



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

SB4211

Introduced 11/14/2022, by Sen. Darren Bailey

#### SYNOPSIS AS INTRODUCED:

105 ILCS 5/21B-45  
105 ILCS 5/27-23.17 new

Amends the School Code. Provides that one of the criteria for the professional development activities of an individual holding a Professional Educator License shall be activities of a type that engages participants over a sustained period of time allowing for analysis, discovery, and application as they relate to mental health. Provides that each school district may include in its curriculum a unit of instruction on mental health that includes content on the causes, effects, and impact of mental health disorders, as well as information on any mental health resources available to students. Provides that the unit of instruction shall be appropriate for a student's educational level. Provides that each school board shall determine the minimum amount of instructional time. Provides that the State Board of Education shall prepare and make available to all school boards resource materials that may be used as guidelines for the development of the unit of instruction on mental health. Effective immediately.

LRB102 27781 RJT 39579 b

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 Section  
5 21B-45 and by adding Section 27-23.17 as follows:

6 (105 ILCS 5/21B-45)

7 Sec. 21B-45. Professional Educator License renewal.

8 (a) Individuals holding a Professional Educator License  
9 are required to complete the licensure renewal requirements as  
10 specified in this Section, unless otherwise provided in this  
11 Code.

12 Individuals holding a Professional Educator License shall  
13 meet the renewal requirements set forth in this Section,  
14 unless otherwise provided in this Code. If an individual holds  
15 a license endorsed in more than one area that has different  
16 renewal requirements, that individual shall follow the renewal  
17 requirements for the position for which he or she spends the  
18 majority of his or her time working.

19 (b) All Professional Educator Licenses not renewed as  
20 provided in this Section shall lapse on September 1 of that  
21 year. Notwithstanding any other provisions of this Section, if  
22 a license holder's electronic mail address is available, the  
23 State Board of Education shall send him or her notification

1 electronically that his or her license will lapse if not  
2 renewed, to be sent no more than 6 months prior to the license  
3 lapsing. Lapsed licenses may be immediately reinstated upon  
4 (i) payment by the applicant of a \$500 penalty to the State  
5 Board of Education or (ii) the demonstration of proficiency by  
6 completing 9 semester hours of coursework from a regionally  
7 accredited institution of higher education in the content area  
8 that most aligns with one or more of the educator's  
9 endorsement areas. Any and all back fees, including without  
10 limitation registration fees owed from the time of expiration  
11 of the license until the date of reinstatement, shall be paid  
12 and kept in accordance with the provisions in Article 3 of this  
13 Code concerning an institute fund and the provisions in  
14 Article 21B of this Code concerning fees and requirements for  
15 registration. Licenses not registered in accordance with  
16 Section 21B-40 of this Code shall lapse after a period of 6  
17 months from the expiration of the last year of registration or  
18 on January 1 of the fiscal year following initial issuance of  
19 the license. An unregistered license is invalid after  
20 September 1 for employment and performance of services in an  
21 Illinois public or State-operated school or cooperative and in  
22 a charter school. Any license or endorsement may be  
23 voluntarily surrendered by the license holder. A voluntarily  
24 surrendered license shall be treated as a revoked license. An  
25 Educator License with Stipulations with only a  
26 paraprofessional endorsement does not lapse.

1           (c) From July 1, 2013 through June 30, 2014, in order to  
2 satisfy the requirements for licensure renewal provided for in  
3 this Section, each professional educator licensee with an  
4 administrative endorsement who is working in a position  
5 requiring such endorsement shall complete one Illinois  
6 Administrators' Academy course, as described in Article 2 of  
7 this Code, per fiscal year.

8           (c-5) All licenses issued by the State Board of Education  
9 under this Article that expire on June 30, 2020 and have not  
10 been renewed by the end of the 2020 renewal period shall be  
11 extended for one year and shall expire on June 30, 2021.

