



Sen. Kimberly A. Lightford

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LRB100 17891 AXK 37904 a

1 AMENDMENT TO SENATE BILL 2346

2 AMENDMENT NO. _____. Amend Senate Bill 2346 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Sections
5 27-24.2 and 27-24.9 as follows:

6 (105 ILCS 5/27-24.2) (from Ch. 122, par. 27-24.2)

7 Sec. 27-24.2. Safety education; driver education course.
8 Instruction shall be given in safety education in each of
9 grades one through 8, equivalent to one class period each week,
10 and any school district which maintains grades 9 through 12
11 shall offer a driver education course in any such school which
12 it operates. Its curriculum shall include content dealing with
13 Chapters 11, 12, 13, 15, and 16 of the Illinois Vehicle Code,
14 the rules adopted pursuant to those Chapters insofar as they
15 pertain to the operation of motor vehicles, and the portions of
16 the Litter Control Act relating to the operation of motor

1 vehicles. The course of instruction given in grades 10 through
2 12 shall include an emphasis on the development of knowledge,
3 attitudes, habits, and skills necessary for the safe operation
4 of motor vehicles, including motorcycles insofar as they can be
5 taught in the classroom, and instruction on distracted driving
6 as a major traffic safety issue. In addition, the course shall
7 include instruction on special hazards existing at and required
8 safety and driving precautions that must be observed at
9 emergency situations, highway construction and maintenance
10 zones, and railroad crossings and the approaches thereto. The
11 ~~Beginning with the 2017-2018 school year, the course shall also~~
12 include instruction concerning law enforcement procedures for
13 traffic stops, including a demonstration of the proper actions
14 to be taken during a traffic stop, ~~and~~ appropriate interactions
15 with law enforcement, and any other course content developed by
16 the State Board under subsection (b) of Section 27-24.9 of this
17 Code, which may be tailored by a school district for the
18 community in which the school district is located. The course
19 of instruction required of each eligible student at the high
20 school level shall consist of a minimum of 30 clock hours of
21 classroom instruction and a minimum of 6 clock hours of
22 individual behind-the-wheel instruction in a dual control car
23 on public roadways taught by a driver education instructor
24 endorsed by the State Board of Education. Both the classroom
25 instruction part and the practice driving part of such driver
26 education course shall be open to a resident or non-resident

1 student attending a non-public school in the district wherein
2 the course is offered. Each student attending any public or
3 non-public high school in the district must receive a passing
4 grade in at least 8 courses during the previous 2 semesters
5 prior to enrolling in a driver education course, or the student
6 shall not be permitted to enroll in the course; provided that
7 the local superintendent of schools (with respect to a student
8 attending a public high school in the district) or chief school
9 administrator (with respect to a student attending a non-public
10 high school in the district) may waive the requirement if the
11 superintendent or chief school administrator, as the case may
12 be, deems it to be in the best interest of the student. A
13 student may be allowed to commence the classroom instruction
14 part of such driver education course prior to reaching age 15
15 if such student then will be eligible to complete the entire
16 course within 12 months after being allowed to commence such
17 classroom instruction.

18 A school district may offer a driver education course in a
19 school by contracting with a commercial driver training school
20 to provide both the classroom instruction part and the practice
21 driving part or either one without having to request a
22 modification or waiver of administrative rules of the State
23 Board of Education if the school district approves the action
24 during a public hearing on whether to enter into a contract
25 with a commercial driver training school. The public hearing
26 shall be held at a regular or special school board meeting

1 prior to entering into such a contract. If a school district
2 chooses to approve a contract with a commercial driver training
3 school, then the district must provide evidence to the State
4 Board of Education that the commercial driver training school
5 with which it will contract holds a license issued by the
6 Secretary of State under Article IV of Chapter 6 of the
7 Illinois Vehicle Code and that each instructor employed by the
8 commercial driver training school to provide instruction to
9 students served by the school district holds a valid teaching
10 license issued under the requirements of this Code and rules of
11 the State Board of Education. Such evidence must include, but
12 need not be limited to, a list of each instructor assigned to
13 teach students served by the school district, which list shall
14 include the instructor's name, personal identification number
15 as required by the State Board of Education, birth date, and
16 driver's license number. Once the contract is entered into, the
17 school district shall notify the State Board of Education of
18 any changes in the personnel providing instruction either (i)
19 within 15 calendar days after an instructor leaves the program
20 or (ii) before a new instructor is hired. Such notification
21 shall include the instructor's name, personal identification
22 number as required by the State Board of Education, birth date,
23 and driver's license number. If the school district maintains
24 an Internet website, then the district shall post a copy of the
25 final contract between the district and the commercial driver
26 training school on the district's Internet website. If no

1 Internet website exists, then the school district shall make
2 available the contract upon request. A record of all materials
3 in relation to the contract must be maintained by the school
4 district and made available to parents and guardians upon
5 request. The instructor's date of birth and driver's license
6 number and any other personally identifying information as
7 deemed by the federal Driver's Privacy Protection Act of 1994
8 must be redacted from any public materials.

9 Such a course may be commenced immediately after the
10 completion of a prior course. Teachers of such courses shall
11 meet the licensure requirements of this Code and regulations of
12 the State Board as to qualifications.

13 Subject to rules of the State Board of Education, the
14 school district may charge a reasonable fee, not to exceed \$50,
15 to students who participate in the course, unless a student is
16 unable to pay for such a course, in which event the fee for
17 such a student must be waived. However, the district may
18 increase this fee to an amount not to exceed \$250 by school
19 board resolution following a public hearing on the increase,
20 which increased fee must be waived for students who participate
21 in the course and are unable to pay for the course. The total
22 amount from driver education fees and reimbursement from the
23 State for driver education must not exceed the total cost of
24 the driver education program in any year and must be deposited
25 into the school district's driver education fund as a separate
26 line item budget entry. All moneys deposited into the school

1 district's driver education fund must be used solely for the
2 funding of a high school driver education program approved by
3 the State Board of Education that uses driver education
4 instructors endorsed by the State Board of Education.

5 (Source: P.A. 99-642, eff. 7-28-16; 99-720, eff. 1-1-17;
6 100-465, eff. 8-31-17.)

7 (105 ILCS 5/27-24.9)

8 Sec. 27-24.9. Driver education standards.

9 (a) The State Board of Education, in consultation with the
10 Secretary of State, shall adopt course content standards for
11 driver education for those persons under the age of 18 years,
12 which shall include the operation and equipment of motor
13 vehicles.

14 (b) The State Board of Education, in consultation with the
15 Department of State Police, shall adopt course content
16 standards for driver education for persons under the age of 18
17 years that includes information concerning the proper
18 procedures following a traffic stop by a law enforcement
19 officer, including, but not limited to, the driver's rights,
20 the role of the officer, proper driver and officer behavior,
21 appropriate questioning, required documentation, how and where
22 to file a complaint against an officer, and any other
23 information the State Board or the Department of State Police
24 deems necessary. In developing course content under this
25 subsection (b), the State Board or the Department of State

1 Police may consult with any other interested party, including a
2 volunteer working group. Before finalizing the course content,
3 the State Board must provide an opportunity within a reasonable
4 period of time for public comment. The State Board shall adopt
5 rules to implement this subsection (b).
6 (Source: P.A. 97-1025, eff. 1-1-13.)".