

1 AN ACT concerning State government.

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 Sections
5 27-8.1 and 27A-5 as follows:

6 (105 ILCS 5/27-8.1) (from Ch. 122, par. 27-8.1)

7 Sec. 27-8.1. Health examinations and immunizations.

8 (1) In compliance with rules and regulations which the
9 Department of Public Health shall promulgate, and except as
10 hereinafter provided, all children in Illinois shall have a
11 health examination as follows: within one year prior to
12 entering kindergarten or the first grade of any public,
13 private, or parochial elementary school; upon entering the
14 sixth and ninth grades of any public, private, or parochial
15 school; prior to entrance into any public, private, or
16 parochial nursery school; and, irrespective of grade,
17 immediately prior to or upon entrance into any public, private,
18 or parochial school or nursery school, each child shall present
19 proof of having been examined in accordance with this Section
20 and the rules and regulations promulgated hereunder. Any child
21 who received a health examination within one year prior to
22 entering the fifth grade for the 2007-2008 school year is not
23 required to receive an additional health examination in order

1 to comply with the provisions of Public Act 95-422 when he or
2 she attends school for the 2008-2009 school year, unless the
3 child is attending school for the first time as provided in
4 this paragraph.

5 A tuberculosis skin test screening shall be included as a
6 required part of each health examination included under this
7 Section if the child resides in an area designated by the
8 Department of Public Health as having a high incidence of
9 tuberculosis. Additional health examinations of pupils,
10 including eye examinations, may be required when deemed
11 necessary by school authorities. Parents are encouraged to have
12 their children undergo eye examinations at the same points in
13 time required for health examinations.

14 (1.5) In compliance with rules adopted by the Department of
15 Public Health and except as otherwise provided in this Section,
16 all children in kindergarten and the second and sixth grades of
17 any public, private, or parochial school shall have a dental
18 examination. Each of these children shall present proof of
19 having been examined by a dentist in accordance with this
20 Section and rules adopted under this Section before May 15th of
21 the school year. If a child in the second or sixth grade fails
22 to present proof by May 15th, the school may hold the child's
23 report card until one of the following occurs: (i) the child
24 presents proof of a completed dental examination or (ii) the
25 child presents proof that a dental examination will take place
26 within 60 days after May 15th. The Department of Public Health

1 shall establish, by rule, a waiver for children who show an
2 undue burden or a lack of access to a dentist. Each public,
3 private, and parochial school must give notice of this dental
4 examination requirement to the parents and guardians of
5 students at least 60 days before May 15th of each school year.

6 (1.10) Except as otherwise provided in this Section, all
7 children enrolling in kindergarten in a public, private, or
8 parochial school on or after the effective date of this
9 amendatory Act of the 95th General Assembly and any student
10 enrolling for the first time in a public, private, or parochial
11 school on or after the effective date of this amendatory Act of
12 the 95th General Assembly shall have an eye examination. Each
13 of these children shall present proof of having been examined
14 by a physician licensed to practice medicine in all of its
15 branches or a licensed optometrist within the previous year, in
16 accordance with this Section and rules adopted under this
17 Section, before October 15th of the school year. If the child
18 fails to present proof by October 15th, the school may hold the
19 child's report card until one of the following occurs: (i) the
20 child presents proof of a completed eye examination or (ii) the
21 child presents proof that an eye examination will take place
22 within 60 days after October 15th. The Department of Public
23 Health shall establish, by rule, a waiver for children who show
24 an undue burden or a lack of access to a physician licensed to
25 practice medicine in all of its branches who provides eye
26 examinations or to a licensed optometrist. Each public,

1 private, and parochial school must give notice of this eye
2 examination requirement to the parents and guardians of
3 students in compliance with rules of the Department of Public
4 Health. Nothing in this Section shall be construed to allow a
5 school to exclude a child from attending because of a parent's
6 or guardian's failure to obtain an eye examination for the
7 child.

