

1 AN ACT regarding schools.

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  
5 Sections 2-3.12 and 10-17a as follows:

6 (105 ILCS 5/2-3.12) (from Ch. 122, par. 2-3.12)

7 Sec. 2-3.12. School building code. To prepare for school  
8 boards with the advice of the Department of Public Health,  
9 the Capital Development Board, and the State Fire Marshal a  
10 school building code that will conserve the health and safety  
11 and general welfare of the pupils and school personnel and  
12 others who use public school facilities.

13 The document known as "Efficient and Adequate Standards  
14 for the Construction of Schools" applies only to temporary  
15 school facilities, new school buildings, and additions to  
16 existing schools whose construction contracts are awarded  
17 after July 1, 1965. On or before July 1, 1967, each school  
18 board shall have its school district buildings that were  
19 constructed prior to January 1, 1955, surveyed by an  
20 architect or engineer licensed in the State of Illinois as to  
21 minimum standards necessary to conserve the health and safety  
22 of the pupils enrolled in the school buildings of the  
23 district. Buildings constructed between January 1, 1955 and  
24 July 1, 1965, not owned by the State of Illinois, shall be  
25 surveyed by an architect or engineer licensed in the State of  
26 Illinois beginning 10 years after acceptance of the completed  
27 building by the school board. Buildings constructed between  
28 January 1, 1955 and July 1, 1955 and previously exempt under  
29 the provisions of Section 35-27 shall be surveyed prior to  
30 July 1, 1977 by an architect or engineer licensed in the  
31 State of Illinois. The architect or engineer, using the

1 document known as "Building Specifications for Health and  
2 Safety in Public Schools" as a guide, shall make a report of  
3 the findings of the survey to the school board, giving  
4 priority in that report to fire safety problems and  
5 recommendations thereon if any such problems exist. The  
6 school board of each district so surveyed and receiving a  
7 report of needed recommendations to be made to improve  
8 standards of safety and health of the pupils enrolled has  
9 until July 1, 1970, or in case of buildings not owned by the  
10 State of Illinois and completed between January 1, 1955 and  
11 July 1, 1965 or in the case of buildings previously exempt  
12 under the provisions of Section 35-27 has a period of 3 years  
13 after the survey is commenced, to effectuate those  
14 recommendations, giving first attention to the  
15 recommendations in the survey report having priority status,  
16 and is authorized to levy the tax provided for in Section  
17 17-2.11, according to the provisions of that Section, to make  
18 such improvements. School boards unable to effectuate those  
19 recommendations prior to July 1, 1970, on July 1, 1980 in the  
20 case of buildings previously exempt under the provisions of  
21 Section 35-27, may petition the State Superintendent of  
22 Education upon the recommendation of the Regional  
23 Superintendent for an extension of time. The extension of  
24 time may be granted by the State Superintendent of Education  
25 for a period of one year, but may be extended from year to  
26 year provided substantial progress, in the opinion of the  
27 State Superintendent of Education, is being made toward  
28 compliance. However, for fire protection issues, only one  
29 one-year extension may be made, and no other provision of  
30 this Code or an applicable code may supersede this  
31 requirement. For routine inspections, fire officials shall  
32 provide written notice to the principal of the school to  
33 schedule a mutually agreed upon time for the fire safety  
34 check. However, no more than 2 routine inspections may be

1 made in a calendar year.

2       Within 2 years after the effective date of this  
3 amendatory Act of 1983, and every 10 years thereafter, or at  
4 such other times as the State Board of Education deems  
5 necessary or the regional superintendent so orders, each  
6 school board subject to the provisions of this Section shall  
7 again survey its school buildings and effectuate any  
8 recommendations in accordance with the procedures set forth  
9 herein. An architect or engineer licensed in the State of  
10 Illinois is required to conduct the surveys under the  
11 provisions of this Section and shall make a report of the  
12 findings of the survey titled "safety survey report" to the  
13 school board. The school board shall approve the safety  
14 survey report, including any recommendations to effectuate  
15 compliance with the code, and submit it to the Regional  
16 Superintendent. The Regional Superintendent shall render a  
17 decision regarding approval or denial and submit the safety  
18 survey report to the State Superintendent of Education. The  
19 State Superintendent of Education shall approve or deny the  
20 report including recommendations to effectuate compliance  
21 with the code and, if approved, issue a certificate of  
22 approval. Upon receipt of the certificate of approval, the  
23 Regional Superintendent shall issue an order to effect any  
24 approved recommendations included in the report. Items in  
25 the report shall be prioritized. Urgent items shall be  
26 considered as those items related to life safety problems  
27 that present an immediate hazard to the safety of students.  
28 Required items shall be considered as those items that are  
29 necessary for a safe environment but present less of an  
30 immediate hazard to the safety of students. Urgent and  
31 required items shall reference a specific rule in the code  
32 authorized by this Section that is currently being violated  
33 or will be violated within the next 12 months if the  
34 violation is not remedied. The school board of each district

