



Sen. Cristina Castro

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10400SB0404sam001

LRB104 06641 LNS 24725 a

1 AMENDMENT TO SENATE BILL 404

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 404 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Dual Credit Quality Act is amended by  
5 changing Sections 5, 10, 15, 16, 17, 20, and 25 and by adding  
6 Sections 16.10 and 19.5 as follows:

7 (110 ILCS 27/5)

8 Sec. 5. Definitions. In this Act:

9 "Dual credit course" means a college course taken by a  
10 high school student for credit at both the college and high  
11 school level.

12 "Postsecondary institution ~~Institution~~" means an  
13 "institution of higher learning" as defined in the Higher  
14 Education Student Assistance Act.

15 (Source: P.A. 96-194, eff. 1-1-10.)

1 (110 ILCS 27/10)

2 Sec. 10. Purpose. The purpose of this Act is to accomplish  
3 all of the following:

4 (1) To reduce college costs.

5 (2) To speed time to degree completion.

6 (3) To improve the curriculum for high school students  
7 and the alignment of the curriculum with college and  
8 workplace expectations.

9 (4) To facilitate the transition between high school  
10 and college.

11 (5) To enhance communication and collaboration between  
12 high schools and colleges that leads to the establishment  
13 of strong local partnerships that seek to expand students'  
14 opportunities.

15 (6) To offer opportunities for improving degree  
16 attainment for underserved student populations and provide  
17 meaningful educational opportunities that support student  
18 success and ensure dual credit is used as a strategic tool  
19 for closing opportunity gaps to increase postsecondary  
20 completion.

21 (Source: P.A. 96-194, eff. 1-1-10.)

22 (110 ILCS 27/15)

23 Sec. 15. Student academic standing. Postsecondary  
24 institutions ~~Institutions~~ may adopt policies to protect the  
25 academic standing of students who are not successful in dual

1 credit courses, including, but not limited to, options for (i)  
2 late withdrawal from a course, or (ii) taking the course on a  
3 pass-fail basis, or both. All institutional policies relating  
4 to the academic standing of students enrolled in dual credit  
5 courses or the transfer of credit for dual credit courses must  
6 be made publicly available by the postsecondary institution  
7 and provided to each student enrolled in dual credit courses  
8 offered by that postsecondary institution.

9 (Source: P.A. 100-1049, eff. 1-1-19.)

10 (110 ILCS 27/16)

11 Sec. 16. High school and community college partnership  
12 agreements; dual credit.

13 (a) A community college district shall, upon the  
14 documented request of a school district within the  
15 jurisdiction of the community college district, enter into a  
16 partnership agreement with the school district to offer dual  
17 credit coursework.

18 The school district and community college district must  
19 designate a liaison and begin negotiations to reach a  
20 partnership agreement no later than 60 calendar days after the  
21 initial request.

22 A school district may offer any course identified in the  
23 Illinois Articulation Initiative General Education Core  
24 Curriculum package under the Illinois Articulation Initiative  
25 Act as a dual credit course on the campus of a high school of

1 the school district and may recommend ~~use~~ a high school  
2 instructor who has met the academic credential requirements  
3 under this Act to teach the dual credit course.

4 (b) The partnership agreement shall include all of the  
5 following:

6 (1) The establishment of the school district's and the  
7 community college district's respective roles and  
8 responsibilities in providing the program and ensuring the  
9 quality and instructional rigor of the program. This must  
10 include an assurance that the community college district  
11 has appropriate academic control of the curriculum,  
12 consistent with any State or federal law or administrative  
13 rule adopted by the Board of Higher Education or Illinois  
14 Community College Board and as required or negotiated with  
15 the Higher Learning Commission or other applicable  
16 accrediting agencies ~~agency~~.

17 (2) The dual credit courses that the school district  
18 will offer its students and whether those courses will be  
19 offered on the high school or community college campus or  
20 through an online, hybrid, or virtual platform ~~established~~  
21 ~~by the Illinois Community College Board~~.