8 (2) The Department of Public Health shall promulgate rules
9 and regulations specifying the examinations and procedures
10 that constitute a health examination, which shall include an
11 age-appropriate developmental screening, an age-appropriate
12 social and emotional screening, and the collection of data
13 relating to obesity (including at a minimum, date of birth,
14 gender, height, weight, blood pressure, and date of exam), and
15 a dental examination and may recommend by rule that certain
16 additional examinations be performed. The rules and
17 regulations of the Department of Public Health shall specify
18 that a tuberculosis skin test screening shall be included as a
19 required part of each health examination included under this
20 Section if the child resides in an area designated by the
21 Department of Public Health as having a high incidence of
22 tuberculosis. With respect to the developmental screening and
23 the social and emotional screening, the Department of Public
24 Health must develop rules and appropriate revisions to the
25 Child Health Examination form in conjunction with a statewide
26 organization representing school boards; a statewide

1 organization representing pediatricians; statewide
2 organizations representing individuals holding Illinois
3 educator licenses with school support personnel endorsements,
4 including school social workers, school psychologists, and
5 school nurses; a statewide organization representing
6 children's mental health experts; a statewide organization
7 representing school principals; the Director of Healthcare and
8 Family Services or his or her designee, the State
9 Superintendent of Education or his or her designee; and
10 representatives of other appropriate State agencies and, at a
11 minimum, must recommend the use of validated screening tools
12 appropriate to the child's age or grade, and, with regard to
13 the social and emotional screening, require recording only
14 whether or not the screening was completed. The rules shall
15 take into consideration the screening recommendations of the
16 American Academy of Pediatrics and must be consistent with the
17 State Board of Education's social and emotional learning
18 standards. The Department of Public Health shall specify that a
19 diabetes screening as defined by rule shall be included as a
20 required part of each health examination. Diabetes testing is
21 not required.

22 Physicians licensed to practice medicine in all of its
23 branches, licensed advanced practice nurses, or licensed
24 physician assistants shall be responsible for the performance
25 of the health examinations, other than dental examinations, eye
26 examinations, and vision and hearing screening, and shall sign

1 all report forms required by subsection (4) of this Section
2 that pertain to those portions of the health examination for
3 which the physician, advanced practice nurse, or physician
4 assistant is responsible. If a registered nurse performs any
5 part of a health examination, then a physician licensed to
6 practice medicine in all of its branches must review and sign
7 all required report forms. Licensed dentists shall perform all
8 dental examinations and shall sign all report forms required by
9 subsection (4) of this Section that pertain to the dental
10 examinations. Physicians licensed to practice medicine in all
11 its branches or licensed optometrists shall perform all eye
12 examinations required by this Section and shall sign all report
13 forms required by subsection (4) of this Section that pertain
14 to the eye examination. For purposes of this Section, an eye
15 examination shall at a minimum include history, visual acuity,
16 subjective refraction to best visual acuity near and far,
17 internal and external examination, and a glaucoma evaluation,
18 as well as any other tests or observations that in the
19 professional judgment of the doctor are necessary. Vision and
20 hearing screening tests, which shall not be considered
21 examinations as that term is used in this Section, shall be
22 conducted in accordance with rules and regulations of the
23 Department of Public Health, and by individuals whom the
24 Department of Public Health has certified. In these rules and
25 regulations, the Department of Public Health shall require that
26 individuals conducting vision screening tests give a child's

1 parent or guardian written notification, before the vision
2 screening is conducted, that states, "Vision screening is not a
3 substitute for a complete eye and vision evaluation by an eye
4 doctor. Your child is not required to undergo this vision
5 screening if an optometrist or ophthalmologist has completed
6 and signed a report form indicating that an examination has
7 been administered within the previous 12 months."

8 (2.5) With respect to the developmental screening and the
9 social and emotional screening portion of the health
10 examination, each child may present proof of having been
11 screened in accordance with this Section and the rules adopted
12 under this Section before October 15th of the school year. With
13 regard to the social and emotional screening only, the
14 examining health care provider shall only record whether or not
15 the screening was completed. If the child fails to present
16 proof of the developmental screening or the social and
17 emotional screening portions of the health examination by
18 October 15th of the school year, qualified school support
19 personnel may, with a parent's or guardian's consent, offer the
20 developmental screening or the social and emotional screening
21 to the child. Each public, private, and parochial school must
22 give notice of the developmental screening and social and
23 emotional screening requirements to the parents and guardians
24 of students in compliance with the rules of the Department of
25 Public Health. Nothing in this Section shall be construed to
26 allow a school to exclude a child from attending because of a

1 parent's or guardian's failure to obtain a developmental
2 screening or a social and emotional screening for the child.
3 Once a developmental screening or a social and emotional
4 screening is completed and proof has been presented to the
5 school, the school may, with a parent's or guardian's consent,
6 make available appropriate school personnel to work with the
7 parent or guardian, the child, and the provider who signed the
8 screening form to obtain any appropriate evaluations and
9 services as indicated on the form and in other information and
10 documentation provided by the parents, guardians, or provider.

