



Rep. Lilian Jiménez

Filed: 4/8/2025

10400HB3247ham002

LRB104 11044 LNS 25061 a

1 AMENDMENT TO HOUSE BILL 3247

2 AMENDMENT NO. _____. Amend House Bill 3247 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by adding Sections
5 22-101 and 27A-5 as follows:

6 (105 ILCS 5/22-101 new)

7 Sec. 22-101. Denial of free education prohibited.

8 (a) The purpose of this Section is to secure the right of
9 every child to equal access to a free public education and a
10 school that is safe from intimidation and fear, consistent
11 with the landmark United States Supreme Court decision in
12 Plyler v. Doe, 457 U.S. 202 (1982), as in effect on January 1,
13 2025, which held that it is unconstitutional for states to
14 deny children a free public education based on immigration
15 status. In their efforts to promote the right to educational
16 equality established in Plyler, schools must take steps to

1 protect the integrity of school learning environments for all
2 children, so that no parent is discouraged from sending and no
3 child is discouraged from attending school, including from the
4 threat of immigration enforcement or other law enforcement
5 activity on a school campus.

6 (b) As used in this Section:

7 "Citizenship or immigration status" means all matters
8 regarding citizenship of the United States or any other
9 country or the authority, or lack thereof, to reside in or
10 otherwise to be present in the United States, including an
11 individual's nationality and country of citizenship.

12 "Law enforcement agent" means an agent of federal, State,
13 or local law enforcement authorized with the power to arrest
14 or detain individuals or manage custody of detained
15 individuals for a law enforcement purpose, including civil
16 immigration enforcement. "Law enforcement agent" does not
17 include a school resource officer as defined in Section
18 10-20.68 of this Code.

19 "Nonjudicial warrant" means a warrant issued by a federal,
20 State, or local agency authorized with the power to arrest or
21 detain individuals or manage custody of detained individuals
22 for any law enforcement purpose, including civil immigration
23 enforcement. "Nonjudicial warrant" includes immigration
24 detainers or civil immigration warrants as defined in Section
25 10 of the Illinois TRUST Act. "Nonjudicial warrant" does not
26 include a criminal warrant issued upon a judicial

1 determination of probable cause, in compliance with the
2 requirements of the Fourth Amendment to the U.S. Constitution
3 and Article I, Section 6 of the Illinois Constitution.

4 "Prevailing party" includes any party:

5 (1) who obtains some of his or her requested relief
6 through a judicial judgment in his or her favor;

7 (2) who obtains some of his or her requested relief
8 through any settlement agreement approved by the court; or

9 (3) whose pursuit of a non-frivolous claim was a
10 catalyst for a unilateral change in position by the
11 opposing party relative to the relief sought.

12 "School" means every public school, school district, and
13 governing body, including special charter district and charter
14 schools, organized under this Code, and their agents,
15 including contracted parties.

16 (c) No child may be denied a free public education through
17 secondary school while in this State based on the child's
18 perceived or actual immigration status or the child's parent's
19 or guardian's perceived or actual citizenship or immigration
20 status.

21 (1) A school must not exclude a child from
22 participation in or deny a child the benefits of any
23 program or activity on the grounds of that child's
24 perceived or actual immigration status or the child's
25 parent's or guardian's actual or perceived citizenship or
26 immigration status.

1 (2) A school must not use policies, procedures, or
2 engage in practices that have the effect of excluding a
3 child from participation or denying the benefits of any
4 program or activity, or the effect of excluding
5 participation of the parent or guardian from parental
6 engagement activities or programs, because of a child's
7 perceived or actual immigration status or the child's
8 parent's or guardian's actual or perceived immigration
9 status. These policies, procedures, and practices include:

10 (A) requesting or collecting information or
11 documentation about citizenship or immigration status
12 unless required by State or federal law; and

13 (B) designating immigration status, citizenship,
14 place of birth, nationality, or national origin as
15 directory information, as that term is defined by
16 federal and State law.

17 (3) A school must not threaten to disclose to any
18 other person, entity, or any immigration or law
19 enforcement agency information regarding or relating to
20 the actual or perceived citizenship or immigration status
21 of a child, or associated person, or actually disclose to
22 any other person, entity, or any immigration or law
23 enforcement agency information based on the child's or
24 associated person's perceived or unverified citizenship or
25 immigration status, if the person disclosing the
26 information does not have proof of the individual's

1 current immigration status. Compliance with Section 1373
2 of Title 8 of the United States Code, as duly interpreted
3 by an authoritative court, is not a violation of this
4 paragraph (3).

