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ISSUE 83, October 2013

Update Memo

PRESS

Policy Reference Education Subscription Service

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Instructions

You are encouraged to share this **PRESS** Update Memo with all board members and appropriate staff. It may be viewed and downloaded from **PRESS Online**: iasb.com/policy/login.cfm. Subscribers are mailed the current password with each **PRESS** issue.

Two other important components of **PRESS** may be viewed and downloaded from **PRESS Online** – the committee worksheets and the updated Policy Reference Manual pages. The committee worksheets show suggested changes to **PRESS** material (including administrative procedures and exhibits) by striking-out deleted words and underscoring new words. The updated Policy Reference Manual pages contain all of the material in this **PRESS** issue; you can use them to update your district manuals.

Be sure to view the update videos in which the PRESS editors highlight this Issue – they are available at PRESS Online.

This publication is designed to provide information only and is not a substitute for legal advice from the school board's legal counsel. If you have any questions, please contact Melinda Selbee, IASB General Counsel and **PRESS** Editor, 630/629-3776, ext. 1231, or Kimberly Small, Assistant General Counsel and Assistant **PRESS** Editor, 630/629-3776, ext. 1226.

Please note: Unless otherwise stated, all public acts are currently effective.

School Board

► **2:20-E, Exhibit - Waiver and Modification Request Resource Guide.** This exhibit is updated in response to P.A. 98-513. This legislation provides a termination date of Sept.1, 2014 for any previously authorized waiver or modification concerning (1) requirements that student performance data be a significant factor in evaluations, and (2) using the four prescribed evaluation categories. Web links to ISBE resources and several citations are also corrected.

► **2:250, Access to District Public Records.** The policy is updated in the footnotes only. Minor clarifications to several footnotes were made. P.A. 98-328 and P.A. 98-482, both eff. 1-1-14, required the following revisions to a footnote:

The Prevailing Wage Act (820 ILCS 130/5, amended by P.A.s 98-328 and 98-482, both eff. 1-1-14) requires contractors, while participating on public works, to keep certified payroll records of all laborers, mechanics, and other workers employed by them on the project and to submit this record no later than the 15th of the month to the public body. The public body in charge of the project must keep these records submitted before 1-1-14 for a period of not less than 3 years from the date of the last payment. Records submitted on a contract or sub-contract after 1-1-14 must be kept for public works a period of 5 years. Records may be retained in paper or electronic format."

General School Administration

► 3:60, Administrative Responsibility of the Building

Principal. The policy, footnotes, and Legal References are amended. A description of the substantive edits follows:

1. The policy's first sentence recognizes that assistant principals may be employed. It states: "The School Board, upon the recommendation of the Superintendent, employs Building Principals as the chief administrators and instructional leaders of their assigned schools, and may employ Assistant Principals."
2. Each building principal and assistant principal is now directed to complete requirements to be a pre-qualified evaluator before conducting an evaluation of a teacher or assistant principal. This directive allows the board to monitor the requirement in 105 ILCS 5/24A-3(b) that teachers be evaluated by a prequalified evaluator.
3. All districts should now have an evaluation plan for principals and assistant principals. The policy is edited to state: "The Superintendent or designee shall ~~develop and maintain~~ implement an evaluation plan for Principals and Assistant Principals that complies..." We deleted the optional provision containing an evaluation plan's mandatory components. A new optional provision contains the underscored words: "Using that plan, the Superintendent or designee shall evaluate each Building Principal and Assistant Principal or, in the absence of the Superintendent or his or her designee, an individual appointed by the School Board who holds a registered Type 75 State administrative certificate."
4. A footnote describes the requirement that the principals use law enforcement resources "when the safety and welfare of students and teachers are threatened by illegal use of drugs and alcohol, by illegal use or possession of weapons, or by illegal gang activity," (105 ILCS 5/10-21.4a, amended by P.A. 98-59 (eff. 1-1-2014).
5. The new reporting requirement for principals contained in the Firearm Concealed Carry Act is described in a footnote. See 430 ILCS 66/105, added by P.A. 98-63; 405 ILCS 5/6-103.3, amended by P.A. 98-63. The text box in this Memo contains more information about the reporting requirement.

