

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 Sections  
5 10-20.21, 21B-40, and 21B-50 as follows:

6 (105 ILCS 5/10-20.21)

7 Sec. 10-20.21. Contracts.

8 (a) To award all contracts for purchase of supplies and  
9 materials or work involving an expenditure in excess of \$25,000  
10 or a lower amount as required by board policy to the lowest  
11 responsible bidder, considering conformity with  
12 specifications, terms of delivery, quality and serviceability,  
13 after due advertisement, except the following: (i) contracts  
14 for the services of individuals possessing a high degree of  
15 professional skill where the ability or fitness of the  
16 individual plays an important part; (ii) contracts for the  
17 printing of finance committee reports and departmental  
18 reports; (iii) contracts for the printing or engraving of  
19 bonds, tax warrants and other evidences of indebtedness; (iv)  
20 contracts for the purchase of perishable foods and perishable  
21 beverages; (v) contracts for materials and work which have been  
22 awarded to the lowest responsible bidder after due  
23 advertisement, but due to unforeseen revisions, not the fault

1 of the contractor for materials and work, must be revised  
2 causing expenditures not in excess of 10% of the contract  
3 price; (vi) contracts for the maintenance or servicing of, or  
4 provision of repair parts for, equipment which are made with  
5 the manufacturer or authorized service agent of that equipment  
6 where the provision of parts, maintenance, or servicing can  
7 best be performed by the manufacturer or authorized service  
8 agent; (vii) purchases and contracts for the use, purchase,  
9 delivery, movement, or installation of data processing  
10 equipment, software, or services and telecommunications and  
11 interconnect equipment, software, and services; (viii)  
12 contracts for duplicating machines and supplies; (ix)  
13 contracts for the purchase of fuel, including diesel, gasoline,  
14 oil, aviation, natural gas, or propane, lubricants, or other  
15 petroleum products ~~natural gas when the cost is less than that~~  
16 ~~offered by a public utility;~~ (x) purchases of equipment  
17 previously owned by some entity other than the district itself;  
18 (xi) contracts for repair, maintenance, remodeling,  
19 renovation, or construction, or a single project involving an  
20 expenditure not to exceed \$50,000 and not involving a change or  
21 increase in the size, type, or extent of an existing facility;  
22 (xii) contracts for goods or services procured from another  
23 governmental agency; (xiii) contracts for goods or services  
24 which are economically procurable from only one source, such as  
25 for the purchase of magazines, books, periodicals, pamphlets  
26 and reports, and for utility services such as water, light,

1 heat, telephone or telegraph; (xiv) where funds are expended in  
2 an emergency and such emergency expenditure is approved by 3/4  
3 of the members of the board; (xv) State master contracts  
4 authorized under Article 28A of this Code; and (xvi) contracts  
5 providing for the transportation of pupils, which contracts  
6 must be advertised in the same manner as competitive bids and  
7 awarded by first considering the bidder or bidders most able to  
8 provide safety and comfort for the pupils, stability of  
9 service, and any other factors set forth in the request for  
10 proposal regarding quality of service, and then price. However,  
11 at no time shall a cause of action lie against a school board  
12 for awarding a pupil transportation contract per the standards  
13 set forth in this subsection (a) unless the cause of action is  
14 based on fraudulent conduct.

15 All competitive bids for contracts involving an  
16 expenditure in excess of \$25,000 or a lower amount as required  
17 by board policy must be sealed by the bidder and must be opened  
18 by a member or employee of the school board at a public bid  
19 opening at which the contents of the bids must be announced.  
20 Each bidder must receive at least 3 days' notice of the time  
21 and place of the bid opening. For purposes of this Section due  
22 advertisement includes, but is not limited to, at least one  
23 public notice at least 10 days before the bid date in a  
24 newspaper published in the district, or if no newspaper is  
25 published in the district, in a newspaper of general  
26 circulation in the area of the district. State master contracts

1 and certified education purchasing contracts, as defined in  
2 Article 28A of this Code, are not subject to the requirements  
3 of this paragraph.

