



Sen. Ram Villivalam

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10200SB0647sam002

LRB102 11436 CMG 24229 a

1 AMENDMENT TO SENATE BILL 647

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 647 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by adding Section  
5 27-9.1a and by changing Sections 27A-5 and 34-18.8 as follows:

6 (105 ILCS 5/27-9.1a new)

7 Sec. 27-9.1a. Responsible education for adolescent and  
8 children's health (REACH).

9 (a) This Section may be referred to as the REACH Law.

10 (b) The General Assembly finds all of the following:

11 (1) Personal health and safety education can encourage  
12 better sexual health outcomes, reduce stigmas, and prepare  
13 young people to lead healthy and fulfilling lives.

14 (2) Students who receive personal health and safety  
15 education that includes health-positive instruction on  
16 sexual orientation, gender identity, and gender expression

1 report less bullying and harassment.

2 (3) The leading health and education organizations  
3 support personal health and safety education that includes  
4 information about both delaying sexual activity and the  
5 effective use of contraception.

6 (4) Students often lack the education and support  
7 needed to prevent unwanted or mistimed pregnancy, HIV, and  
8 other sexually transmitted infections, to develop healthy  
9 relationships, to plan for personal safety, and to develop  
10 decision-making skills.

11 (5) Schools have a responsibility to address child  
12 abuse, harassment, bullying, inter-personal violence, and  
13 personal safety issues, which can have a significant  
14 impact on a student's emotional and physical well-being  
15 and academic success.

16 It is the intent of the General Assembly that  
17 comprehensive personal health and safety education shall  
18 promote awareness and healthy attitudes about growth and  
19 development, body image, gender identity, gender expression,  
20 sexuality, sexual health, sexual orientation, consent, dating,  
21 relationships, and families; should be designed to promote  
22 positive behaviors and reduce health-related risk behaviors;  
23 and must be available to students in kindergarten through 12th  
24 grade and provide students with the information, skills, and  
25 support needed to acquire accurate information to make healthy  
26 decisions throughout their lives.

1        (c) In this Section:

2        "Age and developmentally appropriate" means suitable for a  
3 particular age or age group of children and adolescents, based  
4 on the cognitive, emotional, and behavioral development  
5 typical of that age or age group.

6        "Characteristics of effective programs" means the aspects  
7 of evidence-based programs, including development, content,  
8 and the implementation of programs that have been shown to be  
9 effective in increasing knowledge, clarifying values and  
10 attitudes, increasing skills, and impacting behavior and are  
11 widely recognized by leading medical and public health  
12 agencies to be effective in changing sexual behaviors that  
13 lead to sexually transmitted infections, including HIV,  
14 unwanted or mistimed pregnancy, dating violence, and sexual  
15 violence among young people.

16        "Comprehensive personal health and safety education" means  
17 instruction in a comprehensive school health education  
18 approach that addresses the physical, mental, emotional, and  
19 social dimensions of human sexuality and is designed to  
20 motivate and assist students in maintaining and improving  
21 sexual health, developing skills for engaging in healthy  
22 relationships, preventing abuse, preventing sexual and  
23 interpersonal violence, preventing infection, and reducing  
24 sexual health-related risk behaviors and to enable and empower  
25 students to develop and demonstrate developmentally and  
26 culturally appropriate sexuality and sexual health-related

1 knowledge, attitudes, skills, and practices.

2 "Consent" means knowing, affirmative, conscious, and  
3 voluntary agreement to engage in specific interpersonal,  
4 physical, or sexual activity at a given time.

5 "Culturally appropriate" means materials and instruction  
6 that are inclusive of the experiences and needs of communities  
7 of color, communities of all ethnic and cultural backgrounds,  
8 immigrant communities, families, people whose primary language  
9 is not English, people of diverse sexual orientations, gender  
10 identities, and gender expressions, people who are intersex,  
11 people with disabilities, people who have experienced sexual  
12 victimization, and people whose experiences have traditionally  
13 been left out of sexual health education, programs, and  
14 policies.

15 "Gender stereotype" means a generalized view or  
16 preconception about what attributes, characteristics, or roles  
17 are or ought to be taught, possessed by, or performed by people  
18 based on their gender identity.