Principal reporting requirements under the Concealed Carry Act (CCA)

The Illinois Association of School Boards is requesting guidance from the federal Family Policy Compliance Office (FPCO) concerning how to reconcile the federal law protecting student records with the reporting requirement under the CCA. The federal Family Education Rights and Privacy Act (FERPA) contains restrictions on releasing education records that are not in the State school student records law. Other agencies and associations that are joining us include the Ill. State Board of Education, the Ill. Principals Association, and the Ill. Association of School Administrators.

The CCA requires a principal to make a report to the Ill. Dept. of State Police "when a student is determined to pose a clear and present danger to himself, herself, or to others, within 24 hours of the determination" (405 ILCS 5/6-103.3; P.A. 98-63, §145). We are asking FPCO:

- Will this report be an education record under FERPA, or is it a business record? What if the information was learned from an education record?
- Will the report constitute a personal record maintained for the principal's exclusive use and, thus, not be an education record?
- If a report constitutes the release of an education record, is there an exception that allows release without violating FERPA? Does the exception permitting the release in an emergency apply even though the report can only be used for purposes related to an individual's ability to obtain or retain a FOID card?
- If information from an education record was used to make a report, or if the report itself is an education record, how should schools comply with the other aspects of FERPA, including the record of release?

We will keep **PRESS** subscribers informed concerning these issues. We wish to thank Kathryn Vander Broek, with Hinshaw & Culbertson, for her assistance.

Operational Services

- ▶ **4:100, Insurance Management.** The policy, footnotes, and Legal References are updated. The policy now states that the district's insurance program includes:

Catastrophic accident insurance at the mandated benefit level for student athletes in grades 9 through 12 who sustain an accidental injury while participating in school-sponsored or school-supervised interscholastic athletic events sanctioned by the Illinois High School Association that result in medical expenses in excess of \$50,000.

A new footnote fully describes the requirement to maintain catastrophic accident insurance (105 ILCS 5/22-15, amended by P.A. 98-166). The Legal References now include a citation to this new requirement.

The footnote instructs boards to delete the catastrophic accident insurance coverage if the district does not maintain grades 9-12, or if it qualifies for an exemption from the mandatory coverage. If this provision is deleted, the citation to catastrophic accident insurance should also be deleted from the Legal References.

A district maintaining grades K-8 may, but is not required to, provide accident and/or health insurance on a group or individual basis for students insured while participating in any school-sponsored athletic activity. The following option is given for those districts: "Accident and/or health insurance on a group or individual basis for students in grades kindergarten through 8 participating in any school-sponsored athletic activity."

- ▶ **4:110, Transportation.** Only the footnotes are amended. A footnote describes the new law allowing an *automated traffic law enforcement* system, i.e., a device that senses and records a motor vehicle that illegally fails to stop for a school bus (625 ILCS 5/11-208.9, added by P.A. 98-556, eff. 1-1-2014). After a municipality or county enacts an ordinance authorizing an automated traffic law enforcement system, each school board within its jurisdiction may approve the system's implementation. The board is then required to enter into an intergovernmental agreement with the municipality or county and contract with vendors for the system's installation, maintenance, and operation. Each applicable school bus must be posted with a sign indicating that it is being monitored by an automated traffic law enforcement system. The proceeds from a school district's automated traffic law enforcement system's fines will be divided equally between the school district and the municipality or county. Another footnote clarifies that the policy, like the statute, identifies the conditions in which illuminating a strobe light on a school bus is permissible instead of mandating when it must be illuminated.

- ▶ **4:150, Facility Management and Building Programs.** This policy is updated in the footnotes only as discussed above in 2:250, *Access to District Public Records*. Another footnote addresses 105 ILCS 5/17-2.11, amended by P.A. 98-26, which extended the sunset from June 30, 2013 to 2016 on the law that allows a district to transfer surplus life safety taxes and interest earnings to the Operations and Maintenance Fund for building repair work.
- ▶ **4:170-API, E5, Exhibit - Letter to Parents/Guardians Regarding Educational Programs about the Dangers of Underage Drinking.** NEW. House Resolution 162 encourages all school districts to establish educational programs to inform parents about (a) the dangers of underage drinking, (b) the prohibition on serving alcohol to minors, and (c) the punishment for a violation of these laws. HR 162 also encourages all parents and minor children in this State to participate in the educational programs established by school districts concerning the dangers of serving alcohol to minors. This letter also provides links to educational materials.

