

HB4382



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB4382

Introduced 1/29/2020, by Rep. Dan Caulkins

SYNOPSIS AS INTRODUCED:

105 ILCS 5/21B-45

Amends the Educator Licensure Article of the School Code. Provides for the reinstatement of a lapsed Professional Educator License upon the payment by the applicant of the lesser of a \$100 penalty or a \$10 penalty for each year the license has lapsed (rather than a \$500 penalty). Effective immediately.

LRB101 14679 NHT 63620 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 21B-45 as follows:

6 (105 ILCS 5/21B-45)

7 Sec. 21B-45. Professional Educator License renewal.

8 (a) Individuals holding a Professional Educator License
9 are required to complete the licensure renewal requirements as
10 specified in this Section, unless otherwise provided in this
11 Code.

12 Individuals holding a Professional Educator License shall
13 meet the renewal requirements set forth in this Section, unless
14 otherwise provided in this Code. If an individual holds a
15 license endorsed in more than one area that has different
16 renewal requirements, that individual shall follow the renewal
17 requirements for the position for which he or she spends the
18 majority of his or her time working.

19 (b) All Professional Educator Licenses not renewed as
20 provided in this Section shall lapse on September 1 of that
21 year. Notwithstanding any other provisions of this Section, if
22 a license holder's electronic mail address is available, the
23 State Board of Education shall send him or her notification

1 electronically that his or her license will lapse if not
2 renewed, to be sent no more than 6 months prior to the license
3 lapsing. Lapsed licenses may be immediately reinstated upon (i)
4 payment to the State Board of Education by the applicant of the
5 lesser of a \$100 ~~\$500~~ penalty or a \$10 penalty for each year
6 the license has lapsed ~~to the State Board of Education~~ or (ii)
7 the demonstration of proficiency by completing 9 semester hours
8 of coursework from a regionally accredited institution of
9 higher education in the content area that most aligns with one
10 or more of the educator's endorsement areas. Any and all back
11 fees, including without limitation registration fees owed from
12 the time of expiration of the license until the date of
13 reinstatement, shall be paid and kept in accordance with the
14 provisions in Article 3 of this Code concerning an institute
15 fund and the provisions in Article 21B of this Code concerning
16 fees and requirements for registration. Licenses not
17 registered in accordance with Section 21B-40 of this Code shall
18 lapse after a period of 6 months from the expiration of the
19 last year of registration or on January 1 of the fiscal year
20 following initial issuance of the license. An unregistered
21 license is invalid after September 1 for employment and
22 performance of services in an Illinois public or State-operated
23 school or cooperative and in a charter school. Any license or
24 endorsement may be voluntarily surrendered by the license
25 holder. A voluntarily surrendered license, except a substitute
26 teaching license issued under Section 21B-20 of this Code,

1 shall be treated as a revoked license. An Educator License with
2 Stipulations with only a paraprofessional endorsement does not
3 lapse.

4 (c) From July 1, 2013 through June 30, 2014, in order to
5 satisfy the requirements for licensure renewal provided for in
6 this Section, each professional educator licensee with an
7 administrative endorsement who is working in a position
8 requiring such endorsement shall complete one Illinois
9 Administrators' Academy course, as described in Article 2 of
10 this Code, per fiscal year.

11 (d) Beginning July 1, 2014, in order to satisfy the
12 requirements for licensure renewal provided for in this
13 Section, each professional educator licensee may create a
14 professional development plan each year. The plan shall address
15 one or more of the endorsements that are required of his or her
16 educator position if the licensee is employed and performing
17 services in an Illinois public or State-operated school or
18 cooperative. If the licensee is employed in a charter school,
19 the plan shall address that endorsement or those endorsements
20 most closely related to his or her educator position. Licensees
21 employed and performing services in any other Illinois schools
22 may participate in the renewal requirements by adhering to the
23 same process.

24 Except as otherwise provided in this Section, the
25 licensee's professional development activities shall align
26 with one or more of the following criteria:

1 (1) activities are of a type that engage participants
2 over a sustained period of time allowing for analysis,
3 discovery, and application as they relate to student
4 learning, social or emotional achievement, or well-being;

5 (2) professional development aligns to the licensee's
6 performance;

7 (3) outcomes for the activities must relate to student
8 growth or district improvement;

9 (4) activities align to State-approved standards; and

10 (5) higher education coursework.

