

ISSUE 108

November 2021

## Update Memo



Please distribute to board members and appropriate staff.

### Contents

Online Instructions.....	p. 1
PRESS Terminology .....	p. 2
PRESS Issue 108 Topic Bundles .....	p. 2
Progress Report .....	p. 8
Revisions to Policies, Administrative Procedures, and Exhibits (numerical table).....	p. 9
Next Issue: Veto Session Update	

### Online Instructions

Please follow these four easy steps to log in to PRESS:

1. Go to [www.iasb.com](http://www.iasb.com) and click on the  button.
2. Enter your email address and password.
  - If you do not know your password, do not create a new account; reset your password using your district email address. Use the "forgot your password?" link. Make sure to check your spam folder from [info@iasb.com](mailto:info@iasb.com), if you do not see it in your email inbox.
  - If you are still having difficulty logging in, please contact your District's Superintendent or Administrative Assistant to make sure you are listed as an authorized user on the District Roster.
  - If you continue to have difficulty signing on to [www.iasb.com](http://www.iasb.com), please contact James Wagner at [jwagner@iasb.com](mailto:jwagner@iasb.com).
3. Click the  button on the top navigator bar.
4. Under **My Account Links**, click on **PRESS Login**.

# PRESS

## Policy Reference Education Subscription Service

This publication is designed to provide information only and is not a substitute for legal advice from the Board Attorney. If you have any questions, please contact Kimberly Small, IASB General Counsel and PRESS Editor, 630/629-3776, ext. 1226; Maryam Brotine, Assistant General Counsel and Assistant PRESS Editor, 630/629-3776, ext. 1219; or Debra Jacobson, Assistant General Counsel and Assistant PRESS Editor, 630/629-3776, ext. 1211.

We saw an unprecedented number of laws impacting our schools this past legislative session. We must remain vigilant in educating our elected officials on the complexity and difficulties experienced with the implementation of new policies, especially such a large volume. Your participation in the IASB's "Calls to Action" are paramount to our success.

Please share this PRESS Update Memo with all board members and appropriate staff.

Two other important components of PRESS may be viewed and downloaded from PRESS Online: Committee Worksheets and the updated Policy Reference Manual (PRM) pages.

The Committee Worksheets, found by selecting a PRESS Issue at the top of the PRESS Online Table of Contents, show suggested changes to PRESS materials by striking out deleted words and underlining new words.

Updated PRM pages can be found in the IASB POLICY REFERENCE MANUAL Table of Contents. For visual instruction about how to download PRM pages and use them to update your policy manual, please go to [www.iasb.com/policy/](http://www.iasb.com/policy/) to view the PRESS video tutorial located under the header entitled: PRESS – Policy Reference Education Subscription Service.

### PRESS Bundles

Each bundle summarizes the global reasons for changes to all materials that are listed.

Specific details about how each piece of material changed, e.g., legislation, administrative rules, PRESS Advisory Board feedback, quality assurance, five-year review items, etc., are explained in numerical order in the **Revisions to Policies, Administrative Procedures, and Exhibits** table beginning on p. 9.

Please spend time reviewing the PRESS online Committee Worksheets for these materials, which will provide further, more on-the-spot detailed explanations in the footnotes, along with added comment boxes by the PRESS Editors when necessary.

Have feedback on PRESS materials?

Click on the PRESS Feedback Button, located on the header bar of PRESS Online. For answers to more immediate questions about PRESS content, please contact a PRESS editor directly.

## Curriculum and Sex Education

Consistent with past legislative sessions, the 102nd General Assembly passed a number of curriculum-related mandates that will impact classroom instruction and policy 6:60, *Curriculum Content*. This bundle's content is divided into three major sections: Sex education curriculum updates, Non-Sex education-related curriculum updates, and Other curriculum-related content in the PRM.

**Sex education curriculum updates.** Significant is the repeal of 105 ILCS 5/27-9.1 and 5/27-9.2, by P.A. 102-522 (colloquially referred to as "family life and sex education programs") and replacement of them with the *National Sex Education Standards* (NSES) (105 ILCS 5/27-9.1a, added by P.A. 102-522) and a developmentally appropriate consent education curriculum (105 ILCS 5/27-9.1b, added by P.A. 102-522). At the time of PRESS Issue 108's publication, the Comprehensive Health Education Program (CHEP) law (105 ILCS 110/3), still requires instruction on *family life*, "including evidence-based and medically accurate information regarding sexual abstinence," despite CHEP being amended by P.A. 102-464 (requiring that, starting in grade 5, the law expands education related to tobacco abuse to include *e-cigarettes* and other *vapor devices*).

Boards retain local control to decide if they will: (a) offer the new sex education (NSES) and/or developmentally appropriate consent education curriculums, and (b) if they offer one or the other or both, communicate those choices through their policies. When a board offers NSES, the new law requires it to make "the scope and sequence of these instructional materials, and the name and contact information, including an email address, of a school staff member who can respond to inquiries about instruction and materials" available on its website, if it has one.

All of these choices, options, and analysis are detailed in a very lengthy footnote 34 of sample policy 6:60, *Curriculum Content*. Districts will need to align the accompanying 6:60 suite of materials, including administrative procedures and administrative procedure exhibits, to the actual content of their curriculum choices.

While the NSES law is effective immediately, the Ill. State Board of Education (ISBE) has until 8-1-22 to develop its learning standards and resources, and at the time of PRESS Issue 108's publication, no guidance existed about whether districts that provide the now-repealed family life and sex education programs formerly in 105 ILCS 5/27-9.1 and 9.2, repealed by P.A. 102-522, could continue to do so for: (a) their 21-22 school years, and/or (b) continuing into the 22-23 school year and school years beyond. Consult the board attorney if the district offers the now-repealed family life and sex education program to assess whether that program may continue during the 21-22 school year and/or succeeding school years. Last, boards that offered the now-repealed family life and sex education programs may not wish to implement NSES; those boards should consult their board attorneys about these Public Acts and their numerous im-

17

## PRESS Terminology

What are the meanings of the "AP" and "E" after certain policy numbers?

The PRESS Policy Reference Manual (PRM) is an encyclopedia of sample board policies, administrative procedures, and exhibits. They are all in numerical order for easy reference. PRESS recommends that local school districts maintain separate board policy and administrative procedure manuals to help distinguish for the board, staff, students, parents, and community members, the distinction between board documents and staff documents, board work, and staff work.

**Policy.** The board develops policies with input from various sources like district administrators, the board attorney, and PRESS materials. The board then formally adopts the policies, often after more than one consideration.

**After adoption by the board, each policy should have an adoption date.**

**Administrative Procedures.** Administrative procedures are developed by the superintendent, administrators, and/or other district staff members. The staff develops the procedures that guide implementation of the policies. Administrative procedures are not adopted by the board, which allows the superintendent and staff the flexibility they need to keep the procedures current. PRESS sample procedures are numbered to correspond with the policies that they implement for easy reference. For example, policy 6:190's related administrative procedure is 6:190-AP.

**It is important to remember that administrative procedures do not require formal board adoption and are not included in a board policy manual.**

**Exhibits.** Both board policies and administrative procedures may have related exhibits. Exhibits provide information and forms intended to be helpful to the understanding or implementation of either a board policy or administrative procedure, and they do not require formal board adoption. PRESS sample exhibits are numbered to correspond to the related board policy or administrative procedure. For example, board policy 2:70 has a related exhibit numbered 2:70-E. Administrative procedure 7:340-AP1 has a related exhibit numbered 7:340-AP1, E.

**Exhibits labeled with an "E" may provide guidance for board work or staff work. Those providing guidance for board work should be dated for implementation by the board. Those providing guidance for the staff should be dated for implementation by the administrative staff.**

**Administrative procedures exhibits, always labeled with the "AP, E" format should be dated for implementation by the administrative staff.**

Non-Sex education-related curriculum updates. Other curriculum-related updates that reflect immediate or upcoming Public Acts, include:

1. 105 ILCS 5/27-6.3, added by P.A. 102-357, requires at least 30 minutes daily of supervised, unstructured, child-directed play for students in K-5.
2. 105 ILCS 5/10-20.73 (final citation pending), 5/10-20.74, and 5/27-22(e)(3.5), added by P.A. 101-654, addressing computer literacy skills;
3. 105 ILCS 5/27-20.08, added by P.A. 102-55, mandates media literacy instruction for grades 9 through 12 beginning in the fall of 2022;
4. 105 ILCS 5/27-20.8, added by P.A. 102-44, requires coverage of Asian American history, including the history of Asian Americans in Illinois and the Midwest, as well as the contributions of Asian Americans toward advancing civil rights from the 19th century onward, which must include the contributions made by individual Asian Americans in government and the arts, humanities, and sciences, as well as the contributions of Asian American communities to the economic, cultural, social, and political development of the United States;
5. 105 ILCS 5/27-21, amended by P.A. 102-411, requires instruction on contributions made to society by Americans of different faith practices; and
6. 105 ILCS 5/27-13.2, amended by P.A. 102-195, mandates that the dangers of opioid abuse be included within drug and substance abuse education.

Other curriculum-related content in PRM. These additional Public Acts were addressed:

1. 105 ILCS 5/27-22(e), amended by P.A.s 101-464, 101-654, 102-366, and 102-551, updates graduation requirements, some of which will be phased in over time. Beginning with the 24-25 school year, students entering 9th grade will be required to complete two years of a laboratory science, and beginning with the 28-29 school year, rising high schoolers will need to complete two years of a foreign language.
2. 105 ILCS 5/14A-32(a-5), amended by P.A.s 101-654 and 102-209, requires districts to automatically enroll students that meet or exceed State standards in English, math, or science on a State assessment in the next most rigorous level of advanced coursework, beginning in the fall of 2023. For students entering grade 12, the next most rigorous level of advanced coursework in English or math must be a dual credit course, an Advanced Placement course, or an International Baccalaureate course.

3. 110 ILCS 27/16, amended by P.A. 102-516, requires partnership agreements between districts and community colleges for dual credit courses to address access to such courses by students with disabilities.
4. 105 ILCS 5/27-6(b-5), added by P.A. 102-405, allows a student to be excused from physical activity in P.E. during a period of religious fasting with written notice from the student's parent/guardian.
5. 105 ILCS 5/27-9.1, amended by P.A. 102-412 and repealed by P.A. 102-522, was to define *sexting* for sex education curriculum purposes.

The following PRESS materials are updated or created in response to the numerous Public Acts discussed above:

- 5:50, Drug- and Alcohol-Free Workplace; E-Cigarette, Tobacco, and Cannabis Prohibition
- 6:60, Curriculum Content
- 6:60-AP1, Comprehensive Health Education Program – **RENUMBERED & REWRITTEN**
- 6:60-AP1, E1, Notice to Parents/Guardians of Sexual Abuse and Assault Awareness and Prevention Education; Requests to Examine Materials; Written Objection(s) and/or Opt-outs ~~Students Enrolled in Family Life and Sex Education Class~~ – **REWRITTEN, RENUMBERED & RENAMED**
- 6:60-AP1, E2, Resources for Biking and Walking Safety Education – **RENUMBERED**
- 6:60-AP2, Comprehensive Personal Health and Safety and Sexual Health Education Program (National Sex Education Standards (NSES)) – **NEW**
- 6:60-AP3, Developmentally Appropriate Consent Education – **NEW**
- 6:130, Program for the Gifted
- 6:135, Accelerated Placement Program
- 6:135-AP, Accelerated Placement Program Procedures
- 6:300, Graduation Requirements
- 6:300-E2, State Law Graduation Requirements
- 6:310, High School Credit for Non-District Experiences; Course Substitutions; Re-Entering Students
- 6:320, High School Credit for Proficiency
- 7:260, Exemption from Physical Education
- 7:310, Restrictions on Publications; Elementary Schools
- 7:310-AP, Guidelines for Student Distribution of Non-School Sponsored Publications; Elementary Schools
- 7:315, Restrictions on Publications; High Schools
- 7:315-AP, Guidelines for Student Distribution of Non-School Sponsored Publications; High Schools
- 8:95-AP, Parental Involvement

## Ethics, Training, and Educator Misconduct

The General Assembly passed numerous laws related to school board and employee ethics, training, and educator misconduct, including P.A. 102-610, which amends *Erin's Law* (105 ILCS 5/10-23.13) to require that by 7-1-22, districts adopt and implement a policy addressing sexual abuse of children that includes: (a) an age-appropriate and evidence-informed curriculum for pre-K-12 students; (b) evidence-informed training for school personnel on child sexual abuse; and (c) evidence-informed educational information for parents/guardians in school handbooks.

*Erin's Law* also requires districts to define *prohibited grooming behaviors* and *boundary violations* for school personnel, yet *Erin's Law* does not define these terms. To help districts establish definitions, sample policy 5:120, *Employee Ethics; Conduct; and Conflict of Interest*, defines prohibited grooming behaviors to include *sexual misconduct* and uses a definition of *sexual misconduct* adapted from House Bill (HB) 1975. HB 1975 did not pass in the first half of the 102nd Ill. General Assembly; however, it includes the results of collaboration to implement some recommendations of the Make Sexual and Severe Physical Abuse Fully Extinct (Make S.A.F.E.) Task Force and was endorsed by Stop Educator Sexual Abuse Misconduct & Exploitation (S.E.S.A.M.E.), a national organization working to prevent sexual exploitation, abuse, and harassment of students by teachers and other school staff. HB 1975 is still pending and is expected to become law.

