



We're All In This Together



MEMO

**Lombard School District 44
Superintendent's Office
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TO: District 44 Board of Education

FR: Deb Iversen, Executive Assistant to Superintendent of Schools/Board Secretary

RE: Press Plus Issue 118

DT: May 19, 2025

Draft Update

Policy 2:260 Uniform Grievance Procedure

The policy and footnotes are updated in response to State of Tennessee v. Cardona, striking down the 2024 Title IX sex discrimination regulations and restoring the 2020 Title IX regulations, and for continuous improvement. The footnotes are also updated in response to the Whistleblower Act, 740 ILCS 174/, amended by P.A. 103-867, broadening the scope of legal protections for whistleblowers.

Policy 4:15 Identity Protection

The policy and footnotes are updated in response to 2 C.F.R. Part 200, amended by 89 Fed. Reg. 30046 addresses the safeguarding of information under grant awards and updates the definitions for personally identifiable information and protected personally identifiable information.

Policy 4:80 Accounting and Audits

The policy and footnotes are updated in response to 2 C.F.R. Part 200, amended by 89 Fed. Reg. 30046, addressing the disposition and the retention of property acquired under grant awards, including an increase in the capitalization threshold from \$5,000 to \$10,000 for capital assets. The footnotes are also updated for continuous improvement.

Policy 5:10 Equal Employment Opportunity & Minority Recruitment

The policy is updated for the reasons stated in 2:265, Title IX Grievance Procedure.

Policy 5:20 Workplace Harassment Prohibited

The policy and footnotes are updated for the reasons stated in 2:265, Title IX Grievance Procedure.

Policy 5:60 Expenses

The Legal References and footnotes are updated in response to a five-year review.

Policy 5:100 Staff Development Program

The policy, Legal References, Cross References, and footnotes are updated in response to 105 ILCS 5/26A-25 and 26A-35, added by P.A. 102-466, a/k/a ESS Law, eff. 7-1-25, requiring training for staff members designated as resource persons and complaint resolvers for Article 26A Students. The policy and footnotes are also updated in response to 105 ILCS 5/10-22.6(c-5), amended by P.A. 103-896, requiring ongoing professional development for all personnel on the requirements of 105 ILCS 5/10-22.6 and 5/10-20.14, as well as trauma-responsive learning environments, and in response to State of Tennessee v.

Cardona, striking down the 2024 Title IX sex discrimination regulations and restoring the 2020 Title IX regulations. Continuous improvement updates are also made to the footnotes.

Policy 6:150 Home & Hospital Instruction

The policy, Cross References, and footnotes are updated in response to 105 ILCS 5/10-22.6a, amended by P.A. 102-466, a/k/a ESS Law, eff. 7-1-25, requiring home instruction for students unable to attend school due to pregnancy-related conditions, the fulfillment of parenting obligations related to the health of the child, or health or safety concerns arising from domestic or sexual violence.

Policy 6:235 Access to Electronic Networks

The policy and footnotes are updated to address the use of artificial intelligence-enabled tools in schools. A new, optional Use of Artificial Intelligence (AI)- Enabled Tools subhead is added to the policy. The footnotes are also updated in response to a U.S. Surgeon General's Advisory addressing the safety of social media use for children, and for continuous improvement.

Policy 7:10 Educational Opportunities

The policy and footnotes are updated in response to State of Tennessee v. Cardona, striking down the 2024 Title IX sex discrimination regulations and restoring the 2020 Title IX regulations, and for continuous improvement. The Legal References, Cross References, and footnotes are updated in response to 105 ILCS 5/26A, added by P.A. 102-466, a/k/a ESS Law, eff. 7-1-25, requiring schools to facilitate the full participation of Article 26A Students.

Policy 7:20 Harassment of Students Prohibited

The policy and footnotes are updated in response to State of Tennessee v. Cardona, striking down the 2024 Title IX sex discrimination regulations and restoring the 2020 Title IX regulations, and for continuous improvement. The Legal References and Cross References are updated in response to 105 ILCS 5/26A, added by P.A. 102-466, a/k/a ESS Law, eff. 7-1-25.

Policy 7:60 Residence

The policy, Legal References, Cross References, and footnotes are updated in response to 105 ILCS 5/26A, added by P.A. 102-466, a/k/a ESS Law, eff. 7-1-25, permitting but not requiring the interdistrict transfer of students who are parents, expectant parents, or victims of domestic or sexual violence. Continuous improvement updates are also made to the footnotes.

Policy 7:70 Attendance & Truancy

The policy, Legal References, Cross References, and footnotes are updated in response to 105 ILCS 5/26-2a, amended by P.A. 102-466, a/k/a ESS Law, eff. 7-1-25, adding more valid causes for student absence. Continuous improvement updates are also made to the policy and footnotes.

Policy 7:180 Prevention of and Response to Bullying, Intimidation, & Harassment

The policy is updated in response to State of Tennessee v. Cardona, striking down the 2024 Title IX sex discrimination regulations and restoring the 2020 Title IX regulations, and for continuous improvement. Continuous improvement updates are also made to the footnotes.

Policy 7:185 Teen Dating Violence Prohibited

The policy is updated in response to State of Tennessee v. Cardona, striking down the 2024 Title IX sex discrimination regulations and restoring the 2020 Title IX regulations.