11 (3) Every child shall, at or about the same time as he or
12 she receives a health examination required by subsection (1) of
13 this Section, present to the local school proof of having
14 received such immunizations against preventable communicable
15 diseases as the Department of Public Health shall require by
16 rules and regulations promulgated pursuant to this Section and
17 the Communicable Disease Prevention Act.

18 (4) The individuals conducting the health examination,
19 dental examination, or eye examination shall record the fact of
20 having conducted the examination, and such additional
21 information as required, including for a health examination
22 data relating to obesity (including at a minimum, date of
23 birth, gender, height, weight, blood pressure, and date of
24 exam), on uniform forms which the Department of Public Health
25 and the State Board of Education shall prescribe for statewide
26 use. The examiner shall summarize on the report form any

1 condition that he or she suspects indicates a need for special
2 services, including for a health examination factors relating
3 to obesity. The duty to summarize on the report form does not
4 apply to social and emotional screenings. The confidentiality
5 of the information and records relating to the developmental
6 screening and the social and emotional screening shall be
7 determined by the statutes, rules, and professional ethics
8 governing the type of provider conducting the screening. The
9 individuals confirming the administration of required
10 immunizations shall record as indicated on the form that the
11 immunizations were administered.

12 (5) If a child does not submit proof of having had either
13 the health examination or the immunization as required, then
14 the child shall be examined or receive the immunization, as the
15 case may be, and present proof by October 15 of the current
16 school year, or by an earlier date of the current school year
17 established by a school district. To establish a date before
18 October 15 of the current school year for the health
19 examination or immunization as required, a school district must
20 give notice of the requirements of this Section 60 days prior
21 to the earlier established date. If for medical reasons one or
22 more of the required immunizations must be given after October
23 15 of the current school year, or after an earlier established
24 date of the current school year, then the child shall present,
25 by October 15, or by the earlier established date, a schedule
26 for the administration of the immunizations and a statement of

1 the medical reasons causing the delay, both the schedule and
2 the statement being issued by the physician, advanced practice
3 nurse, physician assistant, registered nurse, or local health
4 department that will be responsible for administration of the
5 remaining required immunizations. If a child does not comply by
6 October 15, or by the earlier established date of the current
7 school year, with the requirements of this subsection, then the
8 local school authority shall exclude that child from school
9 until such time as the child presents proof of having had the
10 health examination as required and presents proof of having
11 received those required immunizations which are medically
12 possible to receive immediately. During a child's exclusion
13 from school for noncompliance with this subsection, the child's
14 parents or legal guardian shall be considered in violation of
15 Section 26-1 and subject to any penalty imposed by Section
16 26-10. This subsection (5) does not apply to dental
17 examinations, ~~and~~ eye examinations, and the developmental
18 screening and the social and emotional screening portions of
19 the health examination. If the student is an out-of-state
20 transfer student and does not have the proof required under
21 this subsection (5) before October 15 of the current year or
22 whatever date is set by the school district, then he or she may
23 only attend classes (i) if he or she has proof that an
24 appointment for the required vaccinations has been scheduled
25 with a party authorized to submit proof of the required
26 vaccinations. If the proof of vaccination required under this

1 subsection (5) is not submitted within 30 days after the
2 student is permitted to attend classes, then the student is not
3 to be permitted to attend classes until proof of the
4 vaccinations has been properly submitted. No school district or
5 employee of a school district shall be held liable for any
6 injury or illness to another person that results from admitting
7 an out-of-state transfer student to class that has an
8 appointment scheduled pursuant to this subsection (5).

9 (6) Every school shall report to the State Board of
10 Education by November 15, in the manner which that agency shall
11 require, the number of children who have received the necessary
12 immunizations and the health examination (other than a dental
13 examination or eye examination) as required, indicating, of
14 those who have not received the immunizations and examination
15 as required, the number of children who are exempt from health
16 examination and immunization requirements on religious or
17 medical grounds as provided in subsection (8). On or before
18 December 1 of each year, every public school district and
19 registered nonpublic school shall make publicly available the
20 immunization data they are required to submit to the State
21 Board of Education by November 15. The immunization data made
22 publicly available must be identical to the data the school
23 district or school has reported to the State Board of
24 Education.

