



Executive Committee

Filed: 5/28/2008

09500SB2482ham001

LRB095 17874 NHT 51486 a

1 AMENDMENT TO SENATE BILL 2482

2 AMENDMENT NO. _____. Amend Senate Bill 1939 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Sections
5 1A-4, 1A-10, 1C-2, 2-3.11, 2-3.30, 2-3.73, 2-3.117, 10-20.40,
6 13B-65.10, 14-8.03, 14-15.01, 14C-2, 17-2.11, 18-3, 21-2,
7 21-14, 27-23, 27-24.4, and 34-18.34 as follows:

8 (105 ILCS 5/1A-4) (from Ch. 122, par. 1A-4)

9 (Text of Section before amendment by P.A. 95-626)

10 Sec. 1A-4. Powers and duties of the Board.

11 A. (Blank).

12 B. The Board shall determine the qualifications of and
13 appoint a chief education officer, to be known as the State
14 Superintendent of Education, who may be proposed by the
15 Governor and who shall serve at the pleasure of the Board and
16 pursuant to a performance-based contract linked to statewide

1 student performance and academic improvement within Illinois
2 schools. Upon expiration or buyout of the contract of the State
3 Superintendent of Education in office on the effective date of
4 this amendatory Act of the 93rd General Assembly, a State
5 Superintendent of Education shall be appointed by a State Board
6 of Education that includes the 7 new Board members who were
7 appointed to fill seats of members whose terms were terminated
8 on the effective date of this amendatory Act of the 93rd
9 General Assembly. Thereafter, a State Superintendent of
10 Education must, at a minimum, be appointed at the beginning of
11 each term of a Governor after that Governor has made
12 appointments to the Board. A performance-based contract issued
13 for the employment of a State Superintendent of Education
14 entered into on or after the effective date of this amendatory
15 Act of the 93rd General Assembly must expire no later than
16 February 1, 2007, and subsequent contracts must expire no later
17 than February 1 each 4 years thereafter. No contract shall be
18 extended or renewed beyond February 1, 2007 and February 1 each
19 4 years thereafter, but a State Superintendent of Education
20 shall serve until his or her successor is appointed. Each
21 contract entered into on or before January 8, 2007 with a State
22 Superintendent of Education must provide that the State Board
23 of Education may terminate the contract for cause, and the
24 State Board of Education shall not thereafter be liable for
25 further payments under the contract. With regard to this
26 amendatory Act of the 93rd General Assembly, it is the intent

1 of the General Assembly that, beginning with the Governor who
2 takes office on the second Monday of January, 2007, a State
3 Superintendent of Education be appointed at the beginning of
4 each term of a Governor after that Governor has made
5 appointments to the Board. The State Superintendent of
6 Education shall not serve as a member of the State Board of
7 Education. The Board shall set the compensation of the State
8 Superintendent of Education who shall serve as the Board's
9 chief executive officer. The Board shall also establish the
10 duties, powers and responsibilities of the State
11 Superintendent, which shall be included in the State
12 Superintendent's performance-based contract along with the
13 goals and indicators of student performance and academic
14 improvement used to measure the performance and effectiveness
15 of the State Superintendent. The State Board of Education may
16 delegate to the State Superintendent of Education the authority
17 to act on the Board's behalf, provided such delegation is made
18 pursuant to adopted board policy or the powers delegated are
19 ministerial in nature. The State Board may not delegate
20 authority under this Section to the State Superintendent to (1)
21 nonrecognize school districts, (2) withhold State payments as a
22 penalty, or (3) make final decisions under the contested case
23 provisions of the Illinois Administrative Procedure Act unless
24 otherwise provided by law.

25 C. The powers and duties of the State Board of Education
26 shall encompass all duties delegated to the Office of

1 Superintendent of Public Instruction on January 12, 1975,
2 except as the law providing for such powers and duties is
3 thereafter amended, and such other powers and duties as the
4 General Assembly shall designate. The Board shall be
5 responsible for the educational policies and guidelines for
6 public schools, pre-school through grade 12 and Vocational
7 Education in the State of Illinois. The Board shall analyze the
8 present and future aims, needs, and requirements of education
9 in the State of Illinois and recommend to the General Assembly
10 the powers which should be exercised by the Board. The Board
11 shall recommend the passage and the legislation necessary to
12 determine the appropriate relationship between the Board and
13 local boards of education and the various State agencies and
14 shall recommend desirable modifications in the laws which
15 affect schools.

16 D. Two members of the Board shall be appointed by the
17 chairperson to serve on a standing joint Education Committee, 2
18 others shall be appointed from the Board of Higher Education, 2
19 others shall be appointed by the chairperson of the Illinois
20 Community College Board, and 2 others shall be appointed by the
21 chairperson of the Human Resource Investment Council. The
22 Committee shall be responsible for making recommendations
23 concerning the submission of any workforce development plan or
24 workforce training program required by federal law or under any
25 block grant authority. The Committee will be responsible for
26 developing policy on matters of mutual concern to elementary,

1 secondary and higher education such as Occupational and Career
2 Education, Teacher Preparation and Certification, Educational
3 Finance, Articulation between Elementary, Secondary and Higher
4 Education and Research and Planning. The joint Education
5 Committee shall meet at least quarterly and submit an annual
6 report of its findings, conclusions, and recommendations to the
7 State Board of Education, the Board of Higher Education, the
8 Illinois Community College Board, the Human Resource
9 Investment Council, the Governor, and the General Assembly. All
10 meetings of this Committee shall be official meetings for
11 reimbursement under this Act.

12 E. Five members of the Board shall constitute a quorum. A
13 majority vote of the members appointed, confirmed and serving
14 on the Board is required to approve any action, except that the
15 7 new Board members who were appointed to fill seats of members
16 whose terms were terminated on the effective date of this
17 amendatory act of the 93rd General Assembly may vote to approve
18 actions when appointed and serving.

19 Using the most recently available data, the ~~The~~ Board shall
20 prepare and submit to the General Assembly and the Governor on
21 or before January 14, 1976 and annually thereafter a report or
22 reports of its findings and recommendations. Such annual report
23 shall contain a separate section which provides a critique and
24 analysis of the status of education in Illinois and which
25 identifies its specific problems and recommends express
26 solutions therefor. Such annual report also shall contain the

1 following information for the preceding year ending on June 30:
2 each act or omission of a school district of which the State
3 Board of Education has knowledge as a consequence of scheduled,
4 approved visits and which constituted a failure by the district
5 to comply with applicable State or federal laws or regulations
6 relating to public education, the name of such district, the
7 date or dates on which the State Board of Education notified
8 the school district of such act or omission, and what action,
9 if any, the school district took with respect thereto after
10 being notified thereof by the State Board of Education. The
11 report shall also include the statewide high school dropout
12 rate by grade level, sex and race and the annual student
13 dropout rate of and the number of students who graduate from,
14 transfer from or otherwise leave bilingual programs. The
15 Auditor General shall annually perform a compliance audit of
16 the State Board of Education's performance of the reporting
17 duty imposed by this amendatory Act of 1986. A regular system
18 of communication with other directly related State agencies
19 shall be implemented.

20 The requirement for reporting to the General Assembly shall
21 be satisfied by filing copies of the report with the Speaker,
22 the Minority Leader and the Clerk of the House of
23 Representatives and the President, the Minority Leader and the
24 Secretary of the Senate and the Legislative Council, as
25 required by Section 3.1 of the General Assembly Organization
26 Act, and filing such additional copies with the State

1 Government Report Distribution Center for the General Assembly
2 as is required under paragraph (t) of Section 7 of the State
3 Library Act.

4 F. Upon appointment of the 7 new Board members who were
5 appointed to fill seats of members whose terms were terminated
6 on the effective date of this amendatory Act of the 93rd
7 General Assembly, the Board shall review all of its current
8 rules in an effort to streamline procedures, improve
9 efficiency, and eliminate unnecessary forms and paperwork.

10 (Source: P.A. 93-1036, eff. 9-14-04.)

11 (Text of Section after amendment by P.A. 95-626)

12 Sec. 1A-4. Powers and duties of the Board.

13 A. (Blank).

14 B. The Board shall determine the qualifications of and
15 appoint a chief education officer, to be known as the State
16 Superintendent of Education, who may be proposed by the
17 Governor and who shall serve at the pleasure of the Board and
18 pursuant to a performance-based contract linked to statewide
19 student performance and academic improvement within Illinois
20 schools. Upon expiration or buyout of the contract of the State
21 Superintendent of Education in office on the effective date of
22 this amendatory Act of the 93rd General Assembly, a State
23 Superintendent of Education shall be appointed by a State Board
24 of Education that includes the 7 new Board members who were
25 appointed to fill seats of members whose terms were terminated

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14 contract entered into on or before January 8, 2007 with a State
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16 of Education may terminate the contract for cause, and the
17 State Board of Education shall not thereafter be liable for
18 further payments under the contract. With regard to this
19 amendatory Act of the 93rd General Assembly, it is the intent
20 of the General Assembly that, beginning with the Governor who
21 takes office on the second Monday of January, 2007, a State
22 Superintendent of Education be appointed at the beginning of
23 each term of a Governor after that Governor has made
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25 Education shall not serve as a member of the State Board of
26 Education. The Board shall set the compensation of the State

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5 Superintendent's performance-based contract along with the
6 goals and indicators of student performance and academic
7 improvement used to measure the performance and effectiveness
8 of the State Superintendent. The State Board of Education may
9 delegate to the State Superintendent of Education the authority
10 to act on the Board's behalf, provided such delegation is made
11 pursuant to adopted board policy or the powers delegated are
12 ministerial in nature. The State Board may not delegate
13 authority under this Section to the State Superintendent to (1)
14 nonrecognize school districts, (2) withhold State payments as a
15 penalty, or (3) make final decisions under the contested case
16 provisions of the Illinois Administrative Procedure Act unless
17 otherwise provided by law.

18 C. The powers and duties of the State Board of Education
19 shall encompass all duties delegated to the Office of
20 Superintendent of Public Instruction on January 12, 1975,
21 except as the law providing for such powers and duties is
22 thereafter amended, and such other powers and duties as the
23 General Assembly shall designate. The Board shall be
24 responsible for the educational policies and guidelines for
25 public schools, pre-school through grade 12 and Vocational
26 Education in the State of Illinois. The Board shall analyze the

1 present and future aims, needs, and requirements of education
2 in the State of Illinois and recommend to the General Assembly
3 the powers which should be exercised by the Board. The Board
4 shall recommend the passage and the legislation necessary to
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6 local boards of education and the various State agencies and
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9 D. Two members of the Board shall be appointed by the
10 chairperson to serve on a standing joint Education Committee, 2
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12 others shall be appointed by the chairperson of the Illinois
13 Community College Board, and 2 others shall be appointed by the
14 chairperson of the Human Resource Investment Council. The
15 Committee shall be responsible for making recommendations
16 concerning the submission of any workforce development plan or
17 workforce training program required by federal law or under any
18 block grant authority. The Committee will be responsible for
19 developing policy on matters of mutual concern to elementary,
20 secondary and higher education such as Occupational and Career
21 Education, Teacher Preparation and Certification, Educational
22 Finance, Articulation between Elementary, Secondary and Higher
23 Education and Research and Planning. The joint Education
24 Committee shall meet at least quarterly and submit an annual
25 report of its findings, conclusions, and recommendations to the
26 State Board of Education, the Board of Higher Education, the

1 Illinois Community College Board, the Human Resource
2 Investment Council, the Governor, and the General Assembly. All
3 meetings of this Committee shall be official meetings for
4 reimbursement under this Act. On the effective date of this
5 amendatory Act of the 95th General Assembly, the Joint
6 Education Committee is abolished.

7 E. Five members of the Board shall constitute a quorum. A
8 majority vote of the members appointed, confirmed and serving
9 on the Board is required to approve any action, except that the
10 7 new Board members who were appointed to fill seats of members
11 whose terms were terminated on the effective date of this
12 amendatory act of the 93rd General Assembly may vote to approve
13 actions when appointed and serving.

14 Using the most recently available data, the ~~The~~ Board shall
15 prepare and submit to the General Assembly and the Governor on
16 or before January 14, 1976 and annually thereafter a report or
17 reports of its findings and recommendations. Such annual report
18 shall contain a separate section which provides a critique and
19 analysis of the status of education in Illinois and which
20 identifies its specific problems and recommends express
21 solutions therefor. Such annual report also shall contain the
22 following information for the preceding year ending on June 30:
23 each act or omission of a school district of which the State
24 Board of Education has knowledge as a consequence of scheduled,
25 approved visits and which constituted a failure by the district
26 to comply with applicable State or federal laws or regulations

1 relating to public education, the name of such district, the
2 date or dates on which the State Board of Education notified
3 the school district of such act or omission, and what action,
4 if any, the school district took with respect thereto after
5 being notified thereof by the State Board of Education. The
6 report shall also include the statewide high school dropout
7 rate by grade level, sex and race and the annual student
8 dropout rate of and the number of students who graduate from,
9 transfer from or otherwise leave bilingual programs. The
10 Auditor General shall annually perform a compliance audit of
11 the State Board of Education's performance of the reporting
12 duty imposed by this amendatory Act of 1986. A regular system
13 of communication with other directly related State agencies
14 shall be implemented.

15 The requirement for reporting to the General Assembly shall
16 be satisfied by filing copies of the report with the Speaker,
17 the Minority Leader and the Clerk of the House of
18 Representatives and the President, the Minority Leader and the
19 Secretary of the Senate and the Legislative Council, as
20 required by Section 3.1 of the General Assembly Organization
21 Act, and filing such additional copies with the State
22 Government Report Distribution Center for the General Assembly
23 as is required under paragraph (t) of Section 7 of the State
24 Library Act.

25 F. Upon appointment of the 7 new Board members who were
26 appointed to fill seats of members whose terms were terminated

1 on the effective date of this amendatory Act of the 93rd
2 General Assembly, the Board shall review all of its current
3 rules in an effort to streamline procedures, improve
4 efficiency, and eliminate unnecessary forms and paperwork.

5 (Source: P.A. 95-626, eff. 6-1-08.)

6 (105 ILCS 5/1A-10)

7 Sec. 1A-10. Divisions of Board. The State Board of
8 Education shall, before April 1, 2005, create divisions within
9 the Board, including without limitation the following:

10 (1) Teaching and Learning Services for All Children.

11 (2) School Support Services for All Schools.

12 (3) Fiscal Support Services.

13 (4) (Blank). ~~Special Education Services.~~

14 (5) Internal Auditor.

15 (6) Human Resources.

16 The State Board of Education may, after consultation with the
17 General Assembly, add any divisions or functions to the Board
18 that it deems appropriate and consistent with Illinois law.

19 (Source: P.A. 93-1036, eff. 9-14-04.)

20 (105 ILCS 5/1C-2)

21 Sec. 1C-2. Block grants.

22 (a) For fiscal year 1999, and each fiscal year thereafter,
23 the State Board of Education shall award to school districts
24 block grants as described in subsection ~~subsections (b) and~~

1 (c). The State Board of Education may adopt rules and
2 regulations necessary to implement this Section. In accordance
3 with Section 2-3.32, all state block grants are subject to an
4 audit. Therefore, block grant receipts and block grant
5 expenditures shall be recorded to the appropriate fund code.

6 (b) (Blank). ~~A Professional Development Block Grant shall
7 be created by combining the existing School Improvement Block
8 Grant and the REI Initiative. These funds shall be distributed
9 to school districts based on the number of full-time certified
10 instructional staff employed in the district.~~

11 (c) An Early Childhood Education Block Grant shall be
12 created by combining the following programs: Preschool
13 Education, Parental Training and Prevention Initiative. These
14 funds shall be distributed to school districts and other
15 entities on a competitive basis. Eleven percent of this grant
16 shall be used to fund programs for children ages 0-3.

17 (Source: P.A. 93-396, eff. 7-29-03.)

18 (105 ILCS 5/2-3.11) (from Ch. 122, par. 2-3.11)

19 Sec. 2-3.11. Report to Governor and General Assembly. Using
20 the most recently available data, to ~~to~~ report to the Governor
21 and General Assembly annually on or before January 14 the
22 condition of the schools of the State for the preceding year,
23 ending on June 30.

