

1 AN ACT with regard to 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  
5 Section 14-15.01 as follows:

6 (105 ILCS 5/14-15.01) (from Ch. 122, par. 14-15.01)

7 Sec. 14-15.01. Community and Residential Services  
8 Authority.

9 (a) (1) The Community and Residential Services Authority  
10 is hereby created and shall consist of the following members:

11 A representative of the State Board of Education;

12 Four ~~Three~~ representatives of the Department of Human  
13 Services, with one member from the Division of Community  
14 Health and Prevention, one member from the Office of  
15 Developmental Disabilities of the Division of Disability and  
16 Behavioral Health Services, one member from the Office of  
17 Mental Health of the Division of Disability and Behavioral  
18 Health Services, and one member of the Office of  
19 Rehabilitation Services of the Division of Disability and  
20 Behavioral Health Services;

21 A representative of the Department of Children and Family  
22 Services;

23 ~~A representative of the Department of Public Health;~~

24 A representative of the Department of Corrections;

25 A representative of the Department of Public Aid;

26 A representative of the Attorney General's Disability  
27 Rights Advocacy Division;

28 The Chairperson and Minority Spokesperson of the House  
29 and Senate Committees on Elementary and Secondary Education  
30 or their designees; and

31 Six persons appointed by the Governor. Five of such

1 appointees shall be experienced or knowledgeable relative to  
2 provision of services for individuals with a behavior  
3 disorder or a severe emotional disturbance and shall include  
4 representatives of both the private and public sectors,  
5 except that no more than 2 of those 5 appointees may be from  
6 the public sector and at least 2 must be or have been  
7 directly involved in provision of services to such  
8 individuals. The remaining member appointed by the Governor  
9 shall be or shall have been a parent of an individual with a  
10 behavior disorder or a severe emotional disturbance, and that  
11 appointee may be from either the private or the public  
12 sector.

13 (2) Members appointed by the Governor shall be appointed  
14 for terms of 4 years and shall continue to serve until their  
15 respective successors are appointed; provided that the terms  
16 of the original appointees shall expire on August 1, 1990,  
17 and the term of the additional member appointed under this  
18 amendatory Act of 1992 shall commence upon the appointment  
19 and expire August 1, 1994. Any vacancy in the office of a  
20 member appointed by the Governor shall be filled by  
21 appointment of the Governor for the remainder of the term.

22 A vacancy in the office of a member appointed by the  
23 Governor exists when one or more of the following events  
24 occur:

- 25 (i) An appointee dies;
- 26 (ii) An appointee files a written resignation with  
27 the Governor;
- 28 (iii) An appointee ceases to be a legal resident of  
29 the State of Illinois; or
- 30 (iv) An appointee fails to attend a majority of  
31 regularly scheduled Authority meetings in a fiscal year.

32 Members who are representatives of an agency shall serve  
33 at the will of the agency head. Membership on the Authority  
34 shall cease immediately upon cessation of their affiliation

1 with the agency. If such a vacancy occurs, the appropriate  
2 agency head shall appoint another person to represent the  
3 agency.

4 If a legislative member of the Authority ceases to be  
5 Chairperson or Minority Spokesperson of the designated  
6 Committees, they shall automatically be replaced on the  
7 Authority by the person who assumes the position of  
8 Chairperson or Minority Spokesperson.

9 (b) The Community and Residential Services Authority  
10 shall have the following powers and duties:

11 (1) To conduct surveys to determine the extent of  
12 need, the degree to which documented need is currently  
13 being met and feasible alternatives for matching need  
14 with resources.

15 (2) To develop policy statements for interagency  
16 cooperation to cover all aspects of service delivery,  
17 including laws, regulations and procedures, and clear  
18 guidelines for determining responsibility at all times.

19 (3) To recommend policy statements and provide  
20 information regarding effective programs for delivery of  
21 services to all individuals under 22 years of age with a  
22 behavior disorder or a severe emotional disturbance in  
23 public or private situations.

24 (4) To review the criteria for service eligibility,  
25 provision and availability established by the  
26 governmental agencies represented on this Authority, and  
27 to recommend changes, additions or deletions to such  
28 criteria.

29 (5) To develop and submit to the Governor, the  
30 General Assembly, the Directors of the agencies  
31 represented on the Authority, and the State Board of  
32 Education a master plan for individuals under 22 years of  
33 age with a behavior disorder or a severe emotional  
34 disturbance, including detailed plans of service ranging

1 from the least to the most restrictive options; and to  
2 assist local communities, upon request, in developing or  
3 strengthening collaborative interagency networks.

4 (6) To develop a process for making determinations  
5 in situations where there is a dispute relative to a plan  
6 of service for individuals or funding for a plan of  
7 service.

8 (7) To provide technical assistance to parents,  
9 service consumers, providers, and member agency personnel  
10 regarding statutory responsibilities of human service and  
11 educational agencies, and to provide such assistance as  
12 deemed necessary to appropriately access needed services.

13 (c) (1) The members of the Authority shall receive no  
14 compensation for their services but shall be entitled to  
15 reimbursement of reasonable expenses incurred while  
16 performing their duties.

17 (2) The Authority may appoint special study groups to  
18 operate under the direction of the Authority and persons  
19 appointed to such groups shall receive only reimbursement of  
20 reasonable expenses incurred in the performance of their  
21 duties.

22 (3) The Authority shall elect from its membership a  
23 chairperson, vice-chairperson and secretary.

24 (4) The Authority may employ and fix the compensation of  
25 such employees and technical assistants as it deems necessary  
26 to carry out its powers and duties under this Act. Staff  
27 assistance for the Authority shall be provided by the State  
28 Board of Education.

29 (5) Funds for the ordinary and contingent expenses of  
30 the Authority shall be appropriated to the State Board of  
31 Education in a separate line item.

32 (d) (1) The Authority shall have power to promulgate  
33 rules and regulations to carry out its powers and duties  
34 under this Act.

1           (2) The Authority may accept monetary gifts or grants  
2 from the federal government or any agency thereof, from any  
3 charitable foundation or professional association or from any  
4 other reputable source for implementation of any program  
5 necessary or desirable to the carrying out of the general  
6 purposes of the Authority. Such gifts and grants may be held  
7 in trust by the Authority and expended in the exercise of its  
8 powers and performance of its duties as prescribed by law.

9           (3) The Authority shall submit an annual report of its  
10 activities and expenditures to the Governor, the General  
11 Assembly, the directors of agencies represented on the  
12 Authority, and the State Superintendent of Education.

13 (Source: P.A. 89-21, eff. 7-1-95; 89-507, eff. 7-1-97;  
14 90-566, eff. 1-2-98.)