4 Under this Section, the acceptance of bids sealed by a  
5 bidder and the opening of these bids at a public bid opening  
6 may be permitted by an electronic process for communicating,  
7 accepting, and opening competitive bids. However, bids for  
8 construction purposes are prohibited from being communicated,  
9 accepted, or opened electronically. An electronic bidding  
10 process must provide for, but is not limited to, the following  
11 safeguards:

12 (1) On the date and time certain of a bid opening, the  
13 primary person conducting the competitive, sealed,  
14 electronic bid process shall log onto a specified database  
15 using a unique username and password previously assigned to  
16 the bidder to allow access to the bidder's specific bid  
17 project number.

18 (2) The specified electronic database must be on a  
19 network that (i) is in a secure environment behind a  
20 firewall; (ii) has specific encryption tools; (iii)  
21 maintains specific intrusion detection systems; (iv) has  
22 redundant systems architecture with data storage back-up,  
23 whether by compact disc or tape; and (v) maintains a  
24 disaster recovery plan.

25 It is the legislative intent of Public Act 96-841 to maintain  
26 the integrity of the sealed bidding process provided for in

1 this Section, to further limit any possibility of bid-rigging,  
2 to reduce administrative costs to school districts, and to  
3 effect efficiencies in communications with bidders.

4 (b) To require, as a condition of any contract for goods  
5 and services, that persons bidding for and awarded a contract  
6 and all affiliates of the person collect and remit Illinois Use  
7 Tax on all sales of tangible personal property into the State  
8 of Illinois in accordance with the provisions of the Illinois  
9 Use Tax Act regardless of whether the person or affiliate is a  
10 "retailer maintaining a place of business within this State" as  
11 defined in Section 2 of the Use Tax Act. For purposes of this  
12 Section, the term "affiliate" means any entity that (1)  
13 directly, indirectly, or constructively controls another  
14 entity, (2) is directly, indirectly, or constructively  
15 controlled by another entity, or (3) is subject to the control  
16 of a common entity. For purposes of this subsection (b), an  
17 entity controls another entity if it owns, directly or  
18 individually, more than 10% of the voting securities of that  
19 entity. As used in this subsection (b), the term "voting  
20 security" means a security that (1) confers upon the holder the  
21 right to vote for the election of members of the board of  
22 directors or similar governing body of the business or (2) is  
23 convertible into, or entitles the holder to receive upon its  
24 exercise, a security that confers such a right to vote. A  
25 general partnership interest is a voting security.

26 To require that bids and contracts include a certification

1 by the bidder or contractor that the bidder or contractor is  
2 not barred from bidding for or entering into a contract under  
3 this Section and that the bidder or contractor acknowledges  
4 that the school board may declare the contract void if the  
5 certification completed pursuant to this subsection (b) is  
6 false.

7 (b-5) To require all contracts and agreements that pertain  
8 to goods and services and that are intended to generate  
9 additional revenue and other remunerations for the school  
10 district in excess of \$1,000, including without limitation  
11 vending machine contracts, sports and other attire, class  
12 rings, and photographic services, to be approved by the school  
13 board. The school board shall file as an attachment to its  
14 annual budget a report, in a form as determined by the State  
15 Board of Education, indicating for the prior year the name of  
16 the vendor, the product or service provided, and the actual net  
17 revenue and non-monetary remuneration from each of the  
18 contracts or agreements. In addition, the report shall indicate  
19 for what purpose the revenue was used and how and to whom the  
20 non-monetary remuneration was distributed.

21 (b-10) To prohibit any contract to purchase food with a  
22 bidder or offeror if the bidder's or offeror's contract terms  
23 prohibit the school from donating food to food banks,  
24 including, but not limited to, homeless shelters, food  
25 pantries, and soup kitchens.

26 (c) If the State education purchasing entity creates a

1 master contract as defined in Article 28A of this Code, then  
2 the State education purchasing entity shall notify school  
3 districts of the existence of the master contract.