24 Such annual report shall contain reports of the State
25 Teacher Certification Board; the schools of the State

1 charitable institutions; reports on driver education, special
2 education, and transportation; and for such year the annual
3 statistical reports of the State Board of Education, including
4 the number and kinds of school districts; number of school
5 attendance centers; number of men and women teachers;
6 enrollment by grades; total enrollment; total days attendance;
7 total days absence; average daily attendance; number of
8 elementary and secondary school graduates; assessed valuation;
9 tax levies and tax rates for various purposes; amount of
10 teachers' orders, anticipation warrants, and bonds
11 outstanding; and number of men and women teachers and total
12 enrollment of private schools. The report shall give for all
13 school districts receipts from all sources and expenditures for
14 all purposes for each fund; the total operating expense, the
15 per capita cost, and instructional expenditures; federal and
16 state aids and reimbursements; new school buildings, and
17 recognized schools; together with such other information and
18 suggestions as the State Board of Education may deem important
19 in relation to the schools and school laws and the means of
20 promoting education throughout the state.

21 In this Section, "instructional expenditures" means the
22 annual expenditures of school districts properly attributable
23 to expenditure functions defined in rules of the State Board of
24 Education as: 1100 (Regular Education); 1200-1220 (Special
25 Education); 1250 (Ed. Deprived/Remedial); 1400 (Vocational
26 Programs); 1600 (Summer School); 1650 (Gifted); 1800

1 (Bilingual Programs); 1900 (Truant Alternative); 2110
2 (Attendance and Social Work Services); 2120 (Guidance
3 Services); 2130 (Health Services); 2140 (Psychological
4 Services); 2150 (Speech Pathology and Audiology Services);
5 2190 (Other Support Services Pupils); 2210 (Improvement of
6 Instruction); 2220 (Educational Media Services); 2230
7 (Assessment and Testing); 2540 (Operation and Maintenance of
8 Plant Services); 2550 (Pupil Transportation Service); 2560
9 (Food Service); 4110 (Payments for Regular Programs); 4120
10 (Payments for Special Education Programs); 4130 (Payments for
11 Adult Education Programs); 4140 (Payments for Vocational
12 Education Programs); 4170 (Payments for Community College
13 Programs); 4190 (Other payments to in-state government units);
14 and 4200 (Other payments to out of state government units).
15 (Source: P.A. 93-679, eff. 6-30-04.)

16 (105 ILCS 5/2-3.30) (from Ch. 122, par. 2-3.30)
17 Sec. 2-3.30. Census for special education. To require on or
18 before December 22 of each year reports as to the census of all
19 children 3 years of age ~~birth~~ through 21 years of age inclusive
20 of the types described in definitions under the rules
21 authorized in Section 14-1.02 who were receiving special
22 education and related services on December 1 of the current
23 school year.

24 To require an annual report, on or before December 22 of
25 each year, ~~from the Department of Children and Family Services,~~

1 Department of Corrections, ~~and Department of Human Services~~
2 containing a census of all children 3 years of age ~~birth~~
3 through 21 years of age inclusive, ~~of the types described in~~
4 Section 14-1.02 who were receiving special education services
5 on December 1 of the current school year within State
6 facilities. Such report shall be submitted pursuant to rules
7 and regulations issued by the State Board of Education.

8 ~~The State Board of Education shall ascertain and report~~
9 ~~annually, on or before January 15, the number of children of~~
10 ~~non-English background, birth through 21 years of age,~~
11 ~~inclusive of (a) types described in definitions under rules~~
12 ~~authorized in Section 14-1.02 who were receiving special~~
13 ~~education and related services on December of the previous year~~
14 ~~and (b) inclusive of those served within State facilities~~
15 ~~administered by the Department of Children and Family Services~~
16 ~~and the Department of Human Services. The report shall classify~~
17 ~~such children according to their language background, age,~~
18 ~~category of exceptionality and level of severity, least~~
19 ~~restrictive placement and achievement level.~~

20 (Source: P.A. 91-764, eff. 6-9-00.)

21 (105 ILCS 5/2-3.73) (from Ch. 122, par. 2-3.73)

22 Sec. 2-3.73. Missing child program. The State Board of
23 Education shall administer and implement a missing child
24 program in accordance with the provisions of this Section. Upon
25 receipt of each periodic information bulletin from the

1 Department of State Police pursuant to Section 6 of the
2 Intergovernmental Missing Child Recovery Act of 1984, the State
3 Board of Education shall promptly disseminate the information
4 to make copies of the same and mail one copy to the school
5 board of each school district in this State and to the
6 principal or chief administrative officer of every ~~each~~
7 nonpublic elementary and secondary school in this State
8 registered with the State Board of Education. Upon receipt of
9 such information, each school board shall compare the names on
10 the bulletin to the names of all students presently enrolled in
11 the schools of the district. If a school board or its designee
12 determines that a missing child is attending one of the schools
13 within the school district, or if the principal or chief
14 administrative officer of a nonpublic school is notified by
15 school personnel that a missing child is attending that school,
16 the school board or the principal or chief administrative
17 officer of the nonpublic school shall immediately give notice
18 of this fact to the State Board of Education, the Department of
19 State Police, and the law enforcement agency having
20 jurisdiction in the area where the missing child resides or
21 attends school.

22 (Source: P.A. 91-357, eff. 7-29-99.)

23 (105 ILCS 5/2-3.117)

24 Sec. 2-3.117. School Technology Program.

25 (a) The State Board of Education is authorized to provide

1 technology-based learning resources,~~including matching~~
2 ~~grants,~~ to school districts to improve educational
3 opportunities and student achievement throughout the State.
4 ~~School districts may use grants for technology related~~
5 ~~investments, including computer hardware, software, optical~~
6 ~~media networks, and related wiring, to educate staff to use~~
7 ~~that equipment in a learning context, and for other items~~
8 ~~defined under rules adopted by the State Board of Education.~~

9 (b) The State Board of Education is authorized, to the
10 extent funds are available, to establish a statewide support
11 system for information, professional development, technical
12 assistance, network design consultation, leadership,
13 technology planning consultation, and information exchange; to
14 expand school district connectivity; and to increase the
15 quantity and quality of student and educator access to on-line
16 resources, experts, and communications avenues from moneys
17 appropriated for the purposes of this Section.

18 (b-5) The State Board of Education may enter into
19 intergovernmental contracts or agreements with other State
20 agencies, public community colleges, public libraries, public
21 and private colleges and universities, museums on public land,
22 and other public agencies in the areas of technology,
23 telecommunications, and information access, under such terms
24 as the parties may agree, provided that those contracts and
25 agreements are in compliance with the Department of Central
26 Management Services' mandate to provide telecommunications

1 services to all State agencies.

2 (c) (Blank). ~~The State Board of Education shall adopt all~~
3 ~~rules necessary for the administration of the School Technology~~
4 ~~Program, including but not limited to rules defining the~~
5 ~~technology related investments that qualify for funding, the~~
6 ~~content of grant applications and reports, and the requirements~~
7 ~~for the local match.~~

8 (d) (Blank). ~~The State Board of Education may establish by~~
9 ~~rule provisions to waive the local matching requirement for~~
10 ~~school districts determined unable to finance the local match.~~

11 (Source: P.A. 89-21, eff. 7-1-95; 90-388, eff. 8-15-97; 90-566,
12 eff. 1-2-98.)

13 (105 ILCS 5/10-20.40)

14 Sec. 10-20.40. Student biometric information.

15 (a) For the purposes of this Section, "biometric
16 information" means any information that is collected through an
17 identification process for individuals based on their unique
18 behavioral or physiological characteristics, including
19 fingerprint, hand geometry, voice, or facial recognition or
20 iris or retinal scans.

21 (b) School districts that collect biometric information
22 from students shall adopt policies that require, at a minimum,
23 all of the following:

24 (1) Written permission from the individual who has
25 legal custody of the student, as defined in Section

1 10-20.12b of this Code, or from the student if he or she
2 has reached the age of 18.

3 (2) The discontinuation of use of a student's biometric
4 information under either of the following conditions:

5 (A) upon the student's graduation or withdrawal
6 from the school district; or

7 (B) upon receipt in writing of a request for
8 discontinuation by the individual having legal custody
9 of the student or by the student if he or she has
10 reached the age of 18.

11 (3) The destruction of all of a student's biometric
12 information within 30 days after the use of the biometric
13 information is discontinued in accordance with item (2) of
14 this subsection (b).

15 (4) The use of biometric information solely for
16 identification or fraud prevention.

17 (5) A prohibition on the sale, lease, or other
18 disclosure of biometric information to another person or
19 entity, unless:

20 (A) the individual who has legal custody of the
21 student or the student, if he or she has reached the
22 age of 18, consents to the disclosure; or

23 (B) the disclosure is required by court order.

24 (6) The storage, transmittal, and protection of all
25 biometric information from disclosure.

26 (c) Failure to provide written consent under item (1) of

1 subsection (b) of this Section by the individual who has legal
2 custody of the student or by the student, if he or she has
3 reached the age of 18, must not be the basis for refusal of any
4 services otherwise available to the student.

5 (d) Student biometric information may be destroyed without
6 notification to or the approval of a local records commission
7 under the Local Records Act if destroyed within 30 days after
8 the use of the biometric information is discontinued in
9 accordance with item (2) of subsection (b) of this Section.

10 (Source: P.A. 95-232, eff. 8-16-07.)

11 (105 ILCS 5/13B-65.10)

12 Sec. 13B-65.10. Continuing professional development for
13 teachers. Teachers may receive ~~continuing education units or~~
14 continuing professional development units, subject to the
15 provisions of Section 13B-65.5 of this Code, for professional
16 development related to alternative learning.

17 (Source: P.A. 92-42, eff. 1-1-02.)

18 (105 ILCS 5/14-8.03) (from Ch. 122, par. 14-8.03)

19 Sec. 14-8.03. Transition goals, supports, and services.

20 (a) A school district shall consider, and develop when
21 needed, the transition goals and supports for eligible students
22 with disabilities not later than the school year in which the
23 student reaches age 14 1/2 at the individualized education plan
24 meeting and provide services as identified on the student's

1 individualized education plan. Transition goals shall be based
2 on appropriate evaluation procedures and information, take
3 into consideration the preferences of the student and his or
4 her parents or guardian, be outcome-oriented, and include
5 employment, post-secondary education, and community living
6 alternatives. Consideration of these goals shall result in the
7 clarification of a school district's responsibility to deliver
8 specific educational services such as vocational training and
9 community living skills instruction.

10 (b) To appropriately assess and plan for the student's
11 transition needs, additional individualized education plan
12 team members may be necessary and may be asked by the school
13 district to assist in the planning process. Additional
14 individualized education plan team members may include a
15 representative from the Department of Human Services, a case
16 coordinator, or persons representing other community agencies
17 or services. The individualized education plan shall specify
18 each person responsible for coordinating and delivering
19 transition services. The public school's responsibility for
20 delivering educational services does not extend beyond the time
21 the student leaves school or when the student reaches age 21
22 inclusive, which for purposes of this Article means the day
23 before the student's 22nd birthday.

24 (c) A school district shall submit annually a summary of
25 each eligible student's transition goals and needed supports
26 resulting from the individualized education plan team meeting

1 to the appropriate local Transition Planning Committee. If
2 students with disabilities who are ineligible for special
3 education services request transition services, local public
4 school districts shall assist those students by identifying
5 post-secondary school goals, delivering appropriate education
6 services, and coordinating with other agencies and services for
7 assistance.

8 (Source: P.A. 92-452, eff. 8-21-01.)

9 (105 ILCS 5/14-15.01) (from Ch. 122, par. 14-15.01)

10 Sec. 14-15.01. Community and Residential Services
11 Authority.

12 (a) (1) The Community and Residential Services Authority is
13 hereby created and shall consist of the following members:

14 A representative of the State Board of Education;

15 Four representatives of the Department of Human Services
16 appointed by the Secretary of Human Services, with one member
17 from the Division of Community Health and Prevention, one
18 member from the Division ~~the Office~~ of Developmental
19 Disabilities ~~of the Division of Disability and Behavioral~~
20 ~~Health Services~~, one member from the Division ~~the Office~~ of
21 Mental Health ~~of the Division of Disability and Behavioral~~
22 ~~Health Services~~, and one member from the Division ~~of the Office~~
23 of Rehabilitation Services ~~of the Division of Disability and~~
24 ~~Behavioral Health Services~~;

25 A representative of the Department of Children and Family

1 Services;

2 A representative of the Department of Juvenile Justice
3 ~~Corrections~~;

4 A representative of the Department of Healthcare and Family
5 Services;

6 A representative of the Attorney General's Disability
7 Rights Advocacy Division;

8 The Chairperson and Minority Spokesperson of the House and
9 Senate Committees on Elementary and Secondary Education or
10 their designees; and

11 Six persons appointed by the Governor. Five of such
12 appointees shall be experienced or knowledgeable relative to
13 provision of services for individuals with a behavior disorder
14 or a severe emotional disturbance and shall include
15 representatives of both the private and public sectors, except
16 that no more than 2 of those 5 appointees may be from the
17 public sector and at least 2 must be or have been directly
18 involved in provision of services to such individuals. The
19 remaining member appointed by the Governor shall be or shall
20 have been a parent of an individual with a behavior disorder or
21 a severe emotional disturbance, and that appointee may be from
22 either the private or the public sector.

23 (2) Members appointed by the Governor shall be appointed
24 for terms of 4 years and shall continue to serve until their
25 respective successors are appointed; provided that the terms of
26 the original appointees shall expire on August 1, 1990, ~~and the~~

1 ~~term of the additional member appointed under this amendatory~~
2 ~~Act of 1992 shall commence upon the appointment and expire~~
3 ~~August 1, 1994.~~ Any vacancy in the office of a member appointed
4 by the Governor shall be filled by appointment of the Governor
5 for the remainder of the term.

6 A vacancy in the office of a member appointed by the
7 Governor exists when one or more of the following events occur:

8 (i) An appointee dies;

9 (ii) An appointee files a written resignation with the
10 Governor;

11 (iii) An appointee ceases to be a legal resident of the
12 State of Illinois; or

13 (iv) An appointee fails to attend a majority of
14 regularly scheduled Authority meetings in a fiscal year.

15 Members who are representatives of an agency shall serve at
16 the will of the agency head. Membership on the Authority shall
17 cease immediately upon cessation of their affiliation with the
18 agency. If such a vacancy occurs, the appropriate agency head
19 shall appoint another person to represent the agency.

20 If a legislative member of the Authority ceases to be
21 Chairperson or Minority Spokesperson of the designated
22 Committees, they shall automatically be replaced on the
23 Authority by the person who assumes the position of Chairperson
24 or Minority Spokesperson.

25 (b) The Community and Residential Services Authority shall
26 have the following powers and duties:

1 (1) To conduct surveys to determine the extent of need,
2 the degree to which documented need is currently being met
3 and feasible alternatives for matching need with
4 resources.

5 (2) To develop policy statements for interagency
6 cooperation to cover all aspects of service delivery,
7 including laws, regulations and procedures, and clear
8 guidelines for determining responsibility at all times.

9 (3) To recommend policy statements and provide
10 information regarding effective programs for delivery of
11 services to all individuals under 22 years of age with a
12 behavior disorder or a severe emotional disturbance in
13 public or private situations.

14 (4) To review the criteria for service eligibility,
15 provision and availability established by the governmental
16 agencies represented on this Authority, and to recommend
17 changes, additions or deletions to such criteria.

18 (5) To develop and submit to the Governor, the General
19 Assembly, the Directors of the agencies represented on the
20 Authority, and the State Board of Education a master plan
21 for individuals under 22 years of age with a behavior
22 disorder or a severe emotional disturbance, including
23 detailed plans of service ranging from the least to the
24 most restrictive options; and to assist local communities,
25 upon request, in developing or strengthening collaborative
26 interagency networks.

1 (6) To develop a process for making determinations in
2 situations where there is a dispute relative to a plan of
3 service for individuals or funding for a plan of service.

4 (7) To provide technical assistance to parents,
5 service consumers, providers, and member agency personnel
6 regarding statutory responsibilities of human service and
7 educational agencies, and to provide such assistance as
8 deemed necessary to appropriately access needed services.

9 (c) (1) The members of the Authority shall receive no
10 compensation for their services but shall be entitled to
11 reimbursement of reasonable expenses incurred while performing
12 their duties.

13 (2) The Authority may appoint special study groups to
14 operate under the direction of the Authority and persons
15 appointed to such groups shall receive only reimbursement of
16 reasonable expenses incurred in the performance of their
17 duties.

18 (3) The Authority shall elect from its membership a
19 chairperson, vice-chairperson and secretary.

20 (4) The Authority may employ and fix the compensation of
21 such employees and technical assistants as it deems necessary
22 to carry out its powers and duties under this Act. Staff
23 assistance for the Authority shall be provided by the State
24 Board of Education.