22 (3) The establishment of academic criteria for  
23 granting eligibility for high school students to enroll in  
24 dual credit coursework. The academic criteria shall be  
25 evidence-based and shall include multiple appropriate  
26 measures to determine whether a student is prepared for

1 any dual credit coursework in which the student enrolls.

2 (4) The establishment of any limitations that the  
3 school district or community college district may put on  
4 course offerings due to availability of instructors, the  
5 availability of students for specific course offerings,  
6 appropriate text or course materials, lab and course  
7 facilities, or local board policy.

8 (5) The requirement that the dual credit instructor  
9 meet the academic credential requirements to teach a dual  
10 credit course, consistent with paragraphs (1), (2), (2.5),  
11 and (3) of Section 20 of this Act, but shall not be  
12 required to exceed those minimum credentials.

13 (6) The collaborative process and criteria by which  
14 the school district shall identify and recommend and the  
15 community college district shall review and approve high  
16 school instructors of dual credit courses taught on the  
17 campus of a high school. This provision shall require that  
18 the school district be responsible for hiring and  
19 compensating the instructor.

20 (7) The requirement that a community college district  
21 take the appropriate steps to ensure that dual credit  
22 courses are equivalent to those courses offered at the  
23 community college in quality and rigor to qualify for  
24 college credit. The dual credit programs shall encompass  
25 the following characteristics:

26 (A) Student learning outcomes expected for dual

1 credit courses in General Education Core Curriculum  
2 courses and the professional and career and technical  
3 disciplines shall be the same as the student learning  
4 outcomes expected for the same courses taught on the  
5 postsecondary campus.

6 (B) Course content, course delivery, and course  
7 rigor shall be evaluated by the community college  
8 chief academic officer or his or her designee, in  
9 consultation with the school district's superintendent  
10 or his or her designee. The evaluation shall be  
11 conducted in a manner that is consistent with the  
12 community college district's review and evaluation  
13 policy and procedures for on-campus adjunct faculty,  
14 including visits to the secondary class. This  
15 evaluation shall be limited to the course and the  
16 ability of the instructor to deliver quality, rigorous  
17 college credit coursework. This evaluation shall not  
18 impact the instructor's performance evaluation under  
19 Article 24A of the School Code. This evaluation shall  
20 be completed within the same school year that the  
21 course is taught.

22 (C) The academic supports and, if applicable,  
23 guidance that will be provided to students  
24 participating in the program by the high school and  
25 the community college district.

26 (8) Identify all fees and costs to be assessed by the

1 community college district for dual credit courses. This  
2 provision shall require that any fees and costs assessed  
3 for dual credit courses shall be reasonable and promote  
4 student access to those courses, and may take into account  
5 regional considerations and differences.

6 (8.5) The collaborative process and criteria by which  
7 a school district and a community college district shall  
8 work to ensure that individual students with disabilities  
9 have access to dual credit courses, provided that those  
10 students are able to meet the criteria for entry into a  
11 dual credit course. Through this process and criteria, the  
12 student shall have access to the supplementary aids and  
13 accommodations included in the student's individualized  
14 education program under Article 14 of the School Code or  
15 Section 504 plan under the federal Rehabilitation Act of  
16 1973 while the student is accessing a dual credit course  
17 on a high school campus, in accordance with established  
18 practices at the high school for providing these services.  
19 A student who accesses a dual credit course on a community  
20 college campus shall have access to supplementary aids and  
21 accommodations provided in the partnership agreement,  
22 including access to the community college's disability  
23 services. A school district and community college district  
24 shall work together to provide seamless communication  
25 about the student's eligibility for disability services  
26 and dual credit course progress.

1           (9) The community college district shall establish a  
2 mechanism for evaluating and documenting on a regular  
3 basis the performance of students who complete dual credit  
4 courses, consistent with paragraph (9) of Section 20 and  
5 Section 30 of this Act, and for sharing that data in a  
6 meaningful and timely manner with the school district.  
7 This evaluation shall be limited to the course and the  
8 coursework. This evaluation shall not impact the  
9 instructor's performance evaluation under Article 24A of  
10 the School Code.