5 (4) A school must develop procedures for reviewing and
6 authorizing requests from law enforcement agents
7 attempting to enter a school or school facility by July 1,
8 2026. The procedures must comply with the requirements of
9 paragraph (2), and, at a minimum, include the following:

10 (A) procedures for reviewing and contacting a
11 designated authorized person at the school or school
12 facility and the superintendent's or school
13 administrative office who may contact the school's
14 legal counsel, and for that authorized person or legal
15 counsel to review requests to enter a school or school
16 facility, including judicial warrants, nonjudicial
17 warrants, and subpoenas;

18 (B) procedures for monitoring or accompanying, and
19 documenting all interactions with law enforcement
20 agents while on the school premises; and

21 (C) procedures for notifying and seeking consent
22 from a student's parents or guardians, or from a
23 student if the student is 18 or older or emancipated,
24 if a law enforcement agent request access to a student
25 for immigration enforcement purposes, unless such
26 access was in compliance with a judicial warrant or

1 subpoena that restricts the disclosure of the
2 information to the parent or guardian.

3 (D) This paragraph (4) is subject to subsection
4 (c) of Section 22-88 of this Code.

5 (d) A school district or school, whether public or
6 charter, shall adopt a policy for complying with paragraphs
7 (1), (2), (3), and (4) of subsection (c) by July 1, 2026.

8 (e) Beginning July 1, 2026, any party aggrieved by conduct
9 that violates subsection (c) may bring a civil lawsuit. This
10 lawsuit must be brought not later than 2 years after the
11 violation of subsection (c). If the court finds that a willful
12 violation of paragraph (1), (2), or (3) of subsection (c) has
13 occurred, the court may award actual damages. The court, as it
14 deems appropriate, may grant as relief any permanent or
15 preliminary negative or mandatory injunction, temporary
16 restraining order, or other order.

17 (f) Nothing in this Section shall be construed to require
18 an exhaustion of the administrative complaint process before
19 civil law remedies may be pursued.

20 (g) Upon motion, a court shall award reasonable attorney's
21 fees and costs, including expert witness fees and other
22 litigation expenses, to a plaintiff who is a prevailing party
23 in any action brought under subsection (c). In awarding
24 reasonable attorney's fees, the court shall consider the
25 degree to which the relief obtained relates to the relief
26 sought.

1 (h) The General Assembly finds and declares that this
2 Section is a State law within the meaning of subsection (d) of
3 Section 1621 of Title 8 of the United States Code.

4 (105 ILCS 5/27A-5)

5 (Text of Section before amendment by P.A. 102-466)

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

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

12 (b) A charter school may be established under this Article
13 by creating a new school or by converting an existing public
14 school or attendance center to charter school status. In all
15 new applications to establish a charter school in a city
16 having a population exceeding 500,000, operation of the
17 charter school shall be limited to one campus. This limitation
18 does not apply to charter schools existing or approved on or
19 before April 16, 2003.

20 (b-5) (Blank).

21 (c) A charter school shall be administered and governed by
22 its board of directors or other governing body in the manner
23 provided in its charter. The governing body of a charter
24 school shall be subject to the Freedom of Information Act and
25 the Open Meetings Act. A charter school's board of directors

1 or other governing body must include at least one parent or
2 guardian of a pupil currently enrolled in the charter school
3 who may be selected through the charter school or a charter
4 network election, appointment by the charter school's board of
5 directors or other governing body, or by the charter school's
6 Parent Teacher Organization or its equivalent.

7 (c-5) No later than January 1, 2021 or within the first
8 year of his or her first term, every voting member of a charter
9 school's board of directors or other governing body shall
10 complete a minimum of 4 hours of professional development
11 leadership training to ensure that each member has sufficient
12 familiarity with the board's or governing body's role and
13 responsibilities, including financial oversight and
14 accountability of the school, evaluating the principal's and
15 school's performance, adherence to the Freedom of Information
16 Act and the Open Meetings Act, and compliance with education
17 and labor law. In each subsequent year of his or her term, a
18 voting member of a charter school's board of directors or
19 other governing body shall complete a minimum of 2 hours of
20 professional development training in these same areas. The
21 training under this subsection may be provided or certified by
22 a statewide charter school membership association or may be
23 provided or certified by other qualified providers approved by
24 the State Board.