25 (5) Funds for the ordinary and contingent expenses of the
26 Authority shall be appropriated to the State Board of Education

1 in a separate line item.

2 (d) (1) The Authority shall have power to promulgate rules
3 and regulations to carry out its powers and duties under this
4 Act.

5 (2) The Authority may accept monetary gifts or grants from
6 the federal government or any agency thereof, from any
7 charitable foundation or professional association or from any
8 other reputable source for implementation of any program
9 necessary or desirable to the carrying out of the general
10 purposes of the Authority. Such gifts and grants may be held in
11 trust by the Authority and expended in the exercise of its
12 powers and performance of its duties as prescribed by law.

13 (3) The Authority shall submit an annual report of its
14 activities and expenditures to the Governor, the General
15 Assembly, the directors of agencies represented on the
16 Authority, and the State Superintendent of Education.

17 (Source: P.A. 95-331, eff. 8-21-07.)

18 (105 ILCS 5/14C-2) (from Ch. 122, par. 14C-2)

19 Sec. 14C-2. Definitions. Unless the context indicates
20 otherwise, the terms used in this Article have the following
21 meanings:

22 (a) "State Board" means the State Board of Education.

23 (b) "Certification Board" means the State Teacher
24 Certification Board.

25 (c) "School District" means any school district

1 established under this Code.

2 (d) "Children of limited English-speaking ability" means
3 (1) all children in grades pre-K through 12 who were not born
4 in the United States, whose native tongue is a language other
5 than English, and who are incapable of performing ordinary
6 classwork in English; and (2) all children in grades pre-K
7 through 12 who were born in the United States of parents
8 possessing no or limited English-speaking ability and who are
9 incapable of performing ordinary classwork in English.

10 (e) "Teacher of transitional bilingual education" means a
11 teacher with a speaking and reading ability in a language other
12 than English in which transitional bilingual education is
13 offered and with communicative skills in English.

14 (f) "Program in transitional bilingual education" means a
15 full-time program of instruction (1) in all those courses or
16 subjects which a child is required by law to receive and which
17 are required by the child's school district which shall be
18 given in the native language of the children of limited
19 English-speaking ability who are enrolled in the program and
20 also in English, (2) in the reading and writing of the native
21 language of the children of limited English-speaking ability
22 who are enrolled in the program and in the oral comprehension,
23 speaking, reading and writing of English, and (3) in the
24 history and culture of the country, territory or geographic
25 area which is the native land of the parents of children of
26 limited English-speaking ability who are enrolled in the

1 program and in the history and culture of the United States; or
2 a part-time program of instruction based on the educational
3 needs of those children of limited English-speaking ability who
4 do not need a full-time program of instruction.

5 (Source: P.A. 86-1028.)

6 (105 ILCS 5/17-2.11) (from Ch. 122, par. 17-2.11)

7 Sec. 17-2.11. School board power to levy a tax or to borrow
8 money and issue bonds for fire prevention, safety, energy
9 conservation, disabled accessibility, school security, and
10 specified repair purposes.

11 (a) Whenever, as a result of any lawful order of any
12 agency, other than a school board, having authority to enforce
13 any school building code applicable to any facility that houses
14 students, or any law or regulation for the protection and
15 safety of the environment, pursuant to the Environmental
16 Protection Act, any school district having a population of less
17 than 500,000 inhabitants is required to alter or reconstruct
18 any school building or permanent, fixed equipment; the district
19 may, by proper resolution, levy a tax for the purpose of making
20 such alteration or reconstruction, based on a survey report by
21 an architect or engineer licensed in this State, upon all of
22 the taxable property of the district at the value as assessed
23 by the Department of Revenue and at a rate not to exceed 0.05%
24 per year for a period sufficient to finance such alteration or
25 reconstruction, upon the following conditions:

1 (1) When there are not sufficient funds available in
2 the operations and maintenance fund of the school district,
3 the school facility occupation tax fund of the district, or
4 the fire prevention and safety fund of the district, as
5 determined by the district on the basis of rules adopted by
6 the State Board of Education, to make such alteration or
7 reconstruction or to purchase and install such permanent,
8 fixed equipment so ordered or determined as necessary.
9 Appropriate school district records must be made available
10 to the State Superintendent of Education, upon request, to
11 confirm this insufficiency.

12 (2) When a certified estimate of an architect or
13 engineer licensed in this State stating the estimated
14 amount necessary to make the alteration or reconstruction
15 or to purchase and install the equipment so ordered has
16 been secured by the school district, and the estimate has
17 been approved by the regional superintendent of schools
18 having jurisdiction over the district and the State
19 Superintendent of Education. Approval must not be granted
20 for any work that has already started without the prior
21 express authorization of the State Superintendent of
22 Education. If the estimate is not approved or is denied
23 approval by the regional superintendent of schools within 3
24 months after the date on which it is submitted to him or
25 her, the school board of the district may submit the
26 estimate directly to the State Superintendent of Education

1 for approval or denial.

2 (b) Whenever ~~or whenever~~ any such district determines that
3 it is necessary for energy conservation purposes that any
4 school building or permanent, fixed equipment should be altered
5 or reconstructed and that such alterations or reconstruction
6 will be made with funds not necessary for the completion of
7 approved and recommended projects contained in any safety
8 survey report or amendments thereto authorized by Section
9 2-3.12 of this Act; the district may levy a tax or issue bonds
10 as provided in subsection (a) of this Section.

11 (c) Whenever ~~or whenever~~ any such district determines that
12 it is necessary for disabled accessibility purposes and to
13 comply with the school building code that any school building
14 or equipment should be altered or reconstructed and that such
15 alterations or reconstruction will be made with funds not
16 necessary for the completion of approved and recommended
17 projects contained in any safety survey report or amendments
18 thereto authorized under Section 2-3.12 of this Act, the
19 district may levy a tax or issue bonds as provided in
20 subsection (a) of this Section. ~~; or whenever~~

21 (d) Whenever any such district determines that it is
22 necessary for school security purposes and the related
23 protection and safety of pupils and school personnel that any
24 school building or property should be altered or reconstructed
25 or that security systems and equipment (including but not
26 limited to intercom, early detection and warning, access

1 control and television monitoring systems) should be purchased
2 and installed, and that such alterations, reconstruction or
3 purchase and installation of equipment will be made with funds
4 not necessary for the completion of approved and recommended
5 projects contained in any safety survey report or amendment
6 thereto authorized by Section 2-3.12 of this Act and will deter
7 and prevent unauthorized entry or activities upon school
8 property by unknown or dangerous persons, assure early
9 detection and advance warning of any such actual or attempted
10 unauthorized entry or activities and help assure the continued
11 safety of pupils and school staff if any such unauthorized
12 entry or activity is attempted or occurs; the district may levy
13 a tax or issue bonds as provided in subsection (a) of this
14 Section.

15 (e) If ~~or if~~ a school district does not need funds for
16 other fire prevention and safety projects, including the
17 completion of approved and recommended projects contained in
18 any safety survey report or amendments thereto authorized by
19 Section 2-3.12 of this Act, and it is determined after a public
20 hearing (which is preceded by at least one published notice (i)
21 occurring at least 7 days prior to the hearing in a newspaper
22 of general circulation within the school district and (ii)
23 setting forth the time, date, place, and general subject matter
24 of the hearing) that there is a substantial, immediate, and
25 otherwise unavoidable threat to the health, safety, or welfare
26 of pupils due to disrepair of school sidewalks, playgrounds,

1 parking lots, or school bus turnarounds and repairs must be
2 made; then the district may levy a tax or issue bonds as
3 provided in subsection (a) of this Section. ~~then in any such~~
4 ~~event, such district may, by proper resolution, levy a tax for~~
5 ~~the purpose of making such alteration or reconstruction, based~~
6 ~~on a survey report by an architect or engineer licensed in the~~
7 ~~State of Illinois, upon all the taxable property of the~~
8 ~~district at the value as assessed by the Department of Revenue~~
9 ~~at a rate not to exceed .05% per year for a period sufficient~~
10 ~~to finance such alterations, repairs, or reconstruction, upon~~
11 ~~the following conditions:~~

12 ~~(a) When there are not sufficient funds available in~~
13 ~~the operations and maintenance fund of the district, the~~
14 ~~school facility occupation tax fund of the district, or the~~
15 ~~fire prevention and safety fund of the district as~~
16 ~~determined by the district on the basis of regulations~~
17 ~~adopted by the State Board of Education to make such~~
18 ~~alterations, repairs, or reconstruction, or to purchase~~
19 ~~and install such permanent fixed equipment so ordered or~~
20 ~~determined as necessary. Appropriate school district~~
21 ~~records shall be made available to the State Superintendent~~
22 ~~of Education upon request to confirm such insufficiency.~~

23 ~~(b) When a certified estimate of an architect or~~
24 ~~engineer licensed in the State of Illinois stating the~~
25 ~~estimated amount necessary to make the alterations or~~
26 ~~repairs, or to purchase and install such equipment so~~

1 ~~ordered has been secured by the district, and the estimate~~
2 ~~has been approved by the regional superintendent of~~
3 ~~schools, having jurisdiction of the district, and the State~~
4 ~~Superintendent of Education. Approval shall not be granted~~
5 ~~for any work that has already started without the prior~~
6 ~~express authorization of the State Superintendent of~~
7 ~~Education. If such estimate is not approved or denied~~
8 ~~approval by the regional superintendent of schools within 3~~
9 ~~months after the date on which it is submitted to him or~~
10 ~~her, the school board of the district may submit such~~
11 ~~estimate directly to the State Superintendent of Education~~
12 ~~for approval or denial.~~

13 (f) For purposes of this Section a school district may
14 replace a school building or build additions to replace
15 portions of a building when it is determined that the
16 effectuation of the recommendations for the existing building
17 will cost more than the replacement costs. Such determination
18 shall be based on a comparison of estimated costs made by an
19 architect or engineer licensed in the State of Illinois. The
20 new building or addition shall be equivalent in area (square
21 feet) and comparable in purpose and grades served and may be on
22 the same site or another site. Such replacement may only be
23 done upon order of the regional superintendent of schools and
24 the approval of the State Superintendent of Education.

25 (g) The filing of a certified copy of the resolution
26 levying the tax when accompanied by the certificates of the

1 regional superintendent of schools and State Superintendent of
2 Education shall be the authority of the county clerk to extend
3 such tax.

4 (h) The county clerk of the county in which any school
5 district levying a tax under the authority of this Section is
6 located, in reducing raised levies, shall not consider any such
7 tax as a part of the general levy for school purposes and shall
8 not include the same in the limitation of any other tax rate
9 which may be extended.

10 Such tax shall be levied and collected in like manner as
11 all other taxes of school districts, subject to the provisions
12 contained in this Section.

13 (i) The tax rate limit specified in this Section may be
14 increased to .10% upon the approval of a proposition to effect
15 such increase by a majority of the electors voting on that
16 proposition at a regular scheduled election. Such proposition
17 may be initiated by resolution of the school board and shall be
18 certified by the secretary to the proper election authorities
19 for submission in accordance with the general election law.

20 (j) When taxes are levied by any school district for fire
21 prevention, safety, energy conservation, and school security
22 purposes as specified in this Section, and the purposes for
23 which the taxes have been levied are accomplished and paid in
24 full, and there remain funds on hand in the Fire Prevention and
25 Safety Fund from the proceeds of the taxes levied, including
26 interest earnings thereon, the school board by resolution shall

1 use such excess and other board restricted funds, excluding
2 bond proceeds and earnings from such proceeds, as follows:

3 (1) for other authorized fire prevention, safety,
4 energy conservation, and school security purposes; or

5 (2) for transfer to the Operations and Maintenance Fund
6 for the purpose of abating an equal amount of operations
7 and maintenance purposes taxes.

8 (k) If any transfer is made to the Operation and
9 Maintenance Fund, the secretary of the school board shall
10 within 30 days notify the county clerk of the amount of that
11 transfer and direct the clerk to abate the taxes to be extended
12 for the purposes of operations and maintenance authorized under
13 Section 17-2 of this Act by an amount equal to such transfer.

14 (l) If the proceeds from the tax levy authorized by this
15 Section are insufficient to complete the work approved under
16 this Section, the school board is authorized to sell bonds
17 without referendum under the provisions of this Section in an
18 amount that, when added to the proceeds of the tax levy
19 authorized by this Section, will allow completion of the
20 approved work.

21 (m) Any ~~Such~~ bonds issued pursuant to this Section shall
22 bear interest at a rate not to exceed the maximum rate
23 authorized by law at the time of the making of the contract,
24 shall mature within 20 years from date, and shall be signed by
25 the president of the school board and the treasurer of the
26 school district.

1 (n) In order to authorize and issue such bonds, the school
2 board shall adopt a resolution fixing the amount of bonds, the
3 date thereof, the maturities thereof, rates of interest
4 thereof, place of payment and denomination, which shall be in
5 denominations of not less than \$100 and not more than \$5,000,
6 and provide for the levy and collection of a direct annual tax
7 upon all the taxable property in the school district sufficient
8 to pay the principal and interest on such bonds to maturity.
9 Upon the filing in the office of the county clerk of the county
10 in which the school district is located of a certified copy of
11 the resolution, it is the duty of the county clerk to extend
12 the tax therefor in addition to and in excess of all other
13 taxes heretofore or hereafter authorized to be levied by such
14 school district.

15 (o) After the time such bonds are issued as provided for by
16 this Section, if additional alterations or reconstructions are
17 required to be made because of surveys conducted by an
18 architect or engineer licensed in the State of Illinois, the
19 district may levy a tax at a rate not to exceed .05% per year
20 upon all the taxable property of the district or issue
21 additional bonds, whichever action shall be the most feasible.

22 (p) This Section is cumulative and constitutes complete
23 authority for the issuance of bonds as provided in this Section
24 notwithstanding any other statute or law to the contrary.

25 (q) With respect to instruments for the payment of money
26 issued under this Section either before, on, or after the

1 effective date of Public Act 86-004 (June 6, 1989), it is, and
2 always has been, the intention of the General Assembly (i) that
3 the Omnibus Bond Acts are, and always have been, supplementary
4 grants of power to issue instruments in accordance with the
5 Omnibus Bond Acts, regardless of any provision of this Act that
6 may appear to be or to have been more restrictive than those
7 Acts, (ii) that the provisions of this Section are not a
8 limitation on the supplementary authority granted by the
9 Omnibus Bond Acts, and (iii) that instruments issued under this
10 Section within the supplementary authority granted by the
11 Omnibus Bond Acts are not invalid because of any provision of
12 this Act that may appear to be or to have been more restrictive
13 than those Acts.

14 (r) When the purposes for which the bonds are issued have
15 been accomplished and paid for in full and there remain funds
16 on hand from the proceeds of the bond sale and interest
17 earnings therefrom, the board shall, by resolution, use such
18 excess funds in accordance with the provisions of Section
19 10-22.14 of this Act.

20 (s) Whenever any tax is levied or bonds issued for fire
21 prevention, safety, energy conservation, and school security
22 purposes, such proceeds shall be deposited and accounted for
23 separately within the Fire Prevention and Safety Fund.

24 (Source: P.A. 95-675, eff. 10-11-07.)

1 Sec. 18-3. Tuition of children from orphanages and
2 children's homes.

3 When the children from any home for orphans, dependent,
4 abandoned or maladjusted children maintained by any
5 organization or association admitting to such home children
6 from the State in general or when children residing in a school
7 district wherein the State of Illinois maintains and operates
8 any welfare or penal institution on property owned by the State
9 of Illinois, which contains houses, housing units or housing
10 accommodations within a school district, attend grades
11 kindergarten through 12 of the public schools maintained by
12 that school district, the State Superintendent of Education
13 shall direct the State Comptroller to pay a specified amount
14 sufficient to pay the annual tuition cost of such children who
15 attended such public schools during the regular school year
16 ending on June 30. ~~The or the summer term for that school year,~~
17 ~~and the~~ Comptroller shall pay the amount after receipt of a
18 voucher submitted by the State Superintendent of Education.

19 The amount of the tuition for such children attending the
20 public schools of the district shall be determined by the State
21 Superintendent of Education by multiplying the number of such
22 children in average daily attendance in such schools by 1.2
23 times the total annual per capita cost of administering the
24 schools of the district. Such total annual per capita cost
25 shall be determined by totaling all expenses of the school
26 district in the educational, operations and maintenance, bond

1 and interest, transportation, Illinois municipal retirement,
2 and rent funds for the school year preceding the filing of such
3 tuition claims less expenditures not applicable to the regular
4 K-12 program, less offsetting revenues from State sources
5 except those from the common school fund, less offsetting
6 revenues from federal sources except those from federal
7 impaction aid, less student and community service revenues,
8 plus a depreciation allowance; and dividing such total by the
9 average daily attendance for the year.