11           (10) The expectations for maintaining the rigor of  
12 dual credit courses that are taught at the high school and  
13 including students not deemed ready for college-level  
14 coursework according to the standards of the community  
15 college.

16           (11) A requirement that the school district and  
17 community college annually assess disaggregated data  
18 pertaining to dual credit course enrollments, completions,  
19 and subsequent postsecondary enrollment and performance to  
20 the extent feasible. If applicable, this assessment shall  
21 include an analysis of dual credit courses with credit  
22 sections for dual credit and for high school credit only  
23 pursuant to subsection (a) of Section 16.5 that reviews  
24 student characteristics by credit section in relation to  
25 gender, race and ethnicity, and low-income status.

26           (12) For courses taught by a high school instructor at

1 the high school, the school district may use its policies  
2 to determine maximum class enrollment, student technology  
3 access and usage, and student accommodations if these  
4 policies do not interfere with rigorous student learning  
5 outcomes. In coordination with the postsecondary  
6 institution partner, a school district may determine  
7 course length, as long as it is meets the minimum meeting  
8 and seat time required by the Illinois Community College  
9 Board for the course and the number of sections an  
10 individual instructor may teach to ensure maximum access  
11 for all students in the school district while maintaining  
12 rigorous student learning outcomes. If the school district  
13 weighs Advanced Placement or International Baccalaureate  
14 courses, dual credit courses shall receive the same weight  
15 as Advanced Placement or International Baccalaureate  
16 courses.

17 (c) A community college district with an established  
18 partnership agreement with a school district has 30 calendar  
19 days from the initial course request to notify the school  
20 district of its disapproval of the course request, instructor  
21 qualifications, course documentation, or the community college  
22 district's withdrawal of course or instructor approval.  
23 Initial course requests shall include all documentation  
24 necessary for review of the course and instructor. Thereafter,  
25 the school district may appeal the denial or withdrawal of the  
26 course, instructor qualifications, or course documentation to

1 the Illinois Community College Board within 14 calendar days  
2 after the disapproval notice. The Executive Director of the  
3 Illinois Community College Board shall render a decision  
4 within 30 calendar days after filing and provide notice of the  
5 decision to the community college district and school  
6 district. The decision of the Executive Director may be  
7 appealed to the Illinois Community College Board by either the  
8 postsecondary institution or the school district within 30  
9 calendar days after the decision by submitting a written  
10 request for reconsideration of the decision to the Illinois  
11 Community College Board. The community college district and  
12 the school district may make both oral and written  
13 presentations to the Illinois Community College Board at the  
14 time the decision is reconsidered. The Illinois Community  
15 College Board's decision shall be final and binding. Should  
16 the Illinois Community College Board's decision favor approval  
17 of the course and instructor, but the in-district  
18 postsecondary institution elects not to offer the course, the  
19 school district may approach another postsecondary institution  
20 outside of the school district with the same course and  
21 instructor proposal. Should the Illinois Community College  
22 Board's decision uphold the denial of the course and  
23 instructor application, the school district may not approach  
24 another postsecondary institution with the same course and  
25 instructor proposal.

26 (d) If, within 180 calendar days of the school district's

1 initial request to enter into a partnership agreement with the  
2 community college district, the school district and the  
3 community college district do not reach agreement on the  
4 partnership agreement, then the school district and community  
5 college district shall jointly implement the provisions of the  
6 Model Partnership Agreement established under Section 19 of  
7 this Act for which local agreement could not be reached. A  
8 community college district may combine its negotiations with  
9 multiple school districts to establish one multi-district  
10 partnership agreement or may negotiate individual partnership  
11 agreements at its discretion.

12 (Source: P.A. 102-516, eff. 8-20-21; 102-1077, eff. 1-1-23.)

