



Sen. Christopher Belt

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10200HB2778sam003

LRB102 14280 CMG 30216 a

1 AMENDMENT TO HOUSE BILL 2778

2 AMENDMENT NO. _____. Amend House Bill 2778 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing
5 Sections 10-20.56 and 24-6 and by adding Sections 10-20.82,
6 34-18.77, and 34-85e as follows:

7 (105 ILCS 5/10-20.56)

8 (Text of Section before amendment by P.A. 102-584)

9 Sec. 10-20.56. E-learning days.

10 (a) The State Board of Education shall establish and
11 maintain, for implementation in school districts, a program
12 for use of electronic-learning (e-learning) days, as described
13 in this Section. School districts may utilize a program
14 approved under this Section for use during remote learning
15 days and blended remote learning days under Section 10-30 or
16 34-18.66.

1 (b) The school board of a school district may, by
2 resolution, adopt a research-based program or research-based
3 programs for e-learning days district-wide that shall permit
4 student instruction to be received electronically while
5 students are not physically present in lieu of the district's
6 scheduled emergency days as required by Section 10-19 of this
7 Code. The research-based program or programs may not exceed
8 the minimum number of emergency days in the approved school
9 calendar and must be verified by the regional office of
10 education or intermediate service center for the school
11 district on or before September 1st annually to ensure access
12 for all students. The regional office of education or
13 intermediate service center shall ensure that the specific
14 needs of all students are met, including special education
15 students and English learners, and that all mandates are still
16 met using the proposed research-based program. The e-learning
17 program may utilize the Internet, telephones, texts, chat
18 rooms, or other similar means of electronic communication for
19 instruction and interaction between teachers and students that
20 meet the needs of all learners. The e-learning program shall
21 address the school district's responsibility to ensure that
22 all teachers and staff who may be involved in the provision of
23 e-learning have access to any and all hardware and software
24 that may be required for the program. If a proposed program
25 does not address this responsibility, the school district must
26 propose an alternate program.

1 (c) Before its adoption by a school board, the school
2 board must hold a public hearing on a school district's
3 initial proposal for an e-learning program or for renewal of
4 such a program, at a regular or special meeting of the school
5 board, in which the terms of the proposal must be
6 substantially presented and an opportunity for allowing public
7 comments must be provided. Notice of such public hearing must
8 be provided at least 10 days prior to the hearing by:

9 (1) publication in a newspaper of general circulation
10 in the school district;

11 (2) written or electronic notice designed to reach the
12 parents or guardians of all students enrolled in the
13 school district; and

14 (3) written or electronic notice designed to reach any
15 exclusive collective bargaining representatives of school
16 district employees and all those employees not in a
17 collective bargaining unit.

18 (d) The regional office of education or intermediate
19 service center for the school district must timely verify that
20 a proposal for an e-learning program has met the requirements
21 specified in this Section and that the proposal contains
22 provisions designed to reasonably and practicably accomplish
23 the following:

24 (1) to ensure and verify at least 5 clock hours of
25 instruction or school work, as required under Section
26 10-19.05, for each student participating in an e-learning

1 day;

2 (2) to ensure access from home or other appropriate
3 remote facility for all students participating, including
4 computers, the Internet, and other forms of electronic
5 communication that must be utilized in the proposed
6 program;

7 (2.5) to ensure that non-electronic materials are made
8 available to students participating in the program who do
9 not have access to the required technology or to
10 participating teachers or students who are prevented from
11 accessing the required technology;

12 (3) to ensure appropriate learning opportunities for
13 students with special needs;

14 (4) to monitor and verify each student's electronic
15 participation;

16 (5) to address the extent to which student
17 participation is within the student's control as to the
18 time, pace, and means of learning;

19 (6) to provide effective notice to students and their
20 parents or guardians of the use of particular days for
21 e-learning;

22 (7) to provide staff and students with adequate
23 training for e-learning days' participation;

24 (8) to ensure an opportunity for any collective
25 bargaining negotiations with representatives of the school
26 district's employees that would be legally required,

1 including all classifications of school district employees
2 who are represented by collective bargaining agreements
3 and who would be affected in the event of an e-learning
4 day;

5 (9) to review and revise the program as implemented to
6 address difficulties confronted; and

7 (10) to ensure that the protocol regarding general
8 expectations and responsibilities of the program is
9 communicated to teachers, staff, and students at least 30
10 days prior to utilizing an e-learning day.

11 The school board's approval of a school district's initial
12 e-learning program and renewal of the e-learning program shall
13 be for a term of 3 years.

14 (d-10) A school district shall pay to its employees who
15 provide educational support services to the district,
16 including, but not limited to, custodial, transportation, food
17 service providers, classroom assistants, or administrative
18 staff, their daily, regular rate of pay and benefits rendered
19 for any school closure or e-learning day if the closure
20 precludes them from performing their regularly scheduled
21 duties and the employee would have reported for work but for
22 the closure.

23 (d-15) A school district shall make full payment that
24 would have otherwise been paid to its contractors who provide
25 educational support services to the district, including, but
26 not limited to, custodial, transportation, food service

1 providers, classroom assistants, or administrative staff,
2 their daily, regular rate of pay and benefits rendered for any
3 school closure or e-learning day if any closure precludes them
4 from performing their regularly scheduled duties and employees
5 would have reported for work but for the closure. The
6 employees who provide the support services covered by such
7 contracts shall be paid their daily bid package rates and
8 benefits as defined by their local operating agreements or
9 collective bargaining agreements.