1 so surveyed and receiving a report of needed recommendations  
2 to be made to maintain standards of safety and health of the  
3 pupils enrolled shall effectuate the correction of urgent  
4 items as soon as achievable to ensure the safety of the  
5 students, but in no case more than one year after the date of  
6 the State Superintendent of Education's approval of the  
7 recommendation. Required items shall be corrected in a  
8 timely manner, but in no case more than 5 years from the date  
9 of the State Superintendent of Education's approval of the  
10 recommendation. Once each year the school board shall submit  
11 a report of progress on completion of any recommendations to  
12 effectuate compliance with the code. For each year that the  
13 school board does not effectuate any or all approved  
14 recommendations, it shall petition the Regional  
15 Superintendent and the State Superintendent of Education  
16 detailing what work was completed in the previous year and a  
17 work plan for completion of the remaining work. If in the  
18 judgement of the Regional Superintendent and the State  
19 Superintendent of Education substantial progress has been  
20 made and just cause has been shown by the school board, the  
21 petition for a one year extension of time may be approved.

22 The State Board of Education shall require each school  
23 district to prepare an indoor air quality (IAQ) management  
24 plan. At a minimum, the plan must include all of the  
25 following components:

- 26 (1) A district IAQ coordinator.
- 27 (2) An annual IAQ walk-through inspection.
- 28 (3) A building systems evaluation.
- 29 (4) A process for documenting, evaluating, and  
30 resolving IAQ issues.
- 31 (5) A plan to inform staff and teachers about the  
32 IAQ management plan and how to contact the district IAQ  
33 coordinator.
- 34 (6) An emergency response plan for both individual

1 schools and the district.

2 (7) A preventive maintenance and operations policy.

3 (8) A microbial management policy.

4 (9) Documentation of school board approval.

5 (10) An annual review of the IAQ management plan by  
6 the regional office of education as part of a regular  
7 annual review.

8 The State Board of Education, in cooperation with  
9 regional offices of education and the Department of Public  
10 Health, shall develop materials for and provide training to  
11 school districts to assist them in developing IAQ management  
12 plans.

13 As soon as practicable, but not later than 2 years after  
14 the effective date of this amendatory Act of 1992, the State  
15 Board of Education shall combine the document known as  
16 "Efficient and Adequate Standards for the Construction of  
17 Schools" with the document known as "Building Specifications  
18 for Health and Safety in Public Schools" together with any  
19 modifications or additions that may be deemed necessary. The  
20 combined document shall be known as the "Health/Life Safety  
21 Code for Public Schools" and shall be the governing code for  
22 all facilities that house public school students or are  
23 otherwise used for public school purposes, whether such  
24 facilities are permanent or temporary and whether they are  
25 owned, leased, rented, or otherwise used by the district.  
26 Facilities owned by a school district but that are not used  
27 to house public school students or are not used for public  
28 school purposes shall be governed by separate provisions  
29 within the code authorized by this Section.

30 The 10 year survey cycle specified in this Section shall  
31 continue to apply based upon the standards contained in the  
32 "Health/Life Safety Code for Public Schools", which shall  
33 specify building standards for buildings that are constructed  
34 prior to the effective date of this amendatory Act of 1992

1 and for buildings that are constructed after that date.

2 The "Health/Life Safety Code for Public Schools" shall be  
3 the governing code for public schools; however, the  
4 provisions of this Section shall not preclude inspection of  
5 school premises and buildings pursuant to Section 9 of the  
6 Fire Investigation Act, provided that the provisions of the  
7 "Health/Life Safety Code for Public Schools", or such  
8 predecessor document authorized by this Section as may be  
9 applicable are used, and provided that those inspections are  
10 coordinated with the Regional Superintendent having  
11 jurisdiction over the public school facility. Nothing in  
12 this Section shall be construed to prohibit a local fire  
13 department, fire protection district, or the Office of the  
14 State Fire Marshal from conducting a fire safety check in a  
15 public school. Upon being notified by a fire official that  
16 corrective action must be taken to resolve a violation, the  
17 school board shall take corrective action within one year.  
18 However, violations that present imminent danger must be  
19 addressed immediately.

20 Any agency having jurisdiction beyond the scope of the  
21 applicable document authorized by this Section may issue a  
22 lawful order to a school board to effectuate recommendations,  
23 and the school board receiving the order shall certify to the  
24 Regional Superintendent and the State Superintendent of  
25 Education when it has complied with the order.

26 The State Board of Education is authorized to adopt any  
27 rules that are necessary relating to the administration and  
28 enforcement of the provisions of this Section. The code  
29 authorized by this Section shall apply only to those school  
30 districts having a population of less than 500,000  
31 inhabitants.

