



Illinois State Board of Education


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Darren Reisberg
Chair of the Board

Dr. Carmen I. Ayala
State Superintendent of Education

MEMORANDUM

TO: The Honorable JB Pritzker, Governor
The Honorable Jim Durkin, House Minority Leader
The Honorable Don Harmon, Senate President
The Honorable Dan McConchie, Senate Minority Leader
The Honorable Emanuel “Chris” Welch, Speaker of the House

From: Dr. Carmen I. Ayala 
State Superintendent of Education

DATE: September 27, 2021

RE: Fall 2021 Waiver Report | Requests to Waive School Code Mandates

As required by Section 2-3.25g of the School Code [105 ILCS 5/2-3.25g], the following report provides summaries of requests for waivers of School Code mandates being transmitted to the Illinois General Assembly for its consideration. The report concludes with a database listing all the requests received, organized by Senate and House districts, including those requests for waivers and modifications acted on by the State Superintendent of Education in accordance with Section 1A-4 of the School Code [105 ILCS 5/1A-4] and applications that have been returned to school districts or other eligible applicants.

Pursuant to Section 2-3.25g (d) of the School Code [105 ILCS 5/2-3.25g (d)]:

The report shall be reviewed by a panel of four members consisting of:

- (1) the Speaker of the House of Representatives,
- (2) the Minority Leader of the House of Representatives,
- (3) the President of the Senate, and
- (4) the Minority Leader of the Senate.

The State Board of Education may provide the panel recommendations on waiver requests.

The members of the panel shall review the report submitted by the State Board of Education and submit to the State Board of Education any notice of further consideration to any waiver request within 14 days after the member receives the report. If three or more of the panel members submit a notice of further consideration to any waiver request contained within the report, the State Board of Education shall submit the waiver request to the General Assembly for consideration. If fewer than three panel members submit a notice of further consideration to a waiver request, the waiver may be approved, denied, or modified by the State Board. If the State Board does not act on a waiver request within 10 days, then the waiver request is approved. If the waiver request is denied by the State Board, it shall submit the waiver request to the General Assembly for consideration.

The General Assembly may disapprove any waiver request submitted to the General Assembly pursuant to this subsection (d) in whole or in part within 60 calendar days after each house of the General Assembly next convenes after the waiver request is submitted by adoption of a resolution by a record vote of the majority of members elected in each house. If the General Assembly fails to disapprove any waiver request or appealed request within such 60-day period, the waiver or modification shall be deemed granted. Any resolution adopted by the General Assembly disapproving a report of the State Board in whole or in part shall be binding on the State Board.

Memoranda detailing the following shall be submitted to the Illinois State Board of Education by each panel member to effectuate the law:

- (1) Notice of specific waiver requests noticed for further consideration by the General Assembly; and
- (2) A statement indicating that all waiver requests included in the report, except for those listed above in (1), are returned to the State Board of Education for final action.

If you have any questions or comments, you may contact Amanda Elliott, executive director of Legislative Affairs, at (217) 782-6510.

cc: Secretary of the Senate
Clerk of the House
Legislative Research Unit
State Government Report Center

Executive Summary

The following report outlines waivers of School Code mandates that school districts, Regional Offices of Education, or special education or area vocational centers have requested since the last report, which was transmitted in February 2021. Pursuant to Section 2-3.25g of the School Code, these requests must be sent to the General Assembly before October 1, 2020.

Section I summarizes the 67 requests received for waivers of School Code mandates pursuant to Section 2-3.25g for consideration by the General Assembly. They are presented alphabetically by topic area. The largest number of applications received, 49, are regarding non-resident tuition. Driver's education received eight requests while administrative cost cap limitations had six submissions. There are two submissions each regarding physical education and bonds.

This document contains an additional section beyond what is required under Section 2-3.25g of the School Code. Section II is a database with a list of the modifications or waivers of State Board of Education rules and modifications of School Code mandates upon which the State Superintendent of Education has acted in accordance with Section 1A-4 of the School Code. The database also includes a list of the requests that have been returned to or withdrawn by the petitioning entities. Finally, the database includes the 67 waiver requests for the General Assembly's consideration and is organized by Senate and House districts.

Complete copies of the waiver requests for the General Assembly's consideration have been made available to legislative staff.

This report is the 53rd report submitted pursuant to Section 2-3.25g of the School Code, which requires that State Board of Education staff compile and submit requests for waivers of School Code mandates to the General Assembly before March 1 and October 1 of each year.

Summary of Applications for Waivers and Modifications
Volume 53 – Fall 2021

<u>Topic</u>	Approved by ISBE	Denied by ISBE	Transmitted to GA	Withdrawn or Returned
Administrative Cost Cap Limitation	0	0	6	0
Bonds*	0	2	2*	0
Competency-Based Education	1	0	0	0
Driver’s Education	4	0	8	8
In-Service Days	0	0	0	1
Non-resident Tuition	0	0	49	12
Physical Education	0	0	2	1
School Improvement	9	0	0	0
Petition Summary	14	2**	67	22

Total number of Applications: 103

*Districts repealed and requests are included in the report to the General Assembly for action.

**Not included in total number of requests (included in transmitted to General Assembly column).

Section I
Applications Transmitted to the General Assembly

Administrative Cost Cap Limitation

Carbon Cliff Barstow District 36 – Rock Island (SD36/HD71) – **Expiration 2019-20 school year / W-100-6969** – **Waiver of School Code** (Section 17-1.5) requests to waive the five percent administrative cost limitation due to adding administrative assistant salary to the line item. The district's FY 2021 budgeted administrative costs exceed the FY 2020 actual administrative costs by 10%.

Prior to FY 2021, the administrative secretary's salary and benefits were paid out of the Office of Principal account and the Pupil Transportation account, areas not reported on the Limitation of Administrative Costs Worksheet. An analysis completed by the current district superintendent showed that the administrative secretary's job duties are related to the superintendent's office. Starting with FY 2021, an accounting change was made to budget and pay the administrative secretary's salary and benefits out of the Superintendent account, an area reported on the Limitation worksheet. The accounting change resulted in \$34,755 salary and \$12,039 benefits being reported on the Limitation worksheet, a total of \$46,794 additional budgeted administrative expenditures in FY 2021. The accounting change helps to align the district's records with the ISBE Accounting Rules.

The accounting change for the administrative secretary's salary and benefits caused the district to exceed the statutory allowable 5 percent increase. Without these additional costs, Carbon Cliff-Barstow SD 36 would have been in compliance with the FY 2021 Limitation of Administrative Costs, experiencing a decrease in administrative costs of 17 percent.

Elverado CUSD 196 – Jackson (SD58/HD115) – **Expiration 2019-20 school year / W-100-6957** – **Waiver of School Code** (Section 17-1.5) requests to waive the 5 percent administrative cost limitation due to employing a full-time superintendent in lieu of a part-time superintendent. The district's FY 2020 budgeted administrative costs exceed the FY 2019 actual administrative costs by 17 percent.

During the 2018-19 school year, the superintendent also served as the primary school principal. The combined superintendent/principal salary and benefits were divided between superintendent duties, an area reported on the Limitation of Administrative Costs Worksheet, and principal duties an area not reported on the Limitation worksheet. Due to increasing responsibilities for both positions, the district separated the combined role and hired a full-time primary school principal starting with the 2019-20 school year. The district reported that the change will afford each position increased time to devote to improvement of instruction and the support of the learning environment to benefit all district students.

The change from a combined superintendent/principal to a separate superintendent and principal resulted in all of the superintendent's salary and benefits being reported on the Limitation

worksheet. The actual FY 2019 superintendent salary and benefits reported on the Limitation worksheet were \$119,332, and the budgeted FY 2020 superintendent salary and benefits reported on the Limitation worksheet were \$140,217. The administrative change resulted in \$20,885 additional budgeted administrative expenditures in FY 2020.

The change from a combined superintendent/principal to a separate superintendent and principal caused the district to exceed the statutory allowable 5 percent increase. Without these additional costs, Elverado CUSD 196 would have been in compliance with the FY 2020 Limitation of Administrative Costs, experiencing a 0 percent increase.