10 (e) The State Board of Education may adopt rules
11 consistent with the provision of this Section.

12 (Source: P.A. 100-760, eff. 8-10-18; 101-12, eff. 7-1-19;
13 101-643, eff. 6-18-20.)

14 (Text of Section after amendment by P.A. 102-584)

15 Sec. 10-20.56. E-learning days.

16 (a) The State Board of Education shall establish and
17 maintain, for implementation in school districts, a program
18 for use of electronic-learning (e-learning) days, as described
19 in this Section. School districts may utilize a program
20 approved under this Section for use during remote learning
21 days and blended remote learning days under Section 10-30 or
22 34-18.66.

23 (b) The school board of a school district may, by
24 resolution, adopt a research-based program or research-based
25 programs for e-learning days district-wide that shall permit

1 student instruction to be received electronically while
2 students are not physically present in lieu of the district's
3 scheduled emergency days as required by Section 10-19 of this
4 Code or because a school was selected to be a polling place
5 under Section 11-4.1 of the Election Code. The research-based
6 program or programs may not exceed the minimum number of
7 emergency days in the approved school calendar and must be
8 verified by the regional office of education or intermediate
9 service center for the school district on or before September
10 1st annually to ensure access for all students. The regional
11 office of education or intermediate service center shall
12 ensure that the specific needs of all students are met,
13 including special education students and English learners, and
14 that all mandates are still met using the proposed
15 research-based program. The e-learning program may utilize the
16 Internet, telephones, texts, chat rooms, or other similar
17 means of electronic communication for instruction and
18 interaction between teachers and students that meet the needs
19 of all learners. The e-learning program shall address the
20 school district's responsibility to ensure that all teachers
21 and staff who may be involved in the provision of e-learning
22 have access to any and all hardware and software that may be
23 required for the program. If a proposed program does not
24 address this responsibility, the school district must propose
25 an alternate program.

26 (c) Before its adoption by a school board, the school

1 board must hold a public hearing on a school district's
2 initial proposal for an e-learning program or for renewal of
3 such a program, at a regular or special meeting of the school
4 board, in which the terms of the proposal must be
5 substantially presented and an opportunity for allowing public
6 comments must be provided. Notice of such public hearing must
7 be provided at least 10 days prior to the hearing by:

8 (1) publication in a newspaper of general circulation
9 in the school district;

10 (2) written or electronic notice designed to reach the
11 parents or guardians of all students enrolled in the
12 school district; and

13 (3) written or electronic notice designed to reach any
14 exclusive collective bargaining representatives of school
15 district employees and all those employees not in a
16 collective bargaining unit.

17 (d) The regional office of education or intermediate
18 service center for the school district must timely verify that
19 a proposal for an e-learning program has met the requirements
20 specified in this Section and that the proposal contains
21 provisions designed to reasonably and practicably accomplish
22 the following:

23 (1) to ensure and verify at least 5 clock hours of
24 instruction or school work, as required under Section
25 10-19.05, for each student participating in an e-learning
26 day;

1 (2) to ensure access from home or other appropriate
2 remote facility for all students participating, including
3 computers, the Internet, and other forms of electronic
4 communication that must be utilized in the proposed
5 program;

6 (2.5) to ensure that non-electronic materials are made
7 available to students participating in the program who do
8 not have access to the required technology or to
9 participating teachers or students who are prevented from
10 accessing the required technology;

11 (3) to ensure appropriate learning opportunities for
12 students with special needs;

13 (4) to monitor and verify each student's electronic
14 participation;

15 (5) to address the extent to which student
16 participation is within the student's control as to the
17 time, pace, and means of learning;

18 (6) to provide effective notice to students and their
19 parents or guardians of the use of particular days for
20 e-learning;

21 (7) to provide staff and students with adequate
22 training for e-learning days' participation;

23 (8) to ensure an opportunity for any collective
24 bargaining negotiations with representatives of the school
25 district's employees that would be legally required,
26 including all classifications of school district employees

1 who are represented by collective bargaining agreements
2 and who would be affected in the event of an e-learning
3 day;

4 (9) to review and revise the program as implemented to
5 address difficulties confronted; and

6 (10) to ensure that the protocol regarding general
7 expectations and responsibilities of the program is
8 communicated to teachers, staff, and students at least 30
9 days prior to utilizing an e-learning day.

10 The school board's approval of a school district's initial
11 e-learning program and renewal of the e-learning program shall
12 be for a term of 3 years.

13 (d-5) A school district shall pay to its contractors who
14 provide educational support services to the district,
15 including, but not limited to, custodial, transportation, or
16 food service providers, their daily, regular rate of pay or
17 billings rendered for any e-learning day that is used because
18 a school was selected to be a polling place under Section
19 11-4.1 of the Election Code, except that this requirement does
20 not apply to contractors who are paid under contracts that are
21 entered into, amended, or renewed on or after March 15, 2022 or
22 to contracts that otherwise address compensation for such
23 e-learning days.

24 (d-10) A school district shall pay to its employees who
25 provide educational support services to the district,
26 including, but not limited to, custodial, transportation, food

1 service providers, classroom assistants, or administrative
2 staff, their daily, regular rate of pay and benefits rendered
3 for any school closure or e-learning day if the closure
4 precludes them from performing their regularly scheduled
5 duties and the employee would have reported for work but for
6 the closure.