13 (110 ILCS 27/16.10 new)

14 Sec. 16.10. School district and postsecondary institution  
15 partnership agreement; dual credit. Prior to offering dual  
16 credit coursework with any postsecondary institution other  
17 than a community college, a school district shall first  
18 negotiate with the designated liaison within the school  
19 district's local community college district to seek a  
20 partnership agreement with the community college district as  
21 provided in Section 16. After mutually agreeing that a  
22 partnership with the community college district is not  
23 feasible, the school district shall enter into a partnership  
24 agreement with the alternative postsecondary institution that  
25 addresses each item listed in subsection (b) of Section 16.

1 (110 ILCS 27/17)

2 Sec. 17. Out-of-state dual credit contracts. ~~A On or after~~  
3 ~~the effective date of this amendatory Act of the 100th General~~  
4 ~~Assembly,~~ a school district may not enter into a new contract  
5 with an out-of-state postsecondary institution to provide a  
6 dual credit course without first offering the community  
7 college district in the district in which the school district  
8 is located the opportunity to provide the course. Prior to  
9 entering into a contract with an out-of-state postsecondary  
10 institution, the school district shall notify the Illinois  
11 Community College Board ~~of Higher Education~~ of its intent to  
12 enter into an agreement with an out-of-state postsecondary  
13 institution. The Illinois Community College Board ~~of Higher~~  
14 ~~Education~~ shall have 30 days to provide the school district  
15 with a list of in-state postsecondary institutions that can  
16 provide the school district an equivalent dual credit  
17 opportunity. The school district may not enter into a contract  
18 with an out-of-state postsecondary institution until it has  
19 demonstrated to the Illinois Community College Board that it  
20 has taken appropriate steps to consider the listing of  
21 in-state postsecondary institutions and provides a rationale  
22 as to why the course can be provided only by an out-of-state  
23 postsecondary institution. The Illinois Community College  
24 Board shall publish a list on its website of all dual credit  
25 agreements between school districts and out-of-state or

1 private postsecondary institutions. In deciding which dual  
2 credit courses to offer, a school district reserves the right  
3 to evaluate any dual credit course offered by any  
4 postsecondary institution for quality, rigor, and alignment  
5 with the school district's students' needs.

6 Agreements to provide dual credit courses between a school  
7 district and an out-of-state institution in existence on or  
8 before the effective date of this amendatory Act of the 104th  
9 ~~100th~~ General Assembly shall remain in effect and shall not be  
10 impacted by this Section.

11 (Source: P.A. 100-1049, eff. 1-1-19.)

12 (110 ILCS 27/19.5 new)

13 Sec. 19.5. Standing Dual Credit Committee.

14 (a) Because postsecondary institutions and school  
15 districts are equally committed to the success of all students  
16 involved in dual credit and to ensure equity and quality of the  
17 student experience that leads to college completion and  
18 increased economic mobility, a standing Dual Credit Committee  
19 involving collaboration between the Illinois Community College  
20 Board and the State Board of Education is created and shall  
21 consist of the State Superintendent of Education or the State  
22 Superintendent's designee, 8 members appointed by the State  
23 Superintendent and the Executive Director of the Illinois  
24 Community College Board or the State Superintendent's and  
25 Executive Director's designee, and 8 members appointed by the

1 Executive Director of the Illinois Community College Board.  
2 The Executive Director of the Board of Higher Education shall  
3 serve as an ex-officio member.

4 (b) The Illinois Community College Board shall provide  
5 administrative support to the Committee.

6 (c) The Committee shall meet within 60 days after the  
7 effective date of this amendatory Act of the 104th General  
8 Assembly and subsequently shall meet at least annually to  
9 focus on approving accessibility, quality, and alignment of  
10 dual credit programs to meet the needs of students, as well as  
11 review data and information on outcomes such as student  
12 progression, completion, and other related metrics. The  
13 Committee shall foster cross-sector collaboration, stakeholder  
14 engagement, equity and access, and postsecondary success. The  
15 Committee may consider and develop updates to the Model  
16 Partnership Agreement and associated exhibits to ensure  
17 consistency with any policies established by State, federal,  
18 or accrediting entities.

