



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB3817

Introduced 2/22/2021, by Rep. Dan Brady

#### SYNOPSIS AS INTRODUCED:

105 ILCS 5/14-7.01a new

Amends the Children with Disabilities Article of the School Code. Provides that the parent or guardian of a child with disabilities who resides in a school district shall have the option of enrolling the child in a school district in which the child was previously enrolled as long as that school district is, in whole or in part, within the county in which the child currently resides. Requires the school district in which the child currently resides to grant proper permit to the child's parent or guardian to allow the child to enroll in a school district outside of the district in which he or she resides. Sets forth provisions concerning special education reimbursement, evidence-based funding, and transportation costs. Effective immediately.

LRB102 15015 CMG 20370 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 adding Section  
5 14-7.01a as follows:

6 (105 ILCS 5/14-7.01a new)

7 Sec. 14-7.01a. Children enrolling in previous district.

8 (a) In this Section, "enrolling school district" means a  
9 school district in which a parent or guardian chooses to  
10 enroll a child with disabilities outside of the school  
11 district in which the child currently resides, but within, in  
12 whole or in part, the county in which the child currently  
13 resides.

14 (b) The parent or guardian of a child with disabilities  
15 who resides in a school district shall have the option of  
16 enrolling the child in a school district in which the child was  
17 previously enrolled as long as that school district is, in  
18 whole or in part, within the county in which the child  
19 currently resides. The school district in which the child  
20 currently resides shall grant proper permit to the child's  
21 parent or guardian to allow the child to enroll in a school  
22 district outside of the district in which he or she resides.

23 (c) For purposes of reimbursement under this Article and

1 for evidence-based funding purposes under Section 18-8.15 of  
2 this Code, a child with disabilities enrolled as permitted  
3 under subsection (b) of this Section shall be a pupil enrolled  
4 in the enrolling school district.

5 (d) The parent or guardian of a child with disabilities  
6 enrolled as permitted under subsection (b) of this Section  
7 shall incur all costs associated with transportation, and  
8 neither school district is eligible for transportation  
9 reimbursement under Section 14-13.01 or Section 29-5 of this  
10 Code.

11 Section 99. Effective date. This Act takes effect upon  
12 becoming law.