Frankfort CUSD 168 – Franklin (SD59/HD117) – **Expiration 2020-21 school year / W-100-6976 – Waiver of School Code** (Section 17-1.5) requests to waive the 5 percent limitation of administrative costs. The district experienced a 14.9 percent increase during the 2021-21 school year due to PA 101-0515 unfunded mandate. The district’s FY 2021 budgeted administrative costs exceed the FY 2020 actual administrative costs by 23 percent.

Recent changes to special education law increased requirements for the IEP process. This mandate resulted in additional meetings, notifications, paperwork, and dissemination of information in preparation for IEP meetings. The district is not a member of a special education cooperative, and all of the new requirements became the responsibility of district personnel. In order to complete the increased workload and still provide special education services to the district’s students, additional costs were incurred within the district’s special education department. A second Special Education Coordinator/Supervisor was hired at a cost of \$67,385. A part-time secretary was hired to assist the current Administrative Assistant at a cost of \$20,675 (placed in Function 2610 at direction of ISBE grant consultant). Increases in salary were given to the Special Education Director and the other Special Education Coordinator/Supervisor at a combined cost of \$11,082. The hours of the Administrative Assistant were expanded at a cost of \$1,776. The additions to the special education department to respond to the increased workload resulted in \$100,918 additional budgeted administrative expenditures in FY 2021.

The additional special education costs in response to the special education law changes caused the district to exceed the statutory allowable 5 percent increase. Without these additional costs, Frankfort CUSD 168 would have been in compliance with the FY 2021 Limitation of Administrative Costs, experiencing a 3 percent increase.

Galena USD 120 – JoDaviess (SD45/HD89) – **Expiration 2020-21 school year / W-100-6888 – Waiver of School Code** (Section 17-1.5) requests to waive the 5 percent limitation of administrative costs. The district’s FY 2021 budgeted administrative costs exceed the FY 2020 actual administrative costs by 29 percent.

The full-time superintendent employed for the 2019-20 school year resigned from the district in November 2019. The cost for the partial year of the full-time superintendent was \$62,463. The district hired two interim superintendents as administrators for the remainder of the year. Each interim superintendent received \$550 per day as compensation, for a total payment of \$73,150. The total FY 2020 costs for the full-time superintendent and the two interim superintendents were

\$135,613. The district hired a new full-time superintendent starting with the 2020-21 school year. The full-time superintendent receives a salary of \$140,000 and benefits (TRS, health insurance, and life insurance) of \$24,270, for a total FY 2021 budgeted costs of \$164,270. The administrative change resulted in \$28,657 additional budgeted administrative expenditures in FY 2021.

School year 2020-21 was the first year in a superintendency position for the new full-time superintendent. The district hired one of the prior-year interim superintendents as a consultant/mentor for the new superintendent. The consultant/mentor was paid the previous \$550 daily rate, capped at \$25,000 for the year. The additional of a consultant/mentor resulted in \$25,000 additional budgeted administrative expenditures in FY 2021.

The change from a part-year full-time superintendent and two interim superintendents to a full-time superintendent, along with hiring a consultant/mentor to work with the new superintendent, caused the district to exceed the statutory allowable 5 percent increase. Without these additional costs, Galena USD 120 would have been in compliance with the FY 2021 Limitation of Administrative Costs, experiencing a 4 percent increase.

Iroquois West CUSD 10 – Iroquois (SD53/HD106) – **Expiration 2020-21 school year / W-100-6938 – Waiver of School Code** (Section 17-1.5) requests to waive the five percent administrative cost for the 2020-21 school year due to hiring a full-time superintendent after having a part-time interim. The district's FY 2021 budgeted administrative costs exceed the FY 2020 actual administrative costs by 100 percent.

The district employed an interim superintendent for the 2019-20 school year, who was limited in the number of days allowed to work. The interim superintendent was paid a salary of \$70,200 but did not receive TRS or other benefits. In order to have a superintendent on-site daily, the district hired a full-time superintendent starting with the 2020-21 school year. The full-time superintendent receives a salary comparable to the full-time status, TRS and THIS benefits, and a cash payment in-lieu-of district-paid health insurance. The full-time superintendent's budgeted salary and benefits were \$145,777, resulting in \$75,577 additional budgeted administrative expenditures.

With an interim superintendent only in the district on a part-time basis, the district did not have as much spending in purchased services, supplies, and other expenditures as would have occurred with a full-time superintendent. In order to have the budget authority to pay for items such as travel expenses, meeting costs, dues and fees, and equipment, the district budgeted for these other superintendent costs in a similar manner as they budgeted in FY 2019, the year prior to the interim superintendent. This resulted in \$6,745 additional budgeted administrative expenditures.

The change from an interim to a full-time superintendent caused the district to exceed the statutory allowable 5 percent increase. Without these additional costs, Iroquois West CUSD 10 would have been in compliance with the FY 2021 Limitation of Administrative Costs, experiencing a 4 percent increase.

Rantoul City SD 137 – Champaign (SD52/HD104) – **Expiration 2020-21 school year / W-100-6955 – Waiver of School Code** (Section 17-1.5) requests to waive the 5 percent limitation of

administrative costs. The district's FY 2021 budgeted administrative costs exceed the FY 2020 actual administrative costs by 15 percent.

The district employed a part-time Pre-K Director during the 2019-20 school year and prior school years. The part-time Pre-K Director received salary and TRS of \$45,032 but did not receive health insurance benefits due to the part-time status. The district has a goal to increase the enrollment in their pre-kindergarten program and is working to expand and improve the program in order to reach as many pre-kindergarten students as possible within their district. In order to reach this goal, the district needed a Pre-K Director working within the program on a full-time basis, and a full-time Pre-K Director was employed starting with the 2020-21 school year. As a full-time employee, the Pre-K Director received health insurance benefits in the same manner as other full-time employees of the district. The FY 2021 budgeted salary, TRS, and health insurance benefits for the full-time Pre-K Director were \$111,877. The change from a part-time to a full-time Pre-K Director resulted in \$66,845 additional budgeted administrative expenditures in FY 2021.

In FY 2021, the Special Programs Administrative Assistant was granted a raise along with other district personnel in the same category. There was also an increase in benefit costs tied to salary amounts. This raise resulted in \$4,709 additional budgeted administrative expenditures in FY 2021.

New furniture and equipment were needed for the superintendent's office and the special education department. Costs for the new furniture for the superintendent's office was \$5,960. Costs for the new furniture, filing cabinets, and a scanner for the special education department was \$5,266. The new furniture and equipment resulted in \$11,226 additional budgeted administrative expenditures in FY 2021.

The change from a part-time to full-time Pre-K Director, administrative assistant raise, and new furniture and equipment purchases caused the district to exceed the statutory allowable 5 percent increase. Without these additional costs, Rantoul City SD 137 would have been in compliance with the FY 2021 Limitation of Administrative Costs, experiencing a 5 percent increase.

Bonds

Indian Prairie CUSD 204 – DuPage (SD42/HD84) – Expiration 2025-26 school year / M-300-6892 – Modification of School Code (Section 5/8-2) requests to modify the penalty percentage from 25 percent to 10 percent of all bonds, notes, mortgages, moneys and effects under the Treasurer's custody.

On April 19, 2021, ISBE denied the request (Appendix A). As stated in the denial letter:

After thorough review of the documentation submitted to support the request and pursuant to Section 2-3.25g of the School Code and 23 Ill Admin Code 1.100(i), I hereby declare the request denied for the following reason:

Granting this modification request has significant consequences and reduces the amount of taxpayers' dollars that are insured. A decision such as this should be made after public debate in the Illinois General Assembly.

Pursuant to Administrative Code (23 Admin Code 1.100(j)), an applicant wishing to appeal the denial of a request may do so within 30 calendar days after receipt of the denial letter. Indian Prairie CUSD 204 filed a joint appeal letter with Naperville CUSD 203 on May 19, 2021 (Appendix B). Appeals and denials shall be submitted to the General Assembly in the semiannual report under Section 2-3.25g of the School Code.

Naperville CUSD 203 – DuPage (SD21/HD41) – Expiration 2025-26 school year / M-300-6897 – Modification of School Code (Section 5/8-2) Requests to modify the penalty percentage from 25 percent to 10 percent of all bonds, notes, mortgages, moneys and effects under the Treasurer's custody.