In response to P.A. 102-610, Make S.A.F.E. Task Force recommendations, and the likely passage of HB 1975, we developed a NEW sample policy 4:165, *Awareness and Prevention of Child Sexual Abuse and Grooming Behaviors*. It requires the superintendent or designee to implement an Awareness and Prevention of Sexual Abuse and Grooming Behaviors Program. It is also an *umbrella policy* that references several other existing policies and PRM materials, including one that incorporates *Erin's Law* requirements. NEW 5:120-AP2, E, *Expectations and Guidelines for Employee-Student Boundaries*, contains sample expectations and guidelines for employee-student boundaries. Districts should not automatically add this to their procedure or personnel manuals. Instead, they should use it and updated 5:120-AP2, *Employee-Conduct Standards*, to prompt local conversations related to employee conduct standards.

This bundle also includes:

1. 105 ILCS 5/21B-85, amended by P.A. 102-552, which requires that a board notify the State Superintendent of Education and the Teachers' Retirement System when it learns that a teacher has been convicted of a felony.
2. 105 ILCS 5/22-90 (final citation pending), added by P.A. 102-327, banning high school guidance counselors from intentionally soliciting or accepting gifts from a prohibited source, with certain exceptions.
3. 105 ILCS 5/10-16a, amended by P.A. 102-638, requiring that beginning in the fall of 2023, board member professional development leadership training address trauma-informed practices for students and staff.
4. 105 ILCS 5/10-21.9, amended by P.A. 102-552, requiring the superintendent to notify the State Superintendent and Regional Superintendent when he or she has reasonable cause to believe that a license holder committed an intentional act of abuse or neglect toward a child.
5. 105 ILCS 5/2-3.53a, amended by P.A. 102-521, establishing a competitive grant program to support ISBE's new principal mentoring program.
6. 725 ILCS 191/15, added by P.A. 102-652, creating the Privacy of Adult Victims of Criminal Sexual Offenses Act; it requires that when a criminal sexual offense is committed or alleged to have been committed by a district employee or contractor, law enforcement immediately transmit a copy of the criminal history record information relating to the investigation to the superintendent.
7. 325 ILCS 5/4(j), amended by P.A.s 101-564 and 102-604, requiring mandated reporter training to address implicit bias.

The following PRESS materials are updated or created:

- 2:20, Powers and Duties of the School Board; Indemnification
- 2:105, Ethics and Gift Ban
- 2:120, Board Member Development
- 3:40, Superintendent
- 3:60, Administrative Responsibility of the Building Principal
- 4:165, Awareness and Prevention of Child Sexual Abuse and Grooming Behaviors – NEW
- 4:175, Convicted Child Sex Offender; Screening; Notifications
- 4:175-API, Criminal Offender Notification Laws; Screening
- 5:30, Hiring Process and Criteria
- 5:30-API, Interview Questions
- 5:30-API, Investigations
- 5:30-API, E1, Notice of Preliminary Hiring Decision Based on Conviction Record
- 5:30-API, E2, Notice of Final Hiring Decision Based on Conviction Record
- 5:90, Abused and Neglected Child Reporting
- 5:100, Staff Development Program
- 5:120, Employee Ethics; Conduct; and Conflict of Interest
- 5:120-API, Employee Conduct Standards
- 5:120-API, E, Expectations and Guidelines for Employee-Student Boundaries – NEW
- 5:125, Personal Technology and Social Media; Usage and Conduct
- 5:150, Personnel Records
- 5:260, Student Teachers
- 7:250, Student Support Services
- 7:250-API, Protocol for Responding to Students with Social, Emotional, or Mental Health Needs

## Student Attendance, Health, and Safety Issues

The General Assembly passed the following laws that affect issues related to student attendance, health, and safety:

1. 410 ILCS 170/, added by P.A. 102-242, eff. 1-1-23, creates the Coal Tar Sealant Disclosure Act and requires districts to consider alternatives to coal tar-based sealant products used in engineering projects and to provide notice to employees and parents/guardians when such products are going to be used on district property.
  2. 105 ILCS 5/10-20.59, amended by P.A. 102-199, requires boards to appoint a liaison to facilitate the enrollment of students in the legal custody of the Ill. Dept. of Children and Family Services, no later than the beginning of the 22-23 school year.
  3. 105 ILCS 5/10-20.63, amended by P.A. 102-340, mandates that districts make menstrual hygiene products available at no cost to students in the bathrooms of every school building that is open for student use in grades 4 (formerly 6) through 12.
  4. 105 ILCS 128/20(c), amended by P.A. 102-395, requires schools to notify and allow parents/guardians to opt their children out of *lockdown drills* involving student participation.
  5. 105 ILCS 5/2-3.182, added by P.A. 102-359, provides that districts participating in child nutrition programs must develop and implement a food sharing plan for unused food to assist needy students.
  6. 105 ILCS 5/14-1.02, amended by P.A. 102-172, mandates districts to continue to provide special education services to students with disabilities who turn 22 during the school year through the end of the school year.
  7. 105 ILCS 5/10-22.5a(a-5), amended by P.A. 102-126, allows military personnel up to six months (formerly 60 days) to provide a district proof that their child lives in the district.
  8. 105 ILCS 5/22-90 (final citation pending), added by P.A. 102-157, requires public schools to annually communicate to students and their parents/guardians an absenteeism and truancy policy and to update and file the policy every two years with ISBE and the regional superintendent.
  9. 105 ILCS 5/26-1 and 5/26-2a, amended by P.A.s 102-266 and 102-321, allow a student to be absent for mental or behavioral health reasons for up to five days without a medical note, and permit the school to refer the student to the appropriate school personnel after the second mental health day is used.
  10. 105 ILCS 5/26-1, amended by P.A. 102-406, prohibits schools from requiring students excused from attendance for religious reasons to submit a written excuse after returning to school.
  11. 105 ILCS 5/10-22.25(b), amended by P.A. 102-360, known as the *Jett Hawkins Law*, prohibits schools from having dress code policies that apply to hairstyles, including those historically associated with race, ethnicity, or hair texture, and requires schools to provide proof of compliance for ISBE recognition pursuant to 105 ILCS 5/2-3.25.
  12. 105 ILCS 5/27-23.7(b), amended by P.A. 102-241, adds a student accountability component to *restorative measures* for incidents of bullying based on a protected category.
  13. 105 ILCS 5/2-3.130 and 5/10-20.33, amended by P.A. 102-339, permit schools to utilize isolated time out, time out, and physical restraint in very limited circumstances, phase out the use of any prone restraint by 22-23, and require boards to create a time out and physical restraint oversight team to develop a plan for reducing and eventually eliminating the use of these interventions, in accordance with goals established by ISBE.
  14. 105 ILCS 5/10-22.6(c), amended by P.A. 102-539, requires a district to invite a representative from a local mental health agency (formerly the Ill. Dept. of Human Services) to attend a suspension review or expulsion hearing whenever there is evidence that mental illness may be the cause of the suspension or recommended expulsion.
  15. In June of 2021, the U.S. Supreme Court issued its first opinion on the issue of student discipline for online, off-campus speech in the case of Mahanoy Area Sch. Dist. v. B.L., 141 S.Ct. 2038 (2021). In Mahanoy, the Court found a school had violated a student's First Amendment rights when it suspended her from the cheer-leading squad for vulgar, off-campus, online speech (delivered via Snapchat) that did not identify the school or target any member of the school community.
  16. 77 Ill. Admin. Code §690.361, added COVID-19 to the list of diseases in the Control of Communicable Diseases Code that must be reported within three hours by telephone to the local health department.
  17. 105 ILCS 5/10-20.73 (final citation pending), added by P.A. 102-134, and 5/10-20.75, added by P.A. 102-416, require districts to add certain suicide prevention hotline information to student ID cards, student handbooks, and/or the district website.
- The following PRESS materials are updated or created:
- 4:60, Purchases and Contracts
  - 4:60-API, Purchases
  - 4:110, Transportation
  - 4:150, Facility Management and Building Programs
  - 4:160, Environmental Quality of Buildings and Grounds
  - 4:170, Safety
  - 4:170-API, Comprehensive Safety and Security Plan
  - 4:170-AP2, Routine Communications Concerning Safety and Security
  - 4:170-AP2, E5, Notice to Parents/Guardians of Lockdown Drill; Opt-out – NEW
  - 6:50, School Wellness
  - 20 6:120, Education of Children with Disabilities
  - 7:10, Equal Educational Opportunities

7:50, School Admissions and Student Transfers To and From Non-District Schools  
 7:60, Residence  
 7:60-AP2, E3, Evidence of Non-Parent's Custody, Control, and Responsibility of a Student  
 7:70, Attendance and Truancy  
 7:80, Release Time for Religious Instruction/Observance  
 7:160, Student Appearance  
 7:165, School Uniforms  
 7:180, Prevention of and Response to Bullying, Intimidation, and Harassment  
 7:190, Student Behavior  
 7:190-AP4, Use of Isolated Time Out, Time Out, and Physical Restraint

7:190-AP5, Student Handbook – Electronic Devices  
 7:190-AP6, Guidelines for Investigating Sexting Allegations  
 7:190-E2, Student Handbook Checklist  
 7:200, Suspension Procedures  
 7:210, Expulsion Procedures  
 7:240, Conduct Code for Participants in Extracurricular Activities  
 7:240-AP1, Code of Conduct for Extracurricular Activities  
 7:280-E2, Reporting and Exclusion Requirements for Common Communicable Diseases  
 7:290, Suicide and Depression Awareness and Prevention  
 7:290-AP, Resource Guide for Implementation of Suicide and Depression Awareness and Prevention Program

## Open Meetings Act

The following laws impact the Open Meetings Act and require updating of certain sample PRESS materials:

1. 5 ILCS 120/7, amended by P.A. 101-640, allows boards to meet remotely without a quorum physically present at the meeting location during a public health emergency.
2. 5 ILCS 120/2.06(d), amended by P.A. 102-653, clarifies the timeframe in which public bodies and their committees must conduct semi-annual reviews of their closed session minutes.

The following PRESS materials are updated:

- 2:110, Qualifications, Term, and Duties of Board Officers
- 2:150, Committees
- 2:220, School Board Meeting Procedure
- 2:220-E1, Board Treatment of Closed Meeting Verbatim Recordings and Minutes
- 2:220-E3, Closed Meeting Minutes
- 2:220-E5, Semi-Annual Review of Closed Meeting Minutes
- 2:220-E6, Log of Closed Meeting Minutes
- 2:220-E8, School Board Records Maintenance Requirements and FAQs

## Holidays and Leaves

The 102nd General Assembly passed several pieces of legislation this year to add school holidays and expand employee leave entitlements, including:

1. 105 ILCS 5/24-2, amended by P.A.s 102-14, eff. 1-1-22, and 102-334, and 105 ILCS 5/24-2, amended by P.A. 102-15, recognizes *Juneteenth National Freedom Day* (June 19) and *2022 Election Day* (11-8-22) as legal school holidays, respectively.
2. 105 ILCS 5/24-6.4, added by P.A. 102-335, expands eligibility for the federal Family and Medical Leave Act leave to district employees who have been employed for at least 1,000 (rather than 1,250) hours in the 12 months immediately preceding the leave. This expansion will allow more educational support personnel to access FMLA leave.
3. 105 ILCS 5/24-6, amended by P.A. 102-275, allows eligible teachers and support staff to take up to 30 working school days for birth, adoption, placement for adoption, or acceptance of a child in need of foster care. Leave for birth may be taken any time within the 12-month period following the birth and may not be diminished due to an intervening break or holidays.

4. 820 ILCS 180/, amended by P.A. 102-487, expands leave under the Victim's Economic Security and Safety Act to include leave for *other crimes of violence*, including homicide, sex offenses, bodily harm offenses, harassing and obscene communications, terrorism, and armed violence.
5. 105 ILCS 5/24-2(c), amended by P.A. 102-411, recognizes Muhammed Ali's birthday (Jan. 17) as a school commemorative holiday.

The following PRESS materials are updated:

- 3:50, Administrative Personnel Other Than the Superintendent
- 5:185, Family and Medical Leave
- 5:185-AP, Resource Guide for Family and Medical Leave
- 5:200, Terms and Conditions of Employment and Dismissal
- 5:250, Leaves of Absence
- 5:330, Sick Days, Vacation, Holidays, and Leaves
- 6:20, School Year Calendar and Day

## School Counselor Terminology

The General Assembly has passed legislation to clarify that a licensed *school counselor* is not the same as a school *guidance counselor*. School counselor is the licensed school support personnel endorsement, but the term guidance counselor is still sometimes used to refer to staff members who assist students with post-secondary planning. The *school counselor's* role is broader and includes academic, social-emotional, and college and career counseling.

The following PRESS materials are updated:

- 6:100-AP, Dissection of Animals
- 7:20-AP, Harassment of Students Prohibited
- 7:150, Agency and Police Interviews
- 7:190-AP3, Guidelines for Reciprocal Reporting of Criminal Offenses Committed by Students
- 7:190-E3, Memorandum of Understanding

## Student Data Privacy and Records

The Student Online Personal Protection Act (SOPPA), a State law intended to protect the privacy and security of students' online data at school, went into effect 7-1-21. ISBE recently issued rules to implement how parents/guardians may exercise their rights to review their children's data; materials in the 7:345 suite have been updated to assist districts with the management of parent/guardian requests. The Ill. School Student Records Act was also recently amended to allow for greater sharing of student information between feeder elementary and high school districts under intergovernmental agreements.

