liability, except for willful and wanton conduct,
23 as a result of any injury arising from the self-administration
24 of medication ~~or use of an epinephrine auto injector~~ by the
25 pupil. The parents or guardians of the pupil must sign a
26 statement acknowledging that the school district or nonpublic

1 school is to incur no liability, except for willful and wanton
2 conduct, as a result of any injury arising from the
3 self-administration of medication ~~or use of an epinephrine~~
4 ~~auto-injector~~ by the pupil and that the parents or guardians
5 must indemnify and hold harmless the school district or
6 nonpublic school and its employees and agents against any
7 claims, except a claim based on willful and wanton conduct,
8 arising out of the self-administration of medication ~~or use of~~
9 ~~an epinephrine auto-injector~~ by the pupil.

10 (d) The permission for self-administration of medication
11 ~~or use of an epinephrine auto-injector~~ is effective for the
12 school year for which it is granted and shall be renewed each
13 subsequent school year upon fulfillment of the requirements of
14 this Section.

15 (e) Provided that the requirements of this Section are
16 fulfilled, a pupil with asthma may possess and use his or her
17 medication ~~or a pupil may possess and use an epinephrine~~
18 ~~auto-injector~~ (i) while in school, (ii) while at a
19 school-sponsored activity, (iii) while under the supervision
20 of school personnel, or (iv) before or after normal school
21 activities, such as while in before-school or after-school care
22 on school-operated property.

23 (Source: P.A. 94-792, eff. 5-19-06.)

24 (105 ILCS 5/26-3a) (from Ch. 122, par. 26-3a)

25 (Text of Section before amendment by P.A. 94-916)

1 Sec. 26-3a. Report of pupils no longer enrolled in school.

2 The clerk or secretary of the school board of all school
3 districts shall furnish quarterly on the first school day of
4 October, January, April and July to the regional superintendent
5 a list of pupils, excluding transferees, who have been expelled
6 or have withdrawn or who have left school and have been removed
7 from the regular attendance rolls during the period of time
8 school was in regular session from the time of the previous
9 quarterly report. Such list shall include the names and
10 addresses of pupils formerly in attendance, the names and
11 addresses of persons having custody or control of such pupils,
12 the reason, if known, such pupils are no longer in attendance
13 and the date of removal from the attendance rolls. The regional
14 superintendent shall inform the county or district truant
15 officer who shall investigate to see that such pupils are in
16 compliance with the requirements of this Article.

17 In addition, the regional superintendent of schools of each
18 educational service region shall report to the State Board of
19 Education, in January of 1992 and in January of each year
20 thereafter, the number and ages of dropouts, as defined in
21 Section 26-2a, in his educational service region during the
22 school year that ended in the immediately preceding calendar
23 year, together with any efforts, activities and programs
24 undertaken, established, implemented or coordinated by the
25 regional superintendent of schools that have been effective in
26 inducing dropouts to re-enroll in school.

1 (Source: P.A. 87-303.)

2 (Text of Section after amendment by P.A. 94-916)

3 Sec. 26-3a. Report of pupils no longer enrolled in school.

4 The clerk or secretary of the school board of all school
5 districts shall furnish quarterly on the first school day of
6 October, January, April and July to the regional superintendent
7 ~~and to the Secretary of State~~ a list of pupils, excluding
8 transferees, who have been expelled or have withdrawn or who
9 have left school and have been removed from the regular
10 attendance rolls during the period of time school was in
11 regular session from the time of the previous quarterly report.
12 Such list shall include the names and addresses of pupils
13 formerly in attendance, the names and addresses of persons
14 having custody or control of such pupils, the reason, if known,
15 such pupils are no longer in attendance and the date of removal
16 from the attendance rolls. ~~The list shall also include the~~
17 ~~names of: pupils whose withdrawal is due to extraordinary~~
18 ~~circumstances, including but not limited to economic or medical~~
19 ~~necessity or family hardship, as determined by the criteria~~
20 ~~established by the school district; pupils who have re-enrolled~~
21 ~~in school since their names were removed from the attendance~~
22 ~~rolls; any pupil certified to be a chronic or habitual truant,~~
23 ~~as defined in Section 26-2a; and pupils previously certified as~~
24 ~~chronic or habitual truants who have resumed regular school~~
25 ~~attendance.~~ The regional superintendent shall inform the

1 county or district truant officer who shall investigate to see
2 that such pupils are in compliance with the requirements of
3 this Article.

4 ~~Each local school district shall establish, in writing, a~~
5 ~~set of criteria for use by the local superintendent of schools~~
6 ~~in determining whether a pupil's failure to attend school is~~
7 ~~the result of extraordinary circumstances, including but not~~
8 ~~limited to economic or medical necessity or family hardship.~~

9 If a pupil re-enrolls in school after his or her name was
10 removed from the attendance rolls or resumes regular attendance
11 after being certified a chronic or habitual truant, the pupil
12 must obtain and forward to the Secretary of State, on a form
13 designated by the Secretary of State, verification of his or
14 her re-enrollment. ~~The verification may be in the form of a~~
15 ~~signature or seal or in any other form determined by the school~~
16 ~~board.~~

17 In addition, the regional superintendent of schools of each
18 educational service region shall report to the State Board of
19 Education, in January of 1992 and in January of each year
20 thereafter, the number and ages of dropouts, as defined in
21 Section 26-2a, in his educational service region during the
22 school year that ended in the immediately preceding calendar
23 year, together with any efforts, activities and programs
24 undertaken, established, implemented or coordinated by the
25 regional superintendent of schools that have been effective in
26 inducing dropouts to re-enroll in school. The State Board of

1 Education shall, if possible, make available to any person,
2 upon request, a comparison of drop out rates before and after
3 the effective date of this amendatory Act of the 94th General
4 Assembly.

5 (Source: P.A. 94-916, eff. 7-1-07.)

6 (105 ILCS 5/27-12.1) (from Ch. 122, par. 27-12.1)

7 Sec. 27-12.1. Consumer education.

8 (a) Subject to the provisions of subsection (b) of this
9 Section, pupils in the public schools in grades 9 through 12
10 shall be taught and be required to study courses which include
11 instruction in the area of consumer education, including but
12 not necessarily limited to ~~(i) understanding the basic concepts~~
13 ~~of financial literacy, including~~ installment purchasing
14 ~~(including credit scoring, managing credit debt, and~~
15 ~~completing a loan application),~~ budgeting, ~~savings and~~
16 ~~investing, banking (including balancing a checkbook, opening a~~
17 ~~deposit account, and the use of interest rates), understanding~~
18 ~~simple contracts, State and federal income taxes, personal~~
19 ~~insurance policies, and the~~ comparison of prices, and ~~(ii)~~
20 understanding the roles of consumers interacting with
21 agriculture, business, labor unions and government in
22 formulating and achieving the goals of the mixed free
23 enterprise system. The State Board of Education shall devise or
24 approve the consumer education curriculum for grades 9 through
25 12 and specify the minimum amount of instruction to be devoted

1 thereto.

