

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 adding Section  
5 2-3.148 and changing Section 10-22.39 as follows:

6 (105 ILCS 5/2-3.148 new)

7 Sec. 2-3.148. Food allergy guidelines.

8 (a) Not later than July 1, 2010, the State Board of  
9 Education, in conjunction with the Department of Public Health,  
10 shall develop and make available to each school board  
11 guidelines for the management of students with  
12 life-threatening food allergies. The State Board of Education  
13 and the Department of Public Health shall establish an ad hoc  
14 committee to develop the guidelines. The committee shall  
15 include experts in the field of food allergens, representatives  
16 on behalf of students with food allergies, representatives from  
17 the several public school management organizations, which  
18 shall include school administrators, principals, and school  
19 board members, and representatives from 2 statewide  
20 professional teachers' organizations. The guidelines shall  
21 include, but need not be limited to, the following:

22 (1) education and training for school personnel who  
23 interact with students with life-threatening food

1 allergies, such as school and school district  
2 administrators, teachers, school advisors and counselors,  
3 school health personnel, and school nurses, on the  
4 management of students with life-threatening food  
5 allergies, including training related to the  
6 administration of medication with an auto-injector;

7 (2) procedures for responding to life-threatening  
8 allergic reactions to food;

9 (3) a process for the implementation of individualized  
10 health care and food allergy action plans for every student  
11 with a life-threatening food allergy; and

12 (4) protocols to prevent exposure to food allergens.

13 (b) Not later than January 1, 2011, each school board shall  
14 implement a policy based on the guidelines developed pursuant  
15 to subsection (a) of this Section for the management of  
16 students with life-threatening food allergies enrolled in the  
17 schools under its jurisdiction. Nothing in this subsection (b)  
18 is intended to invalidate school district policies that were  
19 implemented before the development of guidelines pursuant to  
20 subsection (a) of this Section as long as such policies are  
21 consistent with the guidelines developed pursuant to  
22 subsection (a) of this Section.

23 (105 ILCS 5/10-22.39) (from Ch. 122, par. 10-22.39)

24 Sec. 10-22.39. In-service training programs.

25 (a) To conduct in-service training programs for teachers.

1           (b) In addition to other topics at in-service training  
2 programs, school guidance counselors, teachers and other  
3 school personnel who work with pupils in grades 7 through 12  
4 shall be trained to identify the warning signs of suicidal  
5 behavior in adolescents and teens and shall be taught  
6 appropriate intervention and referral techniques.

7           (c) School guidance counselors, nurses, teachers and other  
8 school personnel who work with pupils may be trained to have a  
9 basic knowledge of matters relating to acquired  
10 immunodeficiency syndrome (AIDS), including the nature of the  
11 disease, its causes and effects, the means of detecting it and  
12 preventing its transmission, and the availability of  
13 appropriate sources of counseling and referral, and any other  
14 information that may be appropriate considering the age and  
15 grade level of such pupils. The School Board shall supervise  
16 such training. The State Board of Education and the Department  
17 of Public Health shall jointly develop standards for such  
18 training.

19           (d) In this subsection (d):

20           "Domestic violence" means abuse by a family or household  
21 member, as "abuse" and "family or household members" are  
22 defined in Section 103 of the Illinois Domestic Violence Act of  
23 1986.

24           "Sexual violence" means sexual assault, abuse, or stalking  
25 of an adult or minor child proscribed in the Criminal Code of  
26 1961 in Sections 12-7.3, 12-7.4, 12-7.5, 12-12, 12-13, 12-14,

1 12-14.1, 12-15, and 12-16, including sexual violence committed  
2 by perpetrators who are strangers to the victim and sexual  
3 violence committed by perpetrators who are known or related by  
4 blood or marriage to the victim.

5 At least once every 2 years, an in-service training program  
6 for school personnel who work with pupils, including, but not  
7 limited to, school and school district administrators,  
8 teachers, school guidance counselors, school social workers,  
9 school counselors, school psychologists, and school nurses,  
10 must be conducted by persons with expertise in domestic and  
11 sexual violence and the needs of expectant and parenting youth  
12 and shall include training concerning (i) communicating with  
13 and listening to youth victims of domestic or sexual violence  
14 and expectant and parenting youth, (ii) connecting youth  
15 victims of domestic or sexual violence and expectant and  
16 parenting youth to appropriate in-school services and other  
17 agencies, programs, and services as needed, and (iii)  
18 implementing the school district's policies, procedures, and  
19 protocols with regard to such youth, including  
20 confidentiality. At a minimum, school personnel must be trained  
21 to understand, provide information and referrals, and address  
22 issues pertaining to youth who are parents, expectant parents,  
23 or victims of domestic or sexual violence.

24 (e) At least every 2 years, an in-service training program  
25 for school personnel who work with pupils must be conducted by  
26 persons with expertise in anaphylactic reactions and

1 management.

2 (Source: P.A. 95-558, eff. 8-30-07.)

3 Section 99. Effective date. This Act takes effect upon  
4 becoming law.