Personnel

- ▶ **5:50, Drug- and Alcohol-Free Workplace; Tobacco Prohibition.** The policy, footnotes, and Legal References are updated. The policy is amended by:
 1. Adding the following to the list of activities in which employees are prohibited from engaging while on district premises or while working for the district: "Possession, use, or being under the influence of medical cannabis." A footnote explains that to legally use medical cannabis, an individual must first become a registered qualifying patient. The use of cannabis by a registered qualifying patient is permitted only in accordance with the Compassionate Use of Medical Cannabis Pilot Program (Medical Cannabis Act) (410 ILCS 130/, added by P.A. 98-122, eff. 1-1-14). There are many situations in which no one, even a registered qualifying patient, may possess or use cannabis, including in a school bus or on the grounds of any preschool, or primary or secondary school (410 ILCS 130/30(a)(2) & (3). An employer may prohibit an employee from working while under the influence of cannabis "when doing so would constitute negligence, professional malpractice, or professional misconduct," (410 ILCS 130/30(a)(1). An employer is permitted to enforce a drug free workplace policy, provided it is applied in a nondiscriminatory manner. An employer may discipline anyone, including a registered qualifying patient, for violating a drug free workplace policy (410 ILCS 130/50). Contact the board attorney for advice concerning the Medical Cannabis Act.

2. Adding the following paragraph: “Unless otherwise prohibited by this policy, prescription and over-the-counter medications are not prohibited when taken in standard dosages and/or according to prescriptions from the employee’s licensed health care provider, provided that an employee’s work performance is not impaired.” A footnote explains that this optional paragraph is not addressed in State or federal drug free workplace acts. An employer should generally not ask an employee about his or her medication. See rules implementing the Americans with Disabilities Act, 29 C.F.R. §1630.14. Consult the board attorney if an employee is suspected of working while impaired.

The Legal References are edited to include a citation to the Compassionate Use of Medical Cannabis Pilot Program.

► **5:90, Abused and Neglected Child Reporting.** The policy language is amended to reflect new public acts, and it is reorganized for easier use. Footnotes, Legal References and Cross References are amended to support the new policy language. The reorganization includes new subheads. The amendments to the policy language are as follows:

1. Reporting duties. The first section of the policy addresses these duties, which expanded with the new duty to report hazing in P.A. 98-393. The first paragraph of this section contains minor changes to incorporate general PRESS subscriber feedback and support several organizational changes within the policy. A new optional sentence for the first paragraph is available in footnote 3 for boards that wish to include in policy what a DCFS report should contain. The second paragraph is unchanged. The third paragraph addresses 720 ILCS 5/12C-50.1(b), added by P.A. 98-393; it reads:

Any District employee who observes any act of hazing that does bodily harm to a student must report that act to the Building Principal, Superintendent or designee who will investigate and take appropriate action. If the hazing results in death or great bodily harm, the employee must first make the report to law enforcement and then to the Superintendent or Building Principal. Hazing is defined as any intentional, knowing, or reckless act directed to or required of a student for the purpose of being initiated into, affiliating with, holding office in, or maintaining membership in any group, organization, club, or athletic team whose members are or include other students.

2. Required in-services and training. The second section has a new subhead titled **Abused and Neglected Child Reporting Act (ANCRA), School**

Code, and Erin’s Law Training. The policy’s existing School Code training requirement language is relocated here. New language covers:

- a. The ANCRA training requirement in 325 ILCS 5/4, amended by P.A. 98-408, and
 - b. The recommendation for training from the *Erin’s Law* Taskforce Final Report, authorized by 105 ILCS 5/22-65, added by P.A. 96-1524, and repealed upon submission of the Report.
3. Special Responsibilities. Two new subheads titled **Special Superintendent Responsibilities** and **Special School Board Member Responsibilities** are added to support the organizational changes.