The following PRESS materials are updated or created:

- 6:220, Bring Your Own Technology (BYOT) Program; Responsible Use and Conduct

- 7:340, Student Records
- 7:340-AP1, School Student Records
- 7:340-AP1, E1, Notice to Parents/Guardians and Students of Their Rights Concerning a Student's School Records
- 7:345, Use of Educational Technologies; Student Data Privacy and Security
- 7:345-AP, Use of Educational Technologies; Student Data Privacy and Security
- 7:345-AP, E4, Notice of Parent Rights Regarding Student Covered Information
- 7:345-AP, E5, Parent Request Form for Student Covered Information – NEW
- 7:345-AP, E6, Parent Request Form for Correction of Student Covered Information – NEW

## Miscellaneous

The following PRESS materials are updated due to legislation, administrative rule and/or continuous review changes. These are also detailed in the *Revisions to Policies, Administrative Procedures, and Exhibits Table* in numerical order beginning on p. 9.

The following PRESS materials are updated:

- 2:150-AP, Superintendent Committees
- 2:250-E2, Immediately Available District Public Records and Web-Posted Reports and Records
- 2:260, Uniform Grievance Procedure
- 4:60-AP4, Federal and State Award Procurement Procedures
- 4:80, Accounting and Audits
- 5:10, Equal Employment Opportunity and Minority Recruitment
- 5:20, Workplace Harassment Prohibited

- 5:20-AP, Sample Questions and Considerations for Conducting the Internal Harassment in the Workplace Investigation
- 5:90-AP, Coordination with Children's Advocacy Center
- 5:100-AP, Staff Development Program
- 5:210, Resignations
- 5:220, Substitute Teachers
- 5:220-AP, Substitute Teachers
- 6:15, School Accountability
- 6:180, Extended Instructional Programs
- 6:300-E3, Form for Exemption from Financial Aid Application Completion
- 6:340, Student Testing and Assessment Program
- 7:20, Harassment of Students Prohibited
- 8:70, Accommodating Individuals with Disabilities



## Five-Year Review Updates

PRESS Editors have a quality assurance goal to ensure that each piece of the 1000+ page IASB PRESS PRM is reviewed at least every five years. The PRM contains approximately 175 policies and procedures. These are also detailed in the **Revisions to Policies, Administrative Procedures, and Exhibits Table** in numerical order beginning on p. 9.

The following PRESS materials are updated in response to five-year reviews:

- 4:120, Food Services
- 7:30, Student Assignment and Intra-District Transfer
- 7:60-AP1, Challenging a Student's Residence Status
- 7:60-AP2, E1, Letter of Residence from Landlord in Lieu of Lease
- 7:60-AP2, E2, Letter of Residence to Be Used When the Person Seeking to Enroll a Student Is Living with a District Resident

- 7:190-E1, Aggressive Behavior Reporting Letter and Form
- 7:190-E4, Acknowledgement of Receiving Student Behavior Policy and Student Conduct Code
- 7:200-E1, Short Term Out-of-School Suspension (1-3 Days) Reporting Form
- 7:200-E2, Long Term Out-of-School Suspension (4-10 Days) Reporting Form
- 7:210-E1, Notice of Expulsion Hearing
- 8:100, Relations with Other Organizations and Agencies

Please also spend time reviewing the PRESS Online Committee Worksheets for these materials, which will provide further, more on-the-spot detailed explanations in the footnotes, along with added comment boxes by the PRESS Editors when necessary.

## Progress Report – The contents of this table frequently change.

Topics	Our Response
<p><b>Empowering Public Participation Act</b></p> <p>The Empowering Public Participation Act, 5 ILCS 850/, added by P.A. 102-348, prohibits law enforcement from conducting background checks of individuals because they are making comments during public participation.</p>	<p>We will address this update in footnotes to policy 2:230, <i>Public Participation at School Board Meetings and Petitions to the Board</i> in an upcoming PRESS Issue.</p>
<p><b>Anaphylactic Prevention Policy</b></p> <p>105 ILCS 5/2-3.182, added by P.A. 102-413, requires ISBE, in consultation with the Ill. Dept. of Public Health (IDPH), to develop a model <i>anaphylactic policy</i> for school districts that includes guidelines and procedures to be followed for the prevention of anaphylaxis and during a medical emergency resulting from anaphylaxis. The law requires ISBE to distribute the policy to all school boards at least six months after 8-20-21, the effective date of P.A. 102-413. Boards will have six months after receiving the model anaphylactic policy from ISBE to implement or update their local policies, as appropriate, in accordance with ISBE's model.</p>	<p>When ISBE delivers its model policy, we will update relevant materials in an upcoming PRESS Issue in enough time for subscribers to comply with this law. Updates will include policies 7:270, <i>Administering Medicines to Students</i> and 7:285, <i>Food Allergy Management Program</i>.</p>
<p><b>Vaccination/Testing Mandate for School Personnel</b></p> <p>Executive Order (EO) 2021-22 required all school personnel to be fully vaccinated against COVID-19 by 9-19-21 or to submit to at least weekly testing. Due to the fluidity of the ongoing pandemic, frequently changing IDPH and ISBE guidance, and a number of pending legal challenges as of Issue 108's publication, PRESS materials will not be updated to incorporate the EO's requirements. Boards wishing to adopt a policy to facilitate implementation of the EO should work with their local board attorneys to do so.</p>	<p>No PRESS materials are affected.</p>



## Progress Report — The contents of this table frequently change. — *continued*

Topics	Our Response
<p><b>Dept. of Education Transgender Guidance</b></p> <p>On 6-16-21, the U.S. Dept. of Education's Office for Civil Rights issued an official interpretation stating that in light of the U.S. Supreme Court's decision in <u>Bostock v. Clayton County</u>, Title IX protects students who are lesbian, gay, bisexual or transgender from harassment and other forms of sex discrimination. On 6-22-21, the Dept. also filed a statement of interest in the pending case of <u>B.P.J. v. West Virginia State Bd. of Educ.</u>, arguing that Title IX and the 14th Amendment's equal protection clause prohibit West Virginia's law that bans transgender girls from participating on female athletic teams. The Dept.'s guidance is available at: <a href="http://www2.ed.gov/about/offices/list/ocr/lgbt.html">www2.ed.gov/about/offices/list/ocr/lgbt.html</a>. See also ISBE guidance and resources on supporting transgender, nonbinary, and gender nonconforming students at: <a href="http://www.isbe.net/supportallstudents">www.isbe.net/supportallstudents</a></p>	<p>No PRESS materials are affected.</p>

### Revisions to Policies, Administrative Procedures, and Exhibits

Number and Title	Revision Descriptions	
2:20, Powers and Duties of the School Board; Indemnification	The policy, Legal References, Cross References, and footnotes are updated. Policy text is updated in response to 105 ILCS 5/21B-85(b), amended by P.A. 102-552, which was part of the General Assembly's focus on resolving Educator Misconduct. The amendment shifts responsibility from the State Superintendent to local boards of education to notify the Teachers' Retirement System (TRS) when it learns that a teacher was convicted of a felony. Major notifications required of the board to ISBE and TRS were inserted to clarify board duties related to educator misconduct. The Legal References reflect the reporting section of the School Code, Cross References are updated to align with other policies related to managing educator misconduct, and the footnotes are updated to align with these changes.	<input type="checkbox"/>
2:105, Ethics and Gift Ban	The Legal References and footnotes are updated in response to 105 ILCS 5/22-90 (final citation pending), added by P.A. 102-327, banning high school guidance counselors from soliciting or accepting gifts from a prohibited source. A new footnote 5 is added, and continuous improvement updates are also made to the footnotes.	<input type="checkbox"/>
2:110, Qualifications, Term, and Duties of Board Officers	The policy, Legal References, and footnotes are updated in response to: <ol style="list-style-type: none"> <li>1. OMA, 5 ILCS 120/7, amended by P.A. 101-640, allowing boards to meet remotely during a public health emergency;</li> <li>2. 105 ILCS 5/21B-85, amended by P.A. 102-552, requiring a board (formerly ISBE) to provide written notice to TRS when it learns a teacher has been convicted of a felony; and</li> <li>3. Continuous improvement.</li> </ol>	<input type="checkbox"/>
2:120, Board Member Development	The policy and footnotes are updated in response to 105 ILCS 5/10-16a, amended by P.A. 102-638 (requiring, beginning in the fall of 2023, professional development leadership training to also include trauma-informed practices for students and staff), and continuous improvement.	<input type="checkbox"/>
2:150, Committees	The policy is unchanged. The Legal References are updated with a minor style change. The footnotes are updated in response to OMA, 5 ILCS 120/2.06(d), amended by P.A. 102-653, and for continuous improvement.	<input type="checkbox"/>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

2:150-AP, Superintendent Committees	<p>The procedure is updated in response to:</p> <ol style="list-style-type: none"> <li>1. 105 ILCS 5/24A-5, amended by P.A. 102-252, adding to the duties of the Performance Educational Reform Act (PERA) Joint Committee to extend the frequency of evaluations for tenured teachers whose performance are rated as either excellent or proficient. The new duties must be completed by 9-1-22; and</li> <li>2. 105 ILCS 5/10-20.74, added by P.A. 101-654, requiring districts to submit an annual report to ISBE regarding educational technology capacities and policies. A new function has been added to the <b>Educational Technology Committee</b> subhead to support this submission.</li> </ol>	<input type="checkbox"/>
2:220, School Board Meeting Procedure	The policy and footnotes are updated in response to OMA, 5 ILCS 120/2.06(d), amended by P.A. 102-653, clarifying when boards and their committees must conduct reviews of their closed session minutes, and for continuous improvement.	<input type="checkbox"/>
2:220-E1, Board Treatment of Closed Meeting Verbatim Recordings and Minutes	The exhibit is updated for the reason stated in 2:220, <i>School Board Meeting Procedure</i> , above.	<input type="checkbox"/>
2:220-E3, Closed Meeting Minutes	The exhibit is updated for the reason stated in 2:220, <i>School Board Meeting Procedure</i> , above.	<input type="checkbox"/>
2:220-E5, Semi-Annual Review of Closed Meeting Minutes	The exhibit is updated for the reason stated in 2:220, <i>School Board Meeting Procedure</i> , above.	<input type="checkbox"/>
2:220-E6, Log of Closed Meeting Minutes	The exhibit is updated for the reason stated in 2:220, <i>School Board Meeting Procedure</i> , above.	<input type="checkbox"/>
2:220-E8, School Board Records Maintenance Requirements and FAQs	<p>The exhibit is updated in response to:</p> <ol style="list-style-type: none"> <li>1. The reason stated in 2:220, <i>School Board Meeting Procedure</i>, above;</li> <li>2. OMA, 5 ILCS 120/7(e), added by P.A. 101-640, permitting boards to meet remotely during a public health emergency; and</li> <li>3. Continuous improvement.</li> </ol>	<input type="checkbox"/>

### PRESS Issue 108 Trivia

603 PRM pages • 1,330 footnotes • 146,914 words • 134 PRM materials

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

<p>2:250-E2, Immediately Available District Public Records and Web-Posted Reports and Records</p>	<p>The exhibit is updated in response to: <span style="float: right;"><input type="checkbox"/></span></p> <ol style="list-style-type: none"> <li>1. Property Tax Code, 35 ILCS 200/18-50.2, added by P.A. 102-265, requiring good faith efforts to electronically publish certain vendor and subcontractor data in years a district has an aggregate tax levy greater than \$5M;</li> <li>2. 105 ILCS 5/10-20.73 (final citation pending), added by P.A. 102-134, requiring web-posting contact information of specific crisis hotlines if a district does not issue student ID cards to all students;</li> <li>3. 105 ILCS 5/10-21.3, requiring all records pertaining to school attendance areas to be open to the public;</li> <li>4. Ill. Pension Code, 40 ILCS 5/16-150.1, amended by P.A. 102-440, mandating web-posting of vacancies for teaching positions in subject shorting areas before hiring retired teachers to those positions;</li> <li>5. 105 ILCS 5/10-20.75 (final citation pending), added by P. A. 102-302, eff. 1-1-22, requiring web-posting of certain information about school support personnel and student enrollment;</li> <li>6. 105 ILCS 5/27-9.1a, added by P.A. 102-522, requiring districts that offer comprehensive personal health and safety and comprehensive sexual health education (NSES) to identify the curriculum they use to provide it, along with contact information of a school staff member who can respond to inquiries about the curriculum;</li> <li>7. 23 Ill.Admin.Code §227.60(a), implementing 105 ILS 5/14A-32 (accelerated placement); and</li> <li>8. Continuous improvement.</li> </ol>
<p>2:260, Uniform Grievance Procedure</p>	<p>The policy, Legal References, and footnotes are updated for continuous improvement. Footnote 4 is updated in response to 105 ILCS 5/10-20.75 (final citation pending), added by P.A. 102-238, requiring districts to ensure their Internet websites or web services comply with Level AA of the Web Content Accessibility Guidelines 2.1 or any revised version of the guidelines. <span style="float: right;"><input type="checkbox"/></span></p>
<p>3:40, Superintendent</p>	<p>The policy, Legal References, Cross References, and footnotes are updated in response to the General Assembly's focus on resolving Educator Misconduct. The policy text is updated to clarify a superintendent's special reporting responsibilities in policy 5:90, <i>Abused and Neglected Child Reporting</i>, pursuant to 105 ILCS 5/10-21.9(e-5), amended by P.A.102-552. The Legal References, Cross References and footnotes are updated to align with this change. <span style="float: right;"><input type="checkbox"/></span></p>
<p>3:50, Administrative Personnel Other Than the Superintendent</p>	<p>The Cross References and footnotes are updated. The Cross References reflect the General Assembly's focus on resolving Educator Misconduct. The footnotes include a reference to 105 ILCS 5/24-2, amended by P.As. 101-642 (2020 Election Day), 102-14, eff. 1-1-22, and 102-334 (both <i>Juneteenth National Freedom Day</i>). <span style="float: right;"><input type="checkbox"/></span></p>
<p>3:60, Administrative Responsibility of the Building Principal</p>	<p>The Legal References, Cross References and footnotes are updated. The Cross References are updated for the reasons stated in 3:50, <i>Administrative Personnel Other Than the Superintendent</i>, above, along with training for principals. The footnotes include reference to principal mentoring services subject to appropriation in 105 ILCS 5/2-3.53a, amended by P.A. 102-521. <span style="float: right;"><input type="checkbox"/></span></p>
<p>4:60, Purchases and Contracts</p>	<p>The policy, Legal References, and footnotes are updated in response to the Coal Tar Sealant Disclosure Act, 410 ILCS 170/, added by P.A. 102-242, eff. 1-1-23, and for continuous improvement related to federal awards and the Grant Accountability and Transparency Act, 30 ILCS 708/. <span style="float: right;"><input type="checkbox"/></span></p>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