25 Every school shall report to the State Board of Education
26 by June 30, in the manner that the State Board requires, the

1 number of children who have received the required dental
2 examination, indicating, of those who have not received the
3 required dental examination, the number of children who are
4 exempt from the dental examination on religious grounds as
5 provided in subsection (8) of this Section and the number of
6 children who have received a waiver under subsection (1.5) of
7 this Section.

8 Every school shall report to the State Board of Education
9 by June 30, in the manner that the State Board requires, the
10 number of children who have received the required eye
11 examination, indicating, of those who have not received the
12 required eye examination, the number of children who are exempt
13 from the eye examination as provided in subsection (8) of this
14 Section, the number of children who have received a waiver
15 under subsection (1.10) of this Section, and the total number
16 of children in noncompliance with the eye examination
17 requirement.

18 The reported information under this subsection (6) shall be
19 provided to the Department of Public Health by the State Board
20 of Education.

21 (7) Upon determining that the number of pupils who are
22 required to be in compliance with subsection (5) of this
23 Section is below 90% of the number of pupils enrolled in the
24 school district, 10% of each State aid payment made pursuant to
25 Section 18-8.05 to the school district for such year may be
26 withheld by the State Board of Education until the number of

1 students in compliance with subsection (5) is the applicable
2 specified percentage or higher.

3 (8) Children of parents or legal guardians who object to
4 health, dental, or eye examinations or any part thereof, to
5 immunizations, or to vision and hearing screening tests on
6 religious grounds shall not be required to undergo the
7 examinations, tests, or immunizations to which they so object
8 if such parents or legal guardians present to the appropriate
9 local school authority a signed Certificate of Religious
10 Exemption detailing the grounds for objection and the specific
11 immunizations, tests, or examinations to which they object. The
12 grounds for objection must set forth the specific religious
13 belief that conflicts with the examination, test,
14 immunization, or other medical intervention. The signed
15 certificate shall also reflect the parent's or legal guardian's
16 understanding of the school's exclusion policies in the case of
17 a vaccine-preventable disease outbreak or exposure. The
18 certificate must also be signed by the authorized examining
19 health care provider responsible for the performance of the
20 child's health examination confirming that the provider
21 provided education to the parent or legal guardian on the
22 benefits of immunization and the health risks to the student
23 and to the community of the communicable diseases for which
24 immunization is required in this State. However, the health
25 care provider's signature on the certificate reflects only that
26 education was provided and does not allow a health care

1 provider grounds to determine a religious exemption. Those
2 receiving immunizations required under this Code shall be
3 provided with the relevant vaccine information statements that
4 are required to be disseminated by the federal National
5 Childhood Vaccine Injury Act of 1986, which may contain
6 information on circumstances when a vaccine should not be
7 administered, prior to administering a vaccine. A healthcare
8 provider may consider including without limitation the
9 nationally accepted recommendations from federal agencies such
10 as the Advisory Committee on Immunization Practices, the
11 information outlined in the relevant vaccine information
12 statement, and vaccine package inserts, along with the
13 healthcare provider's clinical judgment, to determine whether
14 any child may be more susceptible to experiencing an adverse
15 vaccine reaction than the general population, and, if so, the
16 healthcare provider may exempt the child from an immunization
17 or adopt an individualized immunization schedule. The
18 Certificate of Religious Exemption shall be created by the
19 Department of Public Health and shall be made available and
20 used by parents and legal guardians by the beginning of the
21 2015-2016 school year. Parents or legal guardians must submit
22 the Certificate of Religious Exemption to their local school
23 authority prior to entering kindergarten, sixth grade, and
24 ninth grade for each child for which they are requesting an
25 exemption. The religious objection stated need not be directed
26 by the tenets of an established religious organization.

1 However, general philosophical or moral reluctance to allow
2 physical examinations, eye examinations, immunizations, vision
3 and hearing screenings, or dental examinations does not provide
4 a sufficient basis for an exception to statutory requirements.
5 The local school authority is responsible for determining if
6 the content of the Certificate of Religious Exemption
7 constitutes a valid religious objection. The local school
8 authority shall inform the parent or legal guardian of
9 exclusion procedures, in accordance with the Department's
10 rules under Part 690 of Title 77 of the Illinois Administrative
11 Code, at the time the objection is presented.

12 If the physical condition of the child is such that any one
13 or more of the immunizing agents should not be administered,
14 the examining physician, advanced practice nurse, or physician
15 assistant responsible for the performance of the health
16 examination shall endorse that fact upon the health examination
17 form.