On April 19, 2021, ISBE denied the request (Appendix C). As stated in the denial letter:

After thorough review of the documentation submitted to support the request and pursuant to Section 2-3.25g of the School Code and 23 Ill Admin Code 1.100(i), I hereby declare the request denied for the following reason:

Granting this modification request has significant consequences and reduces the amount of taxpayers' dollars that are insured. A decision such as this should be made after public debate in the Illinois General Assembly.

Pursuant to Administrative Code (23 Admin Code 1.100(j)), an applicant wishing to appeal the denial of a request may do so within 30 calendar days after receipt of the denial letter. Naperville CUSD 203 filed a joint appeal letter with Indian Prairie CUSD 204 on May 19, 2021 (Appendix B). Appeals and denials shall be submitted to the General Assembly in the semiannual report under Section 2-3.25g of the School Code.

Driver's Education

Community Unit School District 300 – Kane (SD33/HD66) – Expiration 2025-26 school year / W-100-6947R – Waiver of School Code (Section 27-24.2) requests to raise the driver's education fee to \$300. If a student is unable to pay, the fee shall be waived.

Lyons Township High School District 204 – Cook (SD4/HD8) – Expiration 2025-26 school year/ W-100-6944R – Waiver of School Code (Section 27-24.3) requests to allow 2 hours for behind the wheel instruction with 11 hours of range time as an equal substitution for 6 hours of behind the wheel instruction.

McLean County Unit School District 5 – McLean (SD53/HD105) – **Expiration 2025-26 school year / W-100-6884R – Waiver of School Code** (Section 27-24.2) requests to raise the driver's education fee to not exceed \$450. Fees will be waived for students that cannot afford the fee.

Plainfield Consolidated School District 202 – Will (SD49/HD97) – **Expiration 2025-26 school year / W-100-6964R – Waiver of School Code** (Section 27-24.2) requests to charge \$300 for driver's education fee for residents and \$400 for non-residents. The fee will be waived for students who are unable to pay.

Reavis High School District 220 – Cook (SD12/HD23) – **Expiration 2026-26 school year / W-100-6889R – Waiver of School Code** (Section 27-24.3) requests to utilize four hours of driving instruction on a range in lieu of two hours behind the wheel instruction.

Ridgewood High School District 234 – Cook (SD10/HD20) – **Expiration 2025-26 school year / W-100-6880R – Waiver of School Code** (Section 27-24.2) requests to raise the driver's education fee to not exceed \$300.

Thornton Township District 205 – Cook (SD15/HD29) – **Expiration 2025-26 school year / W-100-6973 – Waiver of School Code** (Section 27-24.3) requests to allow 20 hours of practice driving in a simulator system in lieu of 3 hours of instruction in a dual control car.

Township High School District 214- Cook (SD27/HD53) – **Expiration 2026-27 school year / W-100-6936R – Waiver of School Code** (Section 27-24.2) requests to raise the driver's education fee to not exceed \$350.00.

Non-Resident Tuition

Alwood CUSD 225 – Henry (SD37/HD74) – **Expiration 2025-26 school year / W-100-6940R – Waiver of School Code** (Section 10-20.12a) requests to allow the district's employees who live outside of the district to attend the district's schools free of charge.

Amboy CUSD 272 – Lee (SD45/HD90) – **Expiration 2025-26 school year / W-100-6910R – Waiver of School Code** (Section 10-20.12a) requests to allow students of administrators, full-time teachers, and other full-time support staff that live outside district boundaries to attend district schools free of charge.

Anna Community District 37 – Union (SD58/HD115) – **Expiration 2025-26 school year / W-100-6874R – Waiver of School Code** (Section 10-20.12a) requests to allow children of staff members that live outside district boundaries to attend district schools free of charge.

Astoria CUSD 1 – Fulton (SD47/HD93) – **Expiration 2025-26 school year / W-100-6879R – Waiver of School Code** (Section 10-20.12a) requests to allow all employees that live outside of district boundaries to enroll their custodial children in district schools free of charge.

Beecher City CUSD 20 – Effingham (SD54/HD107) – **Expiration 2025-26 school year / W-100-6915R – Waiver of School Code** (Section 10-20.12a) requests to charge less than 110 percent of the per capital tuition charge for non-resident children of full-time employees.

Bement CUSD 5 – Piatt (SD51/HD101) – **Expiration 2025-26 school year / W-100-6917 – Waiver of School Code** (Section 10-20.12a) requests to allow children of district employees that live outside district boundaries to attend district schools without paying tuition.

Bourbonnais ESD 53 – Kankakee (SD40/HD79) - **Expiration 2025-26 school year / W-100-6929R – Waiver of School Code** (Section 10-20.12a) requests to waive tuition for non-resident students of district employees.

Brimfield CUSD 309 – Peoria (SD37/HD73) – **Expiration 2025-26 school year / W-100-6937 – Waiver of School Code** (Section 10-20.12a) requests to allow children of staff and teachers who are non-resident students to attend the district without the tuition mandated.

Carbondale CHS 165 – Jackson (SD59/HD118) – **Expiration 2025-26 school year / W-100-6932 – Waiver of School Code** (Section 10-20.12a) requests to allow children of full-time employees that live outside district boundaries to attend district schools free of charge.

Carmi-White County CUSD 5 – White (SD55/HD109) – **Expiration 2026-27 school year / W-100-6956 – Waiver of School Code** (Section 10-20.12a) requests to charge less than 110 percent of the per capita tuition charge for non-resident children of full-time employees of the school district.

Carterville CUSD 5 – Williamson (SD59/HD117) – **Expiration 2025-26 school year / W-100-6919 – Waiver of School Code** (Section 10-20.12a) requests to charge less than 110 percent of per capita tuition for children of full time licensed employees that live outside district boundaries.

Central Community Unit School District 4 – Iroquois (SD53/HD106) – **Expiration 2025-26 school year / W-100-6945 – Waiver of School Code** (Section 10-20.12a) requests to allow full-time employees that live outside district boundaries to enroll their children in district schools without charging tuition.

Century CUSD 100 – Pulaski (SD59/HD118) – **Expiration 2025-26 school year / W-100-6953R – Waiver of School Code** (Section 10-20.12a) requests to allow district full and part time employees that live outside district boundaries to enroll pupils without charging tuition.

Cerro Gordo CUSD 100 – Piatt (SD51/HD101) – **Expiration 2025-26 school year / W-100-6895R – Waiver of School Code** (Section 10-20.12a) requests to allow full-time employees that live outside of district boundaries to enroll their children with no tuition charge.

Crab Orchard CUSD 3 – Williamson (SD59/HD117) – **Expiration 2025-26 school year / W-100-6959R – Waiver of School Code** (Section 10-20.12a) requests to charge zero tuition for non-resident students of full-time employees of the district.

Delavan CUSD 703 – Tazewell (SD44/HD87) – **Expiration 2025-26 school year / W-100-6926R – Waiver of School Code** (Section 10-20.12a) requests to allow children of full-time staff members to attend district schools free of charge.

Dwight Common School District 232 – Livingston (SD53/HD106) – **Expiration 2025-26 school year / W-100-6972 – Waiver of School Code** (Section 10-20.12a) requests to allow non-resident full time district employees to enroll students without a tuition charge.

Dwight Township High School District 230 – Livingston (SD53/HD106) – **Expiration 2025-26 school year / W-100-6970 – Waiver of School Code** (Section 10-20.12a) requests to allow non-resident full time district employees to enroll students without a tuition charge.

Erie CUSD 1 – Whiteside (SD36/HD71) – **Expiration 2025-26 school year / W-100-6894 – Waiver of School Code** (Section 10-20.12a) requests to allow students of Erie CUSD 1 employees currently working for the district who do not live within district boundaries to attend Erie schools and not be required to pay the Per Capita Tuition Charge.

Gibson City Melvin Sibley CUSD 5 – Ford (SD53/HD106) – **Expiration 2025-26 school year / W-100-6924 - Waiver of School Code** (Section 10-20.12a) requests to allow employees that live outside district boundaries to enroll their children in district schools free of charge.

Griggsville Perry CUSD 4 – Pike (SD50/HD100) – **Expiration 2023-24 school year / W-100-6963R – Waiver of School Code** (Section 10-20.12a) requests to charge zero tuition for pupils of employees who live outside school district boundaries.