7 (d-15) A school district shall make full payment that
8 would have otherwise been paid to its contractors who provide
9 educational support services to the district, including, but
10 not limited to, custodial, transportation, food service
11 providers, classroom assistants, or administrative staff,
12 their daily, regular rate of pay and benefits rendered for any
13 school closure or e-learning day if any closure precludes them
14 from performing their regularly scheduled duties and employees
15 would have reported for work but for the closure. The
16 employees who provide the support services covered by such
17 contracts shall be paid their daily bid package rates and
18 benefits as defined by their local operating agreements or
19 collective bargaining agreements.

20 (e) The State Board of Education may adopt rules
21 consistent with the provision of this Section.

22 (Source: P.A. 101-12, eff. 7-1-19; 101-643, eff. 6-18-20;
23 102-584, eff. 6-1-22.)

24 (105 ILCS 5/10-20.82 new)

25 Sec. 10-20.82. COVID-19 paid administrative leave.

1 (a) During any time a school district, the State or any of
2 its agencies, or a local public health department has issued
3 guidance, mandates, or rules related to COVID-19 that restrict
4 an employee of the school district for purposes related to
5 COVID-19 and public health from being on school district
6 property, the employee of the school district shall receive as
7 many days of administrative leave as required to abide by such
8 public health guidance, mandates, and requirements issued by
9 the Department of Public Health, unless a longer period of
10 paid administrative leave has been negotiated with the
11 exclusive bargaining representative, when the Governor has
12 declared a disaster due to a public health emergency pursuant
13 to Section 7 of the Illinois Emergency Management Agency Act.

14 (b) An employee of a school district shall receive paid
15 administrative leave pursuant to subsection (a), unless a
16 longer period of paid administrative leave has been negotiated
17 with the exclusive bargaining representative, to care for a
18 child of the employee if the child is unable to attend
19 elementary or secondary school because the child must be
20 isolated or quarantined from others because the child has:

21 (1) a confirmed positive COVID-19 diagnosis via a
22 molecular amplification diagnostic test, such as a
23 polymerase chain reaction (PCR) test for COVID-19;

24 (2) a probable COVID-19 diagnosis via an antigen
25 diagnostic test; or

26 (3) been in close contact with a person who has a

1 confirmed case of COVID-19.

2 (c) An employee of a school district who is on paid
3 administrative leave pursuant to this Section must provide all
4 documentation requested by the school board.

5 (d) An employee of a school district who is on paid
6 administrative leave pursuant to this Section shall receive
7 the employee's regular rate of pay. The use of a paid
8 administrative leave day or days by an employee pursuant to
9 this Section shall not diminish any other leave or benefits of
10 the employee.

11 (e) An employee of the school district may not accrue paid
12 administrative leave pursuant to this Section.

13 (f) For an employee of a school district to be eligible to
14 receive paid administrative leave pursuant to this Section,
15 the employee must:

16 (1) have received the recommended dose of a COVID-19
17 vaccine approved by the United States Food and Drug
18 Administration; or

19 (2) participate in the COVID-19 testing program
20 provided by the school district at least once a week.

21 (105 ILCS 5/24-6)

22 Sec. 24-6. Sick leave. The school boards of all school
23 districts, including special charter districts, but not
24 including school districts in municipalities of 500,000 or
25 more, shall grant their full-time teachers, and also shall

1 grant such of their other employees as are eligible to
2 participate in the Illinois Municipal Retirement Fund under
3 the "600-Hour Standard" established, or under such other
4 eligibility participation standard as may from time to time be
5 established, by rules and regulations now or hereafter
6 promulgated by the Board of that Fund under Section 7-198 of
7 the Illinois Pension Code, as now or hereafter amended, sick
8 leave provisions not less in amount than 10 days at full pay in
9 each school year. If any such teacher or employee does not use
10 the full amount of annual leave thus allowed, the unused
11 amount shall be allowed to accumulate to a minimum available
12 leave of 180 days at full pay, including the leave of the
13 current year. Sick leave shall be interpreted to mean personal
14 illness, quarantine at home, or serious illness or death in
15 the immediate family or household. The school board may
16 require a certificate from a physician licensed in Illinois to
17 practice medicine and surgery in all its branches, a
18 chiropractic physician licensed under the Medical Practice Act
19 of 1987, a licensed advanced practice registered nurse, a
20 licensed physician assistant, or, if the treatment is by
21 prayer or spiritual means, a spiritual adviser or practitioner
22 of the teacher's or employee's faith as a basis for pay during
23 leave after an absence of 3 days for personal illness or as the
24 school board may deem necessary in other cases. If the school
25 board does require a certificate as a basis for pay during
26 leave of less than 3 days for personal illness, the school

1 board shall pay, from school funds, the expenses incurred by
2 the teachers or other employees in obtaining the certificate.

3 Sick leave shall also be interpreted to mean birth,
4 adoption, placement for adoption, and the acceptance of a
5 child in need of foster care. Teachers and other employees to
6 which this Section applies are entitled to use up to 30 days of
7 paid sick leave because of the birth of a child that is not
8 dependent on the need to recover from childbirth. Paid sick
9 leave because of the birth of a child may be used absent
10 medical certification for up to 30 working school days, which
11 days may be used at any time within the 12-month period
12 following the birth of the child. The use of up to 30 working
13 school days of paid sick leave because of the birth of a child
14 may not be diminished as a result of any intervening period of
15 nonworking days or school not being in session, such as for
16 summer, winter, or spring break or holidays, that may occur
17 during the use of the paid sick leave. For paid sick leave for
18 adoption, placement for adoption, or the acceptance of a child
19 in need of foster care, the school board may require that the
20 teacher or other employee to which this Section applies
21 provide evidence that the formal adoption process or the
22 formal foster care process is underway, and such sick leave is
23 limited to 30 days unless a longer leave has been negotiated
24 with the exclusive bargaining representative. Paid sick leave
25 for adoption, placement for adoption, or the acceptance of a
26 child in need of foster care need not be used consecutively

1 once the formal adoption process or the formal foster care
2 process is underway, and such sick leave may be used for
3 reasons related to the formal adoption process or the formal
4 foster care process prior to taking custody of the child or
5 accepting the child in need of foster care, in addition to
6 using such sick leave upon taking custody of the child or
7 accepting the child in need of foster care.