10 Annually on or before July 15 ~~June 30~~ the superintendent of
11 the district shall certify to ~~upon forms prepared by~~ the State
12 Superintendent of Education ~~shall certify to the regional~~
13 ~~superintendent~~ the following:

14 1. The name of the home and of the organization or
15 association maintaining it; or the legal description of the
16 real estate upon which the house, housing units, or housing
17 accommodations are located and that no taxes or service
18 charges or other payments authorized by law to be made in
19 lieu of taxes were collected therefrom or on account
20 thereof during either of the calendar years included in the
21 school year for which claim is being made;

22 2. The number of children from the home or living in
23 such houses, housing units or housing accommodations and
24 attending the schools of the district;

25 3. The total number of children attending the schools
26 of the district;

1 4. The per capita tuition charge of the district; and

2 5. The computed amount of the tuition payment claimed
3 as due.

4 Whenever the persons in charge of such home for orphans,
5 dependent, abandoned or maladjusted children have received
6 from the parent or guardian of any such child or by virtue of
7 an order of court a specific allowance for educating such
8 child, such persons shall pay to the school board in the
9 district where the child attends school such amount of the
10 allowance as is necessary to pay the tuition required by such
11 district for the education of the child. If the allowance is
12 insufficient to pay the tuition in full the State
13 Superintendent of Education shall direct the Comptroller to pay
14 to the district the difference between the total tuition
15 charged and the amount of the allowance.

16 Whenever the facilities of a school district in which such
17 house, housing units or housing accommodations are located, are
18 limited, pupils may be assigned by that district to the schools
19 of any adjacent district to the limit of the facilities of the
20 adjacent district to properly educate such pupils as shall be
21 determined by the school board of the adjacent district, and
22 the State Superintendent of Education shall direct the
23 Comptroller to pay a specified amount sufficient to pay the
24 annual tuition of the children so assigned to and attending
25 public schools in the adjacent districts and the Comptroller
26 shall draw his warrant upon the State Treasurer for the payment

1 of such amount for the benefit of the adjacent school districts
2 in the same manner as for districts in which the houses,
3 housing units or housing accommodations are located.

4 The school district shall certify to the State
5 Superintendent of Education the report of claims due for such
6 tuition payments on or before July ~~15~~ 31. ~~Failure on the part~~
7 ~~of the school board to certify its claim on July 31 shall~~
8 ~~constitute a forfeiture by the district of its right to the~~
9 ~~payment of any such tuition claim for the school year.~~ The
10 State Superintendent of Education shall direct the Comptroller
11 to pay to the district, on or before August 15, the amount due
12 the district for the school year in accordance with the
13 calculation of the claim as set forth in this Section.

14 Summer session costs shall be reimbursed based on the
15 actual expenditures for providing these services. On or before
16 November 1 of each year, the superintendent of each eligible
17 school district shall certify to the State Superintendent of
18 Education the claim of the district for the summer session
19 following the regular school year just ended. The State
20 Superintendent of Education shall transmit to the Comptroller
21 no later than December 15th of each year vouchers for payment
22 of amounts due to school districts for summer session.

23 Claims for tuition for children from any home for orphans
24 or dependent, abandoned, or maladjusted children beginning
25 with the 1993-1994 school year shall be paid on a current year
26 basis. On September 30, December 31, and March 31, the State

1 Board of Education shall voucher payments for districts with
2 those students based on an estimated cost calculated from the
3 prior year's claim. Final claims for those students for the
4 regular school term ~~and summer term~~ must be received at the
5 State Board of Education by July 15 ~~31~~ following the end of the
6 regular school year. Final claims for those students shall be
7 vouchered by August 15. During fiscal year 1994 both the
8 1992-1993 school year and the 1993-1994 school year shall be
9 paid in order to change the cycle of payment from a
10 reimbursement basis to a current year funding basis of payment.
11 However, notwithstanding any other provisions of this Section
12 or the School Code, beginning with fiscal year 1994 and each
13 fiscal year thereafter, if the amount appropriated for any
14 fiscal year is less than the amount required for purposes of
15 this Section, the amount required to eliminate any insufficient
16 reimbursement for each district claim under this Section shall
17 be reimbursed on August 30 of the next fiscal year. Payments
18 required to eliminate any insufficiency for prior fiscal year
19 claims shall be made before any claims are paid for the current
20 fiscal year.

21 If a school district makes a claim for reimbursement under
22 Section 18-4 or 14-7.03 it shall not include in any claim filed
23 under this Section children residing on the property of State
24 institutions included in its claim under Section 18-4 or
25 14-7.03.

26 Any child who is not a resident of Illinois who is placed

1 in a child welfare institution, private facility, State
2 operated program, orphanage or children's home shall have the
3 payment for his educational tuition and any related services
4 assured by the placing agent.

5 In order to provide services appropriate to allow a student
6 under the legal guardianship or custodianship of the State to
7 participate in local school district educational programs,
8 costs may be incurred in appropriate cases by the district that
9 are in excess of 1.2 times the district per capita tuition
10 charge allowed under the provisions of this Section. In the
11 event such excess costs are incurred, they must be documented
12 in accordance with cost rules established under the authority
13 of this Section and may then be claimed for reimbursement under
14 this Section.

15 Planned services for students eligible for this funding
16 must be a collaborative effort between the appropriate State
17 agency or the student's group home or institution and the local
18 school district.

19 (Source: P.A. 92-94, eff. 1-1-02; 92-597, eff. 7-1-02; 93-609,
20 eff. 11-20-03.)

21 (105 ILCS 5/21-2) (from Ch. 122, par. 21-2)

22 Sec. 21-2. Grades of certificates.

23 (a) All certificates issued under this Article shall be
24 State certificates valid, except as limited in Section 21-1, in
25 every school district coming under the provisions of this Act

1 and shall be limited in time and designated as follows:
2 Provisional vocational certificate, temporary provisional
3 vocational certificate, early childhood certificate,
4 elementary school certificate, special certificate, secondary
5 certificate, school service personnel certificate,
6 administrative certificate, provisional certificate, and
7 substitute certificate. The requirement of student teaching
8 under close and competent supervision for obtaining a teaching
9 certificate may be waived by the State Teacher Certification
10 Board upon presentation to the Board by the teacher of evidence
11 of 5 years successful teaching experience on a valid
12 certificate and graduation from a recognized institution of
13 higher learning with a bachelor's degree.

14 (b) Initial Teaching Certificate. Persons who (1) have
15 completed an approved teacher preparation program, (2) are
16 recommended by an approved teacher preparation program, (3)
17 have successfully completed the Initial Teaching Certification
18 examinations required by the State Board of Education, and (4)
19 have met all other criteria established by the State Board of
20 Education in consultation with the State Teacher Certification
21 Board, shall be issued an Initial Teaching Certificate valid
22 for 4 years of teaching, as defined in Section 21-14 of this
23 Code. Initial Teaching Certificates shall be issued for
24 categories corresponding to Early Childhood, Elementary,
25 Secondary, and Special K-12, with special certification
26 designations for Special Education, Bilingual Education,

1 fundamental learning areas (including Language Arts, Reading,
2 Mathematics, Science, Social Science, Physical Development and
3 Health, Fine Arts, and Foreign Language), and other areas
4 designated by the State Board of Education, in consultation
5 with the State Teacher Certification Board. Notwithstanding
6 any other provision of this Article, an Initial Teaching
7 Certificate shall be automatically extended for one year for
8 all persons who (i) have been issued an Initial Teaching
9 Certificate that expires on June 30, 2004 and (ii) have not
10 met, prior to July 1, 2004, the Standard Certificate
11 requirements under paragraph (c) of this Section. An
12 application and fee shall not be required for this extension.

13 (b-5) A person who holds an out-of-state certificate and
14 who is otherwise eligible for a comparable Illinois certificate
15 may be issued an Initial Certificate if that person has not
16 completed 4 years of teaching. Upon completion of 4 years of
17 teaching, the person is eligible for a Standard Certificate.
18 Beginning July 1, 2004, an out-of-state candidate who has
19 already earned a second-tier certificate in another state is
20 not subject to any Standard Certificate eligibility
21 requirements stated in paragraph (2) of subsection (c) of this
22 Section other than completion of the 4 years of teaching. An
23 out-of-state candidate who has completed less than 4 years of
24 teaching and does not hold a second-tier certificate from
25 another state must meet the requirements stated in paragraph
26 (2) of subsection (c) of this Section, proportionately reduced

1 by the amount of time remaining to complete the 4 years of
2 teaching.

3 (c) Standard Certificate.

4 (1) Persons who (i) have completed 4 years of teaching, as
5 defined in Section 21-14 of this Code, with an Initial
6 Certificate or an Initial Alternative Teaching Certificate and
7 have met all other criteria established by the State Board of
8 Education in consultation with the State Teacher Certification
9 Board, (ii) have completed 4 years of teaching on a valid
10 equivalent certificate in another State or territory of the
11 United States, or have completed 4 years of teaching in a
12 nonpublic Illinois elementary or secondary school with an
13 Initial Certificate or an Initial Alternative Teaching
14 Certificate, and have met all other criteria established by the
15 State Board of Education, in consultation with the State
16 Teacher Certification Board, or (iii) were issued teaching
17 certificates prior to February 15, 2000 and are renewing those
18 certificates after February 15, 2000, shall be issued a
19 Standard Certificate valid for 5 years, which may be renewed
20 thereafter every 5 years by the State Teacher Certification
21 Board based on proof of continuing education or professional
22 development. Beginning July 1, 2003, persons who have completed
23 4 years of teaching, as described in clauses (i) and (ii) of
24 this paragraph (1), have successfully completed the
25 requirements of paragraphs (2) through (4) of this subsection
26 (c), and have met all other criteria established by the State

1 Board of Education, in consultation with the State Teacher
2 Certification Board, shall be issued Standard Certificates.
3 Notwithstanding any other provisions of this Section,
4 beginning July 1, 2004, persons who hold valid out-of-state
5 certificates and have completed 4 years of teaching on a valid
6 equivalent certificate in another State or territory of the
7 United States shall be issued comparable Standard
8 Certificates. Beginning July 1, 2004, persons who hold valid
9 out-of-state certificates as described in subsection (b-5) of
10 this Section are subject to the requirements of paragraphs (2)
11 through (4) of this subsection (c), as required in subsection
12 (b-5) of this Section, in order to receive a Standard
13 Certificate. Standard Certificates shall be issued for
14 categories corresponding to Early Childhood, Elementary,
15 Secondary, and Special K-12, with special certification
16 designations for Special Education, Bilingual Education,
17 fundamental learning areas (including Language Arts, Reading,
18 Mathematics, Science, Social Science, Physical Development and
19 Health, Fine Arts, and Foreign Language), and other areas
20 designated by the State Board of Education, in consultation
21 with the State Teacher Certification Board.

22 (2) This paragraph (2) applies only to those persons
23 required to successfully complete the requirements of this
24 paragraph under paragraph (1) of this subsection (c). In order
25 to receive a Standard Teaching Certificate, a person must
26 satisfy one of the following requirements:

1 (A) Completion of a program of induction and mentoring
2 for new teachers that is based upon a specific plan
3 approved by the State Board of Education, in consultation
4 with the State Teacher Certification Board. Nothing in this
5 Section, however, prohibits an induction or mentoring
6 program from operating prior to approval. Holders of
7 Initial Certificates issued before September 1, 2007 must
8 complete, at a minimum, an approved one-year induction and
9 mentoring program. Holders of Initial Certificates issued
10 on or after September 1, 2007 must complete an approved
11 2-year induction and mentoring program. The plan must
12 describe the role of mentor teachers, the criteria and
13 process for their selection, and how all the following
14 components are to be provided:

15 (i) Assignment of a formally trained mentor
16 teacher to each new teacher for a specified period of
17 time, which shall be established by the employing
18 school or school district, provided that a mentor
19 teacher may not directly or indirectly participate in
20 the evaluation of a new teacher pursuant to Article 24A
21 of this Code or the evaluation procedure of the school.

22 (ii) Formal mentoring for each new teacher.

23 (iii) Support for each new teacher in relation to
24 the Illinois Professional Teaching Standards, the
25 content-area standards applicable to the new teacher's
26 area of certification, and any applicable local school

1 improvement and professional development plans.

2 (iv) Professional development specifically
3 designed to foster the growth of each new teacher's
4 knowledge and skills.

5 (v) Formative assessment that is based on the
6 Illinois Professional Teaching Standards and designed
7 to provide feedback to the new teacher and
8 opportunities for reflection on his or her
9 performance, which must not be used directly or
10 indirectly in any evaluation of a new teacher pursuant
11 to Article 24A of this Code or the evaluation procedure
12 of the school and which must include the activities
13 specified in clauses (B)(i), (B)(ii), and (B)(iii) of
14 this paragraph (2).

15 (vi) Assignment of responsibility for coordination
16 of the induction and mentoring program within each
17 school district participating in the program.

18 (B) Successful completion of 4 semester hours of
19 graduate-level coursework on the assessment of one's own
20 performance in relation to the Illinois Professional
21 Teaching Standards. The coursework must be approved by the
22 State Board of Education, in consultation with the State
23 Teacher Certification Board; must be offered either by an
24 institution of higher education, by such an institution in
25 partnership with a teachers' association or union or with a
26 regional office of education, or by another entity

1 authorized to issue college credit; and must include
2 demonstration of performance through all of the following
3 activities for each of the Illinois Professional Teaching
4 Standards:

5 (i) Observation, by the course instructor or
6 another experienced teacher, of the new teacher's
7 classroom practice (the observation may be recorded
8 for later viewing) for the purpose of identifying and
9 describing how the new teacher made content meaningful
10 for students; how the teacher motivated individuals
11 and the group and created an environment conducive to
12 positive social interactions, active learning, and
13 self-motivation; what instructional strategies the
14 teacher used to encourage students' development of
15 critical thinking, problem solving, and performance;
16 how the teacher communicated using written, verbal,
17 nonverbal, and visual communication techniques; and
18 how the teacher maintained standards of professional
19 conduct and provided leadership to improve students'
20 learning.

21 (ii) Review and analysis, by the course instructor
22 or another experienced teacher, of written
23 documentation (i.e., lesson plans, assignments,
24 assessment instruments, and samples of students' work)
25 prepared by the new teacher for at least 2 lessons. The
26 documentation must provide evidence of classroom

1 performance related to Illinois Professional Teaching
2 Standards 1 through 9, with an emphasis on how the
3 teacher used his or her understanding of students,
4 assessment data, and subject matter to decide on
5 learning goals; how the teacher designed or selected
6 activities and instructional materials and aligned
7 instruction to the relevant Illinois Learning
8 Standards; how the teacher adapted or modified
9 curriculum to meet individual students' needs; and how
10 the teacher sequenced instruction and designed or
11 selected student assessment strategies.

12 (iii) Demonstration of professional expertise on
13 the part of the new teacher in reflecting on his or her
14 practice, which was observed under clause (B)(i) of
15 this paragraph (2) and documented under clause (B)(ii)
16 of this paragraph (2), in terms of teaching strengths,
17 weaknesses, and implications for improvement according
18 to the Illinois Professional Teaching Standards.

19 (C) Successful completion of a minimum of 4 semester
20 hours of graduate-level coursework addressing preparation
21 to meet the requirements for certification by the National
22 Board for Professional Teaching Standards (NBPTS). The
23 coursework must be approved by the State Board of
24 Education, in consultation with the State Teacher
25 Certification Board, and must be offered either by an
26 institution of higher education, by such an institution in

1 partnership with a teachers' association or union or with a
2 regional office of education, or by another entity
3 authorized to issue college credit. The course must address
4 the 5 NBPTS Core Propositions and relevant standards
5 through such means as the following:

6 (i) Observation, by the course instructor or
7 another experienced teacher, of the new teacher's
8 classroom practice (the observation may be recorded
9 for later viewing) for the purpose of identifying and
10 describing how the new teacher made content meaningful
11 for students; how the teacher motivated individuals
12 and the group and created an environment conducive to
13 positive social interactions, active learning, and
14 self-motivation; what instructional strategies the
15 teacher used to encourage students' development of
16 critical thinking, problem solving, and performance;
17 how the teacher communicated using written, verbal,
18 nonverbal, and visual communication techniques; and
19 how the teacher maintained standards of professional
20 conduct and provided leadership to improve students'
21 learning.