11 (e) For each renewal cycle, each professional educator
12 licensee shall engage in professional development activities.
13 Prior to renewal, the licensee shall enter electronically into
14 the Educator Licensure Information System (ELIS) the name,
15 date, and location of the activity, the number of professional
16 development hours, and the provider's name. The following
17 provisions shall apply concerning professional development
18 activities:

19 (1) Each licensee shall complete a total of 120 hours
20 of professional development per 5-year renewal cycle in
21 order to renew the license, except as otherwise provided in
22 this Section.

23 (2) Beginning with his or her first full 5-year cycle,
24 any licensee with an administrative endorsement who is not
25 working in a position requiring such endorsement is not
26 required to complete Illinois Administrators' Academy

1 courses, as described in Article 2 of this Code. Such
2 licensees must complete one Illinois Administrators'
3 Academy course within one year after returning to a
4 position that requires the administrative endorsement.

5 (3) Any licensee with an administrative endorsement
6 who is working in a position requiring such endorsement or
7 an individual with a Teacher Leader endorsement serving in
8 an administrative capacity at least 50% of the day shall
9 complete one Illinois Administrators' Academy course, as
10 described in Article 2 of this Code, each fiscal year in
11 addition to 100 hours of professional development per
12 5-year renewal cycle in accordance with this Code.

13 (4) Any licensee holding a current National Board for
14 Professional Teaching Standards (NBPTS) master teacher
15 designation shall complete a total of 60 hours of
16 professional development per 5-year renewal cycle in order
17 to renew the license.

18 (5) Licensees working in a position that does not
19 require educator licensure or working in a position for
20 less than 50% for any particular year are considered to be
21 exempt and shall be required to pay only the registration
22 fee in order to renew and maintain the validity of the
23 license.

24 (6) Licensees who are retired and qualify for benefits
25 from a State of Illinois retirement system shall notify the
26 State Board of Education using ELIS, and the license shall

1 be maintained in retired status. For any renewal cycle in
2 which a licensee retires during the renewal cycle, the
3 licensee must complete professional development activities
4 on a prorated basis depending on the number of years during
5 the renewal cycle the educator held an active license. If a
6 licensee retires during a renewal cycle, the licensee must
7 notify the State Board of Education using ELIS that the
8 licensee wishes to maintain the license in retired status
9 and must show proof of completion of professional
10 development activities on a prorated basis for all years of
11 that renewal cycle for which the license was active. An
12 individual with a license in retired status shall not be
13 required to complete professional development activities
14 or pay registration fees until returning to a position that
15 requires educator licensure. Upon returning to work in a
16 position that requires the Professional Educator License,
17 the licensee shall immediately pay a registration fee and
18 complete renewal requirements for that year. A license in
19 retired status cannot lapse. Beginning on January 6, 2017
20 (the effective date of Public Act 99-920) through December
21 31, 2017, any licensee who has retired and whose license
22 has lapsed for failure to renew as provided in this Section
23 may reinstate that license and maintain it in retired
24 status upon providing proof to the State Board of Education
25 using ELIS that the licensee is retired and is not working
26 in a position that requires a Professional Educator

1 License.

2 (7) For any renewal cycle in which professional
3 development hours were required, but not fulfilled, the
4 licensee shall complete any missed hours to total the
5 minimum professional development hours required in this
6 Section prior to September 1 of that year. Professional
7 development hours used to fulfill the minimum required
8 hours for a renewal cycle may be used for only one renewal
9 cycle. For any fiscal year or renewal cycle in which an
10 Illinois Administrators' Academy course was required but
11 not completed, the licensee shall complete any missed
12 Illinois Administrators' Academy courses prior to
13 September 1 of that year. The licensee may complete all
14 deficient hours and Illinois Administrators' Academy
15 courses while continuing to work in a position that
16 requires that license until September 1 of that year.