12           (d) Beginning July 1, 2014, in order to satisfy the  
13 requirements for licensure renewal provided for in this  
14 Section, each professional educator licensee may create a  
15 professional development plan each year. The plan shall  
16 address one or more of the endorsements that are required of  
17 his or her educator position if the licensee is employed and  
18 performing services in an Illinois public or State-operated  
19 school or cooperative. If the licensee is employed in a  
20 charter school, the plan shall address that endorsement or  
21 those endorsements most closely related to his or her educator  
22 position. Licensees employed and performing services in any  
23 other Illinois schools may participate in the renewal  
24 requirements by adhering to the same process.

25           Except as otherwise provided in this Section, the  
26 licensee's professional development activities shall align

1 with one or more of the following criteria:

2 (1) activities are of a type that engage participants  
3 over a sustained period of time allowing for analysis,  
4 discovery, and application as they relate to student  
5 learning, social or emotional achievement, mental health,  
6 or well-being;

7 (2) professional development aligns to the licensee's  
8 performance;

9 (3) outcomes for the activities must relate to student  
10 growth or district improvement;

11 (4) activities align to State-approved standards; and

12 (5) higher education coursework.

13 (e) For each renewal cycle, each professional educator  
14 licensee shall engage in professional development activities.  
15 Prior to renewal, the licensee shall enter electronically into  
16 the Educator Licensure Information System (ELIS) the name,  
17 date, and location of the activity, the number of professional  
18 development hours, and the provider's name. The following  
19 provisions shall apply concerning professional development  
20 activities:

21 (1) Each licensee shall complete a total of 120 hours  
22 of professional development per 5-year renewal cycle in  
23 order to renew the license, except as otherwise provided  
24 in this Section.

25 (2) Beginning with his or her first full 5-year cycle,  
26 any licensee with an administrative endorsement who is not

1 working in a position requiring such endorsement is not  
2 required to complete Illinois Administrators' Academy  
3 courses, as described in Article 2 of this Code. Such  
4 licensees must complete one Illinois Administrators'  
5 Academy course within one year after returning to a  
6 position that requires the administrative endorsement.

7 (3) Any licensee with an administrative endorsement  
8 who is working in a position requiring such endorsement or  
9 an individual with a Teacher Leader endorsement serving in  
10 an administrative capacity at least 50% of the day shall  
11 complete one Illinois Administrators' Academy course, as  
12 described in Article 2 of this Code, each fiscal year in  
13 addition to 100 hours of professional development per  
14 5-year renewal cycle in accordance with this Code.

15 (4) Any licensee holding a current National Board for  
16 Professional Teaching Standards (NBPTS) master teacher  
17 designation shall complete a total of 60 hours of  
18 professional development per 5-year renewal cycle in order  
19 to renew the license.

20 (5) Licensees working in a position that does not  
21 require educator licensure or working in a position for  
22 less than 50% for any particular year are considered to be  
23 exempt and shall be required to pay only the registration  
24 fee in order to renew and maintain the validity of the  
25 license.

26 (6) Licensees who are retired and qualify for benefits

1 from a State of Illinois retirement system shall notify  
2 the State Board of Education using ELIS, and the license  
3 shall be maintained in retired status. For any renewal  
4 cycle in which a licensee retires during the renewal  
5 cycle, the licensee must complete professional development  
6 activities on a prorated basis depending on the number of  
7 years during the renewal cycle the educator held an active  
8 license. If a licensee retires during a renewal cycle, the  
9 licensee must notify the State Board of Education using  
10 ELIS that the licensee wishes to maintain the license in  
11 retired status and must show proof of completion of  
12 professional development activities on a prorated basis  
13 for all years of that renewal cycle for which the license  
14 was active. An individual with a license in retired status  
15 shall not be required to complete professional development  
16 activities or pay registration fees until returning to a  
17 position that requires educator licensure. Upon returning  
18 to work in a position that requires the Professional  
19 Educator License, the licensee shall immediately pay a  
20 registration fee and complete renewal requirements for  
21 that year. A license in retired status cannot lapse.  
22 Beginning on January 6, 2017 (the effective date of Public  
23 Act 99-920) through December 31, 2017, any licensee who  
24 has retired and whose license has lapsed for failure to  
25 renew as provided in this Section may reinstate that  
26 license and maintain it in retired status upon providing

1 proof to the State Board of Education using ELIS that the  
2 licensee is retired and is not working in a position that  
3 requires a Professional Educator License.