22 (ii) Review and analysis, by the course instructor
23 or another experienced teacher, of written
24 documentation (i.e., lesson plans, assignments,
25 assessment instruments, and samples of students' work)
26 prepared by the new teacher for at least 2 lessons. The

1 documentation must provide evidence of classroom
2 performance, including how the teacher used his or her
3 understanding of students, assessment data, and
4 subject matter to decide on learning goals; how the
5 teacher designed or selected activities and
6 instructional materials and aligned instruction to the
7 relevant Illinois Learning Standards; how the teacher
8 adapted or modified curriculum to meet individual
9 students' needs; and how the teacher sequenced
10 instruction and designed or selected student
11 assessment strategies.

12 (iii) Demonstration of professional expertise on
13 the part of the new teacher in reflecting on his or her
14 practice, which was observed under clause (C)(i) of
15 this paragraph (2) and documented under clause (C)(ii)
16 of this paragraph (2), in terms of teaching strengths,
17 weaknesses, and implications for improvement.

18 (C-5) Satisfactory completion of a minimum of 12
19 semester hours of graduate credit towards an advanced
20 degree in an education-related field from an accredited
21 institution of higher education.

22 (D) Receipt of an advanced degree from an accredited
23 institution of higher education in an education-related
24 field that is earned by a person either while he or she
25 holds an Initial Teaching Certificate or prior to his or
26 her receipt of that certificate.

1 (E) Accumulation of 60 continuing professional
2 development units (CPDUs), earned by completing selected
3 activities that comply with paragraphs (3) and (4) of this
4 subsection (c). However, for an individual who holds an
5 Initial Teaching Certificate on the effective date of this
6 amendatory Act of the 92nd General Assembly, the number of
7 CPDUs shall be reduced to reflect the teaching time
8 remaining on the Initial Teaching Certificate.

9 (F) Completion of a nationally normed,
10 performance-based assessment, if made available by the
11 State Board of Education in consultation with the State
12 Teacher Certification Board, provided that the cost to the
13 person shall not exceed the cost of the coursework
14 described in clause (B) of this paragraph (2).

15 (G) Completion of requirements for meeting the
16 Illinois criteria for becoming "highly qualified" (for
17 purposes of the No Child Left Behind Act of 2001, Public
18 Law 107-110) in an additional teaching area.

19 (H) Receipt of a minimum 12-hour, post-baccalaureate,
20 education-related professional development certificate
21 issued by an Illinois institution of higher education and
22 developed in accordance with rules adopted by the State
23 Board of Education in consultation with the State Teacher
24 Certification Board.

25 (I) Completion of the National Board for Professional
26 Teaching Standards (NBPTS) process.

1 (J) Receipt of a subsequent Illinois certificate or
2 endorsement pursuant to Article 21 of this Code.

3 (3) This paragraph (3) applies only to those persons
4 required to successfully complete the requirements of this
5 paragraph under paragraph (1) of this subsection (c). Persons
6 who seek to satisfy the requirements of clause (E) of paragraph
7 (2) of this subsection (c) through accumulation of CPDUs may
8 earn credit through completion of coursework, workshops,
9 seminars, conferences, and other similar training events that
10 are pre-approved by the State Board of Education, in
11 consultation with the State Teacher Certification Board, for
12 the purpose of reflection on teaching practices in order to
13 address all of the Illinois Professional Teaching Standards
14 necessary to obtain a Standard Teaching Certificate. These
15 activities must meet all of the following requirements:

16 (A) Each activity must be designed to advance a
17 person's knowledge and skills in relation to one or more of
18 the Illinois Professional Teaching Standards or in
19 relation to the content-area standards applicable to the
20 teacher's field of certification.

21 (B) Taken together, the activities completed must
22 address each of the Illinois Professional Teaching
23 Standards as provided in clauses (B)(i), (B)(ii), and
24 (B)(iii) of paragraph (2) of this subsection (c).

25 (C) Each activity must be provided by an entity
26 approved by the State Board of Education, in consultation

1 with the State Teacher Certification Board, for this
2 purpose.

3 (D) Each activity, integral to its successful
4 completion, must require participants to demonstrate the
5 degree to which they have acquired new knowledge or skills,
6 such as through performance, through preparation of a
7 written product, through assembling samples of students'
8 or teachers' work, or by some other means that is
9 appropriate to the subject matter of the activity.

10 (E) One CPDU shall be available for each hour of direct
11 participation by a holder of an Initial Teaching
12 Certificate in a qualifying activity. An activity may be
13 attributed to more than one of the Illinois Professional
14 Teaching Standards, but credit for any activity shall be
15 counted only once.

16 (4) This paragraph (4) applies only to those persons
17 required to successfully complete the requirements of this
18 paragraph under paragraph (1) of this subsection (c). Persons
19 who seek to satisfy the requirements of clause (E) of paragraph
20 (2) of this subsection (c) through accumulation of CPDUs may
21 earn credit from the following, provided that each activity is
22 designed to advance a person's knowledge and skills in relation
23 to one or more of the Illinois Professional Teaching Standards
24 or in relation to the content-area standards applicable to the
25 person's field or fields of certification:

26 (A) Collaboration and partnership activities related

1 to improving a person's knowledge and skills as a teacher,
2 including all of the following:

3 (i) Peer review and coaching.

4 (ii) Mentoring in a formal mentoring program,
5 including service as a consulting teacher
6 participating in a remediation process formulated
7 under Section 24A-5 of this Code.

8 (iii) Facilitating parent education programs
9 directly related to student achievement for a school,
10 school district, or regional office of education.

11 (iv) Participating in business, school, or
12 community partnerships directly related to student
13 achievement.

14 (B) Teaching college or university courses in areas
15 relevant to a teacher's field of certification, provided
16 that the teaching may only be counted once during the
17 course of 4 years.

18 (C) Conferences, workshops, institutes, seminars, and
19 symposiums related to improving a person's knowledge and
20 skills as a teacher, including all of the following:

21 (i) Completing non-university credit directly
22 related to student achievement, the Illinois
23 Professional Teaching Standards, or content-area
24 standards.

25 (ii) Participating in or presenting at workshops,
26 seminars, conferences, institutes, and symposiums.

1 (iii) (Blank).

2 (iv) Training as reviewers of university teacher
3 preparation programs.

4 An activity listed in this clause (C) is creditable
5 only if its provider is approved for this purpose by the
6 State Board of Education, in consultation with the State
7 Teacher Certification Board.

8 (D) Other educational experiences related to improving
9 a person's knowledge and skills as a teacher, including all
10 of the following:

11 (i) Participating in action research and inquiry
12 projects.

13 (ii) Observing programs or teaching in schools,
14 related businesses, or industry that is systematic,
15 purposeful, and relevant to a teacher's field of
16 certification.

17 (iii) Participating in study groups related to
18 student achievement, the Illinois Professional
19 Teaching Standards, or content-area standards.

20 (iv) Participating in work/learn programs or
21 internships.

22 (v) Developing a portfolio of students' and
23 teacher's work.

24 (E) Professional leadership experiences related to
25 improving a person's knowledge and skills as a teacher,
26 including all of the following:

1 (i) Participating in curriculum development or
2 assessment activities at the school, school district,
3 regional office of education, State, or national level.

4 (ii) Participating in team or department
5 leadership in a school or school district.

6 (iii) (Blank).

7 (iv) Publishing educational articles, columns, or
8 books relevant to a teacher's field of certification.

9 (v) Participating in non-strike related activities
10 of a professional association or labor organization
11 that are related to professional development.

12 (5) A person must complete the requirements of this
13 subsection (c) before the expiration of his or her Initial
14 Teaching Certificate and must submit assurance of having done
15 so to the regional superintendent of schools or a local
16 professional development committee authorized by the regional
17 superintendent to submit recommendations to him or her for this
18 purpose.

19 Within 30 days after receipt, the regional superintendent
20 of schools shall review the assurance of completion submitted
21 by a person and, based upon compliance with all of the
22 requirements for receipt of a Standard Teaching Certificate,
23 shall forward to the State Board of Education a recommendation
24 for issuance of the Standard Certificate or non-issuance. The
25 regional superintendent of schools shall notify the affected
26 person if the recommendation is for non-issuance of the

1 Standard Certificate. A person who is considered not to be
2 eligible for a Standard Certificate and who has received the
3 notice of non-issuance may appeal this determination to the
4 Regional Professional Development Review Committee (RPDRC).
5 The recommendation of the regional superintendent and the
6 RPDRC, along with all supporting materials, must then be
7 forwarded to the State Board of Education for a final
8 determination.

9 Upon review of a regional superintendent of school's
10 recommendations, the State Board of Education shall issue
11 Standard Teaching Certificates to those who qualify and shall
12 notify a person, in writing, of a decision denying a Standard
13 Teaching Certificate. Any decision denying issuance of a
14 Standard Teaching Certificate to a person may be appealed to
15 the State Teacher Certification Board.

16 (6) The State Board of Education, in consultation with the
17 State Teacher Certification Board, may adopt rules to implement
18 this subsection (c) and may periodically evaluate any of the
19 methods of qualifying for a Standard Teaching Certificate
20 described in this subsection (c).

21 (7) The changes made to paragraphs (1) through (5) of this
22 subsection (c) by this amendatory Act of the 93rd General
23 Assembly shall apply to those persons who hold or are eligible
24 to hold an Initial Certificate on or after the effective date
25 of this amendatory Act of the 93rd General Assembly and shall
26 be given effect upon their application for a Standard

1 Certificate.

2 (8) Beginning July 1, 2004, persons who hold a Standard
3 Certificate and have acquired one master's degree in an
4 education-related field are eligible for certificate renewal
5 upon completion of two-thirds of the ~~continuing education units~~
6 ~~specified in subdivision (C) of paragraph (3) of subsection (e)~~
7 ~~of Section 21-14 of this Code or of the~~ continuing professional
8 development units specified in subdivision (E) of paragraph (3)
9 of subsection (e) of Section 21-14 of this Code. Persons who
10 hold a Standard Certificate and have acquired a second master's
11 degree, an education specialist, or a doctorate in an
12 education-related field or hold a Master Certificate are
13 eligible for certificate renewal upon completion of one-third
14 of the ~~continuing education units specified in subdivision (C)~~
15 ~~of paragraph (3) of subsection (e) of Section 21-14 of this~~
16 ~~Code or of the~~ continuing professional development units
17 specified in subdivision (E) of paragraph (3) of subsection (e)
18 of Section 21-14 of this Code.

19 (d) Master Certificate. Persons who have successfully
20 achieved National Board certification through the National
21 Board for Professional Teaching Standards shall be issued a
22 Master Certificate, valid for 10 years and renewable thereafter
23 every 10 years through compliance with requirements set forth
24 by the State Board of Education, in consultation with the State
25 Teacher Certification Board. However, each teacher who holds a
26 Master Certificate shall be eligible for a teaching position in

1 this State in the areas for which he or she holds a Master
2 Certificate without satisfying any other requirements of this
3 Code, except for those requirements pertaining to criminal
4 background checks. A holder of a Master Certificate in an area
5 of science or social science is eligible to teach in any of the
6 subject areas within those fields, including those taught at
7 the advanced level, as defined by the State Board of Education
8 in consultation with the State Teacher Certification Board. A
9 teacher who holds a Master Certificate shall be deemed to meet
10 State certification renewal requirements in the area or areas
11 for which he or she holds a Master Certificate for the 10-year
12 term of the teacher's Master Certificate.

13 (Source: P.A. 92-16, eff. 6-28-01; 92-796, eff. 8-10-02;
14 93-679, eff. 6-30-04.)

15 (105 ILCS 5/21-14) (from Ch. 122, par. 21-14)

16 Sec. 21-14. Registration and renewal of certificates.

17 (a) A limited four-year certificate or a certificate issued
18 after July 1, 1955, shall be renewable at its expiration or
19 within 60 days thereafter by the county superintendent of
20 schools having supervision and control over the school where
21 the teacher is teaching upon certified evidence of meeting the
22 requirements for renewal as required by this Act and prescribed
23 by the State Board of Education in consultation with the State
24 Teacher Certification Board. An elementary supervisory
25 certificate shall not be renewed at the end of the first

1 four-year period covered by the certificate unless the holder
2 thereof has filed certified evidence with the State Teacher
3 Certification Board that he has a master's degree or that he
4 has earned 8 semester hours of credit in the field of
5 educational administration and supervision in a recognized
6 institution of higher learning. The holder shall continue to
7 earn 8 semester hours of credit each four-year period until
8 such time as he has earned a master's degree.

9 All certificates not renewed or registered as herein
10 provided shall lapse after a period of 5 years from the
11 expiration of the last year of registration. Such certificates
12 may be reinstated for a one year period upon payment of all
13 accumulated registration fees. Such reinstated certificates
14 shall only be renewed: (1) by earning 5 semester hours of
15 credit in a recognized institution of higher learning in the
16 field of professional education or in courses related to the
17 holder's contractual teaching duties; or (2) by presenting
18 evidence of holding a valid regular certificate of some other
19 type. Any certificate may be voluntarily surrendered by the
20 certificate holder. A voluntarily surrendered certificate
21 shall be treated as a revoked certificate.

22 (b) When those teaching certificates issued before
23 February 15, 2000 are renewed for the first time after February
24 15, 2000, all such teaching certificates shall be exchanged for
25 Standard Teaching Certificates as provided in subsection (c) of
26 Section 21-2. All Initial and Standard Teaching Certificates,

1 including those issued to persons who previously held teaching
2 certificates issued before February 15, 2000, shall be
3 renewable under the conditions set forth in this subsection
4 (b).

5 Initial Teaching Certificates are valid for 4 years of
6 teaching, as provided in subsection (b) of Section 21-2 of this
7 Code, and are renewable every 4 years until the person
8 completes 4 years of teaching. If the holder of an Initial
9 Certificate has completed 4 years of teaching but has not
10 completed the requirements set forth in paragraph (2) of
11 subsection (c) of Section 21-2 of this Code, then the Initial
12 Certificate may be reinstated for one year, during which the
13 requirements must be met. A holder of an Initial Certificate
14 who has not completed 4 years of teaching may continuously
15 register the certificate for additional 4-year periods without
16 penalty. Initial Certificates that are not registered shall
17 lapse consistent with subsection (a) of this Section and may be
18 reinstated only in accordance with subsection (a). Standard
19 Teaching Certificates are renewable every 5 years as provided
20 in subsection (c) of Section 21-2 and subsection (c) of this
21 Section. For purposes of this Section, "teaching" is defined as
22 employment and performance of services in an Illinois public or
23 State-operated elementary school, secondary school, or
24 cooperative or joint agreement with a governing body or board
25 of control, in a certificated teaching position, or a charter
26 school operating in compliance with the Charter Schools Law.

1 (c) In compliance with subsection (c) of Section 21-2 of
2 this Code, which provides that a Standard Teaching Certificate
3 may be renewed by the State Teacher Certification Board based
4 upon proof of continuing professional development, the State
5 Board of Education and the State Teacher Certification Board
6 shall jointly:

7 (1) establish a procedure for renewing Standard
8 Teaching Certificates, which shall include but not be
9 limited to annual timelines for the renewal process and the
10 components set forth in subsections (d) through (k) of this
11 Section;

12 (2) establish the standards for certificate renewal;

13 (3) approve or disapprove the providers of continuing
14 professional development activities;

15 (4) determine the maximum credit for each category of
16 continuing professional development activities, based upon
17 recommendations submitted by a continuing professional
18 development activity task force, which shall consist of 6
19 staff members from the State Board of Education, appointed
20 by the State Superintendent of Education, and 6 teacher
21 representatives, 3 of whom are selected by the Illinois
22 Education Association and 3 of whom are selected by the
23 Illinois Federation of Teachers;

24 (5) designate the type and amount of documentation
25 required to show that continuing professional development
26 activities have been completed; and

1 (6) provide, on a timely basis to all Illinois
2 teachers, certificate holders, regional superintendents of
3 schools, school districts, and others with an interest in
4 continuing professional development, information about the
5 standards and requirements established pursuant to this
6 subsection (c).