4 (d) In purchasing supplies, materials, equipment, or  
5 services that are not subject to subsection (c) of this  
6 Section, before a school district solicits bids or awards a  
7 contract, the district may review and consider as a bid under  
8 subsection (a) of this Section certified education purchasing  
9 contracts that are already available through the State  
10 education purchasing entity.

11 (Source: P.A. 99-552, eff. 7-15-16.)

12 (105 ILCS 5/21B-40)

13 Sec. 21B-40. Fees.

14 (a) Beginning with the start of the new licensure system  
15 established pursuant to this Article, the following fees shall  
16 be charged to applicants:

17 (1) A \$100 application fee for a Professional Educator  
18 License or an Educator License with Stipulations.  
19 ~~Beginning on July 1, 2018, the license renewal fee for an~~  
20 ~~Educator License with Stipulations with a paraprofessional~~  
21 ~~educator endorsement shall be \$25.~~

22 (1.5) A \$50 application fee for a Substitute Teaching  
23 License. If the application for a Substitute Teaching  
24 License is made and granted after July 1, 2017, the  
25 licensee may apply for a refund of the application fee

1 within 18 months of issuance of the new license and shall  
2 be issued that refund by the State Board of Education if  
3 the licensee provides evidence to the State Board of  
4 Education that the licensee has taught pursuant to the  
5 Substitute Teaching License at least 10 full school days  
6 within one year of issuance.

7 (1.7) A \$25 application fee for a Short-Term Substitute  
8 Teaching License. The Short-Term Substitute Teaching  
9 License must be registered in at least one region in this  
10 State, but does not require a registration fee. The  
11 licensee may apply for a refund of the application fee  
12 within 18 months of issuance of the new license and shall  
13 be issued that refund by the State Board of Education if  
14 the licensee provides evidence to the State Board of  
15 Education that the licensee has taught pursuant to the  
16 Short-Term Substitute Teaching License at least 10 full  
17 school days within one year of issuance.

18 (2) A \$150 application fee for individuals who have not  
19 been entitled by an Illinois-approved educator preparation  
20 program at an Illinois institution of higher education and  
21 are seeking any of the licenses set forth in subdivision  
22 (1) of this subsection (a).

23 (3) A \$50 application fee for each endorsement or  
24 approval.

25 (4) A \$10 per year registration fee for the course of  
26 the validity cycle to register the license, which shall be



1       paid to the regional office of education having supervision  
2       and control over the school in which the individual holding  
3       the license is to be employed. If the individual holding  
4       the license is not yet employed, then the license may be  
5       registered in any county in this State. The registration  
6       fee must be paid in its entirety the first time the  
7       individual registers the license for a particular validity  
8       period in a single region. No additional fee may be charged  
9       for that validity period should the individual  
10      subsequently register the license in additional regions.  
11      An individual must register the license (i) immediately  
12      after initial issuance of the license and (ii) at the  
13      beginning of each renewal cycle if the individual has  
14      satisfied the renewal requirements required under this  
15      Code.

16           Beginning on July 1, 2017, at the beginning of each  
17      renewal cycle, individuals who hold a Substitute Teaching  
18      License may apply for a reimbursement of the registration  
19      fee within 18 months of renewal and shall be issued that  
20      reimbursement by the State Board of Education from funds  
21      appropriated for that purpose if the licensee provides  
22      evidence to the State Board of Education that the licensee  
23      has taught pursuant to the Substitute Teaching License at  
24      least 10 full school days within one year of renewal.

25           (5) The license renewal fee for an Educator License  
26      with Stipulations with a paraprofessional educator

1           endorsement is \$25.