4 (7) For any renewal cycle in which professional  
5 development hours were required, but not fulfilled, the  
6 licensee shall complete any missed hours to total the  
7 minimum professional development hours required in this  
8 Section prior to September 1 of that year. Professional  
9 development hours used to fulfill the minimum required  
10 hours for a renewal cycle may be used for only one renewal  
11 cycle. For any fiscal year or renewal cycle in which an  
12 Illinois Administrators' Academy course was required but  
13 not completed, the licensee shall complete any missed  
14 Illinois Administrators' Academy courses prior to  
15 September 1 of that year. The licensee may complete all  
16 deficient hours and Illinois Administrators' Academy  
17 courses while continuing to work in a position that  
18 requires that license until September 1 of that year.

19 (8) Any licensee who has not fulfilled the  
20 professional development renewal requirements set forth in  
21 this Section at the end of any 5-year renewal cycle is  
22 ineligible to register his or her license and may submit  
23 an appeal to the State Superintendent of Education for  
24 reinstatement of the license.

25 (9) If professional development opportunities were  
26 unavailable to a licensee, proof that opportunities were



1           unavailable and request for an extension of time beyond  
2           August 31 to complete the renewal requirements may be  
3           submitted from April 1 through June 30 of that year to the  
4           State Educator Preparation and Licensure Board. If an  
5           extension is approved, the license shall remain valid  
6           during the extension period.

7           (10) Individuals who hold exempt licenses prior to  
8           December 27, 2013 (the effective date of Public Act  
9           98-610) shall commence the annual renewal process with the  
10          first scheduled registration due after December 27, 2013  
11          (the effective date of Public Act 98-610).

12          (11) Notwithstanding any other provision of this  
13          subsection (e), if a licensee earns more than the required  
14          number of professional development hours during a renewal  
15          cycle, then the licensee may carry over any hours earned  
16          from April 1 through June 30 of the last year of the  
17          renewal cycle. Any hours carried over in this manner must  
18          be applied to the next renewal cycle. Illinois  
19          Administrators' Academy courses or hours earned in those  
20          courses may not be carried over.

21          (f) At the time of renewal, each licensee shall respond to  
22          the required questions under penalty of perjury.

23          (f-5) The State Board of Education shall conduct random  
24          audits of licensees to verify a licensee's fulfillment of the  
25          professional development hours required under this Section.  
26          Upon completion of a random audit, if it is determined by the

1 State Board of Education that the licensee did not complete  
2 the required number of professional development hours or did  
3 not provide sufficient proof of completion, the licensee shall  
4 be notified that his or her license has lapsed. A license that  
5 has lapsed under this subsection may be reinstated as provided  
6 in subsection (b).

7 (g) The following entities shall be designated as approved  
8 to provide professional development activities for the renewal  
9 of Professional Educator Licenses:

10 (1) The State Board of Education.

11 (2) Regional offices of education and intermediate  
12 service centers.

13 (3) Illinois professional associations representing  
14 the following groups that are approved by the State  
15 Superintendent of Education:

16 (A) school administrators;

17 (B) principals;

18 (C) school business officials;

19 (D) teachers, including special education  
20 teachers;

21 (E) school boards;

22 (F) school districts;

23 (G) parents; and

24 (H) school service personnel.

25 (4) Regionally accredited institutions of higher  
26 education that offer Illinois-approved educator

1 preparation programs and public community colleges subject  
2 to the Public Community College Act.