7 (d) Any Standard Teaching Certificate held by an individual
8 employed and performing services in an Illinois public or
9 State-operated elementary school, secondary school, or
10 cooperative or joint agreement with a governing body or board
11 of control in a certificated teaching position or a charter
12 school in compliance with the Charter Schools Law must be
13 maintained Valid and Active through certificate renewal
14 activities specified in the certificate renewal procedure
15 established pursuant to subsection (c) of this Section,
16 provided that a holder of a Valid and Active certificate who is
17 only employed on either a part-time basis or day-to-day basis
18 as a substitute teacher shall pay only the required
19 registration fee to renew his or her certificate and maintain
20 it as Valid and Active. All other Standard Teaching
21 Certificates held may be maintained as Valid and Exempt through
22 the registration process provided for in the certificate
23 renewal procedure established pursuant to subsection (c) of
24 this Section. A Valid and Exempt certificate must be
25 immediately activated, through procedures developed jointly by
26 the State Board of Education and the State Teacher

1 Certification Board, upon the certificate holder becoming
2 employed and performing services in an Illinois public or
3 State-operated elementary school, secondary school, or
4 cooperative or joint agreement with a governing body or board
5 of control in a certificated teaching position or a charter
6 school operating in compliance with the Charter Schools Law. A
7 holder of a Valid and Exempt certificate may activate his or
8 her certificate through procedures provided for in the
9 certificate renewal procedure established pursuant to
10 subsection (c) of this Section.

11 (e)(1) A Standard Teaching Certificate that has been
12 maintained as Valid and Active for the 5 years of the
13 certificate's validity shall be renewed as Valid and Active
14 upon the certificate holder: (i) completing an advanced degree
15 from an approved institution in an education-related field;
16 (ii) completing at least 8 semester hours of coursework as
17 described in subdivision (B) of paragraph (3) of this
18 subsection (e); (iii) (blank); ~~earning at least 24 continuing~~
19 ~~education units as described in subdivision (C) of paragraph~~
20 ~~(3) of this subsection (e)~~; (iv) completing the National Board
21 for Professional Teaching Standards process as described in
22 subdivision (D) of paragraph (3) of this subsection (e); or (v)
23 earning 120 continuing professional development units ("CPDU")
24 as described in subdivision (E) of paragraph (3) of this
25 subsection (e). The maximum continuing professional
26 development units for each continuing professional development

1 activity identified in subdivisions (F) through (J) of
2 paragraph (3) of this subsection (e) shall be jointly
3 determined by the State Board of Education and the State
4 Teacher Certification Board. If, however, the certificate
5 holder has maintained the certificate as Valid and Exempt for a
6 portion of the 5-year period of validity, the number of
7 continuing professional development units needed to renew the
8 certificate as Valid and Active shall be proportionately
9 reduced by the amount of time the certificate was Valid and
10 Exempt. Furthermore, if a certificate holder is employed and
11 performs teaching services on a part-time basis for all or a
12 portion of the certificate's 5-year period of validity, the
13 number of continuing professional development units needed to
14 renew the certificate as Valid and Active shall be reduced by
15 50% for the amount of time the certificate holder has been
16 employed and performed teaching services on a part-time basis.
17 Part-time shall be defined as less than 50% of the school day
18 or school term.

19 Notwithstanding any other requirements to the contrary, if
20 a Standard Teaching Certificate has been maintained as Valid
21 and Active for the 5 years of the certificate's validity and
22 the certificate holder has completed his or her certificate
23 renewal plan before July 1, 2002, the certificate shall be
24 renewed as Valid and Active.

25 (2) Beginning July 1, 2004, in order to satisfy the
26 requirements for continuing professional development provided

1 for in subsection (c) of Section 21-2 of this Code, each Valid
2 and Active Standard Teaching Certificate holder shall complete
3 professional development activities that address the
4 certificate or those certificates that are required of his or
5 her certificated teaching position, if the certificate holder
6 is employed and performing services in an Illinois public or
7 State-operated elementary school, secondary school, or
8 cooperative or joint agreement with a governing body or board
9 of control, or that certificate or those certificates most
10 closely related to his or her teaching position, if the
11 certificate holder is employed in a charter school. Except as
12 otherwise provided in this subsection (e), the certificate
13 holder's activities must address purposes (A), (B), (C), or (D)
14 and must reflect purpose (E) of the following continuing
15 professional development purposes:

16 (A) Advance both the certificate holder's knowledge
17 and skills as a teacher consistent with the Illinois
18 Professional Teaching Standards and the Illinois Content
19 Area Standards in the certificate holder's areas of
20 certification, endorsement, or teaching assignment in
21 order to keep the certificate holder current in those
22 areas.

23 (B) Develop the certificate holder's knowledge and
24 skills in areas determined to be critical for all Illinois
25 teachers, as defined by the State Board of Education, known
26 as "State priorities".

1 (C) Address the knowledge, skills, and goals of the
2 certificate holder's local school improvement plan, if the
3 teacher is employed in an Illinois public or State-operated
4 elementary school, secondary school, or cooperative or
5 joint agreement with a governing body or board of control.

6 (D) Expand the certificate holder's knowledge and
7 skills in an additional teaching field or toward the
8 acquisition of another teaching certificate, endorsement,
9 or relevant education degree.

10 (E) Address the needs of serving students with
11 disabilities, including adapting and modifying the general
12 curriculum related to the Illinois Learning Standards to
13 meet the needs of students with disabilities and serving
14 such students in the least restrictive environment.
15 Teachers who hold certificates endorsed for special
16 education must devote at least 50% of their continuing
17 professional development activities to this purpose.
18 Teachers holding other certificates must devote at least
19 20% of their activities to this purpose.

20 A speech-language pathologist or audiologist who is
21 licensed under the Illinois Speech-Language Pathology and
22 Audiology Practice Act and who has met the continuing education
23 requirements of that Act and the rules promulgated under that
24 Act shall be deemed to have satisfied the continuing
25 professional development requirements established by the State
26 Board of Education and the Teacher Certification Board to renew

1 a Standard Certificate.

2 (3) Continuing professional development activities may
3 include, but are not limited to, the following activities:

4 (A) completion of an advanced degree from an approved
5 institution in an education-related field;

6 (B) at least 8 semester hours of coursework in an
7 approved education-related program, of which at least 2
8 semester hours relate to the continuing professional
9 development purpose set forth in purpose (A) of paragraph
10 (2) of this subsection (e), completion of which means no
11 other continuing professional development activities are
12 required;

13 (C) (blank); ~~continuing education units that satisfy~~
14 ~~the continuing professional development purposes set forth~~
15 ~~in paragraph (2) of this subsection (e), with each~~
16 ~~continuing education unit equal to 5 clock hours, provided~~
17 ~~that a plan that includes at least 24 continuing education~~
18 ~~units (or 120 clock/contact hours) need not include any~~
19 ~~other continuing professional development activities;~~

20 (D) completion of the National Board for Professional
21 Teaching Standards ("NBPTS") process for certification or
22 recertification, completion of which means no other
23 continuing professional development activities are
24 required;

25 (E) completion of 120 continuing professional
26 development units that satisfy the continuing professional

1 development purposes set forth in paragraph (2) of this
2 subsection (e) and may include without limitation the
3 activities identified in subdivisions (F) through (J) of
4 this paragraph (3);

5 (F) collaboration and partnership activities related
6 to improving the teacher's knowledge and skills as a
7 teacher, including the following:

8 (i) participating on collaborative planning and
9 professional improvement teams and committees;

10 (ii) peer review and coaching;

11 (iii) mentoring in a formal mentoring program,
12 including service as a consulting teacher
13 participating in a remediation process formulated
14 under Section 24A-5 of this Code;

15 (iv) participating in site-based management or
16 decision making teams, relevant committees, boards, or
17 task forces directly related to school improvement
18 plans;

19 (v) coordinating community resources in schools,
20 if the project is a specific goal of the school
21 improvement plan;

22 (vi) facilitating parent education programs for a
23 school, school district, or regional office of
24 education directly related to student achievement or
25 school improvement plans;

26 (vii) participating in business, school, or

1 community partnerships directly related to student
2 achievement or school improvement plans; or

3 (viii) supervising a student teacher or teacher
4 education candidate in clinical supervision, provided
5 that the supervision may only be counted once during
6 the course of 5 years;

7 (G) college or university coursework related to
8 improving the teacher's knowledge and skills as a teacher
9 as follows:

10 (i) completing undergraduate or graduate credit
11 earned from a regionally accredited institution in
12 coursework relevant to the certificate area being
13 renewed, including coursework that incorporates
14 induction activities and development of a portfolio of
15 both student and teacher work that provides experience
16 in reflective practices, provided the coursework meets
17 Illinois Professional Teaching Standards or Illinois
18 Content Area Standards and supports the essential
19 characteristics of quality professional development;
20 or

21 (ii) teaching college or university courses in
22 areas relevant to the certificate area being renewed,
23 provided that the teaching may only be counted once
24 during the course of 5 years;

25 (H) conferences, workshops, institutes, seminars, and
26 symposiums related to improving the teacher's knowledge

1 and skills as a teacher, subject to disapproval of the
2 activity or event by the State Teacher Certification Board
3 acting jointly with the State Board of Education, including
4 the following:

5 (i) completing non-university credit directly
6 related to student achievement, school improvement
7 plans, or State priorities;

8 (ii) participating in or presenting at workshops,
9 seminars, conferences, institutes, and symposiums;

10 (iii) training as external reviewers for Quality
11 Assurance; or

12 (iv) training as reviewers of university teacher
13 preparation programs.

14 A teacher, however, may not receive credit for conferences,
15 workshops, institutes, seminars, or symposiums that are
16 designed for entertainment, promotional, or commercial
17 purposes or that are solely inspirational or motivational.
18 The State Superintendent of Education and regional
19 superintendents of schools are authorized to review the
20 activities and events provided or to be provided under this
21 subdivision (H) and to investigate complaints regarding
22 those activities and events, and either the State
23 Superintendent of Education or a regional superintendent
24 of schools may recommend that the State Teacher
25 Certification Board and the State Board of Education
26 jointly disapprove those activities and events considered

1 to be inconsistent with this subdivision (H);

2 (I) other educational experiences related to improving
3 the teacher's knowledge and skills as a teacher, including
4 the following:

5 (i) participating in action research and inquiry
6 projects;

7 (ii) observing programs or teaching in schools,
8 related businesses, or industry that is systematic,
9 purposeful, and relevant to certificate renewal;

10 (iii) traveling related to one's teaching
11 assignment, directly related to student achievement or
12 school improvement plans and approved by the regional
13 superintendent of schools or his or her designee at
14 least 30 days prior to the travel experience, provided
15 that the traveling shall not include time spent
16 commuting to destinations where the learning
17 experience will occur;

18 (iv) participating in study groups related to
19 student achievement or school improvement plans;

20 (v) serving on a statewide education-related
21 committee, including but not limited to the State
22 Teacher Certification Board, State Board of Education
23 strategic agenda teams, or the State Advisory Council
24 on Education of Children with Disabilities;

25 (vi) participating in work/learn programs or
26 internships; or

1 (vii) developing a portfolio of student and
2 teacher work;

3 (J) professional leadership experiences related to
4 improving the teacher's knowledge and skills as a teacher,
5 including the following:

6 (i) participating in curriculum development or
7 assessment activities at the school, school district,
8 regional office of education, State, or national
9 level;

10 (ii) participating in team or department
11 leadership in a school or school district;

12 (iii) participating on external or internal school
13 or school district review teams;

14 (iv) publishing educational articles, columns, or
15 books relevant to the certificate area being renewed;
16 or

17 (v) participating in non-strike related
18 professional association or labor organization service
19 or activities related to professional development;

20 (K) receipt of a subsequent Illinois certificate or
21 endorsement pursuant to this Article;

22 (L) completion of requirements for meeting the
23 Illinois criteria for becoming "highly qualified" (for
24 purposes of the No Child Left Behind Act of 2001, Public
25 Law 107-110) in an additional teaching area;

26 (M) successful completion of 4 semester hours of

1 graduate-level coursework on the assessment of one's own
2 performance in relation to the Illinois Teaching
3 Standards, as described in clause (B) of paragraph (2) of
4 subsection (c) of Section 21-2 of this Code; or

5 (N) successful completion of a minimum of 4 semester
6 hours of graduate-level coursework addressing preparation
7 to meet the requirements for certification by the National
8 Board for Professional Teaching Standards, as described in
9 clause (C) of paragraph (2) of subsection (c) of Section
10 21-2 of this Code.

11 (4) A person must complete the requirements of this
12 subsection (e) before the expiration of his or her Standard
13 Teaching Certificate and must submit assurance to the regional
14 superintendent of schools or, if applicable, a local
15 professional development committee authorized by the regional
16 superintendent to submit recommendations to him or her for this
17 purpose. The statement of assurance shall contain a list of the
18 activities completed, the provider offering each activity, the
19 number of credits earned for each activity, and the purposes to
20 which each activity is attributed. The certificate holder shall
21 maintain the evidence of completion of each activity for at
22 least one certificate renewal cycle. The certificate holder
23 shall affirm under penalty of perjury that he or she has
24 completed the activities listed and will maintain the required
25 evidence of completion. The State Board of Education or the
26 regional superintendent of schools for each region shall

1 conduct random audits of assurance statements and supporting
2 documentation.

3 (5) (Blank).

4 (6) (Blank).

5 (f) Notwithstanding any other provisions of this Code, a
6 school district is authorized to enter into an agreement with
7 the exclusive bargaining representative, if any, to form a
8 local professional development committee (LPDC). The
9 membership and terms of members of the LPDC may be determined
10 by the agreement. Provisions regarding LPDCs contained in a
11 collective bargaining agreement in existence on the effective
12 date of this amendatory Act of the 93rd General Assembly
13 between a school district and the exclusive bargaining
14 representative shall remain in full force and effect for the
15 term of the agreement, unless terminated by mutual agreement.
16 The LPDC shall make recommendations to the regional
17 superintendent of schools on renewal of teaching certificates.
18 The regional superintendent of schools for each region shall
19 perform the following functions:

20 (1) review recommendations for certificate renewal, if
21 any, received from LPDCs;

22 (2) (blank);

23 (3) (blank);

24 (4) (blank);

25 (5) determine whether certificate holders have met the
26 requirements for certificate renewal and notify

1 certificate holders if the decision is not to renew the
2 certificate;

3 (6) provide a certificate holder with the opportunity
4 to appeal a recommendation made by a LPDC, if any, not to
5 renew the certificate to the regional professional
6 development review committee;

7 (7) issue and forward recommendations for renewal or
8 nonrenewal of certificate holders' Standard Teaching
9 Certificates to the State Teacher Certification Board; and

10 (8) (blank).

11 (g)(1) Each regional superintendent of schools shall
12 review and concur or nonconcur with each recommendation for
13 renewal or nonrenewal of a Standard Teaching Certificate he or
14 she receives from a local professional development committee,
15 if any, or, if a certificate holder appeals the recommendation
16 to the regional professional development review committee, the
17 recommendation for renewal or nonrenewal he or she receives
18 from a regional professional development review committee and,
19 within 14 days of receipt of the recommendation, shall provide
20 the State Teacher Certification Board with verification of the
21 following, if applicable:

22 (A) the certificate holder has satisfactorily
23 completed professional development and continuing
24 education activities set forth in paragraph (3) of
25 subsection (e) of this Section;

26 (B) the certificate holder has submitted the statement

1 of assurance required under paragraph (4) of subsection (e)
2 of this Section, and this statement has been attached to
3 the application for renewal;

4 (C) the local professional development committee, if
5 any, has recommended the renewal of the certificate
6 holder's Standard Teaching Certificate and forwarded the
7 recommendation to the regional superintendent of schools;

8 (D) the certificate holder has appealed his or her
9 local professional development committee's recommendation
10 of nonrenewal, if any, to the regional professional
11 development review committee and the result of that appeal;

12 (E) the regional superintendent of schools has
13 concurred or nonconcurred with the local professional
14 development committee's or regional professional
15 development review committee's recommendation, if any, to
16 renew or nonrenew the certificate holder's Standard
17 Teaching Certificate and made a recommendation to that
18 effect; and

19 (F) the established registration fee for the Standard
20 Teaching Certificate has been paid.

21 If the notice required by this subsection (g) includes a
22 recommendation of certificate nonrenewal, then, at the same
23 time the regional superintendent of schools provides the State
24 Teacher Certification Board with the notice, he or she shall
25 also notify the certificate holder in writing, by certified
26 mail, return receipt requested, that this notice has been

1 provided to the State Teacher Certification Board.