2           (b) All application fees paid pursuant to subdivisions (1)  
3 through (3) of subsection (a) of this Section shall be  
4 deposited into the Teacher Certificate Fee Revolving Fund and  
5 shall be used, subject to appropriation, by the State Board of  
6 Education to provide the technology and human resources  
7 necessary for the timely and efficient processing of  
8 applications and for the renewal of licenses. Funds available  
9 from the Teacher Certificate Fee Revolving Fund may also be  
10 used by the State Board of Education to support the recruitment  
11 and retention of educators, to support educator preparation  
12 programs as they seek national accreditation, and to provide  
13 professional development aligned with the requirements set  
14 forth in Section 21B-45 of this Code. A majority of the funds  
15 in the Teacher Certificate Fee Revolving Fund must be dedicated  
16 to the timely and efficient processing of applications and for  
17 the renewal of licenses. The Teacher Certificate Fee Revolving  
18 Fund is not subject to administrative charge transfers,  
19 authorized under Section 8h of the State Finance Act, from the  
20 Teacher Certificate Fee Revolving Fund into any other fund of  
21 this State, and moneys in the Teacher Certificate Fee Revolving  
22 Fund shall not revert back to the General Revenue Fund at any  
23 time.

24           The regional superintendent of schools shall deposit the  
25 registration fees paid pursuant to subdivision (4) of  
26 subsection (a) of this Section into the institute fund

1 established pursuant to Section 3-11 of this Code.

2 (c) The State Board of Education and each regional office  
3 of education are authorized to charge a service or convenience  
4 fee for the use of credit cards for the payment of license  
5 fees. This service or convenience fee shall not exceed the  
6 amount required by the credit card processing company or vendor  
7 that has entered into a contract with the State Board or  
8 regional office of education for this purpose, and the fee must  
9 be paid to that company or vendor.

10 (d) If, at the time a certificate issued under Article 21  
11 of this Code is exchanged for a license issued under this  
12 Article, a person has paid registration fees for any years of  
13 the validity period of the certificate and these years have not  
14 expired when the certificate is exchanged, then those fees must  
15 be applied to the registration of the new license.

16 (Source: P.A. 99-58, eff. 7-16-15; 99-920, eff. 1-6-17;  
17 100-550, eff. 11-8-17; 100-596, eff. 7-1-18; 100-772, eff.  
18 8-10-18; revised 10-1-18.)

19 (105 ILCS 5/21B-50)

20 Sec. 21B-50. Alternative educator licensure program.

21 (a) There is established an alternative educator licensure  
22 program, to be known as the Alternative Educator Licensure  
23 Program for Teachers.

24 (b) The Alternative Educator Licensure Program for  
25 Teachers may be offered by a recognized institution approved to

1 offer educator preparation programs by the State Board of  
2 Education, in consultation with the State Educator Preparation  
3 and Licensure Board.

4 The program shall be comprised of 4 phases:

5 (1) A course of study that at a minimum includes  
6 instructional planning; instructional strategies,  
7 including special education, reading, and English language  
8 learning; classroom management; and the assessment of  
9 students and use of data to drive instruction.

10 (2) A year of residency, which is a candidate's  
11 assignment to a full-time teaching position or as a  
12 co-teacher for one full school year. An individual must  
13 hold an Educator License with Stipulations with an  
14 alternative provisional educator endorsement in order to  
15 enter the residency and must complete additional program  
16 requirements that address required State and national  
17 standards, pass the State Board's teacher performance  
18 ~~assessment of professional teaching~~ before entering the  
19 second residency year, as required under phase (3) of this  
20 subsection (b), and be recommended by the principal or  
21 qualified equivalent of a principal, as required under  
22 subsection (d) of this Section, and the program coordinator  
23 to continue with the second year of the residency.

24 (3) A second year of residency, which shall include the  
25 candidate's assignment to a full-time teaching position  
26 for one school year. The candidate must be assigned an

1 experienced teacher to act as a mentor and coach the  
2 candidate through the second year of residency.

3 (4) A comprehensive assessment of the candidate's  
4 teaching effectiveness, as evaluated by the principal or  
5 qualified equivalent of a principal, as required under  
6 subsection (d) of this Section, and the program  
7 coordinator, at the end of the second year of residency. If  
8 there is disagreement between the 2 evaluators about the  
9 candidate's teaching effectiveness, the candidate may  
10 complete one additional year of residency teaching under a  
11 professional development plan developed by the principal  
12 or qualified equivalent and the preparation program. At the  
13 completion of the third year, a candidate must have  
14 positive evaluations and a recommendation for full  
15 licensure from both the principal or qualified equivalent  
16 and the program coordinator or no Professional Educator  
17 License shall be issued.