Hamilton County CUSD 10 – Hamilton (SD59/HD117) – **Expiration 2026-27 school year / W-100-6952R – Waiver of School Code** (Section 10-20.12a) requests to allow non-resident children of full-time school district employees to attend district schools tuition free.

Hartsburg-Emden CUSD 21 – Logan (SD44/HD87) – **Expiration 2025-26 school year / W-100-6939 – Waiver of School Code** (Section 10-20.12a) requests to allow students of full-time employees that live outside district boundaries to attend district schools free of charge.

Iroquois County CUSD 9 – Iroquois (SD53/HD106) – **Expiration 2023-24 school year / W-100-6923 – Waiver of School Code** (10-20.12a) requests to allow full-time staff living outside district boundaries to enroll their children in district schools without paying tuition.

Joppa-Maple Grove USD 38 – Massac (SD59/HD118) – **Expiration 2025-26 school year / W-100-6942R – Waiver of School Code** (Section 10-20.12a) requests to charge zero tuition for non-resident students of full-time employees.

Lewistown CUSD 97 – Fulton (SD46/HD91) – **Expiration 2025-26 school year / W-100-6904 – Waiver of School Code** (Section 10-20.12a) requests to allow children of certified staff that live outside district boundaries to attend district schools with no tuition fee.

Marengo Union Elementary CSD 165 – McHenry (SD32/HD63) – **Expiration 2025-26 school year / W-100-6913 – Waiver of School Code** (Section 10-20.12a) requests to allow non-resident pupils of school district employees to attend the schools of the school district without charging tuition.

Marion CUSD 2 – Williamson (SD59/HD117) – **Expiration 2026-27 school year / W-100-6965R – Waiver of School Code** (Section 10-20.12a) requests to charge non-resident pupils of full-time employees less than 110 percent of the per capita cost of maintaining the schools of the district for the preceding year.

Marissa CUSD 40 – St. Clair (SD58/HD116) – **Expiration 2025-26 school year / W-100-6875R – Waiver of School Code** (Section 10-20.12a) requests to allow non-resident children of full-time district employees to attend district schools at no charge.

Martinsville CUSD C-3 – Clark (SD55/HD110) – **Expiration 2025-26 school year / W-100-6920R – Waiver of School Code** (Section 10-20.12a) requests to charge less than 100 percent of non-resident tuition for pupils of employees that live outside the district.

Meridian CUSD 15 – Macon (SD51/HD102) – **Expiration 2025-26 school year / W-100-6934 – Waiver of School Code** (Section 10-20.12a) requests to charge a tuition rate at the current median property tax in Illinois for a home worth the current median value in Illinois for the pupils of district employees that live outside of district boundaries.

Metamora CCSD 1 – Woodford (SD37/HD73) – **Expiration 2025-26 school year / W-100-6978 – Waiver of School Code** (Section 10-20.12a) requests to charge zero tuition for pupils of full-time employees who live outside district boundaries.

Midland CUSD 7 – Marshall (SD37/HD73) – **Expiration 2025-26 school year / W-100-6949 – Waiver of School Code** (Section 10-20.12a) requests to allow non-resident pupils whose parents are employed by Midland CUSD 7 to attend the schools of the district without charging tuition and fees.

Midwest Central CUSD 191 – Mason (SD47/HD93) – **Expiration 2025-26 school year / W-100-6891R – Waiver of School Code** (Section 10-20.12a) requests to allow non-resident children of full time teachers, administrators, and support staff not residing in the boundaries of the school district to attend Midwest Central CUSD 191 at no charge as well as to set the non-resident pupil tuition rate lower than the per capita cost rate in the most recent audit to allow other students to attend.

New Berlin CUSD 16 – Sangamon (SD50/HD99) – **Expiration 2025-26 school year / W-100-6960 – Waiver of School Code** (Section 10-20.12a) requests to allow dependents of full time district employees that live outside district boundaries to attend district schools at a reduced tuition rate.

Norwood Elementary SD 63 – Peoria (SD46/HD91) – **Expiration 2025-26 school year / W-100-6896 – Wavier of School Code** (Section 10-20.12a) requests to allow all children of full time staff

and teachers that live outside district boundaries to enroll their students without mandated tuition costs.

Olympia CUSD 16 – McLean (SD44/HD88) – **Expiration 2025-26 school year / W-100-6914 – Waiver of School Code** (Section 10-20.12a) requests to charge less than 100 percent of the per capita tuition charge for non-resident children of full-time employees of the district. The actual intent would be to allow students of full-time employees to attend for double the amount of regular in-district student registration fees.

Pana CUSD 8 – Christian (SD48/HD95) – **Expiration 2026-27 school year / W-100-6950 – Waiver of School Code** (Section 10-20.12a) requests to allow non-resident pupils of full-time employees to attend the schools of the district without charging tuition.

Panhandle CUSD 2 – Montgomery (SD48/HD95) - **Expiration 2025-26 school year / W-100-6941R – Waiver of School Code** (Section 10-20.12a) requests to charge zero tuition for non-resident children of full-time employees of the Panhandle School District and full-time employees of the Mid-State Special Education Cooperative that work within the Panhandle School district.

Paris Cooperative High School – Edgar (SD51/HD102) – **Expiration 2025-26 school year / W-100-6911R – Waiver of School Code** (Section 10-20.12a) requests to allow employees that live outside district boundaries to enroll their children without a tuition fee.

Pinckneyville CCSD 204 – Perry (SD58/HD116) – **Expiration 2025-26 school year / W-100-6975 – Waiver of School Code** (Section 10-20.12a) requests to allow non-resident district employees to enroll students without charging tuition.

Prairie Hill CCSD 133 – Winnebago (SD35/HD69) – **Expiration 2025-26 school year / W-100-6898R – Waiver of School Code** (Section 10-20.12a) requests to allow children of full-time employees that live outside of district boundaries to attend district schools without mandated tuition costs.

Schuyler Industry SD 5 – Schuyler (SD47/HD93) – **Expiration 2025-26 school year / W-100-6961R – Waiver of School Code** (Section 10-20.12a) requests to charge zero tuition for all students of employees that live outside district boundaries.

Signal Hill SD 181 – St. Claire (SD57/HD113) – **Expiration 2026-27 school year / W-100-6954R – Waiver of School Code** (Section 10-20.12a) requests to eliminate the tuition charge for non-resident children of full-time employees.

Spring Lake CCSD 606 – Tazewell (SD46/HD91) – **Expiration 2025-26 school year / W-100-6931 – Waiver of School Code** (Section 10-20.12a) requests to allow children of full-time teachers, administrators, and full-time (12 month) support staff not residing in the boundaries of the school district to attend district schools with no tuition cost.

Tri-City CUSD 1 – Sangamon (SD44/HD87) – **Expiration 2025-26 school year / W-100-6922 – Waiver of School Code** (Section 10-20.12a) requests to allow non-resident full-time employees of the district enroll their students in district schools without paying tuition.

Virginia CUSD 64 – Cass (SD47/HD93) – **Expiration 2026-27 school year / W-100-6966R – Waiver of School Code** (Section 10-20.12a) requests to allow children of non-resident, full-time staff to attend our school tuition free.

Willow Grove School District 464 – Clinton (SD54/HD108) – **Expiration 2025-26 school year / W-100-6935 – Waiver of School Code** (Section 10-20.12a) requests to allow school-aged children of full-time district employees who live outside of the district the opportunity to attend the district schools tuition free.

Windsor CUSD 1 – Shelby (SDD51/HD102) – **Expiration 2025-26 school year / W-100-6887R – Waiver of School Code** (Section 10-20.12a) requests to allow full-time employees that live outside the district to enroll their children in district schools free of tuition charge.

Physical Education

Evanston Skokie School District 65- Cook (SD9/HD18) – **Expiration 2023-24 school year / W-100-6979 – Waiver of School Code** (Section 27-6) requests to waive the three day minimum requirement for physical education to allow students to receive tutoring support through the District's Academic Skill Centers during all or part of their physical education course time on a trimester basis. Parents will be given the option for their child, if eligible, to participate and may decline participation.

River Bend CUSD 2 – Whiteside (SD36/HD71) – **Expiration 2025-26 school year / W-100-6878 – Waiver of School Code** (Section 27-6) requests to waive the three days per five day week requirement to hold physical education due to space limitations, but offer art, music, health and STEM activities on a rotating basis with physical education.