25 (d) For purposes of this subsection (d), "non-curricular
26 health and safety requirement" means any health and safety

1 requirement created by statute or rule to provide, maintain,
2 preserve, or safeguard safe or healthful conditions for
3 students and school personnel or to eliminate, reduce, or
4 prevent threats to the health and safety of students and
5 school personnel. "Non-curricular health and safety
6 requirement" does not include any course of study or
7 specialized instructional requirement for which the State
8 Board has established goals and learning standards or which is
9 designed primarily to impart knowledge and skills for students
10 to master and apply as an outcome of their education.

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

1 including non-curricular health and safety requirements of the
2 authorizing local school board.

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

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

24 (g) A charter school shall comply with all provisions of
25 this Article, the Illinois Educational Labor Relations Act,
26 all federal and State laws and rules applicable to public

1 schools that pertain to special education and the instruction
2 of English learners, and its charter. A charter school is
3 exempt from all other State laws and regulations in this Code
4 governing public schools and local school board policies;
5 however, a charter school is not exempt from the following:

6 (1) Sections 10-21.9 and 34-18.5 of this Code
7 regarding criminal history records checks and checks of
8 the Statewide Sex Offender Database and Statewide Murderer
9 and Violent Offender Against Youth Database of applicants
10 for employment;

11 (2) Sections 10-20.14, 10-22.6, 22-100, 24-24, 34-19,
12 and 34-84a of this Code regarding discipline of students;

13 (3) the Local Governmental and Governmental Employees
14 Tort Immunity Act;

15 (4) Section 108.75 of the General Not For Profit
16 Corporation Act of 1986 regarding indemnification of
17 officers, directors, employees, and agents;

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

19 (5.5) subsection (b) of Section 10-23.12 and
20 subsection (b) of Section 34-18.6 of this Code;

21 (6) the Illinois School Student Records Act;

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

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

25 (9) Section 27-23.7 of this Code regarding bullying
26 prevention;

1 (10) Section 2-3.162 of this Code regarding student
2 discipline reporting;

3 (11) Sections 22-80 and 27-8.1 of this Code;

4 (12) Sections 10-20.60 and 34-18.53 of this Code;

5 (13) Sections 10-20.63 and 34-18.56 of this Code;

6 (14) Sections 22-90 and 26-18 of this Code;

7 (15) Section 22-30 of this Code;

8 (16) Sections 24-12 and 34-85 of this Code;

9 (17) the Seizure Smart School Act;

10 (18) Section 2-3.64a-10 of this Code;

11 (19) Sections 10-20.73 and 34-21.9 of this Code;

12 (20) Section 10-22.25b of this Code;

13 (21) Section 27-9.1a of this Code;

14 (22) Section 27-9.1b of this Code;

15 (23) Section 34-18.8 of this Code;

16 (25) Section 2-3.188 of this Code;

17 (26) Section 22-85.5 of this Code;

18 (27) subsections (d-10), (d-15), and (d-20) of Section
19 10-20.56 of this Code;

20 (28) Sections 10-20.83 and 34-18.78 of this Code;

21 (29) Section 10-20.13 of this Code;

22 (30) Section 28-19.2 of this Code;

23 (31) Section 34-21.6 of this Code;

24 (32) Section 22-85.10 of this Code;

25 (33) Section 2-3.196 of this Code;

26 (34) Section 22-95 of this Code;

1 (35) Section 34-18.62 of this Code;

2 (36) the Illinois Human Rights Act; and

3 (37) Section 2-3.204 of this Code.

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

6 (h) A charter school may negotiate and contract with a
7 school district, the governing body of a State college or
8 university or public community college, or any other public or
9 for-profit or nonprofit private entity for: (i) the use of a
10 school building and grounds or any other real property or
11 facilities that the charter school desires to use or convert
12 for use as a charter school site, (ii) the operation and
13 maintenance thereof, and (iii) the provision of any service,
14 activity, or undertaking that the charter school is required
15 to perform in order to carry out the terms of its charter.
16 Except as provided in subsection (i) of this Section, a school
17 district may charge a charter school reasonable rent for the
18 use of the district's buildings, grounds, and facilities. Any
19 services for which a charter school contracts with a school
20 district shall be provided by the district at cost. Any
21 services for which a charter school contracts with a local
22 school board or with the governing body of a State college or
23 university or public community college shall be provided by
24 the public entity at cost.