19 (110 ILCS 27/20)

20 Sec. 20. Standards. All postsecondary institutions  
21 offering dual credit courses shall meet the following  
22 standards:

23 (1) High school instructors teaching credit-bearing  
24 college-level courses for dual credit must meet any of the  
25 academic credential requirements set forth in this

1 paragraph or paragraph (2), (2.5), or (3) of this Section  
2 and need not meet higher certification requirements or  
3 those set out in Article 21B of the School Code:

4 (A) Approved instructors of dual credit courses  
5 shall meet any of the faculty credential standards  
6 established in administrative rules adopted by the  
7 Board of Higher Education or Illinois Community  
8 College Board and aligned with ~~allowed by~~ the Higher  
9 Learning Commission to determine minimally qualified  
10 faculty. At the request of an instructor, an  
11 instructor who meets these credential standards shall  
12 be provided by the State Board of Education with a Dual  
13 Credit Endorsement, to be placed on the professional  
14 educator license, as established by the State Board of  
15 Education and as authorized under Article 21B of the  
16 School Code and promulgated through administrative  
17 rule in cooperation with the Illinois Community  
18 College Board and the Board of Higher Education.

19 (B) An instructor who does not meet the faculty  
20 credential standards established in administrative  
21 rules adopted by the Board of Higher Education or  
22 Illinois Community College Board and aligned with  
23 ~~allowed by~~ the Higher Learning Commission to determine  
24 minimally qualified faculty may teach dual credit  
25 courses if the instructor has a professional  
26 development plan, approved by the postsecondary

1 institution and shared with the State Board of  
2 Education ~~no later than January 1, 2025,~~ to raise his  
3 or her credentials to be in line with the credentials  
4 under subparagraph (A) of this paragraph (1). The  
5 postsecondary institution shall have 30 days to review  
6 the plan and approve an instructor professional  
7 development plan that is in line with the credentials  
8 set forth in paragraph (2) or (2.5) of this Section.  
9 The postsecondary institution shall not unreasonably  
10 withhold approval of a professional development plan.  
11 These approvals shall be good for as long as  
12 satisfactory progress toward the completion of the  
13 credential is demonstrated in good faith and in a  
14 timely manner, but in no event shall a professional  
15 development plan be in effect for more than 3 years  
16 from the date of its approval ~~or after January 1, 2028,~~  
17 ~~whichever is sooner~~. A high school instructor whose  
18 professional development plan is not approved by the  
19 postsecondary institution may appeal to the Illinois  
20 Community College Board or the Board of Higher  
21 Education, as appropriate.

22 (C) The Illinois Community College Board and Board  
23 of Higher Education shall report yearly on their  
24 Internet websites the following:

25 (i) the number of teachers presently enrolled  
26 in an approved professional development plan under

1           this Section;

2           (ii) the number of instructors who  
3           successfully completed an approved professional  
4           development plan;

5           (iii) the number of instructors who did not  
6           successfully complete an approved professional  
7           development plan after 3 years;

8           (iv) a breakdown of the information in  
9           subdivisions (i), (ii), and (iii) of this  
10          subparagraph (C) by subject area; and

11          (v) a summary, by community college district,  
12          of professional development plans that are in  
13          progress, that were successfully completed, or  
14          that have expired.

15          The State Board of Education shall provide the  
16          Illinois Community College Board and Board of Higher  
17          Education any information necessary to complete the  
18          reporting required under this subparagraph (C).

19          (2) For a high school instructor entering into a  
20          professional development plan prior to January 1, 2023,  
21          the high school instructor shall qualify for a  
22          professional development plan if the instructor:

23                  (A) has a master's degree in any discipline and  
24                  has earned 9 graduate hours in a discipline in which he  
25                  or she is currently teaching or expects to teach; or

26                  (B) has a bachelor's degree with a minimum of 18

1 graduate hours in a discipline that he or she is  
2 currently teaching or expects to teach and is enrolled  
3 in a discipline-specific master's degree program; and

4 (C) agrees to demonstrate his or her progress  
5 toward completion to the supervising postsecondary  
6 institution, as outlined in the professional  
7 development plan.