3 (5) Illinois public school districts, charter schools  
4 authorized under Article 27A of this Code, and joint  
5 educational programs authorized under Article 10 of this  
6 Code for the purposes of providing career and technical  
7 education or special education services.

8 (6) A not-for-profit organization that, as of December  
9 31, 2014 (the effective date of Public Act 98-1147), has  
10 had or has a grant from or a contract with the State Board  
11 of Education to provide professional development services  
12 in the area of English Learning to Illinois school  
13 districts, teachers, or administrators.

14 (7) State agencies, State boards, and State  
15 commissions.

16 (8) Museums as defined in Section 10 of the Museum  
17 Disposition of Property Act.

18 (h) Approved providers under subsection (g) of this  
19 Section shall make available professional development  
20 opportunities that satisfy at least one of the following:

21 (1) increase the knowledge and skills of school and  
22 district leaders who guide continuous professional  
23 development;

24 (2) improve the learning of students;

25 (3) organize adults into learning communities whose  
26 goals are aligned with those of the school and district;

- 1 (4) deepen educator's content knowledge;
- 2 (5) provide educators with research-based  
3 instructional strategies to assist students in meeting  
4 rigorous academic standards;
- 5 (6) prepare educators to appropriately use various  
6 types of classroom assessments;
- 7 (7) use learning strategies appropriate to the  
8 intended goals;
- 9 (8) provide educators with the knowledge and skills to  
10 collaborate;
- 11 (9) prepare educators to apply research to decision  
12 making;
- 13 (10) provide educators with training on inclusive  
14 practices in the classroom that examines instructional and  
15 behavioral strategies that improve academic and  
16 social-emotional outcomes for all students, with or  
17 without disabilities, in a general education setting; or
- 18 (11) beginning on July 1, 2022, provide educators with  
19 training on the physical and mental health needs of  
20 students, student safety, educator ethics, professional  
21 conduct, and other topics that address the well-being of  
22 students and improve the academic and social-emotional  
23 outcomes of students.
- 24 (i) Approved providers under subsection (g) of this  
25 Section shall do the following:
- 26 (1) align professional development activities to the

1 State-approved national standards for professional  
2 learning;

3 (2) meet the professional development criteria for  
4 Illinois licensure renewal;

5 (3) produce a rationale for the activity that explains  
6 how it aligns to State standards and identify the  
7 assessment for determining the expected impact on student  
8 learning or school improvement;

9 (4) maintain original documentation for completion of  
10 activities;

11 (5) provide license holders with evidence of  
12 completion of activities;

13 (6) request an Illinois Educator Identification Number  
14 (IEIN) for each educator during each professional  
15 development activity; and

16 (7) beginning on July 1, 2019, register annually with  
17 the State Board of Education prior to offering any  
18 professional development opportunities in the current  
19 fiscal year.

20 (j) The State Board of Education shall conduct annual  
21 audits of a subset of approved providers, except for school  
22 districts, which shall be audited by regional offices of  
23 education and intermediate service centers. The State Board of  
24 Education shall ensure that each approved provider, except for  
25 a school district, is audited at least once every 5 years. The  
26 State Board of Education may conduct more frequent audits of

1 providers if evidence suggests the requirements of this  
2 Section or administrative rules are not being met.

3 (1) (Blank).

4 (2) Approved providers shall comply with the  
5 requirements in subsections (h) and (i) of this Section by  
6 annually submitting data to the State Board of Education  
7 demonstrating how the professional development activities  
8 impacted one or more of the following:

9 (A) educator and student growth in regards to  
10 content knowledge or skills, or both;

11 (B) educator and student social and emotional  
12 growth; or

13 (C) alignment to district or school improvement  
14 plans.