25 (i) In no event shall a charter school that is established
26 by converting an existing school or attendance center to

1 charter school status be required to pay rent for space that is
2 deemed available, as negotiated and provided in the charter
3 agreement, in school district facilities. However, all other
4 costs for the operation and maintenance of school district
5 facilities that are used by the charter school shall be
6 subject to negotiation between the charter school and the
7 local school board and shall be set forth in the charter.

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

10 (k) If the charter school is authorized by the State
11 Board, then the charter school is its own local education
12 agency.

13 (Source: P.A. 102-51, eff. 7-9-21; 102-157, eff. 7-1-22;
14 102-360, eff. 1-1-22; 102-445, eff. 8-20-21; 102-522, eff.
15 8-20-21; 102-558, eff. 8-20-21; 102-676, eff. 12-3-21;
16 102-697, eff. 4-5-22; 102-702, eff. 7-1-23; 102-805, eff.
17 1-1-23; 102-813, eff. 5-13-22; 103-154, eff. 6-30-23; 103-175,
18 eff. 6-30-23; 103-472, eff. 8-1-24; 103-605, eff. 7-1-24;
19 103-641, eff. 7-1-24; 103-806, eff. 1-1-25; revised 10-9-24.)

20 (Text of Section after amendment by P.A. 102-466)

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

22 (a) A charter school shall be a public, nonsectarian,
23 nonreligious, non-home based, and non-profit school. A charter
24 school shall be organized and operated as a nonprofit
25 corporation or other discrete, legal, nonprofit entity

1 authorized under the laws of the State of Illinois.

2 (b) A charter school may be established under this Article
3 by creating a new school or by converting an existing public
4 school or attendance center to charter school status. In all
5 new applications to establish a charter school in a city
6 having a population exceeding 500,000, operation of the
7 charter school shall be limited to one campus. This limitation
8 does not apply to charter schools existing or approved on or
9 before April 16, 2003.

10 (b-5) (Blank).

11 (c) A charter school shall be administered and governed by
12 its board of directors or other governing body in the manner
13 provided in its charter. The governing body of a charter
14 school shall be subject to the Freedom of Information Act and
15 the Open Meetings Act. A charter school's board of directors
16 or other governing body must include at least one parent or
17 guardian of a pupil currently enrolled in the charter school
18 who may be selected through the charter school or a charter
19 network election, appointment by the charter school's board of
20 directors or other governing body, or by the charter school's
21 Parent Teacher Organization or its equivalent.

22 (c-5) No later than January 1, 2021 or within the first
23 year of his or her first term, every voting member of a charter
24 school's board of directors or other governing body shall
25 complete a minimum of 4 hours of professional development
26 leadership training to ensure that each member has sufficient

1 familiarity with the board's or governing body's role and
2 responsibilities, including financial oversight and
3 accountability of the school, evaluating the principal's and
4 school's performance, adherence to the Freedom of Information
5 Act and the Open Meetings Act, and compliance with education
6 and labor law. In each subsequent year of his or her term, a
7 voting member of a charter school's board of directors or
8 other governing body shall complete a minimum of 2 hours of
9 professional development training in these same areas. The
10 training under this subsection may be provided or certified by
11 a statewide charter school membership association or may be
12 provided or certified by other qualified providers approved by
13 the State Board.

14 (d) For purposes of this subsection (d), "non-curricular
15 health and safety requirement" means any health and safety
16 requirement created by statute or rule to provide, maintain,
17 preserve, or safeguard safe or healthful conditions for
18 students and school personnel or to eliminate, reduce, or
19 prevent threats to the health and safety of students and
20 school personnel. "Non-curricular health and safety
21 requirement" does not include any course of study or
22 specialized instructional requirement for which the State
23 Board has established goals and learning standards or which is
24 designed primarily to impart knowledge and skills for students
25 to master and apply as an outcome of their education.

26 A charter school shall comply with all non-curricular

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

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

22 (f) A charter school shall be responsible for the
23 management and operation of its fiscal affairs, including, but
24 not limited to, the preparation of its budget. An audit of each
25 charter school's finances shall be conducted annually by an
26 outside, independent contractor retained by the charter

1 school. The contractor shall not be an employee of the charter
2 school or affiliated with the charter school or its authorizer
3 in any way, other than to audit the charter school's finances.
4 To ensure financial accountability for the use of public
5 funds, on or before December 1 of every year of operation, each
6 charter school shall submit to its authorizer and the State
7 Board a copy of its audit and a copy of the Form 990 the
8 charter school filed that year with the federal Internal
9 Revenue Service. In addition, if deemed necessary for proper
10 financial oversight of the charter school, an authorizer may
11 require quarterly financial statements from each charter
12 school.