8 (2.5) For a high school instructor entering into a  
9 professional development plan on or after January 1, 2023,  
10 the high school instructor shall qualify for a  
11 professional development plan if the instructor:

12 (A) has a master's degree in any discipline, has  
13 earned 9 graduate hours in a discipline in which he or  
14 she currently teaches or expects to teach, and agrees  
15 to demonstrate his or her progress toward completion  
16 to the supervising institution, as outlined in the  
17 professional development plan; or

18 (B) is a fully licensed instructor in career and  
19 technical education who is halfway toward meeting the  
20 institution's requirements for faculty in the  
21 discipline to be taught and agrees to demonstrate his  
22 or her progress toward completion to the supervising  
23 postsecondary institution, as outlined in the  
24 professional development plan.

25 (3) An instructor in career and technical education  
26 courses must possess the credentials and demonstrated

1 teaching competencies appropriate to the field of  
2 instruction.

3 (4) Course content must be equivalent to  
4 credit-bearing college-level courses offered at the  
5 community college.

6 (5) Learning outcomes must be the same as  
7 credit-bearing college-level courses and be appropriately  
8 measured.

9 (6) A high school instructor is expected to  
10 participate in any orientation developed by the  
11 postsecondary institution for dual credit instructors in  
12 course curriculum, assessment methods, and administrative  
13 requirements.

14 (7) Dual credit instructors must be given the  
15 opportunity to participate in all activities available to  
16 other adjunct faculty, including professional development,  
17 seminars, site visits, and internal communication,  
18 provided that such opportunities do not interfere with an  
19 instructor's regular teaching duties.

20 (8) Every dual credit course must be reviewed annually  
21 by faculty through the appropriate department to ensure  
22 consistency with campus courses.

23 (9) Dual credit students must be assessed using  
24 methods and grading systems consistent with students in  
25 traditional credit-bearing college courses.

26 (10) Within 15 days after entering into or renewing a

1 partnership agreement, the postsecondary institution shall  
2 notify its faculty of the agreement, including access to  
3 copies of the agreement if requested.

4 (Source: P.A. 102-558, eff. 8-20-21; 102-1077, eff. 1-1-23;  
5 103-154, eff. 6-30-23.)

6 (110 ILCS 27/25)

7 Sec. 25. Oversight, review, and reporting.

8 (a) The Illinois Community College Board shall be  
9 responsible for oversight and review of dual credit programs  
10 offered jointly by public community colleges and high schools.  
11 The Illinois Community College Board shall implement a review  
12 process and criteria for evaluating dual credit program  
13 quality based upon the standards enumerated in Section 20 of  
14 this Act.

15 (b) The Board of Higher Education shall be responsible for  
16 oversight and review of dual credit programs offered jointly  
17 by high schools and postsecondary institutions, except for  
18 public community colleges as provided in subsection (a) of  
19 this Section. The Board of Higher Education shall develop and  
20 implement a review process based on the standards enumerated  
21 in Section 20 of this Act.

22 (c) Each postsecondary institution shall report annually  
23 to the appropriate agency, the Illinois Community College  
24 Board or the Board of Higher Education. The reports shall  
25 include, but not be limited to, the following data:

1 (1) Number and description of dual credit courses.

2 (2) Faculty teaching dual credit courses and their  
3 academic credentials.

4 (3) Enrollments in dual credit courses.

5 (4) Sites of dual credit offerings.

6 (d) Each postsecondary institution shall file an  
7 electronic copy of any dual credit agreement executed or  
8 amended within 30 days after execution with the Board of  
9 Higher Education or Illinois Community College Board, as  
10 appropriate.

11 (Source: P.A. 96-194, eff. 1-1-10.)

12 Section 99. Effective date. This Act takes effect upon  
13 becoming law.".