



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB1880

Introduced 2/17/2021, by Rep. Ryan Spain

SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-30
105 ILCS 5/34-18.66

Amends the School Code. Requires each school district to maintain records that are related to the utilization of remote and blended remote learning days. Sets forth what teacher information the records must include. Requires the school district to make the records available to the public in the district's administrative office and on the district's Internet website. Effective immediately.

LRB102 10545 CMG 15874 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

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 10-30 and 34-18.66 as follows:

6 (105 ILCS 5/10-30)

7 Sec. 10-30. Remote and blended remote learning. This
8 Section applies if the Governor has declared a disaster due to
9 a public health emergency pursuant to Section 7 of the
10 Illinois Emergency Management Agency Act.

11 (1) If the Governor has declared a disaster due to a
12 public health emergency pursuant to Section 7 of the
13 Illinois Emergency Management Agency Act, the State
14 Superintendent of Education may declare a requirement to
15 use remote learning days or blended remote learning days
16 for a school district, multiple school districts, a
17 region, or the entire State. During remote learning days,
18 schools shall conduct instruction remotely. During blended
19 remote learning days, schools may utilize hybrid models of
20 in-person and remote instruction. Once declared, remote
21 learning days or blended remote learning days shall be
22 implemented in grades pre-kindergarten through 12 as days
23 of attendance and shall be deemed pupil attendance days

1 for calculation of the length of a school term under
2 Section 10-19.

3 (2) For purposes of this Section, a remote learning
4 day or blended remote learning day may be met through a
5 district's implementation of an e-learning program under
6 Section 10-20.56.

7 (3) For any district that does not implement an
8 e-learning program under Section 10-20.56, the district
9 shall adopt a remote and blended remote learning day plan
10 approved by the district superintendent. Each district may
11 utilize remote and blended remote learning planning days,
12 consecutively or in separate increments, to develop,
13 review, or amend its remote and blended remote learning
14 day plan or provide professional development to staff
15 regarding remote education. Up to 5 remote and blended
16 remote learning planning days may be deemed pupil
17 attendance days for calculation of the length of a school
18 term under Section 10-19.

19 (4) Each remote and blended remote learning day plan
20 shall address the following:

21 (i) accessibility of the remote instruction to all
22 students enrolled in the district;

23 (ii) if applicable, a requirement that the remote
24 learning day and blended remote learning day
25 activities reflect State learning standards;

26 (iii) a means for students to confer with an

1 educator, as necessary;

2 (iv) the unique needs of students in special
3 populations, including, but not limited to, students
4 eligible for special education under Article 14,
5 students who are English learners as defined in
6 Section 14C-2, and students experiencing homelessness
7 under the Education for Homeless Children Act, or
8 vulnerable student populations;

9 (v) how the district will take attendance and
10 monitor and verify each student's remote
11 participation; and

12 (vi) transitions from remote learning to on-site
13 learning upon the State Superintendent's declaration
14 that remote learning days or blended remote learning
15 days are no longer deemed necessary.

16 (5) The district superintendent shall periodically
17 review and amend the district's remote and blended remote
18 learning day plan, as needed, to ensure the plan meets the
19 needs of all students.

20 (6) Each remote and blended remote learning day plan
21 shall be posted on the district's Internet website where
22 other policies, rules, and standards of conduct are posted
23 and shall be provided to students and faculty.

24 (7) This Section does not create any additional
25 employee bargaining rights and does not remove any
26 employee bargaining rights.

1 (8) Statutory and regulatory curricular mandates and
2 offerings may be administered via a district's remote and
3 blended remote learning day plan, except that a district
4 may not offer individual behind-the-wheel instruction
5 required by Section 27-24.2 via a district's remote and
6 blended remote learning day plan. This Section does not
7 relieve schools and districts from completing all
8 statutory and regulatory curricular mandates and
9 offerings.

10 (9) Each school district shall maintain records that
11 are related to remote and blended remote learning days
12 utilized under this Section. The records shall include,
13 but are not limited to, the following information:

14 (i) the length of time of actual remote or blended
15 remote learning per school day;

16 (ii) the identification of the teachers or other
17 school personnel who participated in remote or blended
18 remote learning each school day;

19 (iii) the actual length of time a teacher or other
20 school personnel identified in subparagraph (ii)
21 participated in remote or blended remote learning each
22 school day; and

23 (iv) the identification of those teachers or other
24 school personnel who canceled a daily session of
25 remote or blended remote learning to which they were
26 assigned per school day.