19 "Human trafficking" means the recruitment, harboring,  
20 transportation, provision, obtaining, patronizing, or  
21 soliciting of a person for the purpose of labor, involuntary  
22 servitude, debt bondage, slavery, or a commercial sex act,  
23 which is induced by force, fraud, or coercion or in which the  
24 person induced has not attained 18 years of age.

25 "Inclusive" means a curriculum that ensures that students  
26 from marginalized communities that include, but are not

1 limited to, communities of color, immigrant communities,  
2 people of diverse sexual orientations, gender identities, and  
3 gender expressions, people who are intersex, people with  
4 disabilities, people who have experienced sexual  
5 victimization, and others whose experiences have been  
6 traditionally left out of personal health and safety education  
7 or related programs and policies are included in classroom  
8 materials and lessons.

9 "Medically accurate and complete" means that the  
10 information provided through instruction is verified or  
11 supported by research conducted in compliance with accepted  
12 scientific methods and is published in peer-reviewed journals  
13 by the federal Centers for Disease Control and Prevention, the  
14 American Public Health Association, the American Academy of  
15 Pediatrics, and the American College of Obstetricians and  
16 Gynecologists, if applicable, or a program contains  
17 information that leading professional public health or medical  
18 organizations, government agencies, and scientific advisory  
19 groups with relevant expertise in the field recognize as  
20 accurate, objective, and complete and the program does not  
21 withhold information about external anatomy involved in sexual  
22 functioning or in the effectiveness and benefits of correct  
23 and consistent use of condoms and other contraceptives.

24 "Sexting" means the act of sending, sharing, receiving, or  
25 forwarding a sexually explicit or sexually suggestive image,  
26 video, or text message by a digital or electronic device,

1 including, but not limited to, a mobile or cellular telephone  
2 or a computer.

3 "Sexual violence" means an act of a sexual nature that is  
4 committed or attempted by another person without the freely  
5 given consent of the victim or against someone who is unable to  
6 consent or refuse. "Sexual violence" includes acts of sexual  
7 harassment, sexual abuse, and sexual assault.

8 "Trauma informed" means to address vital information about  
9 sexuality and well-being that takes into consideration how  
10 adverse life experiences may potentially influence a person's  
11 well-being and decision making.

12 (d) Beginning no later than July 1, 2023, a school  
13 district shall provide inclusive, medically accurate, and  
14 complete, age and developmentally appropriate, and culturally  
15 appropriate comprehensive personal health and safety education  
16 in kindergarten through the 12th grade in all public schools.

17 (e) Comprehensive personal health and safety education  
18 requirements for course materials and instruction under this  
19 Section are as follows:

20 (1) Comprehensive personal health and safety education  
21 shall do all of the following:

22 (A) Reflect the characteristics of effective  
23 programs.

24 (B) Use and implement curricula that is trauma  
25 informed.

26 (C) Use or adopt curricula, materials, and

1 instruction that are inclusive and address the  
2 experiences and needs of all youth in the school.

3 (D) Be accessible to students with disabilities,  
4 which may include the use of a modified curriculum,  
5 materials, instruction in alternative formats,  
6 assistive technology, and auxiliary aids.

7 (E) Allow instructors to answer questions  
8 initiated by a student that are related to and  
9 consistent with the material of the course.

10 (F) Include affirmative and health-positive  
11 examples of diverse family structures, races,  
12 ethnicities, genders, sexual orientations, gender  
13 identities, gender expressions, disabilities, and  
14 cultures.

15 (G) Create a safe, inclusive, and culturally  
16 appropriate environment for all students to learn  
17 about and discuss personal health and healthy  
18 relationships.

19 (H) Help students develop self-advocacy skills for  
20 effective communication with parents or guardians,  
21 health and social service professionals, other trusted  
22 adults, and peers about sexual health and  
23 relationships.

24 (I) Provide information to help students develop  
25 skills for preventing and dealing with interpersonal  
26 violence, sexual violence, and human trafficking.

1           (J) Provide information about local resources  
2 where students can obtain additional information and  
3 confidential services related to bullying,  
4 interpersonal and sexual violence, suicide prevention,  
5 sexual and reproductive health, sexual orientation,  
6 gender identity, gender expression, and other related  
7 issues.

8           (K) Comply with standards developed by the State  
9 Board of Education.

