

1 AMENDMENT TO HOUSE BILL 3938

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3938 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing  
5 Sections 10-20.28 and 34-18.14 as follows:

6 (105 ILCS 5/10-20.28) (from Ch. 122, par. 10-20.28)  
7 Sec. 10-20.28. Cellular radio telecommunication devices  
8 prohibition.

9 (a) The General Assembly finds and declares that the  
10 educational development of all persons to the limits of their  
11 capacities is a fundamental goal of the people of this State  
12 and that to achieve such goal it is essential to provide a  
13 safe and secure learning environment within the public  
14 schools. While recognizing that cellular radio  
15 telecommunication devices may be used for inappropriate  
16 activities during school hours and on school property and  
17 may, on occasion, cause disruption to the classroom  
18 environment, the General Assembly also recognizes that the  
19 use of cellular radio telecommunication devices can decrease  
20 the response time of officials to emergency situations. In  
21 addition, cellular radio telecommunication devices allow  
22 parents an additional and timely method of contacting their

1 children should an emergency situation arise. Therefore, it  
 2 is the purpose and intention of the General Assembly in  
 3 enacting this legislation to (i) reduce the occurrence of  
 4 inappropriate and disruptive activities during school hours  
 5 and on school property occurring through the use of cellular  
 6 radio telecommunication devices and (ii) increase the safety  
 7 of students and school personnel during school hours and on  
 8 school property.

9 (b) The school board may establish appropriate rules and  
 10 disciplinary procedures governing the use or possession of  
 11 cellular radio telecommunication devices by a student while  
 12 in a school or on school property, during regular school  
 13 hours, or at any other time. To--prohibit--the--use--or  
 14 possession-of-any-cellular-radio-telecommunication-device--by  
 15 any--pupil--while--such-pupil-is-in-any-school-building-or-on  
 16 any-school-property, during-regular-school-hours--or--at--any  
 17 other--time,--and--to--by--rule-provide-for-the-imposition-of  
 18 appropriate-discipline--upon--any--pupil--who--violates--such  
 19 prohibition,--Exceptions-may-be-made-by-the-school-board-with  
 20 the-approval-of-the-school-principal.

21 (Source: P.A. 86-1391.)

22 (105 ILCS 5/34-18.14) (from Ch. 122, par. 34-18.14)  
 23 Sec. 34-18.14. Cellular radio telecommunication devices  
 24 prohibition.

25 (a) The General Assembly finds and declares that the  
 26 educational development of all persons to the limits of their  
 27 capacities is a fundamental goal of the people of this State  
 28 and that to achieve such goal it is essential to provide a  
 29 safe and secure learning environment within the public  
 30 schools. While recognizing that cellular radio  
 31 telecommunication devices may be used for inappropriate  
 32 activities during school hours and on school property and  
 33 may, on occasion, cause disruption to the classroom

1 environment, the General Assembly also recognizes that the  
2 use of cellular radio telecommunication devices can decrease  
3 the response time of officials to emergency situations. In  
4 addition, cellular radio telecommunication devices allow  
5 parents an additional and timely method of contacting their  
6 children should an emergency situation arise. Therefore, it  
7 is the purpose and intention of the General Assembly in  
8 enacting this legislation to (i) reduce the occurrence of  
9 inappropriate and disruptive activities during school hours  
10 and on school property occurring through the use of cellular  
11 radio telecommunication devices and (ii) increase the safety  
12 of students and school personnel during school hours and on  
13 school property.

14 (b) The board may establish appropriate rules and  
15 disciplinary procedures governing the use or possession of  
16 cellular radio telecommunication devices by a student while  
17 in a school or on school property, during regular school  
18 hours, or at any other time. The-board-shall-prohibit-the-use  
19 or--possession-of-any-cellular-radio-telecommunication-device  
20 by-any-pupil-while-such-pupil-is-in-any-school-building-or-on  
21 any-school-property, during-regular-school-hours--or--at--any  
22 other--time, and-shall-by-rule-provide-for-the-imposition-of  
23 appropriate-discipline--upon--any--pupil--who--violates--such  
24 prohibition. Exceptions-may-be-made-by-the-board-of-education  
25 with-the-approval-of-the-school-principal.

26 (Source: P.A. 86-1391.)

27 Section 99. Effective date. This Act takes effect upon  
28 becoming law."