

SB2880



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

SB2880

Introduced 2/15/2008, by Sen. Deanna Demuzio

SYNOPSIS AS INTRODUCED:

105 ILCS 5/3-14.23

from Ch. 122, par. 3-14.23

Amends the School Code. Makes a technical change in a Section concerning school bus driver permits.

LRB095 20034 NHT 46471 b

A BILL FOR

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Section
5 3-14.23 as follows:

6 (105 ILCS 5/3-14.23) (from Ch. 122, par. 3-14.23)

7 Sec. 3-14.23. School bus driver permits.

8 (a) To conduct courses of instruction for school bus
9 drivers pursuant to the ~~the~~ standards established by the
10 Secretary of State under Section 6-106.1 of the Illinois
11 Vehicle Code and to charge a fee based upon the cost of
12 providing such courses of up to \$4 per person for the initial
13 classroom course in school bus driver safety and of up to \$4
14 per person for the annual refresher course. The State Board of
15 Education shall annually request such additional appropriation
16 as may be necessary to ensure that adequate and sufficient
17 training is provided to all school bus drivers in Illinois.
18 This appropriation shall be used to supplement, not supplant,
19 programs conducted using fees received from applicants for
20 school bus driver permits.

21 (b) To conduct such investigations as may be necessary to
22 insure that all persons hired to operate school buses have
23 valid school bus driver permits as required under Sections

1 6-104 and 6-106.1 of "The Illinois Vehicle Code". If a regional
2 superintendent finds evidence of non-compliance with this
3 requirement, he shall submit such evidence together with his
4 recommendations in writing to the school board.

5 If the regional superintendent finds evidence of
6 noncompliance with the requirement that all persons employed
7 directly by the school board to operate school buses have valid
8 school bus driver permits as required under Sections 6-104 and
9 6-106.1 of "The Illinois Vehicle Code", the regional
10 superintendent shall schedule a hearing on a date not less than
11 5 days nor more than 10 days after notifying the district of
12 his findings. If based on the evidence presented at the hearing
13 the regional superintendent finds that persons employed
14 directly by the school board to operate school buses do not
15 have valid school bus driver permits as required under Sections
16 6-104 and 6-106.1 of "The Illinois Vehicle Code", the regional
17 superintendent shall submit such evidence and his findings
18 together with his recommendations to the State Superintendent
19 of Education. The State Superintendent of Education may reduce
20 the district's claim for reimbursement under Sections 29-5 and
21 14-13.01 for transportation by 1.136% for each day of
22 noncompliance.

23 If a school board finds evidence of noncompliance with the
24 requirement that all persons employed by a contractor to
25 operate school buses have valid school bus driver permits as
26 required under Sections 6-104 and 6-106.1 of "The Illinois

1 Vehicle Code", the school board shall request a hearing before
2 the regional superintendent. The regional superintendent shall
3 schedule a hearing on a date not less than 5 days nor more than
4 10 days after receiving the request. If based on the evidence
5 presented at the hearing the regional superintendent finds that
6 persons employed by a contractor to operate school buses do not
7 have valid school bus driver permits as required under Sections
8 6-104 and 6-106.1 of "The Illinois Vehicle Code", the school
9 board's financial obligations under the contract shall be
10 reduced by an amount equal to 1.136% for each day of
11 noncompliance. The findings of the regional superintendent and
12 the relief provided herein shall not impair the obligations of
13 the contractor to continue to provide transportation services
14 in accordance with the terms of the contract.

15 The provisions of the Administrative Review Law, and all
16 amendments and modifications thereof and the rules adopted
17 pursuant thereto shall apply to and govern all proceedings
18 instituted for judicial review of final administrative
19 decisions of the regional superintendent under this Section.

20 (Source: P.A. 90-811, eff. 1-26-99.)