2 (b) Prior to the commencement of the 1986-1987 school year
3 and prior to the commencement of each school year thereafter,
4 the State Board of Education shall devise, develop and furnish
5 to each school district within the State a uniform Annual
6 Consumer Education Proficiency Test to be administered by each
7 school district to those pupils of the district in grades 9
8 through 12 who elect to take the same, provided that no pupil
9 shall be permitted to take the test more than once in any
10 school year. Each year the State Board of Education shall by
11 rule prescribe the date or dates during the school year on
12 which school districts shall administer the test devised and
13 developed for that school year, together with the uniform
14 standards which all districts shall apply in scoring that test.
15 The test shall be devised and developed by the State Board of
16 Education each year in a standardized manner to allow any pupil
17 who takes the same and who achieves a score thereon which is
18 not less than the minimum score established by the State Board
19 of Education for the test so taken to thereby demonstrate
20 sufficient proficiency in the area of consumer education as
21 shall excuse such pupil from the necessity of receiving, as a
22 prerequisite to graduation from high school and receipt of a
23 high school diploma, the minimum amount of instruction in a
24 consumer education curriculum otherwise required by subsection
25 (a) and the rules or regulations promulgated thereunder. For
26 purposes of this subsection, "proficiency" is defined to mean

1 that a pupil is competent in and has a well advanced knowledge
2 of consumer education so that study of the course of
3 instruction required by this Section would not be substantially
4 educationally beneficial as determined by the State Board of
5 Education when developing the uniform standards and minimum
6 score requirements of this Section.

7 (c) The Financial Literacy Fund is created as a special
8 fund in the State treasury. State funds and private
9 contributions for the promotion of financial literacy shall be
10 deposited into the Financial Literacy Fund. All money in the
11 Financial Literacy Fund shall be used, subject to
12 appropriation, by the State Board of Education to award grants
13 to school districts for the following:

14 (1) Defraying the costs of financial literacy training
15 for teachers.

16 (2) Rewarding a school or teacher who wins or achieves
17 results at a certain level of success in a financial
18 literacy competition.

19 (3) Rewarding a student who wins or achieves results at
20 a certain level of success in a financial literacy
21 competition.

22 (4) Funding activities, including books, games, field
23 trips, computers, and other activities, related to
24 financial literacy education.

25 In awarding grants, every effort must be made to ensure
26 that all geographic areas of the State are represented.

1 (d) A school board may establish a special fund in which to
2 receive public funds and private contributions for the
3 promotion of financial literacy. Money in the fund shall be
4 used for the following:

5 (1) Defraying the costs of financial literacy training
6 for teachers.

7 (2) Rewarding a school or teacher who wins or achieves
8 results at a certain level of success in a financial
9 literacy competition.

10 (3) Rewarding a student who wins or achieves results at
11 a certain level of success in a financial literacy
12 competition.

13 (4) Funding activities, including books, games, field
14 trips, computers, and other activities, related to
15 financial literacy education.

16 (e) The State Board of Education, upon the next
17 comprehensive review of the Illinois Learning Standards, is
18 urged to include the basic principles of personal insurance
19 policies and understanding simple contracts.

20 (Source: P.A. 94-929, eff. 6-26-06.)

21 (105 ILCS 5/27-20.3) (from Ch. 122, par. 27-20.3)

22 Sec. 27-20.3. Holocaust ~~and Genocide~~ Study. Every public
23 elementary school and high school shall include in its
24 curriculum a unit of instruction studying the events of the
25 Nazi atrocities of 1933 to 1945. This period in world history

1 is known as the Holocaust, during which 6,000,000 Jews and
2 millions of non-Jews were exterminated. ~~One of the universal~~
3 ~~lessons of the Holocaust is that national, ethnic, racial, or~~
4 ~~religious hatred can overtake any nation or society, leading to~~
5 ~~calamitous consequences. To reinforce that lesson, such~~
6 ~~curriculum shall include an additional unit of instruction~~
7 ~~studying other acts of genocide across the globe. This unit~~
8 ~~shall include, but not be limited to, the Armenian Genocide,~~
9 ~~the Famine Genocide in Ukraine, and more recent atrocities in~~
10 ~~Cambodia, Bosnia, Rwanda, and Sudan.~~ The studying of this
11 material is a reaffirmation of the commitment of free peoples
12 from all nations to never again permit the occurrence of
13 another Holocaust ~~and a recognition that crimes of genocide~~
14 ~~continue to be perpetrated across the globe as they have been~~
15 ~~in the past and to deter indifference to crimes against~~
16 ~~humanity and human suffering wherever they may occur.~~

17 The State Superintendent of Education may prepare and make
18 available to all school boards instructional materials which
19 may be used as guidelines for development of a unit of
20 instruction under this Section; provided, however, that each
21 school board shall itself determine the minimum amount of
22 instruction time which shall qualify as a unit of instruction
23 satisfying the requirements of this Section.

24 (Source: P.A. 94-478, eff. 8-5-05.)

25 (105 ILCS 5/27-20.4) (from Ch. 122, par. 27-20.4)

1 Sec. 27-20.4. Black History Study. Every public elementary
2 school and high school shall include in its curriculum a unit
3 of instruction studying the events of Black History,~~including~~
4 ~~the history of the African slave trade, slavery in America, and~~
5 ~~the vestiges of slavery in this country.~~ These events shall
6 include not only the contributions made by individual
7 African-Americans in government and in the arts, humanities and
8 sciences to the economic, cultural and political development of
9 the United States and Africa, but also the socio-economic
10 struggle which African-Americans experienced collectively in
11 striving to achieve fair and equal treatment under the laws of
12 this nation. The studying of this material shall constitute an
13 affirmation by students of their commitment to respect the
14 dignity of all races and peoples and to forever eschew every
15 form of discrimination in their lives and careers.

16 The State Superintendent of Education may prepare and make
17 available to all school boards instructional materials,
18 including those established by the Amistad Commission, which
19 may be used as guidelines for development of a unit of
20 instruction under this Section; provided, however, that each
21 school board shall itself determine the minimum amount of
22 instruction time which shall qualify as a unit of instruction
23 satisfying the requirements of this Section.

24 (Source: P.A. 94-285, eff. 7-21-05.)

25 (105 ILCS 5/27-22) (from Ch. 122, par. 27-22)

1 Sec. 27-22. Required high school courses.

2 (a) As a prerequisite to receiving a high school diploma,
3 each pupil entering the 9th grade in the 1984-1985 school year
4 and subsequent school years ~~through the 2004-2005 school year~~
5 must, in addition to other course requirements, successfully
6 complete the following courses:

7 (1) three years of language arts;

8 (2) two years of mathematics, one of which may be
9 related to computer technology;

10 (3) one year of science;

11 (4) two years of social studies, of which at least one
12 year must be history of the United States or a combination
13 of history of the United States and American government;
14 and

15 (5) One year chosen from (A) music, (B) art, (C)
16 foreign language, which shall be deemed to include American
17 Sign Language or (D) vocational education.