17 (8) Any licensee who has not fulfilled the professional
18 development renewal requirements set forth in this Section
19 at the end of any 5-year renewal cycle is ineligible to
20 register his or her license and may submit an appeal to the
21 State Superintendent of Education for reinstatement of the
22 license.

23 (9) If professional development opportunities were
24 unavailable to a licensee, proof that opportunities were
25 unavailable and request for an extension of time beyond
26 August 31 to complete the renewal requirements may be

1 submitted from April 1 through June 30 of that year to the
2 State Educator Preparation and Licensure Board. If an
3 extension is approved, the license shall remain valid
4 during the extension period.

5 (10) Individuals who hold exempt licenses prior to
6 December 27, 2013 (the effective date of Public Act 98-610)
7 shall commence the annual renewal process with the first
8 scheduled registration due after December 27, 2013 (the
9 effective date of Public Act 98-610).

10 (11) Notwithstanding any other provision of this
11 subsection (e), if a licensee earns more than the required
12 number of professional development hours during a renewal
13 cycle, then the licensee may carry over any hours earned
14 from April 1 through June 30 of the last year of the
15 renewal cycle. Any hours carried over in this manner must
16 be applied to the next renewal cycle. Illinois
17 Administrators' Academy courses or hours earned in those
18 courses may not be carried over.

19 (f) At the time of renewal, each licensee shall respond to
20 the required questions under penalty of perjury.

21 (g) The following entities shall be designated as approved
22 to provide professional development activities for the renewal
23 of Professional Educator Licenses:

24 (1) The State Board of Education.

25 (2) Regional offices of education and intermediate
26 service centers.

1 (3) Illinois professional associations representing
2 the following groups that are approved by the State
3 Superintendent of Education:

4 (A) school administrators;

5 (B) principals;

6 (C) school business officials;

7 (D) teachers, including special education
8 teachers;

9 (E) school boards;

10 (F) school districts;

11 (G) parents; and

12 (H) school service personnel.

13 (4) Regionally accredited institutions of higher
14 education that offer Illinois-approved educator
15 preparation programs and public community colleges subject
16 to the Public Community College Act.

17 (5) Illinois public school districts, charter schools
18 authorized under Article 27A of this Code, and joint
19 educational programs authorized under Article 10 of this
20 Code for the purposes of providing career and technical
21 education or special education services.

22 (6) A not-for-profit organization that, as of December
23 31, 2014 (the effective date of Public Act 98-1147), has
24 had or has a grant from or a contract with the State Board
25 of Education to provide professional development services
26 in the area of English Learning to Illinois school

1 districts, teachers, or administrators.

2 (7) State agencies, State boards, and State
3 commissions.

4 (8) Museums as defined in Section 10 of the Museum
5 Disposition of Property Act.

6 (h) Approved providers under subsection (g) of this Section
7 shall make available professional development opportunities
8 that satisfy at least one of the following:

9 (1) increase the knowledge and skills of school and
10 district leaders who guide continuous professional
11 development;

12 (2) improve the learning of students;

13 (3) organize adults into learning communities whose
14 goals are aligned with those of the school and district;

15 (4) deepen educator's content knowledge;

16 (5) provide educators with research-based
17 instructional strategies to assist students in meeting
18 rigorous academic standards;

19 (6) prepare educators to appropriately use various
20 types of classroom assessments;

21 (7) use learning strategies appropriate to the
22 intended goals;

23 (8) provide educators with the knowledge and skills to
24 collaborate; or

25 (9) prepare educators to apply research to
26 decision-making.

1 (i) Approved providers under subsection (g) of this Section
2 shall do the following:

3 (1) align professional development activities to the
4 State-approved national standards for professional
5 learning;

6 (2) meet the professional development criteria for
7 Illinois licensure renewal;

8 (3) produce a rationale for the activity that explains
9 how it aligns to State standards and identify the
10 assessment for determining the expected impact on student
11 learning or school improvement;

12 (4) maintain original documentation for completion of
13 activities;

14 (5) provide license holders with evidence of
15 completion of activities; and

16 (6) request an Illinois Educator Identification Number
17 (IEIN) for each educator during each professional
18 development activity.