10          (2) Comprehensive personal health and safety education  
11 materials and instruction in shall not:

12           (A) use shame-based or stigmatizing language or  
13 instructional tools;

14           (B) stigmatize parenting or sexually active youth;

15           (C) stigmatize or further victimize students  
16 impacted by sexual violence;

17           (D) discriminate on the basis of sex, race,  
18 ethnicity, national origin, disability, religion,  
19 gender expression, gender identity, or sexual  
20 orientation;

21           (E) exclude the health needs of individuals who  
22 are intersex or individuals of diverse sexual  
23 orientations, gender identities, or gender  
24 expressions;

25           (F) employ gender stereotypes; or

26           (G) impose or promote any religious doctrine.



1           (3) Comprehensive personal health and safety education  
2           in the 3rd and 5th grades shall include age and  
3           developmentally appropriate instruction on consent and how  
4           to give and receive consent, including a discussion that  
5           includes, but is not limited to, all of the following:

6                   (A) Setting appropriate physical boundaries with  
7                   others.

8                   (B) Respecting the physical boundaries of others.

9                   (C) The right to refuse to engage in behaviors or  
10                  activities that are uncomfortable or unsafe.

11                  (D) Dealing with unwanted physical contact.

12                  (E) Helping a peer deal with unwanted physical  
13                  contact.

14           (4) Comprehensive personal health and safety education  
15           in the 6th through 12th grades shall include age and  
16           developmentally appropriate instruction on consent and how  
17           to give and receive consent, including a discussion that  
18           includes, but is not limited to, all of the following:

19                   (A) That consent is a freely given agreement to  
20                   sexual activity.

21                   (B) That consent to one particular sexual activity  
22                   does not constitute consent to other types of sexual  
23                   activities.

24                   (C) That a person's lack of verbal or physical  
25                   resistance or submission resulting from the use or  
26                   threat of force does not constitute consent.

1           (D) That a person's manner of dress does not  
2           constitute consent.

3           (E) That a person's consent to past sexual  
4           activity does not constitute consent to future sexual  
5           activity.

6           (F) That a person's consent to engage in sexual  
7           activity with one person does not constitute consent  
8           to engage in sexual activity with another person.

9           (G) That a person can withdraw consent at any  
10          time.

11          (H) That a person cannot consent to sexual  
12          activity if that person is unable to understand the  
13          nature of the activity or give knowing consent due to  
14          certain circumstances that include, but are not  
15          limited to:

16               (i) the person is incapacitated due to the use  
17               or influence of alcohol or drugs;

18               (ii) the person is asleep or unconscious;

19               (iii) the person is a minor; or

20               (iv) the person is incapacitated due to a  
21               mental disability.

22          (I) The legal age of consent in Illinois.

23          (5) Beginning no later than July 1, 2023,  
24          comprehensive personal health and safety education  
25          instruction and materials, including materials provided or  
26          presented by outside organizations, resource persons, or

1 quest lecturers, may not conflict with the provisions of  
2 this Section. A school may utilize guest lecturers or  
3 resource persons to provide instruction or presentations  
4 in accordance with Section 10-22.34b of this Code.

5 (f) By no later than March 31, 2023, the State Board of  
6 Education shall post on its website comprehensive personal  
7 health and safety education resources that are inclusive,  
8 medically accurate and complete, age and developmentally  
9 appropriate, and culturally appropriate for use in  
10 pre-kindergarten through the 12th grade. Any comprehensive  
11 personal health and safety education offered to  
12 pre-kindergarten students shall be age and developmentally  
13 appropriate.

14 (g) School disclosure, parental requests, and notice are  
15 as follows:

16 (1) It is the intent of the General Assembly to:

17 (A) encourage pupils to communicate with their  
18 parents or guardians about human sexuality and health  
19 needs and to respect the rights of parents and  
20 guardians to supervise their children's education on  
21 these subjects;

22 (B) create a streamlined process to make it easier  
23 for parents and guardians to review materials and  
24 evaluation tools related to comprehensive personal  
25 health and safety education; and

26 (C) recognize that although parents and guardians

1 overwhelmingly support medically accurate and  
2 complete, age and developmentally appropriate, and  
3 culturally appropriate comprehensive personal health  
4 and safety education, parents and guardians have the  
5 ultimate responsibility for imparting values regarding  
6 human sexuality to their children.