18 Successful completion of the program shall be deemed to  
19 satisfy any other practice or student teaching and content  
20 matter requirements established by law.

21 (c) An alternative provisional educator endorsement on an  
22 Educator License with Stipulations is valid for 2 years of  
23 teaching in the public schools, including without limitation a  
24 preschool educational program under Section 2-3.71 of this Code  
25 or charter school, or in a State-recognized nonpublic school in  
26 which the chief administrator is required to have the licensure

1 necessary to be a principal in a public school in this State  
2 and in which a majority of the teachers are required to have  
3 the licensure necessary to be instructors in a public school in  
4 this State, but may be renewed for a third year if needed to  
5 complete the Alternative Educator Licensure Program for  
6 Teachers. The endorsement shall be issued only once to an  
7 individual who meets all of the following requirements:

8 (1) Has graduated from a regionally accredited college  
9 or university with a bachelor's degree or higher.

10 (2) Has a cumulative grade point average of 3.0 or  
11 greater on a 4.0 scale or its equivalent on another scale.

12 (3) Has completed a major in the content area if  
13 seeking a middle or secondary level endorsement or, if  
14 seeking an early childhood, elementary, or special  
15 education endorsement, has completed a major in the content  
16 area of reading, English/language arts, mathematics, or  
17 one of the sciences. If the individual does not have a  
18 major in a content area for any level of teaching, he or  
19 she must submit transcripts to the State Board of Education  
20 to be reviewed for equivalency.

21 (4) Has successfully completed phase (1) of subsection  
22 (b) of this Section.

23 (5) Has passed a test of basic skills and content area  
24 test required for the specific endorsement for admission  
25 into the program, as required under Section 21B-30 of this  
26 Code.

1           A candidate possessing the alternative provisional  
2 educator endorsement may receive a salary, benefits, and any  
3 other terms of employment offered to teachers in the school who  
4 are members of an exclusive bargaining representative, if any,  
5 but a school is not required to provide these benefits during  
6 the years of residency if the candidate is serving only as a  
7 co-teacher. If the candidate is serving as the teacher of  
8 record, the candidate must receive a salary, benefits, and any  
9 other terms of employment. Residency experiences must not be  
10 counted towards tenure.

11           (d) The recognized institution offering the Alternative  
12 Educator Licensure Program for Teachers must partner with a  
13 school district, including without limitation a preschool  
14 educational program under Section 2-3.71 of this Code or  
15 charter school, or a State-recognized, nonpublic school in this  
16 State in which the chief administrator is required to have the  
17 licensure necessary to be a principal in a public school in  
18 this State and in which a majority of the teachers are required  
19 to have the licensure necessary to be instructors in a public  
20 school in this State. A recognized institution that partners  
21 with a public school district administering a preschool  
22 educational program under Section 2-3.71 of this Code must  
23 require a principal to recommend or evaluate candidates in the  
24 program. A recognized institution that partners with an  
25 eligible entity administering a preschool educational program  
26 under Section 2-3.71 of this Code and that is not a public

1 school district must require a principal or qualified  
2 equivalent of a principal to recommend or evaluate candidates  
3 in the program. The program presented for approval by the State  
4 Board of Education must demonstrate the supports that are to be  
5 provided to assist the provisional teacher during the 2-year  
6 residency period. These supports must provide additional  
7 contact hours with mentors during the first year of residency.

8 (e) Upon completion of the 4 phases outlined in subsection  
9 (b) of this Section and all assessments required under Section  
10 21B-30 of this Code, an individual shall receive a Professional  
11 Educator License.

12 (f) The State Board of Education, in consultation with the  
13 State Educator Preparation and Licensure Board, may adopt such  
14 rules as may be necessary to establish and implement the  
15 Alternative Educator Licensure Program for Teachers.

16 (Source: P.A. 99-58, eff. 7-16-15; 100-596, eff. 7-1-18;  
17 100-822, eff. 1-1-19.)

18 Section 99. Effective date. This Act takes effect upon  
19 becoming law.