4:60-AP1, Purchases	The procedure is updated in response to the Coal Tar Sealant Disclosure Act, 410 ILCS 170/, added by P.A. 102-242, eff. 1-1-23. Footnote 2 is added for continuous improvement related to the Grant Accountability and Transparency Act, 30 ILCS 708/.	<input type="checkbox"/>
4:60-AP4, Federal and State Award Procurement Procedures	The procedure is updated in response to 2 C.F.R. Part 200, amended by 85 Fed.Reg. 49543, and for continuous improvement.	<input type="checkbox"/>
4:80, Accounting and Audits	The policy is unchanged. The footnotes are updated in response to the Uniform Electronic Transactions Act, 815 ILCS 333/, added by P.A. 102-38.	<input type="checkbox"/>
4:110, Transportation	The policy, Cross References, and footnotes are updated in response to 105 ILCS 5/10-20.59, amended by P.A. 102-199, requiring boards to appoint a liaison to facilitate the enrollment of students in the legal custody of the Ill. Dept. of Children and Family Services, and for continuous improvement.	<input type="checkbox"/>
4:120, Food Services	The policy is unchanged. The footnotes are updated in response to a five-year review.	<input type="checkbox"/>
4:150, Facility Management and Building Programs	The policy is unchanged. The footnotes are updated in response to 105 ILCS 5/10-20.63, added by P.As. 100-163 and 102-340, requiring school districts to make <u>menstrual feminine</u> hygiene products (defined as tampons and sanitary napkins for use in connection with the menstrual cycle) available, at no cost to students, in the bathrooms of every school building that is open for student use serving students in grades 4 through 12 during the regular school day.	<input type="checkbox"/>
4:160, Environmental Quality of Buildings and Grounds	The policy, Legal References, and footnotes are updated in response to: <ol style="list-style-type: none"> <li>1. The Coal Tar Sealant Disclosure Act, 410 ILCS 170/, added by P.A. 102-242, eff. 1-1-23;</li> <li>2. The Illinois Pesticide Act, 415 ILCS 60/14 3.F., amended by P.A. 102-548; and</li> <li>3. Continuous improvement; footnote 1 now references that 40 C.F.R. §763.93(g)(4) and 77 Ill.Admin.Code §855.300(a)(3) require annual notice to parents and employees of the availability of the district's asbestos management plan, along with a reference to the (Ill. Principals Association) IPA model handbook service.</li> </ol>	<input type="checkbox"/>
4:165, Awareness and Prevention of Child Sexual Abuse and Grooming Behaviors	<b>NEW.</b> This policy is created in response to 105 ILCS 5/10-23.13 ( <i>Erin's Law</i> ), amended by P.A. 102-610, requiring districts to adopt and implement a policy addressing sexual abuse of children that includes an age-appropriate and evidence-informed curriculum for pre-K-12 students, evidence-informed training for school personnel on child sexual abuse, and evidence-informed educational information for parents/guardians in school handbooks.	<input type="checkbox"/>
4:170, Safety	The policy and footnotes are updated in response to 105 ILCS 128/20(c), amended by P.A. 102-395, requiring schools to notify and allow parents/guardians to opt their children out of <i>lockdown drills</i> involving student participation. Continuous improvement updates are also made to the policy, Legal References, Cross References, and footnotes.	<input type="checkbox"/>
4:170-AP1, Comprehensive Safety and Security Plan	The procedure is updated for the reasons stated in 4:170, <i>Safety</i> , above.	<input type="checkbox"/>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

4:170-AP2, Routine Communications Concerning Safety and Security	The procedure is updated for the reasons stated in 4:170, <i>Safety</i> , above. <input type="checkbox"/>
4:170-AP2, E5, Notice to Parents/Guardians of Lockdown Drill; Opt-out	<b>NEW.</b> This exhibit is created in response to 105 ILCS 128/20(c), amended by P.A. 102-395. <input type="checkbox"/>
4:175, Convicted Child Sex Offender; Screening; Notifications	<p>The policy, Legal References, Cross References, and footnotes are updated. The footnotes are updated in response to:</p> <ol style="list-style-type: none"> <li>1. The Sex Offender Community Notification Law, 730 ILCS 152/121(b), amended by P.A. 102-197, the school counselor terminology change; and</li> <li>2. 725 ILCS 191/15, added by P.A. 102-652, creating the Privacy of Adult Victims of Criminal Sexual Offenses Act.</li> </ol> <p>Other continuous improvement updates are made throughout the policy, Legal References, Cross References, and footnotes. <input type="checkbox"/></p>
4:175-AP1, Criminal Offender Notification Laws; Screening	<p>The procedure is updated in response to:</p> <ol style="list-style-type: none"> <li>1. 725 ILCS 191/15, added by P.A. 102-652, creating the Privacy of Adult Victims of Criminal Sexual Offenses Act;</li> <li>2. 105 ILCS 5/21B-85, amended by P.A. 102-552, requiring a board (formerly ISBE) to provide written notice to TRS when it learns a teacher has been convicted of a felony; and</li> <li>3. Continuous improvement.</li> </ol> <input type="checkbox"/>
5:10, Equal Employment Opportunity and Minority Recruitment	<p>The policy and footnotes are updated in response to:</p> <ol style="list-style-type: none"> <li>1. Ill. Human Rights Act (IHRA), 775 ILCS 5/2-101, 5/2-102, and 5/2-104, amended by P.A. 102-33, adding discrimination on the basis of <i>work authorization status</i> as a civil rights violation.</li> <li>2. Victims' Economic Security and Safety Act (VESSA), 820 ILCS 180/30, amended by P.A. 102-487, expanding the protections of the Act to employees impacted by <i>other crimes of violence</i>.</li> </ol> <p>The footnotes are also updated with continuous improvement changes. <input type="checkbox"/></p>
5:20, Workplace Harassment Prohibited	<p>The policy, footnotes, and Legal References are updated. The policy is updated in response to IHRA, 775 ILCS 5/2-101, 5/2-102, and 5/2-104, amended by P.A. 102-33, adding discrimination (including harassment) on the basis of work authorization status as a civil rights violation. The footnotes are updated for the same reason as the policy and in response to:</p> <ol style="list-style-type: none"> <li>1. The Ill. Dept. of Human Rights (IDHR) <i>FAQ for Employers under Section 5/2-108 and Form IDHR 2-108</i>;</li> <li>2. New exhibit 5:120-AP2, E, <i>Expectations and Guidelines for Employee-Student Boundaries</i>; and</li> <li>3. Continuous improvement.</li> </ol> <p>The Legal References are updated with additional case citations for continuous improvement. <input type="checkbox"/></p>
5:20-AP; Sample Questions and Considerations for Conducting the Internal Harassment in the Workplace Investigation	The procedure is updated in response to the IHRA amendment stated in 5:20, <i>Workplace Harassment Prohibited</i> , above (work authorization status), and for continuous improvement. <input type="checkbox"/>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

<p>5:30, Hiring Process and Criteria</p>	<p>The policy, Legal References, and footnotes are updated in response to 105 ILCS 5/21B-85, amended by P.A. 102-522, requiring a board (formerly ISBE) to provide written notice to TRS when it learns a teacher has been convicted of a felony, and for continuous improvement. <span style="float: right;"><input type="checkbox"/></span></p> <p>Footnote 5 is updated in response to IHRA, 775 ILCS 5/2-103.1(c), added by P.A. 101-656, with a discussion regarding application of the IHRA's <i>interactive assessment</i> requirement for disqualifying offenses listed in 105 ILCS 5/21B-80. Footnote 6 is updated in response to IDHR guidance for implementation of 775 ILCS 5/2-103.1, added by P.A. 101-656, at: <a href="http://www2.illinois.gov/dhr/Pages/Conviction_Record_Protection_Frequently_Asked_Questions.aspx">www2.illinois.gov/dhr/Pages/Conviction_Record_Protection_Frequently_Asked_Questions.aspx</a></p>
<p>5:30-APT, Interview Questions</p>	<p>The procedure is updated in response to:</p> <ol style="list-style-type: none"> <li>1. IHRA amendment noted in 5:20, <i>Workplace Harassment Prohibited</i>, above (work authorization status);</li> <li>2. 105 ILCS 5/21B-80, amended by P.A. 102-552; and</li> <li>3. IDHR guidance for implementation of 775 ILCS 5/2-103.1, added by P.A. 101-656, at: <a href="http://www2.illinois.gov/dhr/Pages/Conviction_Record_Protection_Frequently_Asked_Questions.aspx">www2.illinois.gov/dhr/Pages/Conviction_Record_Protection_Frequently_Asked_Questions.aspx</a>. In light of this guidance, consult the board attorney if the district wants to ask candidates about disqualifying convictions before the job offer stage. <span style="float: right;"><input type="checkbox"/></span></li> </ol>
<p>5:30-AP2, Investigations</p>	<p>The procedure is updated in response to:</p> <ol style="list-style-type: none"> <li>1. 105 ILCS 5/10-21.9 and 5/21B-80, amended by P.A. 102-522, adding homicide offenses to the list of offenses barring individuals from school district employment;</li> <li>2. Ill. Vehicle Code, 625 ILCS 5/6-106.1, amended by P.A. 102-168;</li> <li>3. IHRA, 775 ILCS 5/2-103.1, added by P.A. 101-656, and PRESS Advisory Board (PAB) feedback regarding the need to account for the seven working day timeline for an applicant to respond to an Ill. State Police background report pursuant to the Ill. Uniform Conviction Information Act, 20 ILCS 2635/7, in addition to the five business day response timeline required under 775 ILCS 5/2-103.1. New footnotes 2, 3, and 4 are added to address issues arising from implementation of 775 ILCS 5/2-103.1, added by P.A. 101-656; and</li> <li>4. Continuous improvement. <span style="float: right;"><input type="checkbox"/></span></li> </ol>
<p>5:30-AP2, E1, Notice of Preliminary Hiring Decision Based on Conviction Record</p>	<p>The exhibit is updated for reason #3 stated in 5:30-AP2, <i>Investigations</i>, above, and for continuous improvement. <span style="float: right;"><input type="checkbox"/></span></p>
<p>5:30-AP2, E2, Notice of Final Hiring Decision Based on Conviction Record</p>	<p>The exhibit is updated in response to issues arising from implementation of IHRA, 775 ILCS 5/2-103.1, added by P.A. 101-656, and for continuous improvement. <span style="float: right;"><input type="checkbox"/></span></p>
<p>5:50, Drug- and Alcohol-Free Workplace; E-Cigarette, Tobacco, and Cannabis Prohibition</p>	<p>The policy, Legal References, and footnotes are updated in response to:</p> <ol style="list-style-type: none"> <li>1. 105 ILCS 5/27-13.2, amended by P.A. 102-195, requiring districts to educate students about the prevention and avoidance of drugs abuse and the dangers of opioid and substance abuse; and</li> <li>2. PAB feedback for continuous improvement related to reasonable suspicion, now that a couple of years have passed since the Cannabis Regulation Tax Act (CRTA) became law. <span style="float: right;"><input type="checkbox"/></span></li> </ol> <p>Legal References are updated in response to continuous improvement.</p>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