► **5:100, Staff Development Program.** The policy is unchanged. Cross References and administrative procedure references are amended to reference other PRESS materials that address in-services and trainings. The footnote containing the option for school districts to include in-services and trainings that the School Code requires them to provide is updated with the following new training requirements:

1. 105 ILCS 5/10-22.39(b), amended by P.A. 98-471, eff. 1-1-14. It requires “training for school personnel to identify the warning signs of mental illness and suicidal behavior in adolescents and teens along with appropriate intervention and referral techniques.”
2. 105 ILCS 5/10-23.12; 325 ILCS 5/4, amended by P.A. 98-408. It is the new Abused and Neglected Child Reporting Act (ANCRA) training requirement. Also added with the ANCRA training requirement is a reference to the *Erin’s Law* Taskforce Final Report recommendations for professional development. See 5:90, *Abused and Neglected Child Reporting* (above) for more on *Erin’s Law* and 6:60, *Curriculum Content* (below) for more discussion on *Erin’s Law*.
3. 105 ILCS 110/3.10(b)(2), added by P.A. 98-190 as discussed in 7:185, *Teen Dating Violence Prohibited* (below). It requires education for staff instructing students in grades 7 through 12 concerning teen dating violence.

► **5:120, Ethics and Conduct.** The following is added as the policy’s second sentence: “In addition, the *Code of Ethics for Illinois Educators*, adopted by the Illinois State Board of Education, is incorporated by reference into this policy.” A footnote explains that incorporating ISBE’s *Code of Ethics for Illinois Educators* in a board policy, while not required, demonstrates a board’s commitment to the *Code’s* principles and may allow it to enforce the *Code* independently from any action taken by the State Superintendent. A citation to the *Code* is added to the Legal References.

instruction about both abstinence and contraception for the prevention of pregnancy and sexually transmitted diseases, including HIV/AIDS);” and

b. Paragraph 3 now reads, “emphasis that sexual abstinence until marriage is a responsible and positive decision;””.

2. Paragraph 2 is amended to reflect the recommendations for reducing child sexual abuse in the *Erin’s Law* Taskforce Report (see 6:60, *Curriculum Content*, above). New language reads, “Through grade 5, the comprehensive health education program will provide one to four age-appropriate instructional sessions per school year to instruct students to (a) recognize and report sexual abuse, and (b) focus on methods to reduce students’ vulnerability to sexual abuse.”
3. Paragraph 4 is amended to reflect 105 ILCS 110/3.10, added by P.A. 98-190 as follows, “age appropriate education about the warning signs, recognition, dangers, and prevention of teen dating violence in grades 8- 7 through 12.” More detailed information about the requirements of this law are available below in 7:185, *Teen Dating Violence Prohibited*.

▶ **6:60-E, Exhibit - Notice to Parents/Guardians of Students Enrolled in Family Life and Sex Education Classes.** The exhibit is updated in response to 105 ILCS 5/27-9.1, amended by P.A. 98-441, eff. 1-1-14, which is discussed above in 6:60-AP, *Comprehensive Health Education Program*.

▶ **6:250, Community Resource Persons and Volunteers.** The policy has a new sentence, footnote, Legal Reference, and Cross Reference in response to 720 ILCS 5/12C-50.1(b), added by P.A. 98-393. The new sentence reads, “All volunteer coaches must comply with the requirement to report hazing in policy 5:90, *Abused and Neglected Child Reporting*.”

▶ **6:250-E, Exhibit - Resource Person and Volunteer Information Form and Waiver of Liability.** The exhibit is updated with a new paragraph in response to 720 ILCS 5/12C-50.1, added by P.A. 98-393. It reads:

For volunteer coaches only: I understand that while fulfilling my coaching responsibilities, I am a school official under State law. In accordance with policy 5:90, *Abused and Neglected Child Reporting*, I will report to the Building Principal any unsanctioned or unauthorized act that results in bodily harm to any person. If the act results in death or great bodily harm, I will make a report to law enforcement and promptly notify the Building Principal that a report has been made (720 ILCS 5/12C-50.1, added by P.A. 98-393).