7 (2) A parent or guardian of a student has the right to  
8 excuse his or her child from all or a part of comprehensive  
9 personal health and safety education and assessments  
10 related to that education through a passive consent  
11 process. A school district may not require active parental  
12 consent for comprehensive personal health and safety  
13 education.

14 (3) A school district shall annually post information  
15 on its Internet website about any curricula used to  
16 provide comprehensive personal health and safety  
17 education, including:

18 (A) whether the instruction during the prior  
19 school year was provided by a teacher in the school, an  
20 outside organization, or a guest lecturer or resource  
21 person;

22 (B) the number of students who received the  
23 instruction during the prior school year;

24 (C) the number of students excused from  
25 instruction pursuant to this subsection (g) during the  
26 prior school year;

1           (D) the duration of instruction, including the  
2           number of hours of instruction per grade level during  
3           the prior school year; and

4           (E) the name and contact information, including an  
5           email address, of school personnel who can respond to  
6           inquiries and comments about the instruction and  
7           materials.

8           If any instruction is provided by an outside  
9           organization or guest lecturer or resource person, the  
10          school district shall specify the name of the outside  
11          organization or the guest lecturer or resource person and  
12          identify any organizations with which the guest lecturer  
13          or resource person may be affiliated.

14          If an Internet website is not available, the  
15          information must be provided in another format to school  
16          administrators, school board members, school personnel,  
17          parents, guardians, students, and the public.

18          (4) At the beginning of each school year or at the time  
19          of a student's enrollment, a school district shall notify  
20          the parent or guardian of each student about the  
21          instruction planned for the coming school year about  
22          comprehensive personal health and safety education and  
23          research on student health, behaviors, and risks. The  
24          notice shall do all of the following:

25                (A) Advise the parent or guardian that written and  
26                audiovisual educational materials used in

1 comprehensive personal health and safety education,  
2 including materials used by an outside organization,  
3 guest lecturer, or resource person, are available for  
4 inspection both to the parent or guardian and to the  
5 public.

6 (B) Advise the parent or guardian whether the  
7 comprehensive personal health and safety education  
8 will be taught by school district personnel or by an  
9 outside organization, guest lecturer, or resource  
10 person. If comprehensive personal health and safety  
11 education is to be taught by an outside organization,  
12 guest lecturer, or resource person, the notice shall  
13 include the date of the instruction, the name of the  
14 organization or the affiliation of each guest speaker  
15 or resource person, and information stating the right  
16 of the parent or guardian to request a copy of the  
17 educational materials to be used. If arrangements for  
18 this instruction are made after the beginning of the  
19 school year, the notice shall be made by mail or  
20 another commonly used method of notification no fewer  
21 than 14 days before the instruction is delivered.

22 (C) Include information explaining the parent's or  
23 guardian's right to request a copy of this Section.

24 (D) Advise the parent or guardian that the parent  
25 or guardian has the right to excuse the student from  
26 comprehensive personal health and safety education and

1           that, in order to excuse the student, the parent or  
2           guardian must submit his or her request in writing to  
3           the school district.

4           (E) State that a student will not be subject to  
5           disciplinary action, an academic penalty, or any other  
6           sanction if the student's parent or guardian requests  
7           the student not receive the instruction provided under  
8           this Section. If a student's parent or guardian  
9           requests that the student not receive the instruction  
10          provided under this Section, the school is encouraged  
11          to provide alternative assignments.

12          (F) Identify the name and contact information,  
13          including an email address, of school personnel who  
14          can respond to inquiries and comments about the course  
15          instruction and materials.

16          (h) A school district may collaborate with a local public  
17          health department to identify and designate a qualified  
18          employee of the local public health department as the school  
19          district's point of contact for the purposes of responding to  
20          inquiries and comments about course instruction and materials  
21          under this Section.

