



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB0402

Introduced 1/26/2005, by Rep. Roger L. Eddy

SYNOPSIS AS INTRODUCED:

105 ILCS 5/27-23

from Ch. 122, par. 27-23

Amends the School Code. In a provision concerning driver education, removes the \$50 limit on the amount that a school district may charge a participant and allows the local school board to determine the reasonable fee that may be charged. Effective immediately.

LRB094 05645 RAS 35694 b

FISCAL NOTE ACT
MAY APPLY

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 27-23 as follows:

6 (105 ILCS 5/27-23) (from Ch. 122, par. 27-23)

7 Sec. 27-23. Motor Vehicle Code. The curriculum in all
8 public schools shall include a course dealing with the content
9 of Chapters 11, 12, 13, 15, and 16 of the Illinois Vehicle
10 Code, the rules and regulations adopted pursuant to those
11 Chapters insofar as they pertain to the operation of motor
12 vehicles, and the portions of the Litter Control Act relating
13 to the operation of motor vehicles. Instruction shall be given
14 in safety education in each grade, 1 through 8, equivalent to 1
15 class period each week, and in at least 1 of the years in
16 grades 10 through 12. The course of instruction required of
17 each eligible student at the high school level shall consist of
18 a minimum of 30 clock hours of classroom instruction taught by
19 a certified high school teacher who has acquired special
20 qualifications as required for participation under the terms of
21 Section 27-24.2 of this Act. Each school district maintaining
22 grades 9 through 12: (i) shall provide the classroom course for
23 each public and non-public high school student resident of the
24 school district who either has received a passing grade in at
25 least 8 courses during the previous 2 semesters or has received
26 a waiver of that requirement from the local superintendent of
27 schools (with respect to a public high school student) or chief
28 school administrator (with respect to a non-public high school
29 student), as provided in Section 27-24.2, and for each
30 out-of-school resident of the district between the age of 15
31 and 21 years who requests the classroom course, and (ii) may
32 provide such classroom course for any resident of the district

1 over age 55 who requests the classroom course, but only if
2 space therein remains available after all eligible public and
3 non-public high school student residents and out-of-school
4 residents between the age of 15 and 21 who request such course
5 have registered therefor, and only if such resident of the
6 district over age 55 has not previously been licensed as a
7 driver under the laws of this or any other state or country.
8 Each school district (i) shall provide an approved course in
9 practice driving consisting of a minimum of 6 clock hours of
10 individual behind-the-wheel instruction or its equivalent in a
11 car, as determined by the State Board of Education, for each
12 eligible resident of the district between the age of 15 and 21
13 years who has started an approved high school classroom driver
14 education course on request, and (ii) may provide such approved
15 course in practice driving for any resident of the district
16 over age 55 on request and without regard to whether or not
17 such resident has started any high school classroom driver
18 education course, but only if space therein remains available
19 after all eligible residents of the district between the ages
20 of 15 and 21 years who have started an approved classroom
21 driver education course and who request such course in practice
22 driving have registered therefor, and only if such resident of
23 the district over age 55 has not previously been licensed as a
24 driver under the laws of this or any other state or country.
25 Subject to rules and regulations of the State Board of
26 Education, the district may charge a reasonable fee, as
27 determined by the school board, ~~not to exceed \$50,~~ to students
28 who participate in the course, unless a student is unable to
29 pay for such a course, in which event the fee for such a
30 student shall be waived; provided, that if a district provides
31 the classroom or practice driving course or both of such
32 courses to any residents of the district over age 55, the
33 district may charge such residents a fee in any amount up to
34 but not exceeding the actual cost of the course or courses in
35 which such residents participate. The course of instruction
36 given in grades 10 through 12 shall include an emphasis on the

1 development of knowledge, attitudes, habits and skills
2 necessary for the safe operation of motor vehicles including
3 motorcycles insofar as they can be taught in the classroom, and
4 in addition the course shall include instruction on special
5 hazards existing at, and required extra safety and driving
6 precautions that must be observed at, emergency situations,
7 highway construction and maintenance zones, and railroad
8 crossings and the approaches thereto.

9 (Source: P.A. 92-497, eff. 11-29-01.)

10 Section 99. Effective date. This Act takes effect upon
11 becoming law.