▶ **6:310, Credit for Alternative Courses and Programs, and Course Substitutions.** The policy is updated in response to 105 ILCS 5/27-6, amended by P.A. 98-116. An amended subhead reads, “**Substitutions for Physical Education, Adapted Physical Education and Other Required Courses.**” Amended language within the section reads:

A student requiring adapted physical education must receive that service in accordance with the student’s Individualized Education Program/Plan (IEP).

A student who is eligible for special education may be excused from physical education courses when:

1. He or she is in grades 3-12, and his or her IEP requires that special education support and services be provided during physical education time, and the student’s parent/guardian agrees or the IEP team makes the determination;
2. He or she has an IEP and is participating in an adaptive athletic program outside of the school setting, and the parent/guardian documents the student’s participation as required by the Superintendent or designee.

Students

▶ **7:185, Teen Dating Violence Prohibited.** NEW. 105 ILCS 110/3.10, added by P.A. 98-190, requires all boards with students enrolled in grades 7 through 12 to have a policy on teen dating violence. This law requires the policy to “establish procedures for the manner in which school employees are to respond to teen dating violence.” The policy incorporates the already-existing procedures for reporting bullying and school violence. See the footnotes in this policy and July PRESS Issue 82 for more information about the sample anti-bullying program materials. The required curriculum and staff development components are managed in administrative procedure 6:60-AP, *Comprehensive Health Education Program* and an option within policy 5:100, *Staff Development*. A footnote provides sample language for inclusion in the student handbook.

▶ **7:185-E, Exhibit - Memo to Parents/Guardians Regarding Teen Dating Violence.** NEW. 105 ILCS 110/3.10, added by P.A. 98-190, requires notification to parents/guardians of the board’s teen dating violence policy. This exhibit serves as the notification to parents.

► **5:120-AP2, Administrative Procedure - Employee Conduct Standards.** The following changes are made to this procedure:

1. A new sentence states: “In addition, each educator must comply with 5:120-E, Code of Ethics for Illinois Educators, adopted by the Illinois State Board of Education (23 Ill.Admin.Code Part 22).”
2. Three examples of violations are added to the directive to all school employees to maintain a safe and healthy environment, i.e.:

“(b) using or possessing medical cannabis in a school bus or on school grounds;”
[Compassionate Use of Medical Cannabis Pilot Program, 410 ILCS 130/30(a)(2), (3), & (4), added by P.A. 98-122 (eff. 1-1-14)];

“(c) unless specifically permitted by the Firearm Concealed Carry Act, carrying a firearm on or into any District controlled building, real property, or parking area, or any transportation vehicle paid for in whole or in part with public funds;”
[Firearm Concealed Carry Act, 430 ILCS 66/65(a)(1), (2), & (8)]; and

“(e) knowingly failing to report hazing to supervising educational authorities or, in the event of death or great bodily harm, to law enforcement;”
[720 ILCS 5/12C-50.1, added by P.A. 98-393].

► **5:120-E, Exhibit - Code of Ethics for Illinois Educators.** NEW. The *Code of Ethics* is now incorporated by reference into policy 5:120, *Ethics and Conduct*. Using the *Code* as an exhibit allows it to be easily found.

► **5:200, Terms and Conditions of Employment and Dismissal.** Only the footnotes and Legal References are changed. Most of the footnote information on education reform laws is replaced by a web link to the IASB *PERA Overview for School Board Members*. Two Public Access Counselor letters are summarized in the footnotes, i.e.:

1. According to an *Informal Mediation* letter interpreting Sec. 7.3 of the Open Meetings Act, an IMRF employer must post on its website the names of employees having a total compensation package that exceeds \$75,000 per year (2012 PAO 19808).
2. According to a binding opinion from the Ill. Public Access Counselor, a board must identify an employee by name in a motion to dismiss him or her (2013 PAO 13-16). As this may be a significant change in practice with possible other legal consequences, a board should consult with the board attorney on this issue before dismissing an employee.

The Legal References now include “23 Ill.Admin.Code Parts 50 (Evaluation of Certified Employees) and 51 (Dismissal of Tenured Teachers).”

