



Rep. Michelle Mussman

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10400SB2427ham001

LRB104 12240 LNS 25655 a

1 AMENDMENT TO SENATE BILL 2427

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2427 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by adding Sections  
5 10-20.88, 27A-5.3, and 34-18.14a as follows:

6 (105 ILCS 5/10-20.88 new)

7 Sec. 10-20.88. Wireless communication device policy.

8 (a) As used in this Section:

9 "Instructional time" means the time during a school day  
10 students spend learning and participating in school  
11 activities. "Instructional time" does not include recess,  
12 passing time, or lunch time.

13 "Wireless communication device" means any portable  
14 wireless device that has the capability to provide voice,  
15 messaging, or other data communication between 2 or more  
16 parties, including, but not limited to:

1           (1) cellular telephones;

2           (2) tablet computers;

3           (3) laptop computers;

4           (4) gaming devices; and

5           (5) wearable devices, including smart watches or smart  
6           glasses.

7           "Wireless communication device" does not include any device  
8           that a school district or teacher has directly issued to,  
9           provided for, or required a student to possess and use for  
10           educational purposes during instructional time.

11           (b) On or before the 2026-2027 school year, each school  
12           board shall adopt and implement a wireless communication  
13           device policy that:

14           (1) at a minimum, prohibits a student from using a  
15           wireless communication device during instructional time,  
16           except as otherwise provided in subsections (c) and (d);  
17           and

18           (2) incorporates guidance for secure and accessible  
19           storage of wireless devices within a school building  
20           during instructional time or directs the district  
21           superintendent or his or her designee to provide such  
22           guidance. However, this paragraph (2) does not preclude a  
23           school district from prohibiting the use or possession of  
24           wireless communication devices for students not meeting  
25           one of the exceptions set forth in subsection (c) or (d).

26           (c) The policy adopted and implemented under subsection

1 (b) may not prohibit a student from using a wireless  
2 communication device during instructional time under the  
3 following circumstances:

4 (1) if a licensed physician, physician assistant, or  
5 nurse practitioner determines that the possession or use  
6 of a wireless communication device is necessary for the  
7 management of the student's health care and the student  
8 uses the wireless communication device as prescribed by  
9 the licensed physician, physician assistant, or nurse  
10 practitioner;

11 (2) to fulfill an individualized education program, a  
12 plan developed under Section 504 of the federal  
13 Rehabilitation Act of 1973, the student's health care  
14 provider's medical orders, or another written  
15 accommodation plan; or

16 (3) if the wireless communication device is necessary  
17 for students who are English learners, as defined in  
18 Section 14C-2 of this Code, to access learning materials.

19 (d) The policy adopted and implemented under subsection  
20 (b) may allow for the following exceptions:

21 (1) if school personnel have authorized the student to  
22 use a wireless communication device for educational  
23 purposes; and

24 (2) in the event of an emergency as detailed in at  
25 least one of the school district's emergency and crises  
26 response plans, protocols, or procedures.

1       (e) No school district may enforce the wireless  
2 communication device policy through fees, fines, or the  
3 deployment of a school resource officer or local law  
4 enforcement officer.

5       (f) Each school board shall review its wireless  
6 communication device policy at least once every 3 years and  
7 make any necessary and appropriate revisions to the policy.

8       (g) A school district shall publicly post the policy  
9 adopted and implemented under subsection (b) on its website.  
10 If the school district does not operate a website, then the  
11 school district shall provide a copy of the policy adopted and  
12 implemented under subsection (b) to the parents or guardians  
13 of every student enrolled in the school district.

14       (105 ILCS 5/27A-5.3 new)

15       Sec. 27A-5.3. Wireless communication device policy.

16       (a) As used in this Section:

17       "Instructional time" means the time during a school day  
18 students spend learning and participating in school  
19 activities. "Instructional time" does not include recess,  
20 passing time, or lunch time.

21       "Wireless communication device" means any portable  
22 wireless device that has the capability to provide voice,  
23 messaging, or other data communication between 2 or more  
24 parties, including, but not limited to:

25       (1) cellular telephones;

1           (2) tablet computers;

2           (3) laptop computers;

3           (4) gaming devices; and

4           (5) wearable devices, including smart watches or smart  
5           glasses.

6           "Wireless communication device" does not include any device  
7           that a charter school or teacher has directly issued to,  
8           provided for, or required a student to possess and use for  
9           educational purposes during instructional time.

10           (b) Beginning with the 2026-2027 school year, each charter  
11           school shall adopt and implement a wireless communication  
12           device policy that:

13           (1) at a minimum, prohibits a student from using a  
14           wireless communication device during instructional time,  
15           except as otherwise provided in subsections (c) and (d);  
16           and

17           (2) incorporates guidance for secure and accessible  
18           storage of wireless devices within a school building  
19           during instructional time. However, this paragraph (2)  
20           does not preclude a charter school from prohibiting the  
21           use or possession of wireless communication devices for  
22           students not meeting one of the exceptions set forth in  
23           subsection (c) or (d).