18 (b) (Blank). ~~As a prerequisite to receiving a high school~~
19 ~~diploma, each pupil entering the 9th grade in the 2005-2006~~
20 ~~school year must, in addition to other course requirements,~~
21 ~~successfully complete all of the following courses:~~

22 ~~(1) Three years of language arts.~~

23 ~~(2) Three years of mathematics.~~

24 ~~(3) One year of science.~~

25 ~~(4) Two years of social studies, of which at least one~~
26 ~~year must be history of the United States or a combination~~

1 ~~of history of the United States and American government.~~

2 ~~(5) One year chosen from (A) music, (B) art, (C)~~
3 ~~foreign language, which shall be deemed to include American~~
4 ~~Sign Language, or (D) vocational education.~~

5 (c) (Blank). ~~As a prerequisite to receiving a high school~~
6 ~~diploma, each pupil entering the 9th grade in the 2006-2007~~
7 ~~school year must, in addition to other course requirements,~~
8 ~~successfully complete all of the following courses:~~

9 ~~(1) Three years of language arts.~~

10 ~~(2) Two years of writing intensive courses, one of~~
11 ~~which must be English and the other of which may be English~~
12 ~~or any other subject. When applicable, writing intensive~~
13 ~~courses may be counted towards the fulfillment of other~~
14 ~~graduation requirements.~~

15 ~~(3) Three years of mathematics, one of which must be~~
16 ~~Algebra I and one of which must include geometry content.~~

17 ~~(4) One year of science.~~

18 ~~(5) Two years of social studies, of which at least one~~
19 ~~year must be history of the United States or a combination~~
20 ~~of history of the United States and American government.~~

21 ~~(6) One year chosen from (A) music, (B) art, (C)~~
22 ~~foreign language, which shall be deemed to include American~~
23 ~~Sign Language, or (D) vocational education.~~

24 (d) (Blank). ~~As a prerequisite to receiving a high school~~
25 ~~diploma, each pupil entering the 9th grade in the 2007-2008~~
26 ~~school year must, in addition to other course requirements,~~

1 ~~successfully complete all of the following courses:~~

2 ~~(1) Three years of language arts.~~

3 ~~(2) Two years of writing intensive courses, one of~~
4 ~~which must be English and the other of which may be English~~
5 ~~or any other subject. When applicable, writing intensive~~
6 ~~courses may be counted towards the fulfillment of other~~
7 ~~graduation requirements.~~

8 ~~(3) Three years of mathematics, one of which must be~~
9 ~~Algebra I and one of which must include geometry content.~~

10 ~~(4) Two years of science.~~

11 ~~(5) Two years of social studies, of which at least one~~
12 ~~year must be history of the United States or a combination~~
13 ~~of history of the United States and American government.~~

14 ~~(6) One year chosen from (A) music, (B) art, (C)~~
15 ~~foreign language, which shall be deemed to include American~~
16 ~~Sign Language, or (D) vocational education.~~

17 (e) (Blank). ~~As a prerequisite to receiving a high school~~
18 ~~diploma, each pupil entering the 9th grade in the 2008 2009~~
19 ~~school year or a subsequent school year must, in addition to~~
20 ~~other course requirements, successfully complete all of the~~
21 ~~following courses:~~

22 ~~(1) Four years of language arts.~~

23 ~~(2) Two years of writing intensive courses, one of~~
24 ~~which must be English and the other of which may be English~~
25 ~~or any other subject. When applicable, writing intensive~~
26 ~~courses may be counted towards the fulfillment of other~~

1 ~~graduation requirements.~~

2 ~~(3) Three years of mathematics, one of which must be~~
3 ~~Algebra I and one of which must include geometry content.~~

4 ~~(4) Two years of science.~~

5 ~~(5) Two years of social studies, of which at least one~~
6 ~~year must be history of the United States or a combination~~
7 ~~of history of the United States and American government.~~

8 ~~(6) One year chosen from (A) music, (B) art, (C)~~
9 ~~foreign language, which shall be deemed to include American~~
10 ~~Sign Language, or (D) vocational education.~~

11 (f) (Blank). ~~The State Board of Education shall develop and~~
12 ~~inform school districts of standards for writing intensive~~
13 ~~coursework.~~

14 (g) This amendatory Act of 1983 does not apply to pupils
15 entering the 9th grade in 1983-1984 school year and prior
16 school years or to students with disabilities whose course of
17 study is determined by an individualized education program.

18 This amendatory Act of the 94th General Assembly does not
19 apply to pupils entering the 9th grade in the 2004-2005 school
20 year or a prior school year or to students with disabilities
21 whose course of study is determined by an individualized
22 education program.

23 (h) The provisions of this Section are subject to the
24 provisions of Section 27-22.05.

25 (Source: P.A. 94-676, eff. 8-24-05.)

1 (105 ILCS 5/27-23.3) (from Ch. 122, par. 27-23.3)

2 Sec. 27-23.3. Education in steroid abuse prevention.
3 School districts shall provide instruction in relation to the
4 prevention of abuse of anabolic steroids in grades 7 through 12
5 and shall include such instruction in science, health, drug
6 abuse, physical education or other appropriate courses of
7 study. ~~School districts shall also provide this instruction to~~
8 ~~students who participate in interscholastic athletic programs.~~

9 The instruction shall emphasize that the use of anabolic
10 steroids presents a serious health hazard to persons who use
11 steroids to enhance athletic performance or physical
12 development. The State Board of Education may assist in the
13 development of instructional materials and teacher training in
14 relation to steroid abuse prevention.

15 (Source: P.A. 94-14, eff. 1-1-06.)

16 (105 ILCS 5/27A-5)

17 Sec. 27A-5. Charter school; legal entity; requirements.

18 (a) A charter school shall be a public, nonsectarian,
19 nonreligious, non-home based, and non-profit school. A charter
20 school shall be organized and operated as a nonprofit
21 corporation or other discrete, legal, nonprofit entity
22 authorized under the laws of the State of Illinois.

23 (b) A charter school may be established under this Article
24 by creating a new school or by converting an existing public
25 school or attendance center to charter school status. Beginning

1 on the effective date of this amendatory Act of the 93rd
2 General Assembly, in all new applications submitted to the
3 State Board or a local school board to establish a charter
4 school in a city having a population exceeding 500,000,
5 operation of the charter school shall be limited to one campus.
6 The changes made to this Section by this amendatory Act of the
7 93rd General Assembly do not apply to charter schools existing
8 or approved on or before the effective date of this amendatory
9 Act.

10 (c) A charter school shall be administered and governed by
11 its board of directors or other governing body in the manner
12 provided in its charter. The governing body of a charter school
13 shall be subject to the Freedom of Information Act and the Open
14 Meetings Act.

15 (d) A charter school shall comply with all applicable
16 health and safety requirements applicable to public schools
17 under the laws of the State of Illinois.

18 (e) Except as otherwise provided in the School Code, a
19 charter school shall not charge tuition; provided that a
20 charter school may charge reasonable fees for textbooks,
21 instructional materials, and student activities.