2 (2) Each certificate holder shall have the right to appeal
3 his or her local professional development committee's
4 recommendation of nonrenewal, if any, to the regional
5 professional development review committee, within 14 days of
6 receipt of notice that the recommendation has been sent to the
7 regional superintendent of schools. Each regional
8 superintendent of schools shall establish a regional
9 professional development review committee or committees for
10 the purpose of advising the regional superintendent of schools,
11 upon request, and handling certificate holder appeals. This
12 committee shall consist of at least 4 classroom teachers, one
13 non-administrative certificated educational employee, 2
14 administrators, and one at-large member who shall be either (i)
15 a parent, (ii) a member of the business community, (iii) a
16 community member, or (iv) an administrator, with preference
17 given to an individual chosen from among those persons listed
18 in items (i), (ii), and (iii) in order to secure representation
19 of an interest not already represented on the committee. The
20 teacher and non-administrative certificated educational
21 employee members of the review committee shall be selected by
22 their exclusive representative, if any, and the administrators
23 and at-large member shall be selected by the regional
24 superintendent of schools. A regional superintendent of
25 schools may add additional members to the committee, provided
26 that the same proportion of teachers to administrators and

1 at-large members on the committee is maintained. Any additional
2 teacher and non-administrative certificated educational
3 employee members shall be selected by their exclusive
4 representative, if any. Vacancies in positions on a regional
5 professional development review committee shall be filled in
6 the same manner as the original selections. Committee members
7 shall serve staggered 3-year terms. All individuals selected to
8 serve on regional professional development review committees
9 must be known to demonstrate the best practices in teaching or
10 their respective field of practice.

11 (h) (1) The State Teacher Certification Board shall review
12 the regional superintendent of schools' recommendations to
13 renew or nonrenew Standard Teaching Certificates and notify
14 certificate holders in writing whether their certificates have
15 been renewed or nonrenewed within 90 days of receipt of the
16 recommendations, unless a certificate holder has appealed a
17 regional superintendent of schools' recommendation of
18 nonrenewal, as provided in paragraph (2) of this subsection
19 (h). The State Teacher Certification Board shall verify that
20 the certificate holder has met the renewal criteria set forth
21 in paragraph (1) of subsection (g) of this Section.

22 (2) Each certificate holder shall have the right to appeal
23 a regional superintendent of school's recommendation to
24 nonrenew his or her Standard Teaching Certificate to the State
25 Teacher Certification Board, within 14 days of receipt of
26 notice that the decision has been sent to the State Teacher

1 Certification Board, which shall hold an appeal hearing within
2 60 days of receipt of the appeal. When such an appeal is taken,
3 the certificate holder's Standard Teaching Certificate shall
4 continue to be valid until the appeal is finally determined.
5 The State Teacher Certification Board shall review the regional
6 superintendent of school's recommendation, the regional
7 professional development review committee's recommendation, if
8 any, and the local professional development committee's
9 recommendation, if any, and all relevant documentation to
10 verify whether the certificate holder has met the renewal
11 criteria set forth in paragraph (1) of subsection (g) of this
12 Section. The State Teacher Certification Board may request that
13 the certificate holder appear before it. All actions taken by
14 the State Teacher Certification Board shall require a quorum
15 and be by a simple majority of those present and voting. A
16 record of all votes shall be maintained. The State Teacher
17 Certification Board shall notify the certificate holder in
18 writing, within 7 days of completing the review, whether his or
19 her Standard Teaching Certificate has been renewed or
20 nonrenewed, provided that if the State Teacher Certification
21 Board determines to nonrenew a certificate, the written notice
22 provided to the certificate holder shall be by certified mail,
23 return receipt requested. All certificate renewal or
24 nonrenewal decisions of the State Teacher Certification Board
25 are final and subject to administrative review, as set forth in
26 Section 21-24 of this Code.

1 (i) Holders of Master Teaching Certificates shall meet the
2 same requirements and follow the same procedures as holders of
3 Standard Teaching Certificates, except that their renewal
4 cycle shall be as set forth in subsection (d) of Section 21-2
5 of this Code and their renewal requirements shall be subject to
6 paragraph (8) of subsection (c) of Section 21-2 of this Code.

7 A holder of a teaching certificate endorsed as a
8 speech-language pathologist who has been granted the
9 Certificate of Clinical Competence by the American
10 Speech-Language Hearing Association may renew his or her
11 Standard Teaching Certificate pursuant to the 10-year renewal
12 cycle set forth in subsection (d) of Section 21-2 of this Code.

13 (j) Holders of Valid and Exempt Standard and Master
14 Teaching Certificates who are not employed and performing
15 services in an Illinois public or State-operated elementary
16 school, secondary school, or cooperative or joint agreement
17 with a governing body or board of control, in a certificated
18 teaching position, may voluntarily activate their certificates
19 through the regional superintendent of schools of the regional
20 office of education for the geographic area where their
21 teaching is done. These certificate holders shall follow the
22 same renewal criteria and procedures as all other Standard and
23 Master Teaching Certificate holders, except that their
24 continuing professional development activities need not
25 reflect or address the knowledge, skills, and goals of a local
26 school improvement plan.

1 (k) (Blank).

2 (l) (Blank).

3 (m) The changes made to this Section by this amendatory Act
4 of the 93rd General Assembly that affect renewal of Standard
5 and Master Certificates shall apply to those persons who hold
6 Standard or Master Certificates on or after the effective date
7 of this amendatory Act of the 93rd General Assembly and shall
8 be given effect upon renewal of those certificates.

9 (Source: P.A. 95-331, eff. 8-21-07.)

10 (105 ILCS 5/27-23) (from Ch. 122, par. 27-23)

11 Sec. 27-23. Motor Vehicle Code. The curriculum in all
12 public schools shall include a course dealing with the content
13 of Chapters 11, 12, 13, 15, and 16 of the Illinois Vehicle
14 Code, the rules and regulations adopted pursuant to those
15 Chapters insofar as they pertain to the operation of motor
16 vehicles, and the portions of the Litter Control Act relating
17 to the operation of motor vehicles. Instruction shall be given
18 in safety education in each grade, 1 through 8, equivalent to 1
19 class period each week, and in at least 1 of the years in
20 grades 10 through 12. The course of instruction required of
21 each eligible student at the high school level shall consist of
22 a minimum of 30 clock hours of classroom instruction taught by
23 a certified high school teacher who has acquired special
24 qualifications as required for participation under the terms of
25 Section 27-24.2 of this Act. Each school district maintaining

1 grades 9 through 12: (i) shall provide the classroom course for
2 each public and non-public high school student resident of the
3 school district who either has received a passing grade in at
4 least 8 courses during the previous 2 semesters or has received
5 a waiver of that requirement from the local superintendent of
6 schools (with respect to a public high school student) or chief
7 school administrator (with respect to a non-public high school
8 student), as provided in Section 27-24.2, and for each
9 out-of-school resident of the district between the age of 15
10 and 21 years who requests the classroom course, and (ii) may
11 provide such classroom course for any resident of the district
12 over age 55 who requests the classroom course, but only if
13 space therein remains available after all eligible public and
14 non-public high school student residents and out-of-school
15 residents between the age of 15 and 21 who request such course
16 have registered therefor, and only if such resident of the
17 district over age 55 has not previously been licensed as a
18 driver under the laws of this or any other state or country.
19 Each school district (i) shall provide an approved course in
20 practice driving consisting of a minimum of 6 clock hours of
21 individual behind-the-wheel instruction ~~or its equivalent in a~~
22 ~~car, as determined by the State Board of Education,~~ for each
23 eligible resident of the district between the age of 15 and 21
24 years who has started an approved high school classroom driver
25 education course on request, and (ii) may provide such approved
26 course in practice driving for any resident of the district

1 over age 55 on request and without regard to whether or not
2 such resident has started any high school classroom driver
3 education course, but only if space therein remains available
4 after all eligible residents of the district between the ages
5 of 15 and 21 years who have started an approved classroom
6 driver education course and who request such course in practice
7 driving have registered therefor, and only if such resident of
8 the district over age 55 has not previously been licensed as a
9 driver under the laws of this or any other state or country.
10 Subject to rules and regulations of the State Board of
11 Education, the district may charge a reasonable fee, not to
12 exceed \$50, to students who participate in the course, unless a
13 student is unable to pay for such a course, in which event the
14 fee for such a student shall be waived. The total amount from
15 driver education fees and reimbursement from the State for
16 driver education must not exceed the total cost of the driver
17 education program in any year and must be deposited into the
18 school district's driver education fund as a separate line item
19 budget entry. All moneys deposited into the school district's
20 driver education fund must be used solely for the funding of a
21 high school driver education program approved by the State
22 Board of Education that uses instructors certified by the State
23 Board of Education. If a district provides the classroom or
24 practice driving course or both of such courses to any
25 residents of the district over age 55, the district may charge
26 such residents a fee in any amount up to but not exceeding the

1 actual cost of the course or courses in which such residents
2 participate. The course of instruction given in grades 10
3 through 12 shall include an emphasis on the development of
4 knowledge, attitudes, habits and skills necessary for the safe
5 operation of motor vehicles including motorcycles insofar as
6 they can be taught in the classroom, and in addition the course
7 shall include instruction on special hazards existing at, and
8 required extra safety and driving precautions that must be
9 observed at, emergency situations, highway construction and
10 maintenance zones, and railroad crossings and the approaches
11 thereto.

12 (Source: P.A. 94-426, eff. 1-1-06.)

13 (105 ILCS 5/27-24.4) (from Ch. 122, par. 27-24.4)

14 Sec. 27-24.4. Reimbursement amount. Each school district
15 shall be entitled to reimbursement, for each pupil, excluding
16 each resident of the district over age 55, who finishes either
17 the classroom instruction part or the practice driving part of
18 a driver education course that meets the minimum requirements
19 of this Act. ~~However, if a school district has adopted a policy~~
20 ~~to permit proficiency examinations for the practice driving~~
21 ~~part of the driver education course as provided under Section~~
22 ~~27-24.3, then the school district is entitled to only one-half~~
23 ~~of the reimbursement amount for the practice driving part for~~
24 ~~each pupil who has passed the proficiency examination, and the~~
25 ~~State Board of Education shall adjust the reimbursement formula~~

1 ~~accordingly.~~ Reimbursement under this Act is payable from the
2 Drivers Education Fund in the State treasury.

3 Each year all funds appropriated from the Drivers Education
4 Fund to the State Board of Education, with the exception of
5 those funds necessary for administrative purposes of the State
6 Board of Education, shall be distributed in the manner provided
7 in this paragraph to school districts by the State Board of
8 Education for reimbursement of claims from the previous school
9 year. As soon as may be after each quarter of the year, if
10 moneys are available in the Drivers Education Fund in the State
11 treasury for payments under this Section, the State Comptroller
12 shall draw his or her warrants upon the State Treasurer as
13 directed by the State Board of Education. The warrant for each
14 quarter shall be in an amount equal to one-fourth of the total
15 amount to be distributed to school districts for the year.
16 Payments shall be made to school districts as soon as may be
17 after receipt of the warrants.

18 The base reimbursement amount shall be calculated by the
19 State Board by dividing the total amount appropriated for
20 distribution by the total of: (a) the number of students,
21 excluding residents of the district over age 55, who have
22 completed the classroom instruction part for whom valid claims
23 have been made times 0.2; plus (b) the number of students,
24 excluding residents of the district over age 55, who have
25 completed the practice driving instruction part for whom valid
26 claims have been made times 0.8.

1 The amount of reimbursement to be distributed on each claim
2 shall be 0.2 times the base reimbursement amount for each
3 validly claimed student, excluding residents of the district
4 over age 55, who has completed the classroom instruction part,
5 plus 0.8 times the base reimbursement amount for each validly
6 claimed student, excluding residents of the district over age
7 55, who has completed the practice driving instruction part.
8 The school district which is the residence of a pupil who
9 attends a nonpublic school in another district that has
10 furnished the driver education course shall reimburse the
11 district offering the course, the difference between the actual
12 per capita cost of giving the course the previous school year
13 and the amount reimbursed by the State.

14 By April 1 the nonpublic school shall notify the district
15 offering the course of the names and district numbers of the
16 nonresident students desiring to take such course the next
17 school year. The district offering such course shall notify the
18 district of residence of those students affected by April 15.
19 The school district furnishing the course may claim the
20 nonresident pupil for the purpose of making a claim for State
21 reimbursement under this Act.

22 (Source: P.A. 94-440, eff. 8-4-05; 94-525, eff. 1-1-06; 95-331,
23 eff. 8-21-07.)

24 (105 ILCS 5/34-18.34)

25 Sec. 34-18.34. Student biometric information.

1 (a) For the purposes of this Section, "biometric
2 information" means any information that is collected through an
3 identification process for individuals based on their unique
4 behavioral or physiological characteristics, including
5 fingerprint, hand geometry, voice, or facial recognition or
6 iris or retinal scans.

7 (b) If the school district collects biometric information
8 from students, the district shall adopt a policy that requires,
9 at a minimum, all of the following:

10 (1) Written permission from the individual who has
11 legal custody of the student, as defined in Section
12 10-20.12b of this Code, or from the student if he or she
13 has reached the age of 18.

14 (2) The discontinuation of use of a student's biometric
15 information under either of the following conditions:

16 (A) upon the student's graduation or withdrawal
17 from the school district; or

18 (B) upon receipt in writing of a request for
19 discontinuation by the individual having legal custody
20 of the student or by the student if he or she has
21 reached the age of 18.

22 (3) The destruction of all of a student's biometric
23 information within 30 days after the use of the biometric
24 information is discontinued in accordance with item (2) of
25 this subsection (b).

26 (4) The use of biometric information solely for

1 identification or fraud prevention.

2 (5) A prohibition on the sale, lease, or other
3 disclosure of biometric information to another person or
4 entity, unless:

5 (A) the individual who has legal custody of the
6 student or the student, if he or she has reached the
7 age of 18, consents to the disclosure; or

8 (B) the disclosure is required by court order.

9 (6) The storage, transmittal, and protection of all
10 biometric information from disclosure.

11 (c) Failure to provide written consent under item (1) of
12 subsection (b) of this Section by the individual who has legal
13 custody of the student or by the student, if he or she has
14 reached the age of 18, must not be the basis for refusal of any
15 services otherwise available to the student.

16 (d) Student biometric information may be destroyed without
17 notification to or the approval of a local records commission
18 under the Local Records Act if destroyed within 30 days after
19 the use of the biometric information is discontinued in
20 accordance with item (2) of subsection (b) of this Section.

21 (Source: P.A. 95-232, eff. 8-16-07.)

22 Section 6. The Illinois School Student Records Act is
23 amended by changing Section 6 as follows:

24 (105 ILCS 10/6) (from Ch. 122, par. 50-6)

1 Sec. 6. (a) No school student records or information
2 contained therein may be released, transferred, disclosed or
3 otherwise disseminated, except as follows:

4 (1) To a parent or student or person specifically
5 designated as a representative by a parent, as provided in
6 paragraph (a) of Section 5;

7 (2) To an employee or official of the school or school
8 district or State Board with current demonstrable
9 educational or administrative interest in the student, in
10 furtherance of such interest;

11 (3) To the official records custodian of another school
12 within Illinois or an official with similar
13 responsibilities of a school outside Illinois, in which the
14 student has enrolled, or intends to enroll, upon the
15 request of such official or student;

16 (4) To any person for the purpose of research,
17 statistical reporting or planning, provided that no
18 student or parent can be identified from the information
19 released and the person to whom the information is released
20 signs an affidavit agreeing to comply with all applicable
21 statutes and rules pertaining to school student records;

22 (5) Pursuant to a court order, provided that the parent
23 shall be given prompt written notice upon receipt of such
24 order of the terms of the order, the nature and substance
25 of the information proposed to be released in compliance
26 with such order and an opportunity to inspect and copy the

1 school student records and to challenge their contents
2 pursuant to Section 7;

3 (6) To any person as specifically required by State or
4 federal law;

5 (6.5) To juvenile authorities when necessary for the
6 discharge of their official duties who request information
7 prior to adjudication of the student and who certify in
8 writing that the information will not be disclosed to any
9 other party except as provided under law or order of court.