24           (c) The policy adopted and implemented under subsection  
25           (b) may not prohibit a student from using a wireless  
26           communication device during instructional time under the

1 following circumstances:

2 (1) if a licensed physician, physician assistant, or  
3 nurse practitioner determines that the possession or use  
4 of a wireless communication device is necessary for the  
5 management of the student's health care and the student  
6 uses the wireless communication device as prescribed by  
7 the licensed physician, physician assistant, or nurse  
8 practitioner;

9 (2) to fulfill an individualized education program, a  
10 plan developed under Section 504 of the federal  
11 Rehabilitation Act of 1973, the student's health care  
12 provider's medical orders, or another written  
13 accommodation plan; or

14 (3) if the wireless communication device is necessary  
15 for students who are English learners, as defined in  
16 Section 14C-2 of this Code, to access learning materials.

17 (d) The policy adopted and implemented under subsection  
18 (b) may allow for the following exceptions:

19 (1) if school personnel have authorized the student to  
20 use a wireless communication device for educational  
21 purposes; and

22 (2) in the event of an emergency as detailed in at  
23 least one of the charter school's emergency and crises  
24 response plans, protocols, or procedures.

25 (e) No charter school may enforce the wireless  
26 communication device policy through fees, fines, or the

1 deployment of a school resource officer or local law  
2 enforcement officer.

3 (f) A charter school shall review its wireless  
4 communication device policy at least once every 3 years and  
5 make any necessary and appropriate revisions to the policy.

6 (g) A charter school shall publicly post the policy  
7 adopted and implemented under subsection (b) on its website.  
8 If the charter school does not operate a website, then the  
9 charter school shall provide a copy of the policy adopted and  
10 implemented under subsection (b) to the parents or guardians  
11 of every student enrolled in the charter school.

12 (105 ILCS 5/34-18.14a new)

13 Sec. 34-18.14a. Wireless communication device policy.

14 (a) As used in this Section:

15 "Instructional time" means the time during a school day  
16 students spend learning and participating in school  
17 activities. "Instructional time" does not include recess,  
18 passing time, or lunch time.

19 "Wireless communication device" means any portable  
20 wireless device that has the capability to provide voice,  
21 messaging, or other data communication between 2 or more  
22 parties, including, but not limited to:

23 (1) cellular telephones;

24 (2) tablet computers;

25 (3) laptop computers;

1           (4) gaming devices; and

2           (5) wearable devices, including smart watches or smart  
3           glasses.

4           "Wireless communication device" does not include any device  
5           that the school district or teacher has directly issued to,  
6           provided for, or required a student to possess and use for  
7           educational purposes during instructional time.

8           (b) On or before the 2026-2027 school year, the board  
9           shall adopt and implement a wireless communication device  
10          policy that:

11           (1) at a minimum, prohibits a student from using a  
12           wireless communication device during instructional time,  
13           except as otherwise provided in subsections (c) and (d);  
14           and

15           (2) incorporates guidance for secure and accessible  
16           storage of wireless devices within a school building  
17           during instructional time or directs the general  
18           superintendent of schools or his or her designee to  
19           provide such guidance. However, this paragraph (2) does  
20           not preclude the school district from prohibiting the use  
21           or possession of wireless communication devices for  
22           students not meeting one of the exceptions set forth in  
23           subsection (c) or (d).

24           (c) The policy adopted and implemented under subsection  
25           (b) may not prohibit a student from using a wireless  
26           communication device during instructional time under the

1 following circumstances:

2 (1) if a licensed physician, physician assistant, or  
3 nurse practitioner determines that the possession or use  
4 of a wireless communication device is necessary for the  
5 management of the student's health care and the student  
6 uses the wireless communication device as prescribed by  
7 the licensed physician, physician assistant, or nurse  
8 practitioner;

9 (2) to fulfill an individualized education program, a  
10 plan developed under Section 504 of the federal  
11 Rehabilitation Act of 1973, the student's health care  
12 provider's medical orders, or another written  
13 accommodation plan; or

14 (3) if the wireless communication device is necessary  
15 for students who are English learners, as defined in  
16 Section 14C-2 of this Code, to access learning materials.

17 (d) The policy adopted and implemented under subsection  
18 (b) may allow for the following exceptions:

19 (1) if school personnel have authorized the student to  
20 use a wireless communication device for educational  
21 purposes; and

22 (2) in the event of an emergency as detailed in at  
23 least one of the school district's emergency and crises  
24 response plans, protocols, or procedures.

25 (e) The school district may not enforce the wireless  
26 communication device policy through fees, fines, or the

1 deployment of a school resource officer or local law  
2 enforcement officer.

3 (f) The board shall review its wireless communication  
4 device policy at least once every 3 years and make any  
5 necessary and appropriate revisions to the policy.

6 (g) The school district shall publicly post the policy  
7 adopted and implemented under subsection (b) on its website."