Section II Waiver and Modification Database

Requests received during this waiver cycle are presented numerically by Senate and House district and then alphabetically by school district or eligible applicant. The “action” to be taken for each request is noted; that is, request for waivers upon which the General Assembly must act are noted as “Transmitted to GA”; modifications already acted upon by the State Superintendent of Education in accordance with Section 1A-4 of the School Code are noted as “ISBE Approved” or “ISBE Denied”; and requests that were returned for one or more of the following reasons are noted as one of the following: “Returned,” “Ineligible,” “NWN” (no waiver needed), or “Withdrawn.”

<u>Legislative Districts</u>	<u>Number</u>	<u>School District</u>	<u>County</u>	<u>Code Citation*</u>	<u>Description</u>	<u>Action</u>	<u>Subject</u>	<u>Expiration Year**</u>
3/5	6943	Chicago Public Schools 299	Cook	10-19.05	Requests to allow four full days for school improvement in lieu of eight half days while utilizing banked time.	ISBE Approved	School Improvement	2027
4/8	6944	Lyons Township HSD 204	Cook	27-24.3	Requests to allow 2 hours for behind the wheel instruction with 11 hours of range time as an equal substitution for 6 hours of behind the wheel instruction.	Transmit to GA	Driver's Education	2026
9/18	6979	Evanston/Skokie School District 65	Cook	27-6	Requests to waive the three-day minimum requirement for physical education to allow students to receive tutoring support through the District's Academic Skill Centers during all or part of their physical education course time on a trimester basis. Parents will be given the option for their child, if eligible, to participate and may decline participation.	Transmit to GA	Physical Education	2024
10/20	6880	Ridgewood HSD 234	Cook	27-24.2	Requests to raise the driver's education fee to not exceed \$300.	Transmit to GA	Driver's Education	2026
10/20	6881	Ridgewood HSD 234	Cook	23 Admin Code Section 252.20(b)	Requests to hold driver's education classroom portion in summer only.	NWN	Driver's Education	2025
12/23	6889	Reavis HSD 220	Cook	27-24.3	Requests to utilize four hours of driving instruction on a range in lieu of two hours behind the wheel instruction.	Transmit to GA	Driver's Education	2026
12/23	6890	Reavis HSD 220	Cook	27-24.2	Requests to raise driver's education fees to \$250.	NWN	Driver's Education	2026
15/29	6973	Thornton Township District 205	Cook	27-24.3	Requests to allow 20 hours of practice driving in a simulator system in lieu of 3 hours of instruction in a dual control car.	Transmit to GA	Driver's Education	2026
17/34	6974	Thornton Fractional HSD 215	Cook	27-24.2	Requests to increase the driver's education fee not to exceed \$250.00	NWN	Driver's Education	2026

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21/41	6897	Naperville CUSD 203	DuPage	5/8-2	Requests to modify the penalty percentage from 25 percent to 10 percent of all bonds, notes, mortgages, moneys and effects under the Treasurer's custody.	Denied	Bonds	2026
23/45	6971	Lake Park HSD 108	DuPage	23 Admin Code Section 252.30(a)(3)	Requests to take personnel costs into consideration when determining the driver's education fee, which will not exceed \$250.00.	ISBE Approved	Driver's Education	2026
27/53	6936	Township High School District 214 (Arlington Heights 214)	Cook	27-24.2	Requests to raise the driver's education fee to not exceed \$350.00	Transmit to GA	Driver's Education	2027
32/63	6913	Marengo Union Elementary CSD 165	McHenry	10-20.12a	Requests to allow non-resident pupils of school district employees to attend the schools of the school district without charging tuition.	Transmit to GA	Non-Resident Tuition	2026
33/66	6947	Community Unit School District 300	Kane	27-24.2	Requests to raise the driver's education fee to \$300. If a student is unable to pay, the fee shall be waived.	Transmit to GA	Driver's Education	2026
33/66	6948	Community Unit School District 300	Kane	10-19.05	Requests to allow two full days for school improvement in lieu of four half days.	ISBE Approved	School Improvement	2026
35/89	6898	Prairie Hill CCSD 133	Winnebago	10-20.12a	Requests to allow children of full-time employees that live outside of district boundaries to attend district schools without mandated tuition costs.	Transmit to GA	Non-Resident Tuition	2026
36/71	6969	Carbon Cliff Barstow District 36	Rock Island	17-1.5	Requests to waive the five percent administrative cost limitation due to adding administrative assistant salary to the line item.	Transmit to GA	Administrative Cost Limitation	2021
36/71	6883	Erie CUSD 1	Whiteside	10-20.12a	Requests to allow students of Erie CUSD 1 employees currently working for the district who do not live within district boundaries to attend Erie schools and not be required to pay the Per Capita Tuition Charge.	Ineligible	Non-Resident Tuition	2025
36/71	6894	Erie CUSD 1	Whiteside	10-20.12a	Requests to allow students of Erie CUSD 1 employees currently working for the district who do not live within district boundaries to attend Erie schools and not be required to pay the Per Capita Tuition Charge.	Transmit to GA	Non-Resident Tuition	2026
36/71	6877	River Bend CUSD 2	Whiteside	27-6	Requests to waive the 3 day per 5-day week requirement to hold PE.	Ineligible	Physical Education	2026
36/71	6878	River Bend CUSD 2	Whiteside	27-6	Requests to waive the 3 days per 5-day week requirement to hold physical education due to space limitations, but offer art, music, health and STEM activities on a rotating basis with physical education.	Transmit to GA	Physical Education	2026

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37/73	6937	Brimfield CUSD 3099	Peoria	10-20.12a	Requests to allow children of staff and teachers who are non-resident students to attend the district without the tuition mandated.	Transmit to GA	Non-Resident Tuition	2026
37/73	6978	Metamora CCSD 1	Woodford	10-20.12a	Requests to charge zero tuition for pupils of full-time employees who live outside district boundaries.	Transmit to GA	Non-Resident Tuition	2026
37/73	6949	Midland CUSD 7	Marshall	10-20.12a	Requests to allow non-resident pupils whose parents are employed by Midland CUSD 7 to attend the schools of the district without charging tuition and fees.	Transmit to GA	Non-Resident Tuition	2026
37/74	6940	Alwood CUSD 225	Henry	10-20.12a	Requests to allow the district's employees who live outside of the district to attend the district's schools free of charge.	Transmit to GA	Non-Resident Tuition	2026
38/75	6901	Morris CHSD 101	Grundy	23 Admin Code 252.30(a)(3)	Requests to raise the driver's education fee from \$50 to \$150.	NWN	Driver's Education	2026
40/79	6929	Bourbonnais ESD 53	Kankakee	10-20.12a	Requests to waive tuition for non-resident students of district employees.	Transmit to GA	Non-Resident Tuition	2026
42/84	6892	Indian Prairie CUSD 204	DuPage	5/8-2	Requests to modify the penalty percentage from 25 percent to 10 percent of all bonds, notes, mortgages, moneys and effects under the Treasurer's custody.	Denied	Bonds	2026
42/84	6977	Indian Prairie SD 204	DuPage	10-19.05	Requests two full days for school improvement in lieu of four half days.	ISBE Approved	School Improvement	2026
43/85	6958	Woodridge School District 68	DuPage	10-19.05	Requests to allow four full days for school improvement in lieu of four half days while utilizing banked time.	ISBE Approved	School Improvement	2027
44/87	6903	Delavan CUSD 703	Tazewell	10-20.12a	Requests to allow children of full-time staff members to attend district schools free of charge.	Ineligible	Non-Resident Tuition	2026
44/87	6926	Delavan CUSD 703	Tazewell	10-20.12a	Requests to allow children of full-time staff members to attend district schools free of charge.	Transmit to GA	Non-Resident Tuition	2026
44/87	6939	Hartsburg-Emden CUSD 21	Logan	10-20.12a	Requests to allow students of full-time employees that live outside district boundaries to attend district schools free of charge.	Transmit to GA	Non-Resident Tuition	2026
44/87	6916	Riverton CUSD 14	Sangamon	23 Admin Code Section 252.30(a)(3)	Requests to allow consideration of personnel costs in setting the driver's education fee.	ISBE Approved	Driver's Education	2026
44/87	6922	Tri-City CUSD 1	Sangamon	10-20.12a	Requests to allow non-resident full-time employees of the district enroll their students in district schools without paying tuition.	Transmit to GA	Non-Resident Tuition	2026