8 If, by reason of any change in the boundaries of school
9 districts, or by reason of the creation of a new school
10 district, the employment of a teacher is transferred to a new
11 or different board, the accumulated sick leave of such teacher
12 is not thereby lost, but is transferred to such new or
13 different district.

14 Any sick leave used by a teacher or employee during the
15 2021-2022 school year for reasons related to guidance,
16 mandates, or rules issued by the school district, the State or
17 any of its agencies, or a local public health department
18 related to COVID-19 and public health shall be returned to the
19 teacher or employee.

20 For purposes of this Section, "immediate family" shall
21 include parents, spouse, brothers, sisters, children,
22 grandparents, grandchildren, parents-in-law, brothers-in-law,
23 sisters-in-law, and legal guardians.

24 (Source: P.A. 102-275, eff. 8-6-21.)

1 Sec. 34-18.77. COVID-19 paid administrative leave.

2 (a) During any time the school district, the State or any
3 of its agencies, or a local public health department has
4 issued guidance, mandates, or rules related to COVID-19 that
5 restrict an employee of the school district for purposes
6 related to COVID-19 and public health from being on school
7 district property, the employee of the school district shall
8 receive as many days of administrative leave as required to
9 abide by such public health guidance, mandates, and
10 requirements issued by the Department of Public Health, unless
11 a longer period of paid administrative leave has been
12 negotiated with the exclusive bargaining representative, when
13 the Governor has declared a disaster due to a public health
14 emergency pursuant to Section 7 of the Illinois Emergency
15 Management Agency Act.

16 (b) An employee of the school district shall receive paid
17 administrative leave pursuant to subsection (a), unless a
18 longer period of paid administrative leave has been negotiated
19 with the exclusive bargaining representative, to care for a
20 child of the employee if the child is unable to attend
21 elementary or secondary school because the child must be
22 isolated or quarantined from others because the child has:

23 (1) a confirmed positive COVID-19 diagnosis via a
24 molecular amplification diagnostic test, such as a
25 polymerase chain reaction (PCR) test for COVID-19;

26 (2) a probable COVID-19 diagnosis via an antigen

1 diagnostic test; or

2 (3) been in close contact with a person who has a
3 confirmed case of COVID-19.

4 (c) An employee of the school district who is on paid
5 administrative leave pursuant to this Section must provide all
6 documentation requested by the board.

7 (d) An employee of the school district who is on paid
8 administrative leave pursuant to this Section shall receive
9 the employee's regular rate of pay. The use of a paid
10 administrative leave day or days by an employee pursuant to
11 this Section shall not diminish any other leave or benefits of
12 the employee.

13 (e) An employee of the school district may not accrue paid
14 administrative leave pursuant to this Section.

15 (f) For an employee of the school district to be eligible
16 to receive paid administrative leave pursuant to this Section,
17 the employee must:

18 (1) have received the recommended dose of a COVID-19
19 vaccine approved by the United States Food and Drug
20 Administration; or

21 (2) participate in the COVID-19 testing program
22 provided by the school district at least once a week.

23 (105 ILCS 5/34-85e new)

24 Sec. 34-85e. Sick leave related to COVID-19. Any sick
25 leave used by a teacher or employee during the 2021-2022

1 school year for reasons related to guidance, mandates, or
2 rules issued by the school district, the State or any of its
3 agencies, or a local public health department related to
4 COVID-19 and public health shall be returned to the teacher or
5 employee.

6 Section 10. The University of Illinois Act is amended by
7 adding Section 125 as follows:

8 (110 ILCS 305/125 new)

9 Sec. 125. COVID-19 paid administrative leave.

10 (a) During any time the Board of Trustees, the State or any
11 of its agencies, or a local public health department has
12 issued guidance, mandates, or rules related to COVID-19 that
13 restrict an employee of the university for purposes related to
14 COVID-19 and public health from being on university property,
15 the employee of the university shall receive as many days of
16 administrative leave as required to abide by such public
17 health guidance, mandates, and requirements issued by the
18 Department of Public Health, unless a longer period of paid
19 administrative leave has been negotiated with the exclusive
20 bargaining representative, when the Governor has declared a
21 disaster due to a public health emergency pursuant to Section
22 7 of the Illinois Emergency Management Agency Act.

23 (b) An employee of the university shall receive paid
24 administrative leave pursuant to subsection (a), unless a

1 longer period of paid administrative leave has been negotiated
2 with the exclusive bargaining representative, to care for a
3 child of the employee if the child is unable to attend
4 elementary or secondary school because the child must be
5 isolated or quarantined from others because the child has:

6 (1) a confirmed positive COVID-19 diagnosis via a
7 molecular amplification diagnostic test, such as a
8 polymerase chain reaction (PCR) test for COVID-19;

9 (2) a probable COVID-19 diagnosis via an antigen
10 diagnostic test; or

11 (3) been in close contact with a person who has a
12 confirmed case of COVID-19.

