

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 Sections
5 10-20.13 and 34-21.6 as follows:

6 (105 ILCS 5/10-20.13) (from Ch. 122, par. 10-20.13)

7 Sec. 10-20.13. Textbooks ~~Text books~~ for children of parents
8 unable to buy them and other fees.

9 (a) To purchase, at the expense of the district, a
10 sufficient number of textbooks for children whose parents are
11 unable to buy them, including but not limited to children
12 living in households that meet the free lunch or breakfast
13 eligibility guidelines established by the federal government
14 pursuant to Section 1758 of the federal Richard B. Russell
15 National School Lunch Act (42 U.S.C. 1758; 7 C.F.R. 245 et
16 seq.), subject to verification as set forth in subsection (c)
17 of this Section ~~eligible for free lunches or breakfasts under~~
18 ~~the Community School Lunch Program~~. Such textbooks shall be
19 loaned only, and the directors shall require the teacher to see
20 that they are properly cared for and returned at the end of
21 each term of school.

22 (b) To waive all fees assessed by the district on children
23 whose parents are unable to afford them, including but not

1 limited to children living in households that meet the free
2 lunch or breakfast eligibility guidelines established by the
3 federal government pursuant to Section 1758 of the federal
4 Richard B. Russell National School Lunch Act (42 U.S.C. 1758; 7
5 C.F.R. 245 et seq.), subject to verification as set forth in
6 subsection (c) of this Section ~~eligible for free lunches or~~
7 ~~breakfasts under the Community School Lunch Program.~~ The school
8 board shall adopt written policies and procedures for such
9 waiver of fees in accordance with regulations promulgated by
10 the State Board of Education.

11 (c) Any school board that participates in a federally
12 funded, school-based child nutrition program and uses a
13 student's application for, eligibility for, or participation
14 in the federally funded, school-based child nutrition program
15 (42 U.S.C. 1758; 7 C.F.R. 245 et seq.) as the basis for waiving
16 fees assessed by the school district must follow the
17 verification requirements of the federally funded,
18 school-based child nutrition program (42 U.S.C. 1758; 7 C.F.R.
19 245.6a).

20 A school board that establishes a process for the
21 determination of eligibility for waiver of fees assessed by the
22 school district that is completely independent of a student's
23 application for, eligibility for, or participation in a
24 federally funded, school-based child nutrition program may
25 provide for fee waiver verification no more often than every 60
26 calendar days. Information obtained during the independent,

1 fee waiver verification process indicating that the student
2 does not meet free lunch or breakfast eligibility guidelines
3 may be used to deny the waiver of the student's fees, provided
4 that any information obtained through this independent process
5 for determining or verifying eligibility for fee waivers shall
6 not be used to determine or verify eligibility for any
7 federally funded, school-based child nutrition program.

8 (Source: P.A. 86-195.)

9 (105 ILCS 5/34-21.6) (from Ch. 122, par. 34-21.6)

10 Sec. 34-21.6. Waiver of fees.

11 (a) The board shall waive all fees assessed by the district
12 on children whose parents are unable to afford them, including
13 but not limited to children living in households that meet the
14 free lunch or breakfast eligibility guidelines established by
15 the federal government pursuant to Section 1758 of the federal
16 Richard B. Russell National School Lunch Act (42 U.S.C. 1758; 7
17 C.F.R. 245 et seq.), subject to verification as set forth in
18 subsection (b) of this Section ~~eligible for free lunches or~~
19 ~~breakfasts under the Community School Lunch Program.~~ The board
20 shall develop written policies and procedures implementing
21 this Section in accordance with regulations promulgated by the
22 State Board of Education.

23 (b) If the board participates in a federally funded,
24 school-based child nutrition program and uses a student's
25 application for, eligibility for, or participation in the

1 federally funded, school-based child nutrition program (42
2 U.S.C. 1758; 7 C.F.R. 245 et seq.) as the basis for waiving
3 fees assessed by the district, then the board must follow the
4 verification requirements of the federally funded,
5 school-based child nutrition program (42 U.S.C. 1758; 7 C.F.R.
6 245.6a).

7 If the board establishes a process for the determination of
8 eligibility for waiver of fees assessed by the district that is
9 completely independent of a student's application for,
10 eligibility for, or participation in a federally funded,
11 school-based child nutrition program, the board may provide for
12 fee waiver verification no more often than every 60 calendar
13 days. Information obtained during the independent, fee waiver
14 verification process indicating that the student does not meet
15 free lunch or breakfast eligibility guidelines may be used to
16 deny the waiver of the student's fees, provided that any
17 information obtained through this independent process for
18 determining or verifying eligibility for fee waivers shall not
19 be used to determine or verify eligibility for any federally
20 funded, school-based child nutrition program.

21 (Source: P.A. 86-195.)

22 Section 99. Effective date. This Act takes effect on
23 September 1, 2009 or upon becoming law, whichever is later.