Instruction

► **6:20, School Year Calendar and Day.** Only the footnotes are edited. The list of commemorative holidays now includes Oct. 7, Iraq and Afghanistan Veterans Remembrance Day (105 ILCS 5/24-2, amended by P.A. 98-156) and Mother Mary Ann Bickerdyke Day on the second Wednesday in May (5 ILCS 490/175, added by P.A. 98-141).

► **6:60, Curriculum Content.** The policy, Cross References, and footnotes are updated with a reference to child sexual abuse and assault prevention education (*Erin’s Law* 105 ILCS 5/22-65, added by P.A. 96-1524 and 105 ILCS 110/3, amended by P.A. 97-1147). P.A. 97-1147 requires age-appropriate education for all grades (formerly only secondary schools) about child sexual abuse and assault prevention. *Erin’s Law* requires school boards to have a policy that addresses education about and prevention of child sexual abuse. New policy language in paragraph number 9 reads, “and (d) dangers and avoidance of abduction, and (e) age-appropriate sexual abuse and assault awareness and prevention education in all grades.” Footnotes are also updated to address the following issues:

1. 105 ILCS 5/27-6, amended by P.A. 98-116 (discussed below in 6:310, *Credit for Alternative Courses and Programs, and Course Substitutions*).
2. 105 ILCS 5/27-9.1, amended by P.A. 98-441, eff. 1-1-14 (sex education) and 105 ILCS 110/3.10, added by P.A. 98-190 (teen dating violence) are both health education program content issues, which are described below in administrative procedure 6:60-AP, *Comprehensive Health Education Program* and 7:185, *Teen Dating Violence Prohibited*, respectively. Other updates are not new but are made to enhance clarity.
3. House Resolution 365 (2013) urges all Illinois educators to share with students of an appropriate age the story of comfort women when discussing the history of Asia, World War II, or the issue of human trafficking.

► **6:60-AP, Administrative Procedure - Comprehensive Health Education Program.** The language in the procedure and footnotes are updated as follows:

1. Amendments to paragraph numbers 1 & 3, reflect 105 ILCS 5/27-9.1, amended by P.A. 98-441, as follows:
 - a. Paragraph 1 now reads, “sexual abstinence until marriage, in grades 6 through 12,

► **7:190-AP1, Student Handbook - Hazing Prohibited.**

The definition of *hazing* is edited to be identical to the definition in 5:90, *Abused and Neglected Child Reporting*. It now states: "Hazing means any intentional, knowing, or reckless act directed ~~against~~ to or required of a student for the purpose of being initiated into, affiliating with, holding office in, or maintaining membership in any group, organization, club, or athletic team whose members are or include other students."

► **7:280-AP, Administrative Procedure - Managing Students with Communicable and Infectious Diseases.**

The procedure and Legal References are updated. P.A. 98-353 repealed the reporting requirements in 410 ILCS 315/2a. The law previously required reporting between school districts and the Dept. of Public Health regarding a child who has AIDS or AIDS-related complex (ARC) or as having been exposed to Human Immune Deficiency Virus (HIV). Other non-substantive changes are made to the procedure such as including the footnoted information within the procedure. Other continuous improvement updates are made.

► **7:300, Extracurricular Athletics.** The only changes are to a footnote, Cross References, and a minor change to the Legal References. The policy continues to require students who participate in school-sponsored extracurricular athletic activities to show proof of insurance. A new footnote explains that this requirement ensures that students are covered by insurance for medical expenses up to \$50,000 (before the district's catastrophic accident insurance kicks in) and that students who are not covered by the district's catastrophic insurance are otherwise covered by insurance. For more information, see 4:100, *Insurance Management*.

Community Relations

► **8:30, Visitors to and Conduct on School Property.** The policy, footnotes, and Legal References are updated as follows:

1. The definition of school property now includes "parking areas."
2. A prohibited activity is amended as follows: "Unless specifically permitted by State law, possess a weapon, any object that can reasonably be considered a weapon or looks like a weapon, or any dangerous device." A footnote explains that, with one exception, a license to carry a firearm does not permit an individual to carry a concealed firearm on or into any building, real property, and or parking area under the control of an elementary or secondary school, or any bus paid for in whole or part with public funds (430 ILCS 66/65(a), added by