<p>5:90, Abused and Neglected Child Reporting</p>	<p>The policy, Legal References, Cross References, and footnotes are updated in response to:</p> <ol style="list-style-type: none"> <li>1. 105 ILCS 5/14-1.02, amended by P.A. 102-172, requiring districts to provide special education services to students with disabilities who turn 22 during the school year for the remainder of that school year;</li> <li>2. 105 ILCS 5/10-23.13 (<i>Erin's Law</i>), amended by P.A. 102-610; and</li> <li>3. 105 ILCS 5/21B-85, amended by P.A. 102-552, requiring a board (formerly ISBE) to provide written notice to TRS when it learns a teacher has been convicted of a felony, and continuous improvement.</li> </ol> <p>The Legal References and footnote 18 are updated to incorporate the requirement of the Elementary and Secondary Education Act, 20 U.S.C. §7926, discussed in 5:150, <i>Personnel Records</i>, below.</p> <p>Other continuous improvement updates are made throughout the policy and footnotes.</p>	<input type="checkbox"/>
<p>5:90-AP, Coordination with Children's Advocacy Center</p>	<p>The procedure is updated with the final citation to 105 ILCS 5/22-85(i), added by P.A. 101-531, and for continuous improvement. Footnote 2 is updated for clarity.</p>	<input type="checkbox"/>
<p>5:100, Staff Development Program</p>	<p>The policy, Cross References, Administrative Procedure references, and footnotes are updated in response to 105 ILCS 5/10-23.13 (<i>Erin's Law</i>), amended by P.A. 102-610, and for continuous improvement. Staff development program requirements related to mandated reporting training and <i>Erin's Law</i> that previously appeared as an option in the footnotes have been moved into the default policy text and are accompanied by new footnote 2. Due to the insertion of new footnote 2, what were previously footnotes 4 and 5 are renumbered as footnotes 5 and 6. Old footnote 4/ new footnote 5 was also updated in response to P.A. 102-197.</p>	<input type="checkbox"/>
<p>5:100-AP, Staff Development Program</p>	<p>The procedure is updated for continuous improvement.</p>	<input type="checkbox"/>
<p>5:120, Employee Ethics; Conduct; and Conflict of Interest</p>	<p>The policy, Legal References, Cross References, and footnotes are updated in response to, among other things, the General Assembly's focus on resolving Educator Misconduct as follows:</p> <ol style="list-style-type: none"> <li>1. 105 ILCS 5/10-23.13 (<i>Erin's Law</i>), amended by P.A. 102-610;</li> <li>2. 105 ILCS 5/22-90 (final citation pending), added by P.A. 102-327, eff. 1-1-22 (guidance counselor gift ban); and</li> <li>3. Continuous improvement.</li> </ol> <p>The General Assembly may consider HB 1975 during Veto Session. If HB 1975 is passed, more updates will be required to this policy.</p>	<input type="checkbox"/>
<p>5:120-AP2, Employee Conduct Standards</p>	<p>The procedure and its footnotes are updated in response to 105 ILCS 5/10-23.13 (<i>Erin's Law</i>), amended by P.A. 102-610, and for continuous improvement. The footnotes are updated in response to:</p> <ol style="list-style-type: none"> <li>1. 105 ILCS 5/27-13.2, amended by P.A. 102-195, including the dangers of opioid abuse within drug and substance abuse education;</li> <li>2. 105 ILCS 5/21B-75, amended by P.A. 102-552, amending suspension or revocation of license provision to also apply to suspension or revocation of endorsements or approvals; and</li> <li>3. 775 ILCS 5/2-103.1, added by P.A. 101-656, prohibiting certain adverse employment actions based on conviction records.</li> </ol> <p>Do not automatically add this to the district's procedure or personnel manual. Use this procedure to prompt local conversations related to employee conduct standards, including the prevention of sexual misconduct and grooming.</p>	<input type="checkbox"/>



## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

5:120-AP2, E, Expectations and Guidelines for Employee-Student Boundaries	NEW. This exhibit is created in response to 105 ILCS 5/10-23.13 ( <i>Erin's Law</i> ), amended by P.A. 102-610.  Do not automatically add this to the district's procedure or personnel manual. Use this exhibit to structure local conversations around what the district will include for its examples of expectations and guidelines about professional boundaries in employee-student relationships.	<input type="checkbox"/>
5:125, Personal Technology and Social Media; Usage and Conduct	The policy, Legal References, Cross References, and footnotes are updated in response to the requirements of districts outlined in 105 ILCS 5/10-23.13 ( <i>Erin's Law</i> ), amended by P.A. 102-610. For more information about <i>Erin's Law</i> requirements, see policy 4:165, <i>Awareness and Prevention of Child Sexual Abuse and Grooming Behaviors</i> , and the <b>Ethics, Training, and Educator Misconduct</b> bundle, above. Other continuous improvements are made throughout.	<input type="checkbox"/>
5:150, Personnel Records	The policy, Legal References, Cross References, and footnotes are updated in response to:  1. 105 ILCS 5/10-23.13 ( <i>Erin's Law</i> ), amended by P.A. 102-610, requiring policy 4:165, <i>Awareness and Prevention of Child Sexual Abuse and Grooming Behaviors</i> , and for more information read the <b>Ethics, Training, and Educator Misconduct</b> bundle, above; and  2. The Elementary and Secondary Education Act (ESEA), 20 U.S.C. §7926 (requiring policies to prohibit districts from providing a recommendation of employment for an employee, contractor, or agent that a district knows, or has probable cause to believe, has engaged in sexual misconduct with a student or minor in violation of the law).	<input type="checkbox"/>
5:185, Family and Medical Leave	The policy, Legal References, and footnotes are updated in response to 105 ILCS 5/24-6.4, added by P.A. 102-335, lowering the threshold for FMLA eligibility for school employees to 1,000 <del>1,250</del> hours worked in the preceding 12-months, and for continuous improvement.	<input type="checkbox"/>
5:185-AP, Resource Guide for Family and Medical Leave	The procedure is updated in response to the same legislation noted in 5:185, <i>Family and Medical Leave</i> , above.	<input type="checkbox"/>
5:200, Terms and Conditions of Employment and Dismissal	The policy, Legal References, and footnotes are updated. The policy is updated in response to PAB feedback regarding the need to comply with the terms of individual employment contracts, in addition to collective bargaining agreements and other legal requirements. A minor style change is made to the Legal References. Finally, the footnotes are updated in response to:  1. 105 ILCS 5/24-2, amended by P.A. 102-15, designating 2022 <i>Election Day</i> (11-8-22) as a school holiday;  2. 105 ILCS 5/24-2, amended by P.A.s 102-14 and 102-334, designating <i>Juneteenth</i> (June 19) as a holiday;  3. 105 ILCS 5/24A-5, amended by P.A. 102-252, allowing districts to evaluate tenured teachers rated as <i>excellent</i> or <i>proficient</i> every three (rather than two) years, in accordance with its teacher evaluation plan and an informal teacher observation plan, to be established by ISBE rule and the agreement of the PERA Joint Committee; and  4. Continuous improvement.	<input type="checkbox"/>
5:210, Resignations	The policy is unchanged. The Legal References are updated with a minor style change. The footnotes are updated in response to 105 ILCS 5/24-14, amended by P.A. 102-552, requiring certain items be included in a district's referral to the State Superintendent of a teacher who resigns during the school term. Continuous improvement updates are also made to the footnotes.	<input type="checkbox"/>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

5:220, Substitute Teachers	<p>The policy and footnote 7 are updated in response to 105 ILCS 5/16-118, amended by P.A. 102-537, limiting substitute teaching hours for TRS annuitants to 500 hours per school year beginning 7-1-23, previously 7-1-21. Footnote 7 is also updated in response to 105 ILCS 5/16-150.1, amended by P.A. 102-440, allowing TRS annuitants to teach in a subject shortage area through 6-30-24, previously 6-30-21. Other continuous improvement updates are made throughout the policy and footnotes.</p>	<input type="checkbox"/>
5:220-AP, Substitute Teachers	<p>The procedure is updated in response to:</p> <ol style="list-style-type: none"> <li>1. 325 ILCS 5/4, amended by P.A. 101-564, requiring mandated reporter training within three months of initial employment and at least every three years thereafter;</li> <li>2. 105 ILCS 5/24-5(b-4), amended by P.A. 101-81, allowing boards to require new substitute teachers to submit evidence of physical fitness and be subject to additional health examinations/screenings; and</li> <li>3. Continuous improvement.</li> </ol>	<input type="checkbox"/>
5:250, Leaves of Absence	<p>The policy and footnotes are updated in response to:</p> <ol style="list-style-type: none"> <li>1. 105 ILCS 5/24-6, amended by P.A. 102-275, permitting eligible school employees to take up to 30 days of paid sick leave for birth, without medical certification, any time within one year following the birth, and for adoption, placement for adoption, or acceptance of a child in need of foster care; and</li> <li>2. VESSA, 820 ILCS 180/, amended by P.A. 102-487, adding <i>other crimes of violence</i> to its leave protections.</li> </ol> <p>The Legal References are updated with a minor style change. The footnotes are also updated in response to 56 Ill.Admin.Code Part 252, implementing the Child Bereavement Leave Act, 820 ILCS 154/, and for continuous improvement.</p>	<input type="checkbox"/>
5:260, Student Teachers	<p>The policy is unchanged. The footnotes are updated in response to 105 ILCS 5/21B-80, amended by P.A. 102-552, and for continuous improvement.</p>	<input type="checkbox"/>
5:330, Sick Days, Vacation, Holidays, and Leaves	<p>The policy and footnotes are updated in response to:</p> <ol style="list-style-type: none"> <li>1. 105 ILCS 5/24-6, amended by P.A. 102-275, permitting eligible school employees to take up to 30 days of paid sick leave for birth, without medical certification, any time within one year following the birth, and for adoption, placement for adoption, or acceptance of a child in need of foster care;</li> <li>2. VESSA, 820 ILCS 180/, amended by P.A. 102-487, adding <i>other crimes of violence</i> to the protections of VESSA;</li> <li>3. 105 ILCS 5/24-2, amended by P.A. 102-15, designating <i>2022 Election Day</i> (11-8-22) as a school holiday;</li> <li>4. 105 ILCS 5/24-2, amended by P.A.s 102-14 and 102-334, designating <i>Juneteenth</i> (June 19) as a holiday; and</li> <li>5. Continuous improvement.</li> </ol> <p>The footnotes are also updated in response to 56 Ill.Admin.Code Part 252, implementing the Child Bereavement Leave Act, 820 ILCS 154/.</p>	<input type="checkbox"/>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

6:15, School Accountability	<p>The policy, Legal References, and footnotes are updated in response to 105 ILCS 5/10-17a (school report cards), amended by three different P.A.s as follows:</p> <ol style="list-style-type: none"> <li>1. P.A. 102-294, eff. 1-1-22 (data on the number of incidents of violence that occurred on school grounds or during school-related activities and that resulted in an out-of-school suspension, expulsion, or removal to an alternative setting);</li> <li>2. P.A. 102-594, eff. 7-1-22 (the number of teachers who are National Board Certified Teachers, disaggregated by race and ethnicity); and</li> <li>3. P.A. 102-539 (school report card deliveries delayed until 12-31 in years when the Governor declares a public health emergency).</li> </ol>	<input type="checkbox"/>
6:20, School Year Calendar and Day	<p>The policy is updated with a Legal Reference-only addition of 5 ILCS 490, State Commemorative Dates Act. Footnotes are updated in response to the following Public Acts that apply to this law and the School Code:</p> <ol style="list-style-type: none"> <li>1. P.A. 102-411, adding Muhammad Ali's birthday;</li> <li>2. P.A. 102-588, naming the first full week of April each year as Autism Acceptance Week;</li> <li>3. P.A.s 102-14, eff. 1-1-22, and 102-334, enacting Juneteenth National Freedom Day on June 19 each year, and note that conflicts related to celebrating Juneteenth when it falls on a Saturday or Sunday exist, e.g., P.A. 102-14 (the controlling Public Act) states "when June nineteenth falls on a Saturday or Sunday, neither the preceding Friday nor the following Monday shall be held or considered as a <i>paid</i> holiday" but contrast P.A. 102-334, stating "when June nineteenth falls on a Sunday, the following Monday shall be held and considered the holiday" (notice the word <i>paid</i> is missing and it does not address when Juneteenth falls on a Saturday whether Friday is the holiday); and</li> <li>4. 105 ILCS 5/10-20.56, amended by P.A. 102-584, permitting e-learning days to be used when a school is selected as a polling place under the Election Code.</li> </ol> <p>Regarding item #3 above, consult the board attorney about whether Juneteenth should be celebrated as an unpaid holiday on either the preceding Friday or the following Monday when it falls on a Saturday or Sunday, respectively, or not at all when it falls on a Saturday.</p>	<input type="checkbox"/>
6:50, School Wellness	<p>The policy, Legal References, and footnotes are updated in response to 105 ILCS 5/2-3.182, added by P.A. 102-359, requiring districts that participate in child nutrition programs, the National School Lunch Program and National School Breakfast Program, the Child and Adult Care Food Program (CACFP), and the Summer Food Service Program (SFSP) to develop a food sharing plan. Legal References are updated with style changes. The footnotes discuss that these plans will depend upon many local factors, not the least of which is the requirement to work with the local health department.</p>	<input type="checkbox"/>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

6:60, Curriculum Content	<p>The policy, Legal References, Cross References, and footnotes are updated in response to:</p>	□
	<ol style="list-style-type: none"> <li>1. The repeal of 105 ILCS 5/27-9.1 and 5/27-9.2, amended by P.A. 102-522, (colloquially referred to as “family life and sex education programs”) and replacement of them with the National Sex Education Standards (NSES) (105 ILCS 5/27-9.1a, added by P.A. 102-522) and a developmentally appropriate consent education curriculum (105 ILCS 5/27-9.1b, added by P.A. 102-522). Boards retain local control to decide if they will (a) offer the new sex education (NSES) and/or developmentally appropriate consent education curriculums; and (b) if they offer one or the other or both, whether they will communicate those choices through their policies. A very lengthy footnote 34 is updated to discuss these options, along with analysis and instruction related to how a board will need to align the accompanying 6:60 suite of materials (see suite 6:60 PRM materials below) to its actual curriculum choices. While the NSES law is effective immediately, no guidance yet exists about whether districts that provide the now-repealed family life and sex education programs formerly in 105 ILCS 5/27-9.1 and 9.2, repealed by P.A. 102-522, may continue to do so for: (a) their 21-22 school years, and/or (b) continuing into the 22-23 school year and subsequent school years;</li> <li>2. 105 ILCS 5/27-6.3, added by P.A. 102-357, requiring at least 30 minutes daily of supervised, unstructured, child-directed play for students in K through 5;</li> <li>3. 105 ILCS 5/10-20.73 (final citation pending), 5/10-20.74, and 5/27-22(e) (3.5), added by P.A. 101-654, addressing computer literacy skills;</li> <li>4. 105 ILCS 5/27-20.08, added by P.A. 102-55, mandating media literacy instruction for grades 9 through 12 beginning in the fall of 2022;</li> <li>5. 105 ILCS 5/27-20.8, added by P.A. 102-44, requiring coverage of Asian American history, including the history of Asian Americans in Illinois and the Midwest, as well as the contributions of Asian Americans toward advancing civil rights from the 19th century onward, which must include the contributions made by individual Asian Americans in government and the arts, humanities, and sciences, as well as the contributions of Asian American communities to the economic, cultural, social, and political development of the United States);</li> <li>6. 105 ILCS 5/27-21, amended by P.A. 102-411, requiring instruction on contributions made to society by Americans of different faith practices); and</li> <li>7. 105 ILCS 5/27-13.2, amended by P.A. 102-195, mandating the dangers of opioid abuse be included within drug and substance abuse education.</li> </ol>	
	<p>It is important to spend time and understand the significant changes affecting this policy and the following suite of 6:60 PRM materials (see below) for this Issue. For more information about this policy’s updates, read the <b>Curriculum and Sex Education</b> bundle, above, study the “<i>Yellow Committee Worksheet</i>” changes in the footnotes to this policy available at <b>PRESS Online</b>, and consult the board attorney.</p>	

