

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 Illinois Administrative Procedure Act is
5 amended by adding Section 5-45.65 as follows:

6 (5 ILCS 100/5-45.65 new)

7 Sec. 5-45.65. Emergency rulemaking; School Safety Drill
8 Act. To provide for the expeditious and timely implementation
9 of Section 40 of the School Safety Drill Act, emergency rules
10 implementing Section 40 of the School Safety Drill Act may be
11 adopted in accordance with Section 5-45 by the State Board of
12 Education, in consultation with the Illinois State Police. The
13 adoption of emergency rules authorized by Section 5-45 and
14 this Section is deemed to be necessary for the public
15 interest, safety, and welfare.

16 This Section is repealed one year after the effective date
17 of this amendatory Act of the 104th General Assembly.

18 Section 10. The School Safety Drill Act is amended by
19 changing Sections 40 and 45 as follows:

20 (105 ILCS 128/40)

21 Sec. 40. Common rules. The State Board of Education and

1 the Office of the State Fire Marshal shall cooperate together
2 and coordinate with all appropriate education, first
3 responder, and emergency management officials to (i) develop
4 and implement one common set of rules to be administered under
5 this Act and (ii) develop clear and definitive guidelines to
6 school districts, private schools, and first responders as to
7 how to develop school emergency and crisis response plans, how
8 to develop school emergency and crisis response plans, threat
9 assessment procedures, rapid entry response plans, and cardiac
10 emergency response plans, how to exercise and drill based on
11 such plans and procedures, and how to incorporate lessons
12 learned from these exercises and drills into school emergency
13 and crisis response plans.

14 The State Board of Education, in consultation with the
15 Illinois State Police, shall adopt rules to implement this
16 amendatory Act of the 104th General Assembly. Recognizing the
17 adoption of such rules is deemed an emergency and necessary
18 for the public interest, safety, and welfare of schools in
19 this State, the State Board of Education, in consultation with
20 the Illinois State Police, may adopt rules necessary to
21 implement this amendatory Act of the 104th General Assembly
22 through the use of emergency rulemaking in accordance with
23 Section 5-45 of the Illinois Administrative Procedure Act for
24 a period not to exceed 365 days after the effective date of
25 this amendatory Act of the 104th amendatory Act.

26 (Source: P.A. 94-600, eff. 8-16-05.)

1 (105 ILCS 128/45)

2 Sec. 45. Threat assessment procedure.

3 (a) Each school district must implement a threat
4 assessment procedure that may be part of a school board policy
5 on targeted school violence prevention. The procedure must
6 include the creation of a threat assessment team. The team
7 must include at least one law enforcement official and
8 cross-disciplinary representatives of the district who are
9 most directly familiar with the mental and behavioral health
10 needs of students and staff. Such cross-disciplinary
11 representatives may include the following members:

12 (1) An administrator employed by the school district
13 or a special education cooperative that serves the school
14 district and is available to serve.

15 (2) A teacher employed by the school district or a
16 special education cooperative that serves the school
17 district and is available to serve.

18 (3) A school counselor employed by the school district
19 or a special education cooperative that serves the school
20 district and is available to serve.

21 (4) A school psychologist employed by the school
22 district or a special education cooperative that serves
23 the school district and is available to serve.

24 (5) A school social worker employed by the school
25 district or a special education cooperative that serves

1 the school district and is available to serve.

2 (6) (Blank).

3 If a school district is unable to establish a threat
4 assessment team with school district staff and resources, it
5 may utilize a regional behavioral threat assessment and
6 intervention team that includes mental health professionals
7 and representatives from the State, county, and local law
8 enforcement agencies.

9 (b) A school district shall establish the threat
10 assessment team under this Section no later than 180 days
11 after August 23, 2019 (the effective date of Public Act
12 101-455) and must implement an initial threat assessment
13 procedure no later than 120 days after August 23, 2019 (the
14 effective date of Public Act 101-455). Each year prior to the
15 start of the school year, the school board shall file the
16 threat assessment procedure and a list identifying the members
17 of the school district's threat assessment team or regional
18 behavior threat assessment and intervention team with (i) a
19 local law enforcement agency and (ii) the regional office of
20 education or, with respect to a school district organized
21 under Article 34 of the School Code, the State Board of
22 Education.

23 (b-5) A charter school operating under a charter issued by
24 a local board of education may adhere to the local board's
25 threat assessment procedure or may implement its own threat
26 assessment procedure in full compliance with the requirements

1 of this Section. The charter agreement shall specify in detail
2 how threat assessment procedures will be determined for the
3 charter school.

4 (b-10) A special education cooperative operating under a
5 joint agreement must implement its own threat assessment
6 procedure in full compliance with the requirements of this
7 Section, including the creation of a threat assessment team,
8 which may consist of individuals employed by the member
9 districts. The procedure must include actions the special
10 education cooperative will take in partnership with its member
11 districts to address a threat.

12 (c) Any sharing of student information under this Section
13 must comply with the federal Family Educational Rights and
14 Privacy Act of 1974 and the Illinois School Student Records
15 Act.

16 (d) (Blank).

17 (e) The State Board of Education shall provide school
18 districts with guidance outlining what steps or consideration
19 shall be included within the school district's threat
20 assessment procedure, including guidance for how and when a
21 school district should notify parents and community members of
22 a threat.

23 (Source: P.A. 102-791, eff. 5-13-22; 102-894, eff. 5-20-22;
24 103-154, eff. 6-30-23; 103-175, eff. 6-30-23; 103-780, eff.
25 8-2-24.)

26 Section 99. Effective date. This Act takes effect upon

1 becoming law.