



Sen. Adriane Johnson

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10200HB0004sam001

LRB102 02610 CMG 26248 a

1 AMENDMENT TO HOUSE BILL 4

2 AMENDMENT NO. _____. Amend House Bill 4 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Section
5 10-20.56 as follows:

6 (105 ILCS 5/10-20.56)
7 Sec. 10-20.56. E-learning days.

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

15 (b) The school board of a school district may, by
16 resolution, adopt a research-based program or research-based

1 programs for e-learning days district-wide that shall permit
2 student instruction to be received electronically while
3 students are not physically present in lieu of the district's
4 scheduled emergency days as required by Section 10-19 of this
5 Code or because a school was selected to be a polling place
6 under Section 11-4.1 of the Election Code. The research-based
7 program or programs may not exceed the minimum number of
8 emergency days in the approved school calendar and must be
9 verified by the regional office of education or intermediate
10 service center for the school district on or before September
11 1st annually to ensure access for all students. The regional
12 office of education or intermediate service center shall
13 ensure that the specific needs of all students are met,
14 including special education students and English learners, and
15 that all mandates are still met using the proposed
16 research-based program. The e-learning program may utilize the
17 Internet, telephones, texts, chat rooms, or other similar
18 means of electronic communication for instruction and
19 interaction between teachers and students that meet the needs
20 of all learners. The e-learning program shall address the
21 school district's responsibility to ensure that all teachers
22 and staff who may be involved in the provision of e-learning
23 have access to any and all hardware and software that may be
24 required for the program. If a proposed program does not
25 address this responsibility, the school district must propose
26 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-5) A school district shall pay to its contractors who
15 provide educational support services to the district,
16 including, but not limited to, custodial, transportation, or
17 food service providers, their daily, regular rate of pay or
18 billings rendered for any e-learning day that is used because
19 a school was selected to be a polling place under Section
20 11-4.1 of the Election Code, except that this requirement does
21 not apply to contractors who are paid under contracts that are
22 entered into, amended, or renewed on or after March 15, 2022 or
23 to contracts that otherwise address compensation for such
24 e-learning days.

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

1 (Source: P.A. 100-760, eff. 8-10-18; 101-12, eff. 7-1-19;
2 101-643, eff. 6-18-20.)".