

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 adding Sections
5 2-3.131, 3-14.29, 10-28, 22-35, and 34-18.26 and changing
6 Section 3-14 as follows:

7 (105 ILCS 5/2-3.131 new)

8 Sec. 2-3.131. Sharing information on school lunch
9 applicants. The State Board of Education shall, whenever
10 requested by the Department of Public Aid, agree in writing
11 with the Department of Public Aid (as the State agency that
12 administers the State Medical Assistance Program as provided
13 in Title XIX of the federal Social Security Act and the State
14 Children's Health Insurance Program as provided in Title XXI
15 of the federal Social Security Act) to share with the
16 Department of Public Aid information on applicants for free
17 or reduced-price lunches. This sharing of information shall
18 be for the sole purpose of helping the Department of Public
19 Aid identify and enroll children in the State Medical
20 Assistance Program or the State Children's Health Insurance
21 Program or both as allowed under 42 U.S.C. Sec.
22 1758(b)(2)(C)(iii)(IV) and under the restrictions set forth
23 in 42 U.S.C. Sec. 1758(b)(2)(C)(vi) and (vii).

24 (105 ILCS 5/3-14) (from Ch. 122, par. 3-14)

25 Sec. 3-14. Duties of regional superintendent. The
26 regional superintendent of schools shall perform the duties
27 enumerated in the following Sections preceding Section 3-15
28 3-14-1-through-3-14-25.

29 (Source: P.A. 83-503.)

1 (105 ILCS 5/3-14.29 new)

2 Sec. 3-14.29. Sharing information on school lunch
3 applicants. Whenever requested by the Department of Public
4 Aid, to agree in writing with the Department of Public Aid
5 (as the State agency that administers the State Medical
6 Assistance Program as provided in Title XIX of the federal
7 Social Security Act and the State Children's Health Insurance
8 Program as provided in Title XXI of the federal Social
9 Security Act) to share with the Department of Public Aid
10 information on applicants for free or reduced-price lunches.
11 This sharing of information shall be for the sole purpose of
12 helping the Department of Public Aid identify and enroll
13 children in the State Medical Assistance Program or the State
14 Children's Health Insurance Program or both as allowed under
15 42 U.S.C. Sec. 1758(b)(2)(C)(iii)(IV) and under the
16 restrictions set forth in 42 U.S.C. Sec. 1758(b)(2)(C)(vi)
17 and (vii).

18 (105 ILCS 5/10-28 new)

19 Sec. 10-28. Sharing information on school lunch
20 applicants. A school board shall, whenever requested by the
21 Department of Public Aid, agree in writing with the
22 Department of Public Aid (as the State agency that
23 administers the State Medical Assistance Program as provided
24 in Title XIX of the federal Social Security Act and the State
25 Children's Health Insurance Program as provided in Title XXI
26 of the federal Social Security Act) to share with the
27 Department of Public Aid information on applicants for free
28 or reduced-price lunches. A school board shall, whenever
29 requested by the Department of Public Aid, require each of
30 its schools to agree in writing with the Department of Public
31 Aid to share with the Department of Public Aid information on
32 applicants for free or reduced-price lunches. This sharing of
33 information shall be for the sole purpose of helping the

1 Department of Public Aid identify and enroll children in the
2 State Medical Assistance Program or the State Children's
3 Health Insurance Program or both as allowed under 42 U.S.C.
4 Sec. 1758(b)(2)(C)(iii)(IV) and under the restrictions set
5 forth in 42 U.S.C. Sec. 1758(b)(2)(C)(vi) and (vii).

6 (105 ILCS 5/22-35 new)

7 Sec. 22-35. Sharing information on school lunch
8 applicants; consent. Before an entity shares with the
9 Department of Public Aid information on an applicant for free
10 or reduced-price lunches under Section 2-3.131, 3-14.29,
11 10-28, or 34-18.22 of this Code or Section 10 of the School
12 Breakfast and Lunch Program Act, that entity must obtain, in
13 writing, the consent of the applicant's parent or legal
14 guardian.

15 (105 ILCS 5/34-18.26 new)

16 Sec. 34-18.26. Sharing information on school lunch
17 applicants. The board shall, whenever requested by the
18 Department of Public Aid, agree in writing with the
19 Department of Public Aid (as the State agency that
20 administers the State Medical Assistance Program as provided
21 in Title XIX of the federal Social Security Act and the State
22 Children's Health Insurance Program as provided in Title XXI
23 of the federal Social Security Act) to share with the
24 Department of Public Aid information on applicants for free
25 or reduced-price lunches. The board shall, whenever
26 requested by the Department of Public Aid, require each of
27 its schools to agree in writing with the Department of Public
28 Aid to share with the Department of Public Aid information on
29 applicants for free or reduced-price lunches. This sharing
30 of information shall be for the sole purpose of helping the
31 Department of Public Aid identify and enroll children in the
32 State Medical Assistance Program or the State Children's

1 Health Insurance Program or both as allowed under 42 U.S.C.
2 Sec. 1758(b)(2)(C)(iii)(IV) and under the restrictions set
3 forth in 42 U.S.C. Sec. 1758(b)(2)(C)(vi) and (vii).

4 Section 10. The School Breakfast and Lunch Program Act
5 is amended by adding Section 10 as follows:

6 (105 ILCS 125/10 new)

7 Sec. 10. Sharing information on school lunch applicants.
8 Each private school that receives funds for free or
9 reduced-price lunches under this Act shall, whenever
10 requested by the Department of Public Aid, agree in writing
11 with the Department of Public Aid (as the State agency that
12 administers the State Medical Assistance Program as provided
13 in Title XIX of the federal Social Security Act and the State
14 Children's Health Insurance Program as provided in Title XXI
15 of the federal Social Security Act) to share with the
16 Department of Public Aid information on applicants for free
17 or reduced-price lunches. This sharing of information shall
18 be for the sole purpose of helping the Department of Public
19 Aid identify and enroll children in the State Medical
20 Assistance Program or the State Children's Health Insurance
21 Program or both as allowed under 42 U.S.C. Sec.
22 1758(b)(2)(C)(iii)(IV) and under the restrictions set forth
23 in 42 U.S.C. Sec. 1758(b)(2)(C)(vi) and (vii).

24 Section 99. Effective date. This Act takes effect on
25 July 1, 2003.