10 For purposes of this Section "juvenile authorities" means:

11 (i) a judge of the circuit court and members of the staff
12 of the court designated by the judge; (ii) parties to the
13 proceedings under the Juvenile Court Act of 1987 and their
14 attorneys; (iii) probation officers and court appointed
15 advocates for the juvenile authorized by the judge hearing
16 the case; (iv) any individual, public or private agency
17 having custody of the child pursuant to court order; (v)
18 any individual, public or private agency providing
19 education, medical or mental health service to the child
20 when the requested information is needed to determine the
21 appropriate service or treatment for the minor; (vi) any
22 potential placement provider when such release is
23 authorized by the court for the limited purpose of
24 determining the appropriateness of the potential
25 placement; (vii) law enforcement officers and prosecutors;
26 (viii) adult and juvenile prisoner review boards; (ix)

1 authorized military personnel; (x) individuals authorized
2 by court;

3 (7) Subject to regulations of the State Board, in
4 connection with an emergency, to appropriate persons if the
5 knowledge of such information is necessary to protect the
6 health or safety of the student or other persons;

7 (8) To any person, with the prior specific dated
8 written consent of the parent designating the person to
9 whom the records may be released, provided that at the time
10 any such consent is requested or obtained, the parent shall
11 be advised in writing that he has the right to inspect and
12 copy such records in accordance with Section 5, to
13 challenge their contents in accordance with Section 7 and
14 to limit any such consent to designated records or
15 designated portions of the information contained therein;

16 (9) To a governmental agency, or social service agency
17 contracted by a governmental agency, in furtherance of an
18 investigation of a student's school attendance pursuant to
19 the compulsory student attendance laws of this State,
20 provided that the records are released to the employee or
21 agent designated by the agency;

22 (10) To those SHOCAP committee members who fall within
23 the meaning of "state and local officials and authorities",
24 as those terms are used within the meaning of the federal
25 Family Educational Rights and Privacy Act, for the purposes
26 of identifying serious habitual juvenile offenders and

1 matching those offenders with community resources pursuant
2 to Section 5-145 of the Juvenile Court Act of 1987, but
3 only to the extent that the release, transfer, disclosure,
4 or dissemination is consistent with the Family Educational
5 Rights and Privacy Act; or

6 (11) To the Department of Healthcare and Family
7 Services in furtherance of the requirements of Section
8 2-3.131, 3-14.29, 10-28, or 34-18.26 of the School Code or
9 Section 10 of the School Breakfast and Lunch Program Act.

10 (12) To the State Board or another State government
11 agency or between or among State government agencies in
12 order to evaluate or audit federal and State programs or
13 perform research and planning, but only to the extent that
14 the release, transfer, disclosure, or dissemination is
15 consistent with the federal Family Educational Rights and
16 Privacy Act (20 U.S.C. 1221 et seq.).

17 (b) No information may be released pursuant to
18 subparagraphs (3) or (6) of paragraph (a) of this Section 6
19 unless the parent receives prior written notice of the nature
20 and substance of the information proposed to be released, and
21 an opportunity to inspect and copy such records in accordance
22 with Section 5 and to challenge their contents in accordance
23 with Section 7. Provided, however, that such notice shall be
24 sufficient if published in a local newspaper of general
25 circulation or other publication directed generally to the
26 parents involved where the proposed release of information is

1 pursuant to subparagraph 6 of paragraph (a) in this Section 6
2 and relates to more than 25 students.

3 (c) A record of any release of information pursuant to this
4 Section must be made and kept as a part of the school student
5 record and subject to the access granted by Section 5. Such
6 record of release shall be maintained for the life of the
7 school student records and shall be available only to the
8 parent and the official records custodian. Each record of
9 release shall also include:

10 (1) The nature and substance of the information
11 released;

12 (2) The name and signature of the official records
13 custodian releasing such information;

14 (3) The name of the person requesting such information,
15 the capacity in which such a request has been made, and the
16 purpose of such request;

17 (4) The date of the release; and

18 (5) A copy of any consent to such release.

19 (d) Except for the student and his parents, no person to
20 whom information is released pursuant to this Section and no
21 person specifically designated as a representative by a parent
22 may permit any other person to have access to such information
23 without a prior consent of the parent obtained in accordance
24 with the requirements of subparagraph (8) of paragraph (a) of
25 this Section.

26 (e) Nothing contained in this Act shall prohibit the

1 publication of student directories which list student names,
2 addresses and other identifying information and similar
3 publications which comply with regulations issued by the State
4 Board.

5 (Source: P.A. 95-331, eff. 8-21-07.)

6 Section 7. The Illinois Mathematics and Science Academy Law
7 is amended by changing Sections 2 and 3 as follows:

8 (105 ILCS 305/2) (from Ch. 122, par. 1503-2)

9 Sec. 2. Establishment, Funding and Location. There is
10 hereby created the Illinois Mathematics and Science Academy,
11 which shall be a residential institution that may consist of
12 more than one campus ~~located in the Fox River Valley in close~~
13 ~~proximity to the national science laboratories based in~~
14 ~~Illinois~~. The Academy shall be a State agency, funded by State
15 appropriations, private contributions and endowments. Minimal
16 fees for residential students may be charged. The Academy may
17 admit those students who have completed the academic equivalent
18 of the 9th grade and may offer a program of secondary and
19 postsecondary course work. Admission shall be determined by
20 competitive examination.

21 In order to be eligible for State appropriations, the
22 Academy shall submit to the Board of Higher Education not later
23 than the 1st day of October of each year its budget proposal
24 for the operation and capital needs of the Academy for its next

1 fiscal year.

2 (Source: P.A. 86-109.)

3 (105 ILCS 305/3) (from Ch. 122, par. 1503-3)

4 Sec. 3. Board of Trustees. The Illinois Mathematics and
5 Science Academy shall be governed by a Board of Trustees which
6 shall consist of the following members:

7 1. Ex ~~Four ex~~ officio nonvoting members who shall be: the
8 State Superintendent of Education; the Executive Director of
9 the Illinois Community College Board; the Executive Director of
10 the ~~State~~ Board of Higher Education; and the superintendent of
11 schools of Superintendent of Schools in the school district
12 where each campus of in which the Academy is located.

13 2. Three Representatives of Secondary Education, one of
14 whom must be a math or science teacher, appointed by the State
15 Superintendent of Education.

16 3. Two Representatives of Higher Education, one of whom
17 must be a Dean of Education, appointed by the Executive
18 Director of the ~~Illinois~~ Board of Higher Education.

19 4. Three representatives of the scientific community in
20 Illinois appointed by the Governor.

21 5. Three representatives of the Illinois private
22 industrial sector appointed by the Governor.

23 6. Two members representative of the general public at
24 large appointed by the Governor.

25 With the exception of the initial appointments, the members

1 terms of office shall be for 6 years. At the first meeting
2 members shall draw lots for appointments of 2, 4 or 6 year
3 initial terms. Vacancies shall be filled for the unexpired
4 portion of the terms by appointment of the officer who
5 appointed the person causing such vacancy. The initial terms
6 shall commence upon appointment and upon expiration of a term,
7 the member shall continue serving until a successor is
8 appointed. The Board shall select a chair from among its
9 members who shall serve a 2 year term as chair. Members shall
10 receive no salary but shall be reimbursed for all ordinary and
11 necessary expenses incurred in performing their duties as
12 members of the Board.

13 (Source: P.A. 84-126.)

14 Section 8. The Illinois Summer School for the Arts Act is
15 amended by adding Section 4.5 as follows:

16 (105 ILCS 310/4.5 new)

17 Sec. 4.5. Transfer to State Board of Education.

18 (a) On the effective date of this amendatory Act of the
19 95th General Assembly, the board of trustees of the Illinois
20 Summer School for the Arts is abolished and the terms of all
21 members end. On that date, all of the powers, duties, assets,
22 liabilities, employees, contracts, property, records, pending
23 business, and unexpended appropriations of the board of
24 trustees of the Illinois Summer School for the Arts are

1 transferred to the State Board of Education.

2 (b) For purposes of the Successor Agency Act and Section 9b
3 of the State Finance Act, the State Board of Education is
4 declared to be the successor agency of the board of trustees of
5 the Illinois Summer School for the Arts.

6 (c) Beginning on the effective date of this amendatory Act
7 of the 95th General Assembly, references in statutes, rules,
8 forms, and other documents to the board of trustees of the
9 Illinois Summer School for the Arts shall, in appropriate
10 contexts, be deemed to refer to the State Board of Education.

11 (d) Rules, standards, and procedures of the board of
12 trustees of the Illinois Summer School for the Arts in effect
13 on the effective date of this amendatory Act of the 95th
14 General Assembly shall be deemed rules, standards, and
15 procedures of the State Board of Education and shall remain in
16 effect until amended or repealed by the State Board of
17 Education.

18 Section 9. The Vocational Education Act is amended by
19 changing Section 2 as follows:

20 (105 ILCS 435/2) (from Ch. 122, par. 697)

21 Sec. 2. Upon the effective date of this amendatory Act of
22 1975 and thereafter, any reference in this Act or any other
23 Illinois statute to the Board of Vocational Education and
24 Rehabilitation, as such reference pertains to vocational and

1 technical education, means and refers to the State Board of
2 Education. Notwithstanding the provisions of any Act or statute
3 to the contrary, upon the effective date of this amendatory Act
4 of 1975, the State Board of Education shall assume all powers
5 and duties pertaining to vocational and technical education.
6 The State Board of Education shall be responsible for policy
7 and guidelines pertaining to vocational and technical
8 education and shall exercise the following powers and duties:

9 (a) To co-operate with the federal government in the
10 administration of the provisions of the Federal Vocational
11 Education Law, to the extent and in the manner therein
12 provided;

13 (b) To promote and aid in the establishment of schools and
14 classes of the types and standards provided for in the plans of
15 the Board, as approved by the federal government, and to
16 co-operate with State agencies maintaining such schools or
17 classes and with State and local school authorities in the
18 maintenance of such schools and classes;

19 (c) To conduct and prepare investigations and studies in
20 relation to vocational education and to publish the results of
21 such investigations and studies;

22 (d) To promulgate reasonable rules and regulations
23 relating to vocational and technical education;

24 (e) To report, in writing, to the Governor annually on or
25 before the fourteenth day of January. The annual report shall
26 contain (1) a statement to the extent to which vocational

1 education has been established and maintained in the State; (2)
2 a statement of the existing condition of vocational education
3 in the State; (3) a statement of suggestions and
4 recommendations with reference to the development of
5 vocational education in the State; (4) (blank); ~~a statement of~~
6 ~~recommendations on programs and policies to overcome sex bias~~
7 ~~and sex stereotyping in vocational education programming and an~~
8 ~~assessment of the State's progress in achieving such goals~~
9 ~~prepared by the state vocational education sex equity~~
10 ~~coordinator pursuant to the Federal Vocational Education Law;~~
11 and (5) an itemized statement of the amounts of money received
12 from Federal and State sources, and of the objects and purposes
13 to which the respective items of these several amounts have
14 been devoted; and

15 (f) To make such reports to the federal government as may
16 be required by the provisions of the Federal Vocational
17 Education Law, and by the rules and regulations of the federal
18 agency administering the Federal Vocational Education Law.

19 (g) To make grants subject to appropriation and to
20 administer and promulgate rules and regulations to implement a
21 vocational equipment program. The use of such grant funds shall
22 be limited to obtaining equipment for vocational education
23 programs, school shops and laboratories. The State Board of
24 Education shall adopt appropriate regulations to administer
25 this paragraph.

26 (Source: P.A. 86-560.)

1 Section 10. The Missing Children Records Act is amended by
2 changing Section 5 as follows:

3 (325 ILCS 50/5) (from Ch. 23, par. 2285)

4 Sec. 5. Duties of school or other entity.

5 (a) Upon notification by the Department of a person's
6 disappearance, a school, preschool educational program, child
7 care facility, or day care home or group day care home in which
8 the person is currently or was previously enrolled shall flag
9 the record of that person in such a manner that whenever a copy
10 of or information regarding the record is requested, the school
11 or other entity shall be alerted to the fact that the record is
12 that of a missing person. The school or other entity shall
13 immediately report to the Department any request concerning
14 flagged records or knowledge as to the whereabouts of any
15 missing person. Upon notification by the Department that the
16 missing person has been recovered, the school or other entity
17 shall remove the flag from the person's record.

18 (b) (1) For every child enrolled ~~Upon enrollment of a child~~
19 ~~for the first time~~ in a particular elementary or secondary
20 school, public or private preschool educational program,
21 public or private child care facility licensed under the Child
22 Care Act of 1969, or day care home or group day care home
23 licensed under the Child Care Act of 1969, that school or other
24 entity shall notify in writing the person enrolling the child

1 that within 30 days he must provide either (i) a certified copy
2 of the child's birth certificate or (ii) other reliable proof,
3 as determined by the Department, of the child's identity and
4 age and an affidavit explaining the inability to produce a copy
5 of the birth certificate. Other reliable proof of the child's
6 identity and age shall include a passport, visa or other
7 governmental documentation of the child's identity. When the
8 person enrolling the child provides the school or other entity
9 with a certified copy of the child's birth certificate, the
10 school or other entity shall promptly make a copy of the
11 certified copy for its records and return the original
12 certified copy to the person enrolling the child. Once a school
13 or other entity has been provided with a certified copy of a
14 child's birth certificate as required under item (i) of this
15 subdivision (b) (1), the school or other entity need not request
16 another such certified copy with respect to that child for any
17 other year in which the child is enrolled in that school or
18 other entity.

19 (2) Upon the failure of a person enrolling a child to
20 comply with subsection (b) (1), the school or other entity
21 shall immediately notify the Department or local law
22 enforcement agency of such failure, and shall notify the person
23 enrolling the child in writing that he has 10 additional days
24 to comply.

25 (3) The school or other entity shall immediately report to
26 the Department any affidavit received pursuant to this

1 subsection which appears inaccurate or suspicious in form or
2 content.

3 (c) Within 14 days after enrolling a transfer student, the
4 elementary or secondary school shall request directly from the
5 student's previous school a certified copy of his record. The
6 requesting school shall exercise due diligence in obtaining the
7 copy of the record requested. Any elementary or secondary
8 school requested to forward a copy of a transferring student's
9 record to the new school shall comply within 10 days of receipt
10 of the request unless the record has been flagged pursuant to
11 subsection (a), in which case the copy shall not be forwarded
12 and the requested school shall notify the Department or local
13 law enforcement authority of the request.

14 (Source: P.A. 95-439, eff. 1-1-08.)

15 (105 ILCS 5/2-3.21 rep.)

16 (105 ILCS 5/2-3.61 rep.)

17 (105 ILCS 5/2-3.65 rep.)

18 (105 ILCS 5/2-3.92 rep.)

19 (105 ILCS 5/2-3.93 rep.)

20 (105 ILCS 5/2-3.94 rep.)

21 (105 ILCS 5/2-3.95 rep.)

22 (105 ILCS 5/2-3.99 rep.)

23 (105 ILCS 5/2-3.102 rep.)

24 (105 ILCS 5/2-3.124 rep.)

25 (105 ILCS 5/10-22.22a rep.)

1 (105 ILCS 5/13B-40.5 rep.)

2 (105 ILCS 5/13B-40.10 rep.)

3 (105 ILCS 5/13B-40.15 rep.)

4 (105 ILCS 5/13B-40.20 rep.)

5 (105 ILCS 5/13B-40.25 rep.)

6 (105 ILCS 5/13B-40.30 rep.)

7 (105 ILCS 5/18-8.4 rep.)

8 (105 ILCS 5/21-18 rep.)

9 (105 ILCS 5/21-26 rep.)

10 (105 ILCS 5/27-23.2 rep.)

11 (105 ILCS 5/prec. Sec. 27-25 heading rep.)

12 (105 ILCS 5/27-25 rep.)

13 (105 ILCS 5/27-25.1 rep.)

14 (105 ILCS 5/27-25.2 rep.)

15 (105 ILCS 5/27-25.3 rep.)

16 (105 ILCS 5/27-25.4 rep.)

17 Section 11. The School Code is amended by repealing
18 Sections 2-3.21, 2-3.61, 2-3.65, 2-3.92, 2-3.93, 2-3.94,
19 2-3.95, 2-3.99, 2-3.102, 2-3.124, 10-22.22a, 13B-40.5,
20 13B-40.10, 13B-40.15, 13B-40.20, 13B-40.25, 13B-40.30, 18-8.4,
21 21-18, 21-26, 27-23.2, 27-25, 27-25.1, 27-25.2, 27-25.3, and
22 27-25.4 and the heading preceding Section 27-25.

23 (105 ILCS 310/4 rep.)

24 (105 ILCS 310/5 rep.)

25 Section 15. The Illinois Summer School for the Arts Act is

1 amended by repealing Sections 4 and 5.

2 (105 ILCS 420/Act rep.)

3 Section 20. The Council on Vocational Education Act is
4 repealed.

5 (105 ILCS 423/Act rep.)

6 Section 25. The Occupational Skill Standards Act is
7 repealed.

8 Section 95. No acceleration or delay. Where this Act makes
9 changes in a statute that is represented in this Act by text
10 that is not yet or no longer in effect (for example, a Section
11 represented by multiple versions), the use of that text does
12 not accelerate or delay the taking effect of (i) the changes
13 made by this Act or (ii) provisions derived from any other
14 Public Act.

15 Section 99. Effective date. This Section and Section 10
16 take effect upon becoming law."