



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

HB1410

by Rep. Thomas Bennett

#### SYNOPSIS AS INTRODUCED:

105 ILCS 5/27-24.2

from Ch. 122, par. 27-24.2

Amends the Driver Education Act in the School Code. Requires behind-the-wheel instruction to incorporate motorcycle safety and awareness to ensure that students understand their surroundings when operating a motor vehicle. Effective immediately.

LRB099 06100 NHT 26155 b

FISCAL NOTE ACT  
MAY APPLY

STATE MANDATES  
ACT MAY REQUIRE  
REIMBURSEMENT

1 AN ACT concerning education.

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 Section  
5 27-24.2 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  
17 vehicles. The course of instruction given in grades 10 through  
18 12 shall include an emphasis on the development of knowledge,  
19 attitudes, habits, and skills necessary for the safe operation  
20 of motor vehicles, including motorcycles insofar as they can be  
21 taught in the classroom, and instruction on distracted driving  
22 as a major traffic safety issue. In addition, the course shall  
23 include instruction on special hazards existing at and required

1 safety and driving precautions that must be observed at  
2 emergency situations, highway construction and maintenance  
3 zones, and railroad crossings and the approaches thereto. The  
4 course of instruction required of each eligible student at the  
5 high school level shall consist of a minimum of 30 clock hours  
6 of classroom instruction and a minimum of 6 clock hours of  
7 individual behind-the-wheel instruction in a dual control car  
8 on public roadways taught by a driver education instructor  
9 endorsed by the State Board of Education. The behind-the-wheel  
10 instruction shall incorporate motorcycle safety and awareness  
11 to ensure that students understand their surroundings when  
12 operating a motor vehicle. Both the classroom instruction part  
13 and the practice driving part of such driver education course  
14 shall be open to a resident or non-resident student attending a  
15 non-public school in the district wherein the course is  
16 offered. Each student attending any public or non-public high  
17 school in the district must receive a passing grade in at least  
18 8 courses during the previous 2 semesters prior to enrolling in  
19 a driver education course, or the student shall not be  
20 permitted to enroll in the course; provided that the local  
21 superintendent of schools (with respect to a student attending  
22 a public high school in the district) or chief school  
23 administrator (with respect to a student attending a non-public  
24 high school in the district) may waive the requirement if the  
25 superintendent or chief school administrator, as the case may  
26 be, deems it to be in the best interest of the student. A

1 student may be allowed to commence the classroom instruction  
2 part of such driver education course prior to reaching age 15  
3 if such student then will be eligible to complete the entire  
4 course within 12 months after being allowed to commence such  
5 classroom instruction.

6 Such a course may be commenced immediately after the  
7 completion of a prior course. Teachers of such courses shall  
8 meet the certification requirements of this Act and regulations  
9 of the State Board as to qualifications.

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

1 instructors endorsed by the State Board of Education.

2 (Source: P.A. 96-734, eff. 8-25-09; 97-145, eff. 7-14-11.)

3 Section 99. Effective date. This Act takes effect upon  
4 becoming law.