13 (c) An employee of the university who is on paid
14 administrative leave pursuant to this Section must provide all
15 documentation requested by the Board of Trustees.

16 (d) An employee of the university who is on paid
17 administrative leave pursuant to this Section shall receive
18 the employee's regular rate of pay. The use of a paid
19 administrative leave day or days by an employee pursuant to
20 this Section shall not diminish any other leave or benefits of
21 the employee.

22 (e) An employee of the university may not accrue paid
23 administrative leave pursuant to this Section.

24 (f) For an employee of the university to be eligible to
25 receive paid administrative leave pursuant to this Section,
26 the employee must:

1 (1) have received the recommended dose of a COVID-19
2 vaccine approved by the United States Food and Drug
3 Administration; or

4 (2) participate in the COVID-19 testing program
5 provided by the university at least once a week.

6 Section 15. The Southern Illinois University Management
7 Act is amended by adding Section 105 as follows:

8 (110 ILCS 520/105 new)

9 Sec. 105. COVID-19 paid administrative leave.

10 (a) During any time the Board, the State or any of its
11 agencies, or a local public health department has issued
12 guidance, mandates, or rules related to COVID-19 that restrict
13 an employee of the university for purposes related to COVID-19
14 and public health from being on university property, the
15 employee of the university shall receive as many days of
16 administrative leave as required to abide by such public
17 health guidance, mandates, and requirements issued by the
18 Department of Public Health, unless a longer period of paid
19 administrative leave has been negotiated with the exclusive
20 bargaining representative, when the Governor has declared a
21 disaster due to a public health emergency pursuant to Section
22 7 of the Illinois Emergency Management Agency Act.

23 (b) An employee of the university shall receive paid
24 administrative leave pursuant to subsection (a), unless a

1 longer period of paid administrative leave has been negotiated
2 with the exclusive bargaining representative, to care for a
3 child of the employee if the child is unable to attend
4 elementary or secondary school because the child must be
5 isolated or quarantined from others because the child has:

6 (1) a confirmed positive COVID-19 diagnosis via a
7 molecular amplification diagnostic test, such as a
8 polymerase chain reaction (PCR) test for COVID-19;

9 (2) a probable COVID-19 diagnosis via an antigen
10 diagnostic test; or

11 (3) been in close contact with a person who has a
12 confirmed case of COVID-19.

13 (c) An employee of the university who is on paid
14 administrative leave pursuant to this Section must provide all
15 documentation requested by the Board.

16 (d) An employee of the university who is on paid
17 administrative leave pursuant to this Section shall receive
18 the employee's regular rate of pay. The use of a paid
19 administrative leave day or days by an employee pursuant to
20 this Section shall not diminish any other leave or benefits of
21 the employee.

22 (e) An employee of the university may not accrue paid
23 administrative leave pursuant to this Section.

24 (f) For an employee of the university to be eligible to
25 receive paid administrative leave pursuant to this Section,
26 the employee must:

1 (1) have received the recommended dose of a COVID-19
2 vaccine approved by the United States Food and Drug
3 Administration; or

4 (2) participate in the COVID-19 testing program
5 provided by the university at least once a week.

6 Section 20. The Chicago State University Law is amended by
7 adding Section 5-215 as follows:

8 (110 ILCS 660/5-215 new)

9 Sec. 5-215. COVID-19 paid administrative leave.

10 (a) During any time the Board, the State or any of its
11 agencies, or a local public health department has issued
12 guidance, mandates, or rules related to COVID-19 that restrict
13 an employee of the university for purposes related to COVID-19
14 and public health from being on university property, the
15 employee of the university shall receive as many days of
16 administrative leave as required to abide by such public
17 health guidance, mandates, and requirements issued by the
18 Department of Public Health, unless a longer period of paid
19 administrative leave has been negotiated with the exclusive
20 bargaining representative, when the Governor has declared a
21 disaster due to a public health emergency pursuant to Section
22 7 of the Illinois Emergency Management Agency Act.

23 (b) An employee of the university shall receive paid
24 administrative leave pursuant to subsection (a), unless a

1 longer period of paid administrative leave has been negotiated
2 with the exclusive bargaining representative, to care for a
3 child of the employee if the child is unable to attend
4 elementary or secondary school because the child must be
5 isolated or quarantined from others because the child has:

6 (1) a confirmed positive COVID-19 diagnosis via a
7 molecular amplification diagnostic test, such as a
8 polymerase chain reaction (PCR) test for COVID-19;

9 (2) a probable COVID-19 diagnosis via an antigen
10 diagnostic test; or

11 (3) been in close contact with a person who has a
12 confirmed case of COVID-19.

13 (c) An employee of the university who is on paid
14 administrative leave pursuant to this Section must provide all
15 documentation requested by the Board.

16 (d) An employee of the university who is on paid
17 administrative leave pursuant to this Section shall receive
18 the employee's regular rate of pay. The use of a paid
19 administrative leave day or days by an employee pursuant to
20 this Section shall not diminish any other leave or benefits of
21 the employee.

22 (e) An employee of the university may not accrue paid
23 administrative leave pursuant to this Section.

24 (f) For an employee of the university to be eligible to
25 receive paid administrative leave pursuant to this Section,
26 the employee must:

1 (1) have received the recommended dose of a COVID-19
2 vaccine approved by the United States Food and Drug
3 Administration; or

4 (2) participate in the COVID-19 testing program
5 provided by the university at least once a week.