Requirements for concealed carry signage

School districts must conspicuously post a sign at the entrance of each school building, real property, and parking area indicating that the carrying of a concealed firearm on or into the property is prohibited. Posting signs at the entrance of each administrative building and other district-owned buildings is advisable. Each sign must comply with the design established by the Illinois State Police (ISP). The sign on the reverse side complies with the ISP design (proposed rules at Sec. 1231.150, 37 Ill. Reg. 15875) and the template on the ISP website, www.isp.state.il.us/firearms/ccw/. The sign may be reproduced provided reproductions are no smaller than 4" x 6" in dimension. See the Firearm Concealed Carry Act, 430 ILCS 66/65.

P.A. 98-630). The exception to this rule is contained in the following optional provision (430 ILCS 66/65(b), added by P.A. 98-630):

; however, an individual licensed to carry a concealed firearm under the Illinois Firearm Concealed Carry Act is permitted to carry a concealed firearm within a vehicle into a parking area controlled by a school or District and may store a firearm or ammunition concealed in a case within a locked vehicle or locked container out of plain view within the vehicle in the parking area.

1. The prohibited activity is added as follows: "Use or possess medical cannabis." A footnote explains that to legally use medical cannabis, an individual must first become a registered qualifying patient. The use of cannabis by a registered qualifying patient is permitted only in accordance with the Compassionate Use of Medical Cannabis Pilot Program (Medical Cannabis Act) (410 ILCS 130/, added by P.A. 98-122 (eff. 1-1-14). There are many situations in which no one, even a registered qualifying patient, may possess or use cannabis, including (a) in a school bus, (b) on the grounds of any preschool or primary or secondary school, or (c) in close physical proximity to anyone under the age of 18 years of age (410 ILCS 130/30(a)(2)(3)& (4), added by P.A. 98-122 (eff. 1-1-14).

Progress Report: The contents of this table frequently change.

Topics	Our Response
<p>On May 30, 2013, the U.S. District Court for the Southern District of Mississippi approved a landmark consent decree filed by the Justice Department, together with private plaintiffs and the Meridian Public School District in Meridian, Miss. Its most notable purpose is to (1) prevent and address racial discrimination in student discipline, and (2) serve as a blueprint for school districts across the country for keeping students in safe and inclusive classrooms, and out of the “school-to-prison pipeline.” The consent decree is available at: www.justice.gov/opa/pr/2013/May/13-crt-634.html.</p>	<p>We will not amend PRESS material to note this consent agreement.</p>
<p>The term <i>edTPA</i> is surfacing more often in school districts. It stands for “evidence-based assessment of teacher effectiveness approved by the State Board of Education” under P.A. 97-607. It requires student teachers to video record themselves teaching students in an actual classroom and submit their students’ work, so that their higher educational institution may evaluate their performances as student teachers. The requirement poses student records issues for the school districts hosting student teachers. ISBE plans to release an FAQ in the near future to help K-12 school officials and higher education institutions manage edTPA issues.</p>	<p>We will not amend PRESS material in response to edTPA at this time. When ISBE releases its FAQ, we’ll examine the PRESS student records materials at that time.</p>
<p>The Illinois House of Representatives passed a resolution that urges school teachers and administrators throughout Illinois to promote 60 minutes of daily physical activity for students, so they will enjoy healthier, active lifestyles. The resolution also urges parents and their children to embrace better nutritional education to further build healthier lifestyles (HR 24).</p>	<p>We will not amend PRESS material to note this resolution.</p>
<p>Medical reviews are a component of the evaluation process used to assess students’ eligibility for special education services. In 2010, ISBE adopted rules to expand the list of practitioners who were deemed qualified to conduct medical reviews. In 2012, ISBE amended that rule to, in part, limit to certified school nurses (CSNs) the authority to make recommendations concerning any educational accommodations, modifications, or interventions that a student may need. This rule had a delayed effective date of one year, to July 2013. After hearing concerns from school districts that they lack CSNs to perform these services, ISBE again proposed a rule amendment. This amendment will delay the rule’s implementation until July 1, 2015 and makes other important changes to the medical review process. See ISBE’s Summary of Action and the Text of Rulemaking (March 2013) for the proposed new Section 226.160, Medical Review, at www.isbe.state.il.us/rules/proposed/default.htm. The public comment period for the new rule has ended, and ISBE adoption is pending.</p>	<p>We will amend relevant PRESS material to note this rule change after the rule is effective.</p>