18 Exempting a child from the health, dental, or eye
19 examination does not exempt the child from participation in the
20 program of physical education training provided in Sections
21 27-5 through 27-7 of this Code.

22 (9) For the purposes of this Section, "nursery schools"
23 means those nursery schools operated by elementary school
24 systems or secondary level school units or institutions of
25 higher learning.

26 (Source: P.A. 98-673, eff. 6-30-14; 99-173, eff. 7-29-15;

1 99-249, eff. 8-3-15; 99-642, eff. 7-28-16.)

2 (105 ILCS 5/27A-5)

3 Sec. 27A-5. Charter school; legal entity; requirements.

4 (a) A charter school shall be a public, nonsectarian,
5 nonreligious, non-home based, and non-profit school. A charter
6 school shall be organized and operated as a nonprofit
7 corporation or other discrete, legal, nonprofit entity
8 authorized under the laws of the State of Illinois.

9 (b) A charter school may be established under this Article
10 by creating a new school or by converting an existing public
11 school or attendance center to charter school status. Beginning
12 on April 16, 2003 (the effective date of Public Act 93-3), in
13 all new applications to establish a charter school in a city
14 having a population exceeding 500,000, operation of the charter
15 school shall be limited to one campus. The changes made to this
16 Section by Public Act 93-3 do not apply to charter schools
17 existing or approved on or before April 16, 2003 (the effective
18 date of Public Act 93-3).

19 (b-5) In this subsection (b-5), "virtual-schooling" means
20 a cyber school where students engage in online curriculum and
21 instruction via the Internet and electronic communication with
22 their teachers at remote locations and with students
23 participating at different times.

24 From April 1, 2013 through December 31, 2016, there is a
25 moratorium on the establishment of charter schools with

1 virtual-schooling components in school districts other than a
2 school district organized under Article 34 of this Code. This
3 moratorium does not apply to a charter school with
4 virtual-schooling components existing or approved prior to
5 April 1, 2013 or to the renewal of the charter of a charter
6 school with virtual-schooling components already approved
7 prior to April 1, 2013.

8 On or before March 1, 2014, the Commission shall submit to
9 the General Assembly a report on the effect of
10 virtual-schooling, including without limitation the effect on
11 student performance, the costs associated with
12 virtual-schooling, and issues with oversight. The report shall
13 include policy recommendations for virtual-schooling.

14 (c) A charter school shall be administered and governed by
15 its board of directors or other governing body in the manner
16 provided in its charter. The governing body of a charter school
17 shall be subject to the Freedom of Information Act and the Open
18 Meetings Act.

19 (d) For purposes of this subsection (d), "non-curricular
20 health and safety requirement" means any health and safety
21 requirement created by statute or rule to provide, maintain,
22 preserve, or safeguard safe or healthful conditions for
23 students and school personnel or to eliminate, reduce, or
24 prevent threats to the health and safety of students and school
25 personnel. "Non-curricular health and safety requirement" does
26 not include any course of study or specialized instructional

1 requirement for which the State Board has established goals and
2 learning standards or which is designed primarily to impart
3 knowledge and skills for students to master and apply as an
4 outcome of their education.

5 A charter school shall comply with all non-curricular
6 health and safety requirements applicable to public schools
7 under the laws of the State of Illinois. On or before September
8 1, 2015, the State Board shall promulgate and post on its
9 Internet website a list of non-curricular health and safety
10 requirements that a charter school must meet. The list shall be
11 updated annually no later than September 1. Any charter
12 contract between a charter school and its authorizer must
13 contain a provision that requires the charter school to follow
14 the list of all non-curricular health and safety requirements
15 promulgated by the State Board and any non-curricular health
16 and safety requirements added by the State Board to such list
17 during the term of the charter. Nothing in this subsection (d)
18 precludes an authorizer from including non-curricular health
19 and safety requirements in a charter school contract that are
20 not contained in the list promulgated by the State Board,
21 including non-curricular health and safety requirements of the
22 authorizing local school board.

23 (e) Except as otherwise provided in the School Code, a
24 charter school shall not charge tuition; provided that a
25 charter school may charge reasonable fees for textbooks,
26 instructional materials, and student activities.