22 (f) A charter school shall be responsible for the
23 management and operation of its fiscal affairs including, but
24 not limited to, the preparation of its budget. An audit of each
25 charter school's finances shall be conducted annually by an
26 outside, independent contractor retained by the charter

1 school.

2 (g) A charter school shall comply with all provisions of
3 this Article and its charter. A charter school is exempt from
4 all other State laws and regulations in the School Code
5 governing public schools and local school board policies,
6 except the following:

7 (1) Sections 10-21.9 and 34-18.5 of the School Code
8 regarding criminal history records checks ~~and checks of the~~
9 ~~Statewide Sex Offender Database of applicants for~~
10 ~~employment;~~

11 (2) Sections 24-24 and 34-84A of the School Code
12 regarding discipline of students;

13 (3) The Local Governmental and Governmental Employees
14 Tort Immunity Act;

15 (4) Section 108.75 of the General Not For Profit
16 Corporation Act of 1986 regarding indemnification of
17 officers, directors, employees, and agents;

18 (5) The Abused and Neglected Child Reporting Act;

19 (6) The Illinois School Student Records Act; and

20 (7) Section 10-17a of the School Code regarding school
21 report cards.

22 (h) A charter school may negotiate and contract with a
23 school district, the governing body of a State college or
24 university or public community college, or any other public or
25 for-profit or nonprofit private entity for: (i) the use of a
26 school building and grounds or any other real property or

1 facilities that the charter school desires to use or convert
2 for use as a charter school site, (ii) the operation and
3 maintenance thereof, and (iii) the provision of any service,
4 activity, or undertaking that the charter school is required to
5 perform in order to carry out the terms of its charter.
6 However, a charter school that is established on or after the
7 effective date of this amendatory Act of the 93rd General
8 Assembly and that operates in a city having a population
9 exceeding 500,000 may not contract with a for-profit entity to
10 manage or operate the school during the period that commences
11 on the effective date of this amendatory Act of the 93rd
12 General Assembly and concludes at the end of the 2004-2005
13 school year. Except as provided in subsection (i) of this
14 Section, a school district may charge a charter school
15 reasonable rent for the use of the district's buildings,
16 grounds, and facilities. Any services for which a charter
17 school contracts with a school district shall be provided by
18 the district at cost. Any services for which a charter school
19 contracts with a local school board or with the governing body
20 of a State college or university or public community college
21 shall be provided by the public entity at cost.

22 (i) In no event shall a charter school that is established
23 by converting an existing school or attendance center to
24 charter school status be required to pay rent for space that is
25 deemed available, as negotiated and provided in the charter
26 agreement, in school district facilities. However, all other

1 costs for the operation and maintenance of school district
2 facilities that are used by the charter school shall be subject
3 to negotiation between the charter school and the local school
4 board and shall be set forth in the charter.

5 (j) A charter school may limit student enrollment by age or
6 grade level.

7 (Source: P.A. 93-3, eff. 4-16-03; 93-909, eff. 8-12-04; 94-219,
8 eff. 7-14-05.)

9 (105 ILCS 5/34-18.5) (from Ch. 122, par. 34-18.5)

10 Sec. 34-18.5. Criminal history records checks ~~and checks of~~
11 ~~the Statewide Sex Offender Database.~~

12 (a) Certified and noncertified applicants for employment
13 with the school district are required as a condition of
14 employment to authorize a fingerprint-based criminal history
15 records check to determine if such applicants have been
16 convicted of any of the enumerated criminal or drug offenses in
17 subsection (c) of this Section or have been convicted, within 7
18 years of the application for employment with the school
19 district, of any other felony under the laws of this State or
20 of any offense committed or attempted in any other state or
21 against the laws of the United States that, if committed or
22 attempted in this State, would have been punishable as a felony
23 under the laws of this State. Authorization for the check shall
24 be furnished by the applicant to the school district, except
25 that if the applicant is a substitute teacher seeking

1 employment in more than one school district, or a teacher
2 seeking concurrent part-time employment positions with more
3 than one school district (as a reading specialist, special
4 education teacher or otherwise), or an educational support
5 personnel employee seeking employment positions with more than
6 one district, any such district may require the applicant to
7 furnish authorization for the check to the regional
8 superintendent of the educational service region in which are
9 located the school districts in which the applicant is seeking
10 employment as a substitute or concurrent part-time teacher or
11 concurrent educational support personnel employee. Upon
12 receipt of this authorization, the school district or the
13 appropriate regional superintendent, as the case may be, shall
14 submit the applicant's name, sex, race, date of birth, social
15 security number, fingerprint images, and other identifiers, as
16 prescribed by the Department of State Police, to the
17 Department. The regional superintendent submitting the
18 requisite information to the Department of State Police shall
19 promptly notify the school districts in which the applicant is
20 seeking employment as a substitute or concurrent part-time
21 teacher or concurrent educational support personnel employee
22 that the check of the applicant has been requested. The
23 Department of State Police and the Federal Bureau of
24 Investigation shall furnish, pursuant to a fingerprint-based
25 criminal history records check, records of convictions, until
26 expunged, to the president of the school board for the school

1 district that requested the check, or to the regional
2 superintendent who requested the check. The Department shall
3 charge the school district or the appropriate regional
4 superintendent a fee for conducting such check, which fee shall
5 be deposited in the State Police Services Fund and shall not
6 exceed the cost of the inquiry; and the applicant shall not be
7 charged a fee for such check by the school district or by the
8 regional superintendent. Subject to appropriations for these
9 purposes, the State Superintendent of Education shall
10 reimburse the school district and regional superintendent for
11 fees paid to obtain criminal history records checks under this
12 Section.

13 (a-5) (Blank). ~~The school district or regional~~
14 ~~superintendent shall further perform a check of the Statewide~~
15 ~~Sex Offender Database, as authorized by the Sex Offender~~
16 ~~Community Notification Law, for each applicant.~~

17 (a-6) (Blank). ~~The school district or regional~~
18 ~~superintendent shall further perform a check of the Statewide~~
19 ~~Child Murderer and Violent Offender Against Youth Database, as~~
20 ~~authorized by the Child Murderer and Violent Offender Against~~
21 ~~Youth Community Notification Law, for each applicant.~~

22 (b) Any information concerning the record of convictions
23 obtained by the president of the board of education or the
24 regional superintendent shall be confidential and may only be
25 transmitted to the general superintendent of the school
26 district or his designee, the appropriate regional