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

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

26 (2) Sections 10-20.14, 10-22.6, 22-100, 24-24, 34-19,

1 and 34-84a of this Code regarding discipline of students;

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

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

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

8 (5.5) subsection (b) of Section 10-23.12 and
9 subsection (b) of Section 34-18.6 of this Code;

10 (6) the Illinois School Student Records Act;

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

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

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

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

18 (11) Sections 22-80 and 27-8.1 of this Code;

19 (12) Sections 10-20.60 and 34-18.53 of this Code;

20 (13) Sections 10-20.63 and 34-18.56 of this Code;

21 (14) Sections 22-90 and 26-18 of this Code;

22 (15) Section 22-30 of this Code;

23 (16) Sections 24-12 and 34-85 of this Code;

24 (17) the Seizure Smart School Act;

25 (18) Section 2-3.64a-10 of this Code;

26 (19) Sections 10-20.73 and 34-21.9 of this Code;

- 1 (20) Section 10-22.25b of this Code;
- 2 (21) Section 27-9.1a of this Code;
- 3 (22) Section 27-9.1b of this Code;
- 4 (23) Section 34-18.8 of this Code;
- 5 (24) Article 26A of this Code;
- 6 (25) Section 2-3.188 of this Code;
- 7 (26) Section 22-85.5 of this Code;
- 8 (27) subsections (d-10), (d-15), and (d-20) of Section
- 9 10-20.56 of this Code;
- 10 (28) Sections 10-20.83 and 34-18.78 of this Code;
- 11 (29) Section 10-20.13 of this Code;
- 12 (30) Section 28-19.2 of this Code;
- 13 (31) Section 34-21.6 of this Code;
- 14 (32) Section 22-85.10 of this Code;
- 15 (33) Section 2-3.196 of this Code;
- 16 (34) Section 22-95 of this Code;
- 17 (35) Section 34-18.62 of this Code;
- 18 (36) the Illinois Human Rights Act; ~~and~~
- 19 (37) Section 2-3.204 of this Code; and -
- 20 (38) Section 22-101 of this Code.

21 The change made by Public Act 96-104 to this subsection

22 (g) is declaratory of existing law.

23 (h) A charter school may negotiate and contract with a

24 school district, the governing body of a State college or

25 university or public community college, or any other public or

26 for-profit or nonprofit private entity for: (i) the use of a

1 school building and grounds or any other real property or
2 facilities that the charter school desires to use or convert
3 for use as a charter school site, (ii) the operation and
4 maintenance thereof, and (iii) the provision of any service,
5 activity, or undertaking that the charter school is required
6 to perform in order to carry out the terms of its charter.
7 Except as provided in subsection (i) of this Section, a school
8 district may charge a charter school reasonable rent for the
9 use of the district's buildings, grounds, and facilities. Any
10 services for which a charter school contracts with a school
11 district shall be provided by the district at cost. Any
12 services for which a charter school contracts with a local
13 school board or with the governing body of a State college or
14 university or public community college shall be provided by
15 the public entity at cost.

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

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

1 (k) If the charter school is authorized by the State
2 Board, then the charter school is its own local education
3 agency.

4 (Source: P.A. 102-51, eff. 7-9-21; 102-157, eff. 7-1-22;
5 102-360, eff. 1-1-22; 102-445, eff. 8-20-21; 102-466, eff.
6 7-1-25; 102-522, eff. 8-20-21; 102-558, eff. 8-20-21; 102-676,
7 eff. 12-3-21; 102-697, eff. 4-5-22; 102-702, eff. 7-1-23;
8 102-805, eff. 1-1-23; 102-813, eff. 5-13-22; 103-154, eff.
9 6-30-23; 103-175, eff. 6-30-23; 103-472, eff. 8-1-24; 103-605,
10 eff. 7-1-24; 103-641, eff. 7-1-24; 103-806, eff. 1-1-25;
11 revised 11-26-24.)

12 Section 95. No acceleration or delay. Where this Act makes
13 changes in a statute that is represented in this Act by text
14 that is not yet or no longer in effect (for example, a Section
15 represented by multiple versions), the use of that text does
16 not accelerate or delay the taking effect of (i) the changes
17 made by this Act or (ii) provisions derived from any other
18 Public Act."