



Rep. La Shawn K. Ford

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LRB098 07342 NHT 46302 a

1 AMENDMENT TO SENATE BILL 1307

2 AMENDMENT NO. _____. Amend Senate Bill 1307 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Sections
5 26-1 and 26-2 as follows:

6 (105 ILCS 5/26-1) (from Ch. 122, par. 26-1)

7 Sec. 26-1. Compulsory school age-Exemptions. Whoever has
8 custody or control of any child (i) between the ages of 7 and
9 17 years (unless the child has already graduated from high
10 school) for school years before the 2014-2015 school year or
11 (ii) between the ages of 6 (on or before September 1) and 17
12 years (unless the child has already graduated from high school)
13 beginning with the 2014-2015 school year shall cause such child
14 to attend some public school in the district wherein the child
15 resides the entire time it is in session during the regular
16 school term, except as provided in Section 10-19.1, and during

1 a required summer school program established under Section
2 10-22.33B; provided, that the following children shall not be
3 required to attend the public schools:

4 1. Any child attending a private or a parochial school
5 where children are taught the branches of education taught
6 to children of corresponding age and grade in the public
7 schools, and where the instruction of the child in the
8 branches of education is in the English language;

9 2. Any child who is physically or mentally unable to
10 attend school, such disability being certified to the
11 county or district truant officer by a competent physician
12 licensed in Illinois to practice medicine and surgery in
13 all its branches, a chiropractic physician licensed under
14 the Medical Practice Act of 1987, an advanced practice
15 nurse who has a written collaborative agreement with a
16 collaborating physician that authorizes the advanced
17 practice nurse to perform health examinations, a physician
18 assistant who has been delegated the authority to perform
19 health examinations by his or her supervising physician, or
20 a Christian Science practitioner residing in this State and
21 listed in the Christian Science Journal; or who is excused
22 for temporary absence for cause by the principal or teacher
23 of the school which the child attends; the exemptions in
24 this paragraph (2) do not apply to any female who is
25 pregnant or the mother of one or more children, except
26 where a female is unable to attend school due to a

1 complication arising from her pregnancy and the existence
2 of such complication is certified to the county or district
3 truant officer by a competent physician;

4 3. Any child necessarily and lawfully employed
5 according to the provisions of the law regulating child
6 labor may be excused from attendance at school by the
7 county superintendent of schools or the superintendent of
8 the public school which the child should be attending, on
9 certification of the facts by and the recommendation of the
10 school board of the public school district in which the
11 child resides. In districts having part time continuation
12 schools, children so excused shall attend such schools at
13 least 8 hours each week;

14 4. Any child over 12 and under 14 years of age while in
15 attendance at confirmation classes;

16 5. Any child absent from a public school on a
17 particular day or days or at a particular time of day for
18 the reason that he is unable to attend classes or to
19 participate in any examination, study or work requirements
20 on a particular day or days or at a particular time of day,
21 because the tenets of his religion forbid secular activity
22 on a particular day or days or at a particular time of day.
23 Each school board shall prescribe rules and regulations
24 relative to absences for religious holidays including, but
25 not limited to, a list of religious holidays on which it
26 shall be mandatory to excuse a child; but nothing in this

1 paragraph 5 shall be construed to limit the right of any
2 school board, at its discretion, to excuse an absence on
3 any other day by reason of the observance of a religious
4 holiday. A school board may require the parent or guardian
5 of a child who is to be excused from attending school due
6 to the observance of a religious holiday to give notice,
7 not exceeding 5 days, of the child's absence to the school
8 principal or other school personnel. Any child excused from
9 attending school under this paragraph 5 shall not be
10 required to submit a written excuse for such absence after
11 returning to school; and

12 6. Any child 16 years of age or older who (i) submits
13 to a school district evidence of necessary and lawful
14 employment pursuant to paragraph 3 of this Section and (ii)
15 is enrolled in a graduation incentives program pursuant to
16 Section 26-16 of this Code or an alternative learning
17 opportunities program established pursuant to Article 13B
18 of this Code.

19 (Source: P.A. 96-367, eff. 8-13-09.)