1 superintendent if the check was requested by the board of
2 education for the school district, the presidents of the
3 appropriate board of education or school boards if the check
4 was requested from the Department of State Police by the
5 regional superintendent, the State Superintendent of
6 Education, the State Teacher Certification Board or any other
7 person necessary to the decision of hiring the applicant for
8 employment. A copy of the record of convictions obtained from
9 the Department of State Police shall be provided to the
10 applicant for employment. ~~Upon the check of the Statewide Sex~~
11 ~~Offender Database, the school district or regional~~
12 ~~superintendent shall notify an applicant as to whether or not~~
13 ~~the applicant has been identified in the Database as a sex~~
14 ~~offender.~~ If a check of an applicant for employment as a
15 substitute or concurrent part-time teacher or concurrent
16 educational support personnel employee in more than one school
17 district was requested by the regional superintendent, and the
18 Department of State Police upon a check ascertains that the
19 applicant has not been convicted of any of the enumerated
20 criminal or drug offenses in subsection (c) or has not been
21 convicted, within 7 years of the application for employment
22 with the school district, of any other felony under the laws of
23 this State or of any offense committed or attempted in any
24 other state or against the laws of the United States that, if
25 committed or attempted in this State, would have been
26 punishable as a felony under the laws of this State and so

1 notifies the regional superintendent ~~and if the regional~~
2 ~~superintendent upon a check ascertains that the applicant has~~
3 ~~not been identified in the Sex Offender Database as a sex~~
4 ~~offender~~, then the regional superintendent shall issue to the
5 applicant a certificate evidencing that as of the date
6 specified by the Department of State Police the applicant has
7 not been convicted of any of the enumerated criminal or drug
8 offenses in subsection (c) or has not been convicted, within 7
9 years of the application for employment with the school
10 district, of any other felony under the laws of this State or
11 of any offense committed or attempted in any other state or
12 against the laws of the United States that, if committed or
13 attempted in this State, would have been punishable as a felony
14 under the laws of this State ~~and evidencing that as of the date~~
15 ~~that the regional superintendent conducted a check of the~~
16 ~~Statewide Sex Offender Database, the applicant has not been~~
17 ~~identified in the Database as a sex offender~~. The school board
18 of any school district may rely on the certificate issued by
19 any regional superintendent to that substitute teacher,
20 concurrent part-time teacher, or concurrent educational
21 support personnel employee or may initiate its own criminal
22 history records check of the applicant through the Department
23 of State Police ~~and its own check of the Statewide Sex Offender~~
24 ~~Database~~ as provided in subsection (a). Any person who releases
25 any confidential information concerning any criminal
26 convictions of an applicant for employment shall be guilty of a

1 Class A misdemeanor, unless the release of such information is
2 authorized by this Section.

3 (c) The board of education shall not knowingly employ a
4 person who has been convicted for committing attempted first
5 degree murder or for committing or attempting to commit first
6 degree murder or a Class X felony or any one or more of the
7 following offenses: (i) those defined in Sections 11-6, 11-9,
8 11-14, 11-15, 11-15.1, 11-16, 11-17, 11-18, 11-19, 11-19.1,
9 11-19.2, 11-20, 11-20.1, 11-21, 12-13, 12-14, 12-14.1, 12-15
10 and 12-16 of the Criminal Code of 1961; (ii) those defined in
11 the Cannabis Control Act, except those defined in Sections
12 4(a), 4(b) and 5(a) of that Act; (iii) those defined in the
13 Illinois Controlled Substances Act; (iv) those defined in the
14 Methamphetamine Control and Community Protection Act; and (v)
15 any offense committed or attempted in any other state or
16 against the laws of the United States, which if committed or
17 attempted in this State, would have been punishable as one or
18 more of the foregoing offenses. Further, the board of education
19 shall not knowingly employ a person who has been found to be
20 the perpetrator of sexual or physical abuse of any minor under
21 18 years of age pursuant to proceedings under Article II of the
22 Juvenile Court Act of 1987.

23 (d) The board of education shall not knowingly employ a
24 person for whom a criminal history records check ~~and a~~
25 ~~Statewide Sex Offender Database check has not been initiated.~~

26 (e) Upon receipt of the record of a conviction of or a

1 finding of child abuse by a holder of any certificate issued
2 pursuant to Article 21 or Section 34-8.1 or 34-83 of the School
3 Code, the board of education or the State Superintendent of
4 Education shall initiate the certificate suspension and
5 revocation proceedings authorized by law.

6 (f) After March 19, 1990, the provisions of this Section
7 shall apply to all employees of persons or firms holding
8 contracts with any school district including, but not limited
9 to, food service workers, school bus drivers and other
10 transportation employees, who have direct, daily contact with
11 the pupils of any school in such district. For purposes of
12 criminal history records checks ~~and checks of the Statewide Sex~~
13 ~~Offender Database~~ on employees of persons or firms holding
14 contracts with more than one school district and assigned to
15 more than one school district, the regional superintendent of
16 the educational service region in which the contracting school
17 districts are located may, at the request of any such school
18 district, be responsible for receiving the authorization for a
19 criminal history records check prepared by each such employee
20 and submitting the same to the Department of State Police ~~and~~
21 ~~for conducting a check of the Statewide Sex Offender Database~~
22 ~~for each employee~~. Any information concerning the record of
23 conviction ~~and identification as a sex offender~~ of any such
24 employee obtained by the regional superintendent shall be
25 promptly reported to the president of the appropriate school
26 board or school boards.

1 (Source: P.A. 93-418, eff. 1-1-04; 93-909, eff. 8-12-04;
2 94-219, eff. 7-14-05; 94-556, eff. 9-11-05; 94-875, eff.
3 7-1-06; 94-945, eff. 6-27-06; revised 8-3-06.)

4 Section 20. The Illinois Vehicle Code is amended by
5 changing Sections 6-108, 11-1429, and 12-705.1 as follows:

6 (625 ILCS 5/6-108) (from Ch. 95 1/2, par. 6-108)

7 (Text of Section before amendment by P.A. 94-916)

8 Sec. 6-108. Cancellation of license issued to minor.

9 (a) The Secretary of State shall cancel the license or
10 permit of any minor under the age of 18 years in any of the
11 following events:

12 1. Upon the verified written request of the person who
13 consented to the application of the minor that the license
14 or permit be cancelled;

15 2. Upon receipt of satisfactory evidence of the death
16 of the person who consented to the application of the
17 minor;

18 3. Upon receipt of satisfactory evidence that the
19 person who consented to the application of a minor no
20 longer has legal custody of the minor.

21 After cancellation, the Secretary of State shall not issue
22 a new license or permit until the applicant meets the
23 provisions of Section 6-107 of this Code.