6 Section 25. The Eastern Illinois University Law is amended
7 by adding Section 10-215 as follows:

8 (110 ILCS 665/10-215 new)

9 Sec. 10-215. COVID-19 paid administrative leave.

10 (a) During any time the Board, the State or any of its
11 agencies, or a local public health department has issued
12 guidance, mandates, or rules related to COVID-19 that restrict
13 an employee of the university for purposes related to COVID-19
14 and public health from being on university property, the
15 employee of the university shall receive as many days of
16 administrative leave as required to abide by such public
17 health guidance, mandates, and requirements issued by the
18 Department of Public Health, unless a longer period of paid
19 administrative leave has been negotiated with the exclusive
20 bargaining representative, when the Governor has declared a
21 disaster due to a public health emergency pursuant to Section
22 7 of the Illinois Emergency Management Agency Act.

23 (b) An employee of the university shall receive paid
24 administrative leave pursuant to subsection (a), unless a

1 longer period of paid administrative leave has been negotiated
2 with the exclusive bargaining representative, to care for a
3 child of the employee if the child is unable to attend
4 elementary or secondary school because the child must be
5 isolated or quarantined from others because the child has:

6 (1) a confirmed positive COVID-19 diagnosis via a
7 molecular amplification diagnostic test, such as a
8 polymerase chain reaction (PCR) test for COVID-19;

9 (2) a probable COVID-19 diagnosis via an antigen
10 diagnostic test; or

11 (3) been in close contact with a person who has a
12 confirmed case of COVID-19.

13 (c) An employee of the university who is on paid
14 administrative leave pursuant to this Section must provide all
15 documentation requested by the Board.

16 (d) An employee of the university who is on paid
17 administrative leave pursuant to this Section shall receive
18 the employee's regular rate of pay. The use of a paid
19 administrative leave day or days by an employee pursuant to
20 this Section shall not diminish any other leave or benefits of
21 the employee.

22 (e) An employee of the university may not accrue paid
23 administrative leave pursuant to this Section.

24 (f) For an employee of the university to be eligible to
25 receive paid administrative leave pursuant to this Section,
26 the employee must:

1 (1) have received the recommended dose of a COVID-19
2 vaccine approved by the United States Food and Drug
3 Administration; or

4 (2) participate in the COVID-19 testing program
5 provided by the university at least once a week.

6 Section 30. The Governors State University Law is amended
7 by adding Section 15-215 as follows:

8 (110 ILCS 670/15-215 new)

9 Sec. 15-215. COVID-19 paid administrative leave.

10 (a) During any time the Board, the State or any of its
11 agencies, or a local public health department has issued
12 guidance, mandates, or rules related to COVID-19 that restrict
13 an employee of the university for purposes related to COVID-19
14 and public health from being on university property, the
15 employee of the university shall receive as many days of
16 administrative leave as required to abide by such public
17 health guidance, mandates, and requirements issued by the
18 Department of Public Health, unless a longer period of paid
19 administrative leave has been negotiated with the exclusive
20 bargaining representative, when the Governor has declared a
21 disaster due to a public health emergency pursuant to Section
22 7 of the Illinois Emergency Management Agency Act.

23 (b) An employee of the university shall receive paid
24 administrative leave pursuant to subsection (a), unless a

1 longer period of paid administrative leave has been negotiated
2 with the exclusive bargaining representative, to care for a
3 child of the employee if the child is unable to attend
4 elementary or secondary school because the child must be
5 isolated or quarantined from others because the child has:

6 (1) a confirmed positive COVID-19 diagnosis via a
7 molecular amplification diagnostic test, such as a
8 polymerase chain reaction (PCR) test for COVID-19;

9 (2) a probable COVID-19 diagnosis via an antigen
10 diagnostic test; or

11 (3) been in close contact with a person who has a
12 confirmed case of COVID-19.

13 (c) An employee of the university who is on paid
14 administrative leave pursuant to this Section must provide all
15 documentation requested by the Board.

16 (d) An employee of the university who is on paid
17 administrative leave pursuant to this Section shall receive
18 the employee's regular rate of pay. The use of a paid
19 administrative leave day or days by an employee pursuant to
20 this Section shall not diminish any other leave or benefits of
21 the employee.

22 (e) An employee of the university may not accrue paid
23 administrative leave pursuant to this Section.

24 (f) For an employee of the university to be eligible to
25 receive paid administrative leave pursuant to this Section,
26 the employee must:

1 (1) have received the recommended dose of a COVID-19
2 vaccine approved by the United States Food and Drug
3 Administration; or

4 (2) participate in the COVID-19 testing program
5 provided by the university at least once a week.

6 Section 35. The Illinois State University Law is amended
7 by adding Section 20-220 as follows:

8 (110 ILCS 675/20-220 new)

9 Sec. 20-220. COVID-19 paid administrative leave.

10 (a) During any time the Board, the State or any of its
11 agencies, or a local public health department has issued
12 guidance, mandates, or rules related to COVID-19 that restrict
13 an employee of the university for purposes related to COVID-19
14 and public health from being on university property, the
15 employee of the university shall receive as many days of
16 administrative leave as required to abide by such public
17 health guidance, mandates, and requirements issued by the
18 Department of Public Health, unless a longer period of paid
19 administrative leave has been negotiated with the exclusive
20 bargaining representative, when the Governor has declared a
21 disaster due to a public health emergency pursuant to Section
22 7 of the Illinois Emergency Management Agency Act.