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

<p>6:60-AP1, Comprehensive Health Education Program</p>	<p><b>RENUMBERED &amp; REWRITTEN.</b> The procedure is rewritten in response to: <span style="float: right;"><input type="checkbox"/></span></p> <ol style="list-style-type: none"> <li>1. The repeals of 105 ILCS 5/27-9.1 and 5/27-9.2, and replacement of them with 105 ILCS 5/27-9.1a, added by P.A. 102-522 (See the discussion in item 1 in 6:60, <i>Curriculum Content</i>, above); and</li> <li>2. 105 ILCS 110/3, amended by P.A. 102-464, expanding education related to tobacco use to include e-cigarettes and other vapor devices starting in grade 5.</li> </ol> <p>It is important to understand that this procedure lists every topic required in the Comprehensive Health Education Program (CHEP) law, 105 ILCS 110/3, and if another law applies to the topic, that law is cited and the footnotes discuss and analyze both laws.</p> <p><i>Family life</i>, “including evidence-based and medically accurate information regarding sexual abstinence,” remained in the Comprehensive Health Education Program (CHEP) law (105 ILCS 110/3) despite CHEP being amended by P.A. 102-464. Because ISBE has until 8-1-22 to develop its learning standards and resources, at the time of <b>PRESS Issue 108</b>’s publication, no guidance existed about how to align this CHEP requirement with NSES or how to provide it if a board does not implement NSES.</p>
<p>6:60-AP1, E1, Notice to Parents/Guardians of <u>Sexual Abuse and Assault Awareness and Prevention Education; Requests to Examine Materials; Written Objection(s) and/or Opt-outs</u> Students Enrolled in Family Life and Sex Education Class</p>	<p><b>REWRITTEN, RENUMBERED &amp; RENAMED.</b> The exhibit is rewritten in response to the reasons set forth in 6:60, <i>Curriculum Content</i> and 6:60-AP1, <i>Comprehensive Health Education Program</i>, above. The <b>Written Objection(s) and/or Opt-outs</b> lists all courses or programs that parents/guardians may object to in writing and/or opt their children out of, and it aligns four statutes that now address a district’s responsibility to provide age-appropriate sexual abuse and assault awareness and prevention education programs, notices of that instruction, etc. Those four statutes are: <span style="float: right;"><input type="checkbox"/></span></p> <ol style="list-style-type: none"> <li>1. 105 ILCS 110/3, addressing age-appropriate sexual abuse and assault awareness and prevention education in all grades);</li> <li>2. <i>Erin’s Law</i>, 105 ILCS 5/10-23.13, amended by P.A. 102-610 and see policy 4:165, <i>Awareness and Prevention of Child Sexual Abuse and Grooming Behaviors</i>, permitting boards to adopt and implement a policy addressing sexual abuse prevention education for students through grade 5 and their parents/guardians;</li> <li>3. 105 ILCS 5/27-9.1a(b) and (d), amended by P.A. 102-522, requiring comprehensive personal health and safety and comprehensive sexual health education a/k/a National Sex Education Standards (NSES) and allowing parents/guardians to opt their children out by submitting a request in writing); and</li> <li>4. 105 ILCS 5/27-13.2, addressing written objections to sexual abuse prevention instruction and notice provisions (minimum five days) for students in grades K through 8.</li> </ol> <p>See also the discussions in 6:60, <i>Curriculum Content</i>, and 6:60-AP1, <i>Comprehensive Health Education Program</i>, above.</p>
<p>6:60-AP1, E2, Resources for Biking and Walking Safety Education</p>	<p><b>RENUMBERED.</b> The exhibit is unchanged and only renumbered in response to the changes in 6:60-AP1, <i>Comprehensive Health Education Program</i> and 6:60-AP1, E1, <i>Notice to Parents/Guardians of Sexual Abuse and Assault Awareness and Prevention Education; Requests to Examine Materials; Written Objection(s) and/or Opt-outs</i>, above. <span style="float: right;"><input type="checkbox"/></span></p>
<p>6:60-AP2, Comprehensive Personal Health and Safety and Sexual Health Education Program (National Sex Education Standards (NSES))</p>	<p><b>NEW.</b> The procedure is created in response to the repeals of 105 ILCS 5/27-9.1 and 5/27-9.2, and replacement of them with NSES 105 ILCS 5/27-9.1a, added by P.A. 102-522. See also the discussions in 6:60, <i>Curriculum Content</i>, and 6:60-AP1, <i>Comprehensive Health Education Program</i>, above. <span style="float: right;"><input type="checkbox"/></span></p>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

6:60-AP3, Developmentally Appropriate Consent Education	NEW. The procedure is created in response to the addition of consent education in 105 ILCS 5/27-9.1b, added by P.A. 102-522. See also the discussions in 6:60, <i>Curriculum Content</i> , and 6:60-AP1, <i>Comprehensive Health Education Program</i> , above.	<input type="checkbox"/>
6:100-AP, Dissection of Animals	The procedure is updated in response to 105 ILCS 5/10-22.39, 5/10-27.1A, 5/18-8.15, and 5/27-23.7, amended by P.A. 102-197 (school guidance counselors).	<input type="checkbox"/>
6:120, Education of Children with Disabilities	The policy and footnotes are updated in response to 105 ILCS 5/14-1.02, amended by P.A. 102-172, and for continuous improvement. The Legal References are updated for continuous improvement.	<input type="checkbox"/>
6:130, Program for the Gifted	The policy is unchanged. Footnote 1 is updated in response to 105 ILCS 5/14A-32, amended by P.A.s 101-654 and 102-209, requiring districts to automatically enroll students that meet or exceed State standards in English, math, or science on a State assessment in the next most rigorous level of advanced coursework, beginning in the fall of 2023. Other continuous improvement updates are made to the footnotes.	<input type="checkbox"/>
6:135, Accelerated Placement Program	The policy and footnotes are updated for the reasons stated in 6:130, <i>Program for the Gifted</i> , above.	<input type="checkbox"/>
6:135-AP, Accelerated Placement Program Procedures	The procedure is updated for the reasons stated in 6:130, <i>Program for the Gifted</i> , above, and for continuous improvement.	<input type="checkbox"/>
6:180, Extended Instructional Programs	The policy is updated to clarify that districts may offer programs on anti-bias education and activities to address intergroup conflict resolution. Continuous improvement updates are made to the Legal References and footnotes.	<input type="checkbox"/>
6:220, Bring Your Own Technology (BYOT) Program; Responsible Use and Conduct	The policy and footnotes are updated in response to: <ol style="list-style-type: none"> <li>1. Student Online Personal Protection Act, 105 ILCS 85/, implemented by 23 Ill.Admin.Code Part 380;</li> <li>2. 105 ILCS 5/21B-75, amended by P.A. 102-552; and</li> <li>3. Continuous improvement.</li> </ol>	<input type="checkbox"/>
6:300, Graduation Requirements	The Legal References are updated with the final citation to 105 ILCS 5/22-87, added by P.A. 101-180. The footnotes are updated in response to 105 ILCS 5/27-22(e), amended by P.A.s 101-464, 101-654, 102-366, and 102-551, revising graduation requirements and adding certain options to fulfill those requirements, and for continuous improvement.	<input type="checkbox"/>
6:300-E2, State Law Graduation Requirements	The exhibit is updated for the reasons stated in 6:300, <i>Graduation Requirements</i> , above.	<input type="checkbox"/>
6:300-E3, Form for Exemption from Financial Aid Application Completion	The exhibit is updated with the final citation to 105 ILCS 5/22-87, added by P.A. 101-180. A minor style change is also made.	<input type="checkbox"/>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

6:310, High School Credit for Non-District Experiences; Course Substitutions; Re-Entering Students	The policy is unchanged. Footnotes are updated in response to the Dual Credit Quality Act, 110 ILCS 27/, amended by P.A. 102-516, and for continuous improvement.	<input type="checkbox"/>
6:320, High School Credit for Proficiency	The policy is unchanged. Footnotes are updated in response to 105 ILCS 5/27-22, amended by P.A.s 101-654 and 102-366, affecting graduation requirements.	<input type="checkbox"/>
6:340, Student Testing and Assessment Program	The Legal References and footnotes are updated in response to: 1. 105 ILCS 5/2-3.64a-10, added by P.A. 101-654, requiring ISBE to annually assess all public school students entering kindergarten using a common assessment tool, and requiring districts to provide State assessment results/scores to parent/guardians; and 2. Continuous improvement.	<input type="checkbox"/>
7:10, Equal Educational Opportunities	The Legal References and footnote 6 are updated for the reasons stated in 4:150, <i>Facility Management and Building Programs</i> , above. The Cross References are updated for continuous improvement.	<input type="checkbox"/>
7:20, Harassment of Students Prohibited	The Legal References are updated in response to 105 ILCS 5/10-23.13 ( <i>Erin's Law</i> ), amended by P.A. 102-610, and the General Assembly's focus on resolving Educator Misconduct. The Cross References are updated to include NEW 4:165, <i>Awareness and Prevention of Child Sexual Abuse and Grooming Behaviors</i> . Other continuous improvements are made throughout the Legal References and footnotes.	<input type="checkbox"/>
7:20-AP, Harassment of Students Prohibited	The procedure is updated in response to P.A. 102-197, the school counselor terminology change.	<input type="checkbox"/>
7:30, Student Assignment and Intra-District Transfer	The policy and footnotes are updated in response to a five-year review. Changes to the policy reflect better alignment with the School Code's text, which also aligns with the IASB's 6th Strategic Priority: "Initiate, advocate for, and support efforts to ensure EQUITY, Diversity, Inclusion and Racial Justice within IASB, its membership and PK-12 Schools."	<input type="checkbox"/>
7:50, School Admissions and Student Transfers To and From Non-District Schools	The policy is unchanged. A footnote is updated in response to 105 ILCS 5/14-8.02, amended by P.A. 102-199, eff. 7-1-22, requiring districts to provide a copy of the multidisciplinary conference summary report and recommendations to the Ill. Dept. of Children and Family Services (DCFS)'s Office of Education and Transition Services when a student in the district is in the legal custody of DCFS. Minor changes are made to the Legal References, Cross References, and other footnotes.	<input type="checkbox"/>
7:60, Residence	The policy, Legal References, and footnotes are updated in response to a five-year review and legislative changes. The policy and footnotes are updated in response to 105 ILCS 5/10-22.5a(a-5), amended by P.A. 102-126, providing that military personnel must provide proof that a child will be living within the district within 60-days <del>six months</del> after the date of initial enrollment. The footnotes are also updated in response to 105 ILCS 5/14-1.11 and 14-1.11a, amended by P.A. 102-514.	<input type="checkbox"/>
7:60-API, Challenging a Student's Residence Status	The procedure is updated in response to a five-year review.	<input type="checkbox"/>



## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

7:60-AP2, E1, Letter of Residence from Landlord in Lieu of Lease	The procedure is updated in response to a five-year review. <input type="checkbox"/>
7:60-AP2, E2, Letter of Residence to Be Used When the Person Seeking to Enroll a Student Is Living with a District Resident	The procedure is updated in response to a five-year review. <input type="checkbox"/>
7:60-AP2, E3, Evidence of Non-Parent's Custody, Control, and Responsibility of a Student	The procedure is updated in response to a five-year review. <input type="checkbox"/>
7:70, Attendance and Truancy	<p>The policy, Legal References, and footnotes are updated. The policy and footnotes are updated in response to:</p> <ol style="list-style-type: none"> <li>1. 105 ILCS 5/22-90 (final citation pending), added by P.A. 102-157, requiring schools to develop an absenteeism and truancy policy and to annually communicate it to students and parents/guardians;</li> <li>2. 105 ILCS 5/26-1 and 5/26-2a, amended by P.A.s 102-266 and 102-321, allowing students to be absent for up to five days for mental or behavioral health reasons;</li> <li>3. 105 ILCS 5/26-1, amended by P.A. 102-406, prohibiting schools from requiring students excused for religious reasons to submit a written excuse after returning to school; and</li> <li>4. 105 ILCS 5/10-20.73 (final citation pending), added by P.A. 102-471, requiring a written policy related to absences and missed homework/ assignments due to a student's pregnancy.</li> </ol> <p>Other continuous improvement updates are made to the Legal References and footnotes.</p> <input type="checkbox"/>
7:80, Release Time for Religious Instruction/ Observance	The policy and footnotes are updated in response to 105 ILCS 5/26-1, amended by P.A. 102-406. The Legal References and footnotes are updated for continuous improvement. <input type="checkbox"/>
7:150, Agency and Police Interviews	The policy is updated in response to P.A. 102-197, the school counselor terminology change. The Legal References and footnotes are updated to incorporate a final citation to 105 ILCS 5/22-88. Other continuous improvements are made to the footnotes. <input type="checkbox"/>
7:160, Student Appearance	The policy, Legal References, Cross References, and footnotes are updated in response to 105 ILCS 5/10-22.25b, amended by P.A. 102-360, eff. 1-1-22 ( <i>Jett Hawkins Law</i> ). The law requires schools to provide proof of compliance for ISBE recognition pursuant to 105 ILCS 5/2-3.25, and this policy's second sentence does that. ISBE will have resource materials on its website by 7-1-22. An option in the footnotes allows a board to expand the <i>Jett Hawkins Law's</i> protections to include those listed in policy 7:10, <i>Equal Educational Opportunities</i> . It also includes instructions to ensure that if a board uses that option, it must align with text for policy 7:165, <i>School Uniforms</i> , below. <input type="checkbox"/>
7:165, School Uniforms	The policy, Legal References, and footnotes are updated for the same reasons and with the same options as discussed above in 7:160, <i>Student Appearance</i> , above. <input type="checkbox"/>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

<p>7:180, Prevention of and Response to Bullying, Intimidation, and Harassment</p>	<p>The policy, Legal References, and footnotes are updated in response to:</p> <ol style="list-style-type: none"> <li>1. 105 ILCS 5/27-23.7(b), amended by P.A. 102-241, adding “increase student accountability if the incident of bullying is based on religion, race, ethnicity, or any other category that is identified in the Ill. Human Rights Act” to list of restorative measures;</li> <li>2. 105 ILCS 5/27-23.7(b), amended by P.A. 102-197 (school guidance counselors);</li> <li>3. 105 ILCS <del>5/2-3-176</del>5/2-3.180 and 3.181, added by P.A. 101-438 and renumbered by P.A. 102-558, addressing potential grants related to interventions to address bullying;</li> <li>4. Guidance by ISBE related to reviews and re-evaluations in the years that they are due and that submission is due to ISBE by September 30; and</li> <li>5. Other continuous improvements suggested by the PAB.</li> </ol> <p>PRESS Editors and ISBE’s Student Care Dept. collaborated on these updates. Bullying prevention policies were due to ISBE on 9-30-21 via the IWAS system. Districts that have not submitted should do so now. ISBE is reviewing policies to ensure compliance with 105 ILCS 5/27-23.7 and is notifying boards of any related concerns. Once a policy is approved, the IWAS system will be locked and no changes can be made. ISBE encourages districts to make updates based on this PRESS issue and plans to unlock the IWAS system to allow for resubmission of policies in Spring 2022.</p>	<input type="checkbox"/>
<p>7:190, Student Behavior</p>	<p>The policy, Legal References, Cross References, and footnotes are updated for continuous improvement. Footnote 3 is updated in response to the U.S. Supreme Court’s 2021 decision in <u>Mahanoy Area Sch. Dist. v. B.L.</u>, about disciplining a student for off-campus misconduct.</p>	<input type="checkbox"/>
<p>7:190-AP3, Guidelines for Reciprocal Reporting of Criminal Offenses Committed by Students.</p>	<p>The procedure is updated in response to P.A. 102-197, the school counselor terminology change, and for continuous improvement.</p>	<input type="checkbox"/>
<p>7:190-AP4, Use of Isolated Time Out, Time Out, and Physical Restraint</p>	<p>The procedure is updated in response to 105 ILCS 5/10-20.33, amended by P.A. 102-339, and revisions to 23 Ill.Admin.Code §1.285 (limiting and/or prohibiting the use of time out, isolated time out, and restraint).</p>	<input type="checkbox"/>
<p>7:190-AP5, Student Handbook – Electronic Devices</p>	<p>The procedure is updated in response to:</p> <ol style="list-style-type: none"> <li>1. Continuous improvements to provide text and options to align with reality in students’ use of cell phones during the school day, especially when the board has deleted the out-of-sight limitation from policy 7:190, <i>Student Behavior</i>; and</li> <li>2. Clarifications to the footnote explaining sexting definitions.</li> </ol>	<input type="checkbox"/>
<p>7:190-AP6, Guidelines for Investigating Sexting Allegations</p>	<p>The procedure is updated in response to:</p> <ol style="list-style-type: none"> <li>1. 105 ILCS 5/21B-75, amended by P.A. 102-552, clarifying school personnel who willfully fail to report child abuse or neglect may be guilty of a Class A misdemeanor (325 ILCS 5/4) and face suspension or revocation of their licenses, endorsements, or approvals; and</li> <li>2. Continuous improvement; to align with the IASB’s 6th Strategic Priority: “Initiate, advocate for, and support efforts to ensure EQUITY, Diversity, Inclusion and Racial Justice within IASB, its membership and PK-12 Schools,” we added a footnote discussing that 705 ILCS 405/3-40(a) assumes sex is binary and does not address transgender females or individuals who identify as nonbinary.</li> </ol>	<input type="checkbox"/>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

7:190-E1, Aggressive Behavior Reporting Letter and Form	The exhibit is updated in response to a five-year review. <span style="float: right;"><input type="checkbox"/></span>
7:190-E2, Student Handbook Checklist	The exhibit is updated in response to: <ol style="list-style-type: none"> <li>1. 105 ILCS 5/10-23.13 (<i>Erin's Law</i>), amended by P.A. 102-610;</li> <li>2. 105 ILCS 5/10-20.75, added by P.A. 102-416, requiring districts to add certain suicide prevention hotline information to student handbooks;</li> <li>3. Election Code, 10 ILCS 5/1A-60, added by P.A. 102-15, requiring high schools to provide students with a document developed by ISBE explaining the process to register to vote;</li> <li>4. P.A. 102-197, the school counselor terminology change; and</li> <li>5. Other continuous improvement.</li> </ol> <span style="float: right;"><input type="checkbox"/></span>
7:190-E3, Memorandum of Understanding	The Legal References are updated for continuous improvement. The exhibit and footnotes are updated in response to: <ol style="list-style-type: none"> <li>1. Juvenile Court Act of 1987, 705 ILCS 405/5-401.6, and Code of Criminal Procedure of 1963, 725 ILCS 5/103-2.2, added by P.A. 102-101, prohibiting law enforcement and juvenile officers from lying to minors suspected of a crime during interrogations;</li> <li>2. 105 ILCS 5/27-23.7, amended by P.A. 102-241, expanding the definition of <i>restorative measures</i> to include those that increase student accountability if a bullying incident is based on religion, race, ethnicity, or any other category identified in the IHRA; and</li> <li>3. Other continuous improvements.</li> </ol> <span style="float: right;"><input type="checkbox"/></span>
7:190-E4, Acknowledgement of Receiving Student Behavior Policy and Student Conduct Code	The exhibit is updated in response to a five-year review. <span style="float: right;"><input type="checkbox"/></span>
7:200, Suspension Procedures	The policy, Legal References, and footnotes are updated in response to 105 ILCS 5/10-22.6(c), amended by P.A. 102-539, and for continuous improvement. <span style="float: right;"><input type="checkbox"/></span>
7:200-E1, Short Term Out-of-School Suspension (1-3 Days) Reporting Form	The exhibit is updated in response to a five-year review. <span style="float: right;"><input type="checkbox"/></span>
7:200-E2, Long Term Out-of-School Suspension (4-10 Days) Reporting Form	The exhibit is updated in response to a five-year review. <span style="float: right;"><input type="checkbox"/></span>
7:210, Expulsion Procedures	The policy and footnotes are updated in response to 105 ILCS 5/10-22.6(c), amended by P.A. 102-539. Other continuous improvement updates are made to the policy, Legal References, and footnotes. <span style="float: right;"><input type="checkbox"/></span>
7:210-E1, Notice of Expulsion Hearing	The exhibit is updated in response to a five-year review. <span style="float: right;"><input type="checkbox"/></span>
7:240, Conduct Code for Participants in Extracurricular Activities	The policy, Legal Updates, and footnotes are updated in response to the U.S. Supreme Court's 2021 decision in <u>Maharoy Area Sch. Dist. v. B.L.</u> , and for continuous improvement. 40 <span style="float: right;"><input type="checkbox"/></span>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

7:240-AP1, Code of Conduct for Extracurricular Activities	The procedure and footnote 1 are updated for the reasons stated in 7:240, <i>Conduct Code for Participants in Extracurricular Activities</i> , above.	<input type="checkbox"/>
7:250, Student Support Services	The policy, Legal References, and footnotes are updated in response to <i>Erin's Law</i> , 105 ILCS 5/10-23.13(b)(2), (3), and (5), amended by P.A. 102-610. The policy includes a new <b><i>Erin's Law Counseling Options, Assistance, and Intervention</i></b> subhead. The footnotes are also updated in response to 105 ILCS 5/22-90 (final citation pending), added by P.A. 102-327, defining <i>school guidance counselors</i> , and for continuous improvement. The Legal References are also updated with a citation to 105 ILCS 21B-25 (school support personnel license endorsements) and to delete 105 ILCS 5/10-20.58, which applies to content not in this policy.	<input type="checkbox"/>
7:250-AP2, Protocol for Responding to Students with Social, Emotional, or Mental Health Needs	The procedure is updated for the reason stated for the policy in 7:250, <i>Student Support Services</i> , and for continuous improvement. The procedure includes a new <b><i>Erin's Law Counseling Options, Assistance, and Intervention</i></b> subhead.	<input type="checkbox"/>
7:260, Exemption from Physical Education	The policy and footnotes are updated in response to 105 ILCS 5/27-6(b-5), added by P.A. 102-405, requiring districts to excuse students from physical activity in P.E. during a period of religious fasting, upon written notice from the parent/guardian. The footnotes are also updated for continuous improvement.	<input type="checkbox"/>
7:280-E2, Reporting and Exclusion Requirements for Common Communicable Diseases	The exhibit is updated in response to 77 Ill.Admin.Code §690.361, adding certain respiratory syndromes, including COVID-19, to the group of communicable diseases that must be immediately reported to the local health department. Continuous improvement updates are also made to the exhibit.	<input type="checkbox"/>
7:290, Suicide and Depression Awareness and Prevention	The policy, Legal References, and footnotes are updated in response to: <ol style="list-style-type: none"> <li>1. 105 ILCS 5/2-3.166(c)(4), amended by P.A. 102-267, eff. 7-1-22, adding seven categories of students who may be identified as being at increased risk of suicide; and</li> <li>2. 105 ILCS 5/10-20.73 (final citation pending), and 5/10-20.75 (final citation pending), added by P.A.s 102-134 and 102-416 respectively, requiring: (a) district-issued ID cards for students, and information on districts' websites) (P.A. 102-134); and (b) districts to insert either the Safe2Help Illinois helpline or a local suicide prevention hotline on ID cards, contacts to identify each helpline that may be contacted through text messaging, and the same information in student handbooks and planners (if a student planner is custom printed by a district or its schools for distribution to students in any of grades 6 through 12) (P.A. 102-416).</li> </ol>	<input type="checkbox"/>
7:290-AP, Resource Guide for Implementation of Suicide and Depression Awareness and Prevention Program	The procedure is updated for the reasons stated in 7:290, <i>Suicide and Depression Awareness and Prevention</i> , above.	<input type="checkbox"/>
7:310, Restrictions on Publications; Elementary Schools	The policy, Legal References, and footnotes are updated in response to a five-year review.	<input type="checkbox"/>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

7:310-AP, Guidelines for Student Distribution of Non-School Sponsored Publications; Elementary Schools	The procedure is updated for continuous improvement and to align with discussion in the footnotes to policy 7:310, <i>Restrictions on Publications; Elementary Schools</i> .	<input type="checkbox"/>
7:315, Restrictions on Publications; High Schools	The policy, Legal References, and footnotes are updated in response to feedback from the Student Law Press Center, a national non-profit student journalist advocacy group, and from Ill. Council of School Attorneys (ICSA) members. New options for boards that want to allow greater flexibility for student journalists and/or to require student media advisers to provide written justification to students when limiting their material for the reasons permitted by the Speech Rights of Student Journalists Act, 105 ILCS 80/, are found in footnotes 5 and 9, respectively. A new option for listing of policies that may not be violated is found in footnote 8. Other continuous improvements are also made throughout the policy and footnotes.	<input type="checkbox"/>
7:315-AP, Guidelines for Student Distribution of Non-School Sponsored Publications; High Schools	The procedure is updated for the reasons stated in 7:315, <i>Restrictions on Publications; High Schools</i> , above and for continuous improvement.	<input type="checkbox"/>
7:340, Student Records	The policy, Legal References, and footnotes are updated. The policy is updated in response to feedback from the PAB and 705 ILCS 405/5-905, amended by P.A. 98-61, increasing the age of delinquent minors to minors arrested or taken into custody before their 18th (formerly 17th) birthday. The Legal References are updated for continuous improvement. The footnotes are updated in response to 105 ILCS 10/6(a)(13), added by P.A. 102-557, permitting high school districts and their feeder elementary districts to enter into intergovernmental agreements to share student records and information, and for continuous improvement.	<input type="checkbox"/>
7:340-AP1, School Student Records	The procedure is updated for the reasons stated in 7:340, <i>Student Records</i> . A new option in footnote 3 provides alternative language if a district uses a single district-level records custodian, rather than designating the building principal as the records custodian for each school.	<input type="checkbox"/>
7:340-AP1, E1, Notice to Parents/Guardians and Students of Their Rights Concerning a Student's School Records	The exhibit is updated in response to 105 ILCS 10/6(a)(13), added by P.A. 102-557, PAB feedback, and for continuous improvement.	<input type="checkbox"/>
7:345, Use of Educational Technologies; Student Data Privacy and Security	The Legal References and footnotes are updated in response to 23 Ill. Admin. Code Part 380, implementing the Student Online Personal Protection Act, 105 ILCS 85/. The footnotes are also updated in response to 105 ILCS 5/10-20.74, added by P.A. 101-654, requiring districts to submit to ISBE an annual report about their educational technology capacity and policies, and for continuous improvement.	<input type="checkbox"/>
7:345-AP, Use of Educational Technologies; Student Data Privacy and Security	The procedure is updated for the reasons stated in 7:345, <i>Use of Educational Technologies; Student Data Privacy and Security</i> , above.	<input type="checkbox"/>

