



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB5941

by Rep. Dwight Kay

SYNOPSIS AS INTRODUCED:

105 ILCS 5/22-80 new

Amends the School Code. Provides that each parent or guardian of a student in a public educational institution has the right to review learning materials and activities in advance. Provides that each parent or guardian who makes an objection to any learning material or activity on the basis that the material or activity is harmful may withdraw that student from the activity or from the class or program in which the material is used and request an alternative assignment. Authorizes a charter school, under certain circumstances, to require parents and guardians of students to waive these rights as a condition of enrollment. Requires a public educational institution to obtain signed, written consent from a student's parent or guardian before using video, audio, or electronic materials that may be inappropriate for the age of the student. Effective July 1, 2014.

LRB098 14300 NHT 48916 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

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 adding Section
5 22-80 as follows:

6 (105 ILCS 5/22-80 new)

7 Sec. 22-80. Rights of parents.

8 (a) For the purposes of this Section:

9 "Objection to any learning material or activity on the
10 basis that the material or activity is harmful" means an
11 objection to material or activity because of sexual
12 content, violent content, or profane or vulgar language.

13 "Public educational institution" means any of the
14 following:

15 (1) A public school.

16 (2) The Illinois School for the Deaf.

17 (3) The Illinois School for the Visually Impaired.

18 (b) A parent or guardian of a student in a public
19 educational institution has the right to review learning
20 materials and activities in advance. A parent or guardian who
21 makes an objection to any learning material or activity on the
22 basis that the material or activity is harmful may request to
23 withdraw that student from the activity or from the class or

1 program in which the material is used and request an
2 alternative assignment.

3 (c) A charter school may require parents and guardians to
4 waive the right to object to learning materials or activities
5 under subsection (b) of this Section, as a condition of
6 enrollment, if the charter school provides a complete list of
7 books and materials to be used each school year before the
8 student enrolls. If the charter school introduces books or
9 materials that were not disclosed prior to enrollment, then the
10 parent or guardian retains the right to object to those
11 materials under subsection (b) of this Section.

12 A charter school may require that any request to review
13 learning materials or activities or to withdraw the student
14 from learning materials or activities under subsection (b) of
15 this Section be made in writing.

16 (d) A public educational institution shall obtain signed,
17 written consent from a student's parent or guardian before
18 using video, audio, or electronic materials that may be
19 inappropriate for the age of the student.

20 Section 99. Effective date. This Act takes effect July 1,
21 2014.