105 ILCS 5/10-20.76 new
105 ILCS 5/22-91 new
105 ILCS 5/34-18.70 new

Amends the School Code. Provides that a school board or the governing board of a nonpublic school has the authority to determine, in consultation with the local health department, whether to implement mask-wearing requirements for school staff, students, and visitors when the Governor has declared a disaster due to a public health emergency related to COVID-19. Effective immediately.
AN ACT concerning education.

Be it enacted by the People of the State of Illinois, represented in the General Assembly:

Section 5. The School Code is amended by adding Sections 10-20.76, 22-91, and 34-18.70 as follows:

(105 ILCS 5/10-20.76 new)

Sec. 10-20.76. COVID-19 mask-wearing requirements. Notwithstanding any other law or rule to the contrary, when the Governor has declared a disaster due to a public health emergency related to COVID-19 pursuant to Section 7 of the Illinois Emergency Management Agency Act, the school board of a school district serving any of grades pre-kindergarten through 12 shall have the authority to determine, in consultation with the local department of public health, whether to implement mask-wearing requirements for school staff, students, and visitors.

(105 ILCS 5/22-91 new)

Sec. 22-91. COVID-19 mask-wearing requirements. Notwithstanding any other law or rule to the contrary, when the Governor has declared a disaster due to a public health emergency related to COVID-19 pursuant to Section 7 of the Illinois Emergency Management Agency Act, the governing board
of a nonpublic school serving any of grades pre-kindergarten through 12 shall have the authority to determine, in consultation with the local department of public health, whether to implement mask-wearing requirements for school staff, students, and visitors.

(105 ILCS 5/34-18.70 new)

Sec. 34-18.70. COVID-19 mask-wearing requirements. Notwithstanding any other law or rule to the contrary, when the Governor has declared a disaster due to a public health emergency related to COVID-19 pursuant to Section 7 of the Illinois Emergency Management Agency Act, the board of a school district serving any of grades pre-kindergarten through 12 shall have the authority to determine, in consultation with the local department of public health, whether to implement mask-wearing requirements for school staff, students, and visitors.

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