23 (b) An employee of the university shall receive paid
24 administrative leave pursuant to subsection (a), unless a

1 longer period of paid administrative leave has been negotiated
2 with the exclusive bargaining representative, to care for a
3 child of the employee if the child is unable to attend
4 elementary or secondary school because the child must be
5 isolated or quarantined from others because the child has:

6 (1) a confirmed positive COVID-19 diagnosis via a
7 molecular amplification diagnostic test, such as a
8 polymerase chain reaction (PCR) test for COVID-19;

9 (2) a probable COVID-19 diagnosis via an antigen
10 diagnostic test; or

11 (3) been in close contact with a person who has a
12 confirmed case of COVID-19.

13 (c) An employee of the university who is on paid
14 administrative leave pursuant to this Section must provide all
15 documentation requested by the Board.

16 (d) An employee of the university who is on paid
17 administrative leave pursuant to this Section shall receive
18 the employee's regular rate of pay. The use of a paid
19 administrative leave day or days by an employee pursuant to
20 this Section shall not diminish any other leave or benefits of
21 the employee.

22 (e) An employee of the university may not accrue paid
23 administrative leave pursuant to this Section.

24 (f) For an employee of the university to be eligible to
25 receive paid administrative leave pursuant to this Section,
26 the employee must:

1 (1) have received the recommended dose of a COVID-19
2 vaccine approved by the United States Food and Drug
3 Administration; or

4 (2) participate in the COVID-19 testing program
5 provided by the university at least once a week.

6 Section 40. The Northeastern Illinois University Law is
7 amended by adding Section 25-215 as follows:

8 (110 ILCS 680/25-215 new)

9 Sec. 25-215. COVID-19 paid administrative leave.

10 (a) During any time the Board, the State or any of its
11 agencies, or a local public health department has issued
12 guidance, mandates, or rules related to COVID-19 that restrict
13 an employee of the university for purposes related to COVID-19
14 and public health from being on university property, the
15 employee of the university shall receive as many days of
16 administrative leave as required to abide by such public
17 health guidance, mandates, and requirements issued by the
18 Department of Public Health, unless a longer period of paid
19 administrative leave has been negotiated with the exclusive
20 bargaining representative, when the Governor has declared a
21 disaster due to a public health emergency pursuant to Section
22 7 of the Illinois Emergency Management Agency Act.

23 (b) An employee of the university shall receive paid
24 administrative leave pursuant to subsection (a), unless a

1 longer period of paid administrative leave has been negotiated
2 with the exclusive bargaining representative, to care for a
3 child of the employee if the child is unable to attend
4 elementary or secondary school because the child must be
5 isolated or quarantined from others because the child has:

6 (1) a confirmed positive COVID-19 diagnosis via a
7 molecular amplification diagnostic test, such as a
8 polymerase chain reaction (PCR) test for COVID-19;

9 (2) a probable COVID-19 diagnosis via an antigen
10 diagnostic test; or

11 (3) been in close contact with a person who has a
12 confirmed case of COVID-19.

13 (c) An employee of the university who is on paid
14 administrative leave pursuant to this Section must provide all
15 documentation requested by the Board.

16 (d) An employee of the university who is on paid
17 administrative leave pursuant to this Section shall receive
18 the employee's regular rate of pay. The use of a paid
19 administrative leave day or days by an employee pursuant to
20 this Section shall not diminish any other leave or benefits of
21 the employee.

22 (e) An employee of the university may not accrue paid
23 administrative leave pursuant to this Section.

24 (f) For an employee of the university to be eligible to
25 receive paid administrative leave pursuant to this Section,
26 the employee must:

1 (1) have received the recommended dose of a COVID-19
2 vaccine approved by the United States Food and Drug
3 Administration; or

4 (2) participate in the COVID-19 testing program
5 provided by the university at least once a week.

6 Section 45. The Northern Illinois University Law is
7 amended by adding Section 30-225 as follows:

8 (110 ILCS 685/30-225 new)

9 Sec. 30-225. COVID-19 paid administrative leave.

10 (a) During any time the Board, the State or any of its
11 agencies, or a local public health department has issued
12 guidance, mandates, or rules related to COVID-19 that restrict
13 an employee of the university for purposes related to COVID-19
14 and public health from being on university property, the
15 employee of the university shall receive as many days of
16 administrative leave as required to abide by such public
17 health guidance, mandates, and requirements issued by the
18 Department of Public Health, unless a longer period of paid
19 administrative leave has been negotiated with the exclusive
20 bargaining representative, when the Governor has declared a
21 disaster due to a public health emergency pursuant to Section
22 7 of the Illinois Emergency Management Agency Act.

23 (b) An employee of the university shall receive paid
24 administrative leave pursuant to subsection (a), unless a

1 longer period of paid administrative leave has been negotiated
2 with the exclusive bargaining representative, to care for a
3 child of the employee if the child is unable to attend
4 elementary or secondary school because the child must be
5 isolated or quarantined from others because the child has:

6 (1) a confirmed positive COVID-19 diagnosis via a
7 molecular amplification diagnostic test, such as a
8 polymerase chain reaction (PCR) test for COVID-19;

9 (2) a probable COVID-19 diagnosis via an antigen
10 diagnostic test; or

11 (3) been in close contact with a person who has a
12 confirmed case of COVID-19.

13 (c) An employee of the university who is on paid
14 administrative leave pursuant to this Section must provide all
15 documentation requested by the Board.

16 (d) An employee of the university who is on paid
17 administrative leave pursuant to this Section shall receive
18 the employee's regular rate of pay. The use of a paid
19 administrative leave day or days by an employee pursuant to
20 this Section shall not diminish any other leave or benefits of
21 the employee.