19 (j) The State Board of Education shall conduct annual
20 audits of a subset of approved providers, except for school
21 districts, which shall be audited by regional offices of
22 education and intermediate service centers. The State Board of
23 Education shall ensure that each approved provider, except for
24 a school district, is audited at least once every 5 years. The
25 State Board of Education may conduct more frequent audits of
26 providers if evidence suggests the requirements of this Section

1 or administrative rules are not being met. The State Board of
2 Education shall complete random audits of licensees.

3 (1) (Blank).

4 (2) Approved providers shall comply with the
5 requirements in subsections (h) and (i) of this Section by
6 annually submitting data to the State Board of Education
7 demonstrating how the professional development activities
8 impacted one or more of the following:

9 (A) educator and student growth in regards to
10 content knowledge or skills, or both;

11 (B) educator and student social and emotional
12 growth; or

13 (C) alignment to district or school improvement
14 plans.

15 (3) The State Superintendent of Education shall review
16 the annual data collected by the State Board of Education,
17 regional offices of education, and intermediate service
18 centers in audits to determine if the approved provider has
19 met the criteria and should continue to be an approved
20 provider or if further action should be taken as provided
21 in rules.

22 (k) Registration fees shall be paid for the next renewal
23 cycle between April 1 and June 30 in the last year of each
24 5-year renewal cycle using ELIS. If all required professional
25 development hours for the renewal cycle have been completed and
26 entered by the licensee, the licensee shall pay the

1 registration fees for the next cycle using a form of credit or
2 debit card.

3 (1) Any professional educator licensee endorsed for school
4 support personnel who is employed and performing services in
5 Illinois public schools and who holds an active and current
6 professional license issued by the Department of Financial and
7 Professional Regulation or a national certification board, as
8 approved by the State Board of Education, related to the
9 endorsement areas on the Professional Educator License shall be
10 deemed to have satisfied the continuing professional
11 development requirements provided for in this Section. Such
12 individuals shall be required to pay only registration fees to
13 renew the Professional Educator License. An individual who does
14 not hold a license issued by the Department of Financial and
15 Professional Regulation shall complete professional
16 development requirements for the renewal of a Professional
17 Educator License provided for in this Section.

18 (m) Appeals to the State Educator Preparation and Licensure
19 Board must be made within 30 days after receipt of notice from
20 the State Superintendent of Education that a license will not
21 be renewed based upon failure to complete the requirements of
22 this Section. A licensee may appeal that decision to the State
23 Educator Preparation and Licensure Board in a manner prescribed
24 by rule.

25 (1) Each appeal shall state the reasons why the State
26 Superintendent's decision should be reversed and shall be

1 sent by certified mail, return receipt requested, to the
2 State Board of Education.

3 (2) The State Educator Preparation and Licensure Board
4 shall review each appeal regarding renewal of a license
5 within 90 days after receiving the appeal in order to
6 determine whether the licensee has met the requirements of
7 this Section. The State Educator Preparation and Licensure
8 Board may hold an appeal hearing or may make its
9 determination based upon the record of review, which shall
10 consist of the following:

11 (A) the regional superintendent of education's
12 rationale for recommending nonrenewal of the license,
13 if applicable;

14 (B) any evidence submitted to the State
15 Superintendent along with the individual's electronic
16 statement of assurance for renewal; and

17 (C) the State Superintendent's rationale for
18 nonrenewal of the license.

19 (3) The State Educator Preparation and Licensure Board
20 shall notify the licensee of its decision regarding license
21 renewal by certified mail, return receipt requested, no
22 later than 30 days after reaching a decision. Upon receipt
23 of notification of renewal, the licensee, using ELIS, shall
24 pay the applicable registration fee for the next cycle
25 using a form of credit or debit card.

26 (n) The State Board of Education may adopt rules as may be

1 necessary to implement this Section.

2 (Source: P.A. 99-58, eff. 7-16-15; 99-130, eff. 7-24-15;
3 99-591, eff. 1-1-17; 99-642, eff. 7-28-16; 99-920, eff. 1-6-17;
4 100-13, eff. 7-1-17; 100-339, eff. 8-25-17; 100-596, eff.
5 7-1-18; 100-863, eff. 8-14-18.)

6 Section 99. Effective date. This Act takes effect upon
7 becoming law.