

SB3151



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB3151

Introduced 2/6/2024, by Sen. Steve Stadelman

SYNOPSIS AS INTRODUCED:

105 ILCS 5/27-24.2

from Ch. 122, par. 27-24.2

Amends the Courses of Study Article of the School Code. In provisions concerning safety education and driver education courses, provides that, beginning with the 2024-2025 school year, the course instruction relating to highway construction and maintenance zones shall include at least one clock hour on worker safety in highway construction and maintenance zones. Effective immediately.

LRB103 37118 RJT 67237 b

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

A BILL FOR

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 27-24.2 as follows:

6 (105 ILCS 5/27-24.2) (from Ch. 122, par. 27-24.2)

7 Sec. 27-24.2. Safety education; driver education course.
8 Instruction shall be given in safety education in each of
9 grades one through 8, equivalent to one class period each
10 week, and any school district which maintains grades 9 through
11 12 shall offer a driver education course in any such school
12 which it operates. Its curriculum shall include content
13 dealing with Chapters 11, 12, 13, 15, and 16 of the Illinois
14 Vehicle Code, the rules adopted pursuant to those Chapters
15 insofar as they pertain to the operation of motor vehicles,
16 and the portions of the Litter Control Act relating to the
17 operation of motor vehicles. The course of instruction given
18 in grades 10 through 12 shall include an emphasis on the
19 development of knowledge, attitudes, habits, and skills
20 necessary for the safe operation of motor vehicles, including
21 motorcycles insofar as they can be taught in the classroom,
22 and instruction on distracted driving as a major traffic
23 safety issue. In addition, the course shall include

1 instruction on special hazards existing at and required safety
2 and driving precautions that must be observed at emergency
3 situations, highway construction and maintenance zones, and
4 railroad crossings and the approaches thereto. Beginning with
5 the 2017-2018 school year, the course shall also include
6 instruction concerning law enforcement procedures for traffic
7 stops, including a demonstration of the proper actions to be
8 taken during a traffic stop and appropriate interactions with
9 law enforcement. Beginning with the 2024-2025 school year, the
10 course instruction relating to highway construction and
11 maintenance zones shall include at least one clock hour on
12 worker safety in highway construction and maintenance zones.

13 The course of instruction required of each eligible student at
14 the high school level shall consist of a minimum of 30 clock
15 hours of classroom instruction and a minimum of 6 clock hours
16 of individual behind-the-wheel instruction in a dual control
17 car on public roadways taught by a driver education instructor
18 endorsed by the State Board of Education. A school district's
19 decision to allow a student to take a portion of the driver
20 education course through a distance learning program must be
21 determined on a case-by-case basis and must be approved by the
22 school's administration, including the student's driver
23 education teacher, and the student's parent or guardian. Under
24 no circumstances may the student take the entire driver
25 education course through a distance learning program. Both the
26 classroom instruction part and the practice driving part of a

1 driver education course shall be open to a resident or
2 non-resident student attending a non-public school in the
3 district wherein the course is offered. Each student attending
4 any public or non-public high school in the district must
5 receive a passing grade in at least 8 courses during the
6 previous 2 semesters prior to enrolling in a driver education
7 course, or the student shall not be permitted to enroll in the
8 course; provided that the local superintendent of schools
9 (with respect to a student attending a public high school in
10 the district) or chief school administrator (with respect to a
11 student attending a non-public high school in the district)
12 may waive the requirement if the superintendent or chief
13 school administrator, as the case may be, deems it to be in the
14 best interest of the student. A student may be allowed to
15 commence the classroom instruction part of such driver
16 education course prior to reaching age 15 if such student then
17 will be eligible to complete the entire course within 12
18 months after being allowed to commence such classroom
19 instruction.

20 A school district may offer a driver education course in a
21 school by contracting with a commercial driver training school
22 to provide both the classroom instruction part and the
23 practice driving part or either one without having to request
24 a modification or waiver of administrative rules of the State
25 Board of Education if the school district approves the action
26 during a public hearing on whether to enter into a contract

1 with a commercial driver training school. The public hearing
2 shall be held at a regular or special school board meeting
3 prior to entering into such a contract. If a school district
4 chooses to approve a contract with a commercial driver
5 training school, then the district must provide evidence to
6 the State Board of Education that the commercial driver
7 training school with which it will contract holds a license
8 issued by the Secretary of State under Article IV of Chapter 6
9 of the Illinois Vehicle Code and that each instructor employed
10 by the commercial driver training school to provide
11 instruction to students served by the school district holds a
12 valid teaching license issued under the requirements of this
13 Code and rules of the State Board of Education. Such evidence
14 must include, but need not be limited to, a list of each
15 instructor assigned to teach students served by the school
16 district, which list shall include the instructor's name,
17 personal identification number as required by the State Board
18 of Education, birth date, and driver's license number. Once
19 the contract is entered into, the school district shall notify
20 the State Board of Education of any changes in the personnel
21 providing instruction either (i) within 15 calendar days after
22 an instructor leaves the program or (ii) before a new
23 instructor is hired. Such notification shall include the
24 instructor's name, personal identification number as required
25 by the State Board of Education, birth date, and driver's
26 license number. If the school district maintains an Internet

1 website, then the district shall post a copy of the final
2 contract between the district and the commercial driver
3 training school on the district's Internet website. If no
4 Internet website exists, then the school district shall make
5 available the contract upon request. A record of all materials
6 in relation to the contract must be maintained by the school
7 district and made available to parents and guardians upon
8 request. The instructor's date of birth and driver's license
9 number and any other personally identifying information as
10 deemed by the federal Driver's Privacy Protection Act of 1994
11 must be redacted from any public materials.

12 Such a course may be commenced immediately after the
13 completion of a prior course. Teachers of such courses shall
14 meet the licensure requirements of this Code and regulations
15 of the State Board as to qualifications. Except for a contract
16 with a Certified Driver Rehabilitation Specialist, a school
17 district that contracts with a third party to teach a driver
18 education course under this Section must ensure the teacher
19 meets the educator licensure and endorsement requirements
20 under Article 21B and must follow the same evaluation and
21 observation requirements that apply to non-tenured teachers
22 under Article 24A. The teacher evaluation must be conducted by
23 a school administrator employed by the school district and
24 must be submitted annually to the district superintendent and
25 all school board members for oversight purposes.

26 Subject to rules of the State Board of Education, the

1 school district may charge a reasonable fee, not to exceed
2 \$50, to students who participate in the course, unless a
3 student is unable to pay for such a course, in which event the
4 fee for such a student must be waived. However, the district
5 may increase this fee to an amount not to exceed \$250 by school
6 board resolution following a public hearing on the increase,
7 which increased fee must be waived for students who
8 participate in the course and are unable to pay for the course.
9 The total amount from driver education fees and reimbursement
10 from the State for driver education must not exceed the total
11 cost of the driver education program in any year and must be
12 deposited into the school district's driver education fund as
13 a separate line item budget entry. All moneys deposited into
14 the school district's driver education fund must be used
15 solely for the funding of a high school driver education
16 program approved by the State Board of Education that uses
17 driver education instructors endorsed by the State Board of
18 Education.

19 (Source: P.A. 101-183, eff. 8-2-19; 101-450, eff. 8-23-19;
20 102-558, eff. 8-20-21.)

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