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44/88	6882	Bloomington Public Schools	McLean	18-8.05	Requests two full days for in-service days.	NWN	In-Service Days	2026
44/88	6930	Bloomington Public Schools 87	McLean	10-19.05	Requests to utilize two full days for school improvement in lieu of 4 half days.	ISBE Approved	School Improvement	2026
44/88	6914	Olympia CUSD 16	McLean	10-20.12a	Requests to charge less than 100 percent of the per capita tuition charge for non-resident children of full-time employees of the district. The actual intent would be to allow students of full-time employees to attend for double the amount of regular in-district student registration fees.	Transmit to GA	Non-Resident Tuition	2026
45/89	6888	Galena USD 120	JoDavieess	17-1.5	Requests to waiver the 5 percent limitation of administrative costs.	Transmit to GA	Administrative Costs	2021
45/90	6906	Amboy CUSD 272	Lee	27-24.2	Requests to raise the driver's education fee to not exceed \$250.	NWN	Driver's Education	2026
45/90	6910	Amboy CUSD 272	Lee	10-20.12a	Requests to allow students of administrators, full-time teachers, and other full-time support staff that live outside district boundaries to attend district schools free of charge.	Transmit to GA	Non-Resident Tuition	2026
46/91	6904	Lewistown CUSD 97	Fulton	10-20.12a	Requests to allow children of certified staff that live outside district boundaries to attend district schools with no tuition fee.	Transmit to GA	Non-Resident Tuition	2026
46/91	6896	Norwood Elementary SD 63	Peoria	10-20.12a	Requests to allow all children of full-time staff and teachers that live outside district boundaries to enroll their students without mandated tuition costs.	Transmit to GA	Non-Resident Tuition	2026
46/91	6902	Spring Lake CCSD 606	Tazewell	10-20.12a	Requests to allow children of full-time teachers, administrators, and full-time (12 month) support staff not residing in the boundaries of the school district to attend Rankin School District #98 tuition free.	Ineligible	Non-Resident Tuition	2026
46/91	6931	Spring Lake CUSD 606	Tazewell	10-20.12a	Requests to allow children of full-time teachers, administrators, and full-time (12 month) support staff not residing in the boundaries of the school district to attend district schools with no tuition cost.	Transmit to GA	Non-Resident Tuition	2026
47/93	6876	Astoria CUSD 1	Fulton	10-20.12a	Requests to allow all employees that live outside of district boundaries to enroll their custodial children in district schools free of charge.	Ineligible	Non-Resident Tuition	2026
47/93	6879	Astoria CUSD 1	Fulton	10-20.12a	Requests to allow all employees that live outside of district boundaries to enroll their custodial children in district schools free of charge.	Transmit to GA	Non-Resident Tuition	2026

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47/93	6891	Midwest Central CUSD 191	Mason	10-20.12a	Requests to allow non-resident children of full time teachers, administrators, and support staff not residing in the boundaries of the school district to attend Midwest Central CUSD 191 at no charge as well as to set the non-resident pupil tuition rate lower than the per capita cost rate in the most recent audit to allow other students to attend.	Transmit to GA	Non-Resident Tuition	2026
47/93	6961	Schuyler-Industry SD 5	Schuyler	10-20.12a	Requests to charge zero tuition for all students of employees that live outside district boundaries.	Transmit to GA	Non-Resident Tuition	2026
47/93	6962	Virginia CUSD 64	Cass	10-20.12a	Requests to allow children of non-resident, full-time staff to attend our school tuition free.	Ineligible	Non-Resident Tuition	2027
47/93	6966	Virginia CUSD 64	Cass	10-20.12a	Requests to allow children of non-resident, full-time staff to attend our school tuition free.	Transmit to GA	Non-Resident Tuition	2027
48/95	6950	Pana CUSD 8	Christian	10-20.12a	Requests to allow non-resident pupils of full-time employees to attend the schools of the district without charging tuition.	Transmit to GA	Non-Resident Tuition	2027
48/95	6941	Panhandle CUSD 2	Montgomery	10-20.12a	Requests to charge zero tuition for non-resident children of full-time employees of the Panhandle School District and full-time employees of the Mid-State Special Education Cooperative that work within the Panhandle School district.	Transmit to GA	Non-Resident Tuition	2026
48/95	6967	Staunton CUSD 6	Macoupin	23 Admin Code Section 252.30(a)(3)	Requests to raise the driver's education fee to not exceed \$250.00.	NWN	Driver's Education	2026
49/97	6964	Plainfield CSD 202	Will	27-24.2	Requests to charge \$300 for driver's education fee for residents and \$400 for non-residents. The fee will be waived for students who are unable to pay.	Transmit to GA	Driver's Education	2026
49/97	6946	Plainfield School District 202	Will	27-24.2	Requests to raise the driver's education fee to \$300 for residents and \$400 for non-residents.	Ineligible	Driver's Education	2026
50/100	6963	Griggsville-Perry CUSD 4	Pike	10-2012a	Requests to charge zero tuition for pupils of employees who live outside school district boundaries.	Transmit to GA	Non-Resident Tuition	2024
50/99	6951	New Berlin CUSD 16	Sangamon	10-20.12a	Requests to allow dependents of full-time district employees that live outside district boundaries to attend district schools at a reduced tuition rate.	Ineligible	Non-Resident Tuition	2026

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50/99	6960	New Berlin CUSD 16	Sangamon	10-20.12a	Requests to allow dependents of full-time district employees that live outside district boundaries to attend district schools at a reduced tuition rate.	Transmit to GA	Non-Resident Tuition	2026
51/101	6905	Bement CUSD 5	Piatt	10-20.12a	Requests to allow district employee children that are non-residents to attend the schools of the district free of charge.	Ineligible	Non-Resident Tuition	2026
51/101	6917	Bement CUSD 5	Piatt	10-20.12a	Requests to allow children of district employees that live outside district boundaries to attend district schools without paying tuition.	Transmit to GA	Non-Resident Tuition	2026
51/101	6895	Cerro Gordo CUSD 100	Piatt	10-20.12a	Requests to allow full-time employees that live outside of district boundaries to enroll their children with no tuition charge.	Transmit to GA	Non-Resident Tuition	2026
51/101	6927	DeLand-Weldon CUSD 57	Piatt	10-19.05	Requests to allow two full days for school improvement in lieu of four half days.	ISBE Approved	School Improvement	2026
51/102	6934	Meridian CUSD 15	Macon	10-20.12a	Requests to charge a tuition rate at the current median property tax in Illinois for a home worth the current median value in Illinois for the pupils of district employees that live outside of district boundaries.	Transmit to GA	Non-Resident Tuition	2026
51/102	6893	Paris Cooperative High School	Edgar	10-20.12a	Requests to allow employees that live outside district boundaries to enroll their children without a tuition fee.	Ineligible	Non-Resident Tuition	2026
51/102	6911	Paris Cooperative High School District	Edgar	10-20.12a	Requests to allow employees that live outside district boundaries to enroll their children without a tuition fee.	Transmit to GA	Non-Resident Tuition	2026
51/102	6900	Paris CUSD 4	Edgar	10-19.05	Requests to dismiss students early each of the first five days of the school year to allow for school improvement activities with staff. Banked time will accumulate within the first 30 days of the school year.	ISBE Approved	School Improvement	2027
51/102	6918	Sullivan CUSD 300	Moultrie	10-19.05	Requests to allow three full days for school improvement in lieu of six half days, while utilizing banked time.	ISBE Approved	School Improvement	2026
51/102	6887	Windsor CUSD 1	Shelby	10-20.12a	Requests to allow full-time employees that live outside the district to enroll their children in district schools free of tuition charge.	Transmit to GA	Non-Resident Tuition	2026
51/108	6935	Willow Grove SD 46	Clinton	10-20.12a	Requests to allow school-aged children of full-time district employees who live outside of the district the opportunity to attend the district schools tuition free.	Transmit to GA	Non-Resident Tuition	2026