22          (i) On or before December 31, 2022, the State Board of  
23          Education, in consultation with youth, parents, sexual and  
24          interpersonal violence prevention experts, health care  
25          providers, social workers, and advocates and education  
26          practitioners, including, but not limited to, administrators,

1 regional superintendents of schools, teachers, and school  
2 support personnel, shall develop and adopt rigorous learning  
3 standards in the area of comprehensive personal health and  
4 safety education, including, but not limited to:

5 (1) national standards developed by Advocates for  
6 Youth, Answer, and the Sexuality Information and Education  
7 Council of the United States (SIECUS);

8 (2) standards for instruction on positive body image  
9 and positive sexuality, including that there is a range of  
10 healthy sexual behaviors that are affirming and  
11 pleasurable;

12 (3) standards for instruction on the safe use of  
13 social media, dating or relationship websites or  
14 applications, and sexting;

15 (4) standards for instruction on the sex equity policy  
16 of the school or education system, the process for making  
17 a complaint, the grievance procedure, and the school  
18 official who is designated as the school's Title IX  
19 coordinator;

20 (5) standards for instruction pursuant to Section  
21 10-23.13 of this Code; and

22 (6) standards for instruction on mandated reporting of  
23 abused and neglected children as required by the Abused  
24 and Neglected Child Reporting Act.

25 (j) The State Board of Education shall adopt rules to  
26 implement, administer, and ensure compliance with this



1 Section.

2 (105 ILCS 5/27A-5)

3 Sec. 27A-5. Charter school; legal entity; requirements.

4 (a) A charter school shall be a public, nonsectarian,  
5 nonreligious, non-home based, and non-profit school. A charter  
6 school shall be organized and operated as a nonprofit  
7 corporation or other discrete, legal, nonprofit entity  
8 authorized under the laws of the State of Illinois.

9 (b) A charter school may be established under this Article  
10 by creating a new school or by converting an existing public  
11 school or attendance center to charter school status.  
12 Beginning on April 16, 2003 (the effective date of Public Act  
13 93-3), in all new applications to establish a charter school  
14 in a city having a population exceeding 500,000, operation of  
15 the charter school shall be limited to one campus. The changes  
16 made to this Section by Public Act 93-3 do not apply to charter  
17 schools existing or approved on or before April 16, 2003 (the  
18 effective date of Public Act 93-3).

19 (b-5) In this subsection (b-5), "virtual-schooling" means  
20 a cyber school where students engage in online curriculum and  
21 instruction via the Internet and electronic communication with  
22 their teachers at remote locations and with students  
23 participating at different times.

24 From April 1, 2013 through December 31, 2016, there is a  
25 moratorium on the establishment of charter schools with

1 virtual-schooling components in school districts other than a  
2 school district organized under Article 34 of this Code. This  
3 moratorium does not apply to a charter school with  
4 virtual-schooling components existing or approved prior to  
5 April 1, 2013 or to the renewal of the charter of a charter  
6 school with virtual-schooling components already approved  
7 prior to April 1, 2013.

8 (c) A charter school shall be administered and governed by  
9 its board of directors or other governing body in the manner  
10 provided in its charter. The governing body of a charter  
11 school shall be subject to the Freedom of Information Act and  
12 the Open Meetings Act. No later than January 1, 2021 (one year  
13 after the effective date of Public Act 101-291) ~~this~~  
14 ~~amendatory Act of the 101st General Assembly~~, a charter  
15 school's board of directors or other governing body must  
16 include at least one parent or guardian of a pupil currently  
17 enrolled in the charter school who may be selected through the  
18 charter school or a charter network election, appointment by  
19 the charter school's board of directors or other governing  
20 body, or by the charter school's Parent Teacher Organization  
21 or its equivalent.

22 (c-5) No later than January 1, 2021 (one year after the  
23 effective date of Public Act 101-291) ~~this amendatory Act of~~  
24 ~~the 101st General Assembly~~ or within the first year of his or  
25 her first term, every voting member of a charter school's  
26 board of directors or other governing body shall complete a

1 minimum of 4 hours of professional development leadership  
2 training to ensure that each member has sufficient familiarity  
3 with the board's or governing body's role and  
4 responsibilities, including financial oversight and  
5 accountability of the school, evaluating the principal's and  
6 school's performance, adherence to the Freedom of Information  
7 Act and the Open Meetings Act ~~Acts~~, and compliance with  
8 education and labor law. In each subsequent year of his or her  
9 term, a voting member of a charter school's board of directors  
10 or other governing body shall complete a minimum of 2 hours of  
11 professional development training in these same areas. The  
12 training under this subsection may be provided or certified by  
13 a statewide charter school membership association or may be  
14 provided or certified by other qualified providers approved by  
15 the State Board of Education.