24 (b) The Secretary of State shall cancel the license or

1 permit of any person under the age of 18 years if he or she is
2 convicted of violating the Cannabis Control Act, the Illinois
3 Controlled Substances Act, or the Methamphetamine Control and
4 Community Protection Act while that person was in actual
5 physical control of a motor vehicle. For purposes of this
6 Section, any person placed on probation under Section 10 of the
7 Cannabis Control Act, Section 410 of the Illinois Controlled
8 Substances Act, or Section 70 of the Methamphetamine Control
9 and Community Protection Act shall not be considered convicted.
10 Any person found guilty of this offense, while in actual
11 physical control of a motor vehicle, shall have an entry made
12 in the court record by the judge that this offense did occur
13 while the person was in actual physical control of a motor
14 vehicle and order the clerk of the court to report the
15 violation to the Secretary of State as such. After the
16 cancellation, the Secretary of State shall not issue a new
17 license or permit for a period of one year after the date of
18 cancellation or until the minor attains the age of 18 years,
19 whichever is longer. However, upon application, the Secretary
20 of State may, if satisfied that the person applying will not
21 endanger the public safety, or welfare, issue a restricted
22 driving permit granting the privilege of driving a motor
23 vehicle between the person's residence and person's place of
24 employment or within the scope of the person's employment
25 related duties, or to allow transportation for the person or a
26 household member of the person's family for the receipt of

1 necessary medical care or, if the professional evaluation
2 indicates, provide transportation for the petitioner for
3 alcohol remedial or rehabilitative activity, or for the person
4 to attend classes, as a student, in an accredited educational
5 institution; if the person is able to demonstrate that no
6 alternative means of transportation is reasonably available;
7 provided that the Secretary's discretion shall be limited to
8 cases where undue hardship would result from a failure to issue
9 such restricted driving permit. In each case the Secretary of
10 State may issue a restricted driving permit for a period as he
11 deems appropriate, except that the permit shall expire within
12 one year from the date of issuance. A restricted driving permit
13 issued hereunder shall be subject to cancellation, revocation,
14 and suspension by the Secretary of State in like manner and for
15 like cause as a driver's license issued hereunder may be
16 cancelled, revoked, or suspended; except that a conviction upon
17 one or more offenses against laws or ordinances regulating the
18 movement of traffic shall be deemed sufficient cause for the
19 revocation, suspension, or cancellation of a restricted
20 driving permit. The Secretary of State may, as a condition to
21 the issuance of a restricted driving permit, require the
22 applicant to participate in a driver remedial or rehabilitative
23 program. Thereafter, upon reapplication for a license as
24 provided in Section 6-106 of this Code or a permit as provided
25 in Section 6-105 of this Code and upon payment of the
26 appropriate application fee, the Secretary of State shall issue

1 the applicant a license as provided in Section 6-106 of this
2 Code or shall issue the applicant a permit as provided in
3 Section 6-105.

4 (Source: P.A. 94-556, eff. 9-11-05.)

5 (Text of Section after amendment by P.A. 94-916)

6 Sec. 6-108. Cancellation of license issued to minor.

7 (a) The Secretary of State shall cancel the license or
8 permit of any minor under the age of 18 years in any of the
9 following events:

10 1. Upon the verified written request of the person who
11 consented to the application of the minor that the license
12 or permit be cancelled;

13 2. Upon receipt of satisfactory evidence of the death
14 of the person who consented to the application of the
15 minor;

16 3. Upon receipt of satisfactory evidence that the
17 person who consented to the application of a minor no
18 longer has legal custody of the minor;

19 4. Upon receipt of information, ~~submitted on a form~~
20 ~~prescribed by the Secretary of State under Section 26-3a of~~
21 ~~the School Code and~~ provided voluntarily by ~~nonpublic~~
22 schools, that a license-holding minor no longer meets the
23 school attendance requirements defined in Section 6-107 of
24 this Code.

25 A minor who provides proof acceptable to the Secretary

1 that the minor has resumed regular school attendance or
2 home instruction or that his or her license or permit was
3 cancelled in error shall have his or her license
4 reinstated. The Secretary shall adopt rules for
5 implementing this subdivision (a)4.

6 After cancellation, the Secretary of State shall not issue
7 a new license or permit until the applicant meets the
8 provisions of Section 6-107 of this Code.

9 (b) The Secretary of State shall cancel the license or
10 permit of any person under the age of 18 years if he or she is
11 convicted of violating the Cannabis Control Act, the Illinois
12 Controlled Substances Act, or the Methamphetamine Control and
13 Community Protection Act while that person was in actual
14 physical control of a motor vehicle. For purposes of this
15 Section, any person placed on probation under Section 10 of the
16 Cannabis Control Act, Section 410 of the Illinois Controlled
17 Substances Act, or Section 70 of the Methamphetamine Control
18 and Community Protection Act shall not be considered convicted.
19 Any person found guilty of this offense, while in actual
20 physical control of a motor vehicle, shall have an entry made
21 in the court record by the judge that this offense did occur
22 while the person was in actual physical control of a motor
23 vehicle and order the clerk of the court to report the
24 violation to the Secretary of State as such. After the
25 cancellation, the Secretary of State shall not issue a new
26 license or permit for a period of one year after the date of

1 cancellation or until the minor attains the age of 18 years,
2 whichever is longer. However, upon application, the Secretary
3 of State may, if satisfied that the person applying will not
4 endanger the public safety, or welfare, issue a restricted
5 driving permit granting the privilege of driving a motor
6 vehicle between the person's residence and person's place of
7 employment or within the scope of the person's employment
8 related duties, or to allow transportation for the person or a
9 household member of the person's family for the receipt of
10 necessary medical care or, if the professional evaluation
11 indicates, provide transportation for the petitioner for
12 alcohol remedial or rehabilitative activity, or for the person
13 to attend classes, as a student, in an accredited educational
14 institution; if the person is able to demonstrate that no
15 alternative means of transportation is reasonably available;
16 provided that the Secretary's discretion shall be limited to
17 cases where undue hardship would result from a failure to issue
18 such restricted driving permit. In each case the Secretary of
19 State may issue a restricted driving permit for a period as he
20 deems appropriate, except that the permit shall expire within
21 one year from the date of issuance. A restricted driving permit
22 issued hereunder shall be subject to cancellation, revocation,
23 and suspension by the Secretary of State in like manner and for
24 like cause as a driver's license issued hereunder may be
25 cancelled, revoked, or suspended; except that a conviction upon
26 one or more offenses against laws or ordinances regulating the

1 movement of traffic shall be deemed sufficient cause for the
2 revocation, suspension, or cancellation of a restricted
3 driving permit. The Secretary of State may, as a condition to
4 the issuance of a restricted driving permit, require the
5 applicant to participate in a driver remedial or rehabilitative
6 program. Thereafter, upon reapplication for a license as
7 provided in Section 6-106 of this Code or a permit as provided
8 in Section 6-105 of this Code and upon payment of the
9 appropriate application fee, the Secretary of State shall issue
10 the applicant a license as provided in Section 6-106 of this
11 Code or shall issue the applicant a permit as provided in
12 Section 6-105.

13 (Source: P.A. 94-556, eff. 9-11-05; 94-916, eff. 7-1-07;
14 revised 8-3-06.)

15 (625 ILCS 5/11-1429)

16 Sec. 11-1429. Excessive idling.

17 (a) The purpose of this law is to protect public health and
18 the environment by reducing emissions while conserving fuel and
19 maintaining adequate rest and safety of all drivers of diesel
20 vehicles.

21 (b) As used in this Section, "affected areas" means the
22 counties of Cook, DuPage, Lake, Kane, McHenry, Will, Madison,
23 St. Clair, and Monroe and the townships of Aux Sable and Goose
24 Lake in Grundy County and the township of Oswego in Kendall
25 County.