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52/104	6955	Rantoul City SD 137	Champaign	17-1.5	Requests to waive the 5 percent limitation of administrative costs.	Transmit to GA	Administration Cost Limitation	2021
53/105	6885	McLean CUSD 5	McLean	23 Admin Code Section 252.30	Requests to allow consideration of salary and benefits when setting the driver's education fee.	ISBE Approved	Driver's Education	2026
53/105	6884	McLean CUSD 5	McLean	27-24.2	Requests to raise driver's education fee to not exceed \$450. Fees will be waived for students that cannot afford the fee.	Transmit to GA	Driver's Education	2026
53/105	6886	St. Charles CUSD 303	Kane	23 Admin Code Section 1.440(c)	District requests to redefine a "unit" as credit accrued by demonstrating proficiency/mastery of the competencies associated with the content and skills of the course in lieu of the credit accrued for a year's study or its equivalent. This will allow the district to implement competency-based education to students that attend Compass Academy as outlined in the Illinois Postsecondary and Workforce Readiness Act {110 ILCS 148}.	ISBE Approved	Competency Based Education	2026
53/106	6945	Central Community Unit School District 4	Iroquois	10-20.12a	Requests to allow full-time employees that live outside district boundaries to enroll their children in district schools without charging tuition.	Transmit to GA	Non-Resident Tuition	2026
53/106	6912	Crescent Iroquois CUSD 249	Iroquois	10-20.12a	Requests to allow students of full-time non-resident employees to enroll in district schools with no tuition charge.	Ineligible	Non-Resident Tuition	2026
53/106	6925	Crescent Iroquois CUSD 249	Iroquois	10-20.12a	Requests to allow students of full-time non-resident employees to enroll in district schools with no tuition charge.	Ineligible	Non-Resident Tuition	2026
53/106	6972	Dwight Common School District 232	Livingston	10-20.12a	Requests to allow non-resident full time district employees to enroll students without a tuition charge.	Transmit to GA	Non-Resident Tuition	2026
53/106	6970	Dwight Township HSD 230	Livingston	10-20.12a	Requests to allow non-resident full time district employees to enroll students without a tuition charge.	Transmit to GA	Non-Resident Tuition	2026
53/106	6968	El Paso Gridley CUSD 11	Woodford	10-19.05	Requests to allow two full days for school improvement in lieu of four half days.	ISBE Approved	School Improvement	2026
53/106	6924	Gibson City Melvin Sibley CUSD 5	Ford	10-20.12a	Requests to allow employees that live outside district boundaries to enroll their children in district schools free of charge.	Transmit to GA	Non-Resident Tuition	2026
53/106	6923	Iroquois County CUSD 9	Iroquois	10-20.12a	Requests to allow full-time staff living outside district boundaries to enroll their children in district schools without paying tuition.	Transmit to GA	Non-Resident Tuition	2024

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53/106	6938	Iroquois CUSD 10	Iroquois	17-1.5	Requests to waive the five percent administrative cost for the 2020-21 school year due to hiring a full-time superintendent after having a part-time interim.	Transmit to GA	Administrative Cost Limitation	2021
54/107	6915	Beecher City CUSD 20	Effingham	10-20.12a	Requests to charge less than 110 percent of the per capital tuition charge for non-resident children of full-time employees.	Transmit to GA	Non-Resident Tuition	2026
54/108	6928	Willow Grove SD 46	Clinton	10-20.12a	Requests to charge zero tuition for full-time staff.	Ineligible	Non-Resident Tuition	2026
55/109	6956	Carmi-White County CUSD 5	White	10-20.12a	Requests to charge less than 110 percent of the per capita tuition charge for non-resident children of full-time employees of the school district.	Transmit to GA	Non-Resident Tuition	2027
55/110	6921	Hutsonville CUSD 1	Crawford	23 Admin Code Section 252.20 (c)(2)	Requests to run a portion of the Driver's Education Classes and Behind the Wheel instruction during the summer months and during after school hours during the school year. The Classroom portion will be 30 instructional hours over a two-week period. The two-week period is in response to parental input based on vacations, summer camps, and work schedules. Extending the class to three or four weeks will increase the potential of student absences.	Ineligible	Driver's Education	2026
55/110	6933	Hutsonville CUSD 1	Crawford	23 Admin Code 252.20(b)	Requests to run a portion of the Driver's Education Classes and Behind the Wheel instruction during the summer months and during after school hours during the school year. The Classroom portion will be 30 instructional hours over a two-week period. The two-week period is in response to parental input based on vacations, summer camps, and work schedules. Extending the class to three or four weeks will increase the potential of student absences.	ISBE Approved	Driver's Education	2026
55/110	6920	Martinsville CUDS C-3	Clark	10-20.12a	Requests to charge less than 100 percent of non-resident tuition for pupils of employees that live outside the district.	Transmit to GA	Non-Resident Tuition	2026
55/110	6899	Martinsville CUSD C-3	Clark	10-20.12a	Requests to charge less than 100 percent of non-resident tuition for pupils of employees that live outside the district.	Ineligible	Non-Resident Tuition	2026
57/113	6954	Signal Hill SD 181	St. Claire	10-20.12a	Requests to eliminate the tuition charge for non-resident children of full-time employees.	Transmit to GA	Non-Resident Tuition	2027
58/115	6874	Anna Community District 37	Union	10-20.12a	Requests to allow children of staff members that live outside district boundaries to attend district schools free of charge.	Transmit to GA	Non-Resident Tuition	2026

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58/115	6957	Elverado CUSD 196	Jackson	17-1.5	Requests to waive the 5 percent administrative cost limitation due to employing a full-time superintendent in lieu of a part-time superintendent.	Transmit to GA	Administrative Cost Limitation	2020
58/116	6875	Marissa CUSD 40	St. Clair	10-20.12a	Requests to allow non-resident children of full-time district employees to attend district schools at no charge.	Transmit to GA	Non-Resident Tuition	2026
58/116	6975	Pinckneyville CCSD 204	Perry	10-20.12a	Requests to allow non-resident district employees to enroll students without charging tuition.	Transmit to GA	Non-Resident Tuition	2026
59/117	6919	Carterville CUSD 5	Williamson	10-20.12a	Requests to charge less than 110 percent of per capita tuition for children of full-time licensed employees that live outside district boundaries.	Transmit to GA	Non-Resident Tuition	2026
59/117	6959	Crab Orchard CUSD 3	Williamson	10-20.12a	Requests to charge zero tuition for nonresident students of full-time employees of the district.	Transmit to GA	Non-Resident Tuition	2026
59/117	6976	Frankfort CUSD 168	Franklin	17-1.5	Requests to waive the 5 percent limitation of administrative costs. The district experienced a 14.9 percent increase during the 2021-21 school year due to PA 101-0515 unfunded mandate.	Transmit to GA	Administrative Limitation Cost	2021
59/117	6952	Hamilton County CUSD 10	Hamilton	10-20.12	Requests to allow non-resident children of full-time school district employees to attend district schools tuition free.	Transmit to GA	Non-Resident Tuition	2027
59/117	6965	Marion CUSD 2	Williamson	10-20.12a	Requests to charge non-resident pupils of full-time employees less than 110 percent of the per capita cost of maintaining the schools of the district for the preceding year.	Transmit to GA	Non-Resident Tuition	2027
59/118	6932	Carbondale CHD 165	Jackson	10-20.12a	Requests to allow children of full-time employees that live outside district boundaries to attend district schools free of charge.	Transmit to GA	Non-Resident Tuition	2026
59/118	6953	Century CUSD 100	Pulaski	10-20.12a	Requests to allow district full and part time employees that live outside district boundaries to enroll pupils without charging tuition.	Transmit to GA	Non-Resident Tuition	2026
59/118	6942	Joppa-Maple Grove USD 38	Massac	10-20.12a	Requests to charge zero tuition for non-resident students of full-time employees.	Transmit to GA	Non-Resident Tuition	2026

*All citations refer to the School Code (105 ILCS 5) unless marked with an Illinois Administrative Code (IAC) citation.

**Expiration dates refer to the last calendar year in a school year (e.g., 2020 means the request will expire at the conclusion of the 2019-20 school year).