22 (e) An employee of the university may not accrue paid
23 administrative leave pursuant to this Section.

24 (f) For an employee of the university to be eligible to
25 receive paid administrative leave pursuant to this Section,
26 the employee must:

1 (1) have received the recommended dose of a COVID-19
2 vaccine approved by the United States Food and Drug
3 Administration; or

4 (2) participate in the COVID-19 testing program
5 provided by the university at least once a week.

6 Section 50. The Western Illinois University Law is amended
7 by adding Section 35-220 as follows:

8 (110 ILCS 690/35-220 new)

9 Sec. 35-220. COVID-19 paid administrative leave.

10 (a) During any time the Board, the State or any of its
11 agencies, or a local public health department has issued
12 guidance, mandates, or rules related to COVID-19 that restrict
13 an employee of the university for purposes related to COVID-19
14 and public health from being on university property, the
15 employee of the university shall receive as many days of
16 administrative leave as required to abide by such public
17 health guidance, mandates, and requirements issued by the
18 Department of Public Health, unless a longer period of paid
19 administrative leave has been negotiated with the exclusive
20 bargaining representative, when the Governor has declared a
21 disaster due to a public health emergency pursuant to Section
22 7 of the Illinois Emergency Management Agency Act.

23 (b) An employee of the university shall receive paid
24 administrative leave pursuant to subsection (a), unless a

1 longer period of paid administrative leave has been negotiated
2 with the exclusive bargaining representative, to care for a
3 child of the employee if the child is unable to attend
4 elementary or secondary school because the child must be
5 isolated or quarantined from others because the child has:

6 (1) a confirmed positive COVID-19 diagnosis via a
7 molecular amplification diagnostic test, such as a
8 polymerase chain reaction (PCR) test for COVID-19;

9 (2) a probable COVID-19 diagnosis via an antigen
10 diagnostic test; or

11 (3) been in close contact with a person who has a
12 confirmed case of COVID-19.

13 (c) An employee of the university who is on paid
14 administrative leave pursuant to this Section must provide all
15 documentation requested by the Board.

16 (d) An employee of the university who is on paid
17 administrative leave pursuant to this Section shall receive
18 the employee's regular rate of pay. The use of a paid
19 administrative leave day or days by an employee pursuant to
20 this Section shall not diminish any other leave or benefits of
21 the employee.

22 (e) An employee of the university may not accrue paid
23 administrative leave pursuant to this Section.

24 (f) For an employee of the university to be eligible to
25 receive paid administrative leave pursuant to this Section,
26 the employee must:

1 (1) have received the recommended dose of a COVID-19
2 vaccine approved by the United States Food and Drug
3 Administration; or

4 (2) participate in the COVID-19 testing program
5 provided by the university at least once a week.

6 Section 55. The Public Community College Act is amended by
7 adding Section 3-29.15 as follows:

8 (110 ILCS 805/3-29.15 new)

9 Sec. 3-29.15. COVID-19 paid administrative leave.

10 (a) During any time the board, the State or any of its
11 agencies, or a local public health department has issued
12 guidance, mandates, or rules related to COVID-19 that restrict
13 an employee of the community college district for purposes
14 related to COVID-19 and public health from being on district
15 property, the employee of the district shall receive as many
16 days of administrative leave as required to abide by such
17 public health guidance, mandates, and requirements issued by
18 the Department of Public Health, unless a longer period of
19 paid administrative leave has been negotiated with the
20 exclusive bargaining representative, when the Governor has
21 declared a disaster due to a public health emergency pursuant
22 to Section 7 of the Illinois Emergency Management Agency Act.

23 (b) An employee of the community college district shall
24 receive paid administrative leave pursuant to subsection (a),

1 unless a longer period of paid administrative leave has been
2 negotiated with the exclusive bargaining representative, to
3 care for a child of the employee if the child is unable to
4 attend elementary or secondary school because the child must
5 be isolated or quarantined from others because the child has:

6 (1) a confirmed positive COVID-19 diagnosis via a
7 molecular amplification diagnostic test, such as a
8 polymerase chain reaction (PCR) test for COVID-19;

9 (2) a probable COVID-19 diagnosis via an antigen
10 diagnostic test; or

11 (3) been in close contact with a person who has a
12 confirmed case of COVID-19.

13 (c) An employee of the community college district who is
14 on paid administrative leave pursuant to this Section must
15 provide all documentation requested by the board.

16 (d) An employee of the community college district who is
17 on paid administrative leave pursuant to this Section shall
18 receive the employee's regular rate of pay. The use of a paid
19 administrative leave day or days by an employee pursuant to
20 this Section shall not diminish any other leave or benefits of
21 the employee.

22 (e) An employee of the community college district may not
23 accrue paid administrative leave pursuant to this Section.

24 (f) For an employee of the community college district to
25 be eligible to receive paid administrative leave pursuant to
26 this Section, the employee must:

1 (1) have received the recommended dose of a COVID-19
2 vaccine approved by the United States Food and Drug
3 Administration; or

4 (2) participate in the COVID-19 testing program
5 provided by the community college district at least once a
6 week.

7 Section 95. No acceleration or delay. Where this Act makes
8 changes in a statute that is represented in this Act by text
9 that is not yet or no longer in effect (for example, a Section
10 represented by multiple versions), the use of that text does
11 not accelerate or delay the taking effect of (i) the changes
12 made by this Act or (ii) provisions derived from any other
13 Public Act.

14 Section 99. Effective date. This Act takes effect upon
15 becoming law."