15 (3) The State Superintendent of Education shall review  
16 the annual data collected by the State Board of Education,  
17 regional offices of education, and intermediate service  
18 centers in audits to determine if the approved provider  
19 has met the criteria and should continue to be an approved  
20 provider or if further action should be taken as provided  
21 in rules.

22 (k) Registration fees shall be paid for the next renewal  
23 cycle between April 1 and June 30 in the last year of each  
24 5-year renewal cycle using ELIS. If all required professional  
25 development hours for the renewal cycle have been completed  
26 and entered by the licensee, the licensee shall pay the

1 registration fees for the next cycle using a form of credit or  
2 debit card.

3 (1) Any professional educator licensee endorsed for school  
4 support personnel who is employed and performing services in  
5 Illinois public schools and who holds an active and current  
6 professional license issued by the Department of Financial and  
7 Professional Regulation or a national certification board, as  
8 approved by the State Board of Education, related to the  
9 endorsement areas on the Professional Educator License shall  
10 be deemed to have satisfied the continuing professional  
11 development requirements provided for in this Section. Such  
12 individuals shall be required to pay only registration fees to  
13 renew the Professional Educator License. An individual who  
14 does not hold a license issued by the Department of Financial  
15 and Professional Regulation shall complete professional  
16 development requirements for the renewal of a Professional  
17 Educator License provided for in this Section.

18 (m) Appeals to the State Educator Preparation and  
19 Licensure Board must be made within 30 days after receipt of  
20 notice from the State Superintendent of Education that a  
21 license will not be renewed based upon failure to complete the  
22 requirements of this Section. A licensee may appeal that  
23 decision to the State Educator Preparation and Licensure Board  
24 in a manner prescribed by rule.

25 (1) Each appeal shall state the reasons why the State  
26 Superintendent's decision should be reversed and shall be

1 sent by certified mail, return receipt requested, to the  
2 State Board of Education.

3 (2) The State Educator Preparation and Licensure Board  
4 shall review each appeal regarding renewal of a license  
5 within 90 days after receiving the appeal in order to  
6 determine whether the licensee has met the requirements of  
7 this Section. The State Educator Preparation and Licensure  
8 Board may hold an appeal hearing or may make its  
9 determination based upon the record of review, which shall  
10 consist of the following:

11 (A) the regional superintendent of education's  
12 rationale for recommending nonrenewal of the license,  
13 if applicable;

14 (B) any evidence submitted to the State  
15 Superintendent along with the individual's electronic  
16 statement of assurance for renewal; and

17 (C) the State Superintendent's rationale for  
18 nonrenewal of the license.

19 (3) The State Educator Preparation and Licensure Board  
20 shall notify the licensee of its decision regarding  
21 license renewal by certified mail, return receipt  
22 requested, no later than 30 days after reaching a  
23 decision. Upon receipt of notification of renewal, the  
24 licensee, using ELIS, shall pay the applicable  
25 registration fee for the next cycle using a form of credit  
26 or debit card.



1 (n) The State Board of Education may adopt rules as may be  
2 necessary to implement this Section.

3 (Source: P.A. 101-85, eff. 1-1-20; 101-531, eff. 8-23-19;  
4 101-643, eff. 6-18-20; 102-676, eff. 12-3-21.)

5 (105 ILCS 5/27-23.17 new)

6 Sec. 27-23.17. Mental health education.

7 (a) In addition to the instruction required under the  
8 Critical Health Problems and Comprehensive Health Education  
9 Act, each school district may include in its curriculum a unit  
10 of instruction on mental health that includes content on the  
11 causes, effects, and impact of mental health disorders, as  
12 well as information on any mental health resources available  
13 to students. The unit of instruction shall be appropriate for  
14 a student's educational level. Each school board shall  
15 determine the minimum amount of instructional time under this  
16 Section.

17 (b) The State Board of Education shall prepare and make  
18 available to all school boards resource materials that may be  
19 used as guidelines for the development of the unit of  
20 instruction on mental health under this Section.

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