Illinois State Board of Education

100 North First Street • Springfield, Illinois 62777-0001
www.isbe.net

Darren Reisberg
Chair of the Board

Dr. Carmen I. Ayala
State Superintendent of Education

April 21, 2021

Dr. Adrian Talley
Matt Shipley
Indian Prairie Community Unit School District 204
780 Shoreline Drive
Aurora, IL 60504

Dear Dr. Talley:

On March 10, 2021, the Illinois State Board of Education received a request from Indian Prairie Community Unit School District 204 for a modification of Section 5/8-2 of the School Code. This request seeks to allow the District to modify the penalty percentage from 25 percent to 10 percent of all bonds, notes, mortgages, moneys and effects under the Treasurer's custody. Thank you for filing this request.

After thorough review of the documentation submitted to support the request and pursuant to Section 2-3.25g of the School Code and 23 Ill Admin Code 1.100(i), I hereby declare the request **denied** for the following reason:

Granting this modification request has significant consequences and reduces the amount of taxpayers' dollars that are insured. A decision such as this should be made after public debate in the Illinois General Assembly.

Please notify the State Board of Education in writing within 30 calendar days after receiving this denial letter if you wish to appeal the denial. The written appeal must include:

- the date the local board of education, governing board or regional superintendent of schools approved the original request,
- the citation of the rule or School Code section involved, and
- a brief description of the issue.

Appeals are forwarded to the General Assembly in the next report submitted.

Should you have any questions or concerns, please contact Amanda Elliott, executive director, Legislative Affairs Division, at (217) 782-6510 or aelliott@isbe.net.

Sincerely,

A handwritten signature in cursive script that reads "Carmen I. Ayala".

Dr. Carmen I. Ayala
State Superintendent of Education

FRANCZEK

300 SOUTH WACKER DRIVE, SUITE 3400 | CHICAGO, IL 60606
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ARES G. DALIANIS
312.786.6163
agd@franczek.com

May 19, 2021

VIA ELECTRONIC AND U.S. MAIL

Dr. Carmen I. Ayala – statesup@isbe.net
State Superintendent of Education
Amanda Elliott – aelliott@isbe.net
Executive Director, Legislative Affairs Division
Illinois State Board of Education
100 N. First St.
Springfield, IL 62777-0001

**Re: Joint Appeal of Denial of Request for Modification of Treasurer’s Bond
Penalty Percentage from 25% to 10%**

Dear Dr. Ayala and Ms. Elliott:

On behalf of Indian Prairie Community Unit School District No. 204 (‘IPSD’) and Naperville Community Unit School District No. 203 (‘District 203’) (together, the ‘School Districts’) I am writing to submit a joint appeal of ISBE’s decisions dated March 10, 2021 for IPSD and March 24, 2021 for District 203, and communicated by separate letters both dated April 21, 2021 denying the School Districts’ requests for a modification of the penalty percentage requirement of Section 8-2 of the Illinois School Code, 105 ILCS 5/8-2.

The School Districts have reviewed your correspondence of April 21st and respectfully disagree with the conclusion. We are requesting that ISBE reconsider and allow the School Districts to secure Treasurer’s bonds with a 10% penalty amount, rather than the 25% provided for in Section 8-2.

The purpose of this appeal letter is to review the relevant statutory language, help you understand the School Districts’ positions, and arrive at a mutually satisfactory resolution.

Section 8-2 of the School Code provides in relevant part as follows:

Before entering upon his duties, each school treasurer shall execute a bond... payable to the school board of each district for which he or she is treasurer... and conditioned upon the faithful discharge of his or her duties.... The penalty of the

bond shall be 25% of the amount of all bonds, notes, mortgages, moneys and effects of which he is to have the custody... and shall be increased or decreased from time to time... whenever in the judgment of the school board... the penalty of the bond should be increased or decreased.... The bond shall be approved by at least a majority of the members of the school board; and in all cases the bond shall be filed with the regional superintendent of school who shall file with the State Board of Education... .

105 ILCS 5/8-2 (underlining added).

The plain language of Section 8-2 provides local school boards with the discretion to adjust the 25% penalty amount. Here, both School Districts have a history of approving resolutions directing their treasurers to secure bonds at 10% rather than 25%. For many years both School Districts obtained bonds at the 10% penalty amount without objection from the DuPage Regional Office of Education. Recently the DuPage ROE has taken the position that the treasurer's bond must be at 25%. There is no basis for this change in position which creates a hardship for the School Districts. That history has proven that a 10% is sufficient and the best use of the School Districts' resources.

The Boards of Education of both School Districts have made the determination, in their sound judgment, that a bond with a 25% penalty is not necessary or in the best interests of the School Districts and a bond at a 10% penalty is sufficient. There are several factors that inform this decision. First, both School Districts are subject to an annual audit by outside accounting firms specializing in local government and school district accounting. Second, on a monthly basis the School Districts' internal controls call for regular reconciliations and reviews of their financial information. Third, the School Districts' banking relationships are with highly reputable national banks that demand careful controls and tight financial compliance. Fourth, both School Districts are subject to annual scrutiny by the ratings firms which carefully evaluate the financial condition of the School Districts and impact their cost of borrowing based upon those ratings. And, fifth both School Districts have consistently received the State Board's 'recognition' financial status and IPSD has also received the Association of School Business Officials International 'Certificate of Excellence in Financial Reporting'. These factors are significant and reflect both School Districts' commitment to transparency and high-quality financial reporting.

Further informing the Board's action is the high cost of a treasurer's bond at a 25% penalty. School Board members are elected by and accountable to the taxpayers and voters in their community. The IPSD Board has determined in its sound discretion that spending over \$70,000 for a bond with a 25% penalty amount is not a good use of the District's resources. Historically IPSD has provided a bond with a 10% penalty which costs around \$10,000. Likewise, the District 203 Board has spent approximately \$20,000 for a bond with a 10% penalty, rather than approximately \$50,000 for a bond at the 25% penalty amount. These elected Boards have determined that a bond with a 10% penalty is appropriate and the best use of District resources, allowing funds to be dedicated to the classroom and student achievement.

Section 8-2 of the School Code dates to a very different era in school finance. The statutory section is over 100 years old and does not reflect the realities of a modern school business office and the requirements imposed by annual audits, banking relationships, bond rating firms, sureties, and the conditions imposed upon the chief school business officials charged with running these offices.

The statute is abundantly clear that the penalty amount maybe increased or decreased ‘whenever in the judgment of the school board.’ Accordingly, the School Districts’ request that the State Board reconsider its denial of the modification requests and allow the use of the 10% penalty amount for the treasurer’s bonds.

Please feel free to contact me directly if you would like to discuss this matter further.

Very truly yours,

Ares Dalianis

Ares G. Dalianis

AGD/mes

cc: Dr. Darlene Ruscitti – DuPage Co. Regional Superintendent of Education
Jay Strang and Matt Shipley – Indian Prairie School District 204
Michael Frances – Naperville Community Unit School District 203
(all via electronic and U.S. mail)



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Darren Reisberg
Chair of the Board

Dr. Carmen I. Ayala
State Superintendent of Education

April 21, 2021

Dan Bridges
Michael Frances
Naperville Community Unit School District 203
203 West Hillside Road
Naperville, IL 60540

Dear Superintendent Bridges:

On March 24, 2021, the Illinois State Board of Education received a request from Naperville Community Unit School District 203 for a modification of Section 5/8-2 of the School Code. This request seeks to allow the District to modify the penalty percentage from 25 percent to 10 percent of all bonds, notes, mortgages, moneys and effects under the Treasurer's custody. Thank you for filing this request.

After thorough review of the documentation submitted to support the request and pursuant to Section 2-3.25g of the School Code and 23 Ill Admin Code 1.100(i), I hereby declare the request **denied** for the following reason:

Granting this modification request has significant consequences and reduces the amount of taxpayers' dollars that are insured. A decision such as this should be made after public debate in the Illinois General Assembly.

Please notify the State Board of Education in writing within 30 calendar days after receiving this denial letter if you wish to appeal the denial. The written appeal must include:

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- the citation of the rule or School Code section involved, and
- a brief description of the issue.

Appeals are forwarded to the General Assembly in the next report submitted.

Should you have any questions or concerns, please contact Amanda Elliott, executive director, Legislative Affairs Division, at (217) 782-6510 or aelliott@isbe.net.

Sincerely,

A handwritten signature in black ink that reads "Carmen I. Ayala".

Dr. Carmen I. Ayala
State Superintendent of Education