1 (c) A person that operates a motor vehicle operating on
2 diesel fuel in an affected area may not cause or allow the
3 motor vehicle, when it is not in motion, to idle for more than
4 a total of 10 minutes within any 60 minute period, except under
5 the following circumstances:

6 (1) the motor vehicle has a Gross Vehicle Weight Rating
7 of less than 8,000 pounds;

8 (2) the motor vehicle idles while forced to remain
9 motionless because of on-highway traffic, an official
10 traffic control device or signal, or at the direction of a
11 law enforcement official;

12 (3) the motor vehicle idles when operating defrosters,
13 heaters, air conditioners, or other equipment solely to
14 prevent a safety or health emergency;

15 (4) a police, fire, ambulance, public safety, other
16 emergency or law enforcement motor vehicle, or any motor
17 vehicle used in an emergency capacity, idles while in an
18 emergency or training mode and not for the convenience of
19 the vehicle operator;

20 (5) the primary propulsion engine idles for
21 maintenance, servicing, repairing, or diagnostic purposes
22 if idling is necessary for such activity;

23 (6) a motor vehicle idles as part of a government
24 inspection to verify that all equipment is in good working
25 order, provided idling is required as part of the
26 inspection;

1 (7) when idling of the motor vehicle is required to
2 operate auxiliary equipment to accomplish the intended use
3 of the vehicle (such as loading, unloading, mixing, or
4 processing cargo; controlling cargo temperature;
5 construction operations; lumbering operations; oil or gas
6 well servicing; or farming operations), provided that this
7 exemption does not apply when the vehicle is idling solely
8 for cabin comfort or to operate non-essential equipment
9 such as air conditioning, heating, microwave ovens, or
10 televisions;

11 (8) an armored motor vehicle idles when a person
12 remains inside the vehicle to guard the contents, or while
13 the vehicle is being loaded or unloaded;

14 (9) a bus idles a maximum of 15 minutes in any 60
15 minute period to maintain passenger comfort while
16 non-driver passengers are on board;

17 (10) if the motor vehicle has a sleeping berth, when
18 the operator is occupying the vehicle during a rest or
19 sleep period and idling of the vehicle is required to
20 operate air conditioning or heating;

21 (11) when the motor vehicle idles due to mechanical
22 difficulties over which the operator has no control;

23 (12) the motor vehicle is used as airport ground
24 support equipment, including, but not limited to, motor
25 vehicles operated on the air side of the airport terminal
26 to service or supply aircraft;

1 (13) the motor vehicle is (i) a bus owned by a public
2 transit authority and (ii) being operated on a designated
3 bus route or on a street or highway between designated bus
4 routes for the provision of public transportation;

5 (14) the motor vehicle is an implement of husbandry
6 exempt from registration under subdivision A(2) of Section
7 3-402 of this Code;

8 (15) the motor vehicle is owned by an electric utility
9 and is operated for electricity generation or hydraulic
10 pressure to power equipment necessary in the restoration,
11 repair, modification or installation of electric utility
12 service; or

13 (16) the outdoor temperature is less than 32 degrees
14 Fahrenheit or greater than 80 degrees Fahrenheit.

15 (d) When the outdoor temperature is 32 degrees Fahrenheit
16 or higher and 80 degrees Fahrenheit or lower, a person who
17 operates a motor vehicle operating on diesel fuel in an
18 affected area may not cause or allow the motor vehicle to idle
19 for a period greater than 30 minutes in any 60 minute period
20 while waiting to weigh, load, or unload cargo or freight,
21 unless the vehicle is in a line of vehicles that regularly and
22 periodically moves forward.

23 (e) This Section does not prohibit the operation of an
24 auxiliary power unit or generator set as an alternative to
25 idling the main engine of a motor vehicle operating on diesel
26 fuel.

1 (f) This Section does not apply to the owner of a motor
2 vehicle rented or leased to another entity or person operating
3 the vehicle. This Section does not apply to a school bus.

4 (g) Any person convicted of any violation of this Section
5 is guilty of a petty offense and shall be fined \$50 for the
6 first conviction and \$150 for a second or subsequent conviction
7 within any 12 month period.

8 (Source: P.A. 94-845, eff. 7-1-06.)

9 (625 ILCS 5/12-705.1)

10 Sec. 12-705.1. Required use of biodiesel by certain
11 vehicles.

12 (a) Beginning July 1, 2006, any diesel powered vehicle
13 owned or operated by this State, any county or unit of local
14 government, ~~any school district,~~ any community college or
15 public college or university, or any mass transit agency must,
16 when refueling at a bulk central fueling facility, use a
17 biodiesel blend that contains 2% biodiesel, as those terms are
18 defined in the Illinois Renewable Fuels Development Program
19 Act, where available, unless the engine is designed or
20 retrofitted to operate on a higher percentage of biodiesel or
21 on ultra low sulfur fuel.

22 (b) Nothing in this Section prohibits any unit of
23 government from using a biodiesel blend containing more than 2%
24 biodiesel.

25 (c) As used in this Section, a "bulk central fueling

1 facility" means a non-commercial fueling facility whose
2 primary purpose is the fueling of vehicles owned or operated by
3 the State, a county or unit of local government, ~~a school~~
4 ~~district,~~ a community college or public college or university,
5 or a mass transit agency.

6 (d) The Secretary of Transportation shall adopt rules for
7 implementing this Section.

8 (Source: P.A. 94-346, eff. 7-28-05.)

9 Section 25. The Sex Offender Community Notification Law is
10 amended by changing Section 120 as follows:

11 (730 ILCS 152/120)

12 Sec. 120. Community notification of sex offenders.

13 (a) The sheriff of the county, except Cook County, shall
14 disclose to the following the name, address, date of birth,
15 place of employment, school attended, and offense or
16 adjudication of all sex offenders required to register under
17 Section 3 of the Sex Offender Registration Act:

18 (1) The boards of institutions of higher education or
19 other appropriate administrative offices of each
20 non-public institution of higher education located in the
21 county where the sex offender is required to register,
22 resides, is employed, or is attending an institution of
23 higher education; and

24 (2) School boards of public school districts and the

1 principal or other appropriate administrative officer of
2 each nonpublic school located in the county where the sex
3 offender is required to register or is employed; and

4 (3) Child care facilities located in the county where
5 the sex offender is required to register or is employed.

6 (a-2) The sheriff of Cook County shall disclose to the
7 following the name, address, date of birth, place of
8 employment, school attended, and offense or adjudication of all
9 sex offenders required to register under Section 3 of the Sex
10 Offender Registration Act:

11 (1) School boards of public school districts and the
12 principal or other appropriate administrative officer of
13 each nonpublic school located within the region of Cook
14 County, as those public school districts and nonpublic
15 schools are identified in LEADS, other than the City of
16 Chicago, where the sex offender is required to register or
17 is employed; and

18 (2) Child care facilities located within the region of
19 Cook County, as those child care facilities are identified
20 in LEADS, other than the City of Chicago, where the sex
21 offender is required to register or is employed; and

22 (3) The boards of institutions of higher education or
23 other appropriate administrative offices of each
24 non-public institution of higher education located in the
25 county, other than the City of Chicago, where the sex
26 offender is required to register, resides, is employed, or

1 attending an institution of higher education.