16 (d) For purposes of this subsection (d), "non-curricular  
17 health and safety requirement" means any health and safety  
18 requirement created by statute or rule to provide, maintain,  
19 preserve, or safeguard safe or healthful conditions for  
20 students and school personnel or to eliminate, reduce, or  
21 prevent threats to the health and safety of students and  
22 school personnel. "Non-curricular health and safety  
23 requirement" does not include any course of study or  
24 specialized instructional requirement for which the State  
25 Board has established goals and learning standards or which is  
26 designed primarily to impart knowledge and skills for students

1 to master and apply as an outcome of their education.

2 A charter school shall comply with all non-curricular  
3 health and safety requirements applicable to public schools  
4 under the laws of the State of Illinois. On or before September  
5 1, 2015, the State Board shall promulgate and post on its  
6 Internet website a list of non-curricular health and safety  
7 requirements that a charter school must meet. The list shall  
8 be updated annually no later than September 1. Any charter  
9 contract between a charter school and its authorizer must  
10 contain a provision that requires the charter school to follow  
11 the list of all non-curricular health and safety requirements  
12 promulgated by the State Board and any non-curricular health  
13 and safety requirements added by the State Board to such list  
14 during the term of the charter. Nothing in this subsection (d)  
15 precludes an authorizer from including non-curricular health  
16 and safety requirements in a charter school contract that are  
17 not contained in the list promulgated by the State Board,  
18 including non-curricular health and safety requirements of the  
19 authorizing local school board.

20 (e) Except as otherwise provided in the School Code, a  
21 charter school shall not charge tuition; provided that a  
22 charter school may charge reasonable fees for textbooks,  
23 instructional materials, and student activities.

24 (f) A charter school shall be responsible for the  
25 management and operation of its fiscal affairs including, but  
26 not limited to, the preparation of its budget. An audit of each

1 charter school's finances shall be conducted annually by an  
2 outside, independent contractor retained by the charter  
3 school. To ensure financial accountability for the use of  
4 public funds, on or before December 1 of every year of  
5 operation, each charter school shall submit to its authorizer  
6 and the State Board a copy of its audit and a copy of the Form  
7 990 the charter school filed that year with the federal  
8 Internal Revenue Service. In addition, if deemed necessary for  
9 proper financial oversight of the charter school, an  
10 authorizer may require quarterly financial statements from  
11 each charter school.

12 (g) A charter school shall comply with all provisions of  
13 this Article, the Illinois Educational Labor Relations Act,  
14 all federal and State laws and rules applicable to public  
15 schools that pertain to special education and the instruction  
16 of English learners, and its charter. A charter school is  
17 exempt from all other State laws and regulations in this Code  
18 governing public schools and local school board policies;  
19 however, a charter school is not exempt from the following:

20 (1) Sections 10-21.9 and 34-18.5 of this Code  
21 regarding criminal history records checks and checks of  
22 the Statewide Sex Offender Database and Statewide Murderer  
23 and Violent Offender Against Youth Database of applicants  
24 for employment;

25 (2) Sections 10-20.14, 10-22.6, 24-24, 34-19, and  
26 34-84a of this Code regarding discipline of students;

1 (3) the Local Governmental and Governmental Employees  
2 Tort Immunity Act;

3 (4) Section 108.75 of the General Not For Profit  
4 Corporation Act of 1986 regarding indemnification of  
5 officers, directors, employees, and agents;

6 (5) the Abused and Neglected Child Reporting Act;

7 (5.5) subsection (b) of Section 10-23.12 and  
8 subsection (b) of Section 34-18.6 of this Code;

9 (6) the Illinois School Student Records Act;

10 (7) Section 10-17a of this Code regarding school  
11 report cards;

12 (8) the P-20 Longitudinal Education Data System Act;

13 (9) Section 27-23.7 of this Code regarding bullying  
14 prevention;

15 (10) Section 2-3.162 of this Code regarding student  
16 discipline reporting;

17 (11) Sections 22-80 and 27-8.1 of this Code;

18 (12) Sections 10-20.60 and 34-18.53 of this Code;

19 (13) Sections 10-20.63 and 34-18.56 of this Code;

20 (14) Section 26-18 of this Code;

21 (15) Section 22-30 of this Code; ~~and~~

22 (16) Sections 24-12 and 34-85 of this Code; ~~;~~

23 (17) the (16) The Seizure Smart School Act; ~~;~~

24 (18) Section 27-9.1a of this Code; and

25 (19) Section 34-18.8 of this Code.