20 (105 ILCS 5/26-2) (from Ch. 122, par. 26-2)

21 Sec. 26-2. Enrolled pupils not of compulsory school age
22 ~~below 7 or over 17.~~

23 (a) For school years before the 2014-2015 school year, any
24 ~~Any~~ person having custody or control of a child who is below
25 the age of 7 years or is 17 years of age or above and who is

1 enrolled in any of grades kindergarten through 12 in the public
2 school shall cause him to attend the public school in the
3 district wherein he resides when it is in session during the
4 regular school term, unless he is excused under paragraph 2, 3,
5 4, 5, or 6 of Section 26-1. Beginning with the 2014-2015 school
6 year, any person having custody or control of a child who is
7 below the age of 6 years or is 17 years of age or above and who
8 is enrolled in any of grades kindergarten through 12 in the
9 public school shall cause the child to attend the public school
10 in the district wherein he or she resides when it is in session
11 during the regular school term, unless the child is excused
12 under paragraph 2, 3, 4, 5, or 6 of Section 26-1 of this Code.

13 (b) A school district shall deny reenrollment in its
14 secondary schools to any child 19 years of age or above who has
15 dropped out of school and who could not, because of age and
16 lack of credits, attend classes during the normal school year
17 and graduate before his or her twenty-first birthday. A
18 district may, however, enroll the child in a graduation
19 incentives program under Section 26-16 of this Code or an
20 alternative learning opportunities program established under
21 Article 13B. No child shall be denied reenrollment for the
22 above reasons unless the school district first offers the child
23 due process as required in cases of expulsion under Section
24 10-22.6. If a child is denied reenrollment after being provided
25 with due process, the school district must provide counseling
26 to that child and must direct that child to alternative

1 educational programs, including adult education programs, that
2 lead to graduation or receipt of a GED diploma.

3 (c) A school or school district may deny enrollment to a
4 student 17 years of age or older for one semester for failure
5 to meet minimum academic standards if all of the following
6 conditions are met:

7 (1) The student achieved a grade point average of less
8 than "D" (or its equivalent) in the semester immediately
9 prior to the current semester.

10 (2) The student and the student's parent or guardian
11 are given written notice warning that the student is
12 failing academically and is subject to denial from
13 enrollment for one semester unless a "D" average (or its
14 equivalent) or better is attained in the current semester.

15 (3) The parent or guardian is provided with the right
16 to appeal the notice, as determined by the State Board of
17 Education in accordance with due process.

18 (4) The student is provided with an academic
19 improvement plan and academic remediation services.

20 (5) The student fails to achieve a "D" average (or its
21 equivalent) or better in the current semester.

22 A school or school district may deny enrollment to a
23 student 17 years of age or older for one semester for failure
24 to meet minimum attendance standards if all of the following
25 conditions are met:

26 (1) The student was absent without valid cause for 20%

1 or more of the attendance days in the semester immediately
2 prior to the current semester.

3 (2) The student and the student's parent or guardian
4 are given written notice warning that the student is
5 subject to denial from enrollment for one semester unless
6 the student is absent without valid cause less than 20% of
7 the attendance days in the current semester.

8 (3) The student's parent or guardian is provided with
9 the right to appeal the notice, as determined by the State
10 Board of Education in accordance with due process.

11 (4) The student is provided with attendance
12 remediation services, including without limitation
13 assessment, counseling, and support services.

14 (5) The student is absent without valid cause for 20%
15 or more of the attendance days in the current semester.

16 A school or school district may not deny enrollment to a
17 student (or reenrollment to a dropout) who is at least 17 years
18 of age or older but below 19 years for more than one
19 consecutive semester for failure to meet academic or attendance
20 standards.

21 (d) No child may be denied enrollment or reenrollment under
22 this Section in violation of the Individuals with Disabilities
23 Education Act or the Americans with Disabilities Act.

24 (e) In this subsection (e), "reenrolled student" means a
25 dropout who has reenrolled full-time in a public school. Each
26 school district shall identify, track, and report on the

1 educational progress and outcomes of reenrolled students as a
2 subset of the district's required reporting on all enrollments.
3 A reenrolled student who again drops out must not be counted
4 again against a district's dropout rate performance measure.
5 The State Board of Education shall set performance standards
6 for programs serving reenrolled students.

7 (f) The State Board of Education shall adopt any rules
8 necessary to implement the changes to this Section made by
9 Public Act 93-803.

10 (Source: P.A. 95-417, eff. 8-24-07.)

11 Section 99. Effective date. This Act takes effect July 1,
12 2014."