2 (a-3) The Chicago Police Department shall disclose to the
3 following the name, address, date of birth, place of
4 employment, school attended, and offense or adjudication of all
5 sex offenders required to register under Section 3 of the Sex
6 Offender Registration Act:

7 (1) School boards of public school districts and the
8 principal or other appropriate administrative officer of
9 each nonpublic school located in the police district where
10 the sex offender is required to register or is employed if
11 the offender is required to register or is employed in the
12 City of Chicago; and

13 (2) Child care facilities located in the police
14 district where the sex offender is required to register or
15 is employed if the offender is required to register or is
16 employed in the City of Chicago; and

17 (3) The boards of institutions of higher education or
18 other appropriate administrative offices of each
19 non-public institution of higher education located in the
20 police district where the sex offender is required to
21 register, resides, is employed, or attending an
22 institution of higher education in the City of Chicago.

23 (a-4) The Department of State Police shall provide a list
24 of sex offenders required to register to the Illinois
25 Department of Children and Family Services.

26 (b) The Department of State Police and any law enforcement

1 agency may disclose, in the Department's or agency's
2 discretion, the following information to any person likely to
3 encounter a sex offender, or sexual predator:

4 (1) The offender's name, address, and date of birth.

5 (2) The offense for which the offender was convicted.

6 (3) Adjudication as a sexually dangerous person.

7 (4) The offender's photograph or other such
8 information that will help identify the sex offender.

9 (5) Offender employment information, to protect public
10 safety.

11 (c) The name, address, date of birth, offense or
12 adjudication, the county of conviction, license plate numbers
13 for every vehicle registered in the name of the sex offender,
14 the age of the sex offender at the time of the commission of
15 the offense, the age of the victim at the time of the
16 commission of the offense, and any distinguishing marks located
17 on the body of the sex offender for sex offenders required to
18 register under Section 3 of the Sex Offender Registration Act
19 shall be open to inspection by the public as provided in this
20 Section. Every municipal police department shall make
21 available at its headquarters the information on all sex
22 offenders who are required to register in the municipality
23 under the Sex Offender Registration Act. The sheriff shall also
24 make available at his or her headquarters the information on
25 all sex offenders who are required to register under that Act
26 and who live in unincorporated areas of the county. Sex

1 offender information must be made available for public
2 inspection to any person, no later than 72 hours or 3 business
3 days from the date of the request. The request must be made in
4 person, in writing, or by telephone. Availability must include
5 giving the inquirer access to a facility where the information
6 may be copied. A department or sheriff may charge a fee, but
7 the fee may not exceed the actual costs of copying the
8 information. An inquirer must be allowed to copy this
9 information in his or her own handwriting. A department or
10 sheriff must allow access to the information during normal
11 public working hours. The sheriff or a municipal police
12 department may publish the photographs of sex offenders where
13 any victim was 13 years of age or younger and who are required
14 to register in the municipality or county under the Sex
15 Offender Registration Act in a newspaper or magazine of general
16 circulation in the municipality or county or may disseminate
17 the photographs of those sex offenders on the Internet or on
18 television. The law enforcement agency may make available the
19 information on all sex offenders residing within any county.

20 (d) The Department of State Police and any law enforcement
21 agency having jurisdiction may, in the Department's or agency's
22 discretion, place the information specified in subsection (b)
23 on the Internet or in other media.

24 (e) (Blank).

25 (f) The administrator of a transitional housing facility
26 for sex offenders shall comply with the notification procedures

1 established in paragraph (4) of subsection (b) of Section
2 3-17-5 of the Unified Code of Corrections.

3 (g) (Blank). ~~A principal or teacher of a public or private~~
4 ~~elementary or secondary school shall notify the parents of~~
5 ~~children attending the school during school registration or~~
6 ~~during parent teacher conferences that information about sex~~
7 ~~offenders is available to the public as provided in this Act.~~

8 (Source: P.A. 94-161, eff. 7-11-05; 94-168, eff. 1-1-06;
9 94-994, eff. 1-1-07.)

10 (105 ILCS 5/2-3.53a rep.)

11 (105 ILCS 5/10-16.5 rep.)

12 (105 ILCS 5/10-16.7 rep.)

13 (105 ILCS 5/14A-30 rep.)

14 (105 ILCS 5/24A-15 rep.)

15 (105 ILCS 5/34-18.33 rep.)

16 Section 30. The School Code is amended by repealing
17 Sections 2-3.53a, 10-16.5, 10-16.7, 14A-30, 24A-15, and
18 34-18.33.

19 (105 ILCS 128/Act rep.)

20 Section 35. The School Safety Drill Act is repealed.

21 Section 95. No acceleration or delay. Where this Act makes
22 changes in a statute that is represented in this Act by text
23 that is not yet or no longer in effect (for example, a Section

1 represented by multiple versions), the use of that text does
2 not accelerate or delay the taking effect of (i) the changes
3 made by this Act or (ii) provisions derived from any other
4 Public Act.

5 Section 99. Effective date. This Act takes effect June 30,
6 2007.

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3	5 ILCS 120/2.02	from Ch. 102, par. 42.02
4	5 ILCS 120/2.06	from Ch. 102, par. 42.06
5	105 ILCS 5/10-20.21	from Ch. 122, par. 10-20.21
6	105 ILCS 5/10-21.9	from Ch. 122, par. 10-21.9
7	105 ILCS 5/10-23.8a	from Ch. 122, par. 10-23.8a
8	105 ILCS 5/14A-15	
9	105 ILCS 5/14A-45	
10	105 ILCS 5/22-30	
11	105 ILCS 5/26-3a	from Ch. 122, par. 26-3a
12	105 ILCS 5/27-12.1	from Ch. 122, par. 27-12.1
13	105 ILCS 5/27-20.3	from Ch. 122, par. 27-20.3
14	105 ILCS 5/27-20.4	from Ch. 122, par. 27-20.4
15	105 ILCS 5/27-22	from Ch. 122, par. 27-22
16	105 ILCS 5/27-23.3	from Ch. 122, par. 27-23.3
17	105 ILCS 5/27A-5	
18	105 ILCS 5/34-18.5	from Ch. 122, par. 34-18.5
19	625 ILCS 5/6-108	from Ch. 95 1/2, par. 6-108
20	625 ILCS 5/11-1429	
21	625 ILCS 5/12-705.1	
22	730 ILCS 152/120	
23	105 ILCS 5/2-3.53a rep.	
24	105 ILCS 5/10-16.5 rep.	
25	105 ILCS 5/10-16.7 rep.	

- 1 105 ILCS 5/14A-30 rep.
- 2 105 ILCS 5/24A-15 rep.
- 3 105 ILCS 5/34-18.33 rep.
- 4 105 ILCS 128/Act rep.