



Rep. Michelle Mussman

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10200HB2789ham002

LRB102 10539 CPF 25591 a

1 AMENDMENT TO HOUSE BILL 2789

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2789, AS AMENDED,  
3 by replacing everything after the enacting clause with the  
4 following:

5 "Section 5. The Department of Public Health Powers and  
6 Duties Law of the Civil Administrative Code of Illinois is  
7 amended by adding Section 2310-705 as follows:

8 (20 ILCS 2310/2310-705 new)

9 Sec. 2310-705. In-person instruction at schools. The  
10 Department shall establish requirements by rule for providing  
11 in-person instruction at nonpublic schools and public schools  
12 that include, but are not limited to, personal protective  
13 equipment, cleaning and hygiene, social distancing, occupancy  
14 limits, symptom screening, and on-site isolation protocols and  
15 shall disseminate information about those requirements to  
16 nonpublic schools and public schools with the assistance of

1 the Illinois State Board of Education. The authority to  
2 enforce the rules adopted pursuant to this Section lies with  
3 the Department and local departments of public health. Upon  
4 receipt of a complaint that a school cannot or is not complying  
5 with the Department's rules under this Section, the Department  
6 or local public health department shall investigate the  
7 complaint within 45 days after receiving the complaint. If  
8 upon investigation, a school is found to be in violation of the  
9 rules adopted under this Section, the Department has the  
10 authority to take the appropriate action necessary to promote  
11 the health or protect the safety of students, staff, and the  
12 public, including, but not limited to, closure of a classroom,  
13 gym, library, lunch room, or any other school space until such  
14 time that the Department determines that the violation or  
15 violations have been remedied. Nothing in this Section limits  
16 the authority or requirements of the Department or local  
17 public health departments. All complaints and related  
18 documents shall be maintained and are subject to applicable  
19 disclosure requirements under the Freedom of Information Act.

20 Section 10. The School Code is amended by adding Section  
21 22-92 as follows:

22 (105 ILCS 5/22-92 new)

23 Sec. 22-92. In-person instruction. In order to provide  
24 in-person instruction, nonpublic schools and public schools

1 must follow the requirements adopted by rule by the Department  
2 of Public Health under Section 2310-705 of the Department of  
3 Public Health Powers and Duties Law of the Civil  
4 Administrative Code.

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