## Revisions to Policies, Administrative Procedures, and Exhibits — *continued*

7:345-AP, E4, Notice of Parent Rights Regarding Student Covered Information	The procedure is updated in response to 23 Ill. Admin. Code Part 380, implementing the Student Online Personal Protection Act, 105 ILCS 85/.	<input type="checkbox"/>
7:345-AP, E5, Parent Request Form for Student Covered Information	<b>NEW.</b> The exhibit is created for the reason stated in 7:345-AP, E4, <i>Notice of Parent Rights Regarding Student Covered Information</i> .	<input type="checkbox"/>
7:345-AP, E6, Parent Request Form for Correction of Student Covered Information	<b>NEW.</b> The exhibit is created for the reason stated in 7:345-AP, E4, <i>Notice of Parent Rights Regarding Student Covered Information</i> .	<input type="checkbox"/>
8:70, Accommodating Individuals with Disabilities	The policy is unchanged. The Cross References are updated for continuous improvement. Footnote 2 is updated in response to 105 ILCS 5/10-20.75 (final citation pending), added by P.A. 103-238, eff. 8-1-22, requiring districts to ensure its Internet websites or web services comply with <i>Level AA of the Web Content Accessibility Guidelines 2.1</i> or any revised version of the guidelines, and for continuous improvement.	<input type="checkbox"/>
8:95-AP, Parental Involvement	The procedure is updated in response to 105 ILCS 5/27-9.1a(d), added by P.A. 102-522, allowing parents/guardians to opt-out their children from NSES classes or courses, and 105 ILCS 5/27-9.1a(e), added by P.A. 102-522, giving parents/guardians the right to review instructional materials to be used in NSES classes or courses.	<input type="checkbox"/>
8:100, Relations with Other Organizations and Agencies	The policy is unchanged. Continuous improvements are made to the footnotes in response to a five-year review. A new Cross Reference to 4:180, <i>Pandemic Preparedness; Management; and Recovery</i> , is added.	<input type="checkbox"/>

## Operational Services

### Awareness and Prevention of Child Sexual Abuse and Grooming Behaviors 1

Child sexual abuse and grooming behaviors harm students, their parents/guardians, the District's environment, its school communities, and the community at large, while diminishing a student's ability to learn. The Board has a responsibility and obligation to increase awareness and knowledge of:<sup>2</sup> (1) issues regarding child sexual abuse, (2) likely warning signs that a child may be a victim of sexual abuse, (3) grooming behaviors related to child sexual abuse and grooming, (4) how to report child sexual abuse, (5) appropriate relationships between District employees and students based upon State law, and (6) how to prevent child sexual abuse.

To address the Board's obligation to increase awareness and knowledge of these issues, prevent sexual abuse of children,<sup>3</sup> and define prohibited grooming behaviors,<sup>4</sup> the Superintendent or designee shall implement an Awareness and Prevention of Sexual Abuse and Grooming Behaviors Program. The Program will:

1. Educate students with:

The footnotes are not intended to be part of the adopted policy; they should be removed before the policy is adopted.

<sup>1</sup> Required by *Erin's Law*, 105 ILCS 5/10-23.13, amended by P.A. 102-610. Also infused into this policy are concepts from HB 1975 text, which did not pass in the first half of the 102nd Ill. General Assembly; however, its content (a) includes the results of collaboration to implement some of the recommendations of the *Make Sexual and Severe Physical Abuse Fully Extinct (Make S.A.F.E.) Taskforce* and was endorsed by Stop Educator Sexual Abuse Misconduct & Exploitation (S.E.S.A.M.E.), a national organization working to prevent sexual exploitation, abuse, and harassment of students by teachers and other school staff, and (b) provides helpful guidance for districts to implement P.A. 102-610 due to P.A. 102-610's vagueness. Three additional statutes address a district's responsibility to provide age-appropriate sexual abuse and assault awareness and prevention education programs:

1. 105 ILCS 110/3, Critical Health Problems and Comprehensive Health Education Act (requires districts to establish a Comprehensive Health Education Program that includes age-appropriate sexual abuse and assault awareness and prevention education in grades pre-K through 12) (see sample policy 6:60, *Curriculum Content*, and administrative procedure 6:60-AP1, *Comprehensive Health Education Program*);
2. 105 ILCS 5/27-9.1a(b), added by P.A. 102-552 (requires comprehensive personal health and safety and comprehensive sexual health education a/k/a National Sex Education Standards (NSES) to: (a) be age and developmentally appropriate, medically accurate, complete, culturally appropriate, inclusive, and trauma informed, (b) replicate evidence-based or evidence-informed programs or substantially incorporate elements of evidence-based programs or evidence-informed programs or characteristics of effective programs, (c) provide information about local resources where students can obtain additional information and confidential services related to sexual violence (including sexual abuse and assault), and (d) provide information about State laws related to mandated reporting of child abuse and neglect, and school policies addressing the prevention of and response to sexual violence) (see sample policy 6:60, *Curriculum Content*, and administrative procedure 6:60-AP2, *Comprehensive Personal Health and Safety and Sexual Health Education Program (National Sex Education Standards (NSES))*); and
3. 105 ILCS 5/27-13.2 (addresses (a) written objections to sexual abuse prevention instruction and notice provisions (minimum five days) for students in grades K through 8, and (b) distribution by the Ill. State Board of Education (ISBE) and Ill. Dept. of Children and Family Services (DCFS) of information for districts to provide to their communities about this instruction) (see sample policy 6:60, *Curriculum Content*, and administrative procedure exhibit 6:60-AP1, E1, *Notice to Parents/Guardians of Sexual Abuse and Assault Awareness and Prevention Education; Requests to Examine Materials; Written Objection(s) and/or Opt-outs*).

<sup>2</sup> 105 ILCS 5/10-23.13, amended by P.A. 102-610, at (b)(1).

<sup>3</sup> *Id.* at (b).

<sup>4</sup> *Id.* at (b).



- a. An age-appropriate and evidence-informed health and safety education<sup>5</sup> curriculum that includes methods for how to report child sexual abuse and grooming behaviors to authorities,<sup>6</sup> through policy 6:60, *Curriculum Content*; <sup>7</sup>
  - b. Information in policy 7:250, *Student Support Services*, about: (i) District counseling options, assistance, and intervention for students who are victims of or affected by sexual abuse,<sup>8</sup> and (ii) community-based Children's Advocacy Centers and sexual assault crisis centers and how to access those serving the District. <sup>9</sup>
2. Train District employees about child sexual abuse and grooming behaviors by January 31 of each school year with materials that include: <sup>10</sup>
    - a. A definition of prohibited grooming behaviors and boundary violations pursuant to policy 5:120, *Employee Ethics; Conduct; and Conflict of Interest*;
    - b. Evidence-informed<sup>11</sup> content on preventing, recognizing, reporting, and responding to child sexual abuse, grooming behaviors, and boundary violations pursuant to policies 2:260, *Uniform Grievance Procedure*; 2:265, *Title IX Sexual Harassment Grievance Procedure*; 5:90, *Abused and Neglected Child Reporting*; 5:100, *Staff Development Program*; and 5:120, *Employee Ethics; Conduct; and Conflict of Interest*; and
    - c. How to report child sexual abuse, grooming behaviors, and/or boundary violations pursuant to policies 2:260, *Uniform Grievance Procedure*; 2:265, *Title IX Sexual Harassment Grievance Procedure*; and 5:90, *Abused and Neglected Child Reporting*.
  3. Provide information to parents/guardians in student handbooks about the warning signs<sup>12</sup> of child sexual abuse, grooming behaviors, and boundary violations with evidence-informed educational information that also includes: <sup>13</sup>

The footnotes are not intended to be part of the adopted policy; they should be removed before the policy is adopted.

<sup>5</sup> *Id.* at (b)(1).

<sup>6</sup> *Id.* at (b)(4).

<sup>7</sup> 105 ILCS 5/10-23.13(b). See policy 6:60, *Curriculum Content*, and administrative procedure 6:60-AP1, *Comprehensive Health Education Program*, for information on school board choices related to health and safety education, including sex education.

<sup>8</sup> *Id.* at (b)(2) and (3).

<sup>9</sup> *Id.* at (b)(5). See policy 5:90, *Abused and Neglected Child Reporting*, and administrative procedure 5:90-AP, *Coordination with Children's Advocacy Center*, for more information on Children's Advocacy Centers.

<sup>10</sup> Citations for each letter:

- a. 105 ILCS 5/10-23.13(b);
- b. *Id.* at (b), (b)(1.5), and (c).
- c. *Id.* at (b) and (b)(1.5).

<sup>11</sup> Two Illinois laws address "evidence-informed." *Evidence-informed per Erin's Law* means modalities that were created utilizing components of evidence-based treatments or curriculums. 105 ILCS 5/10-23.13(a), added by P.A. 102-610. Contrast with NSES at 105 ILCS 5/27-9.1a(a), added by P.A. 102-552, which defines an *evidence-informed program* as "a program that uses the best available research and practice knowledge to guide program design and implementation."

<sup>12</sup> 105 ILCS 5/10-23.13(b) and (b)(1); warning signs and *likely* warning signs are mentioned twice in the law. This policy uses *likely* in the purpose introduction. The Ill. Principals Association (IPA) maintains a handbook service that coordinates with PRESS material, Online Model Student Handbook (MSH), at: [www.ilprincipals.org/resources/model-student-handbook](http://www.ilprincipals.org/resources/model-student-handbook).

<sup>13</sup> This information is listed in 7:190-E2, *Student Handbook Checklist*. Citations for each letter:

- a. 105 ILCS 5/10-23.13(b) and (b)(1).

- a. Assistance, referral, or resource information, including how to recognize grooming behaviors,<sup>14</sup> appropriate relationships between District employees and students based upon policy 5:120, *Employee Ethics; Conduct; and Conflict of Interest*, and how to prevent child sexual abuse from happening;
  - b. Methods for how to report child sexual abuse, grooming behaviors, and/or boundary violations to authorities; and
  - c. Available counseling and resources for children who are affected by sexual abuse, including both emotional and educational support for students affected by sexual abuse, so that the student can continue to succeed in school pursuant to policy 7:250, *Student Support Services*.
4. Provide parents/guardians of students in any of grades K through 8 with not less than five days' written notice before commencing any class or course providing instruction in recognizing and avoiding sexual abuse, as well as the opportunity to object in writing.<sup>15</sup>

LEGAL REF.: 105 ILCS 5/10-23.13, 5/27-9.1a, and 5/27-13.2.  
 105 ILCS 110/3, Critical Health Problems and Comprehensive Health Education Act.  
 325 ILCS 5/, Abused and Neglected Child Reporting Act.  
 720 ILCS 5/11-25, Criminal Code of 2012.

CROSS REF.: 2:260 (Uniform Grievance Procedure), 2:265 (Title IX Sexual Harassment Grievance Procedure), 4:175 (Convicted Child Sex Offender; Screening; Notifications), 5:90 (Abused and Neglected Child Reporting), 5:100 (Staff Development Program), 5:120 (Employee Ethics; Conduct; and Conflict of Interest), 6:60 (Curriculum Content), 7:20 (Harassment of Students Prohibited), 7:250 (Student Support Services)

---

The footnotes are not intended to be part of the adopted policy; they should be removed before the policy is adopted.

- b. *Id.* at (b)(4) and (5).
- c. *Id.* at (b).

<sup>14</sup> Providing information to parents/guardians about how to recognize grooming behaviors is not in *Erin's Law*; it only addresses informing parents/guardians about the methods for increasing their awareness and knowledge of grooming behaviors. 105 ILCS 5/10-23.13(b)(1). This policy requires the district to provide information to parents/guardians about how to recognize grooming behaviors to: (1) effect the purpose of *Erin's Law*, (2) align with the intent of the statutes cited in ¶n 1, above (educating all students to recognize and avoid sexual abuse and assault), and (3) align with the notification requirements in 105 ILCS 5/27-13.2 (parents/guardians of K-8 students prior to commencing instruction in recognizing and avoiding sexual abuse (see ¶n 15, below)).

<sup>15</sup> Required by 105 ILCS 5/27-13.2. See 6:60-AP1, E1, *Notice to Parents/Guardians of Sexual Abuse and Assault Awareness and Prevention Education; Requests to Examine Materials; Written Objection(s) and/or Opt-outs*. Delete for high school districts.