1 The school district shall make the records available
2 to the public in the district's administrative office and
3 on the district's Internet website, if one is maintained
4 by the district.

5 (Source: P.A. 101-643, eff. 6-18-20.)

6 (105 ILCS 5/34-18.66)

7 Sec. 34-18.66. Remote and blended remote learning. This
8 Section applies if the Governor has declared a disaster due to
9 a public health emergency pursuant to Section 7 of the
10 Illinois Emergency Management Agency Act.

11 (1) If the Governor has declared a disaster due to a
12 public health emergency pursuant to Section 7 of the
13 Illinois Emergency Management Agency Act, the State
14 Superintendent of Education may declare a requirement to
15 use remote learning days or blended remote learning days
16 for the school district, multiple school districts, a
17 region, or the entire State. During remote learning days,
18 schools shall conduct instruction remotely. During blended
19 remote learning days, schools may utilize hybrid models of
20 in-person and remote instruction. Once declared, remote
21 learning days or blended remote learning days shall be
22 implemented in grades pre-kindergarten through 12 as days
23 of attendance and shall be deemed pupil attendance days
24 for calculation of the length of a school term under
25 Section 10-19.

1 (2) For purposes of this Section, a remote learning
2 day or blended remote learning day may be met through the
3 district's implementation of an e-learning program under
4 Section 10-20.56.

5 (3) If the district does not implement an e-learning
6 program under Section 10-20.56, the district shall adopt a
7 remote and blended remote learning day plan approved by
8 the general superintendent of schools. The district may
9 utilize remote and blended remote learning planning days,
10 consecutively or in separate increments, to develop,
11 review, or amend its remote and blended remote learning
12 day plan or provide professional development to staff
13 regarding remote education. Up to 5 remote and blended
14 remote learning planning days may be deemed pupil
15 attendance days for calculation of the length of a school
16 term under Section 10-19.

17 (4) Each remote and blended remote learning day plan
18 shall address the following:

19 (i) accessibility of the remote instruction to all
20 students enrolled in the district;

21 (ii) if applicable, a requirement that the remote
22 learning day and blended remote learning day
23 activities reflect State learning standards;

24 (iii) a means for students to confer with an
25 educator, as necessary;

26 (iv) the unique needs of students in special

1 populations, including, but not limited to, students
2 eligible for special education under Article 14,
3 students who are English learners as defined in
4 Section 14C-2, and students experiencing homelessness
5 under the Education for Homeless Children Act, or
6 vulnerable student populations;

7 (v) how the district will take attendance and
8 monitor and verify each student's remote
9 participation; and

10 (vi) transitions from remote learning to on-site
11 learning upon the State Superintendent's declaration
12 that remote learning days or blended remote learning
13 days are no longer deemed necessary.

14 (5) The general superintendent of schools shall
15 periodically review and amend the district's remote and
16 blended remote learning day plan, as needed, to ensure the
17 plan meets the needs of all students.

18 (6) Each remote and blended remote learning day plan
19 shall be posted on the district's Internet website where
20 other policies, rules, and standards of conduct are posted
21 and shall be provided to students and faculty.

22 (7) This Section does not create any additional
23 employee bargaining rights and does not remove any
24 employee bargaining rights.

25 (8) Statutory and regulatory curricular mandates and
26 offerings may be administered via the district's remote

1 and blended remote learning day plan, except that the
2 district may not offer individual behind-the-wheel
3 instruction required by Section 27-24.2 via the district's
4 remote and blended remote learning day plan. This Section
5 does not relieve schools and the district from completing
6 all statutory and regulatory curricular mandates and
7 offerings.

8 (9) The school district shall maintain records that
9 are related to remote and blended remote learning days
10 utilized under this Section. The records shall include,
11 but are not limited to, the following information:

12 (i) the length of time of actual remote or blended
13 remote learning per school day;

14 (ii) the identification of the teachers or other
15 school personnel who participated in remote or blended
16 remote learning each school day;

17 (iii) the actual length of time a teacher or other
18 school personnel identified in subparagraph (ii)
19 participated in remote or blended remote learning each
20 school day; and

21 (iv) the identification of those teachers or other
22 school personnel who canceled a daily session of
23 remote or blended remote learning to which they were
24 assigned per school day.

25 The school district shall make the records available
26 to the public in the district's administrative office and

1 on the district's Internet website.

2 (Source: P.A. 101-643, eff. 6-18-20.)

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.