26 The change made by Public Act 96-104 to this subsection

1 (g) is declaratory of existing law.

2 (h) A charter school may negotiate and contract with a  
3 school district, the governing body of a State college or  
4 university or public community college, or any other public or  
5 for-profit or nonprofit private entity for: (i) the use of a  
6 school building and grounds or any other real property or  
7 facilities that the charter school desires to use or convert  
8 for use as a charter school site, (ii) the operation and  
9 maintenance thereof, and (iii) the provision of any service,  
10 activity, or undertaking that the charter school is required  
11 to perform in order to carry out the terms of its charter.  
12 However, a charter school that is established on or after  
13 April 16, 2003 (the effective date of Public Act 93-3) and that  
14 operates in a city having a population exceeding 500,000 may  
15 not contract with a for-profit entity to manage or operate the  
16 school during the period that commences on April 16, 2003 (the  
17 effective date of Public Act 93-3) and concludes at the end of  
18 the 2004-2005 school year. Except as provided in subsection  
19 (i) of this Section, a school district may charge a charter  
20 school reasonable rent for the use of the district's  
21 buildings, grounds, and facilities. Any services for which a  
22 charter school contracts with a school district shall be  
23 provided by the district at cost. Any services for which a  
24 charter school contracts with a local school board or with the  
25 governing body of a State college or university or public  
26 community college shall be provided by the public entity at

1 cost.

2 (i) In no event shall a charter school that is established  
3 by converting an existing school or attendance center to  
4 charter school status be required to pay rent for space that is  
5 deemed available, as negotiated and provided in the charter  
6 agreement, in school district facilities. However, all other  
7 costs for the operation and maintenance of school district  
8 facilities that are used by the charter school shall be  
9 subject to negotiation between the charter school and the  
10 local school board and shall be set forth in the charter.

11 (j) A charter school may limit student enrollment by age  
12 or grade level.

13 (k) If the charter school is approved by the State Board or  
14 Commission, then the charter school is its own local education  
15 agency.

16 (Source: P.A. 100-29, eff. 1-1-18; 100-156, eff. 1-1-18;  
17 100-163, eff. 1-1-18; 100-413, eff. 1-1-18; 100-468, eff.  
18 6-1-18; 100-726, eff. 1-1-19; 100-863, eff. 8-14-18; 101-50,  
19 eff. 7-1-20; 101-81, eff. 7-12-19; 101-291, eff. 1-1-20;  
20 101-531, eff. 8-23-19; 101-543, eff. 8-23-19; revised 8-4-20.)

21 (105 ILCS 5/34-18.8) (from Ch. 122, par. 34-18.8)

22 Sec. 34-18.8. HIV ~~AIDS~~ training. School guidance  
23 counselors, nurses, teachers, school social workers, and other  
24 school personnel who work with pupils shall ~~may~~ be trained to  
25 have a basic knowledge of matters relating to human



1 immunodeficiency virus (HIV) ~~acquired immunodeficiency~~  
2 ~~syndrome (AIDS)~~, including the nature of the infection  
3 disease, its causes and effects, the means of detecting it and  
4 preventing its transmission, the availability of appropriate  
5 sources of counseling and referral, and any other medically  
6 accurate information that is age and developmentally  
7 appropriate for ~~may be appropriate considering the age and~~  
8 ~~grade level of~~ such pupils. The Board of Education shall  
9 supervise such training. The State Board of Education and the  
10 Department of Public Health shall jointly develop standards  
11 for such training.

12 (Source: P.A. 86-900.)

13 (105 ILCS 5/27-9.1 rep.)

14 (105 ILCS 5/27-9.2 rep.)

15 (105 ILCS 5/27-11 rep.)

16 Section 10. The School Code is amended by repealing  
17 Sections 27-9.1, 27-9.2, and 27-11.

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