32 (Source: P.A. 92-593, eff. 1-1-03.)

33 (105 ILCS 5/10-17a) (from Ch. 122, par. 10-17a)

1           Sec. 10-17a. Better schools accountability.

2           (1) Policy and Purpose. It shall be the policy of the  
3 State of Illinois that each school district in this State,  
4 including special charter districts and districts subject to  
5 the provisions of Article 34, shall submit to parents,  
6 taxpayers of such district, the Governor, the General  
7 Assembly, and the State Board of Education a school report  
8 card assessing the performance of its schools and students.  
9 The report card shall be an index of school performance  
10 measured against statewide and local standards and will  
11 provide information to make prior year comparisons and to set  
12 future year targets through the school improvement plan.

13           (2) Reporting Requirements. Each school district shall  
14 prepare a report card in accordance with the guidelines set  
15 forth in this Section which describes the performance of its  
16 students by school attendance centers and by district and the  
17 district's financial resources and use of financial  
18 resources. The report card shall also include information on  
19 the quality of school facilities in the district. Such  
20 report card shall be presented at a regular school board  
21 meeting subject to applicable notice requirements, posted on  
22 the school district's Internet web site, if the district  
23 maintains an Internet web site, made available to a newspaper  
24 of general circulation serving the district, and, upon  
25 request, sent home to a parent (unless the district does not  
26 maintain an Internet web site, in which case the report card  
27 shall be sent home to parents without request). If the  
28 district posts the report card on its Internet web site, the  
29 district shall send a written notice home to parents stating  
30 (i) that the report card is available on the web site, (ii)  
31 the address of the web site, (iii) that a printed copy of the  
32 report card will be sent to parents upon request, and (iv)  
33 the telephone number that parents may call to request a  
34 printed copy of the report card. In addition, each school

1 district shall submit the completed report card to the office  
2 of the district's Regional Superintendent which shall make  
3 copies available to any individuals requesting them.

4 The report card shall be completed and disseminated prior  
5 to October 31 in each school year. The report card shall  
6 contain, but not be limited to, actual local school  
7 attendance center, school district and statewide data  
8 indicating the present performance of the school, the State  
9 norms and the areas for planned improvement for the school  
10 and school district.

11 (3) (a) The report card shall include the following  
12 applicable indicators of attendance center, district, and  
13 statewide student performance: percent of students who  
14 exceed, meet, or do not meet standards established by the  
15 State Board of Education pursuant to Section 2-3.25a;  
16 composite and subtest means on nationally normed achievement  
17 tests for college bound students; student attendance rates;  
18 chronic truancy rate; dropout rate; graduation rate; and  
19 student mobility, turnover shown as a percent of transfers  
20 out and a percent of transfers in.

21 (b) The report card shall include the following  
22 descriptions for the school, district, and State: average  
23 class size; amount of time per day devoted to mathematics,  
24 science, English and social science at primary, middle and  
25 junior high school grade levels; number of students taking  
26 the Prairie State Achievement Examination under subsection  
27 (c) of Section 2-3.64, the number of those students who  
28 received a score of excellent, and the average score by  
29 school of students taking the examination; pupil-teacher  
30 ratio; pupil-administrator ratio; operating expenditure per  
31 pupil; district expenditure by fund; average administrator  
32 salary; and average teacher salary. The report card shall  
33 also specify the amount of money that the district receives  
34 from all sources, including without limitation subcategories



1 specifying the amount from local property taxes, the amount  
2 from general State aid, the amount from other State funding,  
3 and the amount from other income.

4 (c) The report card shall include applicable indicators  
5 of parental involvement in each attendance center. The  
6 parental involvement component of the report card shall  
7 include the percentage of students whose parents or guardians  
8 have had one or more personal contacts with the students'  
9 teachers during the school year concerning the students'  
10 education, and such other information, commentary, and  
11 suggestions as the school district desires. For the purposes  
12 of this paragraph, "personal contact" includes, but is not  
13 limited to, parent-teacher conferences, parental visits to  
14 school, school visits to home, telephone conversations, and  
15 written correspondence. The parental involvement component  
16 shall not single out or identify individual students,  
17 parents, or guardians by name.

18 (d) The report card form shall be prepared by the State  
19 Board of Education and provided to school districts by the  
20 most efficient, economic, and appropriate means.

21 (Source: P.A. 92-604, eff. 7-1-02; 92-631, eff. 7-11-02;  
22 revised 7-26-02.)

23 Section 90. The State Mandates Act is amended by adding  
24 Section 8.27 as follows:

25 (30 ILCS 805/8.27 new)

26 Sec. 8.27. Exempt mandate. Notwithstanding Sections 6  
27 and 8 of this Act, no reimbursement by the State is required  
28 for the implementation of any mandate created by this  
29 amendatory Act of the 93rd General Assembly.

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