Policy 7:190 Student Behavior

The policy, Legal References, and footnotes are updated. The policy and footnotes are updated in response to:

1. The addition of a definition for sexting that includes Criminal Code of 2012, 720 ILCS 5/11-23.7, added by P.A. 103-825, criminalizing the non-consensual dissemination of sexually explicit digitized depictions;
2. 105 ILCS 5/22-100, added by P.A. 103-806, defining corporal punishment;
3. 105 ILCS 5/24-24, amended by P.A. 103-806, permitting school employees to only use reasonable force with respect to a student as permitted under 105 ILCS 5/10-20.33;
4. 105 ILCS 5/10-27.1A and 10-27.1B, amended by P.A.s 103-609 (first to pass both houses) and 103-780 (second to pass both houses and controlling), requiring the superintendent to annually report to ISBE by July 31 certain incidents on school grounds involving firearms, drugs, and battery against staff members; and
5. Continuous improvement.

The Legal References are updated for reason #2 listed above. The footnotes are also updated in response to:

1. 105 ILCS 5/10-20.14, amended by P.A. 103-896, requiring ISBE to publish guidance for the development of reciprocal reporting systems and evidence-based intervention procedures by 7-1-25;
2. Ill. Human Rights Act, 775 ILCS 5/2-101(N), added by P.A. 103-804, eff. 1-1-26, defining generative artificial intelligence;
3. 105 ILCS 5/10-22.6(c-5), amended by P.A. 103-896, requiring districts to make reasonable efforts to provide ongoing professional development to school personnel on 105 ILCS 5/10-22.6 and 105 ILCS 5/10-20.14 and trauma-responsive learning environments;
4. A.A. v. Summit Sch. Dist. No. 104, 2024 IL App (1st) 232451, holding that the factors for review of an expulsion previously established under Robinson v. Oak Park, 213 Ill.App.3d 77 (1st Dist. 1991) no longer applies because 105 ILCS 5/10-22.6 has clear standards for expulsion.
5. 105 ILCS 5/10-22.6(b), amended by P.A. 103-896, deleting a provision that addressed the immediate transfer of students to an alternative program who are suspended in excess of 20 school days;
6. 105 ILCS 5/1C-2, amended by P.A. 103-594, prohibiting the expulsion of children from early childhood programs until 7-1-26. On and after 7-1-26, the prohibition will be effective under the Dept. of Early Childhood Act, 325 ILCS 3/15-30(a)(7).

Policy 7:200 Suspension Procedures

The policy and footnotes are updated in response to 105 ILCS 5/10-22.6, amended by P.A. 102-466, a/k/a ESS Law, eff. 7-1-25, providing that during a suspension review hearing or expulsion hearing, students may disclose any factor to be considered in mitigation, and students must be allowed to appear with a representative and a support person, and for continuous improvement.

Policy 7:210 Expulsion Procedures

The policy and footnotes are updated for the reasons stated in 7:200, Suspension Procedures.

Policy 7:250 Student Support Services

The policy, Legal References, Cross References, and footnotes are updated in response to 105 ILCS 5/26A, added by P.A. 102-466, a/k/a ESS Law, eff. 7-1-25, requiring students 12 years of age and older be annually notified of the availability of counseling without parent/guardian consent under 405 ILCS 5/3-550, and the designation of at least one staff member in each building as a resource person for Article 26A Students.

Policy 7:270 Administering Medicines to Students

The policy, Legal References, and footnotes are updated. The policy is updated for continuous improvement to clarify that students may self-carry supplies when authorized by their diabetes care plan and/or seizure action plan. The footnotes are updated in response to:

1. 23 Ill.Admin.Code §1.540(b)(2), amended by 48 Ill.Reg. 14539, adding that schools are not required to accept opt-out requests from parents for the administration of undesignated medications.
2. Clinical Social Work and Social Work Practice Act, 225 ILCS 20/4.5, added by P.A. 103-1048, authorizing licensed school social workers to possess and administer opioid antagonists in their licensed professional capacity; and

3. Continuous improvement. The Legal References are updated for continuous improvement to add 105 ILCS150/, Seizure Smart School Act.

Policy 7:310 Restrictions on Publications; Elementary Schools

The policy, footnotes, and Cross References are updated. The policy, Cross References, and footnotes are updated in response to the addition of a definition of sexting in 7:190, Student Behavior, and for continuous improvement. The footnotes are also updated in response to:

1. L.M. v. Town of Middleborough, Mass., 103 F.4th 854 (1st Cir. 2024), addressing the limits of students' right to free speech on campus; and

2. Mahanoy Area School Dist. v. B.L., 594 U.S. 180 (2021), addressing the issue of discipline for off-campus conduct.

Policy 7:340 Student Records

The Legal References, Cross References, Administrative Procedure References, and footnotes are updated in response to:

1. 105 ILCS 5/26A-30, added by P.A. 102-466, a/k/a ESS Law, eff. 7-1-25, restricting the circumstances under which schools may disclose information about a student's status as a parent, expectant parent, or victim of domestic or sexual violence; and

2. 105 ILCS 10/2(f), amended by P.A. 102-466, a/k/a ESS Law, eff. 7-1-25, providing that a student's temporary records include information about a student's status and related experiences as a parent, expectant parent, or victim of domestic or sexual violence.

Continuous improvement updates are also made to the footnotes.

Draft Update - Rewritten

Policy 2:265 Title IX Grievance Procedure

REWRITTEN. The policy is updated in response to State of Tennessee v. Cardona, striking down the 2024 Title IX sex discrimination regulations and restoring the 2020 Title IX regulations, and for continuous improvement.

Draft Update - New

Policy 7:255 Students Who are Parents, Expectant Parents, or Victims of Domestic or Sexual Violence

NEW. The policy is created in response to 105 ILCS 5/26A, added by P.A. 102-466, a/k/a ESS Law, eff. 7-1-25, requiring districts to ensure they have policies, procedures, and resources in place to ensure that Article 26A Students are provided with support services necessary to enable them to meet State educational standards and successfully attain a school diploma.

Recommendation

It is recommended that the Board of Education adopt the suggested changes.