Revisions to Policies, Administrative Procedures and Exhibits

Immediate Action Suggested	Number and Title	Action <i>The memo describes the revisions.</i>
	2:20-E, Exhibit - Waiver and Modification Request Resource Guide	In addition to nonsubstantive edits, the exhibit is updated in response to legislation.
	2:250, Access to District Public Records	Footnote updated in response to State legislation.
	3:60, Administrative Responsibility of the Building Principal	Policy, Legal References, and footnotes updated in response to State legislation and to enhance clarity.
✓	4:100, Insurance Management	Policy, Legal References, and footnotes updated in response to State legislation and to enhance clarity.
	4:110, Transportation	Footnotes updated in response to State legislation and to enhance clarity.
	4:150, Facility Management and Building Programs	Footnotes updated in response to State legislation.
	4:170-AP1, E5, Exhibit - Letter to Parents/Guardians Regarding Educational Programs about the Dangers of Underage Drinking	NEW. Added in response to a State House Resolution.
	5:50, Drug- and Alcohol-Free Workplace; Tobacco Prohibition	Policy, Legal References, and footnotes updated in response to State legislation and to enhance clarity.
✓	5:90, Abused and Neglected Child Reporting	Policy and footnotes updated in response to State legislation.
	5:100, Staff Development Program	Footnote, Cross References and administrative procedure references updated with new training requirements.
	5:120, Ethics and Conduct	Policy, Legal References, and footnotes updated in response to State legislation and to enhance clarity.
	5:120-AP2, Administrative Procedure - Employee Conduct Standards	Policy and footnotes updated in response to legislation and to enhance clarity.
	5:120-E, Exhibit - Code of Ethics for Illinois Educators, 23 Ill.Admin.Code §22.20	NEW. Added because policy 5:120, <i>Ethics and Conduct</i> , incorporates the <i>Code</i> by reference.
	5:200, Terms and Conditions of Employment and Dismissal	The footnotes and Legal References are updated in response to State legislation and to enhance clarity.
	6:20, School Year Calendar and Day	A footnote is updated in response to State legislation.
✓	6:60, Curriculum Content	Policy, Cross References, and footnotes updated in response to State legislation.
	6:60-AP, Administrative Procedure - Comprehensive Health Education Program	Procedure and footnotes are updated in response to State legislation.
	6:60-E, Exhibit - Notice to Parents/Guardians of Students Enrolled in Family Life and Sex Education Classes	Exhibit updated in response to State legislation.
	6:250, Community Resource Persons and Volunteers	Policy, footnote, Legal Reference, and Cross Reference updated in response to State legislation.

Revisions to Policies, Administrative Procedures and Exhibits *continued*

Immediate Action Suggested	Number and Title	Action The memo describes the revisions.
	6:250-E, Exhibit - Resource Person and Volunteer Information Form and Waiver of Liability	Exhibit updated in response to State legislation.
	6:310, Credit for Alternative Courses and Programs, and Course Substitutions	Policy updated in response to State legislation and for clarity.
✓	7:185, Teen Dating Violence Prohibited	NEW. Added in response to State legislation.
	7:185-E, Exhibit - Memo to Parents/Guardians Regarding Teen Dating Violence	NEW. Added in response to State legislation.
	7:190-AP1, Student Handbook - Hazing Prohibited	Procedure updated in response to State legislation.
	7:280-AP, Administrative Procedure - Managing Students with Communicable and Infectious Diseases	Procedure updated in response to State legislation.
	7:300, Extracurricular Athletics	Footnotes, Legal References, and Cross References are updated in response to State legislation and to enhance clarity.
	8:30, Visitors to and Conduct on School Property	Policy, Legal References, and footnotes are updated in response to State legislation and to enhance clarity.

Acknowledgement to PRESS Advisory Board

Before each PRESS issue is published, a group of distinguished individuals provides input and suggestions. We appreciate their contributions and thank them sincerely.

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