1 (f) A charter school shall be responsible for the
2 management and operation of its fiscal affairs including, but
3 not limited to, the preparation of its budget. An audit of each
4 charter school's finances shall be conducted annually by an
5 outside, independent contractor retained by the charter
6 school. To ensure financial accountability for the use of
7 public funds, on or before December 1 of every year of
8 operation, each charter school shall submit to its authorizer
9 and the State Board a copy of its audit and a copy of the Form
10 990 the charter school filed that year with the federal
11 Internal Revenue Service. In addition, if deemed necessary for
12 proper financial oversight of the charter school, an authorizer
13 may require quarterly financial statements from each charter
14 school.

15 (g) A charter school shall comply with all provisions of
16 this Article, the Illinois Educational Labor Relations Act, all
17 federal and State laws and rules applicable to public schools
18 that pertain to special education and the instruction of
19 English learners, and its charter. A charter school is exempt
20 from all other State laws and regulations in this Code
21 governing public schools and local school board policies;
22 however, a charter school is not exempt from the following:

23 (1) Sections 10-21.9 and 34-18.5 of this Code regarding
24 criminal history records checks and checks of the Statewide
25 Sex Offender Database and Statewide Murderer and Violent
26 Offender Against Youth Database of applicants for

1 employment;

2 (2) Sections 10-20.14, 10-22.6, 24-24, 34-19, and
3 34-84a of this Code regarding discipline of students;

4 (3) the Local Governmental and Governmental Employees
5 Tort Immunity Act;

6 (4) Section 108.75 of the General Not For Profit
7 Corporation Act of 1986 regarding indemnification of
8 officers, directors, employees, and agents;

9 (5) the Abused and Neglected Child Reporting Act;

10 (6) the Illinois School Student Records Act;

11 (7) Section 10-17a of this Code regarding school report
12 cards;

13 (8) the P-20 Longitudinal Education Data System Act;

14 (9) Section 27-23.7 of this Code regarding bullying
15 prevention;

16 (10) Section 2-3.162 of this Code regarding student
17 discipline reporting; and

18 (11) Sections ~~Section~~ 22-80 and 27-8.1 of this Code.

19 The change made by Public Act 96-104 to this subsection (g)
20 is declaratory of existing law.

21 (h) A charter school may negotiate and contract with a
22 school district, the governing body of a State college or
23 university or public community college, or any other public or
24 for-profit or nonprofit private entity for: (i) the use of a
25 school building and grounds or any other real property or
26 facilities that the charter school desires to use or convert

1 for use as a charter school site, (ii) the operation and
2 maintenance thereof, and (iii) the provision of any service,
3 activity, or undertaking that the charter school is required to
4 perform in order to carry out the terms of its charter.
5 However, a charter school that is established on or after April
6 16, 2003 (the effective date of Public Act 93-3) and that
7 operates in a city having a population exceeding 500,000 may
8 not contract with a for-profit entity to manage or operate the
9 school during the period that commences on April 16, 2003 (the
10 effective date of Public Act 93-3) and concludes at the end of
11 the 2004-2005 school year. Except as provided in subsection (i)
12 of this Section, a school district may charge a charter school
13 reasonable rent for the use of the district's buildings,
14 grounds, and facilities. Any services for which a charter
15 school contracts with a school district shall be provided by
16 the district at cost. Any services for which a charter school
17 contracts with a local school board or with the governing body
18 of a State college or university or public community college
19 shall be provided by the public entity at cost.

20 (i) In no event shall a charter school that is established
21 by converting an existing school or attendance center to
22 charter school status be required to pay rent for space that is
23 deemed available, as negotiated and provided in the charter
24 agreement, in school district facilities. However, all other
25 costs for the operation and maintenance of school district
26 facilities that are used by the charter school shall be subject

1 to negotiation between the charter school and the local school
2 board and shall be set forth in the charter.

3 (j) A charter school may limit student enrollment by age or
4 grade level.

5 (k) If the charter school is approved by the Commission,
6 then the Commission charter school is its own local education
7 agency.

8 (Source: P.A. 98-16, eff. 5-24-13; 98-639, eff. 6-9-14; 98-669,
9 eff. 6-26-14; 98-739, eff. 7-16-14; 98-783, eff. 1-1-15;
10 98-1059, eff. 8-26-14; 98-1102, eff. 8-26-14; 99-30, eff.
11 7-10-15; 99-78, eff. 7-20-15; 99-245, eff. 8-3-15; 99-325, eff.
12 8-10-15; 99-456, eff. 9-15-16; 99-642, eff. 7-28-16.)

13 Section 99. Effective date. This Act takes effect June 1,
14 2017.